

**LA CROSSE COUNTY BOARD OF SUPERVISORS MONTHLY MEETING  
PROCEEDINGS; THURSDAY, OCTOBER 21, 2010**

The La Crosse County Board of Supervisors Monthly Meeting was held on Thursday, October 21, 2010 in the Administrative Center, Room B410. The County Clerk, Linda Stone, took attendance. 32 supervisors were present when Chair Doyle called the meeting to order at 6:00 P.M. and those otherwise present, excused or absent are noted in the roll call detail:

<b>District</b>	<b>Name</b>	<b>Attendance</b>
1	Richmond, Andrea	Present
2	Geary, Ralph	Present
3	Feehan, Bill	Present
4	Johnson, Jai	Present; Excused at 7:24 PM
5	Konkel, Bradley	Present
6	Billings, Jill	Present
7	Plesha, Roger	Present
8	Freedland, Maureen	Present
9	Hampson, Sharon	Present
10	Wood, Margaret	Present
11	Kader, Audrey	Present at 6:03 PM
12	Flood, Bridget	Present
13	Brockmiller, Bill	Present
14	Medinger, John	Present at 6:09 PM
15	Mach, Beverly	Present
16	Sebranek, Gerald	Present
17	Meyer, Donald	Present; Excused at 7:25 PM
18	Johnson, Tara	Present
19	Keil, Robert	Present
20	Bina, Donald	Present
21	Manthei, Dennis	Present
22	Ebert, Ray	Present
23	Gamroth, Tammy	Present
24	Pfaff, Leon	Present
25	Schroeder, Jeffrey	Present
26	Burke, Vicki	Present
27	Pedretti, Marilyn	Present
28	Doyle, Steve	Present
29	Kruse, Monica	Present
30	Spiker, Charles	Present
31	Ferries, Dan	Present
32	Benrud, Arlene	Excused
33	Berns, Jim	Present
34	Wehrs, Tina	Present
35	Bilskemper, Joe	Present

**PLEDGE OF ALLEGIANCE**

**COMMUNICATIONS AND ANNOUNCEMENTS:**

**COUNTY BOARD CHAIR REPORT - STEVE DOYLE**

- County Board pictures will be taken during a recess after we convene the meeting at 9:00 a.m. Tuesday, Nov. 9<sup>th</sup>, for the Annual Budget Meeting.
- Flu Shots will be available in the Auditorium, Rm. B190, at 8:30 that same morning.
- Jail Tours are available to the Supervisors On Saturday, November 6<sup>th</sup> and Saturday, November 13<sup>th</sup>. To participate, be at the north entrance of the Law Enforcement Center before 1:00. The tour will begin promptly at 1:00, after which there will be no admittance.
- Web Site Profile Questionnaire: Supervisors were reminded to fill out this form and submit it to the County Clerk before leaving tonight.

**ADMINISTRATOR REPORT - STEVE O'MALLEY**

- FOTH GOOD GOVERNMENT AWARD: Jim Miles-Polka, a Foth Consulting Associate and Project Director, presented La Crosse County with the Foth Good Government Award. Foth has started this program to recognize counties that lead the way with innovative programs that serve their customers, because their efforts shouldn't go unrewarded. Sharon Hampson, Roger Plesha and Margaret Wood, who represent La Crosse County on MVHS, accepted the award and \$1,000 check on behalf of the County. Administrator O'Malley noted that the Aging and Long Term Care Committee would determine how to best utilize the money. He recognized staff as well, particularly Corporation Counsel William Shepherd.
- At the request of the local contact group of the United Nations Association he presented the following proclamation:

**PROCLAMATION RE: UNITED NATIONS DAY, OCTOBER 24, 2010**

**WHEREAS**, the United Nations was founded in 1945, and the anniversary of its founding is observed each year on October 24th; and **WHEREAS**, one of the first affirmations of the United Nations is "to save succeeding generations from the scourge of war, which twice in our lifetime has brought untold sorrow to mankind"; and **WHEREAS**, in September of 2009, the President of the United States, speaking to the gathered nations of the world in the General Assembly of the United Nations, reaffirmed our nation's commitment to Peace in our world in our time; and **WHEREAS**, the people of La Crosse depend upon a cooperative relationship of our nation with all nations of the world for the maintenance of our economic, political and social security; and **WHEREAS**, the local area United Nations Association (La Crosse Contact Group) will be conducting local activities to recognize and acknowledge the vital work of the United Nations in order to reaffirm the UN's goals for a peaceful world. **NOW THEREFORE BE IT RESOLVED** by the La Crosse County Board of Supervisors, that the County hereby proclaims October 24, 2010 United Nations Day and encourages everyone to participate in activities related to United Nations Day.

Motion by S. Hampson/V. Burke to approve passed on a voice vote with 32 ayes and 1 nay - B. Feehan with 2 excused - A. Benrud and J. Medinger.

- BUDGET PROCESS UPDATES: The special Executive Committee on October 26<sup>th</sup> will address several resolutions regarding budget issues and requests, as well as initial resolutions regarding bonds and promissory notes and an authorization to advertise the sale of same. There is a corrected master fee list on each supervisor's desk. He is working on detailed motions for those supervisors that have approached him regarding amendments they intend to propose at the budget meeting. So far he has spoken with supervisors B. Feehan, R. Ebert and D. Manthei regarding changes or questions. He noted that we have an opportunity to take advantage of some of the best interest rates we've seen. His recommended overall budget has a zero increase in operating levy; the only increase is due to making funding payment for the

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Law Enforcement Center. This budget reflects a 2.9%-3% increase in tax levy. He expects to be able to bring that down with the proposed financing and refinancing. It should be good news once finalized.

- **POLICY PLANNING:** At the November 1<sup>st</sup> meeting supervisors will be voting on resolutions regarding debt, fees and position changes. There will also be a presentation from Mark OConnell of Wisconsin Counties Association. Unless the Executive Committee puts more on the agenda, that will be it. Other motions beyond that will be addressed in budget deliberation at the Annual Budget Meeting.
- **BUDGET AMENDMENTS:** He will get the necessary amendment wording to supervisors B. Feehan and R. Ebert for their review to verify it meets their intentions. He hasn't had any input from any other board member; anyone else who has questions or is considering amendments should contact him for assistance, figures and wording. Please let him know of any items that have multiple impacts. Chair Doyle interjected that because they have repeatedly asked supervisors to contact the Administrator, Finance Director or Corporation Counsel for assistance ahead of time, he will rule any amendment proposals that impact more than one line item out of order at the budget meeting if they haven't been looked at ahead of time by staff. Administrator O'Malley noted this is not to be an obstacle but to make sure we've accounted for any statutory changes and other budgetary impacts. Staff will do whatever they can to help supervisors be prepared.
- **CREATING AN AGING FRIENDLY COMMUNITY:** Monday, November 15<sup>th</sup> in Stevens Point; Contact County Aging Director N. Kuroski regarding possible carpooling.
- **MN HIGH SPEED RAIL SUMMIT:** Wednesday, October 27<sup>th</sup> in St. Paul; a county van and other vehicles will be leaving from here at 8:00 AM. It will be a good chance to interact with folks on the Minnesota side.

**CONSENT AGENDA**

Motion by R. Plesha/G. Sebranek to approve the minutes of the County Board of Supervisors Planning Meeting held September 13, 2010 and the Monthly Meeting held September 16, 2010 and approval of the claims list for \$11,664,909.04 passed on a unanimous voice vote with 1 excused - A. Benrud.

**FIRST CONSIDERATION OF AN ORDINANCE**

ORDINANCE NO. 85 TO CREATE S. 17.79 ENTITLED "LAND INFORMATION COUNCIL" OF THE GENERAL CODE OF LA CROSSE COUNTY, WISCONSIN

The ordinance will be held over for 30 days and is on file and open for public inspection in the office of the County Clerk and on the La Crosse County web site at: [www.co.la-crosse.wi.us](http://www.co.la-crosse.wi.us). Upon adoption and publication it will be incorporated into the La Crosse County General Code of Ordinances.

**REFERRED PETITION**

ZONING PETITION NO. 1836 FILED BY DONALD K. & DORIE J. EARLEY TO REZONE FROM AGRICULTURE DISTRICT "A" WITH DEED RESTRICTIONS FOR ONE SINGLE FAMILY RESIDENCE TO AGRICULTURE DISTRICT "A" WITH NO CONDITIONS IN THE TOWN OF GREENFIELD.

**PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE**

Motion by D. Meyer/D. Bina to refer back to the Committee, because the Town had since modified the terms, passed on a unanimous voice vote with 1 excused - A. Benrud.

**RESOLUTION NO. 46-10/10 RE: ACKNOWLEDGE "THE BEST OF PUBLIC SERVICE"**

**WHEREAS,** the following employee has been a faithful part in providing "The Best of Public Service" to La Crosse County:

<b>NAME</b>	<b>DEPARTMENT</b>	<b>YEARS</b>
Susan R. Petersen	Hillview Health Care Center	23+

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**WHEREAS**, it is the wish of the County Board of Supervisors to acknowledge long and faithful service on behalf of the citizens of La Crosse County; **NOW THEREFORE BE IT RESOLVED**, that a resolution extending our congratulations be recorded in La Crosse County Board Proceedings and a certificate of our actions be presented as an expression of our gratitude.

**STEVE DOYLE, County Board Chair**

**LINDA STONE, County Clerk**

Motion by T. Johnson/M. Wood to approve passed on a unanimous voice vote with 1 excused - A. Benrud.

**RESOLUTION NO. 47-10/10 RE: CLAIMS OF KYLE DRESEN AND PROGRESSIVE UNIVERSAL INSURANCE COMPANY**

**WHEREAS**, Kyle Dresen and his insurance company, Progressive Universal Insurance Company, have filed claims alleging that Dresen had to lay down his motorcycle after turning left onto CTH OT from Sand Lake Road because the rear tire of his motorcycle spun out on the loose gravel on the roadway on July 28, 2010 resulting in damage to his motorcycle and medical costs in the total amount of \$2,206.72; and, **WHEREAS**, Wisconsin Municipal Mutual Insurance Company (WMMIC) has reviewed the information, investigated the facts and recommends formal disallowance of these claims by the County Board; and, **WHEREAS**, the above stated claims do not appear to be meritorious and should be disallowed. **NOW, THEREFORE BE IT RESOLVED**, that the claims of Kyle Dresen and Progressive Universal Insurance Company against La Crosse County, its officers, officials, employees, and agents are hereby disallowed and further be it required that notice of disallowance of these claims shall be served on the claimants by registered or certified mail and the receipts therefore, signed by the claimants, or the returned registered letters, shall be proof of service. **BE IT FURTHER RESOLVED**, that the claimants are notified that no action on these claims against La Crosse County, nor against any of its officers, officials, agents, or employees, may be brought after 6 months from the date of service of this notice of disallowance. **FISCAL NOTE:** The cost to La Crosse County for sending certified mail/restricted delivery to the claimants is \$20.08.

**EXECUTIVE COMMITTEE**

Motion by T. Johnson/D. Meyer to approve passed on a unanimous voice vote with 1 excused - A. Benrud.

**RESOLUTION NO. 48-10/10 RE: ACCEPTANCE AND AWARD OF BIDS FOR A RESIDENTIAL CARE APARTMENT COMPLEX (RCAC) FOR HILLVIEW HEALTH CARE CENTER/CARROLL HEIGHTS, AND AUTHORIZING DEBT**

**WHEREAS**, Resolution 86-3/10 dated March 8, 2010 approved the concept of an RCAC on the Hillview Campus; and, **WHEREAS**, the County Administrator, Finance Director, and Hillview Health Care Administrator have presented to the Aging & Long Term Care Committee, a procurement construction process timetable that would enable construction to begin in 2010; and, **WHEREAS**, Resolution 11-5/10 dated April 12, 2010 authorized Hillview to proceed with soliciting bids for construction of a 30-unit RCAC connecting to Carroll Heights; and, **WHEREAS**, construction bids were received and publicly opened on October 7, 2010 with the assistance of PDC Midwest Architects; and, **WHEREAS**, bids received are listed below.

Contractor	Base Bid	Alternates	TOTAL
Wieser Bros. General Contractor, Inc.	\$2,763,835	\$24,960	\$2,788,795
Olympic Builders General Contractor, Inc.	\$2,793,045	\$30,700	\$2,823,745
Krupp General Contractors, LLC	\$2,799,900	\$32,733	\$2,832,633

Encore Construction, Inc	3,061,000	\$20,990	\$3,081,990
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**WHEREAS**, there shall be levied on all taxable property in La Crosse County a direct annual irrepealable tax sufficient for the purpose of paying for debt service commencing in the year 2011; and, with the intent that Hillview Health Center and the RCAC will cover all debt costs so that the debt service fund can be reimbursed. **NOW THEREFORE BE IT RESOLVED**, that the La Crosse County Board of Supervisors hereby awards the contracts for construction of Hillview’s Residential Care Apartment Complex to Wieser Brothers General Contractor, Inc. for a cost of \$2,788,795 in accordance with the bids opened October 7, 2010, and the contract specifications provided by La Crosse County. **BE IT FURTHER RESOLVED**, that the County Board Chair is hereby authorized to execute any and all agreements to accomplish said work, after approval by Corporation Counsel. **BE IT FURTHER RESOLVED**, that the County Board of Supervisors authorizes a direct annual irrepealable tax if necessary for debt service to be reimbursed by the Hillview Fund. **FISCAL NOTE:** Total project cost not to exceed \$3,378,295 includes Architectural & Engineering, construction, contingency, furnishings and other miscellaneous costs. Hillview’s 2010 budget includes \$3,496,300 of which \$1,000,000 will be funded from Carroll Heights Fund Balance and the remainder will be funded by bond proceeds. Borrowing resolutions will be brought forth at a later date.

**AGING AND LONG TERM CARE COMMITTEE EXECUTIVE COMMITTEE**

Motion by T. Johnson/A. Kader to approve. ALTC Chair R. Plesha spoke to the resolution and why there is a need for a continuum of care. Discussion ensued. Supervisor J. Berns noted that he will abstain from the vote and discussion because his uncle's construction company has the winning bid. Motion by G. Sebranek/B. Brockmiller to limit debate to one time per person. Corporation Counsel Shepherd ruled the motion was not debatable. The motion to limit debate required two-thirds present and failed on a roll call vote with 19 ayes, 13 nays - D. Bina, S. Doyle, R. Ebert, M. Freedland, R. Geary, S. Hampson, T. Johnson, B. Konkell, B. Mach, M. Pedretti, J. Schroeder, C. Spiker and T. Wehrs and 2 abstentions - J. Berns and J. Johnson with 1 excused - A. Benrud. Discussion continued. Hillview Administrator P. Eide, Finance Director G. Ingvalson and County Administrator S. O’Malley responded to questions from the Board. Motion by V. Burke/A. Richmond to close debate passed on a voice vote with 28 ayes, 5 nays - R. Ebert, B. Feehan, M. Freedland, R. Geary and T. Wehrs and 1 abstention - J. Berns with 1 excused - A. Benrud.

The resolution as presented passed on a roll call vote with 26 ayes, 6 nays - D. Bina, R. Ebert, B. Feehan, D. Ferries, D. Manthei and J. Schroeder and 2 abstentions - J. Berns and J. Johnson with 1 excused - A. Benrud.

**SUBJECTS FOR FUTURE AGENDAS**

Referendum on Ballot: Supervisor V. Burke noted that many people who were voting absentee had questions about the referendum question. Clerk L. Stone explained that by statute the official explanation will be published in the Tribune, our official newspaper, on the Sunday before the election and will also be posted at the polling place. Chair Doyle advised there were no funds budgeted for advertising but that Letters to the Editor could be written by anyone who wished to educate or express an opinion about it.

Alleged Mold at Hillview: Supervisor D. Bina wanted to know when and how we could address possible allegations of mold at Hillview Health Center. Chair Doyle advised that such a discussion should begin in Committee.

**ADJOURN**

Motion by G. Sebranek/B. Brockmiller to adjourn at 7:26 PM passed on a unanimous voice vote with 3 excused - A. Benrud, J. Johnson and D. Meyer.

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STATE OF WISCONSIN )

COUNTY OF LA CROSSE )

**I, Linda Stone, La Crosse County Clerk, in and for the County of La Crosse, Wisconsin, do hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of the La Crosse County Board of Supervisors at the La Crosse County Board of Supervisors Monthly Meeting held Thursday, October 21, 2010 and that it is the whole thereof. IN WITNESS THEREOF, I HAVE HEREUNTO SET MY HAND AND AFFIXED THE OFFICIAL SEAL THIS 25<sup>th</sup> DAY OF OCTOBER 2010.**