

AGENDA

JEFFERSON COUNTY BOARD MEETING

December 8, 2015 7:00 p.m.

*REVISED 12-07-2015

Jefferson County Courthouse
311 S. Center Avenue, Room 205
Jefferson, WI 53549

1. **CALL TO ORDER**
2. **ROLL CALL BY COUNTY CLERK**
3. **PLEDGE OF ALLEGIANCE**
4. **CERTIFICATION OF COMPLIANCE WITH OPEN MEETING LAW**
5. **APPROVAL OF THE AGENDA**
6. ***APPROVAL OF OCTOBER 27, 2015 & NOVEMBER 10, 2015 MEETING MINUTES**
7. **SPECIAL ORDER OF BUSINESS**
 - a. Resolution – In Memoriam – Kenneth M. Schopen (Page 1)
8. **COMMUNICATIONS**
 - a. Treasurer's Monthly Report (Addendum)
 - b. Zoning Committee – Notice of Public Hearing, December 17, 2015 (Page 2-3)
9. **PUBLIC COMMENT** (Agenda Items)
COMMITTEE REPORTS / RESOLUTIONS / ORDINANCES
10. **PLANNING AND ZONING COMMITTEE**
 - a. Report – Approval of Petitions (Page 4)
 - b. Ordinance – Amend Zoning Ordinance (Page 5-6)
 - c. Report & Communications– (Re: Bittorf) (Page 7-35)
 - d. Ordinance – Amend Zoning Ordinance (Re: Bittorf) (Page 36)
11. **ADMINISTRATION AND RULES COMMITTEE**
 - a. Ordinance – Amending Board Rule 3.03(8) and (9) regarding time for all resolutions, ordinances, petitions, reports and communications to be filed with the County Administrator for County Board attention (Page 37-38)
 - b. Resolution – Supporting New Social Security Supplemental Security Income (SSI) Asset Limits and Implementation of the Achieving a Better Life Act (Page 39-40)
 - c. Resolution – Amending Public Records Law (Page 41-42)
 - d. Resolution – Opposing Senate Bill 326/Assembly Bill 429 requiring Human Services to refer all cases of suspected or threatened child abuse or neglect to law enforcement (Page 43-44)
 - e. Resolution – Entering into contracts for court appointed Guardian ad Litem and adversary legal counsel services (Page 45-57)
12. **FARMLAND CONSERVATION EASEMENT COMMISSION**
 - a. Resolution – Accepting Donation of a Perpetual agricultural Conservation Easement – Burlingham (Page 58)

13. FINANCE COMMITTEE
 - a. Resolution – Disallowing the claims of Jason Morris and Daniel W. Kupersmith (Page 59)
 - b. Resolution – Terminate insurance coverage with the Local Government Property Insurance Fund (LGPIF) (Page 60-61)
 - c. Resolution – Select Property Insurance Coverage for 2016 (Page 62)
14. HUMAN SERVICES BOARD
 - a. Resolution – Authorizing execution of state human services contracts, consortium agreements and professional/care provider contracts (Page 63-70)
- 14.1 *PARKS COMMITTEE
 - a. Resolution – Authorizing County Administrator to enter into an amended agreement with the Wisconsin Department of Transportation to allow snowmobiles to use designated portions of the Glacial River Trail as snowmobile trail crossing points (Addendum to Agenda)
15. COUNTY ADMINISTRATOR
 - a. Resolution – Authorizing submission of application to participate in the Wisconsin Small Cities Community Development Block Grant-Emergency Funding Assistance Program (CDBG-EAP) using Disaster Recovery-IKE Supplemental Funding (Page 71-72)
 - b. Resolution – Acceptance of Donation from Canadian Pacific (Possible Addendum to Agenda)
16. APPOINTMENTS BY COUNTY ADMINISTRATOR
 - a. Dwayne Morris, John Rhiel and Linda Ager to the Bridges Federated Library System Board (Page 73)
17. PUBLIC COMMENT (General)
18. ANNOUNCEMENTS
19. ADJOURN

NEXT COUNTY BOARD MEETING
NO JANUARY BOARD MEETING
February 9, 2016 – 7:00 P.M. - ROOM 205

**GENERAL FINANCIAL CONDITION
JEFFERSON COUNTY WISCONSIN
December 1, 2015**

Available Cash on Hand		
November 1, 2015	\$	115,156.69
November Receipts	\$	<u>4,829,317.87</u>
 Total Cash	\$	 4,944,474.56
Disbursements		
General - November 2015	\$	4,346,469.03
Payroll - November 2015	\$	<u>1,250,695.86</u>
 Total Disbursements	\$	 <u>5,597,164.89</u>
 Total Available Cash	\$	 (652,690.33)
Cash on Hand (in bank) Dec. 1, 2015	\$	596,327.93
Less Outstanding Checks	\$	<u>1,249,018.26</u>
 Total Available Cash	\$	 (652,690.33)
 Local Government Investment Pool - General	\$	 4,897,013.63
Institutional Capital Management / Dana	\$	28,305,916.62
Local Government Investment Pool -Clerk of Courts	\$	25,977.38
Local Government Investment Pool -Farmland Preservation	\$	228,012.50
Local Government Investment Pool -Parks/Liddle	\$	81,614.34
Local Government Investment Pool -Highway Bond	\$	<u>1,886,430.18</u>
	\$	35,424,964.65
2015 Interest - Super N.O.W. Account	\$	992.45
2015 Interest - L.G.I.P. - General Funds	\$	24,334.75
2015 Interest - ICM/DANA	\$	135,003.22
2015 Interest - L.G.I.P. - Parks /Carol Liddle Fund	\$	94.49
2015 Interest - L.G.I.P. - Farmland Preservation	\$	263.97
2015 Interest - L.G.I.P. - Clerk of Courts	\$	30.06
2015 Interest - L.G.I.P. - Highway Bond	\$	<u>2,694.67</u>
Total 2015 Interest	\$	163,413.61

JOHN E. JENSEN
JEFFERSON COUNTY TREASURER

RESOLUTION NO. 2015-__

Select Property Insurance Coverage for 2016

Executive Summary

Due to significantly increasing insurance premiums by the Local Government Property Insurance Fund (LGPIF), the Jefferson County Board of Supervisors elected to withdraw from the Local Government Property Insurance Fund effective December 31, 2015, and purchase insurance through competitive bidding. Jefferson County worked with T.E. Brennan Company in seeking competitive bids for coverage to replace the coverage currently held through the Local Government Property Insurance Fund (LGPIF).

Insurance companies submitting quotes included the LGPIF, Municipal Property Insurance Company (MPIC), Chubb through M3 and other private market insurance companies. Based on reviewing these quotes for cost, coverage and ratings, staff is recommending entering into a contract with Chubb for Real and Personal Property; Contractor's Equipment and Monies and Securities, and contracting with Integrity Insurance through Wisconsin Municipal Mutual Insurance Company (WMMIC) for auto coverage.

WHEREAS, after withdrawing from the Local Government Property Insurance Fund (LGPIF) due to significantly increasing insurance premiums, Jefferson County solicited quotes for insurance coverage from various insurance companies, and

WHEREAS, after engaging in due diligence by comparing premium costs of multiple insurance companies, it is evident that Chubb through M3 is the most responsible lowest cost insurance company for Real and Personal Property; Contractor's Equipment and Monies and Securities coverage, and Integrity Insurance through Wisconsin Municipal Mutual Insurance Company (WMMIC) is the lowest cost insurance company for auto coverage.

NOW, THEREFORE, BE IT RESOLVED that the County Clerk is authorized to enter into contracts with Chubb through M3 and Integrity Insurance Company, through Wisconsin Municipal Mutual Insurance Company (WMMIC), to provide insurance coverage to Jefferson County.

BE IT FURTHER RESOLVED that this coverage will be reviewed on an annual basis.


Fiscal Note: The current bid for Property and Auto Insurance through LGPIF was \$167,334. The County was able to find comprehensive coverage through other vendors for \$130,251. Adequate funds are in the 2016 Budget to cover this cost.

Ayes _____ Noes _____ Abstain _____ Absent _____ Vacant _____

Requested by
Finance Committee

12-02-15

J. Blair Ward: 12-02-15; 12-07-15

APPROVED: Administrator ; Corp. Counsel ; Finance Director 

RESOLUTION NO. 2015-_____**Resolution authorizing County Administrator to enter into an amended agreement with the Wisconsin Department of Transportation to allow snowmobiles to use designated portions of the Glacial River Trail as snowmobile trail crossing points**Executive Summary

The County of Jefferson and the Wisconsin Department of Transportation presently have an agreement entered into on January 20, 2011, for the maintenance of the bicycle/pedestrian path within the rights-of-way of State Highway 26. This agreement specifically states that, “[u]se of this path by motorized vehicles of any type, except as needed for maintenance, rehabilitation, or emergency rescue purposes, or under paragraphs 10 and 14 herein, is prohibited, except for motorized wheelchairs.” The Jefferson County Snowmobile Alliance is seeking authorization for snowmobiles to use designated portions of the Glacial River Trail as snowmobile trail crossing points to connect the snowmobile trail system in Jefferson County. The Jefferson County Parks Committee considered this request and supports amending the existing agreement between Jefferson County and the Wisconsin Department of Transportation with the specific terms and conditions of the amendment to be agreed upon between the Jefferson County Administrator and the Wisconsin Department of Transportation.

WHEREAS, the County of Jefferson and the Wisconsin Department of Transportation presently have an agreement entered into on January 20, 2011, for the maintenance of the bicycle/pedestrian path within the rights-of-way of State Highway 26, and

WHEREAS, this agreement specifically states that, “[u]se of this path by motorized vehicles of any type, except as needed for maintenance, rehabilitation, or emergency rescue purposes, or under paragraphs 10 and 14 herein, is prohibited, except for motorized wheelchairs,” and

WHEREAS, the Jefferson County Snowmobile Alliance is seeking authorization for snowmobiles to use designated portions of the Glacial River Trail as snowmobile trail crossing points to connect the snowmobile trail system in Jefferson County, and

WHEREAS, the Jefferson County Parks Committee considered this request and supports amending the existing agreement between Jefferson County and the Wisconsin Department of Transportation with the specific terms and conditions of the amendment to be agreed upon between the Jefferson County Administrator and the Wisconsin Department of Transportation.

NOW, THEREFORE, BE IT RESOLVED that the Jefferson County Administrator is hereby authorized to enter into an amended agreement with the Wisconsin Department of Transportation allowing snowmobiles to use designated portions of the Glacial River Trail as snowmobile trail crossing points to connect the snowmobile trail system in Jefferson County with the specific terms and conditions of such amendment to be negotiated between the Jefferson County Administrator and the Wisconsin Department of Transportation.



Fiscal Note: This resolution will have no fiscal impact.

Ayes _____ Noes _____ Abstain _____ Absent _____ Vacant _____

Requested by
Parks Committee

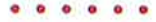
12-08-15

J. Blair Ward: 12-07-15

REVIEWED: Administrator ; Corp. Counsel ; Finance Director _____



AXLEY BRYNELSON, LLP



TYLER WILKINSON
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(608) 283-6783

December 8, 2015

Jefferson County Board of Supervisors
311 S. Center Avenue, Room 205
Jefferson, WI 53549

RE: Philip and Sandra Bittorf Zoning Amendment Request
Our File: 20796.75124

To The Honorable Members of the Jefferson County Board of Supervisors:

Philip and Sandra Bittorf submit this written testimony in place of additional public comment. We focus on the four key facts that the County Board should consider before making its vote on this re-zoning request:

1. **The Bittorfs' re-zoning request meets the nine criteria for re-zoning a parcel from A-1 to A-2.** The proposed use is consistent with the Comprehensive Plan and the Agricultural Preservation Act; in fact, the objectors have not pointed to any place where the request is contrary to the Comprehensive Plan and/or the Agricultural Preservation Act. Moreover, the only public utility at issue is the capacity of Stoney Creek Road. The Town of Lake Mills, which has jurisdiction over the Road, agrees that the road is more than capable to handle Mid-State Traffic Control's vehicles (which are all well below the applicable weight limits).
2. **The Bittorfs' re-zoning request fulfills the purpose of the A-2 Agricultural and Rural Business zoning.** The purpose set forth in the Zoning Ordinance is "to provide for the proper location and regulation of manufacturing, storage warehousing and related marketing or industrial activities that are related to the agricultural industry and otherwise suited to a relatively isolated, rural location. (emphasis added).
 - a. Mid-State Traffic Control is related to agriculture because farms and the agricultural industry need roads to transport their products to markets. Bad roads directly impact and harm the farming industry according to the recent Local Government Institute study entitled "Filling Potholes: A New Look at Funding Local Transportation in Wisconsin."
 - b. Plus the County Board has already concluded that the following businesses "are related to the agricultural industry" in its A-2 Zoning Ordinance:
 - i. Storage of non-farm equipment;
 - ii. Salvage yards;
 - iii. Storage of contractor's equipment and materials;
 - iv. Mini-warehousing/personal storage warehousing;

- v. Bed and breakfasts;
 - vi. Recycling operations; and
 - vii. Landscaping business.
- c. A review the attached aerial map shows that the Bittorfs' property is located in a "relatively isolated, rural area." Three sides of the Bittorfs' property are contiguous to large parcels primarily used for production agriculture. The vast majority of private residences are located on farms and overwhelmingly support the re-zoning request.
3. **The Bittorfs attempted to work out an agreement with the objecting neighbors, but the objecting neighbors refused to compromise at all.** In fact, the Bittorfs proposed the following proposed compromises: A reduced speed limit at the curve on Stoney Creek Road, limited hours of operation, voluntarily building screening materials and the Bittorfs even suggested snow plowing for the neighbors for a limited time in order to get some sort of compromise. The objecting neighbors completely rejected all of these proposals and refused to compromise. This was despite the fact that the Planning Committee specifically directed the neighbors to reach a compromise!
4. **This re-zoning request does not reduce the amount of prime agricultural land.** Remember that the Bittorfs are requesting to re-zone 3.2 acres of their 40 acre parcel. The remaining 37.8 acres will remain A-1 and will continue to be farmed. The re-zoned 3.2 acres can still be farmed under A-2 zoning as "agriculture" is the primary use of land zoned A-2. In other words, the requested re-zoning does not affect the amount of prime agricultural land in production.

Thank you for your consideration.

AXLEY BRYNELSON, LLP



Tyler Wilkinson

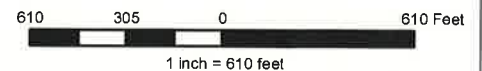
TKW:sal

AERIAL VIEW OF STONEY CREEK ROAD



- Municipal Boundaries
- Property Boundary
- Old Lot/Meander Lines
- Rail Right of Ways
- Road Right of Ways
- Section Lines
- Surface Water
- Map Hooks
- Tax Parcels
- Streams and Ditches

- Red: Band_1
- Green: Band_2
- Blue: Band_3



Jefferson County Board of Supervisors
Jefferson County Courthouse
311 S. Center Avenue, Room 205
Jefferson, WI 53549

RE: Philip and Sandra Bittorf Zoning Amendment Request

To the Jefferson County Board of Supervisors:

My name is Deanna Battist

and I live at W9352 G Rd B Waterloo WI 53594.

I live near Philip and Sandra Bittorf and know about their business Mid-State Traffic Control. I fully support their request to re-zone their property from A-1 Exclusive Agriculture to A-2 Agricultural and Rural Business so that they can store their contractor materials and equipment at their property. The Town Board of Lake Mills, where the Bittorfs live, voted unanimously to approve the re-zoning request. I ask that you do the same.

Sincerely,

Deanna Battist