

COUNTY BOARD REFERRALS TO COMMITTEE - BOARD YEAR 2012-2013

ORD. AMDT. 2, 12-13

CREATING AN AGING AND DISABILITY RESOURCE CENTER GOVERNING BOARD

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 15.185 is created to read as follows:

15.185 AGING AND DISABILITY RESOURCE CENTER GOVERNING BOARD.

(1) There shall be a governing board for the Dane County Aging and Disability Resource Center, otherwise known as the ADRC. The board will oversee the mission, goals, policies and procedures of the ADRC, including:

- (a) Annually gathering information from consumers and providers of long-term care services and other interested persons concerning the adequacy of long-term care services offered in the county.
- (b) Identifying any gaps in services, living arrangements and community resources needed by client groups served by the ADRC.
- (c) Identifying potential new sources of community resources and funding for needed services.
- (d) Recommending strategies for building local capacity to serve client groups served by the ADRC.
- (e) Reviewing the number and types of grievances and appeals concerning the long-term care system services by the ADRC to determine if a need exists for changes.
- (f) Reporting findings and recommendations to the appropriate staff, committee, board or other political body.

(2) Members of the ADRC governing board shall be appointed by the County Executive and approved by the County Board of Supervisors, and shall serve staggered three-year terms. Initial appointments will vary between one and tree years. Members may serve until a replacement has been confirmed. The ADRC governing board shall consist of 11 members who shall reflect the ethnic and economic diversity of Dane County. Composition of the board shall include:

- (a) At least six members who belong to a client group served by the ADRC, their family members, guardians, or other advocates. At least three members of this group of representatives shall represent older adults, two shall represent developmentally disabled adults and one shall represent adults with physical disabilities. Per State requirements none of these members can be County Board Supervisors.
- (b) At least one County Board Supervisor.

(3) No member of the ADRC governing board may have a financial interest in or serve on the governing board of an organization that administers a program serving the client groups served by the ADRC, nor may any family member of such a person likewise serve on the board.

[EXPLANATION: This ordinance creates an ADRC governing board in compliance with section 46.283(6), Wis. Stats.]

Submitted by Supervisors Stubbs and Sargent , April 19, 2012.
Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

RES. 3, 12-13

AUTHORIZING ADDENDUM TO EMPLOYMENT SERVICES AGREEMENT FOR ASSISTANT CENTER
MANAGER OF EVENT SERVICES AND OPERATIONS – ALLIANT ENERGY CENTER
(ROBERT J. EHRENSTROM)

The incumbent holding the position of Assistant Center Manager of Event Operations and Services for the Alliant Energy Center and the County Executive have previously entered into an employment services agreement which will expire July 21, 2012. The employment services agreement contains a provision allowing the County Executive to offer to renew that agreement. Consistent with the budget, county ordinances, and existing practice for employment contracts, an addendum to the employment services agreement has been negotiated with Robert J. Ehrenstrom. This addendum extends the employment of the incumbent Assistant Center Manager of Event Operations and Services for the Alliant Energy Center and is similar to the contracts of other contract positions.

NOW, THEREFORE, BE IT RESOLVED that the County Executive is hereby authorized to execute on behalf of the County of Dane, an addendum to the employment services agreement with Robert J. Ehrenstrom to serve as Assistant Center Manager of Event Operations and Services for the Alliant Energy Center through November 30, 2012, at an annual salary of \$101,712.00.

Submitted by Supervisors Veldran and Schmidt, April 19, 2012.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 4, 12-13

AUTHORIZING EMPLOYMENT AGREEMENT FOR DIRECTOR OF DEPARTMENT OF EMERGENCY
MANAGEMENT (CHARLES TUBBS)

A candidate has been selected to serve as Director of Dane County's Department of Emergency Management. Consistent with the budget, county ordinances and existing practice for employment contracts, a contract has been negotiated with Charles Tubbs. This contract is similar to contracts negotiated with other department heads.

NOW, THEREFORE, BE IT RESOLVED that the county executive is hereby authorized to execute, on behalf of the County of Dane, an employment agreement with Charles Tubbs to serve as Director of the Department of Emergency Management for a five-year period ending June 3, 2017, at a beginning base salary of \$95,000.00.

Submitted by Supervisors Rusk, Bayrd and McDonell, April 19, 2012.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 5, 12-13

AWARD OF CONTRACT TO PROVIDE THIRD PARTY ADMINISTRATION OF DANE COUNTY'S
SELF-INSURED WORKERS' COMPENSATION PROGRAM

The Department of Administration solicited requests for proposals to provide Third Party Administration of Dane County's Self-Insured Workers' Compensation Program. The Department of Administration received proposals and each proposal was objectively rated. The Department of Administration recommends that the contract be awarded to Willis of Wisconsin. The contract term begins on April 1, 2012 and ends March 31, 2015 with options to renew annually for up to two years.

NOW, THEREFORE, BE IT RESOLVED that Willis of Wisconsin be awarded a 3 year contract beginning April 1, 2012 and ending March 31, 2015 with an option to renew annually for up to two years. In years 2012, 2013 and 2014, Willis of Wisconsin will charge the following rates for administering the following types of Workers' Compensation claims:

Claim Type	Per Claim Fee for Contract Year		
	04/01/12 – 03/31/13	04/01/13 – 03/31/14	04/01/14 – 03/31/15
Indemnity (lost time)	\$1,070	\$1,070	\$1,090
Medical only Over \$1,000	\$ 555	\$ 555	\$ 566
Medical only Under \$1,000	\$ 135	\$ 135	\$ 144

BE IT FINALLY RESOLVED that the Dane County Executive and Dane County Clerk are authorized to execute the contract documents.

Submitted by Supervisors Hesselbein and Corrigan, April 19, 2012.
 Referred to PERSONNEL/FINANCE.

 RES. 6, 12-13

ACCEPTING FUNDS FROM THE WISCONSIN DEPARTMENT OF HEALTH SERVICES AND
 AUTHORIZING POSITIONS TO OPERATE AN AGING AND DISABILITY RESOURCE CENTER
 DCDHS-ACS DIVISION

The mission of an Aging and Disability Resource Center (ADRC) is to support older adults and adults with disabilities and their families and caregivers by providing useful information, assistance and education on community services and long term care options. ADRCs currently exist in more than 55 Wisconsin counties. The Wisconsin Department of Health Services has awarded funding of \$1,130,431 to Dane County to operate an ADRC from October 1, 2012 to December 31, 2012. An estimated \$4,521,726 in state and federal funds will be awarded to operate the ADRC in 2013. These state and federal funds are sufficient to operate the ADRC and offer quality services. No County GPR is needed or required.

Given Dane County's population, the ADRC will need to have about 46.5 staff positions to meet its contractual obligations with WDHS. These will primarily be newly created county positions; a few positions may be filled through contracts with purchase of service agencies. The proposed location for the ADRC is 2865 North Sherman Avenue. A separate resolution is in process to approve the lease for the ADRC facility.

Per a State of Wisconsin requirement, the Area Agency on Aging of Dane County, which is part of DCDHS, will be co-located and work collaboratively with the ADRC. Facility renovations and other start-up costs will be covered by keeping initial operating costs low by opening the ADRC with only partial staffing and gradually increasing staff over the first several months. This method for covering ADRC start-up costs has been used successfully by many other counties.

Dane County Department of Human Services also requests position authority for an additional 42.5 FTE positions that are necessary to operate the Aging and Disability Resource Center of Dane County. The cost of the new positions is \$856,759 in 2012 and \$3,427,035 in 2013. The costs in 2012 and 2013 will be covered in full by funding from the Wisconsin Department of Health Services, funding which is earmarked for ADRC operations. These positions will be located at the new ADRC office at 2865 North Sherman Avenue. The position titles and FTE requested are:

Position Title	Range	FTE Request
ADRC Manager	M-12	1.0
ADRC Assistant Manager	M-10	1.0

Information & Assistance Supervisor	M-11	3.0
Information & Assistance Specialist	P-5	19.0
Information & Assistance Lead Specialist	P-7	13.0
Clerk Typist I - II	G-7-10	3.0
Janitor	G-9	1.0
IT Specialist	P 9-11	0.5
Maintenance Worker	G-16	1.0
Totals		42.5

These positions will be phased in between July 2012 and March 2013, as the number of persons requesting assistance from the ADRC is expected to start small and grow over the first several months of operations. Strict care will be taken to meet workload demands and appropriately manage staffing costs.

NOW, THEREFORE, BE IT RESOLVED that position authority in the Human Services Department is increased 42.5 FTEs as detailed above, effective immediately.

BE IT FUTHER RESOLVED that the following revenue accounts be created and that the revenue increase be credited to the General Fund and transferred from the General Fund to the following expenditure accounts in the Department of Human Services:

Revenue	Account Number	Account Title	Amount
ACJADRC	New	ADRC Grant	\$1,130,431
ACJADRC	New	ADRC Center Fees	<u>\$100</u>
			<u>\$1,130,531</u>
Expenditure	Account Number	Account Title	Amount
ACJADRC	AAYAAA	Salaries and Wages	\$584,700
ACJADRC	AAYGAA	Limited Term Employees	\$1,750
ACJADRC	AAYJAA	Per Meeting	\$1,000
ACJADRC	AAYMAA	Retirement	\$76,000
ACJADRC	AAYPAA	Social Security	\$44,900
ACJADRC	AAYSAA	Health	\$137,800
ACJADRC	AAZBAA	Dental	\$22,700
ACJADRC	AAZHAA	Disability Insurance	\$1,500
ACJADRC	AAZKAA	Life Insurance	\$200
ACJADRC	AAZQAA	Workers Compensation	\$800
ACJADRC	AAZXAA	Salary Savings	(\$11,700)
ACJADRC	COYYAA	Rental of Space	\$59,000
ACJADRC	ADRMMA	Utilities and Repairs	\$9,000
ACJADRC	ABPRAA	Printing and Supplies	\$7,680
ACJADRC	ABTEAA	Phones	\$500
ACJADRC	ABDAAA	Data Processing & Tech Services	\$16,650
ACJADRC	ABTTAA	Staff Travel	\$25,750
ACJADRC	ABSMMA	Translation Services	\$3,750
ACJADRC	ABCOAA	Staff Training	\$5,850
ACJADRC	NEW	Marketing Costs	\$2,500
ACJADRC	ABMEAA	Memberships Certification Fees	\$850
ACJADRC	ABAFAA	After Hours Costs	\$2,250
ACJADRC	ABTEAA	Telephone, Cell Phones, Pagers	\$2,900
ACJADRC	ABOPAA	Equipment, Furnishings	\$100
ACJADRC	ABDAAA	Computer and Technical Equipment	\$100

ACJADRC	COYPAA	Building Set-up and Start-up	\$47,331
ACJADRC	NEWTBD	POS Contract(s)	\$86,670
		Total	<u>\$1,130,531</u>

NOW, THEREFORE, BE IT FINALLY RESOLVED that any unspent funds be carried forward to 2013.

Submitted by Supervisors Stubbs, Sargent and Ferrell, April 19, 2012.
 Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

 RES. 7, 12-13

AUTHORIZING LEASE FOR DEPARTMENT OF HUMAN SERVICES'
 AGING AND DISABILITY RESOURCE CENTER (ADRC) AT THE NORTHSIDE TOWNCENTER

The Department of Human Services is working with the Wisconsin Department of Health Services (WDHS) to establish an Aging and Disability Resource Center (ADRC) to provide information and assistance, long term care options counseling, benefit specialist services and other services to the aging and disability population. The ADRC will play an important role for county residents as a one stop shop for this information regarding long term care services.

The ADRC will occupy 15,000 square feet of space in the Northside TownCenter, formerly the Sherman Plaza Shopping Center, at 2865 North Sherman Avenue. Approximately 46.5 ADRC staff will be located in this office. As required by WDHS, the Area Agency on Aging of Dane County will be co-located in the ADRC.

The Northside TownCenter has features similar to the Job Center and DCDHS's South Park Street office including on a main street, a shopping center store front, on bus lines, easy to access first floor space, plenty of free parking, and good signage opportunities.

The initial term of this lease is for five (5) years commencing on August 1, 2012 to July 31, 2017. The rent for the sixty month term is \$546,424.22. The first 12 months of this lease, the monthly rate is \$8,750.00 This lease also includes two optional five (5) year renewals. The base rental rate is \$7.00 per sq. ft. which includes \$600,000 of build out within the space for occupancy. Additional rent includes a prorated share of Common Area Maintenance (CAM) of \$1.19, and Taxes estimated from 2010 of \$1.25 for a total of \$9.44 per square feet. The adjustable average monthly rent is \$11,800.

The ADRC lease is fully funded through a grant from the State of Wisconsin, which includes federal Medicaid administrative revenue. No County GPR is required.

NOW, THEREFORE, BE IT RESOLVED that Dane County enter into a lease agreement, as described above, with Sherman Plaza Inc. for a term of sixty (60) months with two (2) five (5) year renewal options and,

BE IT FURTHER RESOLVED that the Dane County Clerk and the County Executive are hereby authorized to execute this lease on behalf of Dane County.

Submitted by Supervisors Stubbs, Sargent and Rusk, April 19, 2012.
 Referred to HEALTH & HUMAN NEEDS, PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 8, 12-13

AUTHORIZING EXPENDITURES IN ADVANCE OF BORROWING FOR 2012 CAPITAL BUDGET - MOBILE DATA COMPUTERS, RADAR UNITS, RADIOS AND VARDA ALARMS

The 2012 Capital Budget includes a number of small project expenditures that are financed with borrowed funds. The county will not do its annual borrowing until the last quarter of 2012. Dane County Ordinance Ch. 29.52(11) requires approval of the County Board and the County Executive before expenditures can be made for capital projects financed in advance of the annual borrowing. This resolution seeks approval for the Dane County Sheriff's Office to purchase Mobile Data Computers (MDCs), Radar Units, 800 Mhz radios and Varda Alarms in advance of borrowing.

NOW, THEREFORE, BE IT RESOLVED that expenditures in the amount of \$73,300 be approved to proceed with purchasing the MDCs and Radar Units in advance of borrowing.

BE IT FURTHER RESOLVED that expenditures in the amount of \$578,500 be approved to proceed with purchasing the 800 Mhz Radios in advance of borrowing.

FINALLY, BE IT RESOLVED that expenditures in the amount of \$17,500 be approved to proceed with purchasing the Varda Alarms in advance of borrowing.

Submitted by Supervisors Rusk, Bayrd, Wiganowsky, Schlicht and Corrigan, April 19, 2012.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 9, 12-13

AWARD OF CONTRACT FOR EXIT STAIR DOOR REVISIONS AT CITY-COUNTY BUILDING

The Department of Public Works, Highway & Transportation reports the receipt of bids to furnish, install and wire all equipment required for installation of complete system for releasing exit doors at the City-County Building, 210 Martin Luther King, Jr. Blvd., Madison, WI, Bid #312007.

A complete tabulation is on file at the Department of Public Works office. The low qualified bidder is:

Total: \$ _____

The Public Works staff finds the amount to be reasonable and recommends the bid be awarded to _____.

NOW, THEREFORE, BE IT RESOLVED that a Contract be awarded to _____ in the amount of \$ _____ and that the project is authorized to proceed in advance of borrowing; and

BE IT FURTHER RESOLVED that the County Executive and the County Clerk be authorized and directed to sign the Contract; and

BE IT FURTHER RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Contract; and

BE IT FINALLY RESOLVED that the Public Works & Transportation Committee shall approve all change orders to the Contract, subject to submission of change orders to the County Board for approval where the sum involves \$20,000 or more than 10% of the original approved Contract amount, whichever is smaller.

Submitted by Supervisor Veldran, April 19, 2012.

Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 10, 12-13

CHANGE ORDERS FOR DESIGN SERVICES ON THE NEW BADGER PRAIRIE HEALTH CARE CENTER

The Department of Public Works, Highway & Transportation awarded an Agreement to Horty Elving & Associates for design (Proposal #106081) of the New Badger Prairie Health Care Center in Verona, WI (Sub. 1 to Res. 77, 2006-07).

The following changes are being made to the original Agreement:

Deduct Change Order #7 for function-based remodeling – Bldgs. B & F tub rooms in the amount of (\$24,472.00);

Deduct Change Order #8 for function-based remodeling – Bldg. A bariatric tub rooms in the amount of (\$20,007.00);

Deduct Change Order #9 for additional waterproofing (partial bill for cost through August) in the amount of (\$44,912.00);

Deduct Change Order #10 for function-based remodeling – Closed neighborhoods (C&D) in the amount of (\$50,000.00);

Deduct Change Order #11 for additional waterproofing (partial bill for cost Sept. thru Dec. 2011) in the amount of (\$45,437.00).

NOW, THEREFORE, BE IT RESOLVED, That the Dane County Board of Supervisors approves and authorizes Change Order #7 thru Change Order #11 for a total Deduct of (\$184,828.00) to Horty Elving & Associates, Inc.

BE IT FINALLY RESOLVED, That the Public Works, Highway & Transportation Department is directed to ensure complete performance of the change orders.

Submitted by Supervisors Hotchkiss and Veldran, April 19, 2012.

Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 11, 12-13

CHANGE ORDER FOR GUTTERS & DOWNSPOUTS PROJECT AT NEW
BADGER PRAIRIE HEALTH CARE CENTER

The Department of Public Works, Highway & Transportation awarded a project to Madison Aluminum Products, LLC, for additional gutters and downspouts on the new Badger Prairie Health Care Center, 1100 East Verona Avenue, Verona, WI, Bid #312006.

The original project amount was \$24,970.00. Change Order #1 for an additional \$6,745.00 is hereby requested for improvement or changes for better drainage.

NOW, THEREFORE, BE IT RESOLVED, that Change Order #1 in the amount of \$6,745.00 be approved to the project for Madison Aluminum Products, LLC ; and

BE IT FURTHER RESOLVED, that the Dane County Board of Supervisors approves and authorizes this Change Order; and

BE IT FINALLY RESOLVED, that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Change Order.

Submitted by Supervisors Hotchkiss and Veldran, April 19, 2012.

Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 12, 12-13

CHANGE ORDER FOR INTERIOR & EXTERIOR SIGNAGE AT BADGER PRAIRIE HEALTH CARE CENTER

The Department of Public Works, Highway & Transportation awarded a Contract to American Sign Factory for the interior and exterior signage package at the new Badger Prairie Health Care Center, 1100 East Verona Avenue, Verona, WI, Bid #310018.

Sub. 1 to Res. 82, 2010-11 awarded the original Contract in the amount of \$43,937.16. Change Order #3 for a deduct amount of (\$13,526.00) is hereby requested due to removal of three tasks from the scope of work: monument sign, dedication plaque and door frame labels.

NOW, THEREFORE, BE IT RESOLVED, that Change Order #3 to deduct (\$13,526.00) be approved to the Contract for American Sign Factory; and

BE IT FURTHER RESOLVED, that the Dane County Board of Supervisors approves and authorizes this Change Order; and

BE IT FINALLY RESOLVED, that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Change Order.

Submitted by Supervisors Hotchkiss and Veldran, April 19, 2012.

Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 13, 12-13

AWARD OF AGREEMENT FOR CNG FUELING STATION AT LANDFILL SITE #2

The Department of Public Works, Highway & Transportation reports the receipt of proposals to design, manufacture and deliver a Compressed Natural Gas (CNG) vehicle fueling system at Landfill Site #2, 7102 U.S. Highway 12 & 18, Madison, WI, Bid #312008.

An Agreement has been negotiated with _____ in the amount of \$_____.

The Public Works staff finds the amount to be reasonable and recommends the proposal be awarded to _____.

NOW, THEREFORE, BE IT RESOLVED that an Agreement be awarded to _____ in the amount of \$_____ and that the project is authorized to proceed in advance of borrowing; and

BE IT FURTHER RESOLVED that the County Executive and the County Clerk be authorized and directed to sign the Agreement; and

BE IT FURTHER RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Agreement; and

BE IT FINALLY RESOLVED that the Public Works & Transportation Committee shall approve all change orders to the Agreement, subject to submission of change orders to the County Board for approval where the sum involves \$20,000 or more than 10% of the original approved Agreement amount, whichever is smaller.

Submitted by Supervisor Veldran, April 19, 2012.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 14, 12-13

AWARD OF CONTRACT FOR PARKING RAMP REPAIRS, RESTORATION
& WATERPROOFING AT AIRPORT

The Department of Public Works, Highway & Transportation reports the receipt of bids to repair, restore, waterproof, pressure wash and restripe the existing pavement markings of the three level parking ramp at Dane County Regional Airport, 4000 International Lane, Madison, WI, Bid #312005.

A complete tabulation is on file at the Department of Public Works office. The low qualified bidder is:

_____ Total: \$_____

The Public Works staff finds the amount to be reasonable and recommends the bid be awarded to _____.

NOW, THEREFORE, BE IT RESOLVED that a Contract be awarded to _____ in the amount of \$_____ and that the project is authorized to proceed in advance of borrowing; and

BE IT FURTHER RESOLVED that the County Executive and the County Clerk be authorized and directed to sign the Contract; and

BE IT FURTHER RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Contract; and

BE IT FINALLY RESOLVED that the Public Works & Transportation Committee shall approve all change orders to the Contract, subject to submission of change orders to the County Board for approval where the sum involves \$20,000 or more than 10% of the original approved Contract amount, whichever is smaller.

Submitted by Supervisor Veldran, April 19, 2012.
Referred to PERSONNEL/FINANCE, PUBLIC WORKS & TRANSPORTATION and AIRPORT.

RES. 15, 12-13

AUTHORIZING A CONTRACT TO ACCEPT HIGHWAY SAFETY GRANT FUNDS FOR A COMMUNITY TRAFFIC SAFETY PROJECT

The Department of Transportation, Bureau of Transportation Safety, State of Wisconsin, is making funds available for participation in an Alcohol Enforcement collaboration with municipal police agencies. The goals of the federally funded contract is to reduce the number of alcohol related crashes, increase seatbelt usage and reduce the number of vehicles traveling 55 MPH or faster on the beltline highway. This enforcement period is between May 1, 2012 and September 30, 2012.

NOW, THEREFORE, BE IT RESOLVED that the Sheriff's Office is hereby authorized to accept \$122,000 from the Department of Transportation, Bureau of Transportation Safety, for the Community Traffic Safety Contract. Of which, \$10,000 is to be used by the Dane County Sheriff's Office for Alcohol Enforcement, \$18,000 to be used by the Dane County Sheriff's Office for an extensive media plan, \$24,000 to be used to purchase law enforcement zone message boards, and \$70,000 to pass through to local municipalities upon receipt of their invoices for the Alcohol Enforcement Collaboration "SMART" (Sober, Moderate Speed, Alert, Restrained, Thoughtful) program.

BE IT FURTHER RESOLVED that \$122,000 be set up as additional revenue in the Sheriff, Field Services, Community Safety Project revenue account (SHRFFLD 80708) and be credited to the General Fund.

BE IT FURTHER RESOLVED that \$122,000 be transferred from the General Fund to the following accounts:

Overtime-SMART (SHRFFLD-10056)	\$ 7,500
Social Security (SHRFFLD-10108)	\$ 1,700
Retirement Fund (SHRFFLD-10099)	\$ 600
Workers Compensation (SHRFFLD-10189)	\$ 200
Sub-Total	\$ 10,000
Media Account (SHRFFLD-21530)	\$ 18,000
OWI Program Trust Expenditures Alcohol Enforcement Collaboration (SHRFFLD-21839)	\$ 70,000
Vehicle & Equipment (SHRFFLD-48935)	\$ 24,000
Grant Total:	\$122,000

BE IT FINALLY RESOLVED that any funds authorized in this resolution that are not expended or received as of December 31, 2012 be carried forward to 2013.

Submitted by Supervisors Rusk, Bayrd, Wiganowsky and Schlicht, April 19, 2012.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 16, 12-13

AWARD OF CONTRACT FOR LAND RECORDS SOFTWARE

The Register of Deeds office has their current land records software system with Fidlar Technologies. Fidlar Technologies has provided the software for the Register of Deeds office since approximately 1994. Fidlar current offers an option of a 5 year life-cycle renewal which is due at this time. Contract with take effect 1/1/2013 and run through 12/31/2017.

NOW, THEREFORE, BE IT RESOLVED that Fidar Technologies be awarded the contract to continue to provide Land Records software to Dane County Register of Deeds office for a 5-year contract not to exceed the amount of \$528,900.00.

BE IT FINALLY RESOLVED that the County Executive and the County Clerk are authorized to execute a contract with Fidar Technologies for the terms set forth above.

Submitted by Supervisor Miles, April 19, 2012.

Referred to PERSONNEL/FINANCE and ZONING & LAND REGULATION.

RES. 17, 12-13

ACCEPTING STEWARDSHIP GRANT FUNDS FOR McCARTHY COUNTY PARK

Dane County purchased an approximate 25 acre addition to McCarthy County Park in 2010, as authorized in Res. 237, 10-11. As anticipated in the authorizing resolution, the Land & Water Resources Department (LWRD) submitted an application to the Wisconsin Department of Natural Resources (DNR) for grant assistance on the purchase. The grant application was further authorized in Res. 84, 11-12.

The DNR has granted \$160,000 as reimbursement for project costs through the Knowles-Nelson Stewardship Program. As required by state statute, acceptance of the grant requires that the County allow hiking, fishing (if applicable), hunting (archery hunting by permit only) and trapping (trapping by permit only from November through February) and cross-country skiing (these uses are collectively referred to as the "five nature-based outdoor activities"). The County may also offer other recreational opportunities. The grant requirement will only apply to the 25 acres, which are separated from the rest of the park by a wide, deep ditch.

The County has previously accepted DNR grants that require the five nature-based outdoor activities. However, those grant applied to lands within County Wildlife Areas, which are already open to the five nature-based outdoor activities. Acceptance of the grant for McCarthy County Park will be the first time that trapping will be allowed at a County Recreational Park (the other four activities are already offered at McCarthy County Park and other County Recreation Parks).

LWRD staff recommends acceptance of the DNR grant for McCarthy County Park. This recommendation is further supported by the Dane County Park Commission, which recommended acceptance of the grant at their February 8, 2012 meeting.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors and the Dane County Executive hereby accept \$160,000 in grant funds from the DNR and the revenue be credited to account GENCTY 81601 in an effort to increase the general fund balance.

BE IT FINALLY RESOLVED that the Real Estate & Acquisition Director is authorized to execute the grant agreement and property restrictions necessary to accept the funds.

Submitted by Supervisor Ripp, April 19, 2012.

Referred to PERSONNEL/FINANCE and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

RES. 18, 12-13

ACCEPTING STEWARDSHIP GRANT FUNDS FOR POTENTIAL ACQUISITION OF LAND

AT UPPER MUD LAKE

As authorized in Res. 84, 11-12, staff in the Land & Water Resources Department (LWRD) applied to the DNR for grant assistance on the acquisition of land at Upper Mud Lake. The primary purpose of the potential purchase is to provide year-round lake access to Upper Mud Lake, which currently has no legal public access.

Negotiations with the landowner are ongoing, and the County has not yet presented the acquisition to the County Board for consideration. In the meantime, the DNR has awarded a grant of up to \$240,000 to help offset project costs. Therefore, if the County considers the purchase of the property in the future, it will be with the knowledge that grant funds have already been secured to cover a significant portion of the cost.

The grant funds will only come to Dane County in the form of a reimbursement if the property is purchased. The grant funds cannot be used for any other purpose.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors and the Dane County Executive hereby accept up to \$240,000 in grant funds from the DNR if land for access to Upper Mud Lake is purchased.

BE IT FINALLY RESOLVED that the Real Estate & Acquisition Director is authorized to execute the grant agreement and property restrictions necessary to accept the funds.

Submitted by Supervisor Ripp, April 19, 2012.

Referred to PERSONNEL/FINANCE, ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and PARKS.

RES. 19, 12-13

DEDICATION OF THE LEWIS NINE SPRINGS E-WAY

In 1969, the National Endowment for the Arts provided funds for the development of an environmental study model to illustrate how a community can identify and capitalize on existing natural and human made resources. The goal of the project was to elevate environmental, ecological and esthetic planning decisions to a higher priority within the community development decision making process. This resulted in an "E Way" concept that was developed in large part by Professor Phil Lewis of the University of Wisconsin. The "E" represents educational, environmental, esthetic and ecological resources that are linked through a shared corridor. Environmental corridor planning is now a major decision making tool used in land use decisions throughout the world.

Through the teachings and advocacy of both Phil Lewis and his wife, Elizabeth "Libby" Lewis, Dane County adopted the Nine Springs E-Way project area, which extends from Dunn's Marsh at Seminole Highway east to Lake Waubesa and includes more than 1,300 acres under County ownership. The Nine Springs E-Way is the world's first "E -Way" and was recognized by the State of Wisconsin as a significant resource through the designation of the Capital Springs State Park & Recreation Area, which contains a large part of the Nine Springs E-Way. The Nine Springs E-Way is a resource that residents throughout Dane County identify with. A significant trail system traverses through the Nine Springs E-Way, bringing what may be considered the fifth "E" to the corridor: exercise.

The team of Phil and Libby Lewis warrant recognition of the many gifts they brought to the Dane County Park System. Together, they founded the Friends of Dane County Parks Foundation, which has provided significant private financial resources to the Dane County Parks system. They were also tireless supporters of the Lussier Family Heritage Center, which is located in the heart of the Nine Springs E-Way.

Mrs. Lewis, who passed away on February 1, 2012, served with great distinction on the Dane County Park Commission for 26 years, from 1981 to 2007. During her time on the Commission, Mrs. Lewis continually pursued sound land use and environmental planning for all projects and was a tireless advocate for the acquisition of land for the public.

NOW, THEREFORE BE IT RESOLVED, that the Dane County Board of Supervisors recognize Professor Phil Lewis' lifetime achievements in regional planning, specifically environmental corridor planning, and Libby Lewis' lifetime dedication to public service and advocacy;

BE IT FURTHER RESOLVED, that the Nine Springs E-way be dedicated from here on after as the Lewis Nine Springs E-Way in honor of the team of Phil and Libby Lewis;

BE IT FINALLY RESOLVED, that the Dane County Board of Supervisors reaffirms its commitment to the Lewis Nine Springs E-Way due to the many benefits it provides to our community.

Submitted by Supervisors Richmond, Miles, Ripp, Rusk, Zweifel, Stubbs, Matano, Sargent, Chenoweth, Dye, Bollig, Solberg, Salov, Wiganowsky, O'Loughlin, Schmidt, Hampton, Hesselbein, Pertl, Schlicht, Hotchkiss, Clausius, Wegleitner, Corrigan and Downing, April 19, 2012.

Referred to ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

RES. 20, 12-13

CREATING A CITY-COUNTY HOMELESS ISSUES COMMITTEE

On March 15, 2011 a resolution was introduced to the Dane County Board to declare that Dane County recognizes housing is a human right and make a commitment that all people who desire a place of shelter and stable long-term housing be prioritized to have this basic need met both temporarily and permanently. The Housing is a Human Right resolution calls on Dane County to commit to exploring creative uses of the public and private dollars.

When the Occupy protest moved to the 800 block of East Washington Avenue in Madison it was a protest, but it has evolved over time to a tent city for the homeless and it has become a creative way for the City of Madison to support Housing as a Human Right for Madisonians with limited additional costs to the City of Madison for electricity.

Dane County recognizes that a tent city is not a permanent solution, nor is it the only solution to solve gaps in the homeless services system, but has proven to be a viable temporary strategy and should continue to be a part of the solution. The residents of the 800 block of East Washington Avenue maintained a positive relationship with the police during their tenure on the site. Several police departments across the nation have found that tent cities have no more crime than the rest of the community.

Lack of resources in 2011 forced the homeless services system in Dane County to turn away 2003 individuals, while serving 3079. Due to the lack of resources in the Dane County homeless services system, men are limited to 60 days in shelter per year while families are limited to 180 days in shelter in their lifetime. A tent city provides services for people who have used their limited time in shelter, have been turned away from shelter or whose individual needs are not adequately met by the current shelter program models.

There is a need for additional federal, state and local city and county funding for Housing First programs, more Single Room Occupancy (SRO) units, and adequate shelter for those without housing. Additionally, funding is needed to eliminate waiting lists for mental health and AODA treatment, a better health care system for the uninsured, financial support for those unable to work, job training programs for those who lack the education or skills they need in our job market, a child care system that is affordable for all, a "wet

shelter" that provides a safe environment for those whose addiction makes it impossible to function safely within our existing shelter system, and an end to the revolving door at our jail that currently substitutes for mental health and AODA treatment.

The City of Madison played an important role in facilitating the provision of critical services in a time of great need by providing a campground permit for the 800 block of East Washington Avenue. Dane County shares responsibility for the solution to this problem and will partner with the City of Madison, United Way, Community Shares of Wisconsin, the non-profit community, the faith community and the private sector.

NOW, THEREFORE BE IT RESOLVED that Dane County thanks the Occupy movement and the Occupy Madison residents for their efforts to address important community needs during this recession, and recognizes their potential to be an important resource for this county, and applauds their creative response to the growing poverty and homelessness caused by the economic crisis.

BE IT FURTHER RESOLVED that Dane County supports pursuing creative and compassionate solutions for the current homeless population as follows:

1. Requesting the Madison Urban Ministry to convene a committee to explore alternative public and/or private sites for homeless community housing in temporary structures and to report back to Dane County at the Board meeting of July 12, 2012.
2. Appointing a joint city-county Homeless Issues Committee to explore many of the issues that have been brought up such as restrooms, showers, laundry, third party complaint system, a place to store belongings during the day, the ability to utilize public spaces free from harassment and other issues identified by community members.

BE IT FINALLY RESOLVED that Dane County form a Homeless Issues Committee to explore issues of homelessness and their relationship to community service providers and resources within Dane County including, among other issues, public access to restrooms, showers, laundry, third party complaint systems, access to daytime storage of personal belongings, the ability to utilize public spaces free from harassment and other issues identified by community members, and this committee shall consist of three (3) members of the Homeless Services Consortium, three (3) city of Madison Alders, four (4) County Board supervisors, three (3) currently or formerly homeless persons who have used Dane County homeless services and one (1) member of the Madison Police Department and be staffed by a representative of Dane County Human Services and a representative of the City of Madison Community Development Division.

Submitted by Supervisors Wegleitner, Richmond, Schmidt, Corrigan, Erickson, Hotchkiss, McCarville, McDonell, Hendrick, Stubbs, Pertl, Krause, Sargent, Dye, Hesselbein, Zweifel, Matano and Rusk, April 19, 2012. Fiscal and Policy Notes not required.

Referred to EXECUTIVE, HEALTH & HUMAN NEEDS and CITY-COUNTY LIAISON.

RES. 21, 12-13

AUTHORIZING GRANT APPLICATION TO THE WI DEPARTMENT OF NATURAL RESOURCES

Several grant programs administered by the WI Department of Natural Resources support acquisition and development costs for projects identified in the Dane County Parks & Open Space Plan. These programs include: the Knowles-Nelson Stewardship Program, the Lake Protection Program, the River Protection Program, the Land & Water Conservation Fund and the Recreational Trails Program. The Department of Land and Water Resources intends to apply for these funds in order to off set potential expenditures.

NOW, THEREFORE, BE IT RESOLVED that the County Board of Supervisors and County Executive hereby authorize applications to the WI Department of Natural Resources for financial assistance for the following projects:

- Blue Mounds Natural Resource Area Acquisition
- North Mendota Natural Resource Area Acquisitions
- Military Ridge to Brigham County Park Bicycle Trail
- Indian Lake County Park Shelter & Restroom Facility Development
- Festge County Park Shelter Development

BE IT FURTHER RESOLVED that the County Board of Supervisors and County Executive hereby authorize the Conservation Fund Manager, Parks Planner and Acquisition & Planning Specialist to submit grant applications to the State of Wisconsin Department of Natural Resources, submit reimbursement claims along with necessary supporting documentation within 6 months of project completion, submit signed documents and take necessary action to undertake, direct and complete approved projects.

BE IT FINALLY RESOLVED that the County Board of Supervisors and County Executive recognize and acknowledge the long-term ownership and management responsibilities of the Stewardship, Lake Protection, River Protection, Land and Water Conservation Fund and Recreational Trails Programs, and will comply with all Stewardship, Lake Protection, River Protection, Land & Water Conservation Fund and Recreational Trails laws and regulations and will meet their obligations under any grant agreements for the projects, including the financial obligations under any grants.

Submitted by Supervisors Ripp, Schlicht, Ferrell and Richmond, April 19, 2012.

Referred to PERSONNEL/FINANCE, ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and PARKS.

COMMUNICATIONS

- Summons & Complaint from Naomi V. Swart for injuries received. Referred to PUBLIC PROTECTION & JUDICIARY.
- Claim from Scott Prentiss against Highway for damage to his vehicle. Referred to PUBLIC PROTECTION & JUDICIARY.
- Notice of Appearance for Heather Freeman vs. American Family. Referred to PUBLIC PROTECTION & JUDICIARY.
- Order allowing immediate access to property (Cambridge State Bank vs. Utica Country Store). Referred to PUBLIC PROTECTION & JUDICIARY.
- Claim from Johnnie N. Phiffer against Sheriff for injuries received in jail. Referred to PUBLIC PROTECTION & JUDICIARY.
- Claim from Ingenix (Group Health Insurance) on behalf of Gina Katzner against Expo for injuries received. Referred to PUBLIC PROTECTION & JUDICIARY.
- Summons & Complaint from Shakia M. Turner for injuries received. Referred to PUBLIC PROTECTION & JUDICIARY.

ZONING PETITIONS

- Petitions for Zoning Reclassification. Referred by Clerk Peters to ZONING & LAND REGULATION.
- Petition 10410 – Town of Cross Plains – Gerald J. Haack
- 10427 – Town of Dunn – Donald L. Anderson
- 10428 – Town of Madison – Mid-Town Center LLC

AMENDING CHAPTER 17, REGARDING OFFICIAL MAP REVISIONS INCORPORATING A DAM FAILURE ANALYSIS APPROVED BY THE WDNR FOR ACROSS YAHARA RIVER IN THE TOWN OF DUNKIRK

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 17.05(2)(e) is created to read as follows:

17.05 GENERAL PROVISIONS.

(2) *Official map and revisions.*

(e) Dane County Unincorporated Area Flood Insurance Rate Map Panel Numbers 55025C0636G, 55025C0637G, 55025C0639G, 55025C0802G and 55025C0806G, dated January 2, 2009, are hereby amended to include a Dam Failure Analysis approved by the Wisconsin Department of Natural Resources for the Dunkirk Dam across Yahara River in the Sections 8, 9, 16, 17, 20, 21, 26, 27, 28, 34 and 35, Town of Dunkirk as depicted by:

1. The Dam Failure map dated 2/95 and titled "Dunkirk Dam, Yahara River, Dane County, Dam Failure Analysis Flood Inundation Map".

2. The floodway data table showing the maximum stage elevation for a dam failure, which is titled, "Summary Table – Figure 8."

[EXPLANATION: This amendment incorporates flood study information regarding a Dam Failure Analysis for the Dunkirk Dam into the official maps used for Floodplain regulation. Dane County has been instructed to adopt the dam failure analysis information in order to receive a low hazard rating on the Dunkirk Dam from the Wisconsin Department of Natural Resources.]

Submitted by Supervisor Salov, May 3, 2012.
Referred to ZONING & LAND REGULATION.

RES. 22, 12-13

AUTHORIZING ACCEPTANCE OF A WI DNR TARGETED RUNOFF MANAGEMENT PROGRAM GRANT –
Six Mile & Pheasant Branch Creeks

Dane County Land & Water Resources – Land Conservation has received a Targeted Runoff Management Program grant for \$52,480 from the WI Department of Natural Resources.

The purpose of this grant is to provide funds to enable a livestock operation to address the sources of manure runoff by cost-share installation of a roof management system and barnyard closure in the Lake Mendota Watershed.

Funds are included in the 2012 Land & Water Resources – Land Conservation Budget.

NOW, THEREFORE, BE IT RESOLVED that Dane County authorizes the acceptance of a WI DNR Targeted Runoff Management Program Grant for \$52,480.

BE IT FURTHER RESOLVED that these funds shall carry forward until expended.

Submitted by Supervisors Downing, Hampton, Ferrell, Pan and Chenoweth, May 3, 2012.

Referred to PERSONNEL & FINANCE, ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and LAND CONSERVATION.

RES. 23, 12-13

AUTHORIZING ACCEPTANCE OF FUNDS FOR DANE COUNTY STREAMBANK MAINTENANCE PROGRAM

Dane County has restored over 65 miles of cold water trout streams and has secured over 15 miles of public access through the County's Streambank Protection and Easement Programs. The Badger Fly Fishers, Southern Wisconsin Chapter of Trout Unlimited, and Dane County Conservation League have each donated \$1,000 for a total of \$3,000 for a County coordinated Streambank Maintenance Program. This important partnership program will ensure that the stream corridors are maintained and managed for a grassland riparian habitat and public fishing access. Dane County will seek additional grants and funding as needed for implementing the Streambank Maintenance Program on an annual basis.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors and the Dane County Executive hereby accept \$3,000 for the Dane County Streambank Maintenance Program.

BE IT FINALLY RESOLVED that a new Streambank Maintenance Revenue account is established and account LWPKLNAQ 10079 LTE-Land Management/Restoration Expense is increased by \$3,000. These funds shall be carried forward until expended.

Submitted by Supervisors Downing, Ferrell, Hampton, Chenoweth and Pan, May 3, 2012.

Referred to PERSONNEL & FINANCE and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

RES. 24, 12-13

AUTHORIZING EMPLOYMENT SERVICES AGREEMENT FOR
DIRECTOR OF DEPARTMENT OF PUBLIC HEALTH FOR MADISON AND DANE COUNTY
(JANEL HEINRICH)

A candidate has been selected to serve as the director of the Department of Public Health for Madison and Dane County. Consistent with the budget, county ordinances, and existing practice for employment contracts, an employment agreement has been negotiated with Janel Heinrich. This agreement is similar to agreements negotiated with other department heads.

NOW, THEREFORE, BE IT RESOLVED that the county executive is hereby authorized to execute, on behalf of the County of Dane, an employment services agreement with Janel Heinrich to serve as Director of Department of Public Health for Madison and Dane County for a five-year period ending May 20, 2017, at a beginning base salary of \$111,000.00.

Submitted by Supervisor McDonell, May 3, 2012.

RES. 25, 12-13

APPROVING AGREEMENT FOR COMMUNITY DEVELOPMENT BLOCK GRANT
THE CAMROCK CAFÉ AND SPORT

Dane County administers a Revolving Loan Fund for Economic Development (RLF-ED), originally capitalized with a Community Development Block Grant (CDBG-ED grant) of \$120,000 from the State of Wisconsin in 1991 (Department of Development, now Department of Commerce). The grant was accepted by Dane County by Resolution 78, 1991-92: Accepting Wisconsin Development Fund Grant Monies and Awarding Contracts (Leisure Concepts), passed on August 15, 1991. In 2004 the RLF-ED was increased by an additional \$422,337 with funds transferred to Dane County from RLFs in other Dane County municipalities. In 2007, \$437,574, the Town of Madison transferred their RLF funds to Dane County.

The purpose of the RLF-ED is to provide financing to businesses that create jobs for low and moderate-income persons. The objectives of the RLF are to: expand or modernize existing or locally owned and managed enterprises; encourage the creation or retention of employment opportunities for low and moderate-income County residents; leverage new private investment in downtown business districts and traditional business districts; assist businesses with high-value added products or services, especially in the agricultural sector; and assist dairy farmers with capital improvements resulting in an increase in milk production.

The CDBG Commission met on March 8, 2012 to recommend approval of a revolving loan fund loan for a new business development, CamRock Café and Sport, located in Cambridge, WI. The CDBG Commission recommended approval (8-2) of a loan of \$55,376 at 5.25% interest for seven years, and a 1-point loan fee of \$553.00. The loan will be disbursed after the following requirements are met: all documentation, as well as the origination fee, is provided per the Letter of Commitment CamRock, LLC, dated April 5, 2012. No funds will be disbursed until these terms have been met.

CamRock Café will provide a selection of coffee, drinks and sandwiches, as well as wine and craft local beer. In addition, it will provide seasonal sports rentals including bike, kayak, snow shoe and cross country ski rentals to take advantage of the proximity to the adjacent park, creek, new boat launch (summer 2012), and trails. CamRock will also provide bike repair service and sell sports accessories. The loan requires CamRock Café to create 1.58 new permanent full time equivalent positions, 51% of which, or .8%, must be held by low-to moderate income persons.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors does approve a RLF-ED loan of \$55,376 with a seven-year term at an annual interest rate of 5.25% and a 1-point loan fee of \$553.00 to the CamRock Café for operating capital and inventory. The loan will be disbursed after the requirements are met per the Letter of Commitment CamRock, LLC, dated April 5, 2012. No funds will be disbursed until these terms have been met.

BE IT FURTHER RESOLVED that the Dane County Controller is authorized to issue checks necessary to effectuate the transaction; and

BE IT FINALLY RESOLVED that the Dane County Clerk and Dane County Executive are hereby authorized to sign the appropriate contract on behalf of Dane County.

Submitted by Supervisor Salov, May 3, 2012.

Referred to HEALTH & HUMAN NEEDS and PERSONNEL & FINANCE.

RES. 26, 12-13

AUTHORIZING CONTRACT FOR PROFESSIONAL SERVICES FOR THE STATE OF WISCONSIN
DEPARTMENT OF JUSTICE

WHEREAS, the State and the Wisconsin Department of Justice desire to engage the professional services of Dane County Public Safety Communications to provide telephone answering services and call processing services for the Wisconsin Drug Trip Line and Amber Alert Line; and

WHEREAS, the Dane County Public Safety Communications has expressed his desire and willingness to provide such professional services on a month to month basis to the State and the Wisconsin Department of Justice for a cost of \$4,166.50 per month; and

WHEREAS, it appears that it is in the best interests of Dane County Public Safety Communications to enter into this contract.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Clerk and the County Executive are hereby authorized to execute the said documents of conveyance on behalf of the County of Dane.

Submitted by Supervisor Rusk, May 3, 2012.

Referred to PERSONNEL & FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 27, 12-13

AUTHORIZING AN AGREEMENT TO ACCEPT HIGHWAY SAFETY GRANT FUNDS
"USH 151 CORRIDOR ENFORCEMENT"

The Department of Transportation, Bureau of Transportation Safety, State of Wisconsin, are making funds available for participation in a highway safety program aimed at reducing excessive speed and other high-risk behaviors that increase the likelihood of a crash and of significant injury or death.

NOW, THEREFORE, BE IT RESOLVED that the Sheriff's Office is authorized to accept \$11,000 from the Department of Transportation, Bureau of Transportation Safety, for the "USH 151 Corridor Enforcement" contract.

BE IT FURTHER RESOLVED that \$11,000 be set up as additional revenue in the Sheriff's Office, Field Services Division, Corridor Enforcement revenue account (SHRFFLD 80729) and be credited to the General Fund.

BE IT FURTHER RESOLVED that on behalf of the County of Dane, the county clerk and county executive are authorized to execute an agreement embodying the above provisions; and

BE IT FURTHER RESOLVED that \$11,000 be transferred from the General Fund to the following Sheriff's Office accounts:

Overtime-Corridor Enforcement (SHRFFLD 10062)	\$ 8,200
Retirement (SHRFFLD 10099)	\$ 1,900
Social Security (SHRFFLD 10108)	\$ 600
Worker's Compensation (SHRFFLD 10189)	\$ 300
Grand Total	\$11,000

BE IT FINALLY RESOLVED that all unexpended funds and unrecognized revenues from this account be carried forward from the 2012 budget period to the 2013 budget period.

Submitted by Supervisor Rusk, May 3, 2012.

Referred to PERSONNEL & FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 28, 12-13

AUTHORIZING ACCEPTANCE OF STATE JUSTICE INSTITUTE GRANT FUNDS FOR
COURT EFFICIENCY STUDY

The Dane County Clerk of Courts' Office has been awarded a grant from the State Justice Institute to facilitate a study of the staffing and workflow in the Dane County Courts. The Dane County Clerk of Courts' Office will be awarded a total of \$50,000. The grant period is from April 23, 2012 to September 23, 2012.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Clerk of Courts' Office is authorized to accept \$50,000 from the State Justice Institute for a technical assistance grant project entitled "Dane County Courts Efficiency Study;" and

BE IT FURTHER RESOLVED that all of the grant funds shall be credited to a new revenue account for "Court Efficiency Study Grant Award" in the Clerk of Courts' 2012 budget created for this purpose and be credited to the General Fund; and

BE IT FURTHER RESOLVED that \$50,000 be transferred from the General Fund to an expenditure account in the Clerk of Courts' Office, General Court Support, called "Court Efficiency Study" created for this purpose; and

BE IT FURTHER RESOLVED that on behalf of the County of Dane, the County Clerk and County Executive are authorized to execute an agreement embodying the above provisions; and

BE IT FINALLY RESOLVED that all unexpended funds and unrecognized revenues from this account be carried forward from the 2012 budget period to the 2013 budget period.

Submitted by Supervisor Rusk, May 3, 2012.

Referred to PERSONNEL & FINANCE and PUBLIC PROTECTION & JUDICIARY.

COMMUNICATIONS

Claim from Brian Ireland against Sheriff for lost property in the jail. Referred to PUBLIC PROTECTION & JUDICIARY.

Clam from Milt & Laura Arendt against Sheriff for damage to their property. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from Shakia M. Turner. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from Quicksilver Express Courier against Parks for damage to their vehicle. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from Naomi Swart. Referred to PUBLIC PROTECTION & JUDICIARY.

Notice of Injury from Barry E. Hunt against Highway for injuries received. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from Scott Prentiss against Highway for damage to his vehicle. Referred to PUBLIC PROTECTION & JUDICIARY.

ZONING PETITIONS

Petitions for Zoning Reclassification. Referred by Clerk Peters to ZONING & LAND REGULATION:

Petition 10429 – Town of Medina – Motl Construction Company

10430 – Town of Oregon – Richard W. Lofy

10431 – Town of Berry – Russell A. Lange

10432 – Town of Dunn – David W. Landerud

10433 – Town of Windsor – Windsor Golf Ventures, Inc.

10434 – Town of Cottage Grove – Dale R. Huston

10435 – Town of Deerfield – FJD Farm LLC

10436 – Town of Sun Prairie – Riesop Farms LLC

10437 – Town of Springfield – Armella Kalscheur

10438 – Town of Deerfield – Thomas M. Krall

10439 – Town of Cross Plains – Francis O. Furry

10440 – Town of Sun Prairie – Francis R. & Delphine M. Klein Revocable Living Trust

10441 – Town of York – Clark P. Bomkamp

10442 – Town of Cottage Grove – Daniel P. Viney

10443 – Town of Christiana – James Egge

10444 – Town of Dunn – Harriet E. Schneider Le

10445 – Town of Albion – Poff Properties LLC

AMENDING CHAPTER 11 OF THE DANE COUNTY CODE OF ORDINANCES,
COMPLIANCE WITH NR 115, WISCONSIN ADMINISTRATIVE CODE

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. The table of contents of Chapter 11 is amended to read as follows:

11.01 Dane County Shoreland, Shoreland-Wetland and Inland-Wetland Statutory Authorization.

11.015 Definitions.

11.016 Purpose and Intent.

11.02 Shoreland District.

11.03 Shoreland Regulations.

11.04 Shore Cover/Vegetative Buffer Zone.

11.05 Filling, Grading, Lagooning, Dredging, Ditching or Excavating Shoreland Erosion Control and Shoreland Mitigation Permits

11.06 Shoreland-Wetland and Inland-Wetland Districts.

11.07 Permitted Uses in the Shoreland-Wetland and Inland-Wetland Districts.

11.08 Uses Which Are Allowed In The Shoreland-Wetland and Inland-Wetland Districts Subject to the Issuance of a Shoreland Zoning (Land Use) Permit.

11.09 Prohibited Uses in the Shoreland-Wetland and Inland-Wetland Districts.

11.10 Rezoning of Lands in the Shoreland-Wetland and Inland-Wetland Districts.

11.11 Existing Structures and Uses

11.12 Shoreland Mitigation Performance Standards

11.13 Technical Standards and Specifications

[11.14 - 11.499 reserved.]

11.50 Permit Fees.

[11.51 – 11.98 reserved.]

11.99 Administration, Enforcement and Penalties.

ARTICLE 3. Section 11.01 is amended to read as follows:

11.01 DANE COUNTY SHORELAND, SHORELAND-WETLAND AND INLAND-WETLAND STATUTORY AUTHORIZATION.

This ordinance is adopted pursuant to the authorization found in sections 33.455, 59.69, 59.692, 59.70, 87.30, 236.45, and 281.31, Wis. Stats. The county is specifically empowered to regulate these management districts under sections 59.692 and 33.455, Wis. Stats.

ARTICLE 4. Section 11.015 is amended to read as follows:

11.015 DEFINITIONS. As used in this chapter, the following words and phrases have the meanings indicated. Words or phrases not specifically defined in this section shall have the meanings set forth in section 10.01.

(1) Access and viewing corridor means a strip of vegetated land that allows safe pedestrian access to the shore through the vegetative buffer zone.

(2) Accessory building or accessory structure. A subordinate or supplemental building or structure, the use of which is incidental to that of the main building or structure on the same lot or the use of the premises on which it is located.

(3) Accessory use. A use customarily incidental and accessory to the principal use of a lot or parcel, or building or structure on the same lot or parcel as the principal use.

(4) Average lot width. The arithmetic average of the distance from one side lot line to the opposite side of the lot, measured perpendicular to the side lot lines, at the following locations:

(a) The rear lot line;

(b) The building setback line from the ordinary highwater mark described in s.11.04(2)1, and;

(c) The front lot line.

- ~~(15)~~ *Board of adjustment.* The body established under section 59.694, Wisconsin Statutes, for counties and designated board of adjustment.
- ~~(26)~~ *Boathouse.* A permanent accessory structure used solely for the personal storage of watercraft and associated materials and includes all structures which are totally enclosed, have roofs or walls or any combination of these structural parts. ~~Human habitation of a boathouse is not permitted.~~
- ~~(2m7)~~ *Building.* Any structure having a roof supported by posts, columns or walls and its appendages including, but not limited to balconies, porches, decks, stoops, fireplaces and chimneys. Also included for permit and locational purposes are swimming pools, both above and below ground, and towers, except communication towers. Not included within the definition, for permit purposes or otherwise, are poles, towers and posts for lines carrying telephone messages or electricity and recreational structures of open construction and without walls, such as swing sets, slides, yard gyms, climbers, sand boxes and teeter totters. ~~has the meaning set forth in s. 10.01(7).~~
- ~~(87)~~ *Building volume.* The three dimensional space within which a structure is built.
- ~~(38)~~ *Channel.* A channel is a natural or artificial watercourse with definite bed and banks to confine and conduct the normal flow of water.
- ~~(49)~~ *County zoning agency.* The Zoning and ~~Natural Resources~~ Land Regulations Committee of the Dane County Board of Supervisors.
- ~~(4m10)~~ *Department.* The Dane County Land and Water Resources Department.
- ~~(511)~~ *Department of natural resources.* The Department of Natural Resources of the State of Wisconsin.
- ~~(612)~~ *Development.* Any human-made change to improved or unimproved real estate including, but not limited to, construction of or additions or substantial improvements to buildings, other structures, or accessory uses, the placement of mobile homes, mining, dredging, filling, grading, paving, excavation or drilling operations, deposition of materials.
- ~~(6m13)~~ *Director.* The ~~Director~~ director of the Dane County Land and Water Resources Department or his or her designee.
- ~~(714)~~ *Drainage system.* One or more artificial ditches, tile drains or similar devices which collect surface runoff or groundwater and convey it to a point of discharge.
- ~~(15)~~ *Existing development pattern.* Principal structures, with setbacks less than the minimum required under s. 11.03(2)1, exist within 200 feet of a proposed principal structure in both directions along the shoreline.
- ~~(816)~~ *Floodplain.* Land which has been or may be covered by flood water during the regional flood. It includes the floodway and the floodfringe, and may include other designated floodplain areas for regulatory purposes. ~~The General Floodplain District as defined in section 17.05.~~
- ~~(17)~~ *Impervious surface.*
- (a) Any land cover that prevents rain or melting snow from soaking into the ground, such as roofs (including overhangs), roads, sidewalks, patios, driveways and parking lots.
- (b) For purposes of this chapter, all road, driveway or parking surfaces including gravel surfaces, shall be considered impervious.
- (c) Pervious paving practices shall not be considered an impervious surface, provided all of the following criteria are met:
1. Practices are specifically designed to encourage infiltration;
 2. Practices meet all technical specifications and standards of s.11.13, and;
 3. Practices are designed, installed and maintained under an approved shoreland mitigation permit under s. 11.05.
- ~~(18)~~ *Inland-wetlands.* All wetlands located throughout unincorporated Dane County that are not within a shoreland.
- ~~(8m19)~~ *Land disturbing activity.* Any alteration or disturbance that may result in soil erosion, sedimentation, or change in runoff including, but not limited to, removal of ground cover, grading, excavating, or filling of land. Tillage of existing agricultural fields is not considered a land disturbing activity, provided it is done in conformance with a site-specific farm conservation plan approved by the Director.
- ~~(920)~~ *Land use.* Any artificial change to improved or unimproved real estate including, but not limited to, the construction of buildings, structures or accessory structures; the construction of additions or substantial improvements to buildings, structures or accessory structures; the placement of buildings or structures; mining, dredging, filling, grading, paving, excavation or drilling operations; and the storage, deposition or

- extraction of materials, and the installation or construction of public or private sewage disposal systems or water supply facilities.
- (21) Lot line, front. The lot line adjoining, and parallel to, the right-of-way that provides primary vehicular access to the lot.
- (22) Lot line, rear. The rear lot line shall mean that lot line which is opposite and most distant from the front lot line. In the case of an irregular, triangular or gore shaped lot, a line ten (10) feet in length entirely within the lot, parallel to and most distant from the front lot line shall be considered to be the rear lot line for the purpose of determining depth of rear yard. In cases where none of these definitions is applicable, the zoning administrator shall designate the rear lot line.
- (23) Lot line, side. Any lot line other than a front or rear lot line.
- (+024) Marina fuel system tank. A permanent above-ground structure, not to exceed 8,000 gallon capacity, designed to contain Class I or II liquids for dispensation into the tanks of self-propelled marine craft and marina equipment used in the ordinary course of business of that marina and located on a lot occupied by a legally permitted marina as defined in section 10.01(36h).
- (25) Maintenance and repair. Includes such activities as interior remodeling, painting, decorating, paneling, plumbing, insulation, and replacement of windows, doors, wiring, siding, roofing and other nonstructural components; and the repair of cracks in foundations, sidewalks, walkways and the application of waterproof coatings to foundations.
- (+0m26) Maximum extent practicable (MEP). A level of implementing best management practices in order to achieve a performance standard specified in this chapter which takes into account the best available technology, cost effectiveness and other competing issues such as human safety and welfare, endangered and threatened resources, historic properties and geographic features. MEP allows flexibility in the way to meet the performance standards and may vary based on the performance standard and site conditions.
- (27) Minor structure. A structure with a footprint 200 square feet or smaller and with open or screened sides.
- (28) Mitigation means balancing measures that are designed, implemented and function to restore natural functions and values that are otherwise lost through development and human activities.
- (+129) Navigable waters.
- (a) All natural inland lakes within Dane County and all streams, ponds, sloughs, flowages and other waters within the territorial limits of this county, including the Dane County portion of boundary waters, which are navigable under s. 30.10, Wis. Stats.
- (b) The following waters are presumed to be navigable:
1. All waters listed in the "Surface Water Resources of Dane County" published by the Wisconsin Department of Natural Resources.
 2. All waters shown as lakes, ponds, flowages or natural perennial or intermittent streams on United States Geological Survey 1:24,000 scale quadrangle maps.
 3. All waters shown on floodplain maps adopted by the Dane County Board of Supervisors under s. 17.05(2), Dane County Code.
 4. All waters, except those shown as constructed drainages, on the hydrography layer of the Dane County Geographic Information System, as maintained by the Dane County Land Information Office.
- (+230) Non-conforming structure. An existing lawful structure or building which is not in conformity with the provisions of the applicable zoning ordinance for the area which it occupies.
- (+331) Non-conforming use. A lawful use that existed prior to adoption of a zoning ordinance which restricts or prohibits said use.
- (+432) Ordinary high-water mark means the point on the bank or shore up to which the presence and action of surface water is so continuous as to leave a distinctive mark such as by erosion, destruction or prevention of terrestrial vegetation, predominance of aquatic vegetation, or other easily recognized characteristics.
- (+4m33) Preliminary review. A preliminary review letter as described in s. 14.48.
- (15) ~~Inland wetlands. These wetlands include all wetlands located throughout unincorporated Dane County that are not within the county shoreland district, i.e., not located within 1,000 feet from the ordinary high water mark of navigable lakes, ponds or flowages, and also not located within 300 feet of the ordinary high water mark or landward side of the flood plain of the navigable reaches of rivers and streams.~~
- (34) Principal building or principal structure. A building or structure associated with a principal use.

- (35) Principal use. The main use of land or buildings as distinguished from a subordinate or accessory use.
- (36) Routine maintenance of vegetation. Normally accepted horticultural practices that do not result in the loss of any layer of existing vegetation and do not require land disturbing activity.
- (1637) Shoreland. means the land area
- (a) All lands within: the shoreland district as defined by s. 11.02(5) of this ordinance.
 1. 1,000 feet of the ordinary highwater mark of any navigable lake, pond or flowage, or;
 2. 300 feet of the ordinary highwater mark of any navigable river or stream, or the landward side of the floodplain, whichever distance is greater.
 - (b) Under s. 281.31(2) (d), Wis. Stats., notwithstanding any other provision of law or administrative rule promulgated thereunder, this ordinance does not apply to lands adjacent to farm drainage ditches if:
 1. Such lands are not adjacent to a natural navigable stream or river;
 2. Those parts of such drainage ditches adjacent to such lands were nonnavigable streams before ditching or had no previous stream history; and
 3. Such lands are maintained in nonstructural agricultural use.
- (38) Shoreland-wetlands. All wetlands located throughout unincorporated Dane County that are entirely or partially within a shoreland.
- (1639) Site. The bounded area described in an erosion control plan, stormwater management plan, or shoreland management plan.
- (1640) Slope. The net vertical rise over horizontal run, expressed as a percentage, which represents a relatively homogeneous surface incline or decline over the area disturbed.
- (1641) Stormwater runoff. The waters derived from rains falling or snowmelt or ice melt occurring within the drainage area, flowing over the surface of the ground and collected in channels, watercourses or conduits.
- (1742) Structure. Anything constructed or erected, the use of which requires permanent or temporary location on the ground, or attached to something having a permanent or temporary location on the ground, including but not limited to any building, dwelling, manufactured building, manufactured home, mobile home, house trailer, recreational vehicle, boathouse, boat shelter, advertising sign, deck, patios, driveways, fences, retaining walls, or other improvements or any part of such structure. A structure includes any permanent or temporary appurtenance attached thereto. Any human made object with form, shape and utility, either permanently or temporarily attached to or placed upon the ground, river bed, stream bed or lakebed.
- (1743) Topography. The configuration of the ground surface and relations among humanmade and natural features that may determine ground slope and the direction of runoff flow.
- (44) Unnecessary hardship. That circumstance where special conditions affecting a particular property, which were not self-created, have made strict conformity with restrictions governing area, setbacks, frontage, height or density unnecessarily burdensome or unreasonable in light of the purposes of this ordinance.
- (45) Vegetative buffer zone. A strip paralleling the shoreline and extending 35 feet inland from all points along the ordinary high-water mark of any navigable water.
- (1846) Wetlands means those areas where water is at, near or above the land surface long enough to be capable of supporting aquatic or hydrophytic vegetation and which have soils indicative of wet conditions.

ARTICLE 5. Section 11.02 is renumbered and amended to read as follows:

- 11.0211.016 SHORELAND DISTRICT PURPOSE AND INTENT.** (1) ~~Authority.~~ This shoreland protection section is adopted pursuant to the authorization found in sections 59.70(1), 59.692, 87.30 and 144.26, Wis. Stats.
- (21) Legislative finding. The county board ~~does find~~ that the uncontrolled use of the shorelands and pollution of the navigable waters of Dane County adversely affect the public health, safety, convenience, and general welfare and impair the tax base. The legislature of Wisconsin ~~had~~ has delegated responsibility to the counties to further the maintenance of safe and healthful conditions; prevent and control water pollution; protect spawning grounds, fish and aquatic life; control building sites, placement of structures and land uses; and, preserve shore cover and natural beauty, and this responsibility is hereby recognized by Dane County.
- (32) Statement of purpose. For the purpose of promoting and protecting the public health, safety, convenience and general welfare and protecting the public trust in navigable waters, this ordinance has been established to:

(a) Further the maintenance of safe and healthful conditions and prevent and control water pollution through:

1. Limiting structures to those areas where soil and geological conditions will provide a safe foundation;
2. Establishing minimum lot sizes to provide adequate area for private on-site waste treatment systems;
3. Controlling filling and grading to prevent soil erosion problems, and;
4. Limiting impervious surfaces to control runoff which carries pollutants.

(b) Protect spawning grounds, fish and aquatic life through:

1. Preserving wetlands and other fish and aquatic habitat;
2. Regulating pollution sources, and;
3. Controlling shoreline alterations, dredging and lagooning.

(c) Control building sites, placement of structures and land uses through:

1. Prohibiting certain uses detrimental to the shoreland-wetlands;
2. Setting minimum lot sizes and widths;
3. Setting minimum building setbacks from waterways, and;
4. Setting the maximum height of near shore structures.

(d) Preserve and restore shoreland vegetation and natural scenic beauty through:

1. Restricting the removal of natural shoreland cover;
2. Preventing shoreline encroachment by structures;
3. Controlling shoreland excavation and other earth moving activities, and;
4. Regulating the use and placement of boathouses and other structures, prevent and control water pollution, protect fish spawning grounds, fish and aquatic life, control building sites, placement of structures, preserve shore cover and natural beauty.

(43) Compliance. Unless specifically exempted by law, all cities, villages, towns and counties are required to comply with this ordinance and obtain all necessary permits. State agencies are required to comply when section 13.48(13), Wisconsin Statutes, applies. The construction, reconstruction, maintenance and repair of state highways and bridges by the Wisconsin Department of Transportation are exempt when section ~~30.12(4)(a)~~ 30.2022(1), Wisconsin Statutes, applies.

ARTICLE 6. Section 11.02 is amended to read as follows:

11.02 SHORELAND DISTRICT.

(51) County jurisdiction. Applicability.

(a) The provisions of this chapter apply to regulation of the use and development of unincorporated shorelands. Shoreland areas shall include all lands in the unincorporated areas of Dane County which are within 1,000 feet from the ordinary high-water mark of navigable lakes, ponds or flowages listed in the "Surface Water Resources of Dane County" published by the Wisconsin Department of Natural Resources, or so designated on the United States Geological Survey Quadrangle Maps, or included on other county zoning base maps, and all lands which are within 300 feet of the ordinary high-water mark or landward side of the flood plain of the navigable reaches of rivers and streams. Rivers and streams shall be presumed to be navigable if they are designated as either continuous or intermittent waterways on U.S.G.S. Quadrangle Maps or other zoning base maps which have been incorporated by reference and made a part of the ordinance in section 10.03 of this ordinance.

(b) As provided in s.59.692(7), Wis. Stats., provisions of this ordinance that applied to any shoreland area subsequently incorporated or annexed by a city or village shall continue in effect and shall be enforced after annexation by the annexing city or village unless either of the following occurs:

1. The city or village enacts, administers and enforces a zoning ordinance, for the annexed or incorporated area, that is at least as restrictive as the standards in this ordinance, or;
2. After annexation or incorporation, the city common council or village board of trustees requests, and the county board agrees, that the county shoreland zoning ordinance, as it applies to the annexed or incorporated area, continues to be in effect and enforced by the county. The county board shall identify, as specific amendments to this ordinance, any incorporated areas remaining under county shoreland zoning authority under this provision.

(2) Determination of navigable waters and ordinary highwater marks.

(a) The county zoning administrator shall make the initial determination of whether or not a lake, pond flowage, river or stream is navigable.

- (eb) The county zoning administrator shall make the initial determination of the location or elevation of the ordinary high-water mark.
- (ec) When the navigability or ordinary highwater mark is in questionable, the zoning administrator shall contact the appropriate department of natural resources office for assistance in making the determination.

ARTICLE 7. Section 11.03 is amended to read as follows:

11.03 SHORELAND REGULATIONS.

(1) *Building lots:*

(a) New lots. Lots created after [clerk to insert ordinance effective date] and located in shoreland areas shall meet all area, width, density and lot coverage standards required in section 10.05(4) and (5), R-1 residence district, section 10.16(3), general provisions and exceptions of chapter 10 of the Dane County Code of Ordinances; the following dimensional standards.

1. Sewered lots. Unless excepted under paragraph (c) below, lots served by a public sanitary sewer shall have minimum lot sizes as follows:

a. Riparian lots. Lots, any portion of which fall within the vegetative buffer zone, shall have a minimum average lot width of 100 feet and a minimum area of 15,000 square feet.

b. Non-riparian shoreland lots. Lots completely outside the vegetative buffer zone shall have a minimum average lot width of 65 feet and a minimum area of 10,000 square feet.

2. Unsewered lots. Unless excepted under paragraph (c) below, lots not served by public sanitary sewer shall have a minimum average lot width of 100 feet and a minimum area of 20,000 square feet.

(b) Existing lots. A legally created lot or parcel that met minimum area and minimum width requirements when created, but does not meet current lot size requirements, may be used as a building site if all of the following apply:

1. The lot or parcel has, since May 21, 1970, not been reconfigured or combined with another lot or parcel by plat, survey, consolidation or restrictive covenant into one lot, property tax parcel or zoning parcel.

2. The lot or parcel has, since May 21, 1970, not been developed with one or more of its structures placed partly upon an adjacent lot or parcel.

3. The lot or parcel is developed to comply with all other requirements of this ordinance and Chapters 10, 17 and 75, Dane County Code.

(c) Exceptions with shoreland mitigation permit. Where the director has approved a shoreland mitigation permit under s.11.05(4), a non-riparian lot may be created which does not meet the requirements of paragraph (a). provided the following criteria are met:

1. The county board has approved and recorded a plat or certified survey map including that lot within the planned unit development zoning district, under s. 10.153, Dane County Code.

2. The planned unit development contains at least 2 acres or 200 feet of shore frontage.

(2) Setbacks from ordinary high water mark.

(a) Except as provided in sections 11.03(2)(b) and 11.03(2)(c), the setbacks for all buildings and structures, ~~except piers, boat hotels and bathouses.~~ shall not be less than:

1. ~~seventy~~Seventy-five (75) feet, measured horizontally, from an ordinary high-water mark;

2. Seventy-five (75) feet, measured horizontally, from the boundary of wetlands two acres or larger in area, or; unless otherwise

3. As specified by the county flood plain zoning ordinance, Chapter 17, Dane County Code. provisions.

(b) Exceptions with shoreland zoning permit. Subject to the approval of a shoreland zoning permit by the zoning administrator, the following structures may be located within the setback from an ordinary highwater mark described in s.11.02(a)1.

1. Broadcast signal receivers, including satellite dishes or antennas that are one (1) meter or less in diameter and satellite earth station antennas that are two (2) meters or less in diameter.

2. Walkways, stairways or rail systems that are necessary to provide pedestrian access to the shoreline and are a maximum of sixty (60) inches in width, provided they are located within the access and viewing corridor described in s. 11.04(4).

(c) Exceptions with shoreland mitigation permit. Where the director has approved a shoreland mitigation permit under s. 11.05(4), the following may be located within the setback from an ordinary highwater mark described in s.11.02(a)1.

1. Boathouses. One boathouse per lot is permitted as an accessory building within the access and viewing corridor described in s.11.04(5)(a), provided all of the following conditions are met:
 - a. The boathouse does not exceed a width of 16 feet, as measured parallel to the ordinary highwater mark;
 - b. The footprint of the boathouse does not exceed 600 square feet;
 - c. The height of the structure does not exceed 12 feet, as measured from the ordinary highwater mark;
 - d. The existing slope of the proposed boathouse site does not exceed 20%;
 - e. The boathouse has no plumbing or cooking facilities;
 - f. The boathouse has no more than two windows or skylights, with rough openings for each not to exceed 4 square feet in area;
 - f. All portions of the boathouse are above the ordinary highwater mark, and;
 - g. The boathouse complies with all side-yard, rear-yard and other setbacks for residential accessory structures under Chapter 10, Dane County Code, and with all floodplain requirements of Chapter 17, Dane County Code.

2. Reduced setback. Where an existing development pattern exists, ~~Proposed~~proposed primary/principal buildings which will be located within 200 feet of existing primary building(s), which have a setback of less than 75 feet, may have a reduced setback as follows:

- 1-a) Where there is a primary/principal building on each side of the proposed site, the setback for the proposed building shall be the average of the setbacks of the existing buildings.
 - 2-b) If there is an existing primary/principal building on only one side, the setback for the proposed building shall be the average of the required (75') setback under 11.02(a)1. and the existing building's setback.
- c) Notwithstanding a) and b) above, under no circumstances shall any building or structure intrude on the vegetative buffer zone described in s. 11.04.

3. ~~Other setbacks may be permitted by the board of adjustment as per section 10.26(6)(c), Dane County Zoning Ordinances.~~

~~(3) Boathouses. (a) Boathouses shall not be constructed below the ordinary high water mark.~~

~~(b) Boathouses shall not be utilized for human habitation.~~

~~(c) Height of a boathouse shall be measured vertically from the ordinary high water mark. Railings may be placed on top of the boathouse provided the railing is not solid in appearance and not greater than 3.5 feet in height.~~

~~(d) The maintenance and repair of nonconforming boathouses which are located below the ordinary high water mark of any navigable waters shall comply with the requirements of section 30.121 of the Wisconsin Statutes.~~

~~(4)3. Marina fuel tanks. Replacement of An existing marina fuel system tank, may be replaced within 75 feet of the high water mark if a conditional use permit is approved by the Zoning and Natural Resources Committee. Prior to issuance of a conditional use permit, the Zoning and Natural Resources Committee must find that provided all of the following conditions are met:~~

~~(a) Due to physical limitations of the property, it is not possible to construct a replacement marina fuel system tank at a compliant setback from an ordinary high-water mark;~~

~~(b) Fuel tanks and fuel lines shall be of at least double-wall construction;~~

~~(c) Monitoring devices shall be installed and maintained to detect any leaks from fuel system tanks and lines. Leak monitoring method shall be state approved electronic interstitial devices installed and maintained to detect any leaks from fuel system tanks and lines;~~

~~(d) The dispensing of motor fuel into watercraft shall be conducted in conformance with the provisions of Wisconsin Administrative Code Chapter COMM 10. Retail sale of Class I or II liquids shall be limited to self-propelled marine craft;~~

~~(e) Fuel dispensing systems for watercraft shall have automatic nozzles with non-drip provisions;~~

~~(f) Replacement marina fuel system tanks shall not be located less than thirty-five (35) feet, measured horizontally, from an ordinary highwater mark;~~

- (g) ~~Vegetative screening, using species native to South Central Wisconsin, shall be placed so as to shield tanks and containment structures from view from the adjacent water body. Seeding and/or planting must be complete within six (6) months of the effective date of the conditional use permit. To the extent practicable, such screening shall be designed to meet the purposes and intent of section 11.04 of this ordinance within five (5) years;~~
- (h) ~~Where applicable, the project must fully comply with approved filling and grading permits under section 11.05 of this ordinance or approved erosion and stormwater control permits under chapter 14 of the Dane County Code; and~~
- (i) ~~At the time of application for a conditional use shoreland zoning permit, the landowner shall provide evidence of compliance with all necessary local, state or federal permits, regulations, plan design review or other approvals related to fuel system design, construction and maintenance.~~
- (5)4. Minor structures; Notwithstanding the provisions of sub. (2), minor structures shall be permitted within the shoreland setback area provided all of the following conditions are met:
- (a) ~~The proposed minor structure has no sides or has open or screened sides and meets all other dimensional and setback requirements of this ordinance, and Chapter 10 and Chapter 17.~~
- (b) ~~The part of the structure that is nearest the water is located at least 35 feet landward from the ordinary high water mark of any navigable water.~~
- (c) ~~The total floor area of all structures on the property, including the proposed minor structure, within the shoreland setback area does not exceed 200 square feet. In calculating this square footage, legally permitted boathouses shall be excluded.~~
5. Utilities. Utility transmission and distribution lines, poles, towers, water towers, pumping stations, well pumphouse covers, private on-site wastewater treatment systems that comply with ch. Comm. 83, Wisconsin Administrative Code, and other utility structures that have no feasible alternative location outside of the minimum setback.
- (d) ~~The applicant has obtained all other necessary approvals required for construction of the minor structure including, but not limited to:~~
- ~~1. filling and grading permits under section 11.05;~~
 - ~~2. wetland rezoning petitions under section 11.06;~~
 - ~~3. erosion control and stormwater control permits under chapter 14;~~
 - ~~4. wetland fill permits required by the U.S. Army Corps of Engineers or the Department of Natural Resources;~~
 - ~~5. Chapter 30 permits from the Department of Natural Resources; and~~
 - ~~6. town building permits.~~
- (e) ~~The zoning administrator approves a plan to preserve, restore or establish a permanent buffer of vegetation for the site which:~~
- ~~1. meets all purposes and dimensional requirements of section 11.04 within 2 years;~~
 - ~~2. includes only species of vegetation native to South Central Wisconsin and ecologically adapted to the conditions of the site which are on a list approved by the Dane County Land Conservation Department.~~
- (f) ~~The zoning administrator shall not issue certificates of compliance for projects permitted under this section until an inspection determines that all elements of the approved vegetative buffer plan have been implemented.~~
- (3) Impervious Surface Limits.
- Within three hundred (300) feet of the ordinary highwater mark of any navigable waterway, construction, reconstruction, expansion, replacement or relocation of any impervious surface shall comply with all of the following standards:
- (a) Calculation of percentage of impervious surface. Percentage of impervious surface shall be calculated by dividing the surface area of existing and proposed impervious surfaces on the portion of a lot or parcel that is within three hundred (300) feet of the ordinary high-water mark by the total surface area of that portion of the lot or parcel that is within three hundred (300) feet of the ordinary high-water mark, and multiply the result by one hundred (100).
- (b) Impervious surface percentage limits. Unless excepted under paragraph (c) below, no more than fifteen percent (15%) of the portion of a lot or parcel that is within three hundred (300) feet of the ordinary high-water mark may be covered with an impervious surface.

(c) Exceptions with shoreland mitigation permit. If the director has approved a shoreland mitigation permit under s. 11.05(4), no more than thirty percent (30%) of the portion of a lot or parcel that is within three hundred (300) feet of the ordinary high-water mark may be covered with an impervious surface.

(4) Accommodations for disabled persons.

Where strict interpretation of this chapter would effectively deny disabled persons equal housing opportunity, and where the property does not meet the criteria for a variance under ss. 11.99(2)(a) and 10.26, the Zoning Administrator may grant a waiver to the dimensional standards or impervious surface limits of this chapter in order to provide reasonable accommodations as required by the Federal Americans with Disabilities Act, the Federal Housing Act and the Wisconsin Fair Housing Act. The permit shall be subject to the following conditions:

- (a) Only the minimum relaxation of dimensional or impervious surface area standards needed to provide reasonable accommodation shall be approved.
- (b) No use, structure or other relaxation of standards shall be approved that would violate or undermine the stated purpose of this chapter.
- (c) Where practicable, the improvement authorized by this provision shall be removed when the premises are no longer occupied or frequented by a disabled person.

ARTICLE 8. Section 11.04 is amended to read as follows:

11.04 SHORE COVER VEGETATIVE BUFFER ZONE.

(1) Purposes.

- (a) To protect water quality, fish and wildlife habitat and natural scenic beauty, and to promote preservation and restoration of native vegetation.
- (b) To consider sound forestry and soil conservation practices and the effect of vegetation removal on water quality, including soil erosion, and the flow of effluents, sediments and nutrients.

~~To maintain trees and shrubbery in the shoreland areas for protection of scenic beauty, control erosion and reduce effluent and nutrient flow from the shoreland. These provisions shall not apply to the removal of dead, diseased or dying trees or shrubbery or to silvicultural thinning upon recommendation of a forester.~~

(2) ~~Shoreland cutting~~ 37.5 Removal of vegetation. ~~Unless excepted in sections (3) (4) or (5) below, removal of vegetation is prohibited within the vegetative buffer zone. Tree and shrubbery cutting in a strip paralleling the shoreline and extending 37.5 feet inland from all points along the ordinary high water mark of the shoreline shall be limited in accordance with the following provisions:~~

- ~~(a) No more than 30 feet in any 100 feet, as measured along the ordinary high-water mark, may be clear-cut to the depth of the 37.5-foot strip.~~
- ~~(b) Natural shrubbery shall be preserved as far as practicable and, where removed, it shall be replaced with other vegetation that is equally effective in retarding runoff, preventing erosion and preserving natural beauty.~~

(3) Exceptions without permit. Removal of vegetation within the vegetative buffer zone is allowed, without a permit, for the following:

- (a) Maintenance. Routine maintenance of vegetation.
- (b) Agriculture. Non-structural agricultural practices, provided all agricultural practices comply with a site-specific farm conservation plan approved by the director. Such plans must specifically address erosion control and improvement of the native shoreland plant community.

(4) Exceptions with shoreland zoning permit. Removal of vegetation within the vegetative buffer zone is permitted, subject to the approval of a shoreland zoning permit by the zoning administrator, for the following.

(a) Access and viewing corridor. Removal of trees and shrubs to create one access and viewing corridor to the water per lot, provided the following conditions are met:

1. On lots that are 20 feet or wider at the shoreline, the width of such corridor does not exceed 30% of the lot width, or 30 feet, whichever is less.
2. On lots that are less than 20 feet wide at the shoreline, the width of such corridor does not exceed 6 feet.

(b) Forestry management. On a parcel with 10 or more acres of forested land, removal of trees and shrubs consistent with “generally accepted forestry management practices” as defined in s. NR 1.25 (2) (b), and described in Department publication “Wisconsin Forest Management Guidelines” (publication FR-226).

~~Alternate cutting. A special cutting plan allowing greater cutting may be permitted by the board of adjustment by issuance of a special exception permit under section 10.26(6)(b). In applying for such a permit, the board shall require the lot owner to submit a sketch of his or her lot, including the following information: location of parking, gradient of the land, existing vegetation, proposed cutting and proposed replanting. The board may grant such a permit only if it finds that such special cutting plans will not cause undue erosion or destruction of scenic beauty and will provide substantial shielding, from the water, of swellings, accessory structures and parking areas. Where the plan calls for replacement plantings, the board may require the submission of a bond which guarantees the performance of the planned tree or shrubbery planting by the lot owner.~~

(45) Exceptions with shoreland mitigation permit. Where the director has approved a shoreland mitigation permit under s.11.05(4), other vegetative management activities are permitted within the vegetative buffer zone, including but not limited to: Paths. Any path, road or passage within the 37.5 foot strip shall be constructed and surfaced as to effectively control erosion.

(a) Conservation or restoration practices meeting the requirements of s.11.05(a)1.

(b) Removal of vegetation within the vegetative buffer zone to manage exotic or invasive species, damaged vegetation, vegetation that must be removed to control disease, or vegetation creating an imminent safety hazard.

(c) Removal of vegetation to create alternate access and viewing corridor configurations, or multiple access and viewing corridors, provided all of the following criteria are met:

1. no access and viewing corridor exceeds the width described in s. 11.04(4)(a);
2. each access and viewing corridor must be separated by at least 100’ of natural vegetation, on the same lot, and;
3. the total number of access and viewing corridors shall not exceed 3 per lot.

(56) ~~Cutting more than 37.5 feet inland~~outside the vegetative buffer zone. From the inland edge of the 37.5-foot strip vegetative buffer zone to the outer limits of the shoreland, the cutting of trees and shrubbery shall be allowed when accomplished using accepted forest management practices and sound soil conservation practices which protect water quality.

ARTICLE 9. Section 11.05 is amended to read as follows:

11.05 SHORELAND EROSION CONTROL AND SHORELAND MITIGATION PERMITS.

(1) General standards for erosion control. Land disturbing activity which does not require a permit under sub.

(2)(a) is permitted in the shoreland area provided that:

(a) It is done in a manner designed to minimize erosion, sedimentation and impairment of fish and wildlife habitat.

(b) Any fill placed in a shoreland area is protected against erosion by use of rip-rap, bulkhead or vegetative covering.

(c) Any land disturbing activity in a shoreland or inland-wetland district shall comply with sections 11.07, 11.08, 11.09 and 11.10 of this ordinance.

(d) Any land disturbing activity in the general floodplain district must comply with chapter 17.

(2) Exemptions Shoreland erosion control exceptions and waivers:

(a) Shoreland erosion control permits are not required for:

1. soil conservation, stream and adjacent wetland protection and restoration practices such as terraces, run-off diversions, grassed waterways, cattle and equipment crossings, cattle watering access, water control structures, dikes, ditch plugs, tile breaks and sediment removal catchments, when construction is overseen by and implemented according to plans and designs approved by the Natural Resources Conservation Service or U.S. Fish & Wildlife Service of the U.S. Department of the Interior, Wisconsin Department of Natural Resources or the Dane County Land and Water Resources Department, provided that any such project involving land disturbing activity equal to or greater than one acre shall also comply with the performance standards in s. 14.50(3); and
2. tillage directly related to planting, growing and harvesting of agricultural or horticultural crops, including crop fields and gardens.

- (b) The director may waive requirements for an engineer's stamp and allow for the use of a simplified erosion control checklist if the project meets all of the following criteria:
1. There are no adverse stormwater or erosion impacts to adjacent properties.
 2. Soil will be disturbed for less than 30 days.
 3. Soil on slopes steeper than 6% will be disturbed for less than 15 days.
 4. There is no soil disturbance within 15 feet of the ordinary high water mark.
 5. Total area of soil disturbance will not exceed 1,000 square feet.
 6. New impervious surfaces will not exceed 500 square feet.
 7. There is minimal risk for erosion and stormwater impact to receiving waters.
- (c) The director may waive requirements for an engineer's stamp if the following criteria are met:
1. Soil disturbance will not exceed 60 days.
 2. Soil disturbance on slopes steeper than 12% will not exceed 30 days.
 3. Soil disturbance within 15 feet of the ordinary high water mark will not exceed 200 square feet.
 4. Soil disturbance will not exceed 2,000 square feet.
 5. New impervious surfaces will not exceed 1,000 square feet.
- (d) The director may waive requirements for an engineer's stamp and allow for the use of a simplified erosion control checklist for agricultural waterway, ditch, and tile maintenance projects if soil disturbance lasts less than 30 days.
- (3) Shoreland erosion control ~~Permit~~ permit required. Except as provided in section 11.05(2)(a), a shoreland erosion control permit is required for any of the following:
- (a) Any land disturbing activity, of any size, any portion of which occurs in any of the following areas:
1. Within 300 feet of the ordinary high-water mark of any navigable water;
 2. Within the 100 year floodplain; or
 3. Within 75 feet of the shoreland or inland-wetland district.
- (b) Land disturbing activity, any portion of which occurs between 300 feet and 1,000 feet from an ordinary highwater mark of a lake or pond, that meets the following criteria:
1. Includes 4,000 square feet or more of disturbed area;
 2. Occurs on a slope of greater than 12 percent;
 3. Involves the excavation or filling, or a combination of both, in excess of 400 cubic yards of material;
 4. Disturbs more than 100 lineal feet of road ditch, grassed waterway or other land area where surface drainage flows in a defined open channel, including the placement, repair or removal of any underground pipe, utility or other facility within the cross-section of the channel;
 5. Involves the creation of any new public or private roads or access drives longer than 125 feet;
 6. Development that requires a subdivision plat, as defined in chapter 75;
 7. Land disturbing activity that disturbs less than 4,000 square feet of land, including the installation of access drives, that the director determines to have a high risk of soil erosion or water pollution, or that may significantly impact a lake, stream or wetland area. Examples of activities with a high risk of soil erosion or water pollution may include, but are not limited to, land disturbance on erodible soil or disturbance adjacent to lakes, rivers, streams or wetlands. All such determinations made by the director shall be in writing, unless waived by the applicant;
 8. Constructing, dredging or commencing work on any artificial waterway, canal, ditch, lagoon, pond, lake or similar artificial waterway which is within 300 feet of the ordinary highwater mark of a navigable body of water or where the purpose is connection with a navigable body of water.
- (4) Shoreland erosion control and shoreland mitigation permits and administration.
- (a) A shoreland erosion control permit must be issued by the director before any activity meeting the criteria in s.11.05(23) shall occur or a shoreland zoning permit is issued for such activity.
- (b) A shoreland mitigation permit must be issued by the director before any activity under ss.11.03(1)(d), 11.03(2)(c), 11.03(3)(c), 11.04(6) or 11.11(2) shall occur or a shoreland zoning permit is issued for such activity.
- (bc) Application materials. The applicant must provide the following materials when applying for any a permits issued under this section:
1. A completed application form;
 - a. The application must be signed by the landowner or include a notarized statement signed by the landowner authorizing the applicant to act as the landowner's agent for purposes of this ordinance.

- b. If a landowner appoints an agent to submit an application pursuant to sub. (4)(b)1.a., the landowner shall be bound by all of the requirements of this ordinance and the terms of any permit issued to the agent.
2. Fees as required by chapter 12s. 11.50;
3. A complete site plan and specifications, signed by the person who designed the plan. All plans shall be drawn to an easily legible scale, shall be clearly labeled, and shall include, at a minimum, all of the following information:
 - a. Property lines and lot dimensions;
 - b. All buildings and outdoor uses, existing and proposed, including all dimensions and setbacks;
 - c. All public and private roads, interior roads, driveways and parking lots. Show traffic patterns and type of paving and surfacing material;
 - d. All natural and artificial water features including, but not limited to lakes, ponds, streams (including intermittent streams), and ditches. Show ordinary high water marks of all navigable waters, 100-year flood elevations and delineated wetland boundaries, if any. If not available, appropriate flood zone determination or wetland delineation, or both, may be required at the applicant's expense;
 - e. Depth to bedrock;
 - f. Depth to seasonal high water table;
 - g. The extent and location of all soil types as described in the Dane County Soil Survey, slopes exceeding 12%, and areas of existing and proposed natural vegetation;
 - h. Existing and proposed elevations (referenced to the North American Vertical Datum of 1988, where available) and existing and proposed contours in the area requiring a grading and filling permit;
 - i. Elevations, sections, profiles, and details as needed to describe all natural and artificial features of the project;
 - j. Soil erosion control and overland runoff control measures, including runoff calculations as appropriate;
 - l. Location of all stormwater management practices;
 - m. All existing and proposed drainage features;
 - n. The location, area and percentage of the lot area for all existing and proposed impervious surfaces; and
 - o. The limits and area of the disturbed area, and;
 - p. Any other information necessary to reasonably determine the location, nature and condition of any physical or environmental features of the site.
4. A map showing drainage areas for each watershed area;
5. A narrative describing the proposed project;
6. Copies of permits, permit applications or approvals required by any other unit of government;
7. A proposed timetable and schedule for completion and installation of all elements of approved erosion control, stormwater management or vegetative buffer plans and a detailed schedule for completion of construction;
8. An estimate of the cost of completion and installation of all elements of the approved erosion control, stormwater management or vegetative buffer plan;
9. Evidence of financial responsibility to complete the work proposed in the plan. The director may require a financial security instrument sufficient to guarantee completion of the project.
10. Identification of the entity responsible for long-term maintenance of any permanent stormwater or vegetative buffer practices.
11. A maintenance plan and schedule for any permanent stormwater management and vegetative buffer practices;
12. Engineered designs for all structural management practices;
13. Where permanent stormwater or vegetative buffer practices will be privately-owned, an affidavit which describes the property by legal description, notifying future prospective purchasers of the existence of a shoreland mitigation permit issued under this ordinance and applicable plan, timetables and potential liability imposed by sec. 11.99 for failure to bring the property into compliance with this ordinance after notification, shall be recorded with the Dane County Register

of Deeds prior to issuance of a shoreland mitigation permit. The foregoing information shall also be noted on every plat and certified survey map.

14. Erosion control plan materials. If required by s. 11.05(4)(a), ~~an~~ erosion control plan, stamped by a qualified professional engineer registered in the State of Wisconsin, that meets all of the requirements of s. 14.50, or if waived by the director under sub. (2)(b), a simplified checklist on a standard form approved by the department.
 - a. All erosion control plans and simplified checklists shall include provisions for a stable outlet as described in s. 14.51(2)(d).
 - b. The requirement for a professional engineer's stamp shall not apply to permits for areas that are more than 300 feet from the ordinary high water mark of any lake or pond.
15. Stormwater management plan materials. If required under ss. 11.05(4)(a) and 11.12(1)(a), a stormwater management plan, stamped by a qualified professional engineer registered in the State of Wisconsin, that meets all of the requirements of s. 11.12(1). Stormwater plans shall include a summary of runoff peak flow rate calculations, by watershed area, including:
 - a. pre-existing peak flow rates
 - b. post-construction peak flow rates with no detention
 - c. post-construction peak flow rates with detention, and
 - d. assumed runoff curve numbers (RCNs); and time of concentration (Tc) used in calculations.
16. Vegetative buffer plan materials. If required under ss. 11.05(4)(b) and 11.12(2)(a), a vegetative buffer plan that meets all of the requirements of s. 11.12(2). Vegetative buffer plans shall include:
 - a. Documentation of the plant species, approximate stem density and current condition of the vegetative buffer zone, prior to restoration;
 - b. A description of how the current condition of the vegetative buffer zone compares with the performance standards described in 11.12(2);
 - c. A list of plant species to be used or preserved in any proposed vegetative buffer restoration;
 - d. A description of proposed planting or seeding methods and planned stem density, and;
 - e. A description of, and schedule for, proposed practices for evaluation, maintenance and invasive species control.
- ~~4. Copies of permits, permit applications or approvals required by any other unit of government;~~
- ~~5. A proposed timetable and schedule for completion and installation of all elements of approved erosion control plans and a detailed schedule for completion of construction;~~
- ~~6. An estimate of the cost of completion and installation of all elements of the approved erosion control plan; and~~
- ~~7. Evidence of financial responsibility to complete the work proposed in the plan. The director may require a financial security instrument sufficient to guarantee completion of the project.~~

(ed) Approval process.

1. The director shall verify that the permit application is complete and review the plan for compliance with the standards identified in ss. ~~14.50-14.51~~ 11.05 and 11.12.
2. Within 15 working days, the director shall either approve the submitted plan and issue the permit or notify the applicant, in writing, of any deficiency in the proposed plan. The applicant shall be given a reasonable opportunity to correct any deficiency.

(de) The director shall send written notification of all shoreland erosion control permit applications to the appropriate local office of the state department of natural resources within three (3) working days of the date a complete application is received.

(ef) The director shall send copies of approved or denied shoreland erosion control permits to the appropriate local office of the state department of natural resources within ten (10) working days of approval or denial.

(5) Permit conditions. In considering a shoreland erosion control permit or shoreland mitigation permit, the director shall evaluate the effect of the proposal as to possible water pollution including erosion and sedimentation, harmful changes to fish life and aquatic and shoreland plants, and maintenance of safe and healthful conditions.

(a) In granting a shoreland erosion control permit or shoreland mitigation permit, the director shall attach the following conditions where appropriate:

1. The erosion control plan shall be implemented prior to the start of any land disturbing activity and shall be maintained over the duration of the project.
2. The permittee is responsible for successful completion of the erosion control plan, shoreland stormwater management plan or vegetative buffer plan. The permittee shall be liable for all costs incurred, including environmental restoration costs, resulting from noncompliance with an approved plan.
3. Application for a permit shall constitute express permission by the permittee and landowner for the director to enter the property for purposes of inspection or curative action. The application form shall contain a prominent notice advising the applicant and landowner of this requirement.
4. All incidental mud-tracking off-site onto adjacent public thoroughfares shall be cleaned up and removed by the end of each working day using proper disposal methods.
5. Installed practices must comply with all standards described in the Dane County Erosion Control and Stormwater Management Manual, or must be individually approved by the Dane County Land and Water Resources Department.
6. Lagooning shall be conducted in such a manner as to avoid creation of fish trap conditions.
7. Fill shall not be deposited in a general floodplain district, except in accordance with Chapters 17, Dane County Code and Chapter 30 of the Wisconsin Statutes.
8. Fill shall not be deposited in a shoreland or inland-wetland district, except in accordance with sections 11.07, 11.08, 11.09 and 11.10 of this ordinance.
9. Stockpiling or temporary deposition of excavated materials shall not be permitted within the building setback area described in section 11.03(2) of this ordinance.
10. Sides of a channel or artificial watercourse shall be stabilized to prevent erosion.
11. Sides of channels or artificial watercourses shall be constructed with side slopes of two (2) units horizontal distance to one (1) unit vertical or flatter, unless vegetative cover, bulkheads or riprapping are provided.
12. For land disturbances of greater than one (1) acre within the shoreland zone, impervious surface area within the setback described in s. 11.03 must be limited to the maximum extent practicable.
13. Disturbance near property lines.
 - a. Except as authorized in this section, the topography within five (5) feet of any property line at the commencement of any development shall remain unchanged.
 - i. When land disturbing activities associated with development occur within five (5) feet of any property line, finished grades in that area shall be restored to the topography in existence before the land disturbing activity began. A positive slope of one-half (1/2) inch vertical per one (1) foot horizontal within five (5) feet of the property line is allowed to provide proper drainage away from a one or two family residence.
 - ii. The established grade of the adjoining property shall determine the finished grade at the property line for any development. The owner of the property under development bears the burden of proof as to the established grade at the property line and the topography within five (5) feet of the property line. The director of the Department of Land and Water Resources may require detailed site grading plans of existing and proposed conditions to be submitted before commencement of land disturbing activities.
 - b. Existing drainage ways and drainage easements along property lines shall be maintained including, but not limited to, natural watercourses and stormwater management areas shown on subdivision plats and certified survey maps.
 - c. Development in Floodplain Districts requiring fill to comply with chapter 17 is exempt from this subsection.
 - d. Upon written application, the director of the Department of Land and Water Resources may authorize exceptions resulting in changes to the existing topography at and within five (5) feet of any property line that would promote the purposes stated in this ordinance. An exception authorized under this subsection may not direct additional stormwater runoff toward adjacent properties. Proposed exceptions may include, but are not limited to, retaining walls, berms and other structures, and other changes to existing grade at and within five (5) feet of a property line. The director of the Department of Land and Water Resources may require the submittal of detailed site grading plans of existing and proposed

conditions including, but not limited to, detailed topographical information of the subject and adjoining properties, before land disturbing activities commence.

- (b) In addition, where in the opinion of the director additional protections are needed, the director may require creation of no-disturbance zones where land disturbing activity is prohibited in order to protect sensitive or highly erodible areas.
- (c) *Plan or permit amendments.* Any proposed modifications to approved plans, construction schedules or alterations to accepted sequencing of land disturbing site activities shall be approved by the director prior to implementation. One permit revision is allowed at no charge. The second and subsequent revisions, to a maximum of five revisions, cost \$50 each.
- (d) *Permit transfers.* Transfers of interest in real estate subject to a shoreland erosion control permit shall comply with the requirements of s. 14.49(6).

ARTICLE 10. Section 11.06 is amended to read as follows:

11.06 SHORELAND-WETLAND AND INLAND-WETLAND DISTRICTS.

- (1) *Purpose.* This ordinance is adopted to maintain safe and healthful conditions, to prevent water pollution, to protect fish spawning grounds and wildlife habitat, to preserve shore cover and natural beauty, to conserve inland-wetland areas occurring throughout the unincorporated areas of Dane County, and to control building and development in wetlands whenever possible. When development is permitted in a wetland, the development should occur in a manner consistent with state and federal law that minimizes adverse impacts upon the wetland.
- (2) *Designation.*
 - (a) The shoreland-wetland district shall include all shorelands which are designated as wetlands of ~~two acres or more in area~~ on the most current Wisconsin Wetland Inventory Maps applicable to Dane County.
 - (b) The inland-wetland district shall include all non-shoreland wetlands, as shown on the Wisconsin Wetland Inventory Maps, which are ~~two acres or more in area and~~ located in the unincorporated territory of Dane County.
 - (c) The Wisconsin Wetland Inventory Maps are incorporated herein by reference and are on file in the office of the Dane County Zoning Administrator. Wetlands that extend across the corporate limits of an adjacent municipality or across the shoreland boundary shall be included in the appropriate wetland district ~~if the total contiguous wetland area is two acres or more in area.~~
- (3) *Discrepancies.* When an apparent discrepancy exists between the shoreland or inland-wetland district shown on the official wetlands inventory maps and actual field conditions at the time the maps were adopted, the zoning administrator shall contact the appropriate field office of the Department of Natural Resources to determine if the shoreland wetland district as mapped is in error. If the department staff concur with the zoning administrator that a particular area was incorrectly mapped either as a wetland or a nonwetland, the zoning administrator shall have the authority to immediately grant or deny a land use permit in accordance with the regulations applicable to the correct zoning district.
- (4) In order to correct wetland mapping errors shown on the official zoning map, the zoning administrator shall initiate a shoreland-wetland or inland-wetland map amendment within a reasonable period of time.
- (5) *Setback from wetlands.*
 - (a) The minimum setback for all buildings and structures from shoreland- or inland-wetlands two acres or larger in area shall be as described in s.11.03(2)(a)2. Exceptions under ss. 11.03(2)(b) and (c) do not apply to setbacks from non-navigable wetlands in the shoreland and inland wetland districts.
 - (b) Setbacks are not required for shoreland- or inland- wetlands smaller than two acres in area. ~~Built after June 23, 2005, except buildings and structures specifically listed in section 11.07 and section 11.08, Dane County Code of Ordinances, is seventy five (75) feet, measured horizontally, from a shoreland wetland district or inland wetland district.~~
 - (b) ~~Nothing contained herein shall prevent the alteration, restoration, repair, or replacement, structural or otherwise, of any existing legal nonconforming building; however, alterations, restorations or repairs must be completed within the existing building footprint, and are further subject to the following:~~
 - 1. ~~An existing legal nonconforming building shall be considered abandoned and nonexistent if a zoning permit for its replacement is not obtained within sixty (60) days of the date of its removal or destruction;~~

- ~~2. An existing legal nonconforming building shall be considered abandoned and nonexistent if construction has not commenced within one (1) year of its removal or destruction;~~
 - ~~3. The property owner shall bear the burden of proof as to the size and location of the existing legal nonconforming building immediately preceding its removal or destruction; and~~
 - ~~4. The property owner shall bear the burden of proof as to when an existing legal nonconforming building was removed or destroyed.~~
- ~~(c) Additions to existing legal nonconforming buildings are permitted subject to the following limitations:~~
- ~~1. The footprint of the building as constructed may not exceed 150% of the footprint of the original building;~~
 - ~~2. No part of the expansion may be closer to the wetland than the existing building; and~~
 - ~~3. The property owner shall bear the burden of proof as to the size and location of the existing legal nonconforming building.~~

ARTICLE 11. Section 11.07 is amended to read as follows:

11.07 PERMITTED USES IN THE SHORELAND- WETLAND AND INLAND-WETLAND DISTRICTS. The following uses shall be allowed, subject to general shoreland and inland zoning regulations in sections 11.01 through 11.05 of this ordinance, the provisions of chapters 30, 31 and 33 of the Wisconsin Statutes, and the provisions of other state and federal laws, if applicable:

- (1) Activities and uses which do not require the issuance of a shoreland zoning permit, said uses must be carried out without filling, flooding, draining, dredging, ditching, tiling or excavating:
 - (a) Hiking, fishing, trapping, hunting, swimming and boating;
 - (b) The harvesting of wild crops, such as marsh hay, ferns, moss, wild rice, berries, tree fruits and tree seeds, in a manner that is not injurious to the natural reproduction of such crops;
 - (c) The practice of silviculture, including the planting, thinning and harvesting of timber;
 - (d) The pasturing of livestock;
 - (e) The cultivation of agricultural crops; and
 - (f) The construction and maintenance of duck blinds.
- (2) Uses which do not require the issuance of a ~~zoning permit~~ shoreland zoning permit and which may involve filling, flooding, draining, dredging, ditching, tiling or excavating to the extent specifically provided below:
 - (a) Temporary water level stabilization measures, in the practice of silviculture, which are necessary to alleviate abnormally wet or dry conditions that would have an adverse impact on the conduct of silvicultural activities if not corrected;
 - (b) Flooding, dike and dam construction and ditching for the purpose of growing and harvesting cranberries;
 - (c) Ditching, tiling, dredging, excavating or filling done to maintain or repair existing agricultural drainage systems only to the extent necessary to maintain the level of drainage required to continue the existing agricultural use and only where permissible under section 30.20, Wisconsin Statutes. This includes the minimum filling necessary for disposal of dredged spoil adjacent to the drainage system, provided that the dredged spoil is placed on existing spoil banks where possible and such filling is permissible under chapter 30, Wisconsin Statutes;
 - (d) Limited excavating and filling necessary for the construction and maintenance of fences for the pasturing of livestock;
 - (e) Limited excavating and filling necessary for the construction and maintenance of piers, docks and walkways built on pilings; and
 - (f) Limited excavating and filling necessary for the maintenance, repair, replacement or reconstruction of existing town and county highways and bridges.

ARTICLE 12. Section 11.08 is amended to read as follows:

11.08 USES WHICH ARE ALLOWED IN THE SHORELAND-WETLAND AND INLAND-WETLAND DISTRICTS SUBJECT TO THE ISSUANCE OF A SHORELAND ZONING (LAND USE) PERMIT.

- (1) The construction and maintenance of roads which are necessary to conduct silvicultural activities or are necessary for agricultural cultivation, provided that:
 - (a) The road cannot as a practical matter be located outside the wetland; and

- (b) The road is designed and constructed to minimize the adverse impact upon the natural functions of the wetlands and meets the following standards:
 - 1. The road shall be designed and constructed as a single lane roadway with only such depth and width necessary to accommodate the machinery required to conduct agricultural and silvicultural activities;
 - 2. Road construction activities are to be carried out in the immediate area of the roadbed only; and
 - 3. Any filling, flooding, draining, dredging, ditching, tiling or excavating that is to be done must be necessary for the construction or maintenance of the road.
- (2) The construction and maintenance of nonresidential buildings used solely in conjunction with raising of waterfowl, minnows or other wetland or aquatic animals or used solely for some other purpose which is compatible with wetland preservation, if such building cannot as a practical matter be located outside the wetlands, provided that:
 - (a) Any such building does not exceed 500 square feet in floor area; and
 - (b) No filling, flooding, draining, dredging, ditching, tiling or excavating is to be done.
- (3) The establishment and development of public and private parks and recreation areas, boat access sites, natural and outdoor education areas, historic and scientific areas, wildlife refuges, game preserves and private wildlife habitat areas, provided that:
 - (a) Any private recreation or wildlife habitat area must be used exclusively for that purpose;
 - (b) No filling is to be done; and
 - (c) Ditching, excavating, dredging, dike and dam construction may be done in wildlife refuges, game preserves and private wildlife habitat areas, but only for the purpose of improving wildlife habitat or otherwise enhancing wetland values.
- (4) The construction and maintenance of electric, gas, telephone, water and sewer transmission and distribution lines, and related facilities, by public utilities and cooperative associations organized for the purpose of producing or furnishing heat, light, power or water to their members, provided that:
 - (a) The transmission and distribution lines and related facilities cannot as a practical matter be located outside the wetland; and
 - (b) Any filling, excavating, ditching or draining that is to be done must be necessary for such construction or maintenance and must be done in a manner designed to minimize flooding and other adverse impacts upon the natural functions of the wetlands.
- (5) The construction and maintenance of railroad lines, provided that:
 - (a) The railroad lines cannot as a practical matter be located outside the wetland; and
 - (b) Any filling, excavating, ditching or draining that is to be done must be necessary for such construction or maintenance and must be done in a manner designed to minimize flooding and other adverse impacts upon natural functions of the wetland.

ARTICLE 13. Section 11.09 is amended to read as follows:

11.09 PROHIBITED USES IN THE SHORELAND-WETLAND AND INLAND-WETLAND DISTRICTS. Any use not listed in sections 11.07 and 11.08 is prohibited, unless the wetland or a portion of the wetland has been rezoned by amendment of this ordinance in accordance with section 11.10 of this ordinance.

ARTICLE 14. Section 11.11 is added to read as follows:

11.11 EXISTING STRUCTURES AND USES. Nothing in this ordinance shall be construed to prohibit the continuation of the lawful use of a building, structure or property, that exists when an ordinance or ordinance amendment takes effect, which is not in conformity with the provisions of the ordinance or amendment.

- (1) Abandonment of existing structures. Existing structures that remain unused for a period of twelve (12) months or more shall be considered abandoned. Any construction, replacement or repair associated with abandoned existing structures must comply with all provisions of this ordinance.
- (2) Construction on nonconforming structures with shoreland zoning permit. The following activities are allowed on nonconforming structures, subject to approval of a shoreland zoning permit. Shoreland mitigation permits are not required, unless impervious surface limits in s.11.03(4) are exceeded.

- (a) Maintenance and repair. A nonconforming principal structure may be maintained and repaired within its existing building volume. Maintenance and repair includes such activities as interior remodeling, plumbing, insulation, and replacement of windows, doors, siding, or roofing.
- (b) Expansion of nonconforming principal structure beyond setback. A nonconforming principal structure may be expanded horizontally, landward or vertically provided that the expanded area meets the building setback requirements in s.11.03(2), and that all other provisions of the shoreland ordinance are met.
- (c) Existing impervious surfaces. For existing impervious surfaces that were lawfully placed when constructed but that do not comply with the standards in s.11.03(4), the property owner may do any of the following:
1. maintain and repair of all impervious surfaces;
 2. replace existing impervious surfaces with similar surfaces within the existing impervious surface area footprint;
 3. relocate or modify existing impervious surfaces with similar or different impervious surfaces, provided that the relocation or modification does not result in an increase in the percentage of impervious surface that existed on the effective date of the county shoreland ordinance, and meets the applicable setback requirements in s. 11.03(2).
- (3) Construction on nonconforming structures with shoreland mitigation permit. Where the director has approved a shoreland mitigation permit under s. 11.05(4), the following activities are permitted between the vegetative buffer zone described in s. 11.04(2) and the setback area described in s.11.03(2). Under no circumstances shall an expanded, replaced or reconstructed nonconforming structure approved under this section intrude on the vegetative buffer zone described in s.11.04.
- (a) Vertical expansion of nonconforming principal structure. An existing principal structure that was lawfully placed when constructed but that does not comply with the required building setback under s.11.03(2) may be expanded vertically. Vertical expansion is limited to a total of 35 feet from the ground, as measured from the waterward side of the structure.
- (b). Replacement or relocation of nonconforming principal structure. A nonconforming principal structure may be replaced or relocated on the property provided all of the following requirements are met:
1. No portion of the replaced or relocated structure is located any closer to the ordinary high-water mark than the closest point of the existing principal structure.
 2. The zoning administrator determines that no other location is available on the property to build a principal structure of a comparable size to the structure proposed for replacement or relocation that will result in compliance with the shoreland setback requirement in s.11.03(2).
 3. The shoreland mitigation permit shall require that all other nonconforming structures on the lot or parcel, except those excepted under ss.11.03(2)(b) & (c), be removed by the date specified in the permit.
 4. All other provisions of the shoreland ordinance, including height restrictions and impervious surface limits, shall be met.
- (34) Nonconforming boathouses. The maintenance and repair of nonconforming boathouses which extend beyond the ordinary high-water mark of any navigable water shall comply with s.30.121, Stats.
- (45) Burden of proof. Landowners bear the burden of proof to demonstrate when a structure was constructed, whether it was legally constructed at the time, and the structure's location and existing building volume at the time it became nonconforming.

ARTICLE 15. Section 11.12 is added to read as follows:

11.12 SHORELAND MITIGATION PERFORMANCE STANDARDS.

(1) Shoreland Stormwater Management Plan Requirements. If required under s. 11.05(4), landowners must submit a stormwater management plan that meets all of the following criteria.

(a) Exceptions. The following are exempt from shoreland stormwater management plan requirements. Exempted projects meeting the criteria under s. 14.46, Dane County Code must meet the stormwater plan requirements of Chapter 14, Dane County Code.

1. Development occurring more than 300 feet from an ordinary highwater mark.
2. Development with an approved stormwater management permit under s.14.49, Dane County Code.

3. Development with exceptions or approved waivers from shoreland erosion control plan requirements under s. 11.05(2).
- (b) Shoreland Stormwater Management Performance Standards. Unless excepted by (a) above, proposed design, suggested location and phased implementation of effective, practicable stormwater management measures for plans shall be designed, engineered and implemented to achieve the following results:
1. Design practices to retain soil particles greater than 20 microns on the entire site (40% reduction) resulting from a one-year 24-hour storm event, according to approved procedures, and assuming no sediment resuspension. Under no circumstances shall the site's existing sediment control level or trapping efficiency be reduced as a result of the development.
 2. Design practices to infiltrate sufficient runoff volume so that post-development infiltration volume shall be at least 75% of the pre-development infiltration volume, based upon average annual rainfall. If when designing appropriate infiltration systems, more than one percent (1%) of the site is required to be used as effective infiltration area, the applicant may alternately design infiltration systems and pervious surfaces to meet or exceed the estimated average annual recharge rate (7.6 inches per year). If this alternative design approach is taken, at least one percent (1%) of the site must be used for infiltration.
 3. Installed practices must comply with all standards and specifications described in s.11.13.
- (c) Offsite Shoreland Stormwater Mitigation. Offsite stormwater mitigation to meet the standards of this section must be in the watershed of the same waterbody as the project site, and must meet all requirements of s.14.52, Dane County Code.
- (2) Shoreland Vegetative Buffer Plan Requirements. If required under s. 11.05(4), landowners must submit a plan to preserve, restore or establish and permanently maintain a buffer of vegetation for the site which meets the following criteria:
- (a) Exceptions. Parcels or lots that are entirely outside the vegetative buffer zone described in s.11.04 are exempt from vegetative buffer plan requirements under this ordinance.
- (b) Shoreland Vegetative Buffer Performance Standards. Unless excepted by (a) above, proposed design, suggested location and phased implementation of effective, practicable vegetative buffer restoration and management measures for plans shall be designed, landscaped and implemented to achieve the following results:
1. Designed to meet all purposes and dimensional requirements of section 11.04 within 3 years;
 2. Includes only species of vegetation native to South Central Wisconsin, ecologically adapted to the conditions of the site and which are on a list approved by the Dane County Land Conservation Division;
 3. Meets or exceeds all stem density, planting schedule and other standards described in NRCS Conservation Practice 643a "Shoreland Restoration," and Wisconsin Biology Technical Note 1, or their successors;
 4. Includes practical, cost-effective management steps to maintain, in perpetuity, the vegetative buffer's ability to meet performance standards under this section, and;
 5. Installed practices must comply with all standards and specifications described in s.11.13.
- (c) Offsite Shoreland Vegetative Buffer Performance Standards. Offsite shoreland vegetative buffer restoration to meet the standards of this section must meet all of the following criteria:
1. Restoration must be in the vegetative buffer zone of the same waterbody as the project site.
 2. Designed to meet all purposes of section 11.04 within 3 years.
 3. Includes an area for permanent restoration equal to, or greater than, twice the following formula.
 - a. The lot width of the project site, multiplied by
 - b. The depth of the vegetative buffer zone described in section 11.04(2), minus
 - c. The area of the access and viewing corridor permitted on the project site under section 11.04(4)(b).
 4. Includes only species of vegetation native to South Central Wisconsin, ecologically adapted to the conditions of the site and which are on a list approved by the Dane County Land Conservation Division.
 5. Meets or exceeds all stem density, planting schedule and other standards described in NRCS Conservation Practice 643a "Shoreland Restoration," with Wisconsin Biology Technical Note 1,

6. Includes practical, cost-effective management steps to maintain, in perpetuity, the vegetative buffer's ability to meet performance standards under this section.
7. Installed practices must comply with all standards and specifications described in s.11.13.

ARTICLE 16. Section 11.13 is added to read as follows:

- 11.13 TECHNICAL STANDARDS AND SPECIFICATIONS.** The design of all best management practices designed to meet the requirements of this chapter shall comply with the following technical standards:
- (1) Natural Resources Conservation Service's "Wisconsin Field Office Technical Guide for Dane County, Wisconsin" or its successor, and including all Technical Notes applicable to Dane County;
 - (2) Applicable construction or erosion control standards by the Wisconsin Department of Natural Resources, and;
 - (3) Any other technical methodology approved by the Dane County conservationist.

[11.44-14 - 11.49 reserved.]

ARTICLE 17. Section 11.50 is amended to read as follows:

- 11.50 PERMIT FEES.** All fees are in addition to any fees required under Chapter 12, Dane County Code.
- (1) For a shoreland zoning permit, the fee shall be \$150.
 - (2) For determination of a navigable water under s.11.02(5), the fee shall be \$150.
 - (3) For determination of a wetland boundary under s.11.06(3), the fee shall be \$150.
 - (4) For rezones out of the shoreland-wetland or inland-wetland zoning district, the fee shall be \$500.
 - (5) For shoreland erosion control permits, fees shall be as follows:
 - (a) For applications submitted: under s. 11.05(2)(b) the fee shall be \$100.
 - (2b) For applications submitted under s. 11.05(2)(c) the fee shall be \$200, plus \$.005 (one half-cent) per square foot of disturbed area.
 - (3c) The fee for all other applications under this chapter For all other shoreland erosion control permits, the fee shall be \$400, plus \$.005 (one half-cent) per square foot of disturbed area.
 - (6) For a shoreland mitigation permit, the fee shall be \$400, plus:
 - (a) on sites where shoreland stormwater management is required under s.11.12(1), an additional \$.010 (one cent) per square foot of impervious area, and \$.005 (one half cent) per square foot of redeveloped impervious area.
 - (b) on sites where shoreland vegetative buffer restoration is required under s.11.12(2), an additional \$.05 (five cents) per square foot of restored vegetative buffer.
 - (47) Late filing fee: Where work has begun before a permit has been obtained or appropriate approvals obtained the fee shall be doubled.
 - (58) Municipal street and road maintenance projects are exempt from fees required in this section.

[11.51 – 11.98 reserved.]

ARTICLE 18. Section 11.99 is amended to read as follows:

11.99 ADMINISTRATION, ENFORCEMENT AND PENALTIES.

~~Any violation of the provisions of this ordinance by any person shall be unlawful and shall be referred to the corporation counsel for prosecution. A violator shall, upon conviction, forfeit a penalty of not less than \$24 and not more than \$200, together with the costs of such action. Each day of violation shall constitute a separate offense. Any violation of this ordinance may be enforced by injunctive order at the suit of the county.~~

(1) Zoning Administrator.

- (a) Authority. The zoning administrator, or his or her designee, shall enforce and administer the standards described in ss. 11.02, 11.03, 11.04, 11.06, 11.07, 11.08, 11.09, 11.10 and 11.11 of this ordinance.
- (b) Powers and duties. In administering and enforcing this ordinance, the zoning administrator has all powers, duties and authority described in s. 10.25, Dane County Code. In addition, the zoning administrator shall also have the following powers and duties:

1. Shoreland Zoning Permits. Within the shoreland, shoreland-wetland and inland-wetland districts, the zoning administrator shall require approved shoreland zoning permits before any of the following activities occur:
 - a. Any new construction or placement of permanent or temporary structures;
 - b. Replacement of any structures removed or destroyed;
 - c. Any vertical or horizontal expansion of any existing structure;
 - d. Any repair, replacement or expansion of an existing impervious surface within 300 feet of the ordinary highwater mark;
 - e. Any change of use of an existing structure or parcel of land;
 - f. Unless specifically exempted under s.11.04(4), any removal of vegetation within the vegetative buffer zone described in s.11.04, and;
 - g. Any of the uses in a shoreland-wetland or inland-wetland district identified in s.11.08.
2. Navigable waters. Determination of navigable waters and ordinary high water marks under s.11.02(5).
3. Wetlands. Determination of wetland boundaries under s.11.06(3).

(2) Board of adjustment.

(a) Variances. The board of adjustment shall hear variances from ss. 11.02, 11.03, 11.04, 11.06, 11.07, 11.08, 11.09, 11.10 and 11.11 of this ordinance, in accordance with the standards and procedures described in s.10.26, Dane County Code.

(b) Appeals.

1. Appeal of zoning administrator decisions. The board of adjustment shall hear and decide appeals of decisions made by the zoning administrator in accordance with the standards and procedures of s.10.26, Dane County Code.
2. Appeal of land conservation committee decisions. A person aggrieved by a decision of the land conservation committee regarding a variance under s.11.99(4) may appeal that decision to the board of adjustment pursuant to s. 10.26, Dane County Code.

(3) Director of Land and Water Resources.

(a) Authority. The director, or his or her designee, shall administer and enforce ss. 11.05, 11.12 and 11.13 of this ordinance.

(b) Powers and duties. In administering and enforcing this ordinance, the director shall have all powers, duties and authority described in ss.14.44, 14.48, 14.49 and 14.73, Dane County Code. In addition, the director shall also have the following powers and duties:

1. Shoreland Erosion Control Permits. Within the shoreland district, the director shall require approved shoreland erosion control permits before any of the activities described in s.11.05(3) occur.
2. Shoreland Mitigation Permits. Within the shoreland district, the director shall require approved shoreland mitigation permits before any of the following activities occur. The zoning administrator shall not approve a shoreland zoning permit for any of the following activities unless the director has approved a shoreland mitigation permit.
 - a. Creation of lots with reduced width or area as part of a planned unit development under s.11.03(1)(d);
 - b. Placement of structures within the setback area under s.11.02(2)(c);
 - c. Expansion of impervious surfaces above 15% of the lot under s.11.02(3)(c);
 - d. Vegetation management activities within 35 feet of the ordinary high water mark under s.11.04(6);
 - e. Construction, replacement or expansion of a nonconforming structure under s.11.11(3).
3. Farm Conservation Plans. Review and approval of farm conservation plans under ss. 11.015(8m) and 11.04(4)(b).

(c) Variances. The director and the county conservationist shall hear variances from ss. 11.05 and 11.12 of this ordinance in accordance with the standards and procedures of s. 14.72, Dane County Code.

(4) Land Conservation Committee.

(a) Appeal of director decisions. The land conservation committee shall hear and decide appeals of decisions made by the director in accordance with the standards and procedures described in s. 14.71, Dane County Code.

(5) Penalties.

- (a) Any person, firm, company or corporation who violates disobeys, omits, neglects or refuses to comply with or resists the enforcement of the provisions of this ordinance shall be subject to a forfeiture of not less than two hundred dollars (\$200) nor more than one thousand dollars (\$1,000) and the costs of prosecution. Each day that a violation exists shall constitute a separate offense.
- (b) Any person who has the ability to pay any forfeiture entered against him or her under this ordinance, but refuses to do so, may be confined in the county jail until such forfeiture is paid, but in no event to exceed thirty (30) days. In determining whether an individual has the ability to pay a forfeiture, all items of income and all assets may be considered regardless of whether or not such income or assets are subject to garnishment, lien, or attachment by creditors.
- (c) The corporation counsel is authorized to seek enforcement of any part of this ordinance by court action seeking injunctive relief. It shall not be necessary for the county to seek other remedies before seeking injunctive relief.

[EXPLANATION: These changes bring Dane County's Shoreland Zoning Ordinance into compliance with recent changes to Chapter NR 115, Wisconsin Administrative Code. All counties in Wisconsin have until February 1, 2014² to update their shoreland ordinances to be at least as restrictive as new state minimum standards.]

Submitted by Supervisors Miles, Corrigan, Solberg, Matano, Erickson, Bayrd, Sargent, Dye, Veldran, Schmidt and Hotchkiss, May 17, 2012.

Referred to ZONING & LAND REGULATION and LAKES & WATERSHED.

ORD. AMDT. 5, 12-13

AMENDING CHAPTER 31 OF THE DANE COUNTY CODE OF ORDINANCES,
CLARIFYING THAT DISCRIMINATION AGAINST HOLDERS OF SECTION 8 HOUSING VOUCHERS
IS ILLEGAL IN DANE COUNTY

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 31.02 is amended to read as follows:

31.02 INTENT. It is the intent of this chapter to render unlawful discrimination in housing. It is the declared policy of the County of Dane that all persons shall have an equal opportunity for housing regardless of race, gender, age, religion, color, national origin, ancestry, marital status, domestic partnership status, family status, mental illness, disability, physical appearance, lawful source of income, receipt of housing assistance under Title 42, United States Code, Section VIII [the "Section 8" housing program], student status, arrest or conviction record, sexual orientation, military discharge status, political beliefs, status as a victim of domestic abuse, or the fact that a person declines to disclose his or her Social Security Number when such disclosure is not compelled by state or federal law, or the person is associated with a tenant union. This chapter shall be deemed an exercise of the police powers of the County of Dane for the protection of the welfare, health, peace, dignity and human rights of the people of this county, and as a fulfillment of the legislative directive of sec. 66.1011, Wis. Stats.

ARTICLE 3. Section 31.03(4) is amended to read as follows:

31.03 DEFINITIONS. (4) *Discriminate* and *discrimination* mean to segregate, separate, exclude or treat any persons unequally because of race, gender, age, religion, color, national origin, ancestry, marital status, domestic partnership status, family status, mental illness, physical condition, appearance, lawful source of income, including receipt of rental assistance under 24 Code of Federal Regulations Subtitle B, Chapter VIII Title 42, United States Code, Section VIII [the "Section 8" housing program], student status, arrest or conviction

record, sexual orientation, military discharge status, political beliefs, status as a victim of domestic abuse as defined in sec. 813.12(1)(am), Wis. Stats., failure to disclose Social Security Number, and association with or formation of a tenant union in apartments or mobile home parks or communities.

[EXPLANATION: This amendment clarifies that discrimination against holders of Section 8 housing vouchers is illegal in Dane County.]

Submitted by Supervisors Bayrd, Rusk, Wegleitner, Salov, McDonell, Richmond, Miles, Schmidt, Corrigan, Veldran, Erickson, Krause, McCarville, Stubbs, Chenoweth, Hotchkiss, de Felice, Hendrick, Matano, Dye, Sargent, Levin, Bollig, Pertl, Zweifel and Hesselbein, May 17, 2012. Fiscal and Policy Notes not required. Referred to EXECUTIVE, HEALTH & HUMAN NEEDS and PUBLIC PROTECTION & JUDICIARY.

ORD. AMDT. 6, 12-13

AMENDING CHAPTER 82 OF THE DANE COUNTY CODE OF ORDINANCES,
INCORPORATING THE TOWN OF MAZOMANIE COMPREHENSIVE PLAN INTO
THE DANE COUNTY COMPREHENSIVE PLAN

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 82.55(15) is amended to read as follows:

82.55 INCORPORATION OF TOWN PLANS. The following town plans are incorporated into the Dane County Comprehensive Plan:

(15) Town of Mazomanie Comprehensive Plan, including all amendments identified in the Town of Mazomanie chapter of the Dane County Comprehensive Plan Addendum adopted by the county board of Supervisors as ~~part of the Dane County Farmland Preservation Plan~~ of October 3, 2002 [county clerk to insert effective date of amendment].

[EXPLANATION: This amendment adopts recent changes to the Town of Mazomanie Comprehensive Plan and incorporates them into the Dane County Comprehensive Plan, but may exclude certain provisions as detailed in the Town of Mazomanie Chapter of the Dane County Comprehensive Plan Addendum.]

Submitted by Supervisors Schlicht, Ferrell, Salov and Wiganowsky, May 17, 2012. Fiscal and Policy Notes not required.

Referred to ZONING & LAND REGULATION.

ORD. AMDT. 7, 12-13

AMENDING CHAPTER 82 OF THE DANE COUNTY CODE OF ORDINANCES,
INCORPORATING THE TOWN OF ROXBURY COMPREHENSIVE PLAN INTO THE DANE COUNTY
COMPREHENSIVE PLAN AND THE DANE COUNTY FARMLAND PRESERVATION PLAN

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 82.55(23) is amended to read as follows:

82.55 INCORPORATION OF TOWN PLANS. The following town plans are incorporated into the Dane County Comprehensive Plan:

(23) Town of Roxbury Comprehensive Plan, including all amendments identified in the Town of Roxbury chapter of the Dane County Comprehensive Plan Addendum adopted by the county board of Supervisors as ~~part of the Dane County Farmland Preservation Plan~~ of October 3, 2002 [county clerk to insert effective date of amendment].

[EXPLANATION: This amendment adopts recent changes to the Town of Roxbury Comprehensive Plan and incorporates them into the Dane County Comprehensive Plan, but may exclude certain provisions as detailed in the Town of Roxbury Chapter of the Dane County Comprehensive Plan Addendum.]

Submitted by Supervisor Ripp, May 17, 2012. Fiscal and Policy Notes not required.
Referred to ZONING & LAND REGULATION.

RES. 30, 12-13

AUTHORIZING EMPLOYMENT SERVICES AGREEMENT FOR DIRECTOR OF HENRY VILAS ZOO
(RONDA SCHWETZ)

A candidate has been selected to serve as Director of Dane County's Henry Vilas Zoo. Consistent with the budget, county ordinances and existing practice for employment contracts, an employment services agreement has been negotiated with Ronda Schwetz. This contract is similar to contracts negotiated with other department heads.

NOW, THEREFORE, BE IT RESOLVED that the county executive is hereby authorized to execute, on behalf of the County of Dane, an employment services agreement with Ronda Schwetz to serve as Director of the Henry Vilas Zoo for a five-year period ending June 24, 2017, at a beginning base salary of \$87,500.00.

Submitted by Supervisors Erickson, Schmidt, Veldran and Pertl, May 17, 2012.
Referred to PERSONNEL & FINANCE, PUBLIC WORKS & TRANSPORTATION and ZOO.

RES. 31, 12-13

PER DIEM PAYMENTS FOR THE TASK FORCE FOR THE PRIORITIZED REVISION OF CHAPTER 10

Substitute 1 to Resolution 120, 2006-07, adopted by the County Board of Supervisors on May 3, 2007, established the Task Force for the Prioritized Revision of Chapter 10, including studying Chapter 10 (the zoning ordinance), identifying problem areas in the ordinance, and working with County Board committees and Dane County towns to resolve the most pressing problems. In recognition of the volume and value of the Task Force's work, and the continued level of community and stakeholder interest, the County Board subsequently approved three continuing resolutions which extended the Task Force (Resolution 184, 2008-09 and Resolution 184, 2009-10, Resolution 285, 11-12).

The Task Force is currently working on several complex amendments, including updates of the county's communication tower ordinance and commercial zoning districts. Other priority revisions identified by the Task Force in 2010 remain to be undertaken, including an ordinance regulating wind energy systems. In addition, the Task Force continues to receive new priority revision suggestions from stakeholders on a regular basis, and has established a fair, consistent process to consider and recommend potential new amendments.

This resolution seeks to recognize the hard work of the appointees to this task force by providing for per diem and mileage payments for the meetings of the task force. Given the demonstrated success of the Task Force to work cooperatively with towns, the county board, and other interested parties to implement improvements to the zoning ordinance, and in light of the significant amount of additional work remaining to fulfill its mandate, per diem and mileage payments are a modest request.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors authorizes per diem payments for all members of the Task Force for the Prioritized Revision of Chapter 10 on the same basis and under the same polices as other Dane County bodies that receive per diems and mileage. Such per diems shall first apply to meetings after January 1, 2013.

Submitted by Supervisors Downing, Hendrick, Pan, Bayrd, Matano and Miles, May 17, 2012.
Referred to EXECUTIVE, PERSONNEL & FINANCE and ZONING & LAND REGULATION.

RES. 32, 12-13

RELATING TO THE NORTH MENDOTA PARKWAY

The North Mendota Parkway (NMP) Alternatives Study, completed in October 2003, identified the need for a four-lane, limited access parkway on the north side of Lake Mendota, connecting Interstate 39/90/94 at State Highway 19 with U.S. Highway 12 near County Highway K.

The subsequently formed North Mendota Parkway Implementation Oversight Committee (NMPIOC) facilitated completion of the first five recommendations of the Alternatives Study, including construction of short-term improvements to existing highways, adoption of a binding North Mendota Intergovernmental Agreement, adoption of an interim North Mendota Transportation Policy and interim official maps, and identification and mapping of a “North E-Way” (environmental corridors, trails, etc.).

The NMPIOC then conducted an Environmental and Transportation Study of the North Mendota Parkway and Resource Protection Corridors. The Dane County Board of Supervisors endorsed the recommendations of this study on May 6, 2010. A year later, the City of Middleton Common Council officially mapped the North Mendota Parkway corridor alignment that was identified in the Environmental and Transportation Study.

WisDOT is considering three initiatives that may impact the North Mendota Corridor:

- The Highway 12 Freeway Conversion Study;
- The “Planning and Environmental Linkages Study” (Phase 1 of a major EIS Study) of the corridor; and
- Improvements to the Highway 19 corridor between Sun Prairie and Highway 12.

The latter initiative, improvements to Highway 19, has prompted a response from the Village of Waunakee. The Village of Waunakee Board of Trustees has voted to request that WisDOT not convert Highway 19, the community’s main street, into a four lane roadway with no parking because it would have a negative impact on the character of downtown Waunakee.

NOW, THEREFORE, BE IT RESOLVED that Dane County opposes four lanes on Main Street in Waunakee.

BE IT FURTHER RESOLVED that Dane County supports an update of the 2003 North Mendota Parkway traffic study and requests the Wisconsin DOT to consider how the proposed North Mendota Parkway, Highway 19, CTH K, and CTH M, and Highway 113 relate to each other and to Highway 12.

BE IT FURTHER RESOLVED that Dane County supports an implementation review of the “North E-Way”.

BE IT FINALLY RESOLVED that this resolution be sent to the WisDOT Secretary of Transportation Mark Gottlieb and to members of the Dane County legislative delegation so that this request can be considered by the Projects Board.

Submitted by Supervisors Kiefer, Hesselbein, Rusk, Corrigan, Hotchkiss, McCarville, Matano, Levin, Zweifel, Sargent, Pertl, Miles and Ripp, May 17, 2012. Fiscal and Policy Notes not required.
Referred to EXECUTIVE and PUBLIC WORKS & TRANSPORTATION.

RES. 33, 12-13

2012 PARTNERS FOR RECREATION AND CONSERVATION GRANT AWARDS

The Partners for Recreation and Conservation (PARC) Grant Program was included in the 2012 County Budget to support ambitious outdoor recreation and conservation projects that strengthen our local tourism economy and enhance the quality of life for our residents. PARC grants are intended to match private and local dollars and are sponsored by nonprofit organizations and local units of government. The Park Commission was extremely impressed with the quality of proposals received and gave thoughtful consideration in selecting projects that rated the highest using the program criteria that measures the recreation or conservation benefit, regional significance, planning and implementation, and community support and partnerships for projects. The Park Commission recommends a total of \$500,000 in County funds for the following seven projects:

Sponsor	Project Title	Project Cost	PARC Grant Award
Ice Age Trail Alliance	Ice Age Trail Development in Dane County	\$61,375	\$26,788
Natural Heritage Land Trust	Youth Crew for Conservation and Recreation	\$48,675	\$21,750
Village of Cross Plains	Black Earth Creek Improvement Project	\$428,250	\$134,049
Village of DeForest	Yahara River Corridor Trail Construction	\$1,036,426	\$134,049
Village of McFarland	Lower Yahara River Trail Phase 1 – McFarland Trailhead	\$51,720	\$23,110
Village of Belleville	Lake Belle View/Sugar River Restoration Area Bridge and Access Improvement	\$320,000	\$134,049
Village of Cottage Grove	Main Street Multi-use Path	\$58,646	\$26,205

The PARC grant awards are contingent on the County and project sponsor entering into a grant agreement that will specify the program requirements and applicable grant conditions for each project.

NOW, THEREFORE, BE IT RESOLVED, that the PARC grants are approved by the Dane County Board and the Dane County Executive. The County will pay up to the grant amount based on 50% of actual project expenses.

BE IT FURTHER RESOLVED, that the grant awards totals \$500,000 and that the funds are currently available in the 2012 Partners for Recreation and Conservation Fund.

BE IT FURTHER RESOLVED, that the Dane County Board of Supervisors authorizes this expenditure in advance of the 2012 borrowing,

BE IT FURTHER RESOLVED, that the Dane County Clerk and Dane County Executive are authorized to execute documents necessary to effectuate the grant award, which may include grant agreements and management agreements.

BE IT FINALLY RESOLVED, that the Conservation Fund Manager and Acquisition and Planning Specialist are authorized to approve reimbursement documentation for grant projects and the Controller is authorized to issue checks necessary to effectuate the projects authorized through the grant awards.

Submitted by Supervisors Ripp, Richmond, McCarville, Miles, Solberg, Hotchkiss, Zweifel, Downing, Clausius, O'Loughlin, de Felice, Pertl, Salov, Wiganowsky, McDonell, Hesselbein, Bollig, Hendrick, Bayrd, Erickson, Hampton, Veldran, Corrigan, Schmidt and Wegleitner, May 17, 2012.

Referred to PERSONNEL & FINANCE and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

RES. 34, 12-13

ACCEPTING MEDICAID LONG TERM CARE EXPANSION FUNDS FOR 2012 ADMINISTRATIVE PROJECTS
DCDHS - ACS DIVISION

For the fourth consecutive year, the Wisconsin Department of Health Services (WDHS) has asked Dane County to be the fiscal agent for administrative, quality improvement, and innovative service model projects targeting disability services. WDHS is allocating \$600,000 for this state wide initiative in 2012, and WDHS has specified how the funds must be used. The funding is 50% State and 50% Federal. Many of the planned initiatives will directly benefit Dane County and its consumers. The grant projects include, but are not limited to, developing local and statewide strategies to support parents and relatives who live with and care for their adult family member, developing local and statewide strategies to improve employment outcomes for young adults leaving high school, continuing a Dane County quality initiative in which POS agencies perform peer reviews of service delivery, continuing a restrictive measures quality improvement project, preparing a training curriculum on movement disorders, and studying models for affordably providing shift staff treatment foster care.

The Developmental Disabilities Network, Inc., a not for profit organization that specializes in training and consultation regarding services for people with disabilities, will oversee implementation of several projects budgeted for \$315,000. Dane County Department of Human Services will oversee implementation of the remaining \$285,000.

NOW, THEREFORE, BE IT RESOLVED, that the following 2012 Department of Human Services revenue and expense accounts be adjusted.

Revenue Account Number	Account Title	Amount
ACDADULT 80987	Medicaid LTC Expansion	\$600,000
		\$600,000
Expenditure Account Number	Account Title	Amount
ACDACDDN TDDNAA	Developmental Disabilities Network Inc.	\$315,000
ACECLVNG ASTCAA	DD Children Client Assistance	\$285,000

Total \$600,000

Submitted by Supervisors Sargent, Levin, Hotchkiss, Wegleitner, Krause, Zweifel, Clausius and Salov, May 17, 2012.

Referred to HEALTH & HUMAN NEEDS and PERSONNEL & FINANCE.

RES. 35, 12-13

INCREASING MEDICAL ASSISTANCE REVENUES; AUTHORIZING NEW SOCIAL WORKER POSITION
DEPARTMENT OF HUMAN SERVICES - DIVISION OF CHILDREN, YOUTH, AND FAMILIES

The Department of Human Services deploys six Social Workers to provide Court-related intensive supervision services (ISS) to appropriate juvenile offenders. These offenders are those who have committed serious law offenses but who may yet remain in their family homes under County supervision if daily contact, electronic monitoring, and other services are provided. It is most cost-effective to serve these youths in this fashion.

The Department seeks authority to create a new Social Worker position to perform ISS activities. The function is taxed at this time. The workers carry caseloads of 12-14 youths when recommended caseloads are 10 youths. Youths have been placed on waitlists for ISS services of late and some youths' placements in costly out-of-home care may be anticipated. The Department has identified Medical Assistance – Crisis Intervention (MA-CI) monies as earned by Neighborhood Intervention Program (N.I.P.) staff to fully support the new position.

NOW, THEREFORE, BE IT RESOLVED that a new 1.0 FTE Social Worker position be created effective July 1, 2012.

BE IT FURTHER RESOLVED that the following revenue account be adjusted and the revenue credited to the General Fund and transferred from the General Fund to the following expenditure accounts in the Department of Human Services:

<u>Revenue Account Number</u>	<u>Account Title</u>	<u>Amount</u>
CYFSUPRT 81439	MA-Crisis Intervention	\$ 33,300

<u>Expenditure Account Numbers</u>	<u>Account Titles</u>	<u>Amounts</u>
CYFDSSIA AAYAAA	Salaries and wages	\$21,400
CYFDSSIA AAYMAA	Retirement	\$2,800
CYFDSSIA AAYPAA	Social Security	\$1,550
CYFDSSIA AAYSAA	Health	\$7,150
CYFDSSIA AAZBAA	Dental	\$750
CYFDSSIA AAZHAA	Disability insurance	\$50
CYFDSSIA AAZQAA	Workers comp	\$50
CYFDSSIA AAZXAA	Salary savings	(\$450)
	Total	\$33,300

Submitted by Supervisors Sargent, Levin, Hotchkiss, Wegleitner, Krause, Salov, Clausius and Zweifel, May 17, 2012.

Referred to HEALTH & HUMAN NEEDS and PERSONNEL & FINANCE.

RES. 36, 12-13

AUTHORIZING TRANSFER OF 63.2 ACRES OF LAND TO STATE OF WISCONSIN
-DANE COUNTY REGIONAL AIRPORT-

As part of a 1996 runway improvement project at the Dane County Regional Airport, and in anticipation of other projects with the potential to impact floodplains and wetlands adjacent to the Airport, Dane County purchased 63.2 acres of land in the Town of Dane, north of the intersection of Lodi Springfield Road and Lee Road and adjacent to the State of Wisconsin Lodi Marsh Wildlife Area. The majority of the property was made up of former wetlands that had been ditched and drained for agricultural use. The property was purchased with Airport funds for use associated with Dane County's Wetland Mitigation Bank in compliance with standards and requirements set forth in Chapter NR 103 of the Wisconsin Administrative Code and the Federal Clean Water Act, Title 33 U.S.C. SS. 1251-1376.

Under the applicable laws and regulations, wetlands may be restored, enhanced or created to provide transferrable credits to be applied to compensate for adverse impacts to other wetlands or floodplains due to approved improvement projects. Since the property was purchased, the Airport has financed successful restoration and enhancement of the wetlands on the property and has met all applicable standards under federal and state laws. The restoration of the wetlands on the property has allowed Dane County to "bank" a total of 49.923 wetlands credits, of which 23,623 remain available. In accordance with the regulations addressing wetland mitigation banks and credits, the State of Wisconsin has requested that title to the property now be transferred to the Department of Natural Resources.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Executive and the Dane County Clerk are hereby authorized to execute, on behalf of the County of Dane, a Special Warranty Deed conveying title to the above-described 63.2 acre parcel to the State of Wisconsin Department of Natural Resources.

Submitted by Supervisors Rusk, de Felice and Clausius, May 17, 2012.
Referred to PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 37, 2012-13

COUNTY EXECUTIVE APPOINTMENTS

The County Executive has appointed the following persons to the designated commissions, committees and boards. These appointments require confirmation by the County Board.

NOW, THEREFORE, BE IT RESOLVED that the appointments set forth below are confirmed.

Public Safety Communications Operating Practices Advisory Committee

Eric B. Bauman, 1615 Maple Street, Middleton 53562 (469-6200-H), to be reappointed. This term will expire 5/1/14.

Brian Bridges, 5000 Laufenberg Blvd., Cross Plains 53528 (265-0077-W), to be reappointed. This term will expire 5/1/14.

Chief Craig Sherven, c/o McFarland Police Department, 5915 Milwaukee Street, McFarland 53558 (838-3151-W), to fill the expired term of Chief Roger Hillebrand, who served in the seat of a representative of a department without a 24-hour communication center. This term will expire 5/1/14.

Chief Randall Pickering, c/o City of Fitchburg Fire Department, 5791 Lacy Road, Fitchburg 53711 (278-2980-W), to be reappointed. This term will expire 5/1/14.

Chief Brad Keil, c/o City of Middleton Police Department, 7426 Hubbard Avenue, Middleton 53562 (824-7300-W), to serve as the representative of the Dane County Chief's of Police Association, replacing Chief Robert Henze. This term will expire 5/1/14.

Submitted by Supervisor McDonell, May 17, 2012. Fiscal and Policy Notes not required.
Referred to EXECUTIVE

RES. 38, 12-13

COUNTY EXECUTIVE APPOINTMENTS

The County Executive has appointed the following persons to the designated commissions, committees and boards. These appointments require confirmation by the County Board.

NOW, THEREFORE, BE IT RESOLVED that the appointments set forth below are confirmed.

Alliant Energy Center Commission

Supv Shelia Stubbs, 10 Waunona Woods Ct. #4, Madison 53713, to serve in the seat of the Supv who represents either District 23 or District 27. This term will expire 4/15/14.

Airport Commission

Supv Dave de Felice, 6302 Dominion Dr., Madison 53718, representing a district within the City of Madison. This term will expire 4/15/14.

Supv Dennis O'Loughlin, 3934 Partridge Rd, DeForest WI 53532, representing a district outside the City of Madison. This term will expire 4/15/14.

Supv Paul Rusk, 5606 Tonyawatha Trail, Madison 53704, representing District 3, 12, 15, 16, 17, or 18. This term will expire 4/15/14.

Supv Dorothy Krause, 2105 Apache Dr, Fitchburg WI 53711, representing a district outside the City of Madison. This term will expire 4/15/14.

Supv Jeff Pertl, 13 Cavendish Ct, Madison WI 53714, representing a district within the City of Madison. This term will expire 4/15/14.

Area Agency on Aging Board

Supv Patrick Downing, 256 Tyvand Rd., Blanchardville 53516. This term will expire 4/15/14.

Supv Bill Clausius, 1831 Harwood Ct, Sun Prairie WI 53590, to serve in the seat of a Supervisor representing the Health & Human Needs Committee. This term will expire 4/15/14.

Supv Cynda Solberg, 3703 County Road N, Cottage Grove WI 53527. This term will expire 4/15/14.

Supv Maureen McCarville, 513 Flambeau Pkwy, DeForest WI 53532. This term will expire 4/15/14.

Board of Health for Madison and Dane County

Supv Carl Chenoweth, 409 Garfield St, Stoughton WI 53589. This term will expire 4/15/14.

C.D.B.G. Committee

Supv Cynda Solberg, 3703 County Road N, Cottage Grove 53527. This term will expire 4/14/14.

Supv Dave Ripp, 7220 State Rd 19, Waunakee WI 53597, will continue to serve until his term expires 4/13.

City of Madison Long Range Transportation Planning Commission

Supv Al Matano, 3745 Ross St, Madison WI 53705. This term will expire 4/15/14.

Commission on Sensitive Crimes

Supv Maureen McCarville, 513 Flambeau Pkwy, DeForest WI 53532, to serve in the seat of a Supv representing PP&J. This term will expire 4/15/14.

Supv Erika Hotchkiss, 206 South Jefferson, Verona WI 53593, to serve in the seat of a Supv representing H&HN. This term will expire 4/15/14.

Community Action Coalition for South Central Wisconsin Board of Directors

Supv Bob Salov, 2103 Pleasant Dr, Cambridge 53523. This term will expire 4/15/14.

Commission on Jobs & Prosperity

Supv Patrick Miles, 5410 North Pass, McFarland WI 53558. This term will expire 4/15/14.

Supv Nick Zweifel, 130 Hillcrest Cir, Sun Prairie WI 53590. This term will expire 4/15/14.

Cultural Affairs Commission

Supv Carousel Bayrd, 4901 Sherwood Rd, Madison WI 53711. This term will expire 4/15/14.

Supv Carl Chenoweth, 409 Garfield St, Stoughton WI 53589. This term will expire 4/15/14.

Supv Leland Pan, 444 Hawthorne Ct #311 Madison WI 53715. This term will expire 4/15/14.

Dane County Development Corporation Board of Directors

Supv Dorothy Krause, 2105 Apache Dr, Fitchburg WI 53711. This term will expire 4/15/14.

Emergency Medical Services Commission

Supv Bob Salov, 2103 Pleasant Dr, Cambridge 53523. This term will expire 4/15/14.

Supv Kurt Schlicht, 2011 Sylvia Pine Way, Cross Plains 53528. This term will expire 4/15/14.

Supv Bill Clausius, 1831 Harwood Ct, Sun Prairie WI 53590. This term will expire 4/15/14.

Environmental Council

Supv Sharon Corrigan, 6991 Friendship Lane, Middleton 53562. This term will expire 4/15/14.

Supv Patrick Downing, 256 Tyvand Rd, Blanchardville WI 53516. This term will expire 4/15/14.

Equal Opportunity Commission

Supv Leland Pan, 444 Hawthorne Ct #311 Madison WI 53715. This term will expire 1/1/14.

Supv Heidi Wegleitner, 1941 E Dayton St Madison WI 53704. This term will expire 1/1/14.

Food Council

Supv Kyle Richmond, 929 O'Sheridan St, Madison WI 53715. This term will expire 4/15/14.

Supv Jenni Dye, 2892 Mickelson Pkwy #209, Fitchburg WI 53711, to serve in the seat of a Supv representing the UW Extension Committee. This term will expire 4/15/14.

Supv Patrick Downing, 256 Tyvand Rd, Blanchardville WI 53516, to serve in the seat of a Supv representing the EANR Committee. This term will expire 4/15/14.

Greater Madison Convention & Visitors Bureau Board of Directors

Supv Sharon Corrigan, 6991 Friendship Lane, Middleton 53562. This term will expire 4/15/14.

Housing Authority Board, Dane County

Supv Carousel Bayrd, 4901 Sherwood Rd., Madison 53711, will continue to serve until her term expires 4/13.

Human Services Board

Supv Heidi Wegleitner, 1941 E Dayton St Madison WI 53704. This term will expire 4/15/14.

Supv Erika Hotchkiss, 206 South Jefferson, Verona WI 53593, to serve in the seat of a Supv representing H&HN. This term will expire 4/15/14.

Supv Jenni Dye, 2892 Mickelson Pkwy #209, Fitchburg WI 53711, to serve in the seat of a Supv representing PP&J. This term will expire 4/15/14.

Lakes & Watershed Commission

Supv Chuck Erickson, 1541 Jefferson Street, Madison 53711, will continue to serve until his term expires 4/16/13.

Supv Patrick Miles, 5410 North Pass, McFarland 53558, will continue to serve until his term expires 4/16/13.

Supv Sharon Corrigan, 6991 Friendship Lane, Middleton 53562, will continue to serve until her term expires 4/16/13.

Library Board

Supv Dennis O'Loughlin, 3934 Partridge Rd, DeForest WI 53532. This term will expire 4/15/14.

Supv Jenni Dye, 2892 Mickelson Pkwy #209, Fitchburg WI 53711. This term will expire 4/15/14.

Local Emergency Planning Commission

Supv Ronn Ferrell, 7122 E Valley Ridge Dr, Madison WI 53719. This term will expire 4/15/14.

Long Term Support Committee

Supv Paul Rusk, 1422 Wyldewood Dr, Madison WI 53704, to serve in the seat of a Supv representing H&HN. This term will expire 4/15/14.

Supv Heidi Wegleitner, 1941 E Dayton St Madison WI 53704, to serve in the seat of a Supv representing the Human Services Board. This term will expire 4/15/14.

Supv Bill Clausius, 1831 Harwood Ct, Sun Prairie WI 53590, to serve in the seat of a Supv representing the AAA Board. This term will expire 4/15/14.

Madison Area Transportation Planning Board (formerly the MPO)

Supv Al Matano, 3745 Ross St., Madison 53705. This term will expire 4/15/14.

Supv Robin Schmidt, 5606 Tonyawatha Tr, Monona WI 53716. This term will expire 4/15/14.

Madison Metropolitan Sewerage District Board

Supv John Hendrick, 1315 Spaight St, Madison 53703. This term will expire 6/30/16.

Madison Community Foundation Board

Supv Jeff Pertl, 13 Cavendish Ct, Madison WI 53714. This term will expire 4/15/14.

Monona Terrace Convention & Community Center Board

Supv Diane Hesselbein, 1420 N. High Point Rd., Middleton 53562. This term will expire 5/1/14.

Parks Commission

Supv Kyle Richmond, 929 O'Sheridan St, Madison 53715, will continue to serve until his term expires in 7/14.

Supv Dave Ripp, 7220 Highway 19, Waunakee 53597, will continue to serve until his term expires 7/13.

Public Safety Communications Center Board

Supv Maureen McCarville, 513 Flambeau Pkwy, DeForest WI 53532, to fill the seat of a Supv representing PP&J who resides outside the City of Madison. This term will expire 4/15/14.

Solid Waste & Recycling Advisory Commission

Supv Matt Veldran, 5738 Kroncke Dr., Madison 53711,, as a Supv representing the Public Works & Transportation Committee. This term will expire 4/15/14.

Supv Dave Ripp, 7220 Highway 19, Waunakee 53597, as a Supv representing the Parks Commission. This term will expire 4/15/14.

Supv Jerry Bollig, 570 Scott St, Oregon WI 53575, as a Supv representing a district outside the City of Madison. This term will expire 4/15/14.

Supv Kyle Richmond, 929 O'Sheridan St, Madison WI 53715, as a Supv representing a district within the City of Madison. This term will expire 4/15/14.

South Central Library System Board

Supv David Wiganowsky, 3363 Burke Rd, Sun Prairie 53590. This term will expire 12/31/14.

Specialized Transportation Committee

Supv Dorothy Krause, 2105 Apache Dr, Fitchburg WI 53711, to fill the seat of a Supv representing western Dane County. This term will expire 4/15/14.

Supv Ronn Ferrell, 7122 E Valley Ridge Dr, Madison WI 53719, to fill one of two seats of a Supv representing the City of Madison. This term will expire 4/15/14.

Supv Dennis O'Loughlin, 3934 Partridge Rd, DeForest 53532, to fill the seat of a Supv representing eastern Dane County.. This term will expire 4/15/14.

Supv Matt Veldran, 5738 Kroncke Dr., Madison 53711, to fill one of two seats of a Supv representing the City of Madison. This term will expire 4/15/14.

Tree Board

Supv Paul Rusk, 5606 Tonyawatha Trail, Madison 53704. This term will expire 4/15/14.

Youth Commission

Supv Matt Veldran, 5738 Kroncke Dr., Madison 53711. This term will expire 4/15/14.

Supv Melissa Sargent, 1638 Mayfield Lane, Madison 53704, to fill the seat of a Supv representing H&HN. This term will expire 4/15/14.

Zoo Commission

Supv Chuck Erickson, 1541 Jefferson St, Madison 53711. This term will expire 4/15/14.

Submitted by Supervisor McDonell, May 17, 2012. Fiscal and Policy Notes not required.
Referred to EXECUTIVE.

COMMUNICATIONS

Claim from Rachael Harbort against Airport for damage to her vehicle. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from Sylvia Cantu Smith against Highway for damage to her vehicle. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from Lori Bayne against Sheriff for damage to her daughter's wheelchair. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from Robert Demont against Highway for damage to his vehicle. Referred to PUBLIC PROTECTION & JUDICIARY.

Summons & Complaint from Shakia Turner & Human Services for injuries received in an accident. Referred to PUBLIC PROTECTION & JUDICIARY.

PARTNERS FOR RECREATION AND CONSERVATION GRANT AWARDS – CITY OF FITCHBURG

The City of Fitchburg applied to the Partners for Recreation and Conservation (PARC) Grant Program in 2011 for \$103,000 for two bicycle improvement projects with a total cost of \$256,600. Financial assistance will help the City of Fitchburg construct a bicycle hub at Dawley Conservancy, including the construction of a shelter with tables, bike racks, restrooms, drinking fountain and kiosk with maps of the trail system. The bicycle hub will serve major bicycle/pedestrian trails including the Capital City State Trail, Southwest Path, Military Ridge State Trail, Badger State Trail, and the Cannonball Path. Grant funds will also go towards bike lane designations along County Highways D and PD, which are heavily used commuter routes for bicyclists.

The Dane County Board of Supervisors and Dane County Executive approved \$103,000 in grant funding in 2011 to the City of Fitchburg for these projects and authorized the expenditure in advance of 2011 borrowing per Res. 22, 11-12. The expenditure was not approved in the 2011 borrowing package, however the grant dollars were carried forward and are available in the 2012 Partners for Recreation and Conservation Fund. The PARC grant awards are contingent on the County and project sponsor entering into a grant agreement that will specify the program requirements and applicable grant conditions for each project.

NOW, THEREFORE, BE IT RESOLVED, that the PARC grants for the City of Fitchburg are approved by the Dane County Board and the Dane County Executive. The County will pay up to the grant amount based on 50% of actual project expenses.

BE IT FURTHER RESOLVED, that the grant awards totals \$103,000 and that the funds are currently available in the 2012 Partners for Recreation and Conservation Fund.

BE IT FURTHER RESOLVED, that the Dane County Board of Supervisors authorizes this expenditure in advance of the 2012 borrowing,

BE IT FURTHER RESOLVED, that the Dane County Clerk and Dane County Executive are authorized to execute documents necessary to effectuate the grant award, which may include grant agreements and management agreements.

BE IT FINALLY RESOLVED, that the Conservation Fund Manager and Acquisition and Planning Specialist are authorized to approve reimbursement documentation for grant projects and the Controller is authorized to issue checks necessary to effectuate the projects authorized through the grant awards.

Submitted by Supervisors Ripp and McDonell, May 18, 2012.

Referred to PERSONNEL & FINANCE and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

ORD. AMDT. 8, 12-13

AMENDING CHAPTER 82 OF THE DANE COUNTY CODE OF ORDINANCES,
INCORPORATING THE TOWN OF COTTAGE GROVE INTO THE DANE COUNTY COMPREHENSIVE
PLAN

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 82.55(9) is amended to read as follows:

82.55 INCORPORATION OF TOWN PLANS. The following town plans are incorporated into the Dane County Comprehensive Plan:

(9) Town of Cottage Grove, including all amendments identified in the Town of Cottage Grove chapter of the Dane County Comprehensive Plan Addendum adopted by the county board of Supervisors as ~~part of the Dane County Farmland Preservation Plan~~ of _____-[*county clerk to insert effective date of amendment*].

[EXPLANATION: This amendment adopts recent changes to the Town of Cottage Grove and incorporates them into the Dane County Comprehensive Plan, but may exclude certain provisions as detailed in the Town of Cottage Grove Chapter of the Dane County Comprehensive Plan Addendum.]

Submitted by Supervisors Solberg and Wiganowsky, June 7, 2012.
Referred to ZONING & LAND REGULATION.

ORD. AMDT. 9, 12-13

AMENDING CHAPTER 15 OF THE DANE COUNTY CODE OF ORDINANCES,
REGARDING CHANGES TO DISTRICT NUMBERS, NAMES OF AGENCIES, DEPARTMENTS AND
COMMITTEES, AND DELETING INAPPLICABLE ORDINANCE PROVISIONS

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Subsection 15.13(1) is amended to read as follows:

15.13 AIRPORT COMMISSION. (1) The airport commission shall consist of nine members. Five of the members shall be county board supervisors, three of whom shall be appointed from districts with the majority of their populations residing within the City of Madison and two of whom shall be appointed from districts with the majority of their populations residing outside the City of Madison. At least one of the city supervisors shall be appointed from District 2, 6, 12, 17, 18 or 21. Four members shall be citizen members, one of whom shall reside in the City of Madison, east of the Capitol, and one of whom shall reside in the City of Madison, west of the Capitol, one of whom shall be from eastern Dane County outside the City of Madison, and one of whom shall be from western Dane County outside the City of Madison.

ARTICLE 3. Subsection 15.165(1)(b) is amended to read as follows:

15.165 CHILDREN COME FIRST COMMISSION. (1) The Dane County Children Come First Commission shall consist of eleven voting members and four ex-officio members.

(b) The ex-officio members shall consist of the secretary of the Wisconsin Department of Health Services or designee; the chief juvenile circuit court judge of Dane County or designee; and two representatives from non-

profit human service agencies familiar with the needs of children and families with disabilities, designated by the county executive.

ARTICLE 4. Section 15.19 is amended to read as follows:

15.19 ELECTIONS COMMISSION. (1) The elections commission shall consist of five members who shall elect a chairperson. The members shall be nonpartisan and shall not hold elected office or actively participate in any political campaign for county office or on a county referendum question while serving on the commission.

(a) As used in sub. (1) actively participate means to endorse a candidate, design, pay for or distribute campaign literature, serve on a campaign committee, advise a candidate for office, or contribute more than \$20 toward a candidate for office or a referendum committee.

(b) Sub. (1) shall not be construed to prohibit a member from voting for a candidate or on a referendum question while serving on the commission.

(2) Members shall serve three-year staggered terms ending June 30 or as soon thereafter as a successor is appointed and qualified. Original appointments to the commission shall be for staggered terms so that one term shall expire in 2004, two in 2005 and two in 2006, the county executive to designate the length of each appointee's term at the time of appointment. Appointments to fill vacancies after the original appointments shall be for terms of three years each except that appointments to fill unexpired terms shall be for the balance of the term. All appointments are subject to county board confirmation by a two-thirds vote.

(3) The county clerk shall provide the commission with such staff assistance as may be required to carry out its functions.

(4) The commission shall provide a neutral forum to hear and promptly respond to complaints of election law violations. The commission shall identify frivolous charges and assemble information on charges that may be more substantial. The commission shall have authority to hold hearings, gather information and advise the county clerk whether there may be an election law violation to report to the district attorney. The county clerk shall make the final decision on referral to the district attorney; the clerk is not bound by the recommendations of the commission. The commission shall have no power to impose any penalty. This section shall not be construed to limit in any fashion the right of any person, either individually or as part of a group, to report to the county clerk or the district attorney any possible election law violations.

(5) The commission shall meet at the call of its chairperson.

(6) This section shall not be construed to limit in any fashion whatsoever the county clerk's authority to refer an apparent election law violation to the district attorney irrespective of the recommendations of the commission, nor shall it be construed to require the clerk to refer an apparent election law violation to the commission before referring it to the district attorney.

ARTICLE 5. Subsections 15.20(1) and 15.20(3) are amended to read as follows:

15.20 ALLIANT ENERGY CENTER OF DANE COUNTY ADVISORY COMMISSION. (1) The Alliant Energy Center of Dane County Advisory Commission shall consist of ten (10) members, nine of whom shall be appointed by the county executive. Three of the county executive's appointees shall be members of the Dane County Board of Supervisors, the chair or the chair's designee of the public works & transportation committee, the chair or the chair's designee of the executive committee and one of whom shall reside in supervisory district 4 or 23. The county executive shall also appoint six (6) members who shall be citizens of Dane County and shall include representatives with expertise in areas such as business management, marketing, design, conference planning, trade show needs, athletics and the performing arts. The remaining one (1) member shall be nominated by the Town of Madison and appointed by the County Board Chair.

(3) The commission shall make recommendations and advise the center manager, the county executive, the Dane County Board of Supervisors and the Dane County Public Works & Transportation Committee on strategies for unifying and strengthening physical and program components of all buildings, activities and services at the center, as well as such other subjects dealing with the center which may be suggested by the committee.

ARTICLE 6. Subsection 15.24(6) is amended to read as follows:

15.24 BOARD OF HEALTH FOR MADISON AND DANE COUNTY.

(6) Powers. The Board of Health for Madison and Dane County shall govern the Department of Public Health for Madison and Dane County , provide supervision to the Joint Director of both agencies, and shall assure the enforcement of state and local public health laws and regulations. Subject to the approval of the Common Council and Board of Supervisors, it may adopt rules necessary to protect or improve public health, not inconsistent with state law or with rules and regulations of the state department of health services. It shall determine program service priorities and assign funding levels to those priorities, subject to approval of the Common Council and Board of Supervisors. The Board may approve and enter into contracts under \$50,000 for the provision of public health services. Contracts in excess of \$50,000 must be approved by the Common Council and Board of Supervisors. The Dane County Board of Supervisors shall determine the compensation of employees of the Dane County Division of Public Health.

ARTICLE 7. Subsections 15.26(1) and 15.26(6) are amended to read as follows:

15.26 HOUSING AUTHORITY. (1) The housing authority shall consist of five commissioners who are not connected in an official capacity with any political party. At least one commissioner, but not more than two, shall be a county board supervisor. The chairperson of the health and human needs committee shall appoint one of its members as an ex-officio member of the authority unless the authority already has a voting member who is a member of the human resources committee.

(6) The authority shall be advisory to the health and human needs committee of the county board on major issues and with respect to budget and policy matters relating to housing issues.

ARTICLE 8. Subsection 15.263 is deleted in its entirety:

ARTICLE 9. Subsection 15.28(5) is amended to read as follows:

15.28 METROPOLITAN SEWERAGE DISTRICT COMMISSION.

(5) The commission shall prepare and adopt plans and standards for all projects to be operated within the district which shall be consistent with the plans of the regional planning commission. The commission may plan and conduct scientific experiments. The commission may adopt rules for the protection, management and use of the system in accordance with section 66.24(1)(d) of the Wisconsin Statutes. The commission shall prepare an annual report of its transactions and expenses and all planned additions and major changes in facilities and services and shall file a copy of the report with the departments of natural resources and health services, the county clerk and the governing bodies of all municipalities having territory within the district. The commission may acquire property by any method including eminent domain which may be required to meet the objectives of the commission, and property may be sold or otherwise transferred by the commission when not needed for such purposes. All powers of the commission shall be construed in accordance with section 66.24 of the Wisconsin Statutes.

ARTICLE 10. Subsection 15.295(12) is amended to read as follows:

15.295 MONONA TERRACE CONVENTION AND COMMUNITY CENTER BOARD. (12) *Duties of board; joint services with the Alliant Energy Center.* The board shall participate in joint services with county's Alliant Energy Center whenever and wherever it determines the same to be economically feasible and in the best interests of both parties, including utilization of those county services identified in paragraph 29 of the agreement. The board shall at least annually issue a report analyzing opportunities for increasing efficiency through joint services and operations, together with the board's decisions thereon.

ARTICLE 11. Section 15.31 is deleted in its entirety:

ARTICLE 12. Subsection 15.35(1) is amended to read as follows:

15.35 LAND INFORMATION COUNCIL. (1) The land information council shall consist of ten (10) members, including the register of deeds, the treasurer, the real property lister or their designee, the county surveyor, the director of land and water resources, the director of administration and four (4) members appointed by the county executive, as follows: a county board supervisor, a realtor employed within the county, a public safety

or emergency communications representative employed within the county, , and one additional member who resides in Dane County.

ARTICLE 13. Subsections 15.37(1) and 15.37(7) is amended to read as follows:

15.37 DANE COUNTY VETERANS' SERVICE COMMISSION. (1) The commission shall consist of five residents of Dane County who are also veterans. In addition, the chairperson of the health and human needs committee shall appoint one of its members as an ex-officio member of the commission unless that commission already has a voting member who is a member of the health and human needs committee.

(7) The health and human needs committee shall review and approve any budgets, resolutions or ordinance amendments prepared by or referred to the commission. The commission shall be advisory to the human resources committee of the county board on major issues and with respect to budget and policy matters.

ARTICLE 14. Subsections 15.44(4) is amended to read as follows:

15.44 DANE COUNTY YOUTH COMMISSION. (4) The health and human needs committee shall review and approve any budgets, resolutions or ordinance amendments prepared by or referred to the commission. The commission shall be advisory to the human resources committee of the county board on major issues and with respect to budget and policy matters.

[EXPLANATION: This amendment updates Chapter 15 to reflect recent changes to district numbers, names of agencies, departments and committees, and to delete inapplicable ordinance provisions.]

Submitted by Supervisors Hendrick, Bayrd, Sargent, Chenoweth, Ripp and Matano, June 7, 2012.
Referred to EXECUTIVE.

RES. 41, 12-13

2012-14 CONTRACT WITH THE GREATER MADISON CONVENTION AND VISITOR'S BUREAU

The 2012 Dane County Budget includes three categories of funding for the Greater Madison Convention and Visitor's Bureau (GMCVB). The budget includes \$242,375 for general marketing and other services. It also includes \$40,000 for sports development and other event incentives that are reported to the County's Personnel and Finance Committee. Finally, the budget includes \$15,000 for support of the Madison Area Sports Commission. The purchase of service contract for these activities requires approval by the County Board.

NOW, THEREFORE BE IT RESOLVED, that the 2012-14 contract with the Greater Madison Convention and Visitor's Bureau, 615 East Washington Ave, Madison, WI 53703 is hereby approved.

BE IT FINALLY RESOLVED, that the County Executive and County Clerk are authorized to sign the contract documents.

Submitted by Supervisors Schmidt, Veldran, McDonell, Pertl, Richmond, Corrigan, Hesselbein, O'Loughlin and de Felice, June 7, 2012.

Referred to PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 42, 12-13

AWARDING A COLLECTIVE BARGAINING AGREEMENT TO THE
SUPERVISORY LAW ENFORCEMENT UNIT

The County has reached a tentative agreement with the Supervisory Law Enforcement Unit on a successor agreement that will run through December 13, 2014. The current agreement expires on December 15, 2012. The County employs approximately 45 full time equivalent Sergeants and Lieutenants that comprise the Supervisory Law Enforcement Unit.

Earlier in the year, the County engaged its non-public safety bargaining units in negotiating memoranda of understanding that complied with the provisions of Wisconsin Act 65. Those negotiations yielded agreements that achieved \$1.45 million in personnel savings. The County extended similar terms to the Supervisory Law Enforcement unit to generate a proportionate share of savings, approximately \$70,000.

The savings with this unit is achieved in two ways. First, the tentative agreement phases in employee payment of the employee portion of Wisconsin Retirement System (WRS) contributions during 2013. During 2013, contributions would be phased in but would not be entirely offset by across the board wage increases. Rather, a 1.0% difference between contribution rates and wage increases would exist through 2013 resulting in approximately seventy five percent (75%) of the total savings. The remaining twenty five (25%) of the savings is generated by foregoing the first installment of the uniform allowance in 2013. Beginning in 2014, the uniform allowance would be converted into a voucher system.

In exchange for the savings generated by the agreement, the County would deposit 16 hours into employees' vacation bank balances on the last day of the contract term (December 13, 2014). However, employees who retire during the term of the agreement will receive a prorated share of those hours at retirement.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors approves the terms and conditions of a successor agreement between Dane County and the Supervisory Law Enforcement Unit for the period of December 16, 2012 through December 13, 2014, with the attached negotiated changes; and

BE IT FURTHER RESOLVED that County officials are authorized to take appropriate action to implement these changes.

Submitted by Supervisors Corrigan, O'Loughlin, de Felice and Hesselbein, June 7, 2012.
Referred to PERSONNEL & FINANCE.

RES. 43, 12-13

IN SUPPORT OF THE COMMUNITY ACCESS PRESERVATION ACT OF 2012

U.S. Representatives Tammy Baldwin (D- WI) and Steve LaTourette (R-OH) introduced the Community Access Preservation (CAP) Act of 2011 (H.R. 1746) to address severe challenges faced by public, educational and government (PEG) access channels. PEG channels permit governments, schools, and individuals and groups to provide and receive information about local events, emergencies and issues. PEG channels also encourage the creation of local programming by civic groups and non-profit organizations, cover government and school meetings, and promote local interest and civic engagement.

PEG channels play a significant role in Dane County and provide a unique and valuable resource for local information and discourse for residents of the county. Historically, the number of channels and amount of funding dedicated to PEG TV was negotiated as part of local cable franchise agreements between the cable companies and local governments, with each community determining its own programming interests. Dane County has at least 15 PEG channels, including ones in Cambridge, Madison, and Mount Horeb, among

others. It is important to preserve PEG channels and funding for PEG channels from cable providers, and to ensure that PEG channels continue to be available to the entire community.

Recent state-level franchise laws in many states have jeopardized the continued viability and existence of PEG channels to the point that communities and consumers in certain states, including Wisconsin, will lose all future funding for PEG channels under current franchising laws.

The CAP Act restores and provides a permanent funding source for PEG operations by ensuring that PEG channels receive the greatest of 1) the historical level of support received prior to the enactment of state franchising laws; 2) the amount required under current franchising laws; or 3) up to 2% of the gross revenues of the cable operator. Under the CAP Act, municipalities would be permitted to use PEG fees for any PEG purpose, including capital and operating expenses. The CAP Act further requires that cable operators provide at least the greater of 1) the number of channels that were provided prior to state franchising legislation; or 2) up to 3 channels. The CAP Act reaffirms that cable operators shall deliver PEG channels to subscribers without additional charges and without degradation and without altering or removing content or data and such channels shall be viewable by every subscriber of the cable system without additional service or equipment charges.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors supports the Community Access Preservation Act of 2011 (H.R. 1746) and urges Wisconsin's Congressional delegation to take all actions in support of the immediate passage of the bill.

BE IT FINALLY RESOLVED that a copy of this resolution be sent to Congresswoman Tammy Baldwin, Senator Kohl, and Senator Johnson.

Submitted by Supervisors Richmond, de Felice, Hendrick, Bayrd, Wegleitner, Schmidt, Corrigan, Pertl, Salov, Hotchkiss, Bollig, Hesselbein, Miles, Chenoweth, Dye, Sargent, Krause, McCarville, Stubbs, Pan and Matano, June 7, 2012. Fiscal and Policy Notes not required.

Referred to EXECUTIVE.

RES. 44, 12-13

CHANGE ORDER #242 TO CONTRACT FOR ROBERTS CONSTRUCTION
FOR NEW BADGER PRAIRIE HEALTH CARE CENTER

The Department of Public Works, Highway & Transportation awarded a Contract to Roberts Construction Associates, Inc. for construction of the New Badger Prairie Health Care Center in Verona, WI, Bid #108018.

Sub. 1 to Res. 7, 2009-10 awarded the original Contract in the amount of \$18,033,000.00.

The following changes are requested:

Change Order #242 – ADD \$35,079.00 – Close out of Owner Direct Purchases account

NOW, THEREFORE, BE IT RESOLVED, that Change Order #242 for a total add of \$35,079.00 be approved to the Contract for Roberts Construction Associates, Inc.

BE IT FURTHER RESOLVED, that the Dane County Board of Supervisors approves and authorizes this Change Order; and

BE IT FINALLY RESOLVED, that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Change Order.

Submitted by Supervisors Schmidt, Veldran, Ripp, Pertl and Richmond, June 7, 2012.
Referred to PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 45, 12-13

AWARD OF CONTRACT FOR CAPITAL SQUARE SOUTH PARKING RAMP 2012 RESTORATION

The Department of Public Works, Highway & Transportation reports the receipt of bids for cast-in-place concrete repairs to slab, beam, columns and stair tower structure in selected areas of the Capitol Square South Parking Ramp, 113 South Henry Street, Madison, WI, Bid #312010.

A complete tabulation is on file at the Department of Public Works office. The low qualified bidder is:

Total: \$ _____

The Public Works staff finds the amount to be reasonable and recommends the bid be awarded to _____. Funds are available in the Capital Budget for the project. The term of the financing for the project will be 10 years.

NOW, THEREFORE, BE IT RESOLVED that a Contract be awarded to _____ in the amount of \$ _____ and that the project is authorized to proceed in advance of borrowing; and

BE IT FURTHER RESOLVED that the County Executive and the County Clerk are authorized and directed to sign the Contract; and

BE IT FURTHER RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Contract; and

BE IT FINALLY RESOLVED that the Public Works & Transportation Committee shall approve all change orders to the Contract, subject to submission of change orders to the County Board for approval where the sum involves \$20,000 or more than 10% of the original approved Contract amount, whichever is smaller.

Submitted by Supervisors Schmidt, Veldran, Ripp, Pertl and Richmond, June 7, 2012.
Referred to PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 46, 12-13

AUTHORIZING PURCHASE OF SERVICES AGREEMENT ADDENDUM
WITH THE BOARD OF REGENTS OF THE UNIVERSITY OF WISCONSIN SYSTEM

The Land & Water Resources Department currently has a Purchase of Services Agreement #9873 with the Board of Regents of the University of Wisconsin System to create an operational web-based interface (INFOS) that provides real-time water level & velocity of Lake Mendota and downstream lakes.

The County desires to expand the scope of the agreement to examine the impacts of carp and hydrodynamic disturbances on sediment resuspension at Cherokee Marsh for a cost of \$65,500. The funds for this project are included in the 2012 Land & Water Resources Legacy Fund Account LWLEGACY 57469.

The term for the debt issued to support the project will be 5 years.

NOW, THEREFORE, BE IT RESOLVED, that the Direct of Dane County Land & Water Resources is authorized to execute the above described Purchase of Services Agreement Addendum with the Board of Regents of the University of Wisconsin System.

BE IT FINALLY RESOLVED, that the Land & Water Resources Department be directed to ensure complete performance of the Agreement.

Submitted by Supervisor McDonell, June 7, 2012.

Referred to PERSONNEL & FINANCE and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

RES. 47, 12-13

AUTHORIZATION TO PROCEED AHEAD OF BORROWING – CLEAR LAKES INITIATIVE

The Dane County Board adopted Res. 196, 11-12 – Dane County Clear Lakes Initiative on February 2, 2012.

The resolution called for a 5-part approach over five years to protect and enhance the Lakes in the Yahara River Watershed. One of the initiatives is to fund recommendations associated with the Clean Lakes Alliance/Strand and Associates report for Yahara CLEAN implementation.

The report will not be complete until late fall of 2012, however, efforts are underway to begin implementation of some of the recommendations: winter cover crop establishment; research on alum treatment and leaf collection methodologies to evaluate potential water quality improvements.

In addition, UW Civil & Environmental Engineering proposes to install Floating Bog Interceptors to protect and restore shoreline in the Cherokee Marsh (\$30,000).

The 2012 Land & Water Resources Yahara CLEAN Implementation CPLWRESC 59025, has a budget allocation of \$250,000.

The term for the debt to be issued to support the project will be five years.

NOW, THEREFORE, BE IT RESOLVED, that the County Board authorizes the expenditure of funds prior to borrowing.

Submitted by Supervisor McDonell, June 7, 2012.

Referred to PERSONNEL & FINANCE and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

RES. 48, 12-13

APPROVING ADDITION OF VILLAGE OF DANE TO THE DANE COUNTY URBAN COUNTY CONSORTIUM

In December 1999, forty-three communities in Dane County, outside the City of Madison, came together to form the Dane County Urban County Consortium (UCC). This consortium allowed the County to

become eligible to receive Community Development Block Grant (CDBG) funds from the U.S. Department of Housing and Urban Development (HUD) for the first time. CDBG dollars fund a variety of housing and community development activities targeted towards low-and-moderate-income persons. By being part of the Urban County Consortium, participating units of local government may also participate in the Home Investment Partnerships (HOME) program as Dane County receives HOME funding. Additional communities have elected to join the Consortium over the years such that 55 communities currently participate.

These communities sign three-year cooperation agreements that automatically renew for each three year period that Dane County qualifies for entitlement status as an urban county for participation in the Community Development Block Grant and as a HOME Consortium for participation in the HOME Investment Partnerships program. The current qualification period is for FY 2011-2013. Any unit of government not in the Urban County Consortium, during the second or third year of the qualification period has the opportunity to be included for the remaining period of the urban county qualification.

The Village of Dane has elected to participate in the UCC program and has signed a Cooperation Agreement. This new Agreement must be signed by the County and submitted to HUD for approval.

The Village of Dane adds 995 in population to the Urban County Consortium bringing the total participating to slightly over 96% of the eligible Dane County population outside the City of Madison. The addition of this community also allows for a more comprehensive approach for the CDBG Program because Dane County CDBG and HOME dollars can now be spent in this community.

NOW, THEREFORE, BE IT RESOLVED that the Dane County CDBG Commission and County Board express their appreciation to the existing communities in the Dane County Urban County Consortium and welcome the Village of Dane, and

BE IT FINALLY RESOLVED that the County Executive is authorized to sign the above referenced Cooperation Agreement with the Village of Dane and submit the signed agreement to the U.S. Department of Housing and Urban Development for the purpose of including the Village of Dane in the Dane County Urban County Consortium beginning in 2013.

Submitted by Supervisor Ripp, June 7, 2012.
Referred to HEALTH & HUMAN NEEDS and PERSONNEL & FINANCE.

RES. 49, 12-13

AUTHORIZING INTERGOVERNMENTAL AGREEMENT FOR ART EXHIBITION COORDINATOR SERVICES
AT THE DANE COUNTY REGIONAL AIRPORT

The Dane County Regional Airport has developed art display areas in the terminal building, including an art court located on the first floor level of the terminal. The Airport has negotiated an intergovernmental agreement with Tandem Press, University of Wisconsin at Madison, pursuant to which Tandem Press will provide services as a consultant and hands-on Art Exhibition Coordinator. The Agreement will allow the County to take advantage of the experience and expertise of Tandem Press, which is part of the University of Wisconsin, in developing and implementing art exhibits with educational and regional emphasis. In addition, the relationship with Tandem Press provides access to Tandem Press's extensive art collection as potential exhibition subject matter and for display throughout the terminal. The Agreement is for a term of two years and nine months, with a maximum cost of \$92,000 over its term. Funding for the 2012 portion of the Agreement is included in the Airport's 2012 budget. Performance under the Agreement for the remaining two years of its term is subject to budgetary authority for expenditures pursuant to the contract.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Executive is hereby authorized to execute, on behalf of the County of Dane, an Intergovernmental Agreement for Art Exhibition Coordinator Services at the Dane County Regional Airport, as set forth above.

Submitted by Supervisor Rusk, June 7, 2012.

Referred to PERSONNEL & FINANCE, PUBLIC WORKS & TRANSPORTATION and AIRPORT.

RES. 50, 12-13

COUNTY EXECUTIVE APPOINTMENTS

The County Executive has appointed the following persons to the designated commissions, committees and boards. These appointments require confirmation by the County Board.

NOW, THEREFORE, BE IT RESOLVED that the appointments set forth below are confirmed.

Airport Commission

Perry Armstrong, 8834 Offerdahl Road, Mount Horeb 53572 (437-2728-H, 271-2020-W), to be reappointed. This term will expire 6/30/15.

Donald A. Esposito, Jr., 1180 Carriage Drive, Sun Prairie 53590 (226-3140-H, 837-1098-H), to be reappointed. This term will expire 6/30/15

Area Agency on Aging Board

Judith A. Wilson, 4522 East Buckeye Road, Madison 53716 (221-9555-H, 243-2071-W), to be reappointed. This term will expire 4/21/15.

Diane E. Walder, 926 Nancy Lane, Madison, Wisconsin 53704 (442-7248), to be reappointed. This term will expire 4/21/15.

C.D.B.G. Commission

Godwin A. Amegashie, 2519 Richardson Street, Fitchburg 53711 (270-1532-H, 267-7806-W), due to the resignation of Don Madelung. Mr. Amegashie is the Assistant to the Administrator of the State Department of Administration's Division of State Facilities. He has worked for State DOA for thirteen years, and has also worked in their minority business contracting section. Prior to his state service, he had over thirty years experience in the banking industry. He has served on the City of Madison's Economic Development Committee and the CDA. He has also served on the Madison Development Corporation's Board of Directors. He has master's degrees in Financial and International Business. He is very active in community development issues. This term will expire 4/14/14.

Linda Begley-Korth, 151 Highland Drive, Cambridge 53523 (444-8901-C, 327-4173-W), to be reappointed. This term will expire 4/14/14.

Gail Shea, 3337 Conservancy Lane, Middleton 53562 (836-6911-H), to be reappointed. This term will expire 4/14/14.

Gus Vander Wegen, 5173 Old Indian Trail, Fitchburg 53711 (271-2163-), to be reappointed. This term will expire 4/14/14.

Civil Service Commission

Roger Howard, 1421 Rae Lane, Madison 53711 (239-3391-H), to be reappointed. This term will expire 6/30/15.

Jane Licht, 2964 CTH AB, McFarland 53558 (838-8178-H), to be reappointed. This term will expire 6/30/15.

Robert A. Selk, 2642 Park Place, Madison 53705 (233-5217-H), to be reappointed. This term will expire 6/30/15.

Richard Sweet, 4105 Chippewa Drive, Madison 53711 (238-4322-H), due to the resignation of Peter Hill. Mr. Sweet is retired from serving as a nonpartisan attorney with the Wisconsin Legislative Council for over 36 years. His primary focus was on health, veterans, military affairs, and administrative rules. He also served as the Assistant Director and Director of the Legislative Council Rules Clearing House. This term will expire 6/30/14.

Emergency Medical Services Commission

Adam Plotkin, 304 North Pinckney Street, Madison 53703 (320-1949-H, 264-8572-W), to be reappointed. This term will expire 4/16/13.

Equal Opportunity Commission

Russell Betts, 9 Golf Course Road, Unit H, Madison 53704, due to the resignation of Juan Carlos Reyes. Mr. Betts is the Director of Development for the UW Foundation. Prior to that, he was the Director of Diversity for the Wisconsin Alumni Foundation. Mr. Betts has a B.A. degree in African-American Studies and Sociology from the UW-Madison. Mr. Betts is a member of the Overture Foundation and is Chair of the Urban League Board. This term will expire 1/1/15.

Tiffany C. Keogh, 251 Valley Ridge Drive, Sun Prairie 53590 (318-0404-C), due to the resignation of Pedro Albiter. Ms. Keogh is a Financial Eligibility Specialist for The Management Group-TMG. She has a bachelor's degree in Organizational Administration, which has a strong focus on community organizing, professional communication, and problem solving. She has extensive experience in community advocacy, building consensus especially regarding sensitive topics like race, politics, and equality. She is a member of the Sun Prairie Youth & Family Commission, working with government officials in the best interest of the youth and families that they serve. This term will expire 1/1/15.

Ethics Board

Moses Altsech, 7605 Westchester Drive, Middleton 53562 (213-4110-C), to be reappointed. This term will expire 4/15/14.

Carole M. Doeppers, 2115 Jefferson Street, Madison 53711 (255-3013-H, 250-1769-W), to be reappointed. This term will expire 4/15/14

Melinda Gustafson Gervasi, 5207 Manitowoc Pkwy, Madison 53705 (274-7192-H), to be reappointed. This term will expire 4/15/14.

Peter D. Strube, 908 Vista Ridge Drive, Mount Horeb 53572 (437-6158-H, 469-1750-C), to be reappointed. This term will expire 4/15/14.

Housing Authority Board, Dane County

Daniel O'Callaghan, 123 North Blount Street, #504, Madison 53703 (255-2226-H), to be reappointed. This term will expire 4/18/17.

Human Services Board

Edward Murray, 2721 Cordley Street, Fitchburg 53711 (277-9141-H, 692-1157-C), to fill the expired term of Addie Pettaway. Mr. Murray is retired from a career spanning thirty-eight years as a Cardiopulmonary Perfusionist. Mr. Murray worked at hospitals in Milwaukee and Madison. Mr. Murray also worked as the Minority Veterans Coordinator at the V.A. Hospital, and as a Clinical Instructor at the UW Hospital. He is an Army Veteran, having served as a medic and nurse. Mr. Murray is a founding member of 100 Black Men of Madison. This term will expire 4/21/15.

Long Term Support Committee

Harold J. Blotner, 4418 Waite Lane, Madison 53711 (233-8401-H), to be reappointed. This term will expire 4/21/15.

Derick Pearson, 641 West Main Street, #313, Madison 53703 (259-6712-H), to be reappointed. This term will expire 4/21/15.

Sue Petkovsek, 6217 Fredericksburg Lane, Madison 53718 (221-0660-H), to be reappointed. This term will expire 4/21/15.

Joan Sanzen, 8145 Stagecoach Road, Cross Plains 53528 (798-3401-H), due to the resignation of Laurene Lusk. Ms. Sanzen is the parent of a thirty-seven year old son with autism. Ms. Sanzen is retired from state service, having worked as the Constituent Relations Director for the Wisconsin Department of Health & Family Services, resolving complaints, concerns, and problems with programs administered by the department as presented by recipients, state and federal legislative staff, staff of local governments, and others. She also worked as a Budget & Planning Analyst, WIC Vendor Relations Coordinator, and Special Projects Coordinator, all for the Wisconsin Department of Health & Family Services. In her retirement, she has worked as a direct service worker, providing part-time residential support to a an autistic man. She also tutors through the Schools of Hope program and works with the summer Kindergarten Ready Program. This term will expire 4/21/15.

Monona Terrace Convention & Community Center Board

Kevin Gould, c/o Alliant Energy Center, 1919 Alliant Energy Center Way, Madison 53713, (267-3976-W), due to the retirement of Bill DiCarlo. Mr. Gould is the Interim Director of the Alliant Energy Center. This term will expire 5/1/14.

South Central Library System Board

Nan Brien, 1706 Tarragon Drive, Madison 53716 (222-1798-H), due to the resignation of Jaime Healy-Plotkin. Ms. Brien is retired from a career as a child advocate. She worked to educate young parents about the value of reading and talking with young children to enhance early childhood brain development. She also served as a member of the Madison Metropolitan School Board. This term will expire 12/31/14.

South Central Rail Transit Commission

Jim Haefs-Flemming, 321 South Owen Drive, Madison 53705 (233-8391-H, 327-7146-W), to be reappointed. This term will expire 4/21/15.

Tree Board

Nicolas T. Correll, 7009 Franklin Avenue, Middleton 53562 (669-0333-H, 798-3212-W), to be reappointed. This term will expire 4/21/15.

Youth Commission

Eric R. Mattson, 1525 Longview Street, Madison 53704 (246-0544-H, 338-8857-C), to fill the seat of a youth member, due to the resignation of Mitchell Ninedorf. Mr. Mattson is going to be a sophomore at East High School. He is a part-time soccer referee for MAYSA. Mr. Mattson is very interested in how our government works. This term will expire 4/15/14.

Lucy T. Brown, 210 DuRose Terrace, Madison 53705 (232-0013-H), to be reappointed. This term will expire 4/15/14.

Carol Nickles, 3617 Busse Street, Madison 53714 (225-3194), to be reappointed. This term will expire 4/15/14.

Maurice S. Cheeks, 96 Ponwood Circle, #E, Madison 53717 (609-1152-H, 256-8348-W), to be reappointed. This term will expire 4/15/14.

Henry Vilas Zoo Commission

Valerie L. Bailey-Rihn, 1508 Capital Avenue, Madison 53705 (233-6523-H, 283-2407-W), to fill the expired term of Linda Scheid. Ms. Bailey-Rihn is an attorney and partner at Quarles & Brady, LLP. She has an undergraduate degree in accounting and her law degree from the University of Wisconsin-Madison. She is President of the Dane County Bar Association, and President of the Women in Business, and a former President of the Board of Directors for the Ice Age Trail Alliance. She has much experience working with non-profit agencies and is a big fan and supporter of the Henry Vilas Zoo. This term will expire 4/30/15.

Anne Ross, 1105 Seminole Highway, Madison 53711 (258-4218-W), to be reappointed. This term will expire 4/30/15.

Submitted by Supervisor McDonell, June 7, 2012.
Referred to EXECUTIVE.

RES. 51, 12-13

**WAIVING PARKING FEES AT THE DANE COUNTY REGIONAL AIRPORT
DURING BADGER HONOR FLIGHT EVENTS**

The Badger Honor Flight was established to help South-Central Wisconsin Veterans to realize their dream of visiting the National World War II Memorial in Washington D.C. It is a regional affiliate of the national Honor Flight Network, which works to ensure that WWII and terminally ill veterans from any war have the opportunity to see the memorials that have been erected in their honor. The Honor Flight Network provides all amenities to the veterans, including all transportation, meals and lodging. The Badger Honor Flights began in 2009 and currently approximately 4 flights are held each year, two in the spring and two in the fall.

Many family and friends come to the Dane County Regional Airport for the ceremonies surrounding the Honor Flight. The program provides an opportunity for citizens of South-Central Wisconsin and Dane County to show appreciation, gratitude, and honor to our veterans who have given so much of themselves to protect and defend our country. It is not unusual for 1000 people to attend a ceremony sending off a group of elderly veterans.

Those attending the Honor Flight ceremonies pay the regular fee to park at the Dane County Regional Airport parking ramp. In support of this effort, and to encourage citizen participation in honoring World War II veterans, the Dane County Regional Airport should provide parking passes to those in attendance at Badger

Honor Flight ceremonies. The director has the ability to provide parking passes to DCRA visitors at his discretion.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors directs the director of the Dane County Regional Airport to provide parking passes to those in attendance at the four Badger Honor Flights held each year.

Submitted by Supervisors Clausius, Downing, O'Loughlin, Zweifel, Hotchkiss, Ferrell, Schlicht, Salov, Pertl, Miles, Stubbs, Krause, de Felice, Wiganowsky, Corrigan, McCarville, Hesselbein, Bollig, Levin, Sargent, Dye, Chenoweth, Matano, Ripp, Kiefer, Schmidt, Veldran, Erickson, Bayrd and Hendrick, June 7, 2012.

Referred to PERSONNEL & FINANCE, PUBLIC WORKS & TRANSPORTATION and AIRPORT.

RES. 52, 12-13

AWARD OF CONTRACT FOR CAMROCK PARK CAMROCK PARK PEDESTRIAN / BICYCLE BOARDWALK

The Department of Public Works, Highway & Transportation reports the receipt of bids to supply and install pedestrian / bicycle boardwalk at CamRock Park, 68 County Highway B, Cambridge, WI, Bid #312012.

A complete tabulation is on file at the Department of Public Works office. The low qualified bidder is:

Total: \$_____

The Public Works staff finds the amount to be reasonable and recommends the bid be awarded to _____.

There are sufficient funds available for this project. The term of the borrowing used to support this project will be ten years.

NOW, THEREFORE, BE IT RESOLVED that a Contract be awarded to _____ in the amount of \$_____; and

BE IT FURTHER RESOLVED that the County Executive and the County Clerk be authorized and directed to sign the Contract; and

BE IT FURTHER RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Contract; and

BE IT FINALLY RESOLVED that the Public Works & Transportation Committee shall approve all change orders to the Contract, subject to submission of change orders to the County Board for approval where the sum involves \$20,000 or more than 10% of the original approved Contract amount, whichever is smaller.

Submitted by Supervisors Salov, Ripp, Schmidt, Richmond, O'Loughlin, Zweifel, McCarville, Wegleitner, McDonell, Hotchkiss, Schlicht, Pertl, Corrigan, Levin, Veldran, Hendrick, Hampton, Hesselbein, Stubbs, Miles, de Felice, Chenoweth, Matano, Pan, Krause, Downing, Dye, Sargent and Bollig, June 7, 2012.

Referred to PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION.

COMMUNICATIONS

Claim from Mark DeMinter against Highway for damage to his vehicle. Referred to PUBLIC PROTECTION & JUDICIARY.

ZONING PETITIONS

Petitions for Zoning Reclassification. Referred by Clerk Peters to ZONING & LAND REGULATION.

Petition 10446 – Town of Pleasant Springs – Skaar Scattered Acres, Inc.

10447 – Town of Black Earth – Donald J. Ripp

10448 – Town of York – Charles L. Bronkhorst

10449 – Town of Windsor – Town of Windsor

10450 – Town of Verona – Michael D. Knight

10451 – Town of Burke – TMS Investments LLC

10452 – Town of York – Nancy J. Schoeffling

10453 – Town of Vienna – James L. & Kay Kalscheur Living Trust

10454 – Town of Mazomanie – Carl F. Goodwiler Revocable Trust

10455 – Town of Berry – Teresa L. Statz

2012 URBAN WATER QUALITY GRANT AWARDS

The Dane County Urban Water Quality Grant Program was included in the 2012 County Budget to improve the quality of urban stormwater runoff entering Dane County lakes, rivers and streams, increase public awareness of urban water quality issues, and provide public education for urban stormwater quality improvement practices. The project goals are to be achieved through the construction of best management practices that will provide efficient, cost-effective treatment of urban runoff. Financial assistance is available to municipalities in the form of cost sharing up to 50% percent of the total project cost, not to exceed \$100,000.

The Land & Water Resources Department recommends a total of \$480,465 in Legacy Funds for the following six projects:

Sponsor	Project Title	Project Cost	Grant Award
City of Madison	Cherokee Park Ponds	\$ 700,000	\$100,000
City of Madison	UW-Arboretum Pond 3	\$1,400,000	\$100,000
City of Sun Prairie	McCoy Road Stormwater Basin	\$ 225,800	\$100,000
Village of McFarland	Valley Drive Detention Basin	\$ 173,90 (sic)	\$ 84,700
City of Madison	Lake Edge Basin Repair	\$ 85,135	\$ 42,565
Village of Shorewood Hills	Railroad Ditch Basin	\$106,400	\$ 53,200
		TOTAL	\$480,465

The grant awards are contingent on the County and project sponsor entering into a grant agreement that will specify the program requirements and applicable grant conditions for each project.

The term for the debt issued to support the project will be ten years.

NOW, THEREFORE, BE IT RESOLVED that the 2012 Urban Water Quality Grants are approved by the Dane County Board and the Dane County Executive.

BE IT FURTHER RESOLVED that the grant awards totals \$480,465 and that the funds are currently available in the 2012 Legacy Fund.

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors authorizes this expenditure in advance of the 2012 borrowing.

BE IT FURTHER RESOLVED that Land & Water Resources staff are authorized to execute documents necessary to effectuate the grant award, which may include grant agreements and management agreements.

BE IT FINALLY RESOLVED that the Director of Dane County Land & Water Resources is authorized to approve reimbursement documentation for grant projects and the Controller is authorized to issue checks necessary to effectuate the projects authorized through the grant awards.

Submitted by Supervisor McDonell, June 21, 2012.

Referred to PERSONNEL & FINANCE and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

AUTHORIZING ACCEPTANCE OF TRAINING GRANT FOR MASS DECON TRAINING FOR
OPERATIONS LEVEL FIRE DEPARTMENTS

Dane County Emergency Management applied for and was awarded a training grant from Wisconsin Emergency Management in the amount of the grant award is \$6873.00.

This grant will be used to conduct mass decontamination training for operations level fire departments.

NOW, THEREFORE, BE IT RESOLVED that \$6,873 be set up as revenue in a newly created Emergency Management, Hazardous Materials Division Mass Decon Training for Operations Level Fire Departments revenue account and be credited to the General Fund.

BE IT FURTHER RESOLVED that \$6,873 be transferred from the General Fund to a newly created Emergency Management, Hazardous Materials Division Mass Decon Training for Operations Level Fire Departments expenditure account (account numbers to be issued by the Controller's Division upon passage of this resolution).

BE IT FINALLY RESOLVED that all unexpended funds and unrecognized revenues from this account be carried forward from the 2012 to the 2013 budget period.

Submitted by Supervisors Rusk, McCarville, Bayrd, Kiefer, Stubbs, Dye and Schlicht, June 21, 2012.
Referred to PERSONNEL & FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 59, 12-13

AMENDING THE 2012 CAPITAL BUDGET TO PURCHASE COMPUTER EQUIPMENT
IN THE DISTRICT ATTORNEY'S OFFICE

The Dane County District Attorney's Office has the opportunity for 3-4 volunteer attorneys to work in their office but they lack computer equipment for additional staff. The State of Wisconsin provides computer equipment for all DA staff. The state has denied the DA's request for additional laptops for volunteer attorneys because the state only provides equipment for paid staff.

The DA's Office is also requesting funds to purchase additional computer monitors for key staff to improve efficiencies due to going paperless. This hardware request was also denied by the state.

The DA Capitol Project budget line CPDIST 58158 was originally budgeted for \$25,000 to purchase radio equipment for DA investigators. After the purchase and installation of radios in the investigators' squad cars, this line has a balance of \$5,400. The term of the debt issued to support the project will be five years.

NOW THEREFORE BE IT RESOLVED that \$5,400 be transferred from CPDIST 58158 to CPDIST 57230 for the purchase of laptops and licenses for volunteer attorneys, and for second computer monitors for specific key staff.

Submitted by Supervisors Rusk, McCarville, Bayrd, Kiefer, Stubbs, Dye and Schlicht, June 21, 2012.
Referred to PERSONNEL & FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 60, 12-13

ACCEPTANCE OF FY 10 FEDERAL STOP VIOLENCE AGAINST WOMEN ACT (VAWA) TO ENHANCE THE COMMUNITY COORDINATED RESPONSE TO DOMESTIC VIOLENCE TASK FORCE (CCRDVTF)

The Dane County District Attorney's Office was awarded \$10,000 to enhance our current Community Coordinated Response To Domestic Violence Task Force (CCRDVTF) (\$10,000 grant, \$3,375 in-kind match). This is in response to the increase in domestic violence homicides over the past few years. The grant was awarded by the WI Office of Justice Assistance. Funds must be used by December 31, 2012.

NOW THEREFORE BE IT RESOLVED that the Dane County District Attorney's Office be permitted to accept the aforementioned VAWA grant in the amount of \$10,000.

BE IT FURTHER RESOLVED that revenue account DAVICWIT 80368 "VAWA Grant Revenue" be increased by \$10,000 and that expenditure account DAVICWIT 22753 "VAWA Grant Exp" be increased by \$10,000, and

BE IT FINALLY RESOLVED that any funds not received or expended in FY 12 are carried forward to FY 13.

Submitted by Supervisors Rusk, McCarville, Bayrd, Kiefer, Stubbs, Dye and Schlicht, June 21, 2012.
Referred to PERSONNEL & FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 61, 12-13

AUTHORIZING AN AGREEMENT TO ACCEPT ADDITIONAL GRANT FUNDS
"VIOLENCE AGAINST WOMEN ACT"

The State of Wisconsin Office of Justice Assistance is making funds available for participation in "WI STOP Violence Against Women Act (VAWA)". The goal of the WI STOP Violence Against Women Act is to enhance the ability of local communities to keep women safe and hold perpetrators accountable. The grant project will achieve this by: 1) enabling more effective enforcement of laws prohibiting violence against women through the development of focused enforcement units with specialized skills and tactics, 2) improving the capacity of law enforcement to appropriately respond to the needs of victims, and 3) developing and implementing policies and protocols to ensure an effective response. This project is designed to target the most significant domestic violence cases within Dane County.

NOW, THEREFORE, BE IT RESOLVED that the Sheriff's Office is authorized to accept an additional \$21,150 from the State of Wisconsin, Office of Justice Assistance for the "WI STOP Violence Against Women Act grant.

BE IT FURTHER RESOLVED that \$21,150 be set up as additional revenue in the Sheriff's Office, Field Services Division, OJA-Violence Against Women Act Revenue Account (SHRFFLD NEW) and be credited to the General Fund.

BE IT FURTHER RESOLVED that \$21,150 be transferred from the general fund to a new expenditure line in the Sheriff's Office, Field Services Division, OJA-Violence Against Women Act Expenditure Account (SHRFFLD NEW).

BE IT FINALLY RESOLVED that all unexpended funds and unrecognized revenues from this account be carried forward from the 2012 budget period to the 2013 budget period.

Submitted by Supervisors Rusk, McCarville, Bayrd, Kiefer, Stubbs, Dye, Schlicht and Krause, June 21, 2012.

Referred to PERSONNEL & FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 62, 12-13

AWARD OF CONTRACT FOR CAMROCK PARK PEDESTRIAN / BICYCLE BRIDGE #2

The Department of Public Works, Highway & Transportation reports the receipt of bids to design, supply, and install one complete 100' x 10' steel structure bridge with a wood deck for pedestrian and bicycle use in CamRock Park, 68 County Highway B, Cambridge, WI, Bid # 311020.

A complete tabulation is on file at the Department of Public Works office. The low qualified bidder is:

Total: \$ _____

The Public Works staff finds the amount to be reasonable and recommends the bid be awarded to _____.

There are sufficient funds available for this project. The term of the borrowing used to support this project will be ten years.

NOW, THEREFORE, BE IT RESOLVED that a Contract be awarded to _____ in the amount of \$ _____; and

BE IT FURTHER RESOLVED that the County Executive and the County Clerk be authorized and directed to sign the Contract; and

BE IT FURTHER RESOLVED that the expenditure is authorized in advance of borrowing; and

BE IT FURTHER RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Contract; and

BE IT FINALLY RESOLVED that the Public Works & Transportation Committee shall approve all change orders to the Contract, subject to submission of change orders to the County Board for approval where the sum involves \$20,000 or more than 10% of the original approved Contract amount, whichever is smaller.

Submitted by Supervisors Salov, Schlicht, Hotchkiss, Zweifel, Richmond, Schmidt, Corrigan, Veldran, Matano, Stubbs, McDonell, Ripp, Kiefer, McCarville, Miles, Hesselbein, Chenoweth, Krause, Solberg, Bollig, Levin, Dye and Sargent, June 21, 2012.

Referred to PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 63, 12-13

AWARD OF CONTRACT FOR WATER SERVICE EXPANSION FOR LF #2

The Department of Public Works, Highway & Transportation reports the receipt of bids for construction services to provide a new, 12" ductile iron water service alongside the existing 6" PVC service to be abandoned, 7102 US Highway 12 & 18, Madison, WI, Bid # 312013.

A complete tabulation is on file at the Department of Public Works office. The low qualified bidder is:

Total: \$_____

The Public Works staff finds the amount to be reasonable and recommends the bid be awarded to _____.

There are sufficient funds available for this project. The term of the borrowing used to support this project will be ten years.

NOW, THEREFORE, BE IT RESOLVED that a Contract be awarded to _____ in the amount of \$_____; and

BE IT FURTHER RESOLVED that the County Executive and the County Clerk be authorized and directed to sign the Contract; and

BE IT FURTHER RESOLVED that the expenditure is authorized in advance of borrowing; and

BE IT FURTHER RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Contract; and

BE IT FINALLY RESOLVED that the Public Works & Transportation Committee shall approve all change orders to the Contract, subject to submission of change orders to the County Board for approval where the sum involves \$20,000 or more than 10% of the original approved Contract amount, whichever is smaller.

Submitted by Supervisors Schmidt, Richmond, Veldran, Ripp and Pertl, June 21, 2012.
Referred to PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 64, 12-13

AWARD OF CONTRACT FOR ENGINEERING SERVICES FOR LANDFILL EXPANSION

The Department of Public Works, Highway & Transportation reports the receipt of proposals for professional engineering services related to a proposed expansion of its landfill at 7102 Hwy. 12 & 18, Madison, WI 53718, RFP # 312011.

A complete tabulation is on file at the Department of Public Works office. The low qualified bidder is:

Total: \$_____

The Public Works staff finds the amount to be reasonable and recommends the bid be awarded to _____.

There are sufficient funds available for this project. The term of the borrowing used to support this project will be ten years.

NOW, THEREFORE, BE IT RESOLVED that a Contract be awarded to _____ in the amount of \$_____; and

BE IT FURTHER RESOLVED that the County Executive and the County Clerk be authorized and directed to sign the Contract; and

BE IT FURTHER RESOLVED that the expenditure is authorized in advance of borrowing; and

BE IT FURTHER RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Contract; and

BE IT FINALLY RESOLVED that the Public Works & Transportation Committee shall approve all change orders to the Contract, subject to submission of change orders to the County Board for approval where the sum involves \$20,000 or more than 10% of the original approved Contract amount, whichever is smaller.

Submitted by Supervisors Schmidt, Richmond, Veldran, Ripp and Pertl, June 21, 2012.
Referred to PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 65, 12-13

AWARD OF CONTRACT to REPLACE GARAGE DOORS – ROBERTSON ROAD

Dane County is inviting Bids for construction services for replacing 16 garage doors at the Robertson Road Shop.

The Department of Public Works, Highway & Transportation reports the receipt of Bids for Replacement of Garage Doors, Madison, WI 53718, RFB # 312016.

A complete tabulation is on file at the Department of Public Works office. The low qualified bidder is:

Total: \$_____

The Public Works staff finds the amount to be reasonable and recommends the bid be awarded to _____.

There are sufficient funds available for this project. The term of the borrowing used to support this project will be ten years.

NOW, THEREFORE, BE IT RESOLVED that a Contract be awarded to _____ in the amount of \$_____; and

BE IT FURTHER RESOLVED that the County Executive and the County Clerk be authorized and directed to sign the Contract; and

BE IT FURTHER RESOLVED that the expenditure is authorized in advance of borrowing; and

BE IT FURTHER RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Contract; and

BE IT FINALLY RESOLVED that the Public Works & Transportation Committee shall approve all change orders to the Contract, subject to submission of change orders to the County Board for approval where the sum involves \$20,000 or more than 10% of the original approved Contract amount, whichever is smaller.

Submitted by Supervisors Schmidt, Richmond, Veldran, Ripp and Pertl, June 21, 2012.
Referred to PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 66, 2012-13

AWARD OF CONTRACT FOR ARCHITECTURAL & ENGINEERING DESIGN SERVICES FOR
1ST FLOOR OF THE CITY-COUNTY BUILDING

The Department of Public Works, Highway & Transportation reports the receipt of proposals to provide architectural and engineering design services for 1st floor of the City-County Building, 210 Martin Luther Jr. Blvd, Madison, WI, RFP # 309020.

A complete tabulation is on file at the Department of Public Works office. The low qualified bidder is:

Total: \$ _____

The Public Works staff finds the amount to be reasonable and recommends the bid be awarded to _____.

There are sufficient funds available for this project. The term of the borrowing used to support this project will be ten years.

NOW, THEREFORE, BE IT RESOLVED that a Contract be awarded to _____ in the amount of \$ _____; and

BE IT FURTHER RESOLVED that the County Executive and the County Clerk be authorized and directed to sign the Contract; and

BE IT FURTHER RESOLVED that the expenditure is authorized in advance of borrowing; and

BE IT FURTHER RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Contract; and

BE IT FINALLY RESOLVED that the Public Works & Transportation Committee shall approve all change orders to the Contract, subject to submission of change orders to the County Board for approval where the sum involves \$20,000 or more than 10% of the original approved Contract amount, whichever is smaller.

Submitted by Supervisors Schmidt, Richmond, Veldran, Ripp and Pertl, June 21, 2012.
Referred to PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 67, 12-13

AWARD OF CONTRACT FOR ELECTRIC 'SECURE' ELEVATOR (CAR NO. 6)
MODERNIZATION CITY-COUNTY BUILDING

The Department of Public Works, Highway & Transportation reports the receipt of bids to provide services to modernize the electric secure elevator car no. 6, 210 Martin Luther King Jr. Blvd., Madison, WI, Bid # 312014.

A complete tabulation is on file at the Department of Public Works office. The low qualified bidder is:

Total: \$ _____

The Public Works staff finds the amount to be reasonable and recommends the bid be awarded to _____.

There are sufficient funds available for this project. The term of the borrowing used to support this project will be ten years.

NOW, THEREFORE, BE IT RESOLVED that a Contract be awarded to _____ in the amount of \$ _____; and

BE IT FURTHER RESOLVED that the County Executive and the County Clerk be authorized and directed to sign the Contract; and

BE IT FURTHER RESOLVED that the expenditure is authorized in advance of borrowing; and

BE IT FURTHER RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Contract; and

BE IT FINALLY RESOLVED that the Public Works & Transportation Committee shall approve all change orders to the Contract, subject to submission of change orders to the County Board for approval where the sum involves \$20,000 or more than 10% of the original approved Contract amount, whichever is smaller.

Submitted by Supervisors Schmidt, Richmond, Veldran, Ripp and Pertl, June 21, 2012.
Referred to PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 68, 12-13

AUTHORIZING A CONTRACT TO ACCEPT HIGHWAY SAFETY GRANT FUNDS FOR A COMMUNITY
TRAFFIC SAFETY PROJECT "2012 SUMMER EVENTS"

The Department of Transportation, Bureau of Transportation Safety, State of Wisconsin, is making funds available for participation in an Alcohol Enforcement Initiative. The goal of the federally funded contract is to reduce the number of alcohol related crashes by persons leaving area festivals and community events. The grant includes monies for a "Safe Rider Program" and a media plan.

NOW, THEREFORE BE IT RESOLVED that the Sheriff's Office is hereby authorized to accept \$6,065 from the Department of Transportation, Bureau of Transportation Safety for a 2012 Summer Events grant. The Sheriff's Office is receiving \$4,165 to be used for materials and printed advertising, and for an extensive media

plan. The Sheriff's Office is also receiving \$1,900 to be used to contract with local bus companies to provide transportation.

BE IT RESOLVED that \$6,065 be set up as additional revenue in the Sheriff's Office, Field Services Community Safety Project Revenue account (SHRFFLD 80708) and be credited to the general fund.

BE IT FURTHER RESOLVED that \$6,065 be transferred from the general fund to the following accounts:

Fund to the following Sheriff's Office accounts:

Contractual Bus Service - (SHRFFLD 21839)	\$1,900
Media Account - (SHRFFLD 21530)	\$4,165
<u>Total</u>	\$6,065

BE IT FINALLY RESOLVED that all unexpended funds and unrecognized revenues from this account be carried forward from the 2012 budget period to the 2013 budget period.

Submitted by Supervisors Rusk, McCarville, Bayrd, Kiefer, Stubbs, Dye and Schlicht, June 21, 2012.
Referred to PERSONNEL & FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 69, 12-13

RECOGNIZING DANE COUNTY'S COMMITMENT AGAINST SWEATSHOPS

The University of Wisconsin-Madison has both a licensing and sponsorship contract with adidas Group. Every licensee of the University is required to sign onto the Labor Code of Conduct, which states that licensees adhere to local labor laws. The adidas Group sourced from the PT Kizone factory, now closed, in Indonesia and has refused to ensure legally mandated severance pay to 2,800 workers there. The University has designated this a violation of the contract. The University's designated advisory committee on overseeing licensee compliance, the Labor Licensing Policy Committee, has recommended Chancellor Ward give adidas Group a period of 90 days on notice to remediate the violations. This has not happened and the workers have not been paid the \$1.8 million they are owed.

Various local organizations, including the South Central Federation of Labor, the Teaching Assistants' Association (American Federation of Teachers Local 3220), the American Federal, State, County, and Municipal Employees Local 171, the Interfaith Coalition for Worker Justice, and the Associated Students of Madison Student Council have called on the University to stand up for workers' rights and put adidas Group on notice.

This county is one that has a tradition and legacy in standing up for labor rights. In 2006, outcry against sweatshop conditions with Superior Health Linen led to Superior Health Linen losing its contract to provide laundry services for the Badger Prairie Health Care Center, a Dane County facility. Dane County convened a public panel in 2007 for the workers at Superior Health Linen, chaired by Chair McDonell and former County Executive Falk. The panel confirmed noncompliance with the county living wage ordinance, with the company paying workers an average of eight dollars an hour. Additionally, workers were unable to afford health care and working conditions were deemed unsafe. In order to uphold Dane County's tradition in supporting workplace rights, Superior Health Linen lost their contract with Dane County.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors reaffirms its commitment to contracting with labor-conscious companies.

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors supports the workers at PT Kizone being paid their legally mandated severance pay.

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors supports following putting adidas group on notice for a period of no more than 90 days.

BE IT FINALLY RESOLVED that a copy of this resolution is sent to the Office of the Chancellor of the University of Wisconsin-Madison.

Submitted by Supervisors Pan, Matano, Chenoweth, Dye, Solberg, de Felice, Erickson, Hotchkiss, Sargent, Bollig, Hesselbein, Miles, Pertl, Hendrick, McDonell, Veldran, Richmond, Krause, and Downing, June 21, 2012. Fiscal and Policy Notes not required.

Referred to EXECUTIVE.

RES. 70, 12-13

AUTHORIZING ANALYSIS OF CARP REMOVAL IN LAKE KEGONSA

In February 2012, the Dane County Board of Supervisors approved the Clear Lakes Initiative, a five-part approach to enhance the lakes in the Yahara River Watershed. The initiative includes funding for recommendations associated with the Clean Lakes Alliance/Strand and Associates report for Yahara CLEAN implementation, as well as a project for the study and possible removal of carp.

While the projects to analyze the effect carp have on water quality initially focuses on Cherokee Marsh and Mud Lake, there is also interest in addressing the impact of these fish in Lake Kegonsa. The Land and Water Resources Department is working with UW Civil & Environmental Engineering and the Department of Natural Resources on the carp analysis and possible removal projects. Analysis of the carp in Lake Kegonsa will cost \$15,000.

The 2012 Land and Water Resources Yahara CLEAN Implementation CPLWRESC 59025 has a budget allocation of \$250,000. The term of debt to be issued to support the project will be five years.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors directs the Land and Water Resources Department to work with UW Civil & Environmental Engineering and the Wisconsin Department of Natural Resources on the analysis of carp in Lake Kegonsa and authorizes the expenditure of the remainder of the Yahara CLEAN Implementation funds prior to borrowing for this purpose.

Submitted by Supervisors Miles and Solberg, June 21, 2012.

Referred to PERSONNEL & FINANCE and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

RES. 71, 12-13

ADOPTING A LAKE LEVEL MANAGEMENT GUIDE

The Dane County Lake Level Management Guide for the Yahara Chain of Lakes was prepared by the staff of the Dane County Land and Water Resources Department and approved by the Dane County Lakes and Watershed Commission in October 2010. The guide provides an overview of the Yahara River chain of

lakes (Mendota, Monona, Waubesa, and Kegonsa) and the strategies that are employed in an effort to manage lake levels within regulatory limits.

Dane County is responsible for developing and carrying out the operational strategies necessary to comply with the lake level orders set for Lake Mendota, Monona, Waubesa, and Kegonsa. The Wisconsin Department of Natural Resources (DNR) issued the most recent orders in 1979. The orders seek to balance many competing interests, including navigation, flood control, and fisheries and wildlife. The lake level orders do not specify how the control structures (dams) are to be operated. The orders only specify minimum and maximum water levels, minimum flows, and require that each lake be managed as part of the river system. Due to its comparatively large size, Lake Mendota acts as a buffer to provide storage for the lower lakes following large runoff events and, in combination with the Tenney Dam, provides the primary means of controlling lake levels throughout the system. Lake Mendota can be regulated to maximize in-lake storage capacity to protect downstream lakes from flooding due to its comparatively large size.

More intense rainfall events occurring in the last decade have added challenges to lake level management, and extreme rainfall events are predicted to increase in the future. According to the Wisconsin Initiative on Climate Change Impacts Stormwater Working Group, climate change in Wisconsin is likely to increase the severity and frequency of high river flows and water levels due to changes in rainfall. With the potential for more frequent and larger storm events to occur in the future, strategies for managing high flow situations become more critical.

The Yahara Lakes Advisory Group 2 (YLAG2) recently has completed a review of the lake level orders established by DNR in 1979. YLAG2 has just closed a comment period on 41 recommendations and the number one recommendation is to “Retain current water level orders until an observational network and modeling indicates a need for change in order to better balance public and private interests.”

Since at least 2004, the Dane County Board has adopted the following flood mitigation objective “Maintain the levels of the Yahara lakes at the lower limit of the DNR’s set operating range as part of a comprehensive strategy that addresses flood risk and the needs of fisheries, recreational interests, agricultural interests, and lakeshore property owners.”

Additionally, the County Board has initiated a peer review of the Dane County Lake Level Management Guide for the Yahara Chain of Lakes, which will be complete by the end of June 2012. The review will address the management goals and operational strategies identified in the guide.

NOW, THEREFORE, BE IT RESOLVED that Dane County adopts the Dane County Lake Level Management Guide for the Yahara Chain of Lakes and directs that the guide be posted on the county website and used to manage, as a system, the levels of the Yahara Lakes.

Submitted by Supervisors Hendrick, Bayrd, Chenoweth, Veldran, Krause, Sargent and Wegleitner, June 21, 2012. Fiscal and Policy Notes not required.

Referred to EXECUTIVE, ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and LAKES & WATERSHED.

RES. 72, 12-13

COUNTY EXECUTIVE APPOINTMENTS

The County Executive has appointed the following persons to the designated commissions, committees and boards. These appointments require confirmation by the County Board.

NOW, THEREFORE, BE IT RESOLVED that the appointments set forth below are confirmed.

Cultural Affairs Commission

Hathaway Dilba, 3716 County Trunk A, Town of Rutland, WI, 53589, (608-213-6048-C), due to the resignation of Scott Foss. Ms. Dilba is a partner and Director of Promotions at Ale Asylum, a Madison-based microbrewery. She does online marketing, event planning, social media and enjoys doing the landscaping for the beer garden. Ms. Dilba served as marketing director for several major businesses around the U.S. in her career. She attended college in Madison earning an Associates Degree in Apparel Marketing, and a Bachelor of Science in Marketing and Management from Edgewood College. This term will expire 4/21/15.

Mary Klehr, 1031 Sherman Ave, Madison, WI, 53703, (608/204-6717 –W, 256-7202-H), due to the resignation of Jennifer Post-Tyler. Ms. Klehr is the Clinical Supervisor, Midvale-Lincoln Professional Development School Program, Midvale-Lincoln Elementary. As a Madison teacher, Ms. Klehr holds a joint MMSD/UW-Madison position running the Professional Development School (PDS) Elementary pre-service cohort at Midvale-Lincoln Elementary. The primary aim of this site-based clinical program is to prepare skilled and caring new teachers who are committed to working in culturally diverse, urban public schools. Ms. Klehr also coordinates the MMSD Classroom Action Research Program, which supports teachers in examining their own practice through reflective inquiry. Before becoming a teacher and teacher educator, Ms. Klehr studied with George Houston Bass at Brown University's Rites & Reason Theatre, a research-to-performance theater company in Providence that is one of the oldest producing Black theaters in the U.S. She then worked as a creative drama and children's theater specialist in Providence, Boston, and Madison. She earned her MA in Educational Theater from UW-Madison, and more recently completed a Curriculum & Instruction doctoral study featuring K-12 teachers who use arts-based research methods to study classroom life. This term will expire 4/21/15.

Steve Morgan, 2405 Rugby Row, Madison, WI, 53726, (231-3169-H), due to the resignation of Heather Robertson Warren. Mr. Morgan recently retired from his position as Director of Bands at Madison's West High School, where he taught guitar and music theory, oversaw the jazz program, and conducted the school musicals. For Four Seasons Theatre he has played in the pit (guitar, trombone, bass) for several productions, conducted *South Pacific* in August 2010, and will return to the podium for *A Little Night Music* in August 2012. This term will expire 4/21/15.

Ethics Board

Russell Betts, 9 Golf Course Road, Unit H, Madison 53704, due to the resignation of Milele Chikasa Anana. Mr. Betts is the Director of Development for the UW Foundation. Prior to that, he was the Director of Diversity for the Wisconsin Alumni Foundation. Mr. Betts has a B.A. degree in African-American Studies and Sociology from the UW-Madison. Mr. Betts is a member of the Overture Foundation and is Chair of the Urban League Board. This term will expire 4/15/14.

Parks Commission

Tom Thoresen, 5874 Persimmon Drive, Fitchburg 53711 (276-9446-H), to be reappointed. This term will expire 7/1/16.

Wisconsin River Rail Transit Commission

Chris James, 3833 Dolphin Drive, Madison 53719 (848-8011-H), c/o Dane County Land & Water Resources Department, 1 Fen Oak Court, Madison 53704 (224-3763-W), to fill the expired term of Forrest Van Schwartz. Mr. James is a Park Planner for the Dane County Land & Water Resources Department. He works closely with staff from the Wisconsin Department of Transportation and Wisconsin and Southern Railroad Company on planning, coordination and development of regional trail systems that co-exist within WRRTC transportation corridors. This term will expire 4/21/15.

Submitted by Supervisor McDonell, June 21, 2012.
Referred to EXECUTIVE.

COUNTY EXECUTIVE APPOINTMENTS

The County Executive has appointed the following persons to the designated commissions, committees and boards. These appointments require confirmation by the County Board.

NOW, THEREFORE, BE IT RESOLVED that the appointments set forth below are confirmed.

Cultural Affairs Commission

Michael Bruno, 4509 Odana Road, Madison 53711 (217-7262-C), due to the resignation of Scott Foss. Mr. Bruno is the Artistic Director for Whoopedoo Productions, Inc., and the host of Bruno's Best Bets on WISC-TV Channel 3 Live at Five. He has also worked in box office ticket sales at the Madison Civic Center, has served on the Board of Directors for the AIDS Network of Madison, worked in client service care at REM of Wisconsin, was a Guest Director at Stage Q, Inc., Stageworks-Stoughton, and at Edgewood High School. This term will expire 4/21/15.

Mary Klehr, 1031 Sherman Ave, Madison, WI, 53703, (608/204-6717 –W, 256-7202-H), due to the resignation of Jennifer Post-Tyler. Ms. Klehr is the Clinical Supervisor, Midvale-Lincoln Professional Development School Program, Midvale-Lincoln Elementary. As a Madison teacher, Ms. Klehr holds a joint MMSD/UW-Madison position running the Professional Development School (PDS) Elementary pre-service cohort at Midvale-Lincoln Elementary. The primary aim of this site-based clinical program is to prepare skilled and caring new teachers who are committed to working in culturally diverse, urban public schools. Ms. Klehr also coordinates the MMSD Classroom Action Research Program, which supports teachers in examining their own practice through reflective inquiry. Before becoming a teacher and teacher educator, Ms. Klehr studied with George Houston Bass at Brown University's Rites & Reason Theatre, a research-to-performance theater company in Providence that is one of the oldest producing Black theaters in the U.S. She then worked as a creative drama and children's theater specialist in Providence, Boston, and Madison. She earned her MA in Educational Theater from UW-Madison, and more recently completed a Curriculum & Instruction doctoral study featuring K-12 teachers who use arts-based research methods to study classroom life. This term will expire 4/21/15.

Steve Morgan, 2405 Rugby Row, Madison, WI, 53726, (231-3169-H), due to the resignation of Heather Robertson Warren. Mr. Morgan is a Retired Teacher and Band Director from Madison West High School; an Orchestra Director for local productions, and a Jazz Musician. Mr. Morgan recently retired from his position as Director of Bands at Madison's West High School, where he taught guitar and music theory, oversaw the jazz program, and conducted the school musicals. For Four Seasons Theatre he has played in the pit (guitar, trombone, bass) for several productions, conducted *South Pacific* in August 2010, and will return to the podium for *A Little Night Music* in August 2012. This term will expire 4/21/15.

Submitted by Supervisor McDonell, June 21, 2012.
Referred to EXECUTIVE.

COMMUNICATIONS

Claim from John Wagner against Highway for damage to his vehicle. Referred to PUBLIC PROTECTION & JUDICIARY.

ORD. AMDT. 10, 12-13

AMENDING CHAPTER 15 OF THE DANE COUNTY CODE OF ORDINANCES,
UPDATING THE BOND REQUIREMENTS FOR VETERAN SERVICE COMMISSIONERS

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Subsection 15.37(3) is amended to read as follows:

(3). Each commissioner shall be bonded in accordance with Section 59.21(1) of the Wisconsin Statutes.

[EXPLANATION: This amendment updates the bonding requirements for veteran service commissioners.]

Submitted by Supervisor Hotchkiss, July 12, 2012. Fiscal and Policy Notes not required.
Referred to HEALTH & HUMAN NEEDS and PERSONNEL & FINANCE.

ORD. AMDT. 11, 12-13

AMENDING CHAPTERS 10 & 12 OF THE DANE COUNTY CODE OF ORDINANCES, REGARDING THE
KEEPING OF DOMESTICATED FOWL IN SINGLE FAMILY RESIDENTIAL YARDS

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Subsection 10.01(19r) is created to read as follows:

(19r) *Domestic fowl*. Domestic fowl includes female chickens, ducks, and quail. Geese, turkeys, and pea fowl are not considered domestic fowl for the purposes of this ordinance.

ARTICLE 3. Subsection 10.04(1)(b)9.b. is created to read as follows: b. Subsection 10.04(1)(b)9.a. shall not apply to covered enclosures used for the purposes of keeping domestic fowl.

ARTICLE 4. Section 10.195 is created to read as follows:

10.195 STANDARDS FOR KEEPING DOMESTIC FOWL IN SINGLE FAMILY RESIDENTIAL YARDS. (1)

Purpose. The purpose and intent of this section is to provide a listing of standards that shall apply to the keeping of domestic fowl in the yards of single family residences. The standards are designed to ensure that the keeping of fowl is done in a responsible manner that protects the public health, safety, and welfare and avoids conflicts with neighboring uses.

(2) *Use*. The keeping of 6 domestic fowl in the yards of single family residences located in any zoning district shall be a permitted use, if such use complies with the following:

(a) Domestic fowl shall not be slaughtered.

(b) Domestic fowl must have access to a covered enclosure.

(c) Domestic fowl shall not be allowed to roam free and must be kept in a covered enclosure or fenced enclosure at all times.

(d) Covered and fenced enclosures must be clean, dry and odor-free, and kept in a manner that will not disturb the use or enjoyment of adjacent lots.

(3) *Permits for covered enclosures*. Notwithstanding the exemption set forth in section 10.04(1)(b)9a, zoning permits shall be required prior to the erection, placement or construction of covered enclosures.

(4) *Location of covered and fenced enclosures*.

1. Covered and fenced enclosures shall be within the rear or side yard.
 2. Covered and fenced enclosures shall not be closer than 25 feet to any residential structure on an adjacent lot.
 3. Covered and fenced enclosures shall not be located closer than 75 feet from the ordinary high water mark of any lake, river, or stream.
- (5) *Violations.* Any violation of these standards shall be subject to the penalties set forth in section 10.25(5).
(6) *Effective date.* This section shall become effective as of January 1, 2013.

ARTICLE 5. Subsection 12.05(17) is created to read as follows:

(17) The permit fee for covered enclosures used for the purposes of keeping domestic fowl shall be \$15.00.

[Explanation: This ordinance provides for standards for the keeping of limited breeds of domesticated fowl in the yards of single family residences, and sets forth permit fees for certain covered enclosures.]

Submitted by Supervisors Miles, Solberg, Salov, Schlicht, Bollig, Hotchkiss, Hesselbein, Chenoweth, Dye, Sargent, Pertl, Hendrick, Bayrd, Erickson, Wegleitner, Pan, McCarville, Ripp, Veldran, Schmidt, Zweifel, Krause and Downing, July 12, 2012. Fiscal and Policy Notes not required.

Referred to ZONING & LAND REGULATION.

RES. 75, 12-13

AWARDING FUNDS FOR THE MENTAL HEALTH RESOURCE BRIDGE INITIATIVE DCDHS - ACS
DIVISION

In the 2012 Adopted Budget, \$166,667 was allocated to enhance services for people with mental health needs for May 2012 – December 2012. Funding was \$113,334 GPR and \$53,333 revenue. The annualized funding for this initiative would be \$250,000. To address the needs of individuals who have a dual diagnosis, DCDHS allocated annualized AODA services funding of \$50,000. An RFP titled Resource Bridge was issued and two proposals were submitted. The highest scoring proposal is a collaboration among five different agencies: Journey Mental Health Center, Inc.; SOAR Case Management Services/Recovery Dane, Inc.; Chrysalis; Employment Resources, Inc.; and Madison Area Urban Ministry. Journey Mental Health Center, Inc. will be the lead agency and will hold the contract. The Resource Bridge program will provide recovery-focused mental health services to those most in need, bridging the gap until longer term services can be established. The Resource Bridge will include the following services: psychiatry, medication assistance, mental health and substance abuse assessment, case management, peer support, work, benefit counseling and linkage to other longer term supports and services. The Resource Bridge will also coordinate and conduct assessments for persons seeking residential alcohol and other drug abuse (AODA) treatment.

The goal of this service is to provide recovery-focused behavioral health services to those most in need, bridging the gap until longer term services can be established. Because this is a collaboration of five different agencies, length of involvement among the different agencies will vary. Services will focus on support and stabilization. All persons accepted into the program must be adult residents of Dane County, who have a primary serious and persistent mental illness. Consumers prioritized for this service will come from the Mendota and Winnebago Mental Health Institutes, the Care Centers and from the Crisis unit at Journey Mental Health Center.

The program will be funded at \$150,000 for July to December 2012.

NOW, THEREFORE, BE IT RESOLVED, that the following 2012 Department of Human Services expenditure accounts be adjusted.

<u>Expenditure Account Number</u>	<u>Account Title</u>	<u>Amount</u>
ACFCTMHC CTRBAA	Resource Bridge	\$150,000
ACFCTTBD CZWIAA	Mental Health Drop In Clinic	(\$125,000)
CYFCLTBD RCSVAA	TBD AODA Services	(\$25,000)
	Total	\$0

BE IT FURTHER RESOLVED that the following professional service contract be amended.

<u>Vendor</u>	<u>Amendment Amount</u>
Journey Mental Health Center, Inc.	\$150,000

Submitted by Supervisors Sargent, Hotchkiss, Zweifel, Wegleitner, Levin and Salov, July 12, 2012.
 Referred to HEALTH & HUMAN NEEDS and PERSONNEL & FINANCE.

 RES. 76, 12-13

CREATING THE DANE COUNTY EDUCATION TASK FORCE

Dane County recognizes that education plays a critical role in maintaining the high quality of life and economic vibrancy of the county. However, recent changes to the statutory authority of school districts to raise revenue, along with a historical cut in state funding to schools, has strained the Dane County school districts' ability to continue providing quality education.

Dane County provides a number of services for families with children attending the county's many school districts, including programs for at-risk youth. Similar to the restraints on the school districts, Dane County is under unprecedented fiscal restraints because of recent changes to state law.

Effective collaboration between Dane County and its various school districts would help ensure both the school districts' ability to provide quality education to the children of Dane County, and Dane County's ability to provide critical programs to families and children that need services.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors hereby establishes the Dane County Education Task Force to explore, review and develop strategies for the county and its various school districts to collaborate on ways to streamline services that would benefit Dane County families and taxpayers.

BE IT FURTHER RESOLVED that the task force shall consist of three (3) County Supervisors appointed by the Chair of the County Board, with two (2) of the supervisors representing districts outside of the City of Madison. The supervisor representing the district within the City of Madison shall also be one of the representatives appointed to the City of Madison Education Committee. The task force shall also consist of three (3) superintendents of the various school districts within Dane County and shall be selected by the Dane County Superintendents Association.

BE IT FURTHER RESOLVED the Task Force will have specific goals to accomplish which include:

1. CYF will present a detailed overview of the county services it offers.
2. The Superintendents will present a detailed overview of what services their districts need.
3. The Task Force will develop at least two initiatives that combine CYF services with school district needs. These initiatives could be different depending on the school district and its needs.

4. The Task Force will report to the HHN Committee what their initiatives are and what they expect those initiatives to accomplish.
5. The Task Force will report to the HHN Committee if the purpose of their initiatives have been successful.
6. The Task Force will produce a report that outlines what efficiencies and services they were able to identify and implement between the county and school districts so that if there is turnover at the school or county level then the new personnel will have the Task Force initiatives and findings so that they can continue to move forward with those initiatives.

BE IT FURTHER RESOLVED that the Dane County Education Task Force will sunset in June 2013 unless measurable goals are established and members of the Task Force vote to extend the group until June 2014.

BE IT FINALLY RESOLVED that the task force shall report its progress to the Health and Human Needs Committee at least twice per calendar year. The Board requests that Dane County Human Services provide staff support to provide expertise and other support for this task force.

Submitted by Supervisors Zweifel, Clausius, Ripp, Kiefer, McCarville, Krause, Schlicht, Rusk, Pan, Solberg, Hesselbein, Bollig, Hendrick, Chenoweth, Dye, Sargent, Bayrd, Erickson, Veldran, O'Loughlin, Levin, Hotchkiss, Pertl, Corrigan, Schmidt, Wegleitner, Salov and Downing, July 12, 2012. Fiscal and Policy Notes not required.

Referred to EXECUTIVE and HEALTH & HUMAN NEEDS.

RES. 77, 12-13

AWARD OF CONTRACT FOR PRIMATES AND BIG CATS BUILDING – HVAC UPGRADE

The Department of Public Works, Highway & Transportation reports the receipt of bids to remodel the HVAC system at the primates and big cats building, Henry Vilas Zoo, 702 South Randall Avenue, Madison, WI, Bid # 312002.

A complete tabulation is on file at the Department of Public Works office. The low qualified bidder is:

Total: \$ _____

The Public Works staff finds the amount to be reasonable and recommends the bid be awarded to _____.

There are sufficient funds available for this project. The term of the borrowing used to support this project will be ten years.

NOW, THEREFORE, BE IT RESOLVED that a Contract be awarded to _____ in the amount of \$ _____; and

BE IT FURTHER RESOLVED that the County Executive and the County Clerk be authorized and directed to sign the Contract; and

BE IT FURTHER RESOLVED that the expenditure is authorized in advance of borrowing; and

BE IT FURTHER RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Contract; and

BE IT FINALLY RESOLVED that the Public Works & Transportation Committee shall approve all change orders to the Contract, subject to submission of change orders to the County Board for approval where the sum involves \$20,000 or more than 10% of the original approved Contract amount, whichever is smaller.

Submitted by Supervisors Erickson, Schmidt, Pertl, Veldran and Ripp, July 12, 2012.
Referred to PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 78, 12-13

AWARD OF CONTRACT FOR CLAY EXCAVATION AND TRUCKING

The Department of Public Works, Highway & Transportation reports the receipt of bids for excavation and trucking services, Dane County Landfill Site 2, 72012 U.S. Highway 12 & 18, Madison, WI, Bid # 312017.

A complete tabulation is on file at the Department of Public Works office. The low qualified bidder is:

Total: \$_____

The Public Works staff finds the amount to be reasonable and recommends the bid be awarded to _____.

There are sufficient funds available for this project. The term of the borrowing used to support this project will be ten years.

NOW, THEREFORE, BE IT RESOLVED that a Contract be awarded to _____ in the amount of \$_____; and

BE IT FURTHER RESOLVED that the County Executive and the County Clerk be authorized and directed to sign the Contract; and

BE IT FURTHER RESOLVED that the 2012 Capital Budget be amended to increase the Purchase of Clay account (SWRODFLD 58151) and borrowing proceeds revenue in the Solid Waste Fund (SWRODFLD 84974) by \$_____ to finance the contract expenditure; and

BE IT FURTHER RESOLVED that the expenditure is authorized in advance of borrowing; and

BE IT FURTHER RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Contract; and

BE IT FINALLY RESOLVED that the Public Works & Transportation Committee shall approve all change orders to the Contract, subject to submission of change orders to the County Board for approval where the sum involves \$20,000 or more than 10% of the original approved Contract amount, whichever is smaller.

Submitted by Supervisors Schmidt, Pertl, Veldran and Ripp, July 12, 2012.
Referred to PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 79, 12-13

APPROVING LEASE AT 641 W. MAIN ST., SUN PRAIRIE FOR DANE COUNTY
HIGHWAY VEHICLES AND EQUIPMENT

In 2008 Dane County sold its highway garage in the City of Sun Prairie. Since that time the Highway Division has leased a building at 641 West Main Street in Sun Prairie for storage equipment and maintenance.

The lease terminated on May 31, 2012 and the county and the landlord wish to extend the lease for an additional year at the same annual rent of \$110,700, or \$9,225 per month, which is an annual rate of \$5.54 per square foot and includes all utilities. This rate is at the lower end of the market for heated warehouse space.

NOW, THEREFORE, BE IT RESOLVED that the County of Dane does hereby approve and authorize a one-year lease with 641 Main, Inc. at the terms described above, and

BE IT FINALLY RESOLVED that the Dane County Clerk and the County Executive are hereby authorized to execute the lease on behalf of the County of Dane.

Submitted by Supervisors Schmidt, Zweifel and Pertl, July 12, 2012.

Referred to PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 80, 12-13

AUTHORIZATION TO INCREASE THE 2012 CAPITAL BUDGET FOR THE PURCHASE OF TWO VEHICLES
FOR THE JUVENILE SHELTER – JUVENILE COURT PROGRAM

The 2012 budget includes \$35,000 to purchase a 12 passenger van for the Shelter Home. The original plan was to purchase a CNG van to increase efficiency and allow for all residents to be transported to activities together. Upon further consideration, it would more practical to purchase a seven passenger Dodge Caravan and five passenger Ford Focus. There are numerous trips each day to court or elsewhere where only the staff and one resident are transported. The smaller Focus would be more economical for the frequent short trips and the addition of the van would then allow for all residents to be transported to group activities. The \$35,000 budget is insufficient to purchase these two vehicles.

This resolution authorizes an increase to the 2012 Capital budget of the Juvenile Court Program by \$2,600 to enable the purchase of two vehicles for the Juvenile Shelter Home. The term of the borrowing for the vehicles would be five years.

THEREFORE BE IT RESOLVED THAT the 2012 capital budget be amended to increase account JCCAPPRJ 58921 "Vehicles" in the amount of \$2,600 and account JCCAPPRJ 84974 "Borrowing Proceeds" in the amount of \$2,600.

THEREFORE BE IT FINALLY RESOLVED THAT the department is authorized to proceed with this expense in advance of borrowing.

Submitted by Supervisors Rusk, McCarville, Bayrd, Kiefer, Dye and Schlicht, July 12, 2012.

Referred to PERSONNEL & FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 81, 12-13

COUNTY EXECUTIVE APPOINTMENTS

The County Executive has appointed the following persons to the designated commissions, committees and boards. These appointments require confirmation by the County Board.

NOW, THEREFORE, BE IT RESOLVED that the appointments set forth below are confirmed.

Human Services Board

Lilada Gee, 4620 Frey Street, #112, Madison 53705 (622-7235-C), to fill a citizen seat as Erika Hotchkiss is now serving in a supervisor seat. Ms. Gee is the founder and executive director of Lilada's Living Room, a program designed to encourage, inspire, and empower women survivors of sexual abuse. The organization creates healing spaces and opportunities, advocacy, awareness, and prevention through education. Programs for women and teen girl survivors include healing writing groups, empowerment groups, services to incarcerated women, support to women on welfare, Sexual Assault Awareness Month outreach events, special events, workshops, and trainings. Ms. Gee has also started facilitating support groups in Madison high schools for unmarried teen moms. Ms. Gee is also the Director of Programs for The Nehemiah Community Development Corporation, and has been employed as a Dane County Social Worker. This term will expire 4/16/13.

Local Emergency Planning Committee

Steve Dickson, 2575 Dickson Road, Stoughton 53589 (873-7635-H), to be reappointed. This term will expire 4/15/14.

Richard T. Roth, 2869 Crinkle Root Drive, Fitchburg 53711 (271-8581-H, 266-2438-W), to be reappointed. This term will expire 4/15/14.

Charles Tubbs, c/o Dane County Emergency Management, 115 West Doty Street, Madison 53703 (267-1591-W), to fill the seat of the Community Education Coordinator, replacing Kathy Krusiec. This term will expire 4/15/14.

Chief Harry Barger, c/o Village of Brooklyn Police Department, 102 North Rutland Avenue, Brooklyn 53521 (455-2131-W), to fill the seat of a law enforcement representative, due to the resignation of Chief Roger Hillebrand. This term will expire 4/15/14.

Deputy Fire Chief Ralph North, 409 Powers Avenue, Madison 53714 (241-3717-H, 263-4419-W), to be reappointed. This term will expire 4/15/14.

Division Chief Laura Laurenzi, c/o Madison Fire Department, 325 West Washington Avenue, Madison 53703 (228-8486-W), to fill the seat of a City of Madison Fire Department Representative, due to the resignation of Division Chief Michael Popovich. This term will expire 4/15/14.

Marytha Blanchard, P.O. Box 261, Oregon 53575 (835-9413-H, 227-1292-W), to be reappointed. This term will expire 4/15/14.

Dok Tael Stevens-Dehring, 321 Kensington Drive, Madison 53704 (225-4366-C, 285-3122-W), to be reappointed. This term will expire 4/15/14.

Marc Lovicott, 4019 Maple Grove Drive, Madison 53719 (616-5182-C), to be reappointed. This term will expire 4/15/14.

Tristen Jordan, c/o BOHMDC, 210 Martin Luther King, Jr. Blvd., Madison 53703 (243-0352-W), to be reappointed. This term will expire 4/15/14.

Submitted by Supervisor , July 12, 2012. Fiscal and Policy Notes not required.
Referred to EXECUTIVE.

RES. 82, 12-13

AN INITIAL RESOLUTION AUTHORIZING GENERAL OBLIGATION BONDS AND PROMISSORY NOTES

WHEREAS, the County Board of Supervisors (the "County Board") of Dane County, Wisconsin (the "County") hereby finds and determines that it is necessary, desirable and in the best interest of the County to issue, pursuant to Chapter 67, Wisconsin Statutes, General Obligation Bonds and Promissory Notes in an amount of not to exceed \$25,460,000 for public purposes consisting of (a) paying the cost of various items included in the County's Capital Budget including but not limited to: general government; public safety; human services; public works; culture, education and recreation; and conservation projects, as listed with estimated amounts below (collectively, the "Project") and (b) paying professional fees and expenses in connection with the issuance of the General Obligation Bonds and Promissory Notes:

<u>General Government</u>	<u>Amount</u>	<u>Term</u>
Building Improvements	\$50,000	5
Board/Council Chambers Project	\$149,900	10
PSB Cooling Tower	\$138,000	10
Computer Projects	\$523,000	5
First Floor Redesign	\$75,000	10
Microsoft Licenses	\$1,200,000	3
Bobcat	\$15,800	5
Elevator Modernization	\$121,800	10
CCB Air Handler Replacement	\$195,000	10
<u>Courthouse X-ray Machine</u>	<u>\$35,000</u>	5
General Government Total	\$2,503,500	
<u>Public Safety</u>		
Computer Projects	\$309,000	5
Sheriff Equipment	\$298,100	5
Sheriff Radios	\$578,000	10
Sheriff Vehicles	\$191,700	3
Medical Examiner Vehicles and Equip.	\$87,465	5
Juvenile Court Vehicles	\$37,600	5
<u>Emergency Siren Replacement</u>	<u>\$60,000</u>	5
Public Safety Total	\$1,561,865	
<u>Human Services</u>		
Resident Transport Bus	\$28,000	5
<u>Human Services Dept. Vehicles</u>	<u>\$187,800</u>	5
Human Services Total	\$215,800	
<u>Public Works</u>		
Highway Projects	\$4,748,000	10
Ramp Renovation	\$675,000	10
CNG Station	\$510,000	10
Waste Transfer Station	\$4,495,000	20
Landfill Compactor	\$650,000	5
Landfill Semis and Trailers	\$680,000	5
<u>Parking Ramp Meters</u>	<u>\$50,000</u>	5

Public Works Total \$11,808,000

Culture Education & . Rec

Feasibility Study	\$50,000	5
Fall Protection Project	\$216,500	20
Expo Center Improvements	\$352,900	20
<u>Coliseum Seat Overhaul</u>	<u>\$226,400</u>	20
Culture Education & . Rec Total	\$845,800	

Conservation

Water Quality Projects	\$534,600	5
Vehicles and Equipment	\$65,000	5
Park Partnership Program	\$600,000	5
Storm Water Controls	\$480,500	10
Streambank Easements	\$100,000	10
Survey Project	\$50,000	5
Park Improvements	\$190,000	5
Lock and Dam Project	\$920,700	10
Land Acquisition	\$3,900,000	20
Zoo Improvements	\$80,000	5
Cam Rock Bridget Project	\$180,000	10
Parks Garage Improvements	\$546,000	10
Lake Farm Park Garage	\$229,800	10
Stewart Lake Shelter	\$70,800	10
Fish Barrier/Monitor	\$82,000	5
<u>INFOS Model</u>	<u>\$65,000</u>	5
Conservation Total	\$8,094,400	

Project Total \$25,029,365

WHEREAS, the County Board finds and determines that the Project is within the County's power to undertake and serves a "public purpose" as that term is defined in Section 67.04(1)(b) of the Wisconsin Statutes; and

WHEREAS, counties are authorized by the provisions of Chapter 67, Wisconsin Statutes to borrow money and to issue general obligation bonds and promissory notes (collectively, such bonds and notes shall be referred to herein as the "2012 Bonds and Notes") for such public purposes.

NOW, THEREFORE, BE IT RESOLVED by the County Board of the County that:

Section 1. Issuance of 2012 Bonds and Notes. The County shall issue general obligation bonds to finance a portion of the projects described above and such bonds shall be designated "General Obligation Capital Improvement Bonds" The County shall issue general obligation promissory notes to finance a portion of the projects described above and such notes shall be designated "General Obligation Promissory Notes."

Section 2. Sale of the 2012 Bonds and Notes. The County Board hereby authorizes and directs that the 2012 Bonds and Notes be offered for public sale. At a subsequent meeting, the County Board shall consider such bids for the 2012 Bonds and Notes as may have been received and take action thereon.

Section 3. Official Notice of Sale. The Controller (in consultation with the County's financial advisor, Ehlers & Associates, Inc. ("Ehlers")) is hereby authorized and directed to cause the sale of the 2012 Bonds and Notes to be publicized at such times and in such manner as the Controller may determine and to cause copies of a complete Notice of Sale and other pertinent data to be forwarded to interested bidders as the Controller (in consultation with Ehlers) may determine.

Section 4. Official Statement. The Controller (in consultation with Ehlers) shall also cause an Official Statement to be prepared and distributed. The appropriate County officials shall determine when the Official

Statement is final for purposes of Securities and Exchange Commission Rule 15c2-12 and shall certify said Statement, such certification to constitute full authorization of such Statement under this Resolution.

Section 5. Conflicting Resolutions; Severability; Effective Date. All prior resolutions, rules or other actions of the County Board or any parts thereof in conflict with the provisions hereof shall be, and the same are, hereby rescinded insofar as the same may so conflict. In the event that any one or more provisions hereof shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The foregoing shall take effect immediately upon adoption and approval in the manner provided by law.

Submitted by Supervisors Corrigan and O'Loughlin, July 12, 2012. Fiscal and Policy Notes not required.

Referred to PERSONNEL & FINANCE.

RES. 83, 12-13

AWARDING CONTRACT FOR DEFERRED COMPENSATION SERVICES

Since 1983, Dane County has offered a 457 deferred compensation plan to its employees. Such a plan allows employees to save for their retirement on a pre-tax basis. The County does not contribute toward the cost of maintaining the plan nor does it make contributions to employee accounts.

The contract for the current provided ends on December 31, 2012, therefore, the Controller's Office solicited proposals from providers of deferred compensation plans. The proposals were reviewed by a subcommittee appointed by the Chairman of the Insurance Advisory Committee. Based upon the subcommittee's review of the proposals, the Insurance Advisory Committee recommends that the County award a contract to Metlife Resources a Division of Metropolitan Life Insurance Company 640 Plaza Drive, Suite 250, Highlands Ranch Colorado 80129 to provide deferred compensation services to its employees.

NOW, THEREFORE, BE IT RESOLVED that Metlife Resources be awarded a contract to provide deferred compensation services to Dane County employees.

BE IT FINALLY RESOLVED that the Dane County Clerk and the Dane County Executive are hereby authorized to sign the appropriate contract on behalf of Dane County.

Submitted by Supervisors Corrigan and O'Loughlin, July 12, 2012.

Referred to PERSONNEL & FINANCE.

COMMUNICATIONS

Claim from Robert Pleadwell against Sheriff for lost property in the jail. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from Dennis Hassel against Sheriff for lost property in the jail. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from Lisa Mahoney on behalf of her husband Sean against Highway for injuries he received. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from Aaron Hansen against Highway for damage to his vehicle. Referred to PUBLIC PROTECTION & JUDICIARY.

Pre-Trial Scheduling Order for Naomi V. Swart vs Rural Mutual Insurance. Referred to PUBLIC PROTECTION & JUDICIARY.

Summons & Complaint from State Farm Insurance vs. John Bogle & Joshua Seeley against Sheriff for injuries received in a crash. Referred to PUBLIC PROTECTION & JUDICIARY.

Shakia Turner & Human Services vs. General Casualty Company. Referred to PUBLIC PROTECTION & JUDICIARY.

Ashland County Resolution Requesting the Dept. of Health Services Incentivize More Effective Regional Collaboration, Cost Savings and Efficiency in Income Maintenance Administration. Referred to EXECUTIVE.

ZONING PETITIONS

Petitions for Zoning Reclassification. Referred by Clerk Peters to ZONING & LAND REGULATION.

- Petition 10457 – Town of Albion – Robert C. Morris
- 10458 – Town of Primrose – David C. Larkin
- 10459 – Town of Albion – Larry P. Burns
- 10460 – Town of Rutland – Eric O. Grover
- 10461 – Town of Cross Plains – Josef Fessel
- 10462 – Town of Dane – Brad A. Madigan
- 10463 – Town of Madison – Aaron F. Martinek
- 10464 – Town of Sun Prairie – Kevin S. Miller
- 10465 – Town of Springfield – Elaine C. Buechner
- 10466 – Town of York – Roger E. Kurth
- 10467 – Town of Windsor – Belda Farms, Inc.

DAY CENTER FOR BASIC NEEDS

At the July 12 meeting the County Board received the MUM Committee's report on Alternative Occupy Sites which identified gaps in homeless services, including the following: storage for personal belongings, shower access, and a day center where services could be accessed. Committee Chair Linda Ketcham was asked if financial support from the County for a day center would help fill in some of these gaps and she confirmed that it would make a significant difference. An ideal day center would be centrally located, convenient to transit and provide access to showers, restrooms, personal storage space, mailboxes, and computers and phones to connect to employment opportunities, public benefits and other community supports.

NOW THEREFORE BE IT RESOLVED that Dane County intends to support using money from the general levy to provide capital funds for a day center in this upcoming budget cycle if the operating funds are secured by another source, like the City of Madison. We recently created a City-County Homeless Issues Committee comprised of both City and County officials because we believe homelessness is a problem that the City and County must work together to address. We request the cooperation of staff in securing necessary items, like storage lockers, should they become available through channels at a minimal cost.

Submitted by Supervisors Hendrick, Wegleitner, Erickson, Corrigan, Pan, Rusk, Zweifel, Dye, Sargent, Bayrd, McDonell, de Felice, Matano and Pertl, July 24, 2012.

Referred to HEALTH & HUMAN NEEDS, PERSONNEL & FINANCE, CITY-COUNTY LIAISON and HOMELESS ISSUES.

AUTHORIZING ACCEPTANCE OF GRANT FUNDS FOR THE DEFERRED PROSECUTION UNIT ON BEHALF OF THE DANE COUNTY CRIMINAL JUSTICE COUNCIL

The Dane County Office of Equal Opportunity, in cooperation with the Deferred Prosecution Unit and with the support of the Dane County Criminal Justice Council, has applied for and was awarded a training grant from the Wisconsin Office of Justice Assistance in the amount of \$10,000.

This grant will be used to conduct Motivational Interviewing techniques, principles and practices to staff in the Deferred Prosecution Unit, as well as selected staff in Human Services, Sheriff's Office and the Courts.

NOW, THEREFORE BE IT RESOLVED that the Dane County Board of Supervisors and the Dane County Executive hereby accept \$10,000 in grant funds from the Wisconsin Office of Justice Assistance.

BE IT FURTHER RESOLVED that \$10,000 be set up as revenue in a newly established revenue account in the District Attorney, Deferred Prosecution Unit division "Evidence Based Practices and Motivational Interviewing Revenue" and be credited to the General Fund.

BE IT FINALLY RESOLVED that \$10,000 be transferred from the General Fund to a newly established expense account in the District Attorney, Deferred Prosecution Unit "Evidence Based Practices and Motivational Interviewing Expense".

Submitted by Supervisor Rusk, August 2, 2012.

Referred to PERSONNEL & FINANCE and PUBLIC PROTECTION & JUDICIARY.

ADDRESSING EMERGENCY HOUSING NEEDS OF THE HOMELESS

Stable housing is fundamental to an individual's physical and economic security and mental and emotional well-being. Unfortunately, the housing needs of many Dane County residents are not currently being met. There are only 312 shelter beds in Dane County. Rural residents experiencing homelessness must find transportation to the City of Madison to obtain shelter because all shelter beds are concentrated in Madison. Families have a 90 day lifetime limit for shelter. Single men have a 60 day annual limit and are only served by one provider. In 2010, 1,065 individuals were turned away without shelter and 64 families were turned away from the Warming House. Veteran's make up 15% of Dane County's single men homeless population and people of color and people with health problems are also overrepresented in the homeless population. Many unhoused persons in Dane County have income to support a rent payment, but are unable to access housing due to the historically low rental vacancy rate and the extreme shortage of housing affordable to low-income people.

Federal funding for subsidized housing programs has declined for the past 30 years resulting in wait lists for subsidized housing that are years long and/or closed. The most popular federally subsidized housing program, the Section 8 Housing Choice Voucher Program has also been closed in both Madison and Dane County for years. Despite the best efforts of non-profit agencies, the amount of available single room occupancy (SRO) housing in Madison is scarce. There are programs available to men and women, but they are full and have waiting lists. Women have the option of renting a room at the YWCA but there is no comparable men-only option. Private developers have not been creating new SROs. Since January 2011 the problem was compounded by the closing of two Madison motels, a loss of 136 rooms unofficially used for transitional and long-term housing.

Some unhoused persons have pursued temporary living arrangements at Dane County campgrounds. Dane County campground ordinances and policies, however, were not drafted with the unhoused person in mind. Arbitrary reservation limits, mandatory online reservations, and costly fee schedules (when considered for long term use) make the campground a challenging option for unhoused folks with nowhere else to go. The campground at Lake Farm Park, due to its relative proximity to downtown Madison, bike trails, bus lines, and employment opportunities available to unhoused persons is the preferred campground for a mutually supportive community of unhoused persons who are currently living in three (3) campground sites.

NOW THEREFORE BE IT RESOLVED that Dane County recognizes the inherent human dignity in every Dane County resident and commits to ameliorating the difficulties experienced by unhoused persons when carrying out basic, life-sustaining activities.

BE IT FURTHER RESOLVED that Dane County recognizes that Dane County campgrounds are currently being utilized by unhoused persons who lack adequate options to carry out basic, life-sustaining activities.

BE IT FINALLY RESOLVED that for the remainder of the camping season, three campsites at Lake Farm Park shall be designated for use by unhoused persons and the following policies shall be implemented for the designated sites: (1) Limits on number of consecutive days for registration and consecutive days of campground stays shall be lifted so long as the reservation or stay of the unhoused person or group does not interfere with a prior reservation and accommodates the needs of park staff to maintain the site; (2) Reservation fees shall be paid from the human service reserve fund in the Dane County Department of Human Services; and (3) The Tenant Resource Center shall be responsible for determining who is eligible to camp at the designated sites and will provide the campground staff with information regarding persons camping and vehicles, if any, in accordance with existing park policies.

Submitted by Supervisors Wegleitner, Hendrick, Hotchkiss, Sargent, Zweifel, Richmond, Krause, Levin, Pan and Matano, August 2, 2012.

Referred to HEALTH & HUMAN NEEDS, PERSONNEL & FINANCE, ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES, PARKS and HOMELESS ISSUES.

RES. 87, 12-13

ADDRESSING EMERGENCY FACILITY NEEDS OF THE HOMELESS

Unhoused persons in Dane County have few accessible spaces available to carry out life-sustaining activities like eating, drinking, sleeping, washing and going to the bathroom. Long term solutions, including increased development of affordable housing, greater access to physical and mental health care, AODA programs, and case management services must be pursued to adequately meet the needs of unhoused persons who are among Dane County's most vulnerable residents. Res. 292, 11-12, Dane County Recognizes Housing as a Human Right, provides for the development of a Housing Plan to increase affordable housing stock in Dane County communities, reduce the number of homeless children in our schools, ensure no one is denied access to shelter and develop additional daytime shelter space. These are long term solutions, however, and will take time and resources to develop. In the meantime, unhoused persons should not be pushed out of public spaces that are desperately needed for shelter and accessing water. Harassment, ticketing, and removal from Dane County property solely for engaging in life-sustaining activities, including resting, eating, drinking, or accessing public showers or restrooms is unnecessary and unproductive.

Dane County ordinances and policies governing the use of public spaces, while originally well-intentioned and reasoned, when applied to unhoused persons, exacerbate their insecurity and create additional and unnecessary barriers to fulfilling basic needs, including accessing shelter from the elements and clean water for drinking and washing. When resources are limited and long term solutions are being pursued, existing public spaces and amenities can be maximized and made available to unhoused persons to carry out basic, life-sustaining activities. The City County Homeless Issues Committee established pursuant to Res. 20, 12-13, will soon be conducting a comprehensive analysis of homeless issues, including current gaps in services. Interim measures are necessary until the recommendations of the Homeless Issues Committee take effect.

NOW THEREFORE BE IT RESOLVED that Dane County recognizes the inherent human dignity in every Dane County resident and commits to ameliorating the difficulties experienced by unhoused persons when carrying out basic, life-sustaining activities.

BE IT FURTHER RESOLVED that no later than September 15, 2012, showers, restrooms and lockers will be provided, at a location to be determined by county staff, and accessible and prioritized for unhoused persons at least ten (10) hours per week and at least five (5) days per week until such amenities are accessible at a centrally located day center.

BE IT FINALLY RESOLVED that portable restrooms and sanitary stations shall be provided in parking lots outside the following Dane County facilities: a downtown Dane County parking ramp, Alliant Energy Center, Human Services Building, and Tenney Locks.

Submitted by Supervisors Wegleitner, Hendrick, Hotchkiss, Sargent, Zweifel, Richmond, McDonell, Krause, Levin, Pan and Matano, August 2, 2012.

Referred to HEALTH & HUMAN NEEDS, PERSONNEL & FINANCE, PUBLIC WORKS & TRANSPORTATION, CITY-COUNTY-LIAISON and HOMELESS ISSUES.

ORD. AMDT. 12, 12-13

AMENDING CHAPTER 10 OF THE DANE COUNTY CODE OF ORDINANCES REGARDING DEFINITIONS OF AGRICULTURAL USES AND REVISIONS TO THE A-1EX (EXCLUSIVE AGRICULTURE) DISTRICT

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Subsection 10.01(2a) is amended to read as follows:

(2a) Agricultural Uses. ~~Beekeeping, dairying, egg production; floriculture; fish or fur farming; forest and game management; grazing; livestock raising; orchards; plant greenhouses and nurseries; poultry raising; raising of grain, grass, mint and seed crops; raising of fruits, nuts, berries, sod farming and vegetable raising. Means any of the following activities conducted for the purpose of producing an income or livelihood:~~

- (a) Crop or forage production.
- (b) Keeping livestock.
- (c) Beekeeping.
- (d) Nursery, sod, or Christmas tree production.
- (e) Floriculture.
- (f) Aquaculture.
- (g) Fur farming.
- (h) Forest management.
- (i) Enrolling land in a federal agricultural commodity payment program or a federal or state agricultural land conservation payment program.

ARTICLE 3. Subsection 10.01(2b) is created to read as follows:

(2b) Agricultural Accessory Use. Means any of the following land uses on a farm:

- (a) A building, structure, or improvement that is an integral part of, or is incidental to, an agricultural use.
- (b) An activity or business operation that is an integral part of, or incidental to, an agricultural use.
- (c) Farm Residence.
- (d) A business, activity, or enterprise, whether or not associated with an agricultural use, that is conducted by the owner or operator of a farm, that requires no buildings, structures, or improvements other than those described in par. (a) or (c), that employs no more than 4 full-time employees annually, and that does not impair or limit the current or future agricultural use of the farm or of other protected farmland.

ARTICLE 4. Subsection 10.01(2c) is created to read as follows:

(2c) Agriculture-Related Use. A facility, whether or not located on a farm, that has at least one of the following as a primary, and not merely incidental, purpose:

- (a) Providing agricultural supplies, agricultural equipment, agricultural inputs or agricultural services directly to farms, including farms in the farmland preservation zoning district.
- (b) Storing, processing or handling raw agricultural commodities obtained directly from farms, including farms in the farmland preservation zoning district.
- (c) Processing agricultural by-products or wastes received directly from farms, including farms in the farmland preservation district.

ARTICLE 5. Subsection 10.01(23f) is amended to read as follows:

(23f) Farm. ~~Means a tract of land utilized for the purpose of agricultural production, a tract of land devoted to the raising and breeding of domestic livestock, an area of water devoted to the raising and breeding of aquatic animals. all land under common ownership that is primarily devoted to agricultural use.~~

ARTICLE 6. Subsection 10.01(23ga) is created to read as follows:

(23ga) Farm Operator. A person who, or a family at least one member of which, earns substantial farm income, as defined in section 10.01(50m), from farm operations on the farm.

ARTICLE 7. Subsection 10.01(23gb) is created to read as follows:

(23gb) Farm Residence. Any of the following structures that is located on a farm:

- (a) A single-family residence that is occupied by any of the following:
 - 1. A person who is both the owner and farm operator of the farm.

- 2. A parent or child of the owner and farm operator of the farm.
 - 3. An individual who earns more than 50 percent of his or her gross income from the farm.
- (b) A migrant labor camp that is certified under s. 103.92, Wis. Stat.

ARTICLE 8. Subsection 10.01(30fa) is created to read as follows:

(30fa) Limited Family Business. A small family-run commercial operation, accessory to a permitted principle use, that takes place entirely within an accessory building. All employees, except one or one full-time equivalent, must be a member of the family residing on the premises. Limited Family Businesses must comply with all requirements of s. 10.192.

ARTICLE 9. Subsection 10.01(30g) is amended to read as follows:

(30g) Limited Rural Business. A Limited Rural Business may include any use permitted in the A-B, B-1, C-1 or C-2 zoning districts if it is located exclusively in building(s) in existence prior to April 30, 2005, maintains, restores or enhances the existing exterior character of the building(s), employs no more than 4 non-family employees, and does not conflict with the overall purposes of the LC-1 district within which the Limited Rural Business is proposed. "Family" has the meaning set forth in section 10.01(23).

ARTICLE 10. Subsection 10.01(50m) is created to read as follows:

(50m) Substantial Farm Income. Means that a minimum of \$10,400 gross farm income / year for the past three (3) years is currently derived from the farming operation on the farm where the residential use is proposed. Rental income may not be used to meet the income requirement.

ARTICLE 11. Subsection 10.123(1) is restructured and amended to read as follows:

10.123 A-1 EXCLUSIVE AGRICULTURE [A-1(EX)] DISTRICT. (intro.) This district is in effect in those towns which make the election under sub. (1) (c) below.

~~**(1)(a) Statement of purpose.** The purposes of the A-1 Exclusive Agriculture District are to: preserve productive agricultural land for food and fiber production; preserve productive farms by preventing land use conflicts between incompatible uses and controlling public service costs; maintain a viable agricultural base to support agricultural processing and service industries; prevent conflicts between incompatible uses; reduce costs for providing services to scattered non-farm uses; pace and shape urban growth; implement the provisions of the county agricultural plan when adopted and periodically revised; and comply with the provisions of the Farmland Preservation Law to permit eligible landowners to receive tax credits under section 71.09(11) of the Wisconsin Statutes.~~

(1) Purpose and applicability.

(a) Statement of purpose. The A-1 Exclusive Agriculture District is designed to:

1. Provide for a wide range of agriculture and agricultural accessory uses, at various scales. The A-1(EX) district accommodates as permitted uses all activities typically associated with the primary production and harvesting of crops, livestock, animal products or plant materials. Such uses may involve noise, dust, odors, heavy equipment, use of chemicals and long hours of operation.
2. Allow for incidental processing, packaging, storage, transportation, distribution or other activities intended to add value to agricultural products produced on the premises or to ready such products for market. Such uses are conditional as they may have the potential to pose conflicts with agricultural use due to: volumes or speed of vehicular traffic; residential density; proximity to incompatible uses; environmental impacts; or consumption of agriculturally productive lands.
3. Allow for other incidental activities, compatible with agricultural use, to supplement farm family income and support the agricultural community.
4. Preserve productive agricultural land for food and fiber production.
5. Preserve productive farms by preventing land use conflicts between incompatible uses.
6. Maintain a viable agricultural base to support agricultural processing and service industries.
7. Reduce costs for providing services to scattered non-farm uses;
8. Pace and shape urban growth;

9. Meet the criteria for certification as a Farmland Preservation Zoning District under s. 91.38, Wis. Stats.

- (b) Lands to be included within the A-1 Exclusive Agriculture District. This district is generally intended to apply to lands in productive farm operations including: lands historically exhibiting good crop yields or capable of such yields; lands which have been demonstrated to be productive for dairying, livestock raising and grazing; other lands which are integral parts of such farm operations; land used for the production of specialty crops such as mint, sod, fruits and vegetables; lands which are capable of productive use through economically feasible improvements such as irrigation, and undeveloped natural resource and open space areas.
- (c) *Applicability.* This section shall apply only to those towns, or portions of said towns, which have filed a resolution with the county clerk indicating the election of the town to come under provisions of this district. Towns which have filed resolutions indicating acceptance of the exclusive agriculture district prior to the date of this amendment shall continue to be under the provision of this section.

ARTICLE 12. Subsection 10.123(2) is restructured, renumbered and amended to read as follows:

(2) *Permitted uses.*

- (a) Agricultural Uses, except those uses listed as conditional uses below. Keeping of livestock is prohibited on parcels smaller than 5 acres.
- (b) Agricultural Accessory Uses, except those uses listed as conditional uses below. Any residence lawfully existing as of February, 20, 2010 shall be considered a permitted use. Notwithstanding the provisions of secs. 10.21 and 10.23 regarding nonconforming uses, such structure may be added to, altered, restored, repaired, replaced or reconstructed, without limitation, provided all of the following criteria are met:
 - 1. the use remains residential,
 - 2. the structure complies with all building height, setback, side yard and rear yard standards of this ordinance; and
 - 3. for replacement residences, the structure must be located within 100 feet of the original residence, unless site-specific limitations or town residential siting standards in town plans adopted by the county board require a greater distance. Proposals for a replacement residence that would exceed the 100 foot limitation must be approved by the relevant town board and county zoning committee.
- (c) Rental of existing or secondary residences located on a farm, but no longer utilized in the operation of the farm.
- ~~(e) Day care for not more than 8 children, provided day care operations take place within a residence permitted under s. 10.123(2)(b) or (3)(b).~~
- ~~(f) Utility services as defined in section 10.01(81) and small scale electric generating stations not requiring approval under section 196.941 of the Wis. Stats.~~
- ~~(g) Road side stands.~~
- ~~(h) Structures and improvements, such as but not limited to silos, barns, sheds, livestock shelters or storage sheds for farm equipment, that are accessory to a permitted agricultural use.~~
- ~~(i) Home occupations as defined in section 10.01(25) of this ordinance.~~
- ~~(j) Sale of unprocessed agricultural products produced on the farm.~~
- (d) Agricultural entertainment activities, not to exceed 45 days per calendar year in the aggregate, including incidental preparation and sale of beverages and food. For any such activities planned or anticipated to have attendance of more than 200 persons at any one time during a day, an event plan addressing parking, proposed days of operation, ingress and egress, sanitation and other public safety issues shall be filed annually with the zoning administrator, town clerk, servicing fire department, emergency medical service provider, Dane County Sheriff's Department and any local law enforcement agency for such agricultural entertainment activities, at least 30 days prior to the start of any agricultural entertainment activities in each calendar year.
- (e) Farm related exhibitions, sales or events such as auctions, dairy breakfasts, exhibitions of farm machinery and technology, agricultural association meetings and similar activities, occurring on five days in a calendar year or less.

ARTICLE 13. Subsections 10.123(2)(f) and (g) are created to read as follows:

- (f) Undeveloped natural resource and open space areas.
- (g) A transportation, utility, communication, or other use that is:
 - 1. required under state or federal law to be located in a specific place, or;
 - 2. is authorized to be located in a specific place under a state or federal law that specifically preempts the requirement of a conditional use permit.

ARTICLE 14. Subsection 10.123(3) is restructured, renumbered and amended to read as follows:

(3) Conditional uses in the A-1 Exclusive Agriculture District. The following uses require a Conditional Use Permit in this district:

~~(a) The Department of Agriculture, Trade and Consumer Protection shall be notified of the approval of any conditional use permit.~~

~~1. Standards applicable to conditional uses in the A-1 Exclusive Agriculture District. In passing applications for conditional use permits the committee shall make a finding as to whether the use is necessary in light of alternative locations and consider the following relevant factors:~~

- ~~a. The statement of purposes of the zoning ordinance and the A-1 District.~~
- ~~b. The potential for conflict with agricultural use.~~
- ~~c. Compatibility with existing or permitted use on adjacent lands.~~
- ~~d. The productivity of the lands involved.~~
- ~~e. The location of the proposed use so as to reduce to a minimum the amount of productive agricultural land converted.~~
- ~~f. The need for public services created by the proposed use.~~
- ~~g. The availability of adequate public services and the ability of affected local units of government to provide them without an unreasonable burden.~~
- ~~h. The effect of the proposed use on water or air pollution, soil erosion and rare or irreplaceable natural resources.~~

(a) Agricultural Accessory Uses: In addition to other requirements of this ordinance, the following uses must meet the definition of an agricultural accessory use under s. 10.01(2b).

- 1. Farm Residence, subject to sub. (4).
- 2. Limited Family Businesses, that are entirely within an existing building, subject to s. 10.192.
- 3. Limited Rural Businesses that are operated by an owner or operator of the farm.
- 4. A business, activity, or enterprise, whether or not associated with an agricultural use, that is conducted by the owner or operator of a farm, that requires no buildings, structures, or improvements other than those described in s. 10.01(2b)(a) and (c) that employs no more than 4 full-time employees annually, and that does not impair or limit the current or future agricultural use of the farm or of other protected farmland.
- 5. Sale of agricultural and dairy products not produced on the premises and incidental sale of non-alcoholic beverages and snacks.
- 6. The seasonal storage of recreational equipment and motor vehicles owned by private individuals other than those residing on the premises, such storage to be in existing accessory farm buildings. The storage of a dealer's inventory or the construction of any new buildings for storage is prohibited.
- 7. Farm related exhibitions, sales or events such as auctions, dairy breakfasts, exhibitions of farm machinery and technology, agricultural association meetings and similar activities, occurring on more than five days in a calendar year.
- 8. Agricultural entertainment activities exceeding 45 days per year, in aggregate.
- 9. Horse boarding stables, riding stables, hay and sleigh rides, and horse training facilities, including the sale of bridles, saddles, grooming supplies and related items at a horse boarding or riding stable facility. Such uses must meet the definition and criteria for an Agricultural Accessory Use under s. 10.01(2b)(d), or a Limited Family Business under s. 10.01(30fa) and 10.192, or a Limited Rural Business under s. 10.01(30g).

(b) Governmental, institutional, religious, or nonprofit community uses. **(c)** Transportation, communications, pipeline, electric transmission, utility, or drainage uses, not listed as a permitted use above. **(d)** Non-metallic mineral extraction operations that comply with s. 91.46(6), Wis. Stat.,

section 10.191 and chapter 74. The application shall conform to the requirements of s. 10.191(2). **(e)** Asphalt plants or ready-mix concrete plants for production of material to be used in construction or maintenance of public roads, to be limited in time to project duration. **(f)** Small scale electric generating stations not requiring approval under section 196.491, Wis. Stat.

ARTICLE 14. Subsections 10.123(4) through (11) are renumbered and amended as follows:

(4) Conditional use permits for residences in the A-1 Exclusive Agriculture zoning district.

(a) Application. The following information must be submitted with a Conditional Use Permit application for a Farm Residence in the A-1EX district:

1. Written description of the farm operation. The description should include the following details:
 - a. Location of the farm.
 - b. Size of the farm operation in acres.
 - c. Crops grown and/or livestock raised.
 - d. Number of employees, if any, in addition to farm family members.
 - e. Summary of farm income derived from the farm operation.
2. Completed IRS form "Schedule F – Profit or Loss from Farming", or subsequent IRS form for reporting farm profit or loss, for the past 3 tax years.
3. Farm conservation plan obtained from the Land Conservation Division of the Dane County Land & Water Resources Department. All active farms in Dane County have a farm conservation plan detailing the types / location of crops grown, and any on-farm conservation measures (e.g., grass drainage swales, buffer strips, etc.).
4. Map / site plan with aerial photograph showing the farm ownership boundaries. The map should clearly identify the location of the proposed new Farm Residence and driveway access.

(b) Permit conditions.

1. The Zoning Committee shall include a "sunset" provision on any CUP for a residential use issued after December 17, 2009 in the A-1EX district stating that the CUP shall expire upon sale of the property to an unrelated 3rd party. Upon sale of the property to an unrelated 3rd party, a new Conditional Use Permit or rezoning application must be filed.
2. Any Conditional Use Permit found to be in violation of this section may be revoked by the Zoning Committee, and a zoning change to an appropriate residential district shall be required to bring the property and residential use into compliance with the provisions of this ordinance.
3. The Zoning Committee shall require the recording of a notice document with the Register of Deeds on the subject property notifying current and future owners of the provisions of paragraph 1. and 2. of this section.

(5)

Standards for conditional uses in the A-1 Exclusive Agriculture zoning district.

In addition to the requirements of s.10.255(2)(h), the zoning committee must find that the following standards are met before approving any conditional use permit in the A-1(exclusive agriculture) zoning district.

- (a)** The use and its location in the A-1 Exclusive Agriculture zoning district are consistent with the purposes of the district.
- (b)** The use and its location in the A-1 Exclusive Agriculture zoning district are reasonable and appropriate, considering alternative locations, or are specifically approved under state or federal law.
- (c)** The use is reasonably designed to minimize the conversion of land, at and around the site of the use, from agricultural use or open space use.
- (d)** The use does not substantially impair or limit the current or future agricultural use of surrounding parcels of land that are zoned for or legally restricted to agricultural use.
- (e)** Construction damage to land remaining in agricultural use is minimized and repaired, to the extent feasible.

(6) **(a)** Residential dwellings shall not exceed 2 1/2 stories or 35 feet in height.

- (b) Accessory buildings shall not exceed 35 feet in height.
- (c) For agricultural accessory buildings there is no limitation on height.

(7) Area, frontage and population density regulations.

- (a) The minimum lot size is 35 acres.
- (8) Setback requirements. No building, including barns and other farm buildings of any description whatsoever, shall be erected, moved or structurally altered so as to be nearer the highway than is prescribed by section 10.17.
- (9) Side yard requirements.
 - (a) Side yards for residential dwellings and residential accessory buildings shall be the same as for the R-1 Residence District.
 - (b) Accessory buildings, cages or hives for housing of animals or insects shall be located at least 100 feet from an R-1, R-1A, R-2, R-3, R-3A or R-4 Residence District, except with respect to existing structures when the residence district has been created for an existing farm residence or by separating a farm residence from a farm property and the separated parcel has been rezoned to a residence district after or at the time of the division.

(10) Rear yard requirements. (a) Rear yards for residential dwellings and residential accessory buildings shall be the same as for the R-1 Residence District.

(b) Accessory buildings, cages, kennels, hives and runs for housing of animals or insects shall be located at least 100 feet from an R-1, R-1A, R-2, R-3, R-3A or R-4 Residence District, except with respect to existing structures when the residence district has been created for an existing farm residence or by separating a farm residence from a farm property and the separated parcel has been rezoned to a residence district after or at the time of the division.

(11) General provisions applicable to the A-1 Exclusive Agriculture District. In addition to the conditions provided for in sections 10.16(1) through (6a) the following additional conditions shall apply:

- (a) Any lot or parcel shown in a preliminary subdivision plat or a certified survey map which was received for review by the agency prior to the effective date of A-1 Exclusive Agriculture zoning, was approved and recorded, shall have the same status as pre-existing lots as defined in section 10.16(3)(a).
- (b) Residential and residential accessory buildings on parcels of less than 2 acres in the A-1 Exclusive Agriculture District shall comply with the standards of section 10.05(3)
- (c) Any residential building or its accessory building that is located on a substandard parcel as defined herein and which is destroyed by fire, explosion, act of God or act of public enemy may be rebuilt provided the locational requirements of the R-1 Residence District are complied with.
- (d) The provisions of section 10.16(1)(b)1. pertaining to real estate offices do not apply to lands in this district.

ARTICLE 15. Subsection 10.123(12) is created to read as follows:

(12) Rezoning of land in the A-1 Exclusive Agriculture District. No land in the Exclusive Agriculture District shall be rezoned except in accordance with s. 91.48, Wis. Stat.

[Explanation: This amendment updates certain provisions to the A-1 Exclusive Agricultural Zoning District in light of recent changes to the Farmland Preservation Statutes.]

Submitted by Supervisors Miles, Downing, Clausius, and Richmond, August 16, 2012.
Referred to ZONING & LAND REGULATION.

ORD. AMDT. 13, 12-13

AMENDING CHAPTER 10 OF THE DANE COUNTY CODE OF ORDINANCES REGARDING REVISIONS TO
THE A-4 (SMALL LOT AGRICULTURE) DISTRICT

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Subsection 10.129(1) is restructured and amended to read as follows:

10.129 A-4 SMALL LOT AGRICULTURE DISTRICT.

~~(1) *Statement of purpose.* The purpose of the A-4 Small Lot Agriculture District is to preserve agricultural and open space uses on zoning lots between five (5) and thirty-five (35) acres in size. It is intended that the district be applied to areas where non-agricultural development would be incompatible with agricultural uses, premature or inconsistent with adopted land use or comprehensive plans. The A-4 district is designed to:~~

- (a) Provide for a modest range of agriculture and agricultural accessory uses, at scales consistent with the size of the parcel and compatible with neighboring land uses. The A-4 district accommodates uses which are associated with production and harvesting of crops, livestock, animal products or plant materials. These uses may involve noise, dust, odors, heavy equipment, use of chemicals and long hours of operation.
- (b) Allow for incidental processing, packaging, storage, transportation, distribution or other activities intended to add value to agricultural products produced on the premises or to ready such products for market.
- (c) Preserve agricultural and open space uses on zoning lots between five (5) and thirty-five (35) acres in size.
- (d) Provide for additional economic opportunities for property owners that are generally compatible with agricultural use, such as the establishment of new small-scale farming operations, including market gardens, road-side farmstands, pick-your-own operations, or Community Supported Agriculture farms.
- (e) Preserve remnant parcels of productive agricultural land following development of adjoining property.
- (f) Meet the criteria for certification as a Farmland Preservation Zoning District under s. 91.38, Wis. Stat.

ARTICLE 3. Subsection 10.129(2) is amended and renumbered to read as follows:

~~(2) *Permitted uses.* The following are permitted uses in this district:~~

~~Agricultural Uses. The keeping of livestock shall be limited to one (1) animal unit per each full acre.~~

~~Utility services. Agricultural Accessory Uses, except for the following:~~

~~Farm residences.~~

~~A business, activity, or enterprise, whether or not associated with an agricultural use, that is conducted by the owner or operator of a farm, that requires no buildings, structures, or improvements other than those described in s. 10.01(2b)(a) and (c) that employs no more than 4 full-time employees annually, and that does not impair or limit the current or future agricultural use of the farm or of other protected farmland.~~

~~Uses listed as conditional uses below.~~

- ~~c) Road side stands. Undeveloped natural resource and open space areas.~~
- ~~d) Farm accessory buildings such as, but not limited to, silos, barns, sheds, livestock shelters or storage sheds for farm equipment that are accessory to a permitted agricultural use. A transportation, utility, communication, or other use that is:~~
 - ~~1. required under state or federal law to be located in a specific place, or;~~

2. is authorized to be located in a specific place under a state or federal law that specifically preempts the requirement of a conditional use permit.

(e) Farm related exhibitions, sales or events such as auctions, dairy breakfasts, exhibition of farm machinery and technology, agricultural association meetings and similar activities, occurring on five or fewer days in a calendar year.

ARTICLE 4. Subsection 10.129(3) is amended to read as follows:

(3) *Conditional uses.* The following uses require a Conditional Use Permit in this district:

- (a) Agricultural Uses. Livestock in excess of one animal unit per acre on parcels over five (5) acres in size.
- (b) Agricultural Accessory Uses. In addition to the other requirements of this ordinance, the following uses must meet the definition of an agricultural accessory use under s. 10.01(2b).
 1. Sale of agricultural and dairy products not produced on the premises and incidental sale of non-alcoholic beverages and snacks.
 2. The seasonal storage of recreational equipment and motor vehicles owned by private individuals other than those residing on the premises, such storage to be in existing accessory farm buildings. The storage of a dealer's inventory or the construction of any new buildings for storage is prohibited.
 3. Agricultural entertainment activities not to exceed 45 days per year, in aggregate, or any event planned or anticipated to attract 200 or more persons per day. For any such activities planned or anticipated to have attendance of more than 200 persons at any one time during a day, an event plan addressing parking, proposed days of operation, ingress and egress, sanitation and other public safety issues shall be filed annually with the zoning administrator, town clerk, servicing fire department, emergency medical service provider, Dane County Sheriff's Department and any local law enforcement agency for such agricultural entertainment activities, at least 30 days prior to the start of any agricultural entertainment activities in each calendar year.
 4. Farm related exhibitions, sales or events such as auctions, dairy breakfasts, exhibitions of farm machinery and technology, agricultural association meetings and similar activities, occurring on more than five days in a calendar year.
 5. Farm family businesses for horse boarding stables, riding stables, hay and sleigh rides, and horse training facilities, including the sale of bridles, saddles, grooming supplies and related items at a horse boarding or riding stable facility.
- (c) Governmental, institutional, religious, or nonprofit community uses.
- (d) Transportation, communications, pipeline, electric transmission, utility, or drainage uses, not listed as a permitted use above.

ARTICLE 5. Subsections 10.129(4), (5), (6), (7), and (8) are renumbered to 10.129(5), (6), (7), (8), and (9), respectively.

ARTICLE 6. Subsection 10.129(4) is recreated to read as follows:

- (4) Standards for conditional uses in the A-4 small lot agriculture zoning district. In addition to the requirements of s.10.255(2)(h), the zoning committee must find that the following standards are met before approving any conditional use permit in the A-4 small lot agriculture zoning district.
 - (a) The use and its location in the A-4 small lot agriculture zoning district are consistent with the purposes of the district.
 - (b) The use and its location in the A-4 small lot agriculture zoning district are reasonable and appropriate, considering alternative locations, or are specifically approved under state or federal law.
 - (c) The use is reasonably designed to minimize the conversion of land, at and around the site of the use, from agricultural use or open space use.
 - (d) The use does not substantially impair or limit the current or future agricultural use of surrounding parcels of land that are zoned for or legally restricted to agricultural use.
 - (e) Construction damage to land remaining in agricultural use is minimized and repaired, to the extent feasible.

ARTICLE 7. Subsection 10.129(10) is created to read as follows:

(10) Rezoning of land in the A-4 Small Lot Agriculture District. No land in the Small Lot Agriculture District shall be rezoned except in accordance with s. 91.48, Wis. Stat.

[Explanation: This amendment updates certain provisions to the A-4 Zoning District in light of recent changes to the Farmland Preservation Statutes.]

Submitted by Supervisors Miles, Downing, Clausius and Richmond, August 16, 2012.
Referred to ZONING & LAND REGULATION.

ORD. AMDT. 14, 12-13

AMENDING CHAPTER 10 OF THE DANE COUNTY CODE OF ORDINANCES REGARDING REVISIONS TO
THE A-B (AGRICULTURE BUSINESS) DISTRICT

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 10.121(1) is amended to read as follows:

10.121 A-B AGRICULTURE BUSINESS DISTRICT. (1) *Purpose.* ~~The A-B Agriculture-Business District is designed to: provide for those uses which are commercial in nature; are associated with local agricultural production; require a rural location due to extensive land area needs or proximity of resources; and do not require urban services.~~

(a) Provide for a wide range of agriculture, agricultural accessory and agriculture-related uses, at various scales with the minimum lot area necessary to accommodate the use. The A-B district accommodates uses which are commercial or industrial in nature; are associated with agricultural production; require a rural location due to extensive land area needs or proximity of agricultural resources; and do not require urban services.

In appearance and operation permitted uses in the A-B district are often indistinguishable from an active farm. Conditional uses are more clearly commercial or industrial in nature, and may involve facilities or processes that require a remote location distant from incompatible uses, proximity to agricultural products or suppliers and/or access to utility services or major transportation infrastructure.

Examples of activities in the A-B district may include, but are not limited to, agricultural support services, value-added, or related businesses such as implement dealers; veterinary clinics; farm machinery repair shops; agricultural supply sales, marketing, storage, and distribution centers; plant and tree nurseries; and facilities for the processing of natural agricultural products or by-products, including fruits, vegetables, silage, or animal proteins.

Such activities are characterized by:

1. Wholesale or retail sales, and outdoor storage / display of agriculture-related equipment, inputs, and products;
2. Parking areas, outdoor lighting, and signage appropriate to the scale of use;
3. Small, medium, or large utilitarian structures / facilities / workshops, appropriate to the scale of use;
4. Low to moderate traffic volumes;
5. Noises, odors, dust, or other potential nuisances associated with agriculture-related production or processing

- b) Meet the requirements for certification as a Farmland Preservation Zoning District under s. 91.38, Wis. Stat.

ARTICLE 3. Subsection 10.121(2) is amended to read as follows:

(2) Permitted uses.

- ~~(a) Sales, service and repair of machinery and equipment used in farming.~~ Agricultural Uses.
- ~~(b) Sales distribution, mixing, blending and storage of feeds, seeds and fertilizer.~~ Agricultural Accessory uses, except uses listed as conditional uses below.
- ~~(c) Livestock and farm commodity trucking services.~~ Agriculture-related uses, except uses listed as conditional uses below, consistent with the purpose statement for the A-B district.
- ~~(d) Processing and preserving of natural agricultural products, fruits and vegetables.~~ Undeveloped natural resource and open space areas.
- ~~(e) Sales, service and repair of lawn and garden equipment.~~ A transportation, utility, communication, or other use that is:
 - 1. required under state or federal law to be located in a specific place, or;
 - 2. is authorized to be located in a specific place under a state or federal law that specifically preempts the requirement of a conditional use permit.
- ~~(f) Sales and distribution of nursery stock and plants.~~
- ~~(g) Residential use for an owner of the business.~~
- ~~(h) Sales and service of small scale methane generating equipment and alcohol distilling equipment that is designed for use in a farm operation.~~
- ~~(i) Sales and service of wind driven electrical generating equipment.~~

ARTICLE 4. Subsection 10.121(3) is amended to read as follows:

(3) Conditional uses.

- a) ~~Plant genetic laboratories, agricultural-related experimental laboratories;~~ Agricultural Accessory Uses: In addition to the other requirements of this ordinance, the following uses must meet the definition of an agricultural accessory use under s.10.01(2b).
 - 1. Farm residences.
 - 2. Limited Family Businesses or Limited Rural Businesses, including bed and breakfast operations in an existing farm residence located on a farm.
 - 3. A business, activity, or enterprise, whether or not associated with an agricultural use, that is conducted by the owner or operator of a farm, that requires no buildings, structures, or improvements other than those described in s. 10.01(2b)(a) and (c) that employs no more than 4 full-time employees annually, and that does not impair or limit the current or future agricultural use of the farm or of other protected farmland.
- b) ~~Dead stock hauling services;~~ Agriculture-related uses: In addition to the other requirements of this ordinance, the following uses must meet the definition of an agriculture-related use under s. 10.01(2c).
 - 1. Plant or livestock genetic laboratories, agriculture-related experimental laboratories;
 - 2. Landscape supply or contracting businesses associated with a plant or tree nursery;
 - 3. Dead stock hauling services;
 - 4. Sales or storage of agricultural byproducts;
 - 5. Stock yards, livestock auction facilities;
 - 6. Bio-diesel and ethanol manufacturing;
 - 7. Manure processing facilities.
 - 8. Biopower facilities for distribution, retail or wholesale sales.
- c) ~~Sales or storage of agricultural byproducts;~~ Governmental, institutional, religious, or nonprofit community uses.
- d) ~~Stock yards, livestock auction facilities;~~ Transportation, communications, pipeline, electric transmission, utility, or drainage uses, not listed as a permitted use above.
- e) ~~Bio-diesel and ethanol manufacturing bio-power facilities;~~ Non-metallic mineral extraction operations that comply with s. 91.46(6), Wis. Stat., section 10.191 and chapter 74. The application shall include a description of the operation, a site plan and a reclamation plan.

~~f) Manure processing facilities.~~

ARTICLE 5. Subsection 10.121(4) is amended to read as follows:

~~(4) Building height limit. Standards for conditional uses in the A-B (agricultural business) zoning district. In addition to the requirements of s.10.255(2)(h), the zoning committee must find that the following standards are met before approving any conditional use permit in the A-B (agricultural business) zoning district.~~

- ~~(a) For buildings containing offices, sales rooms and service areas and residential buildings, the maximum height shall be two and one-half (2-½) stories or 35 feet. The use and its location in the A-B agricultural business zoning district are consistent with the purposes of the district.~~
- ~~(b) For all other buildings such as silos, bins and feed and seed storage facilities, no maximum height. The use and its location in the A-B agricultural business zoning district are reasonable and appropriate, considering alternative locations, or are specifically approved under state or federal law.~~
- ~~(c) The use is reasonably designed to minimize the conversion of land, at and around the site of the use, from agricultural use or open space use.~~
- ~~(d) The use does not substantially impair or limit the current or future agricultural use of surrounding parcels of land that are zoned for or legally restricted to agricultural use.~~
- ~~(e) Construction damage to land remaining in agricultural use is minimized and repaired, to the extent feasible.~~

ARTICLE 6. Subsections 10.121(5) through (10) are amended and renumbered as follows:

~~(5) Building height limit. (a) For buildings containing offices, sales rooms and service areas and residential buildings, the maximum height shall be two and one-half (2-½) stories or 35 feet.~~

~~(b) For all other buildings such as silos, bins and feed and seed storage facilities, no maximum height.~~

~~(5) (6) Area and lot width. A lot shall be not less than 100 feet in width at the building setback line and have an area of at least 20,000 square feet.~~

~~(6) (7) Density. Buildings shall not occupy more than sixty percent (60%) of the area of an interior or corner lot.~~

~~(7) (8) Setback requirements. Buildings that are erected, altered or moved shall be set back not less than is prescribed in section 10.17.~~

~~(8) (9) Side yard requirements. Ten (10) feet.~~

~~(9) (10) Rear yard requirements. Ten (10) feet.~~

~~(10) (11) Off-street parking. Off-street parking shall be provided as required by section 10.18.~~

ARTICLE 7. Subsection 10.121(12) is created to read as follows:

~~(12) Rezoning of land in the A-B Agriculture Business District. No land in the Agriculture Business District shall be rezoned except in accordance with s. 91.48, Wis. Stat.~~

[Explanation: This amendment updates certain provisions to the A-B Agricultural Business Zoning District in light of recent changes to the Farmland Preservation Statutes.]

Submitted by Supervisors Miles, Downing, Clausius and Richmond, August 16, 2012.
Referred to ZONING & LAND REGULATION.

ORD. AMDT. 15, 12-13

AMENDING CHAPTER 82 OF THE DANE COUNTY CODE OF ORDINANCES,
INCORPORATING THE DANE COUNTY FARMLAND PRESERVATION PLAN INTO
THE DANE COUNTY COMPREHENSIVE PLAN

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 82.53 is amended to read as follows:

82.53 ADOPTION OF DANE COUNTY COMPREHENSIVE PLAN.

Pursuant to sec. 66.1001(4)(c), Wis. Stats., the Dane County Board of Supervisors does, by enactment of this ordinance, adopt the document entitled "Dane County Comprehensive Plan," including all maps and descriptive materials contained therein, and including all amendments adopted by the county board of supervisors as of [County Clerk to insert effective date of this amendment]. A copy of the Dane County Comprehensive Plan is incorporated herein as Appendix A and is on file at the Dane County Clerk's office.

ARTICLE 3. Section 82.555 (2) is created to read as follows:

82.555 INCORPORATION OF COUNTY, REGIONAL AND MUNICIPAL PLANS. The following plans are incorporated into the Dane County Comprehensive Plan:

(2) Dane County Farmland Preservation Plan, including all amendments adopted by the county board of supervisors as of [County Clerk to insert effective date of this amendment].

[EXPLANATION: This amendment adopts the Dane County Farmland Preservation Plan, incorporates it into the Dane County Comprehensive Plan, and ensures consistency between the two plans.]

Submitted by Supervisors Richmond, Clausius, Miles and Downing, August 16, 2012.
Referred to ZONING & LAND REGULATION.

ORD. AMDT. 16, 12-13

**AMENDING CHAPTER 82 OF THE DANE COUNTY CODE OF ORDINANCES,
INCORPORATING THE TOWN OF BERRY COMPREHENSIVE PLAN INTO
THE DANE COUNTY COMPREHENSIVE PLAN**

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 82.55(2) is amended to read as follows:

82.55 INCORPORATION OF TOWN PLANS. The following town plans are incorporated into the Dane County Comprehensive Plan:

(2) Town of Berry Comprehensive Plan, as revised by the town as of July 16, 2012 and as further modified by any provisions in the Town of Berry chapter of the Dane County Comprehensive Plan Addendum including all amendments as adopted by the county board of supervisors as of August 2, 2011
~~_____~~ *-[county clerk to insert effective date of amendment].*

[EXPLANATION: This amendment adopts recent changes to the Town of Berry Comprehensive Plan and incorporates them into the Dane County Comprehensive Plan, but may have modified provisions (edits, additions and deletions) as detailed in the Town of Berry Chapter of the Dane County Comprehensive Plan Addendum.]

Submitted by Supervisors Miles, August 16, 2012.
Referred to ZONING & LAND REGULATION.

ORD. AMDT. 17, 12-13

AMENDING CHAPTER 82 OF THE DANE COUNTY CODE OF ORDINANCES,
INCORPORATING THE TOWN OF ROXBURY COMPREHENSIVE PLAN INTO THE DANE COUNTY
COMPREHENSIVE PLAN AND THE DANE COUNTY FARMLAND PRESERVATION PLAN

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 82.55(23) is amended to read as follows:

82.55 INCORPORATION OF TOWN PLANS. The following town plans are incorporated into the Dane County Comprehensive Plan:

(23) **Town of Roxbury Comprehensive Plan**, including all amendments identified in the Town of Roxbury chapter of the Dane County Comprehensive Plan Addendum adopted by the county board of supervisors as of ~~October 3, 2002~~ July 24, 2012.

[EXPLANATION: This amendment removes the previous effective date of October 3, 2002 that was mistakenly listed in OA 7, 2012-13.]

Submitted by Supervisor Miles, August 16, 2012.
Referred to ZONING & LAND REGULATION.

ORD. AMDT. 18, 12-13

AMENDING CHAPTER 82 OF THE DANE COUNTY CODE OF ORDINANCES,
INCORPORATING THE TOWN OF VIENNA COMPREHENSIVE PLAN INTO
THE DANE COUNTY COMPREHENSIVE PLAN

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 82.55(30) is amended to read as follows:

82.55 INCORPORATION OF TOWN PLANS. The following town plans are incorporated into the Dane County Comprehensive Plan:

(30) Town of Vienna Comprehensive Plan, as revised by the town as of July 9, 2012 and as further modified by any provisions in the Town of Vienna chapter of the Dane County Comprehensive Plan Addendum including all amendments as adopted by the county board of supervisors as part of the Dane County Farmland Preservation Plan as of December 7, 2006. _____ *[county clerk to insert effective date of amendment].*

[EXPLANATION: This amendment adopts recent changes to the Town of Vienna Comprehensive Plan and incorporates them into the Dane County Comprehensive Plan, but may have modified provisions (edits, additions and deletions) as detailed in the Town of Vienna Chapter of the Dane County Comprehensive Plan Addendum.]

Submitted by Supervisor Ripp, August 16, 2012.
Referred to ZONING & LAND REGULATION.

RES. 89, 12-13

AUTHORIZING THE PURCHASE OF LAND AT CAPITAL SPRINGS RECREATION AREA

The Department of Land & Water Resources recommends the acquisition of land adjacent to Lake Farm County Park. The purpose of the acquisition is to connect Lake Farm County Park to Capital Springs State Park and the Lewis Nine Springs E-Way. The entire area is collectively referred to as the Capital Springs Recreation Area. Acquisition of the parcel is identified in the Capital Springs Recreation Area Master Plan, which was developed in partnership by Dane County and the WI DNR.

More specifically, acquisition of the parcel will provide a safe connection from Lake Farm County Park campground to the new dog exercise area and disc golf course, which are under the final stages of development by Dane County Parks. The parcel will also connect the campground to Capital Springs State Park. The acquisition will provide a safe off-road pedestrian alternative in an area that currently has no on-road bicycle/pedestrian accommodations or crossing improvements.

The purchase price for the property has been established at \$175,000. The purchase price is \$19,300 below the 2012 assessed value and is subject to bank approval as a "short sale".

NOW THEREFORE BE IT RESOLVED, that the Dane County Board of Supervisors and the Dane County Executive hereby authorize the purchase of land and residence at 4479 Libby Road for \$175,000 from Loren Ayers, according to Wis. Stats. Chapter 27.05(3).

BE IT FINALLY RESOLVED, that the Dane County Real Estate Officer or Real Estate & Acquisition Director are authorized to administer the closing and the transfer of the above-mentioned rights to Dane County and the Controller is authorized to issue checks necessary to effectuate the transaction.

Submitted by Supervisors de Felice, Ripp, Richmond and Miles, August 16, 2012.

Referred to PERSONNEL & FINANCE, ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and PARKS.

RES. 90, 12-13

AUTHORIZING THE PURCHASE OF LAND FOR THE ICE AGE NATIONAL SCENIC TRAIL

The Dane County Parks & Open Space Plan recommends the acquisition of land for the Ice Age National Scenic Trail. The Ice Age Trail traces Ice Age formations across the state and is one of 30 National Scenic and Historic Trails, which are established by Congress through areas of significant scenic, historic, natural or cultural features.

The Department of Land & Water Resources has negotiated the purchase of approximately 139 acres for the Ice Age Trail. The property is included in the Ice Age Trail Corridor and is immediately north of Indian Lake County Park in the Town of Berry.

The property will offer a stretch of the Ice Age National Scenic Trail as well as other side trails for hiking, snowshoeing and cross-county skiing. The property provides magnificent views of Indian Lake County Park and many of the geological features that are showcased by the Ice Age Trail. The Property is within a section of trail that is informally referred to as "Indian Lake to Springfield Hill". This segment is anchored on both ends by existing public lands, Indian Lake County Park and Springfield Hill County Natural Resource Area.

Purchase of the property is a partnership with the Ice Age Trail Alliance, which has sponsored a grant application to the WI DNR for state and federal funds. The purchase price for the property has been established at \$1,090,000. Appraisals of the property were between \$1,090,000 and \$1,217,000.

NOW THEREFORE BE IT RESOLVED, that the Dane County Board of Supervisors and the Dane County Executive hereby authorize the purchase of approximately 139 acres from the Matz and Flood Families for \$1,090,000 according to Wis. Stats. Chapter 27.05(3);

BE IT FURTHER RESOLVED, that the Dane County Clerk and Dane County Executive are authorized to execute documents necessary to maximize cost-sharing from project partners, which may include temporarily vesting land rights to another agency;

BE IT FINALLY RESOLVED, that the Dane County Real Estate Officer or Conservation Fund Manager are authorized to administer the closing and the transfer of the above-mentioned rights to Dane County and the Controller is authorized to issue checks necessary to effectuate the transaction.

Submitted by Supervisors Ripp, Richmond, Hesselbein, Bollig, Levin, Sargent, Matano, Pertl and Downing, August 16, 2012.

Referred to PERSONNEL & FINANCE, ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and PARKS.

RES. 91, 12-13

RESOLUTION ON THE PROHIBITION OF THE USE OF EXCESSIVE FORCE

WHEREAS, Dane County has been designated to receive federal funding through the Community Development Block Grant (CDBG) program; and

WHEREAS, Section 519 of Public Law 101-144 (the U.S. Department of Housing and Urban Development Appropriations Act of 1990) requires that all CDBG recipients adopt and enforce a policy to prohibit the use of excessive force by law enforcement agencies within the recipient's jurisdiction against any individuals engaged in non-violent civil rights demonstrations; and

WHEREAS, all recipients of CDBG funds are further required to follow a policy of enforcing applicable state and local laws against physically barring entrances or exits to a facility that is the subject of a nonviolent protest demonstration; and

WHEREAS, Dane County endorses a policy prohibiting the use of excessive force and will inform law enforcement agencies within its jurisdiction of this policy.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors hereby adopts and will enforce a policy prohibiting the use of excessive force by law enforcement agencies operating within its jurisdiction against any individuals engaged in nonviolent civil rights demonstrations.

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors hereby adopts a policy to enforce any applicable state or local laws against individuals physically barring entrances or exits from a facility or exists from a facility or location that is the subject of a non-violent protest or demonstration.

Submitted by Supervisors Sargent, Levin, Clausius, Zweifel, Hotchkiss, Wegleitner, Krause and Salov, August 16, 2012.

Referred to HEALTH & HUMAN NEEDS, PERSONNEL & FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 92, 12-13

AUTHORIZING ACCEPTANCE OF GRANT FUNDING FROM THE WISCONSIN DEPARTMENT OF
NATURAL RESOURCES FOR LIMITED PUBLIC USE OF THE
DANE COUNTY LAW ENFORCEMENT RANGE

The Wisconsin Department of Natural Resources (WDNR) has approved grant funding to the Dane County Sheriff's Office in the amount of \$19,750. Funding for the project is available from several sources including public funding from the Pittman-Robertson Wildlife Restoration grant program and private funding from groups such as the National Rifle Association, and the National Shooting Sports Foundation. The grant will reimburse the Sheriff's Office for overtime staffing costs for two deputies each day on eight weekends in September and October and overtime rate staff costs for two deputies on two weekends during the annual Hunter Sight-In Program in November.

Under the agreement the Sheriff's Office will make designated areas of the Range available for use by the public during the following dates and times: Saturdays and Sundays, September 8 - October 28, 2012, 8:30 a.m. to 4 p.m. and daily for the annual Hunter Sight-In Program, November 3 - 16, 2012, 8:30 a.m. - 4 p.m. Additionally the Sheriff's Office will assess a fee of \$10 per person per day. Shooters participating in the Hunter Sight-In Program will pay \$10 per person with an additional \$5 fee for each extra weapon.

NOW, THEREFORE, BE IT RESOLVED that the Sheriff's Office be permitted to accept the \$19,750 funding from the WDNR.

BE IT FURTHER RESOLVED that \$19,750 be added as additional revenue to the Sheriff's Office, Training Center, Civilian Range User Programs Revenue Account (SHRFTC - NEW) and credited to the general fund.

BE IT FURTHER RESOLVED that \$19,750 be transferred from the General Fund to the Sheriff's Office, Training Center, Overtime - Civilian Range User Programs Expenditure Account (SHRFTC - NEW).

Submitted by Supervisors Rusk, Kiefer, McCarville and Wiganowsky, August 16, 2012.
Referred to PERSONNEL & FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 93, 12-013

AUTHORIZING AN EXTENSION TO PROVIDE A FREEWAY SERVICE TEAM FOR THE WISCONSIN
DEPARTMENT OF TRANSPORTATION

The Wisconsin Department of Transportation requested an extension to continue their agreement with the Dane county Sheriff's Office to provide a Freeway Service Team for USH 12/14/18/151 corridor in Dane County (commonly referred to as the Beltline Highway). The contract extends from July 1, 2012 to June 30, 2013. The estimated expenditures and revenues were handled through the 2013 budget process.

The overall goal of providing a service team is to locate, respond to, and clear traffic incidents more quickly. This quicker clearing of incidents will reduce congestion, provide more efficient traffic flow, reduce delays, and reduce the chance of secondary traffic accidents caused by the incidents.

The Department of Transportation has agreed to compensate Dane County for the actual costs of providing this service by Deputy Sheriffs, training, and service equipment necessary to perform their duties.

The Department of Transportation has agreed to enter into a "Freeway Service Team" agreement with Dane County and the Dane County Sheriff's Office to contract for the above described services.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Sheriff's Office, Dane County Executive, and Dane County Clerk are authorized to enter into an extension of the current Freeway Service Team agreement

BE IT FURTHER RESOLVED that this agreement will extend the agreement through June 30, 2013 contingent on continued grant funding.

BE IT FINALLY RESOLVED that all unexpended funds and unrecognized revenues from this account be carried forward from the 2012 budget period to the 2013 budget period.

Submitted by Supervisors Rusk, Kiefer, McCarville and Wiganowsky, August 16, 2012.
Referred to PERSONNEL & FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 94, 12-13

AUTHORIZING EXTENSION OF AGREEMENT WITH CORRECT CARE SOLUTIONS FOR THE
PROVISION OF INMATE HEALTH CARE SERVICES

Dane County and the Dane County Sheriff presently contract with Correct Care Solutions (CCS) to provide health care and mental health services to inmates of the Dane County Jail. These services are provided at all of the jail facilities including the City-County Building, Public Safety Building, and the William H. Ferris, Jr. Huber Center.

The contract with Correct Care Solutions includes an option to extend the contract for an additional two years by mutual agreement. The County has negotiated with Correct Care Solutions to exercise the renewal option contingent on changes to the current agreement.

NOW, THEREFORE, BE IT RESOLVED that the Sheriff and County Executive are hereby authorized to execute, on behalf of the County of Dane, a contract, as described above, with Correct Care Solutions, to provide health care and mental health services to inmates housed in Dane County Jail facilities.

Submitted by Supervisors Rusk, McCarville and Wiganowsky, August 16, 2012.
Referred to PERSONNEL & FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 95, 12-13

AUTHORIZING PARTICIPATION AS NAMED PLAINTIFF IN THE CIVIL LAW SUIT: MILWAUKEE COUNTY v.
FEDERAL NATIONAL MORTGAGE ASSOCIATION & FEDERAL HOME LOAN MORTGAGE CORPORATION

Pursuant to section 77.22 of the Wisconsin Statutes, grantors in real estate transactions must pay a real estate transfer tax at a rate of 30 cents for each \$100 of value or fraction thereof "on every conveyance not exempted or excluded" by statute. These transfer taxes are paid at the time the instrument of conveyance is submitted to the register of deeds, unless an exemption or exclusion is claimed at that time.

The Federal National Mortgage Association (“Fannie Mae”) and Federal Home Loan Mortgage Corporation (“Freddie Mac”) are the holders of numerous mortgages in Dane County. As mortgages become delinquent, Fannie Mae and Freddie Mac take ownership of the properties through foreclosure. Once Fannie Mae and Freddie Mac find a buyer for the foreclosed property, they convey the property and record the deed with the Dane County Register of Deeds. Upon recording of the deed, Fannie Mae and Freddie Mac do not pay the real estate transfer tax. Instead, they claim that they are exempt under state law or federal law, or both.

During the foreclosure crisis, the number of properties which Fannie Mae and Freddie Mac took ownership of ballooned. From July 2006 to present, Fannie Mae and Freddie Mac filed approximately 523 separate instruments of conveyance with the Dane County Register of Deeds totaling transactions worth over \$83 million in value. Upon filing each recorded instrument, Fannie Mae and Freddie Mac have failed to pay real estate transfer taxes depriving Dane County of approximately \$249,000 in revenue.

On July 12, 2012 Milwaukee County filed a class action lawsuit against Fannie Mae and Freddie Mac in the United States District Court for the Eastern District of Wisconsin seeking unpaid real estate transfer taxes on behalf of all Wisconsin Counties and declaration that Fannie Mae and Freddie Mac must pay these taxes in the future. This lawsuit affects the rights of all Wisconsin Counties, including Dane County to receive real estate transfer taxes from Fannie Mae and Freddie Mac.

Joining the litigation as a named plaintiff will provide Dane County with the right to be notified concerning all pleadings, motions, hearings, and any other proceedings or events during the course of litigation so that the Dane County can assist to the greatest extent possible in the vigorous and zealous advocacy of its claim for relief.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors directs the Dane County Corporation Counsel’s office to take all necessary and proper measures to join Dane County as a named plaintiff in the civil lawsuit *Milwaukee County v. Federal National Mortgage Association and Federal Home Loan Mortgage Corporation*.

Submitted by Supervisors Rusk, Kiefer, McCarville and Wiganowsky, August 16, 2012.
Referred to EXECUTIVE and PUBLIC PROTECTION & JUDICIARY.

RES. 96, 12-13

AUTHORIZING SECOND AMENDMENT TO LICENSE AGREEMENT CONCERNING SPACE AN UTILITIES
USED BY TSA AT THE DANE COUNTY REGIONAL AIRPORT

The Dane County Regional Airport has entered into a License Agreement, as required by federal law, under which it provides the Transportation Security Administration (“TSA”) rent-free space for use in its passenger screening activities. Under the terms of the License Agreement the Airport receives reimbursement of costs associated with electricity used for the operation of screening equipment. The TSA has added new screening equipment for use related to its security checkpoint operations and the existing License Agreement needs to be amended to account for the space occupied by the new equipment and for reimbursement for associated electric service at the rate agreed upon by the parties. As amended, the License Agreement will continue to automatically renew, with termination upon sixty days notice by either party.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Executive and the Dane County Clerk are authorized to execute a Second Amendment to License Agreement between the United States of America and Dane County, Wisconsin, as set forth above.

Submitted by Supervisors O'Loughlin, Rusk, Pertl, Krause and de Felice, August 16, 2012.
Referred to PERSONNEL & FINANCE, PUBLIC WORKS & TRANSPORTATION and AIRPORT.

RES. 97, 12-13

AUTHORIZING A LEASE BETWEEN THE ALLIANT ENERGY CENTER OF DANE COUNTY AND THE BOARD OF REGENTS OF THE UW SYSTEM

The University of Wisconsin-Madison Athletic Department and the Alliant Energy Center have negotiated a lease to host the final 2012-13 regular season WCHA mens hockey series against St. Cloud State at the Veterans Memorial Coliseum. The \$80,000 lease agreement includes ice holding time, a practice day on March 7, 2013 and the two game days on March 8-9, 2013.

In addition to the rental fee listed above all approved parking charges will be assessed for the UW vs St. Cloud State men's hockey event and additional revenues will be paid by the show for personnel, equipment and services to the show in addition to those specifically listed in the contract.

NOW THEREFORE BE IT RESOLVED, that the lease agreement with the Board of Regents of the UW System on behalf of the UW-Madison Division of Intercollegiate Athletics, 1440 Monroe St., Madison, WI 53711 is hereby approved.

BE IT FINALLY RESOLVED, that the County Executive and County Clerk are authorized to sign the lease agreement.

Submitted by Supervisors Schmidt, Richmond, Pertl and Ripp, August 16, 2012.
Referred to PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 98, 12-13

AWARD OF CONTRACT FOR ROOF REPLACEMENT – ROBERTSON ROAD

The Department of Public Works, Highway & Transportation reports the receipt of bids for construction services to re-roof the Robertson Rd Shop by installing a new standing seam metal roof system over the existing roof, Bid # 312018.

A complete tabulation is on file at the Department of Public Works office. The low qualified bidder is:

Total: \$ _____

The Public Works staff finds the amount to be reasonable and recommends the bid be awarded to _____.

There are sufficient funds available for this project. The term of the borrowing used to support this project will be ten years.

NOW, THEREFORE, BE IT RESOLVED that a Contract be awarded to _____ in the amount of \$ _____; and

BE IT FURTHER RESOLVED that the County Executive and the County Clerk be authorized and directed to sign the Contract; and

BE IT FURTHER RESOLVED that the expenditure is authorized in advance of borrowing; and

BE IT FURTHER RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Contract; and

BE IT FINALLY RESOLVED that the Public Works & Transportation Committee shall approve all change orders to the Contract, subject to submission of change orders to the County Board for approval where the sum involves \$20,000 or more than 10% of the original approved Contract amount, whichever is smaller.

Submitted by Supervisors Schmidt, Richmond, Pertl and Ripp, August 16, 2012.
Referred to PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 99, 12-13

AWARD OF CONTRACT FOR LAKE FARM STORAGE BUILDING – LIBBY RD

The Department of Public Works, Highway & Transportation reports the receipt of bids for construction services to provide a new 60' by 133' pole storage building as outlined in the project drawings and construction documents, Bid # 312019.

A complete tabulation is on file at the Department of Public Works office. The low qualified bidder is:

Total: \$ _____

The Public Works staff finds the amount to be reasonable and recommends the bid be awarded to _____.

There are sufficient funds available for this project. The term of the borrowing used to support this project will be ten years.

NOW, THEREFORE, BE IT RESOLVED that a Contract be awarded to _____ in the amount of \$ _____; and

BE IT FURTHER RESOLVED that the County Executive and the County Clerk be authorized and directed to sign the Contract; and

BE IT FURTHER RESOLVED that the expenditure is authorized in advance of borrowing; and

BE IT FURTHER RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Contract; and

BE IT FINALLY RESOLVED that the Public Works & Transportation Committee shall approve all change orders to the Contract, subject to submission of change orders to the County Board for approval where the sum involves \$20,000 or more than 10% of the original approved Contract amount, whichever is smaller.

Submitted by Supervisors Schmidt, Richmond, Pertl and Ripp, August 16, 2012.
Referred to PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 100, 12-13

AWARD OF CONTRACT FOR REPAVE LOT – ROBERTSON ROAD

The Department of Public Works, Highway & Transportation reports the receipt of bids for construction services to remove the existing asphalt in the East Lot and East half of front lot and repave it, Bid # 312025.

A complete tabulation is on file at the Department of Public Works office. The low qualified bidder is:

Total: \$_____

The Public Works staff finds the amount to be reasonable and recommends the bid be awarded to _____.

There are sufficient funds available for this project. The term of the borrowing used to support this project will be ten years.

NOW, THEREFORE, BE IT RESOLVED that a Contract be awarded to _____ in the amount of \$_____; and

BE IT FURTHER RESOLVED that the County Executive and the County Clerk be authorized and directed to sign the Contract; and

BE IT FURTHER RESOLVED that the expenditure is authorized in advance of borrowing; and

BE IT FURTHER RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Contract; and

BE IT FINALLY RESOLVED that the Public Works & Transportation Committee shall approve all change orders to the Contract, subject to submission of change orders to the County Board for approval where the sum involves \$20,000 or more than 10% of the original approved Contract amount, whichever is smaller.

Submitted by Supervisors Schmidt, Richmond, Pertl and Ripp, August 16, 2012.
Referred to PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 101, 12-13

CHANGE ORDER #8 TO CONTRACT FOR STAAB CONSTRUCTION FOR
BABCOCK & LAFOLLETTE PARKS LOCKS & DAMS RENOVATION

The Department of Public Works, Highway & Transportation awarded a Contract to Staab Construction Corporation for Phase 2 - Lock & Dam Repairs & Upgrades in McFarland & Town of Pleasant Springs, WI, Bid #312001.

Sub. 1 to Res. 200, 2011-12 awarded the original Contract in the amount of \$1,005,000.00.

The original contract included features that allow for remote control of the Babcock dam for purposes of lake level control. Before these improvements, it required 3 persons to make adjustments at the dam. The remote control feature will eliminate this effort as the dam can be controlled from a computer terminal. The original contract did not include this remote control feature for the LaFollette dam. As the work on the project has proceeded, very few change orders have been required. Funds to add the remote control feature to the LaFollette dam are available in the project budget and in an account originally budgeted for a weed cutting barge. Funds are available in the weed cutting barge line because the barge was purchased at a lesser cost than originally anticipated. It is highly desirable to install the labor saving remote control feature at the LaFollette dam as well as the Babcock dam.

The following change is requested: Change Order #8 - ADD \$112,000.00 - Accept Bid Alternate #2 / LaFollette Remote Controls & Camera.

NOW, THEREFORE, BE IT RESOLVED, That Change Order #8 for a total add of \$112,000.00 be approved to the Contract for Staab Construction Corporation to install remote controls and camera at the LaFollette Lock and Dam; and

BE IT FURTHER RESOLVED, That \$103,280.00 be transferred from account LWLEGACY 58980 "Weed Cutting Barge" to account LWLEGACY-57712 LaFollette Lock & Dam Renovation project account; and

BE IT FINALLY RESOLVED, That the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Change Order.

Submitted by Supervisors Schmidt, Richmond and Pertl, August 16, 2012.
Referred to PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 102, 12-13

AWARD OF CONTRACT FOR 9 SPRINGS E-WAY BRIDGES

The Department of Public Works, Highway & Transportation reports the receipt of bids to demo an existing bridge in the Nine Springs E-Way and to provide two (2) steel pedestrian bridges with a wood decking and rails along with two (2) approaches on both with steel frames, wood decking, and rails , Bid # 311027.

A complete tabulation is on file at the Department of Public Works office. The low qualified bidder is:

Total: \$ _____

The Public Works staff finds the amount to be reasonable and recommends the bid be awarded to _____.

There are sufficient funds available for this project. The term of the borrowing used to support this project will be ten years.

NOW, THEREFORE, BE IT RESOLVED that a Contract be awarded to _____ in the amount of \$ _____; and

BE IT FURTHER RESOLVED that the County Executive and the County Clerk be authorized and directed to sign the Contract; and

BE IT FURTHER RESOLVED that the expenditure is authorized in advance of borrowing; and

BE IT FURTHER RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Contract; and

BE IT FINALLY RESOLVED that the Public Works & Transportation Committee shall approve all change orders to the Contract, subject to submission of change orders to the County Board for approval where the sum involves \$20,000 or more than 10% of the original approved Contract amount, whichever is smaller.

Submitted by Supervisors Schmidt, Richmond and Pertl, August 16, 2012.
Referred to PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 103, 12-13

DANE COUNTY ADOPTS SUSTAINABILITY PRINCIPLES TO GUIDE ITS OPERATIONS, MANAGEMENT,
AND POLICYMAKING.

Dane County has pursued the goal of becoming more environmentally, socially, and economically sustainable in its planning, operations, management, and policymaking. Selected county managers and staff received training in sustainability and inventoried sustainable practices across county departments. The county already has implemented numerous projects, initiatives, and policies that save energy, reduce waste, meet the needs of residents, and conserve natural resources while supporting a healthy economy.

These activities include:

- Converting county landfill gas to electricity, generating \$3.75 million in gross revenues for the county;
- Using compressed natural gas (CNG) in county fleet vehicles, offsetting the use of approximately 20,000 gallons of fossil-fuel gasoline and saving county taxpayers roughly \$40,000 annually;
- Completing renewable energy and energy conservation upgrades at county facilities, such as: LED runway lights and solar panels at the Dane County Regional Airport; geothermal technologies at the new Badger Prairie Health Care Center and the Children's Zoo Barn; and manure digesters that generate renewable electricity, reduce greenhouse gas emissions, and divert manure from county waters.

County policies have been adopted that protect our waters by preventing stormwater runoff and prohibiting the use of phosphorus fertilizers, reduce waste and conserve energy by requiring green building practices in county-owned facilities, and also meet the needs of all Dane County residents by recognizing housing as a human right.

The County Board Sustainability Coordinator and Audit Analyst is continuing to move the county in a sustainable direction by leading a cross-departmental Sustainability Work Group to strategically plan for improving the sustainability of the county's operations, management, and policymaking.

By formally adopting broad sustainability principles, the county will provide a more systematic approach and a framework to make more informed and strategic decisions regarding all aspects of county operations.

NOW BE IT RESOLVED that Dane County formally adopts the following principles:

We will:

- Reduce and eventually eliminate our community's contribution to fossil fuel dependence and to wasteful use of scarce metals and minerals;

- Reduce and eventually eliminate our community's contribution to dependence upon persistent chemicals and wasteful use of synthetic substances;
- Reduce and eventually eliminate our community's contribution to encroachment upon nature and harm to life-sustaining ecosystems (e.g., land, water, wildlife, forest, soil, ecosystems); and
- Reduce and eventually eliminate our community's contribution to conditions that undermine people's ability to meet their basic human needs.

BE IT FURTHER RESOLVED that these principles will be applied systematically and strategically across departments, agencies, and in this policymaking body to achieve greater sustainability in everything we do;

BE IT FURTHER RESOLVED that the cross-departmental Sustainability Work Group will continue to use the sustainability principles as a guide to conduct updated inventories of sustainability practices and challenges in the county, and to strategically identify opportunities and help implement actions that improve the sustainability of the county's operations, management and policymaking; and

BE IT FINALLY RESOLVED that the county will assist departments and agencies with ongoing sustainability initiatives and projects through the budget process and through the Sustainability Fund, as implemented by the Public Works and Transportation Committee's Sustainability Subcommittee.

Submitted by Supervisors Erickson, Wegleitner, Richmond, Corrigan, Hampton, Krause, Rusk, Zweifel, Levin, Schmidt, Downing, Matano, Dye, Hotchkiss, Sargent, Salov, Clausius, Miles, Solberg, Bollig, McDonell and Hesselbein, August 16, 2012.

Referred to EXECUTIVE, PERSONNEL & FINANCE, PUBLIC WORKS & TRANSPORTATION and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

RES. 104, 12-13

URGING THE U.S. CONGRESS TO RAISE AND INDEX THE FEDERAL MINIMUM WAGE

Wealth is becoming increasingly concentrated in the United States. The top one percent of the U.S. population now owns 40 percent of all wealth. The bottom 60 percent of the population now own less than two percent of all wealth. In 2010, 93 percent of all new income went to the top one percent of the population.

Those working for minimum wage struggle to make ends meet. The minimum wage under the federal Fair Labor Standards is only \$7.25 per hour, or \$15,000 a year for a full-time, year round worker. At this rate of pay, families dependent on full-time earners making the federal minimum wage fall below the federal poverty line. Seventy-six percent of workers earning at or near minimum wage are adults, and are disproportionately women and persons of color. Further, the federal minimum wage for workers who receive tips has been frozen at a mere \$2.13 since 1991 and the vast majority of workers subject to this sub-minimum wage are women.

The minimum wage is becoming more important as more workers rely on low-wage jobs to make ends meet and as job growth since the recession has been disproportionately concentrated in low-wage occupations. Research shows that raising the minimum wage boosts incomes of low-paid workers without reducing employment, even during periods of high unemployment.

Some states have taken steps to increase or to index the minimum wage. Eighteen states have raised their minimum wages above the federal rate, including Alaska, Arizona, California, Colorado, Connecticut, Florida, Illinois, Maine, Massachusetts, Michigan, Montana, New Mexico, Nevada, Ohio, Oregon, Rhode Island, Vermont, Washington, and the District of Columbia. Additionally, ten states index the minimum wage annually to keep pace with the rising cost of living to prevent the minimum wage from eroding.

Rep. George Miller's Fair Minimum Wage Act of 2012 (H.R. 6211) will increase the minimum wage in three 85-cent steps, over three years, from \$7.25 to \$9.80 per hour. The rate will then be indexed to inflation each year thereafter. In addition, the legislation will increase the required cash wage for tipped workers in annual 85 cent increases, from today's \$2.13 per hour until the tip credit reaches 70 percent of the regular minimum wage.

NOW, THEREFOERE, BE IT RESOLVED, the Dane County Board of Supervisors urges Congress to support H.R.6211 to raise and index the federal minimum wage and the sub-minimum wage for tipped workers to restore it to its historic value.

Submitted by Supervisors Richmond, Sargent, Corrigan, Hesselbein, Miles, Pertl, Dye, Solberg, Zweifel, Wegleitner, Schmidt, Hampton, Erickson, Krause, McCarville, Rusk, Matano, Bollig, Salov, Hotchkiss and de Felice, August 16, 2012.

Referred to EXECUTIVE.

RES. 105, 12-13

COUNTY EXECUTIVE APPOINTMENTS

The County Executive has appointed the following persons to the designated commissions, committees and boards. These appointments require confirmation by the County Board.

NOW, THEREFORE, BE IT RESOLVED that the appointments set forth below are confirmed.

Aging & Disability Resource Center Governing Board

Esther M. Olson, 957 Severson Road, Belleville 53508 (424-3207-H), to serve in one of three seats representing older adults. Ms. Olson is a current member of the Dane County Area Agency on Aging Board and a member of its AAA Legislative/Advocacy Committee, Access Committee, and the Aging & Disability Resource Center Stakeholders Task Force. This term will expire 9/1/13.

Thomas L. Frazier, 59 Hawks Landing Circle, #312, Verona 53593 (848-4932-H, 770-0605-C), to serve in the second of three seats representing older adults. Mr. Frazier is retired from the Coalition of Wisconsin Aging Groups. This term will expire 9/1/14.

Elaine DeSmidt, 4709 Milwaukee St., Madison 53714 (246-2700-H), to serve in the third of three seats representing older adults. Ms. DeSmidt is a current member of the Dane County Area Agency on Aging Board. She is a former Dane County Board Supervisor. This term will expire 9/1/15.

Barbara Katz, 4118 Cherokee Drive, Madison 53711 (233-3726-H), to serve in one of two seats representing people with developmental disabilities. Ms. Katz currently serves on the Aging & Disability Resource Center Stakeholders Task Force and she is also chair of the Wisconsin Board for People with Developmental Disabilities and is co-Director of Family Voices of Wisconsin, and is a member of the Department of Health Services' Council for Children's Long Term Support Needs. This term will expire 9/1/13.

Paul A. Yochum, 406 St. Francis Court, Cross Plains 53528 (798-4602-H, 833-1199-W), to serve in the second of two seats representing people with developmental disabilities. Mr. Yochum is the Executive Director of The Arc-Dane County. Mr. Yochum is a current member of the Dane County Long Term Support Committee. This term will expire 9/1/14.

Barbara Vedder, 2314 East Dayton Street, Madison 53704 (249-8428-H), to serve in the seat representing people with physical disabilities. Ms. Vedder is a former Dane County Board Supervisor. This term will expire 9/1/15.

Supervisor Erika Hotchkiss, 206 South Jefferson Street, Verona 53593 (848-2993-H), to serve in the seat of a County Board Supervisor. This term will expire 4/15/14.

Barbara L. Nichols, 1014 Magnolia Lane, Madison 53713 (255-6916-H). Ms. Nichols is a well-known, long-time community advocate and leader. Ms. Nichols has over fifty years of working, teaching, and leading in the nursing and public health fields, world-wide. She has worked as a registered nurse, a professor, a CEO, and an administrator in the nursing field. This term will expire 9/1/13.

Yolanda Woodard, 3303 Prairie Road, Madison 53719 (845-2002-H, 277-1950-W). Ms. Woodard is a well-known, long-time community advocate. She is an attorney in private practice. She is a former board member of Access to Independence, a former member and chair of the Dane County Equal Opportunity Committee, and a former member of the Dane County W-2 Community Steering Committee. This term will expire 9/1/13.

Sally Jo Hanks, 9 Banner Circle, Madison 53718 (579-1153-H, 266-4381-W). Ms. Hanks is the Housing Site/Property Manager for The Triangle, a City of Madison Community Development Authority housing project. She supervises and administers the operations and services of four of the CDA's federally subsidized housing projects in the heart of the City of Madison. Most units are leased to elderly and/or disabled individuals, with the largest percentage of disability being a mental illness. All residents are low to extremely low income households. This term will expire 9/1/14.

Mary Pike, 53 Cherokee Circle, #103, Madison 53704 (231-1572-H). Ms. Pike is retired. Ms. Pike is a Volunteer Ombudsman with the Board on Aging on Long Term Care, a member of the Dane County Area Agency on Aging's Legislative/Advocacy Committee, a volunteer at the Alzheimer's & Dementia Alliance of Wisconsin, and serves on the State Nursing Home Administrators Examining Board. She cared for her husband for thirteen years while he suffered from Alzheimer's disease. Ms. Pike has received the following awards: the 1999 Alzheimer's Advocacy Award, the 2001 caregiver Honor award from Elder Care of Dane County, the 2003 Alzheimer's Family Caregiver Award, the 2008 WHCA Volunteer of the Year Award, the 2009 Coalition Wisconsin Aging Group Senior Achievement Award, and the 2011 Janet Tulloch Memorial Award from the National Consumer Voice for Quality Long-Term Care. This term will expire 9/1/15.

Area Agency on Aging Board

Paul H. Kusuda, 200 Tompkins Drive, Madison 53716, (222-2780-H), due to the resignation of Bert Doyle. Mr. Kusuda is a well-known, long-time community advocate on senior issues. He is a former member of the AARP State Legislative Committee and Capital City Task Force. He is a former member of the CWAG Statewide Board of Directors and a member of their Legislative Committee. He is a former president of the Dane County SOS Senior Council. He has served on the AAA Board several years ago. He is a current member of the City of Madison Committee on Aging. This term will expire 4/16/13.

Board of Adjustment

Arlan Kay, 5685 Lincoln Rd., Oregon 53575 (835-5882-H), to be reappointed as the First Alternate. This term will expire 6/30/14.

Al Long, 2967 Sam Miles Road, Stoughton 53589 (873-7220-H&W), to be reappointed. This term will expire 6/30/15.

Robert Pulvermacher, 6499 Beech Court, Waunakee 53597 (846-4399-H, 334-1975-C), due to the resignation of Carlton Hamre. Mr. Pulvermacher is retired from having served as the Town of Vienna business manager, town chair, and town clerk. Prior to that, he worked for Oscar Mayer Foods for thirty-one years. Mr. Pulvermacher has served on the Fire Department Boards for Dane, DeForest, and Waunakee, and has served on the Waunakee EMS Board. He has served on the Executive Board of the DeForest Chamber of Commerce and the economic growth and community service committees. He is currently the President-elect of the Waunakee Rotary Club and has served on the Executive Board and is the web mater. This term will expire 6/30/13.

Mary Haley, 2878 Golden Circle, Stoughton 53589 (873-9013-H), due to the resignation of Alan Colvin. Ms. Haley retired from Dane County government in 2009. During her 31 years with the County, she worked initially as a Welfare Fraud Investigator for 2 years with the Department of Human Services and then worked 29 years in the Child Support Agency starting as a Child Support Investigator and then in management as the Operations Director. Her entire career with the County has been involved in interpreting, analyzing and implementing the changes in laws, statutes and legal issues. She served on the Wisconsin Child Support Enforcement Association as a director for 8 years, worked on the state-wide Strategic Plan between the counties and state, was the representative for large counties on numerous committees for the State Bureau of Child Support and for 2 years she was the county representative, working with contractors on the design and implementation of the statewide data system (KIDS). After retirement, she returned to the County to head the imaging project for Child Support to move to paperless files. She has been a Town of Pleasant Springs resident since 1982 and became involved in local government in 1997, serving on the Plan Commission from 1997 until April of 2000. In April, 2000 she was elected as Town Board Supervisor and continues to serve as a Supervisor at this time. As a Supervisor she has been the Town Board liaison on the Plan Commission for 6 years and worked on the development of their Smart Growth Plan. This term will expire 6/30/15.

Commission on Sensitive Crimes

Kelly Anderson, 500 East Lakeview Avenue, Madison 53716, (251-5126-W), to be reappointed. This term will expire 6/30/15.

Shannon Barry, P.O. Box 1761, Madison 53701 (251-1237-W), to be reappointed. This term will expire 6/30/15.

Suzanne Beaudoin, c/o Dane County District Attorney's Office, 215 South Hamilton Street, Room 3000, Madison 53703 (266-9003-W), to be reappointed. This term will expire 6/30/15.

Lieutenant Kristen Roman, c/o Madison Police Department, 211 South Carroll Street, Madison 53703 (266-4022-W), to serve in the seat of a representative of the MPD, due to the retirement of Lt. Mary Lou Ricksecker. This term will expire 6/30/15.

Jan Miyasaki, 2830 Stevens Street, Madison 53705 (231-1619-H, 283-6435-W), to be reappointed. This term will expire 6/30/15.

Lt. Kurt Pierce, c/o Dane County Sheriff's Office, 115 West Doty Street, Madison 53703 (284-6109-W), to be reappointed. This term will expire 6/30/15.

Crystal, Fish & Mud Lakes Protection & Rehabilitation District

Supervisor Dave Ripp, 7220 Hwy 19, Waunakee 53597 (849-7643-H) to be reappointed. This term will expire 7/15/14.

Dunkirk Dam Lake District

Supervisor Bob Salov, 2103 Pleasant Dr., Cambridge 53523 (423-4358) to replace former supervisor Denise Duranczyk. This term will expire 7/15/14.

Election Commission

David Schreiner, 1333 Prairie Village Road, Deerfield 53531 (764-5910-H), to be reappointed. This term will expire 6/30/14.

Environmental Council

Lakshmi Sridharan, 326 Cheyenne Trail, Madison 53705 (231-2171-H, 443-9300-C), due to the resignation of Kim McCain. Ms. Sridharan is retired from a career with the State of Wisconsin Department of Natural Resources. She served nine years as a Senior Manager, Southeast Region Air and Waste Leader, managing the Air Program, Waste Management Program and Remediation & Redevelopment; seven years as the Solid

Waste Management Program Section Chief, managing all aspects of solid waste management for the State of Wisconsin; four years as a Unit Supervisor, as a liaison between the Head Quarter Waste Program staff and the six District office Waste Management Program Managers; and seven years as Review Engineer, lead worker Waste Water Project review Engineer, Water Quality Planner and Water Quality Modeler. Ms. Sridharan is a member of the City of Madison Solid Waste Committee, an area leader for the Hill Farms Neighborhood Association, co-chair of the Wisconsin Organization for Asian Americans, and a board member of Wisconsin Women of Color Network. This term will expire 1/31/13.

Human Services Board

Supervisor Cynda Solberg, 3703 County Road N, Cottage Grove 53527, to fill the seat of a member of the Area Agency on Aging Board, replacing Elaine DeSmidt. This term will expire 4/21/15.

Lake Windsor Area Public Inland/Lake Protection & Rehabilitation District

Duane Kleinfeldt, 6680 Chestnut Circle, Windsor 53598 (846-1325) to be reappointed. This term will expire 7/15/14.

Lakes & Watershed Commission

Supervisor Melanie Hampton, 9 Lynbrook Circle, Madison 53719 (692-2124-C), to fill the second of two seats designed for County Board Supervisors representing a district within the City of Madison, due to the resignation of Brett Hulsey. This term will expire 4/21/15.

Land Information Council

Supervisor Dennis O'Loughlin, 3934 Partridge Road, DeForest 53532, to fill the seat of a county board supervisor, replacing former supervisor Duane Gau. This term will expire 4/15/14.

Oak Springs Lake Protection & Rehabilitation District

Susan Gustke, 7018 Bridgeman Road, DeForest 53532 (846-8071), to be reappointed. This term will expire 7/15/14.

Solid Waste & Recycling Advisory Commission

Birl Lowery, 7702 Gray Fox Trail, Madison 53717 (829-1689-H, 262-9812-W), due to the resignation of Alan Schumacher. Mr. Lowery is a Senior Associate Dean at the College of Agricultural and Life Sciences at the University of Wisconsin-Madison. He is a Professor in the Department of Soil Science. Mr. Lowery has also been the Co-Director Nutrient Pest Management, Director, Science and Medical Graduate Research Scholars Program, Chair and Professor, Department of Soil Science, and an Associate Professor in the Department of Soil Science. Mr. Lowery has his undergraduate and graduate degrees in Agricultural Education, Agricultural Engineering Technology, and Soil Physics. Mr. Lowery has served as a Board Member of the Madison Urban League. This term will expire 1/31/15.

Specialized Transportation Commission

Michael Conley-Kuhagen, 6710 Elmwood Avenue, #306, Middleton 53562 (824-8755-H, 246-3140x226-W), to be reappointed. This term will expire 4/15/14.

Supervisor Maureen McCarville, 513 Flambeau Pkwy., DeForest 53532, to fill the seat of a member of the Area Agency on Aging Board, replacing Judith Wilson. This term will expire 4/15/14.

Youth Commission

Michael Hernandez, 502 Kopp Road, Waunakee 53597 (849-5620-H, 206-9026-W), to fill the seat of a MMSD representative, due to the resignation of Mary Kelley. Mr. Hernandez is the Principal at Sherman Middle School in Madison. He has also served as a middle school principal in Illinois and California. Mr. Hernandez has a bachelor's degree in Education from Bowling Green State University and he also has a Master's degree in Mild/Moderate Special Education and an Educational Administration Credential from California State San Bernardino. This term will expire 4/16/13.

Submitted by Supervisor McDonell, August 16, 2012.
Referred to EXECUTIVE.

RES. 106, 12-13

AUTHORIZING ACCEPTANCE OF GRANT FUNDS FOR THE
DANE COUNTY OFFICE OF EQUAL OPPORTUNITY

The Dane County Office of Equal Opportunity, with the support of the Dane County Criminal Justice Council, has applied for and was awarded a grant from the Madison Rotary Foundation in the amount of \$2600.

This grant will be used to conduct "Know Your Rights and Responsibilities Under the Law": a seminar designed for youth of color. This proactive effort is in response to Dane County's commitment to reduce the over representation of youth of color in our criminal justice system. The seminars were recommended in the Dane County Racial Disparities in the Criminal Justice Report, 2009.

NOW, THEREFORE BE IT RESOLVED that the Dane County Board of Supervisors and the Dane County Executive hereby accept \$2,600 in grant funds from the Madison Rotary Foundation.

BE IT FURTHER RESOLVED that \$2,600 be set up as revenue in a newly established revenue account in the Office of Equal Opportunity "Know Your Rights and Responsibilities Under the Law Revenue" and be credited to the General Fund.

BE IT FINALLY RESOLVED that \$2600 be transferred from the General Fund to a newly established expense account in the Dane County Office of Equal Opportunity "Know Your Rights and Responsibilities Under the Law."

Submitted by Supervisors Wegleitner, Richmond, Schmidt, Corrigan, Hampton, Ripp, Matano, Ferrell, Solberg, Miles, Erickson, Krause, McCarville, Kiefer, Rusk, Pertl, Dye, Sargent, Bollig, Hesselbein, de Felice, Hotchkiss, Zweifel, Salov, Clausius and Wiganowsky, August 16, 2012.

Referred to EXECUTIVE, PERSONNEL & FINANCE, PUBLIC PROTECTION & JUDICIARY and CRIMINAL JUSTICE COUNCIL.

RES. 107, 12-13

AWARD OF CONTRACT FOR INSPECTION AND RE-INSPECTION OF BRIDGES IN VARIOUS
MUNICIPALITIES IN DANE COUNTY

The Department of Public Works, Highway & Transportation reports the receipt of a proposal for professional engineering services related to the inspection and re-inspection of bridges in various municipalities in Dane County, RFP # 112056.

Only one bid was received from:

Cedar Corporation
604 Wilson Ave
Menomonie, WI 54751

Total: \$35,400

The Highway Department staff finds the amount to be reasonable and recommends the bid be awarded to Cedar Corporation.

There are sufficient funds available for this project.

NOW, THEREFORE, BE IT RESOLVED that a Contract be awarded to Cedar Corporation in the amount of \$35,400; and

BE IT FURTHER RESOLVED that the County Executive and the County Clerk be authorized and directed to sign the Contract; and

BE IT FURTHER RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Contract; and

Submitted by Supervisor Schmidt, August 16, 2012.

Referred to PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION.

COMMUNICATIONS

Claim from Precious Nicole Jackson against Sheriff for lost property in the jail. Referred to PUBLIC PROTECTION & JUDICIARY.

Summons & Complaint from Dorian F. Kruse against City of Madison for damage to her vehicle. Referred to PUBLIC PROTECTION & JUDICIARY.

Summons & Complaint from Kamille M. Nelson. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from Raphiel Kantu against Sheriff for lost property in the jail. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from Jane & Kim Gabrielson against Highway for damage to their vehicle. Referred to PUBLIC PROTECTION & JUDICIARY.

Notice of Claim from Tom Beu Xiong against Human Services. Referred to PUBLIC PROTECTION & JUDICIARY.

Vilas County Resolution re: Support Funding Allocation Methodology for IM Consortia that Reduces no Consortia Greater than the Overall Statewide Percentage Reduction. Referred to EXECUTIVE.

Monroe County Resolution re: Support Funding Allocation Methodology for IM Consortia that Reduces no Consortia Greater than the Overall Statewide Percentage Reduction. Referred to EXECUTIVE.

Wood County Resolution re: Support Funding Allocation Methodology for IM Consortia that Reduces no Consortia Greater than the Overall Statewide Percentage Reduction. Referred to EXECUTIVE.

ZONING PETITIONS

Petitions for Zoning Reclassification. Referred by Clerk Peters to ZONING & LAND REGULATION.

Petition 10468 – Town of Blue Mounds – Randy Docken

10469 – Town of Medina – Trek Trails LLC

10470 – Town of Oregon – Goodspeed Holdings LLC

10471 – Town of Sun Prairie – Bruce & Shelly Rademacher Living Trust

10472 – Town of Vermont – Aeschlimann Enterprises LLC

10473 – Town of Cross Plains – Thomas H. Adler

10474 – Town of Verona – Joel G. Grant

10475 – Town of Montrose – TMS Investments LLC

10476 – Town of Dane – Michael A. Endres

10477 – Town of Christiana – Harland H. Hoesly

10478 – Town of Pleasant Springs – L. Patricia Van Gorp

AMENDING CHAPTER 53 OF THE DANE COUNTY CODE OF ORDINANCES,
CLARIFYING THAT THE CAMPING UNIT REGULATIONS BE CONSISTENT WITH RES. 86, 2012-13

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 53.07(5)(c) is created to read as follows:

53.07 CAMPGROUND REGULATIONS.

(5)(a) No camping unit may be registered for more than fourteen (14) consecutive days at any one park.

(b) Camping units must be removed from the park for at least forty-eight consecutive hours before being eligible for an additional fourteen (14) day registration.

(c) The 14 day limitation set forth in this subsection shall not apply to the designated site(s) for unhoused persons pursuant to Res. 86, 2012-13.

[EXPLANATION: The amendment temporarily waives the 14-day limitation set forth in this subsection for the designated site(s) for unhoused persons established pursuant to Res. 86, 2012-13.]

Submitted by Supervisors Wegleitner and Hendrick, August 21, 2012.

Referred to ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and PARKS.

RESOLUTION AWARDING THE SALE OF GENERAL OBLIGATION PROMISSORY NOTES, SERIES 2012B

WHEREAS, on September 6, 2012, the County Board of Supervisors of Dane County, Wisconsin (the "County") adopted a resolution entitled: "An Initial Resolution Authorizing General Obligation Bonds and Promissory Notes" (the "Authorizing Resolution") authorizing the issuance of not to exceed \$25,460,000 General Obligation Bonds and Promissory Notes for public purposes, consisting of paying the cost of various items included in the County's Capital Budget including but not limited to: conservation, general government, public safety, human services, public works and recreation and education projects, as listed with estimated amounts in the Authorizing Resolution;

WHEREAS, counties are authorized by the provisions of Section 67.12(12), Wisconsin Statutes, to borrow money and issue general obligation promissory notes for such public purposes;

WHEREAS, the County Board of Supervisors hereby deems it to be necessary, desirable and in the best interest of the County that general obligation promissory notes authorized by the Authoring Resolution be issued in the aggregate principal amount of \$16,055,000 (the "Notes") and issued for the public purpose of paying a portion of the cost of the projects authorized by the Authorizing Resolution;

WHEREAS, none of the proceeds of the Notes shall be used to fund the operating expenses of the general fund of the County or to fund the operating expenses of any special revenue fund of the County that is supported by the property taxes;

WHEREAS, the County has directed Ehlers & Associates, Inc., Brookfield, Wisconsin ("Ehlers") to take the steps necessary to sell the Notes;

WHEREAS, Ehlers, in consultation with the officials of the County, prepared a Notice of Sale (a copy of which is attached hereto as Exhibit A and incorporated herein by this reference) setting forth the details of and the bid requirements for the Notes and indicating that the Notes would be offered for public sale on September 20, 2012;

WHEREAS, the County Clerk (in consultation with Ehlers) caused a form of notice of the sale to be published and/or announced and caused the Notice of Sale to be distributed to potential bidders offering the Notes for public sale on September 20, 2012;

WHEREAS, the County has duly received bids for the Notes as described on the Bid Tabulation attached hereto as Exhibit B and incorporated herein by this reference (the "Bid Tabulation"); and

WHEREAS, it has been determined that the bid proposal (the "Proposal") submitted by the financial institution listed first on the Bid Tabulation fully complies with the bid requirements set forth in the Notice of Sale and is deemed to be the most advantageous to the County. Ehlers has recommended that the County accept the Proposal. A copy of said Proposal submitted by such institution (the "Purchaser") is attached hereto as Exhibit C and incorporated herein by this reference.

NOW, THEREFORE, BE IT RESOLVED by the County Board of Supervisors of the County that:

Section 1A. Ratification of the Notice of Sale and Offering Materials. The County Board of Supervisors of the County hereby ratifies and approves the details of the Notes set forth in Exhibit A attached hereto as and for the details of the Notes. The Notice of Sale and any other offering materials prepared and circulated by Ehlers are hereby ratified and approved in all respects. All actions taken by officers of the County and Ehlers in connection with the preparation and distribution of the Notice of Sale, and any other offering materials are hereby ratified and approved in all respects.

Section 1B. Authorization and Award of the Notes. For the purpose of paying the cost of the projects, there shall be borrowed pursuant to Section 67.12(12), Wisconsin Statutes, the principal sum of SIXTEEN

MILLION FIFTY-FIVE THOUSAND DOLLARS (\$16,055,000) from the Purchaser in accordance with the terms and conditions of the Proposal. The Proposal of the Purchaser offering to purchase the Notes for the sum set forth on the Proposal, plus accrued interest to the date of delivery, resulting in a true interest cost as set forth on the Proposal is hereby accepted. The Chairperson and County Clerk or other appropriate officers of the County are authorized and directed to execute an acceptance of the Proposal on behalf of the County. The good faith deposit of the Purchaser shall be retained by the County Treasurer until the closing of the note issue, and any good faith deposits submitted by unsuccessful bidders shall be promptly returned. The Notes bear interest at the rates set forth on the Proposal.

Section 2. Terms of the Notes. The Notes shall be designated "General Obligation Promissory Notes, Series 2012B"; shall be issued in the aggregate principal amount of \$16,055,000; shall be dated October 11, 2012; shall be in the denomination of \$5,000 or any integral multiple thereof; shall be numbered R-1 and upward; and shall bear interest at the rates per annum and mature on June 1 of each year, in the years and principal amounts as set forth on the Pricing Summary attached hereto as Exhibit D-1 and incorporated herein by this reference. Interest is payable semi-annually on June 1 and December 1 of each year commencing on June 1, 2013. Interest shall be computed upon the basis of a 360-day year of twelve 30-day months and will be rounded pursuant to the rules of the Municipal Securities Rulemaking Board. The schedule of principal and interest payments due on the Notes is set forth on the Debt Service Schedule attached hereto as Exhibit D-2 and incorporated herein by this reference (the "Schedule").

Section 3. Redemption Provisions. The Notes maturing on June 1, 2020, and thereafter shall be subject to redemption prior to maturity, at the option of the County, on June 1, 2019, or on any date thereafter. Said Notes shall be redeemable as a whole or in part, and if in part, from maturities selected by the County and within each maturity, by lot, at the principal amount thereof, plus accrued interest to the date of redemption. If the Proposal specifies that any of the Notes are subject to mandatory redemption, the terms of such mandatory redemption are set forth on an attachment hereto as Exhibit MRP and incorporated herein by this reference.

Section 4. Form of the Notes. The Notes shall be issued in registered form and shall be executed and delivered in substantially the form attached hereto as Exhibit E and incorporated herein by this reference.

Section 5. Tax Provisions.

(A) Direct Annual Irrepealable Tax Levy. For the purpose of paying the principal of and interest on the Notes as the same becomes due, the full faith, credit and resources of the County are hereby irrevocably pledged, and there is hereby levied upon all of the taxable property of the County a direct annual irrepealable tax in the years 2012 through 2021 for the payments due in the years 2013 through 2022 in the amounts set forth on the Schedule.

(B) Tax Collection. So long as any part of the principal of or interest on the Notes remains unpaid, the County shall be and continue without power to repeal such levy or obstruct the collection of said tax until all such payments have been made or provided for. After the issuance of the Notes, said tax shall be, from year to year, carried onto the tax roll of the County and collected in addition to all other taxes and in the same manner and at the same time as other taxes of the County for said years are collected, except that the amount of tax carried onto the tax roll may be reduced in any year by the amount of any surplus money in the Debt Service Fund Account created below.

(C) Additional Funds. If at any time there shall be on hand insufficient funds from the aforesaid tax levy to meet principal and/or interest payments on said Notes when due, the requisite amounts shall be paid from other funds of the County then available, which sums shall be replaced upon the collection of the taxes herein levied.

Section 6. Segregated Debt Service Fund Account.

(A) Creation and Deposits. There be and there hereby is established in the treasury of the County, if one has not already been created, a debt service fund, separate and distinct from every other fund, which shall be maintained in accordance with generally accepted accounting principles. Debt service or sinking funds established for obligations previously issued by the County may be considered as separate and distinct accounts within the debt service fund.

Within the debt service fund, there hereby is established a separate and distinct account designated as the "Debt Service Fund Account for \$16,055,000 General Obligation Promissory Notes, Series 2012B, dated October 11, 2012" (the "Debt Service Fund Account") and such account shall be maintained until the indebtedness evidenced by the Notes is fully paid or otherwise extinguished. The County Treasurer shall deposit in the Debt Service Fund Account (i) all accrued interest received by the County at the time of delivery

of and payment for the Notes; (ii) any premium which may be received by the County above the par value of the Notes and accrued interest thereon; (iii) all money raised by the taxes herein levied and any amounts appropriated for the specific purpose of meeting principal of and interest on the Notes when due; (iv) such other sums as may be necessary at any time to pay principal of and interest on the Notes when due; (v) surplus monies in the Borrowed Money Fund as specified below; and (vi) such further deposits as may be required by Section 67.11, Wisconsin Statutes.

(B) Use and Investment. No money shall be withdrawn from the Debt Service Fund Account and appropriated for any purpose other than the payment of principal of and interest on the Notes until all such principal and interest has been paid in full and the Notes canceled; provided (i) the funds to provide for each payment of principal of and interest on the Notes prior to the scheduled receipt of taxes from the next succeeding tax collection may be invested in direct obligations of the United States of America maturing in time to make such payments when they are due or in other investments permitted by law; and (ii) any funds over and above the amount of such principal and interest payments on the Notes may be used to reduce the next succeeding tax levy, or may, at the option of the County, be invested by purchasing the Notes as permitted by and subject to Section 67.11(2)(a), Wisconsin Statutes, or in permitted municipal investments under the pertinent provisions of the Wisconsin Statutes ("Permitted Investments"), which investments shall continue to be a part of the Debt Service Fund Account. Any investment of the Debt Service Fund Account shall at all times conform with the provisions of the Internal Revenue Code of 1986, as amended (the "Code") and any applicable Treasury Regulations (the "Regulations").

(C) Remaining Monies. When all of the Notes have been paid in full and canceled, and all Permitted Investments disposed of, any money remaining in the Debt Service Fund Account shall be transferred and deposited in the general fund of the County, unless the County Board of Supervisors directs otherwise.

Section 7. Proceeds of the Notes; Segregated Borrowed Money Fund. The proceeds of the Notes (the "Note Proceeds") (other than any premium and accrued interest which must be paid at the time of the delivery of the Notes into the Debt Service Fund Account created above) shall be deposited into a special fund separate and distinct from all other funds of the County and disbursed solely for the purpose for which borrowed or for the payment of the principal of and the interest on the Notes. In no event shall monies in the Borrowed Money Fund be used to fund operating expenses of the general fund of the County or of any special revenue fund of the County that is supported by property taxes. Monies in the Borrowed Money Fund may be temporarily invested in Permitted Investments. Any monies, including any income from Permitted Investments, remaining in the Borrowed Money Fund after the purpose for which the Notes have been issued has been accomplished, and, at any time, any monies as are not needed and which obviously thereafter cannot be needed for such purpose shall be deposited in the Debt Service Fund Account.

Section 8. No Arbitrage. All investments made pursuant to this Resolution shall be Permitted Investments, but no such investment shall be made in such a manner as would cause the Notes to be "arbitrage bonds" within the meaning of Section 148 of the Code or the Regulations and an officer of the County, charged with the responsibility for issuing the Notes, shall certify as to facts, estimates, circumstances and reasonable expectations in existence on the date of delivery of the Notes to the Purchaser which will permit the conclusion that the Notes are not "arbitrage bonds," within the meaning of the Code or Regulations.

Section 9. Compliance with Federal Tax Laws. (a) The County represents and covenants that the projects financed by the Notes and the ownership, management and use of the projects will not cause the Notes to be "private activity bonds" within the meaning of Section 141 of the Code. The County further covenants that it shall comply with the provisions of the Code to the extent necessary to maintain the tax-exempt status of the interest on the Notes including, if applicable, the rebate requirements of Section 148(f) of the Code. The County further covenants that it will not take any action, omit to take any action or permit the taking or omission of any action within its control (including, without limitation, making or permitting any use of the proceeds of the Notes) if taking, permitting or omitting to take such action would cause any of the Notes to be an arbitrage bond or a private activity bond within the meaning of the Code or would otherwise cause interest on the Notes to be included in the gross income of the recipients thereof for federal income tax purposes. The County Clerk or other officer of the County charged with the responsibility of issuing the Notes shall provide an appropriate certificate of the County certifying that the County can and covenanting that it will comply with the provisions of the Code and Regulations.

(b) The County also covenants to use its best efforts to meet the requirements and restrictions of any different or additional federal legislation which may be made applicable to the Notes provided that in meeting such requirements the County will do so only to the extent consistent with the proceedings authorizing the Notes and the laws of the State of Wisconsin and to the extent that there is a reasonable period of time in which to comply.

Section 10. Execution of the Notes; Closing; Professional Services. The Notes shall be issued in printed form, executed on behalf of the County by the manual or facsimile signatures of the Chairperson and County Clerk, authenticated, if required, by the Fiscal Agent (defined below), sealed with its official or corporate seal, if any, or a facsimile thereof, and delivered to the Purchaser upon payment to the County of the purchase price thereof, plus accrued interest to the date of delivery (the "Closing"). The facsimile signature of either of the officers executing the Notes may be imprinted on the Notes in lieu of the manual signature of the officer but, unless the County has contracted with a fiscal agent to authenticate the Notes, at least one of the signatures appearing on each Note shall be a manual signature. In the event that either of the officers whose signatures appear on the Notes shall cease to be such officers before the Closing, such signatures shall, nevertheless, be valid and sufficient for all purposes to the same extent as if they had remained in office until the Closing. The aforesaid officers are hereby authorized and directed to do all acts and execute and deliver the Notes and all such documents, certificates and acknowledgements as may be necessary and convenient to effectuate the Closing. The County hereby authorizes the officers and agents of the County to enter into, on its behalf, agreements and contracts in conjunction with the Notes, including but not limited to agreements and contracts for legal, trust, fiscal agency, disclosure and continuing disclosure, and rebate calculation services. Any such contract heretofore entered into in conjunction with the issuance of the Notes is hereby ratified and approved in all respects.

Section 11. Payment of the Notes; Fiscal Agent. The principal of and interest on the Notes shall be paid by [_____, which is hereby appointed as the County's registrar and fiscal agent pursuant to the provisions of Section 67.10(2), Wisconsin Statutes] **OR** [the County Clerk or County Treasurer] (the "Fiscal Agent"). [The Fiscal Agency Agreement between the County and the Fiscal Agent shall be substantially in the form attached hereto as Exhibit F and incorporated herein by this reference.]

Section 12. Persons Treated as Owners; Transfer of Notes. The County shall cause books for the registration and for the transfer of the Notes to be kept by the Fiscal Agent. The person in whose name any Note shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes and payment of either principal or interest on any Note shall be made only to the registered owner thereof. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Note to the extent of the sum or sums so paid.

Any Note may be transferred by the registered owner thereof by surrender of the Note at the office of the Fiscal Agent, duly endorsed for the transfer or accompanied by an assignment duly executed by the registered owner or his attorney duly authorized in writing. Upon such transfer, the Chairperson and County Clerk shall execute and deliver in the name of the transferee or transferees a new Note or Notes of a like aggregate principal amount, series and maturity and the Fiscal Agent shall record the name of each transferee in the registration book. No registration shall be made to bearer. The Fiscal Agent shall cancel any Note surrendered for transfer.

The County shall cooperate in any such transfer, and the Chairperson and County Clerk are authorized to execute any new Note or Notes necessary to effect any such transfer.

Section 13. Record Date. The fifteenth day of each calendar month next preceding each interest payment date shall be the record date for the Notes (the "Record Date"). Payment of interest on the Notes on any interest payment date shall be made to the registered owners of the Notes as they appear on the registration book of the County at the close of business on the Record Date.

Section 14. Utilization of The Depository Trust Company Book-Entry-Only System. In order to make the Notes eligible for the services provided by The Depository Trust Company, New York, New York ("DTC"), the County agrees to the applicable provisions set forth in the Blanket Issuer Letter of Representations previously executed on behalf of the County and on file in the County Clerk's office.

Section 15. Payment of Issuance Expenses. The County authorizes the Purchaser to forward the amount of the proceeds of the Notes allocable to the payment of issuance expenses to KleinBank, Chaska, Minnesota at Closing for further distribution as directed by Ehlers.

Section 16. Official Statement. The County Board of Supervisors hereby approves the Preliminary Official Statement with respect to the Notes and deems the Preliminary Official Statement as "final" as of its date for purposes of SEC Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities and Exchange Act of 1934 (the "Rule"). All actions taken by officers of the County in connection with the preparation of such Preliminary Official Statement and any addenda to it or Final Official Statement are hereby ratified and approved. In connection with the Closing, the appropriate County official shall certify the Preliminary Official Statement and any addenda or Final Official Statement. The County Clerk shall cause copies of the Preliminary Official Statement and any addenda or Final Official Statement to be distributed to the Purchaser.

Section 17. Undertaking to Provide Continuing Disclosure. The County hereby covenants and agrees, for the benefit of the owners of the Notes, to enter into a written undertaking (the "Undertaking") if required by the Rule to provide continuing disclosure of certain financial information and operating data and timely notices of the occurrence of certain events in accordance with the Rule. The Undertaking shall be enforceable by the owners of the Notes or by the Purchaser on behalf of such owners (provided that the rights of the owners and the Purchaser to enforce the Undertaking shall be limited to a right to obtain specific performance of the obligations thereunder and any failure by the County to comply with the provisions of the Undertaking shall not be an event of default with respect to the Notes).

To the extent required under the Rule, the County Clerk, or other officer of the County charged with the responsibility for issuing the Notes, shall provide a Continuing Disclosure Certificate for inclusion in the transcript of proceedings, setting forth the details and terms of the County's Undertaking.

Section 18. Record Book. The County Clerk shall provide and keep the transcript of proceedings as a separate record book (the "Record Book") and shall record a full and correct statement of every step or proceeding had or taken in the course of authorizing and issuing the Notes in the Record Book.

Section 19. Bond Insurance. If the Purchaser determines to obtain municipal bond insurance with respect to the Notes, the officers of the County are authorized to take all actions necessary to obtain such municipal bond insurance. The Chairperson and County Clerk are authorized to agree to such additional provisions as the bond insurer may reasonably request and which are acceptable to the Chairperson and County Clerk including provisions regarding restrictions on investment of Note proceeds, the payment procedure under the municipal bond insurance policy, the rights of the bond insurer in the event of default and payment of the Notes by the bond insurer and notices to be given to the bond insurer. In addition, any reference required by the bond insurer to the municipal bond insurance policy shall be made in the form of Note provided herein.

Section 20. Conflicting Resolutions; Severability; Effective Date. All prior resolutions, rules or other actions of the County Board of Supervisors or any parts thereof in conflict with the provisions hereof shall be, and the same are, hereby rescinded insofar as the same may so conflict. In the event that any one or more provisions hereof shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The foregoing shall take effect immediately upon adoption and approval in the manner provided by law.

Submitted by Supervisors Corrigan and O'Loughlin, September 6, 2012.
Referred to PERSONNEL & FINANCE.

RES. 112, 12-13

AWARD OF CONTRACT FOR AIR HANDLING UNITS REPLACEMENT

The Department of Public Works, Highway & Transportation reports the receipt of bids to replace two existing air handling units in the City-County Building, Bid # 312026.

A complete tabulation is on file at the Department of Public Works office. The low qualified bidder is:

Total: \$ _____

The Public Works staff finds the amount to be reasonable and recommends the bid be awarded to _____.

There are sufficient funds available for this project. The term of the borrowing used to support this project will be ten years.

NOW, THEREFORE, BE IT RESOLVED that a Contract be awarded to _____ in the amount of \$ _____; and

BE IT FURTHER RESOLVED that the County Executive and the County Clerk be authorized and directed to sign the Contract; and

BE IT FURTHER RESOLVED that the expenditure is authorized in advance of borrowing; and

BE IT FURTHER RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Contract; and

BE IT FINALLY RESOLVED that the Public Works & Transportation Committee shall approve all change orders to the Contract, subject to submission of change orders to the County Board for approval where the sum involves \$20,000 or more than 10% of the original approved Contract amount, whichever is smaller.

Submitted by Supervisors Schmidt, Ripp, Richmond and Veldran, September 6, 2012.
Referred to PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 113, 12-13

APPROVING LICENSE WITH US CELLULAR FOR SPACE ON ITS TELECOMMUNICATION TOWER
IN THE TOWN OF DEERFIELD

Dane County desires to place new interoperable voice radio communications equipment on a tower owned by United States Cellular Corporation in the Town of Deerfield. The location of the tower is 4708 State Highway 73, Deerfield, Wisconsin. This is an important site for the planned DaneCom system.

A license agreement has been negotiated for the desired space. The initial term of this license is _____ years with _____ options to renew for additional 5-year terms. The initial rent is \$ _____ per month with annual escalators of _____.

NOW, THEREFORE, BE IT RESOLVED that the County of Dane does hereby approve and authorize entering into the above-described license with United States Cellular Corporation, and

BE IT FINALLY RESOLVED that the Dane County Clerk and the County Executive are hereby authorized to execute the license contract on behalf of the County of Dane.

Submitted by Supervisors Rusk, Bayrd, Dye, Schlicht, Wiganowsky, Salov, Stubbs, Kiefer and McCarville, September 6, 2012.

Referred to PERSONNEL & FINANCE and PUBLIC PROTECTION & JUDICIARY, September 6, 2012.

RES. 114, 12-13

AUTHORIZING AMENDMENT TO AN AGREEMENT WITH TRITECH SOFTWARE SYSTEMS PROVIDING A COMPUTER-ASSISTED DISPATCH AND MOBILE DATA COMPUTER SYSTEM

Resolution 52, 2011-2012 authorized an agreement with TriTech Software Systems of San Diego, CA to provide a computer-assisted dispatch and mobile data computer system.

Mutually agreed-upon scope and schedule changes will allow available technology to be implemented efficiently with City of Madison and other area public safety system changes.

The original total contract value of \$5,586,337 will be reduced by \$_____ to a new total contract value of \$_____.

FINALLY BE IT RESOLVED that the Dane County Executive and the Dane County Clerk are authorized to execute this amendment with TriTech Software Systems.

Submitted by Supervisors McDonell, Rusk, Bayrd, Dye, Schlicht, Wiganowsky, Salov, Stubbs, Kiefer and McCarville, September 6, 2012.

Referred to PERSONNEL & FINANCE, PUBLIC PROTECTION & JUDICIARY and PUBLIC SAFETY COMMUNICATIONS CENTER BOARD.

RES. 115, 12-13

AMENDING 2012 PROFESSIONAL SERVICES CONTRACTS AND ACCEPTING NEW REVENUE DCDHS - ACS DIVISION

The Department of Human Services annually contracts with community hospitals for inpatient psychiatric care for indigent individuals as an alternative to Mendota Mental Health Institute (MMHI) and Winnebago Mental Health Institute (WMHI). The community hospitals offer a different therapeutic environment and are the treatment setting that some consumers prefer. Although the cost of care per day exceeds state institution per diems, shorter lengths of stay make community hospitals a cost effective alternative. For 2012, hospital costs are exceeding budgeted amounts. Meriter Hospital requires an \$80,000 increase, UW Hospital requires \$65,846, and St. Marys Hospital requires \$20,000. This cost is covered by under-spending in the PACT Program account (Program of Assertive Community Treatment operated by the State of Wisconsin).

Trempealeau County Health Care Center provides intensive residential treatment to individuals with substantial mental health needs. DCDHS currently has three individuals placed at the facility. The current budgeted amount is \$142,425. An additional \$60,000 is needed to cover anticipated costs of care. The mental health system is earning more MA Crisis Intervention revenue than is budgeted, and is allocating that revenue to cover this cost.

NOW, THEREFORE, BE IT RESOLVED, that the following 2012 Department of Human Services revenue and expense accounts be adjusted.

Revenue Account Number	Account Title	Amount
ACFMHLTH 81439	MA Crisis Intervention	\$60,000
	Total	\$60,000
Expenditure Account Number	Account Title	Amount

ACFIIMHI INIPAA	Meriter Hospital Inpatient	\$80,000
ACFIUWH INUWAA	UW Hospital Inpatient	\$65,846
ACFIISMH INSMAA	St Marys Hospital	\$20,000
ACFCMMH CSATAA	Program of Assertive Community Trtmt	(\$165,846)
ACFIITMP INMDAA	Trempealeau Co Health Care Center.	\$60,000
	Total	\$60,000

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the professional services contracts listed below be amended for 2012:

University Health Care, Inc.	\$65,846
Meriter Hospital, Inc.	\$80,000
SSM Health Care of Wisconsin, Inc.	\$20,000

Submitted by Supervisors Sargent, Hotchkiss, Salov, Clausius, Zweifel, Wegleitner, Krause and Levin, September 6, 2012.

Referred to HEALTH & HUMAN NEEDS and PERSONNEL & FINANCE.

RES. 116, 12-13

AUTHORIZING ACCEPTANCE OF GRANT FROM THE NATURE CONSERVANCY

Dane County Department of Land & Water Resources has been awarded a grant from The Nature Conservancy in the amount of \$28,000. This Grant is funded by an award from the Monsanto Company to the Nature Conservancy for work in the Mississippi River watershed.

The purpose of the grant is to continue the operation of gauging stations by USGS staff to measure stream flows and water quality in Pleasant Valley Creek and Ridgeway Branch.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors and the Dane County Executive hereby accept the grant award from The Nature Conservancy totaling \$28,000 for the purposes identified in the grant proposal.

BE IT FURTHER RESOLVED that account LWRCONSV 81749 "TNC Monitoring Grant Revenue" and account LWRCONSV 22602 "TNC Monitoring Grant Expense" be increased by \$28,000. These funds shall be carried forward until realized and expended.

Submitted by Supervisor Downing, September 6, 2012.

Referred to PERSONNEL & FINANCE, ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and LAKES & WATERSHED.

RES. 117, 12-13

COUNTY EXECUTIVE APPOINTMENTS

The County Executive has appointed the following persons to the designated commissions, committees and boards. These appointments require confirmation by the County Board.

NOW, THEREFORE, BE IT RESOLVED that the appointments set forth below are confirmed.

Cultural Affairs Commission

Kelly Parks-Snider, 4711 County Highway B, Oregon 53575 (576-2847-H), due to the resignation of Kevin Straka. Ms. Parks-Snider is a visual artist. She explores contemporary cultural and social issues. Using art and words, she educates communities, stimulates dialogue about target issues and creates social change. Ms. Parks-Snider is the co-founder of Project Girl, a nationally recognized non-profit, award-winning program and touring exhibition that combines art, media literacy and youth-led activism into a unique educational experience for children, parents and educators. Ms. Parks-Snider is also the founder of Goathouse Press, an independent publishing company dedicated to children's literature that illuminates and inspires children to create their own culture and discover their own truth. Activism is the foundation for all of Ms. Parks-Snider's endeavors. Her objective is to educate young people, parents, educators and communities about targeted issues in the hopes of shaking up the status quo, creating a catalyst, examining the questions that shape and inspire all of us. Her activism is rooted in a conviction that a healthy democracy depends on informed citizens, and our youth must be considered in this truth. She lectures nationally about media literacy, serves in artist-in-residence programs and produces workshops. This term will expire 6/30/13.

Submitted by Supervisor McDonell, September 6, 2012.
Referred to EXECUTIVE.

RES. 118, 12-13

AUTHORIZING SUBMISSION OF ANNUAL ACTION PLAN TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) FOR PROGRAM YEAR 2013

Dane County is a formula grantee under two (2) U.S. Department of Housing and Urban Development (HUD) programs: the Community Development Block Grant (CDBG) and the Home Investment Partnerships (HOME). CDBG funds are intended to develop viable urban communities by providing decent housing and a suitable living environment, and by expanding economic opportunities, principally for low-and-moderate income persons. The intent of the HOME Program is to expand the supply of decent, safe, sanitary, and affordable housing, with primary attention to rental housing, for very low-income and low-income families.

HUD regulations require the development of a Consolidated Plan every five years to provide an overall framework for the investment of grant funds and a one-year action plan that governs the recommended projects for the upcoming year. The current Consolidated Plan was approved by the County Executive and Dane County Board in October 2009 and covers a five-year time period through December 31, 2014.

The development of the one-year action plan is based on the priorities identified in the Consolidated Plan and from a public hearing held February 23, 2012 soliciting citizen input. The County established a competitive application process for the allocation of the projected grant funds. Applications for 2013 CDBG and HOME funds were solicited beginning in April 2012 and due May 25, 2012. The Loan Application Review Subcommittee of the CDBG Commission met on June 6, 2012 to review the economic assistance applications. The Application Review Team, a subcommittee of the CDBG Commission, met July 14 and 21, 2012 to hear presentations by the applicants and to make initial recommendations to the full CDBG Commission. The CDBG Commission made its preliminary recommendations at its July 26, 2012 meeting.

A draft version of the 2013 Action Plan was posted on the County web site beginning on July 27, 2012 for public review and comment. A summary of the 2013 Action Plan and notice of public hearing was published in a non-legal section of the *Wisconsin State Journal* on August 7, 2012. Information on these documents and links to them were sent the week of August 1, 2012 to applicants for 2013 funding, to the members of the Long Term Support Committee, to the 56 participating municipalities of the Dane County Urban County Consortium, and to the County Board Supervisors with districts outside the City of Madison.

Following a public hearing for citizen input regarding the 2013 Action Plan, the CDBG Commission finalized the following recommendations at their August 23, 2012 meeting:

Recipient	Project Description	CDBG	HOME	Total
Community Action Coalition	Homeless Prevention	\$25,000		\$25,000
Dane County Housing Auth.	Mortgage Reduction	\$50,000		\$50,000
DCDHS	Administration	\$195,753	\$37,876	\$233,629
DCDHS	Joining Forces for Families	\$98,799		\$98,799
Habitat for Humanity of Dane	Affordable Homeownership	\$50,000		\$50,000
Movin' Out, Inc.	Affordable Homeownership	\$15,331	\$40,883	\$56,214
Movin' Out, Inc.*	Madison and Main		\$300,000	\$300,000
North/Eastside Senior Coal.	LASSO Transportation	\$4,947		\$4,947
Project Home, Inc.	Major Home Rehab	\$127,239		\$127,239
Project Home, Inc.	Minor Home Repair Grants	\$100,000		\$100,000
Tenant Resource Center	Housing Support for W-2 Part.	\$18,069		\$18,069
TBD**	Economic Assistance	\$293,629		\$293,629
Total		\$978,767	\$378,759	\$1,357,526

(*) Asterisk indicates the project has several contingencies:

- to allow staff to negotiate the terms of the loan based on cash flow as evidenced in the pro forma and full subsidy layering evaluation;
- If the project qualifies as a community housing development organization (CHDO) to the satisfaction of County Legal Counsel, then 2012 and 2013 CHDO funds will be used;
- If the project does not qualify as a CHDO, then the maximum amount of HOME funds that will be available will be based on the 2013 HOME allocation less funds for administration (10%) and the required CHDO set-aside of 15%;
- If the project does not qualify as a CHDO, the application period for rental housing projects will be extended to December 28, 2012. If no, or an insufficient number of, rental housing applications that qualify as a CHDO are received, then an RFP will be released for the construction of owner-occupied housing by a CHDO.

(**) Asterisks indicate that the proposed project under consideration is a business park on the eastside of the Village of Brooklyn.

The CDBG Commission recommends that if there are not sufficient funds available for the programs recommended for CDBG or HOME funding, that:

- Decreases will be made to comply with the federal caps on administration, community housing development organizations (CHDO), and public services funds;
- Public services funds will have an equal percentage reduction across all activities;
- The remaining activities will receive an equal percentage reduction across the board;
- Program income and funds available for reallocation due to under-expenditures will be used to offset gaps in the planned 2013 allocations.

If there is an increase in funds available for use in 2013 for the programs recommended for CDBG or HOME funding, that:

- Increases will be made to comply with the federal caps on administration (as needed), community housing development organizations (CHDO), and public service funds;
- Public services will receive equal percentage increases up to the amount of funds requested;
- The remaining activities, excluding economic assistance programs, will receive equal percentage increases across the board up to the amount of funds requested.

NOW, THEREFORE, BE IT RESOLVED that the County Board expresses its appreciation to the CDBG Commission and Application Review Team for their hard work and recommendations on the Action Plan for 2013 Program Year Funds;

BE IT FURTHER RESOLVED that the County Executive is authorized to submit the above referenced One Year Action Plan, as well as, any amendments and additional documentation to HUD relating to the 2010-2014 Consolidated Plan and 2013 Action Plan;

BE IT FURTHER RESOLVED that the Dane County Executive and Dane County Clerk are hereby authorized and directed to sign the appropriate contracts on behalf of Dane County; and

BE IT FINALLY RESOLVED that the Dane County Controller is authorized to issue checks necessary to implement the 2013 CDBG and HOME programs.

Submitted by Supervisors Sargent, Hotchkiss, Clausius, Zweifel, Wegleitner, Krause, Levin and Salov, September 6, 2012.

Referred to HEALTH & HUMAN NEEDS, PERSONNEL & FINANCE and CDBG.

RES. 119, 12-13

AWARDING A COLLECTIVE BARGAINING AGREEMENT TO THE DANE COUNTY
DEPUTY SHERIFF'S ASSOCIATION

The County has reached a tentative agreement with the Dane County Deputy Sheriffs' Association on a successor agreement that will run through December 13, 2014. The current agreement expires on December 15, 2012. The County employs approximately 400 full time equivalent employees in this bargaining unit.

Earlier in the year, the County engaged its non-public safety bargaining units in negotiating memoranda of understanding that complied with the provisions of Wisconsin Act 65. Those negotiations yielded agreements that achieved \$1.45 million in personnel savings. The County has also secured an agreement with the Supervisory Law Enforcement unit which generates a savings of approximately \$70,000. The tentative agreement with the Deputy Sheriffs' Association generates a proportionate share of savings equivalent to approximately \$430,000 in 2013.

The savings with this unit is achieved in two ways. First, the tentative agreement phases in employee payment of the employee portion of Wisconsin Retirement System (WRS) contributions during 2013. During 2013, contributions would be phased in but would not be entirely offset by across the board wage increases. Rather, a 1.0% difference between contribution rates and wage increases would exist through 2013 resulting in approximately seventy percent (70%) of the total savings. The remaining thirty (30%) of the savings is generated by foregoing the first installment of the uniform allowance in 2013. Beginning in 2014, the uniform allowance would be converted into a voucher system. Other terms include the establishment of labor management committees to make recommendations concerning the use of part time employees and the development of a fitness program for employees and provisions that standardize supplemental work assignments.

In exchange for the savings generated by the agreement, the County would deposit 16 hours into employees' vacation bank balances on the last day of the contract term (December 13, 2014). However, employees who retire during the term of the agreement will receive a prorated share of those hours at retirement.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors approves the terms and conditions of a successor agreement between Dane County and the Dane County Sheriff's Association for the period of December 16, 2012 through December 13, 2014, with the attached negotiated changes; and

BE IT FINALLY RESOLVED that County officials are authorized to take appropriate action to implement these changes.

Submitted by Supervisors Corrigan and O'Loughlin, September 6, 2012.
Referred to PERSONNEL & FINANCE.

RES. 120, 12-13

RESOLUTION AWARDING THE SALE OF GENERAL OBLIGATION BONDS, SERIES 2012C

WHEREAS, on September 6, 2012, the County Board of Supervisors of Dane County, Wisconsin (the "County") adopted a resolution entitled: "An Initial Resolution Authorizing General Obligation Bonds and Promissory Notes" (the "Authorizing Resolution") authorizing the issuance of not to exceed \$25,460,000 General Obligation Bonds and Promissory Notes for public purposes, consisting of paying the cost of various items included in the County's Capital Budget including but not limited to: conservation, public works and recreation and education projects (the "Project"), as listed with estimated amounts in the Authorizing Resolution;

WHEREAS, the County Board of Supervisors now deems it to be necessary, desirable and in the best interest of the County that the County issue general obligation bonds in the aggregate principal amount of \$9,330,000 (the "Bonds") for the purpose of paying the cost of the Project;

WHEREAS, the County has directed Ehlers & Associates, Inc., Brookfield, Wisconsin ("Ehlers") to take the steps necessary to sell the Bonds;

WHEREAS, Ehlers, in consultation with the officials of the County, prepared a Notice of Sale (a copy of which is attached hereto as Exhibit A and incorporated herein by this reference) setting forth the details of and the bid requirements for the Bonds and indicating that the Bonds would be offered for public sale on September 20, 2012;

WHEREAS, the County Clerk (in consultation with Ehlers) caused a form of notice of the sale to be published and/or announced and caused the Notice of Sale to be distributed to potential bidders offering the Bonds for public sale on September 20, 2012;

WHEREAS, the County has duly received bids for the Bonds as described on the Bid Tabulation attached hereto as Exhibit B and incorporated herein by this reference (the "Bid Tabulation"); and

WHEREAS, it has been determined that the bid proposal (the "Proposal") submitted by the financial institution listed first on the Bid Tabulation fully complies with the bid requirements set forth in the Notice of Sale and is deemed to be the most advantageous to the County. Ehlers has recommended that the County accept the Proposal. A copy of said Proposal submitted by such institution (the "Purchaser") is attached hereto as Exhibit C and incorporated herein by this reference.

NOW, THEREFORE, BE IT RESOLVED by the County Board of Supervisors of the County that:

Section 1A. Ratification of the Notice of Sale and Offering Materials. The County Board of Supervisors of the County hereby ratifies and approves the details of the Bonds set forth in Exhibit A attached hereto as and for the details of the Bonds. The Notice of Sale and any other offering materials prepared and circulated by Ehlers are hereby ratified and approved in all respects. All actions taken by officers of the County and Ehlers in connection with the preparation and distribution of the Notice of Sale, and any other offering materials are hereby ratified and approved in all respects.

Section 1B. Award of the Bonds. The Proposal of the Purchaser offering to purchase the Bonds for the sum set forth on the Proposal plus accrued interest to the date of delivery, resulting in a true interest cost as set forth on the Proposal is hereby accepted. The Chairperson and County Clerk or other appropriate officers of the County are authorized and directed to execute an acceptance of the Proposal on behalf of the County. The good faith deposit of the Purchaser shall be retained by the County Treasurer until the closing of the bond issue, and any good faith deposits submitted by unsuccessful bidders shall be promptly returned. The Bonds bear interest at the rates set forth on the Proposal.

Section 2. Terms of the Bonds. The Bonds shall be designated "General Obligation Bonds, Series 2012C"; shall be issued in the aggregate principal amount of \$9,330,000; shall be dated October 11, 2012; shall be in the denomination of \$5,000 or any integral multiple thereof; shall be numbered R-1 and upward; and shall bear interest at the rates per annum and mature on June 1 of each year, in the years and principal amounts as set forth on the Pricing Summary attached hereto as Exhibit D-1 and incorporated herein by this reference. Interest is payable semi-annually on June 1 and December 1 of each year commencing on June 1, 2013. Interest shall be computed upon the basis of a 360-day year of twelve 30-day months and will be rounded pursuant to the rules of the Municipal Securities Rulemaking Board. The schedule of principal and interest payments due on the Bonds is set forth on the Debt Service Schedule attached hereto as Exhibit D-2 and incorporated herein by this reference (the "Schedule").

Section 3. Redemption Provisions. The Bonds maturing on June 1, 2023, and thereafter shall be subject to redemption prior to maturity, at the option of the County, on June 1, 2022, or on any date thereafter. Said Bonds shall be redeemable as a whole or in part, and if in part, from maturities selected by the County and within each maturity, by lot, at the principal amount thereof, plus accrued interest to the date of redemption. If the Proposal specifies that any of the Bonds are subject to mandatory redemption, the terms of such mandatory redemption are set forth on an attachment hereto as Exhibit MRP and incorporated herein by this reference.

Section 4. Form of the Bonds. The Bonds shall be issued in registered form and shall be executed and delivered in substantially the form attached hereto as Exhibit E and incorporated herein by this reference.

Section 5. Tax Provisions.

(A) Direct Annual Irrepealable Tax Levy. For the purpose of paying the principal of and interest on the Bonds as the same becomes due, the full faith, credit and resources of the County are hereby irrevocably pledged, and there is hereby levied upon all of the taxable property of the County a direct annual irrepealable tax in the years 2012 through 2031 for the payments due in the years 2013 through 2032 in the amounts set forth on the Schedule.

(B) Tax Collection. So long as any part of the principal of or interest on the Bonds remains unpaid, the County shall be and continue without power to repeal such levy or obstruct the collection of said tax until all such payments have been made or provided for. After the issuance of the Bonds, said tax shall be, from year to year, carried onto the tax roll of the County and collected in addition to all other taxes and in the same manner and at the same time as other taxes of the County for said years are collected, except that the amount of tax carried onto the tax roll may be reduced in any year by the amount of any surplus money in the Debt Service Fund Account created below.

(C) Additional Funds. If at any time there shall be on hand insufficient funds from the aforesaid tax levy to meet principal and/or interest payments on said Bonds when due, the requisite amounts shall be paid from other funds of the County then available, which sums shall be replaced upon the collection of the taxes herein levied.

Section 6. Segregated Debt Service Fund Account.

(A) Creation and Deposits. There be and there hereby is established in the treasury of the County, if one has not already been created, a debt service fund, separate and distinct from every other fund,

which shall be maintained in accordance with generally accepted accounting principles. Debt service or sinking funds established for obligations previously issued by the County may be considered as separate and distinct accounts within the debt service fund.

Within the debt service fund, there hereby is established a separate and distinct account designated as the "Debt Service Fund Account for \$9,330,000 General Obligation Bonds, Series 2012C, dated October 11, 2012" (the "Debt Service Fund Account") and such account shall be maintained until the indebtedness evidenced by the Bonds is fully paid or otherwise extinguished. The County Treasurer shall deposit in the Debt Service Fund Account (i) all accrued interest received by the County at the time of delivery of and payment for the Bonds; (ii) any premium which may be received by the County above the par value of the Bonds and accrued interest thereon; (iii) all money raised by the taxes herein levied and any amounts appropriated for the specific purpose of meeting principal of and interest on the Bonds when due; (iv) such other sums as may be necessary at any time to pay principal of and interest on the Bonds when due; (v) surplus monies in the Borrowed Money Fund as specified below; and (vi) such further deposits as may be required by Section 67.11, Wisconsin Statutes.

(B) Use and Investment. No money shall be withdrawn from the Debt Service Fund Account and appropriated for any purpose other than the payment of principal of and interest on the Bonds until all such principal and interest has been paid in full and the Bonds canceled; provided (i) the funds to provide for each payment of principal of and interest on the Bonds prior to the scheduled receipt of taxes from the next succeeding tax collection may be invested in direct obligations of the United States of America maturing in time to make such payments when they are due or in other investments permitted by law; and (ii) any funds over and above the amount of such principal and interest payments on the Bonds may be used to reduce the next succeeding tax levy, or may, at the option of the County, be invested by purchasing the Bonds as permitted by and subject to Section 67.11(2)(a), Wisconsin Statutes, or in permitted municipal investments under the pertinent provisions of the Wisconsin Statutes ("Permitted Investments"), which investments shall continue to be a part of the Debt Service Fund Account. Any investment of the Debt Service Fund Account shall at all times conform with the provisions of the Internal Revenue Code of 1986, as amended (the "Code") and any applicable Treasury Regulations (the "Regulations").

(C) Remaining Monies. When all of the Bonds have been paid in full and canceled, and all Permitted Investments disposed of, any money remaining in the Debt Service Fund Account shall be transferred and deposited in the general fund of the County, unless the County Board of Supervisors directs otherwise.

Section 7. Proceeds of the Bonds; Segregated Borrowed Money Fund. The proceeds of the Bonds (the "Bond Proceeds") (other than any premium and accrued interest which must be paid at the time of the delivery of the Bonds into the Debt Service Fund Account created above) shall be deposited into a special fund separate and distinct from all other funds of the County and disbursed solely for the purpose for which borrowed or for the payment of the principal of and the interest on the Bonds. In no event shall monies in the Borrowed Money Fund be used to fund operating expenses of the general fund of the County or of any special revenue fund of the County that is supported by property taxes. Monies in the Borrowed Money Fund may be temporarily invested in Permitted Investments. Any monies, including any income from Permitted Investments, remaining in the Borrowed Money Fund after the purpose for which the Bonds have been issued has been accomplished, and, at any time, any monies as are not needed and which obviously thereafter cannot be needed for such purpose shall be deposited in the Debt Service Fund Account.

Section 8. No Arbitrage. All investments made pursuant to this Resolution shall be Permitted Investments, but no such investment shall be made in such a manner as would cause the Bonds to be "arbitrage bonds" within the meaning of Section 148 of the Code or the Regulations and an officer of the County, charged with the responsibility for issuing the Bonds, shall certify as to facts, estimates, circumstances and reasonable expectations in existence on the date of delivery of the Bonds to the Purchaser which will permit the conclusion that the Bonds are not "arbitrage bonds," within the meaning of the Code or Regulations.

Section 9. Compliance with Federal Tax Laws. (a) The County represents and covenants that the projects financed by the Bonds and the ownership, management and use of the projects will not cause the Bonds to be "private activity bonds" within the meaning of Section 141 of the Code. The County further covenants that it shall comply with the provisions of the Code to the extent necessary to maintain the tax-exempt status of the interest on the Bonds including, if applicable, the rebate requirements of Section 148(f) of the Code. The County further covenants that it will not take any action, omit to take any action or

permit the taking or omission of any action within its control (including, without limitation, making or permitting any use of the proceeds of the Bonds) if taking, permitting or omitting to take such action would cause any of the Bonds to be an arbitrage bond or a private activity bond within the meaning of the Code or would otherwise cause interest on the Bonds to be included in the gross income of the recipients thereof for federal income tax purposes. The County Clerk or other officer of the County charged with the responsibility of issuing the Bonds shall provide an appropriate certificate of the County certifying that the County can and covenanting that it will comply with the provisions of the Code and Regulations.

(b) The County also covenants to use its best efforts to meet the requirements and restrictions of any different or additional federal legislation which may be made applicable to the Bonds provided that in meeting such requirements the County will do so only to the extent consistent with the proceedings authorizing the Bonds and the laws of the State of Wisconsin and to the extent that there is a reasonable period of time in which to comply.

Section 10. Execution of the Bonds; Closing; Professional Services. The Bonds shall be issued in printed form, executed on behalf of the County by the manual or facsimile signatures of the Chairperson and County Clerk, authenticated, if required, by the Fiscal Agent (defined below), sealed with its official or corporate seal, if any, or a facsimile thereof, and delivered to the Purchaser upon payment to the County of the purchase price thereof, plus accrued interest to the date of delivery (the "Closing"). The facsimile signature of either of the officers executing the Bonds may be imprinted on the Bonds in lieu of the manual signature of the officer but, unless the County has contracted with a fiscal agent to authenticate the Bonds, at least one of the signatures appearing on each Bond shall be a manual signature. In the event that either of the officers whose signatures appear on the Bonds shall cease to be such officers before the Closing, such signatures shall, nevertheless, be valid and sufficient for all purposes to the same extent as if they had remained in office until the Closing. The aforesaid officers are hereby authorized and directed to do all acts and execute and deliver the Bonds and all such documents, certificates and acknowledgements as may be necessary and convenient to effectuate the Closing. The County hereby authorizes the officers and agents of the County to enter into, on its behalf, agreements and contracts in conjunction with the Bonds, including but not limited to agreements and contracts for legal, trust, fiscal agency, disclosure and continuing disclosure, and rebate calculation services. Any such contract heretofore entered into in conjunction with the issuance of the Bonds is hereby ratified and approved in all respects.

Section 11. Payment of the Bonds; Fiscal Agent. The principal of and interest on the Bonds shall be paid by [_____, which is hereby appointed as the County's registrar and fiscal agent pursuant to the provisions of Section 67.10(2), Wisconsin Statutes] **OR** [the County Clerk/the County Clerk or County Treasurer] (the "Fiscal Agent"). [The Fiscal Agency Agreement between the County and the Fiscal Agent shall be substantially in the form attached hereto as Exhibit F and incorporated herein by this reference.]

Section 12. Persons Treated as Owners; Transfer of Bonds. The County shall cause books for the registration and for the transfer of the Bonds to be kept by the Fiscal Agent. The person in whose name any Bond shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes and payment of either principal or interest on any Bond shall be made only to the registered owner thereof. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Bond to the extent of the sum or sums so paid.

Any Bond may be transferred by the registered owner thereof by surrender of the Bond at the office of the Fiscal Agent, duly endorsed for the transfer or accompanied by an assignment duly executed by the registered owner or his attorney duly authorized in writing. Upon such transfer, the Chairperson and County Clerk shall execute and deliver in the name of the transferee or transferees a new Bond or Bonds of a like aggregate principal amount, series and maturity and the Fiscal Agent shall record the name of each transferee in the registration book. No registration shall be made to bearer. The Fiscal Agent shall cancel any Bond surrendered for transfer.

The County shall cooperate in any such transfer, and the Chairperson and County Clerk are authorized to execute any new Bond or Bonds necessary to effect any such transfer.

Section 13. Record Date. The fifteenth day of each calendar month next preceding each interest payment date shall be the record date for the Bonds (the "Record Date"). Payment of interest on the Bonds on any interest payment date shall be made to the registered owners of the Bonds as they appear on the registration book of the County at the close of business on the Record Date.

Section 14. Utilization of The Depository Trust Company Book-Entry-Only System. In order to make the Bonds eligible for the services provided by The Depository Trust Company, New York, New York ("DTC"), the County agrees to the applicable provisions set forth in the Blanket Issuer Letter of Representations previously executed on behalf of the County and on file in the County Clerk's office.

Section 15. Payment of Issuance Expenses. The County authorizes the Purchaser to forward the amount of the proceeds of the Bonds allocable to the payment of issuance expenses to KleinBank, Chaska, Minnesota at Closing for further distribution as directed by Ehlers.

Section 16. Official Statement. The County Board of Supervisors hereby approves the Preliminary Official Statement with respect to the Bonds and deems the Preliminary Official Statement as "final" as of its date for purposes of SEC Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities and Exchange Act of 1934 (the "Rule"). All actions taken by officers of the County in connection with the preparation of such Preliminary Official Statement and any addenda to it or Final Official Statement are hereby ratified and approved. In connection with the Closing, the appropriate County official shall certify the Preliminary Official Statement and any addenda or Final Official Statement. The County Clerk shall cause copies of the Preliminary Official Statement and any addenda or Final Official Statement to be distributed to the Purchaser.

Section 17. Undertaking to Provide Continuing Disclosure. The County hereby covenants and agrees, for the benefit of the owners of the Bonds, to enter into a written undertaking (the "Undertaking") if required by the Rule to provide continuing disclosure of certain financial information and operating data and timely notices of the occurrence of certain events in accordance with the Rule. The Undertaking shall be enforceable by the owners of the Bonds or by the Purchaser on behalf of such owners (provided that the rights of the owners and the Purchaser to enforce the Undertaking shall be limited to a right to obtain specific performance of the obligations thereunder and any failure by the County to comply with the provisions of the Undertaking shall not be an event of default with respect to the Bonds).

To the extent required under the Rule, the County Clerk, or other officer of the County charged with the responsibility for issuing the Bonds, shall provide a Continuing Disclosure Certificate for inclusion in the transcript of proceedings, setting forth the details and terms of the County's Undertaking.

Section 18. Record Book. The County Clerk shall provide and keep the transcript of proceedings as a separate record book (the "Record Book") and shall record a full and correct statement of every step or proceeding had or taken in the course of authorizing and issuing the Bonds in the Record Book.

Section 19. Bond Insurance. If the Purchaser determines to obtain municipal bond insurance with respect to the Bonds, the officers of the County are authorized to take all actions necessary to obtain such municipal bond insurance. The Chairperson and County Clerk are authorized to agree to such additional provisions as the bond insurer may reasonably request and which are acceptable to the Chairperson and County Clerk including provisions regarding restrictions on investment of Bond proceeds, the payment procedure under the municipal bond insurance policy, the rights of the bond insurer in the event of default and payment of the Bonds by the bond insurer and notices to be given to the bond insurer. In addition, any reference required by the bond insurer to the municipal bond insurance policy shall be made in the form of Bond provided herein.

Section 20. Conflicting Resolutions; Severability; Effective Date. All prior resolutions, rules or other actions of the County Board of Supervisors or any parts thereof in conflict with the provisions hereof shall be, and the same are, hereby rescinded insofar as the same may so conflict. In the event that any one or more provisions hereof shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The foregoing shall take effect immediately upon adoption and approval in the manner provided by law.

Submitted by Supervisors Corrigan and O'Loughlin, September 6, 2012.
Referred to PERSONNEL & FINANCE.

COMMUNICATIONS

Summons & Complaint from Janumpa Krishnaiah and Devi Janumpalli against Dane County for injuries received. Referred to PUBLIC PROTECTION & JUDICIARY.

Pretrial Scheduling Data Sheet from Shakia Turner vs. USAA et. al. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from Rebecca Anderson against Child Support for injuries received at her workplace. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from Maria Allen against Highway for damage to her vehicle. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from State Farm Mutual Automobile Insurance Co. vs. John Bogle et. al. Referred to PUBLIC PROTECTION & JUDICIARY.

Notice of Claim from Kevin P. Droz against Highway for injuries received. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from Lisa Berres against Alliant Energy Center of Dane County for injuries received. Referred to PUBLIC PROTECTION & JUDICIARY.

Florence County Resolution 2012-16 re: supporting funding allocation methodology for IM Consortia. Referred to EXECUTIVE.

Pepin County Resolution 29-2012 re: supporting funding allocation methodology for IM Consortia. Referred to EXECUTIVE.

Price County Resolution 26-12 re: supporting funding allocation methodology for IM Consortia. Referred to EXECUTIVE.

Forrest County Resolution 30-2012 re: supporting funding allocation methodology for IM Consortia. Referred to EXECUTIVE.

ZONING PETITIONS

Petitions for Zoning Reclassification. Referred by Clerk Peters to ZONING & LAND REGULATION.

Petition 10479 – Town of Montrose – Vernlyn Family Farm, Inc.

10480 – Town of Montrose – Thomas A. Sarbacker

10481 – Town of Christiana – Leslie J. & Virginia H. Goplen Living Trust

10482 – Town of Dunn – George Rotar

10483 – Town of Vienna – David M. Midthun

10484 – Town of Rutland – Terry K. Lund, Jr.

10485 – Town of Deerfield – Thomas Zickert

10486 – Town of Blue Mounds – Jon Larson

10488 – Town of Cross Plains – Gerald J. Haack

AWARDING 2015 COLLECTIVE BARGAINING AGREEMENTS

On September 14, 2012, Dane County Judge Juan Colas issued a ruling that invalidated several provisions of Wisconsin Act 10. Act 10 prohibited municipal employers from bargaining collectively with general municipal employees on any factor or condition of employment other than total base wages. Judge Colas' decision invalidates the section of the law that contains the strict limitation on the scope of bargaining topics. However, it did not invalidate other sections such as the section that limits the duration of agreements with general municipal employees to one year.

Based on Judge Colas' decision, the County Executive and the Personnel and Finance Committee directed County staff to begin negotiations with the largest of the County's bargaining units on a one year agreement for 2015. The County currently has an agreement in place for 2011-2013 and a one year successor agreement in place for 2014. The agreement containing 2013 was modified by a memorandum of understanding that was negotiated with the general municipal employee groups under Wisconsin Act 65. That memorandum achieves personnel cost savings totaling over \$1 million in 2013 and phases in employee payment of the employee share of Wisconsin Retirement System contributions.

A tentative agreement has been reached with units represented by the American Federation of State and Municipal Employees (AFSCME) on a 2015 collective bargaining agreement. The union has not yet ratified the agreement, so this resolution approves the terms of the tentative agreement contingent on union ratification. Negotiations will also occur with the three other non-public safety units. If those units ratify terms that are substantially similar to the AFSCME agreements, the resolution authorizes the County Executive and Personnel and Finance Committee to sign those agreements as well.

NOW, THEREFORE BE IT RESOLVED that the Dane County Board of Supervisors approves the terms and conditions of a collective bargaining agreement (changes attached) between Dane County and AFSCME Locals 65, 705, 720, 1871, and 2634 for the period of December 14, 2014 through December 12, 2015 contingent on ratification by each of the aforementioned bargaining units; and

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors also authorizes approval of collective bargaining agreements with the SEIU unit, Attorneys' Unit, and the Trades Unit if those units accept terms that are substantially similar to the AFSCME agreement and subsequently ratify those agreements; and

BE IT FINALLY RESOLVED that the Department of Administration is authorized to take appropriate action to implement the terms of this Resolution.

Submitted by Supervisors Corrigan and McDonell, September 19, 2012.
Referred to PERSONNEL & FINANCE.

CHANGE ORDER FOR AUDIO VISUAL EQUIPMENT FOR ROOM 201 OF THE CITY-COUNTY BUILDING

The Department of Public Works, Highway & Transportation awarded an Agreement to Professional Audio Designs to provide a complete range of services for audio visual equipment for Room 201 of the City-County Building (Proposal #110028) (Res. 298, 11-12).

The following change is being made to the original Agreement:

Change Order #1: Add the electronic voting option to the audio visual equipment.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors approves and authorizes Change Order #1 for a total Addition of \$ _____ to Professional Audio Design.

BE IT FINALLY RESOLVED that the Public Works, Highway & Transportation Department is directed to ensure complete performance of the change orders.

Submitted by Supervisors Salov, Pertl, Zweifel, Schlicht, Hotchkiss, Solberg, McCarville, Chenoweth, Richmond, Hampton, O'Loughlin, Clausius, Ferrell, Bollig, Krause, Ripp and Wiganowsky, September 20, 2012.

Referred to EXECUTIVE, PERSONNEL & FINANCE, PUBLIC WORKS & TRANSPORTATION and CITY-COUNTY LIAISON.

SUPPORTING FREEDOM OF SPEECH AT WISCONSIN'S CAPITOL

Freedom of speech is the foundation of the liberties upon which our nation and our society are built. The freedom of speech and expression has been substantially abridged by a recent crackdown on protests at the Wisconsin Capitol.

Article 1, Section 4 of the Wisconsin state constitution states that, "The right of the people, peaceably to assemble, to consult for the common good, and to petition the government, or any department thereof, shall never be abridged."

In 2011, law enforcement officers kept the peace in substantially larger protests in 2011. A collegial relationship between the protesters and law enforcement officers was noted by many observers. This was thanks in no small part to Dane County Sheriff deputies and the Sheriff himself. The Sheriff stated at the time that he would not allow the deputies to be used as a "palace guard."

The current chief of the Capitol Police has recently engaged in a crackdown on free speech in the Capitol, ticketing citizens for holding signs in the Capitol, even going so far as to ticket a person for holding an 8 1/2" x 11" piece of white paper with the text of the First Amendment on it. Beyond issuing citations at the Capitol, the Chief has tracked people down to their places of residence and employment to issue citations for acts of peaceful assembly at the Capitol.

The primary target of the crackdown appears to be the Solidarity Sing Along, which has met at the Capitol to sing songs of labor and civil rights for more than 450 consecutive weekdays since its beginning on March 11, 2011.

The Solidarity Sing Along has shown a strong commitment to peaceful action, and not a single incident of violence has ever been attributed to the Sing Along or its participants since its beginning.

Solidarity Sing Along has demonstrated its belief that the People's House belongs to all of the people of Wisconsin by freely sharing the space of the Capitol rotunda with others, and moving outside the Capitol when other groups request use of the rotunda during the noon hour.

THEREFORE BE IT RESOLVED that the Dane County Board of Supervisors supports those who exercise their free speech rights, in the Capitol and elsewhere.

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors calls upon the Governor to appoint a chief of the Capitol Police who has an understanding of the duty of police officers to "protect and serve" the people of Wisconsin.

BE IT FINALLY RESOLVED that a copy of this resolution be sent to the Governor and Dane County's delegation to the Wisconsin General Assembly.

Submitted by Supervisors Matano, Pan, Miles, Zweifel, Chenoweth, Hesselbein, Hotchkiss, Sargent, Dye, Perl, de Felice, Hampton, Downing, Schmidt, Richmond, Hendrick, Erickson, Veldran, Corrigan, Wegleitner and McDonell, September 20, 2012. Fiscal and Policy Notes not required.

Referred to EXECUTIVE.

RES. 124, 12-13

AUTHORIZATION TO APPLY FOR 2013 STATE OF WISCONSIN DNR COUNTY
FISH & GAME PROJECT GRANTS

WHEREAS, the legislature of the State of Wisconsin enacted legislation providing for allocation to the respective counties in the state on an acreage basis for the county fish and game projects on the condition that the counties match the state allocation, and

WHEREAS, Dane County desires to participate in county fish and game projects pursuant to provision of s. 23.09(12) of the Wisconsin Statutes;

THEREFORE, BE IT RESOLVED by the Dane County Board of Supervisors, in legal session assembled, that the Board is hereby authorized to expend the funds appropriated and the funds to be received from the State of Wisconsin for the improvement of the fish and wildlife habitat, and to operate and maintain or to cause to be operated and maintained the project for its intended purpose. Funds are included in the Land & Water Resources – Land Conservation Budget.

BE IT FINALLY RESOLVED that the County Board of Supervisors and County Executive hereby authorize the Director of Dane County Land & Water Resources to submit grant applications to the State of Wisconsin Department of Natural Resources (DNR) for financial aid for county fish and game projects, submit reimbursement claims along with necessary supporting documentation within 6 months of project completion, submit signed documents and take necessary action to undertake, direct and complete approved projects.

Submitted by Supervisors Downing and Ripp, September 20, 2012.

Referred to PERSONNEL & FINANCE and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

RES. 125, 12-13

AUTHORIZING ADDENDUM OF AGREEMENT 4 FOR PHASE 2 ARCHAEOLOGICAL INVESTIGATION

AND DESIGN REVISIONS TO THE LOWER YAHARA RIVER TRAIL

The Dane County Land & Water Resources Department has been working with GRAEF to complete necessary plans, specifications and environmental review to construct phase one of the Lower Yahara River Trail. In March of 2012 Dane County amended Purchase of Services Agreement No. 9641 with approval of Addendum of Agreement 3 authorizing additional Phase I archaeological investigation of the project area. Based on the findings, the State Historic Preservation Office and WDOT will be requiring additional Phase II field investigation and completion of a Data Recovery Plan that will outline how impacts to archaeological resources will be minimized and artifacts will be recovered prior to the construction process. Results from the Phase I archeological review and wetland field investigations will require modifications to the proposed trail alignment and surface type.

A fourth Addendum of Agreement is needed to extend contract times with GRAEF through December 31, 2014 and increase the contract amount by \$70,918 for a total of \$232,308. Contracts exceeding \$100,000 require County Board approval. Addendum of Agreement 4 scope of services include additional topographic survey, Phase II archeological investigation and Data Recovery Plan, revision of trail design, environmental documentation and agency coordination, structural planning and temporary construction access design necessary for completion of the WDOT required Environmental Document.

Funding for this project is authorized in the 2009 Dane County Land and Water Resources budget under capital account LEWSLUNY 57771.

NOW, THEREFORE, BE IT RESOLVED, that an Addendum of Agreement 4 with Graef, Inc. be approved and the County Executive and the County Clerk be authorized and directed to sign the Addendum; and

BE IT FINALLY RESOLVED, that the Dane County Land & Water Resources Department be directed to ensure complete performance of the Addendum of Agreement 4.

Submitted by Supervisors Miles and Schmidt, September 20, 2012.

Referred to PERSONNEL & FINANCE and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

RES. 126, 12-13

APPROVING LEIDIG AGRICULTURAL LEASE EXTENSION
ON PUBLIC WORKS LANDS IN COTTAGE GROVE

Dane County owns approximately 32.6 acres of land in Section 33, Town of Cottage Grove purchased for future clay mining. Since purchasing the land it has been leased to local farmers for cropping. Two bids were received for this parcel in the 2009 offering of county cropland.

The winning bidder was Tim Leidig at \$214 per acre per year. Mr. Leidig has agree to continue to crop the land for an additional two-year term at a rental rate of \$230 per acre per year subject to the earlier need to mine the clay for the landfill. Anticipated revenue for the use of the cropland in 2013-14 is \$7,498 per year.

NOW, THEREFORE, BE IT RESOLVED that the County of Dane enter into a two-year lease extension for cropland in the Town of Cottage Grove with Tim Leidig, and

BE IT FURTHER RESOLVED that the Dane County Clerk and the County Executive are hereby authorized to execute this lease extension on behalf of Dane County.

Submitted by Supervisors Solberg, Ripp and Wiganowsky, September 20, 2012.
Referred to PERSONNEL & FINANCE, PUBLIC WORKS & TRANSPORTATION and ENVIRONMENT,
AGRICULTURE & NATURAL RESOURCES.

RES. 127, 12-13

COUNTY EXECUTIVE APPOINTMENTS

The County Executive has appointed the following persons to the designated commissions, committees and boards. These appointments require confirmation by the County Board.

NOW, THEREFORE, BE IT RESOLVED that the appointments set forth below are confirmed.

Library Board

Jon Hochkammer, 198 Acker Court, Verona 53593 (845-5833-H), to be reappointed. This term will expire 1/31/15.

Gary J. Ferron, 411 West Clover Lane, Cottage Grove 53527 (839-3907-H), to be reappointed. This term will expire 1/31/15.

Madison Metropolitan Sewerage District Board

C. Topf Wells, 4914 Marathon Drive, Madison 53705 (231-3037-H), due to the resignation of Edward Schten. Mr. Wells is retired from a career in public service, having served as Chief of Staff and Executive Assistant to former Dane County Executive Kathleen Falk. Prior to that, he served as an Executive Assistant to former County Executive Richard Phelps. He served as Grant Manager of the Priority Watershed Program for the State of Wisconsin and as Executive Director of the Wisconsin Conservation Corps. Mr. Wells, a Dane County resident for over thirty years, has been active in the Dane County chapter of Trout Unlimited for over a decade. This term will expire 6/30/17.

Public Safety Communications Center Board

Gary Ziegler, 695 North Park Street, Belleville 53508 (424-3471-H), to serve in to fill the seat of a Designated Alternate-Elected Official, not currently a member of the County Board, representing a County municipality, excluding the City of Madison. Mr. Ziegler is a Trustee for the Village of Belleville. Mr. Ziegler is the Director for the Belleville Area EMS. This appointment does not have a term expiration date.

Solid Waste & Recycling Advisory Commission

Beverly Speer, 62 Farrell Street, Madison 53714 (241-8979-H), to be reappointed. This term will expire 1/31/15.

Mark Redsten, 1022 Shorewood Boulevard, Madison 53705 (236-4642-H), to be reappointed. This term will expire 1/31/15.

South Central Library System Board

Joe Carter, 7138 Turnberry Road, Madison 53719 (273-1806-H, 458-4463-W), due to the resignation of Jim Wexler. Mr. Carter is a Senior Project Manager at Alliant Energy. He has experience in innovative customer delivery and cost management solutions. He has over thirty-five years of professional business experience, and over thirty-five years spent as a library patron. Mr. Carter has a strong technical interest in and the use and development of electronic media. This term will expire 12/31/12.

Submitted by Supervisor McDonell, September 20, 2012.
Referred to EXECUTIVE.

COMMUNICATIONS

Claim from Jean Baughman (on behalf of granddaughter Kaiyah) against Zoo for injuries received. Referred to PUBLIC PROTECTION & JUDICIARY.

Notice of Hearing for Naomi V. Swart et. al vs. Rural Mutual Insurance. Referred to PUBLIC PROTECTION & JUDICIARY.

Petition for Return of Custody from Tamera M. Davies Fuhrer against Dane County Humane Society and Public Health of Madison & Dane County for the return of her dog. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from Heather Kieta against Dane County for lost information on her computer due to a lightning strike. Referred to PUBLIC PROTECTION & JUDICIARY.

Summons & Complaint from Kamille M. Nelson against Sentry Insurance & Sandra A. Prestine. Referred to PUBLIC PROTECTION & JUDICIARY.

AWARDING A 2014 COLLECTIVE BARGAINING AGREEMENT TO THE
DANE COUNTY ATTORNEYS ASSOCIATION

The County has reached a tentative agreement with the Dane County Attorneys Association for the 2014 contract year. The agreement will be effective December 15, 2013 through December 13, 2014. The unit represents approximately 29.5 full time equivalent employees.

Unlike other non-public safety units, the Attorneys Association did not secure an agreement for 2014. This resolution approves a new 2014 collective bargaining agreement with no change in terms from 2013 other than dates as necessary. This is consistent with the 2014 agreements in place with the other non-public safety bargaining units.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors approves the terms and conditions of a new 2014 collective bargaining agreement between Dane County and the Dane County Attorneys Association for the period of December 15, 2013 through December 13, 2014 with no wage adjustments and no other changes to the terms and conditions of the 2011-2013 agreement other than dates as necessary; and

BE IT FURTHER RESOLVED that County officials are authorized to take appropriate action to implement this resolution.

Submitted by Supervisor Bollig, September 27, 2012.
Referred to PERSONNEL & FINANCE.

AMENDING CHAPTER 2 OF THE DANE COUNTY CODE OF ORDINANCES,
REVISING CITATION DEPOSIT AMOUNTS

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Subsections 2.06 (657) through (665b) are created, to read as follows:

2.06 SCHEDULE OF DEPOSITS.

Sub. No.	Ordinance Number	Offense	Deposit
(657)	80.05(1)	Application of lawn fertilizer containing phosphorus by a resident of the property	25.00
(657a)	80.05(1)	Application of lawn fertilizer containing phosphorus by someone other than a resident of the property, 1 st offense within 12 months	50.00
(657b)	80.05(1)	Application of lawn fertilizer containing phosphorus by someone other than a resident of the property, 2 nd offense within 12 months	150.00
(657c)	80.05(1)	Application of lawn fertilizer containing phosphorus by someone other than a resident of the property, 3 rd offense and subsequent offense within 12 months	300.00
(658)	80.05(2)	Application of lawn fertilizer when ground is frozen by a resident of the property	25.00
(658a)	80.05(2)	Application of lawn fertilizer when ground is frozen by someone other than a resident of the property, 1 st offense within 12 months	50.00
(658b)	80.05(2)	Application of lawn fertilizer when ground is frozen by someone other than a resident of the property, 2 nd offense within 12 months	150.00
(658c)	80.05(2)	Application of lawn fertilizer when ground is frozen by someone other than a resident of the property, 3 rd offense and subsequent offense within 12 months	300.00
(659)	80.05(3)	Application of lawn fertilizer on impervious surfaces by a resident of the property	25.00
(659a)	80.05(3)	Application of lawn fertilizer on impervious surfaces by someone other than a resident of the property, 1 st offense within 12 months	50.00
(659b)	80.05(3)	Application of lawn fertilizer on impervious surfaces by someone other than a resident of the property, 2 nd offense within 12 months	150.00
(659c)	80.05(3)	Application of lawn fertilizer on impervious surfaces by someone other than a resident of the property, 3 rd offense and subsequent	300.00

offense within 12 months

(660)	80.07(1)	Sale of lawn fertilizer containing phosphorus 1 st offense within 12 months	50.00
(660a)	80.07(1)	Sale of lawn fertilizer containing phosphorus 2 nd offense within 12 months	150.00
(660b)	80.07(1)	Sale of lawn fertilizer containing phosphorus 3 rd offense and subsequent offense within 12 months	300.00
(661)	80.07(2)	Display of lawn fertilizer containing phosphorus 1 st offense within 12 months	50.00
(661a)	80.07(2)	Display of lawn fertilizer containing phosphorus 2 nd offense within 12 months	150.00
(661b)	80.07(2)	Display of lawn fertilizer containing phosphorus 3 rd offense and subsequent offense within 12 months	300.00
(662)	80.07(3)	Failure to display notice 1st offense within 12 months	50.00
(662a)	80.07(3)	Failure to display notice 2nd offense within 12 months	150.00
(662b)	80.07(3)	Failure to display notice 3rd offense and subsequent offense within 12 months	300.00
(663)	80.08(1)	Application of a coal tar sealant product by resident of property	25.00
(663a)	80.08(1)	Application of coal tar sealant product by someone other than a resident of the property 1 st offense within 12 months	500.00
(663b)	80.08(1)	Application of coal tar sealant product by someone other than owner of residence 2 nd offense within 12 months	1000.00
(663c)	80.08(1)	Application of coal tar sealant product by someone other than owner of residence 3 rd and subsequent offense within 12 months	2000.00
(664)	80.08(2)	Sale of coal tar sealant products, 1 st offense within 12 months	500.00
(664a)	80.08(2)	Sale of coal tar sealant products, 2 nd offense within 12 months	1000.00
(664b)	80.08(2)	Sale of coal tar sealant products, 3 rd offense and subsequent offense within 12 months	2000.00
(665)	80.08(3)	Failure to display notice, 1st offense within 12 months	500.00
(665a)	80.08(3)	Failure to display notice, 2nd offense within 12 months	1000.00
(665b)	80.08(3)	Failure to display notice, 3rd offense and subsequent offense within 12 months	2000.00

[EXPLANATION: This amendment sets deposit amounts for citations issued for violation of secs. 80.05, 80.07 and 80.08.]

Submitted by Supervisor Chenoweth, October 4, 2012.

Referred to PERSONNEL & FINANCE and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

ORD. AMDT. 21, 12-13

AMENDING CHAPTER 15 OF THE DANE COUNTY CODE OF ORDINANCES,
REVISING THE NAME OF THE COMMISSION ON JOBS AND PROSPERITY AND THE
OFFICE OF JOBS AND PROSPERITY

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 15.39 is amended to read as follows:

15.39 COMMISSION ON ECONOMIC AND WORKFORCE DEVELOPMENT.

(1) As used in this section:

(a) *Commission* means the Commission on Economic and Workforce Development.

(b) *Director* means the director of the office of Economic and Workforce Development or his or her designee.

(2) The commission shall consist of eleven (11) members appointed by the county executive.

(a) Five of the members shall be:

1. A representative of the Workforce Development Board of South Central Wisconsin;

2. A representative of the City of Madison's Division of Economic Development;

3. A municipal economic development director from outside the City of Madison; and

4. Two (2) county board supervisors.

(b) Additionally, six of the members shall be appointed with consideration of representatives of the following areas:

1. A representative of a clean/green energy industry;

2. A representative of an agricultural industry;

3. A representative of a small business;

4. A representative of a minority owned business;

5. A representative of a bio-tech manufacturing business;

6. A representative of a community development organization;

7. A representative of organized labor;

8. A representative of a woman-owned business.

(3) The county supervisor members shall serve two-year concurrent terms ending on the third Tuesday in April of the even-numbered years or as soon thereafter as successors are appointed and qualified. The citizen members shall serve staggered three-year terms which shall expire on June 30 or as soon thereafter as their successors are appointed and qualified.

(4) *Transitional provision.* Notwithstanding sub. (3), the county executive shall designate the initial terms of appointees so that three terms expire in each of the first two years and three in the third year. Appointments for unexpired terms shall be for the balance of the term only.

(5) The duties of the commission shall be to:

(a) Provide policy oversight to the Office of Economic and Workforce Development and provide advice to the director regarding coordination of the county's economic development efforts;

(b) Work with the Office of Economic and Workforce Development to coordinate existing economic development interests, business leaders, educators, investors, and local government officials to work to address identified challenges to job creation;

(c) Assist in promotion of the county's high quality of life and pursue opportunities for new job and business development; and

(d) Advise the county board and county executive on strategies that encourage economic growth and prosperity in Dane County.

[EXPLANATION: This amendment revises the name of the Commission on Jobs and Prosperity and the Office of Jobs and Prosperity.]

Submitted by Supervisors Hendrick, Chenoweth, Ripp, McDonell, Bayrd, Sargent and Matano, October 4, 2012.

Referred to EXECUTIVE.

ORD. AMDT. 22, 12-13

AMENDING CHAPTER 45 OF THE DANE COUNTY CODE OF ORDINANCES,
UPDATING LANGUAGE TO REFLECT MERGER WITH MADISON AND AMENDING FEES

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Subsection 45.08(1) is amended to read as follows:

45.08 DEFINITIONS. As used in this ordinance, the following words and phrases have the meanings indicated:

(1) *Administrator* means the county employee designated by the county executive to issue permits for private well location and to administer ch. NR 812, Wis. Admin. Code, in the county as authorized by the department. The administrator is hereby empowered to delegate his or her authority under this ordinance to any or all of the certified well inspectors employed by the ~~community support and health services department of the County of Dane~~ Department of Public Health for Madison and Dane County.

ARTICLE 3. Section 45.22 is amended to read as follows:

45.22 APPEALS. Persons seeking to appeal a decision of the administrator under this ordinance shall file written letters of appeal with the administrator. The administrator shall place the appeal on the agenda of the ~~county board of health~~ Board of Health for Madison and Dane County and the appeal shall be given a due process proceeding in accord with s. 46.17. The board shall decide whether to uphold, uphold with modifications or reverse the administrator's decision based upon the terms and intent of this ordinance and of relevant state laws and administrative rules. No appellate decision of the committee shall have the effect of approving an existing or proposed condition that would violate this ordinance or state law or administrative rule. Appeals that may only be approved by the granting of a variance to ch. NR 812, Wis. Admin. Code, shall be referred to the department pursuant to ch. NR 845, Wis. Admin. Code. Board appellate decisions shall be made in writing and shall be filed in the administrator's office. Appeals of decisions made by authorized agents on behalf of the administrator shall be made first to the administrator and then be appealable as provided herein.

ARTICLE 4. Section 45.51 is amended to read as follows:

45.51 FEE SCHEDULES.

- (1) The fee for a well siting permit shall be ~~\$95.00~~100.00.
- (2) The fee for a transfer of a well siting permit shall be ~~\$40.00~~42.00.
- (3) The fee for a re-inspection of a well site shall be ~~\$30.00~~32.00.

[EXPLANATION: This amendment updates language to reflect the merger between Madison and the Dane County Public Health Departments, and revises fees associated with private water systems.]

ORD. AMDT. 23, 12-13

AMENDING CHAPTER 46 OF THE DANE COUNTY CODE OF ORDINANCES, REVISING LANGUAGE TO REFLECT RECENT UPDATES TO THE ADMINISTRATIVE CODE, AND REVISING FEES

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Subsection 46.03(2m) is deleted in its entirety, and subsections 46.03(4), (11), and (15) are amended to read as follows:

46.03 DEFINITIONS.

(4) *Division* shall mean the Environmental Health Division of the Department of Public Health for Madison and Dane County.

(4d) *DSPS* means Department of Safety and Professional Services of the State of Wisconsin.

(11) *Private sewage system* shall mean a sewage treatment and disposal system serving a single structure with a septic tank and soil absorption field located on the same parcel as the structure. It shall also mean an alternative sewage system approved by the safety and buildings division of the Department of Safety and Professional Services, including a substitute for the septic tank or soil absorption field, a holding tank, a system serving more than one structure or a system located on a different parcel than the structure. A system may be owned by the property owner or by special purpose district.

(15) *Public swimming pool* has the meaning set forth in Wis. Admin. Code s. SPS 390.03(23).

ARTICLE 3. Subsection 46.04(4) is amended to read as follows:

46.04 ADMINISTRATION.

(4) Chapters SPS 381-387, SPS 391, SPS 390, DHS 175, ADM 60, DHS 178, DHS 195, DHS 196, DHS 197, DHS 198, ATCP 75, NR 812, NR 113, and NR 845 of the Wisconsin Administrative Code are hereby adopted by reference and made a part of this chapter as if fully set forth herein.

ARTICLE 4. Subsections 46.06 (3), (5)(a)1., (5)(a)2., (5)(c), and (6) are amended to read as follows:

46.06 TYPES OF PRIVATE SEWAGE SYSTEMS.

(3) *Domestic waste*. All water-carried wastes derived from ordinary living uses shall enter the septic or treatment tank unless otherwise specifically exempted by Wis. Admin. Code Ch. SPS 383 or this chapter.

(5) *Holding tanks*.

(a) *Approval*.

1. Holding tanks shall only be allowed when there are no options for any other type of POWTS as permitted under this chapter, sec.SPS 383.61, Wis. Admin. Code or Ch. 145, Wis. Stats. Plans shall be submitted in accordance with the approved package or design for each application to install a holding tank.

2. An application for a holding tank shall not be approved if the property contains an area of soil suitable for any other type of private sewage system as permitted under this chapter or sec.SPS 383.61, Wis. Admin. Code. Soil evaluation data reported to the division that indicates the site is unsuitable for a POWTS or an onsite waste dispersal system other than a holding tank is subject to a division verification inspection to confirm that there is no suitable area for a POWTS or an onsite waste dispersal system on the parcel.

(c) A holding tank shall not be approved for a building or facility that will discharge more than 3,000 gallons of wastewater per day, as determined by Ch.SPS 383, Wis. Admin. Code, until the owner files with the division a

statement describing the method of final disposal of the septage and the written approval of the department of natural resources.

(6) Non-plumbing sanitation systems.

(a) Non-plumbing sanitation systems are devices regulated under Ch. SPS 391, Wis. Admin. Code, which are alternatives to water carried sanitation systems. These systems are not connected to a water supply and are not connected to a plumbing system. Structures served solely by a privy shall not contain any plumbing and shall not be connected to a water supply. The property owner must obtain a county sanitary permit before installing any privy or similar device regulated by Ch. SPS 391, Wis. Admin. Code.

(b) In structures intended for human habitation or occupancy that are connected to a water supply and which have plumbing fixtures, at least one water closet shall be provided in addition to sanitary facilities approved under Ch. SPS 391 if such facilities are installed.

ARTICLE 5. Subsections 46.08(6)(a), (6)(b), (6)(c), and (6)(g) are amended to read as follows:

46.08 SANITARY PERMITS.

(6) Sanitary permits.

(a) The division shall establish administrative procedures for the approval, disapproval or issuance of state sanitary permits in accord with s. 145.135 and s. 145.19, Wis. Stats. A county sanitary permit shall be required for the connection or reconnection of any structure to any POWTS, any procedure or process that does not require a state sanitary permit that is intended to restore the permeability of the soil absorption or dispersal area, for any device regulated under Ch. SPS 391, Wis. Admin. Code, and for any work done on sewer piping, building sewer, system components or materials of a private on-site waste treatment system not included in the state sanitary permit requirements in s.SPS 383.21, Wis. Admin. Code.

(b) Enforcement. The division shall administer the private sewage system ordinance in accordance with s. 145.20, Wis. Stats., and Ch. SPS 383, Wis. Admin. Code, and this chapter.

(c) Application. The application for a sanitary permit shall be made on forms furnished by DSPS for permits required by Ch. SPS 383, Wis. Admin. Code, and on forms furnished by the division for permits required by this chapter. Before a private sewage system is installed, repaired, altered, enlarged, extended, converted or re-connected, a licensed master plumber or master restricted plumber (sewer) shall sign an application for permit and assume responsibility for the work being done.

(g) Posting. The sanitary permit issued by the division, together with any forms furnished by DSPS , shall be displayed conspicuously so as to be visible from the road fronting the lot during construction and must remain in place until after final approval has been given by the division.

ARTICLE 6. Subsections 46.09(2)(a), (3)(a), (3)(c), and (3)(e) are amended to read as follows:

46.09 EXAMINATION OF PLANS AND SPECIFICATIONS.

(2)(a) Plans and specifications for variances or for private sewage systems as set forth in Table 383.22-1 or Table 383.22-2 of Wis. Code sec. SPS 383.22(1), shall be submitted to DSPS, or another authorized review agent and written approval must be received before a sanitary permit is issued.

(3) Plan submission.

(a) Stamping and signing plans. All plans and specifications shall be sealed or stamped in accordance with Ch. A-E 2, Wis. Admin. Code, by a registered architect, engineer or registered plumbing designer. A master plumber may design and submit for approval plumbing plans and specifications for a private sewage system which the designer/ submitter will install. Each sheet of plans and specifications the master plumber submits shall be signed, dated and include his or her Wisconsin master plumber license number. When more than one sheet is bound together into one volume, only the title sheet or index sheet needs to be signed and dated by the master plumber responsible for the plan preparation, provided the signed sheet clearly itemizes each of the other sheets comprising the bound volume by content and page number.

(c) Plan details. All plans shall include the following:

1. Plot plan. Detailed plot plan, dimensioned or drawn to scale, showing the lot size, the location of all septic tanks, holding tanks or other treatment tanks, building sewers, sanitary and storm sewers, wells, water mains or water service, streams and lakes, dosing or pumping chambers, distribution boxes, effluent systems, dual disposal systems, replacement system areas and the location of the building served. Adjoining properties shall be checked to insure that the site location setback distances in Ch.SPS 383, Wis. Admin. Code, are complied with. All separating distances and dimensions shall be shown on the detailed plot plan. For large parcels, the proposed system site must be shown on a small scale diagram that includes all property boundaries and roads in addition to the large scale site plan showing the system details.
2. Reference points. A permanent vertical elevation reference point and a horizontal reference point must be established and shown on the plot plan.
3. Soil data. Soil boring and system elevation data shall be related to the undisturbed and finished grade elevations, vertical and horizontal elevation reference points. Surface elevations shall be given for all soil borings.
4. Occupancy. The type of occupancy the private onsite waste treatment system is designed to accommodate shall be indicated, along with the estimated daily wastewater flow and design wastewater flow.
5. Other specifications.
 - a. Complete specifications for pumps and controls including dose volume, elevation differences (vertical lift), pipe friction loss, pump performance curve, pump model and pump manufacturer.
 - b. Details and configuration layouts depicting how the system is to be constructed. This includes specifications and procedures for testing of all system components in compliance with s. SPS 383.26(5), Wis. Admin. Code.

(e) Revisions. Every installer of a private sewage system who modifies or changes the design of a system must submit a revised plan to DSPS or to the designated approval agency. A copy of the approved revision must be submitted to the division within 5 working days after approval is obtained. All changes or modifications must be approved by the division authority prior to installation. After written approval is granted, plans and specifications of pumping or pressurized systems shall not be changed without written consent of the division.

ARTICLE 7. Sections 46.10(1)(a)1., (1)(c), (4)(a), (4)(b), (5), and (8) are amended to read as follows:

46.10 SITE EVALUATION.

(1) The department shall make on-site verification inspections of soils. Inspections shall be made by staff members certified by the State of Wisconsin. Such inspections shall be made only upon the filing of the appropriate forms, which shall include plan diagrams as required by sub. (a), and also indicate the applying soil tester's opinion of the soil's suitability. The failure to supply said forms or to indicate the soil tester's opinion shall release the department from any obligation whatsoever to make such inspections or to issue a sanitary permit.

(a) Plan diagrams. All plan diagrams submitted along with the soil evaluation report shall be submitted on paper not less than 8 ½ x 11 inches in size nor more than 8 ½ x 14 ½ inches and shall be clear, legible and permanent copies. The plan diagrams shall include:

1. Plot plan. Detailed plot plan, dimensioned or drawn to scale, showing the lot size, the location of the nearest road, the location of the driveway or site access roadway, the location of any septic tanks, holding tanks or treatment tanks, building sewer location (if known), wells, water main or water service, streams and lakes, dosing or pumping chambers, distribution boxes, any existing soil absorption cells, replacement system areas, the location of the building served and other structures on the property. Adjoining properties shall be checked to ensure that the site location setback distances in Ch. SPS 383, Wis. Admin. Code, are complied with. All separating distances and dimensions shall be shown on the detailed plot plan.

(c) Elevation data. Soil boring and system elevation data shall be related to the undisturbed and finished grade elevations and vertical elevation reference points. Surface elevations shall be given for all soil borings. In flood plain areas, site elevations must be related to local flood plain elevation data to ensure compliance with Ch. SPS 383.

(4)(a) General. Site evaluation shall be conducted in accordance with Ch. SPS 385, Wis. Admin. Code, or acts amendatory thereto, by a certified soil tester. The evaluation shall include soil conditions, properties and permeability, depth to zones of soil saturation, depth to bedrock, slope, landscape position, all setback requirements and the potential for flooding. Soil test data shall relate to the undisturbed elevations and a vertical reference point shall be reported on forms provided by the division and signed by the certified soil tester. Reports shall be filed for all sites investigated within 30 days of the completion of the fieldwork for the soil evaluation.

(b) Replacement system area.

1. On each parcel of land initially developed for below grade disposal or dispersal of wastewater discharge, sufficient area of suitable soils for one replacement system shall be established based on the soil evaluation, estimated permeability, system location and site requirements contained in this chapter and Ch. SPS 385, Wis. Admin. Code. A minimum of three soil pits are required to delineate each proposed system area. One pit may be shared in common between adjacent system areas located on the same parcel.

(5) Specific system designs. Where a more restrictive land slope is to be observed for a soil absorption system other than a conventional system, the more restrictive land slope specified in the approved design sections or approved design packages of Ch. SPS 383 or SPS 384, Wis. Admin. Code, shall apply.

(8) Soil permeability. Permeability and infiltration rates used to size private sewage systems shall be derived using procedures specified in Ch. SPS 385, Wis. Admin. Code. Existing sites with division approved percolation tests must utilize the sizing criteria in Table 383.44, Ch. SPS 383, Wis. Admin. Code.

ARTICLE 8. Subsections 46.11(2), (3) and (5) are amended to read as follows:

46.11 INSPECTIONS.

(2) Notification of testing for system components as required by Chs. SPS 382, 383, or 384, Wis. Admin. Code, or as a condition of plan approval, shall be made to the division in the same manner as notification for system inspections. Verification of testing shall be accomplished by means of inspection during the test, written verification of testing and test results from the master plumber or responsible person, or both.

(3) Testing of systems components that is required by s. SPS 383.26(5) and Chs. SPS 382 and 384, Wis. Admin. Code, or as a condition of plan approval shall be performed by a properly licensed individual in accordance with Ch. SPS 305, Wis. Admin. Code.

(5) 1. The department shall place all septic tanks on a periodic maintenance program. Private sewage systems including aerobic treatment units or other technology intended to treat wastewater shall be placed on an inspection program cycle appropriate to the component per Ch. SPS 383.54(4), Wisconsin Administrative Code. Pumping reports for holding tanks shall be submitted semi-annually per s. 46.06(5)(b). All other private sewage systems shall be placed on a three-year inspection program in conformance with ~~WIS. ADMIN. CODE~~ Wis. Admin. Code s. SPS 383.54(4). Notices of the maintenance due shall be sent by the department to the system owner at least 30 days prior to the due date. All such owners, or their successors or assigns, shall demonstrate compliance with this chapter by returning report forms prepared by the department, or certifications approved by the department, prior to the due date identified in the notice, duly signed by a person authorized in s. 145.245(3), Wis. Stats., or Ch., SPS 305, Wis. Admin. Code.

2. Final reports. When a private sewage system that is subject to the requirements of this section is abandoned, the property owner shall file a final report that includes verification that the contents of the septic tank were removed by a properly licensed septic waste hauler, that the tank was crushed and filled or was removed in accordance with Ch. SPS 383, Wis. Admin. Code, along with the fee required by sec. 46.23(12).

ARTICLE 9. Subsections 46.14(3)(b)2., (4)(b)3., (4)(d)2., (4)(e)1., (4)(f), (5)(c), and (5)(f)1. are amended, and 46.14(4)(c)1.a. is created to read as follows:

46.14 ISSUANCE OF BUILDING PERMITS.

(3) Reconections.

(b) Documentation shall be provided to verify:

1. That the existing private sewage system is not a failing system and has sufficient size and soil conditions to accommodate the wastewater flow or contaminant load as specified in s. 46.175(4)(c); and

2. That the structure meets the set back requirements as specified in Ch. SPS 383, Wis. Admin. Code.

(4) Construction affecting wastewater flow or contaminant load.

(b) Determination of modified wastewater flow or contaminant load. For the purpose of this section:

1. Modified wastewater flow or contaminant load in public buildings and places of employment results from any change in use of the structure from the original use that results in a change in the volume of wastewater above or below that for which the system was originally designed.
2. Modified wastewater flow or contaminant load in dwellings results from a change in the number of bedrooms or from any addition, alteration or remodeling that exceeds 25% of the total gross area of the existing dwelling unit. Modified wastewater load in dwellings does not result from construction of decks, patios, garages, porches, re-roofing, painting, wiring, re-siding, window replacement or replacement of equipment or appliances.
3. Additional criteria for determining modified wastewater flow or contaminant load are as set forth in the Appendix to Ch. SPS 383, Wis. Admin. Code.

(c) Documentation. Documentation to verify whether the size and condition of the existing private sewage system can accommodate the modified wastewater flow or contaminant load and to verify whether the system is installed in suitable soils shall include all of the following:

1. Information on the soil conditions of the soil absorption system. The information may consist of a valid existing soil report or new soil evaluation report for the system, prepared by a certified soil tester showing conformance with the applicable vertical separation above bedrock and groundwater for the POWTS;
 - a. At least one soil pit is required to verify the existing distribution system is in suitable soils if no valid soil report for the system exists. Soil evaluation of pits dug for this purpose will conform with sec. 46.10 of the Dane County Ordinances.

(d) Determination on soil conditions.

1. If the existing private sewage system is a failing system, the division shall order the system to be replaced.
2. If the existing private sewage system is installed in mottled soils, the owner may request a variance to use the existing system and perform groundwater monitoring to verify seasonal saturation conditions under Ch. SPS 385, Wis. Admin. Code.

(e) Determination on tanks.

1. If the existing treatment tank(s) have no manhole opening, are cracked, deteriorated or constructed of materials that are not watertight or are not approved materials listed in Ch. SPS 384, then the tanks shall be ordered replaced.

(f) Setback determinations. All determinations on setbacks involving an increase in wastewater loads shall conform to Ch. SPS 383, Wis. Admin. Code.

(5) Construction not affecting wastewater loads.

(c) The completed construction of structures referred to in sub. (a) shall conform to the setback requirements of Ch. SPS 383, Wis. Admin. Code.

(f) No building permit may be issued where setback requirements cannot be met unless:

1. A petition for variance is obtained from the Department of Safety and Professional Services after review and approval by the division; or
2. The owner agrees in writing to correct any deficiencies discovered during construction for a system that cannot be located before construction begins.

ARTICLE 10. Subsections 46.175(1) and (4)(c)1. are amended to read as follows:

46.175 PERFORMANCE STANDARDS.

(1) General. The division shall implement procedures to ensure that discharges from private sewage systems are in compliance with groundwater law contamination limits. The implementation steps will follow the

parameters in this section. See s. A-383.43(7) *Estimating contaminant loads* in Ch. SPS 383, Wis. Admin. Code.

(4) Management.

(c) Monitoring influent and effluent loads.

1. The influent loads discharging to a POWTS and/or the effluent loads from a POWTS shall be sampled and evaluated for contaminants as required in the approved package or design. The results of the analysis shall be reported to the division by the POWTS owner or their designated agent as specified in the management plan. Dane County reserves the right to require sampling and evaluation criteria in addition to the criteria in a plan approved by the Wisconsin Department of Safety and Professional Services.

ARTICLE 11. Subsections 46.19(1) and (2) are amended to read as follows:

46.19 WATER SAMPLES.

(1) Upon the request of any person or governmental agency, the department may collect water samples and deliver the same to a laboratory for analysis. A fee as provided for in 46.23(14) may be charged for the collection of water samples under this section.

(2) The department shall forward the results obtained from the laboratory to the requesting person or agency, along with a report indicating the department's observation on the well system when also requested.

ARTICLE 12. Subsection 46.21(1) is amended to read as follows:

46.21 FACILITIES REGULATED.

(1) Restaurants, public swimming pools and water attractions, beaches, campgrounds, hotels, motels, recreational and educational camps, tourist rooming houses, bed and breakfasts; retail food establishments, manufactured home communities; wells; servicing of septic tanks, seepage pits, grease traps or privies; and vending machines shall be constructed, operated, performed and maintained in accordance with chapters DHS 195, DHS 196, DHS 197, DHS 198, DHS 172, DHS 175, DHS 178, ATCP 75, SPS 390, SPS 326, NR 812, NR 113 and NR 845 of the Wis. Admin. Code, as appropriate. Each facility identified herein shall be considered a regulated facility under this chapter.

ARTICLE 13. Subsections 46.23(1)(a), (1)(a)7., (1)(a)8., (1)(b), (3) through (5), (7) through (11), (14), and (16) are amended to read as follows:

46.23 FEES.

(1) (a) The county fee for each inspection block required for the installation of a POWTS shall be \$181. Inspection blocks for POWTS will be assigned according to the following:

7. A system component authorized in Ch. SPS 391, non-plumbing sanitation units (NPSU) or similar technology requires 1 inspection block for installation of the component.

8. A POWTS system that utilizes a technology that is added to the approved system list under s. SPS 383.61 after July 1, 2000 shall require the number of inspection blocks included as part of the approved system design, approved system package or the number of inspection blocks necessary to provide adequate assurance of proper installation as established in procedures approved by the Dane County Board of Health.

(b) The county fee for the review and processing of a sanitary permit application shall be assigned according to the following:

1. The county fee for review and processing of a sanitary permit application for a POWTS system reconnection, septic tank/pump chamber only, repair of existing POWTS system, a holding tank, a gravity fed below grade soil treatment POWTS system that does not include any other treatment or dispersal component, a system component authorized in Ch. SPS 391, non-plumbing sanitation units, or other similar technologies or activities shall be \$128.

2. The county fee for review and processing of a sanitary permit application with a POWTS design incorporating a drip line effluent dispersal component, aerobic treatment unit, dosing apparatus not connected to a pressurized distribution network or similar technology shall be \$150.

3. The county fee for review and processing of a sanitary permit application with a POWTS design incorporating a pressurized distribution network shall be \$172.

4. The county fee for review and processing of a sanitary permit application with a POWTS design incorporating a component claiming nitrate reduction credit, chemical or mechanical sewage treatment credit, sewage discharge disinfection credit or any treatment component that will allow final discharge into soil that is not intended to be part of the final sewage treatment process shall be \$270.

5. The county fee for review and processing of a sanitary permit application with a POWTS design incorporating a technology that is added to the approved system list under s. SPS 383.61 after July 1, 2000, shall be \$150 in addition to the fee for the review and processing category closest to the POWTS design the technology is incorporated into.

(3) There shall be a county fee of \$152 for the transfer of permits under section 46.08(5), when such transfers do not involve any site changes relating to the location of the private sewage system, and for the revision of a sanitary permit due to a change in plumber.

(4) There shall be a county fee of \$172 for the preliminary on-site inspections of soils by the department as provided for in sections 46.10, 46.14(4)(c), and 46.45. Fees paid under this subsection shall not be used to reduce or offset the fee for the issuance of any permit under this chapter.

(5) There shall be a county fee of \$181 for any private sewage system inspections or re-inspections which are either not included in the sanitary permit fee or are not specifically required by the plumbing code, or both.

(7) There shall be an additional county fee of \$153 for any inspection performed after normal work hours and at the request of any person for whom performed.

(8) There shall be a county fee of \$112 for an on-site verification of a private sewage system when requested in connection with securing financing of the subject property.

(9) The county fee for the collection of a water sample for bacteriological analysis shall be \$112 plus the current analysis fee charged by the Department laboratory.

(10) The county fee for the collection of a water sample for fluoride and nitrate chemical analysis shall be \$112 plus the current analysis fee charged by the Department laboratory.

(11) The county fee for all services listed in subsections (8) through (10) above, when requested to be performed in one site visit, shall be \$224 plus the current analysis fee charged by the Department laboratory.

(14) (a) There shall be a county fee of \$120 for the revision of an issued sanitary permit that has been reviewed and approved by the department as part of a sanitary permit application. The fee in sub. (3) shall apply when the revision is due to a change of plumber.

(b) There shall be a county fee of \$85 for the review of revisions to a previously approved plan that is submitted to the county pursuant to Wis. Admin. Code s. SPS 383.22(1)(c)

(16) (a) The fee for review and processing of a plan that is submitted to the county pursuant to Wis. Admin. Code sec., SPS 83.22(1)(c) shall be as follows:

<u>Design wastewater flow</u>	<u>Fee</u>
1,000 gpd or less	\$ 250.00
1,001-2,000 gpd	\$ 325.00
2,001-5,000 gpd	\$ 400.00

(b) There shall be a fee of \$80 per hour for review and processing of a plan to replace a septic tank, add effluent filters or other pretreatment devices, or otherwise alter an existing system that was approved under Wis. Admin. Code s. SPS 383.22(1)(c).

ARTICLE 14. Subsection 46.33(5) is amended to read as follows:

46.33 PUBLIC POOLS AND BEACHES, CAMPGROUNDS, MOBILE HOME PARKS AND RECREATIONAL AND EDUCATIONAL CAMPS.

(5) *Revocations.* Whenever any regulated facility or regulated activity fails to meet the standards established by chapters DHS 195, DHS 196, DHS 197, DHS 198, SPS 326, SPS 390, DHS 172, DHS 175, DHS 177, DHS 178, ATCP 75, NR 812, of the Wisconsin Administrative Code or any provision of the Dane County Ordinances, the health officer is authorized to seek revocation of the operator's permit. In addition, the health officer is authorized to initiate legal action against the operator, in conjunction with the corporation counsel's office.

ARTICLE 15. Subsection 46.66(2) is amended to read as follows:

46.66 SEWAGE DISPOSAL.

(2) Private sewage disposal systems as defined in s. 145.01(12), Wis. Stats., are permitted when a public sewer facility is not available to the premises. The system shall be located on the premises and shall be designed, constructed and operated in accordance with s. 144.245, Wis. Stats., and Chs. SPS 382 and 383 of the Wisconsin Administrative Code. Failed on-site private waste disposal systems shall be replaced or rehabilitated. A failed system has the meaning prescribed for "failing private sewage system" in s. 144.245(4), Wis. Stats.

ARTICLE 16. Subsection 46.67(1) is amended to read as follows:

46.67 PLUMBING.

(1) All plumbing shall meet the requirements of Chs. SPS 382 and 383 of the Wisconsin Administrative Code, that are applicable to mobile homes and mobile home parks.

[EXPLANATION: This amendment reflects recent changes to Wisconsin's Administrative Code, and revises fees. The amendment also adds a new subsection to 46.14(c)1. to account for situations where a property is being expanded or improved and no valid soil test report exists to confirm that the private septic system is in suitable soils.]

Submitted by Supervisor Chenoweth, October 4, 2012.

Referred to PERSONNEL & FINANCE and BOARD OF HEALTH FOR MADISON & DANE COUNTY.

ORD. AMDT. 24, 12-13

AMENDING CHAPTER 46 OF THE DANE COUNTY CODE OF ORDINANCES,
REVISING COUNTY FEES

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 46.34 is amended to read as follows:

46.34 COUNTY FEES. The following shall be the county fees for the various permits authorized under section 46.33:

- (1) Public beaches.....\$167
- (2) Public swimming pools:
 - (a) Indoor pool~~\$900~~ 954
 - (b) (b) Each additional indoor pool ... ~~\$450~~ 477
 - (c) Outdoor pool..... ~~\$475~~ 504
 - (d) Each additional outdoor pool ~~\$300~~ 318

(3) Recreational and educational camps:

<i>Number of Camps</i>	<i>Fee</i>
1-5	\$300
6-10	\$400
11 or more	\$700

(4) Mobile home parks:

<i>Number of Spaces</i>	<i>County Fee</i>
1-20	\$102
21-50	\$179
51-100	\$223
101-175	\$285
More than 175	\$285

(5) Campgrounds and camping resorts:

<i>Number of Spaces</i>	<i>County Fee</i>
1-25	\$200
26-99	\$350
100 or more	\$500

(6) Food and Drink Establishments:

(a) Food establishments are defined as retail or mobile food stores and restaurants.

(b) Temporary establishments are defined as food establishments at a fixed location for no more than fourteen (14) consecutive days in conjunction with a single event, celebration or occasional sales promotion.

(c) With regard to permanent establishments:

<i>Gross sales per year</i>	<i>Fee</i>
\$0-\$10,000	\$175 186
\$10,001-\$100,000	\$390 413
\$100,001-\$250,000	\$500 530
\$250,001-\$1,000,000	\$700 742
\$1,000,001-\$5,000,000	\$865 917
More than \$5,000,000	\$960 1,018

(d) With regard to temporary establishments, \$60 for the first day of the first event and \$25 for each day thereafter. A twenty-five dollar (\$25) late fee shall also be added to the total permit fee if a permit application is received less than seven (7) days prior to the first day of an event.

(e) Re-inspection of food and drink establishments\$150

(f) Notwithstanding this subsection, there shall be no county fee for temporary food establishment operations, as defined in s. 254.61(5)(b), Wis. Stats., by churches, religious, fraternal, youth, or patriotic organizations; service clubs and civic organizations that occasionally prepare, serve, or sell meals to transients or to the general public. Occasional means not more than 3 days during any 12 month period.

(7) Hotel & Motel (Units):

<i>No. of Units</i>	<i>County Fee</i>
1-30	\$190 209
31-99	\$270 297
100-199	\$390 429
200 or more	\$440 484

(8) Tourist rooming houses:~~\$190~~ 209

(9) Bed and breakfast:.....~~\$95~~ 105

(10) Pre-inspections.....~~\$350~~ 375

(11) Fees for operating without a license. Any operator of an enterprise requiring a food and drink license; a hotel, motel, tourist rooming house, bed and breakfast establishment license; a public swimming pool license; or recreational, educational camp or campground license; a tattooing and body piercing license, found to be operating without a license, shall pay to the department a forfeiture of \$250.00, in addition to applicable fees.

(12) Fee for operating without a Wisconsin certified food manager. The department shall charge the operator of a restaurant a forfeiture of \$150.00 for operating without a Wisconsin certified food manager.

[EXPLANATION: This amendment revises the fees for various permits authorized under section 46.33 of the Dane County Ordinances, and imposes a late fee on temporary establishments that fail to submit a permit application within seven days of the first day of an event..]

Submitted by Supervisor Chenoweth, October 4, 2012.

Referred to PERSONNEL & FINANCE and BOARD OF HEALTH FOR MADISON & DANE COUNTY.

ORD. AMDT. 25, 12-13

AMENDING CHAPTER 46 OF THE DANE COUNTY CODE OF ORDINANCES,
REGARDING BEACH WATER SAMPLING AND CLOSURES

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 46.53 is amended to read as follows:

46.53 BEACH WATER SAMPLING. (1) At least one set of bacteriological samples shall be collected from representative locations throughout the swimming area one time per week during the swimming season and at periods of peak usage. The samples shall be submitted to a laboratory certified under chapter HSS 165 to perform water microbiological analysis. A set of samples shall be all samples collected during any one day. The required samples may be collected by the beach operator or the division.

(2) Samples shall be collected within one foot of the surface in knee-deep water.

ARTICLE 3 Section 46.54 is amended to read as follows:

46.54 CLOSING OF PUBLIC BEACHES. When one or more of the following subsections are not complied with, the beach shall be closed to the public until compliance is achieved.

(1) *Microbiological quality.* A beach must be closed when a beach water E.coli density of a single sample exceeds 1,000 MPN per 100 mL. When it is determined that a beach is closed, a daily sample shall be collected and analyzed during the period of closure. A beach is also closed when:

- (a) A waterborne (suspected or confirmed) illness outbreak is linked to the beach;
- (b) A sanitary sewer break or leak that is likely to impact a beach is reported;
- (c) A sewerage or other hazardous spill impacting a beach takes place;
- (d) Excessive rainfall (> 0.5 inches) during preceding 24 hours;
- (e) Potentially toxic cyanobacteria population density is high and/or cyanotoxin testing determines unsafe conditions.

(2) *Chemical quality.* The water shall be free of chemical substances capable of creating toxic reactions or irritations to the skin or membranes of swimmers.

(3) *Physical quality.* As determined by visual examination the water shall be free of excessive debris, growths, oils, greases, weeds, algae or other substances capable of creating a health or safety hazard or a nuisance to swimmers. A black and white Secchi disc 6 inches in diameter on a white field placed at a depth of at least 4 feet of water may be used as a guide when determining the visibility in the water.

[EXPLANATION: This ordinance amendment updates certain standards related to beach water sampling and beach closures. A list of circumstances when a beach shall be closed are also added.]

Submitted by Supervisor Chenoweth, October 4, 2012.

Referred to PERSONNEL & FINANCE and BOARD OF HEALTH FOR MADISON & DANE COUNTY.

ORD. AMDT. 26, 12-13

AMENDING CHAPTER 48 OF THE DANE COUNTY CODE OF ORDINANCES,
REVISING THE COUNTY FEES RELATED TO TATTOO AND BODY PIERCING ESTABLISHMENTS

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 48.16 is amended to read as follows:

48.16 LICENSES; COUNTY FEES FOR LICENSES. (1) The county fee for a license for the operation of an establishment which performs tattooing or body piercing, but not both, shall be \$286.

(2) The fee for a license for an establishment that performs ear piercing shall be \$187.

(3) The county fee for a license for the operation of an establishment which performs both tattooing and body piercing shall be \$374.

(4) The county fee for a pre-inspection of an establishment shall be \$225.

(5) The county fee for a temporary establishment license shall be \$75 for the first day and \$25 per day for each day thereafter.

(6) In addition to the county fees set forth in this section, the division shall collect the appropriate state fee.

[EXPLANATION: This amendment revises the county fee for licenses and pre-inspections of establishments that perform tattooing and/or body piercing.]

Submitted by Supervisor Chenoweth, October 4, 2012.

Referred to PERSONNEL & FINANCE and BOARD OF HEALTH FOR MADISON & DANE COUNTY.

ORD. AMDT. 27, 12-13

AMENDING CHAPTER 54 OF THE DANE COUNTY CODE OF ORDINANCES,
REVISING PARKING FEES AT THE ALLIANT ENERGY CENTER

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 54.21 is amended to read as follows:

54.21 PARKING REGULATIONS CONTINUED; IMPOSITION OF FEES.

(1) There is hereby imposed a fee of \$6.50 for the entry of a motor vehicle onto Alliant Energy Center grounds.

(2) There is hereby imposed a fee of \$19.50 for the entry of a bus onto Alliant Energy Center grounds. This fee shall not apply to a bus which does not remain on Alliant Energy Center grounds after discharge of passengers or which enters Alliant Energy Center grounds for the sole purpose of picking up passengers; such buses are fee exempt.

(3) There is hereby imposed a fee of \$6.00 per day for an exhibitor's pass. An exhibitor's pass is a pass issued to a person who is presenting an exhibit at the Alliant Energy Center and shall entitle the holder thereof to bring his or her motor vehicle onto the grounds of the Alliant Energy Center. When authorized by the Alliant Energy Center executive director, an exhibitor's pass may also be issued to a non-exhibitor for the purpose of allowing the holder admission on the dates specified on the pass.

ARTICLE 3. **NON-CODE PROVISION:** The amendments made herein shall first take effect on July 1, 2013.

[EXPLANATION: This amendment increases certain parking fees at the Alliant Energy Center.]

Submitted by Supervisors Schmidt, Richmond, Veldran, Ripp and Pertl, October 4, 2012.
Referred to PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION.

ORD. AMDT. 28, 12-13

AMENDING CHAPTER 62 OF THE DANE COUNTY CODE OF ORDINANCES,
REVISING THE CREMATION FEES

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Subsection 62.80(1) is amended to read as follows:

62.80 MEDICAL EXAMINER; FEES FOR CERTAIN SERVICES. Pursuant to section 59.36, Wis. Stats., the Dane County Medical Examiner is authorized to charge the following fees:

(1) a fee of \$ 275 for services rendered in connection with cremation certificates.

NON-CODE PROVISION: The amendment made herein shall first take effect on January 1, 2013 or the day after publication, whichever is later.

[EXPLANATION: This ordinance amendment increases the fees for cremation services.]

Submitted by Supervisors Rusk, Bayrd, McCarville, Schlicht and Wiganowsky, October 4, 2012.
Referred to PERSONNEL & FINANCE and PUBLIC PROTECTION & JUDICIARY.

ORD. AMDT. 29, 12-13

AMENDING CHAPTER 82 OF THE DANE COUNTY CODE OF ORDINANCES,
INCORPORATING AMENDMENTS TO THE TOWN OF VERONA COMPREHENSIVE PLAN
INTO THE DANE COUNTY COMPREHENSIVE PLAN

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 82.55(29) is amended to read as follows:

82.55 INCORPORATION OF TOWN PLANS. The following town plans are incorporated into the Dane County Comprehensive Plan:

(29) Town of Verona Comprehensive Plan, including the Cross Country Neighborhood Plan and all amendments adopted by the county board of supervisors as of ~~April 16, 2010~~ _____ [county clerk to insert effective date of amendment].

[EXPLANATION: This amendment adopts recent changes to the Town of Verona Comprehensive Plan and incorporates them into the Dane County Comprehensive Plan.]

Submitted by Supervisor Hotchkiss, October 4, 2012. Fiscal and Policy Notes not required.
Referred to ZONING & LAND REGULATION.

ORD. AMDT. 30, 12-13

AMENDING CHAPTER 67 OF THE DANE COUNTY CODE OF ORDINANCES,
AIRPORT TERMINAL RENT AND LANDING FEES

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Subsections (3), (4) and (5) of section 67.26 are amended to read as follows:

67.26 LANDING FEES AND SPACE RENTAL.

(3) A nonsignatory commercial air carrier occupying exclusive use terminal space at the airport shall pay an annual base rent of \$35.30 per square foot, payable in advance in equal monthly installments.

(4) In addition to payment for space used exclusively by it, a nonsignatory commercial air carrier shall pay, in equal monthly installments at the annual rate set in section 3 above, its pro rata share of the rental of common use space according to the formula hereinafter set forth.

(a) For common use space a nonsignatory commercial air carrier shall pay each month a sum equal to the total monthly rent due for all common use space multiplied by the quotient of the number of the carrier's passengers enplaning at the airport during the previous month divided by the number of all commercial air carrier passengers enplaning at the airport during the previous month.

(5) A nonsignatory commercial air carrier shall pay the following fees for aircraft landing at the airport, including transitional landings:

(a) For landing an aircraft with a Federal Aviation Administration Maximum Certificated Gross Landing Weight (GLW) of less than 12,500 pounds: \$35.50.

(b) For landing an aircraft with a GLW equal to or greater than 12,500 pounds but less than 30,000 pounds: \$85.20.

(c) For landing an aircraft with a GLW equal to or greater than 30,000 pounds but less than 70,000 pounds: \$198.80

(d) For landing an aircraft with a GLW equal to or greater than 70,000 pounds: \$2.84 per 1000 pounds of GLW.

[EXPLANATION: The amendment updates the Airport's terminal space rental rates and landing fee schedule for commercial air carriers]

Submitted by Supervisors O'Loughlin, Krause and Rusk, October 4, 2012.
Referred to PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 131, 12-13

SUPPORTING LEGISLATION REQUIRING ONLINE-ONLY RETAILERS TO COLLECT AND REMIT
WISCONSIN SALES TAX

Under current law, many online-only retailers do not collect and remit sales taxes in states where they do not have a physical presence. This creates an unfair price advantage for online-only retailers over traditional bricks-and-mortar Wisconsin businesses that provide Wisconsin-based jobs.

Sales tax revenues are an important component of state and local government budgets. In 2012, Dane County anticipates collecting over \$42.6 million in sales tax revenue. This figure would be higher if taxes were paid on online sales. Statewide, uncollected state and local tax revenue from internet sales is estimated between \$100 and \$200 million annually.

NOW, THEREFORE, BE IT RESOLVED that Dane County urges the Wisconsin State Legislature to pass legislation requiring online retailers with subsidiaries or affiliates located in Wisconsin to collect and remit Wisconsin state and local sales tax.

BE IT FINALLY RESOLVED that a copy of this resolution be sent to the Dane County legislative delegation and to the Wisconsin Counties Association.

Submitted by Supervisors O'Loughlin, Clausius, Corrigan, McCarville and McDonell, October 4, 2012.
Fiscal and Policy Notes not required.
Referred to EXECUTIVE.

RES. 132, 12-13

SUPPORT OF VOTER OUTREACH

The League of Women Voters of Dane County is committed to encouraging informed and active participation in government. Over the past year, the League has actively assisted both the general public and individuals in understanding how to register and vote given changes in state laws. The League is currently developing a radio campaign to encourage early registration and explain how to register at the polls on election day. The goal is to facilitate voter participation for the November 6th election. The League has limited resources to accomplish this project, which is estimated to cost \$5,000.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors authorizes the County Executive and the County Clerk to enter into an agreement for \$2,500 with the League of Women Voters to provide information to voters regarding how to register to vote and encouraging voting.

BE IT FINALLY RESOLVED that \$2,500 be transferred from the county's general fund to the following line item:

COCLKEL	New_ Outreach	\$2,500
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Submitted by Supervisor McDonell, October 4, 2012.
Referred to EXECUTIVE and PERSONNEL & FINANCE.

RES. 133, 12-13

2013 DANE COUNTY OPERATING BUDGET APPROPRIATIONS RESOLUTION

The 2013 Operating Budget is a financial plan for the operational needs of the County and was developed in accordance with the Uniform Accounting Manual for Wisconsin Counties and the pronouncements of the Governmental Accounting Standards Board (GASB).

This resolution constitutes the 2013 Adopted Operating Budget, formulated in accordance with s. 65.90 Wis. Stats., and consists of several parts, as follows:

TABLE 1:	TAX LEVY COMPUTATION AND FUND BALANCE ANALYSIS
TABLE 2:	TAX LEVY HISTORY
TABLE 3:	2013 APPROPRIATIONS FOR OPERATIONS
TABLE 4:	EXPENDITURE & REVENUE HISTORY - OPERATIONS
TABLE 5:	CARRY-FORWARDS
TABLE 6:	INDEBTEDNESS
TABLE 7:	2013 BUDGETED POSITIONS
APPENDIX A	PERSONNEL SAVINGS INITIATIVES

Together with the 2013 Adopted Capital Budget Appropriations Resolution, this document shall constitute the County Budget as defined in s. 65.90, Wis. Stats.

NOW, THEREFORE, BE IT RESOLVED that in accordance with s. 65.90, Wis. Stats, the Dane County Board of Supervisors hereby appropriate for 2013 fiscal year operations, the expenditures and revenue amounts on lines designated as appropriations in the attached Table 3. Amounts on lines not designated as appropriations are for informational purposes only. Expenditures in excess of the amounts appropriated or use of general purpose revenues in excess of the amounts listed on the lines designated as appropriations shall require County Board authorization in accordance with s. 65.90(5), Wis. Stats.

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors authorize carry-forward of expenditures and revenues from 2012 to 2013 as recommended in Table 5.

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors authorizes positions for the 2013 fiscal year as shown in Table 7.

BE IT FURTHER RESOLVED that encumbrances on purchase orders outstanding at the end of 2012 are re-appropriated in 2013.

BE IT FURTHER RESOLVED that 2013 operating expenditures and revenues shall be subject to the following provisions and controls in addition to all budget control policies enumerated in D.C. Ord. sec. 29.52:

- In addition to reviewing and approving contracts in accordance with Chapter 25, D.C. Ords., the County Board shall adopt resolutions approving all contracts with non-county agencies for which a separate appropriation has been made except for those contracts whose scope of services remains the same as the previous year. No disbursement of funds shall be made to such non-county agencies until a contract has been adopted by the County Board and approved by the County Executive except as otherwise provided. Each Miscellaneous Appropriations contract is to be controlled separately. The Department of Administration has the responsibility to administer these contracts.

- The budgets for all departments having fifteen or more employees shall include a “Salary Savings” line that will be 2% of the budgeted “Salaries & Wages” account for that department.
- The Department of Administration shall provide written quarterly reports on personnel transactions to the Personnel & Finance Committee. Such report will include information desired by the Committee such as information on new hires and employee resignations and terminations; work force balance of affirmative action groups; costs of limited term employees and overtime; and reclassifications requested and authorized within the current year and annualized costs.
- All expenditures for computer hardware and software must receive prior approval of the Technical Systems Manager.
- The rate for limited term employee Staff Attorney positions in the Clerk of Courts shall be up to \$14.54 with the one position dedicated to Prisoner Litigation work subject to an additional incentive of \$2 per hour above those rates.
- The County Board Office commissioned a study of overtime use in the Sheriff’s Office. The study revealed that many measures implemented by the Sheriff’s Office have been successful at reducing overtime expenditures. The study also recommended topics that require additional research and analysis. The Sheriff’s Office shall work with the Department of Administration to further analyze and make recommendations on the study’s recommendations related to the relief factor for replaceable positions, the pre-hire program, the use of part time employees in collaboration with the Dane County Deputy Sheriff’s Association, minimum staffing requirements that vary by hour of day and day of the week, and the scheduling and overtime practices related to team deployments, investigator work, tactical teams, and hospital guards.
- The Treasurer shall create a tax delinquent property disposition task force. The task force shall consist of staff from the Land Acquisition Division of the Land and Water Resources Department and the Controller’s Office of the Department of Administration. The task force shall assist the Treasurer in researching, initiating, and accomplishing the sale of tax deeded properties, consistent with Chapter 26 of the Dane County ordinances and State law. The task force shall report its findings and recommendations to the County Executive and the Personnel and Finance Committee on or before June 1, 2013.
- The Department of Administration shall work with the Department of Public Safety Communications to identify and track overtime use. The departments shall review current staffing, scheduling, and other administrative practices and compare them with industry best practices. This review shall culminate recommendations to the County Executive in advance of the 2014 budget on ways to reduce overtime expenses. Similar efforts have been successful in reducing overtime costs in the Dane County Sheriff’s Office to 6.6% of total salaries. Currently, Public Safety Communications overtime expenses comprise nearly 13% of total wages.
- The Departments of Planning and Development, Administration, and UW Extension shall identify a process by which the County could develop a strategic plan to help inform the county’s policymakers in future years on public budgeting priorities and community values.
- The operating budget contains a contingency fund in the Department of Human Services. The purpose of the contingency fund is to protect against unanticipated state revenue reductions that may occur during 2013. The fund may only be used for this purpose. If an unanticipated revenue reduction occurs, funds may be transferred from the contingency fund to the program in which the reduction occurred to maintain current service levels or to mitigate the loss of services. Any fund transfers involving the contingency fund will require the approval of the Health and Human Needs Committee, the Personnel and Finance Committee, and the County Executive. Any portion of the contingency fund that is not used in 2013 will be directed to the general fund.

- The County and its community partners have an unprecedented opportunity to clean the Yahara Lakes Watershed. Dane County, Madison Metropolitan Sewage District (MMSD), municipalities, and organizations and citizens from across the watershed have come together to take action to clean our lakes and streams both for our community as a whole, and to meet federal Clean Water Act requirements. We know we have to work together, and we know we have to significantly change the amount of phosphorus entering our waters. Now, we have to determine exactly how we will do so. This is a heavy lift, but the good news is that knowledge, as a resource, is rich in Dane County. We know all of us have a role to play, both in our urban areas and agricultural areas. Clean water is not the only connection between our urban and rural areas; there are incredible opportunities to clean our waters and build our economy simultaneously. Some of the biggest economic growth opportunities are in clean energy and water, and in new agricultural markets. We can maximize the impacts of our actions if we plan efforts that are good for clean water and our economy.

With the connections between clean water, energy, and agriculture, we will benefit by identifying the actions we can take that will achieve clean water and position us for economic growth.

While no one of us can solve this problem individually, we can solve it together if we bring together our land and water experts, economic development experts, and other stakeholders,

In an effort to ensure collaboration between Dane County, the MMSD, land conservation, agricultural and economic experts, and the other public and private partners dedicated to the cause of cleaning up our lakes and streams, this budget creates the “Dane County Clean Lakes Task Force.” This Task Force is charged with meeting regularly with the purposes of sharing information and providing valuable guidance and input to county policymakers on the most effective means of removing phosphorus from our waters. Membership of the committee will be appointed by the County Executive and consist of:

1. Member, Dane County Board Environment Agriculture and Natural Resources Committee
2. Member, Dane County Land Conservation Committee
3. Member, Madison Metropolitan Sewerage District Staff
4. Member, Madison Metropolitan Sewerage District Board
5. Chair, Dane County Lakes and Watershed Commission
6. Director, Dane County Department of Land and Water Resources
7. Staff member, Dane County Land Conservation Office
8. Member, Dane County Yahara Lakes Association
9. Representative - - Clean Lakes Alliance
10. Citizen - - Dane County Agriculture
11. Citizen - - Dane County Agriculture
12. Citizen - - Dane County Urban Interest
13. Citizen - - Dane County economic development organization
14. Citizen - - Dane County environmental organization
15. Citizen - - Dane County local foods
16. Citizen - - Lake science expert
17. Citizen - - Lakes Friends Group
18. Citizen - - Fishing, boating organization
19. Representative - - Agri-Business/Finance

This new task force will be staffed by the Director of Policy and Program Development for the Dane County Department of Administration.

- Rather than being closed directly into the General Fund at the end of the year, Alliant Energy Center funds are to be closed into the General Fund, Reserve for Alliant Energy Center. This policy will enable the Alliant Energy Center to retain profits made in one year to assist in covering costs of future years.

- The 2013 budget contains savings from the Hiring Moratorium Program. The operations of this program is more fully described in Appendix A.
- The Controller's Office may add standard "Personal Services" lines to department's budgets to properly account for Personal Services expenditures not specifically budgeted for. The new accounts added will not change the department's total appropriation.
- The Controller is authorized to make technical corrections to the Budgeted Position List, subject to the review and approval by the County Board Chair.

BE IT FINALLY RESOLVED that the Department of Administration is directed to prepare, in consultation with the Office of the County Board, appropriate narrative information explaining County Board budget related actions, and County Executive veto actions, if any, to be distributed in late 2012 or early 2013, following review and approval by the County Board Chair.

Submitted by Supervisors Corrigan, O'Loughlin, Solberg, Erickson, Stubbs, Hesselbein and McDonell, October 4, 2012.

Referred to PERSONNEL & FINANCE.

RES. 134, 12-13

2013 DANE COUNTY CAPITAL BUDGET APPROPRIATIONS RESOLUTION

The 2013 Capital Budget is a financial plan for the capital needs of the County and was developed in accordance with the Uniform Accounting Manual for Wisconsin Counties and the pronouncements of the Governmental Accounting Standards Board (GASB).

This resolution constitutes the 2013 Adopted Capital Budget, formulated in accordance with s. 65.90, Wis. Stats., and consists of several parts, as follows:

- TABLE 1: TAX LEVY COMPUTATION AND FUND BALANCE ANALYSIS
- TABLE 2: TAX LEVY HISTORY
- TABLE 3: 2013 APPROPRIATIONS FOR CAPITAL EXPENDITURES
- TABLE 4: CAPITAL EXPENDITURE HISTORY
- TABLE 5: CAPITAL BUDGET CARRY-FORWARDS
- TABLE 6: COUNTY INDEBTEDNESS

Together with the 2013 Adopted Operating Budget Appropriations Resolution, this document shall constitute the County budget as defined in s. 65.90, Wis. Stats.

NOW, THEREFORE, BE IT RESOLVED that in accordance with s. 65.90, Wis. Stats., the Dane County Board of Supervisors hereby appropriate for the 2013 fiscal year capital projects, the expenditure and revenue amounts shown for each capital project in the attached Table 3. Total amounts for each department are for informational purposes only. Expenditures in excess of the amounts appropriated or use of outside revenues, county general purpose revenues, or borrowing proceeds in excess of the amounts appropriated shall require County Board authorization in accordance with s. 65.90(5), Wis. Stats.

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors authorize carry-forward of expenditures and revenues from 2012 to 2013 as recommended in Table 5.

BE IT FURTHER RESOLVED that encumbrances on purchase orders outstanding at the end of 2012 are re-appropriated in 2013.

BE IT FURTHER RESOLVED that 2012 capital expenditures and revenues shall be subject to the following provisions and controls as well as all budget control policies listed in D.C. Ord. sec. 29.52:

1. Expenditures in excess of the amount appropriated for any capital project shall require either Personnel & Finance Committee approval or County Board approval, in accordance with s. 65.90(5), Wis. Stats.
2. No Capital Projects expenditures may be incurred prior to April 1 of each year without prior approval of the County Executive.
3. The Capital Budget includes \$500,000 for the Partners for Recreation and Conservation program. The purpose of the program is to provide capital assistance for local or nonprofit conservation projects that meet the following criteria:
 - The sponsor must be a local government or nonprofit organization with the capacity to plan, implement, and maintain the project.
 - The project must restore or improve a natural resource or an outdoor recreational facility to create a demonstrable, regional benefit. Those parts of road projects that improve safety for bicyclists and other vehicles are eligible for funding if the sponsor can show that the road is an important regional bicycle route.
 - The maximum amount of assistance to any one project will be \$125,000 and the amount can be no more than 50% of the costs of the project.
 - The Parks Commission will review applications and recommend grants to the County Board and County Executive. Each project will be approved by the County Board and County Executive via the normal resolution process.
4. The Sheriff's Office is currently conducting a space needs analysis of the Public Safety Building. The Capital Budget includes two projects that will allow the Department of Emergency Management and the Medical Examiner's Office to move out of the Public Safety Building and into more suitable and updated facilities. This will create capacity in the Public Safety Building for special needs space and additional inmate housing. In an effort to coordinate facility use and planning, the Sheriff's Office shall work with the Department of Administration, County Executive's Office, and a representative from the Public Protection and Judiciary Committee as designated by the Committee Chair to review the recommendations of the space study as well as other non-facility related options that could increase housing capacity and/or decrease the demand for inmate housing. The goal of these recommendations is to create sufficient capacity in the jail system to eliminate the need for inmate housing at the Ferris Center.
5. After many years of development, Dane County is currently transitioning to a new Computer Aided Dispatch system that can utilize data from GPS or Global Information Systems (GIS) to improve emergency response time for police fire, and emergency medical services. Many of these agencies, including the all of the ambulances in the Dane County EMS System, currently use this technology to help ensure the most appropriate, closest emergency resources are dispatched to critical medical emergencies. In the interest of improving emergency response time and efficiency and full utilization of the county's new CAD System, the Sheriff's Office is directed to install GPS/GIS technology in all Dane County Sheriff's squad cars. The capital budget includes a carry forward of \$27,000 to accomplish this task. Currently, 911 dispatchers in many instances have to manually call sheriff's deputies on the radio to determine their location, prior to determining which deputy is closest to a particular incident.
6. The capital budget includes funds to replace 51 Automated External Defibrillators (AEDs). The Sheriff's Office shall work with the Departments of Land and Water Resources and Public Works, Highway and Transportation to evaluate which replacement units could be safely and effectively redeployed to other county facilities and vehicles. This could include trucks or other vehicles commonly used by highway workers, park rangers or other parks staff that regularly work in the field and/or developing a

means by which defibrillators could be made publicly accessible in county park shelters and common gathering places in the County park system.

BE IT FINALLY RESOLVED that the Department of Administration is directed to prepare, in consultation with the Office of the County Board, appropriate narrative information explaining County Board budget related actions, and County Executive veto actions, if any, to be distributed in late 2012 or early 2013, following review and approval by the County Board Chair.

Submitted by Supervisors Corrigan, O'Loughlin, Solberg, Erickson, Stubbs, Hesselbein and McDonell, October 4, 2012.

Referred to PERSONNEL & FINANCE.

RES. 135, 12-13

SETTING THE 2012 TAX LEVY

The County Board of Supervisors may, according to law, levy certain taxes each year as follows:

<u>Tax Levy</u>	<u>Levied to</u>
State Tax	Entire County
County Taxes	
State Special Charges	Entire County
Bridge Aid	All Towns and the City of Monona
Highway	Entire County
County Library	All towns; the Villages of Blue Mounds, Brooklyn, Cottage Grove, Dane, Maple Bluff, Rockdale, Shorewood Hills.
Board of Health	Entire County except the City of Madison

NOW, THEREFORE, BE IT RESOLVED that the State Taxes in conformity thereto, be levied in the amount of \$8,402,459.19 for State Forestation Tax on the taxable property of Dane County as provided in Section 70.58 f the Wisconsin Statutes.

BE IT FURTHER RESOLVED that County Taxes in conformity thereto:

1. \$157,200 be levied for County Bridge Aid on the taxable property of Dane County, exclusive of all villages and cities in the County which have never received County Bridge Aid except as otherwise provided in Sections 81.38 of the Wisconsin Statutes.
2. \$4,245,879 be levied for a County Library Tax on the taxable property of Dane County, exclusive of those towns, villages or cities which have filed a written application for exemption from a County Library Tax as provided in Section 43.64 of the Wisconsin Statutes.
3. \$5,430,823 be levied for a County Board of Health on the taxable property of Dane County exclusive of those towns, villages and cities having a full-time Health Department as provided in Section 140.09(11) of the Wisconsin Statutes.
4. Taxes be levied on the taxable property of Dane County as follows:
 - A. \$ -18,945 for State Special Charges
 - B. \$ 6,729,415 for Highway
 - C. \$126,585,492 County Taxes

Summary:

Gross County Taxes	\$ 189,074,408
Gross Tax Rate Per \$1,000	\$ 3.97
County Sales Tax Applied	\$ 44,616,858
Net Proposed County Property Taxes	\$ 144,457,550

State Aid – Exempt Computers	\$ 1,327,686
Net Required County Property Taxes	\$ 143,129,864
Net Tax Rate Per \$1,000	\$ 3.00

Submitted by Supervisors Corrigan, O’Loughlin, Solberg, Erickson, Stubbs, Hesselbein and McDonell, October 4, 2012.

Referred to PERSONNEL & FINANCE.

RES. 136, 12-13

AUTHORIZING AGREEMENT BETWEEN DANE COUNTY AND
THE HENRY VILAS PARK ZOOLIGICAL SOCIETY

The Henry Vilas Park Zoological Society, organized under Section 503© of the Internal Revenue Service Code, conducts fund raising to benefit Henry Vilas Zoo. Through an agreement approved by the County board, the Society is also granted permission to use the zoo grounds for fundraising and to operate concessions and on-site attractions. The latest agreement covers the period from January 1, 2013 through December 31, 2013. The agreement provides for an annual payment to the county to support operations of the zoo including full funding for 3.0 FTE positions: the Deputy Director, a Facilities and Animal Welfare Technician and a Zookeeper position. The 2013 agreement also includes a \$30,000 increase in the base payment to the county to cover increased costs of operations at the Zoo. The payment amount for 2013 will be \$673,428. This amount has been included in the County Executive’s 2013 proposed budget.

NOW THEREFORE BE IT RESOLVED that an agreement for 2013 between Dane County and the Henry Vilas Park Zoological Society that grants use of Zoo grounds, the Visitor Center and operation of Zoo concessions and includes annual payments, to Dane County for Zoo operations is authorized.

BE IT FINALLY RESOLVED that the County Executive and County Clerk are authorized to sign the agreement.

Submitted by Supervisor Erickson, October 4, 2012.

Referred to PERSONNEL & FINANCE, PUBLIC WORKS & TRANSPORTATION and ZOO.

RES. 137, 12-13

WASTE HAULING FROM DANE COUNTY LANDFILL SITE #2

The Department of Public Works, Highway & Transportation reports the receipt of proposals for hauling 40,000 tons of construction and demolition waste and 10,000 tons of municipal solid waste from the Dane County Landfill #2 site annually, Proposal # 312028.

A complete tabulation is on file at the Department of Public Works office. The selected proposal is:

Total: \$ _____

The Public Works staff finds the amount to be reasonable and recommends the proposal be awarded to _____.

There are sufficient funds available for this project.

NOW, THEREFORE, BE IT RESOLVED that a Contract be awarded to _____ in the amount of \$ _____; and

BE IT FURTHER RESOLVED that the County Executive and the County Clerk be authorized to sign the Contract; and

BE IT FINALLY RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Contract; and

Submitted by Supervisors Schmidt, Richmond, Veldran, Ripp and Pertl, October 4, 2012.

Referred to PERSONNEL & FINANCE, PUBLIC WORKS & TRANSPORTATION and SOLID WASTE & RECYCLING.

RES. 138, 12-13

WASTE ACCEPTANCE FROM DANE COUNTY LANDFILL SITE #2

The Department of Public Works, Highway & Transportation reports the receipt of bids for one or more sites to accept 40,000 tons of construction and demolition waste and/or 10,000 tons of municipal solid waste from the Dane County Landfill #2 site annually, Bid # 312029.

A complete tabulation is on file at the Department of Public Works office. The selected bid is:

Total: \$ _____

The Public Works staff finds the amount to be reasonable and recommends the bid be awarded to _____.

There are sufficient funds available for this project.

NOW, THEREFORE, BE IT RESOLVED that a Contract be awarded to _____ in the amount of \$ _____; and

BE IT FURTHER RESOLVED that the County Executive and the County Clerk be authorized to sign the Contract; and

BE IT FINALLY RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Contract; and

Submitted by Supervisors Schmidt, Richmond, Veldran, Ripp and Pertl, October 4, 2012.

Referred to PERSONNEL & FINANCE, PUBLIC WORKS & TRANSPORTATION and SOLID WASTE & RECYCLING.

RES. 139, 12-13

APPROVING THE SALE OF THE SURPLUS CROSS PLAINS HIGHWAY GARAGE

The Dane County highway garage at 4537 County Highway P in the Town of Cross Plains is surplus to the needs of the Dane County Public Works & Transportation Department. Revenue from its sale is anticipated in the 2013 Dane County Budget.

Bids for the property were solicited through the County bid process. As well as the normal advertising, all previous interested parties were contacted.

The offer most advantageous to the County was submitted by John Hartung. The sale price is \$202,000 and there are no financing or zoning contingencies. The sale is contingent on a dedication of a public pedestrian easement for the Ice Age Trail along the southerly boundary of the property from County Highway P to the Village of Cross Plains property to the west.

NOW, THEREFORE, BE IT RESOLVED that the County of Dane does hereby approve and authorize the sale of the Cross Plains highway garage to John Hartung, and

BE IT FURTHER RESOLVED that the Real Estate & Acquisition Division is directed to prepare conveyance documents and other necessary elements to expedite the closing of the transaction, and

BE IT FINALLY RESOLVED that the Dane County Clerk and the County Executive are hereby authorized to execute a deed to convey the property on behalf of the County of Dane.

Submitted by Supervisors McDonell, Schmidt and Pertl, October 4, 2012.
Referred to PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 140, 12-13

AUTHORIZING EXECUTION OF DECLARATION OF CONDITIONS,
COVENANTS AND RESTRICTIONS - DANE COUNTY REGIONAL AIRPORT-

The Dane County Regional Airport has requested that the City of Madison approve a Certified Survey Map ("CSM") subdividing property so that the Airport can proceed with a project involving the construction of a street between International Lane and Pankratz Street near the entrance to the Airport. As a condition to approval of the CSM, the City is requiring the County to enter into a Declaration of Conditions, Covenants and Restrictions providing that the lots created by the CSM are not conveyed for development until the developer provides a bond or other surety ensuring that any development will include the installation of subdivision improvements required by the City, such as sewer and water connections serving the development.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Executive and the Dane County Clerk are hereby authorized to execute, on behalf of the County of Dane, a Declaration of Conditions, Covenants and Restrictions containing the surety requirement described above.

Submitted by Supervisors O'Loughlin, Krause and Rusk, October 4, 2012.
Referred to PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 141, 12-13

APPROVING PETITION FOR AIRPORT IMPROVEMENT AID AND DESIGNATION OF THE SECRETARY OF TRANSPORTATION AS DANE COUNTY'S AGENT FOR IMPROVEMENT PROJECTS AT THE DANE COUNTY REGIONAL AIRPORT

WHEREAS Dane County, Wisconsin (hereinafter, the "Sponsor"), a quasi-municipal corporation under the laws of the State of Wisconsin, is authorized under Chapter 114 of the Wisconsin Statutes to acquire, establish, construct, own, control, lease, improve, maintain and operate an airport and equipment associated therewith; and

WHEREAS the Sponsor owns the Dane County Regional Airport and desires to engage in projects to maintain, develop and improve the Airport; and

WHEREAS users of the Dane County Regional Airport have been consulted in the formulation of the projects included in the following Petition for Airport Project Aid and, as evidenced by the transcript provided herewith, a public hearing in accordance with Chapter 114, Wis. Stats., was held prior to the approval of said petition; and

WHEREAS the Sponsor is authorized pursuant to Chapter 114 of the Wisconsin Statutes to designate the Secretary as its agent to accept, receive, receipt for and disburse any funds granted by the United States under the Federal Airport and Airway Improvement Act.

THEREFORE, BE IT RESOLVED that the Sponsor hereby approves the following Petition for Airport Project Aid.

PETITION FOR AIRPORT PROJECT AID

The Sponsor, desiring to sponsor development of the Dane County Regional Airport (hereinafter, the "Airport") with federal and state aid in accordance with applicable state and federal laws respectfully represents and states:

1. That the Airport, conforms to the requirements for an air carrier/air cargo category airport as defined by the Federal Aviation Administration.

That the character, extent, and kind of improvements that are the subject of this Petition are as follows: construct, maintain, repair, upgrade and improve Runways 18/36, 3/21, 14/32, 18L/36R; construct, maintain, repair, upgrade and improve perimeter roads; construct, maintain, repair, upgrade, groove and improve taxiways A, B, C, D, E, F, G, H, J, K and any other taxiways that may in the future be constructed at the Airport; reconstruct, relocate and improve the intersections of taxiways A and B with Runway 3/21 and 18/36; construct a taxiway parallel to Runway 14/32; construct, maintain, repair, upgrade, expand and improve the North, South, West and East aprons and associated taxiways and connections; acquire and upgrade wildlife control measures and equipment; conduct wildlife hazard assessment and update the wildlife hazard management plan; construct, maintain, repair, upgrade and improve taxilanes to T-hangars and corporate hangars; construct, maintain, repair, upgrade, expand and improve Airport parking facilities and pedestrian movement areas and equipment, including the resurfacing and repair of the auto parking lots and the upgrade or replacement of jet boarding bridges; construct, maintain, repair, upgrade and improve public roadways; acquire, develop and maintain Airport utility mapping; upgrade and maintain emergency power systems, including the purchase of a generator for terminal emergency power; upgrade and maintain approach, runway and taxiway lighting systems, including the installation of approach lighting for Runway 3 and the purchase and installation of approach lighting related to lowering visibility minimums on Runway 18/36; install and maintain electric power system for aircraft and aircraft ground support equipment; construct, repair and maintain aircraft waste disposal system; construct, repair and maintain holding bay de-icing systems; construct, maintain, repair, upgrade and improve Airport fire station facility and related equipment; construct, maintain, repair, upgrade and improve common de-icing system; construct, maintain, repair, upgrade

and improve apron lighting systems; construct, maintain, repair, upgrade and improve precision approach landing systems for all runways; construct, maintain, repair, upgrade and improve approach lighting systems and navigational aids on all runways, including the purchase and installation of navigational aids to lower visibility minimums on Runway 18/36; refurbish, upgrade, maintain and acquire Airport Rescue and Fire Fighting vehicles; refurbish, upgrade, maintain and acquire Airport snow removal and ice control equipment; construct, maintain, repair, upgrade, expand, renovate and improve Airport terminal building; construct, maintain, repair, upgrade and improve Airport maintenance facilities; construct, maintain, repair, upgrade and improve air cargo facilities; construct, maintain, repair, upgrade and improve GA hangars and T-hangars and related facilities and equipment; acquire land for runway approaches, noise abatement, navigation aids, safety areas, public roadways, auto parking, and the expansion of other Airport operations and facilities; renovate, expand and upgrade flight information display system; maintain, renovate, expand, replace and upgrade airport security system, including installation of security lighting on east ramp; upgrade and maintain 800 MHz (truncated) communication system; purchase, repair, relocate, upgrade, expand and install perimeter fencing; construct, clear and maintain safety areas for Runways 18/36, 14/32, 3/21, 18L/36R and any other runways that may in the future be constructed at the Airport; construct, maintain, repair, upgrade and improve airfield pavement sensing system; purchase runway friction tester; relocate, extend and reconstruct the access/entrance road to the east ramp area, including site development; reconstruct and repair the ramps, including hangar demolition on the south ramp; pave shoulders on Runway 3/21, Runway 14/32 and taxiway B; conduct control tower relocation study; update the Airport Layout Plan, the Airport master plan and terminal area plan; develop and procure an Airport Sustainability Study; design and construct airport communications center and acquire associated equipment; and any necessary related work and improvements.

3. That the foregoing Airport improvements are necessary to meet the existing and future needs of the Airport and to protect the public health, welfare and safety.

4. That (a) said improvements will be funded individually or collectively as funds are available, with specific project scope and costs to be approved as work is authorized; (b) any proportionate cost of an improvement described above which is to be paid by the Sponsor to the Secretary of the Wisconsin Department of Transportation (hereinafter, the "Secretary") shall be held in trust for the purposes of the improvement project; (c) any unneeded and unspent balance after a project is completed is to be returned to the Sponsor by the Secretary; (d) the Sponsor will make available, upon the request of the Secretary, any additional funds that may be found necessary to complete a listed improvement project; and (e) the Secretary shall have the right to suspend or discontinue a project at any time additional monies found to be necessary by the Secretary are not provided by the Sponsor.

BE IT FURTHER RESOLVED that the Sponsor hereby approves the following Designation of Secretary of Transportation as Sponsor's Agent.

DESIGNATION OF SECRETARY OF TRANSPORTATION AS SPONSOR'S AGENT

Sponsor hereby designates as its agent the Wisconsin Secretary of Transportation and requests that the Secretary agree to act as such in matters relating to the Airport improvement projects described above. The Secretary is hereby authorized as Sponsor's agent to make all arrangements for the development and final acceptance of completed projects whether by contract, agreement, force account or otherwise, and particularly, to accept, receive, receipt for and disburse federal monies or other monies, either public or private, for the acquisition, construction, improvement, maintenance and operation of the Airport; to acquire property or interests in property by purchase, gift, lease, or eminent domain under Chapter 32 of the Wisconsin Statutes; to supervise the work of any engineer, appraiser, negotiator, contractor, or other person employed by the Secretary; to apply in the event of conflict applicable state law to the execution of and payment for work administered as Sponsor's agent; to execute any assurances or other documents required or requested by any agency of the federal government; and to comply with all federal and state laws, rules, and regulations relating

to airport development projects; reserving, however, to Sponsor's Airport Director the right to exercise or direct the exercise of the authority granted herein where permitted by law.

The Sponsor requests, pursuant to Chapter 114, Wis. Stats., that the Secretary provide that the Sponsor may acquire the required land or interests in land that the Secretary shall find necessary to complete the aforementioned projects.

BE IT FURTHER RESOLVED that the Sponsor hereby approves, and agrees to maintain and operate the airport in accordance with, certain airport owner assurances and conditions established in Chapter Trans 55, Wisconsin Administrative Code, and in accordance with Sponsor assurances enumerated in applicable federal grant agreements.

BE IT FINALLY RESOLVED that the Dane County Executive and the Dane County Clerk are authorized to execute on behalf of Dane County documents comprising the agency agreement and federal block grant owner assurances approved by this resolution. The Airport Director is authorized to execute on behalf of Dane County associated documents necessary to implement the terms of the agency agreement, the owner's assurances, and the exercise of the authority granted under this resolution.

Submitted by Supervisors O'Loughlin, Krause and Rusk, October 4, 2012.
Referred to PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 142, 12-13

AUTHORIZING SECOND AMENDMENT TO AGREEMENT CREATING LEASES AND EXECUTION OF
LEASES - DANE COUNTY REGIONAL AIRPORT

In 1996 Rifken Airport Associates, Inc. leased approximately 20 acres of land in the Truax Air Park West, adjacent to the Dane County Regional Airport. After 1996, the original leasehold was subdivided into nine separate parcels, each subject to a separate lease eventually incorporating by reference numerous modifications and amendments to the original lease. Three of the nine leases have been assigned to third parties for development and are not subject to the Second Amendment to Agreement Creating Leases. The Second Amendment to Agreement Creating Leases clarifies the terms and conditions of the six leases involving the remaining parcels by restating and expressly consolidating the provisions of the numerous preceding lease modifications into each separate lease document. Where applicable, the leasehold descriptions in the leases are amended to conform to the lot lines established in the recently approved and recorded Certified Survey Map of the area, as is required by the City of Madison. Additionally, the Second Amendment to Agreement Creating Leases creates a lease identifying the premises recently assigned Corben Lakeland, LLC as a single lot under the aforesaid CSM and amends the uses permitted under the leases to conform with the uses allowed under the zoning district applicable to the lease premises. The Second Amendment to Agreement Creating Leases does not alter the total square footage of land covered by the leases or change the rates or total rent charged under the leases.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Executive and the Dane County Clerk are authorized to execute on behalf of Dane County a Second Amendment to Agreement Creating Leases, and the leases amended restated and created thereunder, as set forth above; and

BE IT FURTHER RESOLVED that the Dane County Executive and the Dane County Clerk are authorized to execute, with respect to the foregoing leases, Memoranda of Leases for recording purposes.

Submitted by Supervisors O'Loughlin, Krause and Rusk, October 4, 2012.
Referred to PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 143, 12-13

ESTABLISHING REVENUE AND EXPENDITURE ACCOUNTS
FOR THE SOUTH MADISON FRESH MARKET FEASIBILITY STUDY AND BUSINESS PLAN

Dane County Executive Office received \$75,000 from the U.S. Department of Housing and Urban Development (HUD). This is a portion of \$1.8 million of funding awarded to the Capital Region Sustainable Communities Consortium through HUD's Sustainable Communities Regional Planning Grant Program. The Consortium, led by the Capital Area Regional Planning Commission (CARPC), consists of 25 governmental, business and non-profit organizations.

Dane County's share of the funds will be used for a feasibility analysis and market study for developing a fresh market grocery in South Madison.

The feasibility analysis and market study will include outreach to the community, survey development and analysis, concept model development, and developing and managing a project advisory. This work will be conducted by various consultants, and with oversight from the Office of Jobs and Prosperity in the County Executive's Office.

The overall goals of this project are to develop an appropriate concept and site design for a fresh food enterprise, and identify a suitable owner/operator the facility in South Madison, that will create new jobs, and have an overall positive impact on the community and the Dane County economy.

BE IT RESOLVED that the first of the following revenue and expenditure accounts be created, and that these revenues be credited to the County's General Fund and transferred from the General Fund to the following expenditure accounts in the Dane County Executive's Office.

REVENUE ACCOUNT:

OED NEW "So Madison Fresh Market Grant Revenue" \$75,000

EXPENDITURE ACCOUNTS:

OED NEW "So Madison Fresh Market - POS" \$70,000

OED NEW "So Madison Fresh Market Expenses" \$5,000

Submitted by Supervisors Stubbs, Solberg, Sargent, Levin, Dye, Pertl, Veldran and Miles, October 4, 2012.

Referred to EXECUTIVE, PERSONNEL & FINANCE and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

COMMUNICATIONS

Claim from Kim Buckley against Sheriff. Referred to PUBLIC PROTECTION & JUDICIARY.

Summons & Complain from Jeremy M. Huff against Union Cab. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from Kathleen K. Meuer against Dane County for damage to property. Referred to PUBLIC PROTECTION & JUDICIARY.

Notice of Hearing regarding Shakia M. Turner. Referred to PUBLIC PROTECTION & JUDICIARY.

ZONING PETITIONS

Petitions for Zoning Reclassification. Referred to ZONING & LAND REGULATION.

Petition 10487 – Town of York – David E. Haase

10489 – Town of Dunkirk – Sheldon A. Schieldt

10490 – Town of Albion – Primitive Methodist Church

10491 – Town of Roxbury – David C. Frey

10492 – Town of Montrose – Rufus A. Legler Living Trust

10493 – Town of Dunkirk – Tonya J. Vike

10494 – Town of Springfield – James A. Wipperfurth Revocable Trust

10495 – Town of Roxbury – Bradley J. Walsh

10496 – Town of Christiana – Roger N. Fosdal

10497 – Town of Middleton – Corey J. Ballweg

ORD. AMDT. 31, 12-13

AMENDING CHAPTER 6 OF THE DANE COUNTY CODE OF ORDINANCES,
REGARDING COUNTY EXECUTIVE COMPENSATION

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Subsection 6.048(1) is amended to read as follows:

6.048 COMPENSATION OF COUNTY EXECUTIVE.

(1) Effective with the third Tuesday in April of 2012, the county executive shall be paid an annual salary of \$120,486.27.

(a) Effective with the third Tuesday in April of 2013, the county executive shall be paid an annual salary of \$127,414.23.

(b) Effective with the third Tuesday in April of 2014, the county executive shall be paid an annual salary of \$129,006.91.

(c) Effective with the third Tuesday in April of 2015, the county executive shall be paid an annual salary of \$131,587.05.

(d) Effective with the third Tuesday in April of 2016, the county executive shall be paid an annual salary of \$134,218.79.

[EXPLANATION: This amendment provides for annual salary increases for the County Executive for the years 2013-2016.]

Submitted by Supervisor Corrigan, October 18, 2012
Referred to PERSONNEL & FINANCE.

ORD. AMDT. 32, 12-13

AMENDING CHAPTER 82 OF THE DANE COUNTY CODE OF ORDINANCES,
INCORPORATING AMENDMENTS TO THE TOWN OF OREGON COMPREHENSIVE PLAN INTO THE
DANE COUNTY COMPREHENSIVE PLAN

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 82.55(19) is amended to read as follows:

82.55 INCORPORATION OF TOWN PLANS. The following town plans are incorporated into the Dane County Comprehensive Plan:

(19) Town of Oregon Comprehensive Plan, including all amendments adopted by the county board of supervisors as of *[county clerk to insert effective date of amendment]*.

[EXPLANATION: This amendment adopts recent changes to the Town of Oregon Comprehensive Plan and incorporates them into the Dane County Comprehensive Plan.]

Submitted by Supervisors Bollig, Hesselbein, Solberg, Miles, Pertl, Downing, Schmidt, Richmond, Sargent, Metano and Hendrick, October 18, 2012.

RES. 145, 12-13

CALLING ON CONGRESS AND THE PRESIDENT TO REDIRECT U.S. MILITARY SPENDING TO
ADDRESS CRITICAL DOMESTIC PRIORITIES: BRING OUR WAR DOLLARS HOME

The deep economic recession which began in 2007 has resulted in broad negative impacts on programs and services provided by counties and municipalities across the nation, including Dane County. However, U.S. military spending has approximately doubled in the past decade, in real dollars and as a percentage of the federal discretionary spending.

Nearly all the automatic budget cuts the Pentagon now may face are not true cuts, but reductions in the rate of military spending growth. Even if the "sequestration" cuts are made, the Pentagon's budget would remain larger than it was in 2006 (adjusted for inflation), which at the time was among the highest levels of military spending since World War II. Yet, federal dollars spent on education, health care, housing and clean energy will produce more jobs than dollars spent on military operations overseas.

Taxpayers in Dane County, Wisconsin have paid a total of \$2.3 billion in total spending for invasions and occupations of Iraq and Afghanistan since Federal Fiscal Year 2001. If these resources had stayed in our communities, local governments in Dane County could have used them to do *one* of the following:

- For every 100 elementary school children (grades 1 to 5) in Dane County, hired 11 new classroom teachers in 2002, keep them on to today and lowered class sizes
- Provided every 18-year-old in Dane County a four-year scholarship to a university since 2002
- Paid the entire household utility bill for 47 percent of the households in Dane County since 2002, allowing residents to fix up their homes or meet other needs.
- Provided for low-income health care for 70 percent of all poor people in Dane County since 2002.

Numerous opinion polls show that the people of the United States favor withdrawing U.S. military personnel from Afghanistan and redirecting spending towards domestic priorities.

NOW BE IT RESOLVED that the Dane County Board of Supervisors calls upon the U.S. Congress and President to pursue strategies to reduce military operations overseas; and

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors calls upon the U.S. Congress and the President to redirect bloated military spending to fund education, housing, public and private sector job creation, programs to support veterans and their families, restoration of U.S. infrastructure, and environmental protection; and

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors calls upon the other county and municipal governments in Wisconsin to adopt comparable resolutions that seek to redirect military spending to meet urgent domestic needs; and

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors directs that copies of this resolution be sent to the Wisconsin Counties Association and the National Association and the National Association of Counties; and

BE IT FINALLY RESOLVED that the Dane County Board of Supervisors directs that copies of this resolution be sent to members of the Wisconsin Congressional delegation and to President Barack Obama.

Submitted by Supervisors Richmond, Sargent, Wegleitner, Schmidt, Corrigan, Veldran, Downing, Hotchkiss, Zweifel, Miles, Hesselbein, Dye, Pan, Bollig, Hendrick and Matano, October 18, 2012.
Referred to EXECUTIVE.

RES. 146, 12-13

AUTHORIZING ACCEPTANCE OF A GRANT FROM THE U.S DEPARTMENT OF JUSTICE FOR THE PURCHASE OF BODY ARMOR

The U.S. Justice Department, Bureau of Justice Assistance (BJA), Office Justice Programs has approved a grant to the Dane County Sheriff's Office in the amount of \$7,051 under the Bulletproof Vest Partnership Act of 1998. The grant will reimburse up to 50% of the cost for body armor purchased by the Sheriff's Office.

Under the grant the Sheriff's Office purchases body armor approved by the National Institute of Justice (NIJ), then electronically requests 50% reimbursement from BJA. This is the eighth such grant awarded to the Sheriff's Office and will allow for the continued replacement of worn body armor as well as to purchase vests for new employees.

NOW, THEREFORE, BE IT RESOLVED that the Sheriff's Office be permitted to accept the federal grant under the Bulletproof Vest Partnership Act of 1998.

BE IT FURTHER RESOLVED that \$7,051 be added as additional revenue in the Sheriff's Office, Administration, Bulletproof Vest Partnership revenue account (SHRFADM 83127) and credited to the general fund and that \$7,051 be transferred from the General Fund to the Sheriff's Office, Administration, Bulletproof Vest Partnership expenditure account (SHRFADM 47142).

BE IT FURTHER RESOLVED that on behalf of the County of Dane, the county clerk and county executive are authorized to execute an agreement embodying the above provisions; and

BE IT FINALLY RESOLVED that any funds that are part of this grant but not expended and received as of December 31, 2012 be carried forward to future budgets until such funds are expended and revenues received.

Submitted by Supervisors Rusk, Bayrd, McCarville, Kiefer, Dye, Schlicht and Wiganowsky, October 18, 2012.

Referred to PERSONNEL & FINANCE and PUBLIC PROTECTION & JUDICIARY

RES. 147, 12-13

2012 DANE COUNTY CONSERVATION FUND GRANT AWARD –THE NATURAL HERITAGE LAND TRUST

The Natural Heritage Land Trust has applied to the Dane County Conservation Fund Grant Program for financial assistance to purchase approximately 6 acres within the City of Madison. The acquisition protects the last undeveloped parcel within the City's Cherokee Marsh Conservation Park that is within the Dane County Cherokee Marsh Natural Resource Area as identified in the *Dane County Parks & Open Space Plan*.

Cherokee Marsh is the largest wetland complex in Dane County, encompassing 4,000 acres of wetland, water, and associated uplands. The property is adjacent to over 1,000 acres of protected wetland habitat that is critical for improving the water quality of the Yahara River.

The project costs for the acquisition total \$436,935. The Conservation Fund Grant Advisory Committee recommends \$94,314 in County funds, which represents 22% of the total project costs. The remainder of the acquisition costs will be covered by a DNR Stewardship grant and City of Madison funds.

The term of the debt issued to support this expenditure will be 20 years.

NOW, THEREFORE, BE IT RESOLVED, that a grant to the Natural Heritage Land Trust is approved by the Dane County Board and the Dane County Executive. The County will pay up to the grant amount with reimbursement based on actual project expenses.

BE IT FURTHER RESOLVED, that the grant award totals \$94,314 and that the funds are currently available in the 2012 Dane County Conservation Fund.

BE IT FURTHER RESOLVED, that the Dane County Clerk and Dane County Executive are authorized to execute documents necessary to effectuate the grant award, which may include grant agreements, management agreements, and the transfer of land which will vest in Dane County according to Wisc. Stats. 27.05(3), and that the land be managed under the jurisdiction of the Dane County Park Commission.

BE IT FINALLY RESOLVED, that the Real Estate & Acquisition Director and Acquisition & Planning Specialist are authorized to approve closing and reimbursement documentation for grant projects and the transfer of land to Dane County and the Controller is authorized to issue checks necessary to effectuate the transactions authorized through the grant award.

Submitted by Supervisors Sargent, Rusk, Corrigan, Downing, Richmond, McCarville, Krause, Hendrick, Bayrd, Erickson, Veldran, Schmidt, Wegleitner, Zweifel, Hotchkiss, Pertl and Levin, October 18, 2012.

Referred to PERSONNEL & FINANCE, ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and PARKS COMMISSION

RES. 148, 12-13

2012 DANE COUNTY CONSERVATION FUND GRANT AWARD –
THE NATURAL HERITAGE LAND TRUST – SUGAR RIVER NATURAL RESOURCE AREA

The Natural Heritage Land Trust has applied to the Dane County Conservation Fund Grant Program for financial assistance to purchase approximately 37 acres within the Village of Belleville. The property is adjacent to the Village's Lake Belle View Park and includes frontage along the Sugar River and Lake Belle View. The acquisition will protect important natural shoreline and wetland and upland habitat within the Sugar River Natural Resource Area as identified in the *Dane County Parks & Open Space Plan*. This acquisition compliments the Village's ambitious Lake Belle View restoration project and park improvements that provide a variety of outdoor recreational activities.

The project costs for the acquisition total \$152,690. The Conservation Fund Grant Advisory Committee recommends \$42,264 in County funds, which represents 27% of the total project costs. The remainder of the acquisition costs will be covered by a DNR Stewardship grant and funds provided by the Natural Heritage Land Trust.

The term of the debt issued to support this expenditure will be 20 years.

NOW, THEREFORE, BE IT RESOLVED, that a grant to the Natural Heritage Land Trust is approved by the Dane County Board and the Dane County Executive. The County will pay up to the grant amount with reimbursement based on actual project expenses.

BE IT FURTHER RESOLVED, that the grant award totals \$42,264 and that the funds are currently available in the 2012 Dane County Conservation Fund.

BE IT FURTHER RESOLVED, that the Dane County Clerk and Dane County Executive are authorized to execute documents necessary to effectuate the grant award, which may include grant agreements, management agreements, and the transfer of land which will vest in Dane County according to Wisc. Stats. 27.05(3), and that the land be managed under the jurisdiction of the Dane County Park Commission.

BE IT FINALLY RESOLVED, that the Real Estate & Acquisition Director and Acquisition & Planning Specialist are authorized to approve closing and reimbursement documentation for grant projects and the transfer of land to Dane County and the Controller is authorized to issue checks necessary to effectuate the transactions

Submitted by Supervisors Downing, Corrigan, Richmond and Ripp, October 18, 2012.

Referred to PERSONNEL & FINANCE, ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and PARKS.

RES. 149, 12-13

AUTHORIZING STREAMBANK EASEMENTS FOR SYFTESTAD CREEK AND GORDON CREEK

Dane County has negotiated the purchase of 2 streambank easements on land stretching a ½ mile along Syftestad Creek in the Town of Perry and 1 mile along Gordon Creek in the Town Blue Mounds. Both of the streams are cold-water trout streams identified as Tier I Stream Project Areas in the *Dane County Parks & Open Space Plan 2006 – 2011*. The purpose of the easements is to provide permanent public fishing access, protect water quality, and preserve fish and wildlife habitat.

Acquisition of these 2 streambank easements will continue the success and popularity of the permanent streambank easement program, which was established through the Land & Water Legacy Fund in 2007. To date over 16 miles have been permanently protected and are available for public use. Overall this program is an affordable and efficient way to provide permanent public access to restored trout streams while keeping the property in private ownership and without negatively impacting surrounding agricultural uses.

The total purchase price of the two streambank easements is \$93,940. The purchase price is based on a sales study completed by a general certified appraiser. The sales study provides a formula for calculating values throughout the project area that takes into account the approximate amount of stream frontage and acreage of land within the streambank easement corridor. Funds for streambank easement purchases were included in the 2011 borrowing package and are available in the Land & Water Legacy Fund.

The debt issued to support this expenditure will have a term of ten years.

NOW, THEREFORE, BE IT RESOLVED, that the Dane County Board of Supervisors and the Dane County Executive hereby authorize the purchase of Streambank Easements plus associated costs from Dimaggio and Thronson and according to Wisc. Stats. 27.05(3), and that the land rights be managed under the jurisdiction of the Dane County Park Commission.

BE IT FURTHER RESOLVED, that the Dane County Clerk and Dane County Executive are authorized to execute documents necessary to effectuate the Purchase of the property rights by Dane County,

BE IT FINALLY RESOLVED, that the Dane County Real Estate Officer and Acquisition and Planning Specialist are authorized to administer the closings and the transfer of the above-mentioned rights to Dane County and the Controller is authorized to issue checks necessary to effectuate the transaction.

Submitted by Supervisors Downing and Schlicht, October 18, 2012

Referred to PERSONNEL & FINANCE, ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and PARKS.

RES. 150, 12-13

AUTHORIZING EXPENDITURES IN ADVANCE OF BORROWING FOR EMERGENCY MANAGEMENT
RADIO EQUIPMENT REPLACEMENT

The 2012 Capital Budget includes funding for replacement of public safety radio equipment used by the Department of Emergency Management. Dane County Ordinance Ch. 29.52(11) requires approval of the County Board and County Executive before expenditures can be made in advance of borrowing. This resolution seeks approval for Dane County Emergency Management to purchase mobile and portable radio equipment in advance of borrowing.

The debt issued to support this expenditure will have a term of ten years.

Radio equipment to be replaced includes:

- VHF, UHF, and 800 MHz mobile radios in the County's Mobile Command Vehicle (CV-1)
- VHF and 800 MHz mobile radios in departmental vehicles
- Fixed VHF and 800 MHz radios in the County's Emergency Operations Center
- VHF and 800 MHz portable radios

NOW, THEREFORE, BE IT RESOLVED that expenditures in the amount of \$267,565 be approved to proceed with Emergency Management radio purchasing in advance of borrowing.

Submitted by Supervisors Rusk, Bayrd, McCarville, Dye, Schlicht and Wiganowski, October 18, 2012.

Referred to PERSONNEL & FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 151, 12-13

ADDENDUM TO THE CONTRACT FOR EMS MEDICAL DIRECTOR 2013

WHEREAS, the Provider and County, by a separate document have entered into a Purchase of Services Agreement contract No. 10790 to which the Provider is responsible for Administrative and Evaluative Physician Service as the Dane County Emergency Medical Services Medical Director and,

WHEREAS, the County and Provider wish to amend the Master Agreement in order to extend the term of the contract and,

WHEREAS, this is the direct extension of this contract,

WHEREAS, the Master Agreement shall remain in full force and effect unchanged in any manner by this addendum. The addendum shall control only to the extent of any conflict between the terms of the Master Agreement and the addendum.

WHEREAS, the term of the contract is extended through December 31, 2013 to continue the program for another year, and

WHEREAS, no additional cost will be incurred under the provisions of the addendum.

NOW, THEREFORE BE IT RESOLVED that in consideration of the above premises that the Master Agreement be extended for a period of one year.

Submitted by Supervisors Rusk, Bayrd, McCarville, Dye, Schlicht and Wiganowsky, October 18, 2012.
Referred to PERSONNEL & FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 152, 12-13

AUTHORIZING AN AGREEMENT TO ACCEPT ADDITIONAL HIGHWAY SAFETY GRANT FUNDS
“Seatbelt Enforcement 2013”

The Department of Transportation, Bureau of Transportation Safety, State of Wisconsin, are making funds available for participation in a 2013 highway safety program aimed at increasing the enforcement of seatbelt and speed violations in Dane County. The combination of low seatbelt use, which in Wisconsin is about 6% lower than the national average calls for a Highly Visible Enforcement (HVE) in Dane County.

Seatbelt Enforcement Grant recipients were chosen based upon geographic location around the state. The intent is to encourage extraordinary traffic enforcement at times during November 2012 through September of 2013.

NOW, THEREFORE, BE IT RESOLVED that the Sheriff’s Office is authorized to accept \$44,000 from the Department of Transportation, Bureau of Transportation Safety, for the “Seatbelt Enforcement 2013 Grant”.

BE IT FURTHER RESOLVED that \$44,000 be set up as additional revenue in the Sheriff’s Office, Field Services Division, Rural Safety Belt revenue account, (SHRFFLD-80718) and be credited to the General Fund.

BE IT FURTHER RESOLVED that \$44,000 be transferred from the General Fund to the following Sheriff’s Office accounts:

Field Services Division:	
Overtime-Safety Belt (SHRFFLD-10061)	\$33,000
Social Security (SHRFFLD-10108)	\$2,500
Retirement Fund (SHRFFLD-10099)	\$7,500
Workers Compensation (SHRFFLD-10189)	\$1,000
Grand Total	\$44,000

BE IT FINALLY RESOLVED that all unexpected funds and unrecognized revenues from this account be carried forward from the 2012 budget period to the 2013 budget period.

Submitted by Supervisors Rusk, Bayrd, McCarville, Kiefer, Dye, Schlicht and Wiganowsky, October 18, 2012.

Referred to PERSONNEL & FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 153, 12-13

AUTHORIZING A CONTRACT TO ACCEPT HIGHWAY SAFETY GRANT FUNDS FOR A COMMUNITY TRAFFIC SAFETY PROJECT

The Department of Transportation, Bureau of Transportation Safety, State of Wisconsin, is making funds available for participation in an Alcohol Enforcement collaboration with municipal police agencies. The goals of the federally funded contract is to reduce the number of alcohol related crashes, increase seatbelt usage and reduce the number of vehicles traveling 65 MPH or faster on the beltline highway. This enforcement period is between October 1, 2012 and September 30, 2013.

NOW, THEREFORE, BE IT RESOLVED that the Sheriff's Office is hereby authorized to accept \$125,000 from the Department of Transportation, Bureau of Transportation Safety, for the Community Traffic Safety Contract. Of which, \$15,000 is to be used by the Dane County Sheriff's Office for Alcohol Enforcement. \$30,755 to be used by the Dane County Sheriff's Office for an extensive media plan, \$14,245 to be used to purchase eleven Truspeed Laser radar units, and \$65,000 to pass through to local municipalities upon receipt of their invoices for the Alcohol Enforcement Collaboration "SMART" (Sober, Moderate Speed, Alert, Restrained, Thoughtful) program.

BE IT FURTHER RESOLVED that \$125,000 be set up as additional revenue in the Sheriff, Field Services, Community Safety Project revenue account (SHRFFLD 80708) and be credited to the General Fund.

BE IT FURTHER RESOLVED that \$125,000 be transferred from the General Fund to the following accounts:

Overtime – SMART (SHRFFLD-10056)	\$11,200
Social Security (SHRFFLD-10108)	\$ 2,600
Retirement Fund (SHRFFLD-10099)	\$ 850
Workers Compensation (SHRFFLD-10189)	\$ 350
Sub-Total	\$15,000
Media Account (SHRFFLD 21530)	\$30,755
OWI Program Trust Expenditures	
Alcohol Enforcement Collaboration (SHRFFLD 21839)	\$65,000
Vehicle & Equipment (SHRFFLD 48935)	\$14,245
Grand Total	\$125,000

BE IT FINALLY RESOLVED that any funds authorized in this resolution that are not expended or received as of December 31, 2012 be carried forward to 2013.

Submitted by Supervisors Rusk, Bayrd, McCarville, Kiefer, Dye, Schlicht and Wiganowsky, October 18, 2012.

Referred to PERSONNEL & FINANCE and PUBLIC PROTECTION & JUDICIARY

RES. 154, 12-13

ACCEPTING AODA BLOCK GRANT FUNDS DCDHS – CYF DIVISION

Dane County is receiving an increase in the State-County contract to continue implementation of a pilot of an OWI Court in Dane County. The Honorable John Markson is the presiding judge of the OWI Court. In July 2011, this assignment was added to his other duties which include serving as the presiding judge of the

Dane County Drug Court Treatment Program. The OWI Court will use many of the same principles and techniques that are applied in the drug court.

Individuals are eligible to participate in the program if they have most recently been convicted of their third Operating While Intoxicated offense with a Blood Alcohol Content of 0.20 or above, were not involved in an aggravated driving accident or cause an injury, and did not have a minor child under 16 years old in the car at the time of the offense. The OWI Court is a year-long program in most situations and all participants will be placed on probation for two years.

The additional funds support the cost of continuing the assessments, outpatient treatment, and coordination of care for all OWI Court participants. The funds will also support the administration of naltrexone - a medication that helps with recovery from alcoholism - to those OWI Court participants who opt for its use. The funds are awarded based upon the federal fiscal year, which runs from October 1 through September 30. The current budget includes funding for the OWI Court through September 30, 2012. This increase allows services to continue through the end of the calendar year.

NOW, THEREFORE, BE IT RESOLVED that the 2012 professional service contracts listed below be amended as follows:

<u>Vendor</u>	<u>Amendment Amount</u>
ARC Community Services (CYF Contract #81923)	\$ 3,232
Journey Mental Health Center (ACS Contract #81974)	\$ 33,000
Journey Mental Health Center (CYF Contract #81975)	\$ 27,166
Meriter Hospital (CYF Contract #81976)	\$ 1,318
Tellurian UCAN (CYF Contract #82002)	\$ 1,020

BE IT FURTHER RESOLVED that the following revenue accounts be increased, credited to the General Fund, and transferred from the General Fund to the following expenditure accounts in the Department of Human Services:

<u>Revenue Account</u>	<u>Account Title</u>	<u>Amount</u>
ACICTRMT 81172	OWI Court	\$ 33,000
CYFCFAP 81172	OWI Court	<u>\$ 32,736</u>
		\$ 65,736

<u>Expenditure Account</u>	<u>Account Title</u>	<u>Amount</u>
CYFCFARC CZIDAA	ARC Outpatient IDP	\$ 3,232
ACICTMHC IZOWAA	CAU OWI Court	\$ 33,000
CYFCFMHC CZIDAA	Intoxicated Driver	\$ 19,619
CYFCFMHC CTMSAA	Medication Services	\$ 6,988
CYFCFMHC CMMCAA	Medication Case Management	\$ 559
CYFCFMHI CZINAA	Newstart Intoxicated Driver Prog.	\$ 1,318
CYFCRTEL CZIDAA	Outpatient IDP	<u>\$ 1,020</u>
		\$ 65,736

Submitted by Supervisors Sargent, Clausius, Zweifel, Wegleitner, Levin, Krause and Hotchkiss, October 18, 2012

Referred to HEALTH & HUMAN NEEDS and PERSONNEL & FINANCE.

RES. 155, 12-13

ACCEPTING FEDERAL "SAFE HAVENS" GRANT MONIES DEPARTMENT OF HUMAN SERVICES

DIVISION OF CHILDREN, YOUTH, AND FAMILIES

The Division of Children, Youth, and Families accepts federal Department of Justice – “Safe Havens: Supervised Visitation and Safe Exchange Grant Program” monies in the amount of \$16,250 for CY 2012 and \$90,176 for CY 2013 for total \$106,426. These monies - and those which will follow in calendar years 2014 and 2015 - will enable development of a new supervised visitation and safe exchange center for Dane County families which require such services in order to assure protection for parents and children. Children’s Service Society of Wisconsin (CSSW) and Domestic Abuse Intervention Services (DAIS) will partner with Dane County in this initiative. No Dane County monies are committed.

NOW, THEREFORE, BE IT RESOLVED that the following revenue accounts be created and that the revenues be credited to the General Fund and transferred from the general fund to the following expenditure accounts in the Department of Human Services:

<u>Revenue Account Number</u>	<u>Account Title</u>	<u>Amount</u>
- CYFSUPRT-8new1	Safe Havens	\$ 105,536
- CYF-ADM-8new1	Safe Havens	\$ 890

Expenditure Account Numbers	Account Titles	Amounts
- CYFDSSIA AAYGAA	Limited Term Employee	\$ 14,156
- CYFDSSIA AAYPAA	LTE – social security	\$ 1,082
- CYF-ADM ABTTAA	Travel expense - staff	\$ 890
- CYFCTCT CZSHAA	Safe Havens Professional Services	\$ 19,375
- CYFCTCSS CZSHAA	(CSSW) Safe Havens services	\$ 51,924
- CYFCTDAI CZSHAA	(DAIS) Safe Havens services	\$ 18,999

BE IT FURTHER RESOLVED that unexpended grant monies will be carried forward into the 2013, 2014, and 2015 budgets in order to maximize use of these federal monies on behalf of Dane County consumers.

Submitted by Supervisors Sargent, Clausius, Zweifel, Wegleitner, Levin, Krause and Hotchkiss, October 18, 2012.

Referred to HEALTH & HUMAN NEEDS and PERSONNEL & FINANCE.

RES. 156, 12-13

AUTHORIZING EMPLOYMENT SERVICES AGREEMENT FOR DEPUTY ZOO DIRECTOR OF HENRY VILAS ZOO (JEFF HALTER)

A candidate has been selected to serve as Deputy Zoo Director of Dane County’s Henry Vilas Zoo. Consistent with the budget, county ordinances and existing practice for employment contracts, an employment services agreement has been negotiated with Jeff Halter. This contract is similar to contracts negotiated for other contract positions.

NOW, THEREFORE, BE IT RESOLVED that the county executive is hereby authorized to execute, on behalf of the County of Dane, and employment services agreement with Jeff Halter to serve as Deputy Zoo Director of Dane County’s Henry Vilas Zoo for a five-year period ending December 16, 2017, at a beginning base salary of \$78,000.00.

Submitted by Supervisors Erickson and Schmidt, October 18, 2012.
Referred to PERSONNEL & FINANCE, PUBLIC WORKS & TRANSPORTATION and ZOO
COMMISSION.

RES. 157, 12-13

APPROVING RLF-ED LOAN FOR PIZZA RANCH SUN PRAIRIE, LLC

Dane County administers a Revolving Loan Fund for Economic Development (RLF-ED) that was originally capitalized in 1991 with a Community Development Block Grant (CDBG-ED) of \$120,000 from the State of Wisconsin, Department of Development, now the Wisconsin Economic Development Corporation (WEDC). The grant was accepted by Dane County under Resolution 78, 1991-92: Accepting Wisconsin Development Fund Grant Monies and Awarding Contracts (Leisure Concepts) which passed on August 15, 1991. In 2004, the RLF-ED was increased by \$422,337 with funds transferred to Dane County from RLFs in other Dane County municipalities. In 2007 the RLF-ED again increased when the Town of Madison transferred their RLF funds of \$437,574 to Dane County.

The purpose of the RLF-ED is to provide financing to businesses that create permanent jobs for persons who are low-and-moderate income at the time of hire. The objectives of the RLF-ED are to: expand or modernize existing or locally owned and managed enterprises; encourage the creation or retention of employment opportunities for low-and-moderate income County residents; leverage new private investment in downtown business districts and traditional business districts; assist businesses with high-value added products or services, especially in the agricultural sector; and assist dairy farmers with capital improvements resulting in an increase in milk production.

The Pizza Ranch Sun Prairie, LLC is requesting a loan for equipment for their new retail restaurant to be located in the Prairie Lakes Development in the City of Sun Prairie at the intersection of S. Grand AVE and Hoepker RD. The restaurant will offer a buffet and order-off menu of pizza, broasted chicken, potatoes, vegetables, and 28-item soup and salad bar. The borrowers operate a smaller Pizza Ranch restaurant in Baraboo. The loan requires Pizza Ranch Sun Prairie, LLC to create 7.3 FTE permanent jobs, of which 51% or 3.7 FTE must be held by persons who are low-and-moderate income at the time of hire.

The CDBG Commission on October 10, 2012 unanimously recommended approval of a RLF-ED loan for equipment in the amount of \$256,595 at 5.5% interest for ten (10) years. The loan is to be secured by a purchase money security interest on the equipment, personal guarantees of each of the borrowers, assignment of life insurance policies on each of the borrowers to Dane County in an amount to cover the loan, and a loan guarantee by K & M Dressen Enterprises, LLC DBA Baraboo Pizza Ranch. Corporation Counsel is drafting the Loan Agreement and related documents.

NOW, THEREFORE, BE IT RESOLVED that a RFL-ED loan be awarded to Pizza Ranch Sun Prairie, LLC/K & M Dressen Property Management, LLC in the amount of \$256,595 at 5.5% interest for ten (10) years for equipment and secured by a purchase money security interest on the equipment, personal guarantees of each of the borrowers, assignment of life insurance policies on each of the borrowers to Dane County in an amount to cover the loan, and a loan guarantee by K & M Dressen Enterprises, LLC DBA Baraboo Pizza Ranch. A 1% loan origination fee of \$2,565.95 will be charged. The Loan Agreement will specify the conditions for closing the loan and the terms for disbursement of the loan funds. No funds will be disbursed until these terms have been met.

BE IT FURTHER RESOLVED that the Dane County Controller is authorized to issue checks necessary to effectuate the transaction; and

BE IT FINALLY RESOLVED that the Dane County Clerk and Dane County Executive are hereby authorized to sign the appropriate contract and related documents on behalf of Dane County.

Submitted by Supervisors Solberg, Ripp, O'Loughlin, Wiganowsky, Clausius and Zweifel, October 18, 2012

Referred to EXECUTIVE and PERSONNEL & FINANCE.

RES. 158, 12-13

COUNTY EXECUTIVE APPOINTMENTS

The County Executive has appointed the following persons to the designated commissions, committees and boards. These appointments require confirmation by the County Board.

NOW, THEREFORE, BE IT RESOLVED that the appointments set forth below are confirmed.

Land Information Council

Randy R. Hess, 2640 Osmundsen Road, Fitchburg 53711 (276-5211-W), to fill the seat of a realtor, due to the resignation of Sara Alvarado. Mr. Hess has twenty-six years of experience in real estate sales, and is also a landlord. This term will expire 6/30/14.

Youth Commission

Meghan L. Benson, 1227 East Dayton Street, #3, Madison 53703 (345-7277-H, 251-6587-W), due to the resignation of Deborah Hobbins. Ms. Benson is the Director of Community Education for Planned Parenthood of Wisconsin. She provides training to youth-serving professionals, including health care providers, teachers, school nurses, community center workers, social workers, public health nurses and others. Ms. Benson has a Master of Public Health in Community Health Sciences, focusing on adolescent health issues, including sexual and reproductive health, teen pregnancy prevention, positive youth development and youth empowerment. This term will expire 4/16/13.

Submitted by Supervisor McDonell, October 18, 2012.
Referred to EXECUTIVE.

COMMUNICATIONS

- Claim from Cortez Brooks against Sheriff for damage to his property. Referred to PUBLIC PROTECTION & JUDICIARY.
- Heather W. Freeman et. al against American Family Insurance. Referred to PUBLIC PROTECTION & JUDICIARY.
- Claim from CRW Insurance against Alliant Energy Center for damage to their insured's vehicle. Referred to PUBLIC PROTECTION & JUDICIARY.
- Summons & Complaint from Donald F. Lyons against David R. Arnn. Referred to PUBLIC PROTECTION & JUDICIARY.
- Claim from Jeremy M. Huff against Union Cab of Madison. Referred to PUBLIC PROTECTION & JUDICIARY.
- Claim from Holly R. Manson against Highway for damage to her vehicle. Referred to PUBLIC PROTECTION & JUDICIARY.
- Claim from Stephan White against Alliant Energy Center for injuries received. Referred to PUBLIC PROTECTION & JUDICIARY.
- Summons & Complain from Magnum Communications, Inc. against Dane County Zoning for denial of a Conditional Use Permit. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from House of Living Well, LLC against Human Services. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from Boardman & Clark LLP on behalf of State Farm Mutual Insurance against John Bogle et. al. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from Kathleen K. Meuer against Medical Examiner for damage to property. Referred to PUBLIC PROTECTION & JUDICIARY.

Notice of Hearing Re: Shakia M. Turner. Referred to PUBLIC PROTECTION & JUDICIARY.

REZONE PETITIONS

Petitions for Zoning Reclassification. Referred by Clerk Peters to ZONING & LAND REGULATION.

Petition 10501 – Town of Montrose – Anton J. & Bernadette A. Beutler Revocable Trust

AMENDING CHAPTERS 7, 15, and 82 OF THE DANE COUNTY CODE OF ORDINANCES, AMENDING THE
NAME OF THE PLANNING AND DEVELOPMENT DEPARTMENT

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Subsection 7.12(1) is amended to read as follows:

7.12 ZONING & LAND REGULATION COMMITTEE. (intro.) The zoning & land regulation committee shall have the duty and responsibility to:

(1) Act as the supervisory committee for the Dane County Regional Planning Department , including survey, zoning, tax description and plat review functions.

ARTICLE 3. Subsection 7.19(5) is amended to read as follows:

7.19 THE ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES COMMITTEE. (intro.) The environment, agriculture & natural resources committee shall have the duty and responsibility to:

(5) Cooperate with the Board of Health for Madison and Dane County, the Dane County Regional Planning Department, the area-wide water quality planning agency, the Wisconsin Department of Commerce, the Wisconsin Department of Agriculture, Trade and Consumer Protection and the Department of Natural Resources on all matters relating to water resources and pollution control, as appropriate.

ARTICLE 3. Subsection 15.195(5) is amended to read as follows:

15.195 AGRICULTURAL ADVISORY COUNCIL.

(5) The Dane County Regional Planning Department shall provide staff support for the council, with assistance from the UW-Extension Dane County Office and other county departments, as necessary.

ARTICLE 4. Subsection 15.30(6)(c) is amended to read as follows:

15.30 PARK COMMISSION.

(6) Greenspace duties.

(c) In the course of carrying out the duties of this section, the commission may appoint a citizen advisory committee; consult with representatives of the Dane County Towns Association and mayors and village presidents of Dane County; hold public hearings on proposals and recommendations for the preservation of greenways, open spaces and corridors; report to the county board with proposals and recommendations; and have authority to request staff support and assistance from the Dane County Regional Planning Department and the parks department as necessary from time to time.

ARTICLE 5. Subsection 82.02 is amended to read as follows:

82.02 ADMINISTRATION. This chapter shall be administered by the Dane County Regional Planning Department.

ARTICLE 6. Subsection 82.56(2)(b)2. is amended to read as follows:

82.56 AMENDMENTS AND PERIODIC UPDATES.

(2) (a) Five years after the effective date of the Dane County Comprehensive Plan, the chair of the Dane County Board of Supervisors shall appoint a Comprehensive Plan Steering Committee to review the plan and make recommendations regarding any necessary revisions.

(b) The Comprehensive Plan Steering Committee shall:

1. Solicit public participation in reviewing the plan using the procedures in the Public Participation Plan.

2. Review Dane County Regional Planning Department annual reports on the Dane County Comprehensive Plan.

ARTICLE 7. Subsection 82.57(1) is amended to read as follows:

82.57 INTERPRETATION. The provisions of this ordinance shall be interpreted as a minimum requirement and shall be liberally construed in favor of the purposes of this ordinance. This ordinance shall not be deemed to limit or repeal any other powers granted to Dane County by state law.

(1) To assist in the consistent administration and interpretation of town plans incorporated into the Dane County Comprehensive Plan under s. 82.55, the Dane County Board of Supervisors adopts the Dane County Comprehensive Plan Addendum, incorporated herein as Appendix B. The Addendum shall include chapters for each town plan incorporated into the Dane County Comprehensive Plan and may be utilized by the Board of Supervisors to note town plan policy clarifications, interpretations, or to omit provisions of incorporated town plans that may conflict with county plan policies. A copy of the Dane County Comprehensive Plan Addendum is on file with the County Clerk's Office and the Dane County Regional Planning Department.

Submitted by Supervisors Miles, Hendrick and Bollig, November 1, 2012.
Referred to EXECUTIVE and ZONING & LAND REGULATION.

ORD. AMDT. 34, 12-13

AMENDING CHAPTER 69 OF THE DANE COUNTY CODE OF ORDINANCES, ADJUSTING SPEED
LIMITS ON COUNTY HIGHWAYS

The County Board of Supervisors of the County of Dane does hereby ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Subsection 69.03(2)(b)1. is amended to read as follows:

(b) County Trunk Highway "AB"

1. Town of Dunn

Thirty miles per hour from its intersection with Fish Camp Road ~~the bridge over the Yahara River located on a line common to sections 13 and 14, Town of Dunn,~~ southwesterly to its intersection with USH 51.

ARTICLE 3. Subsection 69.03(2)(d)2. is amended as follows:

(d) County Trunk Highway "BB"

2. Cottage Grove Road, Town of Blooming Grove and City of Madison

Forty miles per hour from the its overhead bridge with U.S. Interstate 39 90, easterly to a point 300 500 feet east of its intersection with Harrington Drive. ~~Sprecher Road.~~

ARTICLE 4. Subsection 69.03(2)(t)1a. is amended as follows:

(t) County Trunk Highway "Q"

2. Village of Waunakee, Town of Westport

Forty ~~Forty-five~~ miles per hour from a point 0.15 mile north of Woodland Drive to a point 0.45 0.10-mile south of Woodland Drive.

ARTICLE 5. Subsection 69.03(2)(x)2. is amended to read as follows:

(x) County Trunk Highway "Y"

2. Town of Mazomanie

Forty-five miles per hour from its a point 1000 feet south of its intersection with Old CTH Y easterly to a point 1.97 miles east of its intersection with Laws Drive. ~~easterly 1.97 miles.~~

[EXPLANATION: This amendment extends the existing speed limits on county trunk highways ("CTH") in the following developed areas: 35 m.p.h. on CTH AB from Fish Camp Road to its intersection with US 51; 45 m.p.h. on CTH BB from I-39 to 300 ft. east of the intersection with Harrington Dr.; 40 m.p.h. on CTH Q from a

point 0.15 mile north of Woodland Drive to a point 1.45 mile south of Woodland Drive; and 45 m.p.h. on CTH Y from 1,000 ft. south of its intersection with Old CTH Y to a point 1.97 m. east of its intersection with Laws Dr.]

Submitted by Supervisors Schmidt, Pertl, Sargent and Miles, November 1, 2012.
Referred to PUBLIC WORKS & TRANSPORTATION.

RES. 160, 12-13

CREATING THE DANE COUNTY CLEAR LAKES TASK FORCE

The County and its community partners have an unprecedented opportunity to clean the Yahara Lakes Watershed. Dane County, Madison Metropolitan Sewage District (MMSD), municipalities, and organizations and citizens from across the watershed have come together to take action to clean our lakes and streams both for our community as a whole, and to meet federal Clean Water Act requirements.

We know we have to work together, and we know we have to significantly change the amount of phosphorus entering our waters. Now, we have to determine exactly how we will do so. This is a heavy lift, but the good news is that knowledge, as a resource, is rich in Dane County. We know all of us have a role to play, both in our urban areas and agricultural areas. Clean water is not the only connection between our urban and rural areas; there are incredible opportunities to clean our waters and build our economy simultaneously. Some of the biggest economic growth opportunities are in clean energy and water, and in new agricultural markets. We can maximize the impacts of our actions if we plan efforts that are good for clean water and our economy.

With the connections between clean water, energy, and agriculture, we will benefit by identifying the actions we can take that will achieve clean water and position us for economic growth.

While no one of us can solve this problem individually, we can solve it together if we bring together our land and water experts, economic development experts, and other stakeholders,

NOW, THEREFORE, BE IT RESOLVED that to ensure collaboration between Dane County, the MMSD, land conservation, agricultural and economic experts, and the other public and private partners dedicated to the cause of cleaning up our lakes and streams, this budget creates the "Dane County Clear Lakes Task Force";

BE IT FURTHER RESOLVED that this Task Force is charged with meeting regularly with the purposes of sharing information and providing valuable guidance and input to county policymakers on the most effective means of removing phosphorus from our waters;

BE IT FURTHER RESOLVED that the topics to be covered by the Task Force should include:

- The top priority runoff reductions that must be made, in what amount, and in which locations, to achieve federally-mandated water quality standards;
- The top water and agricultural economic opportunities related to efforts to clean up the waters;
- Funding opportunities to address agricultural land conservation and urban runoff, including local, state, and federal agency funds, new market opportunities, pollution trading markets, and more; and
- County programs and policies that can be created or modified to aid this effort;

BE IT FURTHER RESOLVED that membership of the committee will be appointed by the County Executive and the County Board Chair.

The following members will be appointed by the County Executive:

Member, Dane County Board Environment, Agriculture and Natural Resources Committee
Member, Dane County Land Conservation Committee
Member, Madison Metropolitan Sewerage District Staff
Member, Madison Metropolitan Sewerage District Board
Chair, Dane County Lakes and Watershed Commission
Director, Dane County Department of Land and Water Resources
Staff member, Dane County Land Conservation Office
Member, Dane County shoreland property owner
Member, Dane County Towns Association

The following members will be appointed by the County Board Chair:

Citizen, Dane County Farmer, conventional dairy
Citizen, Dane County Farmer, dairy producer using grazing or sustainable agricultural practices
Citizen, Dane County Urban Interest
Citizen, Dane County economic development organization
Citizen, Dane County environmental organization
Citizen, Dane County local foods
Citizen, Lake science expert
Citizen, Lakes Friends Group
Citizen, Fishing, boating organization
Representative, Agri-Business/Finance; and

BE IT FINALLY RESOLVED that this new task force will be staffed by the Director of Policy and Program Development for the Dane County Department of Administration and will report to the Environment, Agriculture and Natural Resources Committee and the County Executive.

Submitted by Supervisors Corrigan, Erickson, Hampton and McDonell, November 1, 2012.

Referred to PERSONNEL & FINANCE and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES. Referred November 2, 2012 to LAKES & WATERSHED.

RES. 161, 12-13

ENDING VETERAN HOMELESSNESS BY 2015

There are over 67,000 homeless veterans in the United States today, and at least a third of them are chronically homeless. Veterans are far more likely to experience homelessness than other Americans, in part because of their high rates of post-traumatic stress disorder, physical injuries and disabilities, and other factors that make reintegration into civilian life and employment difficult. Post 9/11 veterans find the transition to civilian life harder and experience higher rates of post-traumatic stress than veterans who served in previous wars.

The economic downturn and high unemployment rates add to the challenges these soldiers face on returning from active duty. According to the U.S. Bureau of Labor Statistics, veterans between the ages of 25 and 34, who make up more than half of post 9/11 veterans, had a 2011 unemployment rate of 12 percent; among veterans aged 18 to 24, the unemployment rate is 30.2 percent. All of these factors contribute to an increased risk of homelessness for returning veterans.

Ending homelessness among veterans is a top priority for the White House, the U.S. Department of Housing and Urban Development (HUD), and the U.S. Department of Veterans Affairs (VA). **The federal plan, known as *Opening Doors*, was released in 2010 and sets the goal of ending veteran homelessness by 2015.** To achieve this goal, *Opening Doors* called for federal departments to work together, increased collaboration among and within all levels of government, and improved data collection and analysis.

Recently, communities across the country have made great strides in finding housing for veterans. Detroit, Tucson, New Orleans, San Diego, Atlanta, and others have succeeded in getting homeless veterans off the street and into apartments and social services. For example, Detroit created one-stop shopping with all the various agencies needed to house a veteran all together and sped up its housing process from an average of 113 days to just 20. Other cities, such as Atlanta, are focusing housing vouchers on the chronically homeless, many of whom are mentally ill or have substance abuse issues. The average chronically homeless person costs taxpayers \$40,000 – including the price of jail, mental institutions, and emergency rooms, making it is less expensive to solve the homeless issue than to perpetuate it.

Dane county should commit to the federal goal of ending veteran homelessness by 2015. There are over 600 homeless veterans in Wisconsin. As U.S. Department of Veterans Affairs Secretary Eric Shinseki said, “Those who have served this nation as veterans should never find themselves on the streets, living without care and without hope.” It is only right that Wisconsin counties focus the resources of local government on solving this issue.

NOW, THEREFORE, BE IT RESOLVED that Dane County sets the goal of ending veteran homelessness by 2015.

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors directs the Dane County Department of Administration to organize an interdepartmental effort to maximize federal and state resources available to address veteran homelessness, as well as to streamline local processes in place to provide housing for veterans.

BE IT FINALLY RESOLVED that a copy of this resolution be sent to the U.S. Department of Veterans Affairs, the U.S. Department of Housing and Urban Development, the Wisconsin Department of Veterans Affairs, and the Wisconsin Counties Association.

Submitted by Supervisors Hesselbein, Chenoweth, Dye, Bollig, Pertl, Ferrell, Clausius, Wiganowsky, Bayrd, Solberg, Miles, Salov, Schlicht, Zweifel, Hendrick, Erickson, Corrigan, Schmidt, Veldran, Pan, Wegleitner and Kiefer, November 1, 2012.

Referred to EXECUTIVE, HEALTH & HUMAN NEEDS and HOMELESS ISSUES.

RES. 162, 12-13

REAUTHORIZATION OF DANE COUNTY’S SELF-INSURED WORKERS’ COMPENSATION PROGRAM
AND AWARD OF CONTRACT FOR EXCESS INSURANCE FOR SAME

The Wisconsin Worker’s Compensation Act (“the Act”) requires employers covered by the Act to either purchase worker’s compensation insurance or be self-insured (and thereby assume the responsibility for worker’s compensation risk and payment). Dane County transfers some of the risk of operating a self-insured workers’ compensation program by purchasing excess workers’ compensation insurance coverage with a self-insured retention (SIR) of not more than \$500,000, with an employer’s aggregate liability limit of not more than \$1,000,000, and covering both workers’ compensation claims (up to benefit limits set by statute) and claim expenses.

The County issued a request for proposal for excess workers’ compensation insurance which were evaluated and scored by the Department of Administration. Based on this evaluation, the Department recommends that a contract be awarded to Wisconsin Municipal Mutual Insurance Company (WMMIC).

NOW, THEREFORE BE IT RESOLVED that in compliance with Wisconsin Administrative Code DWD § 80.60(3), the Dane County Board of Supervisors approves the continuation of the self-insured worker's compensation program currently in effect; and;

BE IT FURTHER RESOLVED that the County of Dane will continue to report faithfully all compensable injuries to the Wisconsin Department of Workforce Development ("DWD") and will continue to comply with the Act and DWD rules; and

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors awards a contract for excess workers' compensation insurance to Wisconsin Municipal Mutual Insurance Company (WMMIC); and

BE IT FINALLY RESOLVED that the Dane County Board of Supervisors authorizes the County Clerk to forward certified copies of this resolution to the DWD Worker's Compensation Division and that the County Executive and the County Clerk be authorized and directed to sign the Contract.

Submitted by Supervisor Corrigan, November 1, 2012.
Referred to PERSONNEL & FINANCE.

RES. 163, 12-13

AUTHORIZING LEASE FOR TEMPORARY WARMING SHELTER

Pursuant to Sub. 2 of Res. 87, 12-13, Addressing Emergency Facility Needs of the Homeless, Dane County proposes to temporarily lease 827 East Washington Avenue. The property would serve as a daytime warming shelter (DWS) for the winter of 2012/2013. The DWS will provide daily access to rest and resources for adults coping with homelessness in our community.

The lease will run through March 31, 2013, and will not be extended. Dane County will be responsible for utilities, garbage removal, snow removal and general upkeep during the lease period. Rent will be \$3,100 per month.

NOW, THEREFORE, BE IT RESOLVED that Dane County enter into a lease agreement, as described above, with the Irwin & Robert Goodman Community Center, Inc and,

BE IT FURTHER RESOLVED that the Dane County Clerk and the County Executive are hereby authorized to execute this lease on behalf of Dane County.

Submitted by Supervisors Hendrick, Sargent, Matano, McCarville, Rusk, Richmond, Miles, Veldran, Schmidt, Zweifel, McDonell, Bayrd, Ripp, Krause, Pertl, Pan, Solberg, Schlicht, Hesselbein, Chenoweth, Bollig and Clausius, November 1, 2012.

Referred to HEALTH & HUMAN NEEDS, PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 164, 12-13

AUTHORIZING AN AGREEMENT TO ACCEPT ADDITIONAL HIGHWAY SAFETY GRANT FUNDS
"SPEED ENFORCEMENT 2012-2013"

The Department of Transportation, Bureau of Transportation Safety, State of Wisconsin, is making funds available for participation in a 2012/13 highway safety program aimed at increasing the enforcement for

violations of speed and aggressive driving in Dane County. The goal is to reduce the number of alcohol and speed related crashes.

NOW, THEREFORE, BE IT RESOLVED that the Sheriff's Office is authorized to accept \$60,000 from the Department of Transportation, Bureau of Transportation Safety, for the "**Speed Enforcement 2012-13 Grant**" and to purchase equipment to assist with the implementation of the Speed Enforcement Grant.

BE IT FURTHER RESOLVED that \$60,000 be set up as additional revenue in the Sheriff's Office, Field Services Division, Speed and Aggressive Driving Enforcement Revenue Account (SHRFFLD-80608) and be credited to the General Fund.

BE IT FURTHER RESOLVED that \$60,000 be transferred from the General Fund to the following Sheriff's Office accounts:

<u>Overtime-Speedwaves –</u> (SHRFFLD-10066)	\$ 41,200
Social Security (SHRFFLD-10108)	\$ 3,156
Retirement Fund (SHRFFLD-10099)	\$ 9,500
Workers Compensation (SHRFFLD-10189)	\$ 1,200
<u>Sub-Total</u>	\$ 55,056
Vehicle & Equipment (SHRFFLD 48935)	\$4,944
Grand Total	\$60,000

BE IT FINALLY RESOLVED that all unexpended funds and unrecognized revenues from this account be carried forward from the 2012 budget period to the 2013 budget period.

Submitted by Supervisors Rusk, Bayrd, Kiefer, McCarville, Wiganowsky and Schlicht, November 1, 2012.

Referred to PERSONNEL & FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 165, 12-13

ESTABLISHING A NEW COST CENTER FOR SUPPLEMENTAL
EMPLOYMENT FUNDS IN THE DANE COUNTY SHERIFF'S OFFICE

For many years, the Dane County Sheriff's Office has allowed deputies to engage in off-duty employment by contracting with persons or entities to provide security or related law enforcement services for various events throughout Dane County. Although off-duty employment requires pre-approval by the Sheriff's Office, the persons or entities requesting these services contract directly with deputies to schedule and provide reimbursement for each event.

Effective January 1, 2013, the Sheriff's Office will no longer authorize deputies to independently contract for and provide off-duty security or law enforcement services. Persons or entities wanting to hire a deputy to provide security or related law enforcement services will request those services directly through the Sheriff's Office by submitting a supplemental employment request to the Sheriff's Office supplemental employment system. If the request is approved, the Sheriff's Office will designate deputies to work the event. The employer will be charged the costs of supplemental employment wages, retirement, social security, worker's compensation and administrative costs. The deputy will receive the supplemental employment wage

rate as established by MOU with the Dane County Deputy Sheriff Association and the Dane County Supervisory Law Enforcement Unit.

Following discussions with the Department of Administration, the County Controller, and the Sheriff's Office, it was determined that creating a new cost center is the most effective method to account for these supplemental funds.

NOW, THEREFORE, BE IT RESOLVED that approval be given to create a new cost center (SHRF-SUPPLEMENTAL DUTY) for Supplemental Employment in the Sheriff's Office to include two revenue accounts "Supplemental-Duty Administrative Funds" and "Supplemental-Duty Employee Funds" to be established in the County's financial system; and

BE IT FURTHER RESOLVED that to the extent revenue is received in the "Supplemental-Duty Employee Funds" revenue account, expenditures for wages, social security and other personnel costs are authorized in the County's financial system; and

BE IT FURTHER RESOLVED that consistent with existing policy and procedure governing approval of off-duty employment, the Sheriff is authorized to approve Supplemental-Duty Employment Requests embodying the above provisions; and

BE IT FINALLY RESOLVED that any amount remaining in the expenditure accounts at the end of each fiscal year be carried forward to the following fiscal year.

Submitted by Supervisors Rusk, McCarville, Wiganowsky and Schlicht, November 1, 2012.
Referred to PERSONNEL & FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 166, 12-13

AUTHORIZING AWARDING OF CONTRACT FOR DANE COUNTY JAIL HUBER /TREATMENT FACILITY
NEEDS ANALYSIS STUDY

Dane County and its Sheriff are responsible for the keeping of the Dane County Jail and caring for the inmates therein. The 2012 Capital Budget authorized the study and analysis of the special needs housing requirements of their current facilities. Included is planning and designing space for sentenced and unsentenced prisoners of the Dane County Jail with special focus on special needs and intake space.

The contract costs are included in the 2012 budget expenditure line: CPSHRF 58671 Special Needs Space Planning \$250,000. Dane County issued RFP#112082 on September 7, 2012, for the Dane County Jail Huber/Treatment Facility Needs Analysis Study. After the evaluation and grading of the RFP's, _____ was selected.

NOW, THEREFORE, BE IT RESOLVED that a contract is awarded to _____ for completing a comprehensive Inmate, Intake and Special Needs Housing Analysis Study for the County commencing on January 1, 2013.

BE IT FINALLY RESOLVED that on behalf of the County of Dane, the county clerk and county executive are authorized to execute the necessary documents for the contract.

Submitted by Supervisors Rusk, Bayrd, Kiefer, McCarville, Wiganowsky and Schlicht, November 1, 2012.
Referred to PERSONNEL & FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 167, 12-13

AUTHORIZING ACCEPTANCE OF TRAINING GRANT FOR HAZARDOUS MATERIALS TRAINING 2013

Dane County Emergency Management applied for and were awarded three training grants from Wisconsin Emergency Management totaling \$24,245.00.

Hazmat IQ – ADVANCED

This grant in the amount of \$5,995.00 will be used to offset training costs for the delivery of “HazMat IQ – Advanced”, a specialized hazardous materials incident response training program and will be offered to trained Hazmat Technicians.

HAZNAT ID360

This grant in the amount of \$5,500.00 will be used to offset training costs for the delivery of “HAZMAT ID360”, a specialized hazardous materials updated training course on an important piece of hazmat instrumentation currently used by the City of Madison Fire Department, Dane County’s Level B HazMat Team.

STREET SMART HAZMAT PIPELINE EMERGENCIES

This grant in the amount of \$12,750.00 will be used to offset training costs for the delivery of “Street Smart Hazmat Pipeline Emergencies”, a specialized hazardous materials incident response training program and will be offered to trained Hazmat Technicians. This course involves hands-on training utilizing a variety of training props.

NOW, THEREFORE, BE IT RESOLVED that \$24,245.00 be set up as additional revenue in the Emergency Management, Hazardous Materials Planning Division Training Revenue Account 81812 and be credited to the General Fund and that \$24,245.00 be transferred from the General Fund to the Hazardous Materials Planning Division Training Expense Account 31133.

BE IT FINALLY RESOLVED that all unexpended funds and unrecognized revenues from this account be carried forward from the 2012 to the 2013 budget period.

Submitted by Supervisors Rusk, Bayrd, Kiefer, McCarville, Wiganowsky and Schlicht, November 1, 2012.

Referred to PERSONNEL & FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 168, 12-13

AUTHORIZATION TO PROCEED AHEAD OF BORROWING
2012 SUSTAINABILITY FUND FOR DEPARTMENTAL CAPITAL PROJECTS

The Green Energy / Green Jobs Sustainability fund was established in the amount of \$100,000 in the 2009 Dane County capital budget. The fund was renamed the *Dane County Departmental Sustainability Fund* in 2012.

The fund was authorized to borrow up to \$100,000 for qualifying departmental capital projects.

This fund is designed to assist county departments in implementing county sustainability principles in capital projects. The fund has been subject to capital freezes through the years, but it is now available for use by departments and will be available for full utilization in 2013.

In order to capture cost savings and emissions reductions for departments during the upcoming 2012 winter heating season, the Sustainability Subcommittee of the Public Works and Transportation Committee solicited project proposals that would take advantage of a portion of the 2012 Sustainability Fund.

Several proposed projects are being reviewed to determine their eligibility for this funding in 2012:

- Installation of linkageless fuel air control systems on boilers at the Alliant Energy Center
- Replace high wattage parking lot lighting fixtures with low wattage LED lighting fixtures in the Parks Department
- Public Safety Building Digital Controls Upgrade
- Timber Frame Park Shelter Design and Engineering
- Replacement windows at the Stoughton Human Services office

The term for the debt to be issued to support the project will be five years.

NOW, THEREFORE, BE IT RESOLVED, that the County Board authorizes the expenditure of up to \$50,000 from the 2012 *Dane County Departmental Sustainability Fund* prior to borrowing.

Submitted by Supervisors Schmidt, Erickson, Corrigan and Hesselbein, November 1, 2012.
Referred to PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 169, 12013

SPECIALTY CROP BLOCK GRANT ACCEPTANCE

The Dane County UW-Extension Department has applied for and has been awarded a grant for \$16,849 for 2013 from the Specialty Crop Block Grant program, administered by the Department of Agriculture, Trade, and Consumer Protection. The grant funds will be used to pay for staff time for the Institutional Food Market Coalition (IFM) Coordinator to conduct outreach to institutions about purchasing local food, host a local food sales meeting, provide follow-up assistance to buyers and farmers, survey buyers and farmers, and conduct grant reporting.

NOW, THEREFORE, BE IT RESOLVED, that Dane County UW-Extension accept the grant funds and that \$16,849 be deposited in an Extension "IFM Specialty Crop Block Grant" revenue account and credited to the General Fund.

BE IT FURTHER RESOLVED, that \$16,849 be transferred from the General Fund to an Extension "IFM Specialty Crop Block Grant" expense account.

BE IT FINALLY RESOLVED, that Dane County UW-Extension Department administer the grant, and that grant funds received in excess of funds expended in the IFM Specialty Crop Block Grant budget lines shall be carried forward from 2013 to 2014 in the IFM Specialty Crop Block Grant expense line.

Submitted by Supervisors Hampton, Veldran, Corrigan and Richmond, November 1, 2012.
Referred to PERSONNEL & FINANCE and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

RES 170, 12-13

AUTHORIZING LEASE WITH DANE COUNTY HOUSING AUTHORITY
AT HUMAN SERVICES SOUTH MADISON OFFICE

Organizational changes have created surplus space at the Dane County Human Services offices at the Villager Center, 2300 South Park Street Madison. The county rents the space from the City of Madison.

Dane County Housing Authority desires to rent 1151 square feet of space from the county for \$22,050 per year for five years. The negotiated lease provides for a review and adjustment of the rent after the first two years. It also allows the county to terminate the lease with a 180 day notice if the county needs the space for its own programs.

NOW, THEREFORE, BE IT RESOLVED that the County of Dane does hereby approve and authorize leasing space to Dane County Housing Authority for two years at an annual rate of \$22,050 with additional options to renew the lease up to a maximum of five years, and

BE IT FINALLY RESOLVED that the Dane County Clerk and the County Executive are hereby authorized to execute the lease described above on behalf of the County of Dane.

Submitted by Supervisors Bayrd, Wegleitner and Richmond, November 1, 2012.

Referred to HEALTH & HUMAN NEEDS, PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 171, 12-13

AWARDING 2013 MERITER HOSPITAL, INC. PROFESSIONAL SERVICE CONTRACT
DEPARTMENT OF HUMAN SERVICES

The purpose of this resolution is as follows:

1. To award the professional service POS contract to Meriter Hospital, Inc. for 2013:

The contracts with Meriter Hospital, Inc. provide one or more of the following services: inpatient care to persons with mental illness, comprehensive alcohol/drug abuse screening and assessment, intervention and referral services to Dane County youth 18 years old and under.

NOW, THEREFORE, BE IT RESOLVED that the professional service contracts listed below be awarded for the period January 1, 2013 through December 31, 2013 in amounts not to exceed as follows:

<u>Adult Community Services Division:</u>	<u>Contract Amount</u>
Meriter Hospital, Inc.	\$118,900
<u>Children, Youth, and Families Division:</u>	<u>Contract Amount</u>
Meriter Hospital, Inc.	\$27,183

BE IT FINALLY RESOLVED that the payment for the first month of each professional service contract identified above be authorized at this time.

Submitted by Supervisors Sargent, Zweifel, Clausius, Levin, Wegleitner, Salov and Krause, November 1, 2012.

Referred to HEALTH & HUMAN NEEDS and PERSONNEL & FINANCE.

RES. 172, 12-13

AWARDING 2013 JOURNEY MENTAL HEALTH CENTER, INC.
PROFESSIONAL SERVICE CONTRACT DEPARTMENT OF HUMAN SERVICES

The purpose of this resolution is as follows:

1. To award the professional service POS contract to Journey Mental Health Center, Inc. for 2013:

The Journey Mental Health Center, Inc. provides a wide range of mental health services to families and individuals with mental health and/or alcohol and drug abuse issues.

2. To award a professional service contract with the Journey Mental health Center, Inc. in the amount of \$126,550 for psychiatric services at Badger Prairie Health Care Center. This award is the first extension of a possible four (4) one-year extensions.

NOW, THEREFORE, BE IT RESOLVED that the professional service contracts listed below be awarded for the period January 1, 2013 through December 31, 2013 in amounts not to exceed as follows:

<u>Adult Community Services Division:</u> Journey Mental Health Center, Inc.	<u>Contract Amount</u> \$11,176,408
<u>Children, Youth, and Families Division:</u> Journey Mental Health Center, Inc.	<u>Contract Amount</u> \$3,107,697
<u>Badger Prairie Health Care Center:</u> Journey Mental Health Center, Inc.	<u>Contract Amount</u> \$126,550

BE IT FINALLY RESOLVED that the payment for the first month of each professional service contract identified above be authorized at this time.

Submitted by Supervisors Sargent, Clausius, Levin, Wegleitner, Salov and Krause, November 1, 2012.
Referred to HEALTH & HUMAN NEEDS and PERSONNEL & FINANCE.

RES. 173, 12-13

AWARDING 2013 MADISON UNITED HEALTHCARE LINEN LTD PROFESSIONAL SERVICE CONTRACT
DEPARTMENT OF HUMAN SERVICES

The purpose of this resolution is as follows:

To award the professional service POS contract to the following service provider for 2013:

Madison United Healthcare Linen, Ltd.

State and Federal statutes that govern the operation of licensed nursing facilities require the cleaning of facility linen and resident personal clothing. This award is the third extension of a possible four (4) one-year extensions.

NOW, THEREFORE, BE IT RESOLVED that the purchase of service contract listed below be awarded for the period January 1, 2013 through December 31, 2013.

<u>Badger Prairie Health Care Center:</u>	<u>Contract Amount</u>
Madison United Healthcare Linen LTD	\$250,000

BE IT FINALLY RESOLVED that the payment for the first month of each professional service contract identified above be authorized at this time.

Submitted by Supervisors Sargent, Zweifel, Clausius, Levin, Wegleitner, Salov and Krause, November 1, 2012.

Referred to HEALTH & HUMAN NEEDS and PERSONNEL & FINANCE.

RES. 174, 12-13

AWARDING 2013 MENDOTA MENTAL HEALTH INSTITUTE PROFESSIONAL SERVICE CONTRACT
DEPARTMENT OF HUMAN SERVICES

The purpose of this resolution is as follows:

To award the professional service POS contract to Mendota Mental Health Institute (PACT) for 2013:

The Program of Assertive Community Treatment (PACT) at the Mendota Mental Health Institute is a certified community support program providing services to persons with serious and persistent mental illness and substance abuse issues.

NOW, THEREFORE, BE IT RESOLVED that the professional service contract listed below be awarded for the period January 1, 2013 through December 31, 2013 in amounts not to exceed as follows:

<u>Adult Community Services Division:</u>	<u>Contract Amount</u>
Mendota Mental Health Institute – PACT	\$1,800,000

BE IT FINALLY RESOLVED that the payment for the first month of each professional service contract identified above be authorized at this time.

Submitted by Supervisors Sargent, Zweifel, Clausius, Levin, Wegleitner, Salov and Krause, November 1, 2012.

Referred to HEALTH & HUMAN NEEDS and PERSONNEL & FINANCE.

RES. 175, 12-13

AWARDING 2013 ST. MARY'S HOSPITAL PROFESSIONAL SERVICE CONTRACT
DEPARTMENT OF HUMAN SERVICES

The purpose of this resolution is as follows:

To award the professional service POS contract to St. Mary's Hospital for 2013:

The contract with St. Mary's Hospital provides one or more of the following services: inpatient care to persons with mental illness, comprehensive alcohol/drug abuse screening and assessment, intervention and referral services to Dane County youth 18 years old and under.

NOW, THEREFORE, BE IT RESOLVED that the professional service contract listed below be awarded for the period January 1, 2013 through December 31, 2013 in amounts not to exceed as follows:

<u>Adult Community Services Division:</u>	<u>Contract Amount</u>
St. Mary's Hospital	\$338,924

BE IT FINALLY RESOLVED that the payment for the first month of the professional service contract identified above be authorized at this time.

Submitted by Supervisors Sargent, Zweifel, Clausius, Levin, Wegleitner, Salov and Krause, November 1, 2012.

Referred to HEALTH & HUMAN NEEDS and PERSONNEL & FINANCE.

RES. 176, 12-13

AWARDING 2013 TELLURIAN UCAN PROFESSIONAL SERVICE CONTRACT
DEPARTMENT OF HUMAN SERVICES

The purpose of this resolution is as follows:

To award the professional service POS contract to Tellurian UCAN for 2013:

Tellurian UCAN provides a variety of services to persons needing treatment for alcohol and drug abuse and/or mental illness.

NOW, THEREFORE, BE IT RESOLVED that the professional service contracts listed below be awarded for the period January 1, 2013 through December 31, 2013 in amounts not to exceed as follows:

<u>Adult Community Services Division:</u>	<u>Contract Amount</u>
Tellurian UCAN	\$2,398,069

<u>Children, Youth, and Families Division:</u>	<u>Contract Amount</u>
Tellurian UCAN	\$1,007,047

BE IT FINALLY RESOLVED that the payment for the first month of each professional service contract identified above be authorized at this time.

Submitted by Supervisors Sargent, Zweifel, Clausius, Levin, Wegleitner, Salov and Krause, November 1, 2012.

Referred to HEALTH & HUMAN NEEDS and PERSONNEL & FINANCE.

RES. 177, 12-13

AWARDING 2013 UNIVERSITY HEALTH CARE, INC. PROFESSIONAL SERVICE CONTRACT
DEPARTMENT OF HUMAN SERVICES

The purpose of this resolution is as follows:

1. To award the professional service POS contract to University Health Care, Inc. for 2013:

The contract with University Health Care, Inc., provides one or more of the following services: inpatient care to persons with mental illness, comprehensive alcohol/drug abuse screening and assessment, intervention and referral services to Dane County youth 18 years old and under.

NOW, THEREFORE, BE IT RESOLVED that the professional service contract listed below be awarded for the period January 1, 2013 through December 31, 2013 in amounts not to exceed as follows:

<u>Adult Community Services Division:</u>	<u>Contract Amount</u>
University Health Care, Inc.	\$119,800

BE IT FINALLY RESOLVED that the payment for the first month of the professional service contract identified above be authorized at this time.

Submitted by Supervisors Sargent, Zweifel, Clausius, Levin, Wegleitner, Salov and Krause, November 1, 2012.

Referred to HEALTH & HUMAN NEEDS and PERSONNEL & FINANCE.

RES. 178, 12-13

AWARDING 2013 UW HOSPITALS AND CLINICS PROFESSIONAL SERVICE CONTRACT
DEPARTMENT OF HUMAN SERVICES

The purpose of this resolution is as follows:

- To award the professional service POS contract to UW Hospitals and Clinics for 2013:

The contract with UW Hospitals and Clinics provides one or more of the following services: inpatient care to persons with mental illness, comprehensive alcohol/drug abuse screening and assessment, intervention and referral services to Dane County youth 18 years old and under.

NOW, THEREFORE, BE IT RESOLVED that the professional service contract listed below be awarded for the period January 1, 2013 through December 31, 2013 in amounts not to exceed as follows:

<u>Children, Youth, and Families Division:</u>	<u>Contract Amount</u>
UW Hospitals and Clinics	\$520,438

BE IT FINALLY RESOLVED that the payment for the first month of each professional service contract identified above be authorized at this time.

Submitted by Supervisors Sargent, Zweifel, Clausius, Levin, Wegleitner, Salov and Krause, November 1, 2012.

Referred to HEALTH & HUMAN NEEDS and PERSONNEL & FINANCE.

RES. 179, 12-13

AWARDING 2013 UNIVERSITY OF WISCONSIN MEDICAL FOUNDATION PROFESSIONAL SERVICE
CONTRACT DEPARTMENT OF HUMAN SERVICES

The purpose of this resolution is as follows:

To award the professional service POS contract to University of Wisconsin Medical Foundation for 2013:

The contract with University of Wisconsin Medical Foundation provides geriatric physician and medical director services for individual patients at the Badger Prairie Health Care Center.

NOW, THEREFORE, BE IT RESOLVED that the professional service contract listed below be awarded for the period January 1, 2013 through December 31, 2013.

<u>Badger Prairie Health Care Center:</u>	<u>Contract Amount</u>
University of Wisconsin Medical Foundation	\$109,650

BE IT FINALLY RESOLVED that the payment for the first month of the professional service contract identified above be authorized at this time.

Submitted by Supervisors Sargent, Zweifel, Clausius, Levin, Wegleitner, Salov and Krause, November 1, 2012.

Referred to HEALTH & HUMAN NEEDS and PERSONNEL & FINANCE.

RES. 180, 12-13

AUTHORIZATION TO PURCHASE A STREAMBANK EASEMENT ON KITTLESON VALLEY CREEK AND
PLEASANT VALLEY BRANCH – Weigel

Dane County has negotiated the purchase of a streambank easement on land stretching approximately 1 mile along Kittleson Valley and Pleasant Valley Creeks in the Town of Perry. These streams are Tier I Stream Project Areas as identified in the *Dane County Parks & Open Space Plan 2006 – 2011* and DNR designated trout streams. The purpose of the easement is to provide permanent public fishing access, protect water quality, and preserve fish and wildlife habitat. This streambank easement provides an excellent connection to existing Dane County streambank easements that together will permanently secure over 3 miles of public fishing access throughout the Kittleson Valley watershed.

Acquisition of this streambank easement will continue the success and popularity of the permanent streambank easement program, which was established through the Land & Water Legacy Fund in 2007. To date over 16 miles have been permanently protected and are available for public use. Overall this program is an affordable and efficient way to provide permanent public access to restored trout streams while keeping the property in private ownership and without negatively impacting surrounding agricultural uses.

The total purchase price of the streambank easement is \$43,615. The purchase price is based on a sales study completed by a general certified appraiser. The sales study provides a formula for calculating values throughout the project area that takes into account the approximate amount of stream frontage and acreage of land within the streambank easement corridor. Funds for the streambank easement purchase were included in the 2012 borrowing package and are available in the Land & Water Legacy Fund.

The debt issued to support this expenditure will have a term of ten years.

NOW, THEREFORE, BE IT RESOLVED, that the Dane County Board of Supervisors and the Dane County Executive hereby authorize the purchase of a Streambank Easement from Tracey Weigel or Lonnie Krebs and according to Wisc. Stats. 27.05(3), and that the land rights be managed under the jurisdiction of the Dane County Park Commission.

BE IT FURTHER RESOLVED, that the Dane County Clerk and Dane County Executive are authorized to execute documents necessary to effectuate the Purchase of the property rights by Dane County,

BE IT FINALLY RESOLVED, that the Dane County Real Estate Officer and Acquisition and Planning Specialist are authorized to administer the closings and the transfer of the above-mentioned rights to Dane County and the Controller is authorized to issue checks necessary to effectuate the transaction.

Submitted by Supervisors Downing, Corrigan, Richmond and Erickson, November 1, 2012.

Referred to PERSONNEL & FINANCE, ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and PARK COMMISSION.

RES. 181, 12-13

AUTHORIZING ADDENDUM TO EMPLOYMENT SERVICES AGREEMENT
FOR DIRECTOR OF DEPARTMENT OF HUMAN SERVICES (LYNN M. GREEN)

The incumbent holding the position of Director of Dane County's Department of Human Services and the County Executive have previously entered into an employment services agreement and an addendum thereto, which will expire on November 16, 2012. The employment services agreement contains a provision allowing the County Executive to offer to renew that agreement. Consistent with the budget, county ordinances, and existing practice for employment contracts, an addendum to employment agreement has been negotiated with Lynn M. Green. This addendum renews the contract of the incumbent Director of Department of Human Services for an additional period of five years and is similar to the contracts of other department heads.

NOW, THEREFORE, BE IT RESOLVED that the County Executive is hereby authorized to execute, on behalf of the County of Dane, and addendum to employment services contract with Lynn M. Green to serve as Director of Dane County's Department of Human Services until November 16, 2017.

Submitted by Supervisors Sargent and Levin, November 1, 2012.

Referred to HEALTH & HUMAN NEEDS and PERSONNEL & FINANCE.

COMMUNICATIONS

Claim from Nicolette Nurse against Sheriff for lost property in the jail. Referred to PUBLIC PROTECTION & JUDICIARY.
Claim from Jeremy M. Huff vs. Union Cab. Referred to PUBLIC PROTECTION & JUDICIARY.
Summons & Complaint from Sheila Konshak against Chad Gray. Referred to PUBLIC PROTECTION & JUDICIARY.
Notice of Appearance & Claim for Surplus Proceeds from David F. Lyons vs. David N. Arn. Referred to PUBLIC PROTECTION & JUDICIARY.

ZONING PETITIONS

Petitions for Zoning Reclassification. Referred by Clerk Peters to ZONING & LAND REGULATION.
Petition 10498 – Town of Montrose – Susan M. Haas Trust

- 10499 – Town of Roxbury – Properties on Fish Lake LLC
- 10500 – Town of Springfield – Roger Endres, Jr.
- 10502 – Town of Dunkirk – Tonya J. Vike
- 10503 – Town of Roxbury – Jerome M. Breunig
- 10504 – Town of Blue Mounds – Sybilla I. Opsal
- 10505 – Town of Springfield – Thomas N. Helt
- 10506 – Town of Montrose – Rufus A. Legler Living Trust
- 10507 – Town of Blue Mounds – Meylor Investments LLC
- 10508 – Town of Berry – Frank G. Breunig
- 10509 – Town of Oregon – Dan R. Kok
- 10510 – Town of Albion – Daniel J. Bussey

RES. 182, 12-13

AUTHORIZING AN AGREEMENT TO ACCEPT THE HIGHWAY SAFETY GRANT FUNDS FOR A COMMUNITY TRAFFIC SAFETY PROJECT “ALCOHOL ENFORCEMENT PROJECT 2012-2013”

The Department of Transportation, Bureau of Transportation Safety, State of Wisconsin, is making funds available for participation in the 2012/13 Alcohol Enforcement Project. The goal of the federally funded enforcement project is to decrease the number of alcohol and drug-related crashes and to decrease the number of persons killed in these crashes.

NOW, THEREFORE, BE IT RESOLVED that the Sheriff’s Office is hereby authorized to accept \$40,000 from the Department of Transportation, Bureau of Transportation Safety, for the Alcohol Enforcement Project and to purchase educational equipment to educate persons on the dangers of drinking and driving.

BE IT FURTHER RESOLVED that \$40,000 be set up as additional revenue in the Sheriff, Field Services, Community Safety Project revenue account (SHRFFLD 80708) and to be credited to the General Fund.

BE IT FURTHER RESOLVED that \$40,000 be transferred from the General Fund to the following accounts:

Overtime-Saturation/Blnkt Patrol (SHRFFLD-10053)	\$ 26,200
Social Security (SHRFFLD-10108)	\$ 2,000
Retirement Fund (SHRFFLD-10099)	\$ 6,050
Workers Compensation (SHRFFLD-10189)	\$ 800
<u>Total</u>	\$35,050
Vehicle & Equipment (SHRFFLD 48935)	\$4,950
Grand Total	\$40,000

BE IT FINALLY RESOLVED that all unexpended funds and unrecognized revenues from this account be carried forward from the 2012 budget period to the 2013 budget period.

Submitted by Supervisors Rusk, Bayrd, McCarville, Kiefer, Dye, Schlicht, Wiganowsky and de Felice, November 15, 2012.

Referred to PERSONNEL & FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 183, 12-13

AUTHORIZING AMENDMENT TO AGREEMENT WITH HARRIS CORPORATION FOR INTEROPERABLE
VOICE RADIO COMMUNICATIONS SYSTEM

Res. 229, 10-11 authorized Agreement #10607 with Harris Corporation to furnish an interoperable voice radio communications system.

An amendment to the existing Agreement will restructure payment milestones to better reflect project progress.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Clerk and the County Executive are hereby authorized to execute the amendment.

Submitted by Supervisors Rusk, Bayrd, McCarville, Salov, Dye, Schlicht and Wiganowsky, November 15, 2012

Referred to PERSONNEL & FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 184, 12-13

AUTHORIZING THE ACQUISITION OF LAND FOR ANDERSON FARM COUNTY PARK

Dane County Purchased 127 acres from the family of Lyman F. Anderson in 2009 for the establishment of a County Park. Lyman Anderson, who passed away in 2005, served on the County Board for 28 years and also served in the Wisconsin State Legislature. Many of his committee assignments reflected his interested and dedication to agricultural, natural resource, and land use issues.

At the time of the purchase, the County secured an option to purchase an additional 207 acres. These acres are needed to meet the minimum size requirements of a Dane County Park and are also necessary to implement the master plan, which is in the final phase of development. Funding for the master plan development was provided through a donation of \$127,000 by Patricia E. Anderson. Additional donated funds are available to help fund park development and maintenance.

The option to purchase the 207 acres expires on December 31, 2012. The Land & Water Resources Department (LWRD) recommends exercising the option to purchase. The optioned price is \$12,000 per acre, which was negotiated at the time of the original purchase. The land appraised at \$20,000 per acre at that time. The debt issued to support this expenditure will have a term of 20 years.

Patricia E. Anderson and family intend to continue their charitable contributions towards the project with the following acts:

1. The intended donation of funds for the purpose of planning, developing and maintaining the park. The intention is to donate roughly \$1,000 for every acre purchased.
2. The intended donation of 60 acres that is currently operated as a quarry. This land may be donated to the County at the time that the quarry is closed and reclaimed. The master plan for the Park anticipates this donation.

NOW THEREFORE BE IT RESOLVED, that the Dane County Board of Supervisors and the Dane County Executive hereby authorize the purchase of up to 207 acres from the Anderson Family (Patricia E. Anderson Living Trust/ Lyman F. Anderson Family Trust, Lynette Anderson and Jerry Anderson) for \$12,000 per acre according to Wis. Stats. Chapter 27.05(3).

BE IT FINALLY RESOLVED, that the Dane County Real Estate Officer or Real Estate & Acquisition Director are authorized to administer the closing and the transfer of the above-mentioned rights to Dane County and the Controller is authorized to issue checks necessary to effectuate the transactions.

Submitted by Supervisors Bollig, O'Loughlin, Salov, Pertl, Solberg, Miles, Rusk, McCarville, Bayrd, Erickson, Hesselbein, Chenoweth, Matano, Pan, Stubbs, Krause, Levin Sargent, Veldran, Corrigan, Wegleitner, Downing, Schlicht and Richmond, November 15, 2012.

Referred to PERSONNEL & FINANCE and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

RES. 185, 12-13

APPROVE CROP LEASES ON COUNTY PARK LAND –WINTER 2013

Dane County leases land for cropping that currently is not being used for prairie restoration or recreation. The leases are for limited periods and are renewed as needed.

Following are new leases for 3 years, commencing January 1, 2013.

1. Ice Age National Scenic Trail – Ballweg I – Town of Roxbury; 7.5 acres
\$260.00 per acre; \$1,950.00 per year for 3 years
Lessee: Owen Frosch

2. Silverwood County Park – UW – Town of Albion; 44 acres
\$75.00 per acre; \$3,300.00 per year for 3 years
Lessee: University of Wisconsin

Following is a new lease for 1 year, commencing January 1, 2013.

3. Festge County Park – Town of Berry; 29 acres
\$100.00 per acre; Total: \$2,900.00
Lessee: Pamela Allen

Following are lease addendums for 3 years, commencing January 1, 2013.

4. Badger Prairie County Park – Town of Verona; 5.67 acres
\$1.00 per year for 3 years
Lessee: Community Action Coalition for South Central Wisconsin

5. Ice Age National Scenic Trail – Marten – Town of Berry; 92.4 acres
\$250.00 per acre; \$11,550.00 per year for 3 years
Lessee: Phil Richards

Following are lease addendums for 2 years, commencing January 1, 2013.

6. Cherokee Marsh NRA – Town of Westport; 17 acres
\$80.00 per acre; \$1,360.00 per year for 2 years
Lessees: David and Jay Williamson

7. Donald County Park – Town of Springdale; 6.69 acres
\$91.00 per acre; \$608.80 per year for 2 years
Lessee: Matt Sutter

8. Ice Age National Scenic Trail – Ballweg II – Town of Roxbury; 39 acres
\$99.00 per acre; \$3,861.00 per year for 2 years

Lessee: Allan G. Breunig

9. **Ice Age National Scenic Trail – Liebetrau** – Town of Berry: 16 acres
\$164.00 per acre; \$2,624.00 per year for 2 years
Lessee: Phil Richards
10. **Ice Age National Scenic Trail – Meyer** – Town of Roxbury; 32 acres
\$200.00 per acre; \$6,400.00 per year for 2 years
Lessee: Stanley Herbrand
11. **Nine Springs E-Way**– Towns of Blooming Grove and Fitchburg; 50+/- acres
\$145.00 per acre; \$7,160.10 per year for 2 years
Lessee: Robert Uphoff
12. **Phil’s Woods NRA** – Town of Roxbury; 12 acres
\$70.00 per acre; \$840.00 per year for 2 years
Lessee: Robert Ziegler
13. **Schumacher Farm Historic Site** – Town of Westport; 69 acres
\$214.00 per acre; \$14,766.00 per year for 2 years
Lessee: Kippley Farms
14. **Yahara Heights County Park** – Town of Westport; 43 acres
\$214.00 per acre; \$9,202.00 per year for 2 years
Lessee: Kippley Farms

Following are lease addendums for 1 year, commencing January 1, 2013.

15. **Black Earth Creek NRA** – Town of Middleton; 45 acres
\$100.00 per acre; Total: \$4,500.00
Lessee: William Hinrichs
16. **Ice Age Junction NRA – Badger Prairie/Nesbitt Road** – Town of Verona; 24 acres
\$50.00 per acre; Total: \$1,200.00
Lessee: Wagner Dairy Farms LLC
17. **Black Earth Creek NRA – Sunnyside B** – Town of Middleton; 81.5 acres
\$125/150.00 per acre; Total: \$10,312.50
Lessee: Wagner Dairy Farms LLC
18. **Walking Iron NRA** – Town of Mazomanie: 372 crop acres and 113 livestock acres
Total: \$64,800.00
Lessee: Wagner Dairy Farms LLC
19. **Silverwood County Park** – Town of Albion; 162 acres
\$100.00 per acre; Total: \$16,200.00
Lessee: Claude Radermacher
20. **Brigham County Park** – Town of Blue Mounds; 13 acres
\$157.00 per acre; Total: \$2,041.00
Lessee: Tim Leidig

The revenue from lease No. 7 is to be included in the 2013 Land and Water Resources budget in Account LWRPKOP 84245.

The revenue from leases Nos. 2 and 19 is to be included in the 2013 Land and Water Resources budget in Account LWRPKOP 84308.

The revenue from leases Nos. 4, 14, 18 and 20 is to be included in the 2013 Land and Water Resources budget in Account LWPCLNAQ 84909.

The revenue from leases Nos. 1, 3, 6, 8, 9, 10, 11, 12, 13, 15, 16, and 17 is to be included in the 2013 Land and Water Resources budget in Account LWRPKOP 84911.

The revenue from lease No. 5 is to be included in the 2013 Land and Water Resources budget and divided equally between LWRPKOP 84911 and LWRPKOP 84244 .

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors and the Dane County Executive and County Clerk be authorized to execute the lease contracts set forth above.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the payments of the lease contracts be accepted as revenue in the 2013 Land and Water Resources budget and general revenue account as set forth above.

BE IT FINALLY RESOLVED that the Land & Water Resources Department Director (or designee) be authorized to act as the County's representative in administering the leases.

Submitted by Supervisors Ripp, Richmond and Downing, November 15, 2012.

Referred to PERSONNEL & FINANCE, ENVIRONMENT, AGRICULTURE AND NATURAL RESOURCES and PARK COMMISSION.

RES. 186, 12-13

APPROVING AGREEMENTS FOR THE DANE COUNTY COW POWER PROJECT
IN THE TOWN OF SPRINGFIELD

The State of Wisconsin biennial budget (2009 Wisconsin Act 28) included a grant to Dane County of state general obligation borrowing to be used to support two manure digester projects in the Yahara Lakes Watershed. The digester projects convert cow manure from farms into valuable renewable energy, create jobs, and continue the county's partnership with the county's agriculture community to reduce phosphorus runoff to our lakes and streams.

On February 17, 2010, the State Building Commission approved the first grant of \$3.3 million for the Waunakee-area digester project in the Town of Vienna.

On November 17, 2010, the State Building Commission approved the second grant of \$3.3 million for the Middleton-area digester project in the Town of Springfield. On January 6, 2011, the Dane County Board of Supervisors adopted Res. 241, 10-11 approving the agreement and budget amendment for the project and authorized the County Executive to execute the necessary documents to secure and receive the state grant.

The Town of Vienna digester project serves three dairy farms that are the first cluster of farms in Wisconsin to develop a community digester and one of a small number of digesters in the nation slated to remove much of the algae-producing phosphorus from the manure of approximately 2,500 milking cows. The project began operation on December 16, 2010. The Town of Vienna digester project was developed and constructed by a private company, Clear Horizons LLC. Clear Horizons LLC owns and operates the digester. In addition to the \$3.3 million provided by the state grant for the primary purpose of purchasing advanced technology to remove phosphorus, private financing was provided by Clear Horizons LLC.

The second digester project in the Town of Springfield will also serve three dairy farms that are the second cluster of farms in Wisconsin to develop a community digester. The project is proposed to begin

construction in the spring of 2013. Dane County is proposing to enter into a new partnership for the project with major healthcare provider, Gundersen Health System (GHS). In addition to project financing of \$3.3 million provided by the state grant, project financing will be provided by Gundersen Health System.

The digester will provide a number of important benefits. First, phosphorus is the leading cause of algae in the Yahara Lakes and the manure digester utilizing advance separation technology will remove much of the phosphorus. Second, the digester facility will help farmers with the costly storage and management of manure and will significantly reduce the odors associated with manure. Third, Madison Gas and Electric Company (MGE) will purchase approximately 2 megawatts of electricity generated by the digester every year from the burning of methane gas – enough energy to power approximately 2,500 homes. Fourth, because of the methane released by untreated manure, digesters are also recognized for their contribution in controlling greenhouse gases. Fifth, 60 subcontractors and suppliers and 230 workers built the first cow power project and a similar number of green jobs are expected to be created for the second digester.

Through a series of agreements with GHS, the county will act as a conduit to use the state grant funds to finance certain components of the project costs and transfer purchase power revenues received from MGE. These costs include acquisition and improvements to the digester site and equipment related to the project's phosphorous reduction efforts.

First, the county will enter into a digester development and operation agreement with GHS. Second, the county will enter into a purchase agreement for the purchase with state grant funds the digester site and certain equipment. Third, the county will enter into an agreement to lease certain equipment to GHS. Fourth, the county will enter into an agreement to lease the site to GHS. Fifth, the county will enter into a facility lease that outlines the obligations related to the lease of improvements. Sixth, the county will amend its existing Rodefild Landfill purchase power agreement with MGE allowing for the transfer of revenues to the digester project; and seventh, the county will enter into an agreement for the escrow of revenues received from MGE designated for transfer to the project.

The purpose of this resolution is to provide authorization for the County Executive and County Clerk to execute the necessary documents to expend the state grant funds and transfer purchased power revenues to the project.

THEREFORE, BE IT RESOLVED that the County Executive and County Clerk are authorized to execute the digester development and operation agreement, and

BE IT FURTHER RESOLVED that the County Executive and County Clerk are authorized to execute any documents necessary for the purchase with state grant funds the digester site and certain equipment, and

BE IT FURTHER RESOLVED that the Dane County Real Estate Officer is authorized to administer the closing and the Controller is authorized to issue checks necessary to effectuate the transactions for the purchase of the site and certain equipment, and

BE IT FURTHER RESOLVED that the County Executive and County Clerk are authorized to execute the documents to lease the digester equipment, and

BE IT FURTHER RESOLVED that the County Executive and County Clerk are authorized to execute the digester land lease documents, and

BE IT FURTHER RESOLVED that the County Executive and County Clerk are authorized to execute the necessary documents for the county to amend its existing Rodefild Landfill purchase power agreement with MGE allowing for the transfer of revenues to the digester project, and

BE IT FINALLY RESOLVED that the County Executive and County Clerk are authorized to execute the necessary documents for the county to enter into an agreement for the escrow of revenues received from MGE designated for transfer to the project.

Submitted by Supervisors Ripp, Schmidt, Pertl, Veldran and Richmond, November 15, 2012.

Referred to PERSONNEL & FINANCE, PUBLIC WORKS & TRANSPORTATION and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

RES. 187. 12-13

AUTHORIZING PURCHASE OF INSURANCE

The adopted 2012 budget provides the authority to purchase insurance to protect Dane County.

Dane County purchases insurance coverage through Wisconsin Municipal Mutual Insurance Company (WMMIC) for automobile liability, general liability, miscellaneous liability, and errors and omissions in amounts up to \$10 million in excess coverage to protect the County from catastrophic losses.

Insurance coverage is purchased from commercial insurance carriers for the following coverage: Airport Liability Insurance; Professional Health Professional Liability insurance for Badger Prairie Health Care Center; Boiler insurance for existing boilers/compressors; Employee Crime/Theft insurance; Property, Equipment, and Builders Risk insurance; and Automobile, General Liability, Excess Liability, and Workers Compensation Insurance for EMS.

The specific amounts for these policies are all provided in the adopted 2013 budget.

NOW, THEREFORE, BE IT RESOLVED that the County Controller be authorized to pay the premiums for these contracts.

Submitted by Supervisor Corrigan, November 15, 2012.

Referred to PERSONNEL & FINANCE.

RES. 188, 12-13

AUTHORIZING 2012 URBAN WATER QUALITY GRANT AWARDS

The Dane County Urban Water Quality Grant Program was included in the 2012 County Budget to improve the quality of urban stormwater runoff entering Dane County lakes, rivers and streams, increase public awareness of urban water quality issues, and provide public education for urban stormwater quality improvement practices. The project goals are to be achieved through the construction of best management practices that will provide efficient, cost-effective treatment of urban runoff. Financial assistance is available to municipalities in the form of cost sharing up to 50% percent of the total project cost, not to exceed \$100,000.

The Land & Water Resources Department recommends a total of \$244,969 in Legacy Funds for the following three projects:

Sponsor	Project Title	Project Cost	Grant Award
Town of Madison	Curtis Pond	\$ 987,900	\$100,000

Village of Shorewood Hills	Blackhawk retention Basin	\$ 89,940	\$ 44,969
Town of Madison	Coyote Pond	\$ 444,700	\$100,000
		TOTAL	\$244,969

The grant awards are contingent on the County and project sponsor entering into a grant agreement that will specify the program requirements and applicable grant conditions for each project.

The term for the debt issued to support the project will be ten years.

NOW, THEREFORE, BE IT RESOLVED, that these 2012 Urban Water Quality Grants are approved by the Dane County Board and the Dane County Executive.

BE IT FURTHER RESOLVED, that the grant awards totals \$244,969 and that the funds are currently available in the 2012 Legacy Fund.

BE IT FURTHER RESOLVED, that Land & Water Resources staff are authorized to execute documents necessary to effectuate the grant award, which may include grant agreements and management agreements.

BE IT FINALLY RESOLVED, that the Director of Dane County Land & Water Resources is authorized to approve reimbursement documentation for grant projects and the Controller is authorized to issue checks necessary to effectuate the projects authorized through the grant awards.

Submitted by Supervisors McDonell, Richmond, Levin, Stubbs and Downing. November 15, 2012.

Referred to PERSONNEL & FINANCE and ENVIRONMENT, AGRICULTURE, & NATURAL RESOURCES.

COMMUNICATIONS

- Claim from Mark Ciotti against Highway for damage to his vehicle. Referred to PUBLIC PROTECTION & JUDICIARY.
- Claim from Robert E. Phipps against Dane County for denial of his claim. Referred to PUBLIC PROTECTION & JUDICIARY.
- Notice of Claim from Greg Griswold against Dane County Zoning. Referred to PUBLIC PROTECTION & JUDICIARY.
- Town of Blooming Grove resolution 2012-09 recommending Dane County Parks be available and utilized by those for whom they were intended. Referred to EXECUTIVE.

RES. 189, 12-13

ENVIRONMENTAL MONITORING AT THREE DANE COUNTY LANDFILL SITES

The Department of Public Works, Highway & Transportation reports the receipt of proposals for monitoring services at three landfill sites, Request for Proposals # 312031.

An Agreement has been negotiated with _____ for a cost of _____.

The Public Works staff finds the amount to be reasonable and recommends the proposal be awarded to _____.

There are sufficient funds available for this project.

NOW, THEREFORE, BE IT RESOLVED that a Contract be awarded to _____ in the amount of \$ _____; and

BE IT FURTHER RESOLVED that the County Executive and the County Clerk be authorized to sign the Contract; and

BE IT FINALLY RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Contract.

Submitted by Supervisor Schmidt, November 19, 2012.

Referred to PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 190, 12-13

AUTHORIZING EMPLOYMENT SERVICES AGREEMENT FOR EXECUTIVE DIRECTOR
OF THE ALLIANT ENERGY CENTER OF DANE COUNTY (MARK CLARKE)

A candidate has been selected to serve as Executive Director of the Alliant Energy Center of Dane County. Consistent with the budget, county ordinances and existing practice for employment contracts, an employment services agreement has been negotiated with Mark Clarke. This contract is similar to contracts negotiated with other department heads.

NOW, THEREFORE, BE IT RESOLVED that the County Executive is hereby authorized to execute, on behalf of the County of Dane, an employment services agreement with Mark Clarke to serve as Executive Director of the Alliant Energy Center of Dane County for a five-year period ending December 9, 2017, at a beginning base salary of \$120,000.00

Submitted by Supervisor McDonell, November 19, 2012.

Referred to PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION.

ORD. AMDT. 35, 12-13

AMENDING CHAPTER 25 OF THE DANE COUNTY CODE OF ORDINANCES,
REGARDING EQUAL BENEFIT REQUIREMENTS FOR LOAN RECIPIENTS

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 25.016 is amended to read as follows:

25.016 EQUAL BENEFITS REQUIREMENT.

(1) *Purpose.* The purpose of this ordinance is to ensure that equal compensation is provided to all employees of contractors, grant beneficiaries, and loan recipients performing work for the County of Dane. It is the County's intent, through the contracting practices outlined in this section, to assure that those

companies wanting to do business with the County will equalize the total compensation between similarly situated spouses and those with domestic partners.

(2) As used in this section, the following terms shall have the meanings indicated:

(h) Loan recipient means any person who receives a loan from Dane County, regardless of the amount of the loan.

~~(h)~~(i) *Public works contract* means all contracts subject to chapter 40, Dane Co. Ords.

~~(i)~~(j) *Service contract* means any contract with the County, for the provision of services to any County department or agency involving the following types of personal services: general labor, clerical work, janitorial work, security (including weapons screening), food service, human services contracts (including transportation), and personal care and home care work paid with County-administered funds for persons with disabilities and the frail elderly, whether the workers are employed directly by the consumer or by a third party. The purchasing agent shall review each bid specification or request for proposal and make a determination as to whether the proposed contract will constitute a service contract.

(3) *Applicability.*

(a) This ordinance shall apply to:

1. All contractors as follows:

a. A contractor's operations located in Dane County, regardless of whether there are employees at those locations performing work on the contract;

b. A contractor's operations on real property located outside of Dane County if the property is owned by the County or the County has the right to occupy the property, and if the contractor's presence at or on that property is connected to a contract with the County; and

c. The contractor's employees located elsewhere in the United States but outside of Dane County, if those employees are performing work on a county contract.

2. All employers who are beneficiaries of economic development grants from the County in the amount of \$5,000 or more.

3. Dane County regarding its employees, including limited term employees.

4. All loan recipients.

(b) Notwithstanding anything to the contrary, the purchasing manager or designee may waive the provisions of this section when there is only one prospective contractor willing to enter into a contract with the County on the terms and conditions established by the County, or when the needed services or public works are available only from a sole source and the prospective contractor is not currently disqualified from doing business with the County based on any contract compliance requirements, and such waiver is in the best interest of Dane County. Any such waiver shall be reported to the Personnel & Finance Committee.

(4) All contractors, ~~and~~ economic development grant beneficiaries, ~~and~~ loan recipients shall provide the same benefits to employees with domestic partners as they do to employees with spouses, or the cash equivalent if a benefit cannot reasonably be provided.

(5) Every public works and service contract, ~~and~~ every grant of economic assistance, ~~and~~ every loan entered into by the County shall contain the following notice: "The contractor [~~or~~ grant beneficiary or loan recipient] agrees to provide the same economic benefits to all of its employees with domestic partners as it does to employees with spouses, or the cash equivalent if such a benefit cannot reasonably be provided. The contractor [~~or~~ grant beneficiary or loan recipient] agrees to make available for County inspection the contractor's payroll records relating to employees providing services on or under this contract or subcontract [~~or~~ grant or loan]. If any payroll records of a contractor [~~or~~ grant beneficiary or loan recipient] contain any false, misleading or fraudulent information, or if a contractor [~~or~~ grant beneficiary or loan recipient] fails to comply with the provisions of s. 25.016, D.C. Ords., the contract compliance officer may withhold payments on the contract; terminate, cancel or suspend the contract in whole or in part; or, after a due process hearing, deny the contractor the right to participate in bidding on future County contracts for a period of one year after the first violation is found and for a period of three years after a second or subsequent violation is found."

(a) Every contractor, ~~and~~ grant beneficiary, or loan recipient shall provide a similar written notice to any subcontractor.

(6) The County's purchasing agent shall add a summary of the requirement for the equal benefits to the County's standard Bids & Specifications document.

(7) For every service contract, ~~and~~ economic development assistance grant, or loan, a notice of the equal benefits requirement shall be kept posted by the contractor, ~~or~~ grant beneficiary, or loan recipient at the site of

the work in a prominent place where it can be easily seen and read by persons employed in the performance of such contract, ~~or grant, or loan~~. The poster shall also provide information of the means the reader may use to file a complaint of violation. In addition, copies of the equal benefit requirement shall be provided to any person employed in the performance of a service contract, ~~or economic development assistance grant, or loan~~ upon request and within a reasonable period of time.

(8)(a) Upon completion of a contract, ~~or grant, or loan~~ and before receiving final payment for his or her work on said contract, ~~or grant, or loan~~, each contractor, ~~or grant beneficiary, or loan recipient~~ shall furnish the County with a certification affirming that he or she has complied fully with the requirements of this section. A contractor, ~~or grant beneficiary, or loan recipient~~ may not receive final payment until such certification is filed.

(b) Notwithstanding the provisions of sub. (a), Human Services contractors that are paid 1/12th of an annual contract per month may receive final payment prior to filing the required certification, but must file said certification on an annual basis at the completion of the contract term.

(c) When requested by the contract compliance officer, the contractor~~or~~, ~~grant beneficiary, or loan recipient~~ shall also furnish certifications from each of his or her subcontractors.

(9) Each contractor and subcontractor providing County-compensated services, ~~and each grant beneficiary receiving an economic development assistance grant, and each loan recipient~~ shall keep full and accurate records of benefits provided or cash equivalents paid for every employee subject to this section.

(10) The contract compliance officer or designee may demand and examine, and it shall be the duty of every contractor, subcontractor, ~~or grant beneficiary, or loan recipient~~ and agent thereof to keep and furnish to the contract compliance officer or designee, copies of records which relate to the benefits provided or cash equivalents paid to employees providing County-compensated services.

(11) If requested by any person, the contract compliance officer or designee shall inspect the payroll records of any contractor, subcontractor, ~~or grant beneficiary, or loan recipient~~, or agent thereof, providing County-compensated services or receiving an economic development assistance grant ~~or loan~~ to ensure compliance with this section.

(12)(a) An affected employee may file a complaint alleging a contractor's, ~~or grant beneficiary's, or loan recipient's~~ violation of this section. All complaints shall be filed with the contract compliance officer.

(b) The contract compliance officer shall investigate and determine whether there has been a violation of this section and provide copies of a proposed decision to the complainant and the contractor, ~~or grant beneficiary, or loan recipient~~. If a violation is found, the proposed decision may include any of the following:

1. Withholding of payments due the contractor, ~~or grant beneficiary, or loan recipient~~ in an amount sufficient to pay the wages due all affected employees;
2. Termination, suspension or cancellation of the contract, ~~or grant, or loan~~, in whole or in part;
3. Debarment for a period of up to three years.

(c) Any person affected by the proposed decision may, no later than 30 days after issuance of the proposed decision, appeal the decision to the board by serving a notice of appeal on the county clerk. If no appeal is taken within the time allotted, the proposed decision shall become final.

(d) Upon the filing of an appeal, the board shall meet on notice, take testimony, receive evidence, allow the parties to call witnesses, allow cross-examination and issue a final decision. The board shall not be bound by common law or statutory rules of evidence, but shall admit all testimony having reasonable probative value, excluding that which is immaterial, irrelevant or unduly repetitious. The board shall give effect to the rules of privilege recognized by law. Basic principles of relevancy, materiality and probative force, as recognized in equitable proceedings, shall govern the proof of all questions of fact. The board may take official notice of any generally recognized fact or established technical or scientific fact, but parties shall be notified either before or during hearing or by full reference in preliminary reports, or otherwise, of the facts so noticed, and the parties shall be afforded an opportunity to contest the validity of the official notice.

(e) The board's final decision may include withholding a sum of money due the contractor, ~~or grant beneficiary, or loan recipient~~ in an amount sufficient to provide the cash equivalent of benefits not provided as well as termination, suspension or cancellation of the contract, ~~or grant, or loan~~, in whole or in part, and debarment.

(13) A department or agency may not award any contract to a contractor nor any grant to a grant beneficiary, ~~nor any loan to a loan recipient~~ who has been debarred unless at least three years have elapsed from the date of debarment, unless a shorter time of debarment is specified in the board's final decision.

(a) This subsection does not apply to any contractor, subcontractor, ~~grant beneficiary, or loan recipient~~ who has not exhausted or waived all appeals, provided that the period of debarment shall commence as of the date all appeals are exhausted or waived, as appropriate.

(14) The board may promulgate rules to administer this subsection.

(15) A contractor, ~~grant beneficiary, or loan recipient~~ shall not retaliate against any employee who files a complaint under this section, and a violation thereof shall be subject to the penalties set forth in sub. (12)(b)2. and 3. above.

(16) No contractor, ~~grant beneficiary or loan recipient~~ may use the equal benefits requirement of this section to reduce the wage paid to any person employed by the contractor or grant beneficiary. ~~as of December 1, 2008.~~

(17) *Legal effect and severability.* (a) Nothing in this section shall be interpreted to alter, contravene or be in conflict with any provision of county, state or federal law.

(b) If any subsection, clause or provision of this section is held invalid, the remainder shall not be affected by such invalidity.

[EXPLANATION: This amendment makes the equal benefits requirement applicable to any person who receives a loan from Dane County.]

Submitted by Supervisors Erickson, Corrigan, Richmond, Solberg, Miles, Hotchkiss, Stubbs, Rusk, Veldran, McDonell, de Felice, Downing, Kiefer, Bayrd, Hendrick, McCarville, Schmidt, Wegleitner, Matano, Sargent, Levin, Dye, Pertl, Zweifel, Bollig, Salov, Schlicht, Clausius and Krause, December 6, 2012. Fiscal and Policy Notes not required.

Referred to EXECUTIVE and PERSONNEL & FINANCE.

ORD. AMDT. 36, 12-13

AMENDING CHAPTER 6 OF THE DANE COUNTY CODE OF ORDINANCES,
REGARDING FILLING OF TEMPORARY SUPERVISORY VACANCIES

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 6.071 is amended to read as follows:

6.071 FILLING OF TEMPORARY VACANCIES. (1) *During Election Recount.* If a temporary vacancy occurs in the office of county supervisor as a result of expiration of the term of an incumbent and a successor has not been determined due to the pendency of a recount or an appeal from a recount determination, the temporary vacancy shall be filled by the candidate receiving the most votes as determined by the county canvass. The temporary appointee shall serve until a successor qualifies.

(2) *During Special Election.* If only one candidate qualifies for the ballot in a special election called pursuant to s. 6.07(1), the county board chairperson may, subject to confirmation by the county board, appoint the candidate to the temporary vacancy until a successor is elected and qualified at the special election.

[EXPLANATION: This amendment adds a provision providing for appointment to fill a temporary vacancy during a special election if only one candidate qualifies for the special election ballot.]

Submitted by Supervisors Hendrick, Krause, Bayrd, Matano, Richmond, Solberg, Sargent, Stubbs, and Erickson, December 6, 2012. Fiscal and Policy Notes not required.

Referred to EXECUTIVE.

AMENDING CHAPTER 15 OF THE DANE COUNTY CODE OF ORDINANCES,
REVISING THE NUMBER OF HUMAN SERVICES BOARD MEMBERS

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 15.15 is amended to read as follows:

15.15 HUMAN SERVICES BOARD.

(1) The human services board shall consist of nine (9) members. Three (3) of the board's members shall be county board supervisors. One supervisor member shall also be a member of the health and human needs committee and one shall also be a member of the public protection and judiciary committee. One member shall be a member of the area agency on aging board at the time of appointment to the human services board. At least one member shall be either an individual, or a family member of an individual, who receives or has received human services. The remainder of the board's members shall be consumers of services or citizens-at-large. Members shall be chosen on the basis of recognized ability and demonstrated interest in human services. No public or private provider of services may be appointed.

(2) Members shall serve three-year terms ending on the third Tuesday in April or as soon thereafter as successors are appointed and qualified.

(a) Original appointments to the human services board shall be for staggered terms so that 3 terms shall expire in 1990, 4 terms in 1991 and 4 terms in 1992, the county executive to designate the length of each appointee's term at the time of appointment. Appointments to fill vacancies after the original appointments shall be for terms of three years each. All appointments shall be made by the county executive and are subject to county board confirmation.

(3) Members of the human services board and of its ordinance-created committees shall receive the same per diem and mileage paid to county board supervisors for attendance at standing committee meetings.

(4) The human services board shall confer with the director of the human services department and members of his or her staff and may call upon the director to provide such staff assistance as may be required to carry out its functions.

(5) The human services board shall exercise all the duties and powers specified in section 46.23(5m) of the Wisconsin Statutes, which include short and long range planning, budget advice and policy analysis. The human services board and its committees shall be advisory to the health & human needs committee of the county board on major issues and with respect to planning, budget, policy and program evaluation matters. The human services board, jointly with the health & human needs committee, shall commit to a long-range planning and strategic policy process that incorporates mechanisms to assure the broadest and most effective consumer and citizen involvement in determining priorities, policies and effective service.

(6) There is created the long term support committee which shall consist of 9 members. Five members must be consumers receiving long term community support services or a relative or guardian of such a consumer, each of whom represents one of the following groups: (a) frail elderly persons, (b) physically disabled persons, (c) developmentally disabled persons, (d) chronically mentally ill persons, and (e) chemically dependent persons. At least one member shall be a member of the county board. One member shall be a member of the human services board and one member shall be a member of the commission on aging. Members shall be chosen on the basis of interest in providing long term support services for the frail elderly and disabled persons. The long term support committee shall review and approve the county's community options plan and meet the requirements for a long term support committee specified in s. 46.27(4), Stats. The committee shall also advise the health & human needs committee of the county board and the human services board on long term support, Badger Prairie Health Care Center and other program areas pertaining to the operation of the adult community services division of the Dane County Human Services Department in policy planning and budgetary matters.

(8) In addition to its other duties, the board of health shall also serve as an adjunct to the human services board and shall advise the human services board with respect to those functions set forth in sec. 15.24.

[EXPLANATION: This amendment increases the number of members on the human services board.]

Submitted by Supervisors Dye, Solberg and Sargent. December 6, 2012. Fiscal and Policy notes not required.

Referred to HEALTH & HUMAN NEEDS.

ORD. AMDT. 38, 12-13

AMENDING CHAPTER 53 OF THE DANE COUNTY CODE OF ORDINANCES,
LIMITING THE ISSUANCE OF PERMITS FOR TRAPPING

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Subsection 53.02(1)(p) is amended and (2)(q) is created to read as follows:

53.02 PERMITS.

(1) Written permits shall be required for any of the following and must be purchased prior to use:

(p) For any hunting activity or event as allowed by sec. 53.03(2).

(q) For trapping on any land where Wis. Stat. § 23.01916 requires such activity.

ARTICLE 3. Section 53.03(2)(b) is amended to read as follows:

53.03 PROHIBITED ITEMS OR USES. In addition to activities otherwise prohibited by law, the following shall be prohibited unless specifically authorized by written permit:

(2) (a) No person may take, catch, kill, hunt, trap, disturb or pursue any wild animal or bird, discharge any firearm, or have in his or her possession or under his or her control any firearm or air gun as defined in s. 932.22, Wis. Stats., unless it is unloaded and enclosed in a carrying case, or any bow, slingshot or spring-loaded device designed for shooting a projectile unless the same is unstrung or enclosed in a carrying case while in any park except in connection with a hunting activity or event where specifically allowed by written permit issued by the parks director or designee, and then only in strict conformity with the conditions stated in the written permit, or as authorized by sub. (b);

(b) The park commission may designate lands under their jurisdiction as a wildlife area whenever it determines such a designation is necessary in order to comply with Wis. Stat. § 23.01916. Land designated as a wildlife area shall be open to hunting, trapping and fishing in the same manner as a State Wildlife Area consistent with Wis. Admin. Code Ch. NR 45. The commission may adopt additional or revised rules and policies for land designated as a wildlife area pursuant to sec. 53.11. A violation of Wis. Admin. Code Ch. 45, or such additional rules adopted by the commission on land designated as a wildlife area, is a violation under this section. The commission shall have the authority to amend a wildlife area designation.

[EXPLANATION: This amendment limits the issuance of permits for trapping to only those areas where Stewardship grant funding requires that such activity take place and to areas that have been previously designated wildlife areas.]

Submitted by Supervisors Solberg, Matano, Miles, Sargent, Dye, Bollig, Hotchkiss, Zweifel and de Felice, December 6, 2012.

Referred to ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and PARK COMMISSION.

RES. 191 ,12-13

ADVISORY REFERENDUM ON SAME DAY VOTER REGISTRATION

Dane County and the State of Wisconsin have rich traditions of open and accessible democracy and have taken great lengths to promote citizen participation in their democracy. Dane County's turnout in the November, 2012 election reached nearly 79% of eligible voters, one of the highest in the entire state and country. Wisconsin experienced its highest voter turnout in state history in the November 2012 election when 3,071,434 votes were cast reflecting a 70.14% statewide turnout, the highest percentage since 1948.

States that allow same day voter registration consistently see voter turnout and participation at 10-12% higher than states where it is not allowed. Wisconsin has allowed same day voter registration since 1976 and over a quarter of a million Wisconsin voters (230,330), and 38,063 Dane County voters, participated in their democracy in the November 2, 2010 elections by registering to vote on Election Day.

Election clerks strongly support the ability of voters to register to vote at the polls and have not reported any problems from this long standing practice.

NOW THEREFORE BE IT RESOLVED that the Dane County Board of Supervisors places the following advisory referendum on the ballot for the April 2, 2013 election:

"Should the state of Wisconsin continue to allow people to register to vote at the polls on Election Day?"

BE IT FINALLY RESOLVED that the Dane County Clerk shall take all necessary steps to implement this resolution.

Submitted by Supervisors McDonell, Miles, Wegleitner, Zweifel, Matano, Rusk, Kiefer, McCarville, Stubbs, Bollig, Salov, Schlicht, de Felice, Corrigan, Downing, Erickson, Schmidt, Dye, Sargent, Levin, Solberg, Pertl, Hotchkiss, Clausius, Krause and Bayrd, December 6, 2012. Fiscal and Policy notes not required.

Referred to EXECUTIVE.

RES. 192, 12-13

SUPPORTING WISCONSIN'S SUCCESSFUL SYSTEM OF ELECTION DAY VOTER REGISTRATION

State Senator Alberta Darling and State Representative Joel Kleefisch soon plan to introduce legislation that would end the Wisconsin's longtime provision of Election Day registration (EDR) for voters in their polling places. This proposal is opposed by the Wisconsin Municipal Clerks Association because it would not only serve to discourage voter participation but also cause unnecessary work for state and local election officials.

Wisconsin has encouraged voter participation through EDR since 1976, when Wisconsin and Minnesota became the first two states in the country to let voters register at the polls on election day. Today nine states employ EDR and these states are among those with the highest turnout in the country. According to a study at George Mason University, the top six turnout states in the 2008 election were Minnesota (where 77.7 percent of all eligible voters cast a ballot), Wisconsin (72.1 percent), New Hampshire (71.1 percent), Maine (70.9 percent), Colorado (70.2 percent) and Iowa (69.7 percent). All but Colorado had EDR.

According to a 2007 Ohio State University/Moritz College of Law report, *"Before instituting EDR in 1976, Wisconsin's voter turnout was in the middle of the pack in comparison to other states. After the institution of EDR, Wisconsin moved to the front of the pack. This is consistent with the experience of*

Minnesota and Maine, the other two states that adopted EDR about the same time, both of which subsequently saw a jump in their turnout. These three states sustained their high turnout rates in the years that followed, even as other states saw their turnout drop. This trend continued in the 2006 elections, with the seven EDR states averaging 48.7% turnout, compared with 38.2% in non-EDR states."

Students, people of color, and the poor are most likely to register on election day -- largely because they are more likely to have moved since the last time they voted -- and would be most affected by eliminating EDR in Wisconsin. In 2008, 15 percent of all Wisconsin voters (approximately 460,000 people) registered on election day.

At the same time, eliminating EDR would cause the number of provisional ballots to increase dramatically. In Wisconsin, only 211 provisional ballots were cast in 2008, compared with tens of thousands in states that do not provide EDR. In close elections, a high number of provisional ballots means the outcome will not be resolved for weeks, and in many cases voters who cast provisional ballots do not have their votes counted because of technical errors.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors supports Election Day voter registration and urges the Wisconsin State Legislature to maintain the current system.

BE IT FINALLY RESOLVED that a copy of this resolution be forwarded to Governor Walker, the Wisconsin Counties Association, and the Dane County legislative delegation.

Submitted by Supervisors Richmond, Weigleitner, McCarville, Matano, Krause, Sargent, Dye, Hotchkiss, Miles, Schmidt, Downing, Veldran, Schlicht, Zweifel, de Felice, Bollig, Bayrd, Hendrick, Pertl, Salov, Rusk, Stubbs, Kiefer and Solberg, December 6, 2012. Fiscal and Policy notes not required.

Referred to EXECUTIVE.

RES. 193 , 12-13

COUNTY EXECUTIVE APPOINTMENTS

The County Executive has appointed the following persons to the designated commissions, committees and boards. These appointments require confirmation by the County Board.

NOW, THEREFORE, BE IT RESOLVED that the appointments set forth below are confirmed.

Alliant Energy Center Commission

Patricia L. Chang, 11 Fleischman Circle, Madison 53719 (833-3041-H, 233-8778-W), to be reappointed. This term will expire 9/1/15.

Mary Strickland, 307 Glen Thistle Court, Madison 53705 (233-0586-H, 283-2344-W), to be reappointed. This term will expire 9/1/15.

Monona Terrace Convention & Community Center Board

Mark Clarke, c/o Alliant Energy Center, 1919 Alliant Energy Center Way, Madison 53713, (267-3976-W), to fill the seat of the AEC Director. Mr. Clarke is the new Alliant Energy Center Director, replacing Interim Director Kevin Gould. This term will expire 5/1/14.

Capital Area Regional Planning Commission (CARPC)

Peter E. McKeever, 6302 Southern Circle, Monona 53716 (223-0385-H, 256-1003-W), to be reappointed. This term will expire 5/1/15.

Long Term Support Committee

Susan L. Endres, 109 Winston Way, Waunakee 53597 (849-7058-H, 886-6445-C), due to the resignation of Kathleen Nichols. Ms. Endres is a Contracted Grant Reviewer for the U.S. Department of Health & Human Services' Substance Abuse and Mental Health Services Administration. Ms. Endres has extensive experience in state wide training, program development/design/implementation, financial development and management, contract management, qualitative and quantitative design and reports , evidence-based practice exposure and implementation, and collaborating with internal and external stakeholders. Ms. Endres is a licensed social worker, has experience in adult protective services and case management and earned a Master's Degree in Public Administration. This term will expire 4/15/14.

Reclassification Appeals Board

Jack D. Nelson, 2756 Yahara Road, Stoughton 53589 (217-3124-H), to be reappointed. This term will expire 6/30/15.

Submitted by Supervisor McDonell, December 6, 2012. Fiscal and Policy Notes not required.
Referred to EXECUTIVE.

RES. 194, 12-13

AUTHORIZING DEER VALLEY LEASE FOR JOINING FORCES FOR FAMILIES PROGRAM

Dane County Department of Human Services is involved in a program of providing more localized services in the communities identified as needing those services most. One such program is the Joining Forces for Families (JFF) Program. The Joining Forces for Families program has been occupying space (one unit) in a building owned by Mistwood Apartments, and this space is located at 205 Deer Valley Road, Apts. #2, Madison, Wisconsin. The JFF has occupied the one multi-room office since 1998. JFF continues to play a strong role in this community. This request is to renew the lease from 2/1/13 to 1/31/14 with an increase in rent for the office from \$465.00 per month to \$505.00 for a total of \$6,060 per year.

The negotiated rental rate for the designated JFF space is presently below market rental rate. The space will be utilized by a Dane County Community social worker and other JFF partners. The JFF team in Deer Valley Road has had a dramatic impact in stabilizing the community. It is the primary source for programming in the neighborhood since there is no neighborhood center. Deer Valley Road now has the second largest concentration of Spanish speaking families in Dane County. General outside maintenance such as snow plowing and lawn mowing are included. Electric utilities will be paid by JFF. The total rental cost of the office per year is \$6060.

NOW, THEREFORE, BE IT RESOLVED that Dane County enter into a lease with Mistwood Apartments, for 2013; and

BE IT FURTHER RESOLVED that the Dane County Clerk and County Executive are hereby authorized to execute the described lease on behalf of Dane County.

Submitted by Supervisors Sargent, Levin, Hotchkiss, Zweifel, Salov, Wegleitner, Clausius, McCarville, Krause, Ripp and Matano, December 6, 2012.

Referred to HEALTH & HUMAN NEEDS, PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION .

ACCEPTING HOMELAND SECURITY/REGIONAL SCIP COORDINATOR GRANT

The Department of Emergency Management has applied for and received approval for Homeland Security/ Regional Interoperability Statewide Communications Interoperability Plan (SCIP) Implementation Grant made available through the Wisconsin Office of Justice Assistance.

The grant will provide funds to support implementation of the Statewide Communications Interoperability Plan in the southwest region of the state. Grant funds will be used to extend the regional interoperability coordinator position, responsible for organizing a regional communications planning council, facilitating planning efforts, conducting training and outreach, and submitting project reports.

The Office of Justice Assistance will provide \$54,000 towards these efforts, all of which will be allocated toward personnel costs. There is no County matching requirement with this grant. The grant period is from February 1, 2013 to March 31, 2014. Grant funds will be used to continue funding the part-time Communications Interoperability Planner position in the Department of Emergency Management.

This is the fourth year of grant funding for this position. The first grant was accepted by Res. 284, 2009-10.

NOW, THEREFORE, BE IT RESOLVED that \$54,000 be set up as additional revenue in a newly created Emergency Management, Emergency Planning Division revenue account named SCIP Coordinator 2013, and be credited to the General Fund. Account number to be issued by the Controller's Division upon passage of this resolution

BE IT FINALLY RESOLVED that the following be transferred from the General Fund to Emergency Management Personal Services accounts:

EMEMRPLN	10009	Salaries and Wages	\$41,416
EMEMRPLN	10099	Retirement Fund	\$4,725
EMEMRPLN	10108	Social Security	\$3,215
EMEMRPLN	10117	Health	\$4,285
EMEMRPLN	10153	Dental	\$359
		Total	\$54,000

Submitted by Supervisors Rusk, Bayrd, Kiefer, McCarville, Dye, Schlicht, Wiganowsky and de Felice, December 6, 2012.

Referred to PERSONNEL & FINANCE and PUBLIC PROTECTION & JUDICIARY.

AUTHORIZING AN AGREEMENT TO ACCEPT HIGHWAY SAFETY GRANT FUNDS FOR A CRITICAL TRAFFIC INVESTIGATION AND PROSECUTION COLLABORATION PROJECT

The Department of Transportation, Bureau of Transportation Safety, State of Wisconsin, is making funds available for participation in a Critical Traffic Investigation and Prosecution Collaboration to improve traffic safety in Wisconsin. This multi-jurisdictional collaborative unit will be comprised of representatives from Dane County Sheriff's Office, Madison Police Department, Wisconsin State Patrol, Dane County Coroner's Office, the dedicated prosecutor, and victim services.

The dedicated prosecutor, who will be the primary resource in all cases involving impaired/reckless/negligent driving injuries or death or any other impaired driving offenses will serve as the point of contact for Dane County law enforcement agencies charged with the investigation of fatal and serious injury vehicular crashes. All of these crashes in Dane County will be investigated pursuant to a consistent, predictable, and comprehensive protocol. Regular multi-jurisdictional case staffings will be followed in response to all of these specific types of crashes to ensure the successful adjudication of these vehicular crimes. Trauma response staff will convene involved participants in routine case staffings and will ensure that victim needs are considered among the other investigative and prosecutorial duties.

NOW, THEREFORE, BE IT RESOLVED that the Sheriff's Office is hereby authorized to accept \$150,000 from the Department of Transportation, Bureau of Transportation Safety for the Critical Traffic and Prosecution Collaboration Project.

BE IT FURTHER RESOLVED that on behalf of the County of Dane, the county clerk and county executive are authorized to execute an agreement embodying the above provisions.

BE IT FURTHER RESOLVED that \$131,000 be set up as additional revenue in Sheriff, Field Services, Critical Traffic Investigation revenue account (SHRFFLD 80555) and \$19,000 be set up as additional revenue in District Attorney's Office, Victim Witness Services revenue account (DAVICWIT 80555) and be credited to the General Fund.

BE IT FURTHER RESOLVED that \$150,000 be transferred from General Fund to the following expenditure accounts:

Critical Traffic Investigation Enforcement (SHRFLD 20805)	\$18,800
Media Campaign (SHRFFLD 21530)	\$ 7,200
Conference & Training (SHRFFLD 20644)	\$10,000
Equipment and Supplies (SHRFFLD 22541)	\$ 5,000
SPS Critical Traffic Project Prosecutor (SHRFFLD 22486)	\$90,000
Critical Incident Response POS (DAVICWIT 30840)	\$19,000
Total:	\$150,000

BE IT FINALLY RESOLVED that all unexpended funds and unrecognized revenues from this account be carried forward from the 2012 budget period to the 2013 budget period.

Submitted by Supervisors Rusk, de Felice, Bayrd, Kiefer, McCarville, Dye, Schlicht and Wiganowsky, December 6, 2012.

Referred to PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 197, 12-13

AUTHORIZING RENTAL LEASE BETWEEN THE ALLIANT ENERGY CENTER OF DANE COUNTY AND BONNIER CORPORATION

The Bonnier Corporation has negotiated a three year lease with the Alliant Energy Center of Dane County for their Field & Stream Deer and Turkey Expo to be held April 5-7, 2013, April 3-5, 2014 and April 9-12, 2015.

The lease with Bonnier Corporation includes rental and services in the amount of \$77,500.00 for 2013, \$79,600.00 for 2014 and \$82,000.00 for 2015.

In addition to the rental fee listed above all approved parking charges will be assessed for the Bonnier Corporation event and additional revenues will be paid by the show for personnel, equipment and services provided to the show in addition to those specifically listed in the contract.

NOW THEREFORE BE IT RESOLVED, that the lease agreement with Bonnier Corporation, 7626 W. Donges Bay Road, Mequon WI 53092 is hereby approved.

NOW, THEREFORE, BE IT RESOLVED, that the Dane County Executive and Dane County Clerk are hereby authorized to execute the contracts on behalf of Dane County.

Submitted by Supervisors Schmidt, Richmond, Veldran, Ripp & Pertl, December 6, 2012.
Referred to PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 198, 12-13

DESIGN SERVICES FOR MECHANICAL, ELECTRICAL & PLUMBING
INFRASTRUCTURE IMPROVEMENTS AT CITY-COUNTY BUILDING

The Department of Public Works, Highway & transportation reports the receipt of Proposals for professional engineering design services for mechanical, electrical and Plumbing improvements at the City-County Building, 201 Martin Luther King Jr. Blvd, Madison, Wi., Proposal # 312034.

An Agreement has been negotiated with _____ for \$ _____.

The Public Works staff finds the amount to be reasonable and recommends the proposal be awarded to _____.

There are sufficient funds available for this project.

NOW, THEREFORE, BE IT RESOLVED that a Contract be awarded to _____ in the amount of \$ _____; and

BE IT FURTHER RESOLVED that the County Executive and the County Clerk be authorized to sign the Contract; and

BE IT FINALLY RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Contract.

Submitted by Supervisors Schmidt, Richmond, Veldran, Ripp and Pertl, December 6, 2012.
Referred to PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 199, 12-13

CHANGE ORDER #2 TO CONTRACT FOR PAYNE AND DOLAN FOR
REPAVE LOT AT ROBERTSON ROAD

The Department of Public Works, Highway & Transportation awarded a Contract to Payne & Dolan, Inc. for repaving lot at Robertson Road in Madison, WI Bid #312025.

Sub. 1 to Res. 100, 2012-13 awarded the original Contract in the amount of \$93,200.00.

The original contract included repaving the lot at Robertson Road. The original bid form requested pricing per Alternate #3 to provide per cubic yard unit price to undercut and backfill soft spots. Bad soil conditions were discovered by the soils consultant during repaving. Spot undercutting is to be per the bid price of \$45.00 per CY. Front lot undercutting was negotiated at a lower price to \$40.00 per CY versus \$45.00 per CY on the original bid.

The following change is requested: Change Order #2 - ADD \$32,036.50 - Accept partial Bid Alternate #3 for spot undercutting per bid price and accept lower negotiated price for front lot undercutting.

NOW, THEREFORE, BE IT RESOLVED, that Change Order #2 for a total add of \$32,036.50 be approved to the Contract for Payne & Dolan, Inc. to provide spot and front lot undercutting at Robertson Road; and

BE IT FINALLY RESOLVED, that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Change Order.

Submitted by Supervisors Schmidt, Richmond, Veldran, Ripp and Pertl, December 6, 2012.
Referred to PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 200, 12-13

AUTHORIZING A COST SHARING AGREEMENT WITH THE CITY OF MADISON FOR THE
RECONSTRUCTION OF CTH MS (UNIVERSITY AVENUE) FROM SEGOE ROAD
TO SHOREWOOD BOULEVARD

The Dane County Department of Public Works, Highway & Transportation and representatives of the City of Madison have determined that the portion of CTH MS from Segoe Road to Shorewood Boulevard is in need of reconstruction.

Dane County has drafted an agreement to cover the cost sharing for the reconstruction project.

Dane County has sufficient funds budgeted in the CTH Construction program account HWCONCAP-59161, CTH MS Project. Funding for the design and construction of the project is to be accomplished in accordance with past policies of cost sharing on similar projects.

NOW, THEREFORE, BE IT RESOLVED that the County Executive and the County Clerk be authorized to execute this cost sharing agreement on behalf of Dane County, with the City of Madison.

BE IT FINALLY RESOLVED that any unexpended funds as of December 31, 2012 in the above-mentioned accounts be carried forward to 2013.

Submitted by Supervisors Schmidt, Richmond, Veldran, Ripp and Pertl, December 6, 2012.
Referred to PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 201, 12-13

ALLIANT ENERGY CENTER LEASE WITH FRANK PRODUCTIONS

Frank Productions, Inc. operates the Madison Ticket Agency, which provides the ticketing and other box office services for events at the Alliant Energy Center of Dane County. The current lease expires on September 30, 2014. Frank Productions and the Alliant Energy Center have negotiated a new lease that will begin at the conclusion of the current lease. The proposed lease covers the period from October 1, 2014 through September 30, 2019 at a monthly rent of \$773. The new lease includes an option to extend the lease for an additional five year period commencing on the expiration of the new lease period and expiring on September 30, 2024.

NOW THEREFORE BE IT RESOLVED, that a new lease with Frank Productions, Inc., 155 E. Wilson St., Madison, WI 53703 from October 1, 2014 through September 30, 2019, with an option for an additional five years is hereby approved.

BE IT FINALLY RESOLVED, that the County Executive and County Clerk are authorized to sign the necessary agreements.

Submitted by Supervisors Schmidt, Richmond, Veldran, Ripp and Pertl, December 6, 2012.
Referred to PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 202, 12-13

ADDENDUM TO AGREEMENT WITH THE GREATER MADISON CONVENTION AND VISITOR'S BUREAU

In 2012 Dane County contracted with the Greater Madison Convention and Visitor's Bureau (GMCVB) for Sales and Marketing Services. The Alliant Energy Center (AEC) now wishes to purchase the services of a Convention Sales Manager. The full year cost of this position for salary, incentives and benefits is estimated to be \$79,500 in 2013. Additional expenses associated with this position including mileage, memberships, business recruitment trips to trade shows and conventions, overhead and training, will be invoiced as they are incurred. All position related costs are subject to changes based on Providers' criteria in years beginning January 1, 2014. Provider will submit any estimated salary and position related expense changes to AEC 60 days prior to beginning of fiscal year.

NOW THEREFORE BE IT RESOLVED, that the addendum to professional agreement number 11172 with the Greater Madison Convention and Visitor's Bureau, 615 E. Washington Ave, Madison, WI 53703 is hereby approved.

BE IT FINALLY RESOLVED, that the County Executive and County Clerk are authorized to sign the addendum.

Submitted by Supervisors Schmidt, Richmond, Veldran and Pertl, December 6, 2012.
Referred to PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 203, 12-13

URGING CONGRESS TO APPROVE A TAX PLAN

If Congress does not approve a tax plan by the end of the year, taxpayers will be faced with a series of automatic tax hikes and tax credit reductions that will not only stress family budgets but also hurt local government coffers. Families will face an average tax increase of \$2,200. This loss of disposable income will certainly slow the still-fragile economic recovery, resulting in decreased sales tax revenue for both state and local government. Dane County has only just begun to recover from the steep decline in sales tax revenue

experienced in 2008 and 2009. The “fiscal cliff” tax increases, coupled with the phase out of the payroll tax deduction, would halt consumer spending and reverse the recent gains in job growth and economic activity.

At the same time, the sequestration would result in enormous automatic across-the-board budget restrictions in both defense and non-defense spending. According to the state Department of Administration, “Wisconsin has about \$94 million in federal dollars at stake during the fiscal cliff negotiations, though the amount could potentially increase if other programs such as Medicaid healthcare programs for the needy are affected by a compromise deal.” Programs that counties rely upon, such as Community Services; the Women, Infant, and Children nutrition program; Homeless Assistance Grants; and employment and training programs would be cut.

Congress and the President need to negotiate in good faith to reach a balanced approach to revenue increases and expenditure reductions. County Boards in Wisconsin debate, amend and compromise as part of the annual process to adopt responsible budgets. The United States Congress must do the same.

NOW, THEREFORE, BE IT RESOLVED, the Dane County Board of Supervisors urges Congress to work with President Obama to approve a tax plan by the end of 2012, thereby averting the “fiscal cliff” which would negatively affect both individuals and local governments.

BE IT FINALLY RESOLVED that a copy of this resolution be sent to the Wisconsin Congressional delegation.

Submitted by Supervisor McDonnell, December 11, 2012.
Referred to EXECUTIVE.

COMMUNICATIONS

- Claim from Barbara Wegner against Highway for damage to her vehicle. Referred to PUBLIC PROTECTION & JUDICIARY.
- Claim from Eugene George against Highway for injuries received. Referred to PUBLIC PROTECTION & JUDICIARY.
- Notice of Appearance & Claim for Surplus Funds re: Donald F. Lyons et. a. v. David N. Arnn et. al. Referred to PUBLIC PROTECTION & JUDICIARY.
- Claim from Robert Earl Phipps, Jr. against Sheriff for lost property in the jail. Referred to PUBLIC PROTECTION & JUDICIARY.
- Joseph GM VanRuyven against Rooterman, LLC. Referred to PUBLIC PROTECTION & JUDICIARY.
- Communication from Peterson, Johnson & Murray re: Shakia Turner v. USAA et. al. Referred to PUBLIC PROTECTION & JUDICIARY.
- Claim from Ryan Krause against Sheriff deputy for damage to his vehicle. Referred to PUBLIC PROTECTION & JUDICIARY.
- Communication from McCoy Law Group re: Jeremy M. Huff v. Union Cab of Madison. Referred to PUBLIC PROTECTION & JUDICIARY.
- Wisconsin Register of Deeds Association Resolution regarding the recording of mortgage assignments. Referred to EXECUTIVE.

ZONING PETITIONS

- Petitions for Zoning Reclassification. Referred by Clerk Peters to ZONING & LAND REGULATION:
Petition 10511 – Town of Dane – Bruce C. Thompson

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NOW, THEREFORE, BE IT RESOLVED, the Dane County Board of Supervisors urges Congress to work with President Obama to approve a tax plan by the end of 2012, thereby averting the “fiscal cliff” which would negatively affect both individuals and local governments.

BE IT FINALLY RESOLVED that a copy of this resolution be sent to the Wisconsin Congressional delegation.

Submitted by Supervisor McDonnell, December 11, 2012.
Referred to EXECUTIVE.

SUPPORTING PALERMO'S WORKERS UNION

Palermo's workers in Milwaukee have been on strike since June 1st, 2012 to protest unfair labor practices. The workers face serious health hazards, do not receive adequate sick days, and earn little more than the minimum wage with the maximum annual raise being only \$0.25. To combat the hazardous workplace conditions, the Palermo's workers are demanding for union representation.

As part of the consumer boycott campaign, labor groups are demanding that businesses and universities remove Palermo's products and cut contracts until Palermo's recognizes the Palermo's Workers Union, rehires striking workers, and negotiates a fair contract.

Despite the boycott campaign, the University of Wisconsin-Madison continues to sell Palermo's products, both through its contract in the Athletics Department and in various vendors on campus through a contract with Roundy's.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors supports the recognizing of the Palermo's Workers Union.

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors endorse the Palermo's Workers Union consumer boycott campaign.

BE IT FURTHER RESOLVED that as part of the Palermo's Workers Union consumer boycott campaign, the Dane County Board of Supervisors urges the University of Wisconsin-Madison to support the boycott.

BE IT FINALLY RESOLVED that a copy of this resolution is sent to the Office of the Chancellor of the University of Wisconsin-Madison.

Submitted by Supervisors Pan, McCarville, Chenoweth, Bollig, Hotchkiss, Downing, Corrigan, Schmidt, Wegleitner, Richmond, McDonell, Matano, Dye, Sargent, Hesselbein, Miles, Zweifel, Veldran, Krause and Perl, December 19, 2012. Fiscal and Policy Notes not required.

Referred to EXECUTIVE.

URGING THE UNITED STATES CONGRESS AND WISCONSIN LEGISLATURE
TO BAN ASSAULT WEAPONS AND SUPPORT GUN CONTROL

Assault weapons are military-style guns designed and manufactured for the sole purpose of killing a large number of people in a short period of time. Military-style assault weapons are the guns of choice for criminals, enabling them to commit some of our nation's deadliest crimes, including – in just the past year – the shooting of Congresswoman Gabrielle Giffords, the tragedy in the Aurora, Colorado movie theater, the shootings just months ago in the Sikh Temple in Oak Creek, Wisconsin and now the tragic massacre of young children in Newtown, Connecticut.

The United States Congress in 1994, recognizing the grave threat to public safety posed by the continued availability to civilians of military-style assault weapons, banned the manufacture and sale of specific models of assault weapons, as well as high capacity magazines. The Federal Assault Weapons Ban was not renewed and expired on September 14, 2004. The relative ease of acquiring these deadly weapons has contributed to more and more frequent incidents involving many victims of random violence.

The U.S. Congress should act swiftly to insure that military-style assault weapons are completely and permanently eliminated from our streets and our communities. A ban on assault weapons and high capacity magazines would not affect firearms designed for hunting or other legitimate sporting uses.

The Wisconsin State Legislature should also act to protect state residents from gun violence. There are several steps that the state can take to make Wisconsin safer without infringing unduly on 2nd Amendment rights. Recent events underscore the need for more scrutiny of people with psychological or mental health issues seeking to buy firearms. Additionally, habitual criminals should not be entitled to carry a concealed weapon, the purchase of a weapon for someone who is prohibited from owning one should be a felony, and private gun sales should be subject to a background check.

NOW, THEREFORE BE IT RESOLVED that the Dane County Board of Supervisors urges the United States Congress and the President of the United States to renew and strengthen the federal ban on military-style assault weapons and also ban domestic and imported large capacity ammunition magazines.

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors urges the Wisconsin State Legislature to ban habitual criminals from obtaining concealed carry permits, make the purchase of a firearm for someone who is prohibited from possessing a firearm a felony, make the possession of a concealed firearm by those prohibited under Wisconsin law a felony, and require that private gun sales be subject to criminal background checks performed by a federally licensed gun dealer.

BE IT FINALLY RESOLVED that copies of this resolution be delivered to the President of the United States, the President of the Senate, the Speaker of the House of Representatives, the Dane County Congressional delegation, Governor Walker, and the Dane County legislative delegation.

Submitted by Supervisors Corrigan, Hendrick, de Felice, Solberg, Downing, Schmidt, Wegleitner, Richmond, Veldran, McCarville, Krause, Matano, Pan, Stubbs, Rusk, Chenoweth, Dye, Sargent, Bollig, Hesselbein, Miles, Salov, Hotchkiss, Zweifel, Pertl, McDonell, and Erickson, December 19, 2012. Fiscal and Policy Notes not required.

Referred to EXECUTIVE.

RES. 207, 12-13

ACCEPTANCE OF WI DEPARTMENT OF NATURAL RESOURCES LAKE PLANNING GRANT

Dane County Land & Water Resources - Lakes & Watersheds Division has received a State of Wisconsin Department of Natural Resources Lake Planning Grant for \$3,000. The purpose of the grant is to survey specific lake user groups to better understand the economic impact of water recreation usage in Dane County.

The 2013 Lakes & Watersheds Budget includes the required project match.

NOW, THEREFORE, BE IT RESOLVED, that the Dane County Board of Supervisors and the Dane County Executive hereby accept the grant award from the Wisconsin Department of Natural Resources totaling \$3,000.

BE IT FURTHER RESOLVED, that new expense and revenue accounts "Rec Study In-depth Survey Grant" be established under the Lakes & Watersheds Budget for \$3,000 and that these funds be carried forward until expended.

Submitted by Supervisor Corrigan, December 19, 2012.

Referred to PERSONNEL & FINANCE and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

RES. 208, 12-13

AUTHORIZING ACCEPTANCE OF TRAINING GRANT FOR DANE COUNTY FIRE DEPARTMENT
HAZARDOUS MATERIALS REFRESHER TRAINING

Dane County Emergency Management applied for and were awarded three training grants from Wisconsin Emergency Management totaling \$20,110.00.

4-HOUR HAZMAT AWARENESS REFRESHER

This training grant in the amount of \$4,590.00 will be used to offset training costs for the delivery of "4 HOURS of HAZMAT AWARENESS REFRESHER" and will be offered to Dane County fire departments trained at the HazMat Awareness level.

8-HOUR HAZMAT OPERATIONS REFRESHER

This training grant in the amount of \$9,680.00 will be used to offset training costs for the delivery of "8 HOURS of HAZMAT OPERATIONAL REFRESHER" and will be offered to Dane County fire departments trained at the Hazmat Operations level.

EMERGENCY MASS DECONTAMINATION PROCEDURES

This training grant in the amount of \$5,840.00 will be used to offset training costs for the delivery of "3 HOURS of EMERGENCY of MASS DECONTAMINATION TRAINING/REFRESHER" and will be offered to Dane County fire departments for skill retention in emergency mass decontamination operations.

NOW, THEREFORE, BE IT RESOLVED that \$20,110.00 be set up as additional revenue in the Emergency Management, Hazardous Materials Planning Division Training Revenue Account 81812 and be credited to the General Fund and that \$20,110.00 be transferred from the General Fund to the Hazardous Materials Planning Division Training Expense Account 31133.

BE IT FINALLY RESOLVED that all unexpended funds and unrecognized revenues from this account be carried forward from the 2012 to the 2013 budget period.

Submitted by Supervisors Rusk, McCarville, Kiefer, Schlicht and Dye, December 19, 2012.
Referred to PERSONNEL & FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 209, 12-13

APPROVE CROP LEASES ON COUNTY PARK LAND – WINTER II 2013

Dane County leases land for cropping that currently is not being used for prairie restoration or recreation. The leases are for limited periods and are renewed as needed. Following are new leases for 3 years, commencing January 1, 2013.

Ice Age National Scenic Trail – Matz I – Town of Berry; 69 acres
\$150.00 per acre; \$10,350.00 per year for 3 years
Lessee: James Helt

Ice Age National Scenic Trail – Matz II – Town of Berry; 9 acres

\$150.00 per acre; \$1,350.00 per year for 3 years
Lessee: Hickory Slope Dairy – James Hoffmann

The revenue from these leases is to be included in the 2013 Land and Water Resources budget in Account LWRPKOP 84911.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors and the Dane County Executive and County Clerk be authorized to execute the lease contracts set forth above.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the payments of the lease contracts be accepted as revenue in the 2013 Land and Water Resources budget and general revenue account as set forth above.

BE IT FINALLY RESOLVED that the Land & Water Resources Department Director (or designee) be authorized to act as the County's representative in administering the leases.

Submitted by Supervisors Schlicht, Ferrell and O'Loughlin, December 19, 2012.

Referred to PERSONNEL & FINANCE and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

RES. 210, 12-13

ACCEPTING HOMELAND SECURITY COMMUNICATIONS ADVANCE TEAM EQUIPMENT GRANT

The Department of Emergency Management has applied for and received approval for a Homeland Security, Interoperable Communications Advance Team Equipment Grant made available through the Wisconsin Office of Justice Assistance.

Funding for this grant will support the initial acquisition of equipment for the Communications Advance Team initiative. The Communications Advance Team (CAT) has established resources in conjunction with the Southwest Incident Management Team that will respond to catastrophic events and provide critical early communications support.

Additionally, equipment acquired will support the Communications Technician and Communications Leader training courses. This will allow these courses to be delivered internally, rather than through outsourcing and provide additional training opportunities that were previously unavailable locally due to fiscal constraints.

The intent of this grant is to provide \$8,000 in one-time grant funding to the County of Dane to fund the acquisition of interoperable communications equipment to support the CAT initiative for the purpose of enhancing the ability to re-establish and/or deliver critical early communications support during catastrophic events.

NOW, THEREFORE, BE IT RESOLVED that \$8,000 be set up as additional revenue in a newly created Emergency Management, Emergency Planning Division revenue account named Communications Advance Team, and be credited to the General Fund. Account number to be issued by the Controller's Division upon passage of this resolution

BE IT FINALLY RESOLVED that \$8,000 be transferred from the General Fund to a newly created Communications Advance Team expenditure account. Account number to be issued by the Controller's Division upon passage of this resolution.

COMMUNICATIONS

- Claim from Ben Wang against Airport for injuries received by his wife when boarding a plane. Referred to PUBLIC PROTECTION & JUDICIARY.
- Claim from Amy Wang against Airport for injuries received when boarding a plane. Referred to PUBLIC PROTECTION & JUDICIARY.
- Claim from Bernard Stein against Parking Ramp for damage to his vehicle. Referred to PUBLIC PROTECTION & JUDICIARY.
- Claim from Dawn M. Schwartz against Sheriff on behalf of Robert J. Simons for lost property in the jail. Referred to PUBLIC PROTECTION & JUDICIARY.

ZONING PETITIONS

Petitions for Zoning Reclassification. Referred by Clerk Peters to ZONING & LAND REGULATION:

- Petition 10512 – Town of Springfield – Leo A. Ziegler
- 10513 – Town of Dunkirk – Frank G. Fosdal
- 10514 – Town of Cottage Grove – Joseph James Lukasik
- 10516 – Town of Oregon – Susan K. Lethem
- 10517 – Town of Albion – Orlin D. Groven
- 10518 – Town of Cottage Grove – Nathaniel P. Snyder

AMENDING CHAPTER 82 OF THE DANE COUNTY CODE OF ORDINANCES,
INCORPORATING THE TOWN OF CROSS PLAINS COMPREHENSIVE PLAN INTO
THE DANE COUNTY COMPREHENSIVE PLAN

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 82.55(10) is amended to read as follows:

82.55 INCORPORATION OF TOWN PLANS. The following town plans are incorporated into the Dane County Comprehensive Plan:

(10) Town of Cross Plains Comprehensive Plan, including all amendments adopted by the county board of supervisors as of *[County Clerk to insert effective date of this amendment]*.

[EXPLANATION: This amendment adopts amendments to the Town of Cross Plains Comprehensive Plan and incorporates them into the Dane County Comprehensive Plan.]

Submitted by Supervisors Schlicht, O'Loughlin, Ferrell, Salov, Wiganowsky, Clausius. January 10, 2013.

Referred to ZONING & LAND REGULATION.

RES. 212, 12-13

2013-2015 DANE COUNTY LEGISLATIVE AGENDA

General Principles

The unique role counties play in administering state programs---human services, transportation, the environment, surface and ground waters, health, the justice system and other state-mandated services---must be recognized:

1. The state must fairly share responsibility with the counties in determining the scope, design and cost of statewide programs;
2. The state must provide an adequate and predictable share of funding for state services delivered by the counties;
3. The state must help counties reduce the need to rely on property taxes; and
4. The state should enhance the ability of counties to more effectively manage county government.
5. The state shall perform a biennial review of all mandated programs to determine continued need for the programs and annually review all mandated programs funded at 50% or less.

Criminal Justice and Public Safety

- 1) State Court System: Increase state funding of the circuit court system, including court security.
- 2) Juvenile Justice: Support continued funding for early intervention and intensive treatment programs.
- 3) County Jail: Support full state funding for probation/parole holds; continued support for the Treatment Alternative Program (TAP); more funding for incarceration alternatives; support Justice Impact Statements.
- 4) Victim-Witness Program: Support full state funding of program costs.
- 5) Child Support: Request the Legislature designate additional state monies to the Wisconsin County Child Support Program in order to continue to provide the current high level of service.

- 6) Booking Fees: Seek enabling legislation to allow counties to charge a sliding scale booking fee to be refunded if a person is found not guilty and which would be waived for those found indigent.
- 7) EMS Services: Support legislation that encourages financial support of volunteers in emergency medical services and that address liability issues and professional standards. Support state reimbursement for radio frequency and upgrade requirements.
- 8) Clerk of Court Fees: Pursue statutory changes to increase the county share of fines/forfeitures.
- 9) License Fee: Support \$12 for driver's license suspension if the fee is payable by the defendant.
- 10) Communications Surcharge for 911 Systems: Support legislation that authorizes surcharges on telephones, both for landline/wireless phones and any current/future communications technology that accesses the 911 system. Surcharges would be used to defray the property tax cost of operation and equipment for local 911 systems. Remove the Sunset clause within WI Act 48 and include personnel/operational costs as an allowable cost under the surcharge. Provide local government access to landline surcharge funds.
- 11) Recording Fees: Support legislation that allows counties to re-coup the cost of locating/recording 911 records for individuals when the costs of searching/recording those records exceed \$25. Current statutes prohibit counties from recouping the cost when the cost exceeds \$50.
- 12) Conceal and Carry Weapons: Provide an exclusion for the facilities and grounds of the Alliant Energy Center, "Weapons may not be carried onto the grounds, parking lots or areas associated with convention, entertainment and sporting facilities nor brought into venues where the public assembles for tradeshows, demonstrations, conventions, consumer shows, entertainment, sporting or educational events, including zoos, convention centers, arenas, horse arenas, hockey arenas, concert and sporting venues for public assembly events, including when those facilities are used for private events."; oppose weapons in institutions of higher learning, public schools, child care facilities, community centers and health care facilities; and amend conceal and carry legislation to increase all fee amounts to provide County Sheriffs with sufficient funds to administer the conceal and carry law.
- 13) First Responder Training: Require training for first responders (police officers, paramedics...) on appropriate procedures for identifying, assisting and interacting with older adults who may have complications from abuse, dementia, mental health or other disorders.
- 14) Domestic Violence: Support State funding for the three Assistant District Attorney positions dedicated to domestic violence.
- 15) Fee Increase for Jury Trial: Support legislation to increase the fee for a jury trial from \$6 to \$15. The funding is needed to offset increases in juror compensation.
- 16) Prisoner Hospitalization: Oppose any legislation that would reverse/overturn the WI Supreme Court ruling on the Meriter case. Update the statutory language regarding prisoner hospitalization.
- 17) Industrial Hemp: Support legalizing the production of industrial hemp.
- 18) District Attorney Funding: Support increased state funding for more Assistant District Attorney positions to meet growing caseloads.
- 19) Criminal Background Check: Support additional funds to the Department of Justice to enable the conducting of uniform criminal background checks of to-be-hired direct care workers by public and non-profit agencies.
- 20) State Audit Probation & Parole Program: Request the Legislative Audit Bureau to analyze Wisconsin's probation and parole program for effectiveness and efficiencies; to identify improvements in procedures to streamline revocation process in order to reduce days in jail; and compare Wisconsin program to other states.
- 21) Court Interpreters: Support appointing court interpreters to all cases regardless of indigency and support an increase in state funding for reimbursement to counties for interpreter services.
- 22) Emergency Communications Interoperability: Enact local and state communication networks for disaster events and fund through state grants.
- 23) Interstate Traffic Tickets: Amend state statutes allowing Wisconsin to join the Interstate Compact on Traffic Forfeitures to facilitate collection of out of state traffic violators and capture a needed revenue source for the state and county.
- 24) Multi-line Telephone System (MLTS) calls to 911: Support legislation requiring owner/operators of these systems to deliver to Wisconsin 9-1-1 Centers precise location information instead of merely the "headquarters office" location and call-back numbers now delivered when callers from their system dial 9-1-1 seeking aid.

25) Wisconsin Community Justice Reinvestment Act: Support creation of WCJRA to provide sentencing judges with more effective treatment options while reducing the prison population and sharing the savings with counties to fund local criminal justice/treatment programs.

Human Services

General Issues

- 1) Key Funding Streams: Support Cost of Living Allowance (COLA) increases in key funding areas from the State including Youth Aids, Community Aids, COP and CIP.
- 2) Minority Outreach: Support state-sponsored outreach to communities about available support services

Economic Assistance

- 3) W-2 Funding: Support funding to pay all W-2 cash benefits and administrative expenses
- 4) TANF Childcare: Support sufficient funding for TANF childcare. Expand eligibility to include childcare support for low-income individuals pursuing higher education leading to employment.
- 5) Income Maintenance Programs: Support funding levels and legislation that provide sufficient resources to administer non-cash benefit programs such as Food Stamps, Medical Assistance, Child Care and issue benefits to all eligible people.
- 6) Homeless Services: Provide additional State funding for services to assist individuals, unaccompanied youth and families who are homeless.
- 7) Property Tax Exemptions Low Income Housing: Clarify 70.11 Wis. Stats. to define “maintenance” as “repair and maintenance of property, capital replacements, insurance premiums, project management, debt retirement, project-related reserves, general administrative expenses, resident services, utilities, financing costs, preservation expenses and similar project-related expenses.”
- 8) Income Maintenance/Medicaid: Oppose changes to eligibility/enrollment process and services funded under Medicaid and Income Maintenance.
- 9) Centralization of Economic Support Programs: Oppose initiatives to remove income maintenance administration from counties and create a centralized income maintenance unit.

Services to Older Adults, the Developmentally/Physically Disabled and Mentally Ill

- 9) Birth to Three: Support additional financial support from the State for this program. Support a modification of state statutes to require health insurers to make third party payments to defray the cost of Birth to Three care for families that have private health insurance policies.
- 10) Community Support Program (CSP): Continue program. Have additional State funding to help reduce county costs and serve those whom can benefit from the program.
- 11) RSVP Services: Support increased funding for the RSVP Program
- 12) Seniorcare and BadgerCare: Maintain Seniorcare and BadgerCare continuing programs.
- 13) Handicap Access: Support “visit ability” legislation to allow handicap access devices in new homes or eliminate barriers in older homes.
- 14) Long Term Care Reform: Plans developed by the state in the area of long term care need to protect quality and availability of services to consumers and maintain control by the county of programs or relieve the county of financial aid and/or legal obligations for the programs and participants if the county is not involved with these programs in the future. The required county contribution towards LTC should be equitably negotiated. Support adequate funding for the start-up and ongoing funding of ADRCs. Amend Chapter 55 to delineate state and county responsibilities.
- 15) Equitable Funding for Long Term Care: Extend higher federal MA reimbursement rates under the federal stimulus package to current county-administered long term care MA waiver programs where county revenues comprise the non-federal match. Support freezing further county participation in Family Care until the State can fully fund county program start-up costs and find more equitable ways of funding Family Care without penalizing counties, such as Dane, for the substantial financial commitment and innovative approaches already taken to meet long term care needs of its residents.”

Programs to Serve Children, Youth and Families

- 16) Kinship Care: Support funding to meet needs of all that are eligible.
- 17) Youth Aids: Support legislation to increase State funding for out-of-home care costs for juvenile offenders now paid for by Dane County. Limit increases in State rates for out of home placements for juveniles (including corrections, child caring institutions, and residential care facilities) to no more than the increase in Youth Aids.
- 18) Prevention Funding: Support initiatives that provide additional funds for primary prevention programs including delinquency, child abuse/neglect and elder abuse/neglect.
- 19) Relative Caregivers: Support legislation/policies that provide additional State support to relatives who take care of non-custodial children.
- 20) Wisconsin Medicaid Cost Reporting (WIMCR): Eliminate WIMCR program or fully reimburse counties for the revenues they would have received under the Community Services Deficit Reduction Benefit (CSDRB) and Community Based Medicaid Administrative Claiming (CBMAC) programs which were impacted by the creation of WIMCR.
- 21) Youth Programs: Support continuation and expansions of programs focusing on prevention of delinquency, alcohol and other drug use, child abuse and neglect and domestic violence. Support increased funding and support for youth after school programs, especially at the middle school level.
- 22) Family Child Care: Support legislation to extend the state rules governing foster care background checks to family day care providers.
- 23) Early Childhood Initiative: Support legislation to continue funding for the Early Childhood Initiative programs.
- 24) Career Development for Youth: Support funding to provide educational, work skill development, transportation and mentoring services for youth or young adults who are at risk of dropping out, have dropped out of high school or who are unemployed post high school and lack the knowledge and skills necessary to secure and maintain gainful employment.
- 25) Apprenticeships/Internships: Encourage the business community and technical college system to create and support apprenticeship/internship opportunities to unemployed post high school young adults.

Public Health Services

- 26) Response to Local Public Health Emergencies: Support legislation that recognizes the critical role of local Public Health Departments in responding to public health emergencies and provides adequate funding to respond to all threats to public health.
- 27) Dental Access: Support policies and/or legislation that would ensure access to dental care for all residents including those on Medical Assistance.
- 28) Public Health Prevention: Support initiatives that maintain the integrity and effectiveness of public health prevention services.
- 29) Creutzfeldt-Jakob Disease: Support the WI Department of Health and Family Services in its efforts to amend the administrative code to include Creutzfeldt-Jakob disease as a reportable disease.
- 30) Medical Marijuana: Support legislation allowing residents with debilitating medical conditions to acquire and possess marijuana for medical purposes if supported by their physician. Dane County voters approved this item in 11/2/10 general election, 75.49% yes and 24.50% no.

Veteran Services

- 31) Armed Forces: Support the Dane County soldiers who are presently serving. Support protecting families and jobs rather than utilizing precious resources and funds to wage a war.
- 32) VFW Halls: Support a property tax exemption for chartered veterans' organizations.
- 37) Property Tax Credit: Eliminate the 65 year old age limit, drop the disability rating from 100% to 30% or greater, and allow 10 consecutive years of Wisconsin residency after separation (this expands eligibility to veteran applicants whose home of record was not Wisconsin).

- 33) Trust Fund: Support an increase from state GPR to help stabilize the Trust Fund so veterans will no longer pay for their own benefits and programs. The Trust Fund is financed through veteran programs such as personal and home loans.
- 34) Wisconsin GI Bill: Fully fund the Wisconsin GI Bill without any limitations on eligibility.
- 35) State Funding for the Veteran Trust Fund: Support increased funding in the state budget bill to insure solvency of the Veterans Trust Fund including but not limited to, the exploration of permanent state funding for the WI Dept. of Veteran Affairs and the veteran programs/benefits that the Department oversees.
- 36) Ending Veteran Homelessness: Support ending veteran homelessness by 2015 through maximizing state and federal resources and streamlining local housing processes.

Transportation, Land Use and the Environment

- 1) Water Quality: Maintain level of DNR funds for water quality planning and watershed projects. Support increased DNR financial assistance as an incentive to reduce non point source pollution. Seek a fair share of state funding for inland waterways and lakes. Target state funds to where there is a high likelihood of project success, where recipient units of government have a proven track record of meeting state and local water resource goals. Support legislation to provide additional funding and staffing for local water quality protection, improvement and unfunded mandates.
- 2) Local Transportation: Support a greater share of state and federal transportation funding going toward local transportation needs and services. Funding should be increased for General Transportation Aids, State Highway Maintenance, the County Highway Improvement Program (CHIPS) and Specialized Transportation for older adults and persons with disabilities. Require “farmland mitigation” for highway improvement projects. In addition, funding formulas that discriminate against urban counties should be revised and the local match (now 50%) for CHIPS should be decreased.
Support state-federal funding for Amtrak service to Milwaukee and Madison. Support continued state funding for further planning and implementation of a commuter rail system and regional bus links to outlying communities in Dane County. Also, support increased funding for Transport 2020 and rail rehabilitation and purchases.
Support state/federal funding for the Midwest Regional Rail Initiative.
- 3) Regional Transit Authority (RTA): Maintain statutory language to allow creation of a Regional Transit Authority or Regional Transit Authorities covering at a minimum the federally-designated Metropolitan Planning Area, and support statutory language—to allow up to a half-cent sales tax which would go to citizens for a binding referendum, be contingent on receiving federal transit funds and RTA governance/operating structure would be determined after consultation with community partners participating in the RTA. Support that sales tax funds are used for commuter rail, bus transit, emergency/disabled transportation, local road and county highway projects.
- 4) Bicycle Trail Funding: Work with Legislators and State Agencies to obtain transportation aids for bicycle trails with significant commuter traffic. Support allowing bike path maintenance costs to be eligible for transportation aids. Support the creation and development of a statewide Bike Trail Task Force. Integrate bicycle transportation into future commuter transportation systems.
- 5) Regional Trail System: Request DNR assistance in development of regional trail systems.
- 6) Highway Workers Safety: Earmark a portion of every state construction/maintenance contract to fund increased local law enforcement in construction/maintenance zones.
- 7) Soil Erosion: Support DNR and/or legislative streamlining of NR297 process to deal more quickly with cropland soil erosion that threatens water resources. Control soil erosion to acceptable limits, e.g., tolerable soil loss levels, for the production of food and fiber. Support DATCP Soil and Water Resource Management programs implementation, e.g., NR243 cost sharing and Land and Water Resource Management Plan implementation and cost sharing.
- 8) Recycling: Support long-term state funding for state’s recycling program. Support continued state efforts to expand markets for recycled materials. Amend statutes to allow local governments or other entities to receive more than one state grant for innovative demonstration projects.
- 9) Landfill Siting: Allow municipalities to replace existing public landfills without a new DNR needs determination. Amend statutes to modify landfill negotiation-mediation process to include counties as an

appropriate governing body for the approval of negotiated agreements. Amend statutes to prohibit the construction of landfills until the mediation-negotiating process is complete.

- 10) Cleansweep: Support increased state/federal funding for household and Ag Clean Sweep.
- 11) Boating Laws: Support legislation making fines and associated penalties for drunken boating commensurate with those for drunken driving.
- 12) Stewardship Fund: Support annually adjusting the State Stewardship Fund for inflation to maintain at least 1990 funding levels.
- 13) State Urban Forestry Grants: Allow towns, counties, and non-profits to access both the federal and state funds in the Urban Forestry Grant Program.
- 14) Payments in Lieu of Taxes: Authorize counties to make payments in lieu of taxes to other local units of government when the county takes land off the tax rolls for conservation purposes.
- 15) Holding Tanks as Systems of Last Resort: Support changes in statutes and administrative rules that oppose using holding tanks except as a last resort for new and replacement septic systems. Modify rules and statutes to ensure funding from the Wisconsin Fund is for the least costly systems, excluding holding tanks, unless a holding tank is the system of last resort.
- 16) Revise Formula for DATCP Administrative Funding to Counties: Support a revision in the formula the Department of Agriculture, Trade and Consumer Protection (DATCP) uses to distribute administrative funding to counties for administration of the Farmland Preservation Program, Nutrient Management Program and the implementation of performance standards. Use criteria for distribution that include number of farms, acres of cropland, number of livestock and amount of resource waters in a county.
- 17) State Commercial Building Code: Support the exemption from the state Commercial Building Code of farm buildings used for agricultural purposes or horse boarding/stabling facilities.
- 18) Fair Motorboat Gas Tax Allocation: Support legislation to fairly allocate motorboat fuel tax through a more equitable distribution formula.
- 19) Stormwater Utility: Amend the WI Stats. to allow counties to create and manage a stormwater utility.
- 20) Mercury Products Ban: The State should ban the sale of mercury-containing products, with the exception of dental fillings and fluorescent lamps. If the ban is implemented on a phased-in basis, retailers should be required to take back for recycling those mercury-containing products that they are selling until the ban for each product takes effect.
- 21) Boater Registration Act: Authorize the state to license, regulate, and require education/training for operation of motorized watercraft.
- 22) Mercury Rules: Support changes to the mercury rules to achieve a 90% reduction per DNR rule.
- 23) Wisconsin Land Information Program: Support the continuation of the Wisconsin Land Information Program and grants.
- 24) DNR Budget Reductions: Oppose reductions in DNR staffing that affect Dane County water programs (water regulatory programs, lake/fishery, runoff specialists, conservation wardens and others).
- 25) Comprehensive Planning: Oppose legislation, which repeals the comprehensive planning statutes.
- 26) Power Plants: Support efforts to clean up dirty power plants.
- 27) Transmission Lines: Request the State supports an independent study of the need for additional high voltage transmission lines through Dane County.
- 28) Takings Legislation: Oppose legislation that would require county government to compensate real property owners for restricted use or loss of property value as a result of law or regulations.
- 29) Greenhouse Air Pollution: Reduce greenhouse air pollution by updating and implementing the Governor's Global Warming Task Force recommendations and increasing funding for county energy efficiency measures.
- 30) Airport Authority: Oppose legislation that takes airport governance away from county government and gives it to a private/public airport authority.
- 31) American Transmission Company (ATC) Requirement: Urge Wisconsin Public Service Commission to require ATC to construct power lines underground to protect Dane County economic and environmental resources.
- 32) Reduce Fine Particle Emissions: Target fine particle pollution non-attainment areas by providing increased funding and new incentives for fine particle emission reduction programs, including programs that reduce emissions from transportation sources and point sources through the increased use of alternative fuels, renewable energy sources, and energy efficiency improvements.

- 33) Diesel Idling Regulations: Support statewide implementation of diesel idling regulations for trucks, buses and other diesel engines.
- 34) Comprehensive Approach to Control Lake Levels: Request the DNR to adopt a comprehensive approach to managing the levels of the lakes through collaboration with affected parties, including dam operators, municipalities and regulatory agencies.”
- 35) Oppose State Increases in Landfill/Solid Waste Fees and Program Reductions: Oppose state increases to the landfill recycling tipping fee and environmental repair fee. Oppose the elimination or reduction of recycling and solid waste programs.
- 36) Verona Road Project: Support mitigation measures to lessen the impact of the Verona Road construction project on surrounding neighborhoods and local businesses. Those measures include noise barriers, monitoring air quality, preservation of commercial areas, minimizing impacts on established neighborhoods, storm water management (steer away from Dunn’s Marsh), and develop bike lanes, pedestrian/bicycle bridges and sidewalks on frontage and neighborhood roads.
- 37) Alternative Energy Production: Support statewide funding in the form of grants and incentives leading to the increased use of renewable energy sources such as wind, solar and biomass.
- 38) Green Jobs Economic Development: Support statewide funding in the form of grants or incentives, for counties to develop, create and attract green job opportunities with green companies or industry.
- 39) Keep Asian Carp Out of Wisconsin Waterways: Call on the WI Department of Natural Resources and the federal government to increase their efforts to stop the destructive advance of the Asian carp through Wisconsin.

Local Government Services

- 1) Shared Revenue: Support additional funding for the County Mandate Relief Fund; allow counties to be credited for 100% (now 85%) of local purpose revenues. Oppose elimination of Small Municipalities Shared Revenue program. Support a county expenditure restraint program; and oppose the imposition of cost controls on counties.
- 2) Fees/Licenses: State-set fees collected by counties should fairly cover administrative costs.
- 3) Libraries: Enforce compliance with WI Stats. 43.24(6) which require state funding for public library systems at 13% of local library expenditures.
- 4) Elections: Support state funding for costs of state elections.
- 5) Legislative Mandates: Oppose any state or federal legislation or rules/regulations promulgated by federal or state agencies that would require counties to provide a service or administer any program without adequate and on-going funding; support creation of a Joint Survey Committee on Local Mandates. Support legislation to allow waivers from state mandates.
- 6) Association Memberships: Amend WI Stats. 59.07(27) to require a simple majority vote of the county board of supervisors to purchase membership in an association of county boards.
- 7) Utility Deregulation: Oppose any deregulation that leads to higher consumer rates. Any attempts to restructure the delivery of electricity should address: reliability of electrical service, equitable benefits to large and small rate payers, the social and environmental impacts of restructuring and the ability of counties to aggregate to purchase electricity.
- 8) Election Reporting Requirements: State election law requires state candidates to report all contributions larger than \$500 made within 15 days of an election to be reported within 24 hours of receipt. Amend the statute to apply to county non-partisan elections and lower the threshold for these elections to \$100. Also require that these reports be delivered or faxed directly (instead of just postmarked) to the county clerk within the 24 hour time period.
 State election law requires that campaign finance reports include the name, address, and place of employment of any individual whose cumulative annual contributions total more than \$100. Amend the statutes to set a lower threshold than \$100 for local elections.
- 9) Elections Board: Support legislation that would provide for county authority to create and administer an elections board modeled after statutory language authorizing county ethics boards.
- 10) Electronic Filing: Support legislation that allows counties the option to require electronic filing for county campaigns.

- 11) Alliant Energy Center/World Dairy Expo Grant: Oppose elimination or reduction of State's partnership in funding the expansion of the Exhibition Hall. Maintain the current grant amount and consider alternatives like a lump sum payment of the 1994 State obligation through funding mechanisms like bonds.
- 12) Room Tax: Amend the room tax statutes to include counties.
- 13) Alliant Energy Center District: Provide enabling legislation or a grandfather clause within the Wisconsin Center District and Bradley Center agreement to extend the same authority to the Alliant Energy Center.
- 14) County Board Elections: Change the state statutes requiring County Board members to be sworn in on the third Tuesday to allow the seating of temporary Board members until a recount is completed.
- 15) Preferential Voting: Support giving local governments the opportunity to adopt preferential voting for nonpartisan elections and guaranteeing trustworthy electronic voting systems.
- 16) TABOR/Property Tax Freeze: Urge state to pay for required programs to reduce property tax growth, not pass more constitutional amendments.
- 17) Offshore Contracting: Oppose the practice of contracting state of Wisconsin government functions or services to overseas companies/operations.
- 18) Local Government Control: Oppose any legislation that limits or deletes local government control including opposition to levy limits and support for county home rule authority.
- 19) Reverse Marriage Ban: Support a constitutional amendment to delete the marriage ban amendment adopted in the Fall '06 General Election.
- 20) Domestic Partnership Benefits: Continue to allow local governments to provide domestic partner benefits.
- 21) State Contracts: Require the State to award contracts to vendors that extend spousal benefits to include employees in domestic partner relationships.
- 22) Local Runoff Voting: Support allowing local governments the option of instituting instant runoff voting.
- 23) Manufactured Housing: Support legislation to amend state statutes to require adequate notice to residents when mobile home parks are closing, require storm cellars/secure areas in manufactured housing communities, encourage WHEDA to provide funding/financing for the purchase of housing on leased land, remove any barriers to long term leases, allow the purchase of communities by residents and the development of co-operative housing for manufactured housing communities.
- 24) Grant Program Continuity: Require that when the state awards contracts or otherwise funds a project, the state should require sustainability as one criterion in the decision-making or contract selection process.
- 25) Buy Local: Provide and maintain state funding to create incentives for businesses and all levels of government to buy local produce and products.
- 26) Arts Funding: Support increased funding for the arts across Wisconsin.
- 27) Restore Impact Fee Authority: Restore counties to the governmental entities that are authorized to levy impact fees.
- 28) Affordable Housing Trust Fund: Support enabling legislation to allow Dane County to create an Affordable Housing Trust Fund.
- 29) Dangerous Animals and Vicious Dog Ordinance: Amend state law to allow counties to enact stricter ordinances to regulate dangerous animals and vicious dogs having countywide applicability.
- 30) Comprehensive School Funding Reform: Support changes in the school aid formula to align revenues with educational costs. Distribute resources in accordance with the diverse needs of students and districts to ensure every student receives a quality education. Support moving school funding away from reliance on property taxes.
- 31) Ban Synthetic Marijuana: Support legislation creating a statewide ban on the possession and sale of synthetic cannabinoid to protect public health and safety.
- 32) Support Wisconsin Workers' Rights to Organize and Collectively Bargain: Dane County is committed to a fair and respectful bargaining process and in bargaining in good faith with our employees, even if state statutes no longer require collective bargaining between Dane County and its employees. Oppose attacks on workers' rights.
- 33) Voter Registration Changes and Voter Identification Requirement: Oppose legislation which changes same day voter registration and requires photo identification to vote.
- 34) Population Change: Dane is nearing the 500,000 population mark. Support legislation to address issues within the state statutes that pertain to counties with a population of 500,000 or more (Milwaukee County) by changing the population figure to 750,000 or more throughout the state statutes. There are 160

provisions in state law that apply to counties that size. One of the most problematic provisions, the state takeover of Dane County child welfare services, would cost county taxpayers \$58.8 million.

35) In-State Tuition for Immigrants: Support restoring the law for in-state tuition for state residents who graduated from a Wisconsin High School, but lack proper immigration documentation.

36) Flood Insurance Threat: Oppose any proposal to suspend state floodplain rules that nullify federal flood insurance and jeopardize federal disaster assistance for Wisconsin flood victims.

37) Restrictions on Local Fair Housing Ordinances: Oppose legislation that impinges on the rights of tenants by allowing landlords to discriminate based on a tenant's income, occupation, rental history, credit information, arrest/conviction history and Social Security Number.

38) UW Cooperative Extension's Relationship with Dane County Extension Department and Wisconsin Idea Partnership: Support Wisconsin Idea Partnership to address funding reductions to UW System through the budget bill and the impacts that the Badger Partnership will create for UW Extension and its partnerships with county extension agencies, including the Dane County Extension Department.

39) Changes to Wisconsin Redistricting Statutes: Oppose changes to the redistricting process that allow the Wisconsin Legislature to develop a map of Congressional, Senatorial and Assembly districts prior to local government input regarding ward boundaries.

40) Collective Bargaining Rights: Support workers having the right to seek safe working conditions and fair pay through collective bargaining.

41) Wisconsin's Fair Employment Act: Oppose permitting an employer to refuse to employ, bar or terminate from employment an individual who has been convicted of a felony and who has not been pardoned for that felony, and pre-empting local government from adopting ordinances concerning employment discrimination based on arrest or conviction records that prohibit activity allowed under the state Fair Employment Act.

42) Online Retailers Sales Tax: Support legislation requiring online retailers with Wisconsin ties to collect and remit WI State and local sales tax.

43) Support Wisconsin's Successful System of Election Day Voter Registration: Support Election Day voter registration and urge the Wisconsin Legislature to maintain the current system.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors goes on record in support of these recommendations of the Executive Committee; and

BE IT FURTHER RESOLVED that the Dane County Legislative Lobbyist be directed to pursue enactment of these legislative positions; and

BE IT FINALLY RESOLVED that copies of this resolution be sent to the Governor, the Leadership of both Houses of the Legislature, Legislators representing Dane County, and the Wisconsin Counties Association.

Submitted by Supervisors Hendrick, Matano, Stubbs, McCarville, Richmond, Schmidt, Corrigan, Veldran, Miles, Pan, Rusk, Bayrd, Wegleitner, Downing, Hampton, Erickson, January 10, 2013.

Referred to EXECUTIVE.

RES. 213, 12-13

INCREASING A PROFESSIONAL SERVICES CONTRACT FOR ADULT DAY CARE SERVICES
DCDHS - ACS DIVISION

Utilization of the St. Marys Hospital Adult Day Care program by individuals receiving service via Community Integration Program II (CIP II) funding is higher than originally budgeted. The 2012 Adopted Budget included \$198,724 for 18,065 hours of service. Based on current utilization, the program will provide an estimated 22,443 hours of service to 19 individuals. This resolution increases funding by \$48,166 for an

additional 4,378 hours of service. The Department of Human Services will reallocate funds from its CIP II Individual Payments account to cover this cost.

NOW, THEREFORE, BE IT RESOLVED, that the following expense accounts be adjusted in the Department of Human Services.

Expenditure Account Number	Account Title	Amount
ACCWRSMH ATDCAA	St. Marys Hospital Adult Day Care	\$48,166
ACGCLVNG IPPDAA	CIP II Individual Payments	(\$48,166)
	Total	\$0

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the professional service contract listed below be amended for 2012:

SSM Health Care of Wisconsin, Inc. \$48,166

Submitted by Supervisors Sargent, Zweifel, Clausius, Wegleitner, Salov and Hotchkiss, January 10, 2013.

Referred to HEALTH & HUMAN NEEDS and PERSONNEL & FINANCE.

RES. 214, 12-13

AUTHORIZING LEOPOLD LEASE FOR JOINING FORCES FOR FAMILIES PROGRAM

Dane County Department of Human Services is involved in a program of providing more localized services in the communities identified as needing those services most. One such program is the Joining Forces for Families (JFF) Program. The Joining Forces for Families program has secured office space in a building owned by Fiduciary Real Estate Development, Inc., and this space is located at 3301 Leopold Way, #112, Fitchburg, Wisconsin. JFF will play a strong role in this community. This resolution is to renew the lease at the same rental rate per month as in 2012 of \$180 per month to cover costs related to occupying this space during the lease year of 01/01/2013 to 12/31/2013.

The space will be utilized by a Dane County Community social worker and other JFF partners. The total rate for the first year term period is \$2,160. Utilities that are included are garbage collection and water and sewer.

NOW, THEREFORE, BE IT RESOLVED that Dane County enter into a lease with Fiduciary Real Estate Development, Inc. for 2013; and

BE IT FURTHER RESOLVED that the Dane County Clerk and County Executive are hereby authorized to execute the described lease on behalf of Dane County.

Submitted by Supervisors Sargent, Zweifel, Clausius, Wegleigner, Salov, and Hotchkiss, January 10, 2013.

Referred to HEALTH & HUMAN NEEDS and PERSONNEL & FINANCE..

ACCEPTING NATIONAL ASSOCIATION OF COUNTY AND CITY HEALTH OFFICIALS CAPACITY BUILDING GRANT

The purpose of this resolution is to adjust revenue and expenditures for FY 2013.

Dane County Department of Emergency Management submitted a request through the National Association of County and City Health Officials (NACCHO) for funding in support of capacity building and program enhancement of the jurisdiction's Medical Reserve Corps (MRC) program.

The county was awarded a total of \$4,000.00.

The Medical Reserve Corps is a cadre of trained and credentialed volunteers who can provide community assistance in response to disaster. Dane County's MRC unit is made up of five teams: Medical Section, Mental Health Response Team, Fatality Incident Response Support Team, Animal Response team, and Citizen Corps Section.

The funds will be utilized to support MRC volunteer recruiting and training efforts.

NOW, THEREFORE, BE IT RESOLVED that \$4,000.00 be set up in a newly created Emergency Management, Emergency Planning Division revenue account named NAACHO 2013, and be credited to the general fund. Account number to be issued by the County Controller's Division upon passage of this resolution.

BE IT FURTHER RESOLVED that \$4,000.00 be transferred from the General Fund to a newly created Emergency Management, Emergency Planning Division expenditure account named NAACHO 2013. Account number to be issued by the Controller's Division upon passage of this resolution.

BE IT FINALLY RESOLVED that all unexpended funds and unrecognized revenues from these accounts be carried forward from the 2013 to the 2014 budget period.

Submitted by Supervisors Rusk, Bayrd, McCarville, Kiefer, Schlicht, Wiganowsky and Dye, January 10, 2013.

Referred to HEALTH & HUMAN NEEDS and PERSONNEL & FINANCE. .

AUTHORIZING LEASE WITH US CELLULAR FOR SPACE ON DANE COUNTY EMERGENCY COMMUNICATIONS TOWER IN TOWN OF VERONA

Dane County Public Safety Communications is constructing a replacement tower in the Town of Verona to accommodate its new communications equipment.

United States Cellular Operating Company, LLC has requested space on the Verona tower and a lease has been negotiated for the desired space.

The proposed initial lease term is five (5) years with three automatic five-year extensions if US Cellular has met all of its obligations under the initial term. The initial rental rate is \$1,300 per month for panel antennas, cabling, ground space for an equipment shed, and easements to access the equipment. An additional \$500 per month rent will be charged for a microwave dish and its associated cabling for as long as the dish is located on the tower. Rent is subject to a three percent (3%) annual escalator.

US Cellular is responsible for removal of all of its equipment at the termination of this lease.

NOW, THEREFORE, BE IT RESOLVED that the County of Dane does hereby approve and authorize the above-described lease with United States Cellular Operating Company, LLC, and

BE IT FURTHER RESOLVED that revenue from the lease be credited to account PSC 83157 "Tower Lease Revenue", and

BE IT FINALLY RESOLVED that the Dane County Clerk and the County Executive are hereby authorized to execute the lease on behalf of the County of Dane.

Submitted by Supervisors Hotchkiss, Rusk, Bayrd, McCarville, Keifer, Schlicht and Wiganowsky, January 10, 2013.

Referred to PERSONNEL & FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 217, 12-13

ALLIANT ENERGY CENTER STRATEGIC DESIGN STUDY COMMITTEE

The 2013 capital budget includes \$100,000 for a study which will result in a strategic vision and market-driven, financially sustainable design and plan for the Alliant Energy Center (AEC) campus. The study will have a specific emphasis on how to enhance the market position of AEC through capital investment in AEC facilities. Additionally, the budget specified the creation of a committee to direct the study and specified membership and appointment authority.

Over the past year, a task force has been developing recommendations for facilities on the AEC grounds. The work of this task force will inform and next steps of developing a strategic vision of the center. Therefore, the composition of the Alliant Energy Center Strategic Design Study Committee specified in the 2013 capital budget should be modified to more closely align with that of the Alliant Energy Center Expansion Exploration Task Force, which recently completed Phase I of their work.

NOW, THEREFORE, BE IT RESOLVED that the Alliant Energy Center Strategic Design Study Committee shall be comprised of the following:

- Three members appointed by the County Executive, two of whom are members of the Alliant Energy Center Expansion Exploration Task Force and one community/neighborhood representative
- Two County Board supervisors, appointed by the County Board Chair
- One member appointed by the Mayor of Madison
- One member appointed by the Greater Madison Convention and Visitors Bureau

Submitted by Supervisors Schmidt and Corrigan, January 10, 2013.

Referred to EXECUTIVE and PUBLIC WORKS & TRANSPORTATION.

AWARD OF CONTRACT FOR CONVENTION SALES ACCOUNT MANAGER AT THE
ALLIANT ENERGY CENTER

The 2013 Adopted Budget for the Alliant Energy Center includes funding for a contracted, incentive-based convention sales account manager to supplement the efforts of the remaining in-house sales position. A request for proposals was prepared, posted on the County website and advertised. ___ firms responded. Responses are on file in the Purchasing Division Office.

The evaluation team determined that the proposal submitted by _____ is the most advantageous. A three-year agreement has been negotiated with _____.

NOW THEREFORE BE IT RESOLVED, that the agreement with _____ is hereby approved.

BE IT FINALLY RESOLVED, that the County Executive and County Clerk are authorized to sign the agreement.

Submitted by Supervisors Schmidt, Veldran, Ripp, Richmond and Pertl, January 10, 2013.
Referred to PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION.

AUTHORIZING A PARTNERSHIP WITH THE VILLAGE OF CAMBRIDGE FOR THE BENEFIT OF
CAMROCK COUNTY PARK

CamRock County Park is located in far eastern Dane County, with the Village of Cambridge on the north and the Village of Rockdale on the south. The Koshkonong Creek runs through the Park, creating a linear corridor for recreational use on both land and water. The communities of Rockdale and Cambridge have consistently supported development of the Park and have helped strengthen connections between the Park and the two communities.

The Village of Cambridge has acquired a property at the north end of the Park that is identified in the *2012-2017 Dane County Parks & Open Space Plan (POSP)*. Per the POSP recommendation, the Land & Water Resources Department (LWRD) would like to partner with the Village on development and use of the property for park purposes. Initial concepts for use include a water trailhead, pump course for bicycles and park signage. Development of the property will strengthen the connection between CamRock County Park and the Village and will draw attention to the bicycle/pedestrian trailhead that is nearby.

The partnership with the Village will be formalized through an easement that the County will hold over the property. The easement will require that the property be used for public park purposes for perpetuity and will also give the County reversionary rights to the property if the terms are not met. Furthermore, the easement will outline acceptable uses of the property and will give the County rights to guide development and use. The Village will remain the owner of the property and will be responsible for development and maintenance costs.

The cost of the easement has been established at \$50,000. The debt issued to support this expenditure will have a term of 20 years. This project will complement the acquisition that is proposed in Res. _____, 2012-2013, Authorizing the Purchase of Land at CamRock County Park.

NOW, THEREFORE, BE IT RESOLVED, that the Dane County Board and the Dane County Executive approve the purchase of an easement over land owned by the Village of Cambridge for the benefit of

CamRock County Park and that the cost of the easement shall be \$50,000 and the expenditure for this acquisition is hereby authorized in advance of the County's annual borrowing.

BE IT FURTHER RESOLVED, that the Dane County Clerk and Dane County Executive are authorized to execute the easement.

BE IT FINALLY RESOLVED, that the Real Estate & Acquisition Director or Acquisition & Planning Specialist are authorized to approve closing and the transfer of land rights to Dane County and the Controller is authorized to issue checks necessary to effectuate the transaction.

Submitted by Supervisors Salov, O'Loughlin, Zweifel, Hotchkiss, Schlicht, Pertl, Miles, Levin, McCarville, Chenoweth, Wegleitner, Erickson, Hesselbein, Bollig, Stubbs, Ripp, Sargent, Dye, Matano, Rusk, Hampton, Veldran, Downing, Corrigan, Schmidt, Richmond and Hendrick, January 10, 2013.

Referred to PERSONNEL & FINANCE and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

RES. 220, 12-13

AUTHORIZING THE PURCHASE OF LAND AT CAMROCK COUNTY PARK

CamRock County Park is located in far eastern Dane County, with the Village of Cambridge on the north and the Village of Rockdale on the south. The Koshkonong Creek runs through the Park, creating a linear corridor for recreational use on both land and water.

An acquisition opportunity at the north end of the Park, in the Village of Cambridge, has arisen that will improve the entrance into the Park. The acquisition also complements benefits that are outlined in Res. _____, 2012-2013, Authorizing a Partnership with the Village of Cambridge for the Benefit of CamRock County Park.

The acquisition opportunity is a residential lot that is immediately adjacent to the multi-use trailhead that serves as the primary access point from the Village of Cambridge into the Park year-round. Acquisition of this lot will accomplish five primary objectives:

1. Increase visibility of the trailhead and improve the transition from the trail to the adjoining public road
2. Improve signage and create a pronounced entryway into the Park
3. Create opportunities for staff to properly and safely maintain the trail, which is used year-round
4. Reduce boundary conflicts and encroachments
5. Expand the buffer area around the trail and creek

The residential lot is so close to the existing trail that it is nearly impossible to distinguish between public and private property. This acquisition will not only eliminate the confusion but it will greatly improve public use and access.

The purchase price for the property, which includes a house and garage, has been established at \$110,000. The debt issued to support this expenditure will have a term of 20 years.

NOW THEREFORE BE IT RESOLVED, that the Dane County Board of Supervisors and the Dane County Executive hereby authorize the purchase of 301 West Water Street in the Village of Cambridge from the estate of Edith Kenseth for \$110,000 according to Wis. Stats. Chapter 27.05(3) and the expenditure for this acquisition is hereby authorized in advance of the County's annual borrowing.

BE IT FINALLY RESOLVED, that the Dane County Real Estate Officer or Real Estate & Acquisition Director are authorized to administer the closing and the transfer of the above-mentioned rights to Dane County and the Controller is authorized to issue checks necessary to effectuate the transactions.

Submitted by Supervisors Salov, O'Loughlin, Zweifel, Hotchkiss, Schlicht, Pertl, Miles, Dye, Sargent, Levin, Hesselbein, Erickson, Wegleitner, Ripp, Chenoweth, McCarville, Bollig, Matano, Stubbs, Rusk, Hampton, Veldran, Downing, Corrigan, Schmidt, Richmond and Hendrick, January 10, 2013.

Referred to PERSONNEL & FINANCE and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

RES. 221, 12-13

ACCEPTING DONATIONS AND AUTHORIZING FUNDRAISING FOR TRANSIT PASSES FOR VETERANS

A donor has proposed to give Dane County \$30,000 that would be applied to fund the purchase of transit passes for military veterans. In addition, community members are organizing continued fundraising for this purpose. This combined fundraising effort is called the "Vets Ride with Pride" program. The transit passes would be dispensed through the Dane County Veterans Service Office.

This resolution accepts the initial donation, creates a revenue and expenditure account in the 2013 budget to accept the initial and future donations, and provides that any unspent funds be carried forward from year to year.

THEREFORE BE IT RESOLVED that the Dane County Veterans Service Office is authorized to accept donations for the Vets Ride with Pride program, and

BE IT FURTHER RESOLVED that any donations be credited to the Vets Ride with Pride revenue line (VETSRVS NEW), and

BE IT FURTHER RESOLVED that to the extent the department recognizes donation revenue to the program that expenditures in the Vets Ride with Pride expenditure line (VETSRVS NEW) be authorized to purchase transit passes, and

BE IT FURTHER RESOLVED that the Veterans Service Office with the approval of rules and regulations by the Veterans Service Commission is solely responsible for determining the eligibility of veterans to participate in the Vets Ride with Pride program, and

BE IT FURTHER RESOLVED that any unexpended funds in the Vets Ride with Pride expenditure account be carried forward at the end of the fiscal year, and

BE IT FINALLY RESOLVED that if the program is ever discontinued that any remaining expenditure authority be transferred to the Donated Emergency Aid account (VETSRVS 20922) to be used to aid veterans.

Submitted by Supervisors Ferrell, O'Loughlin, Bollig, Clausius, Zweifel, Schlicht, Wiganowsky, Salov, Hotchkiss and Ripp, January 10, 2013.

Referred to HEALTH & HUMAN NEEDS, PERSONNEL & FINANCE and VETERANS SERVICE.

RES. 222, 12-13

AMENDING SUPERVISORY DISTRICT BOUNDARIES 25 AND 29 VILLAGE OF WAUNAKEE 11-4

After every census, the County Board adopts a redistricting plan which establishes supervisory districts with nearly equal populations. From time to time thereafter there occur annexations, some of which place affected residents of the annexed lands in the position of voting for different supervisors than do other persons residing in adjacent lands of the annexing municipality. Many of these situations are addressed by the automatic boundary change provisions of Dane County ordinances while others require separate action by the County Board. This is one of the latter.

The lands described in the attached (available in the County Clerk's office) annexation ordinance of the Village of Waunakee (Ord. 11-4) have been detached from the Town of Westport. One result of these annexations is that persons residing on these lands will now be voting at a new location and for Village Trustees and Village President, instead of for town board members. Village residents voting in these areas are also assigned to the 25th Supervisory District, rather than the 29th Supervisory District as is now the case for the residents of the annexed lands. Adjusting the boundaries of the supervisory districts will help assure secrecy of the ballot of the persons affected by the annexations and will also simplify matters (such as counting ballots, etc.) associated with the voting process.

NOW, THEREFORE, BE IT RESOLVED that the lands described in the attached (available in the County Clerk's Office) annexation ordinance of the Village of Waunakee be, and the same hereby are detached from the 29th Supervisory District and attached to the 25th Supervisory District, effective immediately. **(Population of 5 persons are involved)**

BE IT FURTHER RESOLVED that the County Clerk shall take such steps as are necessary to permit the residents of the affected areas to vote in the supervisory districts to which these lands are hereby assigned.

Submitted by Supervisor Kiefer, January 10, 2013.
Referred to EXECUTIVE.

RES. 223, 12-13

AMENDING SUPERVISORY DISTRICT BOUNDARIES 28 AND 30
VILLAGE OF MOUNT HOREB 12-11

After every census, the County Board adopts a redistricting plan which establishes supervisory districts with nearly equal populations. From time to time thereafter there occur annexations, some of which place affected residents of the annexed lands in the position of voting for different supervisors than do other persons residing in adjacent lands of the annexing municipality. Many of these situations are addressed by the automatic boundary change provisions of Dane County ordinances while others require separate action by the County Board. This is one of the latter.

The lands described in the attached (available in the County Clerk's Office) annexation ordinance of the Village of Mount Horeb (Ord. 12-11) have been detached from the Town of Blue Mounds. One result of these annexations is the persons residing on these lands will now be voting at a new location and for Village Trustees and Village President, instead of for town board members. Village residents voting in these areas are also assigned to the 30th Supervisory District, rather than the 28th Supervisory District as is now the case for the residents of the annexed lands. Adjusting the boundaries of the supervisory districts will help assure secrecy of the ballot of the persons affected by annexations and will also simplify matters (such as counting ballots, etc.) associated with the voting process.

NOW, THEREFORE, BE IT RESOLVED that the lands described in the attached (available in the County Clerk's Office) annexation ordinance of the Village of Mount Horeb be, and the same hereby are

detached from the 28th Supervisory District and attached to the 30th Supervisory District, effective immediately. (Population of 2 persons are involved.)

BE IT FURTHER RESOLVED that the County Clerk shall take such steps as are necessary to permit the residents of the affected areas to vote in the supervisory districts to which these lands are hereby assigned.

Submitted by Supervisors Schlicht, Ferrell, Wiganowsky and Downing, January 10, 2013.
Referred to EXECUTIVE.

RES. 224, 12-13

AUTHORIZATION TO APPLY FOR STATE OF WISCONSIN DNR
LAKE MANAGEMENT PLANNING GRANTS

WHEREAS, Fish, Chrystal and Mud Lakes are important local resources. A study and examination of the lakes will lead to a better understanding of these lakes from an ecological standpoint. Important baseline data will also be gathered to evaluate the potential carp reduction strategies on Mud Lake. Dane County will incorporate biological information into the Master Planning efforts that are underway and develop long-term planning recommendations.

WHEREAS, Dane County Land & Water Resources hereby requests approval to apply for financial assistance to the Wisconsin DNR for the purpose of funding under the "Lake Management Planning Grant Program."

FURTHERMORE, a subsequent resolution would establish any grant funding awarded to Dane County in the Land & Water Resources budget.

THEREFORE, BE IT RESOLVED, that the County Board of Supervisors and County Executive hereby authorize the Director of Dane County Land & Water Resources Department to submit grant applications to the State of Wisconsin Department of Natural Resources (DNR) for financial aid for lake planning purposes, submit reimbursement claims along with necessary supporting documentation within 6 months of project completion, submit signed documents and take necessary action to undertake, direct and complete the approved project.

Submitted by Supervisor Ripp, January 10, 2013.

Referred to ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and LAKES & WATERSHED.

RES. 225, 12-13

COUNTY EXECUTIVE APPOINTMENTS

The County Executive has appointed the following persons to the designated commissions, committees and boards. These appointments require confirmation by the County Board.

NOW, THEREFORE, BE IT RESOLVED that the appointments set forth below are confirmed.

Election Commission

Patrick E. Delmore, 601 Seven Nations Drive, Madison 53713 (271-3090-H, 663-3378-W), due to the resignation of Elizabeth Howard Shea. Mr. Delmore is an Assistant Professor in the School of Education at

Edgewood College. He has served as a principal at two middle schools in the Madison School District. He has many years of serving on school and school district committees. This term will expire 6/30/15.

Emergency Medical Services Commission

Cathy J. Rigdon, 324 Stoney Ridge Trail, Stoughton, WI 53589 (873-5818-H), 873-6500 x 670-W), due to the resignation of Bonnie Stamm. Ms. Rigdon is the Emergency Medical Services Director for Stoughton Area Emergency Medical Services. She has also served as an EMT Technician and Firefighter for the City of Stoughton. She was a Deputy Treasurer for the City of Stoughton for eighteen years. She is certified as a Wisconsin Certified Emergency Manager and a FEMA Certified Emergency Manager. Her education includes an Associate Degree in Supervisory Management Leadership Development, EMT- Intermediate Technician, and EMT - Basic Technician. She has served on the Governor's Council on Fire Service Training Programs, the Dane County EMS Association Executive Committee, the Dane County ALS Steering Committee, the Dane County BLS Steering Committee, the City of Stoughton Emergency Preparedness Team, Seniors In Need, Community Council At Risk, Stoughton Cares, and Stoughton Wellness Coalition. This term will expire 4/16/13.

Environmental Council

Lakshmi Sridharan, 326 Cheyenne Trail, Madison 53705 (231-2171-H, 443-9300-C), to be reappointed. This term will expire 1/31/16.

Equal Opportunity Commission

David E. Schlueter, 5331 Brody Drive, #L1, Madison 53705 (469-9191-H), due to the resignation of Yolanda Springfield-Woodard. This term will expire 1/1/16.

South Central Library System Board

Bill Fetty, 362 East Lakeside Street, Madison 53715 (803-381-4127-H, 262-1498-W), due to the resignation of Carol Chapman. Mr. Fetty is a chair's assistant in the University of Wisconsin-Madison's Sociology Department. Mr. Fetty has a Master's degree in Library Science and over eleven years of experience in library management, education, and training. This term will expire 12/31/13.

Philip L. Cox, 6211 Knollwood Drive, Oregon 53575 (835-6559-H), to be reappointed. This term will expire 12/31/15.

Jennifer Harrington, 2236 Hillington Green, Madison 53726 (233-9931-H, 458-3075-W), to be reappointed. This term will expire 12/31/15.

Linda K. Davis-Brown, 4324 Damascus Trail, Cottage Grove 53527 (839-5714-H, 276-0211-W), to be reappointed. This term will expire 12/31/15.

Joe Carter, 7138 Turnberry Road, Madison 53719 (273-1806-H, 458-4463-W), to be reappointed. This term will expire 12/31/15.

Submitted by Supervisor Hendrick, January 10, 2013. Fiscal and Policy Notes not required.
Referred to EXECUTIVE.

COMMUNICATIONS

Claim from Trevor Goecks against Highway for damage to his vehicle. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from Christopher LaCourciere against Sheriff for lost property in the jail. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from Samuel D. Clay against Highway for damage to his vehicle. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from Gordon Casey against Sheriff for damage to his vehicle. Referred to PUBLIC PROTECTION & JUDICIARY.

Ozaukee County Resolution 12-70 Urging State Legislators to Vote in Favor of Transportation Dollars for Transportation. Referred to EXECUTIVE.

Manitowoc County Resolution 2012/2013-67 Supporting Same Day Voter Registration. Referred to EXECUTIVE.

ZONING PETITIONS

Petitions for Zoning Reclassification. Referred by Clerk McDonell to ZONING & LAND REGULATION.

Petition 10519 – Town of Christiana – Douglas A. Cwik

10520 – Town of Montrose – Thomas A. Sarbacker

10521 – Town of Montrose – John D. & Michelle M. Sarbacker Joint Revocable Trust

10522 – Town of Albion – James M. & Loretta M. Slinde Revocable Living Trust

10523 – Town of Mazomanie – Dennis R. Kirch

10524 – Town of Vienna – E80 Real Estate LLC

10525 – Town of Cottage Grove – Sanford E. West

10526 – Town of Vienna – Town of Vienna

10531 – Town of Pleasant Springs – Corrine R. Arneson

AUTHORIZING THE PURCHASE OF LAND IN THE SUGAR RIVER NATURAL RESOURCES AREA

The Dane County Parks & Open Space Plan (POSP) recommends the acquisition of land within the Sugar River Natural Resource Area. The Sugar River is a significant natural and recreational resource that is popular for fishing, canoeing and kayaking. The County and others seek to increase access to the river and surrounding lands.

The Department of Land & Water Resources has recently negotiated the acquisition of a significant stretch of the Sugar River from the Bruce Company. The acquisition would permanently protect approximately 466 acres. Approximately 340 acres would be available for public access, including 2.5 miles of Sugar River frontage. An additional 126 acres would be protected by a conservation easement that would further enhance the resource.

The purchase price of \$7,500 per acre and \$4,000 per acre for the conservation easement is consistent with current values. The Natural Heritage Land Trust has agreed to partner with the County on the project and will seek DNR Stewardship grant dollars. The DNR grant, if awarded, will require the property to be open to hunting, fishing, trapping, hiking and cross-country skiing. The County also intends to promote river access and develop canoe/kayak launches.

The property is large enough that many paddlers will be satisfied to put in and take out on either end of the property. However, the property is situated south of DNR land and north of Lake Belle View and many paddlers will utilize this property as a convenient start or end point for longer trips. The south end of the property is right in Paoli and will provide a convenient day use area for visitors.

Funds for the purchase are available in the Conservation Fund and the Lake Preservation & Renewal Fund. The debt issued to support this expenditure will have a term of 20 years. The final acreage purchased will be established by a survey.

NOW THEREFORE BE IT RESOLVED, that the Dane County Board of Supervisors and the Dane County Executive hereby authorize the purchase of approximately 466 acres from the Bruce Company for \$7,500 per acre for land purchased outright and \$4,000 per acre for land subject to conservation easement according to Wis. Stats. Chapter 27.05(3) and the expenditure for this acquisition is hereby authorized in advance of the County's annual borrowing;

BE IT FURTHER RESOLVED, that the Dane County Clerk and Dane County Executive are authorized to execute documents necessary to maximize cost-sharing from project partners, which may include temporarily vesting land rights to another agency;

BE IT FINALLY RESOLVED, that the Dane County Real Estate Officer or Real Estate and Acquisition Director are authorized to administer the closing and the transfer of the above-mentioned rights to Dane County and the Controller is authorized to issue checks necessary to effectuate the transaction.

Submitted by Supervisors Hotchkiss and Downing, January, 14, 2013.

Referred to PERSONNEL & FINANCE, ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and PARK COMMISSION.

AUTHORIZING THE ACQUISITION OF LAND FOR COUNTY OPERATIONS

The 2013 County Budget anticipates the need for a new County Highway Garage and Medical Examiner's Office. A property at the intersection of CTH AB and STH 12/18 has been identified as suitable for both needs. Furthermore, the property can also meet future needs for a Sheriff's Office Precinct or other county facilities.

The property is approximately 22 acres in size and located immediately across from the Dane County Landfill, in the Town of Cottage Grove. The location is highly desirable due to the close proximity to the Landfill and easy access to major highways. Locating the facilities near the landfill will allow the County to take advantage of green energy generated by the landfill, which will lead to a cost savings and environmental benefit that are not possible at other locations. Furthermore, the proximity to major highways will be an efficient way to disburse highway staff and equipment and also provides an opportunity for the medical examiner to serve a wider service area. The site is also in close proximity to the existing Sheriff Precinct office in the Town of Pleasant Springs.

County staff have negotiated the acquisition of the property for \$1.4 million. The purchase is contingent upon necessary zoning and land division approvals as well as standard inspections and testing.

NOW THEREFORE BE IT RESOLVED, that the County of Dane does hereby approve and authorize the purchase of approximately 22 acres at the northeast corner of the intersection of CTH AB and STH 12/18 from JDJ, Inc., Dawn Guimond, or other legally authorized entities, for \$1.4 million,

BE IT FURTHER RESOLVED, that the Dane County Clerk and Dane County Executive are authorized to execute documents necessary to effectuate the Purchase of the property rights by Dane County

BE IT FINALLY RESOLVED, that the Dane County Real Estate Officer or Real Estate & Acquisition Director are authorized to administer the closing and the transfer of the above-mentioned property to Dane County and the Controller is authorized to issue checks necessary to effectuate the transaction.

Submitted by Supervisor Schmidt, January 29, 2013.

Referred to PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION.

AMENDING CHAPTER 29 OF THE DANE COUNTY CODE OF ORDINANCES,
UPDATING THE COUNTY'S BUDGET PROCESS AND POLICIES

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Subsection 29.02(3) is amended to read as follows:

29.02 DEFINITIONS. In this chapter, unless the context clearly requires otherwise:

(3) *Committee* means the ~~Executive Committee~~ Personnel and Finance Committee of the Board of Supervisors.

ARTICLE 3. Subsection 29.52(15) is amended to read as follows:

29.52 BUDGET CONTROL POLICIES. The county budget is a financial plan for Dane County developed in accord with the Dane County Code of Ordinances, Uniform Accounting Manual for Wisconsin Counties, and the pronouncements of the Governmental Accounting Standards Board. Budget control policies are as follows:

~~(15) Any authorized budgeted position that becomes vacant shall not be refilled without prior approval of the County Executive.~~

ARTICLE 4. Subsection 29.52 (16) through (20) are renumbered, respectively, as (15) through (19).

[EXPLANATION: This amendment changes the committee designated in the ordinance to comport with current practice, and removes a reference regarding the County Executive's hiring authority from the Board's budget policies.]

Submitted by Supervisors Corrigan and Hendrick, February 7, 2013. Fiscal and Policy Notes not required.

Referred to EXECUTIVE and PERSONNEL & FINANCE.

AMENDING CHAPTER 11 OF THE DANE COUNTY CODE OF ORDINANCES, TO ADJUST MITIGATION
PERMIT FEES AND CORRECT INTERNAL REFERENCES

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 11.015(4)(b) is amended to read as follows:

(b) The building setback line from the ordinary highwater mark described in s. ~~11.04(2)~~ 11.03(2), and;

ARTICLE 3. Section 11.03(2)(b) is amended to read as follows:

(b) *Exceptions with shoreland zoning permit.* Subject to the approval of a shoreland zoning permit by the zoning administrator, the following structures may be located within the setback from an ordinary highwater mark described in s. ~~11.02(a)~~ 11.03(2)(a)1.

ARTICLE 4. Section 11.03(2)(c) is amended to read as follows:

(c) *Exceptions with shoreland mitigation permit.* Where the director has approved a shoreland mitigation permit under s. 11.05(4), the following may be located within the setback from an ordinary highwater mark described in s. 11.03(2)(a) ~~11.02(a)1.~~

ARTICLE 5. Section 11.03(3)(c)2.b. is amended to read as follows:

b. If there is an existing principal building on only one side, the setback for the proposed building shall be the average of the required setback under s. 11.03(2)(a) ~~11.02(a)1~~ and the existing building's setback.

ARTICLE 6. Section 11.04(3)(c) is created to read as follows:

(c) Soil conservation, stream and adjacent wetland protection and ecological restoration practices when construction is overseen by, and implemented according to site-specific plans and designs approved by, the Natural Resources Conservation Service, U.S. Fish & Wildlife Service, Wisconsin Department of Natural Resources or the Dane County Land and Water Resources Department.

ARTICLE 7. Section 11.04(5)(a) is amended to read as follows:

(a) Soil conservation, shoreland, wetland and ecological restoration practices intended to restore native shoreland vegetation, other than those exempted under s. 11.04(3)(c). ~~Conservation or restoration practices meeting the requirements of s. 11.05(a)1.~~

ARTICLE 8. Section 11.11(2) is amended to read as follows:

(2) *Construction on nonconforming structures with shoreland zoning permit.* The following activities are allowed on nonconforming structures, subject to approval of a shoreland zoning permit. Shoreland mitigation permits are not required, unless impervious surface limits in s. 11.03(3) ~~11.03(4)~~ are exceeded.

ARTICLE 9. Section 11.11(2)(c) is amended to read as follows:

(c) *Existing impervious surfaces.* For existing impervious surfaces that were lawfully placed when constructed but that do not comply with the standards in s. ~~11.03(4)~~11.03(3), the property owner may do any of the following:

ARTICLE 10. Section 11.50(2) is amended to read as follows:

(2) For determination of a navigable water under s. ~~11.02(5)~~11.02(2), the fee shall be \$150.

ARTICLE 11. Section 11.50(6) is amended to read as follows:

(6) Shoreland Mitigation Permits. For a shoreland mitigation permit, the fee shall be \$400, plus:

(a) ~~on sites where shoreland stormwater management is required under s. 11.12(1), an additional \$.010 (one cent) per square foot of impervious area, and \$.005 (one half-cent) per square foot of redeveloped impervious area. For shoreland mitigation permits for vegetative buffer restoration or other conservation activities under s.11.04(5), and where there is no expansion of impervious surfaces, or placement or expansion of structures, the fee shall be \$100 (one hundred dollars).~~

(b) ~~on sites where shoreland vegetative buffer restoration is required under s. 11.12(2), an additional \$.27 (twenty-seven cents) per square foot of restored vegetative buffer. For all other shoreland mitigation permits, the fee shall be \$400 (four hundred dollars), plus:~~

1. on sites where shoreland stormwater management is required under s. 11.12(1), an additional \$.010 (one cent) per square foot of impervious area, and \$.005 (one half-cent) per square foot of redeveloped impervious area.

2. on sites where shoreland vegetative buffer restoration is required under s. 11.12(2), an additional \$500 (five hundred dollars).

ARTICLE 12. Section 11.99(1)(b)1.f. is amended to read as follows:

f. Unless specifically exempted under s.~~11.04(4)~~11.04(3), any removal of vegetation within the vegetative buffer zone described in s. 11.04, and;

ARTICLE 13. Section 11.99(1)(b)2. is amended to read as follows:

2. *Navigable waters.* Determination of navigable waters and ordinary highwater marks under s. ~~11.02(5)~~11.02(2).

ARTICLE 14. Section 11.99(3)(b)2. is amended to read as follows:

2. *Shoreland Mitigation Permits.* Within the shoreland district, the director shall require approved shoreland mitigation permits before any of the following activities occur. The zoning administrator shall not approve a shoreland zoning permit for any of the following activities unless the director has approved a shoreland mitigation permit.

- a. Creation of lots with reduced width or area as part of a planned unit development under s. ~~11.03(1)(d)~~11.03(1)(c);
- b. Placement of structures within the setback area under s. 11.023(2)(c);
- c. Expansion of impervious surfaces above 15% of the lot under s. 11.023(3)(c);
- d. Vegetation management activities within 35 feet of the ordinary highwater mark under s. ~~11.04(6)~~11.04(5);
- e. Construction, replacement or expansion of a nonconforming structure under s. 11.11(3).

ARTICLE 15. Section 11.99(3)(b)3. is amended to read as follows:

3. *Farm Conservation Plans.* Review and approval of farm conservation plans under ~~ss. 11.015(8m) and 11.04(4)(b)~~ s. 11.04(3)(b).

ARTICLE 16. This amendment shall be effective [*CLERK TO INSERT EFFECTIVE DATE OF ORDINANCE AMENDMENT.*]

[*EXPLANATION: This amendment corrects internal ordinance references, exempts public conservation agencies from mitigation permit requirements, and adjusts mitigation permit fees to reflect actual review costs.*]

Submitted by Supervisors Miles, Solberg, Hesselbein, Hotchkiss, Zweifel, Clausius and Wiganowsky, February 7, 2013. Fiscal and Policy Notes not required.

Referred to ZONING & LAND REGULATION.

ORD. AMDT. 42, 12-13

AMENDING CHAPTER 10 OF THE DANE COUNTY CODE
OF ORDINANCES, REGARDING THE SITING OF WIND ENERGY SYSTEMS

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 10.01(82a) is created to read as follows:

(82a) *Wind Energy System.* "Wind Energy System" has the meaning given in s. 66.0403(1)(m), Wis. Stats.

ARTICLE 3. Section 10.196 is created to read as follows:

10.196 STANDARDS AND PROCEDURES FOR WIND ENERGY SYSTEMS. (1) This section provides the standards and procedures for issuance of conditional use permits for wind energy systems, as defined in s. 66.0403(1)(m), Wis. Stats. The purpose of this section is to ensure any proposed wind energy system complies with applicable provisions of PSC 128, Wisconsin Administrative Code as amended, and this section.

(2) No restriction shall be placed, either directly or in effect, on the installation or use of a wind energy system, unless the restriction satisfies one of the following conditions:

- (a) Serves to preserve or protect the public health or safety.
- (b) Does not significantly increase the cost of the system or significantly decrease its efficiency.
- (c) Allows for an alternative system of comparable cost and efficiency.

(3) Use. Wind energy systems are a conditional use in any district. The County will apply Wis. Stats. s. 66.0401 and PSC Ch 128 Wisconsin Administrative Code as amended, in the evaluation of such requests.

(4) Procedures. To the extent not inconsistent with state law, the procedures for consideration of conditional uses set forth in s. 10.255(2) shall be followed.

[Explanation: This ordinance provides standards and procedures for wind energy systems as a conditional use in any zoning district.]

Submitted by Supervisors Downing, Miles, Hendrick, Schmidt and Erickson, February 7, 2013. Fiscal and Policy Notes not required.

Referred to ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and ZONING & LAND REGULATION.

RES. 228, 12-13

AUTHORIZING A CONTRACT POLICING AGREEMENT WITH THE TOWN OF WESTPORT

The Town of Westport has requested the Dane County Sheriff's Office to provide additional police services within the boundaries of said township, at a level above and beyond the basic level of police services currently provided.

The Town of Westport has agreed to compensate Dane County for the cost of assigning certified sworn law enforcement officers, on an overtime basis, to perform such services. The potential revenue in 2013 is \$44,329.

The Town of Westport Board has authorized the Town of Westport Chairperson and the Town Clerk to enter into an agreement with Dane County and the Dane County Sheriff's Office to contract for the above-described services.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Sheriff, Dane County Executive, and Dane County Clerk are authorized to enter into a contract policing agreement with the Town of Westport, and

BE IT FURTHER RESOLVED that the Dane County Sheriff's Office is authorized to provide the requested services on an overtime basis, and

BE IT FURTHER RESOLVED that on behalf of the County of Dane, the county clerk and county executive are authorized to execute an agreement embodying the above provisions; and

BE IT FINALLY RESOLVED that \$44,329 be set up as additional Sheriff, Field Services, Inter-Agency Revenue – Westport (SHRFFLD-NEW) and be credited to the General Funds, and that \$44,329 be transferred from the General Fund to the following Sheriff's Office accounts:

Field Services - Overtime Inter-Agency (SHRFFLD-10034)	\$34,400.90
Field Services - Retirement Fund (SHRFFLD-10099)	\$ 7,296.43
Field Services - Social Security (SHRFFLD-10108)	\$ 2,631.67
TOTAL	\$44,329.00

Submitted by Supervisors Ripp & Kiefer, February 7, 2013.

Referred to PERSONNEL & FINANCE and PUBLIC PROTECTION & JUDICIARY.

INCREASING SOCIAL WORK SUPERVISOR POSITION AUTHORITY RELATED TO EARLY CHILDHOOD INITIATIVE - DEPARTMENT OF HUMAN SERVICES - DIVISION OF CHILDREN, YOUTH, AND FAMILIES

The Department of Human Services deploys a 0.8 FTE Social Work Supervisor to oversee Early Childhood Initiative (ECI) activities.

The ECI expands in 2013 given development of a new Leopold School site supported by increased County monies.

It is necessary to expand the current Social Work Supervisor position to 1.0 FTE (full-time) in order for her to properly perform the increased workload associated with the fourth ECI site.

The Department has identified Youth Aids monies to financially support the position.

NOW, THEREFORE, BE IT RESOLVED that Social Work Supervisor position # 2580 be increased to 1.0 FTE status effective February 10, 2013 (start of 2013 Pay Period 5).

BE IT FURTHER RESOLVED that the following revenue account be adjusted and the revenue credited to the General Fund and transferred from the General Fund to the following expenditure accounts in the Department of Human Services:

<u>Revenue Account Number</u>	<u>Account Title</u>	<u>Amount</u>
CYFSUPRT 81170	Youth Aids	\$ 8,560

<u>Expenditure Account Numbers</u>	<u>Account Titles</u>	<u>Amounts</u>
CYFDSSIA AAYAAA	Salaries and wages	\$15,445
CYFDSSIA AAYMAA	Retirement	\$ 1,549
CYFDSSIA AAYPAA	Social Security	\$ 1,181
CYFDSSIA AAZQAA	Workers comp	\$ 694
CYFDSSIA AAZXAA	Salary savings	\$ (309)
	Total	\$18,560

Submitted by Supervisors Sargent, Zweifel, Hotchkiss, Levin, Salov, Clausius, McCarville, Stubbs and Krause, February 7, 2013.

Referred to HEALTH & HUMAN NEEDS and PERSONNEL & FINANCE.

AUTHORIZING EMERGENCY FIRE WARDENS FOR DANE COUNTY FOR THE YEAR 2013

Pursuant to Section 26.12(3) and 26.14(3) of the Wisconsin Statutes, the County Board, or authorized committee thereof, shall approve, before March 15th, the list of emergency fire wardens submitted by the State Department of Natural Resources for the prevention and suppression of forest fires in Dane County for 2013.

NOW, THEREFORE, BE IT RESOLVED that the following list of emergency fire wardens, submitted by the Department of Natural Resources, be approved:

Olson's Service	Town of Vermont
15 East Commercial Street	4670 Cedar Hill Lane

Mazomanie, WI 53560
Phone: (608) 795-2808

Black Earth, WI 53515
Phone: (608) 767-3030

Village of Black Earth
1210 Mills Street
Black Earth, WI 53515
Phone: (608) 767-2563

Berry Town Hall
9046 State Highway 19
Mazomanie, WI 53560
Phone: (608) 767-4152

BE IT FURTHER RESOLVED that the Dane County Clerk shall forward a copy of this adopted resolution to the State Department of Natural Resources.

Submitted by Supervisors Downing, Miles and Schlicht, February 7, 2013.
Referred to ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES

RES. 231, 12-13

AUTHORIZING AN AGREEMENT TO ACCEPT HOMELAND SECURITY AND WISCONSIN OFFICE OF JUSTICE ASSISTANCE GRANT FUNDS

Homeland Security, Wisconsin Office of Justice Assistance, is making funds available to support the Dane County Homeland Security/HS LE ALERT Equipment – Bomb Squads. OJA Grant Number 2010-HS-02A-10005.

NOW, THEREFORE, BE IT RESOLVED that the Sheriff’s Office is authorized to accept \$39,947 from Homeland Security, Wisconsin Office of Justice Assistance to purchase a UTV, trailer and bomb squad equipment.

BE IT FURTHER RESOLVED that \$39,947 be set up as additional revenue in the Sheriff’s Office, Field Services Division, Explosive Ordnance

BE IT FURTHER RESOLVED that \$39,947 be transferred from the General Fund to Sheriff’s Office, Field Services Division, Explosive Ordnance Disposal Team (SHRFFLD 47418).

BE IT FURTHER RESOLVED that on behalf of the County of Dane, the county clerk and county executive are authorized to execute an agreement embodying the above provisions; and

BE IT FINALLY RESOLVED that all unexpended funds and unrecognized revenues from this account be carried forward from the 2013 budget period to the 2014 budget period.

Submitted by Supervisors Rusk, McCarville, Dye, Kiefer, Wiganowsky and de Felice, February 7, 2013.
Referred to PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 232, 12-13

AUTHORIZING ADDENDUM AND EXTENSION OF DANE COUNTY SHERIFF WEST PRECINCT LEASE WITH TOWN OF MIDDLETON

In 1997 Dane County entered into a fifteen-year lease with the Town of Middleton for 3500 square feet of space in its newly expanded town hall for a Sheriff Precinct Station. The Sheriff and the Town of Middleton have found the precinct station at that location to be mutually beneficial.

The original lease terminates on March 31, 2013. The current annual fixed expenses are \$26,048, a rate of \$7.44 per square foot, which include a \$2,000 sinking fund and \$500 landscape and snow removal.

The Dane County Sheriff and the Town of Middleton wish to extend the lease for an additional five years at a rental rate of \$20,900 per year payable in \$5,225 quarterly installments. Additions to rent include annual charges of \$2,000 per year to be used only for repairs and renovations, \$1,000 per year for snow and ice and parking lot maintenance, and 60% of well and septic costs as they arise. The blended fixed expenses of \$23,900, a reduction of \$2,148 per year compared to the current rate, result in a total rate of \$6.83 per square foot for the 3500 square feet.

NOW, THEREFORE, BE IT RESOLVED that the County of Dane does hereby approve and authorize the Addendum to and Extension of Town of Middleton Lease for the Sheriff West Precinct Station, and

BE IT FINALLY RESOLVED that the Dane County Clerk and the County Executive are hereby authorized to execute the above-described Addendum and Extension on behalf of the County of Dane.

Submitted by Supervisors Ferrell, Rusk, McCarville, Dye, Wiganowsky and de Felice, February 7, 2013.

Referred to PERSONNEL & FINANCE, PUBLIC PROTECTION & JUDICIARY and PUBLIC WORKS & TRANSPORTATION.

RES. 233, 12-13

AWARDING FUNDS FOR TREATMENT NEEDS OF CO-OCCURRING DISORDER
POPULATION AT RISK OF INSTITUTIONALIZATION AND CHANGES TO ALCOHOL AND
OTHER DRUG DETOXIFICATION PROGRAM CONTRACT

In the 2013 adopted budget, \$15,000 was allocated to provide for the psychiatric needs of chronically alcohol or drug dependent population. Tellurian's Dual Response Coordination program, which runs in conjunction with their Community Intervention Team (also known as "The Street Team") provides case management services to this population. Clients served by this program are adults over age 18 and who have co-occurring disorders (substance use disorder and mental illness) and have or are at risk of an acute treatment episode. Individuals are typically in crisis, under a court order, leaving a more restrictive setting, or are at risk of hospitalization or institutionalization.

These additional funds will support the cost of short-term psychiatric care and ancillary services (i.e.: nursing, office supplies) for clients served under this program. Up to two hours of psychiatric care shall be provided per week, for 48 weeks per year. The provider is responsible for triaging clients' access to the available psychiatric care. Psychiatric care shall be transitioned to community providers upon a client's discharge if there continues to be a need. Continuing psychiatric care shall not be the sole reason for a client's case to remain open.

In addition, language is being added to the contract for the detoxification program to clarify the capacity expectations of this program. The additional language does not change the capacity for Dane County patients as it has been implemented for the last two years. Finally, a lease permitting the use by the detoxification program of the county-owned property is added to this contract. There are no substantive changes to this lease agreement from previous years.

NOW, THEREFORE, BE IT RESOLVED that the 2013 CYF professional service contract listed below be amended as follows:

Vendor	Amendment	Amount
Tellurian UCAN	(CYF Contract #82313)	\$ 15,000

Submitted by Supervisors Sargent, Zweifel, Hotchkiss, Levin, Salov, Clausius, Krause and McCarville ,
February 7, 2013.

Referred to HEALTH & HUMAN NEEDS and PERSONNEL & FINANCE.

RES. 234, 12-13

ACCEPTING INTERGOVERNMENTAL AGREEMENT "ADVANCED LIFE SUPPORT PROGRAM"

The purpose of this resolution is to accept the Intergovernmental Agreement for "Advanced Life Support Program" in Dane County.

WHEREAS, this Agreement sets forth the expectations, responsibilities, and mechanisms for the provision of a regional Advanced Life Support (ALS) Program (Program); and

WHEREAS, the parties are authorized to enter into this agreement pursuant to section §66.0301, Wisconsin Statutes; and

WHEREAS, sections 59.54(1), 62.133, 61.64, and 60.565 of the Wisconsin Statutes specifically allow Wisconsin counties, cities, villages, and towns to contract for ambulance service; and

WHEREAS, in addition to the provisions of any other statutes specifically authorizing cooperation between municipalities, any municipality may contract with other municipalities in this state pursuant to §66.0301, States., for the receipt of furnishing of services or the joint exercise of any power or duty required or authorized by law.

NOW THEREFORE IT BE RESOLVED in consideration of the above premises and the mutual covenants of the parties hereinafter set forth, the receipt and sufficiency of which is acknowledged by each party for itself, Dane County and the ALS Providers.

Submitted by Supervisors Rusk, Dye, Kiefer, Wiganowsky and de Felice, February 07, 2013.
Referred to PERSONNEL & FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 235, 12-13

AUTHORIZING AN AGREEMENT FOR THE RECONSTRUCTION AND JURISDICTIONAL TRANSFER OF CTH DM IN THE VILLAGE OF DANE

The Dane County Department of Public Works, Highway & Transportation and representatives of the Village of Dane have determined that a part of CTH "DM" from USH 113 to the North Village Limits will be reconstructed. CTH "DM" within the corporate limits of the Village will be jurisdictionally transferred to the Village of Dane, and will no longer be a County Trunk Highway.

The Dane County Department of Public Works, Highway & Transportation has drafted an agreement to cover the jurisdictional transfer and cost sharing for the reconstruction project.

Dane County has sufficient funds budgeted in the CTH Construction program account HWCONCAP-69166, CTH DM Project. Funding for the design and construction of the project is to be accomplished in accordance with past policies of cost sharing on similar projects.

NOW THEREFORE BE IT RESOLVED that the County Executive and the County Clerk be authorized to execute this cost sharing agreement on behalf of Dane County, with the Village of Dane.

BE IT FURTHER RESOLVED that this capital project be authorized in advance of the 2013 borrowing, and that it is the intention of the County to reimburse itself for the project expenditures with proceeds from the 2013 Capital Projects Borrowing.

BE IT FURTHER RESOLVED that any unexpended funds as of December 31, 2013, in the above-mentioned account be carried forward to 2014.

Submitted by Supervisors Schmidt, Pertl, Veldran and Ripp, February 7, 2013.
Referred to PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES.236, 12-13

AUTHORIZING AN AGREEMENT FOR THE RECONSTRUCTION AND JURISDICTIONAL TRANSFER OF
CTH B IN THE VILLAGE OF CAMBRIDGE

The Dane County Department of Public Works, Highway & Transportation and representatives of the Village of Cambridge have determined that a part of CTH "B" from USH 12 to the South village Limits will be reconstructed. CTH "B" within the corporate limits of the Village will be jurisdictionally transferred to the Village of Cambridge, and will no longer be a County Trunk Highway.

The Dane County Department of Public Works, Highway & Transportation has drafted an agreement to cover the jurisdictional transfer and cost sharing for the reconstruction project.

Dane County has sufficient funds budgeted in the CTH Construction program account HWCONCAP-69163, CTH B Project. Funding for the design and construction of the project is to be accomplished in accordance with past policies of cost sharing on similar projects.

NOW THEREFORE BE IT RESOLVED that the County Executive and the County Clerk be authorized to execute this cost sharing agreement on behalf of Dane County, with the Village of Cambridge.

BE IT FURTHER RESOLVED that this capital project be authorized in advance of the 2013 borrowing, and that it is the intention of the County to reimburse itself for the project expenditures with proceeds from the 2013 Capital Projects Borrowing.

BE IT FURTHER RESOLVED that any unexpended funds as of December 31, 2013, in the above-mentioned account be carried forward to 2014.

Submitted by Supervisors Schmidt, Pertl, Veldran and Ripp, February 7, 2013.
Referred to PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION.

AMENDING THE 2013 CAPITAL BUDGET TO PROVIDE FUNDS FOR A
HOUSING PARTNERSHIP PROGRAM

The 2013 Capital Budget includes \$500,000 for planning and potential acquisition of property for a single room occupancy (SRO) facility. The Capital Budget Resolution specifies that a portion of the funds must be used to conduct an economic feasibility analysis to analyze the potential operating revenues, expenditures, capital requirements and debt service recovery that could be supported by an SRO facility as well as the potential for CDBG and HOME funds and other partnerships.

The effort to develop SRO housing recognizes a significant need in the community. The process contemplated by the Budget has the goal of developing a large scale SRO facility by 2014. While the County remains committed to this goal, it desires to explore ways to create affordable housing for those in need on an earlier timeline.

This resolution transfers \$250,000 from the SRO Housing capital project into a new partnership program intended to stimulate the immediate development of affordable, cooperative housing options. The focus of the partnership program would be to meet the needs of the un-housed. Using the resources contained in the 2013 Budget, the County's goal is to provide affordable housing opportunities for at least 20 individuals. The Department of Human Services is charged with developing and administering the partnership program using the following broad guidelines:

- The project must focus on meeting the needs of the un-housed.
- The County will make up to \$250,000 available for qualifying capital costs.
- The County's financial participation cannot be used for operating costs, although the proposal process should solicit information on partners' operating budget projections.
- The project partner must demonstrate the capacity to develop low cost housing for the target population in an expeditious manner.
- More than one project may be awarded to one or more partners.
- County funds may be used in combination with other public or private financing. Preference will be given to projects that leverage other resources to enhance the size and scope.
- The Department of Human Services will review partnership applications and recommend projects to the County Board and County Executive. Each project will be approved by the County Board and County Executive through the normal resolution process.

NOW THEREFORE BE IT RESOLVED, that \$250,000 be transferred from the SRO Housing capital account to a new capital account titled Housing Partnership Program; and

BE IT FURTHER RESOLVED, that expenditures from this account are authorized to proceed in advance of borrowing; and

BE IT FURTHER RESOLVED, that the Department of Human Services is authorized to take the necessary actions to develop, implement, and select projects; and

BE IT FINALLY RESOLVED that if the funds allocated to the Housing Partnership Program are not obligated by resolution by January 1, 2014 all unobligated funds will be returned to the SRO Housing account.

Submitted by Supervisors Bayrd, Wegleitner, Dye, Sargent, Levin, Bollig, Hesselbein, Solberg, Miles, Pertl, Salov, Schmidt, Hotchkiss, Zweifel, Clausius, Wiganowsky, O'Loughlin, de Felice, Rusk, Hendrick, Schlicht, Corrigan, Downing, Veldran, Erickson, Chenoweth, Pan, Richmond and Krause, February 7, 2013.

Referred to HEALTH & HUMAN NEEDS and PERSONNEL & FINANCE.

RES. 238, 12-13

AUTHORIZING A CONTRACT POLICING AGREEMENT WITH THE TOWN OF BRISTOL

The Town of Bristol has requested the Dane County Sheriff's Office to provide additional police services within the boundaries of said township, at a level above and beyond the basic level of police services currently provided.

The Town of Bristol has agreed to compensate Dane County for the cost of assigning certified sworn law enforcement officers, on an overtime basis, to perform such services. The potential revenue in 2013 is \$44,329.

The Town of Bristol Board has authorized the Town of Bristol Chairperson and the Town Clerk to enter into an agreement with Dane County and the Dane County Sheriff's Office to contract for the above-described services.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Sheriff, Dane County Executive, and Dane County Clerk are authorized to enter into a contract policing agreement with the Town of Bristol, and

BE IT FURTHER RESOLVED that the Dane County Sheriff's Office is authorized to provide the requested services on an overtime basis, and

BE IT FURTHER RESOLVED that on behalf of the County of Dane, the county clerk and county executive are authorized to execute an agreement embodying the above provisions; and

BE IT FINALLY RESOLVED that \$44,329 be set up as additional Sheriff, Field Services, Inter-Agency Revenue – Bristol (SHRFFLD-NEW) and be credited to the General Funds, and that \$44,329 be transferred from the General Fund to the following Sheriff's Office accounts:

Field Services - Overtime Inter-Agency (SHRFFLD-10034)	\$34,400.90
Field Services - Retirement Fund (SHRFFLD-10099)	\$7,296.43
Field Services - Social Security (SHRFFLD-10108)	\$2,631.67
TOTAL	\$44,329

Submitted by Supervisors Rusk, McCarville, Dye, Wiganowsky and de Felice, February 07, 2013.
Referred to PERSONNEL & FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 239, 12-13

REFUSE HAULING AND COLLECTION FROM COUNTY FACILITIES

The Department of Public Works, Highway & Transportation reports the receipt of bids for waste hauling and collection services for County administered offices and facilities, Bid # 313038.

A complete tabulation is on file at the Department of Public Works office. The selected bid is:

Total: \$ _____

The Public Works staff finds the amount to be reasonable and recommends the bid be awarded to _____.

There are sufficient funds available for this service.

NOW, THEREFORE, BE IT RESOLVED that a Contract be awarded to _____ in the amount of \$ _____; and

BE IT FURTHER RESOLVED that the County Executive and the County Clerk be authorized to sign the Contract; and

BE IT FINALLY RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Contract.

Submitted by Supervisors Schmidt, Pertl, Veldran and Ripp, February 7, 2013.
Referred to PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 240, 12-13

ACCEPTING STATE OFFICE OF JUSTICE ASSISTANCE TRAINING MONIES
DEPARTMENT OF HUMAN SERVICES - DIVISION OF CHILDREN, YOUTH, AND FAMILIES

The Department of Human Services - Division of Children, Youth, and Families accepts State Office of Justice Assistance (OJA) training monies in the amount of \$18,000 for January – June, 2013. These one-time monies are earmarked for “Motivational Interviewing” training for juvenile justice staff. Four three-day sessions will take place.

NOW, THEREFORE, BE IT RESOLVED that the following revenue account be created and that the revenue be credited to the General Fund and transferred from the general fund to the following expenditure account in the Department of Human Services:

<u>Revenue Account Number</u>	<u>Account Title</u>	<u>Amount</u>
CYFSUPRT 8(new)	OJA Motivational Interviews	\$ 18,000
<u>Expenditure Account Numbers</u>	<u>Account Titles</u>	<u>Amount</u>
CYFDSSIA TRNGAA (new)	Motivational Interview Training	\$ 18,000

Submitted by Supervisors Sargent, Zweifel, Hotchkiss, Levin, Salov, Clausius, Krause and McCarville, February 7, 2013.
Referred to HEALTH & HUMAN NEEDS and PERSONNEL & FINANCE.

RES. 241, 12-13

ACCEPTING HOMELAND SECURITY COMMUNICATIONS UNIT TRAINING GRANT

The Department of Emergency Management has applied for and received approval for a Homeland Security, Interoperable Communications Unit Training grant made available through the Wisconsin Office of Justice Assistance.

The purpose of the Communications Unit training is to align Wisconsin communications position credentialing with National Standards and Best Practices. This will allow for standardization among different states and territories and the continued development of the credentialing process used for Communications Unit Leaders, Communication Technicians and Auxiliary Emergency Communicators.

This grant will fund training to be facilitated by the Office of Emergency Communications. Eligible participants include subject matter experts, including individuals who have previously attended Communications Unit Leader, Communications Technician training and/or be assigned as a member of an Incident Management Team.

The grant will provide \$2,000 in one-time grant funding to the County of Dane to fund costs associated with hosting and conducting the training session.

NOW, THEREFORE, BE IT RESOLVED that \$2,000 be set up as additional revenue in a newly created Emergency Management, Emergency Planning Division revenue account named Communications Unit Training, and be credited to the General Fund. Account number to be issued by the Controller's Division upon passage of this resolution

BE IT FINALLY RESOLVED that \$2,000 be transferred from the General Fund to a newly created Communications Unit Training expenditure account. Account number to be issued by the Controller's Division upon passage of this resolution.

Submitted by Supervisors Rusk, McCarville, Dye, Kiefer, Wiganowsky and de Felice, February 7, 2013.
Referred to PERSONNEL & FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 242, 12-13

COUNTY EXECUTIVE APPOINTMENTS

The County Executive has appointed the following persons to the designated commissions, committees and boards. These appointments require confirmation by the County Board.

NOW, THEREFORE, BE IT RESOLVED that the appointments set forth below are confirmed.

Library Board

Darold Lowe, 205 Crystal La., Madison 53704 (249-5693-H, to be reappointed. This term will expire 1/31/16.

Veterans Services Commission

Jane Cree, 119 Lothe Road, Marshall 53559 (655-4842-H, 266-7530-W), to be reappointed. This term will expire 12/14/15.

John P. Hofer, 7888 Wood Pond Trail, Cross Plains 53528 (798-2530-H), 280-7035-W), to be reappointed. This term will expire 12/14/15.

Mary M. Kolar, 333 West Mifflin Street, #9020, Madison 53703 (230-5786-H, 257-0158-W), to be reappointed. This term will expire 12/14/15.

Submitted by Supervisor Bayrd, February 7, 2013. Fiscal and Policy Notes not required.
Referred to EXECUTIVE.

URGING RESTORATION OF FUNDING FOR THE
SOIL AND WATER RESOURCE MANAGEMENT PROGRAM

In 1997, the State Legislature and Governor created a county-based system to protect Wisconsin land and water resources from impacts associated with non point source pollution, including soil loss and polluted runoff. County Land Conservation staff deliver a wide range of natural resource management programs.

Section 92.16(6)(b) of the Wisconsin Statutes states that the Department of Agriculture, Trade and Consumer Protection shall attempt to provide funding for an average of 3 staff persons per county, with an average of \$100,000 per county for cost-sharing grants.

The Department's Soil and Water Resource Management program has not met the funding expectations related to this statutory staffing goal. County Land Conservation staff supported by state grants have consistently decreased since the program began, from 219 in 1997 to 97 in 2012. As a result of the lack of state funding, counties have either picked up the funding shortfalls to maintain necessary program implementation or have reduce needed service to clients.

In its 2013-15 biennial budget request, the Department of Agriculture, Trade and Consumer Protection has requested further reductions in base staff funding allocations. The department's request would reduce the funding from a 12 year average of \$9.3 million to \$7.8 million in 2014 and \$8 million in 2015.

County Land Conservation staff play a critical role in our local economy by assisting landowners obtain needed state and federal funds. These funds are critical to implement non-point source pollution control programs. The proposed cuts will have a negative impact Dane County's ability to protect citizens from non-point source pollution.

Over the past 10 years, with state funding helping pay for the work of LCD's, Dane County staff assisted farmers in capturing over \$8.1 million dollars in state and federal cost-share dollars. These cost-share dollars helped local farmers meet their environmental responsibilities while growing their businesses.

The Wisconsin Counties Association (WCA) and the Wisconsin Farm Bureau Federation have both adopted 2013 statewide policy directives that recognize the value of the work County Land Conservation staff provide to their membership as well as support for base funding of \$9.3 million for the Soil and Water Resource Management program.

THEREFORE, BE IT RESOLVED, that the Dane County Board of Supervisors urges Governor Walker and the Wisconsin State Legislature to return to the \$9.3 million appropriation for state aid to counties, recognizing the invaluable service that county conservation employees provide in helping Wisconsin farmers and growing our state's agriculture industry.

BE IT FINALLY RESOLVED that a copy of this resolution be sent to Governor Walker and to members of the Dane County legislative delegation.

Submitted by Supervisors Downing, Zweifel and Krause, February 7, 2013.
Referred to EXECUTIVE.

AUTHORIZING ADDENDUM TO EMPLOYMENT SERVICES AGREEMENT FOR
JUVENILE COURT ADMINISTRATOR
(JOHN BAUMAN)

The incumbent holding the position of Juvenile Court Administrator, the County Executive and the Presiding Judge of the Dane County Juvenile Court have previously entered into an employment services agreement which expires on April 27, 2013. This agreement contains a provision allowing the parties to renew the agreement. Consistent with the budget, county ordinances, and existing practice for employment contracts, an addendum to employment services agreement has been negotiated with John Bauman. This addendum renews the contract of the incumbent Juvenile Court Administrator for five years and is similar to the contracts of other department heads.

NOW, THEREFORE, BE IT RESOLVED that the County Executive and the Presiding Judge of the Dane County Juvenile Court are hereby authorized to execute, on behalf of the County of Dane, an addendum to the employment services contract with John Bauman to serve as Juvenile Court Administrator at a salary of \$98,613.00 per year which is subject to modification to reflect the wage modifications bargained with other employees for 2013.

Submitted by Supervisors Rusk, McCarville, Wiganowsky, de Felice and Bayrd, February 7, 2013.
Referred to PERSONNEL & FINANCE AND PUBLIC PROTECTION AND JUDICIARY.

RES. 245, 12-13

REFUNDING SHORELAND MITIGATION FEES

On July 12, 2012, the Dane County Board of Supervisors adopted Ordinance Amendment 4, 2012-2013. That amendment revised Chapter 11, Dane County Code to require shoreland mitigation permits for certain types of development near navigable waters, as required by Chapter NR 115, Wisconsin Administrative Code. One component of county shoreland mitigation standards is restoration of a thirty-five-foot deep native vegetation buffer.

Ordinance Amendment #4 established fees per square foot for shoreland mitigation permits involving vegetative buffer restoration. Those fees were based on projections of staff time for permit review. After some experience with actual permit reviews, county Land and Water Resources Department staff have concluded that permit reviews take substantially less time than originally anticipated. Another ordinance amendment to reduce shoreland mitigation permit fees to reflect staff costs has been introduced to the county board concurrently with this resolution. This amendment would replace the per-square-foot fee with a flat five hundred dollar (\$500) permit fee.

In the interim period, Classic Custom Homes of Waunakee, acting as agent for a landowner, obtained a shoreland mitigation permit from the Land and Water Resources Department. The site contained a small, navigable pond, with a relatively large vegetative buffer zone entirely on the landowner's property. Based on the square footage of the buffer zone, and the fee schedule in effect at the time Classic Custom Homes paid a shoreland mitigation permit fee of one thousand five hundred and twelve dollars (\$1,512.00).

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors authorizes the Land and Water Resources Department to refund a total of one thousand and twelve dollars (\$1,012.00) to Classic Custom Homes of Waunakee and to make the following adjustments to the revenue account in the Land and Water Resources Department:

REVENUE ACCOUNT:

Account Name
LWRCONSV

Account Number
81795

Adjustment
(\$1,012.00)

Submitted by Supervisors Miles, Hesselbein, Hotchkiss, Clausius, Ferrell, Solberg, Bollig, Zweifel, Wiganowsky and Schlicht, February 7, 2013.

Referred to PERSONNEL & FINANCE and ZONING & LAND REGULATION.

RES. 246, 12-13

AUTHORIZING EMPLOYMENT SERVICES AGREEMENT FOR DIRECTOR OF ECONOMIC AND
WORKFORCE DEVELOPMENT
(DAVID PHILLIPS)

A candidate has been selected to serve as Dane County's Director of Economic and Workforce Development. Consistent with the budget, county ordinances and existing practice for employment contracts, an employment services agreement has been negotiated with David Phillips. This contract is similar to contracts negotiated with other department heads.

NOW, THEREFORE, BE IT RESOLVED that the county executive is hereby authorized to execute, on behalf of the County of Dane, an employment services agreement with David Phillips to serve as Dane County's Director of Economic and Workforce Development for a five-year period ending March 24, 2018, at a beginning base salary of \$80,000.00

Submitted by Supervisors Miles, Hendrick, Solberg, Hesselbein, Bollig, Hotchkiss, Ferrell, Schlicht, Pertl, O'Loughlin, Wiganowsky, Clausius and Zweifel, February 7, 2013.

Referred to EXECUTIVE and PERSONNEL & FINANCE.

RES. 247, 12-13

EXTENDING SPECIAL EVENT PERMIT AT TOKEN CREEK CAMPGROUND

In November, Dane County provided the Occupy Madison group a 90-day permit to camp at Token Creek Park. That permit is set to expire on February 17th. Although campers and organizers believed they would be able to access alternative housing by mid-February, these options have not yet been finalized. While there are other county parks that allow winter camping, it would be necessary for the Occupy Madison group to move every 2 weeks, per Dane County Parks rules.

Extending the special event permit to May 1st would allow the Occupy Madison group an additional two and a half months to make alternative arrangements for housing. While this will present a challenge for preparing this campground for the 2013 season, which typically begins in April, it will provide continued shelter for a number of individuals.

Dane County Department of Human Services has arranged for a van to transport those camping at Token Creek in to Madison in the morning and back to the park in the evening. If the special event permit is extended, the transportation will also need to be extended so that individuals are able to access services during the day.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors requests Dane County Parks extend the special event permit granted to Occupy Madison for the encampment at Token Creek Park to May 1, 2013.

BE IT FURTHER RESOLVED that the Department of Human Services extend its contract with Porchlight to provide transportation to and from Token Creek Park until May 1, 2013.

BE IT FINALLY RESOLVED that \$4,000 be transferred from the General Fund to the Department of Human Services to cover the cost of transportation twice a day to and from Token Creek Park.

Submitted by Supervisors Wiganowsky, Clausius, O'Loughlin, Schlicht, Krause, Bollig, Zweifel, Salov, Solberg, Matano and Veldran, February 7, 2013.

Referred to HEALTH & HUMAN NEEDS, PERSONNEL & FINANCE, ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and PARK COMMISSION.

RES. 248, 12-13

AUTHORIZING DANE COUNTY TO BECOME A MEMBER OF THE METROPOLITAN UNIFIED FIBER NETWORK CONSORTIUM

As part of the American Reinvestment and Recovery Act of 2009, the Federal Department of Commerce developed a \$4.7 billion grant program to support the deployment of broadband infrastructure. The Broadband Technology Opportunities Program ("BTOP") was created to carry out the goals of the program. The University of Wisconsin-Madison (UW) submitted a grant proposal on behalf of a consortium of governmental bodies, including Dane County, the City of Madison, educational entities, private healthcare organizations and commercial entities to provide low-cost, high-speed broadband fiber-optic service to anchor institutions, hospitals, schools, local and state government, libraries and community organizations in Madison and Dane County. The UW was awarded \$5.1 million in federal grant funds in February of 2010 to complete this project.

One condition of the grant award was to create a public-private consortium to administer the fiber network. As a result, a more formal organizational structure is proposed to be created under Chapter 184 of the Wisconsin Statutes. This entity will be tentatively named the Metropolitan Unified Fiber Network Consortium, Unincorporated Association ("MUFN-C Association"). The Association will adopt by-laws and appoint an operating committee. The Association also has the option of obtaining its own insurance, legal representation, and fiscal agent in exchange for providing low-cost, high-speed broadband fiber-optic service. By joining MUFN-C, the County has the opportunity to improve network speed and reliability to several County facilities including Northport, South Madison, Job Center, Fish Hatchery Road Highway Garage, Fen Oak, Airport, Juvenile Shelter, and the Ferris Center. Once these data lines are in place, the cost of service will also be reduced by over \$50,000 annually.

The following entities have already joined MUFN-C Association: The Board of Regents of the University of Wisconsin Systems on behalf of UW-Madison Division of Information Technology and the School of Medicine and Public Health, and the University of Wisconsin - Extension on behalf of the Wisconsin Geological and Natural History Survey the University of Wisconsin Medical Foundation; City of Madison; Madison Metropolitan School District; Wisconsin State Laboratory of Hygiene; University Research Park; Middleton-Cross Plains Area School District; Monona Grove School District; South Central Library System; DaneNet; Meriter Health Services, Inc.; SupraNet Communication, Inc.; WINMetro, LLC. In addition to Dane County, Madison College and the City of Middleton are expected to join as well. New members may be added in the future.

NOW THEREFORE BE IT RESOLVED, that the Dane County Board of Supervisors hereby authorizes Dane County to enter into an Agreement of Association to form an Unincorporated Association tentatively named the Metropolitan Unified Fiber Network Consortium, Unincorporated Association (MUFN-C Association) under Chapter 184 of the Wisconsin Statutes for the purposes described above; and

BE IT FURTHER RESOLVED that the Dane County Executive and Dane County Clerk are authorized to execute the Agreement on behalf of the County.

Submitted by Supervisor Corrigan, February 7, 2013.

Referred to PERSONNEL & FINANCE and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

RES. 249, 12-13

AMENDING THE 2013 CAPITAL BUDGET TO FUND SECURITY MEASURES AT
RAINBOW PROJECT, INC.

The county is operating a day warming center at 827 East Washington in the City of Madison until March 31, 2013. The warming center is located immediately adjacent to offices owned and occupied by Rainbow Project, Inc. Rainbow Project, Inc. is a non-profit that provides services to traumatized youth and receives operating funding from the county's Department of Human Services. Rainbow Project has requested that the county fund the installation of security measures at their facility to mitigate any impact that the day warming shelter might have on its operations. The specific measures Rainbow Project, Inc. is requesting be funded are:

- 1) Automatic locks for the front and back entrances
- 2) Additional external lighting in the front and back entrances
- 3) Security cameras front and back
- 4) Key fobs, panic button & receiver

The estimated cost of these measures is \$ _____. The cost was not included in the county's capital budget for 2013.

The debt issued to fund these measures will have a term of five years.

THEREFORE BE IT RESOLVED that the 2013 capital budget be amended to create an expenditure line, HSCAPPRJ New "Rainbow Security Measures" with an appropriation of \$ _____ and that revenue line HSCAPPRJ 84974 "Borrowing Proceeds" be increased by \$ _____, and

BE IT FURTHER RESOLVED that the expenditure for this project be authorized in advance of the 2013 annual borrowing.

Submitted by Supervisors Hendrick, Salov, Chenoweth, Erickson, McCarville, Downing, Kiefer, Ripp, Rusk, Hotchkiss, Stubbs, Schlicht, Ferrell, Zweifel, Wiganowsky, Clausius, O'Loughlin, de Felice, Schmidt, Corrigan, Pan, Matano, Sargent, Levin, Bollig, Hesselbein, Miles, Pertl and Veldran, February 7, 2013.
Referred to HEALTH & HUMAN NEEDS and PERSONNEL & FINANCE.

COMMUNICATIONS

- Notice of Hearing for Janumpa Krishnaiah et. al. against Dane County. Referred to PUBLIC PROTECTION & JUDICIARY.
- Notice of Hearing for State Farm Mutual Insurance vs. John Bogle. Referred to PUBLIC PROTECTION & JUDICIARY.
- Notice of Hearing for Kamille M. Nelson et. al. vs. Sentry Insurance. Referred to PUBLIC PROTECTION & JUDICIARY.
- Notice of Hearing for Shakia M. Turner vs. Regent Insurance Company. Referred to PUBLIC PROTECTION & JUDICIARY.
- Claim from Tyler Brundridge against Sheriff for damage to his vehicle. Referred to PUBLIC PROTECTION & JUDICIARY.
- Claim from E. J. Meyer Trucking, Inc. against Highway for damage to their vehicle. Referred to PUBLIC PROTECTION & JUDICIARY.
- Notice of Motion for Judgment from Donald F. & Mary L. Lyons against David N. Arnn. Referred to PUBLIC PROTECTION & JUDICIARY.
- Claim from Progressive Insurance for their insured Noah Tompkins against Sheriff for damage to their vehicle. Referred to PUBLIC PROTECTION & JUDICIARY.
- Claim from Clarinda G. Arsenault against Highway for damage to her vehicle. Referred to PUBLIC PROTECTION & JUDICIARY.
- Claim from Robert S. Schneider against Airport for damage to his vehicle. Referred to PUBLIC PROTECTION & JUDICIARY.
- Claim from Family Chiropractic Clinic on behalf of their patient Noah J. Tompkins against Dane County for injuries received. Referred to PUBLIC PROTECTION & JUDICIARY.
- Claim from Kurt Mittelstadt against Dane County for injuries received. Referred to PUBLIC PROTECTION & JUDICIARY.

ZONING PETITIONS

Petitions for Zoning Reclassification. Referred by Clerk McDonell to ZONING & LAND REGULATION.

- Petition 10515 – Town of Perry – Wiggins Family Farms, LLC
- 10527 – Town of Springfield – Ingrid Krause
- 10528 – Town of Blooming Grove – Robert R. Gersbach
- 10529 – Town of Blooming Grove – Marty P. Agamite
- 10530 – Town of Medina – Alan R. Motl
- 10532 – Town of Pleasant Springs – James Alme
- 10533 – Town of Springfield – Marvin A. Nonn
- 10534 – Town of Pleasant Springs – Doris N. Felland Revocable Trust
- 10535 – Town of Roxbury – Donald J. Ziegler
- 10536 – Town of Berry – James Michael Parry

AUTHORIZING EXPENDITURES IN ADVANCE OF
BORROWING FOR SELECT 2013 CAPITAL BUDGET ITEMS

The 2013 Capital Budget includes a number of smaller project expenditures that are financed with borrowed funds. The County will not do its annual borrowing until the last quarter of 2013. Dane County Ordinance Ch. 29.52(11) requires approval of the County Board and the County Executive before expenditures can be made for capital projects financed in advance of the annual borrowing. Larger capital projects that require County Board approval for a contract typically included a provision to allow expenditures in advance of borrowing if they are initiated before the annual borrowing. Most of the smaller projects included in the 2013 Capital Budget do not require separate County Board approval to proceed. To allow such projects to move forward and to avoid a large number of individual resolutions to approve expenditures in advance of borrowing, this resolution seeks approval for a list of projects contained in the 2013 Capital Budget to proceed in advance of the annual borrowing.

THEREFORE BE IT RESOLVED that expenditures for the following projects are approved to proceed in advance of borrowing.

County Board

Legislative Tracking System	\$	150,000
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Administration

Automation Projects	\$	350,000
Badger Prairie Admin Bldg.	\$	150,000
CNG Implementation	\$	50,000
Computer Equipment	\$	237,000
Data Storage Upgrade	\$	300,000
Network Infrastructure Upgrade	\$	350,000
Vehicle Replacement	\$	48,000

District Attorney

Computer Equipment	\$	84,000
Vehicle	\$	25,000

Sheriff

AED Replacement	\$	102,000
Vehicles and Equipment	\$	598,800
Fingerprint System	\$	28,400
Data Terminals and Radar Units	\$	93,000
In-squad Video System	\$	407,000

Public Safety Communications

Computer Workstations	\$	10,000
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Emergency Management

Siren Replacement	\$	60,000
Vehicle & Equipment	\$	40,000

Human Services

Badger Prairie Unit C&D	\$	100,000
Resident Care Equipment	\$	89,900
Vehicle Replacement	\$	125,800

Veterans Service Office

Signature Pads	\$	2,000
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Planning and Development

Re-monumentation Project	\$	40,000
Vehicle	\$	26,500

Land and Water Resources

Badger Prairie Community Gardens	\$	40,000
Prairie Moraine Park Improvements	\$	135,000
Vehicles and Equipment	\$	409,500
Yahara Clean Implementation	\$	750,000
Badger Prairie Park Improvements	\$	60,000
Brigham Park to Military Ridge Trail	\$	623,300
New Property Stabilization	\$	50,000
Park Improvement Fund	\$	175,000
Buoys and Lights	\$	7,500
Carp and Sediment Reduction	\$	75,000
Lake Management Parts	\$	25,000
Environmental Council Capital Grants	\$	10,000
INFOS Model	\$	40,000

Highway

CTH A	\$	1,650,000
CTH F-Wendt Bridge	\$	150,000
CTH KP-Spring Valley Bridge	\$	300,000
CTH W-USH 51 to USH 12	\$	1,850,000

Zoo

Zoo Improvement Fund	\$	80,000
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Solid Waste

Compactor GPS System	\$	150,000
Excavator	\$	400,000
Site Expansion Activities	\$	750,000

Alliant Energy Center

Center Improvements	\$	355,000
Concert Venue Enhancements	\$	165,000

Overhaul Seats	\$	276,300
Strategic Design Plan	\$	100,000
Total	\$	12,094,000

Submitted by Supervisor Corrigan, February 21, 2013.
 Referred to PERSONNEL & FINANCE.

 RES. 253, 12-13

AMENDING 2012 PROFESSIONAL SERVICES CONTRACTS FOR MENTAL HEALTH SERVICES
DCDHS - ACS DIVISION

Several Department of Human Services professional services contracts need adjusting now that actual 2012 revenues and expenses are known. DCDHS has sufficient 2012 revenues and sufficient 2012 under-spending to cover these adjustments.

DCDHS contracts with community hospitals for inpatient psychiatric care for indigent individuals as an alternative to Mendota Mental Health Institute (MMHI) and Winnebago Mental Health Institute (WMHI). The community hospitals offer a different therapeutic environment and are the treatment setting that some consumers prefer. The following adjustments are needed based on actual days of care provided: Meriter Hospital requires a (\$26,000) decrease, UW Hospital a \$16,800 increase, and St. Marys Hospital a \$87,000 increase.

The ACS Division contract with Journey Mental Health Center, Inc., should be increased by \$177,668. The cost of court ordered evaluations for adults exceeded budget by \$62,586, and the county is obligated to cover the cost of these court orders. Journey's Recovery House and Bayside Care Center programs earned Medicaid revenues in excess of contracted amounts by \$30,507 and \$84,575 respectively. Per 2012 contract language, the agency is able to keep revenues earned in these programs if their audit documents allowable program expenses.

Tellurian UCAN's Dane County Care Center also earned \$84,575 Medicaid revenue above the contracted amount. Per 2012 contract language, the agency is able to keep revenues earned in this program if their audit documents allowable program expenses

NOW, THEREFORE, BE IT RESOLVED, that the professional services contracts listed below be amended for 2012:

University Health Care, Inc.	\$16,800
Meriter Hospital, Inc.	(\$26,000)
SSM Health Care of Wisconsin, Inc.	\$87,000
Journey Mental Health Center, Inc.	\$177,668
Tellurian UCAN, Inc.	\$84,575

Submitted by Supervisors Sargent, Levin, Clausius, Hotchkiss, Bollig, Zweifel and Salov., February 21, 2013.
 Referred to HEALTH & HUMAN NEEDS and PERSONNEL & FINANCE.

COUNTY EXECUTIVE APPOINTMENTS

The County Executive has appointed the following persons to the designated commissions, committees and boards. These appointments require confirmation by the County Board.

NOW, THEREFORE, BE IT RESOLVED that the appointments set forth below are confirmed.

Environmental Council

Christopher M. Hoffman, 439 East Campus Mall, #204, Madison 53706 (414-587-4054-C), due to the resignation of Jeff Maxted. Mr. Hoffman is a sophomore at the University of Wisconsin-Madison. He will be earning his B.A. degree in Political Science and a Certificate in Environmental Studies in May of 2014. He is a member of the Associated Students of Madison Grassroots Sustainability Committee, the Sierra Club, and the UW Hoofers Club. He hopes to bring a student voice to the Council, connecting the UW community with the greater Dane County community. He has worked as a camp counselor and kitchen attendant and has interned with several local political campaigns and offices. This term will expire 1/31/16.

Human Services Board

Supervisor Heidi Wegleitner, 1941 E Dayton St Madison WI 53704. Supervisor Wegleitner will move from the seat of a Supervisor to the seat of a Supervisor representing H&HN, due to the resignation of Supervisor Hotchkiss. This term will expire 4/15/14.

Supervisor Cynda Solberg, 3703 County Road N, Cottage Grove 53527. Supervisor Solberg will move from the seat of a member of the Area Agency on Aging Board to the seat of a Supervisor, replacing Supervisor Wegleitner. This term will expire 4/15/14.

Local Emergency Planning Committee

Dylan Brogan, 815 East Johnson Street, #2, Madison 53703 (217-2874-C), due to the resignation of Marc Lovicott. Mr. Brogan is a freelance journalist and radio producer. He has also worked as a news reporter, anchor, executive producer, and fill-in host for Midwest Family Broadcasting. He has a B.A. degree in Communication Arts from the University of Wisconsin-Madison. This term will expire 4/15/14.

Tree Board

Adam R. Helminiak, 6934 Buckhorn Drive, Madison 53718 (941-276-5718-H, 877-8134-W), due to the resignation of Jeff Olson. I am submitting Mr. Helminiak's nomination at the request of Supervisor Rusk and the chair and staff of the Tree Board. Mr. Helminiak is a Vegetation Management Specialist for American Transmission Company. He has a Bachelor of Science degree in Forest Management from UW Stevens Point. He has also worked as a Senior Utility Arborist and a Design Arborist for the Florida Power & Light, and as a Utility Tree Trimmer and an Inventory Technician. He is a member of the International Society of Arboriculture, the Utility Arborist Association, and the Wisconsin Arborist Association. This term will expire 4/21/15.

Submitted by Supervisor Hendrick., February 21, 2013
Referred to EXECUTIVE.

APPROVING A CONTRACT FOR REDACTION OF
SOCIAL SECURITY NUMBERS FROM REGISTER OF DEEDS DOCUMENTS

The Register of Deeds (ROD) office currently collects \$5.00 per document recorded in land records. This fee was initiated through Wisconsin Act 2010-314. This law requires every Register of Deeds to make a reasonable effort to redact social security numbers from a document's electronic format, which is viewable or accessible on the internet, by the end of 2014. Dane County has electronic land records documents back to the 1800's. (Social Security numbers first became available in 1935.) The ROD must file an annual report with the State every year reporting number of documents redacted and total number left to redact. In the event that all documents have not been redacted, the ROD must also file an application for fee extension to continue to collect the \$5.00 per document the following year.

Dane County has been attempting to complete the redaction effort using staff resources, however, at the current rate, it will take over 11 years to complete the project. The funding for the effort is scheduled to end as of December 31, 2014.

The county has negotiated a contract with Fidlar Technologies to supplement the continuing redaction efforts of county staff. Fidlar Technologies is the Register of Deeds software provider and can complete the task by December 31, 2014 when the reaction fee sunsets. Their fee per page will be \$0.06. The cost per page redacted by county staff is approximately \$0.11.

THEREFORE BE IT RESOLVED that the county board approves a contract with Fidlar Technologies in the amount of \$797,600 and that the County Executive and the County Clerk are authorized to execute the contract documents.

Submitted by Supervisors Hendrick and Miles, February 21, 2013.
Referred to PERSONNEL & FINANCE and ZONING & LAND REGULATION.

RES. 256, 12-13

AUTHORIZING THE ACQUISITION OF LAND FOR ACCESS TO UPPER MUD LAKE

Upper Mud Lake is located on the Yahara Chain of Lakes, on the north end of Lake Waubesa. Although Upper Mud Lake is used extensively by boaters, canoeists and kayakers, there are natural and manmade barriers that prevent any access except by boat.

A recommendation of the Capital Springs Recreation Area Master Plan, which was jointly developed by Dane County and the Wisconsin Department of Natural Resources (DNR), and the 2012-2017 Dane County Parks Open Space Plan (POSP) is to acquire land on the eastern shore of Upper Mud Lake for lake access.

The primary purpose of the acquisition is to provide access to a significant water resource that can currently only be accessed by boat. The land & Water Resources Department has negotiated the acquisition of approximately 5 acres that will serve the exact purpose identified in the Master Plan and POSP. The site will prove to be incredibly popular for winter access to the lake for ice fishing. Upper Mud Lake provides a bountiful food source in the winter months and ice fishers currently have no legal or safe means to access the lake. The Master Plan also includes a recommendation for a future boardwalk that would provide year-round access to the Upper Mud Lake shoreline. The acquisition will also create an opportunity to manage existing public lands along Upper Mud Lake, which are not currently accessible. A state special concern sedge, *Carex suberecta*, is located on the eastern shore and DNR staff will now be able to manage any invasive plants that are intruding on its habitat

The property is located within the Village of McFarland. A purchase price of \$230,000 has been established. A grant from the DNR will be awarded that will reimburse the County for a portion of the acquisition cost. The grant revenue is anticipated in the 2013 County Budget. Funds for the purchase are

available in the Conservation Fund and the Lake Preservation & Renewal Fund. The debt issued to support this expenditure will have a term of 20 years. The final acreage purchased will be established by a survey.

NOW THEREFORE BE IT RESOLVED, that the Dane County Board of Supervisors and the Dane County Executive hereby authorize the purchase of approximately 5 acres, including a permanent access easement, from Richard Grams for \$230,000 according to Wis. Stats. Chapter 27.05(3) and the expenditure for this acquisition is hereby authorized in advance of the County's annual borrowing;

BE IT FURTHER RESOLVED, that the Dane County Board of Supervisors and the Dane County Executive hereby accept grant funds from the DNR for the purchase and the County Executive and County Clerk are authorized to execute the grant agreement and property restrictions necessary to accept the funds.

BE IT FINALLY RESOLVED, that the Dane County Real Estate Officer or Real Estate and Acquisition Director are authorized to administer the closing and the transfer of the above-mentioned rights to Dane County and the Controller is authorized to issue checks necessary to effectuate the transaction.

Submitted by Supervisors Miles and Schlicht, February 21, 2013.

Referred to PERSONNEL & FINANCE and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and PARKS.

COMMUNICATIONS

Claim from Boyd Miller against Highway for damage to his vehicle. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from David Stone against Highway for damage to his vehicle. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from Michael J. Schatz against Highway for damage to his vehicle. Referred to PUBLIC PROTECTION & JUDICIARY.

Notice of Hearing for Joseph GM VanRuyven et al vs Rooterman LLC et al. Referred to PUBLIC PROTECTION & JUDICIARY.

AMENDING CHAPTER 82 OF THE DANE COUNTY CODE OF ORDINANCES,
INCORPORATING THE TOWN OF SPRINGFIELD COMPREHENSIVE PLAN INTO
THE DANE COUNTY COMPREHENSIVE PLAN

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 82.55(26) is amended to read as follows:

82.55 INCORPORATION OF TOWN PLANS. The following town plans are incorporated into the Dane County Comprehensive Plan.

(26) Town of Springfield Comprehensive Plan, including all amendments, adopted by the county board of supervisors ~~as part of the Dane County Farmland Preservation Plan as of August 16, 2007~~ as of [County Clerk to insert effective date.]

[EXPLANATION: This amendment adopts amendments to the Town of Springfield Comprehensive Plan and incorporates them into the Dane County Comprehensive Plan.]

Submitted by Supervisors Ripp and Hendrick, March 7, 2013.

Referred to ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and ZONING & LAND REGULATION.

RES. 257, 12-13

ACCEPTING EXERCISE GRANT AWARD

The purpose of this resolution is to adjust revenue and expenditures for FY 2013.

The Department of Emergency Management, through the Wisconsin Office of Justice Assistance submitted a grant request in support of delivery of functional and full scale exercises for the Middleton Cross Plains Area School District and all first response agencies with jurisdiction within the school district.

The County was awarded a total of \$13,636.00.

The grant funds will be utilized to reimburse participant expenses directly related to the exercise. This includes supply and personnel expenses.

NOW, THEREFORE, BE IT RESOLVED that \$13,636.00 be set up in a newly created Emergency Management, Emergency Planning Division, Exercise Grant account, and be credited to the General Fund.

BE IT FINALLY RESOLVED that \$13,636.00 is transferred from the General Fund to a newly created Emergency Management, Emergency Planning Division, Exercise Grant account.

Submitted by Supervisors Rusk, Bayrd, Kiefer, Dye, Schlicht and Wiganowsky, March 7, 2013

Referred to PERSONNEL & FINANCE and PUBLIC PROTECTION & JUDICIARY.

AUTHORIZING ACCEPTANCE OF TRAINING GRANT FOR
SPECIALIZED HAZARDOUS MATERIALS TRAINING

Dane County Emergency Management applied for and were awarded five specialized hazardous materials training grants from Wisconsin Emergency Management totaling \$44,850.00.

HAZARDOUS MATERIALS TECHNICIAN (7 DAY CLASS)

This grant in the amount of \$16,650.00 and will be used to offset training costs for the delivery of "Hazardous Materials Technician 7 Day Class", a specialized enhanced hazardous material technician class in accordance with National Fire Protection Association (NFPA) 472, Chapter 7.

HAZMAT SAFETY OFFICER

This grant in the amount of \$4,500.00 and will be used to offset training costs for the delivery of "Hazardous Materials Safety Officer", a specialized hazardous materials incident response training program focusing on position responsibilities while performing at a hazardous materials incident.

HIGHWAY TRANSPORTATION EMERGENCY RESPONSE COURSE

This grant in the amount of \$4,500.00 AND will be used to offset training costs for the delivery of "Highway Transportation Emergency Response Course", a specialized hazardous materials incident response training program and will be offered to trained Hazmat Technicians.

FUEL TANKER EMERGENCIES

This grant in the amount of \$9,600.00 AND will be used to offset training costs for the delivery of "Fuel Tanker Emergencies" focusing cargo tank identification and the associated fittings and equipment found on tankers and will be offered to those trained at the Hazmat Operations level and above.

AGRICULTURE GRAIN BIN RESCUE

This grant in the amount of \$9,600.00 and will be used to offset training costs for the delivery of "Agriculture Grain Bin Rescue" to raise awareness about bin-rescue procedures and equipment with extensive hands-on training and will be offered to those firefighters trained at the Rescue Technician level.

NOW, THEREFORE, BE IT RESOLVED that \$44,850.00 be set up as additional revenue in the Emergency Management, Hazardous Materials Planning Division Training Revenue Account 81812 and be credited to the General Fund and that \$44,850.00 be transferred from the General Fund to the Hazardous Materials Planning Division Training Expense Account 31133.

BE IT FINALLY RESOLVED that all unexpended funds and unrecognized revenues from this account be carried forward from the 2013 to the 2014 budget period.

Submitted by Supervisors Rusk, Bayrd, Kiefer, Dye, Schlicht and Wiganowsky, March 7, 2013.
Referred to PERSONNEL & FINANCE and PUBLIC PROTECTION & JUDICIARY.

AUTHORIZING A COST SHARING AGREEMENT WITH THE TOWN OF VERONA FOR THE
RECONSTRUCTION OF THE INTERSECTION OF SUNSET DR, PURCELL RD AND HORSESHOE BEND
AND CTH PB

The Dane County Department of Public Works, Highway & Transportation and representatives of the Town of Verona have determined that the intersection of Sunset Dr. Purcell Rd and Horseshoe Bend and CTH PB is in need of reconstruction.

Dane County has drafted an agreement to cover the cost sharing for the reconstruction project.

Dane County has funds budgeted in the following accounts:

CTH Construction expense account
HWCONCAP-59162, CTH PB Project

CTH Revenue accounts
HWCONCAP-80776, CHIP Funds
HWCONCAP-80809, MUNI Revenue
HWCONCAP-80902, Federal Funds

The scope of this project has increased to include bridge aid work for \$448,000, which is funded with Federal Bridge Aid. Funding for the design and construction of the project is to be accomplished in accordance with past policies of cost sharing on similar projects.

The debt issued to support this project will have a term of ten years.

NOW, THEREFORE, BE IT RESOLVED that the following revenue and expense budget accounts be increased to fully fund this project:

HWCONCAP-59162	CTH PB Capital Expense	\$448,000
HWCONCAP-80902	CTH PB Federal Revenue	\$448,000

NOW, THEREFORE, BE IT RESOLVED that the County Executive and the County Clerk be authorized to execute this cost sharing agreement on behalf of Dane County, with the Town of Verona.

BE IT FURTHER RESOLVED that this capital project be authorized in advance of the 2013 borrowing, and that it is the intention of the County to reimburse itself for the project expenditures with proceeds from the 2013 Capital Projects Borrowing.

BE IT FINALLY RESOLVED that any unexpended funds as of December 31, 2013 in the above-mentioned accounts be carried forward to 2014.

Submitted by Supervisors Schmidt, Pertl, Richmond, Ripp, and Veldran, March 7, 2013.
Referred to PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 260, 12-13

AUTHORIZING AN AGREEMENT TO ACCEPT HOMELAND SECURITY AND WISCONSIN OFFICE OF JUSTICE ASSISTANCE GRANT FUNDS

Homeland Security, Wisconsin Office of Justice Assistance, are making funds available for Wisconsin Regional Law Enforcement Tactical Teams to purchase specialized equipment. OJA Grant Number 2010-HS-02A-10004.

NOW, THEREFORE, BE IT RESOLVED that the Sheriff's Office is authorized to accept \$16,000 from Homeland Security, Wisconsin Office of Justice Assistance to purchase a communications repeater system and video recording equipment for the Tactical Response Team Bearcat.

BE IT FURTHER RESOLVED that \$16,000 be set up as additional revenue in the Sheriff's Office, Field Services Division, TRT Equipment Revenue account (SHRFFLD 80725) and be credited to the General Fund.

BE IT FURTHER RESOLVED that \$16,000 be transferred from the General Fund to Sheriff's Office, Field Services Division, TRT Grant Expense account (SHRFFLD-22653)

BE IT FURTHER RESOLVED that on behalf of the County of Dane, the county clerk and county executive are authorized to execute an agreement embodying the above provisions; and

BE IT FINALLY RESOLVED that all unexpended funds and unrecognized revenues from this account be carried forward from the 2012 budget period to the 2013 budget period.

Submitted by Supervisors Rusk, Bayrd, Kiefer, Schlicht and Wiganowsky, March 7, 2013.
Referred to PERSONNEL & FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 261, 12-13

COUNTY EXECUTIVE APPOINTMENTS

The County Executive has appointed the following persons to the designated commissions, committees and boards. These appointments require confirmation by the County Board.

NOW, THEREFORE, BE IT RESOLVED that the appointments set forth below are confirmed.

Human Services Board

Barbara H. McKinney, 1209 Dayflower Drive, Madison 53719 (829-0635-H), to fill the seat of a member of the Area Agency on Aging Board, replacing Supervisor Cynda Solberg, who moved to a Supervisor seat. This term will expire 4/21/15.

Thomas Kuplic, 257 Division Street, Madison 53704 (206-2918-C), due to the resignation of Lisa Pugh. Mr. Kuplic is a Brand Strategist for Brandgarten. He has also worked as an Account Supervisor at Lindsay, Stone & Briggs, the Director of Communications & Community Engagement for the United Way of Dane County, an Adjunct Faculty at the University of Wisconsin-Milwaukee. He is a member of Community Shares of Wisconsin, United Way of Dane County, and the Gay Straight Alliance for Safe Schools. This term will expire 4/15/14.

Submitted by Supervisor Hendrick, March 7, 2013. Fiscal and Policy Notes not required.
Referred to EXECUTIVE.

RES. 262, 12-13

ARCHITECTURAL AND DESIGN SERVICES FOR DANE COUNTY PARKS TIMBER SHELTERS

The Department of Public Works, Highway & Transportation reports the receipt of proposals for architectural and design services for Dane County Parks Timber

Shelters at multiple county parks, 5201 Fen Oak Drive, Madison, Wisconsin, Proposal # 312024.

An Agreement has been negotiated with _____ for \$_____.

The Public Works staff finds the amount to be reasonable and recommends the proposal be awarded to _____.

There are sufficient funds available for this project. The term of the borrowing used to support this project will be ten years.

NOW, THEREFORE, BE IT RESOLVED that an Agreement be awarded to _____ in the amount of \$_____; and

BE IT FURTHER RESOLVED that the County Executive and the County Clerk be authorized to sign the Agreement; and

BE IT FINALLY RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Agreement.

Submitted by Supervisors Schmidt, Pertl, Richmond, Ripp and Veldran, March 7, 2013.
Referred to PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION..

RES. 263, 12-13

TENANT IMPROVEMENTS FOR ADMIN BUILDING AT BADGER PRAIRIE HEALTH CARE CENTER

The Department of Public Works, Highway & Transportation reports the receipt of proposals for professional architectural and engineering design services for tenant improvements for the admin building at the Badger Prairie Health Care Center, 1200 East Verona Avenue, Verona, Wisconsin, Proposal # 313037.

An Agreement has been negotiated with _____ for \$_____.

The Public Works staff finds the amount to be reasonable and recommends the proposal be awarded to _____.

There are sufficient funds available for this project. The term of the borrowing used to support this project will be ten years.

NOW, THEREFORE, BE IT RESOLVED that an Agreement be awarded to _____ in the amount of \$_____; and

BE IT FURTHER RESOLVED that the County Executive and the County Clerk be authorized to sign the Agreement; and

BE IT FINALLY RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Agreement.

Submitted by Supervisor Schmidt, Pertl, Richmond, Ripp and Veldran, March 7, 2013.
Referred to PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION..

IN SUPPORT OF EXPANDED HOUSING OPTIONS AND GREATER TAX FAIRNESS

According to the U.S. Interagency Council on Homelessness in the 2010 report *Opening Doors: Federal Strategic Plan to Prevent and End Homelessness*, “Stable housing is the foundation upon which people build their lives – absent a safe, decent and affordable place to live, it is next to impossible to achieve good health, positive educational outcomes, or reach one’s economic potential.”

Many in Wisconsin do not have access to stable housing. There are 195,308 extremely low income renter households in Wisconsin whose income is \$20,165 or less for a family of four. Seventy-six percent of these households pay more than half of their incomes for rent.

Fair market rent for a two-bedroom apartment in Dane County is \$850 per month, while extremely low-income renter households can only afford to pay \$622 per month. A worker earning minimum wage in Dane County would have to work 92.5 hours per week in order to afford a two-bedroom apartment.

There is a shortage of 141,824 homes that are affordable and available for extremely low income renter households in Wisconsin. This shortage of homes is a cause of homelessness in the United States.

Congress established the National Housing Trust Fund in 2008 as a dedicated fund intended to provide revenue to build, preserve, rehabilitate and operate housing for people with the lowest incomes, including people who are homeless. The National Housing Trust Fund has not received any dollars since it was created, despite the growing need for rental housing that extremely low income households can afford. Investing in the National Housing Trust Fund will create jobs in the construction trades and in property management.

The mortgage interest deduction is under consideration for change by the U.S. Congress. Over three-quarters of the benefit for the mortgage interest deduction goes to households with income in the top fifth of all taxpayers. Only slightly more than half of homeowners who pay interest on their mortgages benefit from the mortgage interest deduction. With modest modifications to the mortgage interest tax expenditure, the number of homeowners with mortgages who get a tax break could increase with most of the expanded benefit going to homeowners with mortgages with incomes under \$100,000 a year. Additionally, these modifications could reduce the cost of this tax deduction to the government, freeing up federal resources to direct to housing assistance for needy households.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors supports expanding mortgage interest tax benefits to more middle class and lower income homeowners by modifying the mortgage interest deduction by converting the tax deduction to a tax credit and by reducing the maximum size of a mortgage for which interest can be deducted.

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors urges Congress to direct sums resulting from mortgage interest deduction modifications to the National Housing Trust Fund to build, preserve, rehabilitate and operate rental housing that is affordable for extremely low income households.

BE IT FINALLY RESOLVED that a copy of this resolution be sent to Senator Johnson, Senator Baldwin, and Congressman Pocan.

Submitted by Supervisors Veldran, Hendrick, Matano, Corrigan, Downing, Erickson, Chenoweth, Richmond, Schmidt, Bayrd, Pertl, Salov, Zweifel, Clausius, de Felice and Wegleitner, March 7, 2013. Fiscal & policy notes not required.

Referred to EXECUTIVE and HEALTH & HUMAN NEEDS. Fiscal and Policy Notes not required.

OPPOSING SCHOOL VOUCHER EXPANSION

Dane County recognizes that public schools are a key partner in building strong neighborhoods and that the County and school districts must work together to improve our communities.

Public education is a great equalizer in this country. No matter what your circumstances, no matter what your background, no matter what your parents do or don't do, the doors of our nations public schools are open and welcoming to you. And, yet, public schools also know that everyone enters school with a unique set of skills and with a unique set of obstacles, and public schools are charged with addressing those skills and obstacles, and accept every child as a child that is able to learn and succeed. Private schools are not required to nurture all children and foster a love of education in all children, like the public schools are.

Public schools in the State of Wisconsin are held to strict accountability standards in an effort to measure student achievement and academic progress, unlike private and parochial schools which are not required to give state assessments or publish student achievement data. Public school districts in the State of Wisconsin accept and educate children regardless of race, ethnicity, gender, special needs, religion or academic talents. On the other hand, private schools are able to reject applicants based on low academic performance, discipline issues, special needs, or any number of factors.

The Wisconsin Legislature reduced public education funding for the 2011-13 biennium, the largest education funding cut in state history, and the Governor has recommended the expansion of vouchers and special needs vouchers in his 2013-2015 biennial budget. The Madison Metropolitan School District in Dane County is one of the districts in the State of Wisconsin recommended for voucher expansion, against the wishes of the governing body of the School District.

The Madison Metropolitan School District Board of Education has indicated they believe that any expansion of the voucher program in the District has the potential to result in an increase in the District property tax levy, in order to support such an expansion; and a corresponding loss in state aid to the District. The implementation of a voucher program that takes any financial resources away from neighborhood public schools is unacceptable. Dane County supports maximizing available resources for the support of operating programs for our neighborhood public schools, without the need to accommodate or implement a voucher program. Equity among all schools would be seriously jeopardized by a voucher system, thereby undermining public schools role as an equalizer in our community.

NOW, THEREFORE BE IT RESOLVED that the Dane County Board of Supervisors opposes any legislation or other effort by the Wisconsin Legislature to expand a voucher program in the Madison Metropolitan School District or any other community in Dane County and also opposes any program that would have an effect similar to that of a voucher program, and encourages its elected officials to oppose the same.

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors directs county staff to alert the County's state legislative delegation about the need to oppose voucher legislation and the negative consequences on school districts, the public education system, and the community as a whole and to provide a copy of this resolution to them.

Submitted by Supervisors Dye, Zweifel, Matano, Stubbs, McCarville, Krause, Chenoweth, Richmond, Corrigan, de Felice, Hesselbein, Sargent, Bayrd, Pan, Rusk, Wegleitner, Schmidt, Downing, Erickson, Pertl, Miles, Solberg and Bollig, March 7, 2013

Referred to EXECUTIVE. Policy and Fiscal Note not required.

URGING THE BOY SCOUTS OF AMERICA TO EMBRACE EQUALITY

The Boy Scouts of America (BSA) currently has a national membership policy that bans gay youth and parents from participating in scouting and in recent months has resulted in youth being denied the BSA's rank of Eagle Scout based on sexuality, rather than on merit. Boy Scouts of America will consider its membership policy at a meeting in May 2013.

BSA has served Dane County well in many ways, offering important life experiences, community, training to youth, and public service. We recognize that there are many Cub Scout Packs and Boy Scout Troops that are sponsored by secular organizations or religious institutions that embrace equality in their values, and we applaud their commitment to equality in the face of a national policy that dictates otherwise. The Dane County Board of Supervisors has recognized many youth in our community for their efforts in achieving the rank of Eagle Scout.

We believe that BSA's membership ban has a negative effect on our community and our youth, by denying access to the organization and creating division instead of community. It stigmatizes both youth who do not identify as heterosexual and the children of same sex couples, whose parents are denied involvement in BSA activities.

Dane County has shown its commitment to equality through adoption of the equal benefits ordinance and a domestic partner registry. Dane County has been a leader in equality with its equal benefits ordinance, requiring contractors providing services for the county, as well as grant and loan recipients to provide benefits to domestic partners whenever benefits are offered to spouses.

Our community has consistently shown its support for equality and acceptance. The Girl Scouts ended all discrimination in 1991. Numerous other organizations have embraced nondiscrimination, including the Boys and Girls Club and 4-H. We believe it is time for the Boy Scouts of America to follow suit and embrace equality and acceptance as core values of its organization.

NOW, THEREFORE BE IT RESOLVED that the Dane County Board of Supervisors urges Boy Scouts of America to embrace equality by eliminating policies that discriminate against gay and/or transgender youth and parents and adopt an inclusive non-discrimination policy that would apply to all troops and packs when they review the membership policy in May.

BE IT FINALLY RESOLVED that a copy of this resolution be sent to all members of the Boy Scouts of America Executive Board and to the Glacier's Edge Council, of which Dane County troops are members.

Submitted by Supervisors Dye, Erickson, Richmond, Pertl, Schlicht, Miles, O'Loughlin, Wegleitner, Corrigan, Zweifel, Salov, Schmidt, Downing, Veldran, Chenoweth, Clausius, de Felice, Matano, Stubbs, McCarville, Krause, Bayrd, Ferrell, Wiganowsky, Sargent, Levin, Bollig, Solberg, Hesselbein, Pan and Rusk, March 7, 2013

Referred to EXECUTIVE. Fiscal and Police note not required.

AUTHORIZING ACCEPTANCE OF GRANT FUNDS FOR DANE COUNTY OFFICE OF
EQUAL OPPORTUNITY

The Dane County Office of Equal Opportunity, with the support of the Dane County Criminal Justice Council, and at the support of the Dane County Criminal Justice Group, has applied for and was awarded a grant from the Wisconsin Office of Justice Assistance in the amount of \$21,320.

This grant will be used to conduct evidenced based practices and criminal justice mapping training for criminal justice staff. The grant will facilitate continual system improvement within the Dane County criminal justice system.

NOW, THEREFORE BE IT RESOLVED that the Dane County Board of Supervisors and the Dane County Executive hereby accept \$21,320 in grant funds from the Office of Justice Assistance.

BE IT FURTHER RESOLVED that \$21,320 is set up as revenue in newly established revenue account in Dane County Office of Equal Opportunity "evidence based practices in criminal justice" and be credited to the General Fund.

BE IT FINALLY RESOLVED that \$21,320 is transferred from the General Fund to a newly established expense account in the Office of Equal Opportunity "Evidence Based Practices".

Submitted by Supervisors Rusk, Bayrd, Kiefer, Dye, Schlicht and Wiganowsky, March 7th, 2013
Referred to PERSONNEL & FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 268, 12-13

AUTHORIZING ACCEPTANCE OF GRANT FUNDS FOR DANE COUNTY
DEFERRED PROSECUTION UNIT

The Dane County Office of Equal Opportunity, with the support of the Dane County Criminal Justice Council, and at the request of the Dane County Deferred Prosecution Unit, has applied for and was awarded a grant from the Wisconsin Office of Justice Assistance in the amount of \$80,000.

This grant will be used to support the opiate diversion program. As opiate abuse increases, this grant will allow and increase in staffing to effectively manage increased case load. The grant will facilitate continual system improvement within the Dane County criminal justice system.

NOW, THEREFORE BE IT RESOLVED that the Dane County Board of Supervisors and the Dane County Executive hereby accept \$80,000 in grant funds from the Office of Justice Assistance.

BE IT FURTHER RESOLVED that \$80,000 is set up as revenue in newly established revenue account in Dane County Deferred Prosecution Unit "opiate case management" and be credited to the General Fund.

BE IT FINALLY RESOLVED that \$80,000 is transferred from the General Fund to a newly established expense account in the Deferred Prosecution Unit "opiate case management".

Submitted by Supervisor Rusk, Bayrd, Kiefer, Dye, Schlicht and Wiganowsky, March 7, 2013.
Referred to PERSONNEL & FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 269, 12-13

ACCEPTING LIBRARY SERVICE AND TECHNOLOGY ACT, TITLE I FUNDS FOR
"OUTREACH TO SENIOR READERS" PROJECT.

The Dane County Library Service has received a grant from the Wisconsin Department of Public Instruction to familiarize older readers with e-book technology.

This project will provide seniors at various residential facilities with e-reader devices and a variety of content, as well as one-on-one training sessions to orient them to technology.

The Dane County Library Board approved this resolution at its March 7, 2013 meeting.

NOW, THEREFORE BE IT RESOLVED, that \$14,464 be set up as additional Library, LSTA revenue and be credited to the Library General Fund, and that \$11,292.00 be transferred from the Library General Fund to the library operating account entitled "LSTA", \$2,946.00 be transferred from the Library General Fund to the library operating account, "limited term employees", and \$226.00 be transferred from the Library General Fund to the library operating account, "Social Security".

Submitted by Supervisors O'Loughlin and Wiganowsky, March 7, 2013.
Referred to PERSONNEL & FINANCE.

RES. 270, 12-13

ACCEPTING DAMAGE ASSESSMENT EQUIPMENT GRANT FUNDS

The Department of Emergency Management has applied for and received approval for a Homeland Security, Damage Assessment Equipment Grant made available through the Wisconsin Office of Justice Assistance.

Funding for this grant will support the equipment acquisition of Android Tablets to be used for Damage Assessment. Wisconsin Emergency Management has established a standard Damage Assessment application to be used by all jurisdictions affected by a natural or man-made disaster.

The intent of this grant is to provide \$2,250 in one-time grant funding to the County of Dane to fund the acquisition of Android Tablets to support Damage Assessment activities occurring after a natural or man-made disaster.

NOW, THEREFORE, BE IT RESOLVED that \$2,250 be set up as additional revenue in a newly created Emergency Management, Emergency Planning Division revenue account named Damage Assessment Equipment, and be credited to the General Fund. Account number to be issued by the Controller's Division upon passage of this resolution

BE IT FINALLY RESOLVED that \$2,250 be transferred from the General Fund to a newly created Emergency Management, Emergency Planning Division expenditure account named Damage Assessment Equipment. Account number to be issued by the Controller's Division upon passage of this resolution.

Submitted by Supervisor Rusk, March 7, 2013.
Referred to PERSONNEL & FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 271, 12-13

ACCEPTING HOMELAND SECURITY COMMUNICATIONS ADVANCE TEAM EQUIPMENT GRANT (2)

The Department of Emergency Management has applied for and received approval for a Homeland Security, Interoperable Communications Advance Team Equipment Grant (2) made available through the Wisconsin Office of Justice Assistance.

Funding for this grant will support the second phase of equipment acquisition for the Communications Advance Team initiative. The Communications Advance Team (CAT) has established resources in conjunction with the Southwest Wisconsin Incident Management Team that will respond to catastrophic events and provide critical early communications support.

Additionally, equipment acquired will support the Communications Technician and Communications Unit Leader courses. This will allow these courses to be delivered internally, rather than through outsourcing and provide additional training opportunities that were previously unavailable local due to fiscal constraints.

The intent of this grant is to provide \$130,000 in one-time grant funding to the County of Dane to fund the acquisition of interoperable communications equipment to support the CAT initiative for the purpose of enhancing the ability to re-establish and/or delivery critical early communications support during the catastrophic events.

NOW, THEREFORE, BE IT RESOLVED that \$130,000 be set up as additional revenue in the Emergency Management, Emergency Planning Division, Communications Advance Team revenue account, EMEMRPLN 81881 and be credited to the General Fund.

BE IT FINALLY RESOLVED that \$130,000 be transferred from the General Fund to the Emergency Management, Emergency Planning Division, Communications Advance Team expenditure account, EMEMRPLN 20613.

Submitted by Supervisor Rusk, March 7, 2013.

Referred to PERSONNEL & FINANCE and PUBLIC PROTECTION & JUDICIARY.

Judgment from Donald F. & Mary L. Lyons against David N. Arn. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from Matt Wayland against Highway for damage to his vehicle. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from Frank A. Rorvick against Alliant Energy Center for injuries received in a fall on the ice. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from Joann Rebacz against Highway for damage to her vehicle. Referred to PUBLIC PROTECTION & JUDICIARY.

Notice of subrogation from Ingenix for Physician's Plus Insurance for Jordan Sheriff Brucke (Joan Bruckert). Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from Rachel Mauck against Highway for damage to her vehicle. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from Wisconsin DOT against Sheriff for damage to their light pole. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from Tom Valley against Sheriff for lost property in the jail. Referred to PUBLIC PROTECTION & JUDICIARY.

Request to Admit Insurance Policy to all Parties from Crivello & Carlson re: Nelson et. Al. vs. Sentry et. al. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from Cristine Reid against Highway for damage to her vehicle. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from Sandy Smith against Highway for damage to her vehicle. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from Kim Cape against Highway for damage to her vehicle. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from Staci Kramer against Highway for damage to her vehicle. Referred to PUBLIC PROTECTION & JUDICIARY.

Petitions for Zoning Reclassification. Referred by Clerk McDonell to ZONING & LAND REGULATION.

Petition 10539 – Town of Sun Prairie – John H. Wood

10541 – Town of Medina – Chadwick Ridge Farm LLC

10542 – Town of Rutland – Ronald J. Paltz

10543 – Town of Mazomanie – Shawn Connors

10544 – Town of Pleasant Springs – Obert K. & Gail V. Stiklestad Revocable Trust

10545 – Town of Bristol – First National Bank of Berlin

10546 – Town of Bristol – William F. Renk & Sons Company, Inc.

ORD. AMDT. 44, 12-13

AMENDING CHAPTER 31 OF THE DANE COUNTY CODE OF ORDINANCES,
REGARDING WRITTEN NOTICE OF REASONS FOR DENIAL OF TENANCY

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 31.24 is amended to read as follows:

~~**31.24 UPON WRITTEN REQUEST LANDLORD SHALL PROVIDE WRITTEN REASONS FOR DENIAL OF TENANCY.** Upon the written request of an applicant who has been denied residential tenancy, the lessor of the subject rental unit shall furnish to the applicant a written statement of the reasons the unit was not rented to the applicant. To be effective under this ordinance the written request for reasons must be received by the lessor within 10 business days of the denial of tenancy. The lessor shall provide the written statement of reasons within 10 business days after receipt of an effective request therefor. Application for residential tenancy shall contain the following notice to the applicant: "Do you wish to receive a written explanation of a denial of tenancy? Yes _____ No _____."~~

(1) All applications for residential tenancy shall contain the following question in writing in a prominent place on the application: "Do you wish to receive a written explanation of the denial of tenancy? Yes _____ No _____."

(2)(a) Unless the applicant has indicated on the application that they do not want to receive a written explanation of a denial of tenancy, the lessor or any person authorized to enter into rental agreements on behalf of the lessor, shall provide any applicant who is denied tenancy with a written statement of reasons for the denial of tenancy.

(b) The written notification required by sub (a) shall be personally delivered or mailed to the applicant within 3 days of the denial of tenancy.

(c) An application is deemed denied for the purpose of this section if no determination is made by the lessor within 21 days of the date the completed application is received by the lessor.

[EXPLANATION: This amendment requires that lessors give a written notification of the reasons for denial of tenancy unless the applicant affirmatively states that they do not want such a notification.]

Submitted by Supervisors Wegleitner, Bayrd, Richmond, Schmidt, Corrigan, Solberg, Miles, Chenoweth, Pertl, Bollig, Stubbs, Zweifel, Dye, Krause, McCarville, Hotchkiss, Matano, Hesselbein, Hendrick, de Felice, Rusk and Sargent, March 21, 2013. Fiscal/Policy notes not required.

Referred to HEALTH & HUMAN NEEDS and PUBLIC PROTECTION & JUDICIARY.

ORD. AMDT. 45, 12-13

AMENDING CHAPTER 15 OF THE DANE COUNTY CODE OF ORDINANCES,
REGARDING PAYMENT OF PER DIEM AND MILEAGE TO NON-SUPERVISOR MEMBERS OF
ADMINISTRATIVE AGENCIES.

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. The following provisions are hereby rescinded:

- a. s. 15.14(4)
- b. s. 15.15(3)
- c. s. 15.17(3)
- d. s. 15.18(3)
- e. s. 15.195(6)
- f. s. 15.22(3)
- g. s. 15.23(5)
- h. s. 15.25(3)
- i. s. 15.255(6)
- j. s. 15.265(2k)
- k. s. 15.275(6)
- l. s. 15.30(3)
- m. s. 15.33(4)
- n. s. 15.34(5)

ARTICLE 3. Section 15.28(3) is amended to read as follows:

~~(3) The members of the commission shall receive a per diem compensation as periodically determined by the commission, but not to exceed \$30.00, and shall be reimbursed for the reasonable expenses incurred in the performance of their duties. No per diem increase may be made effective within the same term during which it was affected and mileage as authorized by state law.~~

ARTICLE 4. Section 15.72(4) is amended to read as follows:

~~(4) Unless otherwise expressly provided, members of administrative agencies shall receive mileage reimbursement for attending meetings at the same rate as is paid to county board supervisors for attendance at standing committee meetings equal to that paid county officials and employees.~~

[EXPLANATION: This amendment rescinds provisions that were inconsistent with s. 15.72. Members of all agencies and bodies organized under this Chapter shall be eligible for per diem and mileage in accordance with s. 15.72. S. 15.28(3) is amended to make it consistent with state statute.]

Submitted by Supervisor Dye, March 21, 2013.
Referred to EXECUTIVE and PERSONNEL & FINANCE

RES. 273, 12-13

COUNTY EXECUTIVE APPOINTMENTS

The County Executive has appointed the following persons to the designated commissions, committees and boards. These appointments require confirmation by the County Board.

NOW, THEREFORE, BE IT RESOLVED that the appointments set forth below are confirmed.

Commission on Sensitive Crimes

Shari Gray-Dorn, c/o DCDHS, 1202 Northport Drive, Madison 53704 (242-6373-W), to fill the seat of an elder abuse specialist, due to the resignation of Lilada Gee. Ms. Gray-Dorn is the Adult Protective Services Manager at DCDHS. This term will expire 6/30/15.

Lt. June Groehler, c/o Madison Police Department, 211 South Carroll Street, Madison 53703 (266-6560-W), to replace Lt. Kristen Roman as the Madison Police Department's rep. This term will expire 6/30/15.

Julie Ahnen, c/o DCDHS, 1202 Northport Drive, Madison 53704 (242-6269-W), to serve in the seat of a DCDHS employee, due to the retirement of Scott Nelson. This term will expire 6/30/14.

Ethics Board

Brett R. Blomme, 131 Shato Lane, Monona 53716 (807-7877-C), due to the resignation of Russell Betts. Mr. Blomme is a staff attorney for the Office of the Wisconsin Public Defender. He represents indigent persons charged with felony and misdemeanor crimes. He has also worked as a legislative aide to State Representative Jon Richards. Mr. Blomme is a member of the Wisconsin Bar Association, OPEN Madison, the Wisconsin Association of Criminal Defense Attorneys, and the Young Lawyers Division of the State Bar. This term will expire 4/15/14.

Human Services Board

Karen E. Vieth, 3130 James Street, #1, Madison 53714 (886-3926-C, 204-1920-W), to fill a new citizen seat as indicated in OA 37, 2012-13. Ms. Vieth is a teacher in the Madison Metropolitan School District at Sennett Middle School. She has training and experience with how to work with students and families and is very active in her school community. She is also a member of Emerge Wisconsin. She is a member of Sennett Middle School's Equity Team. One goal of this team is to get parents more involved in the school community. She is also the facilitator of "Community First." The mission of "Community First" is to get volunteers out into communities in Madison that are frequently overlooked or underrepresented to build partnerships. The goal of Community First is to organize within the community for self-advocacy and change. This term will expire 4/19/16.

Living Wage Review Council

Kevin Gundlach, President, South Central Federation Labor, 1602 South Park Street, Madison 53715 (256-5111-W), to be reappointed. This term will expire 3/1/16.

Darold Lowe, 205 Crystal Lane, Madison 53704 (249-5693-H), to be reappointed. This term will expire 3/1/16.

Tree Board

Robert D. Dahl, 5183 Maloney Trail, Fitchburg 53711 (609-608-4329-C), due to the resignation of Scott Nelson. Mr. Dahl is retired from the Wisconsin Department of Agriculture, Trade and Consumer Protection, having worked first as the state nursery inspector and then from 2001 to 2011 as the Section Chief in the Plant Industry Bureau. He oversaw the regulatory programs in the Plant Industry Bureau which included, nursery, Christmas trees, turf, seed, apiary, export certification firewood certification, ginseng, biotechnology, gypsy moth and emerald ash borer, potatoes, and post-entry quarantine. He worked closely with other state and federal agencies on various plant pest issues. He was president of the Central Plant Board as well as a member of the National Plant Board – Board of Directors. Mr. Dahl has a consulting business focusing on plant pest/health problems affecting commercial, residential and other properties with an emphasis on correct diagnosis and expert management recommendations for the customer. This term will expire 4/19/16.

Submitted by Supervisor Hendrick, March 21, 2013. Fiscal note not required.
Referred to EXECUTIVE.

RES. 274, 12 -13

ACCEPTING WISCONSIN HOSPITAL EMERGENCY PREPAREDNESS PROGRAM GRANT FUNDS

The Medical Examiner's Office has applied for and received approval for grant funding from the Wisconsin Hospital Emergency Preparedness Program.

Funding for this grant will support the Medical Examiner's Office and the Dane Fatality Incident Response Team (D-FIRST). Approximately \$39,000.00 of the grant money will fund a 16-foot self-contained refrigerated trailer. This trailer will allow for the transport and short-term storage of up to 20 fatality victims, there-by greatly reducing the time needed to move this many victims from a mass fatality incident, or hospital. The trailer would also help to resolve short-term storage issues in the case of a mass fatality event of a medium size.

The remaining \$16,000.00 will be used to fund electrical distribution and transportation requirements for the existing mobile morgue equipment purchased with Homeland Security Grant Funds in a cooperative 2005 grant. The existing morgue equipment allows for a 10 station morgue to be erected in an appropriate location so that forensic examinations can take place, in a disaster morgue setting. The equipment received in a previous grant did not include the equipment required to provide electrical power and lighting to those stations.

The intent of this grant is to provide \$55,000 in one-time grant funding to the County of Dane to fund the acquisition of the mobile morgue trailer and electrical equipment required to compliment the existing equipment.

NOW, THEREFORE, BE IT RESOLVED that \$55,000 be set up as additional revenue in the MEDICAL EXAMINER'S REVENUE BUDGET, MEDEXAM WHEPP.

BE IT FURTHER RESOLVED that \$55,000 be transferred from the General Fund to the MEDICAL EXAMINER'S BUDGET MEDEAM WHEPP expenditure account.

BE IT FINALLY RESOLVED that the Dane County Clerk and the County Executive are hereby authorized to execute the Grant Agreement with WHEPP on behalf of the County of Dane.

Submitted by Supervisors Rusk, McCarville, Bayrd, Dye, Kiefer and Wiganowsky, March 21, 2013.
Referred to PERSONNEL & FINANCE and PUBLIC PROTECTION AND JUDICIARY.

RES. 275, 12-13

ADJUSTING THE WAGE RATE FOR CIRCUIT COURT LAW CLERKS

The wage rate for the Circuit Court Law Clerks is set in the annual operating budget resolution. Sub. 2 to Res. 133, as amended, the 2013 DANE COUNTY OPERATING BUDGET APPROPRIATIONS RESOLUTION, specified a rate of \$14.54. This is approximately a 1.25% reduction from the amount of \$14.72 specified for the fiscal year 2012. This wage reduction was designed to reflect the net reduction in compensation negotiated with the county's bargaining units which included a 0.75% wage increase and a 2.0% employee contribution to the Wisconsin Retirement System.

Not all law clerks participate in the Wisconsin Retirement System, but currently, all but one does participate. Under these circumstances, those law clerks who are WRS participants have had their wages reduced and are making the 2% WRS contributions. To correct this situation and to make the compensation changes for the law clerks similar to those of other county limited term employees, the wages of the law clerks should be increased to \$14.83. This represents a 0.75% wage increase, which for all but one of the current law clerks, will be offset by a 2.00% contribution to WRS.

NOW, THEREFORE BE IT RESOLVED that the wages for the Circuit Court Law Clerks be increased from \$14.54 to the 2013 rate of \$14.83.

Submitted by Supervisors Rusk, McCarville and Dye, March 21, 2013.
Referred to PERSONNEL & FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 276, 12-13

DANE COUNTY SUPPORTS THE TOBACCO INTEGRATION PROJECT

Wisconsin residents with alcohol, drug dependence and mental health disorders that are nicotine dependent are sick and dying at up to 4 times the rate of the general population and losing from 10 to 25 years of their expected life spans.

Nicotine dependence is a substance dependence disorder listed in the Diagnostic and Statistical Manual IV-4 and presents the same diagnostic criteria for other substance use disorders.

The preventable reality is that 2,200,000 Americans in these disparate populations have died from tobacco since 9/11.

According to the 2010 Wisconsin Burden of Tobacco 353 Dane County residents die from tobacco annually: 157 of them have substance use and mental health disorders.

Dane County has existing alcohol and other drug treatment services experienced in developing abstinence and harm reduction-based treatment plans for other substance use disorders. And Wisconsin has existing mental health providers capable of including evidence-based nicotine dependence interventions in their services.

Alcohol and other drug abuse and mental health providers need to make their programs and facilities tobacco-free and receive training in the provision of evidence-based nicotine treatment to their patients as ethical and clinical issues.

Tobacco-free treatment furthers the goal of providing opportunities for all Dane County residents to achieve optimal physical and mental health, promoting healthy lifestyles and healthy communities.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors encourages the development and implementation of policies that lead to the integration of evidence-based nicotine dependence treatment in Dane County substance abuse and mental health services.

Submitted by Supervisors Matano, Dye, Rusk, McCarville, Krause, Schmidt, Richmond, Zweifel, Pertl, Chenoweth, Erickson, Veldran, Downing, Corrigan, Wegleitner, Hotchkiss, de Felice and Clausius, March 21, 2013. Fiscal/Policy note not required.

Referred to EXECUTIVE.

RES. 277 , 12-13

ACCEPTING MEDICAID LONG TERM CARE EXPANSION FUNDS FOR 2013 ADMINISTRATIVE PROJECTS - DCDHS - ACS DIVISION

For the fifth consecutive year, the Wisconsin Department of Health Services (WDHS) has asked Dane County to be the fiscal agent for administrative, quality improvement, and innovative service model projects targeting disability services. WDHS is allocating \$600,000 for this state wide initiative in 2013, and WDHS will approve how the funds must be used. Because it was unclear what amount of funding would be available in

2013, the 2013 Adopted Budget included \$100,000 allocated to The Developmental Disabilities Network, Inc., for administrative projects. This resolution introduces \$500,000. The funding is 50% State and 50% Federal. Many of the planned initiatives will directly benefit Dane County and its consumers. Approval for the grant projects is still pending. The grant projects are expected to include, but not be limited to, enhancing employment options for youth in transition through stronger job development and increased partnerships with the business community, increasing civic engagement for people with developmental disabilities, including people with developmental disabilities as quality assurance specialists in Dane County, implementing National Core Indicators in all waiver counties, and expanding staff development efforts in order to better serve individuals who experience sensory motor differences.

The Developmental Disabilities Network, Inc., a not for profit organization that specializes in training and consultation regarding services for people with disabilities, will oversee implementation of several projects budgeted for \$500,000. Dane County Department of Human Services will oversee implementation of the remaining \$100,000.

NOW, THEREFORE, BE IT RESOLVED, that the following 2013 Department of Human Services revenue and expense accounts be adjusted.

Revenue Account Number	Account Title	Amount
ACDADULT 80987	Medicaid LTC Expansion	\$500,000
		\$500,000
Expenditure Account Number	Account Title	Amount
ACDACDDN TDDNAA	Developmental Disabilities Network Inc.	\$400,000
ACECLVNG ASTCAA	DD Children Client Assistance	\$100,000
	Total	\$500,000

Submitted by Supervisors Sargent, Salov, Clausius, Zweifel, Hotchkiss, Levin, Wegleitner and Krause, March 21, 2013.

Referred to .HEALTH & HUMAN NEEDS and PERSONNEL & FINANCE.

RES. 278, 12-13

ACCEPTANCE OF A LAKE PLANNING GRANT FOR FISH, CRYSTAL & MUD LAKES
FROM THE WI DEPARTMENT OF NATURAL RESOURCES

The Land & Water Resources Department has secured a \$16,500 Lake Planning grant from the Wisconsin Department of Natural Resources (WI DNR).

The purpose of the grant is to conduct a water quality assessment and nearshore fish surveys in Fish, Crystal and Mud Lakes. This information is critical for a comprehensive analysis and planning perspective for the long term management of the lakes. The County is master planning for county-owned Fish, Crystal and Mud Lakes property, which will incorporate efforts to protect water quality of the lakes, and provide additional recreation access, and provide enhanced water based recreational opportunities. The required match for this project is met by in-kind County expenditures for data collections, analyses and final reports.

NOW, THEREFORE, BE IT RESOLVED, that the Dane County Board of Supervisors and the Dane County Executive hereby accept the \$16,500 Lake Planning grant from the WI DNR,

BE IT FURTHER RESOLVED, that the County Executive and County Clerk are authorized to execute documents necessary to accept the funds,

BE IT FINALLY RESOLVED, that a new expenditure and matching revenue account LWRCONSV "Fish, Crystal & Mud LPL Grant" shall be established for \$16,500. All Funds shall be carried forward until realized and expended.

Submitted by Supervisor Ripp, March 26, 2013.

Referred to PERSONNEL & FINANCE and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

COMMUNICATIONS

Claim from American Family Insurance (Larry Ebert) on behalf of their insured Tony Goergen against Dane County for damage to his vehicle. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from Christopher LaCourciere against Sheriff for lost property in the jail. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from Jennifer Jahner against Sheriff for lost property in the jail. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from Steven Armstrong against Highway for damage to his vehicle. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from State Farm Insurance on behalf of their insured Kathrine Schaper against Highway for damage to her vehicle. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from American Family Insurance on behalf of their insured Terry A. & Mary H. Hanson against Dane County for damage to their vehicle. Referred to PUBLIC PROTECTION & JUDICIARY.

ZONING PETITIONS

Petitions for Zoning Reclassification. Referred by Clerk McDonell to ZONING & LAND REGULATION.

Petition 10547 – Town of Blue Mounds – Andrew Baack

10548 – Town of Blue Mounds – Pamela A. Pennington

CREATING CHAPTER 30 OF THE DANE COUNTY CODE OF ORDINANCES,
REGARDING MISCELLANEOUS HUMAN SERVICE ORDINANCES AND INFORMATION REGARDING
REPRODUCTIVE HEALTH SERVICES

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 30.01 is created to read as follows:

30.01 TITLE. This chapter may be referred to as the Miscellaneous Human Services Ordinance.

ARTICLE 3. Section 30.02 is created to read as follows:

30.02 ADMINISTRATION. This chapter shall be administered by the Human Services Department.

ARTICLE 4. Section 30.03 is created to read as follows:

30.03 CONTRACTS FOR REPRODUCTIVE HEALTH SERVICES. (1) Every contract entered into by the County for the provision of reproductive health services shall require the provider to provide all county clients with comprehensive, non-directive reproductive health care information, including but not limited to family planning, birth control, pregnancy, and post partum.

(2) Any provider with a contract for services with the County shall only refer County clients seeking information regarding reproductive health services to a County provider subject to sub (1) or other entities that would meet the requirements of a contracted agency under sub (1).

(3) The requirements of sub (1) shall apply to the chosen provider for Dane County employee's health insurance, but shall not limit an individual employee's choice of health care provider.

Submitted by Supervisors Bayrd, Dye, Sargent, Solberg, Corrigan, Stubbs, Levin, Bollig, Pertl, Erickson, Chenoweth, Zweifel, Hotchkiss, Hesselbein, Schmidt, Wegleitner, Richmond, Krause, McCarville, Hendrick, Downing, Matano, Pan, Rusk and Veldran, April, 4, 2013.

Referred to HEALTH & HUMAN NEEDS.

RES. 280, 12-13

AUTHORIZING EXECUTION OF A LEASE OF LAND FOR AIRCRAFT HANGAR USE AT THE
DANE COUNTY REGIONAL AIRPORT

Lease No. DCRA 2012-01 is a successor lease taking effect upon expiration of the present lease between Dane County and Madison T-Hangars, Inc. involving a parcel of land at the Dane County Regional Airport on which Madison T-Hangars, Inc. has constructed an aircraft hangar. The area of the leasehold is 16,000 square feet and the new 30 year lease provides for an initial monthly rent of \$892.00, with yearly adjustments related to the Consumer Price Index.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Executive and the Dane County Clerk are hereby authorized to execute, on behalf of the County of Dane, a ground lease, Lease No. DCRA 2012-01, with Madison T-Hangars, Inc. incorporating the forgoing terms and conditions.

Submitted by Supervisors Rusk, Pertl, O'Loughlin, de Felice and Krause, April 4, 2013.
Referred to PERSONNEL & FINANCE and PUBLIC WORKS & TRANSPORTATION. .

RES. 281, 12-13

AUTHORIZING THE ACQUISITION OF LAND IN THE DORN CREEK WILDLIFE AREA

The Dorn Creek Wildlife Area is located in the Town of Westport. Dorn Creek discharges directly in to Lake Mendota and provides significant recreational and habitat values. There is a need to perform restoration along the creek to help prevent discharge of sediment and nutrients into Lake Mendota.

The WI DNR and Dane County already own land within the Dorn Creek Wildlife Area project boundary. There is a 40 acre inholding that interrupts recreational use of the area and creates boundary conflicts. The inholding also includes a segment of the creek, which makes restoration work more difficult, if not impossible.

The Land & Water Resources Department has negotiated the acquisition of the 40 acres from Dorn Creek, LLC for \$698,000. The property appraised at \$740,000. The debt issued to support this expenditure will have a term of 20 years.

Funds for the acquisition are available in the Lake & Stream Preservation & Renewal Fund. A grant from the DNR will be awarded that will reimburse the County for a portion of the acquisition cost. The grant revenue is anticipated in the 2013 County Budget. The grant will require that the property be open to hunting, fishing, trapping, hiking and cross-country skiing.

NOW THEREFORE BE IT RESOLVED, that the Dane County Board of Supervisors and the Dane County Executive hereby authorize the purchase of 40 acres from Dorn Creek, LLC for \$698,000 according to Wis. Stats. Chapter 27.05(3) and the expenditure for this acquisition is hereby authorized in advance of the County's annual borrowing;

BE IT FURTHER RESOLVED, that the Dane County Board of Supervisors and the Dane County Executive hereby accept grant funds from the DNR for the purchase and that the County Executive and County Clerk are authorized to execute the grant agreement and property restrictions necessary to accept the funds.

BE IT FINALLY RESOLVED, that the Dane County Real Estate Officer or Real Estate and Acquisition Director are authorized to administer the closing and the transfer of the above-mentioned rights to Dane County and the Controller is authorized to issue checks necessary to effectuate the transaction.

Submitted by Supervisor Ripp, Richmond, Kiefer, Sargent, Levin, Bollig, Hesselbein, Pertl, Miles, Zweifel and Hotchkiss, April 4, 2013.

Referred to PERSONNEL & FINANCE, ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and PARK COMMISSION..

RES. 282, 12-13

AUTHORIZING ACCEPTANCE OF FUNDS FROM THE FY 2012 JUSTICE ASSISTANCE GRANT

The City of Madison and Dane County are participating in the FY 2012 Edward Byrne Memorial Justice Assistance Grant (JAG) Program, grant award number 2012-DJ-BX-0732. This grant awards \$109,537 in 2012 to the City of Madison and Dane County.

Dane County Sheriff's Office is awarded \$7,207 from this allocation to purchase video analysis equipment and software for use in criminal investigations. Funds will be used from 8/14/2012 through 12/31/2013.

NOW, THEREFORE, BE IT RESOLVED that the Sheriff's Office is permitted to accept the FY 2012 Justice Assistance Grant, administered by the City of Madison, in the amount of \$7,207.

BE IT FURTHER RESOLVED that \$7,207 is established, as revenue, in Sheriff's Office Support Services Division, Justice Assistance Grant Revenue Account Line (SHRFSUP 83139) and is credited to the General Fund.

BE IT FURTHER RESOLVED that \$7,207 is transferred from the General Fund to the Sheriff's Office Support Services Division, Justice Assistance Grant Expenditure Account Line (SHRFSUP 47680).

BE IT FURTHER RESOLVED that the County of Dane has authorized an agreement embodying the above referenced provisions: and

BE IT FINALLY RESOLVED any funds authorized in this resolution that are not expended or received as of 12/31/2013 be carried forward until fully realized.

Submitted by Supervisors Rusk, McCarville, Bayrd, Kiefer, Dye, Schlicht and de Felice, April 4, 2013.
Referred to PERSONNEL & FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 283, 12-13

AUTHORIZING ACCEPTANCE OF GRANT FUNDS TO ADMINISTER FUNDING FOR DANEnet

The Wisconsin Department of Transportation, Bureau of Transportation Safety (BOTS), is making funds available for Dane County to administer funding for DANEnet to publish the quarterly Traffic Safety Reporter (TSR). DANEnet is a non-profit organization that has worked with the Department of Transportation to publish this electronic newsletter. By administering this grant, the Sheriff's Office will receive 5% of the total grant, and have the opportunity to contribute to the newsletter.

DANEnet staff will research how BOTS can get the most benefit from emailing the TSR. DANEnet will also work with BOTS on publishing the Annual Report. DANEnet will produce the registration brochure and conference program for the 2013 Governor's Conference on Highway Safety, and will format the 2014 Highway Safety Performance Plan improving its overall look.

DANEnet discovered that the pilot agencies for Data-Driven Approaches to Crime and Traffic Safety (DDACTS) were having considerable IT challenges formatting the crime and crash data to be acceptable for the DDACTS maps. DANEnet has a person on-staff who has IT and mapping expertise and will be available if BOTS identifies any agencies interested in trying DDACTS and need IT assistance.

NOW, THEREFORE, BE IT RESOLVED that the Sheriff's Office is hereby authorized to accept \$79,275.00 from the Department of Transportation in support of DANEnet publishing the Traffic Safety Reporter and providing other IT assistance as it relates to DDACTS.

BE IT FURTHER RESOLVED that \$79,275.00 be set up as additional revenue in Sheriff, Field Services, Community Safety Project revenue account (SHRFFLD 80708) and be credited to the General Fund

BE IT FURTHER RESOLVED that \$75,530.00 be transferred from General Fund to the following expenditure accounts:

DANenet Traffic Safety Expenditures (SHRFFLD NEW) \$75,530.00

Total: \$75,530.00

BE IT FINALLY RESOLVED that all unexpended funds and unrecognized revenues from this account be carried forward until fully expended.

Submitted by Supervisors Rusk, McCarville, Bayrd, Kiefer, Dye, Schlicht and de Felice , April 4, 2013.
Referred to PERSONNEL & FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 284, 12-13

ACCEPTING MEDICAL RESERVE CORPS EXERCISE GRANT

The Department of Emergency Management submitted a grant request to the Wisconsin Office of Justice Assistance in support of the development and delivery of an exercise series with the volunteer Medical Reserve Corps. The county was awarded a total of \$7,278.

Dane County Emergency Management and the Dane County Medical Reserve Corps (MRC) unit will conduct two exercises. The first exercise will be a tabletop exercise with the MRC leadership and community response agencies as they work to integrate the MRC sections into the community emergency plan. The second exercise, a functional, will continue the work started with the previous tabletop exercise. Other units around the state that have an MRC component may participate in the exercise on a mutual aid basis. This exercise series will test their ability to work together. The exercises will test such skills as communications, coordination, and incident management. Grant funds will be used to cover the costs of a contracted exercise facilitator, participant mileage reimbursement, and exercise supplies.

NOW, THEREFORE, BE IT RESOLVED that \$7,278 be set up as revenue in a newly created Emergency Management, Emergency Planning Division revenue account named MRC 2013 Exercise, and be credited to the General Fund. Account number to be issued by the Controller's Division upon passage of this resolution.

BE IT FURTHER RESOLVED that \$7,278 be transferred from the General Fund to a newly created Emergency Management, Emergency Planning Division expenditure account named MRC 2013 Exercise. Account number to be issued by the Controller's Division upon passage of this resolution.

BE IT FINALLY RESOLVED that all unexpended funds and unrecognized revenues from this account be carried forward from the 2013 to the 2014 budget period.

Submitted by Supervisors Rusk, McCarville, Bayrd, Kiefer, Dye, Schlicht and de Felice, April 4, 2013.

Referred to PERSONNEL & FINANCE, PUBLIC PROTECTION & JUDICIARY and EMS COMMISSION

RES. .285, 12-13

COUNTY EXECUTIVE APPOINTMENTS

The County Executive has appointed the following persons to the designated commissions, committees and boards. These appointments require confirmation by the County Board.

NOW, THEREFORE, BE IT RESOLVED that the appointments set forth below are confirmed.

Commission on Economic & Workforce Development

Yogi or Brian Brown, 1003 County Road PB, Belleville 53508 (608-669-3984-C and 608-219-7031-C), to fill the seat of an ag industry representative. The Browns operate the Sunburst Dairy farm. This term will expire 6/30/15.

Clear Lakes Task Force

Melissa Malott, 222 South Carroll Street, #109, Madison 53703 (220-0167-H). Ms. Malott is the Chair of the Lakes & Watershed Commission.

Michael Mucha, c/o MMSD, 1601 Moorland Road, Madison 53713 (222-1201x242-W). Mr. Mucha is the Executive Director of MMSD.

Supv Patrick Downing, 256 Tyvand Rd., Blanchardville 53516. Supervisor Downing is Chair of the EANR Committee.

Supv Kyle Richmond, 929 O'Sheridan St, Madison WI 53715. Supervisor Richmond is representing the Land Conservation Committee.

Michael Gerner, 5218 Hedden Circle, Middleton 53562 (238-4900-H), to fill the seat of a representative of the Clean Lakes Alliance. Mr. Gerner is on the Board of Directors for the Clean Lakes Alliance.

Mark Redsten, 1022 Shorewood Blvd., Madison 53705 (251-7020-W). Mr. Redsten is Executive Director of Clean Wisconsin.

Chuck Ripp, 6626 Ripp Drive, Dane 53529 (850-5789-W). Ripp's Dairy Valley, LLC is a family farm owned and operated by Mr. Ripp and his brothers Troy and Gary and their families with wives and children helping in the day-to-day operations. Ripp's Dairy Valley Farm is one of three farms participating in the Waunakee community manure digester project. Mr. Ripp represents the Yahara Pride Farms Conservation Board organization.

Jerry Derr, 1595 County Road V, Columbus 53925 (575-3407-H). Mr. Derr is Chairperson of the Town of Bristol and represents a Dane County town participating in the MMSD Adaptive Management Program.

Shiva Bidar-Sielaff, 2704 Kendall Avenue, Madison 53705 (220-6986-H). Ms. Bidar-Sielaff will be representing the City of Madison.

Mayor Bob Miller, 5907 Winnequah Road, Monona 53716 (222-2525-W). Mr. Miller is Mayor of the City of Monona and represents a Dane County city or village participating in the MMSD Adaptive Management Program.

Solid Waste & Recycling Advisory Commission

Robin H. Marohn, 2592 King Drive, Cottage Grove 53527 (212-8877-H), to be reappointed. This term will expire 1/31/15.

Jan C. Kucher, 5223 Buttonbush Drive, Fitchburg 53711 (358-5215-H, 662-5121), to be reappointed. This term will expire 1/31/16.

Wisconsin River-Rail Transit Commission

Gene E. Gray, 7202 Mockingbird Lane, Middleton 53562 (831-6277-H), to be reappointed. This term will expire 4/30/16.

Submitted by Supervisor Hendrick, April 4, 2013.
Referred to EXECUTIVE.

RES. 286, 12-13

DANE COUNTY SUPPORTS CLEAN ENERGY CHOICE FOR WISCONSIN

Dane County has pursued the goal of becoming more sustainable in its planning, operations, management, and policymaking. The county already has implemented numerous projects, initiatives, and policies that save energy, reduce waste, meet the needs of residents, and conserve natural resources while supporting a healthy economy.

The county has formally adopted sustainability principles, including a commitment to reduce and eventually eliminate our community's contribution to fossil fuel dependence and to wasteful use of scarce metals and minerals, which will be advanced through expanded access to and use of renewable energy.

We increasingly are focusing on renewable energy and energy conservation to save county taxpayers money and protect valuable resources. Recent county initiatives include installation of geothermal heating and cooling at Badger Prairie Health Center, converting county landfill gas to electricity, which generates \$3.75 million in gross revenues for the county, and constructing a new solar powered system on the roof of a new highway garage the county plans to build next year near the county's Rodefild Landfill. Once built, the garage will be heated with gas generated by the landfill and powered by solar energy – taking it completely off the grid. The county also has invested funding to explore and implement a pilot wind power project for a county facility.

We support policies that expand opportunities to access renewable energy where we live or work to promote environmental and economic health. *Clean Energy Choice* will expand market opportunities for Dane County and Wisconsin companies and their employees who are part of the state's vast renewable energy supply chain. Integrating locally available renewable energy into our economy engages local manufacturers, distributors and installers, farmers, builders, entrepreneurs, and related professional workers. Local renewables secure relatively clean, risk-free, and low-maintenance energy to a state with no fossil fuel reserves. Renewables also help keep energy dollars circulating within Wisconsin.

Dane County urges Wisconsin to adopt a policy expressly allowing customers to enter into contracts with third parties who install, own, and operate a renewable energy system at the customer's premises. *Clean Energy Choice* would help households and businesses overcome the diminishing supply of renewable energy incentive dollars available from Wisconsin's Focus on Energy program and utilities at no extra cost to ratepayers and taxpayers. Through *Clean Energy Choice* citizens will be able to exercise their preferences for renewable energy at no extra cost to ratepayers and taxpayers.

Current ambiguities in state law make it difficult for customers to access directly clean renewable energy produced on their premises from systems owned by third parties. More than 20 states have adopted policies expressly authorizing these types of arrangements with third parties. Where that has happened, the renewable energy marketplace is thriving.

The businesses, residents, schools and local governments here in Dane County want to exercise responsibility over their long-term energy choices and integrate clean energy into their daily lives. The only thing that stands in their way is the lack of clarity in state law. We support a policy that clarifies for Wisconsin citizens their right to pursue and host clean energy systems that are designed to serve their own needs

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors joins with other Wisconsin citizens, businesses, and local governments to endorse the *Statement of Support for Clean Energy Choice*.

BE IT FINALLY RESOLVED that the Dane County Board of Supervisors directs county staff to alert the County's state legislative delegation about the need to support *Clean Energy Choice* and efforts to increase affordability and sustainability of renewable energy in our state.

Submitted by Supervisors Dye, Matano, Erickson, de Felice, Krause, Chenoweth, Ferrell, Wegleitner, Pertl, Richmond, Zweifel, Hotchkiss, Salov, Bayrd, Veldran, Downing, Schmidt, Corrigan, Solberg, Miles, Bollig, Hesselbein and Sargent.

Referred to EXECUTIVE and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

RES. 287, 12-13

IDENTIFYING THE TREASURER'S OFFICE AS THE OFFICIAL LOCATION OF THE CULTURAL AFFAIRS COMMISSION ART POSTER COLLECTION

Each year for over three decades, the Dane County Cultural Affairs Commission and its Dane Arts programs have come to be known for the iconic, annual art posters. The artwork displayed on the posters highlights Dane County's uniqueness. Donations by the public for copies of the posters have helped support the Commission's mission: engaging participation, connecting people, and inspiring expressive living in Dane County.

The full collection of posters are displayed in the Dane County Treasurer's Office. The staff of the Treasurer's Office has been instrumental in collecting, safeguarding, and preserving the only known permanent, public showcase of the complete collection of these posters by different, talented local artists.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors appreciates the efforts of the Treasurer's Office to preserve the complete collection of art posters which reflect the county's commitment to art and culture.

BE IT FINALLY RESOLVED that the Dane County Treasurer's Office will serve as the official site for the permanent display of the Dane County Cultural Affairs Commission Annual Art Poster Collection.

Submitted by Supervisors Pan, Chenoweth and Hendrick, April 4, 2013.

Referred to EXECUTIVE and PERSONNEL & FINANCE.

COMMUNICATIONS

Claim from Mary K. Sturdevant against Dane County when tripping over a portion of sidewalk. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from Staci Kramer against Dane County for injuries received. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from Dana Alder against Highway for damage to her vehicle. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from Andrew Held against Highway for damage to his vehicle. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from Mark Geisler against Highway for damage to his vehicle. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from Dennis White against Highway for damage to his vehicle. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from Matthew Sumenek against Sheriff for lost property in the jail. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from Debi Jensen against Highway for damage to her vehicle. Referred to PUBLIC PROTECTION & JUDICIARY.

Summons & Complaint from Eugene George against Dane County for injuries received. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from State Farm Insurance for their insured Laurel A. Rauch against Highway for damage to her vehicle. Referred to PUBLIC PROTECTION & JUDICIARY.

Nationwide Insurance for their insured Meda, Inc. against Highway for damage to their vehicle. Referred to PUBLIC PROTECTION & JUDICIARY.

ZONING PETITIONS

Petitions for Zoning Reclassification. Referred by Clerk McDonell to ZONING & LAND REGULATION.

- Petition 10549 – Town of Christiana – Robert A. Veum
- 10550 – Town of Roxbury – Agnes Ballweg
- 10551 – Town of Bristol – Kyle A. Vyse
- 10552 – Town of Black Earth – Sharol A. Parish
- 10553 – Town of Sun Prairie – Jeffery W. Wolf
- 10554 – Town of Dane – John J. Statz
- 10555 – Town of Vienna – Todd A. Carpenter
- 10556 – Town of Deerfield – Judith A. Dorshorst