

## AGENDA

Eau Claire County Board of Supervisors  
**Wednesday, April 5, 2017 / 7 pm**

Location:  
Courthouse, County Boardroom (Room 1277)  
721 Oxford Ave. Eau Claire, WI

### Eau Claire County Mission Statement:

"To provide quality, innovative and cost-effective services that safeguard and enhance the well-being of residents and resources"

- (1) Indicates 1<sup>st</sup> Reading
- (2) Indicates 2<sup>nd</sup> Reading

- 1. Call to Order
- 2. Honoring of the Flag and Moment of Reflection (Supervisor Kevin Stelljes)
- 3. Call of the Roll
- 4. Approval of the Journal of Proceedings (March 21, 2017) (pg. 1-4)

### 5. PUBLIC COMMENT

### 6. REPORTS TO THE COUNTY BOARD UNDER 2.04.320

**Oral Report:** Living Wage Ordinance Update / by: Frank Draxler, Purchasing Director  
(see materials submitted) (pg. 5-8)

#### Independent Agency Reports

- \* Lake Altoona Rehabilitation and Protection District Board (pg. 9)
- \* Chippewa-Eau Claire Metropolitan Planning Organization (pg. 10-11)

### 7. PRESENTATION OF PETITIONS, CLAIMS AND COMMUNICATIONS

Proclamation:

"Proclaiming the Week of April 30 to May 7 as Soil and Water Stewardship Week"  
(pg. 12)

### 8. FIRST READING OF ORDINANCES BY COMMITTEES

### 9. FIRST READING OF ORDINANCES AND RESOLUTIONS BY MEMBERS

10. **REPORTS OF STANDING COMMITTEES, COMMITTEES, COMMISSIONS AND BOARDS UNDER 2.04.160 AND SECOND READING OF ORDINANCES**

**Committee on Administration**

**File No.**

16-17/106 (2)

To Amend Section 2.48.110, of the Code: Aquatic Recreation Provision –Applicability and Enforcement; To Amend Section 2.48.130 of the Code: Aquatic Recreation Provisions – Boating Regulations; To Amend Section 2.48.140 C. of the Code: Aquatic Recreation Provision –Markers and Navigational Aids; To Amend Section 2.48.150 A. of the Code: Aquatic Recreation Provisions – Violation – Penalties; To Repeal and Recreate Section 2.50.500 of the Code: Veterans Transportation; To Repeal Section 2.73 of the Code: Use of Computer Numbers for Lottery Credit Conveyances; To Repeal Section 2.87 of the Code; Distribution and Mailing System **(from March 21, 2017 county board meeting) (pg. 13-15)**

16-17/107 (2)

To Amend Certain Section 1.01.020 A. of the Code; County Courthouse; To Amend Section 1.02.010 A.2.d. of the Code; Definitions and Grammatical Interpretations . . . To Amend Section 1.08.001 A. of the Code; Statement of Authority and Intent . . . **(from March 21, 2017 county board meeting) (pg. 16-23)**

16-17/112 (1)

Supporting Continued Funding of the Essential Air Service (EAS) Program **(Committee on Administration will meet prior to the county board meeting to review resolution) (pg. 24-26)**

**Committee on Planning and Development**

**File No.**

16-17/103 (1)

Amending the 1982 Official Zoning District Boundary Map for the Town of Pleasant Valley **(pg. 27-46)**

**Committee on Parks and Forest**

**File No.**

16-17/110 (1)

Designating Free Park Entrance and Camping Weekend for All Eau Claire County Operated Campgrounds Occurring Annually the First full Weekend in June **(pg. 47-48)**

11. **APPOINTMENTS**

Appointment of Amy Wong, Finance Director by County Administrator **(pg. 49)**

PLEASE NOTE: Upon reasonable notice, efforts will be made to accommodate the needs of individuals with disabilities through sign language, interpreters or other auxiliary aids. For additional information or to request the service, contact the County ADA Coordinator at 839-4710, (FAX) 839-1669 or 839-4735, tty: use Relay (711) or by writing to the ADA Coordinator, Human Resources, Eau Claire County Courthouse, 721 Oxford Avenue, Eau Claire, WI 54703.

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD  
OF SUPERVISORS**

**Tuesday, March 21, 2017**

The County Board of Supervisors of the County of Eau Claire convened at the Courthouse in the City of Eau Claire on Tuesday, March 21, 2017, and was called to order by Chair Gregg Moore at 7:00 p.m.

The Board honored the flag with the pledge of allegiance.

Moment of reflection was presented by Supervisor Robin Leary.

Roll Call: 23 present: Supervisors Gary G. Gibson, Sandra McKinney, Stella Pagonis, Carl Anton, Kevin Stelljes, Gordon C. Steinhauer, Mike Conlin, Ray L. Henning, Colleen A. Bates, Kathleen Clark, Judy Gatlin, David P. Mortimer, Gregg Moore, James A. Dunning, Gerald L. Wilkie, Bruce Willett, Sue Miller, Robin J. Leary, Heather DeLuka, Mark Olson, Tami Schraufnagel, Brandon Buchanan, Patrick L. LaVelle

6 absent: Supervisors Mark Beckfield, Kimberly A. Cronk, Katy Forsythe, Steve Chilson, Douglas Kranig, Nick Smiar

\*Supervisor Douglas Kranig arrived later in the meeting.

**JOURNAL OF PROCEEDINGS (March 7, 2017)**

On a motion by Supervisor DeLuka, seconded by Supervisor Mortimer, the Journal of Proceedings was approved.

**PUBLIC COMMENT**

No one wished to speak.

**REPORTS TO THE COUNTY BOARD UNDER 2.04.320**

UW Extension Agents Mark Hagedorn and Sara Novotny presented a report on Eau Claire County hosting Wisconsin Farm Technology Days in 2020.

Chippewa Valley Airport Director Charity Zich presented an oral annual report.

\*Supervisor Kranig arrived at this time.

County Administrator Kathryn Schauf presented a monthly update on the state budget and legislative comments.

The following written reports were presented to the board:

-2017 Contingency Fund Report ending March 15, 2017

Independent Agency Reports:

-Chippewa Valley Regional Airport Annual Liaison Report January-December 2016

-County Housing Authority Annual Report for 2016

-Economic Development Corporation Annual Report for 2016

-Emergency Medical Services Council Annual Report

**PRESENTATION OF PETITIONS, CLAIMS AND COMMUNICATIONS**

Chair Moore read a proclamation that proclaims March 27 through March 31, 2017, "Fair Housing Week" in Eau Claire County.

On a motion by Supervisor Leary, seconded by Supervisor Schraufnagel, the proclamation was approved.

**FIRST READING OF ORDINANCES BY COMMITTEES**

**Ordinance 16-17/106** TO AMEND SECTION 2.48.110 OF THE CODE: AQUATIC RECREATION PROVISIONS—APPLICABILITY AND ENFORCEMENT; TO AMEND SECTION 2.48.130 OF THE CODE: AQUATIC RECREATION PROVISIONS-BOATING REGULATIONS; TO AMEND SECTION 2.48.140 C. OF THE CODE: AQUATIC RECREATION PROVISIONS—MARKERS AND NAVIGATIONAL AIDS; TO AMEND SECTION 2.48.150 A. OF THE CODE: AQUATIC RECREATION PROVISIONS—VIOLATION—

PENALTIES; TO REPEAL AND RECREATE SECTION 2.50.500 OF THE CODE: VETERANS TRANSPORTATION; TO REPEAL SECTION 2.73 OF THE CODE: USE OF COMPUTER NUMBERS FOR LOTTERY CREDIT CONVEYANCES; TO REPEAL SECTION 2.87 OF THE CODE: DISTRIBUTION AND MAILING SYSTEM

Action on said ordinance was referred to the next meeting of the county board.

**Ordinance 16-17/107** TO AMEND SECTION 1.01.020 A. OF THE CODE: COUNTY COURTHOUSE; TO AMEND SECTION 1.02.010 A. 2. d. OF THE CODE; DEFINITIONS AND GRAMMATICAL INTERPRETATIONS; TO AMEND SECTION 1.02.010 C. 1. OF THE CODE: DEFINITIONS AND GRAMMATICAL INTERPRETATIONS; TO AMEND SECTION 1.02.040 D. OF THE CODE: CONSTRUCTION OF LEGISLATION; TO REPEAL AND RECREATE SECTION 1.04.030 OF THE CODE: METHOD OF FILLING VACANCIES ON THE COUNTY BOARD; TO AMEND SECTION 1.08.001 A. OF THE CODE: STATEMENT OF AUTHORITY AND INTENT; TO AMEND FOOTNOTE FOR CHAPTER 1.08: COUNTY SUPERVISORY DISTRICTS; TO AMEND, REPEAL AND RECREATE SECTION 1.12.010 OF THE CODE: RIGHT OF ENTRY; TO AMEND SECTION 1.16.010 C. OF THE CODE: GENERAL FORFEITURE ASSESSMENT; TO AMEND SECTION 1.16.020 OF THE CODE: NONPAYMENT OF FEES CHARGED FOR COUNTY SERVICES; TO AMEND FOOTNOTE FOR CHAPTER 1.16 OF THE CODE: FORFEITURES AND ASSESSMENTS; TO AMEND SECTION 1.22.020 OF THE CODE: DEFINITIONS; TO REPEAL AND RECREATE SECTION 1.22.030 OF THE CODE: PUBLICATION OF ORDINANCES; TO AMEND SECTION 1.22.040 A. OF THE CODE: PUBLICATION OF PROCEEDINGS; TO AMEND SECTION 1.22.045 A. OF THE CODE: JOURNAL OF PROCEEDINGS; TO AMEND SECTION 1.22.055 C. OF THE CODE: CORRECTING OF TYPOGRAPHICAL ERRORS; TO AMEND SECTION 1.22.058 A. OF THE CODE: CERTIFIED COPIES OF PROCEEDINGS AND ACTS BY CLERK; TO REPEAL AND RECREATE SECTION 1.22.058 D. OF THE CODE: CERTIFIED COPIES OF PROCEEDINGS AND ACTS BY CLERK; TO AMEND SECTION 1.22.059 OF THE CODE: LEGAL PRESUMPTION OF VALIDITY; TO REPEAL SECTION 1.22.100 OF THE CODE: SALE OF COUNTY CODE AND ANNUAL UPDATES BY COUNTY CLERK; TO AMEND SECTION 1.50.020 A. OF THE CODE: SCHEDULE OF DEPOSITS; TO AMEND SECTION 1.50.030 OF THE CODE: SCHEDULE OF DEPOSITS

Action on said ordinance was referred to the next meeting of the county board.

**REPORTS OF STANDING COMMITTEES, COMMITTEES, COMMISSIONS AND BOARDS UNDER  
2.04.160 AND SECOND READING OF ORDINANCES**

**Committee on Administration**

**Resolution 16-17/079** AUTHORIZING AN AGREEMENT BETWEEN EAU CLAIRE COUNTY AND THE EAU CLAIRE COUNTY HOUSING AUTHORITY LEGALLY SEPARATING THE ENTITIES EFFECTIVE JANUARY 1, 2019; AUTHORIZING THE COUNTY ADMINISTRATOR TO TAKE ALL ACTIONS NECESSARY TO EFFECTUATE THE INTENT OF THIS RESOLUTION

Motion by Supervisor Gatlin, seconded by Supervisor McKinney, for adoption.

On a roll call vote, the resolution was adopted as follows:

24 ayes: Supervisors Gibson, McKinney, Kranig, Pagonis, Anton, Stelljes, Steinhauer, Conlin, Henning, Bates, Clark, Gatlin, Mortimer, Moore, Dunning, Wilkie, Willett, Miller, Leary, DeLuka, Olson, Schraufnagel, Buchanan, LaVelle

0 noes

5 absent: Supervisors Forsythe, Chilson, Smiar, Beckfield, Cronk

**Resolution 16-17/109** EAU CLAIRE COUNTY SUPPORTS THE EFFORTS TO CLOSE COMMERCIAL PROPERTY ASSESSMENT LOOPHOLES

Motion by Supervisor Gatlin, seconded by Supervisor LaVelle, for adoption.

On a roll call vote, the resolution was adopted as follows:

24 ayes: Supervisors Gibson, McKinney, Kranig, Pagonis, Anton, Stelljes, Steinhauer, Conlin, Henning, Bates, Clark, Gatlin, Mortimer, Moore, Dunning, Wilkie, Willett, Miller, Leary, DeLuka, Olson, Schraufnagel, Buchanan, LaVelle

0 noes

5 absent: Supervisors Forsythe, Chilson, Smiar, Beckfield, Cronk

#### Committee on Human Resources

**Resolution 16-17/070** AMENDING THE EAU CLAIRE COUNTY HUMAN RESOURCES EMPLOYEE POLICY MANUAL

Motion by Supervisor Miller, seconded by Supervisor Willett, for adoption.

On a roll call vote, the resolution was adopted as follows:

24 ayes: Supervisors Gibson, McKinney, Kranig, Pagonis, Anton, Stelljes, Steinhauer, Conlin, Henning, Bates, Clark, Gatlin, Mortimer, Moore, Dunning, Wilkie, Willett, Miller, Leary, DeLuka, Olson, Schraufnagel, Buchanan, LaVelle

0 noes

5 absent: Supervisors Forsythe, Chilson, Smiar, Beckfield, Cronk

#### UW Extension Education Committee

**Resolution 16-17/100** SUPPORT AND AUTHORIZATION FOR EAU CLAIRE COUNTY TO HOST 2020 FARM TECHNOLOGY DAYS

Motion by Supervisor Conlin, seconded by Supervisor Schraufnagel, for adoption.

On a roll call vote, the resolution was adopted as follows:

24 ayes: Supervisors Gibson, McKinney, Kranig, Pagonis, Anton, Stelljes, Steinhauer, Conlin, Henning, Bates, Clark, Gatlin, Mortimer, Moore, Dunning, Wilkie, Willett, Miller, Leary, DeLuka, Olson, Schraufnagel, Buchanan, LaVelle

0 noes

5 absent: Supervisors Forsythe, Chilson, Smiar, Beckfield, Cronk

#### Committee on Planning and Development

**Ordinance 16-17/102** TO REPEAL AND RECREATE TITLE 15 OF THE CODE: BUILDINGS AND CONSTRUCTION

Motion by Supervisor Dunning, seconded by Supervisor Willett, for enactment.

There were no objections to allowing Lance Gurney, Director of Planning and Development, to speak.

On a roll call vote, the ordinance was enacted as follows:

24 ayes: Supervisors Gibson, McKinney, Kranig, Pagonis, Anton, Stelljes, Steinhauer, Conlin, Henning, Bates, Clark, Gatlin, Mortimer, Moore, Dunning, Wilkie, Willett, Miller, Leary, DeLuka, Olson, Schraufnagel, Buchanan, LaVelle

0 noes

5 absent: Supervisors Forsythe, Chilson, Smiar, Beckfield, Cronk

#### Committee on Finance and Budget

**Resolution 16-17/108** AUTHORIZING PAYMENT OF VOUCHERS OVER \$10,000 ISSUED DURING THE MONTH OF FEBRUARY 2017

Motion by Supervisor Bates, seconded by Supervisor Conlin, for adoption.

On a roll call vote, the resolution was adopted as follows: .

24 ayes: Supervisors Gibson, McKinney, Kranig, Pagonis, Anton, Stelljes, Steinhauer, Conlin, Henning, Bates, Clark, Gatlin, Mortimer, Moore, Dunning, Wilkie, Willett, Miller, Leary, DeLuka, Olson, Schraufnagel, Buchanan, LaVelle

0 noes

5 absent: Supervisors Forsythe, Chilson, Smiar, Beckfield, Cronk

The Board adjourned at 8:35 p.m.

Respectfully submitted,

A handwritten signature in cursive script that reads "Janet K. Loomis". The signature is written in dark ink and is positioned above the printed name and title.

Janet K. Loomis  
County Clerk

## Update on Living Wage Ordinance and the impact on 2017 funds: 3-31-17

The Living Wage Ordinance (LWO) is summarized on the attached brochure. The LWO applies to the following contracts:

- a. Vendors, providers or companies contracted to provide **services** for E. C. County.
- b. The contract shall be equal to or more than \$30,000/year and the firm must have 20 or more employees.
- c. It does not include professional services.

The ordinance requires these contractors/providers to pay their employees in 2017, a minimum of \$11.68 per hour while performing services for Eau Claire County.

The County's WEBSITE has information about LWO. A link is located on the Purchasing page and a link is located on the County's main page under the section "How do I view?"

- a. The website contains; the ordinance, as approved
- b. The LWO summary page (handout)
- c. The affidavit
- d. FAQ's

The following is a summary of the monetary effect of the Living Wage Ordinance to date.

### DHS Contracts;

- Contracts with 3 firms are still being negotiated, but at this point there is an estimated increase of **\$120,000** for 2017 due to LWO. Some of this increase will be paid for by other funding and some of the increase will be managed by utilization (such as by providing different or less services).
- Seven (7) of 20 active contracts for DHS were considered LWO and one is a government agency therefore 6 contracts are required to be compliant with the LWO. Staff is still working on finalizing contracts for 2017 with 3 firms as noted above and on the excel spreadsheet.

### Other Department Contracts:

- For the other county departments, all (6) contracts that are under the LWO requirement are compliant.
- Some of these contracts were extensions of contracts approved prior to the LWO approval; therefore they are not required to comply for 2017. The total increase of these 6 contracts for 2017 is **\$13,257**.

A detailed spreadsheet is attached.

Any questions contact Frank Draxler, Director of Purchasing & CS, 715-839-4919 or [Frank.Draxler@co.eau-claire.wi.us](mailto:Frank.Draxler@co.eau-claire.wi.us)

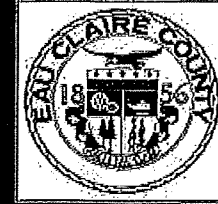
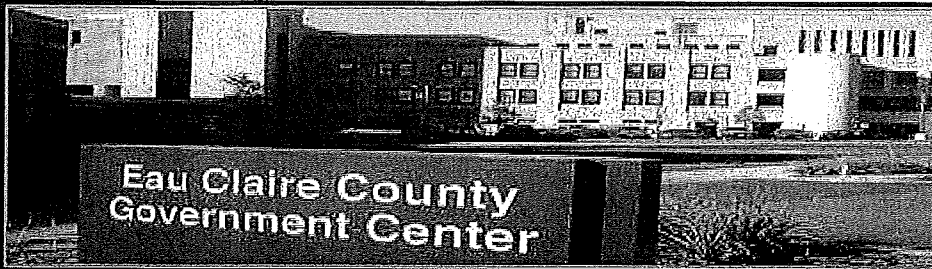
EAU CLAIRE COUNTY REPORT ON IMPACT OF LIVING WAGE ORDINANCE (LWO)  
(PURCHASING CONTRACTS IMPACTED BY THE LWO ONLY)  
FIRST QUARTER 2017

	A	B	C	D	E	F	G	H	I	J	K
	<u>Contract name/description of services</u>	<u>Dept. or Committee</u>	<u>Purchasing Contract Vendor</u>	<u>Date of Contract</u>	<u>2017 Annual Cost</u>	<u>2017 Increase/Decrease Annual Cost due to LWO</u>	<u>Changes in Contract Quantification (# people served, visits, days of service, etc.)</u>	<u>Vendor Increase/Decrease paid staff or hourly wage</u>	<u>Contract Term</u>	<u>Other comments about service level &amp; staffing</u>	<u>2018 Estimated Increase or Decrease in Annual Cost due to LWO</u>
1											
2	Prep & Delivery of Meals on Wheels	ADRC	Sacred Heart	6/21/2016	\$331,000	No increase current contract	No Change	No Info	Ends 12/31/2017		Expecting information by early April
3	Para Transit Rides	ADRC	AbbyVans	1/1/2012	\$108,500	no increase for 2017 due to current contract	2016 rides= 4035 2017 rides = est 5000	increased hourly rate by 12.5%	5 yr contract with 3 one yr extentions		\$16,440 increase due to LWO with an estimated 6000 rides.
4	Custodial Services	Maintenance	ISS	1/1/2017	\$73,317	Increase \$3,407	Cost increase absorbed in budget No Change	Increased hourly rate of contracted staff	One year		\$2,750 based on 3.75% increase
5	Animal care services	Corp Counsel	Humane Association	1/1/2017	\$42,765	\$850	No Change	Increased hourly rate of contracted staff	annual contract		? No info at this time
6	Community Transition Center	CJCC	LSS	1/1/2017	\$380,000	\$9,000	No Change	Increased hourly rate of contracted staff	annual contract		No info
7	Jail Food Services	Sheriff	Aramark	1/1/2017	\$436,000	\$0	Larger amount of meals therefore-reduced per meal cost	Small increase	3+ year	A small increase in the part time employee hourly rate was absorbed by Aramark. \$1.39 vs \$1.42 per meal	No increase due to LWO. Decrease due to larger volume
8	Peer Support/SSI Advocacy/CCS Services	DHS	Center for Independent Living	1/1/2017		\$0	No Change		12/31/2017	Rate based service	No info at this time
9	CCS Services and Job Coaching	DHS	Chippewa River Industries	1/1/2017		\$0	No Change		12/31/2017	Rate based service	Potentially will not contract for Job Coaching services in 2018
10	Shelter Care/CCS Services	DHS	Bolton Refuge House	1/1/2017		\$0	No Change		12/31/2017	Rate based service	No info at this time
11	Birth to 3 Education and Therapy Services	DHS	CESA 10	1/1/2017		\$0	No Change		12/31/2017	Rate based service	No info at this time
12	Residential Placement Services/ CCS Services	DHS	Brotoloc			Potentially 15% or \$120,000 est.	Cost increase absorbed in budget No Change		12/31/2018	Provider increased rate by 15%. Rates are locked in at 2 years Services are reimbursed at fee for service based. Potential increase may be absorbed through other funding sources and will	No info at this time



EAU CLAIRE COUNTY REPORT ON IMPACT OF LIVING WAGE ORDINANCE (LWO)  
(PURCHASING CONTRACTS IMPACTED BY THE LWO ONLY)  
FIRST QUARTER 2017

	A	B	C	D	E	F	G	H	I	J	K
1	<u>Contract name/description of services</u>	<u>Dept. or Committee</u>	<u>Purchasing Contract Vendor</u>	<u>Date of Contract</u>	<u>2017 Annual Cost</u>	<u>2017 Increase/Decrease Annual Cost due to LWO</u>	<u>Changes in Contract Quantification (# people served, visits, days of service, etc.)</u>	<u>Vendor Increase/Decrease paid staff or hourly wage</u>	<u>Contract Term</u>	<u>Other comments about service level &amp; staffing</u>	<u>2018 Estimated Increase or Decrease in Annual Cost due to LWO</u>
13	Crisis Beds	DHS	Aurora Residential			\$0	No Change		12/31/2017	Provider stated it cannot comply with LWO expectations. DHS will continue to review reimbursement monthly and communicate with provider.	No info at this time
14		DHS	Provider #3			Not known			12/31/2017	Still negotiating	No info at this time



EAU  
CLAIRE  
COUNTY

# LIVING WAGE ORDINANCE

Eau Claire County passed a Living Wage Ordinance effective January 1, 2017. This is **only a summary**, for more information visit <http://www.co.eau-claire.wi.us/departments/departments-l-z/purchasing/living-wage-ordinance>.

The Living Wage Ordinance requires that certain contractors, subcontractors, lessees, concessionaires, and recipients of economic development assistance doing business with Eau Claire County shall be subject to pay their employees that perform a service for Eau Claire County a "living" wage. The Eau Claire County living wage is a minimum hourly wage rate equal to a percentage of the poverty income level set forth annually by the U.S. Department of Health and Human Services for a family of four. 100% in 2017, 103.75% in 2018, 107.5% in 2019, 111.25% in 2020 and 115% in 2021. The rate per hour for 2017 is \$11.68.

### Contracts that are covered by the LIVING WAGE ORDINANCE include:

1. All **service contracts** as defined in 2.95.005 A., involving an amount greater than or equal to \$30,000, which includes: *Housekeeping, Security, Landscaping, Maintenance, Clerical Services, Food Services, Other non-professional services*
2. **Personal care or supportive home care** provided to persons with disabilities or the frail elderly by a preferred provider that exclusively contracts with Eau Claire County to provide personal care and supportive home care involving an amount greater than or equal to \$30,000.
3. **Concessions** involving an amount greater than or equal to \$30,000.

### Contracts that are excluded:

1. Contracts with companies doing business with the County that employ **20 or less** employees.
2. Professional service contracts.
3. Purchase of goods or commodities or its delivery.
4. Equipment leases and maintenance.
5. Contracts with any school district, municipality, or any other governmental unit. (e.g. Chippewa Valley Regional Airport and the Eau Claire City-County Health Department).
6. Contracts in which state or federal funder has a prevailing wage requirement.

The Living Wage Ordinance does **not** apply to employees who are not performing services for the County.

Employers under the Living Wage Ordinance must submit a notarized affidavit certifying that it will comply with the requirements of the Living Wage Ordinance as a matter of responsiveness to the bid, RFP or request for qualifications to do business with Eau Claire County. The County reserves the right to inspect any payroll records of any covered employer.

**Professional services are not included in the Living Wage Ordinance.** Professional services shall typically include services customarily rendered by architects, engineers, surveyors, real estate appraisers, certified public accountants, attorneys, financial personnel, medical services, system planning, management and other consultants and services for promotional programs.

*Noncompliance reports and/or general inquiries should be directed to:*

**EAU CLAIRE COUNTY PURCHASING DEPARTMENT**

721 Oxford Avenue, Suite 3414, Eau Claire WI 54703

Email: [purchasing@co.eau-claire.wi.us](mailto:purchasing@co.eau-claire.wi.us) · Phone: (715) 839-5114 · Fax: (715) 839-1669

*[Chapter 2.95 of Eau Claire County Code]*

# Lake Altoona Rehabilitation and Protection District Board

submitted by Sue Miller

The major focus and activity for the LARPD board in 2016, centered around the dredging of Lake Altoona. Due to repairs to the dam, Lake Altoona was drawn down about 9 feet in early 2016. That, coupled with a milder winter, offered the Lake District a unique opportunity – removing the sediment by use of heavy equipment versus the traditional hydraulic methods.

With the collaboration of Eau Claire County and DNR officials, the permitting process was expedited, allowing the dredging to start around mid February and was completed by March 8<sup>th</sup>. In all, 214,000 cubic yards of sediment were removed, most of it where the Eau Claire River and the Five Mile Creek flows into the lake. The cost for the project was \$4.82 per cubic yard removed. Traditionally, the hydraulic method would run \$16 to \$20 a cubic yard. Because they had the opportunity to dredge when the lake was drawn down, it is estimated that this method saved the district residents around \$3 million dollars over the hydraulic process.

Unfortunately, due to the major storm that occurred in September, the board felt it may be necessary to have surveys done at the dredging sites. The flooding of the Eau Claire River and Five Mile Creek had raised the lake level significantly in a short span of time. They agreed to have Ayres do the survey in order to determine what amount of material may have been deposited by that flooding. The report had not been completed by year's end.

The LARPD Board had also been working on a Lake Management Plan. The Plan incorporates three primary goals: 1) improving the fish habitat by dropping trees and fish cribs in strategic places in the lake. In order to accomplish this goal, they need to apply for a DNR permit as well as get permission from various landowners for the habitat installation; 2) water quality monitoring; and, 3) sedimentation monitoring. Both of the latter goals will be ongoing projects that will require assistance from volunteers, professionals and likely an investment in some testing instruments.

# CHIPPEWA-EAU CLAIRE METROPOLITAN PLANNING ORGANIZATION

## Annual Liaison Report

January 1, 2016 to December 31, 2016

Jim Dunning, County Representative

Kevin Stelljes, County Representative

The Chippewa-Eau Claire Metropolitan Planning Organization (MPO) met five times during 2016. During 2016, the following actions or discussions were held.

1. A review of Chapter X–Financial Plan for the Implementation of the Long Range Transportation Plan was reviewed. The challenges and methodology used to meet the federal requirement to financially constrain recommendations for the 30-year horizon of the long range plan were explained. The issues of inflation and oil prices were considered. The draft chapter was approved.
2. The draft Long Range Transportation Plan was reviewed and released for public review in February.
3. The Long Range Transportation Plan for Chippewa-Eau Claire Metropolitan Planning Area – 2045 was approved in March.
4. The Committee approved the staff rankings of the Transportation Alternative Program (TAP) projects within the urbanized area. The infrastructure projects included bike trails, Safe Routes to Schools and the Eau Claire Downtown Riverwalk. Future planning will be done on a three county bike plan and regional Safe Routes to Schools.
5. Resolution 16-02 was approved. This resolution made changes to the Chippewa-Eau Claire Urbanized Area plan for 2016-2020.
6. The Chippewa-Eau Claire Metropolitan Planning Organization Public Participation Plan was reviewed and approved.
7. Resolution No. 16-03 was reviewed and approved. This included the approval of a 35-foot transit bus for Eau Claire Transit and two ADA, side-loan minivans for Chippewa Falls Shared Ride Taxi.
8. Resolution No. 16-04 amended the 2016 Unified Work Program for the Chippewa-Eau Claire MPO for the period of January 1, 2016 through December 31, 2016. This resolution reallocated \$5,250 from the “Long Range Transportation Planning” element to the “Direct Expenses” element. It will be used to buy a computer and plotter.
9. A review of the bicycle and pedestrian plan for the MPO area is being conducted by West Central Regional Planning (WCWRPC).
10. WCWRPC is also conducting an assessment of the Eau Claire Transit bus stops for ADA compliance and other physical attributes.

11. Resolution No. 16-06 amended the Transportation Improvement Program for the Chippewa-Eau Claire Urbanized Area (2016-2020). A project covered in this amendment is the construction of a trail to fill the gap in the Old Abe Trail in the Village of Lake Hallie and the City of Chippewa Falls. It also included a list of WisDOT projects that had funding levels adjusted for inflation, phases added, and projects rescheduled.
12. Resolution No. 16-07 amended the 2016 Unified Work Program for the period of January 1, 2016 through December 31, 2016. This allowed the extension of several projects into 2017 and the carry-over of an estimated \$35,000 into 2017 to fund these projects. Some of the projects involved included the bicycle and pedestrian plan, the ECT bus stop analysis and policy development.
13. The 2017 Work Program was approved.

Submitted by Jim Dunning, Supervisor for District 18

1 PROCLAMATION

2  
3  
4 -PROCLAIMING THE WEEK OF APRIL 30<sup>TH</sup> TO MAY 7<sup>TH</sup> AS "SOIL AND WATER  
5 STEWARDSHIP WEEK" IN EAU CLAIRE COUNTY-

6  
7 WHEREAS, fertile soil and clean water provide us with our daily sustenance; and

8  
9 WHEREAS, effective conservation practices have helped provide us a rich standard  
10 of living; and

11  
12 WHEREAS, our security depends upon healthy soil and clean water; and

13  
14 WHEREAS, stewardship calls for each person to help conserve these precious  
15 resources; and

16  
17 NOW, THEREFORE, I, Gregg Moore, Chair of the Eau Claire County Board of  
18 Supervisors, do hereby proclaim April 30<sup>th</sup> to May 7<sup>th</sup>, 2017 as "Soil and Water Stewardship  
19 Week" in Eau Claire County.

20  
21 PRESENTED: This 7<sup>th</sup> day of March, 2017.

22  
23  
24   
25 \_\_\_\_\_  
26 Gregg Moore, County Board Chair

**FACT SHEET**

**TO FILE NO. 16-17/106**

The review of Chapters 2.48, 2.50, 2.73 and 2.87 is included as part of the strategic plan process.

**Section 1-4.** Corrects and updates four sections of the code that refer to a section of the code that no longer exists.

**Section 5.** The existing provision regarding veteran's transportation is outdated and has not been offered for a number of years. The new language recognizes that the veteran services director has been successful in having the Veterans Administration provide funding for a vehicle including maintenance costs. Please note that providing this service is contingent on the Veteran's Administration continuing to fund vehicle purchase and maintenance costs. This program currently involves collaboration with the sheriff's office, for holding the keys and distributing them to the van drivers. New software will also be purchased to facilitate and manage the riders and drivers of the van. Transportation will be provided to veterans facilities as determined by the veteran services director.

**Section 6.** Repeals an outdated Chapter of the code regarding use of computer numbers for lottery credit conveyances. This is regulated solely by the State of Wisconsin.

**Section 7.** This chapter on distribution and mailing system is outdated in some respects and is entirely operational in nature, not requiring policy adoption by the county board. The process is managed by the Purchasing Director.

Fiscal Impact: No fiscal impact.

Respectfully Submitted,



Keith R. Zehms  
Corporation Counsel

KRZ/yk

Ordinance/16-17.106 Fact

2  
3 - TO AMEND SECTION 2.48.110 OF THE CODE: AQUATIC RECREATION  
4 PROVISIONS—APPLICABILITY AND ENFORCEMENT; TO AMEND SECTION  
5 2.48.130 OF THE CODE: AQUATIC RECREATION PROVISIONS-BOATING  
6 REGULATIONS; TO AMEND SECTION 2.48.140 C. OF THE CODE: AQUATIC  
7 RECREATION PROVISIONS—MARKERS AND NAVIGATIONAL AIDS; TO AMEND  
8 SECTION 2.48.150 A. OF THE CODE: AQUATIC RECREATION PROVISIONS—  
9 VIOLATION—PENALTIES; TO REPEAL AND RECREATE SECTION 2.50.500 OF  
10 THE CODE: VETERANS TRANSPORTATION; TO REPEAL SECTION 2.73 OF THE  
11 CODE: USE OF COMPUTER NUMBERS FOR LOTTERY CREDIT CONVEYANCES;  
12 TO REPEAL SECTION 2.87 OF THE CODE: DISTRIBUTION AND MAILING  
13 SYSTEM -

14  
15 The County Board of Supervisors of the County of Eau Claire does ordain as follows:

16  
17 **SECTION 1.** That Section 2.48.110 of the code be amended to read:

18  
19 2.48.110 Aquatic recreation provisions--Applicability and enforcement. The provisions  
20 of ~~2.48.090~~ 2.48.110 through 2.48.150 shall apply to the waters of Lake Altoona, within the  
21 territorial jurisdiction of the city of Altoona, town of Washington, and town of Seymour; and the  
22 waters of Eau Claire Lake, within the territorial jurisdiction of the town of Ludington and the  
23 town of Bridge Creek. The provisions of ~~2.48.090~~ 2.48.110 through 2.48.150 shall be enforced  
24 by the sheriff and the DNR.

25  
26 **SECTION 2.** That Section 2.48.130 of the code be amended to read:

27  
28 2.48.130 Aquatic recreation provisions--Boating regulations. In addition to the traffic  
29 rules in Wis. Stat. § 30.65, adopted in 2.48.120 of this chapter, the following rules shall apply to  
30 boats using the waters covered by ~~2.48.090~~ 2.48.110 through 2.48.150:

31  
32 **SECTION 3.** That Subsection C. of Section 2.48.140 of the code be amended to read:

33  
34 C. Interference with Markers Prohibited. No person shall without authority remove,  
35 damage or destroy or moor or attach any watercraft to any buoy, beacon or marker placed in the  
36 waters of any lake by the authority of the United States, state, county or town, or by any private  
37 person pursuant to the provisions of ~~2.48.090~~ 2.48.110 through 2.48.150.

38  
39 **SECTION 4.** That Subsection A. of Section 2.48.150 be amended to read:

40  
41 2.48.150 Aquatic recreation provisions--Violation--Penalties.  
42 A.—Any person who violates any provision of ~~2.48.090~~ 2.48.110 through 2.48.150  
43 shall upon conviction thereof be punished as provided in 1.16.010.

44  
45 **SECTION 5.** That Section 2.50.500 of the code is repealed and recreated to read:

46  
47 2.50.500 Veterans transportation. Contingent on the Veterans Administration funding a  
48 vehicle, including maintenance costs, transportation will be provided to veterans facilities as  
49 determined by the veteran services director.



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**SECTION 6.** That Chapter 2.73 of the code be repealed.

**SECTION 7.** That Chapter 2.87 of the code be repealed.

ADOPTED:

S. Gerald D. Decker  
Kathleen Clark  
Guy F. Hoop  
Calvin Pate  
Committee on Administration

KRZ/yk

Dated this 14 day of March, 2017.

ORDINANCE/16-17.106

APPROVED BY  
CORPORATION COUNSEL  
AS TO FORM

## FACT SHEET

### TO FILE NO. 16-17/107

The review of Title 1 is part of the strategic plan process.

**SECTION 1.** Updates the location of the seat of county government to incorporate the new jail and reconfiguration of city streets surrounding it.

**SECTION 2.** Updates definition of employee to be consistent with the Employee Policy Manual.

**SECTION 3.** Updates the definition of gender to be consistent with state statutes.

**SECTION 4.** Changes reference to dictionary. More recent Wisconsin cases cite The American Heritage Dictionary of the English Language.

**SECTION 5.** Updates code to be consistent with state statutes and current practice.

**SECTION 6.** Updates statutory reference.

**SECTION 7.** Updates wording to be consistent with statutory reference.

**SECTION 8.** Updates language to reflect due process standards and to reference statutory provision regarding issuance of special inspection warrants.

**SECTION 9.** Updates statutory reference.

**SECTION 10.** Corrects typos.

**SECTION 11.** Updates statutory references.

**SECTION 12.** Corrects wording.

**SECTION 13.** Updates code to conform to with state statutes and current practice.

**SECTION 14.** Corrects wording.

**SECTION 15.** Corrects wording.

**SECTION 16.** Changes reference to dictionary. More recent Wisconsin cases cite The American Heritage Dictionary of the English Language.

**SECTION 17.** Corrects reference to county code section.

**SECTION 18.** Updates code to reflect current practice since the Journal of Proceedings is now available on the County website.

**SECTION 19.** Updates code to recognize the fact that electronic copies of the journal of proceeds are now available.

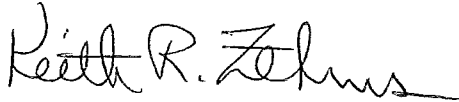
**SECTION 20.** The county clerk no longer sells copies of the county code nor the updates to the county code.

**SECTION 21.** Updates the code to reflect correct code citations including a code section that has been repealed and one that is a duplicate.

**SECTION 22.** Updates the list of enforcement officials to reflect other code provisions and current position titles.

Fiscal Impact: No fiscal impact.

Respectfully Submitted,

A handwritten signature in black ink that reads "Keith R. Zehms". The signature is written in a cursive style with a large initial "K".

Keith R. Zehms  
Corporation Counsel

KRZ/yk

Ordinance/16-17.107 Fact

2  
3 - TO AMEND SECTION 1.01.020 A. OF THE CODE: COUNTY COURTHOUSE; TO  
4 AMEND SECTION 1.02.010 A. 2. d. OF THE CODE: DEFINITIONS AND GRAMMATICAL  
5 INTERPRETATIONS; TO AMEND SECTION 1.02.010 C. 1. OF THE CODE: DEFINITIONS  
6 AND GRAMMATICAL INTERPRETATIONS; TO AMEND SECTION 1.02.040 D. OF THE  
7 CODE: CONSTRUCTION OF LEGISLATION; TO REPEAL AND RECREATE SECTION  
8 1.04.030 OF THE CODE: METHOD OF FILLING VACANCIES ON THE COUNTY BOARD;  
9 TO AMEND SECTION 1.08.001 A. OF THE CODE: STATEMENT OF AUTHORITY AND  
10 INTENT; TO AMEND FOOTNOTE FOR CHAPTER 1.08: COUNTY SUPERVISORY  
11 DISTRICTS; TO AMEND REPEAL AND RECREATE SECTION 1.12.010 OF THE CODE:  
12 RIGHT OF ENTRY; TO AMEND SECTION 1.16.010 C. OF THE CODE: GENERAL  
13 FORFEITURE ASSESSMENT; TO AMEND SECTION 1.16.020 OF THE CODE:  
14 NONPAYMENT OF FEES CHARGED FOR COUNTY SERVICES; TO AMEND  
15 FOOTNOTE FOR CHAPTER 1.16 OF THE CODE: FORFEITURES AND ASSESSMENTS;  
16 TO AMEND SECTION 1.22.020 OF THE CODE: DEFINITIONS; TO REPEAL AND  
17 RECREATE SECTION 1.22.030 OF THE CODE: PUBLICATION OF ORDINANCES; TO  
18 AMEND SECTION 1.22.040 A. OF THE CODE: PUBLICATION OF PROCEEDINGS; TO  
19 AMEND SECTION 1.22.045 A. OF THE CODE: JOURNAL OF PROCEEDINGS; TO  
20 AMEND SECTION 1.22.055 C. OF THE CODE: CORRECTING OF TYPOGRAPHICAL  
21 ERRORS; TO AMEND SECTION 1.22.058 A. OF THE CODE: CERTIFIED COPIES OF  
22 PROCEEDINGS AND ACTS BY CLERK; TO REPEAL AND RECREATE SECTION  
23 1.22.058 D. OF THE CODE: CERTIFIED COPIES OF PROCEEDINGS AND ACTS BY  
24 CLERK; TO AMEND SECTION 1.22.059 OF THE CODE: LEGAL PRESUMPTION OF  
25 VALIDITY; TO REPEAL SECTION 1.22.100 OF THE CODE: SALE OF COUNTY CODE  
26 AND ANNUAL UPDATES BY COUNTY CLERK; TO AMEND SECTION 1.50.020 A. OF  
27 THE CODE: SCHEDULE OF DEPOSITS; TO AMEND SECTION 1.50.030 OF THE CODE:  
28 SCHEDULE OF DEPOSITS-

29  
30 The County Board of Supervisors of the County of Eau Claire does ordain as follows:

31  
32 **SECTION 1.** That Subsection A. of Section 1.01.020 of the code be amended to read:

33  
34 A. The official name of the seat of county government is designated as the county  
35 courthouse which shall refer to the composite structure located on the ~~block~~ parcel of land  
36 bordered by Oxford Avenue, Grand Avenue, Second Avenue, First Avenue, and Lake Street.

37  
38 **SECTION 2.** That subparagraph d. of paragraph 2. of Subsection A. of Section 1.02.010  
39 of the code be amended to read:

40  
41 d. "Employee" means a person, ~~other than an elected official, who~~  
42 ~~provides the county certain defined services in exchange for regular county wages or salary and~~  
43 ~~benefits and who is subject to the control and direction of a supervisor. as defined in the~~  
44 Employee Policy Manual.  
45  
46  
47  
48

1           **SECTION 3.** That paragraph 1. of Subsection C. of Section 1.02.010 of the code be  
2 repealed and recreated to read:

3  
4           1.           Gender. Words importing one gender extend and may be applied to any  
5 gender.

6  
7           **SECTION 4.** That Subsection D. of Section 1.02.040 of the code be amended to read:

8  
9           D.       On questions of common and approved definitions of words not specifically  
10 defined in the code of general ordinances, ~~Webster's New International Dictionary~~ The American  
11 Heritage Dictionary of the English Language shall be the standard.

12  
13           **SECTION 5.** That Section 1.04.030 of the code be repealed and recreated to read:

14  
15           1.04.030 Method of filling vacancies on the county board.

16           A.       Vacancies in the office of county supervisor may be filled by appointment of the  
17 county board chair, subject to confirmation by the county board. Persons interested in being  
18 appointed shall submit a resume in accord with 2.05.002, and shall attend the hearing. A person  
19 so appointed and confirmed shall hold office until his or her successor is elected as provided in  
20 this chapter

21           B.       The board by resolution may order a special election if the requirements of Wis.  
22 Stat. §§ 59.10(3)(e) and 8.50 are met.

23  
24           **SECTION 6.** That Subsection A. of Section 1.08.001 of the code be amended to read:

25  
26           A.       Pursuant to Wis. Stat. § 59.10~~(2)(a) and (3)(b)~~, the county board by ordinance  
27 duly certified by the county clerk and filed in the clerk's office, hereby adopts the supervisory  
28 district reapportionment plan based upon the 2010 decennial federal census.

29  
30           **SECTION 7.** That the footnote for Chapter 1.08 of the code be amended to read:

31  
32           \*       For statutory provisions regarding ~~compositions~~, election and terms of county board, see  
33 WSA 59.10.

34  
35           **SECTION 8.** That section 1.12.010 of the code be repealed and recreated to read.

36  
37           1.12.010 Right of entry. Authorized officials of the county, defined as "peace officers"  
38 in Wis. Stat. § 66.0119(1)(b), shall have the right of entry for purposes of carrying out duties or  
39 powers imposed upon them by statute or ordinance. Such officials shall, except in the case of  
40 emergencies, seek consent from the owner and/or occupant to inspect the property or premises.  
41 The owner and/or occupant, if they can be located after reasonable effort, shall be given 24 hours  
42 written notice of the authorized official's intention to inspect. The notice transmitted to the  
43 owner and/or occupant shall state that the property owner has the right to refuse entry and that in  
44 the event such entry is refused, inspection may be made only upon issuance of a special  
45 inspection warrant pursuant to Wis. Stat. § 66.0119.

1           **SECTION 9.** That Subsection C. of Section 1.16.010 of the code be amended to read:

2  
3           C.     No ordinance violation shall be construed as a misdemeanor nor shall  
4 imprisonment be imposed as a punishment for violation of any ordinance except that one  
5 convicted of violating an ordinance may be imprisoned for a period not to exceed six months as a  
6 means of enforcing payment of the forfeiture and costs. Subject to the discretion of the  
7 corporation counsel, costs shall be assessed against a convicted violator under Wis. Stat. §  
8 814.04(1)(b), and in the event of his or her failure to pay the forfeiture and costs assessed by the  
9 court, the judgment may be enforced by execution under Wis. Stat. ch. 815.

10           **SECTION 10.** That Section 1.16.020 of the code be amended to read:

11  
12           1.16.020 Nonpayment of fees charged for county services. Any person who fails or  
13 refuses to pay, when appropriately billed for or requested to pay, a fee charged for the provision  
14 of a particular county service, pursuant ~~therefore~~ to a schedule established ~~therefore~~ whether  
15 under an ordinance or a rule of the city-county board of health, shall be subject to a forfeiture of  
16 \$50 for each such offense.  
17

18  
19           **SECTION 11.** That the footnote for Chapter 1.16 of the code be amended to read:

20  
21     \*     For statutory provisions where a statute requires the penalty under a county ordinance to  
22 conform to the penalty provided by statute, such ordinance may impose only a forfeiture and  
23 may provide for imprisonment in case of default, see WSA ~~66.115~~ 66.0109; for the provisions  
24 regarding civil actions to collect forfeitures and penalties, see WSA ~~66.12~~ 66.0114.

25  
26           **SECTION 12.** That Section 1.22.020 of the code be amended to read:

27  
28           1.22.020 Definitions. In ~~construction of~~ construing the provisions of this chapter, the  
29 following definitions shall be utilized:

30  
31           **SECTION 13.** That Section 1.22.030 of the code be repealed and recreated to read:

32  
33           1.22.030 Publication of ordinances.

34           A.     Each ordinance and resolution shall be properly enrolled and duly attested by the  
35 county clerk immediately after adoption by the county board.

36           B.     Immediately upon adoption by the county board, each enrolled ordinance shall be  
37 published in the official newspaper by the county clerk as a class 1 notice under Wis. Stat. ch.  
38 985 or as a notice under Wis. Stat. § 59.14(1m).

39           C.     The full text of ordinances enacted by the county board shall be available in the  
40 office of the county clerk. A complete set of ordinances shall be available in the office of the  
41 county clerk and on the official Eau Claire County web site.

42  
43           **SECTION 14.** That Subsection A. of Section 1.22.040 of the code be amended to read:

44           A.     A duly attested copy of the official proceedings of each county board meeting  
45 shall be published by the county clerk in the official newspaper as a class 1 notice under Wis.  
46 Stat. ch. 985, within 10 days after approval thereof by the county board. Publication of the  
47 journal of proceedings shall, in no case, be later than 60 days after the adjournment completion  
48 of such meeting the last session year.

1           **SECTION 15.** That Subsection A. of Section 1.22.045 of the code be amended to read:

2  
3           A.     The county clerk shall prepare ~~printer's~~ a hard copy of the journal of proceedings  
4 of the board subsequent to board approval of the official proceedings recorded by the clerk for  
5 each meeting, in the following manner:

6  
7           **SECTION 16.** That Subsection C. of Section 1.22.055 of the code be amended to read:

8  
9           C.     On questions of orthography ~~Webster's New International Dictionary~~ The  
10 American Heritage Dictionary of the English Language shall be taken as the standard.

11  
12           **SECTION 17.** That Subsection A. of Section 1.22.058 of the code be amended to read:

13  
14           A.     Prior to the printing of the journal of proceedings, the clerk shall, upon request,  
15 prepare certified copies of acts adopted during the session from the enrolled copies and of the  
16 proceedings from the official copy published under 1.22.040 A. After printing of the journal, the  
17 clerk shall prepare certified copies from the official journal of proceedings or the certified copy  
18 thereof as designated in 1.22.045 ~~D.~~ B.

19  
20           **SECTION 18.** That Subsection D. of Section 1.22.058 of the code be repealed and  
21 recreated to read:

22  
23           D.     A copy of the journal of proceedings will be available on the County website.

24  
25           **SECTION 19.** That Section 1.22.059 of the code be amended to read:

26  
27           1.22.059 Legal presumption of validity. The certified copies of the journals of  
28 proceedings under 1.22.045 A. shall be conclusively accepted for all intents and purposes as  
29 being as valid as the official journals. Printed and electronic copies of said journals are prima  
30 facie evidence of the official proceedings and acts of the county board.

31  
32           **SECTION 20.** That Section 1.22.100 of the code is repealed.

33  
34           **SECTION 21.** That Subsection A. of 1.50.020 of the code be amended to read:

35  
36           1.50.020 Schedule of deposits.

37

38	<u>2.52.050</u>	Board of health regulations	\$100.00
39	<u>4.35.100</u>	Telecommunications facility fees	500.00
40	<del>9.60.040</del> <u>9.60.030</u>	Prohibitions - Clean indoor air act	25.00
41	<del>16.30.520 A.4</del>	Forest use regulations	100.00

42  
43           **SECTION 22.** That Section 1.50.030 of the code be amended to read:

44  
45           1.50.030 Issuance of citations.

46           A.     Any law enforcement officer in the county as defined in 9.46.005 B. may issue  
47 citations for enforcement of any ordinance authorized under this chapter.

48           B.     The following officials of Eau Claire County are authorized to issue citations for  
49 enforcement of those ordinances specified which are directly related to their official

1 responsibilities. Such officials may delegate this authority to their subordinates in writing and  
2 filed with the clerk of circuit court.

3  
4 ORDINANCE NUMBER AND TITLE

ENFORCEMENT OFFICIAL

5  
6 Title 8, Health and Safety

Director, city-county  
health department, county sheriff  
for 8.12.060 only

7  
8  
9  
10  
11 Chapter 9.40, Assemblies

County sheriff, city-county health  
department director, planning &  
development department  
director or land use manager

12  
13  
14  
15  
16 Chapter 9.60, Clean Indoor Air Act

~~County officials in charge of the~~  
~~various county buildings~~ County  
sheriff

17  
18  
19  
20 Chapter 9.80, Juvenile offenses

County sheriff, municipal  
police and superintendents of  
schools, ~~or their designees.~~

21  
22  
23  
24 Chapter 10.04, Vehicles and  
25 Traffic

County sheriff and deputy sheriffs

26  
27 Chapter 10.81  
28 Courthouse Parking  
29 Regulations

~~Courthouse superintendent~~  
~~of buildings and grounds~~  
~~and county sheriff~~ Facilities  
director and Eau Claire Police  
Department

30  
31  
32  
33 Title 12, Subtitle 1. Aeronautics

~~Airport director and airport~~  
~~security police,~~ Eau Claire Police  
Department

34  
35  
36  
37 Chapter 12.73, Mandatory Separation  
38 of Recyclables from Refuse

County sheriff, ~~assoc~~ senior,  
planner, city-county health  
department director

39  
40  
41 Chapter 12.74, County Residential  
42 Brush Disposal Site Regulations

County sheriff, ~~assoc~~ senior  
planner, city-county health  
department director

43  
44  
45 Chapter 15.01, Building Code

Building inspector,  
land use technician

46  
47  
48 Title 16 I., Parks and Forest

Director, parks and forest  
department



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Title 17, Land Conservation and Surveying

LCD Supervisor or designee  
Planning & development  
department director, land  
conservation manager

Title 18, Zoning

Planning and development  
department director, land  
use manager

ADOPTED:

*Calvin D. ...*  
*Debra ...*  
*Mark ...*  
*Kathleen ...*  
*Larry ...*  
\_\_\_\_\_  
Committee on Administration

KRZ/ch/yk

Dated this 14 day of March, 2017.

ORDINANCE/16-17/107

APPROVED BY  
CORPORATION COUNSEL  
AS TO FORM

**FACT SHEET**

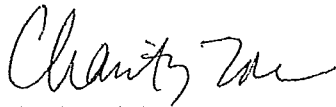
**TO FILE NO. 16-17/112**

Access to the national air transportation system keeps communities viable in a global economy. Scheduled airline service provides the Chippewa Valley with access to the world and the world access to the Chippewa Valley. Funding for scheduled airline service to and from the Chippewa Valley is currently needed through a federal program called the Essential Air Service (EAS) program. President Trump's FY2018 budget includes elimination of the EAS program. Elimination of the EAS program would not result in lowering the average resident's income tax burden. It would merely result in loss of airline service to 173 communities in 36 states, or 30% of the airports that currently have scheduled airline service in the United States.

The Chippewa Valley Regional Airport Commission is committed to continued public education of local airline service options with the goal of ultimately eliminating the need for the EAS program. Total revenue passengers utilizing the Chippewa Valley Regional Airport in 2016 increased 9% over 2015 and year over year increases have continued into 2017.

Fiscal Impact is a minimum annual reduction of \$350,000 in airport revenue if EAS is eliminated.

Respectfully submitted,



Charity Zich  
Airport Director

2  
3 - **SUPPORTING CONTINUED FUNDING OF THE ESSENTIAL AIR SERVICE (EAS)**  
4 **PROGRAM -**  
5

6 WHEREAS, President Trump’s FY18 Budget eliminates funding for the Essential Air  
7 Service (EAS) program which provides funding for airline service to the Chippewa Valley; and  
8

9 WHEREAS, EAS is a federal program enacted to guarantee air service to small  
10 communities in the U.S., served by certificated airlines prior to airline deregulation to maintain a  
11 minimal level of scheduled air service that otherwise would not be profitable; and  
12

13 WHEREAS, the EAS program provides access to the national air transportation system in  
14 173 communities in 36 states; and  
15

16 WHEREAS, approximately 30% of the airports in the United States receiving airline  
17 service are getting the service under the EAS program; and  
18

19 WHEREAS, the EAS program is user fee funded with a portion of the funds coming from  
20 aviation overflight fees and the remaining funds coming from the Aviation Trust Fund which is  
21 funded through aviation user fees; and  
22

23 WHEREAS, access to the national transportation system for scheduled air service  
24 through the Chippewa Valley Regional Airport is essential for attracting and maintaining  
25 businesses to the Chippewa Valley.  
26

27 WHEREAS, currently The Chippewa Valley Regional Airport has daily scheduled airline  
28 service to Chicago; and  
29

30 WHEREAS, the Chippewa Valley Regional Airport served 43,578 total passengers in 2016;  
31 and  
32

33 WHEREAS, loss of scheduled air service will negatively impact the ability of the Chippewa  
34 Valley Regional Airport to support private and business aircraft operations since the amount of user  
35 fee funded capital improvements the airport receives is tied to the number of passenger  
36 enplanements; and  
37

38 WHEREAS, if Chippewa Valley Regional Airport drops below 10,000 passengers per year  
39 the Federal Aviation Administration funding for airport capital improvements will drop from \$1  
40 million per year to \$150,000 per year; and  
41

42 WHEREAS, air passengers utilizing the Chippewa Valley Regional Airport in 2014 spent  
43 \$4.3 million and supported 70 additional jobs in the Chippewa Valley, with a payroll of \$1.3 million;  
44 and  
45

46 WHEREAS, the direct effect of the airport on the Chippewa Valley economy in 2014 totaled  
47 157 employees, a payroll of \$7.8 million and \$41.6 million in economic output.  
48  
49

1 NOW THEREFORE BE IT RESOLVED by the Eau Claire County Board of Supervisors that  
2 it supports continued funding for the EAS program.

3  
4 BE IT FURTHER RESOLVED that the Eau Claire County Board of Supervisors directs the  
5 county clerk to forward this resolution to President Donald Trump, Congressmen Ron Kind and Sean  
6 Duffy, and Speaker of the House Paul Ryan, Senators Tammy Baldwin and Ron Johnson and  
7 Governor Scott Walker and the Wisconsin Counties Association.

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20 \_\_\_\_\_  
Committee on Administration

21 **KRZ/yk**

22 Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

23 ORDINANC/16-17/112

APPROVED BY  
CORPORATION COUNSEL  
AS TO FORM

**FACT SHEET**  
**File No. 16-17/103**

**RE:** Rezoning Petition from Matthew & Michelle Stowe to rezone 26.67 acres +/- from to A-P (Agricultural Preservation District) to A-3 (Agricultural District) for the purpose of constructing a single family residence for the property owner.

**Legal Description and Location:** Portion of the SW¼ SW¼ of Section 19, T25N, R9W, Town of Pleasant Valley, Eau Claire County, Wisconsin (complete legal description attached)

**Size of area to be rezoned:** 26.67 acres +/-

**ADJACENT ZONING & LAND USES:**

LOCATION	ZONING	LAND USE
Subject	A-P	Woodlands & pasture
North	A-R, A-3	Woodlands; Single-family residence
East	A-P	Agricultural fields
South	A-P	Agricultural fields; Woodlands
West	A-P	Agricultural fields

**LAND USE PLANS:** The Eau Claire County Future Land Use Map includes this property in the Rural Lands (RL) planning area, and the Town of Pleasant Valley Future Land Use Map includes this property in the Rural Preservation (RP) planning area. Following is a description of the intent of the applicable County and Town comprehensive plan future land use categories:

**Rural Lands (RL)**

**Eau Claire County Intent and Description:** The primary intent of these areas is to “preserve productive agricultural lands, protect existing farm & forestry operations from encroachment by incompatible uses, promote further investments in farming, maintain farmer eligibility for incentive programs, and preserve wildlife habitat and open spaces. In other words, to preserve the rural character of these areas.”

**Rural Preservation (RP)**

**Town of Pleasant Valley Intent and Description:** The primary intent of these areas is to “preserve productive agricultural lands in the long-term, protect existing farm & forestry operations from encroachment by incompatible uses, promote further investments in farming, maintain farmer eligibility for incentive programs, and to preserve wildlife habitat and open spaces. In other words, to preserve the rural character of these areas. However, the term rural preservation is not intended to imply that changes in land use will not occur in these areas.”

**Staff Conclusions and Recommendation:** Staff finds that the proposed rezoning request substantially conforms with the Eau Claire County Comprehensive Plan and the Town of Pleasant Valley finds that the proposed rezoning conforms with the Town of Pleasant Valley Comprehensive Plan. The Eau Claire County Comprehensive Plan recognizes that the proposed A-3 zoning district is consistent and therefore allowed within the mapped Eau Claire County Rural Lands and Town of Pleasant Valley Rural Preservation future land use designations.

**Town Board Action:** The Town of Pleasant Valley Town Board considered this rezoning petition on Monday, March 13, 2017 and recommended approval (3-0 vote) of the rezoning.

**Committee Action:** The Eau Claire County Committee on Planning and Development conducted the required public hearing on Tuesday, March 28, 2017 regarding the proposed rezoning.

On a vote of in favor 5 and 0 against, the Committee recommends approval of the rezoning petition to the County Board. The committee considered the applicant’s testimony as well as the Town Board’s and staff’s recommendations in their deliberations.

Respectfully submitted on behalf of the Committee on Planning and Development,



Matt Michels, AICP  
Senior Planner

2  
3 - AMENDING THE 1982 OFFICIAL ZONING DISTRICT BOUNDARY MAP FOR THE  
4 TOWN OF PLEASANT VALLEY -  
5

6 The County Board of Supervisors of the County of Eau Claire does ordain as follows:  
7

8 **SECTION 1** That the 1982 Official Zoning District Boundary Map for the Town of  
9 Pleasant Valley, Eau Claire County described as follows:  
10

11 **That part of the SW ¼ of the SW ¼ of Section 19, Township 25 North,**  
12 **Range 9 West, lying South of County Highway WW and that part of**  
13 **the SE ¼ of the SW ¼ of Section 19, Township 25 North, Range 9**  
14 **West, lying South of County Highway WW and West of what is**  
15 **known as Goff Road, all in Town of Pleasant Valley, Eau Claire**  
16 **County, Wisconsin.**  
17

18 **Said described lands contain 26.67 acres to be reclassified from the**  
19 **A-P Agricultural Preservation District to the A-3 Agricultural**  
20 **District.**  
21

22 **SECTION 2** Where a certified survey map is required and may alter the above  
23 described property description, the official zoning district map for the  
24 town shall be automatically amended to reflect the property description of  
25 the certified survey map.  
26

27 ENACTED: I hereby certify that the foregoing correctly represents the  
28 action taken by the undersigned Committee on  
29 March 28, 2017 by a vote of 5 for, 0 against.  
30

31   
32 \_\_\_\_\_  
33 Planning & Development Committee, Chairperson

APPROVED BY  
CORPORATION COUNSEL  
AS TO FORM



## EAU CLAIRE COUNTY PLANNING STAFF RECOMMENDATION

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**REZONE NUMBER:** RZN-0001-17                      **COMPUTER NUMBER:** 018104806000

**PUBLIC HEARING DATE:** March 28, 2017

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**STAFF CONTACT:** Matt Michels, AICP, Senior Planner

**OWNER/AGENT:** Matthew & Michelle Stowe, 2208 Frona Pl, Eau Claire, WI 54701

**REQUEST:** Rezone 26.67 acres +/- of land from A-P (Agricultural Preservation) District to A-3 (Agricultural) District to allow the construction of a single family residence, with approximately 17 acres of hardwoods and pines remaining in a Conservation Reserve Program (CRP)

**LOCATION:** Co Hwy WW between Co Hwy W and Co Hwy FF

**LEGAL DESCRIPTION:** Portion of the SW¼ SW¼ of Section 19, T25N, R9W, Town of Pleasant Valley, Eau Claire County, Wisconsin (complete legal description attached)

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### BACKGROUND

#### SITE CHARACTERISTICS:

- Majority of property (19.35 acres) is enrolled in USDA Conservation Reserve Program (CRP) and includes a mix of hardwoods and pines
- Property contains large areas of steep (20% or greater) slopes
- Crop farming is limited by soil types and topography

#### CURRENT ZONING:

AP Agricultural Preservation District. The A-P Agricultural Preservation District is established to:

- Preserve and protect those areas best suited for agricultural, forestry or open-space uses by minimizing fragmentation of contiguous agricultural or forest lands for the benefit and use of current and future generations;*
- Provide for a wide range of agricultural uses typically associated with the continued production of food and fiber while recognizing that such uses may involve noise, dust, odor, or operation of heavy equipment for long periods of time;*
- Strengthen and diversify a predominately agricultural and forestry-based economy by providing for a range of economic opportunities for property owners which are generally compatible with and supportive of agriculture or forestry operations as either permitted or conditional uses;*
- Comply with standards contained in Wis. Stat. ch. 91 to permit eligible landowners to receive tax credits under Wis. Stat. § 71.09, in conjunction with their agricultural operations;*
- Preserve rural character and promote the efficient use of public infrastructure and utilities by minimizing the adverse effects of urban sprawl along with its associated expense;*
- Promote environmental quality through the use of conservation practices designed to minimize erosion of productive soils and deter the delivery of sediment and nutrients to the waters of our state;*
- Minimize land use conflicts which occur when agricultural and non-agricultural uses are intermixed or not adequately separated; and*
- Provide for carefully regulated extraction of nonmetallic mineral resources through Eau Claire County's permitting processes to ensure compatibility with adjacent land uses, minimize impacts to*

*natural resources, and to restore lands to productive agricultural use consistent with locally approved reclamation plans.*

**REQUESTED ZONING DISTRICT:**

The petition is to rezone the 26.67-acre property described above from the A-P Agricultural Preservation District to the A-3 Agricultural District.

A-3 Agricultural District. . The A-3 District is established to “1. Protect the agricultural base of the county; 2. Preserve the county’s natural resources and open space; 3. Provide an area for limited residential and hobby farm development in a rural atmosphere; and 4. Minimize urban sprawl and its associated public costs.” Minimum lot size in the A-3 District is twenty (20) acres.

**ZONING/LAND USE CONTEXT:**

LOCATION	ZONING	LAND USE
Subject	A-P	Agricultural fields
North	A-R, A-3	Woodlands; Single-family residence
East	A-P	Agricultural fields
South	A-P	Agricultural fields; Woodlands
West	A-P	Agricultural fields

**COMPREHENSIVE PLANS:**

The Eau Claire County Future Land Use Map includes the property in the Rural Lands (RL) planning area and the Town of Pleasant Valley Future Land Use Map includes the property in the Rural Preservation (RP) planning area.

Following is a description of the intent of the applicable County and Town comprehensive plan future land use categories and applicable policies:

**Eau Claire County:**

- **Rural Lands Intent and Description:** *The primary intent of these areas is to preserve productive agricultural lands, protect existing farm & forestry operations from encroachment by incompatible uses, promote further investments in farming, maintain farmer eligibility for incentive programs, and preserve wildlife habitat and open spaces. In other words, to preserve the rural character of these areas.*
- **Applicable Policies:**
  1. *Farming and other agriculture uses, agricultural-related businesses, cottage industries, forestry, mineral extraction, open space, and utilities shall be established as the primary land uses within these areas. Other uses may be permitted if found to be compatible with these uses and existing uses adjacent to the property.*
  2. *The preferred housing density is one (1) unit per 20 or more acres; however, local comprehensive plans may be more or less restrictive than this guideline and generally range from one (1) unit per five (5) acres to one (1) unit per 35 acres.*
  3. *For those Towns under County Zoning, the following Eau Claire County Zoning Districts will be considered for approval within RP areas: A-1 Exclusive Agricultural District, A-2 Agricultural-Residential District, A-3 Agricultural District, A-R Floating Agricultural-Residential District, F-2 Forestry District, F-1 Forestry District, and the proposed AC-R District noted below. The following additional policies shall apply to rezoning petitions:*



- a. *Rezoning land to the A-R Floating Agricultural-Residential District or the proposed AC-R Agricultural Compatible Residential District is preferred over additional non-farm A-2 or A-3 parcels, unless rezoning land to either of these districts will not interfere with, will not disrupt, or will not be incompatible with farming or agricultural use, and will not take land suitable for cultivation or other agricultural use out of production.*

**Town of Pleasant Valley:**

- Rural Preservation Comprehensive Plan Intent and Description: The primary intent of these areas is to, *“preserve productive agricultural lands in the long-term, protect existing farm & forestry operations from encroachment by incompatible uses, promote further investments in farming, maintain farmer eligibility for incentive programs, and to preserve wildlife habitat and open spaces. In other words, to preserve the rural character of these areas. However, the term rural preservation is not intended to imply that changes in land use will not occur in these areas.”*
- Applicable Policies: The following policies are applicable to this rezoning petition. Staff comments, where provided, follow the policy *in italics*.
  1. Farming and agricultural uses shall be established as the primary land uses within these areas. Non-farm development shall only be allowed if it will not interfere with, will not disrupt, or will not be incompatible with farming or agricultural use, and will not take significant tracts of land suitable for cultivation or other agricultural use out of production. *The proposed land division will have*  
...
    3. *Proposals for any new non-farm residential development shall be consistent with the following policies:*
      - a. *The maximum gross density for non-farm residential lots shall be one unit per five (5) acres held in single ownership, except as otherwise provided below for conservation subdivisions. The minimum lot size for non-farm residential lots shall be one (1) acre. The balance of the land not included in the residential lots shall be placed in a permanent conservation easement for agriculture, forestry, and open space use.*
      - b. *Any new non-farm residential lot shall have a “Right to Farm” disclosure attached to it acknowledging that the potential non-farm owner has been informed that his lot has been established in an area where farming is the preferred land use, and stating that the owner understands that he must abide by the State of Wisconsin “Right to Farm” statute (WI Stat. 823.08). This language shall be recorded on the deed to the property, transferable to subsequent owners.*
      - c. *Non-farm residential development shall only occur on land that is marginal for agricultural productivity. At least 80% of any proposed new lot shall not contain Class I, II, or III soils. In addition, it is the preference of the Town of Pleasant Valley that new non-farm residential lots that are approved in accord with these policies be located adjacent to or near existing non-farm development.*  
...
        4. *The following Eau Claire County zoning districts will be considered for approval within RP areas: A-1 Exclusive Agricultural District, A-2 Agriculture-Residential District, A-3 Agriculture District, A-R Floating Agricultural-Residential District, F-2 Forestry District, F-1 Forestry District, and the proposed AC-R District noted above. The following additional policies shall apply to zoning petitions:*  
...
          - b. *Rezoning land to the A-2 Agriculture-Residential District or the A-3 Agriculture District is discouraged for new non-farm residential development, unless findings can be made that*

*rezoning land to either of these districts will not interfere with, will not disrupt, or will not be incompatible with farming or agricultural use, and will not take land suitable for cultivation or other agricultural use out of production.*

- c. Rezoning land to the A-R Floating Agricultural-Residential District or the proposed AC-R Agricultural Compatible Residential District is preferred over additional non-farm residential A-2 or A-3 parcels.*

**FARMLAND PRESERVATION PLAN:**

The property is included in the Farmland Preservation Plan Map, which allows the property owner to claim Farmland Preservation tax credits.

**Comprehensive Plan Summary**

The proposed A-3 zoning is generally consistent with the intent and description and the applicable policies of the Eau Claire County and also appears to be generally consistent with the Town of Pleasant Valley Comprehensive Plan. Further, the Town of Pleasant Valley recommends approval of the proposed rezoning.

**ANALYSIS**

When rezoning land, a finding should be made that the purpose of the proposed zoning district and the uses that are allowed in that district are appropriate for the location; and that the rezoning will uphold the purpose of the zoning ordinance. A finding should also be made that the rezone is consistent with the County’s Comprehensive Plan.

**A-P Rezoning Standards**

In addition, there are four standards for approving a rezoning of land from the A-P Agricultural Preservation zoning district to any other district. The following provides an analysis of this rezoning petition based on those standards:

**Standard 1** - *The land is better suited for a use not allowed in the A-P Agricultural Preservation zoning district based on a review of soil types, historical productivity, location, and adjacent land uses.*

- **Soil Types** – Although the majority of the property is planted in pines and hardwoods, the soils are generally marginal for agricultural productivity due to soil types and presence of steep slopes. The applicant has provided additional reasons in his application (see attached). Four or the five soil types found on the property to be rezoned are not considered prime agricultural soils, including:

<b>Soil Type</b>	<b>Description</b>	<b>Capability Class</b>
EmD2	Elkmound Loam, 12-20% slopes, eroded	6
ArA	Arenzville silt loam, 0-3% slopes	2
GoC2	Gotham loamy sand, 6-12% slopes	4
UnD2	Urne very fine sandy loam, 12-20% slopes	4
UnE	Urne very fine sandy loam, 20-45% slopes	7

- **Historical Productivity** – According to the applicant, the majority of the property contains immature stands of pines and hardwoods that may be harvested sometime in the future.
- **Site Location** – The site is located on Co Hwy WW between Co Hwy W and Co Hwy FF
- **Adjacent Land Uses** – Uses in the area are a mixture of woodlands, limited cropland, and single-family residences. Zoning in the area is predominantly A-P, with A-3 and A-R to the north. Agriculture is limited by topography and soil capability.

**Standard 2** - *The rezoning is consistent with any applicable comprehensive plans.*

The proposed rezoning substantially conforms to the future land use intent, purpose, and policies for the Eau Claire County and Town of Pleasant Valley Comprehensive Plans.

**Standard 3** - *The rezoning is substantially consistent with the certified Eau Claire County Farmland Preservation Plan.*

The majority of the property is considered marginal for agriculture, with Class 6 soils predominating. The rezoning is substantially consistent with the Farmland Preservation Plan as it will not take significant amounts of prime farmland out of production and will have no foreseeable impact on productive farmland surrounding the property.

**Standard 4** - *The rezoning will not substantially impair or limit current or future agricultural use of surrounding parcels of land that are zoned for or legally restricted to agricultural use.*

The proposed rezoning will not substantially impair or limit current or future agricultural use.

Town Board Action: The Pleasant Valley Town Board considered this rezoning petition on Monday, March 13, 2017 and recommended approval (3-0 vote) of the rezoning.

The rezoning petition has been evaluated for consistency with the purpose of A-3 District and the uses allowed in the district. The request is consistent with the purpose of the zoning code based on the following findings:

- The proposed rezoning is consistent with the intent and purpose of the Future Land Use plans for the County and the Town of Pleasant Valley
- Existing uses in the area include agricultural fields, woodlands, and scattered single-family residences
- The property is appropriately situated for the intended A-3 zoning with like-zoned properties adjacent to the north

## CONCLUSION

The rezone petition has been evaluated for consistency with the following:

- Eau Claire County and Town of Pleasant Valley Comprehensive Plan future land use designations
- Eau Claire County and Town of Pleasant Valley Comprehensive Plan goals, objectives and policies
- Eau Claire County Farmland Preservation Plan
- Eau Claire County Zoning Ordinance, including purpose of the zoning code and allowable uses in A-3 District

In addition, the following factors have also been considered:

- Input of surrounding property owners. No correspondence in support or opposed to the proposed rezoning has been received, to date.

## RECOMMENDATION

Staff recommends that the Planning and Development Committee file a recommendation of approval to the County Board for the rezoning petition to rezone the approximately 15-acre property from the A-P District to the A-3 District as depicted on the attached map and described in the attached legal description.

**TOWN OF PLEASANT VALLEY**

March 13, 2017

**TOWN BOARD MEETING**

**CALL THE MEETING TO ORDER**

Chairman Dan Hanson called a Town Board Meeting of the Town of Pleasant Valley to order on Monday, March 13, 2017 in the Town Hall Meeting Room in Cleghorn at 7:30 p.m.

**PLEDGE OF ALLEGIANCE**

The chairman called for the honoring of the flag with the pledge of allegiance.

**INTRODUCTION OF TOWN OFFICIALS**

Board members present: Chairman Dan Hanson, Supervisor Doug Nelson and Supervisor Dan Green. Supervisor Green participated in the meeting electronically via speaker phone. Staff members present: Jen Meyer, Clerk/Treasurer, Dale Welke, Deputy Clerk/Treasurer and Highway Foreman Mark Behlke.

**PUBLIC HEARING - Rezone – Roby/Stowe #018-1048-06-000 from AP to A3**

Chairman Hanson opened the public hearing at 7:35pm. Owner/applicant Matthew Stowe presented to the board his intentions of building a single family home on said 26.67 acre parcel which is currently zoned AP. The application was reviewed by the board and a map was available for all meeting attendees. There are properties adjacent to said property that are currently zoned A3 and the board took this into consideration. Eight members of the public were in attendance. One resident, Aaron Sands, spoke in opposition to the rezoning citing he does not agree with growth in this portion of the town. One resident, Kathy Dennis had a question which was answered by the board. A letter was submitted to the board from resident Shawn Vanlandingham. He did not support or oppose the rezone, but is concerned about the speed limit and the risk of adding another driveway in the area. Chairman Hanson closed the public hearing at 7:45pm.

**REZONE – Roby/Stowe #018-1048-06-000 from AP to A3**

**Motion(Hanson/Nelson)** to approve the application for rezoning said Stowe property from AP to A3.

Chairman Hanson announced the ayes carry 3-0 and the motion is approved.

Approval from the board will be forwarded to Eau Claire County Planning and Development.

**PUBLIC HEARING - Rezone – Kilde #018-1045-07-000 from AP to A2**

Chairman Hanson opened the public hearing at 7:50pm. Robert Kilde, property owner at W2210 County Rd W reviewed with the board his intention to rezone his property from AP to A2. He would like to split the property into 2 approximate 5 acre lots so that his son can build a home on the property. The application was reviewed by the board and a map was available for all meeting attendees. There are properties adjacent to said property that are currently zoned A2 and the board took this into consideration. Eight members of the public were in attendance. No one spoke in favor or opposition of the rezone request. Chairman Hanson closed the public hearing at 7:55pm.

REZONE – Kilde #018-1045-07-000 from AP to A2

**Motion(Nelson/Hanson)** to approve the application for rezoning of said Kilde property from AP to A2. Chairman Hanson announced the ayes carry 3-0 and the motion is approved.

Approval from the board will be forwarded to Eau Claire County Planning and Development.

Rezone discussion – Overgard

Mr. Overgard was not in attendance at the meeting. Mr. Overgard previously discussed with Supervisor Green his desire to rezone his property so he can sell the house with a smaller portion of his land. This will be reviewed at a later date.

Michael Drive – Briarwood South Addition

Engineer Scott Kramer and Developer Chris Sebesta presented to the board their intentions to develop Michael Drive (which was changed to Carol Circle in December 2006) on the Briarwood South Plat Map. The project was previously approved in December 2006, but the developer never developed said road and the developer's agreement expired. The town will issue a new developers agreement to Chris Sebesta.

Conditional Use Permit – Tamara Drive – Kaiser/Ray

A Conditional Use Permit application was received from Kent Ray to add an outbuilding to his property. A driveway permit was recently issued for the structure. Mr. Ray was not in attendance at this meeting but previously it was explained to him that the town in not have the decision authority to approve or deny a Conditional Use Permit.

PROCEDURES

**Motion (Nelson/Green)** to dispense with the reading of the February 20, 2017 Town Board Meeting minutes that were previously emailed to the board and approve the minutes as printed. Chairman announced the ayes carry 3-0 and the motion is carried.

**Motion (Nelson/Hanson)** to approve the Treasurers report for the month of February 2017 as presented and printed.

Chairman announced the ayes carry 3-0 and the motion is carried.

LETTERS & REPORTS

Town Chairman

-None

Town Supervisors

-Dan Green has received a suggestion from a community center user to add some additional serving items to the kitchen. Jen will look into options as to what would be beneficial.

Town Highway Supervisor

-Approximately one-half of the repairs are complete on the Town Shop. As soon as the new siding arrives, Cedar Falls will complete the project.

-Stonebrook continues to have flooding problems. Dan Hanson will contact Eau Claire County regarding the storm water issues.

-Franson Road has required a lot of repair this month. The road has had to be dug out; rocks, fabric and base have been added. American Express assisted with the project and more work will most likely need to be done this spring.

Town Clerk/Treasurer

-The town has received the annual report from the WI Department of Revenue indicating all major classes are in assessment compliance.

Deputy Clerk/Treasurer

-Dale has been continuing to work on the cemetery mapping. He presented an example of a map he will have printed for the Town's use.

CITIZEN INPUT

None

COMPLAINTS

None

OLD BUSINESS

Appoint 2017 Park Committee – Resolution #17-16-01. Dan Hanson will contact the remaining volunteer for confirmation before the committee is appointed.

NEW BUSINESS

ATV/UTV – draft

Jen distributed a draft of the ATV/UTV ordinance. The board will be meeting for a workshop on March 28<sup>th</sup> to work on the details of the ordinance.

2016 Annual Report – draft

Jen distributed a draft of the 2016 annual report which will be presented at the Annual Meeting on April 18, 2017.

2017 Budget Review

The 2017 budget as of March 13, 2017 was presented and reviewed.

Operator Licenses

Two applicants applied for operator licenses within the Town of Pleasant Valley. Cindy Guthrie and Heather Pieper have both completed the necessary requirements to obtain a license.

**Motion(Nelson/Hanson)** to approve operator licenses for both of the applicants.

Chairman announced the ayes carry 3-0 and the motion is approved.

At this time, Supervisor Green ended his participation in the meeting.

REVIEW/APPROVE ORDERS

The bills /orders for the month of February 2017 and the alternative of claims paid report were presented by the clerk and approved by the town board for payment.

ADJOURNMENT

**Motion (Hanson/Nelson)** to move this meeting is adjourned.  
Chairman announced the ayes carry 2-0 and the motion is adopted.  
Adjourned at 9:00 p.m.

Respectfully submitted,  
Jen Meyer, Clerk / Treasurer

Posted at town hall 4-12-2017  
Placed on Website 4-12-2017

Sup. Dist. 7: Steve Chilson

Eau Claire County  
Department of Planning and Development  
Eau Claire County Courthouse  
721 Oxford Avenue, Room 3344  
Eau Claire, Wisconsin 54703  
(715) 839-4741

Application Accepted: 2/20/2017
Accepted By: Matt Michels
Receipt Number: <del>2004</del> 050301
Town Hearing Date: 03/13/2017
Scheduled Hearing Date: 3/28/2017
Application No: RZN-0001-17
Appl Status: Pending

### Rezoning - County

Pursuant to the procedure described in Wisconsin Statutes Section 59.69(5), I hereby petition the Eau Claire County Board of Supervisors to amend the Zoning District from:

Existing Zoning District: **AP**      Proposed Zoning District(s): **A3**      Acres to be Rezoned: **26.67**

Sw1/4 Sw1/4 Sec 19, T25N, R09W, Town Of Pleasant Valley, Eau Claire County, Wi

<b>Owner/Applicant Name(s):</b> Joseph J & Jana M Roby Matthew M Stowe	<b>Address:</b> (ow) PO BOX 1125 BONNER (appl) 2208 FRONA PL EAU CLAIRE	<b>Telephone:</b>
--	---	-------------------

**Site Address(es):**

**Property Description:** Sec 19 Twn 25 Rge 09      **Town of Pleasant Valley**      **Lot Area:** 26.670      ACRES

**Zoning District(s):** AP

**Overlay District:**     Shoreland     Flood Plain     Airport     Wellhead Protection     Non-Metallic Mining

Check Applicable

PIN	Alternate No	Parcel No	Legal (partial)
1801822509193300002	018104806000	25.9.19.3-3-B 8	THAT PRT OF FRAC SW-SW LYG S OF HWY. ALSO THAT PRT S

I certify by my signature that all the information presented herein is true and correct to the best of my knowledge. I give permission for the staff of the Eau Claire County Department of Planning and Development to enter my property for the purpose of collecting information to be used as part of the public hearing process. I further agree to withdraw this application if substantive false or incorrect information has been included.

Owner/Agent Signature see attached application      Date \_\_\_\_\_

Check if DATCAP must be notified \_\_\_\_\_

Check if DNR to Receive Copy \_\_\_\_\_

**RECEIVED**

FEB 20 2017

**COUNTY CLERK**

At the public hearing, the applicant may appear in person or through an agent or an attorney of his/her choice. The applicant/agent/attorney may present testimony, evidence and arguments in support of the application. All site plans, pictures, etc. become the property of the Department, and will remain in the file.





**Eau Claire County**  
**Department of Planning and Development**  
 Eau Claire County Courthouse  
 721 Oxford Avenue, Room 3344  
 Eau Claire, Wisconsin 54703  
 (715) 839-4741

RZN - 0001-17

Application Accepted:	2/20/17
Accepted By:	mm
Receipt Number:	
Town Hearing Date:	3/13/17
Scheduled Hearing Date:	3/28/17

**REZONING APPLICATION**

Pursuant to the procedure described in Wisconsin Statutes Section 59.69(5), I hereby petition the Eau Claire County Board of Supervisors to amend the Zoning District from:

Existing Zoning District: A-P	Proposed Zoning District(s): A-3
Acres to be rezoned: 26.67	

Property Owner Name: Matthew and Michelle Stowe	Phone# (715) 577-8558
Mailing Address: 2208 Frona Pl. Eau Claire, Wi 54701	
Email Address: matthew.stowe@gmail.com	

Agent Name:	Phone#
Mailing Address:	<b>RECEIVED</b>
Email Address:	

FEB 20 2017

**SITE INFORMATION**

COUNTY CLERK

Site Address: Co Hwy WW - Between Co Hwy W and Co Hwy FF	
Property Description: SW ¼ SW ¼ Sec. 19, T 25 N, R 09 W, Town of Pleasant Valley	
Zoning District: AP	Code Section(s):
Overlay District: Check Applicable	<input type="checkbox"/> Shoreland <input type="checkbox"/> Floodplain <input type="checkbox"/> Airport <input type="checkbox"/> Wellhead Protection <input type="checkbox"/> Non-Metallic Mining
Computer #(s):	018 - 1048 - 06 - 000

**GENERAL APPLICATION REQUIREMENTS**

Applications will not be accepted until the applicant has met with department staff to review the application and determine if all necessary information has been provided. All information from the checklist must be included.

<input type="checkbox"/> Complete attached information sheet	<input type="checkbox"/> Contact the Town to coordinate a recommendation on the application
<input type="checkbox"/> Provide legal description of property to be rezoned	<input type="checkbox"/> Provide \$565.00 application fee (non-refundable), payable to the Eau Claire County Treasurer (\$500.00 application processing fee and \$65.00 mapping surcharge fee)

I certify by my signature that all information presented herein is true and correct to the best of my knowledge. I give permission for the staff of the Eau Claire County Department of Planning and Development to enter my property for the purpose of collecting information to be used as part of the public hearing process. I further agree to withdraw this application if substantive false or incorrect information has been included.

Owner/Agent Signature Matthew Stowe

Date 2/16/2017

At the public hearing, the applicant may appear in person or through an agent or an attorney of his/her choice. The applicant/agent/attorney may present testimony, evidence and arguments in support of the application. All site plans, pictures, etc. become the property of the Department, and will remain in the file.

**SUPPLEMENTAL INFORMATION FOR A REZONING PETITION**

**In order to process your application as quickly as possible, please fill in all of the sections below that are applicable to your request, and attach all appropriate maps or plans described below that are relevant to your request.**

**Describe the reason(s) for your rezoning request:**

As our desire is to build a single family residence, we are seeking to rezone from Agricultural Preservation to the A-3 Agricultural District. The requirements of the Agricultural Preservation District combined with characteristics of the parcel, make it challenging to meet the agriculture based income requirement necessary to build a home on the property.

Legal Description:

That part of the SW 1/4 of the SW 1/4 of Section 19, Township 25 North, Range 9 West, lying South of County Highway WW and that part of the SE 1/4 of the SW 1/4 of Section 19, Township 25 North, Range 9 West, lying South of County Highway WW and West of what is known as Goff Road, all in Township of Pleasant Valley, Eau Claire County, Wisconsin.

**When evaluating a rezoning petition, staff from the Eau Claire County Department of Planning and Development consider whether the purpose of the proposed zoning district and the uses allowed in the district are appropriate for the selected location. Staff also considers whether the change in zoning will uphold the purpose of the zoning ordinance, which is to separate incompatible land uses from one another, to maintain public health and safety, to protect and conserve natural resources, to prevent overcrowding, to preserve property values, and to maintain the general welfare of the citizens. Please describe how the proposed zoning district and the uses allowed in that district are appropriate for the selected location, and how the proposed change in zoning will uphold the purpose of the zoning ordinance.**

Typically rezoning from A-P to A-3, with a change in minimum lot size from 35 to 20 acres, would create the possibility of a parcel being divided, but since this property is only 27 acres, it is protected from being divided.

A-3 zoning will continue to protect and promote the management of the 5 acres of natural hardwoods and 12 acres of planted Red and White Pine. The 12 acres of planted pine are also in a Conservation Reserve Program contract through September of 2018. The red pines are expected to reach maturity within the next 10 to 15 years. (See included CRP map)

The 27 acre parcel has only 5 acres of tillable area which makes it less attractive to larger farming operations, but suitable for a potential hobby farm. We also intend to reclaim about 4 acres of tillable area that has grown up into scrub brush.

We are completely aware of sights, sounds, and smells related to growing crops and raising livestock. We do not expect or desire any change in use or activity on the neighboring agricultural lands even if we would be able to one day build a residence on the property.

Rezoning petitions to change the zoning of a parcel from the A-P Agricultural Preservation District to any other District must be based upon findings that consider the following factors:

- 1) The land is better suited for a use not allowed in the A-P Agricultural Preservation zoning district based on a review of soil types, historical productivity, location, and adjacent land uses;
- 2) The rezoning is consistent with any applicable comprehensive plans;
- 3) The rezoning is substantially consistent with the certified Eau Claire County Farmland Preservation Plan; and
- 4) The rezoning will not substantially impair or limit current or future agricultural use of surrounding parcels of land that are zoned for or legally restricted to agricultural use.

If you are petitioning to rezone land from an A-P District to another district, please describe how the proposed change in zoning will be consistent with the four findings listed here.

The parcel has 12 acres of planted pine, 5 of hardwoods, 5 of tillable and about 4 acres that has grown into scrub brush. The mixed cover and use, combined with the fact that the property is only 27 acres in size, make it challenging to meet the agriculture based income requirement necessary to build a residence on the property.

If the change to A-3 is granted, this would be consistent with the zoning in the immediate area. There are two existing parcels zoned A3 directly across Co Hwy WW to the north. There are also a few more parcels zoned A3 within one mile to the east. (See included Area Zoning Map)

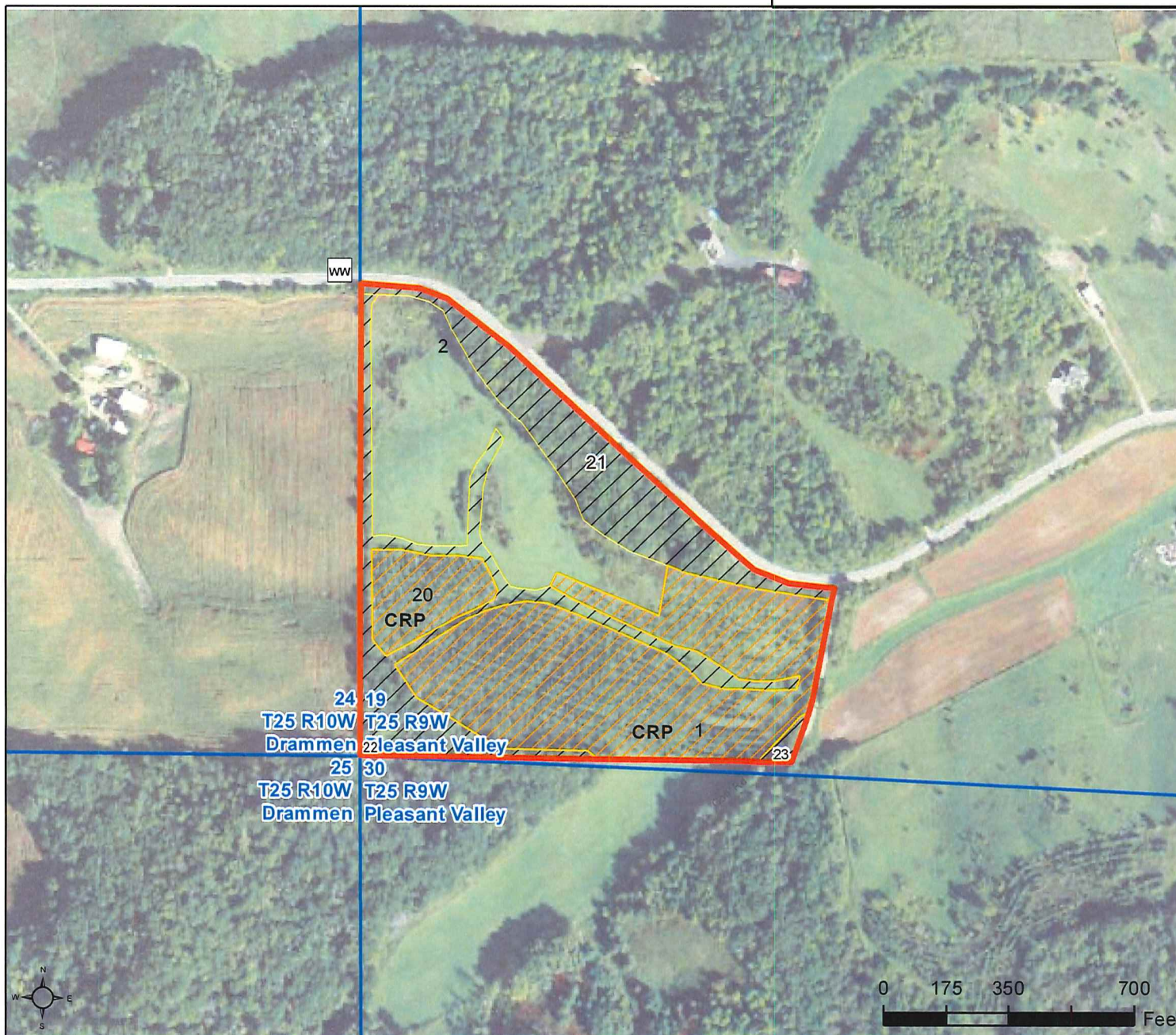
A3 zoning class is most similar to A-P in it's purpose to preserve agricultural lands and the natural resources of the area. As stated above, we do not expect or desire any change in use or activity on the neighboring agricultural lands.

**Farm 8003**  
**Tract 16209**

2017 Program Year

CLU	Acres	HEL	Crop
1	10.21	HEL	CRP
2	7.5	HEL	
20	1.64	HEL	CRP
21	4.04	UHEL	NC
22	3.83	UHEL	NC
23	0.17	HEL	NC

Page Cropland Total: 19.35 acres



Map Created September 09, 2016

**Common Land Unit**

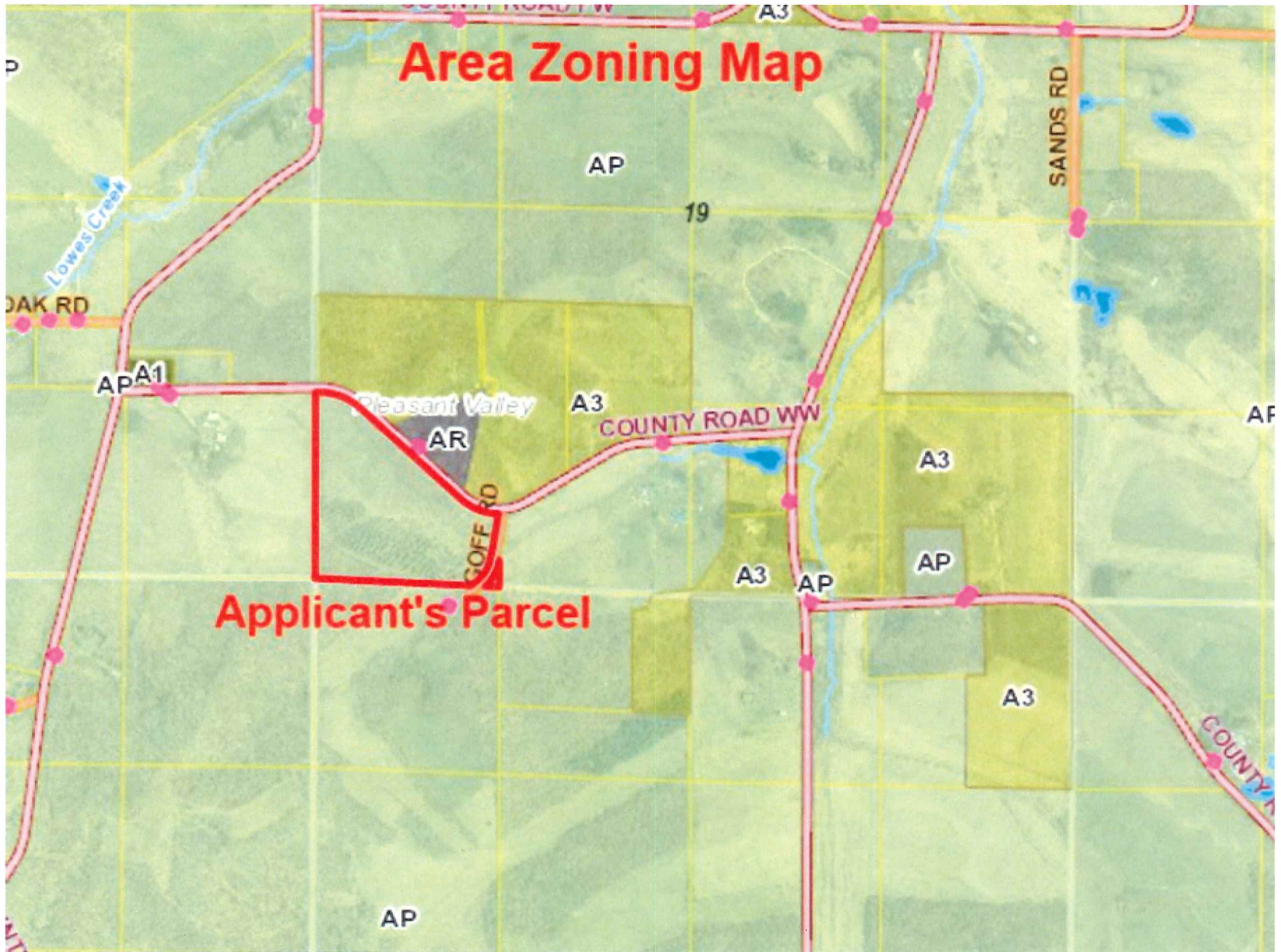
- Cropland
- Non-Cropland
- CRP
- Tract Boundary
- PLSS

**NAIP Imagery 2015**

**Wetland Determination Identifiers**

- Restricted Use
- Limited Restrictions
- Exempt from Conservation
- Compliance Provisions

USDA FSA maps are for FSA Program administration only. This map does not represent a legal survey or reflect actual ownership; rather it depicts the information provided directly from the producer and/or the NAIP imagery. The producer accepts the data 'as is' and assumes all risks associated with its use. The USDA Farm Service Agency assumes no responsibility for actual or consequential damage incurred as a result of any user's reliance on this data outside FSA Programs. Wetland identifiers do not represent the size, shape, or specific determination of the area. Refer to your original determination (CPA-026 and attached maps) for exact boundaries and determinations or contact NRCS.

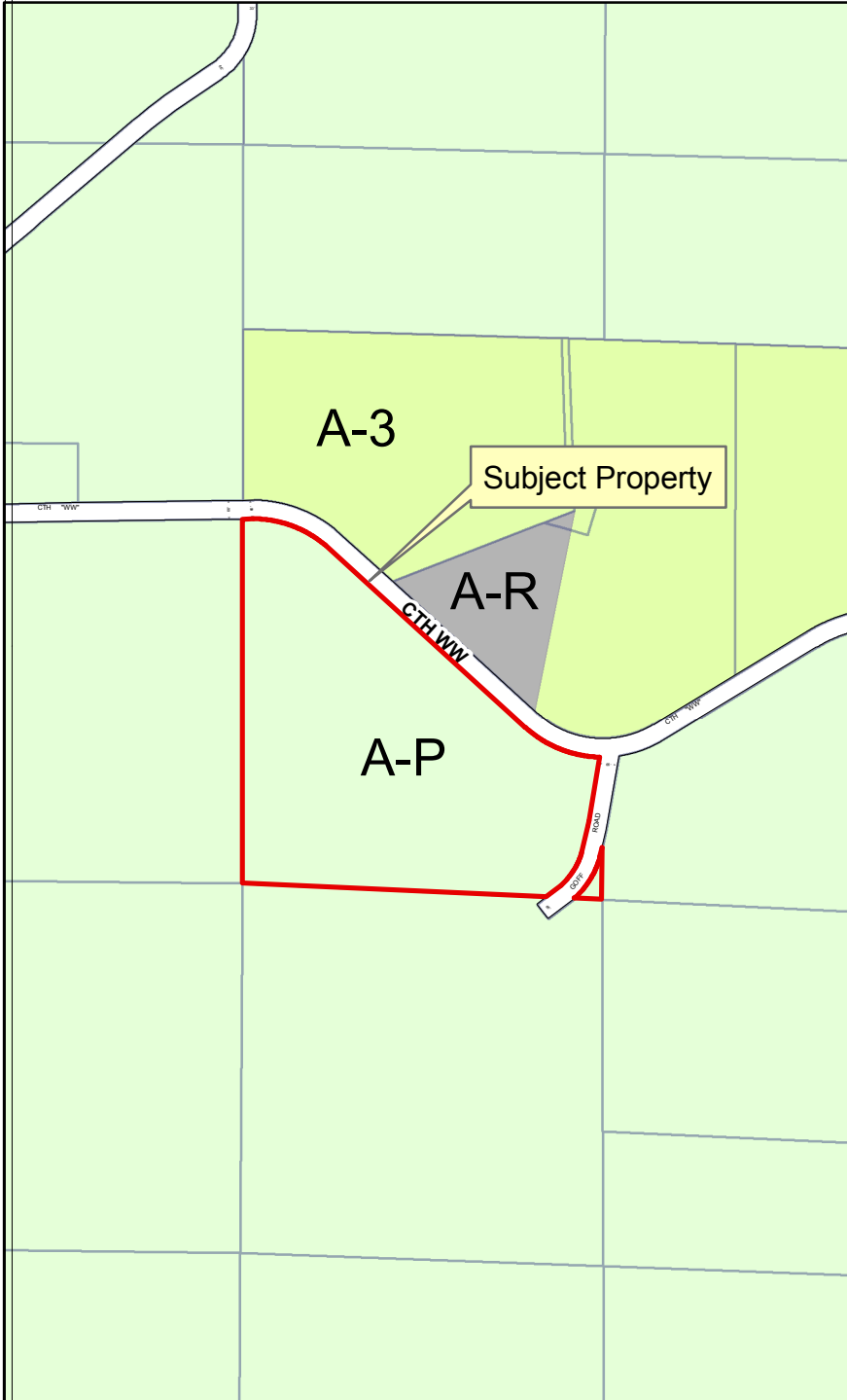




# Stowe Rezoning: RZN-0001-17

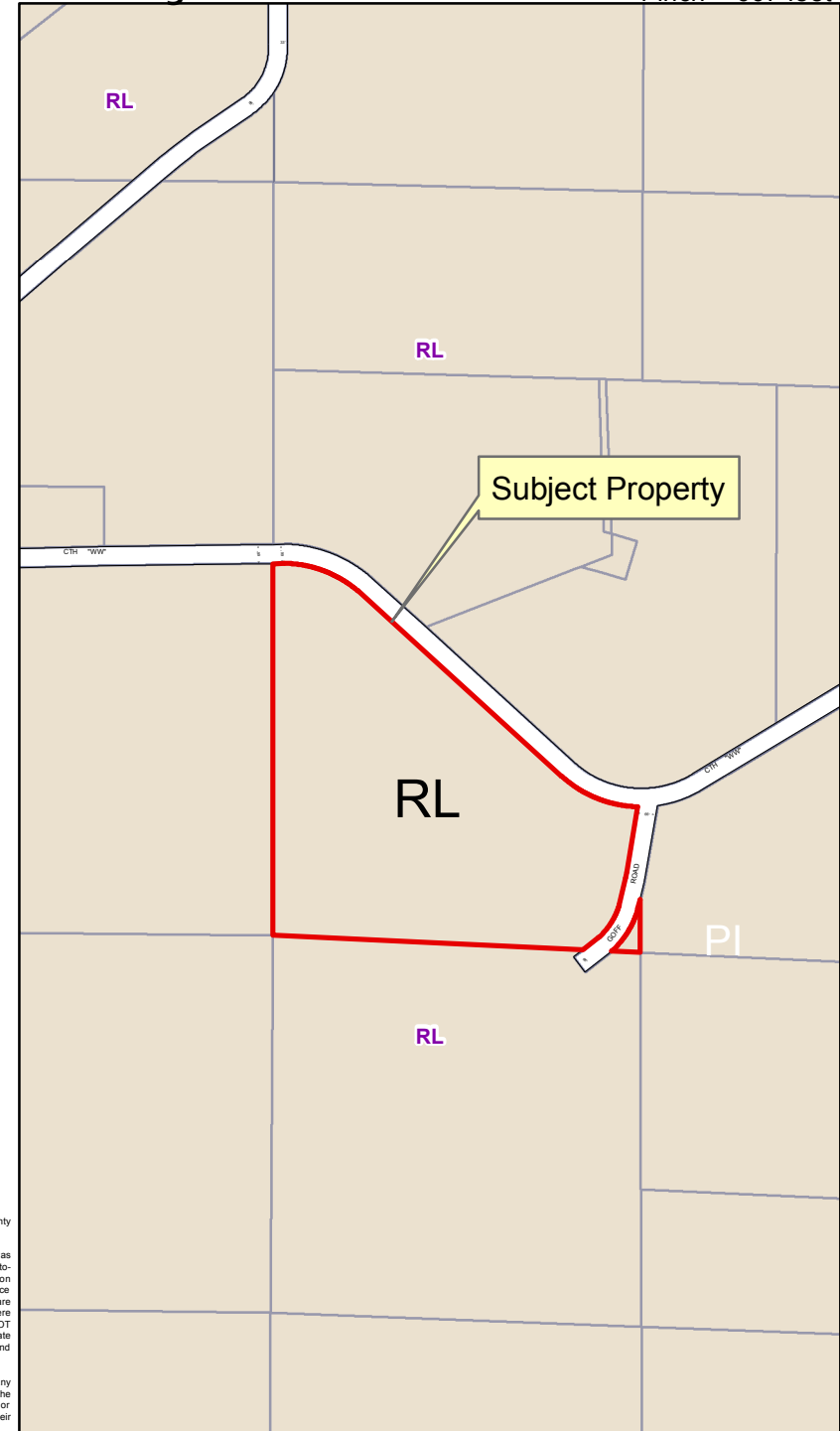
## Existing Zoning

1 inch = 666.666667 feet



## Existing Future Land Use

1 inch = 667 feet



**Legend**

**Future Land Use**

- Rural Residential Cluster Development
- Commercial/Industrial
- County Forest
- Natural Resource Protection
- Park & Recreational
- Public Institutional
- Recreational Commercial
- Rural Commercial
- Rural Hamlet
- Rural Industrial
- Rural Lands
- Rural Residential
- Rural Residential Mobile Home
- Rural Transition
- Urban Mixed Use



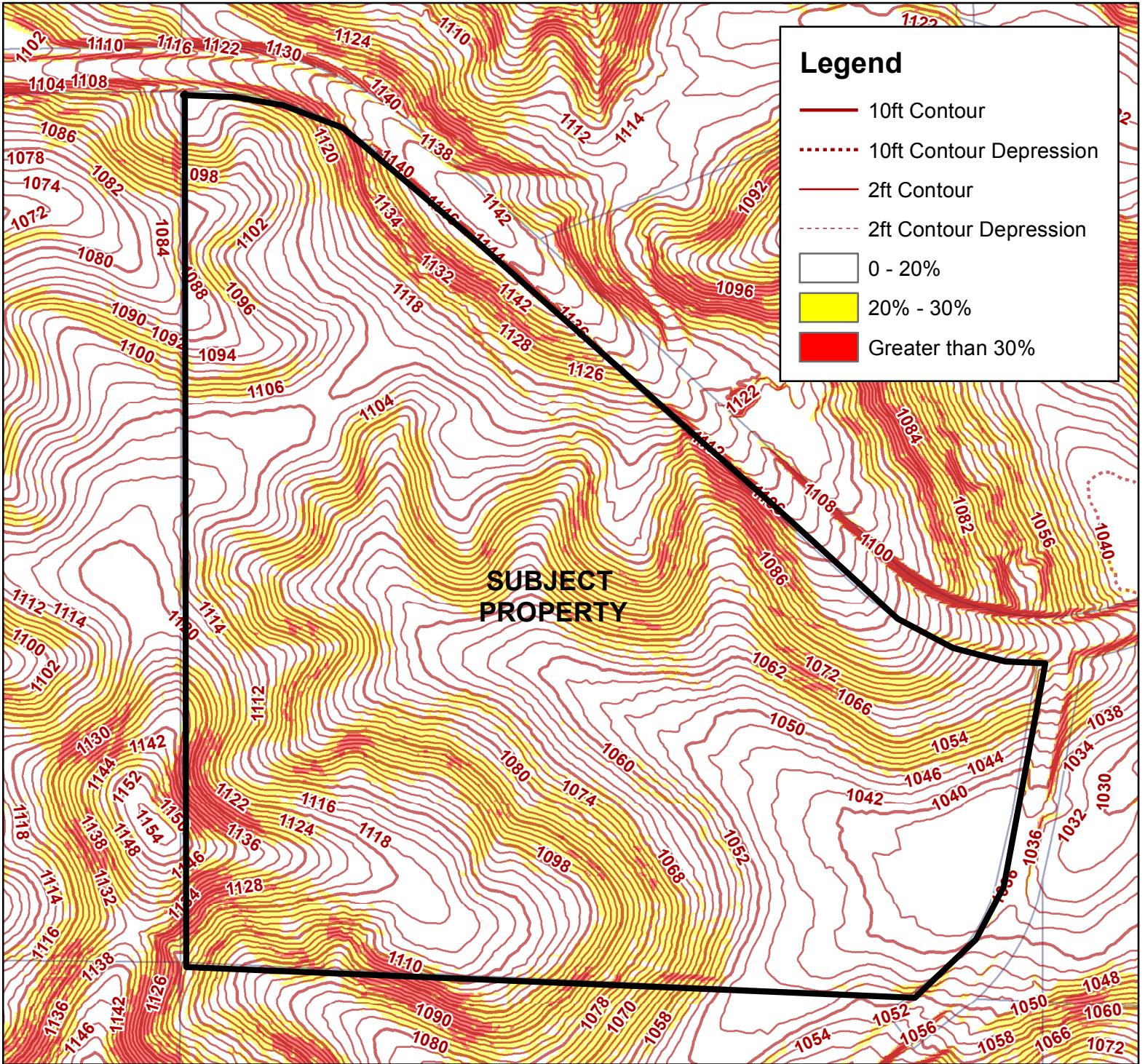
### Parcel Mapping Notes:

The horizontal datum is based on the Eau Claire County Coordinate System NAD\_1983\_HARN\_Adj\_WI\_EauClaire\_Feet

This map is a collection of public record information and was prepared as an ongoing commitment to provide quality and up-to-date information to the public. This map is intended for information use only. Although significant care has been exercised to produce maps that satisfy mapping accuracy standards, these maps are only as accurate as the source data from which they were compiled. These maps are intended to be advisory and are NOT designed or intended to be used as a substitute for an accurate field survey, as performed by a Wisconsin Credentialed Land Surveyor, to determine precise property location.

Eau Claire County does not warrant, guarantee or make any representations regarding the use of, or results from the use of the data in terms of correctness, accuracy, reliability, currentness, or otherwise, and the user relies on the map and results solely at their own risk.

# STOWE REZONING SLOPE-TOPO MAP



**Parcel Mapping Notes:**

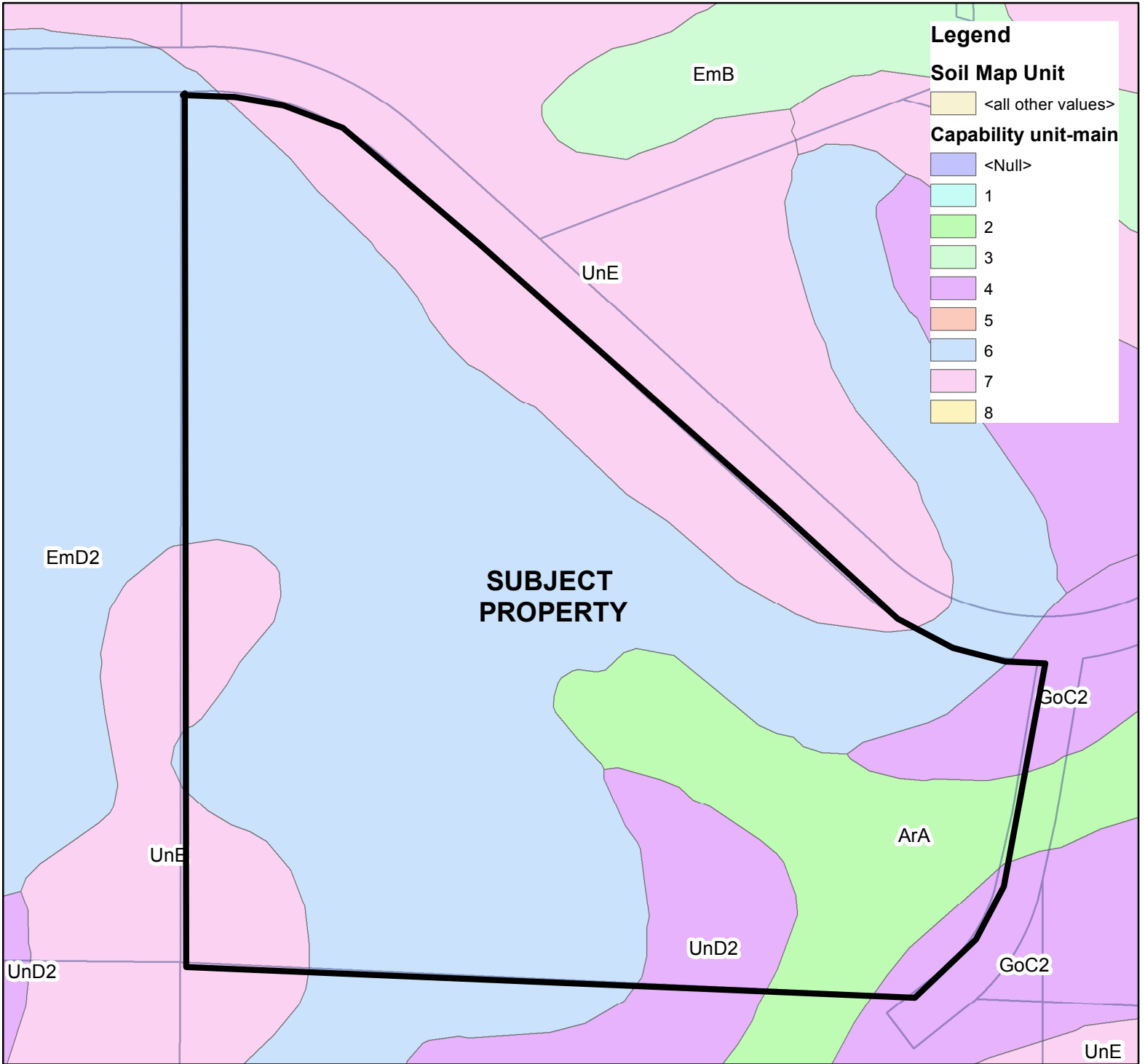
The horizontal datum is based on the Eau Claire County Coordinate System NAD\_1983\_HARN\_Adj\_WI\_EauClaire\_Feet

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# STOWE REZONING SOIL MAP



**Parcel Mapping Notes:**

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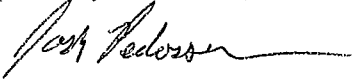
**FACT SHEET**

**TO FILE NO. 16-17.110**

In the interest of introducing Eau Claire County parks and campgrounds to families and the general public, the Parks & Forest Committee is recommending offering free entrance and camping to parks and recreation areas the weekend of June 3 and 4, 2017 - free camping nights of Friday, June 2 and Saturday, June 3, 2017. This weekend coincides with the free entrance to Wisconsin State Parks and free fishing weekend. In the past, the free entrance weekend was scheduled the same weekend as the State Park free weekend to avoid confusion with the public as to what public park/recreation was no charge. Last year's free camping trial was scheduled earlier in May but as well included free entrance to the campgrounds. Campsite usage was quite low in 2016 as that May weekend the weather was cold and rainy. The Parks & Forest Committee felt moving to the later period might encourage new families to experience the parks, recreation areas, and camping.

Fiscal Impact: 2016 - \$1289 for June 4 & 5, 2016 – Difficult to predict due to weather, etc. As in the past the free park entrance has been offered there will be no change.

Respectfully Submitted,



Josh Pedersen  
Parks & Forest Director

JP/bb

Ordinance/16-17.110 Fact

1 Enrolled No.

RESOLUTION

File No. 16-17/110

2  
3 - DESIGNATING FREE PARK ENTRANCE AND CAMPING WEEKEND FOR ALL  
4 EAU CLAIRE COUNTY OPERATED CAMPGROUNDS OCCURRING ANNUALLY  
5 THE FIRST FULL WEEKEND IN JUNE-  
6

7 WHEREAS, the parks and forest committee have decided that they would like to  
8 designate a free park entrance and camping weekend annually; and  
9

10 WHEREAS, the free park entrance/camping weekend is to provide an opportunity for  
11 everyone to enjoy the parks and campgrounds in the less busy beginning portion of the regular  
12 camping season; and  
13

14 WHEREAS, the State of Wisconsin offers free state park entrance and fishing the first  
15 full weekend in June; and  
16

17 WHEREAS, campsites will be available on a first-come, first-serve basis at the  
18 campgrounds for two nights the first weekend in June with no reservations accepted; and  
19

20 WHEREAS, check-out time is 3:00 p.m. on Sunday.  
21

22 NOW THEREFORE BE IT RESOLVED that the Eau Claire County Board of  
23 Supervisors designate free park entrance and camping weekend for all parks and Eau Claire  
24 County operated Campgrounds occurring annually the first full weekend in June.  
25  
26

27 I certify that the foregoing correctly represents the  
28 action taken by the undersigned committee on  
29 January 10, 2017 by a vote of 5 for, 0 against.  
30  
31

32 

33 Patrick LaVelle, Chair  
34 Committee on Parks & Forest  
35  
36  
37

38 KRZ/bb/yk

39 X:\ORDINANCE\16-17\110  
40

APPROVED BY  
CORPORATION COUNSEL  
AS TO FORM

Final Candidate for Finance Director  
Amy Wong, CPA

Amy Wong, CPA is an accounting professional with a comprehensive range of experience in financial accounting; auditing, including leading an audit engagement for the Government of Alberta – Ministry of Transportation; and financial reporting.

Ms. Wong has a Bachelor's of Science and a Bachelor's of Commerce After Degree Major in Accounting from the University of Alberta. The University of Alberta School of Business offers an After Degree option which focuses on business courses required for a specific major. Ms. Wong majored in Accounting. She is a chartered accountant in Canada, the equivalent of a CPA.

Ms. Wong currently serves as the Director of Financial Reporting with Equity One, Inc. out of North Miami Beach, Florida. Prior to that role, Amy spent approximately nine (9) years working for Ernst and Young LLP where she worked an Assurance Senior Manager and Senior Staff Accountant being the senior lead, developing and implementing a comprehensive audit program, managing audits, leading cross-functional teams around the world. Ms. Wong was responsible not only for maintaining proactive interactions with personnel, but also Board relations.

The offered position is full-time beginning on June 1<sup>st</sup> at a salary of \$101,150 per year payable in biweekly installments, which is Step 3 of Pay Range W.