

**REGULAR SESSION
AUGUST 19, 2013**

The Trempealeau County Board of Supervisors met in Regular Session at the Government Center in the City of Whitehall, County of Trempealeau and State of Wisconsin on Monday, August 19, 2013 at 6:58 p.m. with Chair Ernest Vold presiding. The Pledge of Allegiance to the Flag of the United States of America was recited.

CALL

Dear Supervisor,

Please be advised that the Trempealeau County Board of Supervisors will meet at 7:00 p.m. on August 19, 2013 in the County Board Room. All County Board Members' Claims are due in the County Clerk's Office by noon on August 5, 2013 so they can be prepared for Audit Committee approval.

Sincerely,
/s/ Paul L. Syverson
County Clerk

Clerk Syverson read the call.

It was moved by Curtis Skoyen and seconded by John Aasen to accept the Call as read; It carried unanimously by a vote of acclamation.

Roll was called. A quorum was met with 15 supervisors in attendance. Arild Engeliem and Hensel Vold were absent.

Chair Vold announced the open meeting law requirements have been complied with through postings and notifications to the members and media.

ADOPTION OF THE AGENDA: It was moved by George Brandt and seconded by David Larson to adopt the 11 item agenda. Motion carried unanimously by vote of acclamation to approve.

APPROVAL OF MINUTES: It was moved by John Aasen and seconded by Michael Nelson to approve the July minutes. Motion carried unanimously by a vote of acclamation to approve.

APPEARANCES: SHERIFF DEPARTMENT MONTHLY REPORT: Sheriff Anderson gave the statistics for July. There were 87 bookings consisting of 63 males and 24 females. Bookings by race were 70 White, 4 Black, 11 Hispanic and 2 Native Americans. The average daily in county population was 32.32 and the out of county average was 4.94. There were 4.94 people on electronic monitoring for a total of 38.87. There were also 5.23 people on Huber. The accident data for July was 35 car/deer crashes, 17 property damage, 4 personal injuries and no fatalities. Sheriff Anderson also wanted to follow up on a question asked last month about drug abuse and usage and he will have that information ready for the September meeting.

INTRODUCTION OF NEW HUMAN SERVICES DIRECTOR: Supervisor Michelle Haines introduced Deb Suchla, the new Human Services Director. Deb thanked the board for the

opportunity to be here and said she is excited about her new position. Deb grew up in Trempealeau County and is happy to be working in the area again. She also said she can identify with the supervisors' roles and responsibilities and sometimes difficult decisions as she also serves on the LaCrosse School Board.

At 7:08 Supervisor David Suchla left the meeting.

SUPERVISOR SALLY MILLER – BOARD OF HEALTH RESOLUTION: Sally said a previous moratorium was brought before the board a few months ago and failed with an 8- 8 vote. Sally asked the Board of Health to study the health impact on the County. State statutes dictate that when a county has less than 50,000 residents, the Board of Health had the authority of the entire county. Currently there are no known health issues but that is the point, this is why the newly formed committee will study the health impacts on particulate matter, water quality, and diesel exhaust fumes. They will not gather information on property values or impact on roads. They will only gather objective information so they will need to find people who don't have a stake in the sand mine industry. They will enlist the U.W. Extension statewide system with their educational research to help us find objective studies and engineering groups. Sally said Trempealeau County has the notorious honor of being the county who permits wildly. She talked about when she was a reporter in Wyoming covering the energy industry several decades after reckless permitting was allowed. She referenced a silica sand spill out there and the serious aftermath of it. Sally asked if we can afford to wait until there is a critical failure at one of the mines to have our data. There is a concern in our county because we have cited four mines already for violations and our Department of Land Management is understaffed to be able to inspect and enforce all the operations of all the permitted mines we have. The State doesn't have extra resources either. Sally then referred to a sand mine that was permitted to drill two wells but chose to drill four anyway. She also referred to a spill at the mine outside of Blair over a year ago that put an Amish family completely in harm's way and it still isn't fixed. She called for this County Board to lead and be the example that we care about our citizens' health and safety first above all other things. Sally said it is the boards' responsibility to do the work to find out if there is a danger in our county.

**2013-08-01
RESOLUTION**

**MORATORIUM ON PERMITTING OF INDUSTRIAL SAND ACTIVITIES IN
TREMPEALEAU COUNTY**

WHEREAS since 2010 a new kind of land use has begun in the county with the advent of Industrial sand mining, and

WHEREAS during the public hearing process many citizens expressed concern over the effects to air quality, water quality, quality of life, and to the ability of the county to maintain stable communities as more industrial sand mines and their processing and transportation systems are put in place, and

WHEREAS the mission of the Trempealeau County Health Department and Board of Health is to promote and improve the quality of life and health of all the people in Trempealeau County through community assessment and surveillance, disaster planning and disease prevention and health promotion, in the areas of nursing, environmental health, and nutrition, and

WHEREAS the Board of Health feels it is the responsibility of the government to consider and study the long-term effects of all of Trempealeau County's residents exposure to higher levels of diesel fumes, fugitive silica dust, and the impact on water quality.

NOW THEREFORE BE IT RESOLVED that there be, for no less than six (6) months and no more than one (1) year, a moratorium that would apply to all applications for conditional use permits not complete and filed with the Department of Land Management as of September 1, 2013.

BE IT FURTHER RESOLVED that a committee appointed by the Trempealeau County Board Chairperson be created with the responsibility to collect and analyze information related to industrial sand mining and its related activities on Trempealeau County's, air and water quality, natural and human communities, and to report back to the Trempealeau County Board of Health its findings and recommendations, as well as recommend to the Environment and Land Use Committee and the County Board possible changes to the county's ordinances, staffing, and approach to industrial sand mining in Trempealeau County.

BE IT FURTHER RESOLVED that the committee be made up of no less than 11 members; that of these members, at least four will be from the Board of Health, as well as three citizen medical health professionals from within Trempealeau County, the Trempealeau County Public Health Director, that it meets no less than 6 times; and that its budget be determined by the Board of Health, including any possible studies if any be determined necessary by the committee or Board of Health, with approval by the County Board.

Dated at Whitehall, Wisconsin this 19th day of August, 2013

Respectfully submitted,
/s/ George Brandt
/s/ David Larson
/s/ Sally Miller
/s/ John Aasen
/s/ Pamela Nelson
/s/ Dr. William Baxa
BOARD OF HEALTH COMMITTEE

It was moved by George Brandt and seconded by John Aasen to adopt the resolution. Rian Radtke, Corporation Counsel explained that the only areas subjected to this resolution would be where the county has authority, so no limits would be placed on cities or villages. Tom Bice made a motion to go into closed session per WI stats 19.85 (1) (g) to confer with legal counsel and Jay Low seconded it. Dick Miller contested that unless issues of secrecy are at stake, the public should be able to hear the discussion. Discussion held. Attorney Ron Stadler from the Gonzalez, Saggio and Harlan Law Firm was assigned by our liability company to represent Trempealeau County. He said there have been dozens of cases of litigation in surrounding counties regarding sand mine issues and he recommended the board go into closed session, not to address the merits of the moratorium, or about the health issues, or whether this is good or bad, it's about the legal framework for how a county can impose a moratorium and considerations to be aware of before you vote to preserve the attorney/client privilege. Rian added that any vote would be done in open session. John Aasen said the citizens are taxpayers and if we go into closed session, we can't even tell them why. Roll call vote taken to go into closed session; motion failed with 7 yes votes and 7 no votes. The no votes

were: Douglas Winters, Sally Miller, George Brandt, John Aasen, Olin Fimreite, Michael Nelson and Ernest Vold. George Brandt said this county has three years of mining industrial sand experience and right now the staff in the Department of Land Management is overworked and this moratorium would give them and the Environment and Land Use Committee a break while data is gathered. Tom Bice said if he were to go along with this, he would ask for a different cut off date to allow landowners and people who have spent time and money on this and citizens who have faithfully been trying to get applications in a longer window of time so we don't close them out. Tom also said he feels we have one of best ordinances in the entire state and in addition we put up to 40 extra conditions on the permits so we have a very good process and a very good track record. He referenced a mining company not far from Whitehall that has been mining sand for over 40 years. He has asked at public hearings for someone to show him who has lung illnesses because of this and no one has ever produced a name. Tom said he has researched health concerns extensively and from the information he has seen it clearly doesn't indicate a risk. He also said this fact finding mission going against the EPA and other organizations is almost ridiculous and hopes the Trempealeau County taxpayers don't have to pay to fund one more study by a bunch of amateurs that will not produce anything. Tom said he will accept an apology from supervisor Sally Miller for her saying that we have been "wildly permitting mines in Trempealeau County." Dick Miller said that we need to have a cutoff date at some point but we need to make a list of things that really need to be looked at specifically like particulate drift, polyacrylamide, water pollution and radon release. He invited the rest of the board to add to the list. Rob Reichwein asked Kevin Lien to explain how the school districts are being affected by all this. Kevin said an article was published in the Blair Press which brought this all to the surface. He said because of the sand mine in the Town of Preston in the Blair-Taylor School District, the equalized assessed value rose so much that funding was greatly reduced. He and the Real Property Lister also looked into the Town of Springfield in Jackson County, but also in the Blair-Taylor School District and found that they also lost funding because of their equalized assessed value going up also. Kevin looked into the Arcadia School District but didn't see much of a change. He feels this is due to the fact that Arcadia mines are just washing the sand and have no rail load out yet, but he expects the property value assessment to go up once the load out starts. Sally Miller responded to Tom Bice that she would not be apologizing to him as she quoted Bice from various Environment & Land Use Committee minutes in regarding mining and the sand mine companies: "people come into our County to invest money and we need to be flexible on the rules" and "we need to be friendly, we can't nitpick on the rules." Sally Miller then asked Sheryl Rhoda to come forward. Sheryl, the Health Department Director, said it is the role of the Health Department to look at the health and safety of all the people within Trempealeau County. She said they have the authority, according to State Statute 250.04, to conduct investigations, studies, experiments and research pertaining to any public health problems which are a cause of morbidity or mortality and methods of preventions of those health problems. She also pointed out State Statute 251.08 which talks about the jurisdiction of the local health department over the cities, villages and townships unless one of those has their own local health department. She was not aware of any having their own. Olin Fimreite said we need some comprehensive planning with sand mines. He asked how close to cities, towns, villages, child care places, schools and hospitals should they be? He asked if anyone has considered a wheel tax for all the possible truck transportation of the sand. Olin said he has been designing motor coach tours for 17 years which has brought over 13,400 people into the county. He said we have 15 scenic drives and about 480 miles of bike routes in the county which all bring in a lot of tourism money. He feels we need to protect certain areas of the county from mining. People from other parts of the country and around the world come here and are so impressed with the views that we take for granted every day. Olin also asked about reclamation and wondered how much time do companies get to cover up the sites and reseed. Dick Miller said some of the issues being brought up could fall into the Dept. of Land Management instead of the Health Department but feels they are

important to look into as well. Rian Radtke said the moratorium would be more defensible if there are specific goals and objectives listed to help guide the committee. Rian also addressed the time frame language and recommended specifying the length and what could shorten it. Keeping the moratorium as short as possible would make it easier to defend later if needed. Also companies may challenge the moratorium based on the time and money invested in the project and missing the date in the resolution. There was discussion on the September 1st date being a Sunday. Kevin Lien told the board that they have received four plans in the last two weeks of which one switched and is going another route, two are pending and could be complete by next week and one was approved. As far as others hitting the September 1st target date, Kevin said he receives calls every day and he would say there are a potential rumored figure of 20 -30 more coming in. Rian suggested making the cutoff deadline very clear and does this apply to current sites who want to expand their footprints or just new applications. Rian then presented language as an example from an Eau Claire moratorium which included language about prohibiting expansion of any existing non-metallic mining operation beyond its physical dimensions on file in the reclamation plan and prohibits the creation of any new non-metallic mining during pendency of the moratorium within the unincorporated areas of the county. Discussion held on language. Stadler said we need the end point more definitive and suggested that the language be worded with “up to 12 months” and then charge the committee to come back with a report within that 12 months on the public health and safety and act on it and if not, the moratorium is done. Tom Bice made a motion to amend the cutoff date to November 1st. Chair Vold called for a second three times. The motion failed for lack of a second. Rian then questioned language in the resolution about natural and human communities. George Brandt clarified that they were looking at people who have moved in or out within the last three years and the amount of land bought, contracted or leased by mining companies. He felt we didn’t need definitions but we can be more specific. George Brandt made a motion to amend the language and eliminate “for no less than six (6) months and no more than one (1) year” to “up to 12 months” and change the cutoff date from September 1st to August 30, at 4:30 p.m. and to include the language from the Eau Claire Moratorium on the footprint expansion. Dick Miller seconded it. Rian then asked what the triggering mechanism will be to go less than 12 months. Discussion was held. George Brandt revised his motion to amend to include “up to 12 months or until the committee completes its final report whichever is earlier” and the change the cutoff date to August 30 at 4:30 p.m. and to include the language from the Eau Claire moratorium. Dick Miller seconded it. Discussion held. Chair Vold called for a voice vote. Motion carried unanimously by a vote of acclamation to approve the amendment. Rian then brought up the section under “Be It Further Resolved” and the language of collect, analyze and report back. He said it needs to be more specific. Stadler said the committee is charged with making recommendations that adversely affect the public health and safety. George Brandt made a motion to amend the Be It Further Resolved paragraph to include water quality (ground and surface), air quality, light pollution, sound pollution, and ability to maintain stable communities, radon release, radioactivity and ambient air. David Larson seconded it. Jay Low asked about some of these recommendations as they are not just associated with sand mining. Stadler said the resolution drafted ties the two together so they are linked. The revision was read by Rian. Motion carried unanimously by a vote of acclamation to approve to the amendment. Tom Bice said the taxpayers have paid for Attorney Stadler to be here and should listen to him and take his advice. George Brandt discussed the contingency fund covering the wages of the new committee. Rian said the purpose of the contingency fund is to be put into the budget and to be used for unforeseen expenses and it needs to be approved by Executive/Finance Committee. There are also dollar limits and it is not just available to use however. Clerk Syverson said it is designated as fund balances and a budget amendment would need to be made. Rian said this is difficult because we don’t know a dollar figure yet. Rian stressed that we need to achieve a certain objective with this resolution but also have approval of money so that it’s not something you approve by majority but then it fails by a 2/3 vote for the money issue. He also suggested earmarking some

money for this committee in the 2014 budget. Much discussion held on funding. Dick Miller made a motion to amend the resolution and have the per diem and mileage come from the County Board fund. George Brandt seconded it. Roll call taken; motion failed with 7 yes votes and 7 no votes. The no votes were Douglas Winters, Jay Low, Tom Bice, Robert Reichwein, Michelle Haines, Michael Nelson and Curtis Skoyen. Rian then brought to the attention of the board if they wanted to define the three undesignated members as worded in the last “Be It Further Resolved” paragraph of the resolution. George Brandt feels the Chair has done a good job appointing people in the past. George Brandt made a motion to add language to state “and 3 citizen members” and Olin Fimreite seconded it. Sally Miller said we need people who understand health issues and the data presented to them. We need somebody objective and not paid by either faction. Motion carried unanimously by vote of acclamation to approve the amendment. Corporation Counsel Rian Radtke wanted to clarify that this resolution would not impact any mining going on in any cities or villages with the county. Although the scope of authority of the Health Department goes into cities and villages, this does not give the County authority to stop non-metallic mining or zoning activity in cities and villages. Attorney Stadler agreed with Rian’s analysis and said that it adds to another level of risk of possible challenges if the County tries to extend their authority into cities and villages. Dick Miller asked Kevin Lien how his department would handle it if health issues come forward. Kevin said they can’t insure people are in a safe environment and they can’t say they are not in a safe environment. If they were given information that some activity related to industrial sand mining has adverse health impacts, they would have the ability to order a “cease and desist” stop work order but right now there is no proof either way. Tom Bice said he can’t support this because we haven’t taken the advice of the hired lawyer provided. Rian reread the resolution as amended several times. Roll vote taken; motion carried 12 yes votes, 0 no votes and 2 supervisors abstained; resolution adopted as amended. The abstained votes were Jay Low and Tom Bice. Jay Low said he abstained because he wouldn’t tell a property owner that they can’t do legal, peaceful activities on their own property.

The amended moratorium resolution now reads:

***MORATORIUM ON PERMITTING OF INDUSTRIAL SAND ACTIVITIES IN
TREMPEALEAU COUNTY***

WHEREAS since 2010 a new kind of land use has begun in the county with the advent of Industrial sand mining, and

WHEREAS during the public hearing process many citizens expressed concern over the effects to air quality, water quality, quality of life, and to the ability of the county to maintain stable communities as more industrial sand mines and their processing and transportation systems are put in place, and

WHEREAS the mission of the Trempealeau County Health Department and Board of Health is to promote and improve the quality of life and health of all people in Trempealeau County through community assessment and surveillance, disaster planning and disease prevention and health promotion, in the areas of nursing, environmental health, and nutrition, and

WHEREAS the Board of Health feels it is its responsibility to consider and study the long-term effects of all of Trempealeau County’s resident’s exposure to higher levels of diesel fumes, fugitive silica dust, and the impact on water quality.

NOW THEREFORE BE IT RESOLVED that there be a moratorium for up to twelve (12) months, or until the appointed committee completes its final report, whichever is earlier, that prohibits the

expansion of any non-metallic mining operation beyond its physical dimensions as identified in the reclamation plan on file as of the date of adoption of this resolution and further prohibits the creation of any new non-metallic mining operation during the pendency of the moratorium. The moratorium applies to all such applications for conditional use permits for non-metallic mining operations that are not filed with the Department of Land Management and deemed complete by the zoning administrator as of August 30, 2013 at 4:30 p.m.

BE IT FURTHER RESOLVED that a committee appointed by the Trempealeau County Board Chairperson be created with the responsibility to collect and analyze information and make a recommendation on whether aspects of sand mining adversely affect the public health and safety due to the effects on: water quality (including ground and surface water), light pollution, sound pollution, ambient air quality, radon release, radioactivity, and the ability to maintain stable communities; and to report back to the Trempealeau County Board of Health its findings and recommendations, as well as recommend to the Environment and Land Use Committee and the County Board possible changes to the county's ordinances, staffing, and approach to industrial sand mining in Trempealeau County.

BE IT FURTHER RESOLVED that the committee be made up of no less than eleven (11) members; that of these members, at least four (4) will be from the Board of Health, as well as three (3) citizen medical health professionals from within Trempealeau County, the Trempealeau County Public Health Director, and three (3) citizen members; that it meets no less than 6 times; and that its budget be determined by the Board of Health, including any possible studies if any be determined necessary by the committee or Board of Health, with approval by the County Board.

Dated at Whitehall, Wisconsin this 19th day of August, 2013

At 9:15 Chair Vold declared a five minute recess. At 9:30 the supervisors reconvened. Roll was called. A quorum was met with 14 supervisors in attendance. Arild Engelién, David Suchla and Hensel Vold were absent.

**2013-08-02
RESOLUTION**

ARCHIVING AND VIEWING MEETINGS ON COUNTY WEBSITE

WHEREAS there have been requests to view archived Trempealeau County Board and Committee meetings via the Trempealeau County website, and

WHEREAS the County TV Studio has equipment to archive video recordings of County Board and Committee meetings, and the County IT Department has the capability to make such archived recordings available for viewing on the County website, and

WHEREAS in the spirit of open and transparent government, the Trempealeau County Board of Supervisors desires to allow streaming (viewing) of recorded meetings on the County website.

NOW THEREFORE BE IT RESOLVED that all Committee meetings, whenever possible, be recorded in the County Board Room and that the TV Studio shall archive all County Board meetings, and any Committee meetings that are recorded, and the IT Department shall make such meetings available for viewing on the Trempealeau County website.

Dated at Whitehall, Wisconsin, this 19th day of August, 2013

Respectfully submitted,

/s/ Michael Nelson

/s/ Ernest Vold

/s/ Tom Bice

/s/ David Suchla

/s/ John Aasen

EXECUTIVE/FINANCE COMMITTEE

/s/ Michael Nelson

/s/ Sally Miller

/s/ Olin Fimreite

/s/ Jay Low

EXTENSION EDUCATION &

COMMUNICATION COMMITTEE

It was moved by Olin Fimreite and seconded by George Brandt to adopt the resolution. The “whenever possible” language in the fourth paragraph is not very clear and contradictory to current Extension/Education & Communication Committee language already made into policy for the TV Studio. When questioned about some language changes, Rian Radtke said some of the language had changed in the Executive/Finance Committee so it might want to go back to the Extension/Education and Communication Committee. When asked about cost, Cindy Currier, IS Director, said County Board and Environment & Land Use Committee meetings are already being recorded and her department has been working on this project off and on for two years, so it shouldn’t be much more work for either department. They have a program in place to stream it. Rob Reichwein is concerned that some supervisors don’t talk at County Board meetings whether it be from the cameras that are present or the number of people present and thinks that having cameras in the committee meetings will limit discussion as people might not feel like talking freely. Discussion held. Dick Miller made a motion to amend the resolution to strike the new language and reinsert the original language and Robert Reichwein seconded it. Then Rob Reichwein made a motion to send it back to the Extension/Education & Communication Committee to approve the changes from the Executive/Finance Committee and David Larson seconded it. Motion carried unanimously.

**2013-08-03
RESOLUTION**

AMEND 2013 BUDGETS WITH 2012 NON-LAPSING FUNDS

WHEREAS there were Non-Lapsing funds December 31, 2012 in various County accounts in the amount of \$1,981,930.68, and

WHEREAS it is in the best interests of Trempealeau County and for accounting purposes to show these Non-Lapsing funds in the 2013 budgets so that they can be used in the calculations for the 2014 budgets,

NOW THEREFORE BE IT RESOLVED that the following County accounts 2013 budget be amended to reflect the 2012 Non-Lapsing Funds:

101	51211.206	Clerk of Court UT\$50K (206)	3,075.50
	51211.212	Clerk of Court UT\$50K (212)	17,262.35
	51211.213	Clerk of Court UT\$50K (213)	19,417.01
	51211.262	Clerk of Court UT\$50K (262)	964.57

51214	Drug Court	20,477.48
51452	IS/Land Records Grant	202,010.88
51601	Property Contingency	45,046.43
51602	Jail Repairs	31,038.00
51660	Unemployment Comp.	18,554.15
51670	Workers' Compensation	663,203.93
51680	Unbudgeted Retirements	20,722.97
51711	Register of Deeds-Redaction	35,454.00
51741	Land Records-Public Access	47,806.63
51742	Land Records-Retained Fees	164,790.71
52102	DARE/CANINE Drug Prevention Program	29,014.74
52106.810	Vehicles Co.Bd.Act.10/08 UT \$60K	37,165.95
52104.999	Law Enforcement Grants	36,206.25
52108.999	SCAAP (\$44,564 +Rev-Exp)	52,962.00
55120	Museum	5,486.54
55200	Parks	6,144.68
55615	TV. Vol. Gifts	48,611.19
55623.999	UW-Ext - PAT Funds	14,405.59
56109	Land Management Committee	52,080.46
56110	Land Management - UT\$50K & 5/20/13	150,000.00
56110.810	DLM Remodel	12,500.00
56432.810	Div. Land Man. (Vehicles)	173,305.87
56434.999	DLM Comp.Planning (Co.Bd.03/10)	17,500.00
56710	Solid Waste	9,596.05
57900	Salary & Fringe Benefit Increases	47,126.75
	Total	1,981,930.68

BE IT FURTHER RESOLVED that the 2014 budgets reflect these Non-Lapsing Funds.

Dated at Whitehall, Wisconsin, this 19th day of August, 2013

Respectfully submitted,
/s/ Michael Nelson
/s/ Tom Bice
/s/ Ernest Vold
/s/ John Aasen
/s/ David Suchla
EXECUTIVE/FINANCE COMMITTEE

It was moved by John Aasen and seconded by Olin Fimreite to adopt the resolution. Discussion was held. Clerk Syverson said at the end of 2013, these will be non-lapsing again. Rian said these non-lapsing accounts are currently not in the 2013 budget so they can't be spent until they are added into the budget. Clerk Syverson said he had been doing it the same way his predecessor had but he will start listing them like this each year. Syverson also said in most cases these numbers won't offset the levy. Roll call taken; motion carried with 14 yes votes; resolution adopted.

**2013-08-04
RESOLUTION**

**CIRCUIT COURT – NON-LAPSING/VIDEO CONFERENCING EQUIPMENT
BUDGET AMENDMENT**

WHEREAS Trempealeau County Circuit Court expenses for Jury Trials, GAL fees, WATTS GAL and Court Appointed Attorney are unknown at budgeting time, and

WHEREAS legislative changes and certain budget bill items may impact these Circuit Court expenses, and

WHEREAS the Circuit Court anticipates revenues in their budget each year, and

WHEREAS at times the Circuit Court receives more revenues than they budget, and

WHEREAS a good financial practice would be to utilize the surplus revenues to supplement the subsequent years unknown court expenses

WHEREAS any revenues as of December 31, 2001 generated by Circuit Court in excess of budgeted amounts have been placed in a non-lapsing account to a maximum of \$50,000.00

WHEREAS these funds generated be used for unforeseen court expenses for Jury Trials (206), GAL fees (212), WATTS GAL (262) and Court Appointed Attorney (213).

WHEREAS Circuit Court has \$15,563.56 available in its non-lapsing account to be transferred to Circuit Court Capital Outlay-Equipment account for the purchase of video equipment to enhance the efficiency of the Trempealeau County Circuit Court.

WHEREAS to levy for an unknown expense, could put an unfair burden on the taxpayer of Trempealeau County, and

NOW THEREFORE BE IT RESOLVED that \$7,781.78 from the Circuit Court Legal Fees account 101.51211.212 and \$7,781.78 from the Court Appointed Attorney Criminal account 101.51211.213 totaling \$15,563.56 be transferred to the Circuit Court Capital Outlay-Equipment account 101.51211.810 for purchase of video conferencing equipment.

Dated at Whitehall, Wisconsin this 19th day of August, 2013

Respectfully submitted,
/s/ Michael Nelson
/s/ Ernest Vold
/s/ John Aasen
/s/ Tom Bice
/s/ David Suchla
EXECUTIVE/FINANCE COMMITTEE

It was moved by Michael Nelson and seconded by Olin Fimreite to adopt the resolution. Michelle Weisenberger said this equipment is necessary to improve efficiencies in the court system. Cindy Currier has done a great job finding a system compatible with the jail. She also said the current equipment is over 10 years old. Roll call taken; motion carried with 14 yes votes; resolution adopted.

**2013-08-05
RESOLUTION**

SNOWMOBILE GROOMER PURCHASE AND FINANCE

WHEREAS it has been determined that there is a need for another snow groomer to maintain the 222 miles of snowmobile trails in Trempealeau County, and

WHEREAS there has been funding available for the purchase of other grooming machines through the receipt of annual snowmobile trail maintenance funds through the State of Wisconsin Department of natural Resources, and

WHEREAS the amount of past payments and future estimated payments indicate that sufficient funds should be received to pay the full cost of a new snow groomer, and

WHEREAS there remains a balance on the present loan, which is to be paid off by December 31, 2013.

NOW THEREFORE BE IT RESOLVED that the Associated Snowmobile Clubs of Trempealeau County, with the cooperation of the Trempealeau County Parks Committee be authorized to purchase a track-type tractor and drag for snow grooming in the amount of \$145,000.

BE IT FURTHER RESOLVED that the funds for the purchase are advanced through the County General Receivable Account 101.13810 Due on Snow Groomer.

BE IT FURTHER RESOLVED that the Associated Snowmobile Clubs of Trempealeau County pay over to the County a maximum of 10 annual installments until the loan is repaid.

Dated at Whitehall, Wisconsin this 19th day of August, 2013

Respectfully submitted,

/s/ Michael Nelson

/s/ Tom Bice

/s/ Ernest Vold

/s/ John Aasen

/s/ David Suchla

EXECUTIVE/FINANCE COMMITTEE

/s/ Olin Fimreite

/s/ Paul L. Syverson

PARKS COMMITTEE

It was moved by Curtis Skoyen and seconded by Olin Fimreite to adopt the resolution. Rob Reichwein said a department was asked to pay interest a few months ago so can we charge the association interest? He also wondered if this was a conflict of interest as the vendor listed,

Universal Truck & Equipment, who is the lowest bidder is also the grooming coordinator. Why would he bid on a project that would benefit his own business? So for that reason, he will not support this resolution. Dick Miller asked why we are undertaking this because the money would come from the general fund and if for some reason we are short, we would have to borrow the money with interest. Clerk Syverson said the money has to go through a county entity. Robert Reichwein said \$145,000 is a lot of money for the amount of time that the trails are open. Olin Fimreite said the association is committed to paying off the loan in 10 installments and they have done a good job before repaying their debt. Tom Bice asked if we hold the equipment as collateral on this loan. Rian Radtke said the conflict of interest should be looked into before proceeding and maybe some sort of promissory note as well. Clerk Syverson said three bids were given and this is the lowest one. The association also offered the tractors for summer mowing at the county park. Sally Miller asked if they were offered for free or for rent. Clerk Syverson said for rent. Rob Reichwein thought that was a bit of overkill to mow with that tractor. Sally Miller also felt there was a conflict of interest. Clerk Syverson said they would have to take the tracks off for mowing. Rob Reichwein said that would mean more cost. Clerk Syverson thought it was a good idea to send back to committee so the other bids could be looked at further. Rob Reichwein wondered if the bids were for the same drag and only three different tractors. Dick Miller and Clerk Syverson went through the process of how the money is handed from the state to the county to the association and back to the county to pay the loan. David Larson asked who determined that there was a need for a new groomer. Clerk Syverson said the associated snowmobile clubs made the determination. Dick Miller asked if anyone from the Highway Department or Parks Committee looked at it to make that assessment. Clerk Syverson said he didn't think so. John Aasen asked if the bids were opened at the Parks Committee. Clerk Syverson said they were not but the Parks Committee wanted to see them so they were brought to the next meeting. The clerk also said it was a 5 – 2 vote to send it on to County Board. David Larson asked again who determined that a new one was needed. The clerk said the association has already sold the groomer in question to another county. Tom Bice felt they are getting a good price on the equipment and collateral would be good. Rob made a motion to send it back to Parks Committee and then to Executive/Finance Committee and Sally Miller seconded it. Motion carried unanimously by vote of acclamation to approve sending it back.

**2013-08-06
RESOLUTION**

2013 DISPATCHER/RECEPTIONIST UNION CONTRACT

WHEREAS a tentative labor agreement has been reached between Wisconsin Professional Police Association (WPPA) representing Dispatchers/Receptionists in the Trempealeau County Sheriff's Department and the Trempealeau County Personnel/Bargaining Committee for the period of January 1, 2013 to December 31, 2013, and

WHEREAS said tentative agreement has been endorsed by the members of the employee bargaining unit and by the Personnel/Bargaining Committee of Trempealeau County; and

WHEREAS the following issues summarize the content of the labor agreement:

1. Recognition clause defining those covered under this agreement
2. Duration - A one (1) year agreement that will be in effect from January 1, 2013 through December 31, 2013.

3. Base Wages – An increase of \$0.50 to the current rate of pay to all employees represented by this union effective January 1, 2013.

NOW THEREFORE BE IT RESOLVED by the Trempealeau County Board that said labor agreement between Trempealeau County and WPPA representing Dispatchers/Receptionist employees is hereby ratified. The original being on file in the County Human Resources Department

BE IT FURTHER RESOLVED that the County Clerk is directed to appropriate monies from the Unassigned General Fund to the affected department budget, Account #101.52700, to fund the increase in base wages, which would include applicable fringe benefits, in the amount of \$10,739.62.

2013 WPPA Dispatcher increases

Account	0.111 Wages & Salaries	0.151 SS	0.152 WRS	0.153 Med	
52150	\$ 8,352.00	\$ 517.82	\$ 555.40	\$ 121.10	\$ 9,546.33
52100	\$ 1,044.00	\$ 64.73	\$ 69.43	\$ 15.14	\$ 1,193.29

Dated at Whitehall, Wisconsin this 19th day of August, 2013

Respectfully submitted,
 /s/ Dick Miller
 /s/ Douglas Winters
 /s/ Tom Bice
 /s/ Ernest Vold
 /s/ Robert Reichwein
 PERSONNEL/BARGAINING COMMITTEE

It was moved by Tom Bice and seconded by Douglas Winters to adopt the resolution. Roll call taken; motion carried with 14 yes votes; resolution adopted.

**2013-08-07
RESOLUTION**

REPORT – CLAIMS OF MEMBERS

Your Audit Committee hereby respectfully reports that they have audited the following claims and recommend that they be allowed as follows:

NAME	PER DIEM	EXPENSES	TOTAL
John Aasen	\$175.00	\$24.86	\$199.86
Tom Bice	\$140.00	\$91.53	\$231.53

George Brandt	\$70.00	\$19.21	\$89.21
Arild Engelién	\$140.00	\$108.48	\$248.48
Olin Fimreite	\$105.00	\$13.00	\$118.00
Michelle Haines	\$35.00	\$14.13	\$49.13
David Larson	\$140.00	\$75.71	\$215.71
Jay Low	\$70.00	\$28.25	\$98.25
Dick Miller	\$70.00	\$27.12	\$97.12
Sally Miller	\$140.00	\$58.76	\$198.76
Michael Nelson	\$210.00	\$33.35	\$243.35
Robert Reichwein (3 mo)	\$245.00	\$126.56	\$371.56
Curtis Skoyen	\$140.00	\$76.86	\$216.86
David Suchla	\$105.00	\$27.12	\$132.12
Ernest Vold	\$140.00	\$85.88	\$225.88
Hensel Vold	\$175.00	\$99.44	\$274.44
Douglas Winters	<u>\$105.00</u>	<u>\$66.67</u>	<u>\$171.67</u>
TOTALS	\$2,205.00	\$976.93	\$3,181.93
YTD Totals	\$18,725.00	\$9,120.70	\$27,845.70

Dated at Whitehall, Wisconsin, this 19th day of August, 2013

Respectfully submitted,
/s/ Ernest Vold
/s/ Douglas Winters
/s/ Dick Miller
AUDIT COMMITTEE

It was moved by John Aasen and seconded by David Larson to adopt the resolution. Roll call taken; motion carried with 14 yes votes; resolution adopted.

ANNOUNCEMENT/APPOINTMENTS/ELECTIONS: APPOINTMENTS TO TRANSPORTATION COORDINATING COMMITTEE: Clerk Syverson read a letter from Kathy Gauger, ADRC/Senior Services Supervisor requesting the appointments of Cindy Halvorson of

Western Dairyland and Vince Morrissey, Osseo to the Trempealeau County Transportation Coordinating Committee with Cindy succeeding herself and Vince replacing Bill Suttie, Ettrick. Olin Fimreite made a motion to approve the appointments and Michael Nelson seconded it. Motion carried to approve the appointments.

COMMITTEE REPORTS: EXECUTIVE & FINANCE COMMITTEE BUDGET UPDATE REPORT: Chair Vold said they are on your desks and if there are any questions, contact the clerk.

CORRESPONDENCE: There was none for August.

CLOSING: It was moved by Dick Miller and seconded by Tom Bice to instruct the Clerk to pay mileage and per diem; roll call vote; motion carried with 14 yes votes.

ADJOURNMENT: John Aasen made a motion to adjourn and Tom Bice seconded it. Motion carried unanimously by vote of acclamation to approve. Chair Vold declared the meeting adjourned until September 16, 2013 at 7 p.m. The meeting adjourned at 10:37 pm.

Recording Secretary,
Mary Martin

Dist #	SUPERVISOR	PER DIEM	# Of MILES	MILEAGE
1	ARILD ENGELIEN	\$0.00	0	\$0.00
2	DOUGLAS WINTERS	\$70.00	60	\$33.90
3	SALLY MILLER	\$70.00	52	\$29.38
4	JAY LOW	\$70.00	50	\$28.25
5	TOM BICE	\$70.00	54	\$30.51
6	GEORGE BRANDT	\$70.00	34	\$19.21
7	ROBERT REICHWEIN	\$70.00	32	\$18.08
8	DICK MILLER	\$70.00	24	\$13.56
9	MICHELLE HAINES	\$70.00	25	\$14.13
10	JOHN AASEN	\$70.00	10	\$5.65
11	DAVID SUCHLA	\$70.00	14	\$7.91
12	DAVID LARSON	\$70.00	46	\$25.99
13	OLIN FIMREITE	\$70.00	2	\$1.13
14	MICHAEL NELSON	\$70.00	22	\$12.43
15	HENSEL VOLD	\$0.00	0	\$0.00
16	CURTIS SKOYEN	\$70.00	33	\$18.65
17	ERNEST VOLD	\$70.00	38	\$21.47
	TOTALS	\$1050.00	496	\$280.25