

**REGULAR SESSION**  
**September 18, 2017**

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 September 18, 2017 at 7:00 P.M. with Chair Richard Miller 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 September 18, 2017 in the County Board Room. All County Board Member's claims are due in the County Clerk's office by Noon on September 6, 2017 so they can be prepared for Audit Committee approval.

Sincerely,  
/s/ Paul L. Syverson  
County Clerk

Clerk Syverson read the call.

Roll was called. A quorum was met with 17 supervisors in attendance. John Aasen arrived at 7:12pm.

Chair Miller 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 Jeanne Nutter and seconded by Michael Nelson to adopt the 11 item agenda. Motion carried unanimously by vote of acclamation to approve.

APPROVAL OF AUGUST REGULAR SESSION MINUTES: It was moved by Richard Frey and seconded by Beth Killian to approve the minutes. Motion carried unanimously by a vote of acclamation to approve.

APPEARANCES:

A. UPDATE- DISTRICT ATTORNEY QUARTERLY UPDATE-TAAVI MCMAHON: The Trempealeau County District Attorney as well as other regional offices are assisting the Jackson County District Attorney's office after the passing of Gerald Fox. Everyone is invited to attend recovery court graduation on Wednesday September 20<sup>th</sup> around 10:30am.

B. FACILITIES PLANNING STUDY DISCUSSION: Curt Johnson from the Health Care Center said that a month or so ago the Health Care Center Board approved two studies. The first study is being done by Wipfli. They will go to all 72 counties and conduct a survey basically looking at the potential use and need for an after-care program. The after-care program would be a combination mental health/AODA program. The second study is being done by Wendel (used to be ADG) about the use of the old building under a different license code. They are looking to convert 20-30 beds for the after-care program. There is a possibility to move the offices located in the Annex building in Independence to the old Health Care Center building. The idea is to have some sort of plan before the end of the year. Tim Zeglin asked Curt Johnson to go into a little more detail about the annex building. Curt stated that it is a one story building that is home to offices, a gym, a double kitchen, a cafeteria, large rooms used for a number of purposes, the AODA program, counseling, and the IT staff. Curt and his financial staff are also located at the annex building. Olin Fimreite asked how many patients are in the Health Care Center and from what counties. Curt replied that there are 146 beds in the Health Care Center and that they are typically full. There are 40-50 counties with patients currently in the facility and there are 67-68 counties in the state that have contracts with the Trempealeau County Health Care Center. Jeanne Nutter supports the idea for this discussion to be at a separate meeting just for facilities planning. Richard Frey stated that he called Green Lake County to ask about the new building they have. Their building was built in two stages. First stage occurred in 2010 and the second one in 2011. The cost of the building was \$34.2 million without one dime of tax payer money. Green Lake County petitioned the state to allow them to raise the sales tax by .5% with a sunset clause that after the building is paid for the .5% goes away. Tim Zeglin was dismayed when the original set of plans were conjoined with the plans for the jail. The jail issues are more pressing than the issue of needing more office space in the courthouse. Sally Miller stated that this needs to get figured out. Olin Fimreite said that it would be cheaper to take prisoners out of the county than it would be to keep them in the Trempealeau County jail. Jon Schultz feels that something should have happened already and that a decision should have been made. Jon Schultz motioned to create a special meeting for the Facilities Planning discussion. Richard Frey seconded that motion. Richard Frey said that the Sheriff would dispute Olin's statement about it being cheaper to take prisoners out of the county. By taking prisoners to other counties, officers are being taken off of the roads here in Trempealeau County when transporting the inmates from jail to jail for hearings, trials, treatments, etc. Voice vote was taken; motion for a special Facilities Planning meeting carried with 17 ayes.

RESOLUTIONS: FIRST READING:

A. RESOLUTION 2017-09-01 ORDINANCE FOR THE REZONE OF LAND IN TOWN OF HALE:

WHEREAS, Thomas A. and Rhonda J. Segerstrom/Landowners and Attorney Mark A. Radcliffe/Petitioner has requested the rezone of a parcel of land in the Town of Hale for the purpose of a cabin/garage currently on the parcel and to transfer title of the 2.7 acres to David Stetzer, and

WHEREAS, the rezone is on approximately 2.7 acres more or less, and

WHEREAS, a public hearing was held pursuant to Section 59.69(5) of Wisconsin Statutes, and

WHEREAS, The Town of Hale supports the rezone request, and

WHEREAS, the Environment and Land Use Committee moved to rezone this parcel from Exclusive Agriculture (EA) to Rural Residential (RR) and it appears that the zoning change request is appropriate under the circumstances,

NOW, BE IT RESOLVED that the County adopt the attached Ordinance amending the zoning district boundaries as indicated.

Introduced by: Environment and Land Use Committee

George Brandt

Kathy Zeglin

\_\_\_\_\_/S/\_\_\_\_\_  
\_\_\_\_\_

Beth Killian

Jeff Bawek

\_\_\_\_\_/S/\_\_\_\_\_  
\_\_\_\_\_

Aaron Kidd

Michael E. Nelson

\_\_\_\_\_/S/\_\_\_\_\_  
\_\_\_\_\_

Jon W. Schultz

Curtis J. Skoyen

\_\_\_\_\_/S/\_\_\_\_\_  
\_\_\_\_\_

Committee Approval Date: September 6, 2017

Committee Vote: 7 - 0

Resolution Drafted by: Kirstie Heidenreich

Reviewed by Corporation Counsel: No

Fiscal Impact: (Fiscal Statement – as set forth in Project Initiation form) NONE

**ORDINANCE**

**REZONE OF A PARCEL IN THE TOWN OF HALE**

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

The zoning districts for Trempealeau County and zoning map shall be amended to show that the following described real estate is rezoned from Exclusive Agriculture (EA) to Rural Residential (RR).

A parcel of land in Part of the Northeast quarter of the Northwest quarter of Section 6, Township 23N, Range 8W, Town of Hale, Trempealeau County, Wisconsin.

Further described in attached map.

Containing approximately 2.7 acres.

It was moved by George Brandt and seconded by Michael Nelson to adopt the resolution. Kevin Lien discussed the September 6<sup>th</sup> public hearing for the rezone request from Exclusive Agriculture to Rural Residential where there was support from the township and no objections from the neighbors. Roll call vote was taken; motion carried with 17 yes votes; resolution adopted.

B. RESOLUTION 2017-09-02 ORDINANCE FOR THE REZONE OF LAND IN TOWN OF TREMPEALEAU:

WHEREAS, Stevens Revocable Living Trust and Earl & Ruth Stevens Family Trust/Landowner and Jeff Kiedrowski/Petitioner has requested the rezone of a parcel of land in the Town of Trempealeau for the purpose of creating four parcels of land, and

WHEREAS, the rezone is on approximately 34 acres more or less, and

WHEREAS, a public hearing was held pursuant to Section 59.69(5) of Wisconsin Statutes, and

WHEREAS, The Town of Trempealeau supports the rezone request, and

WHEREAS, the Environment and Land Use Committee moved to rezone this parcel from Exclusive Agriculture-2 (EA-2) to Residential-8 (R-8) and it appears that the zoning change request is appropriate under the circumstances,

NOW, BE IT RESOLVED that the County adopt the attached Ordinance amending the zoning district boundaries as indicated.

Introduced by: Environment and Land Use Committee

George Brandt	Kathy Zeglin
_____	_____ /S/ _____
Beth Killian	Jeff Bawek
_____ /S/ _____	_____ /S/ _____
Aaron Kidd	Michael E. Nelson
_____ /S/ _____	_____ /S/ _____
Jon W. Schultz	Curtis J. Skoyen
_____ /S/ _____	_____ /S/ _____

Committee Approval Date: September 6, 2017

Committee Vote: 7 - 0

Resolution Drafted by: Kirstie Heidenreich

Reviewed by Corporation Counsel: No

Fiscal Impact: (Fiscal Statement – as set forth in Project Initiation form) NONE

## **ORDINANCE**

### **REZONE OF A PARCEL IN THE TOWN OF TREMPEALEAU**

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

The zoning districts for Trempealeau County and zoning map shall be amended to show that the following described real estate is rezoned from Exclusive Agriculture-2 (EA-2) to Residential-8 (R-8).

A parcel of land numbered 028-00774-0000, which is part of the Fractional North half of the Northwest quarter, Section 5, Township 18N, Range 9W, Town of Trempealeau, Trempealeau County, Wisconsin.

Further described in attached map.

Containing approximately 34 acres.

It was moved by Beth Killian and seconded by Olin Fimreite to adopt the resolution. Kevin Lien discussed the September 6<sup>th</sup> public hearing for the rezone request from Exclusive Agriculture 2 to Rural Residential 8 where there was support from the township and no objections from the neighbors. Roll call vote was taken; motion carried with 17 yes votes; resolution adopted.

#### RESOLUTIONS: SECOND READING:

#### A. RESOLUTION 2017-08-08 RESOLUTION FOR THE COUNTY BOARD TO APPROVE THE COUNTY ADMINISTRATOR POSITION:

WHEREAS, Wisconsin Stat. §59.18 provides that a County having a population of less than 500,000 may by resolution create the Office of County Administrator, and

WHEREAS, the County Board of Supervisors is assessing the advantages and disadvantages of having a County Administrator to assist with the efficient operation of Trempealeau County, and

WHEREAS, the County Board created the County Administrator Workgroup to discuss and create a sample job description and salary range for a County Administrator position and the County Administrator Workgroup presented this information to the Executive/Finance Committee for consideration, and

WHEREAS, the Executive/Finance Committee considered the information regarding the position of County Administrator at its August 7, 2017 meeting, and

WHEREAS, the Executive/Finance Committee proposed to pass the information regarding the County Administrator position on to the County Board for action, and

WHEREAS, the Executive/Finance Committee is not making a recommendation for or against the position of County Administrator but simply passing information on to the County Board for action.

NOW, BE IT RESOLVED that the Trempealeau County Board of Supervisors approves the creation of the Office of County Administrator and the attached job description and salary range.

Acted on by: Executive Finance Committee

Tim Zeglin

John Aasen

\_\_\_\_\_  
/S/

\_\_\_\_\_  
/S/

Sally Miller

Doug Winters

\_\_\_\_\_  
/S/

\_\_\_\_\_  
/S/

Dick Miller

\_\_\_\_\_  
/S/

Approval Date: \_\_\_\_\_

Committee Vote: 4 - 1

Resolution Drafted by: Rick Niemeier, Corporation Counsel

Reviewed by Corporation Counsel: Yes.

Fiscal Impact: Find available funding for the salary and benefits of the person in the position as well as funding for office furnishings/supplies.

It was moved by Tim Zeglin and seconded by Jeanne Nutter to adopt the resolution. Beth Killian wanted to know what positions would be cut, or what duties would be taken from other departments? Beth stated that there wouldn't need to be as many supervisors or committees if an administrator was hired. Would the administrator be someone new to the county so there would be no favoritism? What's wrong with the way things have been going? Would the HR department be deleted? Olin Fimreite brought up the salary of an administrator and the task of finding a person who would qualify for all of the tasks that are described in the position description. Olin discussed how different counties have gone through a couple administrators over the years. There was a motion by Olin Fimreite to amend the resolution to state that if an administrator is hired, the size of the County Board will be reduced to seven members to offset the administrator's salary. Richard Frey seconded that motion. Tim Zeglin stated the price of hiring an administrator would be less than the two sheriff positions that were created last year. The committees and districts would go out the window. George Brandt asked what would be the point of the County Board if there would be an administrator? George wanted to highlight that each board member brings something unique to the County Board. Jeanne Nutter was against the amendment because the County Board Supervisors work together to plan and create policy and you can't expect one person to take on all the responsibility of 17 board members. Richard Frey said he believed that Olin's motion had merit. In Iowa there were five board members who are full time and the chairman of the board gets more money and the supervisors get less. Mike Nelson said Chippewa County tried minimizing number of supervisors and it didn't work. Voice vote was taken on the amendment then Doug Winters asked for a roll call vote. Roll call vote was taken; motion failed with 12 no votes and 5 yes votes; amendment defeated. Doug Winters stated that he has been under three County Board chairs and they have all told him that they wanted an administrator. A few department heads would also like to have an administrator also. The chair isn't always around and sometimes decisions need to be made at a moment's notice. Michael Nelson said that he was the chair of the Administrator Work Group and if an administrator was hired he would want it to be someone from out of the county. George Brandt

stated that ADG did a survey of employees as well as citizens and asked them what was good about the county and the county government as well as what needed improving. The issue of county administrator or the change in the form of government did not come up in any of the survey results. John Aasen stated that if it isn't broke, don't fix it. Why waste money on an administrator if they are not needed. Jon Schultz did not see how hiring an administrator would directly serve the citizens of Trempealeau County. Sally Miller said that she could not justify a position to make her job as County Board Supervisor easier when that money could be used to help citizens in need. Roll call vote was taken; motion declined with 6 yes votes and 11 no votes; resolution not adopted. The no votes were Richard Frey, Sally Miller, Jon Schultz, George Brandt, Beth Killian, Michelle Haines, John Aasen, Chuck Walek, Olin Fimreite, Michael Nelson, and Curt Skoyen.

RESOLUTIONS: FIRST READING CONTINUED:

C. RESOLUTION 2017-09-03 CREATING A NONPARTISAN PROCEDURE FOR THE PREPARATION OF LEGISLATIVE AND CONGRESSIONAL REDISTRICTING PLANS:

WHEREAS, currently under the state constitution, the legislature is directed to redistrict legislative districts according to the number of inhabitants at its next session following the decennial federal census by the majority party; and at the same intervals, the legislature also reapportions congressional districts pursuant to federal law; and

WHEREAS, legislative and congressional redistricting plans enacted pursuant to this procedure are used to elect members of the legislature and members of Congress in the fall of the second year following the year of the census; and

WHEREAS, historically legislative and congressional plans in Wisconsin have been viewed by many to be subject to partisan influence; and

WHEREAS, the 2011 process to draw the maps and fight litigation contesting those maps cost taxpayers nearly \$1.9 million; and

WHEREAS, a panel of federal district court judges has ruled that the redistricting that was done in Wisconsin in 2011 was unconstitutional, and that case is now on appeal to the United States Supreme Court, and redistricting to achieve partisan gains is improper, whether it is done by Republicans or Democrats.

NOW, BE IT RESOLVED that the Trempealeau County Board of Supervisors insists upon the creation of a nonpartisan procedure for the preparation of legislative and congressional redistricting plans; and

BE IT FURTHER RESOLVED that the process chosen must promote accountability and transparency and prohibit the consideration of voting patterns, party information, and incumbents' residence information or demographic information in drawing the maps, except as necessary to ensure minority participation as required by the U. S. Constitution; and

BE IT FURTHER RESOLVED that the County Clerk is directed to send a copy of this resolution to the Governor of the State of Wisconsin, the Wisconsin Counties Association, the

Wisconsin Towns Association, the Wisconsin League of Municipalities, all members of the state legislature, and to each Wisconsin County.

Introduced by: Executive & Finance Committee

Tim Zeglin, Chair

\_\_\_\_\_/S/\_\_\_\_\_

Dick Miller

\_\_\_\_\_/S/\_\_\_\_\_

Doug Winters

\_\_\_\_\_/S/\_\_\_\_\_

John Aasen

\_\_\_\_\_/S/\_\_\_\_\_

Sally Miller

\_\_\_\_\_/S/\_\_\_\_\_

Committee Approval Date: September 6, 2017

Committee Vote: 5 - 0

Resolution Drafted by: Paul L. Syverson

Reviewed by Corporation Counsel: YES

Fiscal Impact: (Fiscal Statement – as set forth in Project Initiation form) No fiscal impact

It was moved by John Aasen and seconded by Michael Nelson to waive the second reading. Voice vote was taken; motion carried with 17 ayes. It was moved by Tim Zeglin and seconded by Jeanne Nutter to adopt the resolution. Voice vote was taken; motion carried with 17 ayes; resolution adopted.

**D. RESOLUTION 2017-09-04 MEMBERS CLAIMS:**

WHEREAS, The Audit Committee has audited the following claims and recommend that they be allowed as follows.

<b>NAME</b>	<b>PER DIEM</b>	<b>EXPENSES</b>	<b>TOTAL</b>
John Aasen	\$245.00	\$54.57	\$299.57
George Brandt	\$175.00	\$53.50	\$228.50
Olin Fimreite	\$175.00	\$16.59	\$191.59
Richard Frey	\$175.00	\$163.71	\$338.71
Michelle Haines	\$0.00	\$0.00	\$0.00
Beth Killian	\$210.00	\$79.20	\$289.20
Dick Miller	\$0.00	\$0.00	\$0.00
Sally Miller	\$0.00	\$0.00	\$0.00
Michael Nelson	\$315.00	\$138.03	\$453.03



Jeanne Nutter	\$0.00	\$0.00	\$0.00
Richard Sacia	\$140.00	\$111.28	\$251.28
Jon Schultz	\$0.00	\$0.00	\$0.00
Curtis Skoyen	\$210.00	\$133.77	\$343.77
Ernest Vold	\$315.00	\$202.78	\$517.78
Chuck Walek	\$140.00	\$29.96	\$169.96
Douglas Winters	\$420.00	\$280.34	\$700.34
Timothy Zeglin	\$175.00	\$51.36	\$226.36
<b>TOTALS</b>	<b>\$2,695.00</b>	<b>\$1,315.09</b>	<b>\$4,010.09</b>

NOW, BE IT RESOLVED that the claims be allowed as shown.

Introduced by: Audit Committee

Tim Zeglin

Sally Miller

Richard Sacia

\_\_\_\_\_/S/\_\_\_\_\_

\_\_\_\_\_/S/\_\_\_\_\_

\_\_\_\_\_/S/\_\_\_\_\_

Committee Approval Date: \_\_\_\_\_

Committee Vote: \_\_\_\_\_

Resolution Drafted by: Stacy L Sylla, Chief Deputy County Clerk

Reviewed by Corporation Counsel: No

Fiscal Impact: \$4,010.09 from 2017 Budget

It was moved by Chuck Walek and seconded by Beth Killian to adopt the resolution. Roll call vote was taken; motion carried with 16 yes votes; resolution adopted. Tim Zeglin was out of the room during this vote.

ANNOUNCEMENTS/APPOINTMENTS:

A. Rezone for the Stevens was sent by certified mail to Curt Skoyen.

B. Budget hearings will be held this week on Tuesday, September 19<sup>th</sup> and will be held Wednesday, September 20<sup>th</sup>, Thursday September 21<sup>st</sup>, and Friday September 22<sup>nd</sup>. They will begin again Wednesday September 27<sup>th</sup> and go until Friday September 29<sup>th</sup>.

C. Pat Malone wanted to invite everyone to a drinking water education program on September 20<sup>th</sup> at 7p.m. in the Trempealeau Town Hall and Curling Club.

D. It was recommended that the special County Board meeting to discuss facilities planning be held on October 30<sup>th</sup> at 7p.m.

COMMITTEE REPORTS:

A. Executive & Finance Committee – Budget/General Fund/Sales Tax Update

CORRESPONDENCE: NONE

CLOSING: It was moved by Jeanne Nutter and seconded by Richard Sacia to instruct the Clerk to pay mileage and per diem; roll call vote was taken; motion carried with 17 yes votes.

ADJOURNMENT: Chair Miller declared the meeting adjourned at 9:32 P.M. until October 16, 2017 at 7:00 P.M. for the next regular meeting and October 30, 2017 at 7:00 P.M. for a special meeting.

Recording Secretary,  
Samantha Tetzlaff