

CRAWFORD COUNTY BOARD OF SUPERVISORS
December 18, 2018

The Crawford County Board of Supervisors met in regular session at the Crawford County Administration Building in Prairie du Chien, Wisconsin on December 18, 2018.

The Board was called to order by Chairman Tom Cornford. Roll call was taken with all members present except Supervisor Russell who was excused.

The Chairman led the Board in the Pledge of Allegiance. The meeting was verified as being properly posted.

Motion by Steiner, second by Kelley to approve the minutes of the previous meeting. Motion carried unanimously.

RESOLUTION NO. 14-2018

**RESOLUTION REGARDING COUNTY HIGHWAY MAINTENANCE
DURING THE CALENDAR YEAR 2019**

SECTION I. The County Board of Supervisors of Crawford County, Wisconsin regularly assembled, does hereby resolve that such funds as may be made available to the County for highway work in the year 2019 under the provisions herein appropriated, shall be expended as in hereinafter set forth:

SECTION II. COUNTY TRUNK HIGHWAY ALLOTMENT, WHEREAS, the Department of Transportation has notified the County Clerk that a sum of money estimated to be (\$783,710.55) Seven Hundred Eighty-Three Thousand, Seven Hundred Ten Dollars and fifty-five cents will become available at the end of the fiscal year under the provisions of Section 83.10 and 20.395(1)(qb) of the Statutes, for the County Trunk Highway systems in the County, but the actual amount will not be known until the close of the fiscal year ending next June 30.

BE IT RESOLVED that the County Highway Committee is authorized and directed to expend the said sum to the extent required to match and supplement Federal Aid for construction, right-of-way, and other costs on any Federal Projects located on the County Trunk Highway system of said County, which are not recovered from Federal Funds and to expend any balance from constructing, repairing and maintaining such County Trunk Highway system and bridge thereon, including snow and ice removal and control, as directed in Section 83.10(1) of the Statutes, and to reimburse the general fund for any expenditures that may be made there from pursuant to Section 83.10(6) of the Statutes. The distribution to such purpose is estimated, but not specifically directed to be as follows:

SECTION III. WHEREAS, it appears that certain additional highway improvements in the County are necessary and warranted.

BE IT RESOLVED that the County Board does hereby appropriate the following sums for the purpose hereinafter set forth:

For the maintenance of the County Trunk Highway system, the sum of Two Million, Eight Hundred Seven Thousand, One Hundred Nine Dollars (\$2,807,109.00).

For administration, including salaries, per diem, office and travel expense of the County Highway Committee, and the County Highway Commissioner, his clerks and assistants not paid from construction or maintenance funds. Also included in the administration, the expenses for Patrol Superintendent, mobile radio expenses and General Public Liability Insurance, the sum of Two Hundred Seventy-Six Thousand, Nine Hundred Forty-Four Dollars (\$276,944.00).

SECTION IV. WHEREAS, appropriations are made herein, in addition to the amounts to be received from the State and available work in the County under Section 20.395 of the Statutes.

BE IT RESOLVED that the County Board does hereby levy tax of its property in the County to meet such appropriation as follows:

For the various purposes as set forth in Section III, hereof, the sum of Three Million, Eight-Four Thousand, Fifty-Three Dollars (\$3,084,053.00).

SECTION V. WHEREAS, the various highway activities for which provisions are made in this resolution are continuous from year to year and the exact costs of any work cannot be known at the time of making the appropriation,

THEREFORE, BE IT RESOLVED that this Board does hereby direct that any balance remaining in any appropriation for a specific highway improvement, after the same shall have been completed, may be used by the County Highway Committee to make up any deficit that may occur in any other provisions are herein made, and any balances remaining at the end of the year in any highway fund shall remain and be available for the same purposes in the ensuing year.

SECTION VI. WHEREAS, the exact amount of the funds that will become available from the State for highway purposes in the County under Section 20.395 of the Statutes will not be known until after next June 30.

BE IT RESOLVED, that the County Treasurer is hereby authorized and directed to make payments for the purposes for which such funds are to be used, as hereinbefore authorized, from any funds in the County Treasury that are not required for the purposes for which appropriated prior to the next August 1st and to reimburse such funds in the County Treasury from the sums received under Section 20.395 of the Statutes.

SECTION VII. WHEREAS, the County Highway Committee and the County Highway Commissioner are charged with the duty and responsibility of carrying out the construction and maintenance of highways for which provisions are made, and other related supervisory and administrative duties.

HIGHWAY COMMITTEE:

Tom Cornford
Gerald Krachey
Derek Flansburgh

Henry L. Esser
David Olson

Motion by Flansburgh, second by Esser to adopt the resolution. Motion carried unanimously.

Motion by Kuhn, second by Krachey to read resolution No. 15-2018 by title only. Motion carried unanimously.

RESOLUTION NO. 15-2018

TO THE PUBLIC SERVICE COMMISSION (PSC) OF WISCONSIN AND UTILITY APPLICANTS FOR DOCKET 05-CE-146 REGARDING THE CARDINAL-HICKORY CREEK PROPOSAL AND CONSIDERATION OF ALTERNATIVES

Dave Troester, County Conservationist, addressed the Board. He stated that the Land Conservation Committee approved the resolution coming before the Board at their November meeting, however that does not mean that the committee is for or against the resolution.

Forest Jahnke from the Crawford Stewardship came before the Board. He stated that almost the same exact resolution was brought before the Board in 2012 and it passed. This resolution is an update to the previous one.

Rob Danielson with the Energy Planning Information Committee from the Town of Stark addressed the Board. Vernon County was the first county to draft and adopt the resolution. There are 130 municipalities that have signed this resolution since 2011. To summarize, the resolution asks for accountable and easy to understand information so that customers can see what the impacts of transmission expansion lines are on their electric bills. A grid was provided which showed the spending options for residential and dairy farm use.

There were many questions asked by the supervisors, and after much discussion there was **a motion by Dull, second by Stirling to adopt the resolution. A roll call vote was taken. Voting aye: Dull, Esser, Jerrett, Kozelka, Kuhn, Rocksvold and Stirling. Voting naye: Cornford, Flansburgh, Kelley, Krachey, Lorenz, Olson, Orr, Rogers and Steiner. The motion failed.**

Lori Bekkum, Chairman of the Crawford County Community Fund, came before the Board. This is the 10th year of presenting annual grants. The grant monies available today are from the earnings on the endowment which has grown to nearly \$127,000. Nine grant awards will be presented today totaling \$7,500. The following grants were then presented.

- Catholic Charities of the Diocese of LaCrosse represented by Lisa Johanningmeier received a grant in the amount of \$500 in support of the Crawford County Domestic Abuse Program.
- CouleeCap, represented by Kim Cable received a grant in the amount of \$500 in support of the Homelessness Prevention Program.
- The Mississippi Valley Conservancy, represented by Carol Abrahamzon and Jim Czajkowski received a grant in the amount of \$500 to support the 2019-2020 Trail Trek Challenge to promote hiking on the trails in Crawford County.
- The Prairie du Chien School District, represented by Bob Smudde received a grant in the amount of \$500 for the 2019-2020 sixth grade outdoor education program.
- The Crawford County Horse Project, represented by Margaret Davidson received a grant in the amount of \$1,000 for the construction of a new horse barn at the fairgrounds.
- The Village of Gays Mills, represented by Kim Pettit received a grant in the amount of \$1,000 for the village's comprehensive public/private tree safety and restoration program.
- The Prairie du Chien School District, represented by Bob Smudde received a grant in the amount of \$1,000 in support of the District's Arts Midwest World Fest and specifically for the March 2019 appearance of a performing group from Norway.
- The North Crawford School District and specifically the District's Wellness Committee, represented by Liz Bransky received a grant in the amount of \$1,200 to further the Strong Bodies Initiative.
- The Seneca School District and specifically SHARE Youth Leadership, represented by Diane Yager, Travis Zach and Delaney Boland received a grant in the amount of \$1,300 to assist with the 21st Annual Holiday Gift Basket program which will serve approximately 300 households.

The County Board was thanked for their support of the program. There will be a reception following the meeting.

RESOLUTION NO. 16-2018

FUNDING FOR NEXT GENERATION 911 UPGRADES

WHEREAS, modernizing Wisconsin's 911 system has been a priority for local governments, Public Safety Answering Points (PSAPs), law enforcement and the telecommunications industry since the early 2000s; and

WHEREAS, the 2017-2019 state biennial budget provided funding for creation of a statewide emergency services IP network (ESInet), which is the first step in the transition to a digital Next Generation 911 (NG911) system; and

WHEREAS, a NG911 system utilizes advancements in technology to improve communication with 911 operators and provides greater efficiency in assisting individuals in crisis; and

WHEREAS, once the ESInet is operational, local 911 centers (PSAPs) will require NG911 capable equipment to connect to the digital systems; and

WHEREAS, the average cost for the necessary equipment upgrades will exceed \$250,000 per county in addition to ongoing maintenance costs; and

WHEREAS, while the state has provided grant funding for counties in the past to upgrade local PSAPs, state funding has not existed in over a decade; and

WHEREAS, the state currently has a fund – the Police and Fire Protection Fee – whose original intent was to fund county PSAP upgrades; and

WHEREAS, revenue from the Police and Fire Protection Fee is deposited in the state’s general fund and has never been utilized for its intended purpose.

NOW, THEREFORE, BE IT RESOLVED that Crawford County does hereby urge the Governor and Wisconsin State Legislature to allocate \$7 million annually for counties to upgrade local 911 centers to begin the NG911 transition; and

BE IT FURTHER RESOLVED that the \$7 million for county PSAP upgrades should be funded through the existing Police and Fire Protection Fee.

Dated this 18th day of December, 2018.

PUBLIC SAFETY COMMITTEE:

Kersten Rocksvold Brad Steiner
Donald Stirling Carol Orr

Motion by Kelley, second by Steiner to adopt the resolution. Motion carried unanimously.

RESOLUTION NO 17-2018

RESOLUTION RELATING TO COUNTY BOARD PROCEEDINGS

BE IT RESOLVED that the Crawford County Board of Supervisors of Crawford County in regular session this 18th day of December, 2018, that the proceedings of the Crawford County Board for the year 2019 be published in one newspaper in Crawford County and there shall be

seventy-five (75) copies published on book paper in pamphlet form the size and style as former years.

BE IT FURTHER RESOLVED that the page proofs be submitted to the County Clerk for approval before printing and said Clerk is hereby instructed not to accept any pages not printed in clear, legible type.

FINANCE COMMITTEE:

Duane Rogers Gerald Krachey
Geri Kozelka Wayne Jerrett, Jr.

Motion by Krachey, second by Steiner to adopt the resolution. Motion carried unanimously.

Chairman Cornford stated we will now consider the Ordinance Repealing and Recreating Portions of Chapter 16 of the Crawford County Code of Ordinances Regarding Shoreland-Wetland Zoning. The Clerk advised that the ordinance had been revised slightly by Corporation Counsel and the revised ordinance has been distributed to the supervisors.

Motion by Kelley, second by Olson that the Clerk read the title only. Motion carried unanimously.

ORDINANCE NO. 216-2018

AN ORDINANCE REPEALING AND RECREATING PORTIONS OF CHAPTER 16 OF THE CRAWFORD COUNTY CODE OF ORDINANCES REGARDING SHORELAND-WETLAND ZONING

WHEREAS, the Wisconsin Department of Natural Resources has recommended that the following changes be made to assure compliance with the current standards established in NR 115, Wis. Admin. Code, and §59.692, Wis. Stats.

The Crawford County Board of Supervisors do ordain as follows:

Section I: That Crawford County Ordinance §16.02(1)(c) is hereby repealed and recreated to read as follows:

“The provisions of this chapter apply to the regulation of the use and development of unincorporated shoreland areas. Unless specifically exempted by law, all cities, villages, towns, counties and, when §13.48(13), Wis. Stats., applies, State agencies are required to comply with, and obtain all necessary permits under, local shoreland ordinances. The construction, reconstruction, maintenance or repair of State highways and bridges carried out under the direction and supervision of the Wisconsin Department of Transportation is not subject to local

shoreland zoning ordinances if §30.2022(1), Wis. Stats., applies. (NR 115.02). Shoreland zoning requirements in annexed or incorporated areas are provided in §§61.353 and 62.233, Wis. Stats.”

Section II: That the title of Crawford County Ordinance §16.07(2) is hereby repealed and recreated to read as follows:

“ACTIVITIES ALLOWED WITHIN VEGETATIVE BUFFER ZONE.”

Section III: That Crawford County Ordinance §16.12 is hereby repealed and recreated to read as follows:

“MAINTENANCE, REPAIR, REPLACEMENT OR VERTICAL EXPANSION OF CERTAIN STRUCTURES. (§59.692(1k) (a), Wis. Stats.)

- (1) STRUCTURES AUTHORIZED BY VARIANCE. (§§59.692(1k) (a)2.b. and (1k)(a)4., Wis. Stats.) A structure of which any part has been authorized to be located within the shoreland setback area by a variance granted before July 13, 2015 may be maintained, repaired, replaced, restored, rebuilt or remodeled if the activity does not expand the footprint of the authorized structure. Additionally, the structure may be vertically expanded unless the vertical expansion would extend more than 35 feet above grade level. Counties may allow expansion of a structure beyond the existing footprint if the expansion is necessary to comply with applicable State or Federal requirements.
- (2) ILLEGAL STRUCTURES. (§59.692(1k) (a)2.c, Wis. Stats.) A structure that was illegally constructed, which is older than ten years and may not be enforced under the shoreland ordinance (§59.692(1t), Wis. Stats.), may be maintained, repaired, replaced, restored, rebuilt, or remodeled if the activity does not expand the footprint of the structure. (No vertical or lateral expansion allowed for structures in violation.)”

Section IV: That Crawford County Ordinance §16.14(6) is hereby repealed and recreated to read as follows:

“FEES. (§§59.696 & 59.697, Wis. Stats.)

The schedule of fees for all types of zoning permits and related matters shall be set by a motion of the Land Conservation, Planning & Zoning Committee & adjusted from time to time in the same manner. The schedule of fees shall be kept in the office of the zoning administrator and provided upon request.

- (1) FEES MULTIPLIED. Fees shall be multiplied according to the schedule of fees for work commenced prior to permit issuance.”

Section V: This Ordinance shall become effective upon its passage and publication as required by law.

Dated this 18th day of December, 2018.

Henry Esser, Chairman
Wade Dull
David Olson

Harriet Behar
Don Dudenbostel

Passed and approved this 18th day of December 2018.

Tom Cornford
County Board Chairman

ATTEST:
Janet L. Geisler
County Clerk

Published this day of December, 2018
Effective this day of December, 2018

Motion by Esser, second by Steiner to give the second reading by title only. The motion carried and the Clerk gave the second reading by title only.

Jake Shedivy, Zoning Technician, appeared before the Board to explain the ordinance. The updates in the ordinance are those required by the DNR to be consistent with Chapter 59 of the statutes. This will bring the ordinance into compliance.

Motion by Kuhn, second by Orr that the ordinance be ordered engrossed and given the third reading by title only. The motion carried and the Clerk gave the third reading by title only.

Chairman Cornford stated the ordinance having been read three several times the question is, "Shall the ordinance pass?"

Motion by Krachey, second by Olson to adopt the ordinance. The motion carried with Supervisor Stirling voting naye.

Deanne Lutz, County Treasurer, appeared to give an update on the recent foreclosure sale. Information was provided which shows the total money brought in before expenses was \$285,750. The amount of the expenses was \$186,369. There were three properties on the list who paid off the expenses before the County owned the property in the amount of \$3,834.97. This left a total of \$103,215.97 in excess revenue to the County.

Sheriff Dale McCullick appeared in regards to the damage by dog claim by Bonnie Wideman in the amount of \$150. This matter had been tabled from a previous meeting. The Sheriff was questioned as to why his department was not doing more about the dogs that are

doing the damage since this matter has been going on for years. The Sheriff advised that all his department can do is issue citations. The Town of Utica needs to do more by getting their attorney involved in the matter. The Sheriff does not have the authority to take the dogs.

Motion by Krachey, second by Orr to pay the damage by dog claim submitted by Bonnie Wideman in the amount of \$150. Motion carried unanimously.

There being no further business to come before the Board there was a **motion by Esser, second by Flansburgh to adjourn. Motion carried unanimously and the meeting adjourned.**

STATE OF WISCONSIN
(ss)
COUNTY OF CRAWFORD

I, Janet L. Geisler, Clerk of County of Crawford, State of Wisconsin, do hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of the Crawford County Board of Supervisors at the Annual Session on December 18, 2018

Janet L. Geisler, Crawford County Clerk