

**JEFFERSON COUNTY BOARD MINUTES
TUESDAY, DECEMBER 9, 2008, 7:00 P.M.**

Ms. Sharon Schmeling presiding.

Mr. David led the Pledge of Allegiance.

A moment of silence was observed.

Chief Deputy County Clerk David P. Ehlinger called the roll, all members being present except Mr. Poulson and Ms. Nelson.

| | |
|---------------------------------------|--|
| District 1.....Richard C. Jones | District 2.....Vic Imrie, Jr. |
| District 3Greg David | District 4 Gail Towers MacAskill |
| District 5 Jim Braughler | District 6..... Ron Buchanan |
| District 7..... Dwayne C. Morris | District 8..... Rick L. Kuhlman |
| District 9..... Scott Seefeldt | District 10..... Lloyd Zastrow |
| District 11..... Donald Reese | District 12 Mike Burow |
| District 13Vacant | District 14..... Pamela Rogers |
| District 15..... Steven J. Nass | District 16 John Molinaro |
| District 17 Carol Ward Knox | District 18..... Sharon L. Schmeling |
| District 19.....Amy Kramer | District 20..... John C. Kannard |
| District 21 Robert G. Yachinich | District 22 Blane Poulson |
| District 23 George Jaeckel | District 24..... Gregory M. Torres |
| District 25..... Walt Christensen | District 26 Carlton Zentner |
| District 27 Glen D. Borland | District 28 Julie J. Nelson |
| District 29..... Paul Babcock | District 30..... Jim Mode |

County Administrator Gary Petre informed the Board that it was in compliance with the Open Meetings Law.

There were no requested changes to the revised agenda dated December 8, 2008.

Mr. Nass moved that the minutes of the October 28, 2008, and November 10, 2008, meetings be approved as corrected. Seconded and carried.

**GENERAL FINANCIAL CONDITION
JEFFERSON COUNTY, WISCONSIN
December 1, 2008**

| | |
|--|---------------------|
| Available Cash on Hand | |
| November 1, 2008 | \$ 149,889.15 |
| November Receipts | <u>6,848,559.94</u> |
| Total Cash | \$ 6,998,449.09 |
| Disbursements | |
| General – November 2008 | \$5,670,231.93 |
| Payroll – November 2008 | <u>1,472,744.31</u> |
| Total Disbursements | 7,142,976.24 |
| Total Available Cash | \$ (144,527.15) |
| Cash on Hand (in banks) December 1, 2008 | \$ 401,919.45 |
| Less Outstanding Checks | <u>546,446.60</u> |
| Total Available Cash | \$ (144,527.15) |
| AIM Government & Agency Portfolio | \$ 3,975,678.47 |
| Local Government Investment Pool – General | 14,525,063.66 |

| | |
|--|-------------------|
| Institutional Capital Management | 11,627,203.46 |
| Local Government Investment Pool – Clerk of Courts | 159,425.41 |
| Local Government Investment Pool – Parks/Liddle | <u>204,526.20</u> |
| | \$30,491,897.20 |
| 2008 Interest – Super N.O.W. Account | \$ 3,430.86 |
| 2008 Interest – L.G.I.P. - General Funds | 607,507.31 |
| 2008 Interest – ICM | 363,887.40 |
| 2008 Interest – AIM | 84,052.05 |
| 2008 Interest – L.G.I.P. - Parks/Carol Liddle Fund | 4,781.01 |
| 2008 Interest – L.G.I.P. - Clerk of Courts | <u>5,201.34</u> |
| Total 2008 Interest | \$ 1,068,859.97 |

**JEFFERSON COUNTY TREASURER'S 2008
INTEREST REVENUE INVESTMENT REPORT**

| MONTH 2008 | INTEREST 2008 | TREASURER'S REQUEST | TREASURER'S VARIANCE | ADMINISTRATOR'S (ADOPTED) BUDGET | ADMINISTRATOR'S VARIANCE |
|---------------|---------------------|------------------------|-------------------------|-------------------------------------|-----------------------------|
| January | 84,454.50 | 125,000.00 | (40,545.50) | 158,333.00 | (73,878.50) |
| February | 138,158.17 | 125,000.00 | 13,158.17 | 158,333.00 | (20,174.83) |
| March | 146,269.84 | 125,000.00 | 21,269.84 | 158,334.00 | (12,064.16) |
| April | 88,220.85 | 125,000.00 | (36,779.15) | 158,333.00 | (70,112.15) |
| May | 98,696.60 | 125,000.00 | (26,303.40) | 158,333.00 | (59,636.40) |
| June | 135,356.58 | 125,000.00 | 10,356.58 | 158,334.00 | (22,977.42) |
| July | 65,436.68 | 125,000.00 | (59,563.32) | 158,333.00 | (92,896.32) |
| August | 87,495.25 | 125,000.00 | (37,504.75) | 158,333.00 | (70,837.75) |
| September | 117,391.30 | 125,000.00 | (7,608.70) | 158,334.00 | (40,942.70) |
| October | 48,478.09 | 125,000.00 | (76,521.91) | 158,333.00 | (109,854.91) |
| November | 48,919.76 | 125,000.00 | (76,080.24) | 158,333.00 | (109,413.24) |
| December | | 125,000.00 | (125,000.00) | 158,334.00 | (158,334.00) |
| TOTAL | 1,058,877.62 | 1,500,000.00 | (441,122.38) | 1,900,000.00 | (841,122.38) |
| As of | | | | | |
| 11/30/08 | 1,058,877.62 | 1,375,000.00 | (316,122.38) | 1,741,666.00 | (682,788.38) |
| 2008 | | | | | |
| Estimates | 1,155,139.22 | 1,500,000.00 | (344,860.78) | 1,900,000.00 | (744,860.78) |

JOHN E. JENSEN
JEFFERSON COUNTY TREASURER

Chief Deputy County Clerk David P. Ehlinger presented the following communications:

1. Letter from Jill Ottow, Executive Director of the Jefferson County Literacy Council, Inc., thanking the County Board Supervisors for being public servants and helping to guide county government particularly through the budget process.

2. Letter dated November 11, 2008, from County Clerk Barbara Frank giving notice under Wisconsin Statute 59.11(a) of a special meeting of the County Board to be held on Tuesday, January 13, 2009, at 7:00 p.m. in Room 205 of the Jefferson County Courthouse to consider budget strategies for 2010.

3. Thank you from County Clerk Barbara A. Frank and the Jefferson County Board of Supervisors for the monetary donations and assistance to replace the

Linden tree planted in 1997 in memory of County Clerk Barbara A. Geyer, which was damaged on July 10, 2008, during a wind storm.

4. Letter dated October 29, 2008, from Governor Jim Doyle awarding Jefferson County with a Homeland Security grant for \$3,451 to give public safety agencies access to shared mutual aid radio frequencies during emergencies when agencies from multiple jurisdictions are involved.

5. Letter dated November 6, 2008, from Dennis O'Loughlin, Wisconsin Counties Association President, regarding the appointment of Donald Reese to serve on the 2008-2009 Wisconsin Counties Association Transportation and Public Works Steering Committee.

6. Letter received November 24, 2008, from Kimberly Roper of Save Our Swans requesting the County Board to pass a resolution to stop the Department of Natural Resources' policy of mute swan eradication.

7. A Notice of Public Hearing from the Planning & Zoning Committee for a hearing to be held on December 18, 2008, at 7:00 p.m. in Room 205 of the Jefferson County Courthouse.

The communications and notices were received and placed on file.

The floor was opened for public comment.

Kathy Steindorf, Watertown, addressed the Board regarding the County's strategic plan as well as commending the Highway Department for snow removal from the recent winter storm.

Special order of business commenced.

Paul Babcock, Chair of the Law Enforcement/Emergency Management Committee presented a plaque to retiring Chief Deputy Kevin Stapleton in recognition of the over 22 years of service to the County.

County Administrator Gary Petre presented the future outlook for the Jefferson County budget.

A presentation on county nursing homes to be given by Sarah Diedrick, Wisconsin Counties Association Senior Legislative Associate, was deferred to January 13, 2009.

Corporation Counsel Philip Ristow addressed the Board on the referendum process for exceeding the revenue cap.

The regular order of business was resumed.

Annual reports from Land Information, Land & Water Conservation, Planning & Zoning and the Surveyor were deferred to January 13, 2009.

Mr. Nass presented the following report of the Planning & Zoning Committee:

**REPORT
TO THE HONORABLE MEMBERS OF THE
JEFFERSON COUNTY BOARD OF SUPERVISORS**

The Jefferson County Planning and Zoning Committee, having considered petitions to amend the zoning ordinance of Jefferson County, filed for public hearing held on November 20, 2008, as required by law pursuant to Wisconsin Statutes, notice thereof having been given, and being duly advised of the wish-

es of the town boards and persons in the areas affected, hereby makes the following recommendation:

APPROVAL OF PETITION 3373A-08
DATED THIS FIRST DAY OF DECEMBER 2008
Donald Reese, Secretary

THE EFFECTIVE DATE OF THE PRIOR MONTH'S AMENDMENTS,
3361A-08, 3363A-08 AND 3365A-08, IS NOVEMBER 18, 2008.

Mr. Nass moved that the report be adopted. Seconded and carried.

Mr. Nass presented Ordinance No. 2008-25.

WHEREAS, the Jefferson County Board of Supervisors has heretofore been petitioned to amend the Jefferson County Zoning Ordinance, and

WHEREAS, Petition 3373A-08 was referred to the Jefferson County Planning and Zoning Committee for public hearing on November 20, 2008, and

WHEREAS, the proposed amendment has been given due consideration by the Board of Supervisors in open session,

NOW, THEREFORE, BE IT ORDAINED that the Jefferson County Board of Supervisors does amend the zoning ordinance of Jefferson County (and official zoning maps) as follows:

FROM AGRICULTURAL A-1 TO N, NATURAL RESOURCE

Rezone that part of PIN 022-0613-0923-000 (25.192 acres) lying west of CTH A in the Town of Oakland. (3373A-08 – Lake Ripley Management District/James & Jane Johnson property)

Mr. Nass moved that Ordinance No. 2008-25 be adopted. Seconded and carried with Mr. Molinaro and Mr. Kannard abstaining due to possible conflict of interest.

Mr. Nass presented the following report:

**County Board Chairman's Report
Sharon L. Schmeling
December 2008**

The following report provides updates on the activities of the Jefferson County Board, its chairman, its committees, and key issues confronting the County. If you have any questions about the following information, or would like an update about a project or issue not mentioned here, do not hesitate to contact me by phone (920) 674-8607 or e-mail (sharons@co.jefferson.wi.us) with your questions or suggestions.

County Budget Outlook – While the 2009 budget process is still fresh in everyone's mind, the County Board will begin discussing the 2010 budget and its anticipated \$3.5 million structural deficit. To assist in that discussion, we will have several special presentations at the December County Board meeting.

First, there will be a briefing from County Administrator Gary Petre about the 2010 budget outlook. He will cover the size and source of the structural deficit and the options available for balancing the budget.

Second, there will be a presentation about the financial state of county nurs-

ing homes across Wisconsin by Wisconsin Counties Association Senior Legislative Associate Sarah Diedrick-Kasdorf. As you know, county nursing homes are not a mandated service and they require millions of dollars of annual local property tax dollars to operate because the state and federal governments do not reimburse for the actual cost of care. Many counties are struggling with how to fund their homes given the state imposed revenue caps that limit the collection of property tax dollars. Diedrick-Kasdorf will provide a state-wide look at what other counties are doing to manage this fiscal challenge. And, she will brief us on how funding for county nursing homes may be affected by the State's 2009-2011 budget talks, which begin in February.

Finally, the Board will receive a presentation on the legal process required for county government if it would choose to conduct a referendum seeking permission from the public to exceed the State's revenue cap. If the public approved, the County could collect more taxes than currently allowed by state law. This is the process the state legislature has created for units of government who have financial needs beyond what the revenue cap allows them to collect. However, it is a complicated process that has many rules and timelines, which Corporation Counsel Phil Ristow will expertly explain. Whether or not the public supports such a referendum is a whole other question that can really only be answered by individual County Board members after they receive input from constituents. Once they receive this presentation, they will be equipped to engage in such discussions.

These three briefings will give County Board Supervisors much food for thought and enable them to educate their constituents and share that feedback with the Finance Committee, which is the committee that would ultimately make recommendations to the County Board about nursing home funding, referendums or any other strategies aimed at funding county services.

Strategic Planning – After the April election, the Administration and Rules Committee began discussions about developing a county strategic plan, with assistance from UW-Extension Agent Steve Grabow. The project was delayed during the June-July flooding, and then again afterwards as the Committee caught up on its other work, such as the County Administrator's annual performance evaluation, which is almost complete. At its December 29 meeting, the Committee will continue its discussion about a timeline and process for developing a strategic plan. The Committee will make a report at the January County Board about proposed future actions, timelines.

In addition, at the January Board meeting, the County Board will also receive a special presentation from Ozaukee County officials and their experience with strategic planning and program prioritization. Ozaukee County is located north of Milwaukee. It is similar to Jefferson County in its population, its county administrator form of government, its provision of a nursing home, and its rural geography and farming activity despite being located near a metropolitan area.

There are many ways of conducting strategic planning and program prioritization. The Ozaukee County approach is not the only one, nor is it likely perfect. However, it will give the Jefferson County Board some background and education about how such a plan is created and then executed.

All of these presentations reveal how critical 2009 will be for the County Board. We will have to operate on multiple tracks to solve immediate funding

issues while also trying to plan for a future beyond the next budget. Again, I urge you to read the excellent book, "The Price of Government: Getting the Results We Need in an Age of Permanent Fiscal Crisis," by David Osborne and Peter Hutchinson. Several copies of the book are available through the public library system and can be located by your local branch. This book offers a non-partisan approach to budgeting that reflects modern business practices, and the increasing pressure on government to provide more and better services for less money.

Courthouse Security – The Courthouse Security and Facilities Committee met December 3 and, among other things, received a report from Sheriff Milbrath about courthouse security, given the reduction of four deputy positions in the Sheriff's Department for the 2009 budget year.

Current staffing has allowed the department to provide security at the courthouse main entrance 85 percent of the time the building is open. In 2009, the security division will have three fewer deputies and will therefore provide security at the main entrance at least 50 percent of the time the building is open. The security will be prioritized so that maximum coverage is provided when staff anticipates security is most needed. At other times, the security will be provided on a random schedule so that potential perpetrators will be unable to plan an event. The security in the courtrooms will be staffed at current levels.

If you receive questions from the public about the seemingly erratic nature of scanning and security at the front entrance, please assure them that there is a courthouse security plan, and that the plan is being followed, and that it reflects the limits of county revenue because of the state imposed tax levy limits, and the declining economy.

Please join me in thanking Sheriff Milbrath and his team for embracing this difficult staffing reduction, and finding a way to provide security in the courthouse despite the limits in available funding. Their response to our budget pressures have been a model of servant leadership and teamwork. They have been willing to make difficult sacrifices while finding ways to maintain services. This approach is most welcome and will be needed by many other county departments in future budgets.

Mr. Nass moved that the County Board Chairman's Monthly Report be received, placed on file and printed in the minutes. Seconded and carried.

Mr. Nass presented Ordinance No. 2008-26.

THE COUNTY BOARD OF SUPERVISORS OF JEFFERSON COUNTY DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. Section 3.05(2)(b) of the Board Rules is amended as follows:

(b) FAIR PARK COMMITTEE – Five members. The Fair Park Committee shall recommend Fair Park policies to the County Board and provide the Fair Park Director with guidance and assistance, as requested, in the operation of Jefferson County Fair Park. The Fair Park Committee may establish policies relating to the operation of the County Fair not requiring Board action and is authorized to contract for entertainment, sponsorships valued up to \$50,000 and to lease space to exhibitors for up to 15 days without further approval from the Board. The Fair Park Director may approve ~~these~~ entertainment contracts when the necessity for approval arises between scheduled Committee meetings. All approvals by the Director shall be reported to the Committee. In addition, the

Fair Park Director may contract for sponsorships up to \$20,000 and enter leases for property storage that exceed 15 days. Sponsorships valued between \$20,000 and \$50,000 may be approved by the Committee. Sponsorships affecting other county departments shall be approved by the Board regardless of the amount of the contract. For events which are new to the Jefferson County Fair Park, the Fair Park Director shall consult with the County Administrator before the Committee or Director enters into a contract or lease. All contracts shall be submitted to the Corporation Counsel for approval before execution. The Director shall be responsible for the maintenance of the Fair Park buildings and grounds, and may propose plans for capital improvement and operational budgeting for review by the Committee and consideration by the Board. The Committee shall establish fees as part of the next year's budget and the Director may set unanticipated fees during the year and report such fees to the Committee. The Director may deviate from the established fee structure when it is advantageous to the operation of the Park, and shall report such arrangements to the Committee. [Amended 04/18/06, Ord. No. 2006-01; am. 05/08/07, Ord. 2007-06; am. 11/13/07, Ord. No. 2007-23]

Section 2. This ordinance shall be effective after passage and publication as provided by law.

There being an objection from Mr. Zentner to suspend the rules under Board Rule 3.09, Ordinance No. 2008-26 was laid over until January 13, 2009.

Mr. Nass presented Ordinance No. 2008-27.

THE COUNTY BOARD OF SUPERVISORS OF JEFFERSON COUNTY DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. Section 6(g) of the Purchasing Ordinance is amended as follows:

(g) The Board may delegate authority to approve bids to a committee thereof. The Fair Park Committee is expressly delegated authority to enter into contracts in excess of \$25,000 for entertainment at the County Fair and for sponsorships with a net value of up to \$50,000 for the County Fair Park which do not affect other departments. [Amended 04/19/05, Ordinance No. 2005-01]

Section 2. This ordinance shall be effective after passage and publication as provided by law.

Mr. Nass moved that Ordinance No. 2008-27 be adopted. Seconded and carried: Ayes 25, Noes 2 (Morris, Zentner), Absent 2 (Poulson, Nelson), Vacant 1.

Mr. Nass presented Ordinance No. 2008-28.

THE COUNTY BOARD OF SUPERVISORS OF JEFFERSON COUNTY DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. Section 4.06 of the Jefferson County Code of Ethics is amended as follows:

4.06 FAIR AND EQUAL TREATMENT. (1) Use of Public Property. No official or employee shall use or knowingly permit the use of county services or property, including but not limited to county-owned vehicles, equipment, materials, county accounts and credit cards for unauthorized nongovernmental purposes or for unauthorized personal convenience or profit unless use of such serv-

ices or property are available to the general public.

Section 2. This ordinance shall be effective after passage and publication as provided by law.

Mr. Nass moved for the adoption of Ordinance No. 2008-28. Seconded and carried: Ayes 27, Noes 0, Absent 2 (Poulson, Nelson), Vacant 1.

Mr. Nass presented Resolution No. 2008-73.

WHEREAS, during the 2007-2008 snowmobile season, 72% of Wisconsin's snowmobile fatalities were alcohol related, and

WHEREAS, reporting alcohol violations involving snowmobiles to the Department of Transportation and integrating driver's license records and penalties based on snowmobile violations would serve as a deterrent to alcohol use by snowmobile operators, and

WHEREAS, the Jefferson County Traffic Safety Commission recommends that legislators representing Jefferson County consider legislation to integrate snowmobile violations concerning alcohol with Department of Transportation records and driver's license eligibility,

NOW, THEREFORE, BE IT RESOLVED that the Jefferson County Board supports legislation integrating records for alcohol related snowmobile violations with driver's license records and eligibility.

BE IT FURTHER RESOLVED that the Clerk shall send a copy of this resolution to legislators representing Jefferson County.

Fiscal Note: This resolution has no fiscal impact.

Mr. Nass moved that Resolution No. 2008-73 be adopted. Seconded and carried.

Ms. Knox presented Resolution No. 2008-74.

WHEREAS, funds are available to Jefferson County for a Community Development Block Grant for the purpose of expanding local industry production capacity, and

WHEREAS, the State of Wisconsin Department of Commerce has reviewed the application of Renew Energies LLC and finds it to be in order and recommends such loan be made on terms to be established by the State, and

WHEREAS, the Jefferson County Economic Development Consortium has offered to assist the County Administrator in obtaining the Community Development Block Grant, and

WHEREAS, the County of Jefferson, Wisconsin, adopted Resolution 2003-07 establishing the Community Development Block Grant Citizen Participation Plan, and held a public hearing on November 10, 2008, as required by the Plan, and

WHEREAS, lending the grant funds to Renew Energies LLC will promote employment and increase the tax base in Jefferson County,

NOW, THEREFORE, BE IT RESOLVED that the Jefferson County Administrator is authorized to execute such documents as may be necessary to obtain Community Development Block Grant funds in an amount not to exceed

\$750,000.00 for the purpose of lending said funds to Renew Energies LLC to expand its operations to include additional renewable energy systems and energy efficient improvements, and

BE IT FURTHER RESOLVED that the Jefferson County Economic Development Consortium is authorized to act as the agent of Jefferson County for administration of this Community Development Block Grant.

Fiscal Note: The County will obtain up to \$750,000.00 in funds from the State of Wisconsin and lend said amount to Renew Energies LLC. The State will provide \$6,000 to offset administrative costs which will go to the Jefferson County Economic Development Consortium for its role in administration of this CDBG-ED. When repaid, the grant funds will be part of the County's Revolving Loan Fund, which can be made available to other qualifying county businesses.

Ms. Knox moved to adopt Resolution No. 2008-74. Seconded and carried: Ayes 26, Noes 1 (Imrie), Absent 2 (Poulson, Nelson), Vacant 1.

Mr. Buchanan read Resolution No. 2008-75.

WHEREAS, the Fair Park Director has had the opportunity to meet with local distributors of MillerCoors and Budweiser products to explore a Fair Park signage agreement, and

WHEREAS, the MillerCoors local distributor, Wisconsin Wetgoods Co., Inc. has offered \$23,000 per year for a three-year contract on the terms and conditions contained in the agreement included in the Board materials, compared to \$15,000 per year proposed by the local Budweiser distributor, and

WHEREAS, the Fair Park Director and Committee recommend entering into a signage agreement with MillerCoors on the terms and conditions proposed,

NOW, THEREFORE, BE IT RESOLVED that the Fair Park Director is authorized to execute a contract with Wisconsin Wetgoods Co., Inc. in the amount of \$69,000 for an exclusive three-year signage agreement.

Fiscal Note: This revenue will constitute new revenue, not previously budgeted.

Mr. Buchanan moved that Resolution No. 2008-75 be adopted. Seconded and carried: Ayes 23, Noes 4 (Braugher, Morris, Kuhlman, Zentner), Absent 2 (Poulson, Nelson), Vacant 1.

Mr. Buchanan read Resolution No. 2008-76.

WHEREAS, the Jefferson County Fair Park Director has met with representatives of the three major beverage companies, Coca-Cola, Pepsi and 7 Up, to discuss marketing partnership arrangements for the County's business, and

WHEREAS, while Pepsi's proposal appears to be slightly less than the Coca-Cola proposal, the Pepsi proposal has more opportunity for increased revenue based on increased volume from marketing Pepsi products through large vendors using the fairgrounds, including the twice yearly Car Show, and

WHEREAS, the Fair Park Committee and the Fair Park Director recommend contracting with Pepsi for the Fair Park's needs and other county vending sites on an exclusive basis,

NOW, THEREFORE, BE IT RESOLVED that the Fair Park Director is authorized to enter into a marketing partnership agreement with Pepsi on the

terms and conditions of Pepsi's proposal.

Fiscal Note: It is anticipated that a three-year marketing agreement with Pepsi will generate an additional \$62,520 revenue at a minimum, with a substantial opportunity to earn more based on increased business.

Mr. Buchanan moved that Resolution No. 2008-76 be adopted. Seconded and carried: Ayes 26, Noes 1 (Zentner), Absent 2 (Poulson, Nelson), Vacant 1.

Mr. Molinaro read Resolution No. 2008-77.

WHEREAS, Carlton E. Zentner and Mary F. Zentner have offered to donate an agricultural conservation easement on approximately 63 acres of cropland and woods on Section 24 and 25, Town of Oakland, Jefferson County, Wisconsin, to Jefferson County as part of the County's Farmland Conservation Easement Program, and

WHEREAS, the offer has been reviewed by the Jefferson County Farmland Conservation Easement Commission, which recommends acceptance of said offer,

NOW, THEREFORE, BE IT RESOLVED that the County Clerk is authorized to execute such documents as may be necessary to accept the grant of an agricultural conservation easement from Carlton E. Zentner and Mary F. Zentner for the property more particularly described as Parcel Identification #022-0613-2512-000, #022-0613-2513-000 and #022-0613-2443-002.

BE IT FURTHER RESOLVED that Jefferson County expresses its gratitude to the Zentners for making this donation.

Fiscal Note: The Farmland Conservation Easement Commission will reimburse up to \$1,000 of legal and appraisal costs incurred by the Zentners to accomplish this grant. Such funds are contained in the 2008 budget.

Mr. Molinaro moved that Resolution No. 2008-77 be adopted. Seconded and carried: Ayes 26, Noes 0, Abstain 1 (Zentner – conflict of interest), Absent 2 (Poulson, Nelson), Vacant 1.

Ms. Rogers read Resolution No. 2008-78.

WHEREAS, Jefferson County, through the tax foreclosure process, took title to approximately 77 acres fronting on both County Trunk Highway D and Bakertown Road, and

WHEREAS, by prior Board action, said property has been rezoned in part, and leased for agricultural purposes through the end of 2008, after which it is to be sold, and

WHEREAS, the Helenville Fire Department has requested an easement to use the pond on the property for fire protection purposes in the area of County Trunk Highway D and Bakertown Road by installation of a driveway and a dry hydrant to allow for the filling of fire trucks when necessary, and

WHEREAS, the Finance Committee has reviewed the request and recommends granting such an easement prior to sale of the property,

NOW, THEREFORE, BE IT RESOLVED that the Corporation Counsel is directed to prepare an easement subjecting this property to use by the Helenville Fire Department for installation of a driveway not greater than twenty feet in

width from Bakertown Road to the pond, and allowing the fire department to install and maintain a dry hydrant for the public benefit of fire protection in that area.

BE IT FURTHER RESOLVED that the Clerk is authorized to execute the easement for recording purposes.

Fiscal Note: There is no direct fiscal impact involved with this resolution, although it is possible that the sale price of the property may be slightly diminished by the presence of a driveway and dry hydrant.

Ms. Rogers moved that Resolution No. 2008-78 be adopted. Seconded and carried: Ayes 27, Noes 0, Absent 2 (Poulson, Nelson), Vacant 1.

Ms. Towers MacAskill read Ordinance No. 2008-29.

WHEREAS, the County acts as agent for the State of Wisconsin for health inspections, and

WHEREAS, the state fees for such inspections have been increased, and

WHEREAS, it is desirable to conform the county fee schedule to the new state rates and update other parts of the ordinances referenced below:

THE COUNTY BOARD OF SUPERVISORS OF JEFFERSON COUNTY DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. Sections 1.A.(2)(b) (d) and (e) of the Environmental Sanitation Ordinance (Enforcement) are amended as follows:

(b) The Corporation Counsel may in his discretion, commence legal action and may proceed pursuant to the provisions outlined in Wisconsin Statutes Section 66.0119 and Section 66.0114, or pursuant to the issuance of a summons and complaint.

(d) The County of Jefferson adopts by reference the following Chapters of the Wisconsin Administrative Codes: ~~HFS DHS 192, HFS DHS 195, HFS DHS 196, HFS DHS 197, HFS DHS 198, COMM 90, HFS DHS 172, DHS 173, HFS DHS 175, and HFS DHS 178~~ and DATCP 74 and all other state and federally referenced rules and Memorandums of Understanding, ~~together with such amendments to the above as may be enacted from time to time.~~

(e) The County of Jefferson recognizes and adopts the same exemptions for inspections and licensure as contained in the aforementioned state statutes, administrative codes and the State of Wisconsin Department of Health ~~and Family Services~~ and Department of Agriculture, Trade & Consumer Protection policies.

Section 2. Section 1.A.(2)(f) of the Environmental Sanitation Ordinance (Enforcement) is created as follows:

(f) The County of Jefferson is an agent for Department of Agriculture, Trade and Consumer Protection, under the provisions as set forth in Wisconsin State Statute Chapter 97.41.

Section 3. Section 1.A.(5) of the Environmental Sanitation Ordinance (License Application) is amended as follows:

License application shall be made to the Health Department on forms

approved by ~~DHFS~~ DHS or DATCP, and supplied by the department, accompanied by the appropriate license fee and pre-inspection fee. Licenses hereunder shall not be granted or issued by the Department unless and until the Health Officer/Director, or designee, determines and certifies compliance, of the premises to be licensed, with all the applicable terms and conditions of all Wisconsin Administrative Codes under contract.

Section 4. Section 1.A.(7) of the Environmental Sanitation Ordinance (License Period) is amended as follows:

The license period for licenses issued per the ~~DHFS~~ DHS and DATCP contract shall be from July 1 through the following June 30th. Those licenses initially issued during the period beginning on April 1 and ending on June 30 expire on June 30 of the following year, except ~~Bed and Breakfast~~ Body Art establishments.

Section 5. Sections 1.A.(8)(b) and (d) of the Environmental Sanitation Ordinance (Fees) are amended as follows:

(b) **PRE-INSPECTIONS AND THEIR ASSOCIATED FEES.** Preinspections are required to be conducted for establishments within the scope of Wisconsin Statutes 254 Subchapter VII and DATCP 74.

(d) **RE-INSPECTION FEES.** In the event that the County Health Department observes violations during the course of its inspections, and in the event that the violation is not corrected upon the Department's first re-inspection to confirm compliance, the Department shall charge the party in violation a fee of ~~\$100.00~~ as set forth below for each second or subsequent re-inspection necessary to confirm that the original violation has been remedied. [Amended 07/13/04, Ordinance No. 2004-14]

Section 6. Section 1.A.(8)(e) of the Environmental Sanitation Ordinance (Fees) is created as follows:

(e) **NO CERTIFIED OPERATOR FEE.** If facility owners do not obtain certificate issued by State of Wisconsin within 90 days, facility owners will be assessed a \$150.00 fee.

Section 7. Section 1.A.(11)(h) of the Environmental Sanitation Ordinance (Denial, Suspension or Revocation of License) is amended as follows:

(h) **OPERATING WITHOUT A LICENSE.** Any person who shall operate without a license as required above shall be subject to a forfeiture in the amount of ~~\$300.00~~ \$500.00. Ongoing violations of operating without a license may be subject to forfeitures in the amount of ~~\$300.00~~ \$500.00 for each day in which the person continues to operate without a license.

Section 8. Section 1.A.(11)(i) of the Environmental Sanitation Ordinance (Denial, Suspension or Revocation of License) is created as follows:

(i) **VOIDED PERMIT FOR FAILURE TO PAY FEES.** If an applicant or owner fails to pay all applicable fees, late fees and processing charges within 15 days after the applicant or owner receives notice of an insufficiency or within 45 days after the expiration of the permit, whichever occurs first, the permit is void. An owner whose permit is voided under this subsection may appeal the decision.

Section 9. Sections 1.B.(1)(a) and (b)3. of the Environmental Sanitation

Ordinance (Requirements) are amended as follows:

(a) Except as provided in (b), no person, party, firm or corporation shall operate a Restaurant, Temporary Restaurant or Mobile Restaurant, as defined in Wisconsin Administrative Code ~~HFS DHS~~ 196, without first obtaining a license therefore from the Health Department, ~~or ; nor shall any person, party, firm or corporation operate~~ contrary to the terms and conditions of this ordinance or Wisconsin Administrative Code ~~HFS DHS~~ 196, which is incorporated herein by reference and made part of this ordinance as if fully set forth herein.

3. Any public or private school lunchroom for which food service is directly provided by the school. The department shall charge a fee for inspection services to school lunchrooms required to be inspected under federal ~~or state~~ law. [Amended 01/09/07, Ordinance 2006-26]

Section 10. Sections 1.B.(2) and (2)(a) through (e) of the Environmental Sanitation Ordinance (Restaurants/Meal Food Service – Fees) are amended as follows:

In addition to the following fees, the licensee shall pay any applicable ~~DHFS~~ DHS or DATCP administrative fee, the amount of which is on file with the department.

Fees pursuant to this section shall be as follows:

(a) Limited Food Service Restaurant: A restaurant that serves only individually wrapped, hermetically sealed single servings supplied by a licensed processor.

| | | |
|----------------------|---------------------|------------------|
| 1. License Fee | \$ 80.00 | <u>\$ 90.00</u> |
| 2. Pre-licensing Fee | \$ 40.00 | <u>\$ 175.00</u> |
| 3. Re-inspection Fee | | <u>\$ 115.00</u> |

(b) ~~Low Simple~~ Complexity Restaurant: ~~A restaurant in which all of the following criteria are met: As defined at DHS 196.04.~~

- ~~1. Food is cooked to order.~~
- ~~2. Food may be kept in a hot or warm condition, however only for one meal period. Such food may not be cooled and re served at a later time.~~
- ~~3. Limited preparation of food. Pre packaged products may be mixed together and minor preparation, such as slicing onions or pickles as condiments is acceptable.~~
- ~~4. Potential for cross contamination must be minimal. No raw chicken or other meats may be used. Pre breaded fish or preformed burger patties (fresh or frozen) may be used.~~

| | | |
|-----------------------------------|----------------------|------------------|
| A.1. License Fee | \$ 176.00 | <u>\$ 195.00</u> |
| B.2. Pre-licensing Fee | \$ 160.00 | <u>\$ 430.00</u> |
| 3. Re-inspection Fee | | <u>\$ 265.00</u> |

(c) Moderate Complexity Restaurant: ~~A restaurant in which any of the following criteria are met: As defined at DHS 196.04.~~

- ~~1. Any Potentially Hazardous Food, as that term is defined in Wisconsin Administrative Code 196, is cooled and/or reheated.~~
- ~~2. Any food products made from scratch.~~
- ~~3. The facility seats 50 or more patrons.~~
- ~~4. The facility has a drive-up window or walk-up service window or provides delivery of food.~~
- ~~5. Any raw poultry, seafood or bulk beef is served. This does not apply to use of preformed patties.~~
- ~~6. The facility provides catering services.~~
- ~~7. The facility provides banquet services.~~

| | | |
|-----------------------------------|----------------------|------------------|
| A.1. License Fee | \$ 253.00 | <u>\$ 300.00</u> |
| B.2. Pre-licensing Fee | \$ 260.00 | <u>\$ 705.00</u> |
| 3. <u>Re-inspection Fee</u> | | <u>\$ 425.00</u> |

(d) High Complexity Restaurant: ~~A moderate complexity restaurant in which five or more of the criteria set forth above are present.~~ As defined at DHS 196.04.

| | | |
|-----------------------------|----------------------|--------------------|
| 1. License Fee | \$ 330.00 | <u>\$ 430.00</u> |
| 2. Pre-licensing Fee | \$ 360.00 | <u>\$ 1,020.00</u> |
| 3. <u>Re-inspection Fee</u> | | <u>\$ 610.00</u> |

(e) Temporary Restaurants: A restaurant that operates at a fixed location in conjunction with a single event such as a fair, carnival, circus, public exhibition, anniversary sale or occasional sales promotion. Occasional means fewer than 4 days during any 12-month period. Licenses are issued at the site of the event. A temporary restaurant may be moved from location to location within the county, but may not operate from the new location until it has been inspected and found to be in compliance. A temporary restaurant license may not be used to operate more than one restaurant at a time.

| | | |
|---|----------------------|------------------|
| 1. License Fee | \$ 100.00 | <u>\$ 165.00</u> |
| 2. <u>Inspection fee if licensed another county or State of Wisconsin</u> | | <u>\$ 65.00</u> |

Section 11. Sections 1.C.(1), (3) and (4) of the Environmental Sanitation Ordinance (Bed & Breakfast Establishments) are amended as follows:

(1) REQUIREMENT. No person, party, firm, or corporation shall operate a Bed and Breakfast Establishment as defined in Wisconsin Administrative Code ~~HFS DHS~~197 for more than 10 nights in a year, without first obtaining an annual license from the Health Department; nor shall any person, party, firm or corporation operate ~~or~~ contrary to the terms and conditions of this ordinance or ~~HFS DHS~~ 197 of the Wisconsin Administrative Code, which is incorporated herein by reference and made a part of this ordinance as if fully set forth herein. [Amended 03/11/03, Ordinance No. 2002-32]

(3) Fees for licenses issued pursuant to this section shall be as follows:

(a) Bed and Breakfast License

| | | |
|-----------------------------|----------------------|------------------|
| 1. License Fee | \$ 138.00 | <u>\$ 100.00</u> |
| 2. Pre-licensing Fee | \$ 160.00 | <u>\$ 280.00</u> |
| 3. <u>Re-inspection Fee</u> | | <u>\$ 160.00</u> |

- (4) In addition to the above fees, the licensee shall pay any applicable ~~DHFS~~ DHS administrative fee, the amount of which is on file with the Health Department.

Section 12. Sections 1.D.(1) and (2)(a) through (e) of the Environmental Sanitation Ordinance (Hotels, Motels and Tourist Rooming Houses) are amended as follows:

- (1) REQUIREMENT. No person, party, firm, or corporation shall operate a Hotel, Motel or Tourist Rooming House, as defined in Wisconsin Administrative Code ~~HFS~~ DHS 195, without first obtaining an annual license therefore from the Health Department, ~~or~~; nor shall any person, party, firm or corporation operate contrary to the terms and conditions of this ordinance or ~~HFS~~ DHS 195 of the Wisconsin Administrative Code, and Chapter 254, Subchapter VII provisions which are incorporated herein by reference and made a part of this ordinance as if fully set forth herein.

- (2) FEES. The fees for the licenses issued pursuant to this section shall be as follows:

Hotel/Motel

(a) 05-30 Sleeping Rooms

| | | |
|-----------------------------|----------------------|------------------|
| 1. License Fee | \$ 176.00 | <u>\$ 165.00</u> |
| 2. Pre-licensing Fee | \$ 160.00 | <u>\$ 380.00</u> |
| 3. <u>Re-inspection Fee</u> | | <u>\$ 230.00</u> |

(b) 31-99 Sleeping Rooms

| | | |
|-----------------------------|----------------------|------------------|
| 1. License Fee | \$ 226.00 | <u>\$ 260.00</u> |
| 2. Pre-licensing Fee | \$ 160.00 | <u>\$ 615.00</u> |
| 3. <u>Re-inspection Fee</u> | | <u>\$ 365.00</u> |

(c) 100 –199 Sleeping Rooms [Amended 03/11/03, Ordinance No. 2002-32]

| | | |
|-----------------------------|----------------------|------------------|
| 1. License Fee | \$ 275.00 | <u>\$ 330.00</u> |
| 2. Pre-licensing Fee | \$ 160.00 | <u>\$ 795.00</u> |
| 3. <u>Re-inspection Fee</u> | | <u>\$ 470.00</u> |

(d) 200 or more Sleeping Rooms

| | | |
|----------------------|----------------------|------------------|
| 1. License Fee | \$ 330.00 | <u>\$ 400.00</u> |
| 2. Pre-licensing Fee | \$ 160.00 | <u>\$ 950.00</u> |

[Created 03/11/03, Ordinance No. 2002-32]

| | | |
|-----------------------------|--|------------------|
| 3. <u>Re-inspection Fee</u> | | <u>\$ 575.00</u> |
|-----------------------------|--|------------------|

(e) Tourist Rooming House (1-4 rooms) [Amended 03/11/03, Ordinance 2002-32]

| | | |
|-----------------------------|----------------------|------------------|
| 1. License Fee | \$ 110.00 | <u>\$ 100.00</u> |
| 2. Pre-licensing Fee | \$ 160.00 | <u>\$ 280.00</u> |
| <u>3. Re-inspection Fee</u> | | <u>\$ 160.00</u> |

Section 13. Sections 1.E.(1) and (2)(a) through (f) of the Environmental Sanitation Ordinance (Campgrounds, Recreational and Education Camps) are amended as follows:

(1) REQUIREMENTS.

No person, party, firm or corporation shall operate a campground, recreational camp or educational camp, as defined in Wisconsin Administrative Code ~~HFS DHS~~ 175 or 178, without first obtaining an annual license therefore from the Health Department, ~~or~~; nor shall any person, party, firm or corporation operate contrary to the terms and conditions of this ordinance or ~~HFS DHS~~ 175 or 178 of the Wisconsin Administrative Code, and Chapter 254, Subchapter VII provisions which are incorporated herein by reference and made a part of this ordinance as fully set forth herein.

(2) FEES.

The fees for the licenses issued pursuant to this section shall be as follows:

(a) Campgrounds (1-25 sites)

| | | |
|-----------------------------|----------------------|------------------|
| 1. License Fee | \$ 138.00 | <u>\$ 150.00</u> |
| 2. Pre-licensing Fee | \$ 125.00 | <u>\$ 335.00</u> |
| <u>3. Re-inspection Fee</u> | | <u>\$ 210.00</u> |

(b) Campground (26-50 sites)

| | | |
|-----------------------------|----------------------|------------------|
| 1. License Fee | \$ 165.00 | <u>\$ 215.00</u> |
| 2. Pre-licensing Fee | \$ 150.00 | <u>\$ 495.00</u> |
| <u>3. Re-inspection Fee</u> | | <u>\$ 300.00</u> |

(c) Campground (51-100 sites)

| | | |
|-----------------------------|----------------------|------------------|
| 1. License Fee | \$ 193.00 | <u>\$ 265.00</u> |
| 2. Pre-licensing Fee | \$ 175.00 | <u>\$ 610.00</u> |
| <u>3. Re-inspection Fee</u> | | <u>\$ 370.00</u> |

(d) Campground (100 – 199 sites) [Amended 03/11/03, Ordinance No. 2002-32]

| | | |
|-----------------------------|----------------------|------------------|
| 1. License Fee | \$ 220.00 | <u>\$ 310.00</u> |
| 2. Pre-licensing Fee | \$ 200.00 | <u>\$ 725.00</u> |
| <u>3. Re-inspection Fee</u> | | <u>\$ 440.00</u> |

(e) Campground (200 or more sites)

| | | |
|----------------------|----------------------|------------------|
| 1. License Fee | \$ 248.00 | <u>\$ 355.00</u> |
| 2. Pre-licensing Fee | \$ 225.00 | <u>\$ 840.00</u> |

[Created 03/11/03, Ordinance No. 2003-32]

| | | | |
|-----|---|----------------------|-------------------|
| | <u>3. Re-inspection Fee</u> | | <u>\$ 505.00</u> |
| (f) | Recreational/Educational Camps | | |
| | 1. License Fee | \$ 220.00 | <u>\$ 440.00</u> |
| | 2. Pre-licensing Fee | \$ 200.00 | <u>\$1,050.00</u> |
| | [Amended 03/11/03, Ordinance No. 2002-32] | | |
| | <u>3. Re-inspection Fee</u> | | <u>\$ 630.00</u> |

Section 14. Sections 1.F.(1) and (2)(a) of the Environmental Sanitation Ordinance (Public Swimming Pools) are amended as follows:

(1) REQUIREMENTS.

No person, party, firm or corporation shall operate a public swimming pool, as defined in Wisconsin Administrative Code ~~HFS~~ DHS 172 or Comm. 90, without first obtaining an annual license therefore from the Health Department, ~~or~~; nor shall any person, party, firm or corporation operate contrary to the terms and conditions of this ordinance or ~~HFS~~ DHS 172 or Comm. 90 of the Wisconsin Administrative Code, and Chapter 254, Subchapter VII provisions which are incorporated herein by reference and made a part of this ordinance as fully set forth herein.

(2) FEES.

The fees for the licenses issued pursuant to this Section shall be as follows:

| | | | |
|-----|-----------------------------|----------------------|------------------|
| (a) | Public Swimming Pools | | |
| | 1. License Fee | \$ 193.00 | <u>\$ 150.00</u> |
| | 2. Pre-licensing Fee | \$ 175.00 | <u>\$ 150.00</u> |
| | <u>3. Re-inspection Fee</u> | | <u>\$ 75.00</u> |

Section 15. Sections 1.F.(2)(b) through (e) of the Environmental Sanitation Ordinance (Public Swimming Pools) are created as follows:

(b) Swimming Pools with Water Attraction

| | |
|-----------------------------|------------------|
| <u>1. License Fee</u> | <u>\$ 175.00</u> |
| <u>2. Re-licensing Fee</u> | <u>\$ 175.00</u> |
| <u>3. Re-inspection Fee</u> | <u>\$ 75.00</u> |

(c) Swimming Pools with Water Attraction with Up to 2 Slides

| | |
|-----------------------------|------------------|
| <u>1. License Fee</u> | <u>\$ 250.00</u> |
| <u>2. Pre-licensing Fee</u> | <u>\$ 250.00</u> |
| <u>3. Re-inspection Fee</u> | <u>\$ 125.00</u> |

(d) Swimming Pools with Additional Pool Slides

| | |
|-----------------------------|-----------------|
| <u>1. License Fee</u> | <u>\$ 50.00</u> |
| <u>2. Pre-licensing Fee</u> | <u>\$ 50.00</u> |
| <u>3. Re-inspection Fee</u> | <u>\$ 25.00</u> |

(e) Swimming Pools with Additional Waterslides

- | | |
|----------------------|-----------|
| 1. License Fee | \$ 150.00 |
| 2. Pre-license Fee | \$ 150.00 |
| 3. Re-inspection Fee | \$ 75.00 |

Section 16. Section 1.G.(1) of the Environmental Sanitation Ordinance (School Inspections) is amended and Section 1.G.(2) is created as follows:

(1) REQUIREMENTS. ~~Public law 108-265, The Child Nutrition and WIC Reauthorization Act of 2004, requires that a~~ All schools participating in the National School Lunch (NSLP) or School Breakfast Programs (SBP) shall, at least twice during each school year, obtain a food safety inspection conducted by a state or local governmental agency responsible for food safety inspections. ~~DPI and DHFS enter into a Memorandum of Understanding (MOU) in order to coordinate such inspections, to implement and monitor a school food safety program and to assist schools in complying with health standards in Wis. Admin. Code ch. HFS 196. Jefferson County Health Department fees for such inspections shall be:~~

(2) FEES. The fees for the inspection conducted pursuant to this section shall be as follows:

- | | | |
|--------------------------------------|----------------------|-------------------------------|
| (a) Full Service Kitchen | \$ 210.00 | \$ 380.00 (per inspection) |
| (b) Full Service Pre-Inspection Fee | \$ 210.00 | \$ 380.00 (before opening) |
| (c) Satellite Kitchen | \$ 80.00 | \$ 135.00 (per inspection) |
| (d) Satellite Kitchen Pre-Inspection | \$ 80.00 | \$ 135.00 (before opening) |

[Created 01/09/07, Ordinance 2006-26]

Section 17. Section 1.H. of the Environmental Sanitation Ordinance (PENALTIES) is renumbered 1.J.

Section 18. Section 1.H. of the Environmental Sanitation Ordinance (RETAIL FOOD ESTABLISHMENTS) is created as follows:

H. RETAIL FOOD ESTABLISHMENTS.

(1) REQUIREMENTS. ~~No person, party, firm or corporation shall operate a Retail Food Establishment, as defined in WI Admin. Code DATCP 75 and Section 97.30 of the Wisconsin Statutes, without first obtaining an annual license therefore from the County of Jefferson Health Department; nor shall any person, party, firm or corporation operate contrary to the terms and conditions of this ordinance or DATCP 75 or Section 97.30 of the Wisconsin Statutes, which are incorporated herein by reference and made a part of this ordinance as if fully set forth herein.~~

(2) FEES.

(a) Food sales of at least \$1,000,000.00 and retail food establishment processes potentially hazardous food.

- | | |
|--------|-----------|
| 1. Fee | \$ 959.00 |
|--------|-----------|

- | | |
|-----------------------------|-----------|
| 2. <u>Pre-licensing Fee</u> | \$1000.00 |
| 3. <u>Re-inspection Fee</u> | \$ 450.00 |
- (b) Food sales of at least \$25,000.00, but less than \$1,000,000.00 and retail food establishment processes potentially hazardous food.
- | | |
|-----------------------------|-----------|
| 1. <u>License Fee</u> | \$ 371.00 |
| 2. <u>Pre-licensing Fee</u> | \$ 400.00 |
| 3. <u>Re-inspection Fee</u> | \$ 190.00 |
- (c) Food sales of at least \$25,000.00 and retail food establishment is engaged in food processing, but does not process potentially hazardous food.
- | | |
|-----------------------------|-----------|
| 1. <u>License Fee</u> | \$ 266.00 |
| 2. <u>Pre-licensing Fee</u> | \$ 300.00 |
| 3. <u>Re-inspection Fee</u> | \$ 190.00 |
- (d) Food sales of less than \$25,000.00 and retail food establishment is engaged in food processing, but does not process potentially hazardous food.
- | | |
|-----------------------------|----------|
| 1. <u>License Fee</u> | \$ 84.00 |
| 2. <u>Pre-licensing Fee</u> | \$ 90.00 |
| 3. <u>Re-inspection Fee</u> | \$ 90.00 |
- (e) Retail food establishment does not engage in food processing.
- | | |
|-----------------------------|----------|
| 1. <u>License Fee</u> | \$ 45.00 |
| 2. <u>Re-inspection Fee</u> | \$ 90.00 |
- (f) Inspection fee for temporary food stands is \$40.00.

Section 19. Ordinance No. 96-10 regulating tattoo and body-piercing establishments and operators is hereby repealed and recreated as Section 1.I. – TATTOO AND BODY-PIERCING ESTABLISHMENTS AND OPERATORS as follows:

I. TATTOO AND BODY-PIERCING ESTABLISHMENTS AND OPERATORS.

(1) DEFINITIONS.

- (a) "Body piercing" means to puncture the skin of a person and insert an ornamental object in a location other than the ear lobe.
- (b) "Department" means the Jefferson County Health Department.
- (c) "Establishment" means the location where tattooing, body piercing, or other nontherapeutic practice where the skin barrier is broken is performed.
- (d) "Health Officer" means the health officer in charge of a local health department or the authorized agent of the health officer.
- (e) "Licensed physician" has the meaning given in § 448.01(5) Wisconsin Statutes.
- (f) "Tattoo" means to puncture the skin of a person with a needle and insert

indelible permanent coloring through the puncture to leave permanent marks or designs.

(2) TATTOO AND BODY-PIERCING LICENSES.

(a) Adoption of Code. The tattooing and body-piercing code as promulgated by the Wisconsin Department of Health Services and codified in the Wisconsin Administrative Code, Chapter DHS 173 is adopted by reference and made a part of this Code as far as it is applicable. A violation of Chapter DHS 173 shall be a violation of this Code.

(b) Local License Required. No person, firm or entity shall engage in or work at tattooing or body-piercing, as defined as Chapter DHS 173, without being licensed as required in this Chapter or Chapter DHS 173.

(c) Fee Schedule. The operator of a tattoo establishment or body-piercing establishment or a combined tattoo and body-piercing establishment shall pay an annual license fee to the County of Jefferson as follows:

1. For a tattoo or body-piercing establishment

| | |
|-------------------------------|------------------|
| <u>i. License Fee</u> | <u>\$ 125.00</u> |
| <u>ii. Pre-licensing Fee</u> | <u>\$ 240.00</u> |
| <u>iii. Re-inspection Fee</u> | <u>\$ 113.00</u> |

2. For a combined tattoo and body-piercing establishment

| | |
|-------------------------------|------------------|
| <u>i. License Fee</u> | <u>\$ 205.00</u> |
| <u>ii. Pre-licensing Fee</u> | <u>\$ 375.00</u> |
| <u>iii. Re-inspection Fee</u> | <u>\$ 180.00</u> |

(d) Transferability of Licenses. Licenses under this Code are valid for no longer than one (1) calendar year or portion thereof, expiring on June 30th of each year. Licenses are not transferable between persons, entities, firms or any combination thereof.

(e) No person shall engage in any practice which breaks the skin barrier of a human being for nontherapeutic purposes, including but not limited by enumeration to tattooing and body piercing, without first applying for and receiving a license from the department. Licensed physicians are exempted from the licensing requirement.

(f) The license shall be posted in a conspicuous place in the establishment where the business of tattooing, body piercing or other nontherapeutic practice is conducted.

(g) A license shall be issued only after the establishment has been inspected and approved by the Health Officer. The Health Officer may make additional inspections during the license year during normal business hours without notice for the purpose of determining compliance with any of the terms of this ordinance.

(3) TEMPORARY LICENSES.

(a) Any person who wishes to practice tattooing, body piercing or any other nontherapeutic practice for no more than seven days shall apply for and receive a temporary license from the department. Each tempo-

- rary location requires a separate license.
- (b) A temporary license shall not be valid for more than seven (7) consecutive days.
 - (c) The license shall be posted as for 2(c) above.
 - (d) The license shall be issued subject to the terms of 2(d) above.
 - (e) The license fee shall be \$100.00 for the event.
- (4) NONCOMPLIANCE; PENALTIES APPLICABLE TO THIS SECTION.
- (a) Any person found guilty of violating any provision of this ordinance shall forfeit not less than \$100.00 nor more than \$500.00. Each service of a separate customer in a manner which violates this ordinance shall constitute a separate offense.
 - (b) Any person who performs work governed by this ordinance without first having been licensed to do so shall forfeit not less than \$1,000.00 nor more than \$10,000.00. Each day or partial day of operation shall constitute a separate offense.
 - (c) The penalties provided in 4(a) and 4(b) shall double for the second offense within one year, as determined by the date of offense.
 - (d) Upon conviction of a second violation of this ordinance with a date of offense within one year of the first offense, the license of the operator may be revoked for one (1) year.
 - (e) Applicable state penalty assessments and court costs shall be added to any forfeiture imposed.

Section 20. Severability. If any section, sentence clause or phrase of this ordinance is for any reason held to be invalid or unconstitutional by a decision of any court, such decision shall not affect the validity of the remaining portions of the ordinance. All ordinances, or parts of ordinances, in conflict herewith are hereby repealed.

Section 21. This ordinance shall be effective after passage and publication as provided by law.

Fiscal Note: The increased fees are passed through to the State. In the areas covered by the new agent status for DATCP inspections, some additional receipts will be realized, but it is speculative to estimate the amount at this time.

Ms. Towers MacAskill moved for the adoption of Ordinance No. 2008-29.
Seconded and carried: Ayes 27, Noes 0, Absent 2 (Poulson, Nelson), Vacant 1.

Ms. Towers MacAskill read Resolution No. 2008-79.

WHEREAS, Jefferson County is a member of the South Central Wisconsin Public Health Preparedness Consortium #10, consisting of the counties of Dane, Dodge, Green, Jefferson and Rock and the cities of Beloit, Madison and Watertown, and

WHEREAS, the parties desire to revise their operating agreement to reflect the project objectives identified in 2008 State of Wisconsin Department of Health Contract Agreement #15905, and other similar agreements which may be awarded to the Consortium, and

WHEREAS, the Board of Health has not had a meeting since completion of the proposed agreement, and meets next on December 17, 2008, and

WHEREAS, it is desirable to continue to be a member of the regional consortium and contract for the services of a public health preparedness coordinator for 2009 to administer this program subject to completion of an agreement with the Consortium reimbursing Jefferson County for any and all expenses in connection therewith,

NOW, THEREFORE, BE IT RESOLVED that the Jefferson County Health Officer is authorized to execute the South Central Wisconsin Public Health Preparedness Consortium #10, Agreement #2 upon approval by the Board of Health at its next meeting, and

BE IT FURTHER RESOLVED that the Jefferson County Health Officer is authorized to contract for the services of a public health preparedness coordinator upon approval of the Board of Health and entering into a written agreement with the Consortium to reimburse Jefferson County for all costs incurred in connection therewith.

Fiscal Note: No county levy funds are directly implicated by this agreement, other than the funds for staff time involved. Assuming approval by the Board of Health at its next meeting, an agreement will be prepared between the Consortium and Jefferson County to cover the costs of the independent contractor serving as the public health preparedness coordinator. This contract, as well as the memorandum of understanding, should be revenue neutral.

Ms. Towers MacAskill moved that Resolution No. 2008-79 be adopted.
Seconded and carried: Ayes 27, Noes 0, Absent 2 (Poulson, Nelson), Vacant 1.

Mr. Buchanan read Resolution No. 2008-80.

WHEREAS, the Jefferson County Highway Department is updating winter maintenance and summer maintenance trucks and equipment, and

WHEREAS, bids were solicited for four (4) 2009 model single axle trucks with dump boxes and plow equipment, and such bids were received and opened on November 20, 2008, with the following results:

Truck Vendors

| | |
|---------------------|-----------------------------------|
| Company: | Capital City International |
| Make & Model: | 2009 International 7400SFA |
| Net Bid (4 trucks): | <u>\$312,616.00</u> |

| | |
|---------------------|---------------------------|
| Company: | Truck Country |
| Make & Model: | 2009 Freightliner M2 106V |
| Net Bid (4 trucks): | \$312,676.00 |

| | |
|---------------------|-------------------|
| Company: | Milwaukee Mack |
| Make & Model: | 2009 Volvo VHD42B |
| Net Bid (4 trucks): | \$403,657.68 |

| | |
|---------------------|-----------------------|
| Company: | Badger Truck Center |
| Make & Model: | 2009 Sterling L8513** |
| Net Bid (4 trucks): | \$302,344.00 |

** Sterling Trucks are being discontinued.

Truck Equipment Vendors

Equipment Company: **Monroe Truck Equipment**
Make & Model: Truck Box, Plow, Wing, Sander, Set-up
Net Bid (4): **\$185,848.00**

Equipment Company: Casper Truck Equipment
Make & Model: Truck Box, Plow, Wing, Sander, Set-up
Net Bid (4): \$197,056.00

Equipment Company: Madison Truck and Equipment
Make & Model: Truck Box, Plow, Wing, Sander, Set-up
Net Bid (4): \$202,876.00

Equipment Company: Badger Truck Equipment
Make & Model: Truck Box, Plow, Wing, Sander, Set-up
Net Bid (4): \$209,351.12

Equipment Company: Best Truck Repair
Make & Model: Truck Box, Plow, Wing, Sander, Set-up
Net Bid (4): \$239,828.00

WHEREAS, the Jefferson County Highway Committee recommends approving the recommendations of the Highway Department staff to accept the bids of Capital City and Monroe Truck based on the vehicle bids, specifications, vendor qualifications, serviceability, maintenance, the Sterling units going out of production and set-up costs,

NOW, THEREFORE, BE IT RESOLVED that the Jefferson County Highway Department is authorized to purchase four (4) 2009 model International 7400 single axle trucks from Capital City International, Madison, Wisconsin, for the net bid price of \$312,616.00 and four (4) truck boxes and plow equipment set-up by Monroe Truck Equipment for the net bid price of \$185,848.00.

BE IT FURTHER RESOLVED, that the Highway Committee is authorized to approve purchase up to six (6) more single axle trucks and plow equipment setup from Capital City and Monroe Truck for the accepted bid amounts if sufficient funds are available in the equipment account in 2009.

Fiscal Note: Money to come from the Highway Department Equipment Operations Cost Center 53241.

Mr. Buchanan moved that Resolution No. 2008-80 be approved. Seconded and carried: Ayes 26, Noes 1 (Nass), Absent 2 (Poulson, Nelson), Vacant 1.

Mr. Buchanan read Resolution No. 2008-81.

WHEREAS, the Jefferson County Highway Department is updating winter maintenance and summer maintenance trucks and equipment, and

WHEREAS, bids were solicited for two (2) 2009 model tri-axle trucks with dump boxes and plow equipment, and such bids were received and opened on November 20, 2008, with the following results:

Truck Vendors

Company: **Capital City International**
Make & Model: 2009 International 7600SBA
Net Bid (2 Trucks): **\$229,800.00**

| | |
|---------------------|--|
| Company: | Milwaukee Truck Sales |
| Make & Model: | Volvo VHD64B |
| Net Bid (2 Trucks): | \$237,243.20 |
| Company: | Milwaukee Mack |
| Make & Model: | 2009 Mack GU 813 |
| Net Bid (2 Trucks): | \$244,000.00 |
| Company: | Badger Truck Center |
| Make & Model: | 2009 Sterling LT9513** |
| Net Bid (2 Trucks): | \$220,828.00 |
| | ** Sterling Trucks are being discontinued. |
| Company: | Truck Country |
| Make & Model: | 2009 Freightliner M2112V** |
| Net Bid (2 Trucks): | \$228,778.00 |
| | ** Engine, fuel tank, & wiring systems do not meet specifications. |

Truck Equipment Vendors

| | |
|--------------------|---|
| Equipment Company: | Monroe Truck Equipment |
| Make & Model: | Truck Box, Plow, Wing, Sander |
| Net Bid (2): | <u>\$88,030.00</u> |
| Equipment Company: | Best Truck Repair |
| Make & Model: | Truck Box, Plow, Wing, Sander, Set-up |
| Net Bid (2): | \$102,050.00 |
| Equipment Company: | Casper Truck Equipment |
| Make & Model: | Truck Box, Plow, Wing, Sander, Set-up |
| Net Bid (2): | \$111,780.00 |
| Equipment Company: | Badger Truck Equipment |
| Make & Model: | Truck Box, Plow, Wing, Sander, Set-up |
| Net Bid (2): | \$123,957.50 |
| Equipment Company: | Madison Truck and Equipment |
| Make & Model: | Truck Box, Plow, Wing, Sander, Set-up** |
| Net Bid (2): | \$78,344.00 |
| | ** Plow wing system does not meet specifications. |

WHEREAS, the Jefferson County Highway Committee recommends approving the recommendations of the Highway Department staff to accept the bids of Capital City and Monroe Truck based on the vehicle bids, specifications, vendor qualifications, serviceability, maintenance, and the Sterling units going out of production and set-up costs,

NOW, THEREFORE, BE IT RESOLVED that the Jefferson County Highway Department is authorized to purchase two (2) 2009 model International 7600 tri-axle trucks from Capital City International, Madison, Wisconsin, for the net bid price of \$229,800.00 and two (2) truck boxes and plow equipment from Monroe Truck Equipment for the net bid price of \$88,030.00.

Fiscal Note: Money to come from the Highway Department Equipment Operations Cost Center 53241.

Mr. Buchanan moved for the adoption of Resolution No. 2008-81.
Seconded.

Mr. Molinaro moved to the delete the set-up language from said resolution. Seconded and carried.

Amended Resolution No. 2008-81 was approved: Ayes 26, Noes 1 (Nass), Absent 2 (Poulson, Nelson), Vacant 1.

Mr. Zastrow presented Ordinance No. 2008-30.

THE COUNTY BOARD OF SUPERVISORS OF JEFFERSON COUNTY
DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. Section HR0265 B. - Part-Time Employment of the Personnel Ordinance is amended as follows:

- B. At the time an employee is hired the candidate's employment record shall disclose whether the position is full-time, more than half-time, less than half-time, or less-than-600 hours annually. Benefits for each status are as follows:
- Full-time (1900 hours annually) – all benefits and accruals illustrated within the Personnel Ordinance
 - More than half-time (1040 – 1899 hours annually) - health, dental, life and other insurances on the same basis as full-time employees. Accrued fringe benefits (vacation, sick and holiday) on a pro rata basis.
 - Less than half-time (600 – 1039 hours annually) - all insurance benefits on the same basis as full-time employees, ~~except for health and dental insurance.~~ NOT eligible for any accrued fringe benefits or dental insurance. Employees working less than 1040 hours annually may be eligible for the State Health insurance, but the level of employer premium contribution is 25% of the lowest qualified plan, and the employee is responsible for the balance of the monthly premium.
 - Less than 600 hours annually- not entitled to any insurance or other fringe benefits, except that an employee may become eligible for Wisconsin Retirement, State Health insurance and State life insurance if the employee later meets the requirements for the Wisconsin Retirement System, State Health Insurance, and State Life insurance. (Am. Ord. 84-16, 12-11-84.)

Section 2. Section HR0628 Dental Insurance of the Personnel Ordinance is created as follows:

HR0628 DENTAL INSURANCE.

- A. Employees working half time or more may elect to purchase dental insurance under the County's group policies effective the first of the month following date of hire. Failure to so elect shall preclude coverage under the County's group policies at the employee's expense. Effective the first of the month following

completion of a six-month waiting period, the County will begin making contributions to family and single health and dental insurance. Any amount not covered by the County will be the responsibility of the employee, the amount to be determined annually by County Board Supervisors. (Am. Ord. 85-7, 6-11-85; Am. Ord. 2007-15, 7-10-07).

- B. Current employees who make a change of hours to a status eligible for dental insurance (half time or more) may elect to purchase dental insurance under the County's group policies the first of the month following date of status change. Failure to so elect shall preclude coverage under the County's group policies at the employee's expense. Effective the first of the month following completion of a six-month waiting period, the County will begin making contributions to family and single health and dental insurance. However, for each month of the preceding six months that the employee worked half-time or more, the employee will receive "credit" towards the 6-month waiting period. Any amount not covered by the County will be the responsibility of the employee, the amount to be determined annually by County Board Supervisors. (Am. Ord. 2005-09, 6/21/05)
- C. If an employee is hired or makes a status change on the first working day of the month, said month shall be considered the first month of the six-month waiting period. (Am. Ord. 2007-15, 07-10-07)
- D. If an employee elects to cancel coverage or makes a change in family/single coverage in the middle of the month, employee contributions will be required as follows:
 - 1. If cancellation occurs on day 1 – 15 of the month, 50% of the employee contribution will be charged.
 - 2. If cancellation occurs on day 16 or later in the month, 100% of the employee contribution will be charged.
 - 3. If a change in family/single coverage occurs on day 1 – 15 of the month, employee contribution for the month will be charged at 100% according to the applicable change.
 - 4. If a change in family/single coverage occurs on day 16 or later in the month, no change in employee contribution will be charged until the following month. (Am. Ord. 2007-15, 07-10-07)
- E. Elected officials shall be provided the option of taking dental and life insurance effective at the beginning of the term on the same terms as available to non-represented employees, as such terms and required co-pays may change from time to time.
- E. County Board members may elect coverage for dental insurance under the County's group policies effective on the first day of the calendar month following application, provided: (1) the employee applies with 60 days after the April organizational

meeting or within 60 days of appointment; and (2) pays 100% of the required contribution to the Employer. Thereafter, such member may not enroll in either the health or dental program.

- G. In order to maintain active dental coverage, an employee on a non-FMLA related leave of absence shall use accrued time according to current employment status. If the employee is receiving workers' compensation payments, the employee will only be required to substitute 20 hours of accrued time to maintain health and dental coverage as an active participant. (Am. Ord. 2007-15, 07-10-07)

Section 3. Section HR0640 of the Personnel Ordinance is amended as follows:

HR0640 HEALTH AND DENTAL INSURANCE.

- ~~I.A.~~ Effective January 1, 2009, the County will switch carriers to the Wisconsin Public Employers' Group Health Insurance Plan. For employees with half-time or more status, the County agrees to pay up to one-hundred-five percent (105%) of the premium rate of the lowest cost qualified plan in Jefferson County for either single or family coverage. For employees with a less-than-half-time status and eligible for Wisconsin Retirement, the County agrees to pay twenty-five percent (25%) of the lowest cost qualified plan in Jefferson County for either single or family coverage. If a regular part-time employee refuses when called to work, except for a valid reason, and has not worked 1040 hours per year, the Employer will pay only 25% of the lowest cost qualified plan for a period of time not to exceed three (3) months. Effective May 13, 2008, unless a qualifying event occurs, late enrollees into the County self-funded health insurance program will pay an assessment equal to 6 months premiums of the 2008 Wisconsin Public Employers' Group Health Insurance Standard Plan for Jefferson County, less 105% of the lowest qualified State plan in Jefferson County, or \$2416.17 for single plans and \$6042.42 for family plans. This is in addition to any required premium contribution established above. (Am. Ord. 2008-09, 5/13/08).

- ~~A.B.~~ Employees eligible for Wisconsin Retirement and not receiving WRS annuity payments ~~working half time or more~~ may elect to purchase health ~~and/or dental~~ insurance under the State Health Plan ~~County's group policies~~ effective the first day of the month which occurs on or after the date the application is received by the employer, as long as the application is received within 30 days of hire ~~following date of hire~~. Failure to so elect shall preclude coverage under the County's group policies at the employee's expense. Effective the first of the month following completion of a six-month waiting period, the County will begin making contributions to family and single health ~~and dental~~ insurance, providing the application is received by the County prior to the date the employee

is eligible for the employer contribution toward the premium. Any amount not paid by the County will be the responsibility of the employee, as determined annually by County Board Supervisors or in accordance with the applicable labor contract. (Am. Ord. 85-7, 6-11-85; Am. Ord. 2007-15, 7-10-07).

~~B-C.~~ Current employees who make a change of hours to either a status eligible for health and dental insurance (become eligible for Wisconsin Retirement or are already WRS eligible but increase their hours to half time or more,) (half time or more) may elect to purchase health and/or dental insurance under the State Health Plan County's group policies effective the first day of the month which occurs on or after the date the application is received by the County, as long as the application is received within 30 days of the status change, following date of status change. Failure to so elect shall preclude coverage under the County's group policies at the employee's expense. Effective the first of the month following completion of a six-month waiting period, the County will begin making contributions for family and single health and dental insurance provided the application is received by the County prior to the date the employee is eligible for the employer contribution toward the premium. However, for each month of the preceding six months that the employee worked half-time or more, the employee will receive "credit" towards the 6-month waiting period. Any amount not paid by the County will be the responsibility of the employee, as determined annually by County Board Supervisors or in accordance with the applicable labor contract. (Am. Ord. 2005-09, 6/21/05)

~~C-D~~ If an employee is hired or makes a status change on the first working day of the month, said month shall be considered the first month of the six-month waiting period. (Am. Ord. 2007-15, 07-10-07)

E. Employees who decline coverage may elect coverage at a later date and will be limited to the Standard Plan with a 180-day waiting period for ALL pre-existing conditions. The only exception is the occurrence of qualifying events creating special enrollment opportunities.

F. When both spouses are employed by the County and both are eligible for coverage, both employees may either elect single coverage OR one employee may elect family coverage.

~~D-G.~~ If an employee elects to ~~cancel coverage or~~ makes a change in family/single coverage in the middle of the month, employee contributions will be required as follows:

- ~~1- If cancellation occurs on day 1 – 15 of the month, 50% of the employee contribution will be charged.~~
- ~~2- If cancellation occurs on day 16 or later in the month, 100% of the employee contribution will be charged.~~

~~3.1.~~ If a change in family/single coverage occurs on day 1 - 15 of the month due to marriage or birth/adoption of a child, employee contribution for the month will be charged at 100% according to the applicable change.

~~4.2.~~ If a change in family/single coverage occurs on day 16 or later in the month due to marriage or birth/adoption of a child, no change in employee contribution will be charged until the following month. (Am. Ord. 2007-15, 07-10-07)

~~5.3.~~ If a change is due to divorce and the divorced spouse was the sole dependent, the employee's single coverage is effective on the first of the month following divorce decree or notification.

~~H.~~ An employee can voluntarily cancel coverage at any time by submitting an application to the County. The cancellation will be effective the last day of the month in which the employer receives the application or a later date as specified on the cancellation notice. Voluntary cancellation of coverage does not provide the employee and dependents an opportunity for continuation or conversion of the group coverage, and under no circumstances is a partial month's premium refunded.

~~E.I.~~ Elected officials shall be provided the option of taking health, ~~dental and life~~ insurance effective at the beginning of the term on the same terms as available to non-represented employees, as such terms and required co-pays may change from time to time.

~~F.~~ County Board members may elect coverage for health and/or dental insurance under the County's group policies effective on the first day of the calendar month following application, provided: (1) the employee applies with 60 days after the April organizational meeting or within 60 days of appointment; and (2) pays 100% of the required contribution to the Employer. Thereafter, such member may not enroll in either the health or dental program.

~~G.~~ Employees, elected officials and County Board supervisors who are eligible for WRS annuity or become disabled and are eligible for Social Security Insurance shall, be allowed to purchase of health insurance at the retiree rate through the County. (Rev. 4/19/05)

~~H.J.~~ In order to maintain active health ~~and dental~~ coverage, an employee on a non-FMLA related leave of absence shall use accrued time according to current employment status. If the employee is receiving workers' compensation payments, the employee will only be required to substitute 20 hours of accrued time to maintain health and dental coverage as an active participant. (Am. Ord. 2007-15, 07-10-07)

Section 4. This ordinance shall be effective after passage and publication as

provided by law.

Mr. Zastrow moved for the adoption of Ordinance No. 2008-30. Seconded and carried: Ayes 27, Noes 0, Absent 2 (Poulson, Nelson), Vacant 1.

Mr. Mode read Resolution No. 2008-82.

WHEREAS, the Jefferson County Human Services Department contracts with seven different state agencies in fulfillment of its statutory duties, and

WHEREAS, the Social Services & Community Programs contracts with the Department of Health Services and the Department of Children and Families, and the Youth Aids Program contract with the Department of Corrections must be authorized by the County Board, and

WHEREAS, the Human Services Board recommends approval of the Social Services & Community Programs contracts with the Department of Health Services in the anticipated amount of \$13,401,311, the Department of Children and Families in the anticipated amount of \$1,287,746 and the Youth Aids contract with the Department of Corrections in the anticipated amount of \$792,186.

NOW, THEREFORE, BE IT RESOLVED that the Human Services Director is authorized to enter into the three contracts set forth above.

BE IT FURTHER RESOLVED that the Human Services Director and Assistant Director are authorized to sign addendums or revisions to said contracts during the course of the year as necessary.

BE IT FURTHER RESOLVED that the Director or Assistant Director are authorized to sign all other contracts with state agencies as approved by the Human Services Board.

Fiscal Note: The various contracts are in the amounts as set forth in the material provided with the agenda. State law requires County Board approval of the three set forth above. The contracts have not been reproduced, because they total in excess of 100 pages. The contracts are standard state forms which are not subject to negotiation.

Mr. Mode moved for the adoption of Resolution No. 2008-82. Seconded and carried: Ayes 27, Noes 0, Absent 2 (Poulson, Nelson), Vacant 1.

Mr. Borland read Resolution No. 2008-83.

WHEREAS, the Parks Committee has requested proposals to update the Jefferson County Bikeway Plan first approved in 1996, and

WHEREAS, the 2008 Budget contains funds totaling \$45,000 for said purpose, consisting of \$25,000 from Jefferson County and the balance from the County's partners including the cities of Watertown, Fort Atkinson, Jefferson, Waterloo, the Village of Cambridge, the Town of Oakland, the Jefferson County Bike Club, Fort Atkinson HealthCare, WE Energies and Trek Bicycle, and

WHEREAS, proposals were received from four vendors as set forth below:

| | |
|-------------------------------------|-----------|
| RA Smith National | \$ 44,400 |
| The Bicycle Federation of Wisconsin | \$ 44,500 |
| Schreiber Anderson Associates, Inc. | \$ 44,990 |
| Vandewalle & Associates | \$ 44,700 |

and

WHEREAS, the Parks Committee recommends contracting with Schreiber Anderson Associates, Inc. based on Schreiber Anderson's experience and qualifications, including having performed more bicycle planning than the rest of the respondents, having done several county bicycle plans and having several members on staff who are active in bikeway planning on a national level,

NOW, THEREFORE, BE IT RESOLVED that the Jefferson County Parks Director is authorized to contract with Schreiber Anderson Associates, Inc. for an update to the Jefferson County Bikeway Plan in an amount not to exceed \$44,990.

Fiscal Note: Adequate funds are present in Account #1824.521219 to pay for this contract.

Mr. Borland moved for the adoption of Resolution No. 2008-83. Seconded and carried: Ayes 21, Noes 6 (Imrie, Buchanan, Morris, Kannard, Jaeckel, Zentner), Absent 2 (Poulson, Nelson), Vacant 1.

County Administrator Petre presented Ordinance No. 2008-31.

WHEREAS, the Highway 26 Jefferson Bypass Project currently involves construction of bridges over both the Crawfish and Rock Rivers north of Jefferson, and

WHEREAS, snowmobiles and ATV's regularly travel the rivers when frozen and the safety of their operators is at risk in the construction zones, and

WHEREAS, Section 30.81(2), Wisconsin Statutes, authorizes a county to regulate snowmobile and other motor vehicle traffic on icebound inland waters in the interest of public health or safety, and

WHEREAS, representatives of the Wisconsin Department of Transportation, Zenith Tech, Inc. (the bridge contractor), the Department of Natural Resources, the Jefferson County Parks Department and the Sheriff agree that a county ordinance authorizing the Sheriff to close areas of icebound rivers for safety purposes is desirable to protect operators of snowmobiles and other vehicles from harm,

THE COUNTY BOARD OF SUPERVISORS OF JEFFERSON COUNTY DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. The Jefferson County Sheriff is authorized to close portions of icebound rivers to use by snowmobiles, ATV's or other motor vehicles when construction or other circumstances are present that cause an unreasonable risk of harm to the operators of said vehicles.

Section 2. The Sheriff may order any person or company engaged in construction on an icebound waterway to mark areas closed as directed.

Section 3. No person shall operate a snowmobile, ATV or other motor vehicle in areas closed pursuant to this ordinance unless such person is in the employ of the construction company working on the project generating the need to close the area to other traffic.

Section 4. No person shall remove markers designating a closed area for an icebound waterway unless authorized by the Sheriff or his designee.

Section 5. Any person violating this ordinance shall be subject to a forfeiture of not less than \$25 nor more than \$500 per violation.

Section 6. Pursuant to the Jefferson County Citation Ordinance, a citation may be issued for violation of this ordinance with a base forfeiture of \$50 plus applicable assessments and costs.

Section 7. This ordinance shall take effect upon passage and publication as provided by law.

Ms. Schmeling moved for adoption of Ordinance No. 2008-31. Seconded and carried: Ayes 27, Noes 0, Absent 2 (Poulson, Nelson), Vacant 1.

County Administrator Gary R. Petre read the following:

TO THE JEFFERSON COUNTY BOARD OF SUPERVISORS:
MEMBERS OF THE BOARD:

By virtue of the authority vested in me under Section 59.18 of the Wisconsin Statutes, I do hereby appoint the following individuals as members of the designated boards or commissions:

Countryside Board of Trustees

a. Julie Nelson, Whitewater, Wisconsin, for a three-year term ending January 2012.

Jefferson County Library Board

b. Elizabeth Stoffel, Cambridge, Wisconsin, for a three-year term ending December 2011.

c. Sue Hartwick, Fort Atkinson, Wisconsin, for a three-year term ending December 2011.

Mid WI Federated Library Systems Board

d. Rev. Allan Kranz, Watertown, Wisconsin, for a three-year term ending January 2012.

e. Janet Negus, Jefferson, Wisconsin, for a three-year term ending January 2012.

Sheriff's Civil Service Commission

f. Stephen Meloy, Johnson Creek, Wisconsin, for a five-year term ending January 2014.

Mr. Buchanan moved that the appointments be confirmed. Seconded and carried.

There being no further business, Mr. Buchanan moved that the Board adjourn. Seconded and carried at 8:47 p.m.