

**REGULAR SESSION**  
**March 26, 2018**

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 March 26, 2018 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 March 26, 2018 in the County Board Room. All County Board Member's claims are due in the County Clerk's office by Noon on March 5, 2018 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. Richard Frey was present via web conference.

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 Chuck Walek and seconded by John Aasen to adopt the 11 item agenda. Motion carried unanimously by vote of acclamation to approve.

APPROVAL OF FEBRUARY REGULAR SESSION MINUTES: The minutes will be approved at the April meeting because the board members were missing a page of the minutes in their packet.

RESOLUTIONS: SECOND READING: NONE

RESOLUTIONS: FIRST READING:

A. 2018-03-01 ERNEST VOLD RECOGNITION:

WHEREAS, Ernest Vold has represented District #17 as a member of the Trempealeau County Board of Supervisors from 1963 to 1992 and 1996 to 2018, and

WHEREAS, Mr. Vold has been a valuable member for 51 years and has served on many County Committees, Board and Commissions, as shown on the attached sheet.

NOW, BE IT RESOLVED that the Trempealeau County Board of Supervisors do hereby publicly express their appreciation of the years of service, his counsel and all the efforts which rendered him an invaluable participant in County Government on behalf of the citizens of Trempealeau County.

BE IT FURTHER RESOLVED, that this Resolution be made a part of the official record of this session in recognition of his service.

Introduced by: County Board Chair,

Dick Miller, County Board Chair

/S/

Committee Approval Date: March 26, 2018

Committee Vote: 1-0

Resolution Drafted by: Paul L. Syverson

Reviewed by Corporation Counsel: No

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

It was moved by Doug Winters and seconded by Jeanne Nutter to waive the second reading. Voice vote was taken; motion carried with 17 ayes. It was moved by Jeanne Nutter and seconded by Olin Fimreite to adopt the resolution. Many thanks were given to Vold for his 51 years of service on the County Board. Vold spoke of his years on the County Board. Jerry Deetz from the Health Care Center presented Vold with a plaque. Roll call vote was taken; motion carried with 17 yes votes. Resolution adopted.

B. 2018-03-02 DICK MILLER RECOGNITION:

WHEREAS, Dick Miller has represented District #8 as a member of the Trempealeau County Board of Supervisors from 2002 – 2018, and

WHEREAS, Mr. Miller has been a valuable member and has served on many County Committees, Board and Commissions, including being County Board Chair from 2014 – 2018, and

NOW, BE IT RESOLVED that the Trempealeau County Board of Supervisors do hereby publicly express their appreciation of the years of service, his counsel and all the efforts which rendered him an invaluable participant in County Government in behalf of the citizens of Trempealeau County.

BE IT FURTHER RESOLVED, that this Resolution be made a part of the official record of this session in recognition of his service.

Introduced by: County Board Vice Chair,  
Tim Zeglin, County Board Vice Chair

      /S/      

Committee Approval Date: March 26, 2018

Committee Vote: 1-0

Resolution Drafted by: Paul L. Syverson

Reviewed by Corporation Counsel: No

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

It was moved by John Aasen and seconded by George Brandt to waive the second reading. Voice vote was taken; motion carried with 17 ayes. It was moved by Jeanne Nutter and seconded by George Brandt to adopt the resolution. Chair Miller thanked everyone who has served on the County Board for the time and effort they put into the position. Voice vote was taken; motion carried with 17 ayes. Resolution adopted.

APPEARANCES:

A. Public Hearing – Trempealeau County Health Care Center Plan to Convert Old Health Care Center into CBRF – Curt Johnson – Johnson gave a presentation regarding the plans for the two 15 bed CBRF in the old HCC building. Johnson explained the driving principles behind the plan to create a facility that would help both AODA patients and patients transitioning from the IMD facility. Johnson discussed the potential financing of the CBRF facility. Dr. James Persing, the medical director at the Health Care Center, spoke of the need for this facility. Dr. Persing explained that a citizen may go into a 28 day rehab facility to get treatment for alcohol or drugs, but once they leave the facility their mental illness may take over and that patient may be more susceptible to using alcohol or drugs again. The same goes for a patient being treated for a mental illness. They may get treatment for the mental illness, but once they are released from the treatment facility the patient could have trouble stabilizing and could look to alcohol and drugs. Questions from the public were answered. If this project does not pass, there is not another plan for utilizing the old Health Care Center building. The renovation would make the whole building habitable. The Health Care Center would be licensed for 30 beds in this new facility.

B. Close Public Hearing- There was a motion by George Brandt and seconded by Michelle Haines to close the public hearing at 7:40 P.M. Voice vote was taken; motion carried with 17 ayes.

C. 2018-03-03 ORDINANCE FOR THE REZONE OF LAND IN TOWN OF PIGEON:

WHEREAS, Benjamin Hochstetler, Landowner/Petitioner, has requested the rezone of a parcel of land in the Town of Pigeon for the purpose of the creation of a Vitamin and Herb Store, and

WHEREAS, the rezone is on approximately 0.92 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 Pigeon supports the rezone request, and

WHEREAS, the Environment and Land Use Committee moved to rezone this parcel from Rural Residential (RR) to Commercial 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

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/S/

Beth Killian

\_\_\_\_\_

Aaron Kidd

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/S/

Jon W. Schultz

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/S/

Kathy Zeglin

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

Curtis J. Skoyen

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/S/

Michael E. Nelson

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/S/

Committee Approval Date: March 7, 2018

Committee Vote: 6 - 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 PIGEON**

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 Rural Residential (RR) to Commercial:

Location: Located in parcel 022008840000 in the NE¼, of the SW¼, Section 28, Township 22N, Range 7W, in the Town of Pigeon, Trempealeau County, Wisconsin. Commencing at the West ¼ corner of said section 28, thence Easterly 1304.14 feet to the northwest corner of the said NE ¼ of the SW 1/4; thence continuing Easterly, along the north line thereof, 710 feet, thence Southerly, parallel with the west line thereof, 580 feet to the point of beginning; thence continuing Southerly, parallel with the west line thereof, 200 feet; thence Westerly, parallel with the west line thereof, 200 feet; thence Easterly 200 feet to the point of beginning.

Containing approximately 0.92 acres.

It was moved by George Brandt and seconded by Olin Fimreite to adopt the resolution. It was moved by John Aasen and seconded by Ernie Vold to amend the 1<sup>st</sup> paragraph of the resolution to say “WHEREAS, Benjamin Hochstetler, Landowner/Petitioner, has requested the rezone of a parcel of land in the Town of Pigeon for the purpose of the creation of a vitamin and herb store.” Voice vote was taken on the amendment; motion carried with 17 ayes. Kevin Lien was present to discuss the rezone. He stated that the Environment and Land Use Committee held a public hearing on March 7<sup>th</sup> and the rezone was met with no opposition. A letter of support was also received from the Town of Pigeon. Roll call vote was taken; motion carried with 17 yes votes. Resolution adopted.

D. 2018-03-04 GOVERNMENTAL RESPONSIBILITY RESOLUTION GIVING AUTHORIZATION TO SIGN AND SUBMIT GRANT DOCUMENTS FOR RUNOFF MANAGEMENT GRANTS:

WHEREAS, the Trempealeau County Department of Land Management (“DLM”) desires to receive grant funding from the Wisconsin Department of Natural Resources (“WDNR”) for the purpose of implementing measures to control agricultural or urban storm water runoff pollution sources (as described in the application and pursuant to ss. 281.65 or 281.66, Wis. Stats., and chs. NR 151, 153, and 155, Wis. Adm. Code; and

WHEREAS, the WDNR provides such funding for measures to control nonpoint source water pollution (such as manure storage systems, barnyard and roof runoff control systems, heavy use area protection, and waterway systems) at 70% of the project cost up to \$150,000, and

WHEREAS, the remaining 30% of the cost-share amount is the responsibility of the applicants/landowners; and

WHEREAS, the WDNR requires the County Board of Supervisors to authorize the appropriate staff to sign and submit the grant application, environmental hazard assessment form, grant agreement, and grant reimbursement requests.

NOW THEREFORE, BE IT RESOLVED that the Trempealeau County Board of Supervisors authorizes the DLM Director or Environment & Land Use Committee Chairperson to sign and submit a grant application to the WDNR for purposes of controlling nonpoint source water pollution, and to sign the grant agreement between the DLM and the WDNR; and

BE IT FURTHER RESOLVED that the County Board of Supervisors authorizes the County Conservationist and/or the Planning & Conservation Coordinator to enter into cost-share agreements with landowner/operator to install best management practices, submit a signed

environmental hazard assessment form to the WDNR, if applicable, to submit signed quarterly and final report forms to the WDNR, and take necessary action to undertake, direct, and complete the approved project, and

BE IT FURTHER RESOLVED that the County Board of Supervisors authorizes the DLM Fiscal Coordinator to make cost-share payment to landowner/operator after payment is requested, evidence of contractor payment by landowner/operator has been received, and grantee has verified proper best management practice installation; and sign and submit grant reimbursement claims along with necessary supporting documentation to the WDNR.

BE IT FURTHER RESOLVED that the Trempealeau County DLM shall comply with all state and federal laws, regulations, and permit requirements pertaining to implementation of this project and to fulfillment of the grant document provisions.

Introduced by: Environment and Land Use Committee

George Brandt  
          /S/          

Kathy Zeglin  
          /S/          

Beth Killian  
                          

Jon W. Schultz  
          /S/          

Michael Nelson  
          /S/          

Curtis Skoyen  
          /S/          

Aaron Kidd  
          /S/          

Committee Approval Date: March 7, 2018

Committee Vote: 6 - 0

Resolution Drafted by: Tess Johnson, Department of Land Management

Reviewed by Corporation Counsel: YES

Fiscal Impact: If this resolution is not adopted, there would be no funding source in order for Trempealeau County to implement measures to control nonpoint source water pollution, as no funding is appropriated from the levy for such purposes. Traditionally, the DLM applies for, on average, three Targeted Runoff Management Grants per fiscal year. If Trempealeau County does not submit grant applications to the WDNR, hundreds of thousands of dollars in funding may be lost to implement control measures for nonpoint source water pollution.

It was moved by George Brandt and seconded by Jeanne Nutter to waive the second reading. Voice vote was taken; motion carried with 17 ayes. It was moved by Jeanne Nutter and seconded by Curt Skoyen to adopt the resolution. Kevin Lien explained that this is a yearly form. It would be favorable to get this form taken care of as soon as possible because construction season is underway. Roll call vote was taken; motion carried with 17 yes votes. Resolution adopted.

Kevin Lien announced that Oliver Remus, the 5<sup>th</sup> grader from Etrick Elementary who won the Conservation Speaking Contest, received a 1<sup>st</sup> place finish at the state level for his speech on The Necessity of Nutrient Management.

E. 2018-03-05 APPROVE FUNDING FOR THE RENOVATION OF THE OLD TCHCC MAIN BUILDING:

WHEREAS, since the opening of the new TCHCC facility, Trempealeau County has continued to own and maintain the old TCHCC buildings, and

WHEREAS, the TCHCC has performed a study to determine feasible uses for the old TCHCC main building, and

WHEREAS, this study has shown strong support for the old TCHCC main building facility to be converted into two 15 bed CBRFs to serve individuals with a dual diagnosis of mental health and AODA issues and related services, and

WHEREAS, a financial feasibility study was conducted by Wipfli which supports that this project will be a positive financial venture to the entire TCHCC operation, and

WHEREAS, the proposed programs and services to be provided in this renovated facility are consistent with the mission and program philosophy of the TCHCC, and

WHEREAS, completion of this project would allow for all TCHCC facility operations currently located in the Annex to be relocated to the renovated facility to improve the overall financial operation of the TCHCC, and

WHEREAS, the TCHCC plans to finance \$2,600,000 of the project via revenue bonds provided by the USDA Rural Development program; and

WHEREAS, the terms of the proposed financing would be a fixed amount P&I not to exceed a 25 year term at 3.5% interest and payments for years one and two be interest only.

NOW, BE IT RESOLVED that the Trempealeau County Board of Supervisors approves the plan to renovate the old TCHCC main building into two 15 bed CBRFs serving individuals with a dual diagnosis of mental health and AODA issues and related services.

NOW BE IT FURTHER RESOLVED that the Trempealeau County Board of Supervisors approve financing for the project by financing \$2,600,000 via revenue bonds provided by the USDA Rural Development program with the terms of financing to be a fixed amount of P&I not to exceed a 25 year term at 3.5% interest and payments for years one and two be interest only.

Acted on by: TCHCC Board of Trustees

Douglas Winters

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/S/

Michelle Haines

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Bobbi Gronemus

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Ernest Vold

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/S/

Edythe Hirner

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/S/

Committee Approval Date: 02/02/2018

Committee Vote: 5-0

Resolution Drafted by: Curtis Johnson, TCHCC Director of Finance

Reviewed by Corporation Counsel: Yes

Fiscal Impact: See attach financial feasibility study by Wipfli, the demographic outline PowerPoint by Wipfli and the detail of use of funds document 424 provided to the USDA.

It was moved by Doug Winters and seconded by Tim Zeglin to waive the second reading. Voice vote was taken; motion carried with 15 ayes and 2 nays. It was moved by Doug Winters and seconded by Olin Fimreite to adopt the resolution. John Aasen asked for clarification on whether the terms of the loan are for 32 years or 25 years as Curt Johnson had previously stated. Johnson said that the 32 years in the resolution could be changed to 25 years. There was a motion by John Aasen and seconded by George Brandt to amend the resolution so that each mention of 32 years was changed to 25 years. Voice vote was taken on the amendment; motion carried with 17 ayes. Sally Miller expressed her concern about the plan. Back when the County Board was asked to approve the building of the new health care center the board was told that there were so many problems with the old building that it couldn't be utilized and it would cost millions of dollars to get the building back into operating shape. Olin Fimreite feels that this is a very worthy project that involves helping people. Tim Zeglin stated that the HCC staff has kept in touch with the Exec/Finance and Property Committees during every step of this project. The proposal solves the problem of what to do with the old building, creates a service that would be a great use to the county, shows great promise of being a profitable venture as well as being a socially useful venture. George Brandt asked where the \$2.6 million is coming from. Curt Johnson explained that the USDA Rural Development program would write the HCC a check. There was clarification that the county is not taking out a bond. The funding is a revenue bond that is guaranteed by the revenues of the project. Because of a previous incident where the USDA had to eat part of the loan they gave to a county, they want some kind of assurance that they would get paid if the facility went belly up. The services provided are not fixed in stone. Once the project is done the services can be changed. There was discussion about the staffing needs in the Health Care Center. Board members talked about crisis beds and the need for them in Trempealeau County. Corporation Counsel Rick Niemeier let the board know that in the next couple months, before the closing of the loan, the board is going to be required to pass two resolutions. One resolution to be completed before the loan closes is going to guarantee that in the event the HCC ceases to operate the new facility that the County Board will be liable for the remaining debt. The other resolution is going to state that any funds used for the project before the financing is secured will be reimbursed to Trempealeau County by the USDA. Roll call vote was taken; motion carried with 16 yes votes and 1 no vote by Dick Frey.



F. RESOLUTION 2018-03-06 MEMBERS CLAIMS:

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

NAME	PER DIEM	EXPENSES	TOTAL
John Aasen	\$105.00	\$18.53	\$123.53
George Brandt	\$140.00	\$55.59	\$195.59
Olin Fimreite	\$105.00	\$0.00	\$105.00
Richard Frey	\$350.00	\$270.32	\$620.32
Michelle Haines	\$0.00	\$0.00	\$0.00
Beth Killian	\$0.00	\$0.00	\$0.00
Dick Miller	\$210.00	\$37.08	\$247.08
Sally Miller	\$560.00	\$449.80	\$1009.80
Michael Nelson	\$210.00	\$80.66	\$290.66
Jeanne Nutter	\$210.00	\$76.30	\$286.30
Richard Sacia	\$105.00	\$85.02	\$190.02
Jon Schultz	\$0.00	\$0.00	\$0.00
Curtis Skoyen	\$140.00	\$79.04	\$219.04
Ernest Vold	\$245.00	\$155.87	\$400.87
Chuck Walek	\$0.00	\$0.00	\$0.00
Douglas Winters	\$175.00	\$124.26	\$299.26
Timothy Zeglin	\$105.00	\$46.87	\$151.87
<b>TOTALS</b>	<b>\$2,660.00</b>	<b>\$1,479.34</b>	<b>\$4,139.34</b>

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

Introduced by: Audit Committee

Dick Miller  
          /S/          

Curt Skoyen  
          /S/          

Ernest Vold  
          /S/          

Committee Approval Date: March 8, 2018

Committee Vote: 3 - 0

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

Reviewed by Corporation Counsel: No

Fiscal Impact: \$4,139.34 from 2018 Budget Click here to enter text.

It was moved by Richard Sacia and seconded by Mike Nelson to adopt the resolution. Roll call vote was taken; motion carried with 17 yes votes; resolution adopted.

ANNOUNCEMENTS/APPOINTMENTS:

A. Appoint Citizen Livestock Producer Member to Environment and Land Use Committee (Term Expires April, 2019) – There was a motion by Ernie Vold and seconded by Olin Fimreite to affirm appointment of Henry Schultz, a beef farmer in the Town of Arcadia, to the Environment and Land Use Committee. Voice vote was taken; motion carried with 17 ayes.

COMMITTEE REPORTS:

A. Executive/Finance Committee – Budget Update/General Fund/County Sales Tax – Clerk Syverson mailed these out. No action was taken.

CORRESPONDENCE:

A. Letter from Arcadia Library

CLOSED SESSION PER WI STAT 19.85(1)(b) DISCUSSION OF EMPLOYEE DISCIPLINARY/DISMISSAL MATTERS IN THE DISTRICT ATTORNEY'S OFFICE –

It was moved by John Aasen and seconded by Chuck Walek to go into Closed Session Per WI Stat 19.85(1)(b) Discussion of Employee Disciplinary/Dismissal Matters in the District Attorney's Office at 9:03 P.M. Roll call vote was taken; motion carried with 16 yes votes. Tim Zeglin was absent for the vote.

Chair Miller called for a break at 9:03 P.M. until 9:12 P.M.

Reconvene into Open Session – There was a motion by Michelle Haines and seconded by Jon Schultz to reconvene into open session at 9:28 P.M. Roll call vote was taken; motion carried with 17 yes votes.

Discussion/Possible Action on Items Discussed in Closed Session – There was no discussion/possible action on items discussed in closed session.

CLOSING: It was moved by Jon Schultz and seconded by Curt Skoyen 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 9:30 P.M. until April 17, 2018 at 10:00 A.M.

Recording Secretary,  
Samantha Tetzlaff