OFFICIAL PROCEEDINGS

OF THE

MEETINGS

OF THE

BOARD OF SUPERVISORS

OF

PORTAGE COUNTY, WISCONSIN

February 2, 1993
March 17, 1993
April 20, 1993
May 18, 1993
June 22, 1993
July 20, 1993
September 14, 1993
October 19, 1993
November 15 & 16, 1993
December 21, 1993

****

CLARENCE HINTZ . . . . . Chairman

RICHARD M. PURCELL . . . . . 1st Vice-Chairman

STUART CLARK . . . . . 2nd Vice-Chairman

ROGER WRYCZA . . . . . County Clerk

OFFICIAL PROCEEDINGS
of the
BOARD OF SUPERVISORS
of
PORTAGE COUNTY, WISCONSIN

February 2, 1993

Meeting was called to order by Chairman Clarence Hintz.

District 1, Alfred A. Lewandowski
District 2, Paul F. Kaczmarek
District 3, W. William Zimdars
District 4, Walter Jakusz
District 5, Paul A. Borham
District 6, Richard M. Purcell
District 7, James E. Clark
District 8, Jeffrey K. Murphy
District 9, Eugene G. Szymkowiak
District 10, Gordon M. Hanson
District 11, Joe Niedbalski
District 12, William H. Peterson
District 13, Margaret Cain Erler
District 14, James Gifford
District 15, Douglas Warner
District 16, O. Philip Idsvoog
District 17, Robert J. Steinke
District 18, Anthony B. Kiedrowski
District 19, Stuart Clark
District 20, Carrol Winkler
District 21, Richard E. Allen
District 22, Jeanne Dodge
District 23, Eugene Zdroik
District 24, Ronald J. Check
District 25, Jerome J. Borski
District 26, Donald J. Butkowski
District 27, John W. Holdridge
District 28, Leif E. Erickson
District 29, Clarence S. Hintz

Roll call taken by Clerk Wrycza revealed (28) present, (1) excused, Supervisor Szymkowiak.

All present saluted the flag.

Supervisor Kaczmarek delivered the invocation.

Motion by Supervisor Check, second by Supervisor Borski to approve the minutes of the December County Board meeting minutes. Motion carried by voice vote.

Correspondence

Proclamation designating the week of February 8-12, 1993 as Vocational Educational Week. Proclamation designating the week of March 1-6, 1993 as Foster Grandparents Week. Motion carried by

voice vote to approve both proclamations.

Thank you note from the family of Ernest Wanta for the flowers.

Letter from John Wandrey, Wisconsin Public Service Corporation District Manager, congratulating Portage County for keeping the tax rate at a minimum with providing a good quality of services.

Committee Referrals

Motion by Supervisor Peterson, second by Supervisor Borham to deny the claim of Jayne Jacobson. The Claimant alleges that while her vehicle was seized and held by the Portage County Sheriff's Department it was improperly stored which resulted in damage to said vehicle in the amount of $164.85 together with costs of this action. Motion carried by voice vote.

Motion by Supervisor Hanson, second by Supervisor Warner to refer to the Corporation Counsel the notice of claim of Jamie Rekowski and Bernadine and Gerald Rekowski. The Claim alleges that the Town of Sharon and Portage County were negligent in permitting a driveway at the crest of a hill near the intersection of CTH I and River Lane. Motion carried by voice vote.

Annual Report

Dave Ankley presented the Agriculture Agent Annual Report. Motion by Supervisor Zdroik, second by Supervisor Borham to approve the report. Motion carried by voice vote.

ORDINANCE NO. 76-92-94-AMENDED
RE: PASSENGER FACILITY CHARGE CENTRAL
WISCONSIN REGIONAL AIRPORT

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, Portage County and Marathon County have jointly established the Central Wisconsin Regional Airport; and

WHEREAS, the Portage County Board of Supervisors and the Marathon County Board of Supervisors have authorized the Central Wisconsin Airport Joint Airport Board to operate, maintain, and develop the Airport; and

WHEREAS, the federal government has instituted a procedure for the collection of a "Passenger Facility Charge" to be used for airport development pursuant to U.S. Department of Transportation, Federal Aviation Administration's Federal Aviation Regulation, Part 158, "Passenger Facility Charges.", and

WHEREAS, the Central Wisconsin Joint Airport Board is authorized to establish a Passenger Facility Charge at the Central Wisconsin Regional Airport, subject to County Board approval; and

WHEREAS, collection of this fee will provide additional

revenue for the operation and development of the airport without increasing local tax levies; and

WHEREAS, the Central Wisconsin Joint Airport Board, at its meeting of January 8, 1993, voted to establish a Passenger Facility Charge of $3.00 per person, effective upon FAA approval, to be used for airport development,

NOW, THEREFORE, the County Board of Supervisors of the County of Portage does ordain and resolve as follows:

To approve the action of the Central Wisconsin Joint Airport Board to establish a Passenger Facility Charge of $3.00 per person at the Central Wisconsin Regional Airport, effective upon FAA approval, in accordance with the authority cited herein.

Fiscal Impact: Revenue increase of $3.00 per person, effective upon FAA approval. No precise estimate of revenue can be given at this time.

Dated this 2nd day of February, 1993.

Respectfully submitted,
AIRPORT BOARD
Gordon Hanson
Stuart Clark
Ralph Drake

Motion by Supervisor Stuart Clark, second by Supervisor Hanson for the adoption.

Motion by Supervisor Stuart Clark, second by Supervisor Hanson to amend the resolution in the seventh paragraph by changing "Marathon" to "Portage". Motion carried by voice vote. Amendment carried.

Roll call vote revealed (28) ayes, (1) excused, Supervisor Szymkowiak. Ordinance adopted.

ORDINANCE NO. 71-92-94 - RECALL
RE: ZONING ORDINANCE TEXT AMENDMENT, RURAL AND URBAN-FRINGE RESIDENCE DISTRICT

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, the Portage County Planning and Zoning Committee requests to amend the Portage County Zoning Ordinance to create a Rural and Urban-Fringe Residence District; and

WHEREAS, the Portage County Planning and Zoning Committee held a public hearing on the proposed amendment in Conference Room "B" of the County-City Building on October 28, 1992 after due notices were published in the Stevens Point Journal. At said hearing all

those who wished to be heard were heard and pertinent facts constituting the testimony were recorded; and

WHEREAS, the Portage County Planning and Zoning Committee after carefully considering the testimony, including the attached fact sheet at the October 28 and December 2, 1992 meeting, has placed a recommendation with the County Board that the request be approved; and

WHEREAS, the proposed amendment, with the information furnished in the attached report and fact sheet, has been given due consideration by the County Board.

NOW, THEREFORE, BE IT RESOLVED, that the Portage County Board of Supervisors does ordain that the Portage County Zoning Ordinance shall be amended as follows: Repeal Section 6.2.3 "Low Density Residence District" and add Section 6.2.3 "Rural and Urban-Fringe Residence District", as described below.

6.2.3 RURAL AND URBAN FRINGE RESIDENCE DISTRICT

(A) Intent. This district is intended to provide urban-fringe and rural area landowners/residents with greater flexibility in land usage than is afforded by traditional residential zoning, while providing greater protection from conflicting land uses than is afforded by traditional agricultural zoning. Single family residential development is consistent with this district, as well as other nonintensive uses typically associated with the rural residential life-style. Low development densities should be maintained to prevent degradation of groundwater from on-site waste disposal systems.

(B) Uses. The following uses are permitted:
  (1) Single family dwellings for year-round or seasonal use, not including mobile homes.
  (2) Forestry plantations, woodlots, and related forest management activities.
  (3) Gardening plots.
  (4) Plant material nurseries.
  (5) Home occupations and professional offices as specified in 6.2.1(A)(8) and (9).
  (6) Signs as specified in 6.2.1(A)(11).
  (7) Customary accessory uses and 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. The maximum area of accessory building(s) shall not exceed 2,000 square feet of total floor area and shall match the design of the residence as determined by the Zoning Administrator, except that this shall not apply to preexisting farm operations.
  (8) Schools, churches, and cemeteries.

(9) Parks and playgrounds as specified in Subsection 6.2.1 (A)(4).
(10) Municipal buildings for administrative purposes only.
(11) Keeping, raising, or housing of horses, provided such activity is not of a commercial nature. Such activity shall require a minimum lot size of 5 acres and shall not exceed a density of 1 horse per 1.5 acres. No building for the housing of horses shall be located within 100 feet of any boundary of a residential lot, other than a lot owned by the owner or lessee of the building housing the horse(s).

(C) Special Exception Uses. The following uses are permitted upon proper application as provided in this ordinance, particularly items (a) and (b) of Subparagraph 6.6.2(A)(3), only after such use shall have been approved in writing by the Board of Adjustment, after public hearing.

Such approval shall be consistent with the general purpose and intent of this ordinance and shall be based upon evidence as may be presented at such public hearing, tending to show the desirability of specific uses 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, glare, vibration, operation of heavy machinery, heavy vehicular traffic, increased traffic on the streets and other safety and health factors; such uses shall be required to conform with the plan approved by the Board of Adjustment and shall meet the specific conditions attached below and such other conditions as the Board of Adjustment deems necessary in furthering the purpose of this ordinance.

(1) Man-made ponds.
(2) Temporary, movable roadside vegetable/produce stands for the sale of products grown on the same premises.
(3) Telephone, telegraph and power transmission and distribution towers, poles and lines, including transformers, substations, relay stations, equipment housings and other similar necessary appurtenant facilities; microwave relay towers and their appurtenances.
(4) Mobile Homes
(5) Bed and Breakfast Establishments as per 6.2.1(B)(3).
(6) Accessory building(s) exceeding 2,000 square feet of total floor area.
(6) Accessory building(s) exceeding 2,000 square feet of total floor area.
(7) Home occupations when such occupations may be conducted anywhere on the premises for retail uses and manufacturing, assembly and artisan. If conducted out of the residence, not more than 25 percent of only one floor of the dwelling shall be used, there shall be no external alterations that would effect a substantial change in the

residential character of the building, and no more than two (2) persons not members of the resident family may be employed in such occupations.

(8) Those uses listed in Subsection 6.6.1(A)(8).

(D) Height, Yards, Areas and Other Requirements.

(1) Height. Except as otherwise provided in this ordinance, no building shall exceed a height of 35 feet. See Paragraph 6.6.1(C).

(2) Floor Area. Buildings used in whole or in part for residential purposes which are hereafter erected, moved or structurally altered shall have a floor area as follows:

(a) If occupied or to be occupied for 6 months or longer in any one calendar year (year-round occupancy), the floor area shall not be less than 720 square feet.

(b) If occupied or to be occupied for less than 6 months in any one calendar year (seasonal occupancy), the floor area shall not be less than 400 square feet. See Subsection 6.6.10, "Floor Area".

(3) Lot Area. Minimum lot area in this district shall be 2 acres, except as provided in 6.2.3(B)(11).

(4) Lot Width. Minimum lot width shall be 200 feet.

(5) Side Yards. There shall be a side yard on each side of a building of not less than 25 feet except for existing lots of record, on which structures shall as nearly as possible meet side yard setbacks, but not less than the side yard setbacks prior to an approved rezoning.

(6) Rear Yard. There shall be a rear yard of not less than 25 feet in depth.

(7) Setback Lines. See Subsection 6.6.6.

(8) Off-street Parking. See Subsection 6.6.1(E).

Dated this 2nd day of February, 1993.

Respectfully submitted,

O. Philip Idsvoog, Chair
Ronald Check
John Holdridge
Robert J. Steinke
Leif Erickson

Motion by Supervisor Steinke, second by Supervisor Erickson for the adoption and recall of the resolution.

Roll call vote revealed (27) ayes, (2) excused, Supervisors Szymkowiak and Idsvoog. Ordinance adopted.

ORDINANCE NO. 72-92-94-RECALL
RE: ZONING ORDINANCE TEXT AMENDMENT, A-3,
LOW DENSITY AGRICULTURAL DISTRICT

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, the Portage County Planning and Zoning Committee requests to amend the Portage County Zoning Ordinance to create an A-3, Low Density Agricultural District; and

WHEREAS, the Portage County Planning and Zoning Committee held a public hearing on the proposed amendment in Conference Room "B" of the County-City Building on October 28, 1992 after due notices were published in the Stevens Point Journal. At said hearing all those who wished to be heard were heard and pertinent facts constituting the testimony were recorded; and

WHEREAS, the Portage County Planning and Zoning Committee, after carefully considering the testimony, including the attached fact sheet at the October 28 and December 2, 1992 meeting, has placed a recommendation with the County Board that the request be approved; and

WHEREAS, the proposed amendment, with the information furnished in the attached report and fact sheet, has been given due consideration by the County Board.

NOW, THEREFORE, BE IT RESOLVED, that the Portage County Board of Supervisors does ordain that the Portage County Zoning Ordinance shall be amended as follows: Addition of Section 6.3.6 "A-3, Low Density Agricultural District", as described below.

6.3.6 A-3, LOW DENSITY AGRICULTURAL DISTRICT

(A) Intent. This district is intended to accommodate agricultural and forestry related activities and to potentially accommodate other rural oriented land uses, including nonfarm residences in appropriate locations. Due to the multiple use nature of this district, special care should be taken to avoid creating land use conflicts.

(B) Uses. The following uses are permitted:

(1) Low Density, single family housing, including mobile homes.

(2) Farm residences as specified in Subsection 6.3.1(B)(7).

(3) General agriculture, including dairying, irrigated vegetable production, livestock and poultry raising, hobby farms, and other agriculturally oriented enterprises or uses, except fur farms, commercial feedlots, commercial poultry raising, commercial egg production and farms operated for the disposal or reduction of garbage, sewage, rubbish or offal; provided that no greenhouse or building for the housing oflivestock or poultry shall be located within 100 feet of any boundary of a residential lot other than that of the owner or lessee of such greenhouse or building containing such livestock or poultry.

(4) Vegetable warehouses.

(5) Greenhouses and plant nurseries.

(6) Roadside produce stands for sale of produce grown on the premises and excluding on-street parking.
(7) Ponds.
(8) Forest management, pine plantations, Christmas tree farms and sales.
(9) Fish and game management, including fish and game farms.
(10) Temporary sawmills.
(11) Temporary asphalt and cement mixing plants.
(12) Noncommercial stables.
(13) Home occupations and professional offices as specified in Subsection 62.1(A)(8) and (9).
(14) Utilities and other necessary appurtenant structures.
(15) Municipal buildings, including administrative buildings, town halls and buildings for the repair or storage of machinery for road construction or maintenance.
(16) Parks and playgrounds as specified in Subsection 6.2.1(A)(4).
(17) Signs in accordance with Subsection 6.3.1(B)(8) and 6.2.1(A)(11).
(18) Accessory buildings and uses.

(C) Special Exception Uses. The following uses are permitted upon proper application as provided in this ordinance, particularly items (a) and (b) of Subsection 6.6.2(A)(3) only after such use shall have been approved in writing by the Board of Adjustment after public hearing. Such approval shall be consistent with the general purposes 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 uses 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, glare, vibration, operation of heavy machinery, heavy vehicular traffic, increased traffic on the streets and other safety and health factors; such uses shall be required to conform with the plan approved by the Board of Adjustment and shall meet the specific conditions attached below and such other conditions as the Board of Adjustment deems necessary in furthering the purpose of this ordinance.
(1) Home occupations when such occupations may be conducted anywhere on the premises for retail uses and manufacturing, assembly and artisan. If conducted out of the residence, not more than 50 percent of only one floor of the dwelling shall be used, there shall be no external alterations that would effect a substantial change in the residential character of the building, and no more than (2) persons not members of the resident family may be employed in such occupations.
(2) Campgrounds.
(3) Resorts and tourist lodges.

(4) Mobile home parks.
(5) Fur farms.
(6) Commercial feedlots.
(7) Commercial egg production.
(8) Commercial poultry raising.
(9) Kennels.
(10) Commercial stables and riding academies.
(11) Schools and churches.
(12) Sawmills.
(13) Roadside produce stands whether produce is grown on the site or not.
(14) Those uses listed in Subsection 6.6.1(A)(8).
(15) Aircraft landing fields, basins and hangers.
(16) Salvage yards, automobile wrecking yards, recycling yards and buildings associated with those uses.
(17) Bed and Breakfast Establishments as per Subsection 6.2.1(B)(3).
(18) Dairies.
(19) Fertilizer mixing plants.
(20) Asphalt and cement mixing plants.
(21) Extraction of sand and gravel.
(22) Contractor's storage yards, as specified in Subsection 6.3.1(C)(2).
(23) Solid waste disposal sites.
(24) Sewage treatment/disposal plants.
(25) Migrant labor camps.
(26) Shooting ranges as specified in Subsection 6.3.1(C)(10).

(D) Heights, Yards, Area and Other Requirements.

(1) Height. Except as otherwise provided in this ordinance, no building shall exceed a height of 35 feet. See Subsection 6.6.1(C).

(2) Lot Area. Minimum lot area in the district shall be 5 acres, exclusive of road right-of-way, except that the minimum lot area shall be 2 acres, exclusive of road right-of-way, for a farmer or parents or children of the farm operator, where the individual is substantially involved with the farm operation.

(3) Lot Width. Minimum lot width shall be 200 feet.

(4) Floor area. Buildings used in whole or in part for residential purposes which are hereafter erected, moved or structurally altered shall have a floor area as follows:

(a) If occupied or to be occupied for 6 months oflonger in any one calendar year (year-round occupancy), the floor area shall be not less than an 720 square feet.

(b) If occupied or to be occupied for less than 6 months in any one calendar year (seasonal occupancy), the floor area shall not be less than 400 square feet. See Subsection 6.6.10, "Floor Area".

(5) Side Yards. There shall be a side yard on each side of

a building of not less that 25 feet, except for existing lots of record, on which structures shall as nearly as possible meet this requirement, but not less than the side yard setbacks prior to rezoning.

(6) Rear yards. The rear yard requirement shall be not less than 25 feet.

(7) Front Setback Lines. See Subsection 6.6.6. Where the front yard does not abut a public street, a 25 foot minimum shall be applied.

(8) Off-Street Parking. See Subsection 6.6.1(E).

Dated this 2nd day of February, 1993.

Respectfully submitted,
PLANNING AND ZONING COMMITTEE
O. Philip Idsvoog, Chair
Ronald Check
John Holdridge
Robert Steinke
Leif Erickson

Motion by Supervisor Holdridge, second by Supervisor Check for the adoption and recall of the ordinance.

Supervisor Kiedrowski referred to his letter he mailed to all Supervisors expressing his concerns regarding lot sizes in the new district. Kiedrowski stated that he has trouble with the five-acre lot requirement and compared a lot that size being equivalent to 20 to 35 city lots. Kiedrowski stated that he does not believe it is what the people want. Kiedrowski stated that he did not feel the County needs such rigid control of the land and added that if the people want to sell their land in those lot sizes they should be allowed to chose any route they want to. Kiedrowski stated that our surrounding counties do not have county zoning and they seem just fine without all of these districts. Kiedrowski stated that it is the responsibility of the Board to make efficient use of the lands in the County and we are not doing that for future possible building areas. He added that we are dwindling the amount of land we have for building and is afraid we will run out of buildable land.

Supervisor Murphy stated that he supported Kiedrowski's views and stated that people who own the land should have the right to sell parcels and not be mandated by the County. Murphy stated that when all of the area around these large parcels are developed with roads and there is no land left to build on in the County we will have a lot of problems. Murphy stated that east of Stevens Point has the best buildable land for the future and felt the County should look at the issue more closely. Murphy stated that he did not feel the county should be promoting the development of large parcels.

Chuck Kell, County Planner, stated that although it sounds like we have many rules and regulations we do not compare to our surrounding counties because most of our towns fall under the County zoning and other counties have different ordinances and districts within each municipality. We really do not have many

districts as compared to our surrounding counties. Kell stated that since most of the zoning is under County zoning we try to be flexible to meet the needs and wants of the residents in the particular area being developed. Kell cited specific districts that were created to meet the needs of certain areas. He added that the Town of Stockton constituents expressed the need to preserve the rural character of their town and felt this was the best avenue to address those needs. Kell stated that he felt the Town of Stockton map provides more than adequate needs for future growth and added that these maps are not made in stone and are subject to change as the need arises. Kell added that the County is continually taking care of the future needs of the County and knows that the possibility of change is always present. Kell added that how the Board votes on the A-3 District reflects the Town of Stockton map tremendously and impacts the area as presented.

Lyle Halberslaben, Town of Stockton, stated that this was not a decision of the Planning and Zoning Department but rather by the Town Board and Land Use Committee which worked very hard for eighteen months on this plan. Halberslaben stated that a survey showed that 66% of the people stated that they wanted to protect agricultural lands and from that survey came this ordinance recommendation. He added that allowances for residential areas have been allowed for the next sixty to ninety years. He also stated that every single landowner was notified that there was going to be a possible zoning change and stated that with all of the public hearings and meetings there was not a single person that objected to larger lot sizes. Halberslaben stated that the Town of Stockton is asking for the go ahead to use this district with their new zoning map.

Jerry Burling, Town of Stockton Planning Committee chairman, stated that the Town Board plans on keeping this committee alive to follow the plans to avoid any future problems and work with the County and Township.

Supervisor Kiedrowski stated that other counties are not under County zoning because they are afraid of what the County will mandate. He repeated that he felt the five-acre lot size will make it impossible for the future and that the best buildable land will be butchered for future use.

Supervisor Steinke stated that in 1968 the Town of Plover was under their own zoning and they had five and ten acre agriculture lots and had that provision until they went under county zoning and felt it was good because it stopped the urban sprawl from going into the agricultural area. Steinke stated that he never felt the five and ten acre lots were a problem in the agricultural area.

Supervisor Winkler questioned if the ordinance applies to other townships.

Chairman Hintz stated that it does not apply to any other townships at this time but it could in the future.

Roll call vote revealed (21) ayes, (6) nayes, Supervisors Jakusz, Kiedrowski, Lewandowski, Murphy, Niedbalski, Zdroik. Ordinance adopted.

ORDINANCE NO. 77-92-94
RE: ZONING ORDINANCE MAP AMENDMENT,
TOWN OF STOCKTON

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, the Stockton Town Board and the Portage County Planning and Zoning Committee request to amend the zoning map for the Town of Stockton, which proposes extensive, townwide changes involving numerous zoning districts; and

WHEREAS, the Portage County Planning and Zoning Committee held a public hearing on the proposed amendment in Conference Room "B" of the County-City Building on January 13, 1993 after due notices were published in the Stevens Point Journal. At said hearing all those who wished to be heard were heard and pertinent facts constituting the testimony were recorded; and

WHEREAS, the Portage County Planning and Zoning Committee, after carefully considering the testimony, including the attached fact sheet, at the January 13, 1993 meeting, has placed a recommendation with the County Board that the request be approved; and

WHEREAS, the proposed amendment, with the information furnished in the attached report and fact sheet, has been given due consideration by the County Board.

NOW, THEREFORE, BE IT RESOLVED, that the Portage County Board of Supervisors does ordain as follows: the current zoning map for the Town of Stockton is hereby amended by adoption of the updated zoning map for the Town of Stockton; the adoption date of said map shall be February 2, 1993 but said map shall not take effect until March 15, 1993, as per Wisconsin Statutes; said map shall be filed in the office of the Portage County Zoning Administrator; and said map, together with all boundary lines and designations therein, is made part of the Portage County Zoning Ordinance.

Dated this 2nd day of February, 1993.

Respectfully submitted,
PLANNING AND ZONING COMMITTEE
O. Philip Idsvoog, Chair
Ronald Check
John Holdridge
Robert Steinke
Leif Erickson

Motion by Supervisor Dodge, second by Supervisor Check for the adoption.

Supervisor Peterson commended the Planning & Zoning Committee and Department for their efforts to retain rural Portage County and not allow for it to be built up and account for what the people

living in the area prefer.

Supervisor Dodge thanked the Town of Stockton Planning Committee for all of their volunteered work on the plans for the township.

Roll call vote revealed (25) ayes, (2) excused, Supervisors Szymkowiak and Idsvoog. Ordinance adopted.

ORDINANCE NO. 78-92-94
RE: CREATION OF PORTAGE COUNTY
WELLHEAD PROTECTION ORDINANCE

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, all the residents of Portage County rely on groundwater for their water supplies; and

WHEREAS, activities on the ground surface impact groundwater quality; and

WHEREAS, the Portage County Groundwater Management Plan was adopted by the Portage County Board of Supervisors on October 18, 1988; and

WHEREAS, the adoption of Wellhead Protection Ordinances was accorded a high priority status under the Plan; and

WHEREAS, the Villages of Junction City, Plover and Whiting, and the City of Stevens Point have adopted Wellhead Protection Ordinances within their respective municipal boundaries; and

WHEREAS, over one half of the County population is served by the municipal wells protected by this ordinance; and

WHEREAS, the proposed Ordinance will also serve to protect private wells within the municipal well recharge areas; and

WHEREAS, major parts of the municipalities' wellhead protection zones lie in the unincorporated areas under County Zoning authority; and

WHEREAS, the Portage County Planning and Zoning Committee held a public hearing and received input from those who wished to testify in regard to the proposed Wellhead protection Ordinance on December 2, 1992; and

WHEREAS, the Portage County Planning and Zoning Committee, after carefully considering the testimony, has placed a recommendation with the County Board that the proposed Wellhead Protection Ordinance be adopted.

NOW, THEREFORE BE IT RESOLVED, that the Board of Supervisors

of Portage County does ordain as follows:

Create Section 6A of the County Ordinances entitled: "Portage county Wellhead Protection Ordinance", a copy of which is attached hereto.

Dated this 2nd day of February, 1993.

Respectfully submitted,
PLANNING AND ZONING COMMITTEE
O. Philip Idsvoog, Chair
Ronald Check
John Holdridge
Robert Steinke
Leif Erickson

Motion by Supervisor Erickson, second by Supervisor Steinke for the adoption.

Supervisor Kiedrowski stated that he had a number of problems with the ordinance and questioned the following issues: definition of manicured lawn, the charts on page four versus just listing a percentage, specific lot size in Zone A, and the fiscal impact of the ordinance. Kiedrowski quoted a 1980 DNR publication concerning the dangers involved with high nitrate levels being limited to three-month old infants and questioned if we might not be spending a lot of money for problems that might not be as serious as thought. Kiedrowski stated that someone should challenge some of these federal rules and regulations.

Supervisor Gifford stated that the report Kiedrowski was referring to was twelve years old and felt it was not really relevant at the present time since new information is constantly being made available.

Supervisor Peterson stated that the zoning requirement of 10 parts per million is a federal mandate and the County has to comply with that regulation. Peterson stated that when the Village of Whiting discovered their nitrate problem there were people ready to sue the Village and some did not want to drink the water out of their taps and felt the issue was very important and really needed to be addressed at the County level.

Motion by Supervisor Kiedrowski, second by Supervisor Murphy to refer the ordinance back to the Planning & zoning Committee to address the following concerns: change charts, define manicured lawn, specific lot size in Zone A, fiscal impact.

Supervisor Holdridge stated that he seriously doubted that the County could come up with a fiscal impact.

Chuck Kell, County Planner, stated that the lot sizes in Zone A do not need to be specified because lots of records are only allowed and they are already there in the un-sewered areas and sewered lot sizes are not listed because the underlying zoning districts would dictate that size. Kell stated that percentages were considered instead of square footage but it was felt that from an administrative standpoint it would be easier to enforce with a specific square footage related to each lot, and added that it might be easier for the public to understand. Kell stated that he

did not know how the fiscal impact would be judged.

Supervisor Holdridge stated that the Planning & Zoning Committee and town boards have had a number of meetings on the ordinance and felt all of the concerns have been addressed.

Roll call vote on the referral motion revealed (2) ayes, Supervisors Kiedrowski and Murphy, (23) nayes, (2) abstained, Supervisors Check and Warner, (2) excused, Supervisors Szymkowiak and Idsvoog. Referral motion lost.

Roll call vote on the adoption of the ordinance revealed (27) ayes, (2) excused, Supervisors Szymkowiak and Idsvoog. Ordinance adopted.

1. WELLHEAD PROTECTION ORDINANCE

(A) PURPOSE AND AUTHORITY

The residents of Portage County, whether served by private wells or municipal supplies, depend exclusively on groundwater for a safe drinking water supply. Certain land use practices and activities can seriously threaten or degrade groundwater quality. The purpose of this Wellhead Protection Ordinance is to institute land use regulations and restrictions to protect the municipal water supplies of the Villages of Junction City, Plover and Whiting, and the City of Stevens Point, and to promote the public health, safety and general welfare of the residents of Portage County.

Statutory authority of the County to enact these regulations was established by the Wisconsin Legislature in 1983, Wisconsin Act 410 (effective May 11, 1984), which specifically added groundwater protection to the statutory authorization for municipal planning and zoning to protect public health, safety and welfare.

(B) APPLICATION OF REGULATIONS

The regulations specified in this Wellhead Protection Ordinance shall apply to the unincorporated areas of Portage County that lie within the recharge areas for municipal water supply wells, and are in addition to the requirements in the underlying zoning district. If there is a conflict between this ordinance and the zoning ordinance, the more restrictive provision shall apply.

(C) DEFINITIONS

(1) ANIMAL CONFINEMENT FACILITIES. Locations of confinement of livestock at a density exceeding three dairy cows (or manure production equivalent as referenced in the Portage County Technical Guide, Specification 590) per acre, except as applies to dairy production facilities which incorporate areas for manure application (at rates not to exceed the nutrient requirements of the crops grown thereon) as an integral part of the operation.

(2) AQUIFER. A saturated, permeable geologic formation that contains and will yield significant quantities of water.

(3) CONE OF DEPRESSION. The area around a well, in which the water level has been lowered at least one tenth of a foot by pumping of the well.

(4) FIVE YEAR TIME OF TRAVEL (TOT). The Five Year TOT is the recharge area upgradient of the cone of depression, the outer boundary of which it is determined or estimated that groundwater will take five years to reach a pumping well.

(5) TEN YEAR TIME OF TRAVEL (TOT). The Ten Year TOT is the recharge area upgradient of the cone of depression, the outer boundary of which it is determined or estimated that groundwater will take ten years to reach a pumping well.

(6) PASTURE. Grazing animals, on growing vegetation, with no supplemental feed, at up to three dairy cows (or manure production

equivalent as referenced in the Portage County Technical Guide, Specification 590) per acre; also rotational grazing systems (designed to periodically exceed three head per acre) which comply with the standards in the Portage County Technical Guide adopted by the Portage County Land Conservation Committee.

(7) RECHARGE AREA. Area in which water reaches the zone of saturation by surface infiltration and encompasses all areas or features that supply groundwater recharge to a well.

(8) WELL FIELD. A piece of land used primarily for the purpose of locating wells to supply a municipal water system.

2. GROUNDWATER PROTECTION OVERLAY DISTRICT A

(A) INTENT. The primary portion of the municipal well recharge area to be protected is the land within the Cones of Depression as shown on the attached maps. These lands are subject to the most stringent land use and development restrictions because of close proximity to the wells and the corresponding high threat of contamination.

(B) PERMITTED USES. The following uses are permitted uses within Groundwater Protection Overlay District A. Uses not listed here or in (C) below are considered prohibited uses unless a determination of similarity to a permitted or special exception use (based on potential for groundwater contamination) is made by the Zoning Administrator.

(1) Parks and playgrounds, provided there are no on-site waste disposal or fuel storage tank facilities
(2) Wildlife areas
(3) Nonmotorized trails, such as biking, skiing, nature and fitness trails
(4) Sewered residential developments subject to conditions in Section (3)(C).
(5) Unsewered (single family) residential development only on existing lots of record on the effective date of this Ordinance and subject to the conditions in Section (3)(C).
(6) Agricultural activities, including but not limited to pasture. Conduct and management of these activities shall be subject to a farm plan (based on the potential for groundwater contamination) utilizing standards in the Portage County Technical Guide adopted by the Portage County Land Conservation Committee.

(C) SPECIAL EXCEPTIONS. The following uses may be allowed as special exceptions within Groundwater Protection Overlay District A.

(1) Commercial uses served by municipal sanitary sewer except those listed as prohibited in (D) below

(D) PROHIBITED USES. The following uses are prohibited uses within the Groundwater Protection Overlay District A. These uses are prohibited based on the high probability that activities routinely associated with these uses (storage, use, and handling of potential pollutants) will cause groundwater contamination.

(1) Animal confinement facilities (except dairy production facilities which incorporate areas for manure application as an integral part of the operation)
(2) Animal waste facilities
(3) Any manufacturing or industrial businesses
(4) Asphalt products manufacturing
(5) Bus or truck terminals
(6) Bulk fertilizer and/or pesticide facilities
(7) Cemeteries
(8) Dry cleaning businesses
(9) Electroplating facilities
(10) Exterminating businesses
(11) Retail liquid motor fuel dispensing facilities
(12) Hazardous and/or toxic materials storage
(13) Hazardous and/or toxic waste facilities
(14) Junk yards or auto salvage yards
(15) Landfills or waste disposal facilities
(16) Paint and coating manufacturing
(17) Printing and duplicating businesses
(18) Radioactive waste facilities
(19) Recycling facilities
(20) Repair shops
(21) Salt storage
(22) Septage and/or sewage sludge spreading
(23) Spray wastewater facilities
(24) Petroleum product storage tanks
(25) Vehicle repair establishments, including auto body repair
(26) Wastewater treatment or disposal facilities
(27) Basement heating fuel storage tanks

(E) Where any of the uses listed in (D) above exist within Groundwater Protection Overlay District A on the effective date of this ordinance, owners of these facilities will be allowed to upgrade the facilities to facilitate or enhance groundwater protection. Plans for the proposed upgrade must be approved, and the appropriate permit issued by the Planning and Zoning Department, prior to any work being initiated. Expansion of the prohibited use will not be allowed.

3. GROUNDWATER PROTECTION OVERLAY DISTRICT B

(A) INTENT. A secondary portion of the municipal well recharge areas to be protected is the land which lies within the five year TOT (Ten Year TOT for Village of Plover) zone, upgradient from the municipal wells as shown on the attached map. Land use restrictions within Groundwater Protection Overlay District B are less restrictive than in Overlay District A because of longer flow times and a greater potential for remediation, dilution and attenuation. Agricultural Best Management Practices (BMP) minimizing use of pesticides and fertilizers are strongly encouraged.

(B) PERMITTED USES. The following uses are permitted within Groundwater Protection Overlay District B. Uses not listed here or in (D) below are considered prohibited uses unless a determination of similarity to a permitted or special exception use (based on potential for groundwater contamination) is made by the Zoning Administrator.

(1) All uses listed as permitted uses in Groundwater Protection Overlay District A
(2) Agricultural activities
(3) Above ground petroleum product storage tanks up to 660 gallons
(4) Basement heating fuel storage tanks
(5) Commercial and/or industrial uses served by municipal sanitary sewer, except those listed as prohibited uses in Section (e) Prohibited Uses
(6) Unsewered (single family) residential uses, subject to the conditions in Section 3.(C)

(C) DESIGN AND PERFORMANCE STANDARDS. The following standards and requirements shall apply to all uses permitted within Groundwater Protection Overlay District B.

(1) Minimum lot size for unsewered residential uses shall be two acres, except for; a) existing lots of record on the effective date of this Ordinance and b) developments which will be served by municipal sewer within five years of the approval of the development. In order to provide for efficiently serving these developments with municipal sewer, lots smaller than two acres can be approved, provided that sufficient land area will be maintained in an undeveloped state such that no more than one residence is allowed for each two acres of the overall development.
(2) All commercial and industrial uses are allowed a maximum of 50% of the lot area to be maintained in manicured lawn or grass. However, the area of the lot in manicured lawn or grass shall not exceed the area of impervious surfaces on the lot.
(3) Sewered residential uses are allowed to have a maximum area of manicured lawn or grass as shown below:

Lot Area	Lawn Area (square feet)
16,000 sq. ft.	6,000
½ acre	8,000
3/4 acre	11,000
1 acre	14,000
1½ acres	20,000
2 acres	26,000

Maximum lawn areas for lot sizes not listed shall be based on the average percentage of lawn area allowed on the two nearest lot sizes listed.
(4) Unsewered residential uses are allowed to have a maximum area of manicured lawn or grass as shown below:

Lot Area	Lawn Area (square feet)
2 acres	8,000
3 acres	21,000
4 acres	31,000
5 acres	44,000

Maximum lawn areas for lot sizes not listed shall be based on a weighted average of the percentage of lawn area allowed on the two nearest lot sizes listed.
If lots smaller than two (2) acres are approved with the intention of sewer service provision within five (5) years, maximum area in manicured lawn or grass shall be as allowed in (C)(3) above.

(5) Natural vegetative covers, not requiring the use of pesticides or fertilizers after initial establishment are encouraged as an alternative to manicured lawn or grass.

(6) All petroleum product storage tanks shall provide leak proof containment not less than 125% of the tank volume, except basement heating fuel storage tanks.

(7) All storm drainage from commercial and industrial sites shall be retained on site or discharged to a municipally operated storm drain. If retained on site, storm water shall be discharged to settling ponds where it will percolate through at least six inches of topsoil with vegetation established as in (C)(5) above. Use of drywells or other subsurface drains for stormwater drainage is prohibited.

(8) Pesticide and fertilizer storage is permitted at the location of retail sales of these products, provided that the products are delivered in retail quantity containers and no repackaging and/or mixing is done on site.

(9) Pesticide and fertilizer storage is permitted for on farm use by the owner or farm operator.

(10) Bulk liquid pesticide/fertilizer storage containers exceeding 55 gallons are permitted providing the containers are located within a leakproof containment area not less than 125% of the volume of the largest container. ICC approved transport containers do not require containment.

(11) Salt storage must conform to standards in Chapter Trans. 277, Wisconsin Administrative Code.

(12) Animal waste storage facilities must meet the standards of the Portage County Animal Waste Management Ordinance.

(13) Animal waste shall not be applied at rates which exceed the nutrient requirements of the crops grown on the application site.

(14) Conduct and management of agricultural activities shall be subject to a farm plan (based on the potential for groundwater contamination) utilizing standards in the Portage County Technical Guide adopted by the Portage County Land Conservation Committee.

(D) <u>SPECIAL EXCEPTIONS</u>. The following uses may be permitted on a case-by-case basis, providing adequate groundwater protection and monitoring measures, as determined by the Portage County Board of Adjustment, are instituted.

(1) Nurseries for ornamental plants, green houses, and pesticide and fertilizer storage and use associated with retail sales outlets

(2) Cemeteries

(3) Salt storage, including sand/salt combinations

(4) Recycling facilities

(E) <u>PROHIBITED USES</u>. The following uses are prohibited uses within Groundwater Protection Overlay District B except as provided in (C) or (D) above. These uses are prohibited based on the high probability that activities routinely associated with these uses (storage, use, and handling of potential pollutants) will cause groundwater contamination.

(1) Underground petroleum product storage tanks

(2) Unsewered commercial and/or industrial development

(3) Commercial pesticide and/or fertilizer storage, mixing, and loading facilities
(4) Septage and/or sewage sludge spreading
(5) Retail liquid motor fuel dispensing facilities
(6) Vehicle repair shops
(7) Printing and duplicating businesses which use hazardous chemicals as defined by the EPA in their printing process
(8) Bus or truck terminals
(9) Landfills
(10) Wastewater treatment facilities
(11) Spray wastewater facilities
(12) Auto salvage yards
(13) Animal confinement facilities (except veterinary hospitals, clinics, and dairy production facilities which incorporate areas for manure application as an integral part of the operation)
(14) Asphalt products manufacturing
(15) Dry cleaning facilities
(16) Electroplating facilities
(17) Exterminating shops
(18) Paint and coating manufacturing
(19) Hazardous and/or toxic materials storage
(20) Hazardous and/or toxic waste facilities
(21) Radioactive waste facilities
(22) Garage and vehicular towing
(23) Public and municipal maintenance garages

(F) Where any of the uses listed in (E) above exist within Groundwater Protection Overlay District B on the effective date of this ordinance, owners of these facilities will be allowed to upgrade the facilities to facilitate or enhance groundwater protection. Plans for the proposed upgrade must be approved and the appropriate permit issued by the Planning and Zoning Department, prior to any work being initiated. Expansion of the prohibited use will not be allowed.

4. GROUNDWATER PROTECTION OVERLAY DISTRICT C

(A) INTENT. District C is the remainder of the recharge areas upgradient of District B, and includes surface water basins that may contribute to well recharge. Management measures in this district are the least restrictive of the recharge districts. Agricultural Best Management Practices (BMP) minimizing use of pesticides and fertilizers are strongly encouraged.

(B) PERMITTED USES. The following uses are permitted within Groundwater Protection Overlay District C. Uses not listed here or in (C) below are considered prohibited uses unless a determination of similarity to a permitted or special exception use (based on potential for groundwater contamination) is made by the Zoning Administrator.

(1) All uses permitted in Groundwater Protection Overlay Districts A and B.
(2) Salt storage, including sand salt combinations.
(3) Aboveground petroleum product storage tanks.

(C) SPECIAL EXCEPTIONS. The following uses may be permitted on a case-by-case basis, providing adequate groundwater protection and monitoring measures, as determined by the Portage County Board of Adjustment are instituted.

(1) Landfills
(2) Animal confinement facilities
(3) Wastewater treatment or disposal facilities
(4) Auto salvage yards
(5) Retail liquid motor fuel dispensing facilities
(6) Commercial pesticide and/or fertilizer storage, mixing, and loading facilities
(7) Asphalt products manufacture
(8) Chemical manufacture/storage/sale
(9) Dry cleaning facilities
(10) Electroplating facilities
(11) Extermination shops
(12) Paint/coatings manufacturing
(13) Printing/publishing facilities
(14) Auto repair and body shops
(15) Septage/sewage sludge landspreading
(16) Spray wastewater facilities
(17) Recycling facilities
(18) Underground petroleum product storage tanks
(19) Unsewered commercial or industrial development
(20) Bus or truck terminals
(21) Public and municipal maintenance garages
(22) Hazardous and/or toxic materials storage

(D) DESIGN AND PERFORMANCE STANDARDS. The following standards and requirements shall apply to all uses permitted within Groundwater Protection Overlay District C.

(1) Pesticide and fertilizer storage is permitted at the location of retail sales of these products, provided that the products are delivered in retail quantity containers and no repackaging and/or mixing is done on site.
(2) Bulk liquid pesticide/fertilizer storage containers exceeding 55 gallons are permitted providing the containers are located within a leakproof containment area not less than 125% of the volume of the largest container. ICC approved transport containers do not require containment.
(3) Animal waste storage facilities must meet the standards of the Portage County Animal Waste Management Ordinance.
(4) All storm drainage from commercial and industrial sites shall be retained on site or discharged to a municipally operated storm drain. If retained on site, storm water shall be discharged to settling ponds where it will percolate through at least six inches of topsoil with vegetation established as in (C)(5) above. Use of drywells or other subsurface drains for stormwater drainage is prohibited.
(5) Hazardous/toxic materials storage and use. Site plan review required, including description of all materials, operational practices to prevent groundwater contamination, contingency plan for accidental discharges, and a proposed disposal plan for anticipated wastes.

(6) Salt storage must conform to standards in Chapter Trans. 277, Wisconsin Administrative Code.
(7) Minimum lot size for unsewered, residential uses shall be two acres, except for existing lots of record, on the effective date of this ordinance.
(8) Animal waste, septage, and sewage sludge shall not be applied at rates which exceed the nutrient requirements of the crops grown on the application site. Application of these materials (except animal waste) to frozen or snow covered ground is prohibited.
(9) Pesticide and fertilizer storage is permitted for on-farm use by the owner or operator.

(E) PROHIBITED USES. The following uses are prohibited in this district:

(1) Hazardous/toxic waste facilities
(2) Radioactive waste facilities

5. ADMINISTRATION

(A) DETERMINATIONS. The boundaries of the Groundwater Protection Overlay Districts shall be as shown on the maps titled "Groundwater Protection Districts for Municipal Recharge Areas in Portage County", dated February 2, 1993. Boundary determinations for specific properties shall be made by the Zoning Administrator by scaling distances from these maps.

(B) APPEALS. Appeals to a boundary determination or any other administrative decision by the Zoning Administrator connected with this Ordinance shall be made to the Board of Adjustment as provided in Section 6.6.5 (C) Portage County Ordinances, and shall be supported with appropriate technical documentation as determined by the Board of Adjustment.

(C) PORTAGE COUNTY TECHNICAL GUIDE. The Portage County Technical Guide, developed primarily by the USDA Soil Conservation Service to protect soil and water resources, consists of standards designed to minimize negative impacts of agricultural production practices. The Technical Guide was adopted by the Portage County Land Conservation Committee (hereafter LCC) on September 8, 1977. It is amended from time to time as standards are revised based on current research. Amendments are reviewed and approved by the LCC and inserted in the Technical Guide.

The process for amending portions of the Portage County Technical Guide (dealing with groundwater protection) for the purposes of this Wellhead Protection Ordinance is as follows:

A public hearing will be held before the LCC. The hearing process will include a hearing notice published in the official newspaper of the County (once each week for two successive weeks within one month prior to the hearing), and individual notifications mailed to farmers who have farm plans for lands located in Groundwater Protection Overlay Districts A and B. All interested parties will be heard, and written comments will be considered as fully as oral testimony. Amendments shall become effective immediately upon adoption by the LCC.

RESOLUTION NO. 79-92-94
RE: ADOPTION OF COUNTY LEVEL B
HAZARDOUS MATERIALS RESPONSE TEAM

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, there is an emergency planning grant program established by the State of Wisconsin for the purpose of assisting Local Emergency Planning Committees (LEPCs) to comply with the requirements of ss. 166.20 and federal act 42 USC 11000 to 11050; and

WHEREAS, Wisconsin Statutes 166.21 (2m) states that LEPCs are eligible for grant funds under this program for emergency response equipment only if it submits to the State Emergency Response Board (SERB) a strategic plan for emergency response to hazardous substance releases; and

WHEREAS, the strategic plan must include the identification of a county emergency response team that is capable of responding to a Level B release that occurs at any place in the county and whose members meet the standards for hazardous materials technicians in 29 CFR 1920.120 (q)(6)(iii) and National Fire Protection Association standards NFPA 471 and 472;

NOW, THEREFORE, BE IT RESOLVED, that the Portage County Hazardous Materials Response team (the "Team") is hereby adopted as the official Level B Team serving Portage County;

BE IT FURTHER RESOLVED, that the Emergency Government Director is authorized to enter into an Agreement For HazMat Services with the Village of Plover Fire Department which incorporates the terms and conditions expressed in Exhibit 1;

BE IT FURTHER RESOLVED that the Team be comprised of members of any Portage County fire department who have met the criteria described in the County strategic plan who shall respond to Level B incidents that may occur;

BE IT FURTHER RESOLVED, that procedures for operation of the Team will be established consistent with local emergency response plans developed under s. 166.20 (3) and the state contingency plan established under s. 144.76(5);

BE IT FURTHER RESOLVED, that all equipment and supplies purchased prior to the designation of a Level B HazMat Team, shall be held as follows: items purchased exclusively with Village of Plover funds or donated to the Village of Plover Fire Department shall remain the exclusive property of the Village of Plover. Items purchased with State grant funds and matching Village of Plover funds shall be held in joint ownership, in equal shares, by

the Team and Village of Plover Fire Department. All future purchases of equipment and supplies secured with State grant funds and matching Portage County funds shall be the exclusive property of Portage County.

BE IT FURTHER RESOLVED, that any person who is a member of the Level B hazmat response team shall be accorded worker's compensation coverage as set forth in 166.03(8)(d) of Wis. Stats. and shall be immune from civil liability for acts or omissions to the full extent permitted under section 895.483(2), Wis. Stats.

BE IT FURTHER RESOLVED, that the Team be under the jurisdiction of the Law Enforcement/Emergency Government Committee of Portage County, to be administered by the Portage County Emergency Government Director.

Dated this 2nd day of February, 1993.

Respectfully submitted,
LAW ENFORCEMENT/EMERGENCY GOVERNMENT COMMITTEE

James Clark, Chair	Jeanne Dodge
Stuart Clark	Douglas Warner
Richard Allen	

Clerk Wrycza stated that some additional concerns have been raised by the Village of Plover regarding this resolution and they asked that it be referred back to Committee.

Motion by Supervisor James Clark, second by Supervisor Zdroik to refer the resolution back to the Law Enforcement/Emergency Government Committee. Referral motion carried by voice vote.

RESOLUTION NO. 80-92-94-AMENDED
RE: TRAVEL AND MEAL REIMBURSEMENT POLICY

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, currently supervisors/employees are reimbursed a reasonable amount for meal expenses incurred in the course of official County business, and

WHEREAS currently supervisors/employees are reimbursed $.24 per mile for all official County business, with the rate being reviewed annually, and

WHEREAS, I.R.S. regulations require that if any supervisor/employee is reimbursed more than the allowable I.R.S. rate for travel or meal expenses, the excess amount must be reported as taxable income, and

WHEREAS, documenting and reporting these excess reimbursed amounts would result in an unmanageable amount of paperwork, and

WHEREAS, the prevailing I.R.S. rate would insure accountability, while at the same time ensure that supervisors/employees traveling on official County business would be reimbursed at an adequate rate, and

WHEREAS, the prevailing I.R.S. rates are known during the annual budgetary process to ensure adequate funding, and

WHEREAS, the meal reimbursement policy would go into effect upon passage as it has no additional budgetary impact, and

WHEREAS, the travel reimbursement policy shall not be effective until January 1, 1994 as there is an additional budgetary impact, and

WHEREAS, the travel and meal reimbursement rate for 1993 shall be as shown in attachment "A", and

WHEREAS, during the annual budgetary process the meal reimbursement rate, per meal, shall be adjusted proportionally to the increased allowable I.R.S. rate, and

WHEREAS, when collective bargaining contracts are in existence, the provisions in the contract regarding travel and meal reimbursement will take precedence.

NOW, THEREFORE, BE IT RESOLVED, by the Portage County Board of Supervisors that effective upon passage the meal reimbursement policy shall be consistent with the prevailing I.R.S. rate and that effective January 1, 1994 the travel reimbursement policy shall be consistent with the prevailing I.R.S. rate.

Dated this 2nd day of February, 1993.

Respectfully submitted,

COMMITTEE ON COMMITTEES
Clarence Hintz, Chair
Richard Purcell
Stuart Clark

PERSONNEL COMMITTEE
Robert Steinke, Chair
Jeffrey Murphy
Walter Jakusz
Margaret Erler
Eugene Zdroik

ATTACHMENT "A"

1993 Travel Reimbursement Rate - .24 per mile

1993 Meal Reimbursement Rate

1. Meal allowance shall not exceed $26.00 per complete day.
2. If official business travel constitutes a portion of a day:

Breakfast	$ 6.00
Lunch	$ 7.00
Dinner	$13.00

(The above amount plus necessary gratuities not to exceed 15%)

Motion by Supervisor Purcell, second by Supervisor Stuart Clark for the adoption.

Motion by Supervisor Gifford, second by Supervisor Murphy to amend the resolution, Attachment A, by striking the words "and tax". Motion carried by voice vote. Amendment adopted.

Roll call vote on the amended resolution revealed (27) ayes, (2) excused, Supervisors Szymkowiak and Idsvoog. Resolution adopted.

RESOLUTION NO. 81-92-94
RE: NACO MEMBERSHIP

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, increasing, the federal government is shifting costs of various programs to state and county governments, and

WHEREAS, the needs of rural and small counties has a prominent and significant place in NACO's legislative agenda and programs, and

WHEREAS, it is important that the county's message is heard and understood by the federal government, and

WHEREAS, it would be in the best interests of Portage County to be a member of a national organization that would represent the county's interests on a national level.

NOW, THEREFORE, BE IT RESOLVED, by the Portage County Board of Supervisors that Portage County become a member of the National Association of Counties and that $965.00 be made available from the contingency fund for that membership.

Dated this 2nd day of February, 1993.

Respectfully submitted,
COMMITTEE ON COMMITTEES
Clarence Hintz, Chair
Richard Purcell
Stuart Clark

Motion by Supervisor Purcell, second by Supervisor Stuart Clark for the adoption.

Supervisor Steinke stated that he served six years on the Wisconsin Counties Board of Directors just ahead of Chairman Hintz and he received a lot of encouragement to join NACO but he did not bring it forward because the Wisconsin Counties Association has a very good lobbyist system already in place that looks out for the counties' welfare and also it opens it up to conventions that are held all over the United States which could be very costly if Supervisors start attending. Steinke stated that he felt the resolution should have come before the Board at budget time and added that he just could not support membership at this time.

Chairman Hintz stated that one of the reasons it was brought up was because of new government in Washington trying to work together with the Counties. Hintz added that the County has a policy on a 250 mile limit on convention attendance and did not feel there was any intent to send two or three supervisors to some costly convention. Hintz stated that there are other counties looking at joining NACO at this time.

Supervisor Steinke stated that Portage County is very prudent with their financing and felt that since positions were turned down during budget time that might have been very badly needed, now might not be a good time to be spending funds on this type of expenditure.

Supervisor Holdridge stated that he did not feel it was an appropriate time to join at this time and could not support the resolution.

Supervisor Butkowski agreed with Holdridge and Steinke in not supporting the resolution.

Supervisor Kiedrowski stated that he supported the membership and felt it was important for county officials to get more involved and become more aware of issues affecting us on the County level before it is actually made into a rule or regulation. Kiedrowski stated that this would give the County a chance to work closer with the new government administration.

Supervisor Holdridge stated that he felt it would be better to get our congressmen and senators to appear before the board and express any concerns at that time.

Supervisor Dodge questioned if this would be brought back to the Board every year or if it would be included in the budget.

Chairman Hintz stated that it would be brought up at budget time.

Supervisor Zdroik stated that the money would be put to better use by joining the North Central Regional Planning.

Chairman Hintz stated that all of the Board of Directors were asked to take the membership to their counties and that is why the

resolution is before the Board for their action.

Roll call vote revealed (6) ayes, Supervisors Purcell, Stuart Clark, Borham, Kiedrowski, Murphy, Hintz, (21) nayes, (2) excused, Supervisors Szymkowiak and Idsvoog. Resolution lost.

RESOLUTION NO. 82-92-94
RE: FINAL RESOLUTION

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

BE IT FURTHER RESOLVED, by the County Board of Supervisors of Portage County, Wisconsin, now in Adjourned Session assembled that the Resolutions, Ordinances, and motions adopted and carried at this meeting and all appropriations made and claims allowed at this meeting be and they are hereby ratified and confirmed in all respects by the Board.

(s)Supervisor Kaczmarek

Motion by Supervisor Kaczmarek, second by Supervisor Murphy for the adoption.

Motion carried by voice vote. Resolution adopted.

Motion by Supervisor Kaczmarek, second by Supervisor Murphy to adjourn the meeting subject to the call of the Chair. Motion carried by voice vote.

STATE OF WISCONSIN)
) SS
COUNTY OF PORTAGE)

I, Roger Wrycza, County Clerk of said County, do hereby certify that the above is a true and correct record of the Adjourned Session of the Portage County Board of Supervisors of Portage County, Wisconsin.

ROGER WRYCZA
Portage County Clerk

OFFICIAL PROCEEDINGS
of the
BOARD OF SUPERVISORS
of
PORTAGE COUNTY, WISCONSIN

March 17, 1993

Meeting was called to order by Chairman Clarence Hintz.
Roll call taken by the Clerk as follows:

District 1, Alfred A. Lewandowski
District 2, Paul F. Kaczmarek
District 3, W. William Zimdars
District 4, Walter Jakusz
District 5, Paul A. Borham
District 6, Richard M. Purcell
District 7, James E. Clark
District 8, Jeffrey K. Murphy
District 9, Eugene G. Szymkowiak
District 10, Gordon M. Hanson
District 11, Joe Niedbalski
District 12, William H. Peterson
District 13, Margaret Cain Erler
District 14, James Gifford
District 15, Douglas Warner
District 16, O. Philip Idsvoog
District 17, Robert J. Steinke
District 18, Anthony B. Kiedrowski
District 19, Stuart Clark
District 20, Carrol Winkler
District 21, Richard E. Allen
District 22, Jeanne Dodge
District 23, Eugene Zdroik
District 24, Ronald J. Check
District 25, Jerome J. Borski
District 26, Donald J. Butkowski
District 27 John W. Holdridge
District 28, Leif E. Erickson
District 29, Clarence S. Hintz

Roll call taken by Clerk Wrycza revealed (25) present, (4) excused, Supervisors Murphy, Hanson, Zdroik, and Szymkowiak.

All present saluted the flag.

Supervisor Erler delivered the invocation.

Motion by Supervisor Jakusz, second by Supervisor Borski to approve the minutes of the February County Board meeting. Motion carried by voice vote.

Correspondence

Clerk Wrycza informed Board members of additional information regarding the Duty Disability Resolution that was distributed.

Memo from Sheriff Borski inviting Board members to ask

questions regarding the Sheriff's Department operations. Clerk Wrycza stated that the Board members will not receive per diem or mileage for any of these informational meetings.

Resolution proclaiming April 17-24, 1993 as County Government Week in Portage County. Motion by Supervisor Steinke, second by Supervisor Check to approve the resolution. Motion carried by voice vote.

Newspaper article and open letter response regarding nitrates in groundwater.

Memo from Corporation Counsel regarding recent Wisconsin Supreme Court decision on open meetings.

Thank you from Mary Hanson for the fruit basket sent during her recent illness.

Thank you from Meg Erler for the baby gift sent to her from the Board.

Information from the Portage County Child Abuse and Neglect Council. Clerk Wrycza stated that Dr. Kasukonis will be present at the next County Board meeting with a brief presentation and to answer any questions.

Clerk Wrycza stated that the Community Human Services Annual Report was distributed and will be open to any questions at the next County Board meeting.

Clerk Wrycza stated that the 4-H Annual Report was distributed and will be open to any questions at the next County Board meeting.

Committee Referrals

Motion by Supervisor Borham, second by Supervisor Stuart Clark to deny the claim of James Maki & Family vs Portage County. The claim alleges that the Portage County Sheriff's Department caused the incarceration of the claimant by virtue of an invalid judgement. Motion carried by voice vote.

Motion by Supervisor Allen, second by Supervisor Kiedrowski to deny the claim of Farmers Insurance vs Portage County. The claim alleges that the Portage County ambulance was negligent for improper lookout and control of the vehicle which contributed to the accident that injured the claimant's client. Motion carried by voice vote.

Unlimited Topics

Supervisor Erler invited Board members to attend the Public Library open house the week of March 22.

Charles Kell, County Planner, provided the Board with an update on the second bridge. Kell stated that the project was acted upon favorably by the DOT through the Governor's office and the County's share of the costs are going to be down to approximately $7.4 million rather than the original estimate of nearly $14 million. Kell added that he feels there is a possibility that the figure could even be brought lower if federal funds are added to the project. Kell stated that the County needs to publicly thank the District 4 DOT for their efforts in seeing this project through the process. Kell also commended the Highway Committee for their support. Kell outlined the upcoming time frame

for the project phases.

RESOLUTION NO. 83-92-94
RE: FLEXIBLE WORK SCHEDULES, NON-UNION EMPLOYEES

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, the Portage County Personnel Committee has been delegated the responsibility of determining working conditions for County employees and submitting its recommendations to the Portage County Board of Supervisors; and

WHEREAS, department heads with approval from their respective governing committees establish work schedules for employees in their departments; and

WHEREAS, the Personnel Committee recommends that any work schedule for full-time employees (35 or more hours/week) which is less than a five day work week must also be approved by the Personnel committee. Flex-time approved schedules can be terminated at any time;

NOW, THEREFORE, BE IT RESOLVED that full-time employees presently working or requesting a work schedule which is less than a five day work week will be required to seek approval from their governing committee and the Personnel Committee to retain said work schedule;

BE IT FURTHER RESOLVED that the Portage County Board of Supervisors hereby approves that Portage County Personnel Policies 8.04 hours of Work and Overtime be revised to incorporate Section b Flexible Work Schedule which is attached to this resolution, and reletter 8.04 appropriately.

Dated this 16th day of March, 1993.

Respectfully submitted,
PORTAGE COUNTY PERSONNEL COMMITTEE

Robert Steinke, Chair	Jeffrey Murphy
Margaret Cain Erler	Walter Jakusz
Eugene Zdroik	

Flexible Work Schedule

Department heads with approval of their respective governing committee shall establish work schedules for employees in their departments.

Any work schedule for full-time employees (35 or more hours/week) which is less than a five day work week must also be approved by the Personnel Committee. Flex-time approved schedules can be

terminated at any time.

The intent of the Flexible Work Schedule Policy is to improve client/program services, increase productivity of employees, reduce expenses (overtime or compensatory time) and maintain the present level of employee work hours budgeted.

Motion by Supervisor Steinke, second by Supervisor Erler for the adoption.

Roll call vote revealed (25) ayes, (4) excused, Supervisors Murphy, Hanson, Zdroik, Szymkowiak. Resolution adopted.

RESOLUTION NO. 84-92-94
RE: CASUAL EMPLOYEES SALARY INCREASES

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, the Portage County Personnel Committee has been delegated the responsibility of determining salaries and submitting its recommendations to the Portage County Board of Supervisors; and

WHEREAS, non-represented (i.e. nonunion) employees receive a percentage increase designated by the joint Personnel and Finance Committees annually; and

WHEREAS, casual employees are not represented by any bargaining unit nor have they been automatically given the percentage increase approved by the joint Personnel and Finance Committees;

NOW, THEREFORE, BE IT RESOLVED that the Portage County Board of Supervisors hereby approves granting casual employees the percentage increase approved by the joint Personnel and Finance Committees on an annual basis. Exceptions to this policy may be made by the Personnel Committee on a case by case basis.

Dated this 16th day of March, 1993.

Respectfully submitted,
PORTAGE COUNTY PERSONNEL COMMITTEE
Robert Steinke, Chair
Margaret Cain Erler
Eugene Zdroik
Jeffrey Murphy
Walter Jakusz

Motion by Supervisor Jakusz, second by Supervisor Steinke for the adoption.

Supervisor Holdridge questioned the definition of a casual employee.

Gerry Lang, Personnel Director, stated that casual employees would include summer and seasonal employees.

Supervisor Purcell questioned why the County would need to pay

these employees comparable rates with full-time union employees.

Gerry Lang, Personnel Director, stated the County has to establish rates for these positions from year to year and if you go several years without any increase eventually you will have to catch-up. Lang added that there is a provision that if a department head wishes they can come before the Personnel Committee and establish salaries that do not have any increase.

Supervisor Gifford questioned if the increases were for the positions or for the specific employee.

Lang stated that the rate would be for the position.

Roll call vote revealed (22) ayes, (3) nayes, Supervisors Purcell, Stuart Clark, Kiedrowski, (4) excused, Supervisors Murphy, Hanson, Zdroik, Szymkowiak. Resolution adopted.

RESOLUTION NO. 85-92-94
RE: ADOPTION OF THE COLLECTIVE BARGAINING AGREEMENT OF THE PORTAGE COUNTY DEPUTY SHERIFF'S ASSOCIATION REPRESENTED BY THE LAW ENFORCEMENT EMPLOYEE RELATIONS DIVISION OF THE WISCONSIN PROFESSIONAL POLICE ASSOCIATION, FOR THE PERIOD OF JANUARY 1, 1993 THROUGH DECEMBER 31, 1993

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, through extensive negotiations between Wisconsin Professional Police Association and Portage County's bargaining team, a settlement has been reached; and

WHEREAS, the union has ratified said agreement; and

WHEREAS, the Portage County Personnel Committee has reviewed and approved said agreement; and

WHEREAS, the tentative agreement provides for changes as outlined on the attached pages;

WHEREAS, the changes in wages represents a 4% increase in 1993.

NOW, THEREFORE, BE IT RESOLVED, that the Portage County Board of Supervisors does hereby approve and ratify the labor agreement.

Dated this 16th day of March, 1993.

Respectfully submitted,
PERSONNEL COMMITTEE
Robert Steinke, Chair
Meg Erler
Eugene Zdroik
Jeffrey Murphy
Walter Jakusz

Portage County Deputy Sheriffs' Association
Tentative Agreements - 1993 Contract
March 2, 1993

1. SECTION I - RECOGNITION
Amend to read (page 2, line 8-9):

...Employees expressly excluded from the bargaining unit include: the sheriff, captain, ~~lieutenants~~,...

2. SECTION IV - JOB POSTING
D. Objective Testing, 1. - Amend to read (page 6, lines 10-13):

...above deputy. Corrections officers must complete their one year probationary period plus one additional year, for a total of two years, to qualify for positions which may be created above corrections officer.

D. Objective Testing, 2. - Amend to read (page 6, lines 14-16):

The results of the tests are to be forwarded to the Sheriff ~~and presented to the members of the Law Enforcement Committee~~ after all tests ~~oral exams~~ are completed and graded.

D. Objective Testing, 6. - Amend to read (page 7, lines 1-4):

The final scores qualifying the certification shall be computed and forwarded to the Sheriff for final selection in ~~conformity to all applicable provisions of the Revised Portage County Law Enforcement Ordinance by the Law Enforcement Committee~~ conformance to Portage County Personnel Policies.

Note: In printing the 1993 contract, subsection "D" shall be placed ahead of subsection "C" and be re-lettered accordingly.

3. SECTION IX - LEAVE OF ABSENCE
Add new subsection (page 15 beginning at line 20):

C. Maternity Leave: Whenever an employee becomes pregnant, she shall furnish the County with a statement from her physician stating the approximate date of delivery. The employee shall be granted maternity leave of absence after presenting medical verification that she is unable to perform her normal duties and responsibilities. Medical evidence shall be the basis of determining when maternity leaves will commence and conclude. So long as required by state and/or federal law, any sick leave the employee may have upon commencement of the leave may be applied to the leave. The seniority of an employee on maternity leave shall accumulate during said leave.

4. SECTION XI - HOLIDAYS
Amend to read (page 16, lines 15-19):

Each full-time permanent employee shall receive ~~nine and one half (9½)~~ ten (10) paid holidays per year. Said time off shall be scheduled by the Sheriff after consulting with each individual officer. In the event the scheduling of the department does not permit an employee to receive the ~~nine and one half (9½)~~ ten (10) days off in a calendar year, said employee...

Add (page 17): One-half (½) day personal day

5. SECTION XII - INSURANCE
A. - Amend first paragraph to read (page 17, lines 10-17):

The County agrees to pay 95% of the total monthly premium for both the single plan and for the family plan of medical and hospitalization insurance for the term of this contract ~~for employees who have completed 90 days of service~~ with the coverage effective the first of the month following the date of hire. If an employee enrolls during the first thirty-one (31) days of employment, coverage will be provided subject to the pre-existing conditions provisions of the plan. If an employee enrolls after the first thirty-one (31) days of employment, coverage will be provided, subject to the pre-existing conditions and evidence of good health provisions of the plan. Effective 1-1-92,...co-pay provision.

Delete the following (page 17, lines 18 and 19):

~~Effective 1-1-92, the single deductible shall be $100.00, and the family deductible $200.00.~~

6. SECTION XII - INSURANCE
C. Disability Insurance - Delete the following (page 19, lines 3-7):

~~NOTE: OPTION A -- Current employees shall be covered under Continental Insurance. Employees hired after January 1, 1989 shall be covered under the County's new plan, if acceptable to both parties.~~

~~OPTION B -- Retain status quo.~~

7. SECTION XII - INSURANCE

Add to current coverage plan the County's proposal of October 23, 1992, page three titled "HEALTH PLAN LANGUAGE CHANGES" and "PRE-EXISTING CONDITIONS" (Attachment A).

8. SECTION XV - HOURS OF WORK
D. Training Time - Add the following (page 22):

An employee who requests to attend a school or law enforcement conference approved by management on his/her day off shall be compensated at his/her straight time pay. The Employer shall reimburse the employee for travel, room and board and registration/tuition fees.

9. SECTION XV - HOURS OF WORK
E. - Amend to read (page 22, line 21):

When ~~a deputy~~ an employee is working the p.m. shift...

10. SECTION XIX - CLOTHING ALLOWANCE
B. - After line 5, page 24, add the following:

Lieutenant $475

11. SECTION XIX - CLOTHING ALLOWANCE
C. - Amend to read (page 24, line 10):

~~A deputy's~~ An employee's uniform...

12. SECTION XIX - CLOTHING ALLOWANCE
D. - Amend to read (page 24, lines 19-21):

In the event of any change in uniforms requested by the Law Enforcement Committee and/or the Sheriff, the County shall pay ~~75%~~ one hundred percent (100%) of the cost~~ and the rest shall not be charged against the annual allowance~~.

13. SECTION XX - CALL-IN AND STEP-UP PAY
A. - Amend the first paragraph to read (page 25, lines 1-3):

...normal hourly rate and if not given twenty-four (24) hours advance notice, such employee shall receive a minimum of two (2) hours compensation at the time-and-one-half rate in addition to all hours worked. An employee...

14. SECTION XX - CALL-IN AND STEP-UP PAY
B. - Amend to read (page 25, lines 8-9):

When an employee is ordered to appear in court or to attend a department meeting and is ~~failed to be~~ not notified that either has been...

15. SECTION XX - CALL-IN AND STEP-UP PAY
Add new subsection (page 25):

D. In the absence of a captain, the lieutenant shall receive one-half (½) of the difference in the rate of pay for the captain's rank that he is assigned to by management when performing those duties.

16. SECTION XXI - TRAVEL PAY
Amend to read (page 26, lines 8-10):

...Any time an employee is required to use his personal vehicle, he shall be reimbursed by the County at ~~$0.24/mile~~ the County rate (the same rate reimbursed to other County employees and/or members of the County Board).

17. SECTION XXV - DURATION AND BARGAINING PROCEDURES
Term: - Amend to read (page 28, lines 23-24):

This agreement shall become effective as of January 1, 199~~1~~3 and shall remain in full force and effect through December 31, 199~~2~~3, and...

18. SECTION XXVIII - EQUAL EMPLOYMENT OPPORTUNITY
Amend first paragraph to read as follows (page 30, lines 6-9):

The Employer and the Association agree that no employee shall be discriminated against on account of age, race, color, sex, religion, national origin, ~~handicap~~ disability, veteran, or union status as provided by applicable federal and state statutes.

19. APPENDIX "A"
CLASSIFICATION - Add the following (page 32)

Lieutenant

20. APPENDIX "A"
Amend as follows (page 32):

1993 SALARY SCHEDULE

CLASSIFICATION	Eff. 1-1-93 (4.0%)
Lieutenant	$17.55
Sergeant	$16.04
Detective	$16.04
Deputy Sheriff	$14.50
Corrections Officer	$10.55

Delete the following (line 10)

~~*Receives $.75 increase, prior to general adjustment~~

21. APPENDIX "B"
(page 33)

Delete "Appendix B" in its entirety.

22. DRUG TESTING POLICY

The parties agree to meet and discuss a drug testing policy for the Portage County Sheriff's Department, with the intent of implementation for 1994, provided that the parties reach an agreement on such policy.

HEALTH PLAN LANGUAGE CHANGES

1. Merge Basic Plan and (supplemental) Major Medical Plan into one Comprehensive Schedule of Benefits:

   - Move "dentist charges for extraction and initial replacement of natural teeth" to Basic Plan

   - Eliminate separate Major Medical deductible

   - Increase lifetime maximum to $1.5 million

2. Hospice Care coverage

3. Allied health practitioner coverage (requires physician referral)

   - Occupational therapy
   - Speech therapy
   - Registered dietician
   - Nurse practitioner
   - Nurse midwife

4. Mandatory second surgical opinion:

   ADD Caesarean section (non-emergency)

5. Hospital preferred provider network discount - a voluntary program whereby the Plan receives a discount on charges if a Plan member receives treatment at a participating provider facility.

6. Definitions, restrictions and exclusions:

   - Care by immediate family members
   - Weight reduction
   - Sex transformation, reversal of sterilization, invitro fertilization
   - Durable medical equipment

PRE-EXISTING CONDITIONS

A pre-existing condition is described as any condition for which medical expense was incurred, or for which medical treatment or advice was received by the participant or covered dependent during the 12 month period immediately preceding the effective date of that individual's coverage. This plan will not pay for expenses incurred in connection with any such injury or sickness until the participant or covered dependent has gone 90 consecutive days free of treatment or medical expense, or until the employee or the dependent has been continuously covered for 270 days.

PROPOSED CHANGES BY PORTAGE COUNTY

DUTY DISABILITY WIS. STAT. 40.65

SUBJECT	CURRENT LANGUAGE	PROPOSED LANGUAGE
Eligibility	You must be a protective occupation participant as defined in s. 40.02 (48)(c), Wis. Stats.	No Change
	You must have been injured while performing your duties or contracted a disease due to your occupation.	No Change
	Your disability is likely to be permanent.	Your disability will be permanent.
	Your disability must:	Your disability must:
	a. Cause you to retire from your job; or	a. Cause you to terminate your job because of total permanent incapacitation. The definition of total permanent should be similar to social security criteria, or
	b. Cause a reduction in your pay or position; or	b. Cause a reduction in your total income. This would allow an employer to offer a lesser paying job that would be supplemented by duty disability pay to cause no reduction in total income; or
	c. Cause work assignment to light duty;	c. Eliminate entirely all reference to light duty.
	d. Adversely affect your promotional opportunities within the service, if state or local employer rules, ordinances, policies or written agreements specifically prohibit promotion because of the disability.	d. Eliminate reference to promotion opportunities. That language is contrary to current American Disabilities Act (ADA).

SUBJECT	CURRENT LANGUAGE	PROPOSED LANGUAGE
Certification	a. Two doctors, licensed by and practicing in the State of Wisconsin, must certify that you are disabled due to an injury incurred while performing your duty or that you have contracted a disease due to your occupation. One of the physicians must be appointed by this department.	a. Add the following to existing language: The employer may choose to engage a doctor of their choce to perform an independent medical examination (IME) and shall have complete access to all medical information. Results of the employee's IME shall be given equal creditablity with the opinion of the other doctors.
	b. Your employer must certify that you were injured while performing your duty or that you contracted a disease due to your occupation.	No Change
Offsets	The following types of income will be used to offset your duty disability monthly benefit:	The following types of income will be used to offset your duty disability monthly benefit:
	a. Any Social Security benefits payable to you or your spouse or dependent(s) based on your work record. - If eligible for a s. 40.63 (1) WRS disability benefit you must also apply for a Social Security disability benefit. - You are requested to apply for your Social Security benefits at age 62, if eligible.	No Change
	b. Unemployment Compensation	No Change
	c. Worker's Compensation. Your monthly duty disability benefit will automatically be reduced by 5% until this amount is determined.	No Change

SUBJECT	CURRENT LANGUAGE	PROPOSED LANGUAGE
	d. Retirement, separation or disability benefits under any retirement system based on earnings and years of service.	d. Retirement, seapration or disability benefit costs paid by the employer.
	- You are required to apply for a s.40.64 (1) or (4) WRS disability benefit if eligible.	No Change
	- You are required to apply for a WRS retirement benefit at your minimum retirement age (age 50) unless you received a WRS separation or disability benefit.	No Change
		Add the following to existing language: - If separation benefits are selected by employee, that benefit will exhaust totally before disability benefit begins. This offset will be dollar for dollar.
	e. Earnings from the employer with which the duty disability occurred offset dollar for dollar.	No Change
	f. Earnings from any other employer or self-employment. - earnings less than 40% of disability income offset by 1/3. - earnings in 40% to 80% of disability income offset is 1/2. - earnings over 80% of disability income offset is dollar for dollar.	No Change
Benefit Computation	Individual employee benefit computation is classified as confidential and not shared with employer.	The Employees Trust Fund shall annually provide the employer all pertinent financial data used to determine monthly disability benefit for each case.

Motion by Supervisor Steinke, second by Supervisor Jakusz for the adoption.

Supervisor James Clark questioned if it was standard procedure for a contract to be brought to the County Board without the Law Enforcement Committee seeing it. Clark stated that the Committee is not involved with the contract negotiations yet they are required to abide by the conditions of the contract which has caused some difficulty in the past. Clark stated that some of the contract language ties the hands of the Law Enforcement Committee.

Chairman Hintz stated that all negotiations go through the Personnel Committee.

Supervisor Dodge expressed concerns about the contract in No. 2, Section IV, Job Posting, D-Objective Testing 2 & 6, where the wording was deleted where information was provided to the Law Enforcement Committee. Dodge stated that she felt the Law Enforcement Committee should be reviewing the contract with the Law Enforcement personnel to see what is contained in the document and what the role of the Committee is. Dodge stated she thought that according to County Policy that is in existence right now the Law Enforcement Committee should be participating in some of this activity, but according to this agreement that responsibility has been taken away.

Clerk Wrycza quoted from the structures and responsibilities of the County Board for the Personnel Committee as follows: "To negotiate with Union and other representatives of employees in all departments and units of the County with the advise and cooperation of Committees having jurisdiction over the various departments and units." Clerk Wrycza stated that although the Personnel Committee should be talking with the governing Committee it does not give the governing committee any veto power.

Supervisor Steinke stated that the Personnel Director did meet with the Law Enforcement Committee before negotiations began.

Lang stated that he did meet with the Law Enforcement Committee and one of the main concerns was the DMG study and whether there was anything the Committee wanted to be addressed in negotiations.

Supervisor Purcell stated that he had several concerns and listed them as follows: 1) Listed in No. 1 taking the lieutenants out of management and putting them back into the union and felt the salary listed was sufficient for any additional time that is required. 2) Felt there should be public input for hiring in the Sheriff's Department such as the deputies, etc. 3) Provision to maintain seniority while on maternity leave and questioned if this applies to the male population. 4) Deductibles regarding the insurance coverage being deleted as listed in No. 5. 5) Taking lieutenants out of management ranks and putting them on an hourly rate and negotiated by union, are these considered management employees as far as including things for people under lieutenant's rank. 6) Did not think it is justified under item No. 13 to pay a higher rate of salary for temporary duties. 7) Did not agree with No. 15 where a lieutenant would receive one-half the difference in pay for filling in for a captain. Purcell quoted an

article that was published in the Stevens Point Journal as follows: "Wisconsin and local government employees saw their wages increase an average of 2.7% from 1980 to 1990 after being adjusted for inflation and wages in the private sector declined 3.7%." Purcell stated that he felt this was ridiculous and added that the article also indicated that there should be no argument that as a group of people, public employees should not see their compensation rise at a faster rate than the group of people that are paying their salaries which is the American Taxpayer. Purcell also referred to a second article which indicated that custodians earn an average of $5.64 in the private sector, $8.47 in the local sector and $8.90 in the state sector. Purcell stated that he felt some of the salary and demands by the union in the public sector are getting out of hand. Purcell stated that when private business can't hold their own or at least make a little profit the end result is that they go out of business and added that it is said that the County and State cannot go out of business, we can just raise the tax base. Purcell stated that he felt it was time to look at the public sector salaries and possibly have no increases. Purcell also questioned item No. 22 regarding drug testing and stated that he felt it was Portage County's right as an employer to request drug testing if they feel it is necessary. Purcell stated that he was going to recommend that the contract be returned to Committee and stated that although he did not know who the County had for negotiators, he felt it was the fourth grade from St. Stan's School. Purcell added that it seemed like a "win, win" situation for the union and "lose,lose" for the taxpayer.

Supervisor Erler stated that the lieutenants were placed back in the bargaining unit by a decision of the WERC during arbitration and it is not a bargaining issue, it is law. Erler stated that the issue regarding the increase in pay if an individual is assigned to different duties also concerned her and added that she was told it would only occur when there was a vacancy for a substantial period of time.

Supervisor Idsvoog stated that he sees a problem regulating that length of time and determination of that increase and when it should occur.

Supervisor Gifford stated that if the Law Enforcement Committee was deleted from the contract language without Committee approval it should not have been done.

Gerry Lang, Personnel Director, stated that he was on the negotiating committee and added that he does have a college education and has negotiated approximately 250 labor contracts and does not come to Portage County as fourth-grade educated person. Lang stated that the WERC made a ruling that lieutenants are not supervisors and Portage County has not been treating them as supervisors and have not given them responsibilities as supervisors and therefore it was ruled that they are in the bargaining unit. Lang stated that with respect to taking the Law Enforcement Committee out of the recruitment testing process, he was told that for several years the Committee has not been involved. He added that there is an ordinance on the books that indicates that they

are and this was a language clean up to put in the contract what the County has been doing for several years. Lang stated that he certainly has no objections, if it is the County Board's wish, if the Committee wants to start getting involved again in the selection process to take it back and include it in the contract.

Supervisor Holdridge stated that he did not feel language should be taken out of a contract regarding the Law Enforcement Committee participation without their input and consideration.

Lang stated that he will contact the governing committee in the future.

Supervisor Stuart Clark stated that the Personnel Director did come to the Law Enforcement Committee during early negotiations and very briefly mentioned a few negotiating items but he added that he felt that would have been the proper time to discuss the discrepancy of what was on the books and what procedure was actually being followed. Clark stated that he felt the Director was at fault for not bringing the matter to the Law Enforcement Committee. Clark stated that he has a concern when a department head starts to usurp some of the powers of the Committees and could not support the contract.

Lang stated that the issue came up during negotiations and he was not aware of it when he met with the Committee.

Supervisor Stuart Clark stated that the Law Enforcement Committee meets twice a month and that would have given opportunity to keep the Committee informed.

Supervisor Kiedrowski stated that he agreed with some of the concerns expressed and questioned the deductible and uniform cost clauses in the contract. He also requested the total roll-up cost of the contract.

Lang stated that the uniform clause is effective only if the Sheriff or Law Enforcement chooses to change the uniform and then those changes would be paid for by the County. Lang stated that the contract is an estimated cost of $64,370 which includes approximately 31% in Wisconsin Retirement and Social Security and a 4% wage increase. Lang explained that back in 1991 and 1992 there were several negotiated changes in the health insurance package with the other bargaining units and overall they were to the advantage to the County and they are now included in this contract as indicated on the last page of the document. He added that the major medical deductible was changed to be up front in the amount of $100 for single and $200 for family every year and this contract brings the Sheriff's Department to the same level as all other county employees. Lang stated that with respect to the leave of absence for maternity leave we now have a female deputy and previous contracts did not have any maternity clauses and this is the same language as in the AFSCME contract which has existed for years. The question regarding training time involves time that is approved by management and management has control of training time, this reimbursement to employees would include travel, room and board and registration/tuition fees. Lang stated that the call-in and step-up pay language was important to have the 24 hours notice since the previous language did not have any notice and people that

were given even 3 or 4 days notice were able to put in for call-in pay so this was an advantage for the County. Lang stated Section XX, call-in and step-up pay for lieutenants since they are now in the bargaining unit, they negotiated what has been the practice in the County and that has been that the County will pay one-half the difference in the rate of pay for a captain's rank that he is assigned to by management when performing those duties. Lang stated that the Sheriff indicated that this would only be used in situations such as currently where there is a standing vacancy.

Supervisor Purcell stated that he could not support the contract and felt it looked like the County was to no advantage.

Supervisor Gifford stated that he is bothered by the assurances that some of these situations will only occur when long-term vacancies occur but once it is in place it is difficult to restrain such activity and added that he would like to see some clarification and restriction on these clauses. Gifford stated that he would also like some language added for the training time reimbursement that would indicate that the County would only reimburse what the current policy allows for travel, meals, etc.

Supervisor Purcell stated that he felt if the County Board supports the original motion to adopt the resolution it would look like the Board is a rubber-stamp type County Board.

Motion by Supervisor Purcell, second by Supervisor Gifford to refer the resolution back to the Committee.

Supervisor Niedbalski questioned if the referral included Personnel and Law Enforcement.

Supervisor James Clark stated that he would like Law Enforcement to meet with Personnel on some of the issues before the contract is brought to the County Board.

Supervisor Purcell stated that his motion would include both committees.

Supervisor Steinke stated that the Personnel Committee would have no problems meeting with Law Enforcement.

Chairman Hintz stated that he would like the Personnel Director to set up a meeting in the near future so this contract does not get dragged on if the referral motion is carried.

Roll call vote on the referral motion revealed (20) ayes, (3) nayes, Supervisors Butkowski, Check, Kaczmarek, (1) abstained, Supervisor Jakusz, (5) excused, Supervisors Murphy, Hanson, Zdroik, Szymkowiak, Idsvoog. Referral motion carried.

Supervisor Butkowski stated that he voted in error and meant to vote aye.

Supervisor Jakusz stated that he voted in error and meant to vote naye.

The corrected roll vote on the referral motion reveals (21) ayes, (3) nayes, Supervisors Check, Kaczmarek, Jakusz, (5) excused, Supervisors Murphy, Hanson, Zdroik, Szymkowski, Idsvoog. Referral motion carried.

RESOLUTION NO. 86-92-94
RE: RECOMMENDED CHANGES TO WISCONSIN STATUTES 40.65
DUTY DISABILITY AND DEATH BENEFITS; PROTECTIVE
OCCUPATION PARTICIPANTS

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, State Statute 40.65 provides Duty Disability and Death benefits for protective occupation participants; and,

WHEREAS, protective occupation participants are presently considered entitled to a duty disability benefit if the employee is injured while performing his/her duty or contracts a disease due to his/her occupation, if the disability is likely to be permanent and the disability causes the employee to retire from his/her job or if the employee's pay, or position is reduced or he/she is assigned light duty or the employee's promotional opportunities within the service are adversely affected due to the disability; and,

WHEREAS, the Wisconsin Retirement Board determines whether or not an employee is eligible for disability benefits on the basis of an application filed by the employee with written certification of the applicants disability by two physicians, one of whom is approved or appointed by the Wisconsin Retirement Board and a statement from the employer that the injury or disease leading to the disability was duty related; and,

WHEREAS, the Wisconsin Retirement Board has determined that since June, 1988, six, of a total of forty, protective occupation employees from the Portage County Sheriff's Department have been eligible for the disability benefit; and,

WHEREAS, the determination of disability does not allow for the employer to provide input in the determination process such as a written certificate of disability from a physician of the employer's choice; and,

WHEREAS, employees with only a five percent (5%) disability have been determined by the Wisconsin Retirement Board to be eligible for the full disability benefit; and,

WHEREAS, the Americans With Disabilities Act directs employers to provide job opportunities to individuals with disabilities and S.S. 40.65 has no provisions that would encourage disabled employees to accept other employment with the employer that would reduce the cost to the employer and taxpayer; and,

WHEREAS, all Wisconsin Counties are assessed a minimum of one percent (1%) of its protective service payroll to fund the duty disability benefit; and,

WHEREAS, counties with one or more claims are assessed a higher percentage, counties with two or more claims pay five percent (5%) of its protective service payroll when the payment exceeds three percent (3%) of the payroll; and,

WHEREAS, Portage County has an annual assessment estimated at $101,000 for 1993 for a disability program which the County has no voice in determining eligibility or ability to require a disabled protective service employee to accept other County employment that would reduce the County and taxpayer liability under this law; and,

WHEREAS, the disability program is inordinately difficult to administer, allows benefits to individuals who are able to work, and is unreasonably costly to employers.

NOW, THEREFORE, BE IT RESOLVED by the Portage County Board of Supervisors that the Legislature be strongly urged to revise Wis. Stat. 40.65 to allow counties to provide input in the determination process; allow counties to require disabled protective service employees to accept other county employment; and otherwise strengthen the law to provide disability benefits to protective service employees in a manner that is fair and equitable to the County and taxpayers as well as the employee.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to area legislators and the Wisconsin Counties Association for consideration of changes prepared by Chief Counsel of the Department of Employee Trust Funds dated December 27, 1991 (copy attached) and changes proposed by Portage County (copy attached).

Dated this 16th day of March, 1993.

Respectfully submitted,
PERSONNEL COMMITTEE
Robert Steinke, Chair
Meg Erler
Eugene Zdroik
Jeffrey Murphy
Walter Jakusz

Motion by Supervisor Steinke, second by Supervisor Erler for the adoption.

Supervisor Purcell stated that this is an example where you have people with only a 5% disability and are 95% able to be employed.

Roll call vote revealed (23) ayes, (5) excused, Supervisors Murphy, Hanson, Zdroik, Szymkowiak, Idsvoog, (1) abstained, Supervisor Kaczmarek. Resolution adopted.

December 27, 1991

Prepared by: Robert F. Weber, Chief Counsel
Department of Employe Trust Funds

SUGGESTED TECHNICAL REVISIONS TO DUTY DISABILITY BENEFIT LAW:

1. Time Limits.

Time limits upon application for duty disability benefits. To be considered, an application for duty disability benefits must be made within 2 years from the date of the injury or from the date the employe or employe's surviving spouse knew or ought to have known of the nature of the disability and its relationship to the employment. In addition, the application is untimely if made more than 90 days after one or more of the following events:

(1) Termination from employer in whose service the disability arose.
(2) Ceasing to be a "protective occupation participant."
(3) Death or otherwise ceasing to be a "participating employe."

Time limits for appeal to DILHR. Revise s. 40.65 (2)(b)3, Stats., to be consistent with all other appeals of Department determinations. Require that an appeal of a Department of Employe Trust Funds denial to DILHR be a "timely appeal" (i.e., 90-day time limit after notification of the DETF determination).

2. Procedural Clarifications.

Administrator. Codify present procedure of having the Department of Employe Trust Funds determine amounts of earnings, benefits, offsets, reductions, etc., and provide for right of timely appeal of Department determinations to the Wisconsin Retirement Board.

Employer appeal. Clarify s. 40.65 (2)(b)3, Stats., to clearly allow employer to also appeal the Department of Employe Trust Funds determination on an application for duty disability benefits.

Medical records. Revise s. 40.07 (2), Stats., to clearly allow the Department of Employe Trust Funds to release medical records concerning the duty disability application to DILHR in (1) appeals of a denial of duty disability benefits and (2) in any claim for workers compensation benefits by a protective occupation participant.

3. Increase Coordination of Workers Compensation Benefits and Duty Disability Benefits.

Notice of injury requirements. Add to s. 40.65 (2) a notice provision similar to s. 102.12, Stats., so employe must notify employer within 30 days of injury or within 30 days after employe knew or should have known of disability and its relation to the employment.

As provided in s. 102.12, absence of required notice should not bar award of duty disability benefits if employer was not misled.

Employer admission concerning job-related injury. Employer statement or certification that an injury, disease or disability is duty-related must be consistent and completely interchangeable for purposes of both workers compensation and duty disability benefits. An employer may not certify that a disability is job-related for duty disability purposes and deny that it not job-related for workers compensation purposes or vice versa.

Offset for workers compensation benefits; same injury, different injury. Revise s. 40.65 (5)(b)3, Stats. to clearly state that any and all workers compensation benefits received in past, present or future for the same injury, disease or disability which is the basis for receipt of duty disability benefits shall be offset. However, if it is clearly established that the employe is receiving, or has received, workers compensation for an injury completely unrelated to the disability qualifying the employe for benefits under s. 40.65, Stats., the offset under s. 40.65 (5)(b)3, Stats., should not apply. The employe may retain those benefits.

Medical evidence. Amend s. 102.17 to provide that certified copies of the Department of Employe Trust Funds copies of the required medical certifications regarding a duty disability applicant shall be admitted as prima facie evidence both in the appeal of a duty disability denial and in the related workers compensation claim.

Joint Rule-making. Direct DETF and DILHR to make joint rules for handling (1) workers compensation cases involving persons eligible to receive duty disability benefits and (2) appeals of duty disability benefit applications denied by DETF. The rules should establish procedures to promote the legislative purpose of providing duty disability benefits to eligible workers compensation recipients who meet the standards under s. 40.65, Stats., to deny duty disability benefits to persons not eligible to receive workers compensation benefits and to assure that each duty disability recipient is receiving workers compensation. Rules should include means of identifying workers compensation claims by protective occupation participants.

4. Establish Bars to Eligibility.

Ineligible for workers compensation. No person should be eligible for duty disability benefits if that person is ineligible to receive workers compensation benefits for a permanent partial or permanent total disability from the same injury or disease.

Time Limits; Notice Requirements. Person is ineligible if he or she fails to comply with the requirement to notify the employer (see section ~~2~~ 3) or applicable time limits for applying.

5. Provide for termination of benefits.

Disability improves. As with the disability annuity under s. 40.63, Stats., the DETF should by expressly permitted to require the recipient to undergo period medical re-examination. Duty disability benefits should be terminated if the recipient's condition has improved and is no longer permanently disabled.

No workers compensation entitlement. Clearly state that the Department of Employe Trust Funds must terminate duty disability benefits for a recipient who is subsequently found, in workers compensation proceedings, to be ineligible to receive workers compensation or only suffering from a temporary, not permanent, disability. The only exception would be pursuant to s. 891.45, Stats., and even then should depend on whether the DILHR workers compensation findings rebut the presumption.

6. **Clarify role of certifying physicians and employers.**

Physician. To support application for duty disability benefits, each physician must certify to a reasonable degree of professional certainty (1) the existence of a disability, (2) a specific percentage of total disability, (3) the permanency of the disability (3) the injury that caused the disability, or in the case of disability by disease, that the disease results from the employe's occupation and (4) any other medical information required by the Department of Employe Trust Funds for its purposes in evaluating the application.

Employer. The employer should be informed of the application for duty disability benefits. The employer must certify whether the employe was terminated or placed in restricted employment due to disciplinary action or some reason, other than disability, known to the employer. For an application based upon disability from an injury, the employer must certify whether the injury occurred in the performance of the employe's duty. For an application based upon disability from a disease, the employer must certify whether the disease results from the employe's occupation or whether it is unknown to the employer if the disease results from the employe's occupation. To that end, add a provision modeled on workers compensation law to allow the employer to compel the employe to undergo an examination by the employer's physician for purposes of the certification with respect to disease.

Time limits; for employers. The employer must respond to a request from the Department of Employe Trust Funds for certification within 90 days, unless additional time is required for the employer to obtain a physician's examination of the employe to determine whether a disability results from an occupation disease as alleged. If the employer fails to respond, the application must be denied.

Time limits; medical certifications. The DETF should be expressly authorized to adopt rules concerning the timeliness of physicians reports to assure that they are sufficiently closely related in time to the duty disability application.

NOTES ON SUGGESTED STATUTORY REFORMS IN DUTY DISABILITY PROGRAM (S. 40.65, WIS. STATS.)

Robert F. Weber
Printout date: October 23, 1991

I. INCREASE DEGREE OF CO-ORDINATION OF WORKERS COMPENSATION BENEFITS AND DUTY DISABILITY BENEFITS, WHICH ARE CLEARLY INTENDED BY THE LEGISLATURE TO BE AN ENHANCEMENT OF WORKERS COMPENSATION BENEFITS FOR PROTECTIVE OCCUPATION PARTICIPANTS.

A. Entitlement to Duty Disability Benefits.

1. **Revise present entitlement statute, s. 40.65 (4), to provide that a person is entitled to a duty disability benefit, if:**

   a. The employe is injured while performing his or her duty or contracts a disease due to his or her occupation; and,

      (1) Same as present s. 40.65 (4) (a)

   b. The disability is permanent to a reasonable degree of professional certainty; and,

      (1) Amend present s. 40.65 (4) (b)

   c. The disability, is certified by two physicians one of whom is expressly approved or appointed by the DETF, exceeds the minimum threshold percentage of total disability.

      (1) New provision, see below "Minimum Degree of Disability".

   d. Due to the disability the employe is unable to perform his or her job or any other available job with the same employer at

the same base rate of pay (not necessarily including overtime pay, uniform allowances, etc.) and for which the employe is substantially qualified.

(1) Repeal and recreate s. 40.65 (4) (c) 1, 2 and 3.

2. **Must be WC-eligible.** No one ruled ineligible for WC, because the disability or underlying injury or disease is not work-related, and no one denied a WC permanent disability award is entitled to 40.65 duty disability.

a. **Provisions for Termination of duty disability benefits.**

(1) WR Board shall terminate benefits. If applicants are permitted, as at present, to apply for benefits under s. 40.65 prior to applying for WC benefits, then WR Board should have clear authority to terminate payment of duty disability benefits in the case of a subsequent adverse WC ruling.

b. **Minimum Degree of Disability.**

(1) Create minimum threshold disability for eligibility (10-20%)

c. **Uniformity for fire fighters.**

(1) Common eligibility standard for WC and duty disability for fire fighters Uniform application of above principle requires extension of s. 891.45 presumption to workers compensation or repeal of the reference to s. 40.65 in the presumption. Otherwise, an exception to the above rule must be created:

(a) Exception: If the applicant is a fire fighter entitled to the s. 891.45 presumption (requires copy of qualifying pre-employment physical), and the Department determines the presumption is not overcome by evidence on which adverse WC finding is based, then can receive 40.65.

3. **Bars to Eligibility; Establish Prohibitions Against Paying Benefits.**

a. An employe is conclusively presumed not to have been caused to retire by disability or be unable to perform job due to disability, and therefore is not eligible for duty disability benefits if:

(1) Employe terminated for cause.

(2) Employe resigns in lieu of disciplinary action.

(3) Employe terminates after learning of pending disciplinary action or commencement of investigation that may potentially result in disciplinary action against the employe.

b. Expressly adopt notice provision from workers compensation, s. 102.12.

(1) "A claim for duty disability benefits shall be denied unless the employer certifies that within 30 days after the occurrence of the injury or within 30 days after the employe knew or ought to have known the nature of his or her disability and its relation to the employment, actual notice was received by the employer. Absence of notice does not bar entitlement to duty disability benefits if the employer admits, or DILHR concludes upon appeal, that the employer was not misled thereby."

B. Requirements for Coordination between DETF and DILHR Proceedings.

1. [Also see ALTERNATIVE TO PRESENT PROCESS, below. Remainder of this section suggests modifications to present process with responsibility for determinations divided between DETF and DILHR.]

2. Employer certification of disability for 40.65 is irrevocable admission for workers compensation purposes that

a. There is a permanent disability and
b. That it is work-related.

3. Require employe to obtain workers compensation benefits before applying for duty disability benefits. *Or,*

4. *As an alternative to the above:*

   a. Increase the percentage of duty disability benefits to be withheld pending workers compensation determination to 15-50%. Withhold 100% if workers compensation claim not filed.

   b. Reopen and deny duty disability benefits for any employe who has not obtained a workers compensation award within 2 years of applying for duty disability benefits. [Allow stay of this limit for appealed WC decision]

   c. No employe who has taken a separation benefit, thus ceasing to be a participant, is entitled to apply for duty disability benefits.

   d. Separation benefits not available to protective occupation participant until final decision on both duty disability benefits and workers compensation benefits made and appeal rights exhausted.

5. Expressly allow compromise agreements in workers compensation cases that involve a protective occupation participant in the WRS (cross-reference to ch. 40 definitions)

   a. BUT, the compromise is only to be honored for duty disability offset purposes if the compromise includes express agreement on the following:

      (1) The injury/disease/disability is work-related.

      (2) The disability is permanent to a reasonable degree of medical certainty.

      (3) The specific percentage of the disability.

      (4) The amount being paid to the employe for payment of the employer's liability for the permanent disability.

      (5) The amount being paid to employe's attorney for fees.

      (6) Each amount being paid to the employe or employe's attorney for any other purpose as part of the compromise settlement.

b. Any compromise settlement of a workers compensation case that does not meet these requirements shall be deemed not to result in payment of workers compensation benefits for duty disability purposes, so withholding under s. 40.65(5)(intro.) will continue.

c. Factual admissions/stipulations by employe in WC case that contradict representations in 40.65 application are grounds for denying (or terminating, reopening then denying) 40.65 benefits.

6. Revise WC offset provisions in 40.65 (5) (b)

a. Offset all "workers compensation benefits" received regardless of when received (as at present).

(1) DETF to define by rule "workers compensation benefits" for duty disability purposes.

b. Also offset compromised benefits in the amount the employe would have been entitled to for a permanent disability in the agreed percentage, regardless of the amount the employe actually accepted as a compromise.

7. Require DETF a necessary party to any workers compensation case involving a recipient of duty disability benefits in order to reduce settlement abuse between workers compensation carrier and employe.

C. <u>Procedural & Technical Revisions.</u>

1. **Department to make Determinations.**

a. Revise s. 40.65 throughout to codify actual procedure. DETF makes the determinations as to amount of earnings, amount of benefits, offsets, reductions, etc. Timely appeal of DETF determinations are made to WR Board.

2. **Time limits.**

a. Appeal of DETF determination (including eligibility denial now appealable to DILHR) must be filed within 90 days or is barred.

(1) Clarify s. 40.65 (2)(b) 3 to clearly state employer may appeal DETF determination.

b. Set time periods for filing duty disability application.

(1) Application is not timely unless filed:

(a) Prior to taking separation benefit and within all of the following limits.

i) Within 30 days of termination.

ii) Within 30 days of ceasing to be a protective occupation participant.

iii) Within 30 days of ceasing to be a participating employe.

iv) Within 2 years from the date of the injury, or from the date the employe or employe's surviving spouse knew or ought to have known of the nature of the disability and its relation to the employment.

3. **Medical records.**

a. In 40.07: Clarify that DETF shall supply 40.65 medical records (and all other records of the application and denial) to DILHR in WC case involving 40.65 recipient and in appeal of 40.65 denial.

b. The two medical reports submitted as part of the duty disability application process must be accepted as evidence both in appeal of duty disability denial and in workers compensation claim, regardless of whether each report supports the application as to existence of disability, permanency, and work-relatedness.

4. **Rule making.**

   a. The DETF shall determine by rule:

      (1) The nature and required extent of the certifications required from the employer and the physicians, consistent with s. 40.65.

      (2) The amount of the offset for constructive workers compensation benefits to be attributed to a percentage of disability in the event of a settlement of the workers compensation claim.

      (3) What workers compensation benefits are for offset purposes.

5. **Repeal s. 40.65 (4) (c) 2.**

   a. Does not encourage employer to accommodate employe's handicap under federal Americans with Disabilities Act or state law.

      (1) OR, at least amend s. 40.65 (4) (c) 2 to delete "light duty" and clarify that reduction in pay refers to reduction of a salary or hourly base pay, etc., and does not include loss of overtime, etc.

6. **Repeal s. 40.65 (4) (c) 3.**

7. **Application Forms.**

   a. DILHR shall require disclosure of whether a workers compensation applicant is a protective occupation participant in the WRS.

   b. DETF duty disability application forms shall require information whether the applicant has ever applied for workers compensation benefits related to the injury or disease which is the related to his or her disability.

8. **Required Audits and Reports**

a. Require Legislative Audit Bureau to audit duty disability program at set interval.

(1) Report to include percentage of duty disability recipients receiving workers compensation benefits.

b. DILHR shall report to [Legislative Audit Bureau?] each workers compensation case which results in a protective occupation participant receiving duty disability benefits but not workers compensation benefits, and the reason therefore.

9. **Penalty Rates for Employers.**

a. Require DETF to collect special penalty rates (on increasing scale) assessed against any employer if less than 100% of duty disability recipients are not also receiving workers compensation benefits.

10. **Conflict of interest.** Prohibit workers compensation insurance carrier from representing the employer in workers compensation case involving protective occupation participant, except when employer is self-insured for workers compensation.

11. **Revise Fire Fighter Presumption to Obtain WC/Duty Disability Conformity.**

a. Add ch. 102 to benefits affected by statutory presumption of s. 891.45, or repeal s. 891.45 with respect to s. 40.65, so that the standards for "work-relatedness" are the same for fire fighters in both duty disability and WC cases.

II. ALTERNATIVE TO PRESENT PROCESS.

A. <u>DILHR Handles All Proceedings Except Payout & Trust Account Administration.</u>

1. Rewrite s. 40.65 and ch. 102 as necessary to create one proceeding before DILHR for any protective occupation participant injured or disabled on the job.

    a. DILHR would determine common 40.65/WC issues together and consistently for both purposes.

        (1) Is disability caused by occupational injury or disease?

        (2) Is disability permanent?

    b. Proceedings would commence upon earlier of

        (1) Filing 40.65 application or

        (2) Filing WC claim by a protective occupation participant.

    c. DETF would be a necessary party.

2. Implement other reforms described in this outline.

    a. To make certain workers compensation benefits are primary payer, and 40.65 benefits are secondary.

RESOLUTION NO. 87-92-94
RE: APPOINTMENT OF PROJECT MANAGER-HEALTH CARE CENTER REMODELING/CONSTRUCTION PROJECT

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, Resolution No. 17-92-94 dated June 18, 1992 requires the appointment of a Project Manager when remodeling or building projects are expected to exceed $250,000, and

WHEREAS, the Health Care Center Committee has formally requested proposals, interviewed candidates and unanimously selected Henry J. Miles to serve as the Project Manager on the Health Care Center Remodeling/Construction Project, and

WHEREAS, the Health Care Center Committee's selection of the Project Manager requires County Board approval.

NOW, THEREFORE, BE IT RESOLVED, that the within stated project manager selection is hereby approved.

Dated this 16th day of March, 1993.

Respectfully submitted,
HEALTH CARE CENTER COMMITTEE
Walter Jakusz, Chair
James Gifford
Alfred Lewandowski
Jeffrey Murphy
James Clark

Motion by Supervisor Jakusz, second by Supervisor Gifford for the adoption.

Supervisor Kiedrowski questioned the qualifications of the person chosen to be project manager.

Dale Hagen, Health Care Administrator, stated that the person is a licensed architect and is semi-retired. Hagen stated that he has met with the person several times and he is very knowledgeable.

Supervisor Jakusz stated that there were only two bidders for the manager's position and this person was the best qualified and the lowest bidder for $6700.

Supervisor Erler questioned the status of receiving state funding for the project.

Hagen stated that on March 3 we did receive approval of the application but the funding is not a grant situation where we say that the project is going to cost a certain amount of money and then we receive that amount. Hagen stated that the reimbursement is worked into the Medicaid formula and we may be looking at very little cost of approximately $60,000 to $70,000.

Supervisor Holdridge questioned the anticipated cost of the project.

Hagen stated that it is approximately $1.6 million.

Supervisor Stuart Clark questioned what would happen if the

federal or state government enacts a freeze on medicaid rates and added that even though these costs are included for reimbursement we may not receive any more money.

Hagen stated that if there was a freeze that may be correct.

Supervisor Stuart Clark stated that he felt the County should find an answer to that question before we proceed with the project.

Clerk Wrycza stated that the whole project and financing has to come back to full County Board for approval.

Jerry Glad, Business Administrator, stated that the Finance Committee has started their responsibility and stand ready to bring a resolution to the County Board whenever competitive bids are let and received.

Hagen stated that the project should be ready to go out to bids in April.

Supervisor Stuart Clark stated that he felt there is a very real possibility that medicare and/or medicaid rates may be frozen and before the project is bid that possibility should be looked into and how it may affect the tax levy.

Roll call vote revealed (22) ayes, (2) nayes, Supervisors Stuart Clark and Erler, (5) excused, Supervisors Murphy, Hanson, Zdroik, Szymkowiak, Idsvoog. Resolution adopted.

RESOLUTION NO. 88-92-94
RE: JURY COMMISSIONER SYSTEM

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, 1991 Wisconsin Act 271 now requires the County Board to determine whether Jury Commissioners should be used for the selection of jurors; and

WHEREAS, the Jury Commissioner system has provided able assistance to the courts and County in the juror selection process for many years; and

WHEREAS, the duties of the Jury Commissioners are substantial and would crete additional workload for the Clerk of Court's office.

NOW, THEREFORE, it is hereby ordered that Jury Commissioners appointed by the courts pursuant to 756.03(1) shall continue to determine and administer juror selection in the County of Portage.

Dated this 16th day of March, 1993.

Respectfully submitted,
JUDICIAL/GENERAL GOVERNMENT COMMITTEE
Eugene Szymkowiak, Chair
Leif Erickson
Richard Purcell
Jerome Borski
Anthony Kiedrowski

Motion by Supervisor Borski, second by Supervisor Erickson for the adoption.

Supervisor Holdridge questioned what other option was available to the County.

Bernadette Flatoff, Clerk of Courts, explained the jury selection process and explained that if the jury commissioners were no longer available someone from her staff would have to conduct the process.

Supervisor Erler questioned the cost of the system.

Flatoff stated this year's budget amount for jury commissioners is $3700.

Roll call vote revealed (24) ayes, (5) excused, Supervisors Murphy, Hanson, Zdroik, Szymkowiak, Idsvoog. Resolution adopted.

RESOLUTION NO. 89-92-94
RE: CREATION OF AN AMERICANS WITH DISABILITIES ACT (ADA) COMPLIANCE COMMITTEE

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, the Americans with Disabilities Act (ADA) outlaws discrimination in employment, government (state and local) services, public accommodations, transportation and telecommunications, and

WHEREAS, Title I of the ADA deals with all aspects of employment, and

WHEREAS, Title II, IV and V deal with all aspects of public accommodations and services, and

WHEREAS, the ADA also requires a self-examination of all buildings/services/programs to ensure compliance as well as act as a grievance committee to provide equitable resolution of complaints alleging action prohibited by the ADA.

NOW, THEREFORE, BE IT RESOLVED, by the Portage County Board of Supervisors that the Personnel Committee is hereby given the responsibility of compliance with Title I of the ADA, and

BE IT FURTHER RESOLVED, by the Portage County Board of Supervisors that there is hereby created an Americans with Disabilities Act (ADA) Compliance Committee consisting of the following members:

Chair or Designee - Personnel Committee
Chair or Designee - Finance Committee
Chair or Designee - Space and Properties Committee
Two Citizen Members - (Must be designated as disabled as defined in the ADA) Two-year term, expiring April in odd-number years.

and is hereby given the responsibility of recommending to the County Board compliance with Title II, IV and V of the ADA as well as act as a grievance committee to provide equitable resolution of complaints alleging action prohibited by Title II, IV and V of the ADA, and

BE IT FURTHER RESOLVED, that this Committee report to the County Board on a quarterly basis their findings and recommendations, and

BE IT FURTHER RESOLVED, that the members serving on this committee be paid the same mileage and per diem as paid for other County Board Committee attendance.

Dated this 16th day of March, 1993.

Respectfully submitted,
COMMITTEE ON COMMITTEES
Clarence Hintz, Chair
Richard Purcell
Stuart Clark

Motion by Supervisor Stuart Clark, second by Supervisor Purcell for the adoption.

Roll call vote revealed (24) ayes, (5) excused, Supervisors Murphy, Hanson, Zdroik, Szymkowiak, Idsvoog. Resolution adopted.

RESOLUTION NO. 90-92-94
RE: REFUND OF EXCESS DOG LICENSE FUNDS

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, Section 174.09(2) of the Wisconsin Statutes provides that any surplus in the dog license fund in excess of $1,000.00 shall be refunded to municipalities in the proportion in which said local units of government have contributed to said fund; and

WHEREAS, the Portage County dog license fund has accumulated a balance of $19,947.97 at budget year end 1992:

NOW, THEREFORE, BE IT RESOLVED, that the Portage County Board of Supervisors do hereby establish the reserve amount in the dog license claim account as being $1,000 and directs the refund of excess funds to the appropriate municipalities as outlined on the attached report.

Dated this 16th day of March, 1993.
Respectfully submitted,
AGRICULTURE & EXTENSION EDUCATION COMMITTEE

Eugene Zdroik, Chair	William Peterson
Richard Allen	Paul Kaczmarek
James Gifford	

Motion by Supervisor Peterson, second by Supervisor Kaczmarek for the adoption.

Roll call vote revealed (24) ayes, (5) excused, Supervisors Murphy, Hanson, Zdroik, Szymkowiak, Idsvoog. Resolution adopted.

SUMMARY OF 1992 DOG LICENSE FUND

BALANCE 1-1-92		$12,413.45
RECEIPTS - NET COLLECTIONS		20,123.89
		$32,537.34
DISBURSEMENTS:		
CLAIMS PAID	$700.55	
SUPPLIES	299.21	
ADVERTISING	126.48	
DOG LIC DELIVERY	49.68	
1991 EXCESS AMOUNT REFUNDED TO MUNICIPALITIES	11,413.45	
TOTAL DISBURSEMENTS		12,589.37
BALANCE 12-31-92		$19,947.97

	NET COLLECTIONS	RATIO OF NET COLLECTIONS	AMOUNT TO BE REFUNDED
TOWNS:			
ALBAN	378.76	1.882%	356.63
ALMOND	490.34	2.437%	461.69
AMHERST	582.71	2.896%	548.66
BELMONT	426.95	2.122%	402.00
BUENA VISTA	653.65	3.248%	615.45
CARSON	644.02	3.200%	606.39
DEWEY	499.62	2.483%	470.43
EAU PLEINE	520.12	2.585%	489.73
GRANT	484.41	2.407%	456.10
HULL	2479.04	12.319%	2334.18
LANARK	1235.99	6.142%	1163.77
LINWOOD	213.74	1.062%	201.25
NEW HOPE	404.86	2.012%	381.20
PINE GROVE	335.41	1.667%	315.81
PLOVER	756.86	3.761%	712.63
SHARON	612.40	3.043%	576.61
STOCKTON	1323.57	6.577%	1246.23
VILLAGES:			
ALMOND	306.89	1.525%	288.96
AMHERST	328.67	1.633%	309.46
AMH JUNCTION	107.40	0.534%	101.12
JUNCTION CITY	301.69	1.499%	284.06
NELSONVILLE	87.65	0.436%	82.53
PARK RIDGE	259.80	1.291%	244.62
PLOVER	2034.31	10.109%	1915.44
ROSHOLT	128.00	0.636%	120.52
WHITING	434.54	2.159%	409.15
CITY OF ST PT	4092.49	20.336%	3853.35
NET COLLECTIONS	20123.89	100.00%	18947.97
Less Expenses:	1175.92		
ADJ NET COLLECTION	18,947.97		

SUMMARY OF 1992 DOG FUND REVENUES

	COLLECTIONS JAN-DEC	PAYMTS & COMMISSIONS JAN-DEC	NET COLLECTIONS	CLAIMS PAID JAN-DEC
TOWNS:				
ALBAN	421.51	42.75	378.76	
ALMOND	592.09	101.75	490.34	207.00
AMHERST	776.21	193.50	582.71	
BELMONT	537.70	110.75	426.95	
BUENA VISTA	847.40	193.75	653.65	269.55
CARSON	676.52	32.50	644.02	
DEWEY	654.62	155.00	499.62	
EAU PLEINE	547.37	27.25	520.12	
GRANT	509.91	25.50	484.41	25.00
HULL	2592.79	113.75	2479.04	
LANARK	1454.74	218.75	1235.99	
LINWOOD	374.49	160.75	213.74	
NEW HOPE	527.36	122.50	404.86	
PINE GROVE	353.41	18.00	335.41	
PLOVER	987.36	230.50	756.86	
SHARON	776.15	163.75	612.40	
STOCKTON	1392.82	69.25	1323.57	144.00
VILLAGES:				
ALMOND	315.14	8.25	306.89	
AMHERST	328.67		328.67	
AMH JUNCTION	130.15	22.75	107.40	
JUNCTION CITY	301.69	0.00	301.69	
NELSONVILLE	92.15	4.50	87.65	
PARK RIDGE	259.80		259.80	
PLOVER	2159.56	125.25	2034.31	
ROSHOLT	138.75	10.75	128.00	
WHITING	457.04	22.50	434.54	
CITY OF ST PT	4280.49	188.00	4092.49	55.00
TOTALS:	22485.89	2362.00	20123.89	700.55

RESOLUTION NO. 91-92-94
RE: FINAL RESOLUTION

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

BE IT FURTHER RESOLVED, by the County Board of Supervisors of Portage County, Wisconsin, now in Adjourned Session assembled that the Resolutions, Ordinances, and motions adopted and carried at this meeting and all appropriations made and claims allowed at this meeting be and they are hereby ratified and confirmed in all respects by the Board.

(s) Supervisor Erler

Motion by Supervisor Erler, second by Supervisor Kaczmarek for the adoption.
Motion carried by voice vote. Resolution adopted.

Motion by Supervisor Check, second by Supervisor Warner to adjourn the meeting subject to the call of the Chair. Motion carried by voice vote.

STATE OF WISCONSIN)
)SS
COUNTY OF PORTAGE)

I, Roger Wrycza, County Clerk of said County, do hereby certify that the above is a true and correct record of the Adjourned Session of the Portage County Board of Supervisors of Portage County, Wisconsin.

ROGER WRYCZA
Portage County Clerk

OFFICIAL PROCEEDINGS
of the
BOARD OF SUPERVISORS
of
PORTAGE COUNTY, WISCONSIN

April 20, 1993

Meeting was called to order by Chairman Clarence Hintz. Roll call taken by the Clerk as follows:

District 1, Alfred A. Lewandowski
District 2, Paul F. Kaczmarek
District 3, W. William Zimdars
District 4, Walter Jakusz
District 5, Paul A. Borham
District 6, Richard M. Purcell
District 7, James E. Clark
District 8, Jeffrey K. Murphy
District 9, Eugene G. Szymkowiak
District 10, Gordon M. Hanson
District 11, Joe Niedbalski
District 12, William H. Peterson
District 13, Margaret Cain Erler
District 14, James Gifford
District 15, Douglas Warner
District 16, O. Philip Idsvoog
District 17, Robert J. Steinke
District 18, Anthony B. Kiedrowski
District 19, Stuart Clark
District 20, Carrol Winkler
District 21, Richard E. Allen
District 22, Jeanne Dodge
District 23, Eugene Zdroik
District 24, Ronald J. Check
District 25, Jerome J. Borski
District 26, Donald J. Butkowski
District 27, John W. Holdridge
District 28, Leif E. Erickson
District 29, Clarence S. Hintz

Roll call taken by Clerk Roger Wrycza revealed (28) ayes, (1) absent, Supervisor Check.

All present saluted the flag.

Supervisor Niedbalski delivered the invocation.

Motion by Supervisor Szymkowiak, second by Supervisor Stuart Clark to approve the minutes of the March County Board meeting. Motion carried by voice vote.

Correspondence

Proclamation of May 8, 1993 as Cultural Appreciation Day in Portage County. Motion by Supervisor Borham, second by Supervisor

Erler to approve the proclamation. Motion carried by voice vote.

Letter from Representative Seratti thanking the Board for the resolution regarding local units of government being entitled to provide input on all programs they are required to administer.

Letter from State of Wisconsin Council on Developmental Disabilities commending Portage County Community Human Services for their efforts regarding developmental disabilities issues.

Excerpt from the Stevens Point Journal regarding School Board and Solid Waste Board issues.

Excerpt from the Stevens Point Journal regarding state and local salaries.

Letter from Bernard Coerper, John Seramur's representative, regarding the offer of land for the MRF site.

Letter from the State of Wisconsin, Division of Emergency Government, regarding the Portage County Emergency Government Plan of Work Approval.

Analysis of the Governor's 1993-95 budget which was distributed by the Wisconsin Counties Association.

Parks Department Annual Report which will be brought up next month for any questions or comments.

Department on Aging Annual Report which will be brought up next month for any questions or comments.

Extension Home Economist Annual Report which will be brought up next month for any questions or comments.

Committee Referrals

Motion by Supervisor Dodge, second by Supervisor Hanson to refer to the Corporation Counsel the Notice of Claim of Edward and Mary Rusin vs Portage County and the Portage County Solid Waste Management Board. The claim alleges that Portage County and its agents were negligent in supervising and controlling the recycling activities at the plaintiff's property and failed to clean up the property that being the old highway garage located on Water Street. Motion carried by voice vote.

(Enter Supervisor Check)

Appointments

Chairman Hintz stated that if there were no objections he would accept one motion to approve all of the appointments.

Motion by Supervisor Hanson, second by Supervisor Kiedrowski to approve the following appointments:

Margaret Schad reappointed to the Commission on Aging Board for a three-year term expiring April 1996.

Mary Croft appointed to the Commission on Aging Board for a three-year term expiring April 1996 to replace Alice Johnson who was not eligible for reappointment.

David A. Medin appointed to the Community Human Services Board for a three-year term expiring April 1996 to replace Margaret Lundquist who was not eligible for reappointment.

Ralph W. Drake reappointed to the Airport Board for a two-year term expiring April 1995.

Daniel Schlutter reappointed to the Solid Waste Management Board for a three-year term expiring April 1996 as the elected official from the Village of Plover.

Melvin Bembenek reappointed to the Solid Waste Management Board for a three-year term expiring April 1996 as the elected official from the Town of Hull.

John O'Keefe reappointed to the Solid Waste Management Board for a three-year term expiring April 1996 as a citizen member from the township of the landfill location.

Kathy Wachowiak appointed to the ADA Compliance Committee for a two-year term expiring April 1995 as a citizen member.

Keith D. Studinski appointed to the ADA Compliance Committee for a two-year term expiring April 1995 as a citizen member.

Motion carried by voice vote. Appointments approved.

Appearances

Dr. James Kasukonis presented an update on the Child Abuse and Neglect Council.

Jerry Glad presented the 1992 Budget Report for Portage County. Motion by Supervisor Purcell, second by Supervisor Stuart Clark to accept the report. Motion carried by voice vote.

Annual Reports

Motion by Supervisor Borham, second by Supervisor Butkowski to approve the Human Services Annual Report. Motion carried by voice vote.

Motion by Supervisor Zdroik, second by Supervisor Allen to approve the 4-H Agent Annual Report. Motion carried by voice vote.

ORDINANCE NO. 92-92-94
RE: ZONING ORDINANCE MAP AMENDMENT, ROZEK PROPERTY

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, Ernest and Robert Rozek request to amend the Portage County Zoning Ordinance so part of Section 16, T24N, R09E, Town of Sharon, an area of approximately 12.68 acres be changed from A1-Exclusive Agricultural District to A2-Agricultural Transition District; and

WHEREAS, the Portage County Planning and Zoning Committee held a public hearing on the proposed amendment in County Conference Room "B" of the County-City Building on March 31, 1993, after due notices were published in the Stevens Point Journal. At said hearing all those who wished to be heard were heard and pertinent facts constituting the testimony were recorded; and

WHEREAS, the Portage County Planning and Zoning Committee after carefully considering the testimony, including the attached fact sheet at the March 31, 1993 meeting, has placed a recommendation with the County Board that the request be approved;

and

WHEREAS, the proposed amendment, with the information furnished in the attached report and fact sheet, has been given due consideration by the County Board.

NOW, THEREFORE, BE IT RESOLVED, that the Portage County Board of Supervisors does ordain as follows: Commencing at the West 1/4 corner of Section 16, T24N, R09E, thence S85°08'15" along the East West 1/4 quarter line of Section 16, 1327.30 feet; to the point-of-beginning (pob), thence N03°08'59"W 618.38 feet; thence S85°07'E 911.75 feet; thence S01°18'45"E 615.91 feet, thence N85°07' 891.30 feet to the (pob) being part of the SE 1/4 of the NW 1/4 of Section 16, T24N, R09E, Town of Sharon, an area of approximately 12.68 acres is hereby changed from A1-Exclusive Agricultural District to A2-Agricultural Transition District.

Dated this 20th day of April, 1993.

Respectfully submitted,
PLANNING AND ZONING COMMITTEE
O. Philip Idsvoog, Chair
Leif Erickson
Robert Steinke
Ronald Check
John Holdridge

Motion by Supervisor Idsvoog, second by Supervisor Steinke for the adoption.

Roll call vote revealed (28) ayes, (1) abstained, Supervisor Murphy. Ordinance adopted.

RESOLUTION NO. 93-92-94 - AMENDED
RE: ADOPTION OF THE HIGHWAY 10 EAST LAND USE PLAN,
SECTION 6.7(b)(10) OF THE PORTAGE COUNTY DEVELOPMENT GUIDE

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, recent land use development along the Highway 10 east corridor has rendered certain aspects of the Town of Hull's Land Use Plan obsolete; and

WHEREAS, a Land Use Plan is considered necessary to develop long range land use recommendations that address the issue of strip commercial development; address compatibility between land uses; plan for transportation needs; and address the issue of sewer service relative to this area; and

WHEREAS, the Hull Town Board unanimously voted to recommend the attached Highway 10 East Land Use Plan to the Portage County Planning and Zoning Committee on March 3, 1993; and

WHEREAS, the Plan has been prepared in accordance with Section

59.97 of Wisconsin Statutes and shall be a component of the County Development Guide; and

WHEREAS, after holding a formal public hearing on February 24, 1993, the Portage County Planning and Zoning Committee voted on March 31, 1993 to recommend the Plan to the Portage County Board of Supervisors for adoption.

NOW, THEREFORE, BE IT RESOLVED, that the Portage County Board of Supervisors adopts the document entitled Highway 10 East Land use Plan, Portage County, WI 1993 as a part of Section 6.7(B)(10) of the Portage County Development Guide, Alternate B.

Dated this 20th day of April, 1993.

Respectfully submitted,
PLANNING AND ZONING COMMITTEE
O. Philip Idsvoog, Chair
Leif Erickson
Robert Steinke
Ronald Check
John Holdridge

Motion by Supervisor Idsvoog, second by Supervisor Holdridge for the adoption.

Motion by Supervisor Steinke, second by Supervisor Holdridge to amend the resolution in the last paragraph by adding "Alternate B" as the chosen plan. Motion carried by voice vote.

Supervisor Erler questioned if the prediction of 20 years for the plan is realistic.

Dan Mahoney, Senior Planner, stated that the County will evaluate the area as development takes place and sometimes it is necessary to reevaluate the plan.

Supervisor Idsvoog stated that a land use plan is a blueprint to follow but it is not set in stone, sometimes it needs to be changed or altered as development takes place.

Roll call vote revealed (29) ayes. Resolution adopted.

- *Land Use Plan recommendations from the Town of Hull's Development Guide (1978) were slightly modified and incorporated into these recommendations.*

Alternative C is similar to Alternative B, except that commercial and neighborhood commercial development is extended along the north side of Highway 10 to ½ mile east of Brilowski Road.

Portage County Planning and Zoning Department staff recommends adoption of Alternative B for the following reasons:

1. *The Department of Transportation has informed staff that if land use recommendations for commercial development are extended further east along Highway 10, future cost to upgrade the highway will likely be assessed to the County/City/Town as was the case with the expansion of Highway 10 to five lanes in 1991.*

2. *Further expansion of commercial development along Highway 10 East may result in the relocation of USH 10 from its current alignment.*

3. *Residents of Woodland Acres and Deerwood Park Subdivisions have expressed a concern over being surrounded by commercial development. Alternative B minimizes negative impacts to these single family residential subdivisions by limiting more intensive commercial growth to the western edge of the subdivision and utilizes less intensive neighborhood commercial (smaller scale commercial uses and professional offices) as a buffer between the western edge of Woodland Acres Subdivision and more intensive commercial development to the west.*

4. *The soils along the north side of Highway 10 are considered adequate for development in Alternative B. The Soil Survey of Portage County identifies soils that have severe development limitations along the north side of Highway 10 as one goes further east, therefore, Alternative C is not considered appropriate.*

5. *An argument in support of Alternative C was that the wooded 40 acres located on the north side of Highway 10, east of the pond, represents a natural barrier to development. As evidenced by the recent clear cutting of the parcel immediately east of the new Copp's store, this perceived barrier could be removed quite easily and quickly and, therefore, will not act as a barrier to development.*

6. *Increasing concerns are being expressed in the community over what has already developed as a land use pattern along Highway 10 and that this pattern of development may continue to expand in an easterly direction along Highway 10.*

Whichever Alternative is chosen, the adopted Land Use Plan should be used as a guide for development. Zoning changes should be addressed when specific site plans are presented to the City of Stevens Point or Portage County and the Town of Hull. Zoning changes should be consistent with the Land Use Plan. By following this approach, the City of Stevens Point and Portage County retain control over development decisions by having proposals for land use changes come to the County or City for review. This control also provides an opportunity for neighbors of a requested change to have input, and more importantly, it gives the local government an opportunity to ensure compatibility with the Land Use Plan.

The text for Land Use Plan Alternative B is included because it covers issues ranging from access control to sewer service boundary recommendations. If Alternative A or C is chosen, slight modifications to the text will necessary.

LAND USE PLAN RECOMMENDATIONS

The Portage County Planning and Zoning Department has prepared a Land Use Plan Map (Alternative B), along with detailed written recommendations, for the Highway 10 east area. This Land Use Plan is intended to represent a 20 year planning period (1993-2013) and has been developed to reflect desired development patterns that are consistent with accepted land use planning principles. The map recommends specific areas as appropriate for commercial, neighborhood commercial/professional office, single family, two family and agriculture/natural area development. The individual land use categories identified are intended to represent the highest and best use of the land, from a planning perspective. The potential exists for less intensive development in any of these areas. Future streets that should be planned for the area are also identified. The accompanying text details land use recommendations for the Highway 10 East area.

Commercial - The area identified for commercial development generally extends from the USH 51 beltline on the west to the Copp's food store on the east. General commercial development is considered appropriate in this area.

This area is consistent with the City's recently amended Land Use Plan (August, 1991). This area is consistent with the Town of Hull's Land Use Plan, with the following exceptions: 1) a small area located between USH 51 and Maple Bluff Road has been upgraded from single family to coincide with existing development to the north and east; 2) the Wal-Mart and Doyle Rogers site has been included to represent existing and planned development on this 40 acre site; 3) the existing Fleet Farm site has been upgraded to reflect the existing use; and 4) approximately 20 acres located east of Fleet Farm, along the north side of USH 10, have been upgraded from General Agriculture and Open Space to commercial in an effort to create balance with the 40 acre parcel on the south side of USH 10.

Neighborhood Commercial/Professional Office - The following areas have been identified for neighborhood commercial/professional office type development: 1) the area east of the old Fleet Farm and south of Woodland Circle; 2) a one row tier of lots that extend from Brilowski Road to the Wildwood Gardens Tavern along the south side of USH 10.; and 3) approximately 30 acres that form an "L" shaped pattern around Jung Garden Center. The intent of the Neighborhood Commercial/Professional Office category is to provide a transition between more intensive commercial uses and adjacent single family development. Professional office development (medical, dental, law, real estate, accountant, and architect offices) is considered appropriate in this area. Neighborhood business development (small scale commercial establishments which supply convenience goods, and/or professional or personal services, such as gift stores, hobby shops, laundromats, florists, shoe repair, hardware stores, branch banks, bridal shops and copy and duplicating services) may be allowed on a case-by-case basis. Neighborhood business proposals must be reviewed for potential impacts on adjacent land uses. Requests which would have a negative impact on surrounding land use should not be approved.

Two of the areas identified for Neighborhood Business/Professional Office reflect a change from City of Stevens Point and Town of Hull Land Use Plans. The area east of the old Fleet Farm was upgraded to reflect existing zoning. The area surrounding Jung Garden Center was upgraded from General Agriculture and Open Space to create a buffer between intensive commercial development along USH 10 and single family residential areas to the north. The most important aspect of identifying the eastern boundary of this land use district is the identification of set limits for commercial expansion to the east, along USH 10. In addition, it recognizes single family residential development to the south and soils of questionable development potential to the east.

Public/Institutional - Two areas have been identified for Public/Institutional use and reflect current use of the land. These two areas include the Bannach Elementary School and the future Lutheran Church (along Brilowski Road) sites.

Single Family Residential - The area identified for single family residential development has been modified only slightly from previous City and Town Land Use Plans. Approximately 80 acres, located south of First Addition to Woodland Acres Subdivision, have been changed from Single Family to Agriculture/Open Space, the remainder of the area is unchanged. The principal reason for deleting 80 acres was that this area is currently used for agricultural purposes and the soils are considered prime for farming.

A minimum lot size of 2 acres is required for residential development with private septic systems. A higher density is permitted where public utilities are provided.

Two Family Residential - Two areas have been identified for two family development, including a one tier row of lots that border the Wal-Mart/Doyle Rogers site on the south and the area that extends from Treder's Woodland Park West Subdivision on the west to the proposed Lutheran Church on the east. These areas have been identified for two family development to provide a buffer between commercial land uses along Highway 10 east and adjacent single family residential areas. Previous City and Town Land Use Plans had identified this area for general residential development.

Agriculture/Open Space - The area identified for agriculture or open space has been modified to reflect changes proposed in the other land use districts. Approximately 80 acres of land located south of First Addition to Woodland Acres Subdivision was added to the Agriculture/Open Space land use category to reflect the existing use farming and the prime nature of the soils for farming. In addition, approximately 50 acres, located at the northeast corner of USH 10 and Brilowski Road, were deleted from the Agriculture/Open Space land use district as a result of Commercial and Neighborhood Commercial land use recommendations for this area. The remainder of the area identified for Agriculture/Open Space remains the same.

Highway 10 Access - To maintain consistency with the City of Stevens Point's access control efforts along Highway 10 East, between Maple Bluff and Brilowski Roads, the City's Highway Access Plan is adopted herein by reference. This Access Plan identifies a minimum distance between driveways of 250 feet or aligns driveways as shown on the adopted Highway Access Plan Map.

Access east of Brilowski Road along Highway 10 is limited to public streets that have been previously approved by the Department of Transportation (private driveways are not permitted).

Future Streets - *Public streets should be planned as follows:*

1. *Eastwood Drive should be extended south to Highway 10 (to the existing street opening that is located just east of the Shave house).*

2. *The existing street opening that is located on the north side of Highway 10, just east of Jung's, should be extended northward approximately ¼ mile.*

3. *An east/west street to be located just north of the proposed M & I Branch Bank, that will connect Brilowski Road and Eastwood Drive extended.*

4. *A reversed frontage street should be located along Highway 10 between Eastwood Drive extended and the planned street east of Jung's.*

5. *An east/west street should be located approximately 300 feet south of Wal-Mart that will extend eastward from Brilowski Road.*

6. *Badger Avenue should eventually be extended north of Highway 10.*

Sewer Service Boundary Recommendations - *The Stevens Point Urban Area Sewer Service Boundary should be amended to include areas that are recommended for commercial and neighborhood commercial development and are currently located outside of the Stevens Point Urban Area Sewer Service Area. This would result in the addition of approximately 50 acres along the north side of USH 10 and east of Brilowski Road. This addition is considered necessary to maintain consistency with Portage County's policy of approving urban scale commercial development in this area only when municipal sewer and water services are provided or planned for, because of the proximity to the City of Stevens Point municipal wellfield. A public hearing and majority vote of approval by the Stevens Point Urban Area Sewer Service Advisory Committee is required to include this area within the sewer service jurisdiction of the City of Stevens Point.*

DRM/02-17-93

enclosures

RESOLUTION NO. 94-92-94
RE: HOSTING THE 1996 WINTER HIGHWAY CONFERENCE

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, great interest has been shown for Portage County to host the 1996 Winter Highway Conference, and

WHEREAS, hosting the Winter Highway Conference would bring untold economic benefits to Portage County, and

WHEREAS, a resolution must be approved by the County Board prior to being considered to host this conference.

NOW, THEREFORE, BE IT RESOLVED, that the Portage County Board of Supervisors goes on record in support of hosting the 1996 Winter Highway Conference.

Dated this 20th day of April, 1993.

Respectfully submitted,
HIGHWAY COMMITTEE
John Holdridge, Chair
Carrol Winkler
James Clark
Ronald Check
Gordon Hanson

Motion by Supervisor Winkler, second by Supervisor Hanson for the adoption.
Roll call vote revealed (29) ayes. Resolution adopted.

RESOLUTION NO. 95-92-94
RE: RESOLUTION FOR SNOWMOBILE TRAIL AIDS
1993-94 SEASON

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, the Portage County Park Commission is interested in maintaining snowmobile trails in Portage County, and

WHEREAS, financial aid is required to carry out the project,

THEREFORE, BE IT RESOLVED, that the Portage County Board of Supervisors has budgeted a sum sufficient to complete the snowmobile maintenance projects submitted to the Department of Natural Resources, and

HEREBY AUTHORIZES Gary Speckmann, Portage County Park Superintendent, to act on behalf of the Portage County Park Commission to: submit an application to the State of Wisconsin, Department of Natural Resources for any financial aid that may be

available, sign documents, and take necessary action to undertake, direct and complete the approved projects.

BE IT FURTHER RESOLVED THAT, the Portage County Park Commission will comply with Title VI of the Civil Rights Act of 1964 (PL 83-352); will comply with State and Federal rules for the program; may perform force account work; will maintain the completed project in an attractive, inviting and safe manner; will keep the facilities open to the general public during reasonable hours consistent with the type of facility; and will obtain from the State of Wisconsin, Department of Natural Resources, approval in writing before any change is made in use of the project site.

Dated this 20th day of April, 1993.

Respectfully submitted,
PORTAGE COUNTY PARK COMMISSION
William Peterson, President
David Galecke
James Krems
Jerry Corgiat
James Gifford
Richard Purcell
William Zimdars

Motion by Supervisor Peterson, second by Supervisor Gifford for the adoption.
Roll call vote revealed (29) ayes. Resolution adopted.

ORDINANCE NO. 96-92-94
RE: PORTAGE COUNTY RESTAURANT
ORDINANCE AMENDMENTS

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, the Community Human Services Board has determined it is necessary that the Portage County Restaurant Ordinance (Sec. 3.1) closely reflect rules promulgated by the Wisconsin Department of Health & Social Services, and

WHEREAS, current language regarding mandatory certification of restaurant operators is not consistent with state rules;

NOW, THEREFORE, BE IT RESOLVED that the Portage County Board of Supervisors does hereby enact the attached amendments to the Restaurant Ordinance (Section 3.1).

BE IT FURTHER RESOLVED that the County Clerk be directed to publish the ordinance amendments pursuant to Wisconsin Statute 59.09.

Dated this 20th day of April, 1993.

Respectfully submitted,

PORTAGE COUNTY COMMUNITY HUMAN SERVICES BOARD

Paul Borham, Chair	Don Butkowski
Walter Jakusz	Alfred Lewandowski
Jeffrey Murphy	Joe Niebalski
W. William Zimdars	Carole Holmes
Jacqueline Hoppen	Marjorie Lundquist
Connie Schweitzer	

Motion by Supervisor Borham, second by Supervisor Zimdars for the adoption.

Roll call vote revealed (29) ayes. Ordinance adopted.

E. Prior to the issuance of a permit to any restaurant, except temporary restaurants or restaurants serving only pre-packaged food, the operator or at least one manager ~~representative~~ shall obtain a department ~~issued~~ *approved* food service training certificate. The certificate ~~must be kep~~ *shall be displayed* on premise~~.~~ *in a conspicuous location.*

1. A food service training certificate shall be issued to an individua who ~~successfully completes~~ *passes* a department-approved *examination* ~~food service course~~ *after January 1, 1990.* ~~In lieu of attending the food service course, an individual may obtain the certificate by successfully completing a department administered exam covering the course content.~~ Certificates are issued to the individual and are not transferable. Certificates are valid for five years and attendance at a department approved recertification course is required every five years from the date of issuance.

2. The holder of the certificate shall be an employee of the licensed restaurant. A new restaurant without a certified individual on sta ~~shall~~ *may* receive a conditional license ~~provided HSS 196 rules are met~~*, if appropriate.* ~~The~~ *A new* restaurant shall be given six month *from the date of license issuance* to hire a certified individual or to certify an existing ~~employee~~ *manager.*

3. If a restaurant loses its certified individual, the restaurant operator shall report the loss to the department immediately. The restaurant shall be given six months to hire a certified individual or to certify an existing ~~employee~~ *manager.* Failure to certify another individual ~~will~~ *may* result in license action by the department.

The tentative settlement of the 1993 Collective Bargaining Agreement between Portage County Deputy Sheriff's Association and Portage County was referred back to the Personnel Committee and the Law Enforcement Committee.

The Personnel Committee and Law Enforcement Committee met in joint session and directed the following amendments be made:

Section IV - Job Posting

D. Objective Testing, 2. - (Pages 6, Lines 14 - 16): the language would read,

> "The results of the tests are to be forwarded to the Sheriff and presented to the members of the Law Enforcement Committee after all tests are computed and graded."
> (Please note: the Committees want "all tests" in place of oral exams")

D. Objective Testing, 6 - the language would read,

> "The final scores qualifying the certification shall be completed and forwarded to the Sheriff for final selection in conformity to all applicable provisions of the Revised Portage County Law Enforcement Ordinance by the Law Enforcement Committee."

Section XX Call-in Pay and Step-Up Pay, new subsection D,

> "In the absence of a captain, the lieutenant shall receive one-half (1/2) of the difference in the rate of pay for the captain's rank that he is assigned to in writing by management when performing those duties.

These changes were successfully negotiated with representatives of the Portage County Sheriff's Association and incorporated in the attached tentative agreements.

ORDINANCE NO. 97-92-94
RE: ORDINANCE SETTING HUBER LAW FEES AND COSTS FOR PRISONER'S BOARD IN THE JAIL

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, the Wisconsin Legislature has ordained that any person sentenced to the county Jail for a crime, non-payment of a fine or forfeiture, or contempt of court, may be granted the privilege of leaving the jail during necessary and reasonable hours, for, among other reasons, seeking employment or engaging in employment training or working in employment; and

WHEREAS, Portage County Sheriff's Department has provided Huber Law privileges to prisoners who have been granted such privileges by the court; and

WHEREAS, the Wisconsin Legislature has established that every prisoner who is gainfully employed or who received unemployment compensation or employment training benefits while in custody in the jail shall be liable for charges not to exceed the full per-person maintenance and cost of the prisoner's board in the jail as fixed by the County Board after passage of a county ordinance; and

WHEREAS, the Portage County Sheriff has determined that the full per-person maintenance and cost of a prisoner's board in the jail is $10.00 per day;

NOW, THEREFORE, be it enacted that the Portage County Sheriff charge every prisoner granted Huber Law privileges who is gainfully employed or who receives unemployment compensation or employment training benefits while in custody in the jail an amount not to exceed $10.00 per day, which represents the full per person maintenance and cost of the prisoner's board in the jail.

BE IT FURTHER ENACTED that this ordinance shall take place on the first day of the month following its publication as a class 1 notice.

Dated this 20th day of April, 1993.

Respectfully submitted,
LAW ENFORCEMENT/EMERGENCY GOVERNMENT COMMITTEE

James Clark, Chair	Richard Allen
Stuart Clark	Jeanne Dodge
Douglas Warner	

Motion by Supervisor James Clark, second by Supervisor Warner for the adoption.

Supervisor Hanson questioned if the $10.00 fee is enough to cover all the costs to house these prisoners.

Sheriff Borski stated that this amount is comparable to other rates being charged within the State.

Supervisor Gifford questioned how much is actually costs the County to house these prisoners and stated that he felt they should be charged the actual cost.

Sheriff Borski stated that he thought it runs approximately $11.00 per day to house the prisoner.

Supervisor Erler questioned how the $11.00 was calculated and whether it included all areas of housing.

Sheriff Borski stated that the $11.00 amount does include all jailer fees, cooks, etc.

Motion by Supervisor Idsvoog, second by Supervisor Gifford to amend the resolution by changing the $10.00 fee to $11.00 to reflect the actual cost to the County.

Supervisor Purcell suggested that the $11.00 amount be reviewed to be sure it is the actual cost and come back to the County Board if it is not an accurate figure.

Motion by Supervisor Gifford, second by Supervisor Erler to refer the resolution back to the Law Enforcement/Emergency Government Committee to conduct a review to determine the exact cost for the County to house these prisoners.

Roll call vote revealed (27) ayes, (2) nayes, Supervisors Check and Peterson. Resolution referred back to Law Enforcement/Emergency Government committee to conduct a review to determine the exact cost for the County to house these prisoners.

Roll call vote revealed (27) ayes, (2) nayes, Supervisors Check and Peterson. Resolution referred back to Law Enforcement/Emergency Government Committee.

RESOLUTION NO. 98-92-94
RE: SUPPORTING GOVERNOR'S MEDIATION ARBITRATION PROPOSAL

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, the Governor in his budget has proposed a freeze on the mill rates of local governments, including counties; and

WHEREAS, binding arbitration as currently provided for in the statutes creates difficulty for local governments in keeping costs under control;

NOW, THEREFORE, BE IT RESOLVED that the Portage County Board of Supervisors does hereby go on record in support of certain proposals to modify the current mediation/arbitration statutes, to include the following changes:

1. Replacing total final offer arbitration with consensus arbitration, giving arbitrators the opportunity to create an offer based on the two offers submitted, whereas now the arbitrator must choose between one offer or the other.
2. Allowing economic arbitration only if the employer has not

offered a salary and benefit package at or above the rate of inflation.

3. Allowing the arbitrator to consider the costs of settlement on the taxpayer, as well as the economic conditions and cost of living standard in the community.
4. Shortening the time limits to resolve contract disputes.

BE IT FURTHER RESOLVED that the Portage County Clerk forward copies of this resolution to area legislators, Wisconsin Counties Association, and the Governor's Office.

Dated this 20th day of April, 1993.

Respectfully submitted,
PERSONNEL COMMITTEE
Robert Steinke, Chair
Meg Erler
Eugene Zdroik
Jeffrey Murphy
Walter Jakusz

Motion by Supervisor Steinke, second by Supervisor Jakusz for the adoption.

Supervisor Holdridge questioned why the resolution was not presented by the Legislative Committee.

Clerk Wrycza stated that since the issue was specifically dealing with personnel matters it was referred directly to the Personnel Committee.

Clerk Wrycza stated that since the issue was specifically dealing with personnel matters it was referred directly to the Personnel Committee.

Brian Formella, Corporation Counsel, stated that it is more important if the Board, as a whole, supports a resolution rather than which Committee sponsors the resolution.

Supervisor Szymkowiak stated that if it is an issue that the Board supports the Legislative Committee will discuss it with the Legislators at their next legislative update meeting.

Supervisor Purcell questioned that if in the event there was a freeze of funds, would item two prevent the County from possibly not giving an increase for one year.

Gerry Lang, Personnel Director, stated that it states that if the County does not offer at or above the inflation rate it could go to arbitration. Lang added that the County could offer less than inflation rate but that may go to arbitration.

Supervisor Holdridge questioned item four and the time limits to resolve contract disputes.

Lang stated that historically the arbitration process has taken several months from the time you start negotiations until it is resolved and the philosophy is to shorten the time limits so you can settle a contract in a timely manner.

Supervisor Erler stated that referring to items two and three, an arbitrator should take into consideration a possible freeze when looking at the offers. Erler stated that item four is necessary and cited a Village arbitration case which went on for

approximately three years.

Supervisor Szymkowiak stated that he felt he had difficulty with items one and two. Szymkowiak stated that what makes arbitration work is the last best offer and if you have nothing to lose, there is no risk. Szymkowiak stated that if you go in with an offer that is fair, no matter which side, being fair is what counts and makes binding arbitration work. Szymkowiak stated any inequities within a system are resolved through arbitration. Szymkowiak stated that if this goes through it will affect other areas rather than just the County.

Supervisor Gifford stated that item two is unrealistic because there would never be any reason for any group to give anything above the rate of inflation even if there were inequities.

Supervisor Kiedrowski stated that he felt a main fault of the arbitration law is the final offer because the main thing an arbitrator uses is comparables.

Supervisor Szymkowiak stated that there is room to change the comparables whether they use internals, externals, etc.

Supervisor Hanson stated that he feels the law is taken out of focus and felt the arbitration almost always goes in favor of the union, not with management.

Supervisor Erler stated that the way she has seen the law work is that the employer usually offers the rate of inflation or a little bit more and sometimes the union will ask for the pie in the sky. Erler stated that if the union does not get the pie in the sky they will get the employer's offer of the rate of inflation, so there is no loss on the part of the union. Erler stated that she felt the entire arbitration process needed to be studied.

Supervisor Szymkowiak stated that he disagreed that the unions went for a pie in the sky in hopes of the arbitrator acting in their favor. Szymkowiak stated that the arbitrator is to decide on the most reasonable offer and felt that was the case in most instances. Szymkowiak questioned the rate of arbitration decisions in favor of management or union.

Lang stated that the decisions run approximately 50/50 although last year it may have been slightly higher in the union favor.

Supervisor Szymkowiak stated the arbitrator is a neutral party who decides which side is being more fair or realistic.

Supervisor Kiedrowski stated that the union has nothing to lose when it comes to arbitration and felt the law needed to be studied.

Supervisor Jakusz informed Board members that the Governor's budget analysis booklet contains the proposals as pertains to binding arbitration.

Roll call vote revealed (25) ayes, (3) nayes, Supervisors Holdridge, Szymkowiak, Zimdars, (1) abstained, Supervisor James Clark. Resolution adopted.

RESOLUTION NO. 99-92-94
RE: ADDITIONAL REMODELING FUNDING REQUEST - $40,800

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, phase II remodeling costs have an overrun of $15,000 to complete the project, and

WHEREAS, the replacement of the lights and ceiling in the County Board Room will cost an additional $7,500, and

WHEREAS, Conference Rooms A&B have been rejuvenated and are now in need of new blinds at a cost of $1,800, and

WHEREAS, the Lincoln Center Parking Lot bids have come in $8,000 over the budgeted amount, and

WHEREAS, the estimated cost of remodeling and relocating the employee breakroom is $8,500, and

WHEREAS, the Capital Project Fund has sufficient funds to complete all authorized projects. The source of these surplus funds is interest income generated by investing borrowed monies.

NOW, THEREFORE, BE IT RESOLVED, that the Portage County Board of Supervisors authorizes the use of $40,800 of Capital Project Fund surplus funds to complete the within stated projects.

Dated this 20th day of April, 1993.

Respectfully submitted,

SPACE AND PROPERTIES COMMITTEE
Jerome Borski, Chair
Robert Steinke
Eugene Szymkowiak
Douglas Warner
Joe Niedbalski
Norbert J. Miller

FINANCE COMMITTEE
Richard Purcell, Chair
Stuart Clark
Gordon Hanson
O. Philip Idsvoog
Anthony Kiedrowski

Motion by Supervisor Borski, second by Supervisor Niedbalski for the adoption.

Roll call vote revealed (29) ayes. Resolution adopted.

RESOLUTION NO. 85-92-94 - RECALL
RE: ADOPTION OF THE COLLECTIVE BARGAINING AGREEMENT OF THE PORTAGE COUNTY DEPUTY SHERIFF'S ASSOCIATION REPRESENTED BY THE LAW ENFORCEMENT EMPLOYEE RELATIONS DIVISION OF THE WISCONSIN PROFESSIONAL POLICE ASSOCIATION, FOR THE PERIOD OF JANUARY 1, 1993 THROUGH DECEMBER 31, 1993

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, through extensive negotiations between Wisconsin Professional Police Association and Portage County's bargaining team, a settlement has been reached; and

WHEREAS, the union has ratified said agreement; and

WHEREAS, the Portage County Personnel Committee has reviewed and approved said agreement; and

WHEREAS, the tentative agreement provides for changes as outlined on the attached pages;

WHEREAS, the changes in wages represents a 4% increase in 1993.

NOW, THEREFORE, BE IT RESOLVED, that the Portage County Board of Supervisors does hereby approve and ratify the labor agreement.

Dated this 20th day of April, 1993.

Respectfully submitted,
PERSONNEL COMMITTEE
Robert Steinke, Chair
Meg Erler
Eugene Zdroik
Jeffrey Murphy
Walter Jakusz

REVISED

Portage County Deputy Sheriffs' Association
Tentative Agreements - 1993 Contract
March 30, 1993

1. SECTION I - RECOGNITION
Amend to read (page 2, line 8-9):

...Employees expressly excluded from the bargaining unit include: the sheriff, captain, ~~lieutenants~~,...

2. SECTION IV - JOB POSTING
D. Objective Testing, 1. - Amend to read (page 6, lines 10-13):

...above deputy. Corrections officers must complete their one year probationary period plus one additional year, for a total of two years, to qualify for positions which may be created above corrections officer.

D. Objective Testing, 2. - Amend to read (page 6, lines 14-16):

The results of the tests are to be forwarded to the Sheriff and presented to the members of the Law Enforcement Committee after all tests ~~oral exams~~ are completed and graded.

D. Objective Testing, 6. - Amend to read (page 7, lines 1-4):

The final scores qualifying the certification shall be computed and forwarded to the Sheriff for final selection in conformity to all applicable provisions of the Revised Portage County Law Enforcement Ordinance by the Law Enforcement Committee.

Note: In printing the 1993 contract, subsection "D" shall be placed ahead of subsection "C" and be re-lettered accordingly.

3. SECTION IX - LEAVE OF ABSENCE
Add new subsection (page 15 beginning at line 20):

C. Maternity Leave: Whenever an employee becomes pregnant, she shall furnish the County with a statement from her physician stating the approximate date of delivery. The employee shall be granted maternity leave of absence after presenting medical verification that she is unable to perform her normal duties and

responsibilities. Medical evidence shall be the basis of determining when maternity leaves will commence and conclude. So long as required by state and/or federal law, any sick leave the employee may have upon commencement of the leave may be applied to the leave. The seniority of an employee on maternity leave shall accumulate during said leave.

4. SECTION XI - HOLIDAYS
Amend to read (page 16, lines 15-19):

Each full-time permanent employee shall receive ~~nine and one half (9½)~~ ten (10) paid holidays per year. Said time off shall be scheduled by the Sheriff after consulting with each individual officer. In the event the scheduling of the department does not permit an employee to receive the ~~nine and one half (9½)~~ ten (10) days off in a calendar year, said employee...

Add (page 17): One-half (½) day personal day

5. SECTION XII - INSURANCE
A. - Amend first paragraph to read (page 17, lines 10-17):

The County agrees to pay 95% of the total monthly premium for both the single plan and for the family plan of medical and hospitalization
insurance for the term of this contract ~~for employees who have completed 90 days of service~~ with the coverage effective the first of the month following the date of hire. If an employee enrolls during the first thirty-one (31) days of employment, coverage will be provided subject to the pre-existing conditions provisions of the plan. If an employee enrolls after the first thirty-one (31) days of employment, coverage will be provided, subject to the pre-existing conditions and evidence of good health provisions of the plan. Effective 1-1-92,...co-pay provision.

Delete the following (page 17, lines 18 and 19):

~~Effective 1-1-92, the single deductible shall be $100.00, and the family deductible $200.00.~~

6. SECTION XII - INSURANCE
C. Disability Insurance - Delete the following (page 19, lines 3-7):

~~NOTE: OPTION A - Current employees shall be covered under Continental Insurance. Employees hired after January 1, 1989 shall be covered under the County's new plan, if acceptable to both parties.~~

~~OPTION B - Retain status quo.~~

7. SECTION XII - INSURANCE

Add to current coverage plan the County's proposal of October 23, 1992, page three titled "HEALTH PLAN LANGUAGE CHANGES" and "PRE-EXISTING CONDITIONS" (Attachment A).

8. SECTION XV - HOURS OF WORK
D. Training Time - Add the following (page 22):

An employee who requests to attend a school or law enforcement conference approved by management on his/her day off shall be compensated at his/her straight time pay. The Employer shall reimburse the employee for travel, room and board and registration/tuition fees.

9. SECTION XV - HOURS OF WORK
E. - Amend to read (page 22, line 21):

When ~~a deputy~~ an employee is working the p.m. shift...

10. SECTION XIX - CLOTHING ALLOWANCE
B. - After line 5, page 24, add the following:

Lieutenant $475

11. SECTION XIX - CLOTHING ALLOWANCE
C. - Amend to read (page 24, line 10):

~~A deputy's~~ An employee's uniform...

12. SECTION XIX - CLOTHING ALLOWANCE
D. - Amend to read (page 24, lines 19-21):

In the event of any change in uniforms requested by the Law Enforcement Committee and/or the Sheriff, the County shall pay ~~75%~~ one hundred percent (100%) of the cost ~~and the rest shall not be charged against the annual allowance~~.

13. SECTION XX - CALL-IN AND STEP-UP PAY
A. - Amend the first paragraph to read (page 25, lines 1-3):

...normal hourly rate and if not given twenty-four (24) hours advance notice, such employee shall receive a minimum of two (2) hours compensation at the time-and-one-half rate in addition to all hours worked. An employee...

14. SECTION XX - CALL-IN AND STEP-UP PAY
B. - Amend to read (page 25, lines 8-9):

When an employee is ordered to appear in court or to attend a department meeting and is ~~failed to be~~ not notified that either has been...

15. SECTION XX - CALL-IN AND STEP-UP PAY
Add new subsection (page 25):

D. In the absence of a captain, the lieutenant shall receive one-half (½) of the difference in the rate of pay for the captain's rank that he is assigned to in writing by management when performing those duties.

16. SECTION XXI - TRAVEL PAY
Amend to read (page 26, lines 8-10):

...Any time an employee is required to use his personal vehicle, he shall be reimbursed by the County at ~~$0.24/mile~~ the County rate (the same rate reimbursed to other County employees and/or members of the County Board).

17. SECTION XXV - DURATION AND BARGAINING PROCEDURES
Term: - Amend to read (page 28, lines 23-24):

This agreement shall become effective as of January 1, 199~~1~~3 and shall remain in full force and effect through December 31, 199~~2~~3, and...

18. SECTION XXVIII - EQUAL EMPLOYMENT OPPORTUNITY
Amend first paragraph to read as follows (page 30, lines 6-9):

The Employer and the Association agree that no employee shall be discriminated against on account of age, race, color, sex, religion, national origin, ~~handicap~~ disability, veteran, or union status as provided by applicable federal and state statutes.

19. APPENDIX "A"
CLASSIFICATION - Add the following (page 32)

Lieutenant

20. APPENDIX "A"
Amend as follows (page 32):

1993 SALARY SCHEDULE

CLASSIFICATION	Eff. 1-1-93 (4.0%)
Lieutenant	$17.55
Sergeant	$16.04
Detective	$16.04
Deputy Sheriff	$14.50
Corrections Officer	$10.55

Delete the following (line 10)

~~*Receives $.75 increase, prior to general adjustment~~

21. APPENDIX "B"
(page 33)

Delete "Appendix B" in its entirety.

22. DRUG TESTING POLICY

The parties agree to meet and discuss a drug testing policy for the Portage County Sheriff's Department, with the intent of implementation for 1994, provided that the parties reach an agreement on such policy.

HEALTH PLAN LANGUAGE CHANGES

1. Merge Basic Plan and (supplemental) Major Medical Plan into one Comprehensive Schedule of Benefits:

   - Move "dentist charges for extraction and initial replacement of natural teeth" to Basic Plan

   - Eliminate separate Major Medical deductible

   - Increase lifetime maximum to $1.5 million

2. Hospice Care coverage

3. Allied health practitioner coverage (requires physician referral)

   - Occupational therapy
   - Speech therapy
   - Registered dietician
   - Nurse practitioner
   - Nurse midwife

4. Mandatory second surgical opinion:

   ADD Caesarean section (non-emergency)

5. Hospital preferred provider network discount - a voluntary program whereby the Plan receives a discount on charges if a Plan member receives treatment at a participating provider facility.

6. Definitions, restrictions and exclusions:

   - Care by immediate family members
   - Weight reduction
   - Sex transformation, reversal of sterilization, invitro fertilization
   - Durable medical equipment

PRE-EXISTING CONDITIONS

A pre-existing condition is described as any condition for which medical expense was incurred, or for which medical treatment or advice was received by the participant or covered dependent during the 12 month period immediately preceding the effective date of that individual's coverage. This plan will not pay for expenses incurred in connection with any such injury or sickness until the participant or covered dependent has gone 90 consecutive days free of treatment or medical expense, or until the employee or the dependent has been continuously covered for 270 days.

Motion by Supervisor Steinke, second by Supervisor Murphy for the adoption.

Roll call vote revealed (29) ayes. Resolution adopted.

Gene Edwards, Solid Waste Manager, updated the Board on the chain of events that lead to the three resolutions being brought to the County Board. Edwards stated that if all three resolutions are adopted, the Solid Waste Board could solicit for bids and be back to the County Board in June for financing of the project. Edwards stated that all solid waste and recycling issues are controversial and this project has had its share of controversy and he tried to explain some of the concerns raised. Edwards stated that the Solid Waste Board felt the MRF should be in an industrial park and since the City opposed the facility at their location, the Board elected to go with the Plover site as was recommended by the engineer. Edwards stated that the plans call for a second floor office space to be occupied by the Solid Waste Department as well as a conference room which will require an elevator. Edwards explained that the office location will allow his department to oversee the operations and the conference room will allow for educational usage. Edwards also outlined the facility and operational costs. Edwards stated that since the Solid Waste Board and his department did not have the expertise in selecting the correct equipment they did seek professional advise for the equipment selection. Edwards stated that there was an $80,000 figure for a consultant, but the consultant did more than help choose equipment for the recycling center. He added that only $12,000 of the total fee went toward the advice for the equipment and that the remainder was for the following: preparation of contracts for equipment vendors, solicited equipment vendors, assessed the cost of moving the facility from Stevens Point to Plover, assessed the building design and performed a site evaluation.

Chairman Hintz questioned the fee for the equipment selection.

Edwards stated that only 15% of designated time was spent on equipment selection and the rest was spent as was earlier explained.

The consultant outlined the duties of his firm and how it pertained to the MRF.

Supervisor Hanson questioned why the Solid Waste Board did not engage an architect that was informed of this type of projects needs rather than hire a separate consultant who would know what type of equipment was required.

Edwards stated he was not aware of any architect firms that have that expertise.

Supervisor Hanson suggested putting the elevator as an alternate for the project just in case the bids come in high and then move the office and meeting room down to the first floor.

Edwards stated that it may be something that could be considered although the first floor office area is for the firm hired to do the processing and the second floor for the Solid Waste Department, although it may need to be looked at by the ADA Compliance Committee.

Supervisor Gifford questioned all of the firms involved and whether there was some duplication.

Supervisor Dodge stated that a project engineer is required by County Board and it is to ensure that the specifications are followed so we get what we are paying for. Dodge stated that because of expertise required the Solid Waste Board decided to hire a project consulting team consisting of a primary firm, that being DPRA with equipment and Engineering expertise, and a secondary firm of Becker Hoppe Architects.

Supervisor Erler stated that under ADA compliance she felt an elevator was essential.

Supervisor Borski stated that if the facility will be under County jurisdiction the Superintendent of Facilities should be consulted with some of the internal structuring.

Edwards stated that it would be a good idea and he would bring it up.

Supervisor Holdridge commented that the Highway Committee has been approached on possibly purchasing three to four acres of land directly east of the Highway Facility and the Committee does have an interest in the property for future long-term use. Holdridge stated that the Committee will consider the issue at the next meeting.

Supervisor Niedbalski stated that he is glad the Highway Committee will address this land issue because the total acreage is not required for the MRF.

RESOLUTION NO. 100-92-94
RE: MRF SITE PURCHASE

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

RESOLUTION WHEREIN THE SOLID WASTE MANAGEMENT BOARD RECOMMENDS AND REQUESTS COUNTY BOARD AUTHORIZATION TO PROCEED WITH THE PURCHASE OF A SITE IN THE VILLAGE OF PLOVER INDUSTRIAL PARK FOR DEVELOPMENT OF THE PORTAGE COUNTY MATERIAL RECOVERY FACILITY.

WHEREAS, the Solid Waste Management Board's principal project consultant, DPRA, Incorporated has thoroughly investigated and highly recommends the subject parcel for development as the MRF site; and

WHEREAS, the Solid Waste Management Board concurs with that recommendation and has obtained an option to purchase said property from the Village of Plover at an agreed to purchase price of $15,000 per acre; and

WHEREAS, this option to purchase expires as of April 27, 1993; and

WHEREAS, a public hearing has been held, Planning Commission and Village Board approvals have been obtained, and Facility Design

specific to that site has been completed.

NOW, THEREFORE, BE IT RESOLVED THAT the Portage County Board of Supervisors hereby authorizes the Solid Waste Management Board to purchase 10.37 acres of land in the Village of Plover Industrial Park for development of a Material Recovery Facility. Said property is further described as Lot No. 1 on the attached site description.

BE IT FURTHER RESOLVED that the approximately 3-4 acres of this site not needed for the Material Recovery Facility be made available for purchase and use by the County Highway Department.

Dated this 20th day of April, 1993.

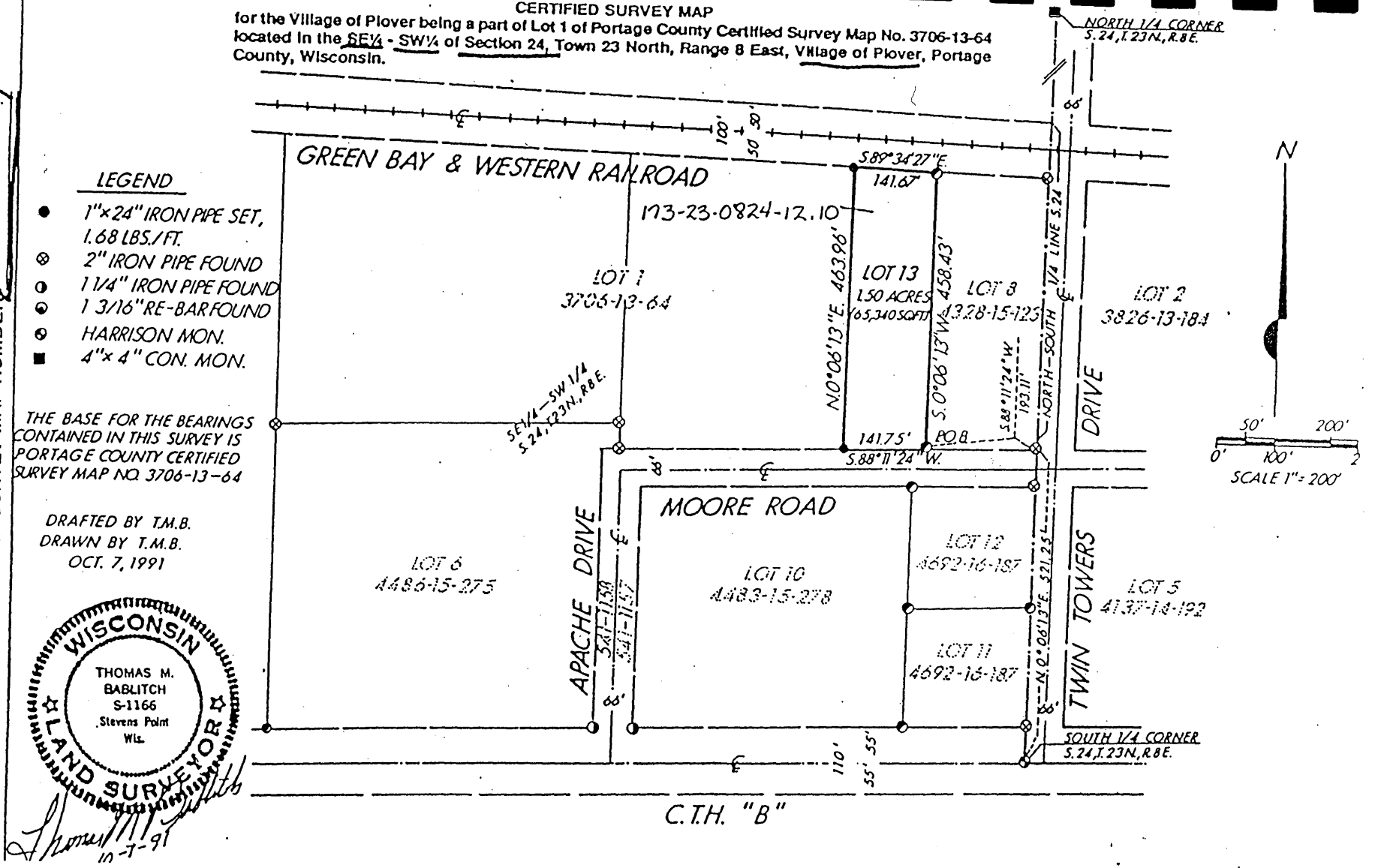
Respectfully submitted,
SOLID WASTE MANAGEMENT BOARD

Jeanne Dodge, Chair	Anthony Kiedrowski
Donald Butkowski	Joseph Niedbalski
Melvin Bembenek	John O'Keefe
Ronald Check	Dan Schlutter
Robert Gary	

Motion by Supervisor Check, second by Supervisor Butkowski for the adoption.

Roll call vote revealed (29) ayes. Resolution adopted.

CERTIFIED SURVEY MAP
for the Village of Plover being a part of Lot 1 of Portage County Certified Survey Map No. 3706-13-64 located in the SE¼ - SW¼ of Section 24, Town 23 North, Range 8 East, Village of Plover, Portage County, Wisconsin.



LEGEND

- ● 1"×24" IRON PIPE SET, 1.68 LBS./FT.
- ⊗ 2" IRON PIPE FOUND
- ◑ 1 1/4" IRON PIPE FOUND
- ◒ 1 3/16" RE-BAR FOUND
- ⊘ HARRISON MON.
- ■ 4"×4" CON. MON.

THE BASE FOR THE BEARINGS CONTAINED IN THIS SURVEY IS PORTAGE COUNTY CERTIFIED SURVEY MAP NO. 3706-13-64

DRAFTED BY T.M.B.
DRAWN BY T.M.B.
OCT. 7, 1991

WISCONSIN
THOMAS M. BABLITCH
S-1166
Stevens Point
Wis.
LAND SURVEYOR

Thomas M. Bablitch
10-7-91

PORTAGE COUNTY CERTIFIED SURVEY MAP NUMBER 4910-17-165 & 165A

446170

Assessors Copy

RESOLUTION NO. 101-92-94
RE: MRF DESIGN APPROVAL

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

RESOLUTION WHEREIN THE SOLID WASTE MANAGEMENT BOARD RECOMMENDS AND REQUESTS COUNTY BOARD AUTHORIZATION TO PROCEED WITH DEVELOPMENT OF A MATERIAL RECOVERY FACILITY (MRF) BASED ON THE DESIGN REFERRED TO AS OPTION A1 PREPARED BY THE PROJECT ARCHITECHT, BECHER-HOPPE.

WHEREAS, the Solid Waste Management Board, with the assistance of its Project Consulting Firms, has designed a Material Recovery Facility (MRF) capable of meeting the County's recycling needs well into the future; and

WHEREAS, the most recent design referred to as Option A1 is the design recommended by the Project Architect and has an estimated total project cost of $2,100,000; and

WHEREAS, the Solid Waste Management Board has thoroughly evaluated the recommended design and cost estimate and believes this is the most appropriate facility for Portage County's needs.

NOW, THEREFORE, BE IT RESOLVED THAT the Portage County Board of Supervisors hereby authorizes the Solid Waste Management Board to proceed with development of the Material Recovery Facility based on design Option A1.

Dated this 20th day of April, 1993.

Respectfully submitted,
SOLID WASTE MANAGEMENT BOARD

Jeanne Dodge, Chair	Anthony Kiedrowski
Donald Butkowski	Joseph Niedbalski
Melvin Bembenek	John O'Keefe
Ronald Check	Dan Schlutter
Robert Gary	

Motion by Supervisor Dodge, second by Supervisor Borski for the adoption.

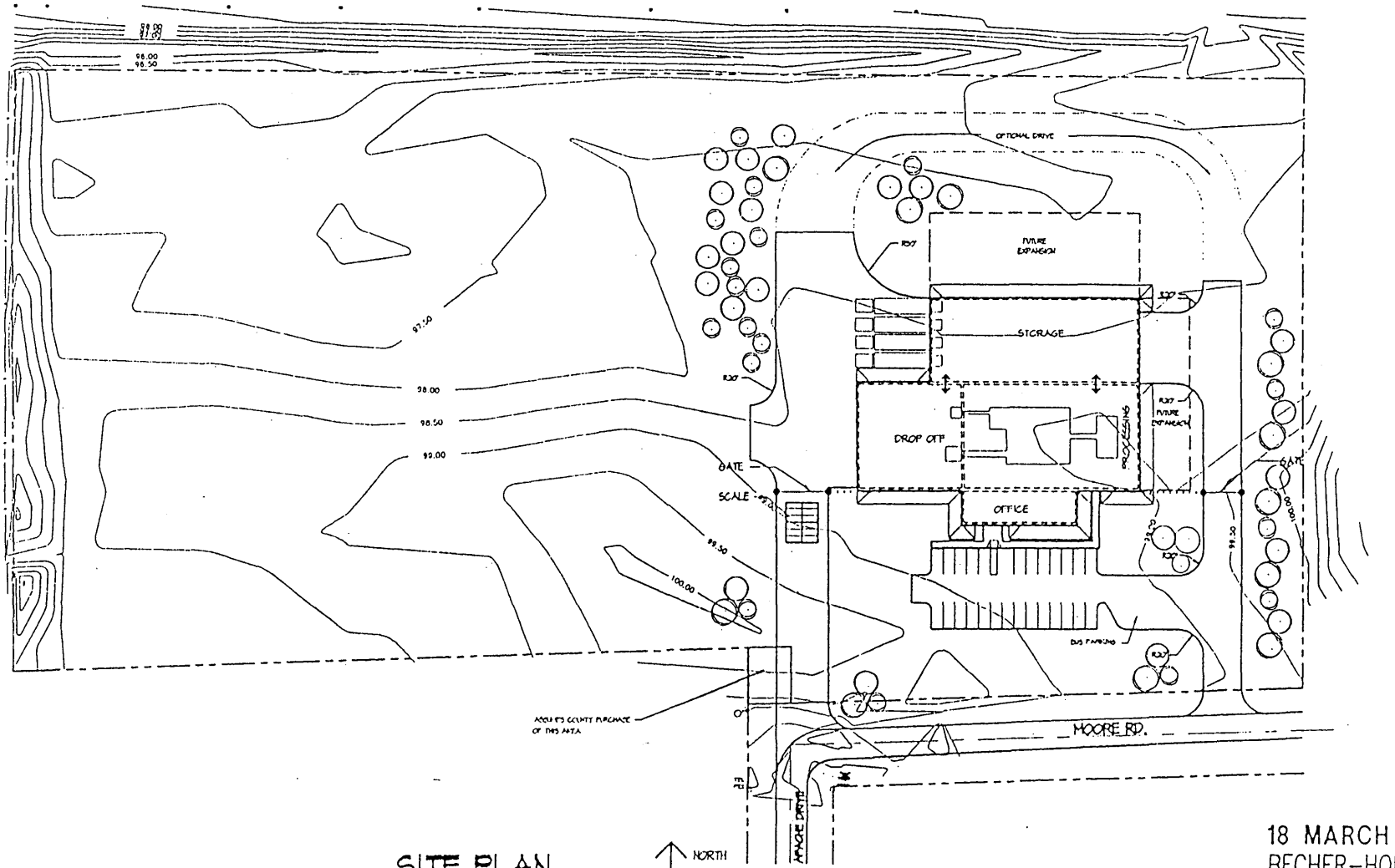
Chairman Hintz stated that the Solid Waste Board still has to come back to the County Board for the money, this resolution gives them the authority to let bids.

Supervisor Holdridge stated that if the project costs include a second floor he felt it would be ridiculous to build it without an elevator.

Supervisor Dodge stated that the second floor plans include office space for the Solid Waste Department Staff which are currently housed at the Gilfry basement. Dodge stated that the Board felt it would make sense to house the staff at the MRF location to supervise the activities since we have had some

PORTAGE COUNTY MATERIAL RECOVERY FACILITY

PLOVER SITE OPTION 'A1'



SITE PLAN

SCALE 1"=80'

18 MARCH 93

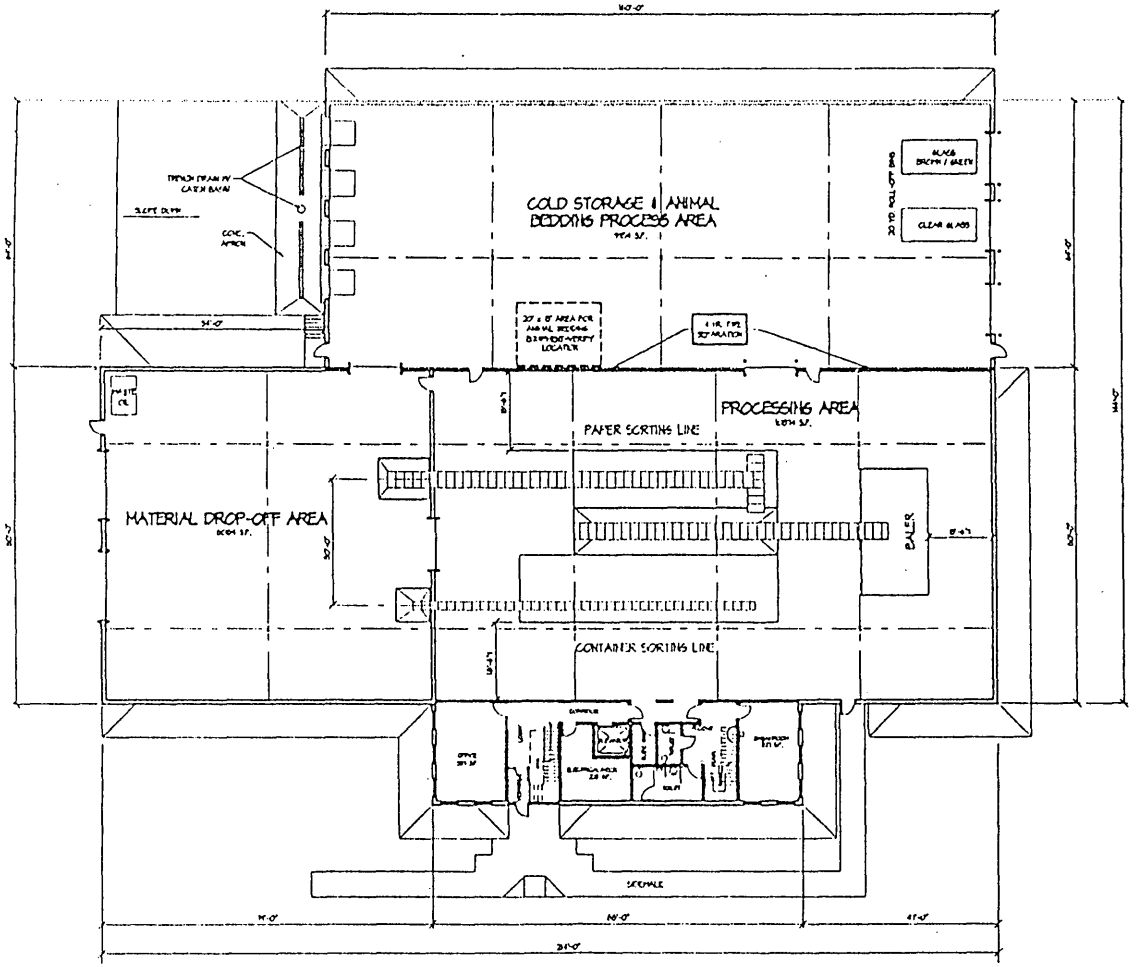
BECHER-HOPPE

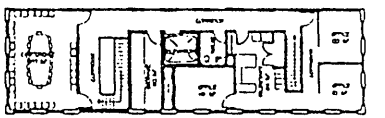
ENGINEERS ARCHITECTS PLANNERS

Becher-Hoppe Inc.

PORTAGE COUNTY MATERIAL RECOVERY FACILITY

PLOVER SITE OPTION "A1" FLOOR PLAN





MEZZANINE FLOOR PLAN

FLOOR PLAN
SCALE 1/30"=1'-0"

NORTH

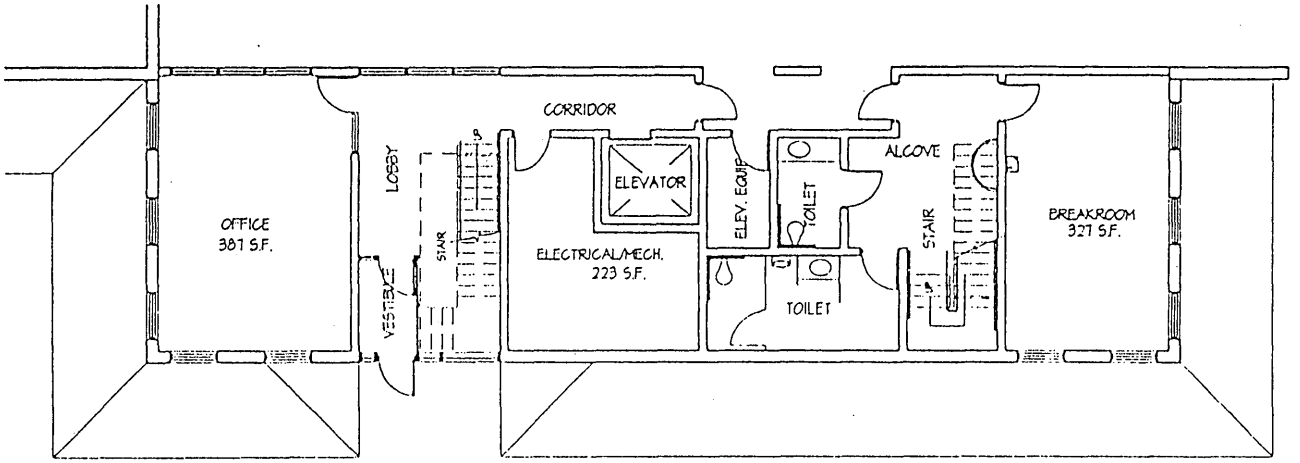
18 MARCH 93

BECHER-HOPPE
ENGINEERS ARCHITECTS PLANNERS

©Copyright 1993, Becher-Hoppe Inc.

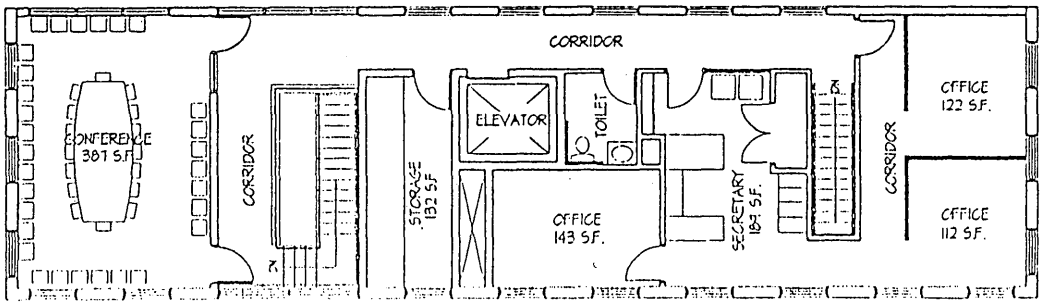
PORTAGE COUNTY MATERIAL RECOVERY FACILITY

PLOVER SITE TWO STORY FLOOR PLANS



FIRST FLOOR PLAN

SCALE: 3/32"=1'



MEZZANINE FLOOR PLAN

SCALE: 3/32"=1'

18 MARCH 93

BECHER-HOPPE

ENGINEERS ARCHITECTS PLANNERS

©Copyright 1993, Becher-Hoppe Inc.

problems in the past. Dodge stated that since we are the responsible unit of government, we are to provide educational programs which could be held in the conference room. Dodge stated that there is a good chance that there may be tours of the facility and the recycling program which could be done from the second floor without the liability of being right next to the equipment. dodge stated that the elevator would be a very important part of the facility.

Supervisor Steinke stated that as regards the ADA compliance an elevator should be included if there will be a second floor.

Supervisor Gifford questioned if the design is cast in stone, and what would happen if the bids came in way over the anticipated costs.

Chairman Hintz stated that the design plan is not concrete and if that would occur it would have to be looked at.

Supervisor Dodge stated that possibly the County could generate revenues by having tours of the facility and set a user fee for the use of the building which might offset the cost of the elevator.

Roll call vote revealed (29) ayes. Resolution adopted.

RESOLUTION NO. 102-92-94
RE: MRF PROJECT MANAGER APPROVAL

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

RESOLUTION WHEREIN THE SOLID WASTE MANAGEMENT BOARD RECOMMENDS AND REQUESTS COUNTY BOARD APPROVAL OF RW BECK AND LAMPERT LEE ASSOCIATES AS THE MATERIAL RECOVERY FACILITY PROJECT ENFINEER AND/OR MANAGER REQUIRED BY COUNTY BOARD POLICY #17-92-94.

WHEREAS, County Board Policy #17-92-94 requires the appointment of a project engineer or manager to represent the County interests in all major construction projects, and

WHEREAS, step number eight of this policy requires that the governing committee select and appoint a qualified project engineer to evaluate the project plans and specification, and

WHEREAS, the governing committee is required to submit the appointee to the County Board of Supervisors for their approval.

NOW, THEREFORE, BE IT RESOLVED that the Portage County Board of Supervisors hereby authorize the appointment of the RW Beck and Lampert Lee Associates team to act as project engineer or manager on the proposed Portage County Material Recovery Facility project at an estimated cost of $20,991.

Dated this 20th day of April, 1993.

Respectfully submitted,
SOLID WASTE MANAGEMENT BOARD

Jeanne Dodge, Chair	Anthony Kiedrowski
Donald Butkowski	Joseph Niedbalski
Melvin Bembenek	John O'Keefe
Ronald Check	Dan Schlutter
Robert Gary	

Motion by Supervisor Dodge, second by Supervisor Kiedrowski for the adoption.

Supervisor Erler questioned the referral to the word "team" as pertains to the firms hired.

Supervisor Dodge stated that there is not a firm available that has both the expertise on equipment and architecture of a MRF so it was necessary to hire a project manager based on a team concept.

Supervisor Szymkowiak expressed concerns that when something goes wrong with the building it is going to be difficult to know who to go back to since there are so many firms involved with the project.

Supervisor Dodge stated that with using this process it is hoped that there will be less problems than in the past.

Supervisor Szymkowiak questioned who would be financially responsible if the system does not work.

Chairman Hintz stated that he was told that the manufacturer would be responsible and the middle men are not responsible.

Supervisor Erler stated that the County Board adopted a policy to require a project manager and if we do not want that many people involved in a project, the Board needs to change its policy.

Supervisor Holdridge stated that some amount of responsibility needs to be with the Solid waste Board because they have enough expertise on the committee to know about building structures and to make sure that the project manager does his job.

Supervisor Dodge stated that they will try to do a good job as pertains to the project but they claim no expertise to building or processing a MRF. Dodge stated that they have a very verbal and informed Board and will follow the project closely.

Roll call vote revealed (28) ayes, (1) naye, Supervisor Erler. Supervisor Erler indicated that she meant to vote aye. Roll call vote then revealed (29) ayes. Resolution adopted.

Supervisor Hanson stated that he felt the Solid Waste Board should acknowledge the generous offer of John Seramur for the land for the MRF and explain why the offer could not be excepted.

RESOLUTION NO. 103-92-94
RE: FINAL RESOLUTION

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

BE IT FURTHER RESOLVED, by the County Board of Supervisors of Portage County, Wisconsin, now in Adjourned Session assembled that the Resolutions, Ordinances, and motions adopted and carried at this meeting and all appropriations made and claims allowed at this meeting be and they are hereby ratified and confirmed in all respects by the Board.

(s) Supervisor Niedbalski

Motion by Supervisor Niedbalski, second by Supervisor Erickson for the adoption.

Motion carried by voice vote.

Motion by Supervisor Borski, second by Supervisor Niedbalski to adjourn the meeting subject to the call of the Chair. Motion carried by voice vote.

STATE OF WISCONSIN)
)SS
COUNTY OF PORTAGE)

I, Roger Wrycza, County Clerk of said County, do hereby certify that the above is a true and correct record of the Adjourned Session of the Portage County Board of Supervisors of Portage County, Wisconsin.

ROGER WRYCZA
Portage County Clerk

OFFICIAL PROCEEDINGS
of the
BOARD OF SUPERVISORS
of
PORTAGE COUNTY, WISCONSIN

May 18, 1993

Meeting was called to order by Chairman Hintz.
Roll call taken by the Clerk as follows:

District 1, Alfred A. Lewandowski
District 2, Paul F. Kaczmarek
District 3, W. William Zimdars
District 4, Walter Jakusz
District 5, Paul A. Borham
District 6, Richard M. Purcell
District 7, James E. Clark
District 8, Jeffrey K. Murphy
District 9, Eugene G. Szymkowiak
District 10, Gordon M. Hanson
District 11, Joe Niedbalski
District 12, William H. Peterson
District 13, Margaret Cain Erler
District 14, James Gifford
District 15, Douglas Warner
District 16, O. Philip Idsvoog
District 17, Robert J. Steinke
District 18, Anthony B. Kiedrowski
District 19, Stuart Clark
District 20, Carrol Winkler
District 21, Richard E. Allen
District 22, Jeanne Dodge
District 23, Eugene Zdroik
District 24, Ronald J. Check
District 25, Jerome J. Borski
District 26, Donald J. Butkowski
District 27, John W. Holdridge
District 28, Leif E. Erickson
District 29, Clarence S. Hintz

Roll call taken by Clerk Roger Wrycza revealed (28) ayes, (1) excused, Supervisor Warner.

All present saluted the flag.

Supervisor Peterson delivered the invocation.

Motion by Supervisor Szymkowiak, second by Supervisor Jakusz to approve the minutes of the April County Board meeting. Motion carried by voice vote.

Correspondence

Notification that the next County Board meeting will be held on June 22, 1993.

North Central Wisconsin Regional Planning Commission 1992 Annual Report.

Newspaper article regarding per diem.

Letters from Senator Breske, Governor Thompson, and Representative Gruszynski acknowledging receipt of the resolution from Portage County regarding the Governor's Mediation Arbitration Proposal.

Proclamation of the week of May 23-29, 1993 as Emergency Medical Services Week. Motion by Supervisor Szymkowiak, second by Supervisor Stuart Clark to approve the proclamation. Motion carried by voice vote.

Certificate of Appreciation awarded to Alice Johnson for six years of service to Portage County as a member of the Commission on Aging Board.

Certificate of Appreciation awarded to Marjorie Lundquist for twelve years of service to Portage County as a member of the Community Human Services Board.

Wisconsin Counties Association Legislative Update was distributed.

Committee Referrals

Motion by Supervisor Borski, second by Supervisor Check to refer to the Corporation Counsel the notice of claim of Timothy Sobczak vs Portage County. The claim alleges that Portage County was negligent in maintaining the shower and cell floor causing the claimant to fall and incur injury. Motion carried by voice vote.

Appearances

Jeff Cohen, Stewart & Cohen, CPA, presented the 1992 Audit Report. Motion by Supervisor Purcell, second by Supervisor Idsvoog to approve the report. Motion carried by voice vote.

Annual Reports

Motion by Supervisor Peterson, second by Supervisor Butkowski to approve the Parks Department Annual Report. Motion carried by voice vote.

Motion by Supervisor Borham, second by Supervisor Winkler to approve the Department on Aging Annual Report. Motion carried by voice vote.

Motion by Supervisor Zdroik, second by Supervisor Erickson to approve the UWEX Home Economist Annual Report. Motion carried by voice vote.

Unlimited Topics

Supervisor Hanson questioned the MRF alternates that would be included in the quotes requested for the project and expressed concerns regarding the second story building vs a single story facility.

Gene Edwards, Solid Waste Manager, provided a brief outline of the alternates and stated that the Solid Waste Board voted to stay with the design that was presented last month which included the second story concept. Edwards stated that it would have been quite

costly to bid out a second plan with only one story when the Board voted that they wanted the original design.

Supervisor Niedbalski stated that the Solid Waste Board looked at a single story facility but felt it was more economical and efficient to go with the original design plan with the second story.

Supervisor Gifford asked if the Home Economist could present a brief report to the Board as pertained to her annual report.

Patricia Rychter presented a brief report to the Board.

ORDINANCE NO. 104-92-94
RE: ZONING ORDINANCE MAP AMENDMENT, JOHNSTON PROPERTY

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, Blake Johnston requests to amend the Portage County Zoning Ordinance so part of Section 36, T25N, R07E, Town of Dewey an area of approximately 3022 acres exclusive of row is requested to be changed from Conservancy and Single Family Residence Districts to Low Density Residence and Water Front Residence Districts; and

WHEREAS, the Portage County Planning and Zoning Committee held a public hearing on the proposed amendment in County Conference room "B" of the County-City Building on July 08,, 1992, after due notices were published in the Stevens Point Journal. At said hearing all those who wished to be heard were heard and pertinent facts constituting the testimony were recorded; and

WHEREAS, the Portage County Planning and Zoning Committee after carefully considering the testimony, including the attached fact sheet at the July 08, 1992 and April 14, 1993 meeting, has placed a recommendation with the County Board that the request be approved with modifications; and

WHEREAS, the proposed amendment, with the information furnished in the attached report and fact sheet, has been given due consideration by the County Board.

NOW, THEREFORE, BE IT RESOLVED, that the Portage County Board of Supervisors does ordain as follows: Commencing at the west 1/4 corner of Section 36, T25N, R07E, thence N89°31'58"E along the east west 1/4 line 1325.12' to the point of beginning; thence continuing N89°31'58"E along said 1/4 line 563.96' to the westerly right of way of US Hwy 51; thence S22°49'33"E along said right of way 1371.25'; thence S22°49'19"E 50.23' to the south line of the north 1/2 of the southwest 1/4; thence S89°38'25"W along said south line 1714.31' to the west line of the bluff above the slough of the Wisconsin River; thence northeasterly along the bluff of the slough and delineated by the following described meander line; thence N29° 58'26"E 173.68'; thence N22°33'06"E 264.29'; thence N49°50'59"E

139.84'; thence N30°29'06"E 69.57': thence N23°07'52"E 95.87'; thence N12°18'39"E 164.07'; thence N7°42'42"E 110.50'; thence N1° 17'57"E 76.24'; thence N25°33'05"E 211.09'; thence N30°59'36"E 171.55' to the point of beginning and there terminating, being part of the North 1/2 of the SW 1/4 of Section 36, T25, R07E, Town of Dewey, an area of approximately 30.22 acres is hereby changed from Single Family Residential and Conservancy Districts to Rural and Urban Fringe Residence District.

Dated this 18th day of May, 1993.

Respectfully submitted,
PLANNING & ZONING COMMITTEE
O. Philip Idsvoog, Chair
Leif Erickson
Robert Steinke
Ronald Check
John Holdridge

Motion by Supervisor Idsvoog, second by Supervisor Erickson for the adoption.

Supervisor Jakusz questioned the negative listing on page three.

Dan Mahoney, Associate Planner, stated that the Planning and Zoning Committee had originally tabled the request but has since received notification from the DOT and they have suggested approval of the request.

Supervisor Idsvoog stated that the Planning and Zoning Committee decided that there is only so long that the County could hold up on the request and decided it was time to act on it.

Supervisor Peterson questioned if the high water flooding issue was taken into consideration.

Mahoney stated that it was considered.

Roll call voted revealed (26) ayes, (2) nayes, Supervisors Jakusz and Gifford, (1) excused, Supervisor Warner. Ordinance adopted.

ORDINANCE NO. 105-92-94
RE: ZONING ORDINANCE MAP AMENDMENT, AL MUSCH PROPERTY

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, the Planning and Zoning Committee request to amend the Portage County Zoning Ordinance so part of Section 30, T23N, R07E, Town of Plover, and area of approximately 8 acres be changed from Conservancy District to Rural and Urban Fringe Residence District; and

WHEREAS, the Portage County Planning and Zoning Committee held a public hearing on the proposed amendment in County Conference Room "B" of the County-City Building on April 28, 1993, after due notices were published in the Stevens Point Journal. At said hearing all those who wished to be heard were heard and pertinent

facts constituting the testimony were recorded; and

WHEREAS, the Portage County Planning and Zoning Committee after carefully considering the testimony, including the attached fact sheet at the April 28, 1993 meeting, has placed a recommendation with the County Board that the request be approved; and

WHEREAS, the proposed amendment, with the information furnished in the attached report and fact sheet, has been given due consideration by the County Board.

NOW, THEREFORE, BE IT RESOLVED, that the Portage County Board of Supervisors does ordain as follows: the east 400 feet of the west 433 feet of parcel number 030-23-0730:07.05, being part of gov't Lot 07 of Section 30, T23N, R07E, Town of Plover, an area of approximately 8 acres is hereby changed from Conservancy District to Rural and Urban Fringe Residence District.

Dated this 18th day of May, 1993.

PLANNING & ZONING COMMITTEE
O. Philip Idsvoog, Chair
Leif Erickson
Robert J. Steinke
Ronald Check
John Holdridge

Motion by Supervisor Steinke, second by Supervisor Idsvoog for the adoption.

Roll call vote revealed (28) ayes, (1) excused, Supervisor Warner. Ordinance adopted.

RESOLUTION NO. 106-92-94
RE: ACCEPTING GRANT OFFER AND EXECUTING GRANT AGREEMENT
CENTRAL WISCONSIN AIRPORT, MOSINEE, WISCONSIN AIP-13

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

BE IT RESOLVED BY the Board of Supervisors of the County of Portage as follows:

SECTION I. That the County of Portage, as Sponsor, ratifies the action of the Secretary of Transportation in entering into a Grant Agreement for the purpose of obtaining federal aid in the development of the Central Wisconsin Airport, Mosinee, Wisconsin, said Agreement being as set forth hereinbelow.

SECTION II. That the Board of Supervisors does hereby ratify and affirm the Agency Agreement between the Secretary of Transportation, and the County of Marathon, Wisconsin dated April 30, 1993 in accordance with Section 114.32 and Section 114.33, Wisconsin Statutes, affecting this project.

SECTION III. That a copy of the Grant Agreement is attached hereto and made a part hereof.

SECTION IV. That the County of Portage does hereby ratify and adopt all statements, representations, warranties, covenants, and agreements contained in the "Application for Federal Assistance" executed February 19, 1993 the assurance made as required by Title 49 CFR, DOT Subtitle A, Office of the Secretary, Part 21, Nondiscrimination in the Federally Assisted Programs of the Department of Transportation, Subsection 21.7(a)(1) and the Assurance required by the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 on behalf of the County of Portage, Wisconsin, and does hereby ratify the action of the Secretary of Transportation in accepting said offer on April 23, 1993 and by such acceptance, the County agrees to all terms and conditions thereof.

Dated this 18th day of May, 1993.

Respectfully submitted,
AIRPORT COMMITTEE
Stuart Clark, Chair
Gordon Hanson
Ralph Drake

Motion by Supervisor Stuart Clark, second by Supervisor Hanson for the adoption.

Roll call vote revealed (28) ayes, (1) excused, Supervisor Warner. Resolution adopted.

RESOLUTION NO. 107-92-94
JORDAN DAM FUNDING

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, the Wisconsin Department of Natural Resources Dam Safety Report based on their inspection of the Jordan Dam identifies work that needs to be done on the dam,

WHEREAS, a dam failure analysis, emergency action plan, and inspection, operation, and maintenance manual needs to be prepared by an engineer,

WHEREAS, the Portage County Park Commission has solicited bids from engineering firms and approved the low bid of $13,000 from Lampert, Lee, and Associates for the proposed Jordan Dam engineering,

THEREFORE, BE IT RESOLVED, that the Portage County Board of Supervisors will appropriate $13,000 from the contingency fund to complete the required engineering for the Jordan Dam.

BE IT FURTHER RESOLVED, that the Portage County Board of Supervisors HEREBY AUTHORIZES Gary Speckmann, Park Superintendent, Portage County Parks, to act on behalf of the Portage County Park Commission to submit an application to the State of Wisconsin Department of Natural Resources for any financial aid that may be available; sign documents; and take action to undertake, direct, and complete the approved project.

Dated this 18th day of May, 1993.

Respectfully submitted,
PORTAGE COUNTY PARK COMMISSION
William Peterson, President
David Galecke
Jerry Corgiat
Richard Purcell
W. William Zimdars
James Krems
James Gifford

Motion by Supervisor Peterson, second by Supervisor Gifford for the adoption.

Roll call vote revealed (28) ayes, (1) excused, Supervisor Warner. Resolution adopted.

ORDINANCE NO. 97-92-94 RECALL
RE: ORDINANCE SETTING HUBER LAW FEES AND COSTS
FOR PRISONERS' BOARD IN THE JAIL

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, the Wisconsin Legislature has ordained that any person sentenced to the County Jail for a crime, non-payment of a fine or forfeiture, or contempt of court, may be granted the privilege of leaving the jail during necessary and reasonable hours, for, among other reasons, seeking employment or engaging in employment training or working in employment; and

WHEREAS, Portage County Sheriff's Department has provided Huber Law privileges to prisoners who have been granted such privileges by the court; and

WHEREAS, the Wisconsin Legislature has established that every prisoner who is gainfully employed or who received unemployment compensation or employment training benefits while in custody in the jail shall be liable for charges not to exceed the full per-person maintenance and cost of the prisoner's board in the jail as fixed by the County Board after passage of a county ordinance; and

WHEREAS, the Portage County Sheriff has determined that the full per-person maintenance and cost of a prisoner's board in the jail is $10.00 per day;

NOW, THEREFORE, be it enacted that the Portage County Sheriff

charge every prisoner granted Huber Law privileges who is gainfully employed or who receives unemployment compensation or employment training benefits while in custody in the jail an amount not to exceed $10.00 per day, which represents the full per person maintenance and cost of the prisoner's board in the jail.

BE IT FURTHER ENACTED that this ordinance shall take place on the first day of the month following its publication as a class 1 notice.

Dated this 18th day of May, 1993.

Respectfully submitted,
LAW ENFORCEMENT/EMERGENCY GOVERNMENT COMMITTEE

James Clark, Chair	Richard Allen
Stuart Clark	Jeanne Dodge
Douglas Warner	

Motion by Supervisor James Clark, second by Supervisor Allen for the adoption.

Roll call vote revealed (28) ayes. (1) excused, Supervisor Warner. Ordinance adopted.

RESOLUTION NO. 108-92-94-AMENDED
RE: ADOPTION OF COUNTY LEVEL B HAZARDOUS MATERIALS RESPONSE TEAM

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, there is an emergency planning grant program established by the State of Wisconsin for the purpose of assisting Local Emergency Planning Committees (LEPCs) to comply with the requirements of SS166.20 and federal act 42 USC 11000 to 11050; and

WHEREAS, Wisconsin Statutes 166.21(2m) states that LEPCs are eligible for grant funds under this program for emergency response equipment only if it submits to the State Emergency Response Board (SERB) a strategic plan for emergency response to hazardous substance releases; and

WHEREAS, the strategic plan must include the identification of a county emergency response team that is capable of responding to a Level B release that occurs at any place in the county and whose members meet the standards for hazardous materials technicians in 29 CFR 1920.120(q)(6)(iii) and National Fire Protection Association standards NFPA 471 and 472;

NOW, THEREFORE, BE IT RESOLVED, that the Portage County Hazardous Materials Response Team (the "Team") is hereby adopted as the official Level B Team serving Portage County;

BE IT FURTHER RESOLVED, that the Emergency Government Director is authorized to enter into an Agreement for HazMat Services with the Village of Plover Fire Department which incorporates the terms and conditions expressed in Exhibit 1;

BE IT FURTHER RESOLVED, that the Team be comprised of members of any Portage County fire department who have met the criteria described in the county strategic plan who shall respond to Level B incidents that may occur;

BE IT FURTHER RESOLVED, that procedures for operation of the Team will be established consistent with local emergency response plans developed under s. 166.20(3) and the state contingency plan established under s. 144.76(5);

BE IT FURTHER RESOLVED, that all equipment and supplies purchased prior to the designation of a Level B HazMat Team, shall be held as follows: items purchased exclusively with Village of Plover funds shall remain the exclusive property of the Village of Plover (See Exhibit C-1). Items purchased with State grant funds and reimbursed Portage County funds shall be the exclusive property of the Portage County Local Emergency Planning Committee (See Exhibit C-2). All future purchases of equipment and supplies secured with State grant funds and matching Portage County funds shall be held in joint ownership, in equal shares, by Portage County and Village of Plover;

BE IT FURTHER RESOLVED, that an amount of $8,633 will be reimbursed to the Village of Plover to cover the matching funds paid for equipment purchases during 1991 and 1992. The amount of $4,983 will be transferred from the Portage County Contingency Fund and the balance of $3,650 from the 1993 Emergency Government Operating budget to provide for such reimbursement;

BE IT FURTHER RESOLVED, that any person who is a member of the Level B hazmat response team shall be accorded worker's compensation coverage as set forth in 166.03(8)(d) of Wis. Stats. and shall be immune from civil liability for acts or omissions to the full extent permitted under section 895.483(2), Wis. Stats. The above coverages are extended to the Team while responding to a hazardous materials incident within the political boundaries of Portage County;

BE IT FURTHER RESOLVED, that the Team be under the jurisdiction of the Law Enforcement/Emergency Government Committee of Portage County, to be administered by the Portage County Emergency Government Director.

Dated this 18th day of May, 1993.

Respectfully submitted,
LAW ENFORCEMENT/EMERGENCY GOVERNMENT COMMITTEE

James Clark, Chair	Jeanne Dodge
Stuart Clark	Douglas Warner
Richard Allen	

Motion by Supervisor James Clark, second by Supervisor Dodge for the adoption.

Supervisor Peterson stated that he is all in favor of the HazMat team but added that he has a number of questions. Peterson questioned the cost of the team on a response.

Supervisor James Clark stated that the cost would be charged back to the responsible party that has the spill.

Supervisor Peterson questioned who would pay if the responsible party is not found whether it would be charged to the local municipality or to the County.

Supervisor James Clark stated that he felt the responsible party should be able to be determined and charged. Clark stated that the contract specifies a comprehensive listing of the costs charged and the Board could get a copy of those costs.

Supervisor Szymkowiak stated that Peterson is probably concerned with a midnight dumper incident.

Brain Formella, Corporation Counsel, stated that Peterson raises a valid concern as pertains to a midnight dumper and if the County is going to be responsible for cleaning it up and there is nobody to charge back the County is essentially holding the bag.

Supervisor Holdridge questioned if there might be state or federal funding available for that type of situation for the clean up.

Supervisor James Clark stated that the spill at the Highway Department was able to re-coup funds but was not sure if this situation would qualify for the same funding.

Supervisor Hanson stated that he voted against the resolution because of the clause which states that all future purchases of equipment and supplies secured with State grant funds and matching Portage county funds shall be held in joint ownership in equal shares by Portage County and the Village of Plover. Hanson stated that he did not like that clause because the County is to be the sole supporter of any funds that are to be made from now and he felt in the future there should not be joint ownership, but rather sole County ownership.

Supervisor James Clark stated that the Law Enforcement Committee, with the Corporation Counsel, has worked with the Village of Plover to come up with a good plan and it was decided to buy out the equipment purchases made in 1991 and 1992 from Village of Plover and have joint ownership from this time forward.

Motion by Supervisor James Clark, second by Supervisor Gifford to amend the resolution on page 2, paragraph 1 by striking the last sentence and replacing it with "The amount of $4983 will be transferred from the Portage county Contingency Fund and the balance of $3650 from the 1993 Emergency Government Operating budget to provide for such reimbursement." Motion carried by voice

vote. Amendment carried.

Chairman Hintz informed Board members that the HazMat contract did follow other contracts in the State.

Supervisor Peterson questioned if the Village of Plover HazMat Team will contract with other locations and how can we justify where the County money will be spent.

Formella stated that obviously the agreement is not intended for the County to fund the Village of Plover to turn a profit on the County's equipment and added that he is not sure if the agreement specifies if the Village should seek approval from the Law Enforcement Committee. Formella stated that it might be considered to include in the contract a clause which states that if they will use the equipment for other contracts they might seek approval from the Law Enforcement Committee.

Supervisor Szymkowiak stated that his conversations with the Emergency Government Director indicated that they will not be able to contract with other agencies without input from Portage County.

Supervisor Dodge stated that the Law Enforcement Committee talked about the County purchasing all of the equipment that Plover has and those figures were very high and the Committee was not willing to make that high of an investment at this time and the best compromise was to buy out the equipment that was purchased in 1991 and 1992. Dodge stated that there was some informal discussion about Plover wanting to check with other Counties and their needs for a HazMat team and it was not made an inclusive contract and added that she felt they could contract with other County agencies. Dodge stated that discussions did involve the use of Portage County Equipment for other contracts and that was not agreeable with the Law Enforcement Committee. Dodge stated that a verbal agreement with Plover was that they would look at other Counties and see if they could meet their needs and since we only have a one-year contract with them they would review the situation. Dodge stated that the Committee chose to go with a one-year contract to see what Plover intends to do with other contracts.

Supervisor Peterson stated that he felt there were too many unanswered questions especially concerning the contracting to other Counties with Portage County funds and costs and stated that he would like to refer it back to Committee.

Supervisor James Clark stated it would be unwise at this time to delay action on the issue and added that we might lose some funding.

Supervisor Dodge stated that if Plover becomes HazMat for any other County then that County can apply for the same funds we are applying for and would have their own set of equipment for that County.

Supervisor Erler stated that the County needs to look at the issue on a broader scale and determine whether we can spread the cost of the equipment with another County. Erler stated that she looks at it that Portage County owns the equipment and the Village of Plover needs to discuss its use for another County with us.

Supervisor Szymkowiak sated that he felt the Board should vote on the resolution to carry the County through the year and added

that if the County pays for something he would like to see it available to our residents.

Supervisor Holdridge questioned who would have priority if the need arose in two locations.

Chairman Hintz stated that he felt Portage County would have priority since we have the funds invested in the equipment. Hintz stated that he felt we should thank Plover for being the HazMat team rather than going all the way to Wausau or Sheboygan for services.

Supervisor Erler stated that possibly the County should approve the contract as written but make it conditional that an agreement will be reached if Plover determines that they will be going outside to other Counties.

Motion by Supervisor Peterson, second by Supervisor Hanson to refer the resolution back to the Law Enforcement/Emergency Government Committee.

Supervisor Holdridge questioned why the resolution needs to be adopted at this Board meeting.

Supervisor James Clark stated that there are deadlines that have to be met to get funding.

Supervisor Murphy stated that if the Board does not act on the issue at this Board meeting we would lose state grants.

Supervisor Purcell questioned the last sentence of the first page which refers to the ownership of the property after the one-year contract and what happens to this equipment if the contract is not extended beyond the first year.

Formella stated that this issue has been discussed and it was questioned who would own the property. The parties do anticipate the contract to go on, but the issue does need to be addressed because it may come where the property may need to be divided.

Supervisor Kiedrowski stated we should be looking at the possibility of sharing the cost of this equipment with other Counties since it is not something that will be used every day.

Chairman Hintz reminded Board members that the debate should be limited to concerns with the referral motion.

Supervisor Szymkowiak stated that he felt the Board should act on the resolution so as not to lose any state funds.

Supervisor Niedbalski questioned if the referral motion lost, could the Board only adopt part of the resolution to ensure State funds and then act on the remainder of the resolution when all questions have been answered.

Formella stated that it would bring you back to the original question of who will own the property and how will the property be divided if need be.

Supervisor Niedbalski questioned if the concerns will be addressed at a later date if the resolution is adopted.

Chairman Hintz stated that the Law Enforcement/Emergency Government Committee will be working on these issues and will report back to the County Board.

Roll call vote on the referral motion reveled (6) ayes, Supervisors Butkowski, Hanson, Holdridge, Peterson, Steinke, Winkler, (22) nayes, (1) excused, Supervisor Warner. Referral

motion lost.

Roll call vote on the adoption of the amended resolution revealed (25) ayes, (3) nayes, Supervisors Butkowski, Hanson, Peterson, (1) excused, Supervisor Warner. Resolution adopted.

RESOLUTION NO. 109-92-94
RE: CONTINGENCY FUND TRANSFER $14,225
AMBULANCE EQUIPMENT PURCHASE

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, the frequency of multiple ambulance use is on the increase, and

WHEREAS, currently the ambulance service has four ambulances, three of which are fully equipped, and

WHEREAS, the fourth ambulance is only used for a back-up when one of the three equipped ambulances is out of service, and

WHEREAS, equipping the fourth ambulance is the least expensive alternative in assuring that all multiple ambulance requests, either for auto accidents, simultaneous emergencies or patient transfers can be accommodated.

NOW, THEREFORE, BE IT RESOLVED, by the Portage County Board of Supervisors that $14,225 be made available from the contingency fund for the within stated purpose.

Dated this 18th day of May, 1993.

Respectfully submitted,

LAW ENF/EMER GOV'T COMMITTEE	FINANCE COMMITTEE
James Clark, Chair	Richard Purcell, Chair
Stuart Clark	Stuart Clark
Douglas Warner	Gordon Hanson
Richard Allen	Anthony Kiedrowski
Jeanne Dodge	O. Philip Idsvoog

Motion by Supervisor Hanson, second by Supervisor Kiedrowski for the adoption.

Supervisor Szymkowiak stated that he would abstain from voting on the resolution because of possible conflict of interest.

Supervisor Check questioned what the funds would be used for.

Supervisor Szymkowiak stated that the funds will be used for equipment for the spare ambulance.

Roll call vote revealed (27) ayes, (1) abstained, Supervisor Szymkowiak, (1) excused, Supervisor Warner. Resolution adopted.

RESOLUTION NO. 110-92-94
RE: SUPPORTING FOUR YEAR TERM FOR SHERIFF

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, Wisconsin Sheriff's currently must face election every two years; and

WHEREAS, this frequent electoral process is very costly to the taxpayers of the County, invites instability within departments, and reduces the amount of time available for elected officials to serve those who have elected them; and

WHEREAS, Wisconsin is one of the only three states requiring elections every two years; and

WHEREAS, the interests of continuity, efficiency, cost of elections, and service to the public would best be served by four (4) year terms for the Office of Sheriff; and

WHEREAS, a change in the term lengths will require approval of the voters of the State of Wisconsin by referendum; and

WHEREAS, the legislature of the State of Wisconsin has refused to allow the voters of the State of Wisconsin an opportunity to decide this issue;

NOW, THEREFORE, BE IT RESOLVED that the Portage County Board of Supervisors in legal session assembled goes on record in support of four (4) year terms for the Office of Sheriff;

NOW, THEREFORE, BE IT RESOLVED that the Portage County Board of Supervisors in legal session assembled urges the Wisconsin State Legislature to pass this issue and forward it to the voters of the State of Wisconsin so that the people may decide.

Dated this 18th day of May, 1993.

Respectfully submitted,
LAW ENFORCEMENT/EMERGENCY GOVERNMENT COMMITTEE
James Clark, Chair
Jeanne Dodge
Douglas Warner
Stuart Clark
Richard Allen

Motion by Supervisor Allen, second by Supervisor Dodge for the adoption.

Supervisor Idsvoog questioned the rationale behind the resolution.

Clerk Wrycza stated that this has been tried to be passed since 1942 for all County officers but has been unsuccessful.

Supervisor James Clark stated that even if the County adopts

the resolution it would take five or six years for the process. Clark added that Wisconsin is one of the few states that have the two-year term, most have a four or six-year term.

Supervisor Idsvoog stated that he felt it would make more sense to have the Sheriff be a non-elected position and he added that he felt a two-year term worked well in Portage County.

Roll call vote revealed (20) ayes, (8) nayes, Supervisors Borham, Erickson, Erler, Gifford, Idsvoog, Jakusz, Murphy, Steinke, (1) excused, Supervisor Warner. Resolution adopted.

RESOLUTION NO. 111-92-94 - AMENDED
RE: ENHANCED 911 COMMITTEE

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, Portage County is currently served by a 911 telephone system that does not meet the needs of all county residents; and

WHEREAS, it would be in the best interests of all Portage County residents that Portage County develop an Enhanced 911 System, and

WHEREAS, a great deal of planning is still necessary before a working Enhanced 911 System can become reality; and

WHEREAS, representation on the Enhanced 911 Committee should be as diverse as possible; and

WHEREAS, the Enhanced 911 Committee would develop an Enhanced 911 Plan for Portage County.

NOW, THEREFORE, BE IT RESOLVED, by the Portage County Board of Supervisors that there is hereby created an Enhanced 911 Committee consisting of the following membership:

County Board Chairman
County Clerk
Stevens Point Police Chief
Portage County Sheriff
Stevens Point Fire Chief
Plover Police Chief
Emergency Government Director
Portage County Ambulance Service-Deputy Chief-E.M.S.
Rural Fire Dept. Member-Almond Fire Dept. Chief/First Responder
One member-Law Enf./Emer. Gov't Committee
One Town Chairman-(non-county board supervisor) selected by the local unit of the towns association
One Village President (non-county board supervisor) selected by the local municipal unit

BE IT FURTHER RESOLVED, that only the Law Enf./Emer. Gov't Committee member shall be entitled to per diem and mileage and that the County's mileage reimbursement policy applies to all other County officials; and

BE IT FURTHER RESOLVED, that the Enhanced 911 Committee shall develop a comprehensive Enhanced 911 Plan that benefits all Portage County residents; and

BE IT FURTHER RESOLVED, that upon development of the comprehensive Enhanced 911 Plan it shall be forwarded to the Law Enf./ Emer. Gov't Committee and the County Board for approval and enactment.

Dated this 18th day of May, 1993.

Respectfully submitted,
COMMITTEE ON COMMITTEES
Clarence Hintz, Chair
Stuart Clark
Richard Purcell

Motion by Supervisor Stuart Clark, second by Supervisor Purcell for the adoption.

Supervisor Gifford stated that he felt the names should not be specifically listed but rather only titles just in case the particular individual cannot serve on the Committee.

Motion by Supervisor Gifford, second by Supervisor Idsvoog to amend the resolution to delete the names and only include position titles. Motion carried by voice vote. Amendment carried.

Supervisor Kiedrowski questioned when the Committee would be abolished.

Chairman Hintz stated that it would be abolished when the plan is complete.

Supervisor Erler questioned the number of twelve members and if that might be a problem when voting on issues.

Chairman Hintz stated that the Committee is merely for planning and not policy making and therefore will not have any voting duties. Hintz stated that the Committee will be working with all of the phone companies and the Law Enforcement agencies to develop the plan and put it into action.

Supervisor Zdroik questioned if Portage County has any problems with the current 911 system.

Supervisor Szymkowiak stated that the enhanced 911 will provide better emergency service to Portage County residents. Szymkowiak stated that for example if a party activates 911 but is unable to continue a conversation and provide information, the dispatcher will be able to pinpoint the caller's location immediately.

Roll call vote on the amended resolution revealed (28) ayes, (1) excused, Supervisor Warner. Resolution adopted.

RESOLUTION NO. 112-92-94
RE: INITIAL RESOLUTION AUTHORIZING $3,370,000
GENERAL OBLIGATION BONDS OF PORTAGE COUNTY

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

RESOLVED that Portage County, Wisconsin, borrow an amount not to exceed $3,370,000 by issuing its general obligation bonds to pay the cost of capital projects undertaken for public purposes, consisting of construction of a solid waste facility, construction of improvements to the County's nursing home and acquisition of library equipment.

Dated this 18th day of May, 1993.

Respectfully submitted,
FINANCE COMMITTEE
Richard Purcell, Chair
Stuart Clark
Anthony Kiedrowski
Gordon Hanson
O. Philip Idsvoog

Motion by Supervisor Purcell, second by Supervisor Hanson for the adoption.

Supervisor Purcell stated the resolutions pertaining to the bond should not be construed as final authority for financing the 1993 capital projects. He added that these resolutions are being presented by statutory requirements of notice prior to the actual acceptance and closing of the bond sale, it does not bind the County to a sale. Passage of these resolutions will allow the County Board to take final actin in future months. The dollar amount of bonds stated on the resolution is subject to change and the fine tuning will occur after the MRF project bids have been received on June 10, 1993. Purcell stated that the Finance Committee has been cautious since we don't know the effects of the Governor's possible tax freeze and so these resolutions should not be regarded as any actual borrowing action.

Roll call vote revealed (28) ayes, (1) excused, Supervisor Warner. Resolution adopted.

RESOLUTION NO. 113-92-94
RE: RESOLUTION PROVIDING FOR THE SALE OF $3,370,000
GENERAL OBLIGATION CAPITAL PROJECT BONDS

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, the County Board of Supervisors of Portage County, Wisconsin (the "County") has adopted an initial resolution authorizing $3,370,000 general obligation bonds to pay the cost of capital projects undertaken for public purposes, consisting of construction of a solid waste facility, construction of

improvements to the County's nursing home and acquisition of library equipment.

NOW, THEREFORE, BE IT RESOLVED that:

Section 1. Issuance of Bonds. The County shall issue bonds in the amount of $3,370,000 for the purpose above specified which bonds shall be designated "General Obligation Capital Project Bonds."

Section 2. Published Notice of Bond Sale. The County Clerk be and hereby is directed to publish a Notice of Sale in substantially the abbreviated form attached to this resolution in such newspapers and at such times as the County Clerk may determine.

Section 3. Form of Official Notice; Details of Bonds. The County Clerk shall cause copies of the Official Notice of Sale to be forwarded to prospective bidders, which Notice shall be in substantially the form attached to this resolution, and the details pertaining to said bonds specified in said Notice are herewith adopted as and for the details for said bonds.

Section 4. Official Statement. The County Clerk shall cause an Official Statement concerning this issue to be prepared by the County's financial consultant, Banc One Capital Corporation. The appropriate County officials shall determine when the Official Statement is final for purposes of Securities and Exchange Commission Rule 15c2-12 and shall certify said Statement, such certification to constitute full authorization of such Official Statement under this resolution.

Dated this 18th day of May, 1993.

Respectfully submitted,
FINANCE COMMITTEE
Richard Purcell, Chair
Gordon Hanson
Anthony Kiedrowski
Stuart Clark
O. Philip Idsvoog

Motion by Supervisor Kiedrowski, second by Supervisor Idsvoog for the adoption.

Roll call vote revealed (28) ayes, (1) excused, Supervisor Warner. Resolution adopted.

RESOLUTION NO. 114-92-94
RE: FINAL RESOLUTION

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

BE IT FURTHER RESOLVED, by the County Board of Supervisors of Portage County, Wisconsin, now in Adjourned Session assembled that the Resolutions, Ordinances, and Motions adopted and carried at this meeting and all appropriations made and claims allowed at this meeting be and they are hereby ratified and confirmed in all respects by the Board.

(s) Supervisor Peterson

Motion by Supervisor Peterson, second by Supervisor Borham for the adoption.

Motion carried by voice vote. Resolution adopted.

Motion by Supervisor Idsvoog, second by Supervisor Check to adjourn the meeting subject to the call of the Chair. Motion carried by voice vote.

STATE OF WISCONSIN)
)SS
COUNTY OF PORTAGE)

I, Roger Wrycza, County Clerk of said County, do hereby certify that the above is a true and correct record of the Adjourned Session of the Portage County Board of Supervisors of Portage County, Wisconsin.

ROGER WRYCZA
Portage County Clerk

OFFICIAL PROCEEDINGS
of the
BOARD OF SUPERVISORS
of
PORTAGE COUNTY, WISCONSIN

June 22, 1993

Meeting was called to order by Chairman Clarence Hintz. Roll call taken by the Clerk as follows:

District 1, Alfred A. Lewandowski
District 2, Paul F. Kaczmarek
District 3, W. William Zimdars
District 4, Walter Jakusz
District 5, Paul A. Borham
District 6, Richard M. Purcell
District 7, James E. Clark
District 8, Jeffrey K. Murphy
District 9, Eugene G. Szymkowiak
District 10, Gordon M. Hanson
District 11, Joe Niedbalski
District 12, William H. Peterson
District 13, Margaret Cain Erler
District 14, James Gifford
District 15, Douglas Warner
District 16, O. Philip Idsvoog
District 17, Robert J. Steinke
District 18, Anthony B. Kiedrowski
District 19, Stuart Clark
District 20, Carrol Winkler
District 21, Richard E. Allen
District 22, Jeanne Dodge
District 23, Eugene Zdroik
District 24, Ronald J. Check
District 25, Jerome J. Borski
District 26, Donald J. Butkowski
District 27, John W. Holdridge
District 28, Leif E. Erickson
District 29, Clarence S. Hintz

Roll call taken by Clerk Roger Wrycza revealed (26) present, (3) excused, Supervisors Szymkowiak, Peterson, Holdridge.

All present saluted the flag.

Supervisor Gifford delivered the invocation.

Motion by Supervisor Steinke, second by Supervisor Check to approve the minutes of the May County Board meeting. Motion carried by voice vote.

Correspondence

Correspondence from Sandra Smolen, Emergency Government Director, answering questions and concerns that were addressed at

the last County Board meeting concerning the HAZMAT Team.

WCA Convention registration forms distributed to County Board members.

Informational memo stating that the next County Board meeting will be held on July 20, 1993 at Standing Rocks County Park with a cook-out to follow the meeting.

WCA Legislative update for June/July 1993.

Committee Referrals

Supervisor Murphy questioned the HAZMAT information and questioned if the Village of Plover is allowed to contract out to other communities and companies using County-owned equipment. Murphy indicated that he heard that the Village of Plover offered their HAZMAT services to another community in Waupaca County.

Smolen stated that the issue is included in her packet of information and indicated that this was also one of her concerns.

Chairman Hintz stated that he felt there should be a meeting with the Village of Plover, Corporation Counsel, and Emergency Government Director in the near future to discuss some of the concerns and unanswered questions.

Supervisor Murphy stated that he voted for the resolution but not with the understanding that Plover would be contracting with other municipalities or companies using Portage County-owned equipment.

Supervisor Erler stated that she felt if the Village of Plover intends to use Portage County equipment for contracting other areas they would have to come to the County and ask permission to use that equipment. Erler stated that the Village does own some of its own equipment and perhaps they intend to use that for other contracts. Erler reminded Board members that she felt this was the perfect opportunity for intergovernmental cooperation and perhaps share the equipment with other municipalities.

Smolen stated that she is all for intergovernmental cooperation but felt that Plover was in contract negotiations with other areas without Portage County's input.

Chairman Hintz stated that he would try to set up a meeting for June 29 to address some of these issues.

Appearances

Eric Hurley, Wind Erosion Specialist, presented an update on the Central Sands Wind Erosion Pilot Project.

Motion by Supervisor Purcell, second by Supervisor Zdroik to accept the report. Motion carried by voice vote.

Kari Esbensen, Community Resource Development Agent, presented her annual report.

Motion by Supervisor Zdroik, second by Supervisor Allen to accept the report. Motion carried by voice vote.

ORDINANCE NO. 115-92-94
RE: ZONING ORDINANCE MAP AMENDMENT, SOMERS AGGREGATES, LTD/J.&A. SOMERS PROPERTY

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, Somers Aggregates, LTD/J.&A. Somers, request to amend the Portage County Zoning Ordinance so part of Section 03,T24N, R06E, Town of Carson, an area of approximately 84 acres be changed from Agricultural and A1 Exclusive Agricultural Districts to A1 Exclusive Agricultural and Agricultural Districts, and

WHEREAS, the Portage County Planning and Zoning Committee held a public hearing on the proposed amendment in the County Conference Room of the County-City Building on May 26, 1993, after due notices were published in the Stevens Point Journal. At said hearing all those who wished to be heard were heard and pertinent facts constituting the testimony were recorded; and

WHEREAS, the Portage County Planning and Zoning Committee after carefully considering the testimony, including the attached fact sheet at the May 26, 1993 meeting, has placed a recommendation with the County Board that the request be approved; and

WHEREAS, the proposed amendment, with the information furnished in the attached report and fact sheet, has been given due consideration by the County Board.

NOW, THEREFORE, BE IT RESOLVED, that the Portage County Board of Supervisors does ordain as follows: that part of Parcel Number: 012-24-0603-09.03 which lies in the NE 1/4 of the SW 1/4 of Section 03, T24N, R6E-Town of Carson, an area of approximately 31 acres is hereby changed from Agricultural District to A1 Exclusive Agricultural District and Parcel Number: 012-24-0603-12.02 being part of the NE 1/4 of the SW 1/4 and part of the SE 1/4 of the SW 1/4 of Section 03, T24N, R6E-Town of Carson, an area of approximately 44 acres is hereby changed from A1 Exclusive Agricultural District to Agricultural District.

Dated this 22nd day of June, 1993.

Respectfully submitted,
PLANNING AND ZONING COMMITTEE
O. Philip Idsvoog, Chair
Leif Erickson
Robert Steinke
Ronald Check
John Holdridge

Motion by Supervisor Erickson, second by Supervisor Steinke for the adoption.

Roll call vote revealed (26) ayes, (3) excused, Supervisors Szymkowiak, Peterson, Holdridge. Ordinance adopted.

ORDINANCE NO. 116-92-94
RE: ZONING ORDINANCE MAP AMENDMENT, JABLONSKI PROPERTY

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, Edwin Jablonski requests to amend the Portage County Zoning Ordinance so part of Section 03, T25N, R7E, Town of Dewey, an area of approximately 2.453 acres be changed from Recreational District to Commercial District; and

WHEREAS, the Portage County Planning and Zoning Committee held a public hearing on the proposed amendment in the County Conference Room of the County-City Building on April 28, 1993 after due notices were published in the Stevens Point Journal. At said hearing all those who wished to be heard were heard and pertinent facts constituting the testimony were recorded; and

WHEREAS, the Portage County Planning and Zoning Committee after carefully considering the testimony, including the attached fact sheet at the April 28th and May 26, 1993 meetings, has placed a recommendation with the County Board that the request be approved with modifications; and

WHEREAS, the proposed amendment, with the information furnished in the attached report and fact sheet, has been given due consideration by the County Board.

NOW, THEREFORE, BE IT RESOLVED, that the Portage County Board of Supervisors does ordain as follows: commencing at the NE corner of Lot 1, CSM#2460-9-18 which is the point-of-beginning (pob); thence S89°20'05"W 269 feet; thence south 225 feet; thence S89° 59'55"E 367 feet; thence N29°53'00"W 174.26 feet; thence N62° 15'00"E 20 feet; thence N30°01'55"W 78.62 feet to the (pob) being part of the S 1/2 of the NE 1/4 of Section 03, T25N, R07E, Town of Dewey, an area of approximately 1.56 acres is hereby changed from Recreational District to Neighborhood Commercial District.

Dated this 22nd day of June, 1993.

Respectfully submitted,
PLANNING AND ZONING COMMITTEE
O. Philip Idsvoog, Chair
Leif Erickson
Robert Steinke
Ronald Check
John Holdridge

Motion by Supervisor Idsvoog, Second by Supervisor Erickson for the adoption.

Clerk Wrycza stated that a petition was filed but was deemed invalid by the Corporation Counsel so a simple majority vote was required for adoption.

Supervisor Purcell questioned the petitioners' concerns.

Charles Kell, County Planner, stated that the petitioners heard rumors that the lot was going to be used for a larger parking lot for the Antlers. Kell stated that Jablonski assured them that the Antler's issue was not the case and Jablonski simply wanted to construct a building in the area. Kell added that the Planning and Zoning Committee decided to modify the request which addressed most of the concerns.

Vicki Tylka, Petitioner, stated that the petitioners want the area to remain residential which prompted their petition.

Roll call vote revealed (25) ayes, (1) naye, Supervisor Kaczmarek, (3) excused, Supervisors Szymkowiak, Peterson, Holdridge. Ordinance adopted.

ORDINANCE NO. 117-92-94
RE: ZONING ORDINANCE MAP AMENDMENT, KAWLESKI PROPERTY

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, Raymond A. and Violet Kawleski request to amend the Portage County Zoning Ordinance so part of Section 2, T24N, R7E, Town of Hull, an area of approximately 16 acres be changed from Conservancy District to Agricultural District; and

WHEREAS, the Portage County Planning and Zoning Committee held a public hearing on the proposed amendment in the County Conference Room of the County-City Building on June 9, 1993 after due notices were published in the Stevens Point Journal. At said hearing all those who wished to be heard were heard and pertinent facts constituting the testimony were recorded; and

WHEREAS, the Portage County Planning and Zoning Committee, after carefully considering the testimony, including the attached fact sheet at the June 9, 1993 meeting, has placed a recommendation with the County Board that the request be approved; and

WHEREAS, the proposed amendment, with the information furnished in the attached report and fact sheet, has been given due consideration by the County Board.

NOW, THEREFORE, BE IT RESOLVED, that the Portage County Board of Supervisors does ordain as follows: all of parcel numbers 020-24-0702-12.02 and 020-24-0702-12.04, lying 100 feet landward of the Wisconsin River slough, being part of the SE 1/4 of the SW 1/4 of Section 2, T24N, R7E, Town of Hull, an area of approximately 16 acres is hereby changed from Conservancy District to Agricultural District.

Dated this 22nd day of June, 1993.

Respectfully submitted,
PLANNING AND ZONING COMMITTEE

O. Philip Idsvoog, Chair
Ron Check
John Holdridge
Robert Steinke
Leif Erickson

Motion by Supervisor Idsvoog, second by Supervisor Check for the adoption.

Roll call vote revealed (25) ayes, (1) abstention, Supervisor Murphy, (3) excused, Supervisors Szymkowiak, Peterson, Holdridge. Ordinance adopted.

ORDINANCE NO. 118-92-94
RE: ZONING ORDINANCE MAP AMENDMENT, HOLTZ PROPERTY

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, Roger and Angeline Holtz request to amend the Portage County Zoning Ordinance so part of Sections 15 & 22, T22N, R9E - Town of Buena Vista, an area of approximately 3 acres be changed from A1 Exclusive Agricultural District to Agricultural District; and

WHEREAS, the Portage County Planning and Zoning Committee held a public hearing on the proposed amendment in the County Conference Room of the County-City Building on May 26, 1993 after due notices were published in the Stevens Point Journal. At said hearing all those who wished to be heard were heard and pertinent facts constituting the testimony were recorded; and

WHEREAS, the Portage County Planning and Zoning Committee after carefully considering the testimony, including the attached fact sheet at the May 26, 1993 meeting, has placed a recommendation with the County Board that the request be approved; and

WHEREAS, the proposed amendment, with the information furnished in the attached report and fact sheet, has been given due consideration by the County Board.

NOW, THEREFORE, BE IT RESOLVED, that the Portage County Board of Supervisors does ordain as follows: commencing at the NW corner of Section 22, run thence S85°09E along the North Line of Section 22, 2412.31 feet to the point-of-beginning (pob); thence N03° 28'50"W 264.64 feet; thence Southeasterly 452.92 feet along the arc of a curve, the chord of which bears S45°27'20" 452.66 feet; thence S00°19'05"E 222.38 feet; thence N84°33'10"W 294.04 feet; thence N03 28'50"W 248.30 feet to the (pob) being parts of the NE 1/4 of the NW 1/4 of Section 22 and the SE 1/4 of the SW 1/4 of Section 15, T22N, R09E Town of Buena Vista, an area of 2.48 acres is hereby changed from A1 Exclusive Agricultural District to Agricultural District.

Dated this 22nd day of June, 1993.

Respectfully submitted,
PLANNING AND ZONING COMMITTEE
O. Philip Idsvoog, Chair
Leif Erickson
Robert Steinke
Ronald Check
John Holdridge

Motion by Supervisor Idsvoog, second by Supervisor Check for the adoption.

Roll call vote revealed (25) ayes, (1) abstention, Supervisor Murphy, (3) excused, Supervisors Szymkowiak, Peterson, Holdridge. Ordinance adopted.

ORDINANCE NO. 119-92-94
RE: ZONING ORDINANCE MAP AMENDMENT, OSTROWSKI PROPERTY

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, the Planning and Zoning Committee requests to amend the Portage County Zoning Ordinance so part of Section 08, T24N, R9E, Town of Sharon, an area of approximately 2.03 Acres be changed from Highway Commercial District to Agricultural District; and

WHEREAS, the Portage County Planning and Zoning Committee held a public hearing on the proposed amendment in the County Conference Room of the County-City Building on May 26, 1993, after due notices were published in the Stevens Point Journal. At said hearing all those who wished to be heard were heard and pertinent facts constituting the testimony were recorded; and

WHEREAS, the Portage County Planning and Zoning Committee after carefully considering the testimony, including the attached fact sheet at the May 26, 1993 meeting has placed a recommendation with the County Board that the request be approved; and

WHEREAS, the proposed amendment, with the information furnished in the attached report and fact sheet, has been given due consideration by the County Board.

NOW, THEREFORE, BE IT RESOLVED, that the Portage County Board of Supervisors does ordain as follows: commencing at the NW corner of Lot 1, CSM#3219-11-177 which is also the point-of-beginning (pob), thence S87°31'28"E 500', thence S02°37'52"E 180", thence N87°31'28"W 500, thence N01°48'10"W 180' which is the pob being part of the SW 1/4 of the NE 1/4 of Section 08 T24N, R9E, an area of approximately 2.03 acres, is hereby changed from Highway Commercial District to Agricultural District.

Dated this 22nd day of June, 1993.

Respectfully submitted,
PLANNING AND ZONING COMMITTEE

O. Philip Idsvoog, Chair
Leif Erickson
Robert Steinke
Ronald Check
John Holdridge

Motion by Supervisor Idsvoog, second by Supervisor Erickson for the adoption.

Roll call vote revealed (26) ayes, (3) excused, Supervisors Szymkowiak, Peterson, Holdridge. Ordinance adopted.

RESOLUTION NO. 120-92-94
RE: FUNDING MECHANISM FOR AMERICANS WITH DISABILITIES ACT COMMITTEE PROJECTS

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, the County Board created the Americans with Disabilities Act (A.D.A.) Committee on March 16, 1993; and

WHEREAS, the County Board delegated the responsibility to the ADA Committee of complying with all aspects of Title II, IV and V which pertain to public accommodations and services; and

WHEREAS, the ADA Committee has identified several County/City Building projects (refer to attachment) as having the highest priority in its long-range plan of full compliance with ADA regulations; and

WHEREAS, the estimated cost range for these 1993 projects is $40,000.00.

NOW, THEREFORE, BE IT RESOLVED that the Portage County Board of Supervisors authorize these projects and appropriate an amount of $40,000.00 from the Undesignated Reserve Account of the Capital Projects Fund.

BE IT FURTHER RESOLVED that future ADA project costs be incorporated into the normal budget process.

Dated this 22nd day of June, 1993.

Respectfully submitted,

AMERICANS WITH DISABILITIES ACT COMM.
Robert Steinke, Chair
Jerome Borski
Stuart Clark
Keith Studinski
Kathy Wachowiak

FINANCE COMMITTEE
Richard Purcell, Chair
Stuart Clark
Gordon Hanson
O. Philip Idsvoog
Anthony Kiedrowski

ADA PROJECTS
1993 PLAN

The existing bathroom facilities in the County/City Building do not have proper accommodations for handicapped people. In order to comply with applicable ADA regulations, a complete gutting and remodeling project of the men's and women's, County-side, first floor bathroom is required. Construction is planned to begin in July, 1993 and be completed by August, 1993.

Other minor 1993 projects include:

a. Replace existing door knobs with lever type door openers throughout building.
b. Install braille signing throughout building.
c. Modify the elevator control system.
d. Modify the courtroom jury/witness box with a ramp structure.

Motion by Supervisor Steinke, second by Supervisor Hanson for the adoption.

Supervisor Erler expressed a concern regarding the timing of the new automatic door opener for the Church street entrance.

Supervisor Warner stated that the installer was contacted to adjust the timing.

Roll call vote revealed (26) ayes, (3) excused, Supervisors Szymkowiak, Peterson, Holdridge. Resolution adopted.

RESOLUTION NO. 121-92-94 - AMENDED
RE: PURCHASING MATERIALS FROM THE COUNTY, USE OF COUNTY-OWNED EQUIPMENT, USE OF COUNTY FACILITIES FOR PERSONAL USE

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, the Personnel Committee has been made aware that some departments allow employees to purchase materials from the County for their personal use; and

WHEREAS, the Personnel Committee has been made aware that some departments allow employees to borrow County-owned equipment for their personal use; and

WHEREAS, the Personnel Committee has been made aware that some departments allow employees to use County facilities for their personal use; and

WHEREAS, the Personnel Committee has determined that it is not in the best interest of Portage County to allow these practices to continue to exist.

NOW, THEREFORE, BE IT RESOLVED, by the Portage County Board of Supervisors that employees of Portage County are not allowed to:

a. Purchase materials from Portage County for their personal use;
b. Borrow County-owned equipment from Portage County for their personal use;
c. Use County facilities for their personal use.

BE IT FURTHER RESOLVED, that any exception to this policy must be approved by the governing committee and then the Personnel Committee.

BE IT FURTHER RESOLVED that employees violating this resolution will be disciplined.

Dated this 22nd day of June, 1993.

Respectfully submitted,
PORTAGE COUNTY PERSONNEL COMMITTEE
Robert Steinke, Chair
Margaret Cain Erler
Eugene Zdroik
Jeffrey Murphy
Walter Jakusz

Motion by Supervisor Steinke, second by Supervisor Murphy for the adoption.

Supervisor Steinke stated that the Personnel Committee has been working on updating the personnel policies but felt that since the highway incidents this policy should be implemented as soon as possible and added that it would be included with all of the other personnel policies.

Supervisor Dodge questioned the sixth paragraph and stated that she would like to see the governing committee involved in the exception clause of the policy. Dodge also questioned the disciplinary action that is referred to in the last paragraph.

Gerry Lang, Personnel Director, stated that the disciplinary action is spelled out in the personnel policies.

Chairman Hintz stated that he also felt the Governing Committee should be included in the exception clause as defined in paragraph six.

Motion by Supervisor Dodge, second by Supervisor Stuart Clark to amend the resolution in the sixth paragraph by adding "the Governing Committee first and then" after the word "by". Motion carried by voice vote. Amendment carried.

Roll call vote revealed (25) ayes, (1) naye, Supervisor Purcell, (3) excused, Supervisors Szymkowiak, Peterson, Holdridge. Resolution adopted as amended.

RESOLUTION NO. 122-92-94
RE: FINANCING PLAN/LIBRARY COMPUTER SYSTEM

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, the purchase of a Library Computer System, a component of the 1993 Capital Projects Program, was authorized by County Board Resolution #56, October 20, 1992; and

WHEREAS, this project was incorporated into the 1993 Budget in the amount of $250,000 with the planned financing source consisting of $75,000 of property tax monies and $175,000 of borrowed funds; and

WHEREAS, the Capital Projects Fund has an accumulated unappropriated surplus of approximately $500,000 resulting primarily from excess interest income earnings.

NOW, THEREFORE, BE IT RESOLVED that the County Board of Supervisors approve the application of $175,000 of surplus monies within the Capital Projects Fund to finance the purchase of the Library Computer System with a corresponding reduction in the amount of the 1993 Capital Projects bond issue.

Dated this 22nd day of June, 1993.

Respectfully submitted,
FINANCE COMMITTEE
Richard Purcell, Chair
Gordon Hanson
Anthony Kiedrowski
Stuart Clark
O. Philip Idsvoog

Motion by Supervisor Purcell, second by Supervisor Erler for the adoption.

Roll call vote revealed (26) ayes, (3) excused, Supervisors Szymkowiak, Peterson, Holdridge. Resolution adopted.

RESOLUTION NO. 123-92-94 - REVISED
RE: RESOLUTION AUTHORIZING THE SALE OF $3,300,000 GENERAL OBLIGATION CAPITAL PROJECT BONDS

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, on May 18, 1993, this County Board of Supervisors adopted an initial resolution (the "Initial Resolution") authorizing general obligation bonds in an amount not to exceed $3,370,000 to pay the cost of capital projects undertaken for public purposes, consisting of construction of a solid waste facility, construction of improvements to the County's nursing home and acquisition of library equipment; and

WHEREAS, it has been determined that the County shall issue bonds in the principal amount of $3,300,000 under the Initial Resolution to finance the projects described in the Initial Resolution other than the acquisition of library equipment; and

WHEREAS, the County has duly received sealed bids for its proposed issue of $3,300,000 General Obligation Capital Project Bonds (the "Bonds"); and

WHEREAS, it has been determined that the best bid received was that submitted by Kemper Securities, Inc. and Associates;

NOW, THEREFORE, BE IT RESOLVED that:

Section 1. Award. The bid of Kemper Securities, Inc., and Associates, for the purchase price of $3,250,500, be and it hereby is accepted and the Chairperson and County Clerk are authorized and directed to execute an acceptance of the offer of said successful bidder on behalf of the County. The good faith deposit of the successful bidder shall be retained by the County Treasurer until the closing of the bond issue, and deposits of the unsuccessful bidders shall be promptly returned.

Section 2. The Bonds. The Chairperson and County Clerk shall make, execute and deliver the Bonds to said purchaser, for and on behalf of the County. The Bonds shall be negotiable, general obligation bonds of the County, registered as to both principal and interest, in the denomination of Five Thousand Dollars ($5,000) each or whole multiples thereof, numbered from R-1 upward and dated June 15, 1993. The Bonds shall mature on June 1 of each of the years and shall bear interest at the rates per annum as follows:

Year	Principal Amount	Interest Rate
1994	$100,000	5.10%
1995	100,000	5.10
1996	125,000	5.10
1997	125,000	5.10
1998	125,000	5.10
1999	125,000	5.10
2000	125,000	5.10
2001	150,000	5.125
2002	150,000	5.125
2003	150,000	5.125
2004	150,000	5.125
2005	175,000	5.125
2006	175,000	5.125
2007	175,000	5.125
2008	200,000	5.125
2009	200,000	5.125
2010	200,000	5.125
2011	250,000	5.125
2012	250,000	5.125
2013	250,000	5.20

Interest shall be payable on June 1 and December 1 of each year, commencing June 1, 1994.

Bonds maturing in the years 2007 through 2013 shall be subject to call and prior payment at the option of the County in whole or from time to time in part in inverse order of maturity (but within any maturity by lot) on June 1, 2006 or any interest payment date thereafter at the price of par plus accrued interest to the date of redemption.

Section 3. Form of Bonds. The Bonds shall be in substantially the form attached hereto as Exhibit A.

Section 4. Tax Provisions.

(A) Direct Annual Irrepealable Tax. For the purpose of paying the principal of and interest on the Bonds as the same become due, the full faith, credit and resources of the County are hereby irrevocably pledged and there be and there hereby is levied on all the taxable property in the County a direct, annual, irrepealable tax in such years and in such amounts as are sufficient to meet such principal and interest payments when due; said tax is hereby levied in the following years and in the following minimum amounts:

Year of Levy	Amount	Year of Levy	Amount
1993	$344,533.03	2003	$250,125.01
1994	261,456.26	2004	266,796.88
1995	280,718.76	2005	257,828.13
1996	274,343.76	2006	248,859.38
1997	267,968.76	2007	264,250.00
1998	261,593.76	2008	254,000.00
1999	255,218.76	2009	243,750.00
2000	273,187.51	2010	282,218.75
2001	265,500.01	2011	269,406.25
2002	257,812.51	2012	256,500.00

(B) Tax Collection. The County shall be and continue without power to repeal such levy or obstruct the collection of said tax until all such payments have been made or provided for. After the issuance of the bonds, said tax shall be, from year to year, carried into the tax rolls of the County and collected as other taxes are collected, provided that the amount of tax carried into said tax rolls may be reduced in any year by the amount of any surplus money in the Debt Service Account created in Section 5(A) hereof.

(C) Additional Funds. If in any year there shall be insufficient funds from the tax levy to pay the principal of or interest on the Bonds when due, the said principal or interest shall be paid from other funds of the County on hand, said amounts

to be returned when said taxes have been collected.

Section 5. Debt Service Fund and Account.

(A) Creation and Deposits. There be and there hereby is established in the treasury of the County, if one has not already been created, a debt service fund separate and distinct from every other fund, which shall be maintained in accordance with generally accepted accounting principles. Sinking funds established for obligations previously issued by the County may be considered as separate and distinct accounts within the debt service fund.

Within the debt service fund, there be and there hereby is established a separate and distinct account designated as the "Debt Service Account for $3,300,000 'General Obligation Capital Project Bonds' dated June 15, 1993," (the "Debt Service Account") and said Account shall be maintained until the indebtedness evidenced by the Bonds is fully paid or otherwise extinguished. The County Treasurer shall deposit in such Debt Service Account (i) all accrued interest received by the County at the time of delivery of and payment for the Bonds; (ii) the taxes herein levied for the specific purpose of meeting principal of and interest on the Bonds when due; (iii) such other sums as may be necessary at any time to pay principal of and interest on the Bonds when due; (iv) any premium which may be received by the County over and above the par value of the bonds and accrued interest thereon; (v) surplus monies in the Borrowed Money Fund as specified in Section 6 hereof; and (vi) such further deposits as may be required by Sec. 67.11, Wis. Stats.

(B) Use and Investment. No money shall be withdrawn from the Debt Service Account and appropriated for any purpose other than the payment of principal and interest on the Bonds until all such principal and interest has been paid in full and canceled; provided (i) the funds to provide for each payment of principal of and interest on the Bonds prior to the scheduled receipt of taxes from the next succeeding tax collection may be invested in direct obligations of the United States of America maturing in time to make such payments when they are due or in other investments permitted by law; and (ii) any funds over and above the amount of such principal and interest payments on the Bonds may be used to reduce the next succeeding tax levy, or may, at the option of the County, be invested by purchasing the Bonds as permitted by and subject to Section 67.11(2)(a), Wis. Stats., in interest-bearing obligations of the United States of America, in other obligations of the County or in other investments permitted by law, which investments shall continue to be a part of the Debt Service Account.

(C) Remaining Monies. When all of the Bonds have been paid in full and cancelled, and all permitted investments disposed of, any money remaining in the Debt Service Account shall be

deposited in the general fund of the County, unless the County Board of Supervisors directs otherwise.

Section 6. Borrowed Money Fund. All monies received by the County upon the delivery of the Bonds to the purchaser thereof except for accrued interest and premium, if any, shall be deposited by the County Treasurer into a Borrowed Money Fund and such fund shall be maintained separate and distinct from all other funds of the County and shall be used for no purpose other than the purposes for which the Bonds are issued. Monies in the Borrowed Money Fund may be temporarily invested as provided in Section 66.04.(2), Wis. Stats. Any monies, including any income from permitted investments, remaining in the Borrowed Money Fund after the purposes for which the Bonds have been issued have been accomplished, and, at any time, any monies as are not needed and which obviously thereafter cannot be needed for such purposes shall be deposited in the Debt Service Account.

Section 7. No Arbitrage. All investments permitted by this resolution shall be legal investments, but no such investment shall be made in such a manner as would cause the Bonds to be "arbitrage bonds" within the meaning of Section 148 of the Internal Revenue Code of 1986, as amended (the "Code") or the Regulations of the Commissioner of Internal Revenue thereunder (the "Regulations"); and an officer of the County, charged with the responsibility for issuing the Bonds, shall certify as to facts estimates, circumstances and reasonable expectations in existence on the date of closing which will permit the conclusion that the Bonds are not "arbitrage bonds," within the meaning of said Code or Regulations.

Section 8. Persons treated as Owners; Transfer of Bonds. The County Clerk shall keep books for the registration and for the transfer of the Bonds. The person in whose name any Bond shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes and payment of either principal or interest on any Bond shall be made only to the registered owner thereof. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Bond to the extent of the sum or sums so paid.

Any Bond may be transferred by the registered owner thereof by surrender of the Bond at the office of the County Clerk, duly endorsed for the transfer or accompanied by an assignment duly executed by the registered owner or his attorney duly authorized in writing. Upon such transfer, the Chairperson and County Clerk shall execute and deliver in the name of the transferee or transferees a new Bond or Bonds of a like aggregate principal amount, series and maturity, and the County Clerk shall record the name of each transferee in the registration book. No registration shall be made to bearer. The County Clerk shall cancel any bond surrendered for transfer.

The County shall cooperate in any such transfer, and the Chairperson and County Clerk are authorized to execute any new Bond or Bonds necessary to effect any such transfer.

The fifteenth day of each calendar month next preceding each interest payment date shall be the record dates for the Bonds. Payment of interest on the Bonds on any interest payment date shall be made to the registered owners of the Bonds as they appear on the registration book of the County at the close of business on the corresponding record date.

Section 9. Compliance with Federal Tax Laws; Declaration of Intent Regarding Reimbursement. (a) The County represents and covenants that the projects financed by the Bonds and their ownership, management and use will not cause the Bonds to be "private activity bonds" within the meaning of Section 141 of the Code and that the County shall comply with the provisions of the Code to the extent necessary to maintain the tax-exempt status of the interest on the Bonds including, if applicable, the rebate requirements of Section 148(f) of the Code. The County Clerk or other officer of the County charged with the responsibility of issuing the Bonds shall provide an appropriate certificate of the County certifying that the County can and covenanting that it will comply with the provisions of the Code and Regulations.

(b) The County also covenants to use its best efforts to meet the requirements and restrictions of any different or additional federal legislation which may be made applicable to the Bonds provided that in meeting such requirements the County will do so only to the extent consistent with the proceedings authorizing the Bonds and the laws of Wisconsin, and to the extent that there is a reasonable period of time in which to comply.

(c) Pursuant to 26 CFR Section 1.103.18, the County declares its expectation to reimburse itself from the proceeds of the Bonds for expenditures relating to the projects described in the preamble to this resolution which it pays from other funds of the County prior to receipt of the proceeds of the Bonds.

Section 10. Designation as Qualified Tax-Exempt Obligations. The Bonds are hereby designated as "qualified tax-exempt obligations" for purposes of Section 265 of the Code relating to the ability of financial institutions to deduct from income for federal income tax purposes, interest expense that is allocable to carrying and acquiring tax-exempt obligations.

Section 11. Utilization of The Depository Trust Company Book-Entry-Only System. In order to make the Bonds eligible for the services provided by The Depository Trust Company, New York, New York ("DTC"), the County agrees to the applicable provisions set forth in the Letter of representations attached hereto as Exhibit B. The appropriate officers of the County are authorized and directed to execute such Letter of Representations, in

substantially the form attached hereto as Exhibit B, and deliver it to DTC on behalf of the County.

Section 12. Ratification of Official Notice of Sale. Any changes to the Official Notice of Sale required as a result of the change in the principal amount of the Bonds to be issued are hereby ratified and approved.

Section 13. Records. The County Clerk shall provide and keep a separate record book and shall record a full and correct statement of every step or proceeding had or taken in the course of authorizing and issuing these Bonds.

Section 14. Closing. The Chairperson and County Clerk are hereby authorized and directed to execute and deliver the Bonds to the purchaser thereof upon receipt of the purchase price. The Chairperson and County Clerk may execute the Bonds by manual or facsimile signature, but at least one of said officers shall sign the Bonds manually.

The officers of the County hereby are directed and authorized to take all necessary steps to close the bond issue as soon as practicable hereafter, in accordance with the terms of sale thereof, and said officers are hereby authorized and directed to execute and deliver such documents, certificates and acknowledgments as may be necessary or convenient in accordance therewith.

Dated this 22nd day of June, 1993.

Respectfully submitted,
Clarence Hintz, Chair
Roger Wrycza, County Clerk

Motion by Supervisor Hanson, second by Supervisor Purcell for the adoption.

Motion by Supervisor Stuart Clark, second by Supervisor Kaczmarek to amend the resolution by substituting the handout resolution which contained all of the amounts. Motion carried by voice vote. Amendment carried.

Jeff Belongia, Banc One Representative, provided the Board with the results of the sale of bonds.

Roll call vote revealed (25) ayes, (1) naye, Supervisor Erler, (3) excused, Supervisors Szymkowiak, Peterson, Holdridge. Resolution adopted.

PORTAGE COUNTY
BOND ISSUE
JUNE, 1993

SOURCE AND APPLICATION OF FUNDS

SOURCE:	
Bond Proceeds	$3,300,000
Investment Income (Estimated)	27,100
	$3,327,100
APPLICATION:	
Health Care Center Project	$1,160,000
MRF Project	2,100,000
Underwriter's Discount (Estimated)	49,000
Legal-Quarles & Brady	3,250
Financial Advisor Fee-BOCC	8,400
Moody's Rating Service	5,000
Sale Publication	50
Printing of Official Statement	1,000
CUSIP,MSRB & PSA	400
	$3,327,100

PORTAGE COUNTY, WISCONSIN

$3,300,000 General Obligation Capital Project Bonds

Sales Results

Firm	Net Interest Cost	Net Interst Rate
Kemper Securities	$2,085,567.40	5.25707%
Clayton Brown & Associates	2,089,713.51	5.2675
Harris Trust & Savings Bank	2,099,332.96	5.2917
Griffin, Kubik	2,100,521.04	5.2947
Robert W. Baird	2,101,547.39	5.2973
First Bank of Milwaukee	2,122,057.92	5.3490

BANC ONE.
BANC ONE CAPITAL CORPORATION
111 E. Wisconsin Avenue • Milwaukee, Wisconsin
414 765-2207

PORTAGE COUNTY, WISCONSIN
$3,300,000 G.O. CAPITAL PROJECT BONDS
SALES RESULTS

BOND PRODUCTION REPORT

DATED 6/15/1993
DELIVERY 7/14/1993

DATE	PRINCIPAL	BOND TYPE	B/Y	COUPON	YIELD	$PRICE	PRICED TO CALL	GROSS PRODUCTION
6/ 1/94	100,000.00	Standard	96	5.1000	2.9000	101.895		101,895.00
6/ 1/95	100,000.00	Standard	292	5.1000	3.2000	103.437		103,437.00
6/ 1/96	125,000.00	Standard	862	5.1000	3.5000	104.344		130,430.00
6/ 1/97	125,000.00	Standard	1158	5.1000	3.7000	105.013		131,266.25
6/ 1/98	125,000.00	Standard	1778	5.1000	3.9000	105.281		131,601.25
6/ 1/99	125,000.00	Standard	2523	5.1000	4.1000	105.173		131,466.25
6/ 1/ 0	125,000.00	Standard	3393	5.1000	4.3000	104.716		130,895.00
6/ 1/ 1	150,000.00	Standard	4587	5.1250	4.5000	104.103		156,154.50
6/ 1/ 2	150,000.00	Standard	5931	5.1250	4.7000	103.051		154,576.50
6/ 1/ 3	150,000.00	Standard	7425	5.1250	4.9000	101.740		152,610.00
6/ 1/ 4	150,000.00	Standard	9070	5.1250	5.0500	100.616		150,924.00
6/ 1/ 5	175,000.00	Standard	11183	5.1250	5.1500	99.773		174,602.75
6/ 1/ 6	175,000.00	Standard	13431	5.1250	5.2500	98.834		172,959.50
6/ 1/ 7	175,000.00	Standard	15874	5.1250	5.3500	97.809		171,165.75
6/ 1/ 8	200,000.00	Standard	18866	5.1250	5.4500	96.709		193,418.00
6/ 1/ 9	200,000.00	Standard	22059	5.1250	5.5000	96.055		192,110.00
6/ 1/10	200,000.00	Standard	25451	5.1250	5.5500	95.375		190,750.00
6/ 1/11	250,000.00	Standard	29941	5.1250	5.6000	94.670		236,675.00
6/ 1/12	250,000.00	Standard	34681	5.1250	5.6500	93.946		234,865.00
6/ 1/13	250,000.00	Standard	39672	5.2000	5.6500	94.659		236,647.50
	3,300,000.00							3,278,449.25

Prepared by BANC ONE CAPITAL CORPORATION

RUNDATE: 06-22-1993 @ 10:09:28 FILENAME: PORTAGE KEY: 93 - $3.3M

PORTAGE COUNTY, WISCONSIN
$3,300,000 G.O. CAPITAL PROJECT BONDS
SALES RESULTS

BOND PRODUCTION REPORT

Par Amount	3,300,000.00	
Production	-21,550.75	
Gross Production	3,278,449.25	99.3469470
Bond Insurance	0.00	0.0000000
Underwriters Discount	27,949.25	0.8469470
Average Take Down	0.00	0.0000000
Bid	3,250,500.00	98.5000000
Accrued	13,622.45	
Net to Issuer	3,264,122.45	
Gross Interest Cost	2,036,067.40	
+Net Discount	49,500.00	
Net Interest Cost	2,085,567.40	
N I C %	5.2570703	Using 98.5000000
Bond Years	39,671.667	
Average Coupon	5.132298	
Average Life	12.021717	

Prepared by BANC ONE CAPITAL CORPORATION

RUNDATE: 06-22-1993 @ 10:09:31 FILENAME: PORTAGE KEY: 93 - $3.3M

PORTAGE COUNTY, WISCONSIN
$3,300,000 G.O. CAPITAL PROJECT BONDS
SALES RESULTS

****
DEBT SERVICE SCHEDULE
****

DATE	PRINCIPAL	COUPON	INTEREST	PERIOD TOTAL	FISCAL TOTAL
6/ 1/94	100,000.00	5.100000	162,529.90	262,529.90	
12/ 1/94			82,003.13	82,003.13	344,533.02
6/ 1/95	100,000.00	5.100000	82,003.13	182,003.13	
12/ 1/95			79,453.13	79,453.13	261,456.25
6/ 1/96	125,000.00	5.100000	79,453.13	204,453.13	
12/ 1/96			76,265.63	76,265.63	280,718.75
6/ 1/97	125,000.00	5.100000	76,265.63	201,265.63	
12/ 1/97			73,078.13	73,078.13	274,343.75
6/ 1/98	125,000.00	5.100000	73,078.13	198,078.13	
12/ 1/98			69,890.63	69,890.63	267,968.75
6/ 1/99	125,000.00	5.100000	69,890.63	194,890.63	
12/ 1/99			66,703.13	66,703.13	261,593.75
6/ 1/ 0	125,000.00	5.100000	66,703.13	191,703.13	
12/ 1/ 0			63,515.63	63,515.63	255,218.75
6/ 1/ 1	150,000.00	5.125000	63,515.63	213,515.63	
12/ 1/ 1			59,671.88	59,671.88	273,187.50
6/ 1/ 2	150,000.00	5.125000	59,671.88	209,671.88	
12/ 1/ 2			55,828.13	55,828.13	265,500.00
6/ 1/ 3	150,000.00	5.125000	55,828.13	205,828.13	
12/ 1/ 3			51,984.38	51,984.38	257,812.50
6/ 1/ 4	150,000.00	5.125000	51,984.38	201,984.38	
12/ 1/ 4			48,140.63	48,140.63	250,125.00
6/ 1/ 5	175,000.00	5.125000	48,140.63	223,140.63	
12/ 1/ 5			43,656.25	43,656.25	266,796.88
6/ 1/ 6	175,000.00	5.125000	43,656.25	218,656.25	
12/ 1/ 6			39,171.88	39,171.88	257,828.13
6/ 1/ 7	175,000.00	5.125000	39,171.88	214,171.88	
12/ 1/ 7			34,687.50	34,687.50	248,859.38
6/ 1/ 8	200,000.00	5.125000	34,687.50	234,687.50	
12/ 1/ 8			29,562.50	29,562.50	264,250.00
6/ 1/ 9	200,000.00	5.125000	29,562.50	229,562.50	
12/ 1/ 9			24,437.50	24,437.50	254,000.00
6/ 1/10	200,000.00	5.125000	24,437.50	224,437.50	
12/ 1/10			19,312.50	19,312.50	243,750.00
6/ 1/11	250,000.00	5.125000	19,312.50	269,312.50	
12/ 1/11			12,906.25	12,906.25	282,218.75
6/ 1/12	250,000.00	5.125000	12,906.25	262,906.25	
12/ 1/12			6,500.00	6,500.00	269,406.25
6/ 1/13	250,000.00	5.200000	6,500.00	256,500.00	
12/ 1/13					256,500.00

Prepared by BANC ONE CAPITAL CORPORATION

RUNDATE: 06-22-1993 @ 10:09:44 FILENAME: PORTAGE KEY: 93 - $3.3M

PORTAGE COUNTY, WISCONSIN
$3,300,000 G.O. CAPITAL PROJECT BONDS
SALES RESULTS

DEBT SERVICE SCHEDULE

DATE	PRINCIPAL	COUPON	INTEREST	PERIOD TOTAL	FISCAL TOTAL
	3,300,000.00		2,036,067.40	5,336,067.40	
ACCRUED			13,622.45	13,622.45	
	3,300,000.00		2,022,444.95	5,322,444.95	

Dated 6/15/93 with Delivery of 7/14/93
Bond Years 39,671.667
Average Coupon 5.132296
Average Life 12.021717
N I C % 5.257070 % Using 98.5000000

Prepared by BANC ONE CAPITAL CORPORATION

RUNDATE: 06-22-1993 @ 10:09:58 FILENAME: PORTAGE KEY: 93 - $3.3M

RESOLUTION NO. 124-92-94-AMENDED
RE: DISPOSITION OF BORROWED FUNDS FOR
MRF CONSTRUCTION PROJECT

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, the Solid Waste Board presented Resolution No. 101, April 20, 1993 to the County Board which outlined the design of the MRF project; and

WHEREAS, the cost estimate for this design was projected to be in the $2,100,000 range; and

WHEREAS, the Solid Waste Board subsequently received lower competitive bids than originally estimated that firmed the project cost at a $2,000,000 range; and

WHEREAS, an amount of $2,100,000 was borrowed for this project in accordance with the cost range specified in Resolution No. 101 and in consideration of the Solid Waste Board's desire to redesign the project to add additional cold storage space; and

WHEREAS, the Finance Committee recommends that the original MRF design described in Resolution No. 101 be maintained limiting the cost range to $2,000,000.

NOW, THEREFORE, BE IT RESOLVED that the Portage County Board of Supervisors cap the MRF construction costs at $2,000,000.

BE IT FURTHER RESOLVED that the excess borrowed funds of $100,000 be designated as a contingency fund for the project and any use of the funds shall be reported to the County Board on a monthly basis.

Dated this 22nd day of June, 1993.

Respectfully submitted,
FINANCE COMMITTEE
Richard Purcell, Chair
Gordon Hanson
Anthony Kiedrowski
Stuart Clark
O. Philip Idsvoog

Motion by Supervisor Purcell, second by Supervisor Murphy for the adoption.

Clerk Wrycza stated that the vote indicated on the resolution was incorrect and informed the Board that the Finance Committee voted as follows: Purcell-aye, Stuart Clark-Naye, Hanson-aye, Idsvoog-aye, Kiedrowski-naye.

Chairman Hintz stated that if the Board only goes with the two million dollars for the project there would only be $4,400 left in the contingency fund which he felt would not be sufficient for such

a large project. Hintz stated that the Health care Center Project contingency is approximately $76,000 and felt this project should have a comparable contingency fund available.

Hanson stated that his figures indicated that there would be approximately $50,000 for the contingency fund.

Jerry Glad, Business Administrator, stated that Hanson's figure is an outdated figure and confirmed Hintz's amounts.

Supervisor Purcell stated that when the Finance Committee received the presentation they were told that the bids came in under what was anticipated and felt at that time the two million would cover the project sufficiently. Purcell stated that the Finance Committee also felt that to go beyond that figure at this point would be considered a re-design and that the whole Board should act on it. Purcell stated that he would like to see some type of control over the $100,000 in the Finance Committee area and added that he felt the Board has little control over what the Solid Waste Board does.

Supervisor Dodge stated that the information that was sent to the Finance Committee included not only the construction bids but also the equipment, engineering services, etc. Dodge stated that when the Solid Waste Board went to the Finance Committee they were prepared to report that some of the figures presented did not incorporate all of the estimated costs, but they were not given the opportunity to make any verbal presentation before they made their decision and cast their vote. Dodge stated that in correspondence she mailed to Board members she discussed the expansion of the unheated storage area and she thinks that is where the Finance Committee members became concerned. Dodge stated that because of the speediness of the meeting and time allotment of sending the information to the Finance Committee, they did not have all of their costs included. Dodge stated that the Solid Waste Board felt that if they could get the additional space for an equal amount of money, it would certainly be a value for the dollar. But Dodge stated that after calculations were made they discovered they did not include the sign for the front of the building, compaction testing costs, and other miscellaneous costs. She stated that when they realized that the costs were going up, they then said that if they could not put the cold storage in under the two million, they would certainly consider that a re-design of the facility and when they have a better idea on the cost of the building they would come back to the County Board for approval for any additional unheated storage space that they might be thinking about. Dodge stated that as of this date, the Board is not considering adding any square footage to the facility. Dodge outlined the outcome of the alternates that were chosen and deducted from the plans.

Supervisor Idsvoog stated that the point he made at the Finance Committee was that any modifications to the MRF project should be discussed on the County Board floor.

Supervisor Erler stated that she felt that County Board members should be required to look at all projects. Erler stated that since she has been on the County Board she has seen two projects develop that being the Health Care Center addition and the

MRF. Erler stated that she felt the Health Care addition received one-tenth the level of scrutiny that the MRF received. Erler added that it probably has a lot to do with where the money is coming from but as County Board members the projects themselves should be looked at and make a determination based on whether or not the money should be spent. Erler stated that when the Health Care Center bids came in substantially less and were brought before the Finance Committee they allowed them the additional money, but added that with the MRF they are saying that they cannot have the additional money. Erler stated that she felt there was a different level of scrutiny with the two projects at the Finance Committee and added that they should be handled in the same manner and judged equally.

Supervisor Murphy stated that the Health Care Center project was presented to the County Board on a monthly basis as to its status on the planning and the plans were presented and approved by the County Board but since there were no changes it has not had to be brought back to the County Board. Murphy stated that he felt the Health Care project received as much scrutiny as any other project.

Supervisor Erler stated that her point is not whether the project is justified but rather the level of scrutiny for the two projects. Erler stated that the Health Care Center project bids came in substantially below the original amount and were allowed the entire amount but when the MRF project bids came in below the original amount and when they requested the additional amount for contingency they were not given the same treatment.

Supervisor Niedbalski stated that the Solid Waste Board has been meeting and discussing the MRF project in every aspect possible to come up with the best possible plan and nothing has ever been taken lightly. Niedbalski stated that he did not feel the $100,000 being requested was "gravy on the top" but rather a contingency. Niedbalski stated that he could not conceivably see building a project of this type with only a less than one percent contingency.

Chairman Hintz stated that any dollars that are spent from a contingency fund on any project should be brought to the County Board and explained.

Supervisor Dodge stated that her proposal would be to come to the County Board with a monthly update on the project and added that she had no objections sharing with the County Board the activity of the contingency fund.

Motion by Supervisor Dodge, second by Supervisor Niedbalski to amend the Finance Committee's resolution with the resolution she provided in the mail which would allow for $2.1 million for the project with a $100,000 contingency fund.

Supervisor Purcell questioned the policy for the amendment and policy of presenting resolutions from the committee level and having the resolutions in the packet a few days in advance.

Roger Wrycza, County Clerk, stated that the County Board has a policy which states that resolutions have to be mailed out seven days in advance of the meeting otherwise any County Board

supervisor can object to the resolution being presented to the Board.

Supervisor Dodge stated that all she is doing is amending the language that was in the original resolution.

Clerk Wrycza stated that the amendment would not be necessary, all the Board would have to do is vote the original resolution down since the $2.1 million was already approved.

Supervisor Kiedrowski stated that he felt the MRF project was studied very carefully by the Solid Waste Board and with all of the added conditions of absolutely no outside storage we need the extra space and it should be brought in under the $2 million. Kiedrowski suggested changing the amendment in the last paragraph to read that the excess funds of $100,000 be used exclusively as a contingency fund and any excess be used as future debt service.

Supervisor Gifford stated that his view of the contingency fund is that it be used for unforeseen circumstances but not for additional storage space which would require further action by the County Board.

Supervisor Dodge agreed with Gifford on the definition of the contingency fund. Dodge withdrew her amendment based on the County Clerk's explanation.

Brian Formella, Corporation Counsel, stated that the other option is to amend the current resolution.

Supervisor Gifford stated that without the amendment, and if the Board defeats the resolution, the $2.1 will be available to be spent any way they prefer because the $100,000 would not be designated under the contingency fund.

Supervisor Steinke stated that the Board has approved the $2.1 but it did not specifically address the contingency fund issue but felt it should be included in the resolution.

Supervisor Niedbalski stated that to clarify the issue, the Solid Waste Board is asking for $2 million for the project with an additional $100,000 contingency fund.

Supervisor Dodge stated that her amendment would then amend the last paragraph of the resolution by deleting all the wording after the word "be" and replace it with the following: "designated as a contingency fund for the project and any use of the funds shall be reported to the County Board on a monthly basis."

Chairman Hintz stated that both the MRF and Health Care Center contingency fund spending should be brought to the County Board.

Roll call vote on the amendment revealed (20) ayes, (6) nayes, Supervisors Purcell, Stuart Clark, Erickson, Hanson, Winkler, Zdroik, (3) excused, Supervisors Szymkowiak, Peterson, Holdridge. Amendment approved.

Supervisor Purcell questioned if the Solid Waste Board has to come back to the County Board before they spend any money from the $100,000 contingency fund.

Wrycza stated that if they use any funds from contingency they need to report to the County Board on a monthly basis.

Chairman Hintz stated that the Health Care Center would have to report on the same basis.

Supervisor Purcell stated that he feels that with the MRF

there is no handle on how the money is spent and stated that he would like to see pre-approval on some of the projects rather than after the fact.

Roll call vote on the amended resolution revealed (23) ayes, (3) nayes, Supervisors Purcell, Stuart Clark, Zdroik, (3) excused, Supervisors Szymkowiak, Peterson, Holdridge. Resolution adopted.

RESOLUTION NO. 125-92-94
RE: SUPPORTING INCREASED SHERIFF'S FLEET ON AN 18 MONTH TRIAL BASIS

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, Portage County Sheriff's Department has presently 7 marked squads and 2 unmarked squads for the road patrol

WHEREAS, in case of a county-wide emergency this number of vehicles would not be sufficient to handle the emergency especially if 1, 2 or 3 of these vehicles were inoperable due to mechanical failure, accidents or other uses.

WHEREAS, the present system of purchasing new vehicles one year and selling them at a 50% depreciation the next is impractical and expensive to the county taxpayers.

WHEREAS, in the interest of efficiency, cost savings and service to the public of Portage County, a proposal has been submitted by Sheriff Borski to increase the fleet to 12 marked squads and 4 unmarked squads without any cost to Portage County taxpayers.

WHEREAS, the cost of this proposal will come from the 1993 budgeted amount for vehicles and the money that is in the Sheriff's non-lapsing vehicle fund.

WHEREAS, with the implementation of this proposal the taxpayers would receive an additional 1,100 hours of road patrol <u>without</u> any additional costs.

NOW, THEREFORE, BE IT RESOLVED, that the Portage County Board of Supervisors in legal session assembled goes on record in support of the increased fleet proposal on a trial basis for 18 months.

Dated this 22nd day of June, 1993.

Respectfully submitted,
LAW ENFORCEMENT/EMERGENCY GOVERNMENT COMMITTEE

James Clark, Chair	Stuart Clark
Jeanne Dodge	Richard Allen
Douglas Warner	

Motion by Supervisor Murphy, second by Supervisor Jakusz to deny the resolution.

Supervisor Murphy stated that he is requesting that the resolution be denied because this request of the Sheriff contradicts the policy that the County Board just adopted which addresses the use of County-owned equipment. Murphy stated that it has not been proven to him that it would be in the County's best interest to have squad cars parked all over town at private residences and therefore would not support the concept.

Clerk Wrycza stated that the Corporation Counsel indicated that there was a motion being made for approval.

Formella stated that any Supervisor has the right to speak against a motion but in order for the Board to act it requires a motion and a second to bring the resolution before the Board. Formella stated that the resolution cannot even come before the Board until it has a motion made and seconded for the adoption, and before that occurs there is technically nothing before the Board to deny or discuss.

Motion by Supervisor James Clark, second by Supervisor Kaczmarek for the adoption.

Sheriff Ron Borski presented his proposed plan to the entire County Board which would basically change the number of vehicles to include twelve marked cares, four un-marked cars, and one K-9 unit. Borski stated that with the additional vehicles they would be putting less mileage on each vehicle which would allow the County to keep them for a longer periods of time and felt it would be working the cars more efficiently in the long-run. Borski referred to costs involved with staff time to currently run the cars down to the Highway Department for servicing and added that with the new plan he would have those people in charge of their car be responsible for getting their vehicle in for servicing on their own time. Borski presented cost comparisons for the current plan vs his proposed plan which he felt would save funds in the long-run. Borski stated that his plan would provide extra patrol hours because as the employee is driving home they would be listening to the radio and if an incident occurs in the area he can respond to that emergency. Borski stated that they would not get paid for driving their car back and forth to work because that would be the trade for the privilege of having the vehicle. Borski stated that it is also a savings of time if employees do not have to go to the Law Enforcement center to obtain a vehicle if called in on an emergency. Borski also provided comparisons of vehicles with surrounding counties. Borski also presented his funding mechanism for this proposed plan.

Supervisor Steinke stated that the County Board approved a resolution concerning the use of County-owned equipment and added that if this plan was adopted it would have to be addressed as a special exception. Steinke stated that the costs of possible overtime would also have to be addressed.

Gerry Lang, Personnel Director, stated that it would have to be negotiated with the union concerning the hours and wages.

Sheriff Borski stated that he received a letter from the Union

and they are willing to negotiate the issue.

Supervisor Kiedrowski stated that he thinks the free time that is talked about needs to be addressed or negotiated.

Supervisor Murphy stated that four years ago when the jail was being built there was a study regarding the maintenance of vehicles and length of time that vehicles should be kept and it was determined that it was not economical to keep an emergency vehicle for 100,000 to 150,000 miles. Murphy stated that the longer you keep those vehicles the more you have to spend on maintaining and replacing parts and added that he did not feel it was economically sound. He also stated that some of the employees will not have a garage to house the vehicles. Murphy stated that he feels employees will feel they are doing the County a favor by taking the car home and will want to be compensated for it.

Supervisor Erler stated that she did not like the idea of monkeying around with a budget at mid-year and felt it would be more appropriate to look at a plan like this at budget time. Erler stated that it would allow more time to get a response from the unions on the issue.

Supervisor Idsvoog stated that the consensus of the Finance Committee was that this type of expenditure was inappropriate at this time of the fiscal year. Idsvoog stated that language needs to be spelled out specifically with the unions to avoid any problems for call-in pay and stated that with his experience in the past people have argued over minutes. He also added that he had concerns with the general operating principle of taking home any county-owned vehicle. Idsvoog stated that he also had concerns about doubling the size of the fleet when we won't know for sure for five years whether it is a good thing to do.

Supervisor Stuart Clark stated that this is a major shift of budget funds mid-year. Clark stated that the Sheriff's department ordered the eight cars and were going to equip them without even taking it to the Law Enforcement Committee or the Finance Committee and felt it was something the County Board should not take lightly. Clark stated he had some serious concerns about all of the dollar amounts there were being presented as well as all of the unanswered questions that need to be addressed and therefore could not support the issue at this time.

Supervisor James Clark stated that there was a presentation before the Law Enforcement Committee when Stuart Clark was excused from the meeting.

Supervisor Gifford questioned if the car was a taxable benefit and if it was something that was negotiable and how would it be dropped at a later date.

Sheriff Borski stated that a marked car is not a taxable benefit.

Supervisor Gifford stated that if it is a good idea it could be considered during the budget process.

Sheriff Borski stated that he felt more cars would allow for more visibility throughout the County which would be another asset.

Supervisor Hanson stated that he could not believe that you can maintain and run two cars cheaper than one car. Hanson stated

that if you look at the number of hours of patrol out in the County the issue of the seven days on and seven days off should be looked at. Hanson stated that he felt every employee should get themselves to work with their own vehicle.

Sheriff Borski provided a brief breakdown of the schedule and number of hours provided with the current schedule.

Supervisor Gifford questioned insuring the vehicles when the person is off for his seven days.

Sheriff Borski stated that the vehicle is assigned to two employees, the first one on duty for seven days and the other employee takes the car for the next seven days.

Supervisor Erler called for the question.

Roll call vote revealed (8) ayes, Supervisors Allen, Borham, Borski, Check, James Clark, Dodge, Erickson, Kaczmarek, (18) nayes, Supervisors Purcell, Stuart Clark, Butkowski, Erler, Gifford, Hanson, Idsvoog, Jakusz, Kiedrowski, Lewandowski, Murphy, Niedbalski, Steinke, Warner, Winkler, Zdroik, Zimdars, Hintz, (3) excused, Supervisors Szymkowiak, Peterson, Holdridge. Resolution lost.

Supervisor Dodge informed the Board that the Solid Waste Board should be breaking ground sometime in the first week of July and the department will notify the Board of the date and time.

RESOLUTION NO. 126-92-94
RE: FINAL RESOLUTION

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

BE IT FURTHER RESOLVED, by the County Board of Supervisors of Portage County, Wisconsin, now in Adjourned Session assembled that the Resolutions, Ordinances, and Motions adopted and carried at this meeting and all appropriations made and claims allowed at this meeting be and they are hereby ratified and confirmed in all respects by the Board.

Supervisor James Gifford

Motion by Supervisor Gifford, second by Supervisor Allen for the adoption.

Motion carried by voice vote. Resolution adopted.

Motion by Supervisor Gifford, second by Supervisor Borham to adjourn the meeting subject to the call of the Chair. Motion carried by voice vote.

STATE OF WISCONSIN)
) SS
COUNTY OF PORTAGE)

I, Roger Wrycza, County Clerk of said County, do hereby

certify that the above is a true and correct record of the Adjourned Session of the Portage County Board of Supervisors of Portage County, Wisconsin.

ROGER WRYCZA
Portage County Clerk

OFFICIAL PROCEEDINGS
of the
BOARD OF SUPERVISORS
of
PORTAGE COUNTY

July 20, 1993

Meeting was called to order by Chairman Clarence Hintz at Standing Rocks County Park.

Roll call taken by the Clerk as follows:

District 1, Alfred A. Lewandowski
District 2, Paul F. Kaczmarek
District 3, W. William Zimdars
District 4, Walter Jakusz
District 5, Paul A. Borham
Distrcit 6, Richard M. Purcell
District 7, James E. Clark
District 8, Jeffrey K. Murphy
District 9, Eugene G. Szymkowiak
District 10, Gordon M. Hanson
District 11, Joe Niedbalski
District 12, William H. Peterson
District 13, Margaret Cain Erler
District 14, James Gifford
District 15, Douglas Warner
District 16, O. Philip Idsvoog
District 17, Robert J. Steinke
District 18, Anthony B. Kiedrowski
District 19, Stuart Clark
District 20, Carrol Winkler
District 21, Richard E. Allen
District 22, Jeanne Dodge
District 23, Eugene Zdroik
District 24, Ronald J. Check
District 25, Jerome J. Borski
District 26, Donald J. Butkowski
District 27, John W. Holdridge
District 28, Leif E. Erickson
District 29, Clarence S. Hintz

Roll call taken by Clerk Roger Wrycza revealed (24) present (2) absent, Supervisors Warner and Check, (3) excused, Supervisors Erickson, Holdridge, Butkowski.

All present saluted the flag.

Chairman Hintz delivered the invocation.

(Enter Supervisor Check)

Motion by Supervisor Szymkowiak, second by Supervisor Kiedrowski to approve the minutes of the June County Board meeting.

Correspondence

Copy of editorial published in Stevens Point Journal regarding the Highway Department.

Memo regarding the annual report policy for department heads.

Thank you from Operation Bootstrap for use of office space.

WCA Legislative Update distributed to the County Board members.

Appointments

Motion by Supervisor Hanson, second by Supervisor Borham to approve the appointment of Joe Morton to the Housing Authority Board to replace Frank Strnad, who is ineligible to serve, for the balance of the term which expires September, 1996. Motion carried by voice vote.

Motion by Supervisor Steinke, second by Supervisor Idsvoog to approve the re-appointment of Patrick T. Casey to the Board of Adjustment for a three-year term expiring July, 1996. Motion carried by voice vote.

Unlimited Topics

Supervisor Purcell questioned the Sheriff concerning the fleet of cars.

Sheriff Borski stated that he is still attempting to keep the cars for a limited time to determine if his proposed plan could be feasible. Borski stated that he feels his department needs more cars to handle different situations and felt this was the best route to follow after considering many options. Borski added that he still wants to show the Board that this plan could work.

Supervisor James Clark stated that one of the major objections by the Board seemed to be taking the cars home to private residences and stated that they have modified the plan so that would not occur.

Sheriff Borski stated that marked squads will be stored in the garage when not in use and detectives will continue to take their cars home as they have in the past. Borski stated that detectives keep their specific equipment used in investigations within their own car and when called out they have the car and equipment readily available.

Supervisor Purcell questioned the trade-in value of the cars and possible loss if the cars are kept until the new year models are available.

Supervisor Dodge stated that at a Law Enforcement Committee meeting, Supervisor James Clark made a motion to sell the cars, take off the equipment, and trash the plan. But Dodge added that no one seconded the motion and then the Sheriff modified the plan to compensate for stated objections.

Supervisor Purcell stated that the entire County Board voted against the plan and added that he felt that action should be followed.

Supervisor Erler stated that she was very opposed to what is going on with the issue and added that she saw this as an attempt to significantly amend a budget at mid-year when the funds need to last all year long. Erler stated that it was her understanding

that the budget is already expected to have a deficit because of the juvenile incarceration program and with this program it will create an even greater deficit. Erler stated that the County Board voted against the plan and that it should not be attempted at this time.

Sheriff Borski stated that in reference to juvenile detention, they have worked it out to where anything that runs over budget this year is planned to be taken out of the contingency fund and any increase or decrease from that would come from a non-lapsing fund next year.

Supervisor James Clark stated that the Sheriff came to the Law Enforcement Committee with a modified plan and asked if he could have until December to give it a try. Clark added that technically we do not have to sell the cars until December and the Committee felt that since we already have the equipment on the cars we would give the Sheriff a chance to try to show the savings that he proposed would occur. Clark stated that once December comes and if there is no real evidence of a savings, then we would sell the cars. Clark added that there was a miscommunication between the Committee and the Sheriff because he thought he had the approval from Law Enforcement Committee to go ahead and the Committee wanted the Sheriff to go to Finance Committee and get their approval. Because of the miscommunication the additional equipment was purchased and since the cars are equipped we thought we would go ahead on a trial basis.

Sheriff Borski stated that the $38,000 would be borrowed from the non-lapsing vehicle purchase account which is used for purchasing vehicles for the Sheriff's Department and he would put the money back in that account next year which would have no financial impact on the budget.

Supervisor Idsvoog stated that his concerns are that the County now has some major problems as to how we are behaving procedurally. Idsvoog stated that there is a problem with the $18,000 expenditure before approval and also a problem with the concept that it is going to come out of the contingency fund because that decision has to be made by the Finance Committee and then the entire County Board. Idsvoog stated that we have taken our own rules and made a shambles out of them and felt the Board was capable of better behavior.

Supervisor James Clark stated that it was the intent to recommend to the Finance Committee to obtain the $18,000 from the contingency fund with some advise from Jerry Glad, Business Administrator. Clark added that the Finance Committee and the County Board does have the final decision on that issue.

Supervisor Hanson questioned what would happen if the Finance Committee denies the contingency fund request.

Supervisor James Clark stated that the equipment would have to be removed and sold to try to recover some of the costs.

Supervisor Peterson expressed concerns that more vehicles will require more shelter at a later date and then the County will be talking about building again.

Supervisor Erler stated that all department heads in this

County are subject to certain rules and with this practice we are sending a horrible message throughout the County to allow department heads to go totally outside of their budget at mid-year. Erler stated that her recollection was that last year the Sheriff's budget came in at approximately $170,000 in the red and it should not happen. Erler added that she felt the Sheriff should be required to immediately follow what the County Board voted on at the last meeting and if he still wants this program he should come forward during the budget process like all of the other department heads.

Jerry Glad, Business Administrator, sated that in 1992 the Sheriff's department did in fact have a sizable operating budget deficit well over $100,000 however it is not a reflection on the current Sheriff because he was not part of the administration.

Sheriff Borski stated that he would still like to borrow from the vehicle account this year and pay it back next year since he has no plans to purchase any vehicles next unless there would be an accident and a car would have to be replaced.

Supervisor Stuart Clark stated that a transfer of $18,000 would have to go through the Finance Committee and come before the entire County Board so at the next County Board meeting Supervisors have the opportunity to vote on the issue and have a final decision.

Chairman Hintz stated that he does not think it has ever happened where a department head has spent money without going through the right channels for approval.

Sheriff Borski stated that he felt when he got the OK from his Committee he thought they were telling him to go ahead with his plan.

Supervisor Steinke stated that procedurally this issue is way off course and Portage County has a reputation of being prudent with the budget and hoped the Board could get it back on course immediately.

ORDINANCE NO. 127-92-94
RE: ZONING ORDINANCE MAP AMENDMENT, WEST PROPERTY

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, Clifton West requests to amend the Portage County Zoning Ordinance so part of Section 34, T23N, R08E, Town of Plover, an area of approximately 2.781 acres be changed from A1 Exclusive Agricultural District to Agricultural District; and

WHEREAS, the Portage County Planning and Zoning Committee held a public hearing on the proposed amendment in the County Conference Room of the County-City Building on June 23, 1993 after due notices were published in the Stevens Point Journal. At said hearing all those who wished to be heard were heard and pertinent facts constituting the testimony were recorded; and

WHEREAS, the Portage County Planning and Zoning Committee after carefully considering the testimony, including the attached fact sheet at the June 23, 1993 meeting, has placed a recommendation with the County Board that the request be approved; and

WHEREAS, the proposed amendment, with the information furnished in the attached report and fact sheet, has been given due consideration by the County Board.

NOW, THEREFORE, BE IT RESOLVED, that the Portage County Board of Supervisors does ordain as follows: commencing at the E 1/4 corner of Section 34, T23N, R08E, which is the point-of-beginning (pob); thence S0°07'58"W 316.56 feet; thence N89°52'02"W 33 feet; thence N71°21'45"W 493.15 feet; thence N0°14'46"W 156.73 feet to the East-West Quarterline of Section 34; thence N89°45'14"E along said quarter line 501.7 feet to the (pob); being part of the NE 1/4 of the SE 1/4 of Section 34, T23N, R08E - Town of Plover, an area of approximately 2.781 acres is hereby changed from A1 Exclusive Agricultural District to Agricultural District.

Dated this 20th day of July, 1993.

Respectfully submitted,
PLANNING AND ZONING COMMITTEE
O. Philip Idsvoog, Chair
Leif Erickson
Robert Steinke
Ronald Check
John Holdridge

Motion by Supervisor Idsvoog, second by Supervisor Steinke for the adoption.
Motion carried by voice vote. Ordinance adopted.

ORDINANCE NO. 128-92-94
RE: ZONING ORDINANCE MAP AMENDMENT,
PORTAGE COUNTY PARKS PROPERTY

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, Portage County Parks requests to amend the Portage County Zoning Ordinance so parts of Sections 1 and 12, T24N, R08E, Town of Hull, an area of approximately 128.74 acres be changed from Agricultural District to Conservancy District; and

WHEREAS, the Portage County Planning and Zoning Committee held a public hearing on the proposed amendment in the County Conference Room of the County-City Building on June 23, 1993, after due notices were published in the Stevens Point Journal. At said hearing all those who wished to be heard were heard and pertinent facts constituting the testimony were recorded; and

WHEREAS, the Portage County Planning and Zoning Committee after carefully considering the testimony, including the attached fact sheet at the June 23, 1993 meeting, has placed a recommendation with the County Board that the request be approved; and

WHEREAS, the proposed amendment, with the information furnished in the attached report and fact sheet, has been given due consideration by the County Board.

NOW, THEREFORE, BE IT RESOLVED, that the Portage County Board of Supervisors does ordain as follows: parcel numbers 020-24-0801-12.01; 020-24-0801-12.02 and 020-24-0801-15; 020-24-0812-01.01; 020-24-0812-02.01; 020-24-0812-05.01; 020-24-0502; 020-24-0812-07.02; 020-24-0812-07.03; 020-24-0812-09.02 and a portion of 020-24-0812-09.01 all in Sections 1 and 12 of T24N, R08E - Town of Hull, an area of approximately 128.74 acres is hereby changed from Agricultural District to Conservancy District.

Dated this 20th day of July, 1993.

Respectfully submitted,
PLANNING AND ZONING COMMITTEE
O. Philip Idsvoog, Chair
Leif Erickson
Robert Steinke
Ronald Check
John Holdridge

Motion by Supervisor Peterson, second by Supervisor Gifford for the adoption.
Motion carried by voice vote. Ordinance adopted.

RESOLUTION NO. 129-92-94
RE: AUTHORIZING THE HIRING OF CONSULTANTS AND OBTAINING PROPERTY OPTIONS FOR DETERMINING THE FEASIBILITY OF A COUNTY INDUSTRIAL PARK

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, Portage County has identified a need to determine the market and financial feasibility of developing a County owned Industrial Park to assist with economic development and job creation programs in the County; and

WHEREAS, the Industrial Market Analysis for Portage County, prepared by Mooney LeSage Consulting, Ltd., identified a need for 175 to 300 additional industrial park acres over the next 20 years; and

WHEREAS, the leadership of the County Board and the Portage County Economic Development Corporation support the continued study and evaluation of the feasibility of a County Industrial Park and

this study requires that options be obtained on selected sites and that Phase II of the Mooney LaSage feasibility study be conducted on these sites.

NOW, THEREFORE, BE IT RESOLVED, that the County Board of Supervisors approves the hiring of a real estate broker to obtain options to purchase on property and contracting with Mooney LeSage Consultants, Ltd. at a total cost not to exceed $35,000.

BE IT FURTHER RESOLVED, that the Director of Planning and Zoning shall continue to serve as the County's Project Manager for this project, with the responsibility of hiring the necessary professionals to conduct the studies and coordinate presentation of the results and future recommendations to the Committee on Committees and County Board.

Dated this 20th day of July, 1993.

Respectfully submitted,
COMMITTEE ON COMMITTEES
Clarence Hintz, Chair
Richard Purcell
Stuart Clark

Motion by Supervisor Purcell, second by Supervisor Stuart Clark for the adoption.

Roll call vote revealed (25) ayes, (4) excused, Supervisors Warner, Butkowski, Erickson, Holdridge. Resolution adopted.

Appearances

Governor Tommy Thompson presented a check for $100,000 to Portage County as a grant to be used for modernization of the County's land records and spoke on various other issues. The Governor and his staff also participated in the annual County Board picnic.

RESOLUTION 130-92-94
RE: FINAL RESOLUTION

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

BE IT FURTHER RESOLVED, by the County Board of Supervisors of Portage County, Wisconsin, now in Adjourned Session assembled that the Resolutions, Ordinances, and Motions adopted and carried at this meeting and all appropriations made and claims allowed at this meeting be and they are hereby ratified and confirmed in all respects by the Board.

(s) Supervisor Douglas Warner

Motion by Supervisor Check, second by Supervisor Hanson for the adoption.

Motion carried by voice vote. Resolution adopted.

Motion by Supervisor Idsvoog, second by Supervisor Purcell to adjourn the meeting subject to the call of the Chair. Motion carried by voice vote.

STATE OF WISCONSIN)
) SS
COUNTY OF PORTAGE)

I, Roger Wrycza, County Clerk of said County, do hereby certify that the above is a true and correct record of the Adjourned Session of the Portage County Board of Supervisors of Portage County, Wisconsin.

ROGER WRYCZA
Portage County Clerk

OFFICIAL PROCEEDINGS
of the
BOARD OF SUPERVISORS
of
PORTAGE COUNTY, WISCONSIN

September 14, 1993

Meeting was called to order by Chairman Clarence Hintz. Roll call taken by the Clerk as follows:

District 1, Alfred A. Lewandowski
District 2, Paul F. Kaczmarek
District 3, W. William Zimdars
District 4, Walter Jakusz
District 5, Paul A. Borham
District 6, Richard M. Purcell
District 7, James E. Clark
District 8, Jeffrey K. Murphy
District 9, Eugene G. Szymkowiak
District 10, Gordon M. Hanson
District 11, Joe. Niedbalski
District 12, William H. Peterson
District 13, Margaret Cain Erler
District 14, James Gifford
District 15, Douglas Warner
District 16, O. Philip Idsvoog
District 17, Robert J. Steinke
District 18, Anthony B. Kiedrowski
District 19, Stuart Clark
District 20, Carrol Winkler
District 21, Richard E. Allen
District 22, Jeanne Dodge
District 23, Eugene Zdroik
District 24, Ronald J. Check
District 25, Jerome J. Borski
District 26, Donald J. Butkowski
District 27, John W. Holdridge
District 28, Leif E. Erickson
District 29, Clarence S. Hintz

Roll call taken by Clerk Roger Wrycza revealed (27) present, (2) excused, Supervisors Holdridge and Kaczmarek.

All present saluted the flag.

Supervisor Hanson delivered the invocation.

Motion by Supervisor Szymkowiak, second by Supervisor Steinke to approve the minutes of the July County Board meeting. Motion carried by voice vote.

Correspondence

Letter from Senator Zien regarding changing Wisconsin Statute 40.65, relating to the duty disability and death benefits for

protective occupation participants.

Letter from Consolidated Papers Foundation, Inc. including the third and final installment of $20,000 toward the $60,000 pledge for the new library.

Gilfry update for September 1993.

Memo from Clerk Wrycza informing Board members of the 1994 meal and mileage reimbursement rates.

Analysis of 1993-95 State Budget by the Wisconsin Counties Association.

Letter from Denise Hibbitts, Stevens Point Area Convention and Visitors Bureau, informing the Board that golfing is a popular sport for visitors coming to this area and asked the Board to take that into consideration when determining the course of leisure recreation development in Portage County.

Information concerning the Lake District proposal which the Board will be acting on at a later Board meeting.

Information for 1994 committee nominations for the Wisconsin County Mutual Insurance Corporation. Clerk Wrycza stated that any Board member interested in serving on these committees may obtain a nomination form from the County Clerk's office.

Supervisor Winkler thanked the Board members for the cards and gifts that were sent to his family during their recent stays in the hospital.

Committee Referrals

Chairman Hintz stated that due to some additional information that was made available concerning the Kaminski rezoning petition he would recommend that it be referred back to Committee.

Motion by Supervisor Stuart Clark, second by Supervisor Borham to refer the Kaminski rezoning petition back to the Planning and Zoning Committee. Motion carried by voice vote.

Motion by Supervisor Murphy, second by Supervisor Hanson to deny the claim of Steven and Bonnie Skornia vs Portage County in the amount of $50,000. The claimants allege that Portage County failed to enforce local zoning and sanitary ordinances in permitting certain residences to be built in a flood area and this negligence caused substantial damage to the home of the claimants. Motion carried by voice vote.

Motion by Supervisor Stuart Clark, second by Supervisor Peterson to refer to the Corporation Counsel the notice of claim of Anthony Skibba. Claimant alleges that a Deputy Sheriff took approximately $2,000 from the vehicle of the claimant when he was arrested for OWI on May 7, 1993 and the money has not been returned. Motion carried by voice vote.

Motion by Supervisor Steinke, second by Supervisor Idsvoog to deny the claim of Frederick J. Strauss in the amount of $2,531.07. Claimant alleges that the Clerk of Courts office was negligent in sending out notices of a trial causing the claimant to incur expenses as stated. Motion carried by voice vote.

Motion by Supervisor Check, second by Supervisor Gifford to deny the claim of Andrew and Adele Domsody in the amount of $50,000. Claimants allege that Portage County failed to enforce

local zoning and sanitary ordinances in permitting certain residences to be built in a flood area and this negligence caused substantial damage to the home of the claimants. Motion carried by voice vote.

Supervisor Butkowski questioned why the claims were not referred to the Corporation Counsel.

Clerk Wrycza stated that a certain procedure had to be followed as pertains to claims and therefore it must be denied, and notices of claims must be referred to Corporation Counsel.

Appointments

Motion by Supervisor Allen, second by Supervisor Stuart Clark to approve the appointment of Tom Burns to the Housing Authority Board for a five-year term expiring September 1998 to replace Allen Torbenson. Motion carried by voice vote.

Exchange of Committee Assignments

Motion by Supervisor Hanson, second by Supervisor Warner to approve the following exchange of committee assignments: Ron Check from the Highway Committee to the Space & Properties Committee and Robert Steinke from the Space & Properties Committee to the Highway Committee. Motion carried by voice vote.

Unlimited Topics

Gene Edwards, Solid Waste Administrator, updated the Board on the progress of the MRF project.

Supervisor Szymkowiak introduced Stacey Szymkowiak as one of the participants of the Leadership seminar sponsored by SPASH.

Supervisor Butkowski asked for all Board members to receive the rough draft of the proposed ethics code.

Chairman Hintz stated that he would see to it that all Board members received a copy of the proposed ethics code.

Supervisor Butkowski stated that he had many concerns about the high groundwater issue in Portage County and how the Board was handling the concerns that have been raised by citizens. Butkowski stated that the high groundwater problem is far from over in Portage county and reported that there is still water in many basements and basements that had started to become dry are taking in water again with the recent wet weather. Butkowski stated that the high groundwater creates all types of potential problems which include structural, safety, groundwater contamination, and health related problems. Butkowski stated that he felt new procedures need to be developed to give new home buyers fair warning about potential high groundwater problems. Butkowski stated that he had concerns about the lack of leadership by the County Board and its lack of ability to create a task force regarding high water problems for this County. Butkowski stated that he asked that the task force be created by the County Board Chairman in conjunction with the County Planner, John Holdridge, Mike Carder, and he himself to be members on the task force. Butkowski stated that the County Board Chairman indicated that a task force was not necessary

and that this type of problem usually occurs only every fifty years. Butkowski stated that this response made him feel that other issues, such as a County industrial park, were more important. Butkowski stated that he felt the County has a moral and ethical obligation to work on these problems for the citizens of Portage County. Butkowski also questioned the Planning & Zoning Department functions and what they are doing to prevent future problems since he has observed new building in potential problem areas. Butkowski requested a detailed report from Planning & Zoning outlining what action has been taken up to this date. Butkowski also requested the County Board leadership to follow-up and appoint a task force to study high groundwater problems and future solutions.

Chairman Hintz stated that he did not appoint a task force because the County Board already has a Planning and Zoning Committee that controls and oversees this issue. Hintz stated that these problems were caused by an act of God and it might not happen for another fifty years but it could happen next year. Hintz stated that people west of the river had to plan for instances like this and the people in Hull did not plan properly. Hintz stated that the more subdivisions allowed the more problems that will occur.

Supervisor Szymkowiak stated that sometimes funds are available for failing septic systems through the Wisconsin Fund. Szymkowiak stated that since construction is still taking place it might be suggested that people look at installing drain tile, sump pumps, etc. Szymkowiak stated that homeowners need to take some responsibility and not solely depend on county officials to lead the way.

Supervisor Butkowski stated that the idea of the task force is to pursue solutions for the future and added that Planning and Zoning is overwhelmed with many issues and there are citizens and county supervisors that could get involved with this issue. Butkowski stated that we need to address the issue of how to get the information that is available in Planning and Zoning to a potential land and home buyer to warn them of possible problems.

Charles Kell, County Planner, stated that the water problem has pretty much gone away except for the Emerald Forest and Stroik Subdivision. Kell stated that most of the septic systems are now meeting the state codes. Kell added that he has been in contact with the Town of Hull Board concerning the issue and up to now they are more concerned about solving their surface water flooding problems and then they will look at some of the groundwater issues. Kell stated that he has scheduled a meeting with the Towns Association to discuss planning development ramifications as concerns the groundwater problems and try to get some feedback from the Town Chairmen and how they might want to address this issue. Kell stated that based on the County's past development policies and ordinances we have hundreds and hundreds of lots that are potentially subject to the problems that have occurred so there is the potential for many homeowners to be affected if the County changes its policies. Kell added that his department has received

several plats and developments similar to Emerald Subdivision and they have put warning signs on the maps and deeds to make potential buyers aware of the soil conditions and possible problems. Kell stated that some things have been done and there are many tough issues and major decisions that have to be made concerning the problems but right now we are trying to collect data to better study it. Kell added that he will try to update the County Board again next month.

Supervisor Erler questioned if this information is something that would be available with the new GIS system for future potential development.

Kell stated that the GIS will help but the individual needs to come in to request to look at the different types of information. Kell added that you need to go beyond the soil survey and actually go into the borings that were done on the site to really know the characteristics of the property and sometimes that is not done until someone is already asking for a building permit.

Supervisor Idsvoog stated that many times when a request comes before the Planning and Zoning Committee and the data indicates that you should not build in the area, the Committee receives pressure from the municipality in question to pass the request and allow the development and he questioned how the County Board will deal with this type of pressure.

Supervisor Butkowski stated that these types of problems will only become more severe because all of the best buildable land is being used and we are now moving in to more marginal building areas and therefore the County Board needs to re-evaluate the whole policy in this area.

Supervisor Kiedrowski stated that the County already has some pretty stringent State rules to follow and reminded Board members that he has been telling the Board not to allow five and ten-acres minimum lots on our best buildable property in the County.

Supervisor Butkowski stated that potential buyers and developers are entitled to the information that is available in the Planning and Zoning Department and we need to have a plan to get it to them before any building takes place.

Kell stated that Butkowski hit the nail on the head, but unless it is requested there is no way at this time to get that information to some potential buyers because they rely on the realtor and if the realtor does not request it just does not get conveyed. Kell stated that they are going to approach the Board of Realtors on possibly including some of the information with their listings. Kell added that the Town of Hull problem is very serious and they are monitoring and studying the issue and will be reporting back to the County Board next month.

Supervisor Dodge informed the Board that the landfill had erosion problems and that the County has received FEMA funding to handle the situation.

Sandra Smolen, Emergency Government Director, stated that the County will be receiving approximately $100,000 of FEMA funding for different types of problems. Smolen added that fresh water is

available in the Town of Hull.

Supervisor Peterson informed Board members of the Ice Age Trail hike-a-thon to be held on October 2, 1993.

ORDINANCE NO. 131-92-94
RE: ZONING ORDINANCE MAP AMENDMENT, STROIK PROPERTY

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, Margaret A. Stroik requests to amend the Portage County Zoning Ordinance so part of Section 21, T25N, R9E, Town of Sharon, an area of approximately 10 acres be changed from A1 Exclusive Agricultural District to A2 Agricultural Transition.

WHEREAS, the Portage County Planning and Zoning Committee held a public hearing on the proposed amendment in the County Conference Room of the County-City Building on July 28, 1993 after due notices were published in the Stevens Point Journal. At said hearing all those who wished to be heard were heard and pertinent facts constituting the testimony were recorded; and

WHEREAS, the Portage County Planning and Zoning Committee after carefully considering the testimony, including the attached fact sheet at the July 28, 1993 meeting, has placed a recommendation with the County Board that the request be approved; and

WHEREAS, the proposed amendment, with the information furnished in the attached report and fact sheet, has been given due consideration by the County Board.

NOW, THEREFORE, BE IT RESOLVED, that the Portage County Board of Supervisors does ordain as follows: commencing at the SW Section corner of Section 21, T25N, R09E which is the point-of-beginning (pob), thence N04°41'48"E 264.72 feet, thence N00°45'55"E 532.09 feet, thence S86°32'05"E 763.67 feet, thence S00°45'55"W 447.04 feet, thence N86°32'05"W 500 feet, thence S00°45'55"W 350 feet, thence the N86°32'05W 281.84 feet which is the pob, being part of the SW 1/4 of the SW 1/4 of Section 21, T25N, R09E, Town of Sharon, an area of 10 acres is hereby changed from A1 Exclusive Agricultural District to A2 Agricultural Transition District.

Dated this 14th day of September, 1993.

Respectfully submitted,

PLANNING AND ZONING COMMITTEE
O. Philip Idsvoog, Chair
Leif Erickson
Robert Steinke
Ronald Check
John Holdridge

Motion by Supervisor Idsvoog, second by Supervisor Check for the adoption.

Roll call vote revealed (27) ayes, (2) excused, Supervisors Holdridge and Kaczmarek. Ordinance adopted.

ORDINANCE NO. 132-92-94
RE: ZONING ORDINANCE MAP AMENDMENT, MANOCK PROPERTY

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, Daniel G. and Susan Manock request to amend the Portage County Zoning Ordinance so part of Section 30, T21N, R09E, Town of Almond, an area of approximately 39.91 acres be changed from A1 Exclusive Agricultural District to Agricultural District; and

WHEREAS, the Portage County Planning and Zoning Committee held a public hearing on the proposed amendment in the County Conference Room of the County-City Building on July 28, 1993 after due notices were published in the Stevens Point Journal. At said hearing all those who wished to be heard were heard and pertinent facts constituting the testimony were recorded; and

WHEREAS, the Portage County Planning and Zoning Committee after carefully considering the testimony, including the attached fact sheet at the July 28, 1993 meeting, has placed a recommendation with the County Board that the request be approved; and

WHEREAS, the proposed amendment, with the information furnished in the attached report and fact sheet, has been given due consideration by the County Board.

NOW, THEREFORE, BE IT RESOLVED, that the Portage County Board of Supervisors does ordain as follows: Gov't Lot 27 of Section 30, T21N, R09E, Town of Almond, an area of approximately 39.91 acres is hereby changed from A1 Exclusive Agricultural District to Agricultural District.

Dated this 14th day of September, 1993.

Respectfully submitted,

PLANNING AND ZONING COMMITTEE
O. Philip Idsvoog, Chair
Leif Erickson
Robert Steinke
Ronald Check
John Holdridge

Motion by Supervisor Stuart Clark, second by Supervisor Steinke for the adoption.

Roll call vote revealed (27) ayes, (2) excused, Supervisors

Holdridge and Kaczmarek. Ordinance adopted.

ORDINANCE NO. 133-92-94
RE: ZONING ORDINANCE MAP AMENDMENT, SMITH PROPERTY

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, Susan and Leslie A. Smith request to amend the Portage County Zoning Ordinance so part of Section 12, T24N, R06E, Town of Carson, an area of approximately 2 acres be changed from Agricultural District to A1 Exclusive Agricultural District; and

WHEREAS, the Portage County Planning and Zoning Committee held a public hearing on the proposed amendment in the County Conference Room of the County-City Building on July 28, 1993 after due notices were published in the Stevens Point Journal. At said hearing all those who wished to be heard were heard and pertinent facts constituting the testimony were recorded; and

WHEREAS, the Portage County Planning and Zoning Committee after carefully considering the testimony, including the attached fact sheet at the July 28, 1993 meeting, has placed a recommendation with the County Board that the request be approved; and

WHEREAS, the proposed amendment, with the information furnished in the attached report and fact sheet, has been given due consideration by the County Board.

NOW, THEREFORE, BE IT RESOLVED, that the Portage County Board of Supervisors does ordain as follows: Lot 1 of CSM #2014-7-172/Parcel Number 012-24-0612-16.01 being part of the E 1/2 of the SE 1/4 of Section 12, T24N, R06E, Town of Carson an area of 2 acres is hereby changed from Agricultural District to A1 Exclusive Agricultural District.

Dated this 14th day of September, 1993.

Respectfully submitted,
PLANNING AND ZONING COMMITTEE
O. Philip Idsvoog, Chair
Leif Erickson
Robert Steinke
Ronald Check
John Holdridge

Motion by Supervisor Erickson, second by Supervisor Steinke for the adoption.

Roll call vote revealed (26) ayes, (2) excused, Supervisors Holdridge and Kaczmarek, (1) abstained, Supervisor Murphy. Ordinance adopted.

RESOLUTION NO. 134-92-94
RE: PORTAGE COUNTY EMERGENCY OPERATIONS PLAN (EOP)

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, Wisconsin Statute 166.03(4)(a) requires the governing body of each county, town, and municipality to adopt an effective program of emergency government, consistent with the state plan; and

WHEREAS, pursuant to Wisconsin Statute 166.03(2)(a) 1, the Adjutant General, Department of Military Affairs, did on March 1, 1992 with the approval of the Governor promulgate General Change Order No. 6 to the State Plan entitled "Wisconsin Emergency Management Plan"; and

WHEREAS, this General Change Order No. 6 also states that the Basic Plan to an emergency operations plan and reflects Wisconsin's endorsement of the Federal Integrated Emergency Management System (IEMS) concept; and

WHEREAS, General Change Order No. 6 also states that the Basic Plan and its 14 functional annexes will be an all-hazards approach to emergency management and will replace the Wisconsin Emergency Management Plan.

NOW, THEREFORE, BE IT RESOLVED, that the Portage County Emergency Operations Plan is hereby adopted as the official program of Portage County for emergency government; and

BE IT FURTHER RESOLVED, that copies of this resolution shall, upon adoption, be sent to the County Emergency Government Director, Regional Director, and Administrator for the State Division of Emergency Government.

Dated this 14th day of September, 1993.

Respectfully submitted,
LAW ENFORCEMENT/EMERGENCY GOVERNMENT COMMITTEE

James Clark, Chair	Stuart Clark
Jeanne Dodge	Douglas Warner
Richard Allen	

Motion by Supervisor Dodge, second by Supervisor Allen for the adoption.

Sandra Smolen, Emergency Government Director, stated that this plan replaces a similar plan that the County Board adopted four years ago and has been updated to meet the state mandates.

Roll call vote revealed (27) ayes. Resolution adopted.

ORDINANCE NO. 135-92-94
RE: ESTABLISHMENT OF A SPEED ZONE ON COUNTY TRUNK HIGHWAY I, TOWN OF SHARON, PORTAGE COUNTY, STATE OF WISCONSIN

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

The County Board, County of Portage, does ordain as follows:

Section 1. A traffic and engineering investigation having been made on the following described highway, the maximum permissible speed at which vehicles may be operated on said highway which speed is herewith established as reasonable and safe pursuant to Sections 346.57 and 349.11, Wisconsin Statutes, Laws of 1987, shall be as set forth herein, subject to the erection of standard signs giving notice thereof.

CTH "I", TOWN OF SHARON

a. 45 miles per hour for all vehicles from its intersection with County Highway "Z", northerly to its intersection with County Highway "OO", a distance of 1.5 miles.

Section 2. Any person violating any provision of this ordinance may be required to forfeit not less than $30 nor more than $300.

Section 3. Any and all ordinances in conflict with this ordinance are hereby repealed.

Dated this 14th day of September, 1993.

Respectfully submitted,

HIGHWAY COMMITTEE
John Holdridge, Chair
James Clark
Carrol Winkler
Gordon Hanson
Ronald Check

Motion by Supervisor Hanson, second by Supervisor Winkler for the adoption.

Roll call vote revealed (27) ayes. Ordinance adopted.

Clerk Wrycza stated that the addendum regarding the new staff request for two correction officers was mailed out contingent upon the approval of the Personnel and Finance Committee and since they did not approve the positions the resolution needs to be withdrawn from consideration by the County Board.

Motion by Supervisor Hanson, second by Supervisor Purcell to withdraw the resolution. Motion carried by voice vote.

Captain Evan Hansen, Portage County Sheriff's Department Corrections Division, stated that the Sheriff's Department asked the Personnel Committee to reinstate these two positions that were

lost last year. Hansen stated that even though they have been denied they still feel it is a very important issue as concerns the operation of the jail. Hansen stated that the jail has worked very hard to increase the revenues and have taken in enough out-of-county revenue to fund these positions until the end of the year. Hansen asked that these positions still be considered for the remainder of 1993.

Clerk Wrycza stated that the resolution cannot be considered because the Committees did not approve the positions.

Brian Formella, Corporation Counsel, stated that since the County Board has already voted to withdraw the resolution it is no longer available for action.

Chairman Hintz stated that if the Personnel and Finance Committees had approved the positions then it would have been valid to be brought before the County Board.

Clerk Wrycza stated that the addendum was mailed out with the stipulation that it had to be approved by Personnel and Finance in order for the County Board to take any action.

Supervisor James Clark stated that he believed the County Board could override action by a specific committee and act on a resolution.

Clerk Wrycza stated that these positions will be included in next month's packet with the resolution regarding new positions for 1994 and the Board will have the opportunity to take action at that time.

Supervisor Butkowski asked why the positions were denied by Personnel and Finance.

Supervisor Steinke stated that the Committees looked at the whole funding picture and felt there were other positions that also needed to be considered.

Supervisor Purcell stated that the Committees took an overview of the Sheriff's spending habits for 1993 and found that the overall budget will have a deficit and felt any revenues that were taken in by that department should be applied to the 1993 spending deficit.

Supervisor James Clark stated that he felt it was a betrayal of the County Board to deny these positions. Clark stated that the conditions of approval for these positions was to man the jail at a certain percentage and that has been done. Clark stated that he disagreed with the reasoning by Supervisor Purcell and his analysis of the situation. Clark stated that Captain Hansen has been very creative in creating sufficient revenue for these positions and now the County is denying his efforts. Clark stated that he felt the County cannot run departments like the jail and human services on a fixed budget. He added that we have been getting great cooperation concerning this issue and felt bad that we could not grant these positions.

Supervisor Erler stated that the two Committees did approve the positions for 1994, one with no strings attached, and the other approved in the event that the Sheriff's Department could find funds to pay for it. Erler stated that Captain Hansen has shown efforts and the ability to create revenue and that was taken into

consideration when looking at the positions for 1994.

Supervisor Gifford stated that although he agreed that something should be done with ongoing deficits in the Sheriff's Department, he did not think getting revenue from the jail was the way to follow. Gifford stated that Captain Hansen has made extreme efforts to raise revenues to fund these positions and something should be considered. Gifford questioned procedure on whether the Board could act on the positions.

Supervisor Hanson stated that the joint committees spent over three hours discussing the new positions requests to come up with the best decisions to meet the problems of a number of departments and looked at the whole County budget picture. Hanson reminded the Board that the County has to work with the restraints by the State with regard to certain budget freezes and that has to be taken into consideration. Hanson stated that the Sheriff's department is looking at a deficit for 1993 and felt that any extra revenues should be used to offset the department budget.

Supervisor Murphy stated that the Sheriff put his department in the deficit situation with the squad car issue and that it is unfortunate that the jail division has to suffer because of that incident. Murphy stated that he agreed that Captain Hansen has done what he was asked to do and that was to generate revenue but that when the Sheriff created such a department deficit those efforts have to be put to a different use than intended. Murphy stated that he felt it was not the fault of the Personnel and Finance Committees for denial of the positions but rather the Sheriff's budget deficit.

Supervisor James Clark stated that prior to the situation the County Board told the Sheriff's Department that if they housed the jail at a certain percentage the County would restore those positions and now we are not going to come through with that agreement.

Supervisor Dodge reminded the Board that several years ago the jail inspector and the DMG study recommended the addition of the corrections officers. Dodge stated that the County Board is not dealing with the liability issue, the burn-out, and the stress and sick leave because of understaffing. Dodge stated that she felt the Board has to look at this issue.

Supervisor Gifford recommended to Captain Hansen to take the policy with a grain of salt and hope the Sheriff does not create another budget deficit which might jeopardize his staffing issue again at a later date. Gifford stated that the jail has been generating revenues and now we are not giving him the staff.

Chairman Hintz stated that the Committee will have to look at the whole issue and if Captain Hansen generates enough revenue to fund the position then it should be allowed.

Supervisor James Clark stated that the jail has raised the revenue to fund the positions and felt the budget deficit and staffing the jail should be looked at as two separate issues.

Supervisor Erler stated that the Sheriff's Department was told that if they generate enough revenues the positions would be considered and they were for 1994. Erler added that all

departments run on a January to January budget year and felt the Sheriff should also follow that schedule.

Supervisor Gifford stated that he would like it on the record that Chairman Hintz has recommended that jail revenues will first be used to fund the second position and not applied toward other possible budget deficits.

Chairman Hintz stated that he would like the Committees to look at that procedure.

Supervisor Szymkowiak stated that it is an assumption but an issue like that would have to be voted on by the Committees and County Board.

Chairman Hintz stated that the Board will be looking at these positions again next month.

RESOLUTION NO. 136-92-94
RE: DOG CLAIMS

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WE, the members of your committee on dog claims, have met and pursuant to Section 174.11 of the Wisconsin Statutes have allowed the following claims:

Date	Name	Description	Asked	Allowed
7-20-93	Leo Trzebiatowski 1534 Edgewood Rd. Custer, WI 54423 Town of Sharon	1 steer calf @ $300 each killed by stray dog	$300	$300

THEREFORE, BE IT RESOLVED, that the above claims be paid.

Dated this 14th day of September, 1993.

Respectfully submitted,
AGRICULTURE & EXTENSION EDUCATION COMMITTEE
Eugene Zdroik, Chair
James Gifford
William Peterson
Richard Allen
Paul Kaczmarek

Motion by Supervisor Zdroik, second by Supervisor Allen for the adoption.

Roll call vote revealed (26) ayes, (3) excused, Supervisors Peterson, Holdridge, and Kaczmarek. Resolution adopted.

RESOLUTION NO. 137-92-94 - WITHDRAWN
RE: NEW STAFF REQUEST - (2) CORRECTIONS OFFICERS

Resolution withdrawn for consideration for lack of approval by Personnel and Finance Committees.

RESOLUTION NO. 138-92-94
RE: FINAL RESOLUTION

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

BE IT FURTHER RESOLVED, by the County Board of Supervisors of Portage County, Wisconsin, now in Adjourned Session assembled that the Resolutions, Ordinances, and motions adopted and carried at this meeting and all appropriations made and claims allowed at this meting be and they are hereby ratified and confirmed in all respects by the Board.

(s) Supervisor Gordon Hanson

Motion by Supervisor Hanson, second by Supervisor Borski for the adoption.
Motion carried by voice vote. Resolution adopted.

Motion by Supervisor Hanson, second by Supervisor Szymkowiak to adjourn the meeting subject to the call of the Chair. Motion carried by voice vote.

STATE OF WISCONSIN)
) SS
COUNTY OF PORTAGE)

I, Roger Wrycza, County Clerk of said County, do hereby certify that the above is a true and correct record of the Adjourned Session of the Portage County Board of Supervisors of Portage County, Wisconsin.

Roger Wrycza
Portage County Clerk

OFFICIAL PROCEEDINGS
of the
BOARD OF SUPERVISORS
of
PORTAGE COUNTY, WISCONSIN

October 19, 1993

Meeting was called to order by Chairman Clarence Hintz. Roll call taken by the Clerk as follows:

District 1, Alfred A. Lewandowski
District 2, Paul F. Kaczmarek
District 3, W. William Zimdars
District 4, Walter Jakusz
District 5, Paul A. Borham
District 6, Richard M. Purcell
District 7, James E. Clark
District 8, Jeffrey K. Murphy
District 9, Eugene G. Szymkowiak
District 10, Gordon M. Hanson
District 11, Joe Niedbalski
District 12, William H. Peterson
District 13, Margaret Cain Erler
District 14, James Gifford
District 15, Douglas Warner
District 16, O. Philip Idsvoog
District 17, Robert J. Steinke
District 18, Anthony B. Kiedrowski
District 19, Stuart Clark
District 20, Carrol Winkler
District 21, Richard E. Allen
District 22, Jeanne Dodge
District 23, Eugene Zdroik
District 24, Ronald J. Check
District 25, Jerome J. Borski
District 26, Donald J. Burkowski
District 27, John W. Holdridge
District 28, Leif E. Erickson
District 29, Clarence S. Hintz

Roll call taken by Clerk Roger Wrycza revealed (28) ayes, (1) absent, Supervisor Check.

All present saluted the flag.

Supervisor Kiedrowski delivered the invocation.

Motion by Supervisor Jakusz, second by Supervisor Szymkowiak to approve the minutes of the September County Board meeting. Motion carried by voice vote.

Correspondence

Letter from the Wisconsin Counties Association appointing the following Supervisors to various committees: Walter Jakusz to the

WCA Personnel and Labor Relations Steering Committee, James Gifford to the WCA Environment and Land Use Steering Committee, Paul Borham to the WCA Health and Human Services Steering Committee, Douglas Warner to the WCA Judicial and Public Safety Steering Committee.

WCA Legislative Update distributed to the County Board members.

Copy of Stevens Point Journal Editorial distributed to the County Board members.

Certificate of appreciation awarded to Allen O. Torbenson for five years of service to Portage County as a member of the Housing Authority Board.

Award from the Department of Interior, National Park Service, to Portage County and municipalities for their accomplishments on the Green Circle Project.

Supervisor Zdroik introduced Tom Blewett as the new Business and Resource Agent for Portage County.

Tom Blewett provided the Board members with background information.

Committee Referrals

Clerk Wrycza stated that these referrals were acted on at the September Board meeting but were not on the agenda and for legality reasons they are now listed on the agenda.

Motion by Supervisor Peterson, second by Supervisor Gifford to deny the claims of Andrew and Adele Domsody in the amount of $50,000 and Frederick J. Strauss in the amount of $2,531.07. Motion carried by voice vote.

Annual Report

Motion by Supervisor Jakusz, second by Supervisor Borski to approve the Veterans Service Annual Report. Motion carried by voice vote.

(Enter Supervisor Check)

Unlimited Topics

Chuck Kell, County Planner, provided the Board with the Tomorrow River Priority Watershed Project Update. Kell stated that the DNR funds water quality programs to protect priority watersheds in the state, and Portage County and Waupaca County have been working together on a project for the Tomorrow River. Kell added that they have recently received notice that the project will be approved and will be brought to the County Board for acceptance of a grant within the next few months. Kell added that the project will fund almost 100% of the cost but there will be some local costs and at most the County's share would be $3000. Kell stated that the project could last five to ten years to preserve this valuable resource. Kell added that there are very few of these projects throughout the country and we are fortunate to be considered.

Supervisor Peterson emphasized the fact that most of the watershed projects in the state or country involve a lake or stream

that is in very bad shape but Portage County has the opportunity to work on the Tomorrow River Watershed which is still in good shape.

Supervisor Holdridge questioned if there was any financial assistance available for the Plover River watershed.

Kell stated that it would have to be a separate project application and possibly it could be looked at some time in the future.

Supervisor Butkowski stated that on November 9 the Wisconsin Department of Agriculture will be voting on recommending prohibition areas concerning atrazine usage in Portage County. Butkowski stated that two areas have been targeted in the county and asked Board members who feel these areas should be in the prohibition area to contact the Wisconsin Department of Ag, Trade, and Consumer Protection and voice their opinions.

Supervisor Erler informed the Board that the Portage County main branch library is tentatively scheduled to be closed from November 15 through 27, 1993 to allow for the automation project. Erler also invited Board members to attend a celebration at the Plover branch library for their second year birthday party.

Supervisor Dodge invited Board members to stop and view the MRF project site whenever they might be in the Plover area. Dodge stated that the building construction to this point provides a good idea of the project.

Supervisor Szymkowiak commended the Highway Department and subcontractors who were involved with the Highway P construction project for their efforts to keep the road open and making the project such a huge success.

ORDINANCE NO. 139-92-94
RE: ZONING ORDINANCE MAP AMENDMENT,
EVERGREEN HILLS SUBDIVISION

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, the Portage County Planning and Zoning Committee requests to amend the Portage County Zoning Ordinance so part of Section 36, T22N, R10E, Town of Lanark, an area of approximately 225 acres be changed from Agricultural District to Single Family Residence District and

WHEREAS, the Portage County Planning and Zoning Committee held a public hearing on the proposed amendment in the County Conference Room of the County-City Building on January 27, 1988 and September 8, 1993, after due notices were published in the Stevens Point Journal. At said hearing all those who wished to be heard were heard and pertinent facts constituting the testimony were recorded; and

WHEREAS, the Portage County Planning and Zoning Committee after carefully considering the testimony, including the attached

fact sheet at the September 8, 1993 meeting, has placed a recommendation with the County Board that the request be approved; and

WHEREAS, the proposed amendment, with the information furnished in the attached report and fact sheet, has been given due consideration by the County Board.

NOW, THEREFORE, BE IT RESOLVED, that the Portage County Board of Supervisors does ordain as follows: All of Evergreen Hills Subdivision as recorded on February 14, 1974 being part of the SW 1/4 of the NE 1/4; part of the SE 1/4 of the NW 1/4; all of the NE 1/4 of the SW 1/4; all of the SE 1/4 of the SW 1/4; all of the NW 1/4 of the SE 1/4 and all of the SW 1/4 of the SE 1/4, all in Section 36, T22N, R10E, Town of Lanark, an area of approximately 225 acres is hereby changed from Agricultural District to Single Family Residence District.

Dated this 19th day of October, 1993.

Respectfully submitted,
PLANNING AND ZONING COMMITTEE
O. Philip Idsvoog, Chairman
Leif Erickson
Robert Steinke
Ronald Check(absent)
John Holdridge

Motion by Supervisor Idsvoog, second by Supervisor Winkler for the adoption.

Wally Wollering, Evergreen Hills landowner, questioned the County Board's position on camping at Evergreen Hills. Wollering stated that lots were purchased with the idea that camping would be allowed and people also bought lots to build homes knowing that camping would be allowed. Wollering questioned if the new zoning would affect people buying lots as regards camping.

Chuck Kell, County Planner, explained that it is a complicated issue because the zoning district that the subdivision is in does not allow camping and neither does the proposed zoning district. Kell stated that the Planning & Zoning Committee position is that nothing will change as regards the camping issue. Kell explained that years ago, because the subdivision was marketed as a potential area of camping, people purchased lots for that purpose and deed restrictions did not preclude it. Kell added that in 1970 the District Attorney wrote an opinion which states that as long as a camping unit was not hooked up to a septic system, a well, or electricity, it would be allowed on the property because it was not considered a structure. Kell stated that his department has been operating under this legal opinion and we have told the public that we would operate under this unless we receive new legal advice from the current Corporation Counsel. Kell stated that the new zoning will not change anything in the area at this time although people have expressed opposition and support of this issue and it may come back to the Planning & Zoning Committee and County Board at a later

date for consideration.

Supervisor Idsvoog stated that the feeling of the Planning and Zoning Committee was that the zoning change was not to involve the camping issue. He added that it was non-conforming in the past zoning and is non-conforming in the current zoning and the camping issue did not make any difference.

Mr. Wollering asked that a letter of clarification be issued to the residents of the Evergreen Hills Subdivision regarding camping rules and whether camping is allowed. Wollering also questioned if a new person buying a lot would be allowed to camp on the lot.

Supervisor Winkler stated that his impression was that any new buyers would not be allowed to camp.

Supervisor Gifford stated that Mr. Kell stated that his department was operating under the 1970 DA opinion which would allow camping.

Kell stated that the ordinance dealing with residential zoning does not allow camping but this has been an issue that does not have a clear answer and his department was following the old DA opinion until other action is taken.

Mr. Wollering questioned if a camping unit which is hooked up to electricity and septic tank while they are camping, but disconnected after camping, would be allowed.

Supervisor Holdridge stated that the residents in the area should be given a written set of rules and guidelines so they know what is or is not allowed.

Supervisor Erler questioned if allowing camping in this area would present any county-wide implications.

Supervisor Peterson stated that the Town also needs to be concerned with the potential for fires and should have some very strict township fire regulations.

Mr. Wollering stated that the fire rules would apply to campers as well as the residents that live there.

Roll call vote revealed (29) ayes. Ordinance adopted.

ORDINANCE NO. 140-92-94
RE: ZONING ORDINANCE MAP AMENDMENT TATRO PROPERTY

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, William Tatro requests to amend the Portage County Zoning Ordinance so part of Sections 9 and 16 of T24N, R9E, Town of Sharon, an area of approximately 10.43± acres, be changed from A1 Exclusive Agricultural and Highway Commercial Districts to Rural and Urban Fringe and Agricultural Districts; and

WHEREAS, the Portage County Planning and Zoning Committee held a public hearing on the proposed amendment in the County Conference Room of the County-City Building on September 29, 1993 after due notices were published in the Stevens Point Journal. At said hearing all those who wished to be heard were heard and pertinent

facts constituting the testimony were recorded; and

WHEREAS, the Portage County Planning and Zoning Committee, after carefully considering the testimony, including the attached fact sheet at the September 29, 1993 meeting has placed a recommendation with the County Board that the request be approved; and

WHEREAS, the proposed amendment, with the information furnished in the attached report and fact sheet, has been given due consideration by the County Board.

NOW, THEREFORE, BE IT RESOLVED, that the Portage County Board of Supervisors does ordain as follows: the north 5 acres of parcel no. 032-24-0909-15.09, being part of the SW 1/4 of the SE 1/4 of Section 9, T24N, R9E, Town of Sharon, is hereby changed from Highway Commercial and A1 Exclusive Agricultural Districts to Rural and Urban Fringe Residence District, and commencing at the southwest corner of Lot 1 of CSM #3491-12-149, thence N02°16'10"W 66.74 feet to the point-of-beginning (POB), thence S83°44'30"E 610.31 feet, thence N01°58'05"W 682.75 feet, thence N83°44'30"W 310.31 feet, thence S01°58'05"E 600 feet, thence N83°44'30"W 300 feet, thence S02°16'10"E 82.75 feet to the pob, being part of the NW 1/4 of the NE 1/4 of Section 16, T24, R09E an area of approximately 5.43 acres is hereby changed from A1 Exclusive Agricultural District to Agricultural District, total acres to be changed, approximately, 10.43 acres.

Dated this 19th day of October, 1993.

Respectfully submitted,

PLANNING AND ZONING COMMITTEE
O. Philip Idsvoog, Chairman
John Holdridge
Ronald Check
Robert Steinke
Leif Erickson

Motion by Supervisor Steinke, second by Supervisor Erickson for the adoption.
Roll call vote revealed (29) ayes. Ordinance adopted.

RESOLUTION NO. 141-92-94
RE: APPROVAL OF APPLICATIONS FOR
FARMLAND PRESERVATION AGREEMENTS

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, on April 16, 1985 the County Board approved Resolution No. 124 adopting the Portage County Farmland Preservation Plan as Section 6.6.8 of the County Development Guide, which allows landowners to apply for Farmland Preservation

Agreements; and

WHEREAS, Section 91.13(4) Wisconsin Statutes requires that the County Board approve or reject all applications for Farmland Preservation Agreements; and

WHEREAS, on or before June 30, 1993 (annual deadline) the Portage County Clerk's Office received two (2) applications for Farmland Preservation Agreements as follows and as shown on the attached map; and

Landowner	Town	Total Acres	Acres Excluded	Acres Approved
Wayne Peterson	Lanark	152.83	0	152.3
John A. & Debra Bulgrin	Carson	230.24	135.28	94.65

WHEREAS, pursuant to Section 91.13(2) Wisconsin Statutes, all required agencies have received written notice and have been given an opportunity to comment on the aforementioned applications, with no comments being received; and

WHEREAS, on September 29, 1993, the Portage County Planning and Zoning Committee voted to recommend that the County Board approve the aforementioned applications, subject to certification by the Portage County Land Conservation Committee that the farming operation is conducted in substantial accordance with an approved soil and water conservation plan prepared under Section 92.104, Wisconsin Statutes.

NOW, THEREFORE, BE IT RESOLVED, that the Portage County Board of Supervisors approves the aforementioned applications for farmland preservation agreements, subject to the conditions specified herein.

Dated this 19th day of October, 1993.

Respectfully submitted,
PLANNING AND ZONING COMMITTEE
O. Philip Idsvoog, Chairman
Leif Erickson
Ronald Check
Robert Steinke
John Holdridge

Motion by Supervisor Idsvoog, second by Supervisor Check for the adoption.

Roll call vote revealed (29) ayes. Resolution adopted.

RESOLUTION NO. 142-92-94
RE: PORTAGE COUNTY ACCEPTANCE OF THE NORTH CENTRAL WISCONSIN ECONOMIC DEVELOPMENT DISTRICT'S 1993-94 ANNUAL OVERALL ECONOMIC DEVELOPMENT PROGRAM (OEDP) REPORT

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, the Public Works and Economic Development Act of 1965, as amended, was created to provide grants and other financial assistance to the designated redevelopment areas; and

WHEREAS, the County's endorsement of the Regional Annual Overall Economic Development Program will provide for the continued designation of the County as a redevelopment area; and

WHEREAS, the designation will maintain and enhance the County's and its local units of government's ability to receive grants and other financial assistance from the Economic Development Administration and other federal agencies for projects consistent with the OEDP; and

WHEREAS, the projects for Portage County municipalities included in the 1993-94 Annual Overall Economic Development Program are consistent with the recommendations of the County's Economic Development Plan and the Portage County Development Guide; and

WHEREAS, the Portage County Planning and Zoning Committee has recommended that the Portage County Board of Supervisors endorse this program.

NOW, THEREFORE, BE IT RESOLVED, that the Portage County Board of Supervisors concurs with the goals, objectives, and work program of the North Central Wisconsin 1993-94 Overall Economic Development Program.

Dated this 19th day of October, 1993.

Respectfully submitted,

PLANNING AND ZONING COMMITTEE
O. Philip Idsvoog, Chairman
Ronald Check
John Holdridge
Robert Steinke
Leif Erickson

Motion by Supervisor Steinke, second by Supervisor Hanson for the adoption.

Supervisor Kiedrowski stated that he was glad to see the past mistakes with the report appear to be corrected and that the document was considerably improved.

Roll call vote revealed (29) ayes. Resolution adopted.

RESOLUTION NO. 143-92-94
RE: APPROVAL TO ACCEPT SUPPORTED EMPLOYMENT GRANT TO ASSIST ADULTS WITH DEVELOPMENTAL DISABILITIES TO GAIN EMPLOYMENT

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, the State Department of Vocational Rehabilitation has recommended the Portage County Community Human Services Department receive a Supported Employment Grant targeting adults with severe developmental disabilities who need assistance gaining employment, and

WHEREAS, similar grants received previously have enabled more than 70 individuals with disabilities to become employed, and

WHEREAS, the Community Human Services Department's grant is anticipated to be approximately $30,000 from October 1, 1993 to September 30, 1994, and

WHEREAS, the Community Human Services Department intends to subcontract with the Community Industries Corporation, Inc. to provide these services,and

WHEREAS, the Community Human Services Board and the Finance Committee have evaluated the request and felt it was justified, and

WHEREAS, a favorable vote by the majority of the County Board members is required for final approval of accepting the grant.

NOW, THEREFORE BE IT RESOLVED, the Portage County Board of Supervisors approve accepting the Supported Employment Grant of $30,000.

Dated this 19th day of October, 1993.

Respectfully submitted,

FINANCE COMMITTEE
Richard Purcell, Chair
Gordon Hanson
Anthony Kiedrowski
Stuart Clark
O. Philip Idsvoog

Motion by Supervisor Purcell, second by Supervisor Stuart Clark for the adoption.
Roll call vote revealed (29) ayes. Resolution adopted.

RESOLUTION NO. 144-92-94
RE: ADDITIONAL DEPARTMENT OF TRANSPORTATION FUNDING TO PORTAGE COUNTY FOR SPECIALIZED TRANSPORTATION ASSISTANCE FOR THE ELDERLY IN 1993

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, as part of the State of Wisconsin's budget for 1994-95 legislation was enacted which set the 1992 allocations for the Specialized Transportation Assistance Program for Counties (s.85.21) as a minimum below which future years' allocations could not fall,

AND WHEREAS, Portage County was one of 26 counties which received a smaller allocation in 1993 as compared to 1992, and is now eligible for a supplemental 1993 allocation in the amount of $1,732.00,

AND WHEREAS, this supplement will be used by the Portage County Department On Aging to provide additional rides to transit-dependent older adults in Portage County for the remainder of 1993,

AND WHEREAS, the Department on Aging assures a local cash match of $346.00 already existing in the County levy share of its transportation budget for 1993,

NOW, THEREFORE, BE IT RESOLVED that the Portage County Board of Supervisors authorizes the Department on Aging to make an application for the $1,732.00 supplement for 1993, to include a revision of the project descriptions and budget sheets contained in the original 1993 application for Department of Transportation funding.

Dated this 19th day of October, 1993.

Respectfully submitted,

FINANCE COMMITTEE
Richard Purcell, Chairman
Stuart Clark
Gordon Hanson
O. Philip Idsvoog
Anthony Kiedrowski

Motion by Supervisor Hanson, second by Supervisor Kiedrowski for the adoption.
Roll call vote revealed (29) ayes. Resolution adopted.

RESOLUTION NO. 145-92-94
RE: $13,399 CONTINGENCY FUND TRANSFER-OVERHEAD DOOR REPAIR - LAW ENFORCEMENT CENTER

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, the overhead doors at the Law Enforcement Center are in dire need or repair and modification, and

WHEREAS, the estimated cost of the necessary repairs and modification is $13,399.

NOW, THEREFORE, BE IT RESOLVED, by the Portage County Board of Supervisors that $13,399 be made available from the contingency fund for the within stated project.

Dated this 19th day of October, 1993.

Respectfully submitted,

SPACE & PROPERTIES COMMITTEE	FINANCE COMMITTEE
Jerry Borski, Chair	Richard Purcell, Chair
Eugene Szymkowiak	Gordon Hanson
Douglas Warner	Anthony Kiedrowski
Joe Niedbalski	O. Philip Idsvoog
Ron Check	Stuart Clark

Motion by Supervisor Peterson, second by Supervisor Borski for the adoption.

Supervisor Butkowski questioned if there was any warranty which might cover these repairs.

Supervisor Borski, Space and Properties Committee Chairman, stated that the problem is that they are used so often and they are worn out and are constantly being repaired. Borski stated that the new doors would be down-sized which would reduce the weight of the door and would be easier to open.

Supervisor Gifford questioned if this is a design problem which was created by the architect.

Chairman Hintz stated that it probably is a design problem.

Supervisor Erler questioned if the County has looked into any type of legal options the County might have as regards all of the problems which have cost the County additional monies to correct them.

Chairman Hintz stated that the Corporation Counsel has looked at all legal aspects and there is nothing that can be done.

Clerk Wrycza stated that the architect stated that the County got what they paid for.

Supervisor Gifford questioned if the architects have to be licensed and whether there is a governing board that responds to problems and concerns. Gifford requested that the Committee on Committees draft a formal complaint about the jail architect actions and decisions to prevent any other County from running into this type of problem.

Supervisor Erler requested that a letter also be sent to the state agency that oversees the jail building specifications and provides expertise on jail issues. Erler stated that copies of these letters should be sent to the Governor and our area legislators.

Supervisor Kiedrowski stated that architects are required to be licensed and that the County could file their complaints with the Department of Industry, Labor, and Human Relations.

Chairman Hintz stated that the Committee on Committees will work with the Corporation Counsel to draft that formal complaint.

Supervisor Purcell stated that the Finance Committee approved this expenditure in 1993 because there was an accident that occurred which damaged the door but the cost of repair would have been approximately one-half of the replacement cost.

Supervisor Erler questioned if the insurance would cover the repairs caused by the accident.

Supervisor Purcell stated that the insurance reimbursement would be applied toward the replacement costs.

Roll call vote revealed (29) ayes. Resolution adopted.

RESOLUTION NO. 146-92-94
RE: AUTHORIZING USER FEES FOR COSTS RELATED TO THE BASIC 911 TELEPHONE SYSTEM

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, Portage County presently has a basic 911 system.

NOW, THEREFORE, BE IT RESOLVED, by the Portage County Board of Supervisors that Portage County has authorized to issue required documents whereby Portage County agrees to release, indemnify, defend and hold harmless the PSC and the State of Wisconsin for any injuries or damages arising out of the Basic 9-1-1 system.

BE IT FURTHER RESOLVED by the Portage County Board of Supervisors that Portage County will provide for the receiving of emergency calls from telecommunication devices for the deaf (TDD) for deaf users.

BE IT FURTHER RESOLVED by the Portage County Board of Supervisors that Portage County has adopted a basic 9-1-1 plan for its system which is attached hereto as Exhibit "A".

RESOLUTION NO. 275

RE: ESTABLISHMENT OF ONE EMERGENCY PHONE NUMBER "911" FOR PORTAGE COUNTY

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, Chapter 146.70 of the Wisconsin State Statutes requires every Public Agency, except a State Agency, to establish and maintain a basic or sophisticated system of the Statewide Emergency Service Number "911" within its respective jurisdication by December 31, 1987, and

WHEREAS, such emergency telephone service should include the following:

1. Calling party hold: Enables the Public Safety answering point to control the connection for confirmation and tracing of emergency calls.
2. Forced disconnect: The capability to disconnect a "911" call to avoid a caller from jamming the incoming phone lines to the answering point.
3. Ring back: Permits the answering point to ring the hung up telephones on a held circuit.
4. Dial tone first: (Postpay) Allows a "911" call to be completed at a public phone booth without the deposit of a coin.
5. Automatic number identification, and

WHEREAS, every effort will be expended to obtain Federal and/or State financial assistance in the implementation of said system.

NOW, THEREFORE BE IT RESOLVED, that by adoption of this resolution by the Portage County Board of Supervisors it is requested that all Telephone Companies serving customers in Portage County provide "911" service line terminating in the Portage County Sheriff's Department, Stevens Point, WI to all residents of Portage County.

BE IT FURTHER RESOLVED, that said program be implemented by June 1, 1980, with an expected operational date of June 1, 1981; and that said Telephone Companies indicate "911" in the appropriate telephone books as emergency numbers for all Law Enforcement Agencies, Fire Departments; and as a Medical Emergency Number for emergency service to all residents of Portage County;

BE IT FURTHER RESOLVED, that the Portage County Sheriff be designated as the responsible agent for conducting such planning and coordination as deemed necessary in the course of implementation of the "911" service in Portage County with the following additional members to serve on the "911" Planning Committee: Jim Schuh, Harold Mehne, Almond-Bancroft area, Ed Panko, Junction City area, Allen Torbenson, Rosholt area, and Herbert Allen, Amherst area; and subject to approval by the Portage County Board of Supervisors, budget for the initial and on-going costs of said service.

Dated this 15th day of January, 1980.

Respectfully Submitted:

LAW ENFORCEMENT COMMITTEE

AYE
Eugene Zdroik, Chairman

AYE
Frank Barbers

AYE
James Pflugardt

AYE
Richard Purcell

AYE
Chester Spangle

BE IT FURTHER RESOLVED by the Portage County Board of Supervisors that Portage County authorizes the levy of a charge on all service users in Portage County to finance the cost related to the continuation of the basic 911 system including non-recurring and recurring chrges in Portage County with the charge to be determined pursuant to the procedure set forth in Section 146.70(3) Wisconsin State Statutes.

BE IT FURTHER RESOLVED by the Portage County Board of Supervisors that Portage County has authorized to enter into a contract with Ameritech and any other appropriate independent telephone companies in Portage County for the installation and maintenance of a basic 9-1-1 network system for a period of five (5) years with automatic one year extensions.

Dated this 19th day of October, 1993.

Respectfully submitted,
PORTAGE COUNTY LAW ENFORCEMENT/EMERGENCY GOVERNMENT COMMITTEE

James Clark, Chair	Jeanne Dodge
Richard Allen	Stuart Clark
Douglas Warner	

Motion by Supervisor Allen, second by Supervisor Warner for the adoption.

Roll call vote revealed (29) ayes. Resolution adopted.

RESOLUTION NO. 147-92-94
RE: AUTHORIZATION TO HOST THE 1997 WISCONSIN COUNTIES ASSOCIATION CONVENTION

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, great interest has been shown for Portage County to host the 1997 Wisconsin Counties Association Convention, and

WHEREAS, hosting the Wisconsin Counties Association Convention would bring untold economic benefits to Portage County, and

WHEREAS, a resolution must be approved by the County Board prior to being considered to host this Conference.

NOW, THEREFORE, BE IT RESOLVED, that the Portage County Board of Supervisors goes on record in support of hosting the 1997 Wisconsin Counties Association Convention.

Dated this 19th day of October, 1993.

Respectfully submitted,
COMMITTEE ON COMMITTEES
Clarence Hintz, Chairman
Richard Purcell
Stuart Clark

Motion by Supervisor Jakusz, second by Supervisor Purcell for the adoption.

Roll call vote revealed (29) ayes. Resolution adopted.

RESOLUTION NO. 148-92-94
RE: CAPITAL IMPROVEMENT PROJECTS FOR 1994

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, the Capital Improvements Committee is charged with the responsibility of reviewing and recommending to the County Board capital improvement projects as defined in the County's Capital Improvements Program Handbook and Portage County Fiscal Policy 2-89; and

WHEREAS, the Capital Improvements Committee met on September 9, 1993 to review and prioritize the 1994 capital improvement requests as part of the 1994 budget development process; and

WHEREAS, the Capital Improvements Committee determined that the capital improvement requests should be classified into two categories for 1994, those being projects requiring tax levy dollars and projects funded by outside funds or grants; and

WHEREAS, the Capital Improvements Committee has ranked the projects as follows:

Projects Requiring Tax Levy Dollars

1.	Upgrade of audio/visual equipment in Branch I Courtroom	$ 17,402
2.	Purchase of digital soils/orthophotography database for GIS	64,000
3.	Repairs to the Jordan Dam	194,710
4.	Purchase of Library furniture	23,888
5.	Construction of new maintenance shop at Jordan Park	0*
	Total Tax Levy Impact	$300,000

*Any surplus funds from the Jordan Dam repair project will be applied to the Jordan Park maintenance shop. The dam project may also have to be funded over a two year period.

Projects Not Requiring New Tax Levy Dollars

1.	Central WI Airport improvements (snowplow, runway sealing, land purchase, parking lot repaving, etc.)	$ 539,135
2.	Engineering study for Hoover Road	201,300
3.	Clay haul/final cover for landfill	525,000
	Total cost	$1,265,435

NOW, THEREFORE, BE IT RESOLVED, by the Portage County Board of Supervisors that the above projects requiring 1994 tax levy dollars be funded in the priority order listed, subject to funding availability as determined by the Portage County Finance Committee and approved by the County Board.

Dated this 19th day of October, 1993.

Respectfully submitted,
CAPITAL IMPROVEMENTS COMMITTEE

Clarence Hintz, Chair
Richard Purcell
O. Philip Idsvoog
Jerome Borski
Stuart Clark

1994
PORTAGE COUNTY CAPITAL IMPROVEMENTS PROGRAM

Department/Agency	Project Description	Total Project Cost	1994 Cost To Portage County	Financing Method[1]
Central Wisconsin Airport	Purchase Snowplow	$180,000		
	Runway Joint Reseal	175,000		
	Wetland Banking	80,000		
	Land Purchase	28,000		
		$463,000	$0	Paid for with Airport Operating Revenues and Federal/State Funds
Central Wisconsin Airport	Pick-up Truck	$ 14,000		
	Hand Tools/ADA Materials	5,735		
	Parking Lot Repaving, Radio, Computer Air Conditioning	43,900		
	Land Improvements	3,000		
	Move Commission on Aging Building	9,500		
		$ 76,135	$0	Paid for with Airport Operating Revenues
Courts	Upgrade of Audio/Visual Equipment in Branch I (Phase II of Update to Courts facilities.)	$ 17,402	$ 17,402[1]	Capital Projects Budget
County Board	County Industrial Park Land Purchase	Unknown[1]	Unknown[1]	Subject to Pending Feasibility Study
Highway	Hoover Road Expansion	$6-8,000,000	$201,300	Highway Dept. Jurisdictional Transfer Account
Land Records/Planning and Zoning	Digital Orthophotography and Soils Database for GIS	$ 96,000	$ 64,000[1]	SCS Cost Share = $22,000 DNR Cost Share = $10,000 County Share = $64,000-Capital Projects Budget
Library	Furniture	$185,550	$ 23,888[1]	Capital Projects Budget
Parks	Jordan Park Maintenance Shop	$125,000	$125,000	Capital Projects Budget
Parks	Jordan Dam Repairs	$100-200,000	$100-200,0000	Capital Projects Budget
Sheriff	Upgrade Security Equipment in Jail	$ 45,000	$ 45,000	Jail Assessment Fee Revenues-No Levy Dollars?
Solid Waste	Clay Haul/Final Cover	$525,000	$525,000[1]	Landfill Tipping Fees (No Levy Dollars)

[1]One Year of a Multi-Year Request or Project

Compiled by: Charles P. Kell, Director, Portage County Planning and Zoning Department; September 1, 1993

1995
PORTAGE COUNTY CAPITAL IMPROVEMENTS PROGRAM

Department/Agency	Project Description	Total Project Cost	1995 Cost To Portage County	Financing Method[1]
County Board	County Industrial Park Development	Unknown	Unknown[1]	Subject to Pending Feasibility Study
	Purchase/Remodeling of City Hall	Unknown	Unknown	Subject to Negotiations with City
Data Processing	Courthouse Local Area Network (LAN)	$ 50,000	$ 50,000	Capital Projects Budget
Department on Aging	Lincoln Center Expansion (Design)	$ 529,305	$ 32,305[1]	Capital Projects Budget
Highway	CTH HH/Second Bridge	$18,000,000	$ 4,500,000[1]	Capital Projects Budget
Land Records	Expansion of GIS System/Users	$ 100,000	$ 100,000[1]	Capital Projects Budget
Library	Furniture	$ 185,550	$ 23,888[1]	Capital Projects Budget
Parks	Land Acquisition Reserve Account	Unknown	$ 10,000[1]	Capital Projects Budget
	Lake Emily Lodge	$ 35,000	$ 35,000	Capital Projects Budget
	Playground Development	$ 25,000	$ 25,000[1]	Capital Projects Budget
Sheriff	Implementation of Enhanced 911 System	$ 166,700	$ 86,700	Capital Projects Budget City of Stevens Point - $80,000
	Update Computer System	Unknown	$ 55,000	Capital Projects Budget
Solid Waste	Clay Hauling	$ 450,000	$ 450,000[1]	Tipping Fees

[1]One Year of a Multi-Year Request or Project

Compiled by: Charles P. Kell, Director, Portage County Planning and Zoning Department; September 1, 1993

Supervisor Dodge asked for the CHS Director to share her view on the amendment.

Judy Bablitch, CHS Director, stated that the minutes reflect an accurate listing of the priorities. Bablitch stated that she had indicated at the meeting that if she was not granted the position, she would have to do something within the department because of it being such a high priority. Bablitch added that although both positions are of high priority, the investigator would have to rank higher because of the possibility of danger to children.

Supervisor Gifford suggested not filling the community employment clerk to allow more funds to be applied to another position.

Bablitch stated that she did not want to give up that position because the County does not employ any developmentally disabled people and it was very "dear to her heart".

Supervisor Purcell asked for clarification on the amendment because it would reduce the funds available to CHS by approximately $4,000.

Bablitch stated that the $4,000 represents the cost of the equipment that they have chosen not to purchase.

Roll call vote on the amendment revealed (29) ayes. Amendment carried.

Roll call vote on the amended resolution revealed (29) ayes. Resolution adopted.

RESOLUTION NO. 151-92-94
RE: ACCEPTING GRANT OFFER AND EXECUTING GRANT AGREEMENT, CENTRAL WISCONSIN AIRPORT, MOSINEE, WI AIP 93-1-3-55-0042-14-93

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

BE IT RESOLVED BY THE BOARD of Supervisors of the County of Portage as follows:

SECTION I. That the County of Portage, as Sponsor, ratifies the action of Secretary of Transportation in entering into a Grant Agreement for the purpose of obtaining federal aid in the development of the Central Wisconsin, Mosinee, Wisconsin, said Agreement being as set forth hereinbelow.

SECTION II. That the Board of Supervisors does hereby ratify and affirm the Agency Agreement between the Secretary of Transportation and the County of Portage, Mosinee, Wisconsin dated September 10, 1993 in accordance with Section 114.32 and Section 114.33, Wisconsin Statutes, affecting this project.

SECTION III. That a copy of the Grant Agreement is attached hereto and made a part hereof.

SECTION IV. That the County of Portage does hereby ratify and adopt all statements, representations, warranties, covenants, and agreements contained in the "Application for Federal Assistance" executed September 16, 1993 the assurance made as required by Title 49 CFR, DOT Subtitle A, Office of the Secretary, Part 21, Nondiscrimination in the Federally Assisted Programs of the Department of Transportation, Subsection 21.7(a)(1) and the Assurance required by the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 on behalf of the County of Portage, Mosinee, Wisconsin, and does hereby ratify the action of the Secretary of Transportation in accepting said offer on September 28, 1993 and by such acceptance, the County agrees to all terms and conditions thereof.

Dated this 19th day of October, 1993.

Respectfully submitted,
AIRPORT COMMITTEE
Stuart Clark
Gordon Hanson
Ralph Drake

Motion by Supervisor Stuart Clark, second by Supervisor Hanson for the adoption.
Roll call vote revealed (29) ayes. Resolution adopted.

ORDINANCE NO. 152-92-94 - AMENDED
RE: EXCHANGE OF RIGHT-OF-WAY FOR
RELOCATION OF SR 153

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, Marathon and Portage Counties have constructed Central Wisconsin Airport for the purpose of providing air transportation services to the citizens of Central Wisconsin, and

WHEREAS, the safety of users of the Central Wisconsin Airport can be enhanced by providing an extended runway safety area, and

WHEREAS, the extended runway safety area can be best accomplished by relocation of SR 153, and

WHEREAS, the Wisconsin Department of Transportation is desirous of exchanging Highway Right of Way to accommodate the relocation, and

WHEREAS, the accompanying Quit Claim Deed is to convey the Central Wisconsin Airport land needed to relocate SR 153 to the Users of the airport, and

WHEREAS, the Central Wisconsin Joint Airport Board have reviewed the land exchange and find it in the best interest of the users of the airport, and

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of the County of Portage ordains as follows:

1. The Quit Claim Deed description as follows:

QUIT CLAIM DEED Document No.
State Purchase
RE3046 193

Exempt from fee: s. 77.26(12)

This space reserved for recording data

THIS DEED, made by Portage County, grantor, quit claims the property described below to the State of Wisconsin, Department of Transportation, grantee, for the sum of Mutual Benefits

Any person named in this deed may make an appeal from the amount of compensation within six months after the date of recording of this deed as set forth in s. 32.05(2a) Wisconsin Statutes. For the purpose of any such appeal, the amount of compensation stated on the deed shall be treated as the award, and the date the deed is recorded shall be treated as the date of taking and the date of evaluation.

Other persons having an interest of record in the property: None

Return to: Wisconsin Department of Transportation
1681 Second Avenue South
Wisconsin Rapids 54495-8021

Legal Description This is not homestead property:

LEGAL DESCRIPTION IS ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE

Fee title in and to the following tracts of land in the Town of Kronenwetter and City of Mosinee, Marathon County, Wisconsin, being a part of NE¼-NE¼ of Section 33; the northwest quarter and the NW¼-NE¼ of Section 34; the southeast quarter of Section 27; the southwest quarter and the SW¼-SE¼ of Section 26; and that part of the NW¼-NE¼ of Section 35, all in T27N, R7E:

Said parcel includes that land in the above described sections contained within the following described traverse;

Commencing at the north ¼ corner of Section 34, T27N, R7E; thence S 00°07'28" W, 26.15 feet to a point on the relocated reference line of STH 153 (Station 126+30.87); thence N 89°52'32" W, 30.87 feet (Station 126+00) and the point of beginning; thence N 00°07'28" E, 59.17 feet; thence N 89°53'04" E, 492.50 feet to a point on the west line of lands owned by Central Wisconin Airport described in Volume 575 of Micro-Records on Page 489; thence

(Continued on reverse side)

October 27, 1993
(Date)

(Signature)

(Print Name)

(Signature)

(Print Name)

PORTAGE COUNTY, by Roger Wrycza,
Portage County Clerk
(Signature)

(Print Name)

(Signature)

(Print Name)

State of Wisconsin)
) ss.
Portage County)

On the above date, this instrument was acknowledged before me by the above-named person(s).

(Signature, Notary Public, State of Wisconsin)

Shirley M. Simonis
(Print or Type Name, Notary Public, State of Wisconsin)

(SEAL)

1-24-96
(Date Commission Expires)

Project 6600-02-21 This instrument was drafted by the Wisconsin Department of Transportation. Parcel No. 2

N 00°15'38" W, 12.10 feet along said west line of said land; thence N 77°39'15" E, 249.50 feet along the northwest line of said lands described in Volume 575, Page 489; thence continue along said line N 77°39'15" E, 1,447.71 feet to a point on the north line of lands owned by Central Wisconsin Airport described in Volume 575 of Micro-Records on Page 488; thence continue along said north line N 77°39'15" E, 189.67 feet; thence N 66°14'21" E, 270.23 feet; thence N 06°48'24" E, 302.27 feet to a point on the west line of Spring Road; thence N 89°46'33" E, 66 feet to a point on the east line of Spring Road; thence S 06°44'39" E, 281.83 feet; thence S 81°47'20" E, 228.13 feet; thence N 85°05'23" E, 202.03 feet; thence N 88°25'22" E, 605.92 feet to a point of a curve with a radius of 6,945.50 feet (from said point the long chord bears S 83°44'26" E, 1291.95 feet); thence easterly 1293.82 feet along the arc of said curve (concave to the south); thence N 87°01'33" E, 247.23 feet to a point on the west line of Oak Road; thence S 77°28'55" E, 67.68 feet to a point on the east line of Oak Road; thence S 63°32'49" E, 358.44 feet; thence S 73°00'21" E, 225.69 feet; thence S 79°32'01" E, 686.63 feet; thence S 89°03'39" E, 140.51 feet to a point in the SE¼-SE¼ of Section 26; thence S 00°01'33" W, 135 feet to a point in the NE¼-NE¼ of Section 35; thence N 88°03'25" W, 196.35 feet to a point in the NW¼-NE¼ of Section 35; thence N 88°25'47" W, 202.28 feet; thence N 78°12'35" W, 473.86 feet to a point in the SW¼-SE¼ of Section 26; thence N 73°00'21" W, 225.69 feet; thence N 84°37'06" W, 273.90 feet to a point on the east line of Oak Road; thence N 74°13'37" W, 68.68 feet to a point on the west line of Oak Road (said point being N 04°31'41" W, 149.18 feet from the South ¼ corner of Section 26); thence N 65°19'10" W, 329.95 feet to a point of a curve with a radius of 6805.50 feet (from said point the long chord bears S 89°30'03" W, 2,805.41 feet); thence westerly 2825.66 feet along the arc of said curve (concave to the south); thence S 77°36'22" W, 1447.71 feet to a point in the NW¼-NE¼ of Section 34; thence S 80°00'34" W, 260.46 feet; thence S 88°45'46" W, 379.81 feet; thence N 89°32'58" W, 878.34 feet to a point in the NE¼-NW¼ of Section 34; thence N 89°52'32" W, 1050.06 feet; thence N 88°26'44" W, 401.26 feet; thence N 89°11'19" W, 384.14 feet; thence S 87°00'12" W, 49.27 feet to a point in the NE¼-NE¼ of Section 33; thence N 00°41'25" E, 60.97 feet to a point on the relocated reference line of STH 153 (Station 99+66.12); thence S 89°18'35" E, 33.90 feet along said reference line to a point of intersection (said point being S 00°48'52" W, 14.00 feet from the northwest corner of Section 34); thence continue on said reference line S 88°26'34" E, 799.86 feet to a point of intersection; thence continue along said reference line S 89°52'32" E, 1800.12 to a point (Station 126+00) and the point of beginning.

Said parcel contain 22.42 acres, more or less , exclusive of land previously acquired or now held for highway purposes.

Said parcel being as shown on Sheets 4.3D, 4.4, 4.5, and 4.6 of the Plat of Right-of-Way required for Project 6600-02-21, Mosinee - Bevent, USH 51-CTH J, STH 153, Marathon County, dated October 25, 1993 as filed with the County Clerk of Marathon County.

Dated this 19th day of October, 1993.

Respectfully submitted,
AIRPORT BOARD
Stuart Clark, Chair
Gordon Hanson
Ralph Drake

Motion by Supervisor Hanson, second by Supervisor Stuart Clark for the adoption.

Supervisor Kiedrowski stated that the legal description was incorrect.

James Hansford, CWA Manager, stated that the description is incorrect and he would provide a corrected description to the County.

Motion by Supervisor Kiedrowski, second by Supervisor Stuart Clark to amend the resolution by substituting the correct legal description when received by the airport manager. Motion carried by voice vote. Amendment carried.

Roll call vote on the amended ordinance revealed (29) ayes. Ordinance adopted.

Supervisor Erler requested that the Planning & Zoning Committee consider the camping issue in subdivisions.

Chairman Hintz stated that his understanding was that anyone that was there in the past was grandfathered in, but anyone coming in for the future had to follow the county ordinance.

Chuck Kell stated the discussion was of that nature but that is not what is on the books according to legal counsel from past opinion. Kell stated that the Board does need to clarify whether Planning and Zoning is to operate under the old opinion or whether current legal counsel should look at the issue.

Chairman Hintz suggested getting an updated opinion from the current corporation counsel.

Supervisor Winkler stated that it is a residential area and he hoped it would not include any camping.

Chairman Hintz suggested that the Planning and Zoning Committee place it on a future agenda.

RESOLUTION NO. 153-92-94
RE: FINAL RESOLUTION

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

BE IT FURTHER RESOLVED, by the County Board of Supervisors of Portage County, Wisconsin, now in Adjourned Session assembled that the Resolutions, Ordinances, and Motions adopted and carried at this meeting and all appropriations made and claims allowed at this meeting be and they are hereby ratified and confirmed in all respects by the Board.

(s) Supervisor Anthony Kiedrowski

Motion by Supervisor Kiedrowski, second by Supervisor Purcell for the adoption.

Motion carried by voice vote. Resolution adopted.

Motion by Supervisor Jakusz, second by Supervisor Szymkowiak to adjourn the meeting subject to the call of the Chair. Motion carried by voice vote.

STATE OF WISCONSIN)
) SS
COUNTY OF PORTAGE)

I, Roger Wrycza, County Clerk of said County, do hereby certify that the above is a true and correct record of the Adjourned Session of the Portage County Board of Supervisors of Portage County, Wisconsin.

ROGER WRYCZA
Portage County Clerk

OFFICIAL PROCEEDINGS
of the
BOARD OF SUPERVISORS
of
PORTAGE COUNTY, WISCONSIN

November 15, 1993

Meeting was called to order by Chairman Clarence Hintz. Roll call taken by the Clerk as follows:

District 1, Alfred A. Lewandowski
District 2, Paul F. Kaczmarek
District 3, W. William Zimdars
District 4, Walter Jakusz
District 5, Paul A. Borham
District 6, Richard M. Purcell
District 7, James E. Clark
District 8, Jeffrey K. Murphy
District 9, Eugene G. Szymkowiak
District 10, Gordon M. Hanson
District 11, Joe Niedbalski
District 12, William H. Peterson
District 13, Margaret Cain Erler
District 14, James Gifford
District 15, Douglas Warner
District 16, O. Philip Idsvoog
District 17, Robert J. Steinke
District 18, Anthony B. Kiedrowski
District 19, Stuart Clark
District 20, Carrol Winkler
District 21, Richard E. Allen
District 22, Jeanne Dodge
District 23, Eugene Zdroik
District 24, Ronald J. Check
District 25, Jerome J. Borski
District 26, Donald J. Butkowski
District 27, John W. Holdridge
District 28, Leif E. Erickson
District 29, Clarence S. Hintz

Roll call taken by Clerk Wrycza revealed (25) present, (4) excused, Supervisors Murphy, Kiedrowski, Gifford and Holdridge.

All present saluted the flag.

Supervisor Jakusz delivered the invocation.

Motion by Supervisor Zdroik, second by Supervisor Borski to adjourn and convene as a Committee of the Whole for the purpose of a public hearing on the proposed budget for 1994. Motion carried by voice vote.

(Enter Supervisor Holdridge)

Supervisor Purcell, Finance Committee Chairman, and Jerry

Glad, Business Administrator, presented the proposed budget to the Board and answered general questions regarding specific budget items.

Motion by Supervisor Idsvoog, second by Supervisor Stuart Clark to close the public hearing and adjourn the meeting until November 16, 1993. Motion carried by voice vote.

OFFICIAL PROCEEDINGS
of the
BOARD OF SUPERVISORS
of
PORTAGE COUNTY, WISCONSIN

November 16, 1993

Meeting was called to order by Chairman Clarence Hintz.
Roll call taken by the Clerk as follows:

District 1, Alfred A. Lewandowski
District 2, Paul F. Kaczmarek
District 3, W. William Zimdars
District 4, Walter Jakusz
District 5, Paul A. Borham
District 6, Richard M. Purcell
District 7, James E. Clark
District 8, Jeffrey K. Murphy
District 9, Eugene G. Szymkowiak
District 10, Gordon M. Hanson
District 11, Joe Niedbalski
District 12, William H. Peterson
District 13, Margaret Cain Erler
District 14, James Gifford
District 15, Douglas Warner
District 16, O. Philip Idsvoog
District 17, Robert J. Steinke
District 18, Anthony B. Kiedrowski
District 19, Stuart Clark
District 20, Carrol Winkler
District 21, Richard E. Allen
District 22, Jeanne Dodge
District 23, Eugene Zdroik
District 24, Ronald J. Check
District 25, Jerome J. Borski
District 26, Donald J. Butkowski
District 27, John W. Holdridge
District 28, Leif E. Erickson
District 29, Clarence S. Hintz

Roll call taken by Clerk Wrycza revealed (29) present.
All present saluted the flag.
Supervisor Holdridge delivered the invocation.

1994 Budget: Review/Discussion/Amendments

Supervisor Purcell, Finance Committee Chairman, and Jerry Glad, Business Administrator, presented the 1994 budget summary to the County Board.

Motion by Supervisor James Clark, second by Supervisor Idsvoog to amend the 1994 ambulance budget to increase it by $16,538 and have the money come out of the contingency fund.

Roll call vote revealed (29) ayes. Supervisor Szymkowiak indicated that he meant to vote abstained which changed the vote to (28) ayes, (1) abstained, Supervisor Szymkowiak. Amendment carried.

Motion by Supervisor Holdridge, second by Supervisor James Clark to amend 1994 highway bridge aid budget to increase it by $22,100 for the Town of Dewey and $18,500 for the Town of Hull, and have the money come out of the contingency fund. Roll call vote revealed (26) ayes, (3) nayes, Supervisors Stuart Clark, Murphy, Peterson. Amendment carried.

Jerry Glad stated that since the amendments were taken out of the contingency fund the budget tax rate did not change.

RESOLUTION NO. 154-92-94 - AMENDED
RE: ADOPTION OF THE 1994 BUDGET AND AUTHORIZATION FOR PROPERTY TAX LEVY APPORTIONMENT

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, the Finance Committee has conducted numerous budget meetings formulating the 1994 budget, and;

WHEREAS, formal publication of the budget summary and announcement of public hearing was made on October 29, 1993 in the Stevens Point Journal in accordance with Section 65.90 of the Wisconsin State Statutes, and:

WHEREAS, a public hearing on the proposed 1994 Portage County budget was held at 7:00 p.m. on November 15, 1993.

WHEREAS, the 1994 budget as proposed by the Finance Committee has been presented and explained to the County Board at the annual fall meeting on November 16, 1993.

NOW, THEREFORE, BE IT RESOLVED that the Portage County Board of Supervisors hereby adopts the budget of $52,349,764 for the fiscal year beginning January 1, 1994.

BE IT FURTHER RESOLVED that the Portage County Board of Supervisors authorizes a property tax levy in the amount of $10,048,417 in support of the adopted 1994 budget and directs the County Clerk to apportion that amount to respective municipalities located within Portage County.

Dated this 16th day of November, 1993.

Respectfully submitted,
FINANCE COMMITTEE
Richard Purcell, Chair
Gordon Hanson
Anthony Kiedrowski
Stuart Clark
O. Philip Idsvoog

Motion by Supervisor Hanson, second by Supervisor Purcell for the adoption with the amendments as presented.

Roll call vote revealed (29) ayes. Resolution adopted.

Chairman Hintz thanked the Finance Committee, Business Administrator and his staff, department heads and their staff, and the governing committees for their efforts on the 1994 budget.

Motion by Supervisor Szymkowiak, second by Supervisor Kiedrowski to approve the minutes of the October County Board meeting. Motion carried by voice vote.

Correspondence

Letter from the Department of Natural Resources regarding the Tomorrow/Waupaca River as a priority watershed project.

Clerk Wrycza indicated that the Portage County Employee Safety Handbook was distributed and will be on the December agenda for any questions or concerns.

Clerk Wrycza informed Board members that the 1994 pocket calendars are available.

Committee Referrals

Motion by Supervisor Check, second by Supervisor Holdridge to deny the amended claim of Andrew L. & Adele Domsody in the amount of $100,000. The original claim was denied by the County Board in October, 1993. The amended claim is asking for an additional $50,000. Motion carried by voice vote.

Motion by Supervisor Erickson, second by Supervisor Warner to deny the amended claim of Stephen & Bonnie Skornia in the amount of $100,000. The original claim was denied by the County Board in October, 1993. The amended claim is asking for an additional $50,000. Motion carried by voice vote.

Motion by Supervisor Peterson, second by Supervisor Kaczmarek to refer to the Corporation Counsel the notice of claim and claim of Arthur and Joan Zurawski. Claim alleges that in 1974 the Register of Deeds's office errored in the filing of a document that caused the claimants to pay property tax on property that was partially tax exempt. Motion carried by voice vote.

Motion by Supervisor Idsvoog, second by Supervisor Steinke to deny the rezoning petition of Steve and Sharon Kaminski.

Supervisor Idsvoog stated that although the Planning and Zoning Committee is not opposed to another golf course in Portage County, they feel that if the Board wishes to pass this rezoning request, the County has to develop a new land use plan and be prepared for many similar rezoning requests to be facing the County Board. Idsvoog stated that if the Board does not deny the request the County would have to seriously look at re-mapping a large portion of the area.

Henry Yokers, Town of Buena Vista Chairman, stated that there are many people in favor of the golf course in the area in question and added that the Town Board voted in favor of the rezoning request. Yokers stated that the County should not stand in the way

of a private citizen wanting to develop their land and cited some answers to questions raised for the items listed for the basis for denial. Yokers stated that he felt there was access to the area and that the DNR concerns regarding wetland were no longer an issue. Yokers added that although the land is zoned exclusive ag he felt it was poor for agriculture usage.

Charles Kell, County Planner, stated that if the Board votes against the rezoning they are not voting against development, it means that the County wants to make the right decision and locate the golf course in the best possible location. Kell added that this is not the only area where a golf course could be located in the township and suggested at looking at some of these other areas. Kell stated that the County needs to be consistent with the land use plan and if the town wants to build a golf course perhaps the overall plan should be studied but Kell urged Board members not to start changing the plan piece by piece. He added that if that occurs the County would not know which direction to follow when these types of requests are presented.

Supervisor Butkowski questioned the feelings of some of the area landowners.

Wes Weller, area landowner, stated that he had concerns about who would assume the increased liability if any of his livestock would charge through a fence. Weller stated that his land is very close to the land in question and he feels it is good for farming and he questioned the development in the middle of an existing farming area.

Supervisor Butkowski stated that he was concerned about the area landowners and their feelings against the rezoning. He also questioned if the Board wanted to put this type of development right in the middle of the ag area and deviate from our plan so easily. Butkowski stated that the Board should be concerned with urban sprawl in our rural ag areas.

Supervisor Steinke stated that he also felt that if the County approved this rezoning request they would have to look at a much larger area and look at some major land use mapping changes.

Supervisor Kiedrowski stated that the County needs to look at whether the area should have been in exclusive ag in the first place.

Supervisor Niedbalski stated that finding the perfect combination for a golf course in the area may be difficult when trying to find the right location, the right amount of land, and the developer to go ahead with the plans.

Supervisor Erler stated that the County needs to look at the overall land use plans and not be influenced by individual developers. Erler suggested that if the town board does not agree with the current zoning they should look at requesting a change in the Buena Vista land use plan.

Supervisor Stuart Clark remended Board members that it will be difficult to locate a county industrial park because all of the sites the County is looking at are exclusive ag and added that the County should consider this when determining the rezoning request.

Supervisor Idsvoog stated that if the County Board does not

approve the denial, they have to be prepared to re-do the land use plan.

Roll call vote on the denial revealed (21) ayes, (8) nayes, Supervisors Stuart Clark, Borski, Check, Jakusz, Kiedrowski, Murphy, Niedbalski, Hintz. Supervisor Winkler indicated that he wanted to vote against the denial. Roll call vote was then tallied as (20) ayes, (9) nayes, Supervisors Stuart Clark, Borski, Check, Jakusz, Kiedrowski, Murphy, Niedbalski, Hintz, Winkler. Denial approved.

Unlimited Topics

Supervisor Dodge, Solid Waste Board Chairman, invited Board members to view the new MRF building project and reported that the facility should be operational close to the new year. Dodge stated that there were some comments made as regards the decision making involving the MRF and she asked Board members to refer to the debt service fund summary. Dodge stated that the MRF total debt service per month is going to be approximately $21,500 and that is substantially less than the statement that we were going to pay $28,000 per month in interest only.

RESOLUTION NO. 155-92-94
RE: APPROVAL OF THE PORTAGE COUNTY SECTION OF THE TOMORROW/WAUPACA RIVER PRIORITY WATERSHED PROJECT WITH THE DEPARTMENT OF NATURAL RESOURCES

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, the Tomorrow River Watershed occupies approximately 27% of Portage County mainly in the eastern third of the county, and

WHEREAS, the Portage County section of the watershed has historically had excellent water quality, and

WHEREAS, changing land use has started to threaten the high water quality in this region both in terms of surface water and groundwater quality, and

WHEREAS, soil erosion rates have also started to increase due to these land use changes, and

WHEREAS, the Land Conservation Committee has given support contingent to County Board approval to seek the Priority Watershed program for state assistance to help maintain the pristine water quality in the upper Tomorrow River.

NOW, THEREFORE, BE IT RESOLVED, that the Portage County Board of Supervisors goes on record accepting the Tomorrow/Waupaca River Priority Watershed Program.

Dated this 16th day of November, 1993.

Respectfully submitted,
LAND CONSERVATION COMMITTEE

William Peterson, Chair	Paul Kaczmarek
Jeanne Dodge	Leif Erickson
Vince Polum	Richard Allen

Motion by Supervisor Peterson, second by Supervisor Allen for the adoption.

Roll call vote revealed (29) ayes. Resolution adopted.

RESOLUTION NO. 156-92-94
RE: SUPPORTING SHERIFF'S VEHICLE RETENTION PLAN

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, Portage County Sheriff's Department has presently 9 marked squads and 1 unmarked squad for the road patrol.

WHEREAS, in case of a countywide emergency this number of vehicles would not be sufficient to handle the emergency especially if 1,2 or 3 of these vehicles were inoperable due to mechanical failure, accidents or other uses.

WHEREAS, the present system of purchasing new vehicles one year and selling them at a 50% depreciation the next is impractical and expensive to the county taxpayers.

WHEREAS, Sheriff Borski has put together a plan for making a more efficient and effective use of vehicles for the Sheriff's Department.

WHEREAS, the cost of implementing the plan has been identified as initially coming from the non-lapsing vehicle purchase amount.

WHEREAS, the plan has provisions of replenishing the money taken from that account within 4 years.

WHEREAS, the plan does "NOT" allow road deputies to take the vehicles home as originally requested.

WHEREAS, the plan has been tried in a 3 month trial period and data indicates that it is an effective and efficient plan.

NOW, THEREFORE, BE IT RESOLVED, that the Portage County Board of Supervisors approve the Sheriff's Vehicle Retention Plan.

Dated this 16th day of November, 1993.

Respectfully submitted,
LAW ENFORCEMENT/EMERGENCY GOVERNMENT COMMITTEE

James Clark, Chair
Stuart Clark
Jeanne Dodge
Richard Allen
Douglas Warner

Plan for Portage County Sheriff's Department Vehicles

Car	1992	1993	1994	1995	1996	1997	1998
Sheriff	89 CH	89 CH*	93 CV	93 CV	93 CV*	95 CV	95 CV
Chief Deputy	88 CH*	92 CV	92 CV*	93 CV	93 CV	93 CV*	94 CV
Capt. Op.	88 CH*		92 CV*	93 CV	93 CV	93 CV	93 CV*
Det. 1	92 T	92 T	92 T	92 T	92 T*	95 CV	95 CV
Det. 2	92 T	92 T	92 T	92 T	92 T*	95 CV	95 CV
Det. 3	92 T	92 T	92 T	92 T	92 T	92 T*	95 CV
Det. 4	92 T	92 T	92 T	92 T	92 T	92 T*	95 CV
Det. 5	88 CH*	91 CH*	94 CV	94 CV	94 CV	94 CV	94 CV
Det. 6	88 CH*	92 CV*	94 CV	94 CV	94 CV	94 CV	94 CV
Corrections			92 CV*	93CV	94 CV	94 CV	94 CV*
Corrections				94CV	94 CV	94 CV	94 CV*
Road 1	92 CV*	93 CV	94 CV	94 CV	96 CV	96 CV	98 CV
Road 2	92 CV*	93 CV	94 CV	94 CV	96 CV	96 CV	98 CV
Road 3	92 CV*	93 CV	94 CV	94 CV	96 CV	96 CV	98 CV
Road 4	92 CV*	93 CV	94 CV	95 CV	96 CV	96 CV	98 CV
Road 5	92 CV	93 CV	94 CV	95 CV	95 CV	97 CV	97 CV
Road 6	92 CV	93 CV	93 CV	95 CV	95 CV	97 CV	97 CV
Road 7	91 CH	93 CV	93 CV	95 CV	95 CV	97 CV	97 CV
Road 8		93 CV	93 CV	95 CV	95 CV	97 CV	97 CV
Road 9			93 CV	95 CV	95 CV	95 CV	96 CV
Road 10#			93 CV	93 CV*	95 CV	95 CV	96 CV
Road 11#			93 CV*	93 CV*	94 CV	95 CV	96 CV
Road 12					94 CV	94 CV	94 CV
Road 13					93 CV*	94 CV	94 CV
Lt. 1	92 CV	92 CV	93 CV	93 CV	93 CV	93 CV*	95 CV
Lt. 2							
Sgt. 1	92 CV	92 CV	94 EXP	94 EXP	94 EXP	94 EXP	94EXP
Sgt. 2				94 CV	94 CV	94 CV	96 CV
K9	85 CH*	93 EXP	93 EXP	93 EXP	93 EXP	93 EXP	93EXP*
Crash Truck	85 SUB	85 SUB*					
# Vehicles	20	20	24	26	28	28	28

12 9 8 6 4 4 4

* = cars to be traded in the following year
\# = car to be used for trips and civil process work
CH = Chevy
T = Taurus
CV = Crown Victoria
EXP = Explorer
SUB = Suburban

VEHICLET
10-1-93 mg

Plan for Portage County Sheriff's Department Vehicles

Vehicles Purchased & Traded:

1992	1993	1994	1995	1996	1997	1998
4 Taurus	1 Explorer	1 Explorer				
8 Crwn Vic	8 Crwn Vic	7 Crwn Vic	6 Crwn Vic	4 Crwn Vic	4 Crwn Vic	4 Crwn Vic
	1 Van (Trade)					

Cost of Crown Victoria:

$ 13,250	13,500	14,000	14,700	15,435	16,207	17,000

(Actual costs.....) (1993 base plus 5% increase each year.....)

Expenditures:

Cost of Vehicles:

$162,862	132,669	119,000	88,200	61,740	64,828	68,000

Miscellaneous Costs

$ 12,465	22,967	4,760	3,528	2,460	2,600	2,720

(Actual costs.....) (4% of cost of vehicles.....)

Total Expenditures

$175,327	155,636	123,760	91,728	64,200	67,428	70,720

Revenue:

Sale of Vehicles:

$36,267	40,681	19,000	19,000	13,000	10,000	7,000

Insurance/Restitution

$14,592	5,000 est.	6,000 est.	6,000 est.	6,000 est.	6,000 est	6,000 est

Non-lapsing Vehicle Purchase Account {Funds taken out or (put into)}

$47,468	34,751	38,760	(272)	(24,000)	(20,072)	(16,080)

Total Revenue :

$98,327	80,432	63,760	24,728	(5,000)	(4,072)	(3,080)

Expenditures less Revenue:

$77,000	75,204	60,000	67,000	69,200	71,500	73,800

Budget Amount:

$77,000	60,000	60,000	67,000	69,200	71,500	73,800

Equipment to be Paid from Extra Revenue:

$15,204

Balance of Non-Lapsing vehicle Purchase Account:

$116,289	81,538	42,778	43,050	67,050	87,122	103,202

Document: BORSKI9

Motion by Supervisor Stuart Clark, second by Supervisor James Clark for the adoption.

Sheriff Borski summarized his revised vehicle plan for the Board. Borski stated that there have been times when the County has actually been short of vehicles for employees coming in to work. Borski stated that using the three months when his department had the extra vehicles he conducted a study which showed he could save more money with his plan than what the extra insurance costs would be. Borski stated that there would be better use and management of the vehicles with the same individuals operating the vehicles. Borski stated that he feels his new plan is more efficient and added that he just wanted to try to do his job with the new fleet operation. Borski stated that with the revised plan there would be no cars being taken home by the deputies which was one of the major concerns expressed with the first plan. Borski stated that there would be available parking within the facility and the detectives would park on the street during the day. Borski stated that he felt his department would be better equipped in the case of an extreme emergency in Portage County with the larger vehicle fleet.

Chairman Hintz questioned how many employees do not currently have cars.

Sheriff Borski stated that it depends on the daily activity of the department and the transportation requirements for each day varies. Borski added that by expanding the fleet the department would not be using the vehicles around the clock and it would cut down the miles and prevent the County from replacing them on a yearly basis.

Supervisor Murphy stated that he could not believe that the Sheriff was asking for the fleet of cars again and added that he could not be convinced that it would be cheaper to run more cars.

Sheriff Borski stated that he wanted at least a year to try the plan.

Supervisor Gifford stated that he felt the plan may work but in order to see the overall savings it would have to be observed for more than one year.

Supervisor Stuart Clark agreed that the Sheriff was persistent with the request and added that he has presented complete information which supports his theory. He added that he felt the Sheriff is trying to manage his department and this vehicle plan is one part of his budget attempts and he hoped the Board would support the proposed plan.

Supervisor James Clark also asked the Board to support the plan and added that the Law Enforcement/Emergency Government Committee has studied the plan with the Sheriff and they feel it is a plan that could work for the County. Clark compared this request to the Highway Department equipment purchases and stated that the Board relies on the Commissioner and the Highway Committee for their decisions concerning the purchases and felt the Board should take the same approach with this issue and look at the long range results.

Supervisor Gifford stated that if the plan is approved he

would like to see an annual report to the County Board.

Supervisor Purcell stated that he felt approving the plan would be expanding government at a time when expanding government is not good. Purcell expressed concerns that if the County has more cars, there would be requests for more employees to run the cars. Purcell also questioned the cost effectiveness of maintaining two cars vs one car. Purcell added that he felt better having new equipment every year.

Supervisor Dodge stated that the current vehicle plan is there and it is just followed but now the Sheriff has come up with an in-depth plan that he had studied and has provided the numbers to back up the theory of savings with this new plan.

Chairman Hintz again questioned just how many people currently do not have cars.

Sheriff Borski stated that the plan is designed so that every car will be used every day but not twenty-four hours a day so that there will not be as many miles put on the car on a yearly basis.

Roll call vote revealed (23) ayes, (6) nayes, Supervisors Purcell, Idsvoog, Jakusz, Murphy, Warner, Hintz. Resolution adopted.

RESOLUTION NO. 157-92-94
RE: DOG CLAIMS

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WE, the members of your committee on dog claims, have met and pursuant to Section 174.11 of the Wisconsin State Statutes have allowed the following claims:

Date	Name	Description	Asked	Allowed
8-14-93	Leonard Jazdzewski 627 Oak Road Stevens Point, WI T23N-R7E Town of Linwood	6 chickens @ 8 lbs. each @ $1.25/lb. killed by stray dog	$60.00	$60.00

THEREFORE, BE IT RESOLVED, that the above claims be paid.

Dated this 16th day of November, 1993.

Respectfully submitted,
AGRICULTURE AND EXTENSION COMMITTEE
Eugene Zdroik, Chair
Richard Allen
William Peterson
Paul Kaczmarek
James Gifford

Motion by Supervisor Zdroik, second by Supervisor Check for the adoption.

Roll call vote revealed (28) ayes, (1) excused, Supervisor Niedbalski. Resolution adopted.

RESOLUTION NO. 158-92-94
RE: FINAL RESOLUTION

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

BE IT FURTHER RESOLVED, by the County Board of Supervisors of Portage County, Wisconsin, now in Adjourned Session assembled that the Resolutions, Ordinances, and motions adopted and carried at this meeting and all appropriations made and claims allowed at this meeting be and they are hereby ratified and confirmed in all respects by the Board.

(s) Supervisor Walter Jakusz

Motion by Supervisor Jakusz, second by Supervisor Borski for the adoption.
Motion carried by voice vote. Resolution adopted.

Motion by Supervisor Holdridge, second by Supervisor Szymkowiak to adjourn the meeting subject to the call of the Chair. Motion carried by voice vote.

STATE OF WISCONSIN)
) SS
COUNTY OF PORTAGE)

I, Roger Wrycza, County Clerk of said County, do hereby certify that the above is a true and correct record of the Adjourned Session of the Portage County Board of Supervisors of Portage County, Wisconsin.

ROGER WRYCZA
Portage County Clerk

OFFICIAL PROCEEDINGS
of the
BOARD OF SUPERVISORS
OF
PORTAGE COUNTY, WISCONSIN

December 21, 1993

Meeting was called to order by Chairman Clarence Hintz. Roll call taken by the Clerk as follows:

District 1,	Alfred A. Lewandowski
District 2,	Paul F. Kaczmarek
District 3,	W. William Zimdars
District 4,	Walter Jakusz
District 5,	Paul A. Borham
District 6,	Richard M. Purcell
District 7,	James E. Clark
District 8,	Jeffrey K. Murphy
District 9,	Eugene G. Szymkowiak
District 10,	Gordon M. Hanson
District 11,	Joe Niedbalski
District 12,	William H. Peterson
District 13,	Margaret Cain Erler
District 14,	James Gifford
District 15,	Douglas Warner
District 16,	O. Philip Idsvoog
District 17,	Robert J. Steinke
District 18,	Anthony B. Kiedrowski
District 19,	Stuart Clark
District 20,	Carrol Winkler
District 21,	Richard E. Allen
District 22,	Jeanne Dodge
District 23,	Eugene Zdroik
District 24,	Ronald J. Check
District 25,	Jerome J. Borski
District 26,	Donald J. Butkowski
District 27,	John W. Holdridge
District 28,	Leif E. Erickson
District 29,	Clarence S. Hintz

Roll call taken by Clark Wrycza revealed (27) ayes, (2) excused, Supervisors Erickson and Kaczmarek.

All present saluted the flag.

Supervisor Idsvoog delivered the invocation.

Motion by Supervisor Szymkowiak, second by Supervisor Jakusz to approve the minutes of the November County Board meetings. Motion carried by voice vote.

Correspondence

Clerk Wrycza presented a check for $92,000 which was awarded to Portage County for tax dollars spent at the Portage County

Health Care Center.

Clerk Wrycza stated that the Gilfry December Update was distributed.

Clerk Wrycza stated that the WCA Legislative Update was distributed.

Clerk Wrycza stated that the third draft of the proposed ethics code was distributed and asked Board members to voice any recommendations or concerns to the Committee on Committees or the County Clerk's office by January 4, 1994. Clerk Wrycza stated that it will be on the Committee on Committees agenda on January 5, 1994 and will be on the January Board agenda for discussion only.

Clerk Wrycza stated that there were highlights from the employee safety handbook distributed.

Clerk Wrycza informed the Board that the 1996 WCA Convention has been awarded to Portage County.

Committee Referrals

Motion by Supervisor Check, second by Supervisor Borski to refer to the Corporation Counsel the summons and complaint of various defendants including Portage County. Portage County was named by virtue of providing medical assistance to claimant and may have subrogation on any award. Motion carried by voice vote.

Appointments

Motion by Supervisor Zdroik, second by Supervisor Erler to approve the following reappointments:

Nancy Lamar reappointed to the Wisconsin Valley Library Service Board for a three-year term expiring December, 1996.

Norman Myhra reappointed to the Veterans Service Commission for a three-year term expiring December, 1996.

Ed Poock reappointed to the Portage County Public Library Board for a three-year term expiring January, 1997.

W. William Zimdars reappointed to the Portage County Public Library Board for a three-year term expiring January, 1997.

James Schurter reappointed to the Portage County Public Library Board for a three-year term expiring January, 1997.

Motion carried by voice vote. All reappointments approved.

Unlimited Topics

Roger Bullis, Children Action Network, presented the Board with an update of the committee's goals and objectives indicating that they want to make children a first priority in Portage County, addressing their basic needs of food, shelter, support, etc. Bullis stated that they plan to keep the County Board informed of their activities and meetings in the future.

Supervisor Peterson questioned why the District Attorney is going outside for prosecuting help and how much is it costing Portage County. Peterson also questioned the cost of the outside investigations.

Brian Formella, Corporation Counsel, stated that the State

Statutes do allow for the District Attorney to ask for outside help in special circumstances but felt the District Attorney could address the question better since it is her decision. Formella stated that sometimes outside investigations are good to provide for more credibility and integrity.

Jerry Glad, Business Administrator, stated that the Attorney General does not charge the county for any services.

Supervisor Borski stated that the law enforcement agencies work between the surrounding counties and do not charge for services provided back and forth.

Supervisor Purcell stated that he hoped there would be no more surprises from the Sheriff's Department.

Supervisor James Clark, Law Enforcement/Emergency Government Committee Chairman, stated that the Committee has been working with the Sheriff and all aspects of his office. Clark stated that it is a powerful committee which asks many questions on the issues. Clark stated that the Sheriff has promised to follow the proper procedures and will be working more closely with the other departments to ensure proper procedures.

Supervisor Murphy stated that he too had concerns of the District Attorney calling in special prosecutors and asked that the District Attorney address the County Board in January to answer any questions regarding the issue.

Chairman Hintz stated that the District Attorney will be invited to the January County Board meeting.

Supervisor Erler stated that the Public Library will be closed from January 3-8 for automation.

Chairman Hintz stated that Supervisor Erler asked the Committee on Committees if individuals could address the County Board at the monthly meetings regarding various issues including poverty, environmental, agriculture, Hmong culture, etc. Hintz stated that beginning in January there will be five to ten minute presentations by various individuals representing different groups and issues.

ORDINANCE NO. 159-92-94
RE: ZONING ORDINANCE MAP AMENDMENT, BANNACH PROPERTY

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, Rhody and Patricia Bannach request to amend the Portage County Zoning Ordinance so part of Section 33, T25N, R7E, Town of Eau Plaine, an area of 40 acres is hereby changed from A-1, Exclusive Agricultural District to Agricultural District; and

WHEREAS, the Portage County Planning and Zoning Committee held a public hearing on the proposed amendment in the County Conference

Room of the County-City Building on December 8, 1993 after due notices were published in the Stevens Point Journal. At said hearing all those who wished to be heard were heard and pertinent facts constituting the testimony were recorded; and

WHEREAS, the Portage County Planning and Zoning Committee, after carefully considering the testimony, including the attached fact sheet at the December 8, 1993 meeting, has placed a recommendation with the County Board that the request be approved; and

WHEREAS, the proposed amendment, with the information furnished in the attached report and fact sheet, has been given due consideration by the County Board.

NOW, THEREFORE, BE IT RESOLVED, that the Portage County Board of Supervisors does ordain as follows: the NW 1/4 of Section 33, T25N, R7E, Town of Eau Pleine, an area of 40 acres is hereby changed from A-1, Exclusive Agricultural District to Agricultural District.

Dated this 21st day of December, 1993.

Respectfully submitted,

PLANNING AND ZONING COMMITTEE

O. Philip Idsvoog, Chair	Robert Steinke
John Holdridge	Leif Erickson
Ronald Check	

Motion by Supervisor Idsvoog, Second by Supervisor Steinke for the adoption.

Roll call vote revealed (27) ayes, (2) excused, Supervisors Kaczmarek and Erickson. Ordinance adopted.

ORDINANCE NO. 160-92-94
RE: ZONING ORDINANCE MAP AMENDMENT, FURO PROPERTY

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, George Furo requests to amend the Portage County Zoning Ordinance so part of Section 17, T25N, R6E, Town of Eau Pleine, an area of 80 acres is hereby changed from A-1, Exclusive Agricultural District to Conservancy and Agricultural Districts; and

WHEREAS, the Portage County Planning and Zoning Committee held a public hearing on the proposed amendment in the County conference Room of the County-City Building on November 17, 1993 after due notices were published in the Stevens Point Journal. At said hearing all those who wished to be heard were heard and pertinent

facts constituting the testimony were recorded; and

WHEREAS, the Portage County Planning and Zoning Committee, after carefully considering the testimony, including the attached fact sheet at the November 17, 1993 meeting, has placed a recommendation with the County Board that the request be approved; and

WHEREAS, the proposed amendment, with the information furnished in the attached report and fact sheet, has been given due consideration by the County board.

NOW, THEREFORE, BE IT RESOLVED, that the Portage County Board of Supervisors does ordain as follows: the south 330 feet of the west 660 feet of Section 17, T25N, R6E, Town of Eau Pleine, an area of approximately 5 acres is hereby changed from A-1, Exclusive Agricultural District to Agricultural District and the remainder of the NW 1/4 of the NE 1/4 and the NE 1/4 of the NE 1/4 of Section 17, T25N, R6E, Town of Eau Plaine, an area of 75 acres is hereby changed from A-1, Exclusive Agricultural District to Conservancy District; the request totals 80 acres.

Dated this 21st day of December, 1993.

Respectfully submitted,
PLANNING AND ZONING COMMITTEE

O. Philip Idsvoog, Chair	Robert Steinke
John Holdridge	Leif Erickson
Ronald Check	

Motion by Supervisor Idsvoog, second by Supervisor Check for the adoption.

Roll call vote revealed (26) ayes, (1) abstained, Supervisor Kiedrowski, (2) excused, Supervisors Kaczmarek and Erickson. Ordinance adopted.

ORDINANCE NO. 161-92-94
RE: ZONING ORDINANCE TEXT AMENDMENTS,
MISCELLANEOUS UPDATES AND CLARIFICATIONS

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, the Portage County Planning and Zoning Committee requests to amend the Portage County Zoning and Shoreland Zoning Ordinance texts to update, clarify, and amend portions thereof; and

WHEREAS, the Portage County Planning and Zoning Committee held a public hearing on the proposed amendments in the County Conference Room of the County-City Building on September 29, 1993 after due notices were published in the Stevens Point Journal. At said hearing all those who wished to be heard were heard and

pertinent facts constituting the testimony were recorded; and

WHEREAS, the Portage County Planning and Zoning Committee, after carefully considering the testimony, including the attached clarification at the September 29, 1993 and November 17, 1993 meetings, has placed a recommendation with the County Board that the request be approved; and

WHEREAS, the proposed amendments, with the attached clarification, has been given due consideration by the County Board.

NOW, THEREFORE, BE IT RESOLVED, that the Portage County Board of Supervisors does ordain as follows:

1. Repeal 8A.9.9(W) and replace with the definition of structure listed below (W); "A structure is any man-made object with form, shape and utility, either permanently or temporarily attached to, placed upon or in the ground, or any attachment to something on a premises, including but not limited to dwellings, accessory buildings, additions, signs, decks, swimming pools, platforms, porches, balconies, gazebos, satellite dishes, fences, boathouses, stairs, walkways, sidewalks, piers, wharves, patios, bridges and retaining walls."
2. Add "8A.4.23 Stairs, elevated walkways and piers landward of the OHWM are allowed only when necessary to access the shoreline because of steep slopes, rocky or wet unstable soils. The following conditions shall apply:
   (a) A maximum width of sixty (60) inches (outside diameter) is allowed.
   (b) Attached benches, seats, tables, etc., are prohibited.
   (c) Canopies and/or roofs are prohibited.
   (d) Stairways shall be elevated rather than being excavated.
   (e) Landings are allowed when required for safety purposes and shall not exceed forty (40) square feet.
   (f) Sidewalks may be allowed within the 100 foot setback for access to buildings meeting the setback but shall not exceed sixty (60) inches in width.
3. 8A.4.22 Boathouses - Shall be allowed as a special exception.
4. Repeal 8A.6.21 and replace it with "8A.6.21 any filling, grading or excavating of areas 10,000 square feet or more. Shoreland Filling, grading or excavating of less than 10,000 square feet shall be allowed as a permitted use provided a Zoning Permit is issued for the project and detailed to scale drawings are submitted with the application."
5. Add "6.3.1 (B)(14), 6.3.5 (B)(14) and 6.3.6(B)(19) Excavations and/or extractions of less than 10,000 square feet provided performance standards are met and detailed site plans are submitted prior to the start of excavation."
6. Repeal 6.2.1(C)(4)(a) and replace with 6.2.1(C)(4)(a) "Side Yards. There shall be 10 foot minimum setback from each side

yard.

7. Add "6.3.5(C)(18) Extraction of sand and gravel."
8. Add "6.2.5(C)(19) Contractor's storage yards, as specified in Subsection 6.3.1(C)(2)."
9. Repeal 6.6.1(E)(2) and replace with 6.6.1(E)(2) "In the residence districts, no commercial motor vehicle exceeding 5 tons rated capacity shall be stored in any private garage or on any lot."
10. Add "6.6.2(C)(3) A double permit fee shall be assessed where construction and/or a use has begun prior to the issuance of a Portage County Zoning Permit."
11. Repeal 6.6.2(A)(2) Deputy zoning Administrator.
12. Repeal 6.6.2(A)(3) Permits and recreate 6.6.2(A)(2) Permits as previously cited as 6.6.2(A)(3).
13. Create "6.6.2(A)(2)(g) There shall be no issuance of a Zoning Permit and/or approval of a certified survey map until all zoning violations are corrected."
14. Repeal and recreate 6.6.9 "Automobile Wrecking Yard - Any premises on which more than one self-propelled vehicle, not in running or operating condition, which is not stored in an enclosed building.
15. Create in 6.6.9 "Lot of Record - Any validly recorded lot which at the time of its recordation complied with all applicable laws, ordinances and regulations."
16. Create "6.3.1(B)(15); 6.3.4(B)(26); 6.3.5(B)(15) and 6.3.6 (B)(20) One semi-tractor and/or trailer per parcel."
17. Create "6.3.1(C)(21); 6.3.4(C)(16); 6.3.5(C)(20) and 6.3.6(C)(27) Two or more semi-tractors and/or trailers per parcel."
18. Create "6.6.1(A)(11) Semi-trailers, mobile homes, travel trailers, campers, automobiles, motor vehicles, etc. cannot be used for any use other than its intended use when it was new. These items may not be used as storage buildings or for storage if the value of the item is less than $1,000."
19. Replace 42 feet with "50" feet in 6.6.6(A)(1)(b).
20. Repeal and recreate 6.3.4(A) to read "intent. It is the intent of this district to:
    (1) Preserve productive farmlands, particularly where such lands exist in large blocks, including nonproductive lands, where necessary to maintain this strategy;
    (2) Maintain agriculture as a major component of the County' economy;
    (3) Minimize conflicts between farm and nonfarm activities;
    (4) Avoid urban sprawl and the associated public costs;
    (5) Allow farmers to participate in the Wisconsin Farmland Preservation Program; and
    (6) Allow farm related housing and limited nonfarm housing, in appropriate locations, at very low densities."
21. In 6.3.1(B)(1) delete "two-family dwellings" and replace with "Any use permitted in the Single Family Residence District."
22. Repeal and recreate 6.3.3(A)(5) "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. The total maximum square footage of accessory building(s) shall not exceed 1,200 square feet and shall match the design of the residence as determined by the Zoning Administrator. Any disagreement with the Zoning Administrator's determination shall be referred to the Planning and Zoning Committee for review."

23. Repeal and recreate 6.4.2(A)(1) "Residences of owners or operators when attached to one of the permitted uses listed below."
24. Create 6.6.1(D)(7) "Where a front yard does not abut a public street, public road or public highway, the minimum setback shall be 25 feet from the front yard."
25. Create 6.3.4(C)(17) "One nonfarm residence per quarter-quarter section or government lot provided there is a minimum of 35 acres or more."
26. Create 6.3.4(C)(18) "Farm related buildings or uses on parcels less than 35 acres."
27. Repeal 6.6.6(B) Lake Front Properties.
28. Recreate 6.6.6(B) to "Vision Clearance."
29. Repeal 6.6.6(C) Vision Clearance.
30. Recreate 6.6.6(C) "Structures Permitted Within Setback Lines.
31. Repeal 6.6.6(D) Structures Permitted Within Setback Lines.
32. Recreate 6.6.6(D) "Any proposed addition to a building or structure that lies within highway or side yard setbacks, that meets all necessary setbacks from the highway, side yard, rear yard, water and wetland does not require Board of Adjustment approval. The Zoning Administrator has the right to request assistance from the Portage County On-Site Waste Specialists if there appears to be questions on sanitary setbacks."
33. Delete 6.6.6(E) Any proposed addition to a building or structure that lies within highway or side yard setbacks, that meets all necessary setbacks from the highway, side yard, rear yard, water and wetland does not require Board of Adjustment approval. The local Deputy Zoning Administrator shall contact the Zoning Administrator who will authorize the deputy Zoning Administrator to issue the permit for the addition, provided all necessary setbacks can be maintained. The Zoning Administrator has the right to request assistance from the Portage County Sanitarian if there appears to be questions on sanitary setbacks.

Dated this 21st day of December, 1993.

Respectfully submitted,

PLANNING AND ZONING COMMITTEE

O. Philip Idsvoog, Chair	Ronald Check
Robert Steinke	Leif Erickson
John Holdridge	

Motion by Supervisor Steinke, second by Supervisor Idsvoog for the adoption.

Supervisor Kiedrowski expressed a concern on No. 1 which referred to the definition of a structure and how detailed it could be used.

Supervisor Purcell asked for an explanation of the major changes in the ordinance.

Steve Brazzalle, County Zoning Administrator, explained that the definition of structure was put together by the central district of county code administrators and the majority of the definition was defined in a Wisconsin Supreme Court action and other areas have been added which are considered structures but are not always mentioned. Brazzale stated that the zoning administrators are trying to get a uniform definition of "structure" statewide. Brazzale stated one major change to the ordinance is requiring a boathouse to be a special exception rather than a permitted use to try to ensure that there will be no question later on that it is for the use of a boathouse. The exclusive agriculture district intent statement is being changed to better reflect the process that the towns and counties are using in applying the farmland preservation. They also restricted the use of old semi trailers or buses on a yard and used for storage in a residential area. Another change to be more consistent with the state is to require a 50-foot setback. Brazzale stated that another situation is that semi trucks, milk trucks, or commercial type vehicles with a five-ton rated capacity will not be allowed in a residential subdivision. He stated that the junkyard provision is being tightened to clarify the meaning. Brazzale stated that with the changes, duplexes would not be allowed in the ag districts. Brazzale added that one other change would concern a single family residence in a commercial zoning.

Supervisor Hanson questioned if there were any objections by any of the townships.

Brazzale stated that the changes were mailed to all town chairmen, clerks, and supervisors and there were no comments expressed.

Supervisor Zdroik questioned if an individual owns a truck where can he keep it with the new ordinance change.

Brazzale stated that the zoning ordinance does not allow for a storage building over a certain square footage in a residential sub-division and some local roads are posted to restrict this type of vehicle from traveling these areas. Brazzale stated that it is the feeling that these large trucks do not belong in a residential sub-division.

Supervisor Zdroik stated that the owner of this equipment is going to want to have it near his home for protection.

Brazzale stated that the ag district does allow for a storage building to house this type of equipment but it will not be allowed in the residential subdivisions because of the safety and noise factors and various other issues.

Supervisor Gifford stated that currently there are people that do this and questioned how they will be affected by the new

ordinance change.

Brazzale stated that if they are under five-ton rated capacity they will be allowed, and those that are there prior to zoning are grandfathered in but any new requests would be denied.

Chairman Hintz questioned how motor homes would be treated.

Brazzale stated that motor homes are not regulated provided that they are stored on the property and not used for human habitation.

Supervisor Steinke pointed out that one problem of having semi trucks in a subdivision is that sometimes in the cold winter they run the motor all night long and it can be quite disturbing.

Supervisor Kiedrowski questioned what "any attachment to something" is under the definition of "structure".

Brazzale stated that if you are going to add any type of an addition to a pre-existing structure that is there, this definition will cover it and it will be considered a structure. Brazzale stated that many people felt that a deck was not considered a structure, but there have been problems with them being constructed over septic tanks and septic drain fields and wells. This is an attempt to have these types of things be constructed with the proper setbacks for these items mentioned.

Supervisor Erler stated that she noticed that there would be a double permit fee charged where construction and/or a use has begun prior to the issuance of a permit and she questioned how people would be informed of these changes.

Brazzale stated that notices are going to be sent with all property taxes and there will be a publication in the paper.

Supervisor Butkowski stated that he felt the County is a little discriminatory with tractor/trailers if we are going to allow recreation vehicles. Butkowski stated that he would favor owner/operators to house their vehicles on their property.

Roll call vote revealed (23) ayes, (4) nayes, Supervisors Borski, Kiedrowski, Murphy, Zdroik, (2) excused, Supervisors Kaczmarek and Erickson. Ordinance adopted.

RESOLUTION NO. 162-92-94
RE: ZONING CHANGE FOR THE VAN TASSEL
PROPERTY - TOWN OF GRANT

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, the Town of Grant requests to amend its existing zoning map to change the zoning on the Wade Van Tassel property, Section 30, T22N, R7E, consisting of 0.66 acres from Residential to Commercial Zoning; and

WHEREAS, the Town of Grant Board held a public hearing on such amendment on November 11, 1993, and approved the requested Zoning change from Residential to Commercial; and

WHEREAS, the proposed zoning change is consistent with the

Land Use Plan recommendations of the Town of Grant Development Guide; and

WHEREAS, Section 60.62(3) of the Wisconsin Statutes requires that the County Board approve all town zoning text and map amendments.

NOW, THEREFORE, BE IT RESOLVED, that the County Board of Supervisors hereby approved such zoning change from Residential to Commercial for the Wade Van Tassel property described as Lot 1 of CSM 1/29, described as Parcel No. 018-22-0730-08.06 being a part of the S 1/2 of the NW 1/4 of Section 30, T22N, R7E, Town of Grant.

Dated this 21st day of December, 1993.

Respectfully submitted,
PLANNING AND ZONING COMMITTEE

O. Philip Idsvoog, Chair	Robert Steinke
John Holdridge	Leif Erickson
Ronald Check	

Motion by Supervisor Kiedrowski, second by Supervisor Steinke for the adoption.

Roll call vote revealed (27) ayes, (2) excused, Supervisors Kaczmarek and Erickson. Resolution adopted.

RESOLUTION NO. 163-92-94-AMENDED
RE: REQUEST TO CIBA-GEIGY FOR FUNDING TO CONDUCT ATRAZINE TESTING

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, Atrazine has been found to be a carcinogen when ingested; and

WHEREAS, Atrazine has been found in the groundwater in Portage County; and

WHEREAS, sampling of drinking water wells in Portage County has revealed that a high percentage of wells tested near cornfields contain Atrazine; and

WHEREAS, many of the wells in the County have not been tested because of the high cost of sampling and analysis; and

WHEREAS, the Wisconsin Department of Agriculture, Trade and Consumer Protection has proposed that Atrazine use be prohibited in portions of three towns in Portage County; and

WHEREAS, the Portage County Groundwater Citizens Advisory Committee recommends that additional testing be conducted and

unanimously voted to request the manufacturer of Atrazine provide $100,000 to Portage County for additional sampling and analysis of private wells in the County.

NOW, THEREFORE, BE IT RESOLVED, that the Portage County Board of Supervisors requests that Ciba-Geigy provide $100,000 to Portage County to cover the cost of a Countywide program of sampling and analysis for atrazine to be initiated in 1994; and

BE IT FURTHER RESOLVED, that the County Board requests the Wisconsin Department of Natural Resources, the Wisconsin Department of Agriculture, Trade and Consumer Protection, the University of Wisconsin-Stevens Point College of Natural Resources and the Environmental Health Section of the Community Human Services Department assist the County Planning and Zoning Department staff in development of a plan to ensure adequate sampling of all areas of the County.

Dated this 21st day of December, 1993.

Respectfully submitted,
PLANNING AND ZONING COMMITTEE

O. Philip Idsvoog, Chair	Robert Steinke
John Holdridge	Leif Erickson
Ronald Check	

Motion by Supervisor Idsvoog, second by Supervisor Check for the adoption.

Motion by Supervisor Butkowski, second by Supervisor Niedbalski to amend the resolution in the last paragraph by including the Environmental Health Section at CHS to assist the Planning and Zoning staff in development of the plan. Motion carried by voice vote. Amendment carried.

Supervisor Purcell questioned some proposed legislation whereby local communities would no longer have control over pesticide application and whether the testing would serve any purpose if we have no control of the application.

Clerk Wrycza stated that the legislation has been adopted and already signed by the Governor.

Charles Kell, County Planner, stated that the testing will provide the County with a number of things to work with. Kell stated that it will help to identify problem wells in the County and possibly these people would be eligible for well-compensation dollars to have their wells improved so they are not drinking water contaminated with this herbicide. Kell stated that the sampling program would enable the County to petition for some prohibition areas by the State Department of Ag which would prohibit the use of this herbicide in certain areas. Kell stated that although the local and county government is restricted by this new law, it does not restrict the State Dept. of Ag from putting use restrictions on certain areas if groundwater problems exist.

Supervisor Kiedrowski questioned how many samples might be

conducted and the cost per sample. He also questioned if we are breaking new ground by asking this company for the funds.

Kell stated that it is new ground for this company and they are concerned about this issue and they have put forth some proposals relative to what they are willing to do and they do not coincide with what the resolution calls for. Kell asked the Board to pass the resolution and see what the official response is from Ciba-Geigy relative to the request. Kell stated that the company would like to funnel the dollars through the Dept. of Ag. and have the money earmarked for Portage County rather than provide it directly to the County so as not to set any precedent. Kell outlined some of the costs of various tests and stated that $100,000 would provide an awful lot of sampling. Kell stated that the Groundwater Council was asking for enough money to do a very thorough, comprehensive testing program but they were not quite sure of the total costs of that program. Kell stated that he did not feel Ciba-Geigy would agree to the total amount but felt it would be a good show of faith for the County Board to pass the resolution to find out their formal response.

Supervisor Szymkowiak questioned what is in atrazine that we are concerned about.

Kell sated that the make-up of the chemical has cancer producing characteristics and so people that are exposed to it through drinking water wave the potential for getting cancer.

Beth Jensen, Town of New Hope resident, stated that their well is contaminated with atrazine and the information she received says that the chemical mimics estrogen which is linked to breast and ovarian cancer.

Another resident concerned with atrazine stated that she feels the County should not stop with the testing of wells but also conduct medical tests involving Portage County women to determine if a link could be established between breast cancer in this area and consumption of atrazine-laden water.

Roll call vote revealed (27) ayes, (2) excused, Supervisors Kaczmarek and Erickson. Amended resolution adopted.

RESOLUTION NO. 164-92-94
RE: PERSONNEL POLICY REVISION

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, the Portage County Personnel Committee has been delegated the responsibility to establish Personnel Policies and amendments thereto; and

WHEREAS, the Personnel Committee has reviewed the attached policies and determined that proposed revisions are appropriate;

NOW, THEREFORE, BE IT RESOLVED, that the Portage County Board of Supervisors hereby approves the attached Personnel Policy revisions effective January 1, 1994.

Dated this 21st day of December, 1993.

Respectfully submitted,
PORTAGE COUNTY PERSONNEL COMMITTEE

Robert Steinke, Chair
Margaret Cain Erler
Eugene Zdroik
Jeffrey Murphy
Walter Jakusz

Proposed Changes

DEFINITIONS

1) "Hiring Authority"

Current

Hiring Authority - the hiring authority for all departments is the department head or his/her authorized designee.

Proposed

"Appointing Authority"

The County Official or governing Committee who has the authority to appoint and remove individuals to and from positions in the County service.

1a) "Other Relative"

Current

Shall be defined as grandparents, brother-in-law, sister-in-law, uncle, aunt, nephew, niece, grandchildren.

Proposed

Shall be defined as employee's grandparents, brother-in-law, sister-in-law, uncle, aunt, nephew, niece, grandchildren.

1b) "Limited Term Employee"

Current

Limited Term Employee - a full or part-time temporary position created to complete a specific project or assignment.

Proposed

Limited Term Employee - a full or part-time temporary position assigned to complete a specific project or assignment.

1.04) "Political Activity"

Delete current language, add sentence which states: "The complete County policy is kept on file in the Personnel Department".

2) Responsibility and Authority

County Board

Insert 2.01 A 4

Approve collective bargaining agreements between Portage County and its presented employee associations and unions.

3) Insert 2.01 C3

Submit recommendations for language changes to labor agreements to Personnel Committee.

4) 2.01 E - Department Heads, #7

Current

Oversee the enforcement of and compliance with labor agreements in their department.

Proposed

Participates in labor negotiations as a member of the Management Bargaining Committee as requested and oversees the enforcement of and compliance with labor agreements in their department.

5) 3.02 - Security of Records

Amend the first paragraph to read as follows:

Access to personnel and payroll records shall be limited to those employees who utilize official records in order to perform their assigned duties. Other people who are authorized access should obtain the records from the Personnel Director. A County Board Supervisor requesting to review the personnel file of a county employee shall make a formal written request to the Personnel Committee which will determine whether there is sufficient governmental basis to permit the review of the file. If the request is granted, the County Board Supervisor must maintain the confidentiality of the information in the individual's personnel file. In accordance with Wisconsin Statutes Section 103.13, any employee may make arrangements to view their own personnel records at a time mutually acceptable with management.

6) 4.02 - Composition of the Classification Plan, C

Current

Written specifications for each class of position.

Proposed

C Written classification specifications for each class of position. Written position description for each position in a classification detailing the essential and non-essential functions and physical requirements of the position.

8) 5.02 - Procedure Limited Term Employees

Add new definition

Limited Term Employees are full or part-time temporary positions assigned to complete a specific project or assignment of no more than 1044 hours.

5.02 - C

Current

The Personnel Committee may authorize an additional 1044 hours if the need for the temporary position still exists after the initial 1044 hours. However, this extension must also be approved by the Finance Committee. If, after one extension, the position is still needed, then the position must be approved as outlined in Section 5.01 above.

Proposed

The Personnel Committee may authorize an additional 1044 hours if the need for the temporary position still exists after the initial 1044 hours. However, this extension must also be approved by the Finance Committee and the appropriate bargaining unit. If, after one extension the position is still needed, then the position must be approved as outlined in Section 5.01 above.

5.02 - E

Current

LTE's who become permanent County employees without a break in service shall have that LTE service immediately preceding the change to permanent status count toward eligibility for fringe benefits, unless otherwise specified by labor agreement requirements. Fringe benefits shall not be made retroactive.

Proposed

LTE's who become permanent County employees without a break in service shall have their start date as an LTE recorded as their start date (seniority date) as a permanent County employee, unless otherwise specified by labor agreement requirements. No benefits will be earned while the employee is an LTE.

9) 5.03 B - Procedure Seasonal Employees

Current

Recruitment and Selection - Seasonal positions shall be announced and filled through the appropriate job posting and hiring procedures as required by the Personnel Policies for comparable permanent positions.

Proposed

Recruitment and Selection - Seasonal positions shall be announced and filled through the appropriate announcement and hiring procedures as required by Personnel Policies for comparable permanent positions.

10) 5.05 - "Authorization for New and Vacant Positions

Add the following language:

Requests to fill vacant budgeted positions must be approved by the Personnel Committee. Written requests must be submitted to the Personnel Office for review. The Personnel Director will submit the requests to fill vacant positions to the Personnel Committee with his/her recommendation. The requesting department does not need to appear before the Personnel Committee with the request unless the Personnel Director or a member of the Personnel Committee asks for an appearance.

11) 6.01 - Recruitment and Selection

Current

It is the policy of Portage County to recruit, select, evaluate, promote, compensate, and retain employees on the basis of their ability to perform the duties and responsibilities of the position without regard to age, race, creed or religion, color, disability, sex, national origin, ancestry or political affiliation, and in compliance with federal merit system standards. The County will also provide reasonable accommodation for disabled applicants and employees.

Proposed

Add the following to the beginning of the paragraph:

It is the policy of Portage County to recruit and select the best qualified persons for positions in the County's service further, it...

12) 6.04 - Nepotism

Current

No member of the immediate family of a County Board Supervisor, citizen member of a committee/commission, elected official, management personnel or other supervisor may be hired or transferred into a department where a potential supervisor-subordinate relationship would exist. Nothing in this section shall affect persons hired or transferred prior to January 1, 1981. A request for exemption from this section requires Personnel Committee approval.

A supervisor-subordinate relationship shall exist when the employee being hired or transferred falls below the supervisor in question on the department's organizational chart or chain of command regardless of the amount of intervening supervision. Any time this involves a County Board Supervisor, that Supervisor shall leave the governing committee in question before the family member can be hired or transferred.

Proposed

Portage County does not allow members of an immediate family in a department where a supervisor/subordinate relationship would exist. A supervisor/subordinate relationship shall exist where one family member falls below another member of his or her immediate family in the department's organizational chain of command regardless of the amount of intervening supervision.

If the situation involves a County Board supervisor, or citizen member of a committee/commission, that individual shall leave the governing body in question before the family member can be hired, transferred or otherwise join the department. If the situation involves any other elected official, the family member shall resign or shall transfer to another department within 60 days of the elected official being sworn into office, as determined by the governing committee and Personnel Committee. A request for exemption from this section requires Governing Committee and Personnel Committee approval.

Nothing in this section shall affect supervisor/subordinate relationships existing prior to _____, 1993.

13) Section 6.07 Applicant Screening and "Note" Section

Current

Subsection G

Physical examination.

Proposed

Medical examination.

NOTE

Current

Physical examinations may be required as a prerequisite to employment for candidates under consideration for employment. Such examinations shall measure the individual's physical capabilities in terms of the job to be performed. When physical examinations are required, they shall be conducted by a licensed physician at the individual's expense. In the event the County should require a specific physician or a second examination, such examination would be at the County's expense.

Proposed

Medical examinations may be required of a candidate after the candidate has been offered the position. Such examinations shall measure the individual's physical capabilities in terms of the job to be performed. When medical examinations are required, they shall be conducted by a licensed physician at the County's expense.

Security

Current

Formal selection materials shall be known only to Personnel Department staff and to other individuals designated by the Personnel Director. Every precaution shall be exercised by all persons participating in the development, maintenance and administration of selecting devices to ensure the highest level of integrity and security.

Proposed

Formal selection materials shall be known only to Personnel Department staff <u>or their designees or as required by law,</u> and to other individuals designated by the Personnel Director. Every precaution shall be exercised by all persons participating in the development, maintenance and administration of selecting devices to ensure the highest level of integrity and security.

14) 6.08 Applicant Notification, C

Current

The hiring authority shall be responsible for notifying all candidates certified of the date, time and place of the interview and of the interview results.

Proposed

The <u>appointing</u> authority shall be responsible for notifying all candidates certified of the date, time and place of the interview and of the interview results.

15) 6.09 Candidate Certification

Current

It will be the responsibility of the Personnel Director to assure that applications are thoroughly screened and that the most qualified candidates are referred to the hiring authority for final selection. At least three candidates shall be certified for each vacancy unless there are fewer than three qualified applicants, in which case the hiring authority may select from those candidates available or may request additional recruitment. If two or more candidates have tied scores within the top group of scores, all candidates with that score shall be certified.

Category certification procedures may be used to determine the "most qualified", "qualified" and "not qualified" candidates for positions which have minimal or no entry level qualification requirements. Selection shall be made by the hiring authority from the highest category needed to provide a sufficient number of qualified applicants.

Proposed

It will be the responsibility of the Personnel Director to assure that applications are thoroughly screened and that the most qualified candidates are referred to the <u>appointing</u> authority for final selection. At least three candidates shall be certified for each vacancy unless there are fewer than three qualified applicants, in which case the <u>appointing</u> authority may select from those candidates available or may request additional recruitment. If two or more candidates have tied scores within the top group of scores, all candidates with that score shall be certified.

Category certification procedures may be used to determine the "most qualified", "qualified" and "not qualified" candidates for positions which have minimal or no entry level qualification requirements. Selection shall be made by the <u>appointing</u> authority from the highest category needed to provide a sufficient number of qualified applicants.

16) 6.10 Eligibility Lists

Current

The Personnel Director shall be responsible for establishing and maintaining eligibility lists as may be necessary or desirable. The duration of eligibility lists shall be six months with extension possible at the discretion of the Personnel Director. Eligibility lists may be terminated prior to six months if they no longer contain a sufficient number of qualified and interested applicants.

Proposed

The Personnel Director or appointing authority shall be responsible for establishing and maintaining eligibility lists as may be necessary or desirable. The duration of eligibility lists shall be one year with extension possible at the discretion of the Personnel Director. Eligibility lists may be terminated prior to one year if they no longer contain a sufficient number of qualified and interested applicants.

17) 6.11 - Interviews

Current

The Department Head or his/her designee shall conduct the final interviews. All qualified candidates shall be given equal consideration for appointment. The Department Head or his/her designee shall make the final selection from the qualified candidates.

The Department Head or supervisor (and, in some cases, the Governing Committee) shall conduct all interviews in a fair and impartial manner and shall provide appropriate documentation to the Personnel Department following completion of all interviews.

Proposed

The appointing authority or designee shall conduct the final interviews. Governing Committee members may participate in the interview process. All qualified candidates shall be given equal consideration for appointment. The appointing authority shall make the final selection from the qualified candidates.

The appointing authority or designee shall conduct all interviews in a fair and impartial manner and shall provide appropriate documentation to the Personnel Department following the completion of all interviews. Governing Committees will be notified by the Department Head of the final selection after it has been made.

18) 7.02 - Evaluation of Employee Performance

Current

The Department Heads or their designee, shall document their evaluation of an employee's performance based on job-related criteria during the employee's probationary period. During an employee's probationary period, the Department Head will inform the probationary employee of his/her progress and explain any corrective actions needed. At least two weeks prior to the end of the probationary period, the appointing authority will file a summary report of his/her conferences with the employee with the Personnel Director.

Proposed

The appointing authority, or their designee, shall document their evaluation of an employee's performance based on job-related criteria during the employee's probationary period. During an employee's probationary period, the appointing authority will inform the probationary employee of his/her progress and explain any corrective actions needed. At least two weeks prior to the end of the probationary period, the appointing authority will file a summary report of his/her conferences with the employee with the Personnel Director.

19) 7.03 - Dismissal

Current

During the probationary period, the hiring authority may remove any employee who is unable or unwilling to perform the duties of the position satisfactorily or whose habits and dependability do not merit his continuance in the service. Upon dismissal, the Department Head shall file a termination notice with the Personnel Director which states that the employee concerned has been informed of the dismissal action and the reason(s) therefore. The Personnel Director may request that the employee be sent to the Personnel Department for an exit interview.

Proposed

Probationary employees are subject to discipline and/or discharge without recourse to the grievance procedure.

20) 8.02 D - Transfers to Graded Salary Plan

Current

Employees whose positions are excluded from a union will be placed on the non-union salary schedule on the nearest pay period to the establishment of a pay grade for the employee's position. The pay grade, step and level will be established by the Personnel Committee upon recommendation by the Personnel Director.

Proposed

Employees whose positions are administrative (non-union) will be placed on the administrative salary schedule on the nearest pay period to the establishment of a pay grade for the employee's position. The pay grade, step and level will be established by the Personnel Committee upon recommendation by the Personnel Director.

21) 8.03 B Paragraph 3

Current

When an employee's position is reclassified to a classification in a lower or equal pay grade, the employee shall suffer no loss in salary.

Proposed

When an employee's position is reclassified to a classification in a lower pay grade, the employee in the position may have their salary adjusted in the new salary range that is at or below their current rate of pay and is subject to the approval of the Personnel Committee.

8.04 C, #1

Current

Exempt Non-Union Staff - Employees designated as exempt from the Fair Labor Standards Act may at times be required to work in excess of the normal work week. They are not entitled to overtime pay or hour-for-hour compensatory time off. Compensatory time cannot be accrued, accumulated, or "cashed out" upon termination. All time off must be approved by Department Heads in advance.

Proposed

Exempt Administrative Staff - Employees designated as exempt from the Fair Labor Standards Act are designated salaried employees and may at times be required to work in excess of the normal work week. They are not entitled to overtime pay or hour-for-hour compensatory time off. As salaried employees, their pay cannot be reduced by partial days of absence. Sick leave and vacation leave shall, however, be charged to the accounts of exempt positions for days of partial absence if the absence is due to those reasons. All time off must be approved by the Department Head.

22) 8.04 C #2

Non-Exempt Administrative - These employees are eligible for time-and-one-half pay for all hours worked in excess of normal work week or shall receive compensatory time off at the rate of time-and-one-half. The method of compensation is at the discretion of the Department Head. The maximum compensatory time accumulation is forty hours and can be carried over into the new budget year. Unused compensatory time up to forty hours must be cashed out when employment is terminated.

8.04 Add #4

Proposed

Lunch period, breaks - a lunch period shall be provided midway through an employee's shift in accordance to department policy. Hourly (non-exempt) employee who eat lunch within County facilities are to do so away from their work stations. Paid non-cumulative break periods may also be provided in accordance to department policy. Such breaks are not to be taken at the beginning or at the end of the work shift and are not to be combined with lunch periods. Breaks not taken are lost.

23) 8.04 D - Special Olympics

Proposed

Delete policy.

24) 9.02 - HEALTH INSURANCE

Add this sentence after the first sentence in the third paragraph:
The Master Plan is on file in the Personnel Department.

25) 9.02 A - "Part-Time Employees" (P. 27, second paragraph) should read as follows:

The 12-month average will be determine after the last payroll of each year.

9.02 - A "Limited Term Employees (LTE's)

Delete this paragraph

26) 9.02 - B, Paragraph two

Current

Employees between the ages of 55 and 65 (Protective service employees between the ages of 50 and 65) - Employees who terminate employment with Portage County, and who qualify for sick leave conversion, shall be eligible to remain on the group health insurance plan for the duration of their sick leave conversion. Upon exhaustion of the sick leave conversion benefit, former employees shall be eligible to remain on the plan on a self-pay basis until age 65 or 12 months, whichever is greater.

Proposed

Employees between the ages of 55 and 65 - Employees who terminate employment with Portage County, and who qualify for sick leave conversion, shall be eligible to remain on the group health insurance plan for the duration of their sick leave conversion. Upon exhaustion of the sick leave conversion benefit, former employees shall be eligible to remain on the plan on a self-pay basis until age 65 or 18 months, whichever is greater.

27) 9.02 combine "Health Insurance Continuation" (currently 9.16) with 9.02 - "Health Insurance"

A. Change "non-union" to "administrative"

B. Current language: "If an employee on leave of absence in entitled to receive..."
Proposed language: "If an employee on leave of absence is receiving...

C. Current language: "If an employee on leave of absence returns to work in sufficient time to work at least one day in a month..."
Proposed language: "If an employee on leave of absence returns to continuous employment in sufficient time to work more than 50% of their work schedule for the month, that month's regular employer/employee contribution ratio will be re-established."

28) 9.03 - Group Life Insurance
Insert the word "term" before life insurance in the first sentence.

29) 9.06 - Holidays:
Delete the phrase, "Memorial Day will be observed the last Monday in May."

30) 9.07 - Sick Leave
"D" - Appointments and Family Illness
Current
With prior departmental approval, sick leave may be used for the employee's medical or dental appointments and to attend to members of the employee's immediate family (as defined on page ii) who are ill. Employees shall be allowed no more than sixteen (16) hours per year for appointments and forty (40) hours per year to attend to members of the employee's immediate family. A letter from the attending physician shall be provided at the request of the Department Head.
Proposed
With prior department approval, sick leave may be used for the employee's medical or dental appointments and to attend to members of the employee's immediate family (as defined on page ii) who are ill. <u>For employee's medical and dental appointments, the employee shall schedule the appointments outside of non-working hours whenever possible. A letter from the attending Physician stating that appointments outside of the regular work day are not available may be required by the Department Head.</u> Employees shall be allowed no more than sixteen (16) hours per year for appointments and forty (40) hours per year to attend to members of the employee's immediate family.
"F" - Worker's Compensation
Delete the following sentence, "When the employee's sick leave account is exhausted, he/she may utilize vacation pay and compensatory time pay."

31) 9.09 - Disability Insurance
Change "non-union" to "administrative"

32) 9.10 - Non-Union Protective Service Employees
Change "non-union" to "administrative" throughout.

9.10 B 4
Change 75% to 100%, delete "which cost shall not be applied against the annual allowance."

33) 9.11 - Permanent Part-Time Employees

Amend "A" to read:

Permanent part-time employees who average a minimum of 20 hours per week will be entitled to a prorated share of the vacation, holidays, health insurance and funeral leave which is granted to permanent full-time employees. (For example, if an eligible employee works 30 hours per week, he/she will receive six (6) hours of sick leave for each month or major fraction of a month of employment with no limit on accumulation.) Determination of the average hours per week shall be based on the previous 12-month period, with the calculation being performed after the last payroll in December.

9.11

Delete "B" as it currently exists

Add "B" as follows:

Employees who work the holiday shall receive regular pay plus holiday pay for those holiday hours worked. When a holiday falls on a weekend, the holiday premium pay is applicable only to the declared holiday and not the actual holiday.

34) 9.12 - Leaves of Absence

Current letter "G" becomes "A", however, Department Head can allow 5 days per year; not 10 as currently stated in the policy.

Current letter "A" becomes "B" and is amended as follows:

Upon the recommendation of the Department Head, the Personnel Committee may grant a permanent employee leave without pay beyond five work days for a period not to exceed...

Current letter "B" becomes "C" and is amended as follows:

Unauthorized Absence - It is recognized that there may be extenuating circumstances for unauthorized absence, and due consideration shall be given each case. However, an employee who is absent from duty without approval may be considered as having resigned his/her position, depending on the circumstances.

Current letter "C" becomes "D" and is amended as follows:

Military Leave - A regular full-time permanent employee who leaves the service of the County to join the military forces of the United States during time of war or other declared national emergency, or who is drafted into military service at any time, shall be granted a military leave without pay, such leave to extend through a date ninety (90) days after he/she...

Current letter "D" (Military Reserve Leave) become "E"

Current letter "E" (Civil Leave) becomes "F" (delete paragraph two regarding litigation)

Current letter "F" (Educational Leave) becomes "G"

Amend "H" - Maternity Leave as follows:

Maternity Leave - A maternity leave shall be granted, not to exceed ten (10) weeks. A doctor's statement must be submitted, in writing, to the Department Head.

Revise number (1) under letter "I": Leave of absence up to five days - granted directly by, and at the discretion of the Department Head.

Revise number (2) under letter "I": Leave of Absence Beyond 5 Days and up to One-Month

9.17 - Temporary Employees
For Limited Term Employees, delete current benefits; grandfather current employees. Delete mention of vacation benefits under "Seasonal Employees".

35) 10.02 - Administration
Revise number A (3) three as follows:
If a probationary report is unsatisfactory, the Department Head shall notify the employee, in writing, of termination or demotion with a copy of said letter forwarded to the Personnel Department.

Amend "B" to read as follows:
Annual - Performance evaluations should be completed by July 1 of each year in order to facilitate budgeting for the next year.

Amend number (2) to read as follows:
Performance evaluations are to accurately display the employee's performance.

Amend C - Special to read as follows:
A special performance evaluation may be completed whenever there is a significant change in the employee's performance.

36) 11.05 - Acceptance/Rejection of Assistance:
Amend to read as follows:
<u>It is the employee's responsibility to maintain job performance to the standards outlined in his/her position description, regardless whether or not the employee elects to accept referral and treatment.</u>

37) 12.04 - Layoff
Amend "A" to read as follows:
Order of Layoff - In laying off <u>full-time permanent</u> employees because of a reduction in forces, the employee with the least seniority on the appropriate seniority list shall be laid off first, provided that those remaining are capable of carrying on the County's usual operations effectively. The order of layoff shall be limited to employees within the affected department, division or work unit. The Department Head may exempt up to one (1) employee or five percent (5%) of the employees (whichever is greater) in the identified layoff group from this provision on the basis of special qualifications. Employees shall be afforded a two-week notice of impending layoff. <u>Part-time employees will be considered separately from full-time employees for purposes of layoff</u>.

38) 12.05 - Disability
Amend to read as follows:
An employee may be separated for disability when he/she cannot perform the <u>essential functions of the position with or without reasonable accommodation</u>. Action may be initiated by the employee, his<u>/her</u> legal representative, or the County; but, in all cases, it must be supported by medical evidence acceptable to the Personnel Director. The County may require an examination at its expense and performed by a physician of its choice.

39) 13.01 - Dismissal
Change title to "Disciplinary Action"
Delete old definition, replace with:
The purpose of discipline is correcting job behavior and performance problems of employees. Employees shall be informed of standards of conduct and performance. Rules and standards shall be consistently applied. Penalties shall be appropriate to the circumstances. Persons administering corrective discipline shall systematically document the case. Records of verbal reprimands shall be maintained in the employee personnel file. Copies of written reprimands, suspensions, and terminations shall be provided to the employee, the Personnel Director, the employee's personnel file, and to the employee's supervisor and kept in departmental files. Suspensions and terminations shall be discussed with the Personnel Director before such actions are taken. In the event that the Personnel Director cannot be reached, the employee shall be suspended pending investigation.

40) Add new section:
13.02 - Grounds for Discipline
The following shall be grounds for discipline ranging from a verbal warning to immediate discharge depending upon circumstances and the seriousness of the offense in the judgment of management:

(1) Dishonesty or falsification of records;
(2) Insubordination (refusal to obey reasonable orders, insolence, etc.);
(3) Theft or destruction of County equipment or property;
(4) Unauthorized use or abuse of County equipment or property;
(5) Intoxication, including consuming intoxicants during working hours or being under the influence of liquor or drugs during working hours or bringing liquor or drugs into the work place;
(6) Condition brought about from use of intoxicants away from work which interferes with job performance, efficiency, or discipline;
(7) Fighting or creating a disturbance among fellow employees, resulting in an employee having an adverse effect on morale, production or maintenance of proper discipline;
(8) Habitual tardiness or abuse of sick leave or unauthorized absence from work without substantiated reason, including violation of an approved department absenteeism policy;
(9) Use of official position or authority for personal or political profit or advantage;
(10) Disregard or repeated violation of safety rules and regulations;
(11) Discrimination because of race, color, creed national origin, ancestry, marital status, age, sex, or disability;
(12) Knowingly making false or malicious statements with intent to harm or destroy the reputation, authority or official standing of individuals or organizations;
(13) Unlawful conduct defined as a violation of or refusal to comply with pertinent laws and regulations when such conduct impairs the efficiency of County Service.
(14) Failure to adequately perform assigned job duties;
(15) Failure to follow duly established work rules, policies and procedures;
(16) Professional unethical conduct or behavior;
(17) Violation of the confidentiality requirements of the department.

Other circumstances may warrant disciplinary action and will be treated on a case-by-case basis.

41) 13.06 - General
Delete Section

42) 14.01 - Policy
Delete current language and add the following:
It is the policy of Portage County to treat all employees fairly and equitably in matters affecting their employment. Each employee who feels he/she has not been so treated has a right to present his/her grievance to the appropriate management official for prompt consideration and equitable decision. The filing of a grievance by an employee will not reflect unfavorably on his/her standing, performance, loyalty or desirability to the public service and shall be without fear of reprisal.

43) 14.02 - Extent
Rename "Administration", change language as follows:
The Personnel Director shall supervise and administer the grievance process. Supervisors and Department Heads shall keep the Personnel Director informed of all grievances in progress.

Delete language under "A" of this section, replace with:
Definition of a Grievance - A grievance is a formal complaint by an employee regarding unsafe working conditions, unjust application of discipline, the unfair application or violation of written County policy or department policy for which the employee works.

In Section "D" (Steps in the Procedure), change his to "his/her" and he to "he/she".

In Section "D", number 2, amend the first sentence to read:
If the grievance is not settled at the first step, the grievance shall be put in writing and filed with the Department Head within ten (10) working days of receipt of decision.

In Section "D", number 3, add the following sentence at the end of the paragraph:
The decision of the Personnel Committee shall be final.

44) 15.01 - Sexual Harassment:
Amend first paragraph to read as follows:
Harassment on the basis of sex is a violation of Section 703 of Title VII. Unwelcome sexual advances, requests for sexual favors and other verbal or physical conduct of a sexual nature constitute sexual harassment when (1) submission to such conduct is made either explicitly or implicitly a term or condition of an individual's employment (2) submission to or rejection of such conduct by an individual is used as the basis for employment decisions affecting such individual, or (3) such conduct has the purpose or effect of unreasonably interfering with an individual's work performance or creating an intimidating, hostile, or offensive work environment.

Second paragraph (which is currently first paragraph) will read as follows:
Employees who have experienced, or are aware of, a situation which constitutes sexual harassment are urged to contact their Department Head and/or the Personnel Department in order...

Amend last paragraph to read:
Furthermore, supervisors and fellow employees who have engaged in this sort of misconduct will have appropriate discipline imposed.

45) 15.02 - Mileage
Add the following at the bottom of the first paragraph:
Effective January 1, 1994, the County reimbursement rate shall be consistent with the prevailing I.R.S. Rate as defined in County Board Resolution 80-92-94.

46) 15.03 - Conflict of Interest
Amend language in "B" to read as follows:
No County employee shall use his/her office or position for personal financial gain or the financial gain of his/her family. No employee shall engage in his own business activity, accept private employment, or render services for private interests when such employment, business activity or service is incompatible with the proper discharge of his/her official duties or would impair his/her independence or judgment or action in the performance of his/her official duties. No employee shall use or disclose privileged <u>or confidential</u> information gained in the course of or by reason of his/her official position or activities.

47) 15.06 - Use of County Vehicles
Delete "A", amend revise "B" to read as follows:
County employees who are assigned a vehicle for use to perform their daily work activities will be allowed to use said vehicle for County business only. Exceptions to this policy must be approved by the governing committee and the Personnel Committee.
Employees using County vehicles for commuting will have vehicle usage reported as income per IRS regulations.
For tax purposes, employees who operate a County vehicle must submit <u>a quarterly</u> statement to the Business Administrator indicating personal miles traveled. Failure to comply...

48) 15.07 - Administrative Leave
Amend to read as follows:
Employees may be granted a leave of absence with pay to attend professional conferences, participate in training courses and sessions that are specific to their work, and engage in other similar job-related activities outside of Portage County, provided such leave shall be approved if the employee is not to be compensated from any other source during the period of absence <u>(i.e. honorarium or secondary employment compensation)</u>....

49) 15.08 - Seatbelt Usage
Delete Section

50) 15.10 - Drug-Free Workplace
Amend last sentence of last paragraph to read as follows:
Voluntary contacts with the EAP Resource Coordinators <u>will</u> remain confidential.

Motion by Supervisor Steinke, second by Supervisor Murphy for the adoption.

Supervisor Hanson questioned the salary for LTE's and whether they suffer the six-month reduction in pay for probationary period.

Gerry Lang, Personnel Director, stated that many times LTE positions are provided in grant monies and the salary is determined by that grant.

Supervisor Hanson stated that he felt if a LTE position becomes permanent that person should somehow suffer the reduction in pay as other new employees for a probationary period.

Lang stated that most of the time the LTE salaries are not as high as a comparable type position.

Supervisor Hanson questioned 9.02 and the definition of "self-pay".

Lang stated that self-pay is the total cost of the insurance premium.

Lang answered various general questions to clarify some concerns expressed by various supervisors.

Sheriff Borski questioned why the protective services employees where omitted form section 9.02.

Lang stated that it was a typographical error and it would be corrected.

Roll call vote revealed (27) ayes, (2) excused, Supervisors Kaczmarek and Erickson. Resolution adopted.

RESOLUTION NO. 165-92-94
RE: EMPLOYEE SAFETY HANDBOOK

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, the prevention of occupational injuries and illnesses is a primary responsibility of Portage County; and

WHEREAS, an Employee Safety Handbook can be an effective tool in providing a safe work environment; and

WHEREAS, the Safety Handbook was developed in a broad format to cover most work situations, departments are also encouraged to develop additional regulations to address their specific operations.

NOW, THEREFORE, BE IT RESOLVED that the Portage County Baord of Supervisors adopt all provisions of the Employee Safety Handbook and direct an immediate implementation.

Dated this 21st day of December, 1993.

Respectfully submitted,
PORTAGE COUNTY RISK MANAGEMENT COMMITTEE

Douglas Warner, Chair	Paul Borham
Jerome Borski	James Clark
Gordon Hanson	Clarence Hintz
Walter Jakusz	William Peterson
Carrol Winkler	

Motion by Supervisor Hanson, second by Supervisor Borham for the adoption.

Roll call vote revealed (27) ayes, (2) excused, Supervisors Kaczmarek and Erickson. Resolution adopted.

ORDINANCE NO. 166-92-94-AMENDED
RE: PORTAGE COUNTY CLEAN INDOOR AIR ORDINANCE

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, the Portage County Space and Property Committee has reviewed the current Portage County no-smoking policy adopted May 1984; and

WHEREAS, substantial evidence demonstrates the burden placed on taxpayers by subsidizing the direct and indirect costs of permitting smoking in public work places, including higher insurance premiums, greater frequency of employee absence, lower productivity, performance, morale, building and vehicle maintenance costs; and

WHEREAS, in January 1993 the U.S. Environmental Protection Agency classified environmental tobacco smoke as a major cancer causing agent -- a Group A human carcinogen, similar to asbestos, benzene and radon;

WHEREAS, the County has an obligation to provide a safe and healthy place for its employees and for people who interact with Portage County or its institutions; and

WHEREAS, an essential governmental function is to promote and provide for the public health and welfare of its citizens as evidenced by the County Board's support of Wisconsin's public health agenda for the year 2000 as embodied in Resolution 85-90-92; and

NOW, THEREFORE, BE IT RESOLVED that the Portage County Board of Supervisors does ordain as follows:

Section I: That subsection 3.7 of the Portage County Code of Ordinances is hereby created to read as follows:

3.7 CLEAN INDOOR AIR ORDINANCE.

3.7.1 LEGISLATIVE FINDINGS AND DECLARATIONS. The Board of Supervisors finds and determines that smoking tobacco or any other weed or plant is a danger to health and well-being and is an annoyance, inconvenience, discomfort and health hazard to those who are present in confined spaces. Smoking indoors adversely affects, among other things, the health, safety, comfort and production of Portage County employees and other citizens and increases building and vehicle maintenance expenses.

3.7.2 AUTHORITY. This ordinance is enacted pursuant to authority granted in Section 101.123, Wisconsin Statutes (1991-92).

3.7.3 DEFINITIONS. "Smoking" means the combustion of any cigar, cigarette, pipe or other lighted smoking item or equipment.

"Resident" means a person who makes his or her home at a particular location, but does not include an employee of Portage County.

3.7.4 REGULATION OF SMOKING. No person shall smoke inside at any time in any County-owned or operated building or vehicle.

3.7.4.1 County Parks Exception. This ordinance shall not apply to a third party tenant who leases a lodge from the Portage County Parks Department for a private use at the following parks: DuBay, Jordan, Standing Rocks, Collins, Lake Emily.

3.7.4.2 Health Care Center Exception. This ordinance shall not apply to any resident of the Portage County Health Care Center, so long as such resident smokes only in the areas designated within that building.

3.7.4.3 Portage House Exception. This ordinance shall not apply to any resident of the Portage House located at 1019 Arlington Place, Stevens Point, Wisconsin, as long as such resident smokes only in the area designated within that building.

3.7.5 Penalty. Any person convicted under this ordinance shall be subject to a forfeiture of not more than $25.00, together with the cost of prosecution, and in default of payment of such forfeiture and costs, shall be imprisoned in the County Jail until such forfeiture is paid at the rate of one (1) day for each $25.00 due and owing.

Any person, firm or corporation violating any of the subsections of this ordinance may stipulate to guilt or no contest and may pay to the Clerk of Court a bond according to a schedule prescribed in Section 4.1 of the Portage County Code of Ordinances.

Such stipulation shall make it unnecessary for the subject charged to appear in court and shall act as a basis for the court to enter judgement and order forfeiture of the bond. Forfeitures, penalty assessments, costs and fees shall be disbursed as provided in Section 66.12, Wisconsin Statutes (1991-92), as may be amended from time to time.

3.7.6 Schedule of Deposits. Deposits upon a citation shall be made in cash, money order, or certified check to the Clerk of Portage County Circuit Court, who shall provide a receipt therefor.

3.7.7 Enforcement. All Portage County law enforcement officials of the Portage County Sheriff's Department are hereby authorized to issue citations for violations of this ordinance. In addition, the Portage County health officer is hereby granted the authority to issue citations hereunder.

Prosecutions under this ordinance shall be made by the issuance of citations and the procedure to be followed shall be governed by Section 66.119, Wisconsin Statutes (1991-92). Prosecutions of contested cases shall be through the office of Corporation Counsel.

3.7.8 Notification to Public. The person in charge of any county owned or operated building or vehicle or his or her designee shall cause to be posted at the entryway of all County buildings signs notifying the public of the fact that the building or vehicle is a smoke-free building. Absence of such sign, by itself, shall not constitute a defense to a violation of this ordinance.

3.7.9 Employee Discipline. The Portage County Personnel Committee may establish policies concerning discipline of employees who violate this ordinance.

3.7.10. Severability. The provisions of this ordinance shall be deemed severable and it is expressly declared that the Portage County Board of Supervisors would have passed the other provisions of this ordinance irrespective of whether or not one or more provisions may be declared invalid. If any provision of this ordinance or the application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application of such provisions to other persons or circumstances shall not be affected thereby.

Section II. Section 4.1.3 of the Portage County Code entitled "Cash Deposit Schedule" is hereby amended to add the following language.

3.7 Clean Indoor Air Ordinance.

3.7.4 Violation of Smoking Ordinance.

Cash Deposit	Penalty Assessment	Fail Assessment	Automation Fee	Court Costs	Total Deposit
$20.00	$4.40	$10.00	$3.00	$20.00	$57.40

Section III. This ordinance shall take effect February 1, 1994 upon passing and publication.

Dated this 21st day of December, 1993.

Respectfully submitted,
SPACE AND PROPERTIES COMMITTEE
Jerome Borski, Chair
Ronald Check
Douglas Warner
Joe Niedbalski
Eugene Szymkowiak

Motion by Supervisor Borski, second by Supervisor Niedbalski for the adoption.

Supervisor Borski stated that the main concern is the health of our county employees and urged support of the adoption of the ordinance.

Supervisor Dodge stated that she had concerns about coverage of vehicles as pertains to the ordinance. Dodge stated that after conferring with the Corporation Counsel, his opinion was that the ordinance pertained to buildings and not vehicles. Dodge stated that section 3.7.1 does include vehicles and added that she could only support the ordinance if it included all employees and all county buildings and vehicles.

Motion by Supervisor Dodge, second by Supervisor Kiedrowski to amend the ordinance to include no smoking in all county-owned vehicles in the various areas of the ordinance.

Supervisor Holdridge questioned how it would affect the Highway Department.

Bill Weronke, Highway Commissioner, stated that snow plowing equipment is assigned to individuals and there is only one individual in that piece of equipment at a time. Weronke added that possibly the County could look at these instances as separate issues.

Supervisor Dodge stated that the health of the individual is the primary goal of the ordinance and felt this policy would encourage these individuals to quit smoking or not smoke on the job.

Supervisor Borski stated that the Space and Properties Committee felt the County should look at this smoking policy in steps and first go through the buildings and then possibly look at the vehicles at a later date.

Supervisor Butkowski stated that he too felt the vehicles should be included in the ordinance and pointed out that the City of Stevens Point ordinance does include no smoking in the vehicles.

Roll call vote on the amendment revealed (18) ayes, (9) nayes,

Supervisors Borski, Check, Jakusz, Murphy, Niedbalski, Peterson, Steinke, Szymkowiak, Warner, (2) excused, Supervisors Kaczmarek and Erickson. Amendment carried.

Roll call vote on the amended ordinance revealed (27) ayes, (2) excused, Supervisors Kaczmarek and Erickson. Amended ordinance adopted.

RESOLUTION NO. 167-92-94
RE: REASSESSMENT OF TAX DELINQUENT PROPERTY

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, pursuant to Section 74.29, Wisc. State Stats., Portage County annually pays to the respective municipality any unpaid taxes on any real property that the owner fails to pay, and

WHEREAS, on property that is likely contaminated by some type of hazardous substance(s) or where the improvements on the property are beyond repair and demolition costs exceed the value of the property, it is not uncommon for the property owner to default on the tax payments, and

WHEREAS, in many cases, past due property taxes far exceed the value of the property, and

WHEREAS, such properties are often abandoned with the County reimbursing the municipality year after year for the unpaid taxes, and

WHEREAS, it would be in the County's best interest to have the authority to object to the assessment on such properties, and

WHEREAS, Wisc. State Stats., Section 70.47(7)(a) gives only the owner of the property the right to object to the property valuation.

NOW, THEREFORE, BE IT RESOLVED, by the Portage County Board of Supervisors that the State of Wisconsin adopt legislation giving counties authority to object to the assessments on tax delinquent properties, and

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Wisconsin Counties Association and all area Legislators.

Dated this 21st day of December, 1993.

Respectfully submitted,
LEGISLATIVE COMMITTEE
Eugene Szymkowiak, Chair
Jerry Borski
Douglas Warner

Motion by Supervisor Szymkowiak, second by Supervisor Warner for the adoption.

Roll call vote revealed (27) ayes, (2) excused, Supervisors Kaczmarek and Erickson. Resolution adopted.

RESOLUTION NO. 168-92-94
RE: RESOLUTION FOR WISCONSIN CONSERVATION CORPS

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

AUTHORIZING THE SPONSORSHIP OF A WISCONSIN CONSERVATION CORPS PROGRAM FOR PORTAGE COUNTY: DIRECTING THE COUNTY PARKS SUPERINTENDENT TO APPLY FOR PROGRAM PARTICIPATION IN THE WCC FOR A FIFTY-TWO WEEK PERIOD: DIRECTING THAT SUFFICIENT FUNDS BE ALLOCATED IN THE 1994-5 COUNTY PARKS ACCOUNT FOR THE COUNTY'S SPONSORSHIP EXPENSES.

WHEREAS, the WCC crew performs meaningful projects enhancing and protecting the natural resources of Portage County; and

WHEREAS, through meaningful work experiences and training opportunities, the WCC program will help local unemployed young adults develop work skills, discipline, and an appreciation and better understanding of the natural resources of Portage County; and

WHEREAS, the County share for funding the WCC program has been partially included in the 1994 department budget for the Parks Department and should also be included in the department budget for 1995, such costs include transportation, equipment, and supplies for the program;

NOW, THEREFORE BE IT RESOLVED that the Portage County Board of Supervisors hereby authorizes the County Park Superintendent, Gary Speckmann, to apply for program participation in WCC for a fifty-two week period including the projects indicated on the attached work plan, and

BE IT FURHTER RESOLVED that the Park Superintendent is hereby directed to implement this WCC project if approved by the WCC Board, and

BE IT FURTHER RESOLVED that sufficient funds are hereby directed to be placed in the 1993 Parks Account for the County's

sponsorship expenses.

Dated this 21st day of December, 1993.

Respectfully submitted,
PORTAGE COUNTY PARK COMMISSION

William Peterson, President	James Gifford
David Galecke	Richard Purcell
James Krems	W. William Zimdars
Jerry Corgiat	

Motion by Supervisor Peterson, second by Supervisor Gifford for the adoption.

Supervisor Hanson questioned the cost to the County.

Supervisor Peterson stated that it is a state funded program.

Supervisor Butkowski stated that the City Parks & Recreation Department appreciates the program and added that the City uses the program for help in their department.

Roll call vote revealed (27) ayes, (2) excused, Supervisors Kaczmarek and Erickson. Resolution adopted.

RESOLUTION NO. 169-92-94
RE: JURISDICTIONAL TRANSFER OF CTH "UU" FROM PORTAGE COUNTY TO THE TOWN OF PINE GROVE

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, the Portage County Board of Supervisors adopted the "Portage County Highway Jurisdictional Transfer Plan" in 1989, and

WHEREAS, with the "Jurisdictional Transfer Plan", 5.36 miles of CTH "UU" in the Town of Pine Grove was recommended for transfer, and

WHEREAS, the Portage County Highway Department has fully reconstructed the 5.36 miles of CTH "UU", including full bridge replacements, and

WHEREAS, at the September 9, 1993 meeting, the Town of Pine Grove Board voted to accept jurisdictional transfer of the 5.36 miles of CTH "UU" from Portage County effective January 1, 1994, and

WHEREAS, effective January 1, 1994, the 5.36 miles of road will be known as Elm Road, and

WHEREAS, through December 31, 1993, the Portage County Highway Department will continue full maintenance of the 5.36 miles of CTH "UU".

NOW, THEREFORE, BE IT RESOLVED, by the Portage County Board of Supervisors that effective January 1, 1994, the 5.36 miles of CTH "UU" located in the Town of Pine Grove is transferred to the Town of Pine Grove's jurisdiction.

Dated this 21st day of December, 1993.

Respectfully submitted,
HIGHWAY COMMITTEE
John Holdridge, Chair
Robert Steinke
James Clark
Gordon Hanson
Carrol Winkler

Motion by Supervisor Hanson, second by Supervisor Winkler for the adoption.

Roll call vote revealed (27) ayes, (2) excused, Supervisors Kaczmarek and Erickson. Resolution adopted.

RESOLUTION NO. 170-92-94
RE: AUTHORIZING COMPENSATION FOR COMMITTEE MEETINGS IN EXCESS OF THIRTY AND SPECIAL MEETINGS IN 1994

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WHEREAS, Wisconsin State Statutes provide a limit of 30 days in the aggregate for which members of the Portage County Board may be paid for all committee meetings during the year of 1994, and

WHEREAS, past experience has shown that a limit of 30 days is not practical for the reason that it is necessary for many Board Members to meet on committees in excess of the aforesaid limit, and

WHEREAS, Section 59.06(2)(b), Wisconsin State Statutes, provides that the Board may by a two-thirds vote of its members present, increase the number of days for which compensation and mileage may be paid in any year and fix the compensation for each additional day.

NOW, THEREFORE, BE IT RESOLVED, that the number of days in 1994 for committee meetings of any member of the Portage County Board of Supervisors be extended to cover such time in excess of 30 days as may be required to complete and carry out the work of committees, and

BE IT FURTHER RESOLVED, that per diem, mileage and other expenses for committee meetings authorized by this resolution shall be for meetings of committees attended by at least a majority of any committee wherein the secretary thereof makes a written record of said meeting which shall be filed with the County Clerk, and

BE IT FURTHER RESOLVED, that per diem, milage and other expenses for those meetings designated as special meetings other than committee meetings must be approved by the supervising committee and the Committee on Committees prior to payment, and

BE IT FURTHER RESOLVED, that the compensation for over thirty and special meetings shall be the same as authorized for other meetings.

Dated this 21st day of December, 1993.

Respectfully submitted,
COMMITTEE ON COMMITTEES
Clarence Hintz, Chair
Richard Purcell, 1st Vice-Chair
Stuart Clark, 2nd Vice-Chair

Motion by Supervisor Purcell, second by Supervisor Stuart Clark for the adoption.

Roll call vote revealed (27) ayes, (2) excused, Supervisors Kaczmarek and Erickson. Resolution adopted.

RESOLUTION NO. 171-92-94
RE: DOG CLAIMS

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

WE, the members of your committee on dog claims, have met and pursuant to Section 174.11 of the Wisconsin Statues have allowed the following claims:

Date	Name	Description	Asked	Allowed
11/18/93	Gregory Somers 7516 Co. Z Custer, WI 54423 T24N-R9E Town of Sharon	14 chickens @ 5 lbs. each @ $4 each killed/injured by stray dog	$56.00	$56.00

THEREFORE, BE IT RESOLVED that the above claims be paid.

Dated this 21st day of December, 1993.

Respectfully submitted,
AGRICULTURE AND EXTENSION EDUCATION COMMITTEE
Eugene Zdroik, Chair
William Peterson
James Gifford
Paul Kaczmarek
Richard Allen

Motion by Supervisor Zdroik, second by Supervisor Allen for the adoption.

Roll call vote revealed (27) ayes, (2) excused, Supervisors Kaczmarek and Erickson. Resolution adopted.

RESOLUTION NO. 172-92-94
RE: FINAL RESOLUTION

TO THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

BE IT FURTHER RESOLVED, by the County Board of Supervisors of Portage County, Wisconsin, now in Adjourned Session assembled that the Resolutions, Ordinances, and Motions adopted and carried at this meeting and all appropriations made and claims allowed at this meeting be and they are hereby ratified and confirmed in all respects by the Board.

(s) Supervisor Idsvoog

Motion by Supervisor Idsvoog, second by Supervisor Borham for the adoption.
Motion carried by voice vote. Resolution adopted.

Motion by Supervisor Idsvoog, second by Supervisor Stuart Clark to adjourn the meeting subject to the call of the Chair. Motion carried by voice vote.

STATE OF WISCONSIN)
) SS
COUNTY OF PORTAGE)

I, Roger Wrycza, County Clerk of said County, do hereby certify that the above is a true and correct record of the Adjourned Session of the Portage County Baord of Supervisors of Portage County, Wisconsin.

ROGER WRYCZA
Portage County Clerk

INDEX

SESSIONS OF THE BOARD

DATE	PAGE
February 2, 1993	1-21
March 17, 1993	22-38
April 20, 1993	39-60
May 18, 1993	61-79
June 22, 1993	80-105
July 20, 1993	106-113
September 14, 1993	114-127
October 19, 1993	128-154
November 15 & 16, 1993	155-166
December 21, 1993	167-191

RESOLUTIONS

No.		Page
76-92-94	AMENDED - PASSENGER FACILITY CHARGE CENTRAL WISCONSIN REGIONAL AIRPORT	2
71-92-94	RECALL - ZONING ORDINANCE TEXT AMENDMENT, RURAL AND URBAN-FRINGE RESIDENCE DISTRICT	3
72-92-94	RECALL - ZONING ORDINANCE TEXT AMENDMENT, A-3, LOW DENSITY AGRICULTURAL DISTRICT	6
77-92-94	ZONING ORDINANCE MAP AMENDMENT, TOWN OF STOCKTON	12
78-92-94	CREATION OF PORTAGE COUNTY WELLHEAD PROTECTION ORDINANCE	13
79-92-94	ADOPTION OF COUNTY LEVEL B HAZARDOUS MATERIALS RESPONSE TEAM	16
80-92-94	AMENDED - TRAVEL AND MEAL REIMBURSEMENT POLICY-	17
81-92-94	NACO MEMBERSHIP	19
82-92-94	FINAL RESOLUTION	21
83-92-94	FLEXIBLE WORK SCHEDULES, NON-UNION EMPLOYEES	24
84-92-94	CASUAL EMPLOYEES SALARY INCREASES	25
85-92-94	ADOPTION OF THE COLLECTIVE BARGAINING AGREEMENT OF THE PORTAGE COUNTY DEPUTY SHERIFF'S ASSOCIATION REPRESENTED BY THE LAW ENFORCEMENT EMPLOYEE RELATIONS DIVISION OF THE WISCONSIN PROFESSIONAL POLICE ASSOCIATION, FOR THE PERIOD JANUARY 1, 1993 THROUGH DECEMBER 31, 1993	26
86-92-94	RECOMMENDED CHANGES TO WISCONSIN STATUTES 40.65 DUTY DISABILITY AND DEATH BENEFITS; PROTECTIVE OCCUPATION PARTICIPANTS	31
87-92-94	APPOINTMENT OF PROJECT MANAGER-HEALTH CARE CENTER REMODELING/CONSTRUCTION PROJECT	33
88-92-94	JURY COMMISSIONER SYSTEM	34
89-92-94	CREATION OF AN AMERICANS WITH DISABILITIES ACT (ADA) COMPLIANCE COMMITTEE	35
90-92-94	REFUND OF EXCESS DOG LICENSE FUNDS	36
91-92-94	FINAL RESOLUTION	38
92-92-94	ZONING ORDINANCE MAP AMENDMENT, ROZEK PROPERTY	41

93-92-94	AMENDED - ADOPTION OF THE HIGHWAY 10 EAST LAND USE PLAN, 42 SECTION 6.7(b)(10) OF THE PORTAGE COUNTY DEVELOPMENT GUIDE	42
94-92-94	HOSTING THE 1996 WINTER HIGHWAY CONFERENCE	44
95-92-94	RESOLUTION FOR SNOWMOBILE TRAIL AIDS 1993-94 SEASON	44
96-92-94	PORTAGE COUNTY RESTAURANT ORDINANCE AMENDMENTS	45
97-92-94	ORDINANCE SETTING HUBER LAW FEES AND COSTS FOR PRISONER'S BOARD IN THE JAIL	47
98-92-94	SUPPORTING GOVERNOR'S MEDIATION ARBITRATION PROPOSAL	48
99-92-94	ADDITIONAL REMODELING FUNDING REQUEST-$40,800	51
85-92-94	RECALL - ADOPTION OF THE COLLECTIVE BARGARINING AGREEMENT OF THE PORTAGE COUNTY DUPUTY SHERIFF'S ASSOCIATION REPRESENTED BY THE LAW ENFORCEMENT EMPLOYEE RELATIONS DIVISION OF THE WISCONSIN PROFESSIONAL POLICE ASSOCIATION, FOR THE PERIOD OF JANUARY 1, 1993 THROUGH DECEMBER 31, 1993	51
100-92-94	MRF SITE PURCHASE	54
101-92-94	MRF DESIGN APPROVAL	56
102-92-94	MRF PROJECT MANAGER APPROVAL	58
103-92-94	FINAL RESOLUTION	59
104-92-94	ZONING ORDINANCE MAP AMENDMENT, JOHNSTON PROPERTY	63
105-92-94	ZONING ORDINANCE MAP AMENDMENT, AL MUSCH PROPERTY	64
106-92-94	ACCEPTING GRANT OFFER AND EXECUTING GRANT AGREEMENT CENTRAL WISCONSIN AIRPORT, MOSINEE, WISCONSIN AIP-13	65
107-92-94	JORDAN DAM FUNDING	66
97-92-94	RECALL - ORDINANCE SETTING HUBER LAW FEES AND COSTS FOR PRISONERS' BOARD IN THE JAIL	67
108-92-94	AMENDED - ADOPTION OF COUNTY LEVEL B HAZARDOUS MATERIAL RESPONSE TEAM	68
109-92-94	CONTINGENCY FUND TRANSFER $14,225 AMBULANCE EQUIPMENT PURCHASE	73
110-92-94	SUPPORTING FOUR YEAR TERM FOR SHERIFF	74
111-92-94	AMENDED - ENHANCED 911 COMMITTEE	75
112-92-94	INITIAL RESOLUTION AUTHORIZING $3,370,000 GENERAL OBLIGATION BONDS OF PORTAGE COUNTY	77
113-92-94	RESOLUTION PROVIDING FOR THE SALE OF $3,370,000 GENERAL OBLIGATION CAPITAL PROJECT BONDS	77
114-92-94	FINAL RESOLUTION	78
115-92-94	ZONING ORDINANCE MAP AMENDMENT, SOMERS AGGREGATES, LTD/J.&A. SOMERS PROPERTY	82
116-92-94	ZONING ORDINANCE MAP AMENDMENT, JABLONSKI PROPERTY	83
117-92-94	ZONING ORDINANCE MAP AMENDMENT, KAWLESKI PROPERTY	84
118-92-94	ZONING ORDINANCE MAP AMENDMENT, HOLTZ PROPERTY	85
119-92-94	ZONING ORDINANCE MAP AMENDMENT, OSTROWSKI PROPERTY	86
120-92-94	FUNDING MECHANISM FOR AMERICANS WITH DISABILITIES ACT COMMITTEE PROJECTS	87

121-92-94	AMENDED - PURCHASING MATERIALS FROM THE COUNTY, USE OF COUNTY-OWNED EQUIPMENT, USE OF COUNTY FACILITIES FOR PERSONAL USE	88
122-92-94	FINANCING PLAN/LIBRARY COMPUTER SYSTEM	89
123-92-94	REVISED - RESOLUTION AUTHORIZING THE SALE OF $3,300,000 GENERAL OBLIGATION CAPITAL PROJECT BONDS	90
124-92-94	AMENDED - DISPOSITION OF BORROWED FUNDS FOR MRF CONSTRUCTION PROJECT	97
125-92-94	SUPPORTING INCREASED SHERIFF'S FLEET ON AN 18 MONTH TRIAL BASIS	101
126-92-94	FINAL RESOLUTION	104
127-92-94	ZONING ORDINANCE MAP AMENDMENT, WEST PROPERTY	109
128-92-94	ZONING ORDINANCE MAP AMENDMENT, PORTAGE COUNTY PARKS PROPERTY	110
129-92-94	AUTHORIZING THE HIRING OF CONSULTANTS AND OBTAINING PROPERTY OPTIONS FOR DETERMINING THE FEASIBILITY OF A COUNTY INDUSTRIAL PARK	111
130-92-94	FINAL RESOLUTION	112
131-92-94	ZONING ORDINANCE MAP AMENDMENT, STROIK PROPERTY	119
132-92-94	ZONING ORDINANCE MAP AMENDMENT, MANOCK PROPERTY	120
133-92-94	ZONING ORDINANCE MAP AMENDMENT, SMITH PROPERTY	121
134-92-94	PORTAGE COUNTY EMERGENCY OPERATIONS PLAN (EOP)	122
135-92-94	ESTABLISHMENT OF A SPEED ZONE ON COUNTY TRUNK HIGHWAY I, TOWN OF SHARON, PORTAGE COUNTY, STATE OF WISCONSIN	123
136-92-94	DOG CLAIMS	126
137-92-94	WITHDRAWN - NEW STAFF REQUEST - (2) CORRECTIONS OFFICERS	127
138-92-94	FINAL RESOLUTION	127
139-92-94	ZONING ORDINANCE MAP AMENDMENT, EVERGREEN HILLS SUBDIVISION	130
140-92-94	ZONING ORDINANCE MAP AMENDMENT TATRO PROPERTY	132
141-92-94	APPROVAL OF APPLICATIONS FOR FARMLAND PRESERVATION AGREEMENTS	133
142-92-94	PORTAGE COUNTY ACCEPTANCE OF THE NORTH CENTRAL WISCONSIN ECONOMIC DEVELOPMENT DISTRICT'S 1993-94 ANNUAL OVERALL ECONOMIC DEVELOPMENT PROGRAM (OEDP) REPORT	135
143-92-94	APPROVAL TO ACCEPT SUPPORTED EMPLOYMENT GRANT TO ASSIST ADULTS WITH DEVELOPMENTAL DISABILITIES TO GAIN EMPLOYMENT	136
144-92-94	ADDITIONAL DEPARTMENT OF TRANSPORTATIN FUNDING TO PORTAGE COUNTY FOR SPECIALIZED TRANSPORTATION ASSISTANCE FOR THE ELDERLY IN 1993	136
145-92-94	$13,399 CONTINGENCY FUND TRANSFER-OVERHEAD DOOR REPAIR - LAW ENFORCEMENT CENTER	137
146-92-94	AUTHORIZING USER FEES FOR COSTS RELATED TO THE BASIC 911 TELEPHONE SYSTEM	139
147-92-94	AUTHORIZATION TO HOST THE 1997 WISCONSIN COUNTIES ASSOCIATION CONVENTION	140
148-92-94	CAPITAL IMPROVEMENT PROJECTS FOR 1994	141

149-92-94	AMENDED - NEW STAFF REQUEST-(2) CORRECTION OFFICERS FOR 143 1993, EFFECTIVE 11-8-93, CONTINGENCY FUND COST $9,580	143
150-92-94	AMENDED - NEW STAFF REQUEST FOR 1994	146
151-92-94	ACCEPTING GRANT OFFER AND EXECUTING GRANT AGREEMENT, CENTRAL WISCONSIN AIRPORT, MOSINEE, WI AIP 93-1-3-55-0042-14-93	150
152-92-94	AMENDED - EXCHANGE OF RIGHT-OF-WAY FOR RELOCATION OF SR 153	151
153-92-94	FINAL RESOLUTION	153
154-92-94	AMENDED - ADOPTION OF THE 1994 BUDGET AND AUTHORIZATION FOR PROPERTY TAX LEVY APPORTIONMENT	158
155-92-94	APPROVAL OF THE PORTAGE COUNTY SECTION OF THE TOMORROW/WAUPACA RIVER PRIORITY WATERSHED PROJECT WITH THE DEPARTMENT OF NATURAL RESOURCES	161
156-92-94	SUPPORTING SHERIFF'S VEHICLE RETENTION PLAN	162
157-92-94	DOG CLAIMS	165
158-92-94	FINAL RESOLUTION	166
159-92-94	ZONING ORDINANCE MAP AMENDMENT, BANNACH PROPERTY	169
160-92-94	ZONING ORDINANCE MAP AMENDMENT, FURO PROPERTY	170
161-92-94	ZONING ORDINANCE TEXT AMENDMENT, MISCELLANEOUS UPDATES AND CLARIFICATIONS	171
162-92-94	ZONING CHANGE FOR THE VAN TASSEL PROPERTY - TOWN OF GRANT	176
163-92-94	AMENDED - REQUEST TO CIBA-GEIGY FOR FUNDING TO CONDUCT ATRAZINE TESTING	177
164-92-94	PERSONNEL POLICY REVISION	179
165-92-94	EMPLOYEE SAFETY HANDBOOK	181
166-92-94	AMENDED - PORTAGE COUNTY CLEAN INDOOR AIR ORDINANCE	182
167-92-94	REASSESSMENT OF TAX DELINQUENT PROPERTY	186
168-92-94	RESOLUTION FOR WISCONSIN CONSERVATION CORPS	187
169-92-94	JURISDICTIONAL TRANSFER OF CTH "UU" FROM PORTAGE COUNTY TO THE TOWN OF PINE GROVE	188
170-92-94	AUTHORIZING COMPENSATION FOR COMMITTEE MEETINGS IN EXCESS OF THIRTY AND SPECIAL MEETINGS IN 1994	189
171-92-94	DOG CLAIMS	190
172-92-94	FINAL RESOLUTION	191