

## AGENDA

Eau Claire County Board of Supervisors  
**Tuesday, December 18, 2018 / 7 pm**  
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 by: Sue Miller
3. Call of the Roll
4. Approval of the Journal of Proceedings (November 20, 2018)

5. **PUBLIC COMMENT**

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

2018 Eau Claire County Conservation Award Recipients

- Conservation Farmer: Dan & Dawn Von Haden
- Water Quality Leadership: Chris Straight
- Forestry: Robert "Bob" Paddock
- Special Recognition Award: Patrick "Buzz" Sorge
- Special Recognition Award: Christine Yellowthunder

Ethics / presentation by Jon Hochkammer, WCA Outreach Manager

**Written Reports**

- 2018 Contingency Fund

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

**Communication Received**

- Rezoning Request from owner Nicholas & Rebecca Semling

8. **FIRST READING OF ORDINANCES BY COMMITTEES**

**File No.**

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

**File No.**

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

**Committee on Administration**

**File No.**

18-19/091 (1)

Approving a siting resolution for the proposed vertical and horizontal expansion of Advanced Disposal Services Seven Mile Creek Landfill, LLC. Landfill located...

**Committee on Judiciary & Law**

**File No.**

18-19/082 (1)

Directing the Criminal Justice Collaborating Council to do a comprehensive study of the Eau Claire County jail population and provide a report to....

18-19/078 (1)

Resolution urging the State of Wisconsin to increase compensation for Defense Counsel assigned by the State Public Defender

**Committee on Planning & Development**

**File No.**

18-19/092 (1)

Amending the 1982 Zoning District Boundary Map for the Town of Pleasant Valley - Semling

**Highway Committee**

**File No.**

18-19/090 (1)

Authorizing "establishment of bicycle accommodations" on CTH D at Beaver Creek Bridge as part of the improvement project

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.

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

**Parks & Forest Committee**

**File No.**

- 18-19/021 (1) To Amend Section 16.30.040 B. of the Code: Fees and Charges
- 18-19-094 (1) Adopting the 2019 Annual Work plan for the Parks and Forest Department to comply with the County Forest Administration grant program

**Committee on Finance & Budget**

**File No.**

- 18-19/089 (1) Authorizing the sale of tax deed property to Larry Moeller and Joan Moeller, legal heir(s) of the former owner, Roger Moeller....
- 18-19/093 (1) Approving the transfer of \$8,000 from the County Board training account to fund three homeless shelters in Eau Claire County
- 18-19/095 (1) Authorizing Payment of Vouchers over \$10,000 Issued During the Month of November 2018

11. **APPOINTMENTS**

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# OFFICIAL PROCEEDINGS OF THE COUNTY BOARD OF SUPERVISORS

**Tuesday, November 20, 2018**

The County Board of Supervisors of the County of Eau Claire convened at the Courthouse in the City of Eau Claire on Tuesday, November 20, 2018, and was called to order by Chair Nick Smiar 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: 27 present: Supervisors Gary G. Gibson, Sandra McKinney, Joe Knight, Stella Pagonis, Bert Moritz, Steve Chilson, Kevin Stelljes, Donald Mowry, Nancy Coffey, Ray L. Henning, Colleen A. Bates, Connie Russell, Judy Gatlin, Nick Smiar, Lydia Boerboom, Martha Nieman, James A. Dunning, Gerald L. Wilkie, Nathan Anderson, Mark Beckfield, Sue Miller, Robin J. Leary, Heather DeLuka, Melissa Janssen, Tami Schraufnagel, Brandon Buchanan, Kimberly A. Cronk  
2 absent: Supervisors Carl Anton, Patrick L. LaVelle

## **PUBLIC HEARING ON THE ANNUAL BUDGET**

County Administrator Kathryn Schauf provided a presentation on the proposed county budget.  
Chair Smiar declared the public hearing on the Proposed 2019 County Budget open.  
The following individuals addressed the County Board regarding the 2019 budget:  
Kristine Parkins, Becky Shanley, Elizabeth Hart, and Kelly Christianson. Betsy Abramson spoke about the ADRC budget, and Jim Jeffries spoke about the budget for jail instruction.  
Chair Smiar declared the public hearing on the budget closed.

## **JOURNAL OF PROCEEDINGS (November 7, 2018)**

On a motion by Supervisor Henning, seconded by Supervisor Anderson, the Journal of Proceedings was approved via voice vote.

## **PRESENTATION OF PETITIONS, CLAIMS AND COMMUNICATIONS**

Correspondence in the form of a memo dated November 12, 2018, was received from Corporation Counsel Keith Zehms regarding the annual budget procedure and order of business.  
Communication was received from State Representative 93<sup>rd</sup> Assembly District Warren Petryk in response to Resolution R162-045 requesting increased funding for child protective services.

## **BUDGET DELIBERATIONS**

Chair Smiar stepped down and First Vice Chair Bates assumed the chair as budget deliberations began.  
The board reviewed the budget book.

**Criminal Justice Collaborating Counsel Budget** There were no objections to allowing Eau Claire County Sheriff Ron Cramer to speak.

**Human Services Budget** There were no objections to allowing Human Services Deputy Director Tom Wirth to speak.

**Sheriff's Dept. Budget** There were no objections to allowing Eau Claire County Sheriff Ron Cramer to speak.

**UW-Extension Budget** There were no objections to allowing UW-Extension Director Catherine Emmanuelle to speak.

Supervisor Buchanan requested a 5-minute recess, which was granted.

On a motion by Supervisor Chilson, seconded by Supervisor Henning, Amendment No. 1 was presented as follows: Transfer the unused training funds for Supervisory District 7 to Bolton Refuge House, Sojourner House and Beacon Interfaith Hospitality.

Supervisor Wilkie offered the following amendment to Amendment No. 1:

Strike "Supervisory District 7" and Insert "all county board supervisors".

Vice Chair Bates ruled these amendments out of order because discussion is on the 2019 county budget and these monies are in the 2018 budget.

On a motion by Supervisor Buchanan, seconded by Supervisor Mowry, Amendment No. 2 was presented as follows: Increase Human Services budget by \$49,216 for Crisis Mental Health Services for the jail only

Increase Sales Tax Revenue by \$49,216

On a roll call vote, Amendment No. 1 was adopted as follows:

26 ayes: Supervisors Gibson, McKinney, Knight, Pagonis, Moritz, Chilson, Stelljes, Mowry, Coffey, Henning, Bates, Russell, Gatlin, Smiar, Boerboom, Nieman, Wilkie, Anderson, Beckfield, Miller, Leary, DeLuka, Janssen, Schraufnagel, Buchanan, Cronk

1 no: Supervisor Dunning

2 absent: Supervisors Anton, LaVelle

On a motion by Supervisor Cronk, seconded by Supervisor Leary, Amendment No. 3 was presented as follows:

Increase Criminal Justice Collaborating Counsel Jail Education Contract with Chippewa Valley Literacy by \$15,000  
Decrease Fund Balance by \$15,000

On a roll call vote, Amendment No. 2 was adopted as follows:

26 ayes: Supervisors Gibson, McKinney, Knight, Moritz, Chilson, Stelljes, Mowry, Coffey, Henning, Bates, Russell, Gatlin, Smiar, Boerboom, Nieman, Dunning, Wilkie, Anderson, Beckfield, Miller, Leary, DeLuka, Janssen, Schraufnagel, Buchanan, Cronk

1 no: Supervisor Pagonis

2 absent: Supervisors Anton, LaVelle

Motion by Supervisor Cronk to amend the Sheriff's budget to decrease the Huber fee.

Vice Chair Bates ruled this motion out of order because this would require an ordinance change.

Motion by Supervisor Buchanan to delete bullet point #7 on page 180 of the budget book:

"There has been an increase in law enforcement services required at public gatherings that have the intent of causing public disruption."

Vice Chair Bates ruled this motion out of order because this is an explanation and not a budget item.

On a motion by Supervisor Buchanan, seconded by Supervisor Anderson, Amendment No. 4 was presented as follows:

Add a value statement to page 179 of the Sheriff's budget under "Eau Claire County Vision and Values" heading: "Law-abiding residents' peaceful gatherings shall not be automatically assumed as having the intent of causing harm or public disruption."

On a roll call vote, Amendment No. 4 was adopted as follows:

14 ayes: Supervisors McKinney, Knight, Moritz, Stelljes, Mowry, Gatlin, Boerboom, Nieman, Wilkie, Anderson, Beckfield, DeLuka, Buchanan, Cronk

13 noes: Supervisors Gibson, Pagonis, Chilson, Coffey, Henning, Bates, Russell, Smiar, Dunning, Miller, Leary, Janssen, Schraufnagel

2 absent: Supervisors Anton, LaVelle

#### **Resolution 18-19/087** ADOPTING THE 2019 EAU CLAIRE COUNTY BUDGET AND TAX LEVY

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

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

27 ayes: Supervisors Gibson, McKinney, Knight, Pagonis, Moritz, Chilson, Stelljes, Mowry, Coffey, Henning, Bates, Russell, Gatlin, Smiar, Boerboom, Nieman, Dunning, Wilkie, Anderson, Beckfield, Miller, Leary, DeLuka, Janssen, Schraufnagel, Buchanan, Cronk

0 noes

2 absent: Supervisors Anton, LaVelle

First Vice Chair Bates stepped down and Chair Smiar resumed the chair.

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

**Committee on Administration**

**Resolution 18-19/077** RATIFYING A LEASE BETWEEN EAU CLAIRE COUNTY AND EAU CLAIRE CURLING, INC. FOR UP TO 12 YEARS PAST THE EXISTING JULY 14, 2021 LEASE TERM AT THE EAU CLAIRE COUNTY EXPOSITION CENTER; AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE THE AGREEMENT AND ANY OTHER NECESSARY DOCUMENTS ON BEHALF OF EAU CLAIRE COUNTY

Motion by Supervisor Leary, seconded by Supervisor Bates, for adoption.  
On a roll call vote, the resolution was unanimously adopted.

**Resolution 18-19/084** GRANTING A QUIT CLAIM DEED IN THE TOWN OF SEYMOUR TO CLOSE A GAP IN THE CHAIN OF TITLE

Motion by Supervisor Chilson, seconded by Supervisor Coffey, for adoption.  
On a roll call vote, the resolution was unanimously adopted.

**Resolution 18-19/085** SUPPORTING THE UW-EAU CLAIRE SCIENCE AND HEALTH SCIENCES BUILDING PROJECT

Motion by Supervisor Dunning, seconded by Supervisor Pagonis, for adoption.  
On a roll call vote, the resolution was unanimously adopted.

**Human Resources**

**Resolution 18-19/086** REPLACE ONE 1.0 FTE PAYROLL ADMINISTRATOR (GRADE M) WITH ONE 1.0 FTE ACCOUNTANT POSITION (GRADE O)

Motion by Supervisor Gatlin, seconded by Supervisor Miller, for adoption.  
On a roll call vote, the resolution was unanimously adopted.

The Board adjourned at 11:28 p.m.

Respectfully submitted,

*Janet K. Loomis*

Janet K. Loomis  
County Clerk

**TO: Honorable Eau Claire County Board of Supervisors**  
**FROM: Committee on Finance & Budget**  
**DATE: December 12, 2018**  
**SUBJECT: 2018 Contingency Fund**

Pursuant to Section 4.04 of the County Code of General Ordinances, the following is the status of the 2018 Contingency Fund as of December 12, 2018:

January 1, 2018	2018 Contingency Fund / Budget Allocation	\$300,000
March 20, 2018	CB: Authorizing a transfer from the Contingency Fund in the amount of \$20,000 for startup costs associated with Farm Technology Days (File #17-18/132)	\$20,000
July 17, 2018	CB: Authorizing a transfer from the Contingency Fund in the amount of \$49,999 to replace copper water pipe lines at Beaver Creek Reserve (File # 18-19/044)	\$49,999
July 17, 2018	CB: Authorizing a transfer from the Contingency Fund in the amount of \$15,495 to replace the jail radio system (File # 18-19/045)	\$15,495
September 18, 2018	CB: Authorizing a transfer from the Contingency Fund in the amount of \$10,000 for ballots for November election (File # 18-19/066)	\$10,000
Balance Available		\$204,506

CB: denotes county board action



Eau Claire County  
DEPARTMENT OF PLANNING  
AND DEVELOPMENT  
Eau Claire County Courthouse - Room 3344  
721 Oxford Avenue  
Eau Claire, Wisconsin 54703-5212  
(715) 839-4741

Building Inspection  
839-2944  
Emergency Management  
839-4736  
Geographical Information Systems  
839-4730  
Land Conservation  
839-6226  
Land Records  
839-4742  
Land Use Management  
839-4743  
Planning  
839-5055  
Recycling  
839-2756

November 16, 2018

RECEIVED

NOV 16 2018

COUNTY CLERK

## Report to the Eau Claire County Board of Supervisors

The Eau Claire County Department of Planning and Development has received the following application for rezoning:

**Owner:** Nicholas & Rebecca Semling

**Applicant:** Owners

**File Number:** 18-19/092

**Legal Description:** S 1/2 OF SW-NE EXC LAND FOR HWY and S 1/2 OF SE-NE EX THE S 150' OF THE E 183' THEREOF; both in Section 30, T26N-R09W, Town of Pleasant Valley, Eau Claire County, Wisconsin.

**Site Location:** Located between County Road F and Cedar Road, north of Hemlock Road, Eau Claire

**Date Received:** November 14, 2018

Regards,

Jeanna Allen

Administrative Specialist, Planning and Development



**FACT SHEET**

**TO FILE NO. 18-19/091**

This resolution is required by Wisconsin Statutes and constitutes a siting resolution for the proposed expansion of Advanced Disposal Services Seven Mile Creek Landfill, LLC in the Town of Seymour City of Eau Claire and Eau Claire County. A copy of a map showing the location of the vertical and horizontal expansion is attached. The county board is required to pass such a siting resolution and appoint two representatives to the local negotiating committee within sixty (60) days of the initial written request from Superior Seven Mile Creek, LLC, which was received on November 14, 2018. This resolution appoints County Board Supervisor Ray Henning and City-County Health Department Environmental Sciences Division Manager Matt Steinbach as the two county representatives to the local negotiating committee and its intent to negotiate and, if necessary, arbitrate with the applicant concerning the proposed expansion of the landfill.

Respectfully Submitted,



Keith R. Zehms  
Corporation Counsel

KRZ/yk

Ordinance/18-19.091 Fact

2  
3 - APPROVING A SITING RESOLUTION FOR THE PROPOSED VERTICAL AND  
4 HORIZONTAL EXPANSION OF ADVANCED DISPOSAL SERVICES SEVEN MILE  
5 CREEK LANDFILL LLC LANDFILL LOCATED IN THE TOWNSHIP OF SEYMOUR,  
6 CITY OF EAU CLAIRE AND EAU CLAIRE COUNTY; AUTHORIZING THE  
7 APPOINTMENT OF RAY HENNING AND MATTHEW STEINBACH AS EAU CLAIRE  
8 COUNTY’S REPRESENTATIVES ON THE LOCAL NEGOTIATING COMMITTEE-  
9

10 WHEREAS, on November 14, 2018, 2014, the Eau Claire County Clerk received a certified  
11 letter from Advanced Disposal Services Seven Mile Creek Landfill, LLC serving formal notice of its  
12 intent to expand its current landfill facility both vertically over the existing footprint of Sector 2 as  
13 delineated on the attached map by the solid purple line and horizontally as delineated on the attached  
14 map as the rectangular shape with the diagonal lines; and,  
15

16 WHEREAS, Wis. Stat. § 289.33 and the standard notice of the State of Wisconsin Waste  
17 Facility Siting Board define Eau Claire as an affected municipality since the landfill is located  
18 entirely within Eau Claire County; and,  
19

20 WHEREAS, Eau Claire County is a Quasi Municipal Corporation with the county seat  
21 located in the City of Eau Claire, in Township 27 North, Range 9 West, Section 20 at the Eau Claire  
22 County Courthouse, 721 Oxford Avenue, Eau Claire, WI 54703; and  
23

24 WHEREAS, the applicant is Advanced Disposal Services Seven Mile Creek Landfill, LLC,  
25 with a street address of 8001 Olson Drive, Eau Claire, WI 54703; and  
26

27 WHEREAS, the proposed expansion would extend vertically over approximately 25 acres of  
28 the existing landfill footprint of the existing Sector 2 as delineated on the attached map by the solid  
29 purple line and horizontally over approximately 12.5 acres as delineated on the attached map as the  
30 rectangular shape with the diagonal lines. The proposed landfill footprint lies within property  
31 located in the Township of Seymour, City of Eau Claire and Eau Claire County; and  
32

33 WHEREAS, Eau Claire County may, as an affected municipality, appoint representatives to  
34 the local negotiating committee and pass a siting resolution stating its intent to negotiate and, if  
35 necessary, arbitrate with the applicant Advanced Disposal Services Seven Mile Creek Landfill, LLC  
36 concerning the proposed facility, within sixty (60) days of the applicant’s initial written request  
37 received on November 14, 2018.  
38

39 NOW THEREFORE BE IT RESOLVED by the Eau Claire County Board of Supervisors that  
40 it adopts this siting resolution specifically stating Eau Claire County’s intent to negotiate and, if  
41 necessary, arbitrate with the applicant Advanced Disposal Services Seven Mile Creek Landfill, LLC  
42 concerning the proposed facility.  
43

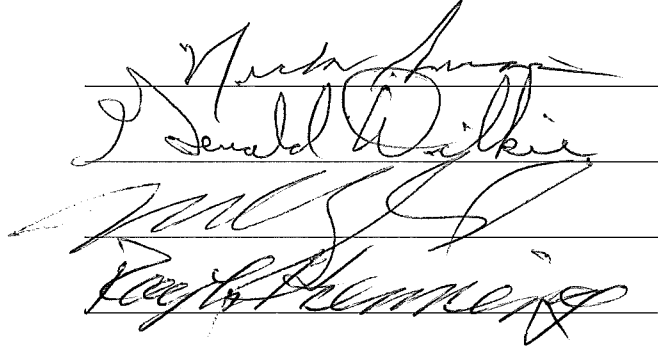
44 BE IT FURTHER RESOLVED that Matthew Steinbach, 528 Kennedy Avenue, Stanley, WI  
45 54768, and Ray Henning, 1603 Spooner Avenue, Altoona, WI 54720 are hereby appointed as Eau  
46 Claire County’s representatives on the local negotiating committee.  
47

48 BE IT FURTHER RESOLVED that the county clerk, within seven (7) days of passage, send  
49 a certified copy of this siting resolution to the State of Wisconsin Waste Facility Siting Board,  
10

1 Advanced Disposal Services Seven Mile Creek Landfill, LLC, City of Eau Claire and the Town of  
2 Seymour.

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4 ADOPTED:

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Committee on Administration

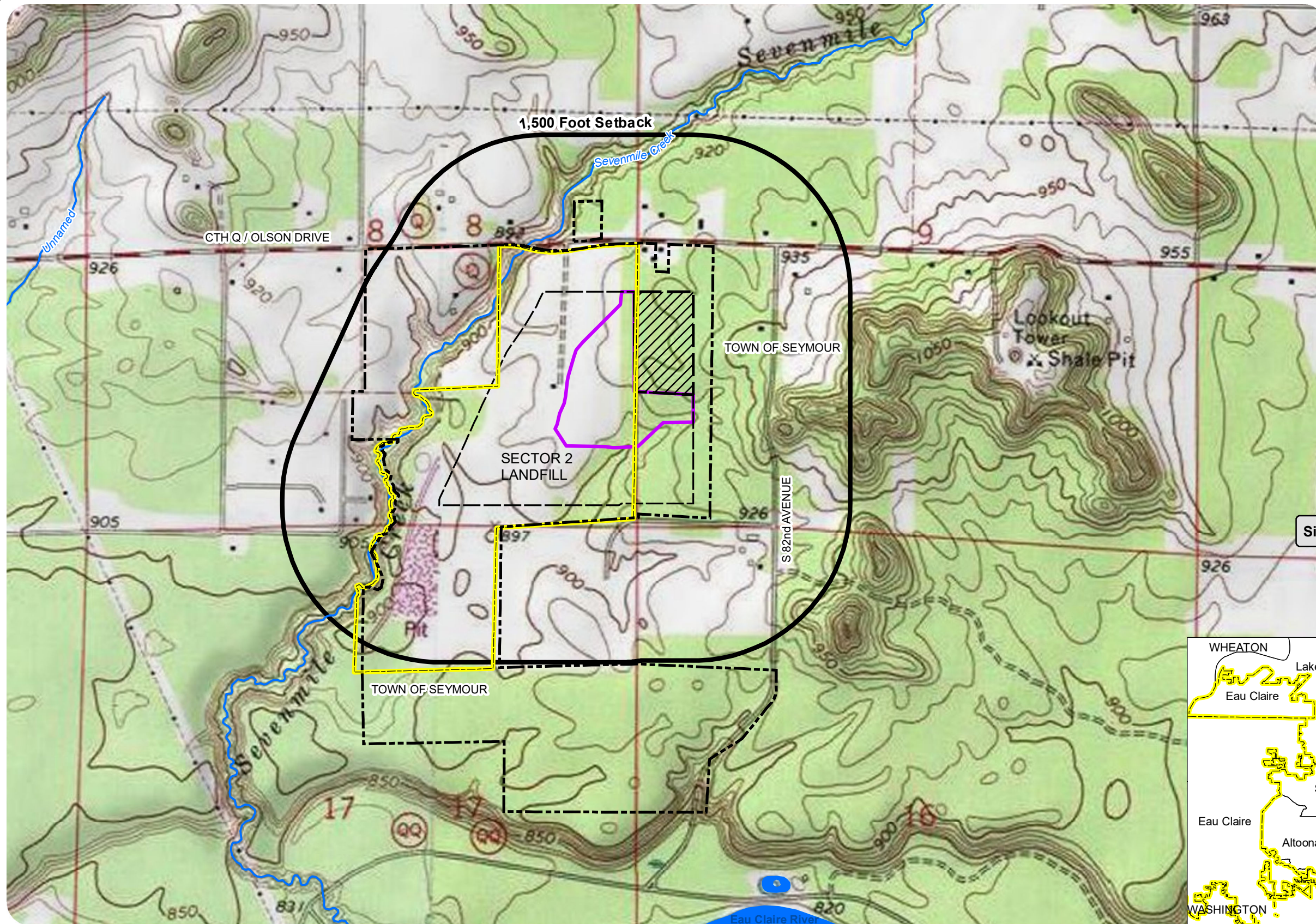
KRZ/yk

Dated this 11<sup>th</sup> day of December, 2018.

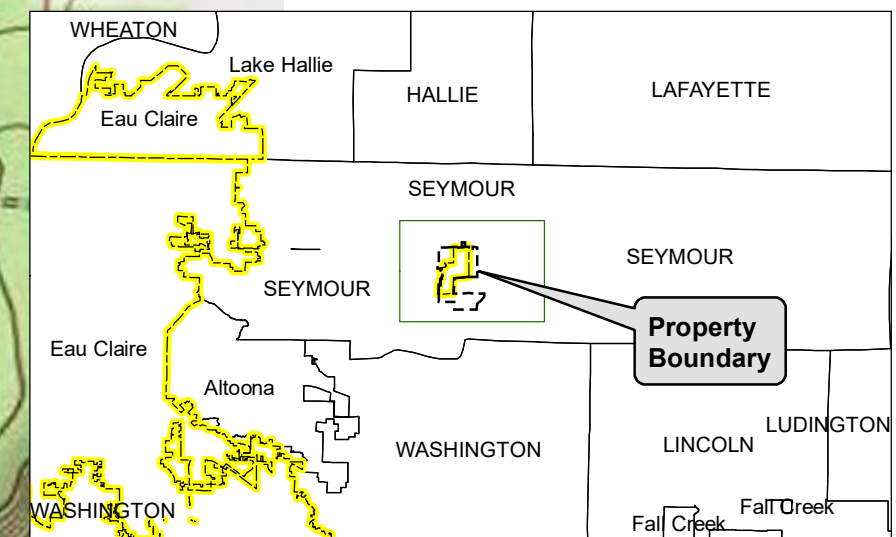
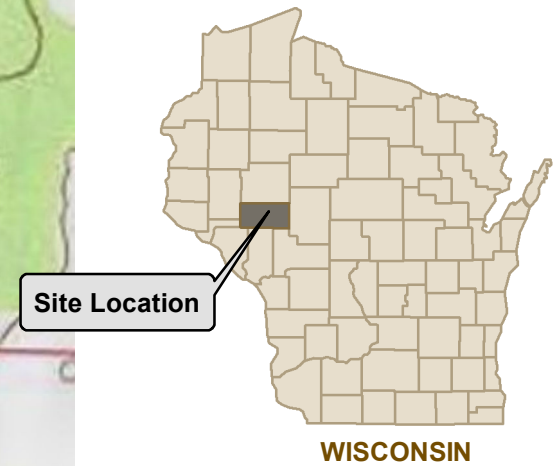
ORDINANC/18-19.091

Reviewed by Finance Dept.  
for Fiscal Impact

APPROVED BY  
CORPORATE COUNSEL  
AS TO FORM



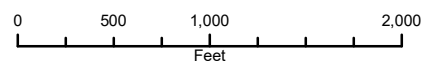
- ### Legend
- Property Boundary
  - Permitted Solid Waste Boundary
  - ▨ Proposed Horizontal Expansion Area
  - Proposed Vertical Expansion Area
  - ⊕ City of Eau Claire
  - 1,500-foot Setback
  - Topographic Contour, 10-foot interval
  - Topographic Contour, 2-foot interval
  - Areas of Vegetation/Trees
  - Creek/Stream
  - Waterbody/Lake



**SOURCES:**

USGS TOPOGRAPHIC QUADRANGLES 7.5 MINUTE SERIES: EAU CLAIRE EAST, WI (1983) & FALL CREEK, WI (1981).

MUNICIPAL BOUNDARIES FROM THE WISCONSIN STATE LEGISLATURE'S OPEN DATA PORTAL, JULY 2018.



REV	DATE	DESCRIPTION	DES BY	DWN BY	CHK BY	APP BY

DATE OF ISSUE	DESIGNED BY	SSW	CHECKED BY	JCO
10/31/2018	DRAWN BY	SSW	APPROVED BY	MJT

**cornerstone**  
A TETRA TECH COMPANY

PREPARED BY:  
CORNERSTONE ENVIRONMENTAL GROUP, LLC

This drawing represents intellectual property of Cornerstone Environmental Group, LLC. Any modification to the original by other than Cornerstone Environmental Group, LLC personnel violates its original purpose and as such is rendered void. Cornerstone Environmental Group, LLC will not be held liable for any changes made to this document without express written consent of the originator.

ADVANCED DISPOSAL SERVICES  
SEVEN MILE CREEK LANDFILL  
EAU CLAIRE, WISCONSIN  
**SECTOR 2 - NORTHEAST EXPANSION  
SITE LOCATION MAP**

FIGURE NO.  
**1**  
PROJECT NO.  
180380  
12

X:\PROJECTS\SEVEN MILE CREEK\180380 - SECTOR 2, NE EXP - USGS TOPOGRAPHIC QUADRANGLES 7.5 MINUTE SERIES\180380-01-SITE.MXD

## FACT SHEET

TO FILE NO. 18-19/082

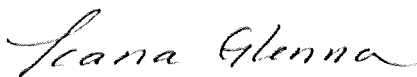
Researching and analyzing the reasons for and potential solutions to the increasing jail population, how to mitigate jail overcrowding and making a recommendation as to whether and when the 4<sup>th</sup> pod of the jail should be built out is within the mission of the Criminal Justice Collaborating Council (CJCC). The information provided as a result of the this CJCC effort will allow the county board to use evidence based decision making for determining future policy initiatives.

To analyze the increase in jail population and recommend alternatives to the Judiciary and Law Enforcement Committee the CJCC will consider all of the following

- *Conduct a cost benefit analysis focusing on housing out of county and building and staffing new buildout.*
- *Review historical and projected jail population trends along with triggers for overpopulation.*
- *Provide an update on the State Legislative study committee on bail and conditions of pretrial release.*
- *Development of sentencing program for Medium to medium high risk.*
- *Explore Evidence Based Programming options in the community.*
- *Work with State DOC on Classification, jail holds, after hour holds.*
- *Review of change in projected demographics.*

Fiscal Impact: **None.**

Respectfully Submitted,



**Tiana Glenna**  
**CJCC Coordinator**

tg

Ordinance/18-19.082. Fact

1 Enrolled No.

2 RESOLUTION

3 File No. 18-19/082

4 -DIRECTING THE CRIMINAL JUSTICE COLLABORATING COUNCIL TO DO A  
5 COMPREHENSIVE STUDY OF THE EAU CLAIRE COUNTY JAIL POPULATION AND  
6 PROVIDE A REPORT TO THE COUNTY BOARD ON OR BEFORE JUNE 2019  
7 ANALYZING THE INCREASE IN JAIL POPULATION AND RECOMMENDING THE  
8 BEST ALTERNATIVES -

9 WHEREAS, on September 13, 2006 the Eau Claire County Board of Supervisors adopted  
10 Resolution File No. 06-07/075 establishing an Eau Claire Criminal Justice Collaborating  
11 Council (CJCC) in order to provide a coordinated leadership necessary to establish and foster  
12 innovative, effective corrections programs for adult and juvenile offenders and to effectively  
13 qualify for state and federal grants to fund such programs; and,

14 WHEREAS, the CJCC is uniquely qualified to analyze the reasons for and potential  
15 solutions to the increasing jail population based on its use of Evidence Based Decision Making  
16 (EDBM) and report its findings to the county board; and,

17 WHEREAS, CJCC will evaluate changes in county demographics, State level EDBM  
18 efforts, process changes in prisoner classification and engage the Department of Corrections  
19 (DOC) in process discussions that impact the jail population.

20 NOW THEREFORE BE IT RESOLVED by the Eau Claire County Board of Supervisors  
21 that the CJCC is directed to do a comprehensive analysis and review of the Eau Claire County  
22 jail population and provide a report to the county board on or before June 2019.  
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Sue Miller  
Donald Wilkie  
[Signature]  
Audra McKinney  
Stella Regen  
Committee on Judiciary and Law Enforcement

APPROVED BY  
CORPORATION COUNSEL  
AS TO FORM

KRZ/yk

Dated this 6<sup>th</sup> day of December, 2018.

ORDINANC/18-19/082

Reviewed by Finance Dept.  
for Fiscal Impact

**FACT SHEET**

**TO FILE NO. 18-19/078**

This resolution urges the State of Wisconsin to increase compensation for defense counsel assigned by the State Public Defender (SPD) from \$40 per hour, in effect since 1995 to \$70 per hour which is the same rate paid for attorneys appointed by the county. This disparity will increase in 2020 when Wisconsin Supreme Court Rule will increase the hourly rate paid for attorneys appointed by counties \$100 per hour.

As a result of the low pay private attorneys are more frequently declining to take SPD appointments which can result in judges appointing attorneys at the county rate which acts as a further disincentive for attorneys to accept SPD appointments. It can also mean people are being held in jail longer pending appointment of counsel, delaying justice for victims, causing inefficiency for courts and law enforcement agencies and increasing the county's cost of incarceration. The clerk of court has estimated the increased use of private attorneys may cost the County an additional \$116,000 annually.

Fiscal Impact: None.

Respectfully Submitted,



Keith R. Zehms  
Corporation Counsel

KZ/yk

Ordinance/18-19/078 Fact

2  
3 - RESOLUTION URGING THE STATE OF WISCONSIN TO INCREASE COMPENSATION  
4 FOR DEFENSE  
5 COUNSEL ASSIGNED BY THE STATE PUBLIC DEFENDER -  
6  
7

8 WHEREAS, both the United States Constitution and the Wisconsin State Constitution  
9 provide that persons accused of a crime have the right to counsel. In Wisconsin the Office of the  
10 State Public Defender, SPD, provides counsel to those persons meeting income eligibility guidelines  
11 for services. Where SPD is unable to provide representation, due to conflict or other reasons, the  
12 SPD appoints private attorneys to provide representation. Almost 40% of all SPD cases are  
13 appointed to private attorneys; and  
14

15 WHEREAS, the compensation rate for private bar appointed attorneys in Wisconsin has not  
16 been increased since 1995 and currently stands at \$40.00 per hour. It is the lowest in the nation,  
17 failing to even cover an appointed attorney’s overhead costs. As a result, private attorneys are  
18 increasingly declining to accept SPD appointments, which is creating an increasing burden on the  
19 courts and Wisconsin Counties. Costs to counties are increasing as circuit court judges are being  
20 forced to appoint counsel at county expense and accused persons are being held in jail longer  
21 pending appointment of counsel. These delays also lead to inefficiency for courts and law  
22 enforcement agencies, and additional delay for obtaining justice for victims; and,  
23

24 WHEREAS, in May of 2018 the Wisconsin Supreme Court authorized an increase in the  
25 hourly rate from \$70.00/hr. to \$100.00/hr. for attorney’s appointed by the county, this increase to go  
26 into effect on January 1, 2020; and,  
27

28 WHEREAS, the increase authorized to private attorneys, at county expense, may cost Eau  
29 Claire County approximately \$116,000 annually depending on case load, and complexity; and,  
30

31 WHEREAS, the disparity created between the two rates, SPD \$40.00/hr, County \$100.00/hr.,  
32 will cause private attorneys to refuse SPD cases, and  
33

34 WHEREAS, other counties in Wisconsin are passing resolutions similar to this one,  
35 including, Dunn, Barron, Burnett and La Crosse; and  
36

37 NOW THEREFORE BE IT RESOLVED that the Eau Claire County Board of  
38 Supervisors does hereby urge the State of Wisconsin to provide sufficient resources to the Office  
39 of the Public Defender to ensure the criminal justice system operates effectively and efficiently,  
40 including increasing the rate of reimbursement for private attorneys appointed by the Public  
41 Defender to a market rate that will ensure prompt appointment of counsel and that cases are  
42 handled in a timely and efficient manner, by at minimum, increasing the hourly rate paid to SPD  
43 appointed private attorney’s to the same amount as those recently authorized by the Wisconsin  
44 Supreme Court.  
45  
46  
47  
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50



1 BE IT FURTHER RESOLVED that the Eau Claire County Board of Supervisors directs the  
2 county clerk to forward this resolution to the governor, assembly members and senators representing  
3 Eau Claire County, the Wisconsin Bar Association, the Office of the Wisconsin Attorney General,  
4 the Office of the State Public Defender, the Wisconsin Supreme Court and the Wisconsin Counties  
5 Association.  
6

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21

Sue Mallery  
Donald Walkie  
[Signature]  
Shirley McKinney  
Steve Pageni  
Committee on Judiciary and Law

yk

Dated this 6<sup>th</sup> day of December, 2018.

ORDINANC/18-19/078

Reviewed by Finance Dept.  
for Fiscal Impact

APPROVED BY  
CORPORATION COUNSEL  
AS TO FORM

**FACT SHEET**  
**File No. 18-19/092**

**RE:** Rezone 39.23 acres +/- of land from A-P (Agricultural Preservation) District to A-3 (Agricultural) to allow construction of a non-farm single-family residence

**Legal Description and Location:** The S½ SE¼ NE¼ and the S½ SW¼ NE¼ of Section 30, T26N, R9W, Town of Pleasant Valley, Eau Claire County (complete legal description attached)

**Size of area to be rezoned:** 39.23 acres +/-

**ADJACENT ZONING & LAND USES:**

LOCATION	ZONING	LAND USE
Subject	A-P	Agricultural fields; vacant
North	A-2	Single-family residence; woodlands; agricultural fields
East	A-2	Agricultural fields
South	A-P	Farmstead; agricultural fields
West	A-P	Agricultural fields

**LAND USE 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

**Eau Claire County Rural Lands (RL) 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.”*

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

**Town Board Action:** The Pleasant Valley Town Board considered this rezoning petition on Monday, December 10, 2018 and recommended approval (3-0 vote).

**Committee Action:** The Eau Claire County Committee on Planning and Development conducted the required public hearing on Tuesday, December 11, 2018 regarding the proposed rezoning. On a vote of 4 in favor 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. No members of the public were in attendance to speak for or against the rezoning petition.

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 **The South Half of the Southeast Quarter of the Northeast Quarter of**  
12 **Section 30, Township 26 North, Range 09 West, EXCEPT the South**  
13 **150 feet of the East 183 feet thereof, Town of Pleasant Valley, Eau**  
14 **Claire County, Wisconsin.**

15  
16 **Said described lands contain approximately 19.37 acres and is subject**  
17 **to the easements and restrictions of record to be reclassified from the**  
18 **A-P Agricultural Preservation District to the A-3 Agricultural**  
19 **District.**


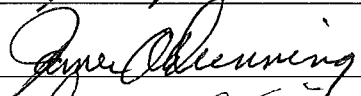

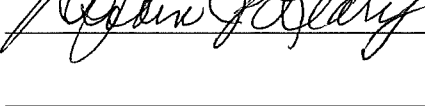
20  
21 **SECTION 2** That the 1982 Official Zoning District Boundary Map for the Town of  
22 Pleasant Valley, Eau Claire County described as follows:

23  
24 **The South Half of the Southwest Quarter of the Northeast Quarter of**  
25 **Section 30, Township 26 North, Range 09 West, EXCEPT land for**  
26 **highway described in Volume 229, Page 348, Town of Pleasant Valley,**  
27 **Eau Claire County, Wisconsin.**

28  
29 **Said described lands contain approximately 19.86 acres of land and is**  
30 **subject to the easements and restrictions of record to be reclassified**  
31 **from the A-P Agricultural Preservation District to the A-3**  
32 **Agricultural District.**

33  
34 **SECTION 3** Where a certified survey map is required and may alter the above  
35 described property description, the official zoning district map for the  
36 town shall be automatically amended to reflect the property description of  
37 the certified survey map.

38  
39 ENACTED:

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45  
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48  
49 Committee on Planning and Development

50  
51 Dated this 11 day of December, 2018.



## EAU CLAIRE COUNTY PLANNING STAFF RECOMMENDATION

---

**REZONE NUMBER:** RZN-00016-18                      **COMPUTER NUMBERS:** 018112606000  
018112604000

**PUBLIC HEARING DATE:** December 11, 2018

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

**OWNER:** Nick Semling, S8615 County Road F, Eau Claire, WI 54701

**REQUEST:** Rezone 39.23 acres +/- of land from A-P (Agricultural Preservation) District to A-3 (Agricultural) to allow construction of a non-farm single-family residence

**LOCATION:** Approximately one mile south of Maple Road between County Highway F and Cedar Road

**LEGAL DESCRIPTION:** The S $\frac{1}{2}$  SE $\frac{1}{4}$  NE $\frac{1}{4}$  and the S $\frac{1}{2}$  SW $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 30, T26N, R9W, Town of Pleasant Valley, Eau Claire County (complete legal description attached)

---

**RECOMMENDATION**                      Approval of request based on findings outlined on Page 6 of this report

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### SUMMARY

Rezone 39.23 acres +/- of land from A-P (Agricultural Preservation) District to A-3 (Agricultural) to allow construction of a non-farm single-family residence without the farm income requirements associated with the A-P District

### BACKGROUND

#### SITE CHARACTERISTICS:

- The property is currently vacant
- The property is gently rolling
- Approximately half of the property is tillable for farming and will be continued in agriculture.

A-P Agricultural Preservation District. This 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;*

- D. 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;
- E. 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;
- F. 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;
- G. Minimize land use conflicts which occur when agricultural and non-agricultural uses are intermixed or not adequately separated; and
- H. 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:**

A-3 Agricultural District: This district is established to: 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; vacant
North	A-2	Single-family residence; woodlands; agricultural fields
East	A-2	Agricultural fields
South	A-P	Farmstead; agricultural fields
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. There is an existing home on the property to be divided. This use and other uses permitted in the A-2 District are typically compatible with adjacent agricultural uses.*

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:
  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.*

...
  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 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 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:**

This property is included in the Farmland Preservation Plan Map, which allows the property owner to claim Farmland Preservation tax credits. If rezoned, the property would not be eligible for Farmland Preservation tax credits.

**Comprehensive Plan Summary**

The proposed A-3 zoning district is consistent with the intent and description and the applicable policies of the Eau Claire County Comprehensive Plan.

**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 to 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** – There are six (6) different soil types on the property to be divided, one of which is considered a prime agricultural soil.

<b>Soil Type</b>	<b>Description</b>	<b>Capability Class</b>
PfB	Plainfield loamy sand, 1-6% slopes	4
PfC2	Plainfield loamy sand, 6-12% slopes, eroded	6
La	Lows loam	6
GoB	Gothan loamy sand, 1 to 6% slopes	4
E1C2	Eleva sandy loam, 6-12% slopes, eroded	3
EmE	Elkmound loam, 20-45% slopes	7

- **Historical Productivity** – Approximately half of the property has been cultivated for agriculture
- **Site Location** – The property is located on County Highway F and Cedar Road
- **Adjacent Land Uses** – Uses in the area include a mixture of farmland, farm and non-farm housing, and woodlands

**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 Comprehensive Plan, including policies related to limiting residential density and non-farm development in rural areas of the County and limiting conversion of productive farmland.

**Standard 3** - *The rezoning is substantially consistent with the certified Eau Claire County Farmland Preservation Plan.* As discussed, the majority of the soils are considered marginal for agriculture and the applicant indicates that the tillable land will be kept in agricultural production.

**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 likely impair or limit current or future agricultural use. A Right-to-Farm disclosure will be required to be signed and recorded with the Register of Deeds indicating that the owner is aware that agricultural activities are present.

Town Board Action: The Pleasant Valley Town Board will consider this rezoning petition on Monday, December 10, 2018.

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 substantially consistent with the intent and purpose of the Eau Claire County Future Land Use plan
- Existing uses in the area include agricultural fields, scattered single-family residences, and scattered woodlands
- Zoning in the area is predominantly A-P, with A-2 and A-3 zoning adjacent to the property

## CONCLUSION

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

- Eau Claire County Comprehensive Plan future land use designation
- Eau Claire County 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 the 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 petition to rezone 39.23 acres +/- of land from A-P (Agricultural Preservation) District to A-3 (Agricultural) to allow construction of a single-family residence, as depicted on the attached map and described in the attached legal description.



## **FINDINGS**

### Findings in Favor:

1. The request is consistent with the goals, objectives, and policies of the Eau Claire County Comprehensive Plan, as required by Section 19.01.020.B of the Eau Claire County Code; and Wisconsin Statutes §66.1001(1)(am) and §66.1001(3)(j), including the intent, description, and policies of the Rural Lands Future Land Use classification in Section 3.3 of the Eau Claire County Comprehensive Plan and Map 9 (Future Land Use) of the Eau Claire County Comprehensive Plan
2. Existing uses in the area include scattered single-family residences, agricultural uses, and scattered woodlands
3. The proposed rezoning would have limited impact on existing agriculture and no prime soils would be impacted with this rezoning action except as may be required to construct a single-family residence and accessory structures.
4. The applicant will be required to sign and record a “Right to Farm” disclosure recognizing that agricultural activities are present in the area.

### Findings Against:

1. The A-3 District is not a certified farmland preservation district and the property would not be eligible for farmland preservation tax credits.

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:	11/14/2018
Accepted By:	Matt Michels
Receipt Number:	58356
Town Hearing Date:	12/10/2018
Scheduled Hearing Date:	12/11/2018
Application No:	RZN-0016-18
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: **39.23**

The S1/2 Se1/4 Ne1/4 And The S1/2 Sw1/4 Ne1/4 Of Section 30, T26N, R9W, Town Of Pleasant Valley, Eau Claire County, WI

Owner/Applicant Name(s):	Address:	Telephone:
Lynn M Franck	(ow) 284 HUINA ST KAPAA	
Peter F Franck	(ow) 284 HUINA ST KAPAA	

**Site Address(es):**

**Property Description:** Sec 30 Twn 26 Rge 09      **Town of Pleasant Valley**      **Lot Area:** 19.860 ACRES  
19.370 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)
1801822609301300002	018112604000	26.9.30.1-3-B	S 1/2 OF SW-NE EXC LAND FOR HWY DESC 229/348 348 CO
1801822609301400002	018112606000	26.9.30.1-4-B	S 1/2 OF SE-NE EX THE S 150' OF THE E 183' THEREOF SEE

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 11/14/18

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

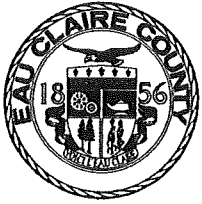
Check if DNR to Receive Copy \_\_\_\_\_

RECEIVED

NOV 14 2018

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

Application Accepted:	11/14/18
Accepted By:	MM
Receipt Number:	58356
Town Hearing Date:	12/10/18
Scheduled Hearing Date:	12/11/18

## 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): A3  
 Acres to be rezoned: (2) Parcels 19.86 acres and 19.37 acres

Property Owner Name: Nick Semling      Phone# 715-450-6011  
 Mailing Address: S8615 County Road F, Eau Claire, WI 54701  
 Email Address: nsemling4213@yahoo.com

Agent Name:      Phone#      RECEIVED  
 Mailing Address:      NOV 14 2018  
 Email Address:

### SITE INFORMATION      COUNTY CLERK

Site Address: None at This Time  
 Property Description: S 1/2 SW 1/4 NE 1/4 & S 1/2 SE 1/4 NE 1/4 Sec. 30, T 26, N, R 09, W, Town of Pleasant Valley  
 Zoning District: A-P      Code Section(s):  
 Overlay District:  Shoreland     Floodplain     Airport     Wellhead Protection     Non-Metallic Mining  
 Check Applicable  
 Computer #(s):      018    112    606    000      018    112    604    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.
- Complete attached information sheet
  - Provide legal description of property to be rezoned
  - Contact the Town to coordinate a recommendation on the application
  - 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       Date 11-13-18

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:**

The residence I live in on 21 acres, zoned A2, is adjacent to (2), 19.86 & 19.37 acre, parcels that I also own which are currently zoned A-P. I am seeking to have the parcels rezoned to A3 so that I could sell my current residence and build a new house on them at some point in the future.

A hardship is created and prevents this opportunity when the current code says that the homeowner must receive \$6,000 in annual income from farming. The tillable land available in total for the (2) parcels is approximately 19 acres; whether the land is rented or directly farmed there is no way to achieve the income limits.

**■ 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.**

Currently the two parcels lie in the "horse shoe" area between Cedar Road and County Road F. The 21 acre parcel that my residence resides on and the 20 acre parcel, owned by others, directly adjacent to me on the east side are both zoned A2. By rezoning the (2) acre parcels to A3 would finish the creation of diverse zoning in this quasi-residential area.

RECEIVED

NOV 14 2018

COUNTY CLERK

■ 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.

- 1) The soil type for both parcels graded as low productive farm land. There is 19 acres of tillable land in total for the (2) parcels and whether it is rented out or farmed directly produces low yield crops without extensive fertilizing. The parcels are located in quasi-residential "horseshoe area" between Cedar Road and County Road F. Adjacent land uses to the north are A-2 and to the South are A-P.
- 2) The rezone is consistent with the comprehensive plan.
- 3) The rezone is consistent with the preservation plan.
- 4) The rezone does not create conflict with any surrounding properties for agricultural use.

WARRANTY DEED

Document Number

THIS DEED, made between Peter F. Franck and Lynn M. Franck, husband and wife, as survivorship marital property ("Grantor," whether one or more), and Nicholas A. Semling and Rebecca J. Semling, husband and wife, as survivorship marital property ("Grantee," whether one or more),

Grantor, for a valuable consideration, conveys to Grantee the following described real estate, together with the rents, profits, fixtures and other appurtenant interests, in EAU CLAIRE County, State of Wisconsin ("Property"):

See attached EXHIBIT A.

Recording Area

Name and Return Address

NICHOLAS & REBECCA SEMLING
88615 COUNTY ROAD F
EAU CLAIRE, WI 54701

18018-2-260930-140-0002 (018-1126-06-000)
18018-2-260930-130-0002 (018-1126-04-000)

Parcel Identification Number (PIN)

This IS NOT homestead property.
(is) (is not)

Grantor warrants that the title to the Property is good, indefeasible in fee simple and free and clear of encumbrances except: Easements, covenants and restrictions of record.

Dated: November 6th, 2018

(SEAL) \* \_\_\_\_\_

(SEAL) Peter F. Franck (SEAL)

(SEAL) \* \_\_\_\_\_

(SEAL) Lynn M. Franck (SEAL)

AUTHENTICATION

Signature(s) \_\_\_\_\_

authenticated on \_\_\_\_\_

TITLE: MEMBER STATE BAR OF WISCONSIN

THIS INSTRUMENT DRAFTED BY:
Adam B. Rasmussen
State Bar No. 1036896

[18-63010]

ACKNOWLEDGMENT

STATE OF HAWAII )
Kauai ) ss.
COUNTY )

Personally came before me this 6th day of November, 2018, the above named Peter F. Franck and Lynn M. Franck to me known to be the person(s) who executed the foregoing instrument and acknowledged the same.

Christina Wright-Calleja (Notary shall type or print name below signature)

Notary Public, State of Hawaii
My Commission (is permanent)(expires 2-11-22)

RECEIVED
NOV 14 2018
COUNTY CLERK

## EXHIBIT A

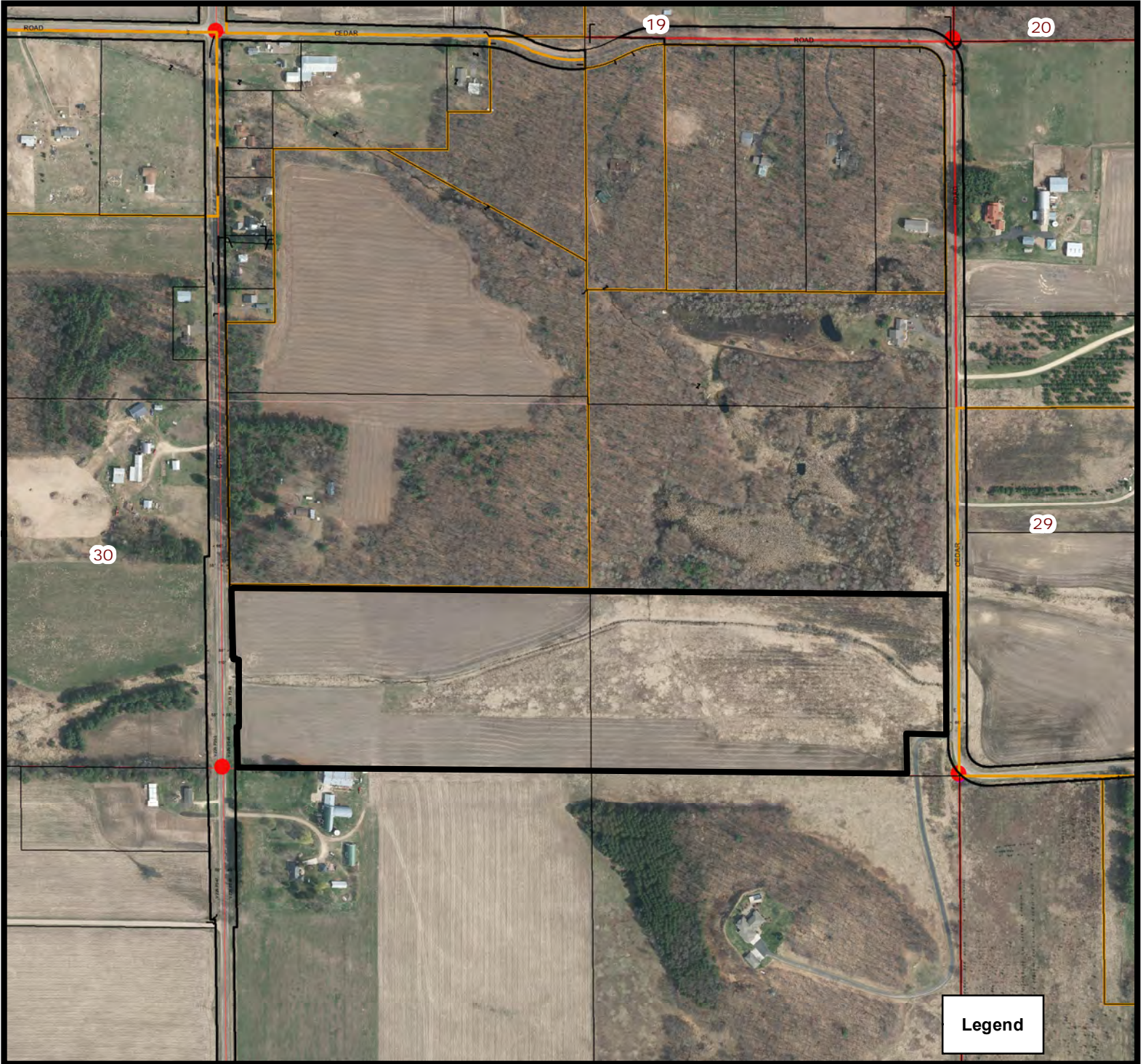
Legal Description:

The S 1/2 of the SE 1/4 of the NE 1/4 of Section 30, Township 26 North, Range 9 West  
EXCEPT the South 150 feet of the East 183 feet thereof, Town of Pleasant Valley, Eau Claire  
County, Wisconsin.

AND

The S 1/2 of the SW 1/4 of the NE 1/4 of Section 30, Township 26 North, Range 9 West  
EXCEPT land for highway described in Volume 229 Page 348, Town of Pleasant Valley, Eau  
Claire County, Wisconsin.

# SEMLING REZONING AERIAL MAP



**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.



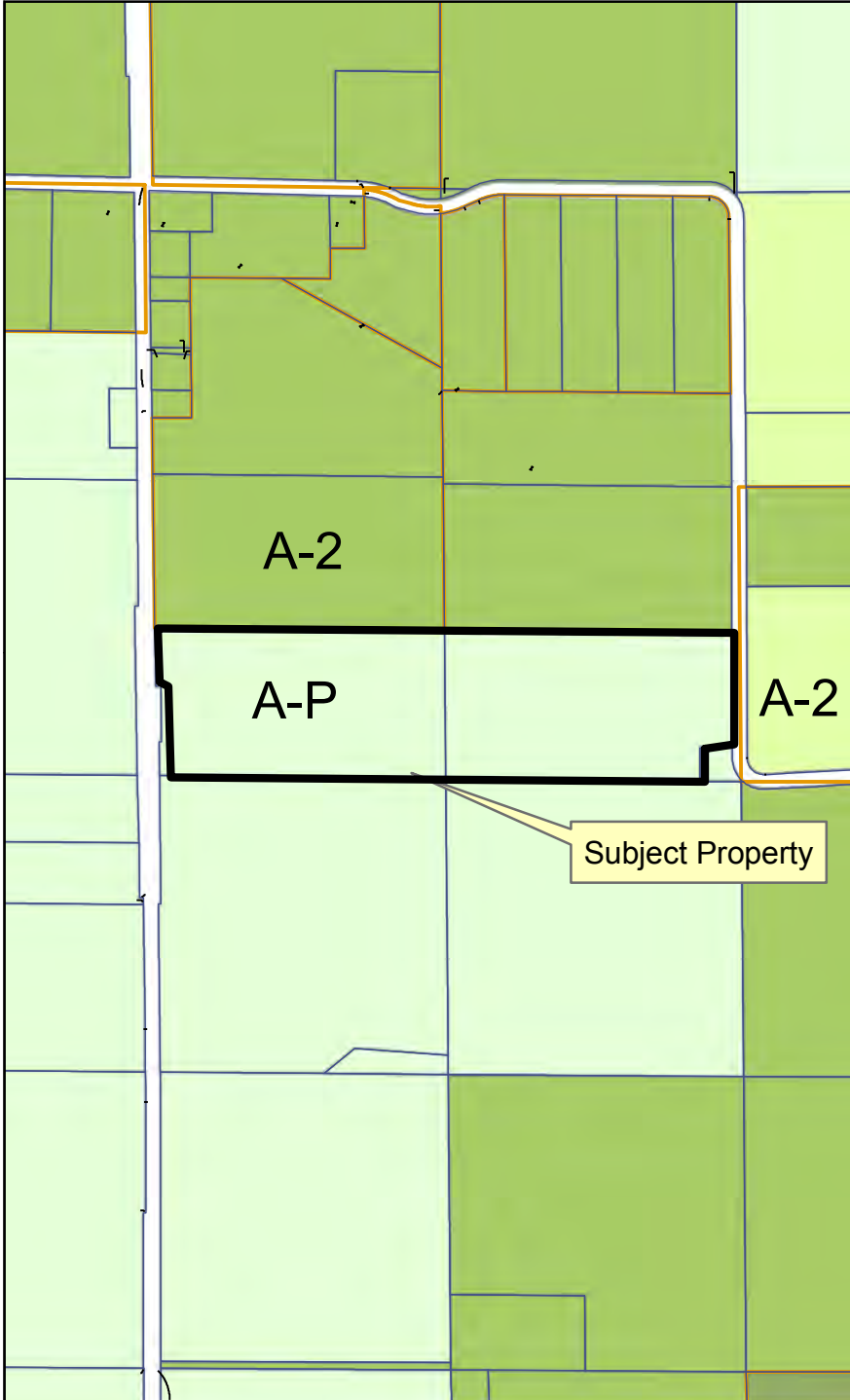




# Semling Rezoning: RZN-0016-18

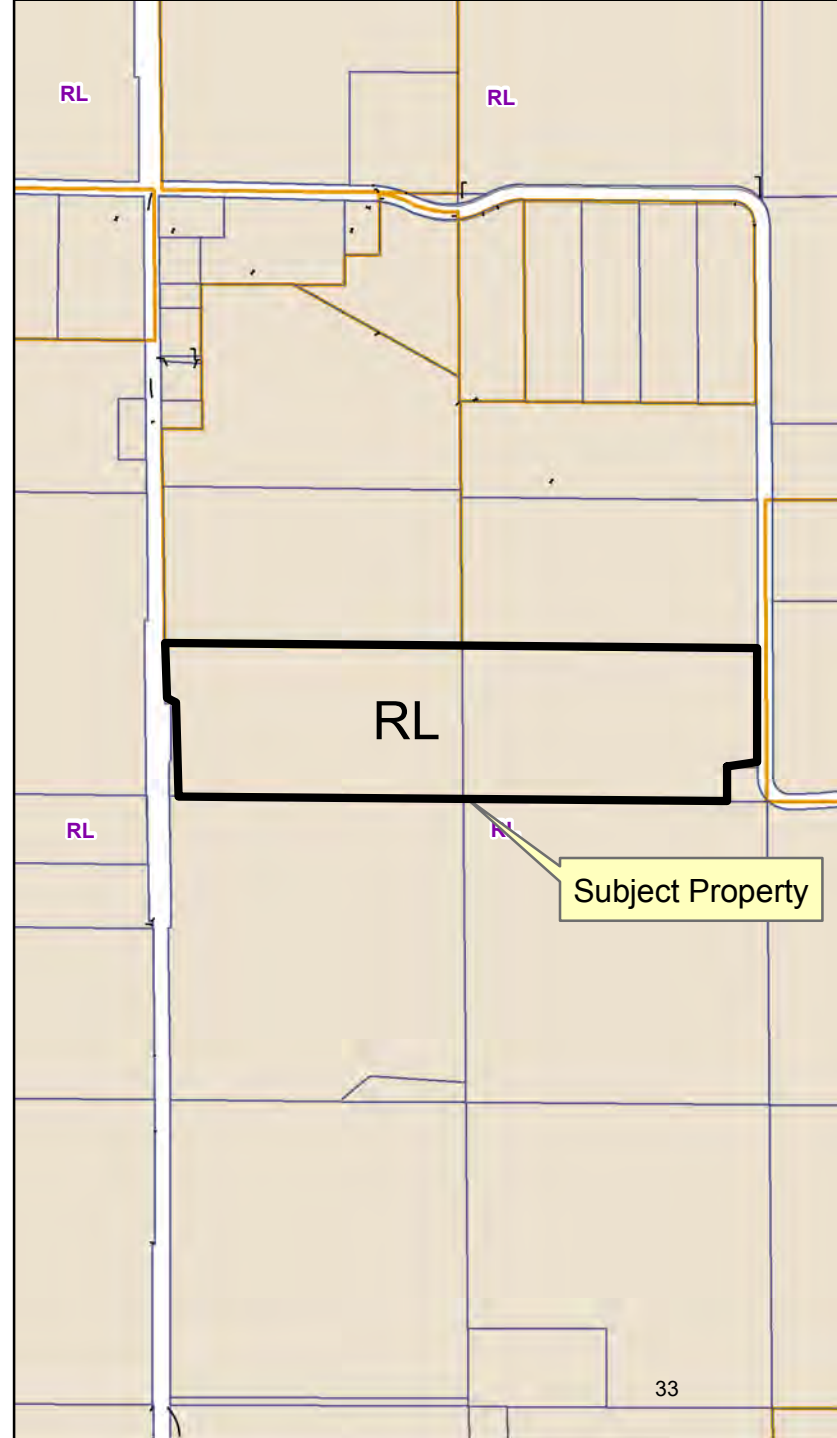
## Existing Zoning

1 inch = 833.333333 feet



## Existing Future Land Use

1 inch = 833 feet



**Legend**

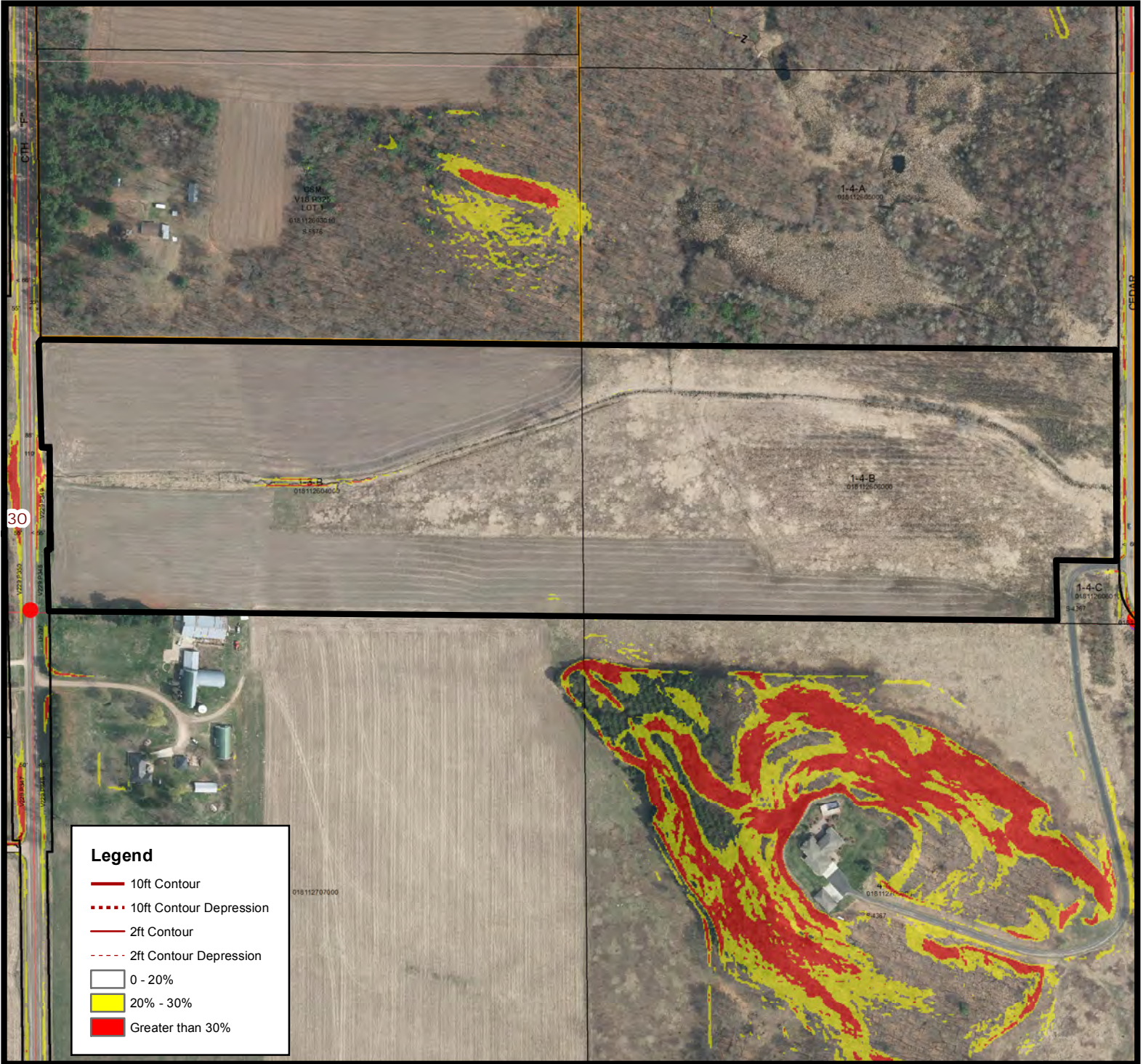
**Future Land Use**

- 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  
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# SEMLING REZONING SLOPE-TOPO MAP



**Parcel Mapping Notes:**

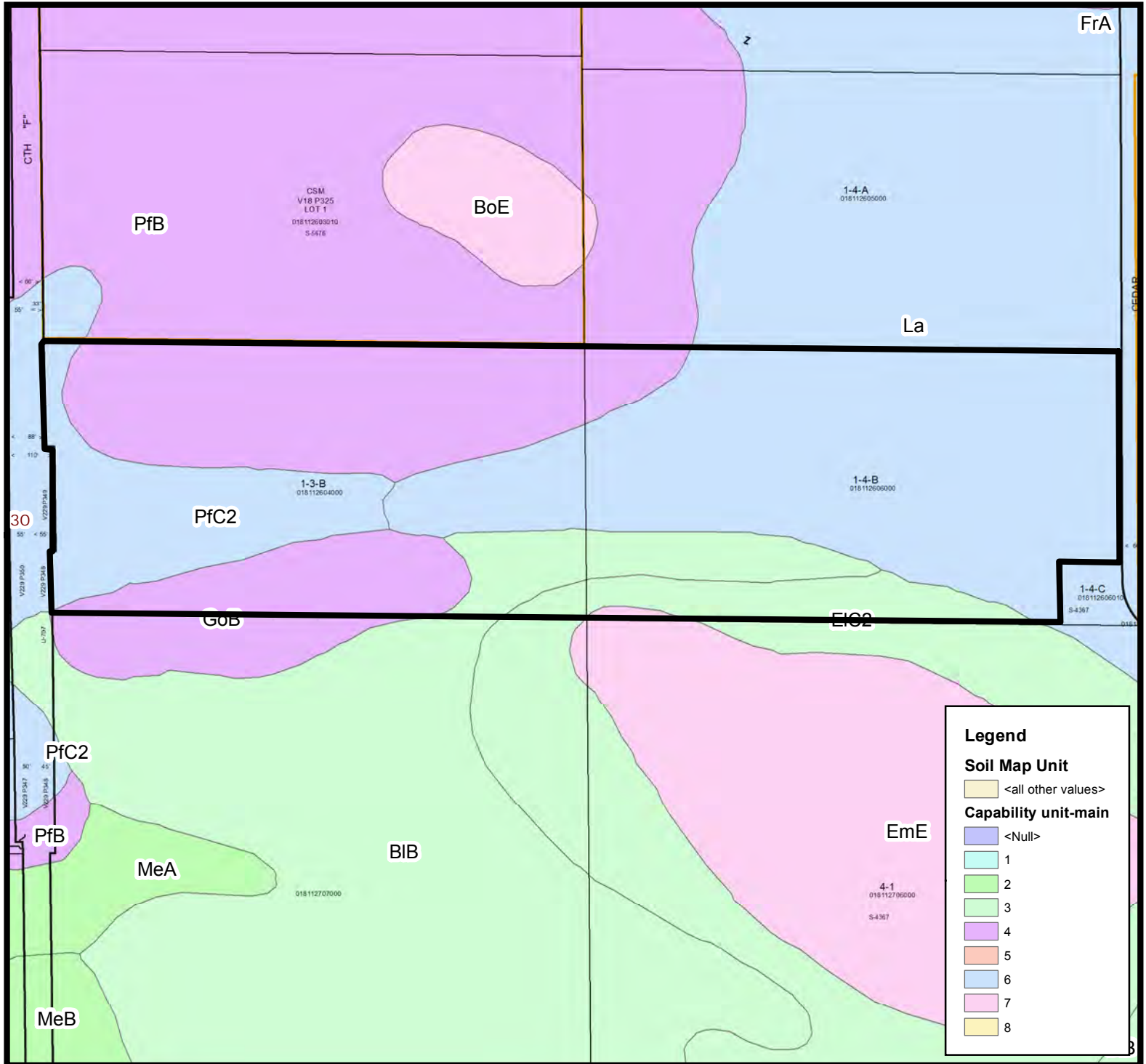
The horizontal datum is based on the Eau Claire County Coordinate System NAD\_1983\_HARN\_Adj\_WI\_EauClaire\_Feet

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# SEMLING REZONING SOIL MAP



**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.

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**FACT SHEET**

AUTHORIZING AN "ESTABLISHMENT OF BICYCLE & PEDESTRIAN ACCOMMODATIONS" ON CTH D AT THE BEAVER CREEK BRIDGE AS PART OF THE IMPROVEMENT PROJECT #7828-03-01

**TO FILE NO.**

**SUBJECT**

State Statue 84.01(35) requires a resolution of support to justify the incorporation of pedestrian and bicycle facilities for highway improvement projects. The CTH D bridge replacement requires wider shoulders to match with existing bridges along CTH D.

**REQUEST**

To provide pedestrian and bicycle accommodations consisting of a 4-foot wide paved shoulder and a clear width of 36-feet for the bridge replacement on CTH D at the Beaver Creek bridge B-18-234 as part of the improvement project as defined in State Statutes 84.01(35).

**PURPOSE / JUSTIFICATION**

Eau Claire County has received state funding to replace the CTH D bridge in the Town of Washington over Beaver Creek. As part of the design process we are required to approve a resolution of accommodation to justify a wider shoulder on the project. The wider shoulder is needed for pedestrian and bicycle use as well as match the other nearby bridge widths along CTH D.

Fiscal Impact: \$0.00, already budgeted as part of the project design and construction

Respectfully Submitted,



Jon Johnson  
Highway Commissioner

1 Enrolled No.

2 RESOLUTION

3 File No. 18-19/090

4 - AUTHORIZING "ESTABLISHMENT OF BICYCLE ACCOMMODATIONS" ON CTH D  
5 AT THE BEAVER CREEK BRIDGE AS PART OF THE IMPROVEMENT PROJECT -

6 WHEREAS; the two adjacent bridges on CTH D over Beaver Creek, (B-18-202 & B-18-  
7 222) were recently constructed with bicycle accommodations consisting of a 36-foot wide clear  
8 width and 4-foot wide paved shoulder on the roadway approaches, in 2008 and 2014, respectively.  
9

10 NOW THEREFORE BE IT RESOLVED that the Eau Claire County Board of  
11 Supervisors determine that bicycle accommodations consisting of a 4-foot wide paved shoulder  
12 and a clear width of 36-feet will be included on CTH D at the Beaver Creek bridge B-18-234 as  
13 part of the improvement project as defined in Wis. Stat. § 84.01(35).  
14  
15  
16

17 \_\_\_\_\_  
18 *Raymond*  
19 \_\_\_\_\_  
20 *Steve*  
21 \_\_\_\_\_  
22 *Carol*  
23 \_\_\_\_\_  
24 *Walter*  
25 \_\_\_\_\_

26 \_\_\_\_\_  
27 Highway Committee  
28

29 KRZ/yk

30 Dated this 15 day of November, 2018.

31 ORDINANC/18-19/090

APPROVED BY  
COMPOSITION COUNSEL  
AS TO FORM

Reviewed by Finance Dept.  
for Fiscal Impact

## FACT SHEET

### TO FILE NO 18-19/021

This ordinance establishes an official special event participation fee, special transportation fee, and a rental rate for the Lions group camp site.

The special event participation fee of \$3 per person and \$2 per person for a nonprofit and government organization have been used in the past, as approved by the Parks and Forest Committee. By entering this into the county code, the fee is set and established for all special events and will no longer require the parks and forest committee to set the fees for each individual request.

The special transportation permit would apply to individuals working for group homes, nursing homes, etc. This permit would allow caregivers to use different vehicles to take clients to our parks. This special permit would allow them to transfer the permit between vehicles used for transport of clients to visit our parks.

The Lions Group Camp rate of \$40 per 6 nights, establishes a set camping rate for the groups that use this area throughout the summer months.

**Fiscal Impact:** Approximately \$160 of additional revenue based on 4 group rentals of the Lions group camp. All other ordinance changes are consistent with current practices and will not result in any changes in revenues.

Respectfully submitted,



Josh Pedersen  
Parks & Forest Director

2  
3 - TO AMEND SECTION 16.30.040 B. OF THE CODE: FEES AND CHARGES -

4  
5 The County Board of Supervisors of the County of Eau Claire does ordain as follows:

6  
7 SECTION 1. That Subsection B. of Section 16.30.040 of the code be amended to read:

8  
9 B. Fees. The following fees shall be charged, unless otherwise specified:

10  
11 General Usage Fees

12  
13 Recreation Area Entrance Fee  
14 per motor vehicle \$5.00 daily or \$30.00 annually

15 Additional Annual Entrance Stickers \$10.00 for same household

16 Required at boat launches, county parks, Evergreen ski trail, Lake Eau Claire beach and  
17 Tower Ridge Recreation area (from April 1 to December 1) including disc golf area.  
18 Buses for non-school related functions \$6.00 daily fee, buses for school related functions  
19 exempt from fees. A registered camper shall be granted up to two free vehicle passes per  
20 site for the duration of the camping.

21 Replacement Annual  
22 Entrance Sticker \$10.00

23 Boat Dealers/commercial  
24 Watercraft launch permit \$50.00/annually

25 Rental of tree planting machine \$20.00/1,000 trees planted with \$40.00 minimum  
26 charge.

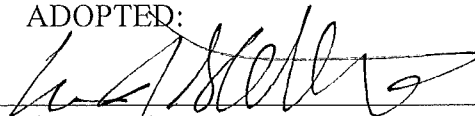
27 Permit for Driveway  
28 off County Forest Roads \$35.00

29 Special Event Participation Fee \$3.00/per person  
30 \$2.00/per person for nonprofit and government  
31 Organization events

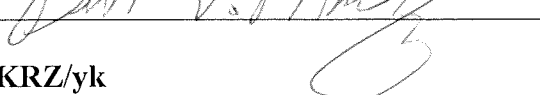
32  
33 Special Transportation Permit \$30.00

34  
35 Lion's Group Camp \$40/night with a maximum of 6 nights


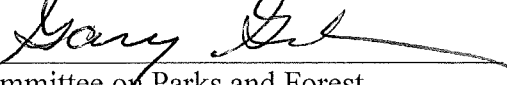
36  
37 ADOPTED:

38   
39 \_\_\_\_\_

40   
41 \_\_\_\_\_

42   
43 \_\_\_\_\_

44  
45 KRZ/yk

38   
39 \_\_\_\_\_  
40   
41 \_\_\_\_\_

42 Committee on Parks and Forest

43 APPROVED BY  
44 CORPORATION COUNSEL  
45 AS TO FORM

46 Reviewed by Finance Dated this 10th day of December, 2018.

**FACT SHEET**

**TO FILE NO 18-19/094**

As stated in the resolution, County Board approval is required to comply with the requirements of the Forest Administration Grant. Details of the Parks & Forest Director's wages and fringe benefits are submitted to the state to determine the grant amount.

The Forest Administration grant will be approximately \$52,500 in positive fiscal impact.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Josh Pedersen", written in a cursive style.

Josh Pedersen  
Parks & Forest Director



4 -ADOPTING THE 2019 ANNUAL WORK PLAN FOR THE PARKS AND FOREST  
5 DEPARTMENT TO COMPLY WITH THE COUNTY FOREST ADMINISTRATION GRANT  
6 PROGRAM-

7 WHEREAS, each year the county is eligible to receive 50% of the actual salary and up to  
8 50% of the fringe benefit costs of a county-employed professional forester in the position of  
9 county forest administrator or assistant county forest administrator, except that the fringe  
10 benefits may not exceed 40% of the position's annual salary; and

11  
12 WHEREAS, the parks and forest director, in his position, qualifies for this funding; and

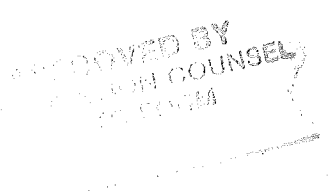
13  
14 WHEREAS, per Wis. Stat. § 28.11 (5)(b) and Wis. Admin. Code NR 47.75 for the  
15 county forest administration grant program, the county board must approve an annual county  
16 forest work plan which must also be approved by the department of natural resources to comply;  
17 and

18  
19 WHEREAS, the 2019 Annual Work Plan implements projects included in the adopted  
20 2019 budget and other projects involving only staff time with no other budget expenditures; and

21  
22 WHEREAS, a copy of the approved 2019 Annual Work Plan and a copy of this adopted  
23 resolution must be received by the department of natural resources prior to January 31, 2019.

24  
25 NOW, THEREFORE, BE IT RESOLVED that the Eau Claire County Board of  
26 Supervisors hereby adopts the attached 2019 Annual Work Plan for the parks and forest  
27 department.

28  
29 ADOPTED:



30  
31 *[Handwritten signature]*  
32 *[Handwritten signature]*  
33 *[Handwritten signature]*  
34 *[Handwritten signature]*  
35 *[Handwritten signature]*  
36 *[Handwritten signature]*  
37 *[Handwritten signature]*  
38 *[Handwritten signature]*  
39 *[Handwritten signature]*  
40 Committee on Parks and Forest

41  
42 Dated this 10th day of December, 2018.

43  
44  
45 KRZ/yk

46 Reviewed by Finance Dept.  
47 for Fiscal Impact

48  
49 ORDINANC/18-19/094

# 2019 EAU CLAIRE COUNTY PARKS AND FOREST DEPARTMENT WORK PLAN

## I. ADMINISTRATIVE OBJECTIVES

(Accomplished primarily by director, supervisor, and administrative specialist)

### A. ITEMS:

- Continue implementation of reforestation plan for the county forest
- Continue department Facebook page for interacting with the public
- Prepare county board resolution approving annual work; amendments to 15 year plan, if necessary
- Establish date, advertise, and coordinate free ski day at Tower Ridge Recreation Area with Ski Striders
- Coordinate June 1-2 "Open House" free access, National Trails Day in parks (first Saturday in June annually),
- Maintenance agreement with Ski Striders for Tower Ridge Recreation Area chalet
- Contact Boy Scouts or other group to consider involvement with camping development/Adopt-A-Park agreement for L.L. Phillips Park
- Utilize UWEC and CVTC student interns/Service Learning students on various projects (including park surveys, tallying, etc.)
- Coordinate volunteer efforts including Adopt-A-Park projects: Coon Fork and Harstad with Augusta Area Schools students; Lowes Creek Park with area scouting groups and Lowes Creek trails with CORBA; Big Falls Park with UW-EC student organizations; Lake Altoona Park with Ski Sprites; Tower Ridge with Ski Striders, Chippewa Valley Disc Golf Organization and Chippewa Valley Trailriders; secure adopt-a-park group for Lake Eau Claire Park; Guettinger Woods & Wildlife Area with The Adventurers 4-H Club; and the Augusta ATV Club for ATV trails, including litter pick up and minor maintenance.
- Promote use of Guettinger Woods hiking/snowshoe trails through The Adventurers 4-H Club
- Attend WPRA and WCFA meetings as necessary
- By January 31 forward 2019 work plan and director's wages and fringe benefit costs to DNR to be eligible for forest administration grant
- By April 15 make annual application to DNR for ATV and snowmobile trails maintenance and development
- By May 1 apply to DNR for cost sharing any qualifying park development projects (Stewardship funds)
- By December 15 apply to DNR for County Conservation Aids
- Review county code for annual updating
- Monitor and report to committee on eighth year for free skiing at Tower Ridge on Monday nights in January and February 2019 for continuation
- Spot check CVDGO disc golf tournaments at Tower Ridge to assure all vendors are paying fees to county
- Assess/initiate opportunities for energy conservation and reducing costs relating to electricity use, vehicle use, heating, cooling, and other energy uses at all locations and operations
- Review old files and put them in compliance with County Code regarding record retention

### B. ONGOING ADMINISTRATIVE TASKS (for Director and Administrative Specialist positions):

Administration of recreation area entrance fees including sales, receipting revenues, compliance checks, issuance and handling of violation notices, notice to Sheriff's Dept. for suspension of vehicle registration for unpaid fines; purchase equipment/supplies per budget (writing specifications, pricing, bidding); drafting and sending of news releases; spring and fall timber sales and fall firewood brochures and advertisements; contracted service bids/quotes for garbage pickup, campground firewood, septic pumping, ice vending; timber stand improvement work; recruit for seasonal positions; encourage park attendants to get hepatitis B shots from Health Department; timber sales record keeping, extensions, marketing, supervision; schedule and conduct quarterly staff meetings; coordination of staff training opportunities; apply for and process reimbursement claims for state/federal funding including park development, snowmobile trails maintenance (#S-5221/\$54,150), ATV/UTV trails maintenance (#ATV-3807-summer/\$14,487; #ATV-3847-winter/\$2,051; #ATV-3884T- troutes/\$3,849.51); Stelter Snowmobile Trail Bridge(#S5288 / \$40,500); Schultz Road Snowmobile Trail Bridge (#S5287 / \$28,300); and County Conservation Aids (#CCW-8253/ \$3,037); Tower Ridge Maintenance Recreation Trails (RTA-819-16N/\$44,119); Tower Ridge Ski Trail Lighting Project (#RTP-890-17D/ \$32,214); conduct summer park user surveys at Coon Fork, Lake Altoona, and Lake Eau Claire parks; develop 2020- budget and work plan; recruit for Advisory Committee members (April); tally camping statistics and park user surveys (November); land acquisition contacts and negotiations as directed by Committee on Parks & Forest; consider alternative ATV route in Fairchild to try to get out from payment to Union Pacific Railroad for ATV trail lease (November); coordinate random drug testing for employees; update ski and snowmobile trail conditions on phone message, Facebook and Travel Wisconsin website regularly; train staff regarding locations of survey markers near county forest roads to ensure monuments are not disturbed when doing road maintenance or other projects on the forest.

C. CONTRACTUAL ITEMS TO BE PURCHASED/BID/NEGOTIATED/AGREED WITH OTHER PARTIES:

- Firewood from processor for resale at campgrounds
- Tuck point and paint Parks and Forest Shop
- New roof and gutters Parks and Forest Shop
- Blacktop sweeping/bridge inspections/snow plowing by Highway Department (as needed)
- Refuse and recyclable collection at parks
- Rental of portable toilet at Lake Altoona Park (April 1 – May 15 and October 15 – November 15)
- Ice vending machine at Coon Fork
- Pumping of vault/pit toilets and septic tanks
- Fire extinguisher checks
- Asphalt sealing for various parking lots
- Nature Programs at Coon Fork Park by Beaver Creek Reserve staff and volunteers
- Plant seedlings in prepared sites
- Timber stand improvement tracts
- Gravel overlays for forest roads
- Parks and Forest equipment and vehicles
- Rental of Portable toilets from (May 1<sup>st</sup> – September 15<sup>th</sup>)

II. FIELD STAFF WORK PLAN

(Skilled laborers, forester, park rangers, seasonal laborers, and park attendants)

A. ONGOING TASKS:

Remove hazard trees in all parks and intensive recreation areas and grind or pull stumps as needed; vehicle/equipment/building maintenance and repair; timber sales establishment, compliance checks, monitoring, scaling of forest products, forest reconnaissance updating; brush and maintain signs; forest regeneration planning/implementation; park supervision & maintenance; groom ski trails; maintenance of all recreation trails; culvert installations; grading and snowplowing 18 miles of forest roads, winter recreation parking areas including Guettinger Woods and Wildlife Area, Coon Fork, Tower Ridge, Evergreen, and Lowes Creek.

B. Parks General:

- Refurbish picnic tables and upright grills
- Install replacement shop door
- Maintain deposit boxes as needed
- Canoe landing improvements for Highway D access
- Treat park and other intensive use areas for poison ivy including canoe landings
- Grass seed bare spots
- Grind stumps as needed
- Seasonally open/close building water lines
- Repair and maintain ATV and snowmobile trail signs including ATV junctions
- Replace sign posts as needed
- Fertilize turf areas
- Seasonally install/remove swim buoys and boat docks
- Replace seals and gaskets on hand pumps as needed
- Utilize Huber Program and Community Service Program as much as possible on maintenance projects
- Repaint park entrance and other signs as needed; re-establish/sign park boundaries
- Add wood chips as needed to playground areas
- Maintenance at all boat landings, including sweeping sand and gravel from ramps, putting rubber bumper guards around docks, and filling in pot holes with gravel or blacktop and parking lot striping.

C. Big Falls Park

- Pruning along north and south entrance trails as needed

D. Coon Fork Park/Dam:

- Add base course and level campsite pads as needed
- Printing of reservation forms, handouts, revenue records, rental agreements, etc.
- Special attention to maintaining Judge Peplau memorial plantings

- Raise fire rings in campsites to avoid "flooding of fire rings" as needed
- Prune branches along campground roads
- Develop canoe access below dam and develop take out and access off NE spur of Shepherd's Crook
- Plant trees in D Loop
- Provide dock on south boat landing
- Add gravel to main parking lot to prevent ponding and flooding of office area
- Assess playground structures in campground area for improvement or replacement

E. Harstad Park:

- Replace traffic signs as needed
- Level and repair campsite pads with base course as necessary
- Assess large shelter in day use area for improvement or replacement

F. Lake Altoona Park/Dam:

- Replace 3 picnic grills
- Continue water, septic, and utility studies for park improvements
- Repair beach parking lot potholes as needed
- Concrete ADA picnic areas, sidewalks as needed
- Replace timbers around playground areas as needed
- Lime beach to reduce bacteria levels as needed
- Replenish beach sand as needed
- Test the Emergency Action Plan for Lake Altoona Dam
- Plan for beach parking lot replacement
- Repaint change house
- Prune existing park trees

G. Lake Eau Claire Park/Dam:

- Replace turf, trees, topsoil, under oak wilt areas
- Repair boat landings with Highway excavator/or rent other for department use
- Swing set improvements and replacement items as needed
- Repaint interior/exterior of two toilets
- Brush canoe portage
- Test the Emergency Action Plan for Lake Eau Claire Dam
- Removal of oak wilt trees and landscaping stump holes as needed.
- Sidewalk repairs

H. L.L. Phillips Park:

- Remove picnic shelter
- Plan replacement shelter building construction

I. Lowes Creek Park:

- Mow trails for WORS "Firecracker" bike race within two weeks prior to race
- Repair/replace signs, posts, picnic tables, and shelter boards as needed
- Cut and treat invasive species with herbicide utilizing WISCORPS
- Winter/Summer Recreational Trail maintenance and grooming

J. County Forest Area:

- GIS recon updates
- Purchase and install culverts as needed
- Pick up dump sites on county forest as discovered/reported
- Survey for Karner Blue Butterflies prior to any development in county forest areas
- Maintain the forest access plan, reberm and repair gates as needed, install control measures immediately after completion of timber sales on new timber access trails
- Spray poison ivy areas as needed
- Brush around information signs on the forest
- Relocation of canoe landing further downstream on Eau Claire River at Eisberner Memorial; add chips for access downbank

- Install signs at Coon Fork and Southfork Barrens (if signage is approved by DNR)
- Maintain rock ford crossing on ATV and forest access trails
- 20 hours assistance from DNR dozer
- Oak scarification of sites where appropriate
- Assistance from DNR Wildlife management on various projects as time allows
- Annual updates to the 15-year plan to provide needed revisions to stay current with the management of the forest. If the county determines WisFIRS reports will be useful. DNR will provide them
- Brushing of trails and parking lots to maintain public access
- Review for sale approximately 1,050 acres of timber (annual allowable cut) in the following timber types:

2019 Schedule of Harvest Treatments		
Forest Cover Type Offered For Sale	Total Acreage on The County Forest	Establishment Acres
Aspen	9,069	245
Red Maple	2,022	57
Oak	16,450	411
Red Pine	3,892	169
Jack Pine	4,380	60
White Pine	4,899	108
Non-Forested/Not scheduled for management	11,958	
<b>Total Eau Claire County Forest Land</b>	<b>52,670</b>	<b>1,050</b>

- Develop a kiosk at horseback trailhead on CTH "G"
- Brush and mow Pea Creek Flowage dike
- Develop new horseback trail and parking area along the "River Trail"

K. Guettinger Woods and Wildlife Area:

- Coordinate with educational institutions for inventorying of various biological species and soil types
- Work with Adventurers 4-H Club on adoption of area

L. Shop Area:

- Refurbish county forest and park signs
- Construct educational signs on forest management practices
- Clean up garbage and recycle tires and scrap iron

M. County Forest Roads (18 miles):

- Monitor improvement needs and document grading and repairs to the county forest roads per certification requirements
- Grade and sand/salt to qualify for state aid
- Construct small parking areas along county forest roads
- Gravel roads and replace culverts
- Replace signs as needed
- GIS inventory of all culverts and sizes on all forest roads and recreational trails

N. Wildlife Projects:

- Mow all/part of 36 acres of wildlife trails and openings with 4x4 tractor/disc & drag
- Seed and gate/berm closed logging access trails and fertilize seeded areas
- Karner Blue Butterfly inventory and monitoring
- Beaver control in problem areas

---

O. Tower Ridge Recreation Area:

- Install "glass prohibited" signs at Trailheads
- Install erosion control measures on hills
- Sign for no disc golf tournaments allowed without prior county approval, include county contact information
- Maintain maintenance agreement with Ski Striders Cross-Country Ski Club
- Plant seedlings along recreation trails with donated funds and volunteers
- Continue removing the trail edge stumps east of the lighted trail
- Clear trees and brush for "Skills Park"
- Winter/Summer Recreational Trail maintenance and grooming

P. Public Outlots:

- Acquired through Federal Floodplain buyout – designate county boundaries, especially on Porterville Road and sign county land to prohibit vehicles and dumping
- Work with Rock Falls Sportsman's Club for club to do maintenance of Porterville Road Chippewa River Access

### Resolution 18-19/089 Fact Sheet and Map

Roger Moeller property buy back by heirs Larry and Joan Moeller

Parcel 026-1006-09-000 - Town of Wilson

Purchase will result in a net fiscal impact of \$0.00.

Sale	Resolution #	Parcel Number	Buyer	Taxes	Taxes	Interest & Penalty	Expenses	Bid	Gross Profit/Loss
BUY BACK	18-19/089	026-1027-01-040	Larry & Joan Moeller	\$731.85	\$88.00	\$317.03	\$347.74	\$1,484.62	\$0.00



N1394 County Rd H, Stanley, WI

4 AUTHORIZING THE SALE OF TAX DEED PROPERTY TO LARRY MOELLER AND JOAN  
5 MOELLER, LEGAL HEIR(S) OF THE FORMER OWNER, ROGER MOELLER, FOR \$1,484.62;  
6 DIRECTING CORPORATION COUNSEL TO PREPARE A QUIT CLAIM DEED ON THE  
7 DESCRIBED PROPERTY; DIRECTING THE COUNTY CLERK TO EXECUTE SAID QUIT  
8 CLAIM DEED ON BEHALF OF EAU CLAIRE COUNTY.

9 WHEREAS, in accordance with the Eau Claire County Code, Chapter 4.20.100 - Sale to Former Owner,  
10 Larry Moeller and Joan Moeller , legal heir(s) to the former owner Roger Moeller, formally applied to  
11 purchase said property in accordance with the County Code; and

12 WHEREAS, said property can be described as follows:

13 Part of the Northeast Quarter (NE ¼) of the Southeast Quarter (SE ¼), Section Eleven (11),  
14 Township Twenty-Seven (27) North, Range Five (5) West, Town of Wilson, Eau Claire County,  
15 Wisconsin described as: Commencing at a point 446 feet south of the Northeast corner of said forty;  
16 thence South 154 feet; thence West 1320 feet; thence North 154 feet; thence East 1320 feet to the  
17 point of beginning.

18 Computer #026-1027-01-040, Town of Wilson  
19 N1394 County Rd H, Stanley, WI

20			
21	Delinquent General Taxes	(2014-2017)	\$731.85
22	Delinquent Special Taxes	(2014-2017)	\$88.00
23	Interest and Penalties	(2014-2017)	\$317.03
24	County Expenses		<u>\$347.74</u>
25	TOTAL		\$1,484.62

26 NOW, THEREFORE, BE IT RESOLVED by the Eau Claire County Board of Supervisors that the sale  
27 of the aforementioned described property to Larry Moeller and Joan Moeller, legal heir(s) to the former  
28 owner, is hereby authorized for \$1,484.62.

29 BE IT FURTHER RESOLVED that said sale must take place no later than 30 days after County Board Approval.

30 BE IT FURTHER RESOLVED that the Corporation Counsel is hereby directed to prepare a quit claim deed to:  
31 Larry Moeller and Joan Moeller.

32 BE IT FURTHER RESOLVED that the County Clerk is hereby directed to execute said quit claim deed on behalf  
33 of Eau Claire County. ADOPTED:

34 APPROVED BY  
35 CORPORATION COUNSEL  
36

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\_\_\_\_\_  
*Robin J. Leary*  
\_\_\_\_\_  
*James Channing*  
\_\_\_\_\_  
*David A. Gilchrist*  
\_\_\_\_\_  
*John [Signature]*

Committee on Finance & Budget

Reviewed by Finance Dept.  
for Fiscal Impact

Dated: 12-3-18



**FACT SHEET**

**TO FILE NO. 18-19/093**

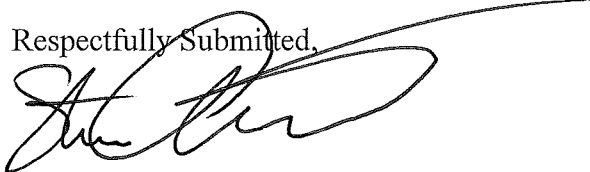
This resolution amends the 2018 Eau Claire County budget by transferring \$8,000 from the county board training account to provide additional funding to three homeless shelters; Sojourner House, Bolton Refuge House and Family Promise of the Chippewa Valley (f.k.a. Eau Claire Interfaith Hospitality Network, Inc.) the county currently supports.

All three organizations do a good job of serving the county and the residents who need their services. The funding for these organizations has remained flat over the years. This additional funding is a recognition of the good work these organizations do in helping residents of Eau Claire County who need housing. In the current tight budget situation this is a way to provide some additional funding to these organizations for the important work they do providing county residents a place to stay when other housing is not available to them.

Amendment of the 2018 Budget requires a 2/3 vote of the county board and publication of a Class 1 notice by the county clerk.

Fiscal Impact: \$8,000

Respectfully Submitted,



Supervisor Steve Chilson  
District 7

Ordinance/18-19/93 Fact

TO THE HONORABLE EAU CLAIRE COUNTY BOARD OF SUPERVISORS

Report of the Committee on Administration

File No. 18-19/093

**ANALYSIS**

The Committee on Administration has reviewed the proposed legislation that would transfer \$8,000 from the county board training account to three different non-profit organizations.

**RECOMMENDATION**

BE IT RESOLVED by the Eau Claire County Board of Supervisors that File No. 18-19/093 be and is hereby adopted.

I hereby certify that the foregoing correctly represents the action taken by the undersigned committee on December 11, 2018 by a vote of 4 for, 0 against.

---

Nick Smiar, Chair  
Committee on Administration

alh:

Reviewed by Finance Dept.  
for Fiscal Impact

APPROVED BY  
CORPORATION COUNSEL  
AS TO FORM

TO THE HONORABLE EAU CLAIRE COUNTY BOARD OF SUPERVISORS

Committee on Finance & Budget

File No. 18-19/093


**ANALYSIS**

The Committee on Finance & Budget has reviewed the proposed resolution #18-19/093.

**RECOMMENDATION**

BE IT RESOLVED by the Eau Claire County Board of Supervisors that File No. 18-19/093 be and is hereby adopted.

I hereby certify that the foregoing correctly represents the action taken by the undersigned committee on December 3, 2018 by a vote of 5 for, 0 against.

  
\_\_\_\_\_  
Jim Dunning, Vice-Chair  
Committee on Finance & Budget

AW

ORDINANCE\Rept.18-19.093

APPROVED BY  
CORPORATE COUNSEL  
AS TO FORM

2  
3 - APPROVING THE TRANSFER OF \$8,000 FROM THE COUNTY BOARD  
4 TRAINING ACCOUNT TO FUND THREE HOMELESS SHELTERS IN EAU CLAIRE  
5 COUNTY -  
6

7  
8 WHEREAS, in accordance with Wis. Stat. § 65.90(5)(a), the amounts of the various  
9 appropriations and the purposes for such appropriations stated in a budget may not be changed unless  
10 authorized by a vote of two-thirds of the entire membership of the County Board of Supervisors; and  
11

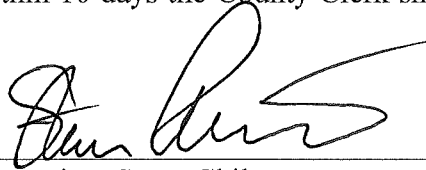
12 WHEREAS, during the November 20, 2018 county board budget discussion on the 2019  
13 county budget the board discussed supplementing the 2019 appropriations with unspent funds in the  
14 2018 County Board Training Account; and  
15

16 WHEREAS, it is recommended that \$8,000 be transferred from the  
17 County Board Training Account (#100-01-51110-340) and divided equally with the following  
18 homeless shelters in Eau Claire County:  
19

- 20 • Sojourner House  
21 • Bolton Refuge House  
22 • Family Promise of the Chippewa Valley (f.k.a. Eau Claire Interfaith Hospitality  
23 Network, Inc.)  
24

25 NOW THEREFORE BE IT RESOLVED by the Eau Claire County Board of Supervisors that  
26 the Board approves transferring \$8,000 from the County Board Training Account (#100-01-51110-  
27 340-000) to be divided equally with the three homeless shelters named above.  
28

29 BE IT FURTHER RESOLVED that within 10 days the County Clerk shall file a Class 1  
30 notice of this transfer of budgeted funds.  
31

32   
33 \_\_\_\_\_  
34 Supervisor Steve Chilson  
35 District 7

36 KRZ/yk

37  
38 Dated this 03 day of December, 2018.  
39

40 ORDINANC/18-19/093

APPROVED BY  
CORPORATION COUNSEL  
AS TO FORM

2  
3 -AUTHORIZING PAYMENT OF VOUCHERS OVER \$10,000 ISSUED DURING THE MONTH OF  
4 NOVEMBER 2018

5 RESOLVED by the Eau Claire County Board of Supervisors that the following accounts are allowed and the  
6 County Clerk and County Treasurer are authorized to issue County order checks to the vendors hereinafter and for the  
7 amounts set forth thereafter.

<u>VENDOR</u>	<u>PAYMENT FOR:</u>	<u>AMOUNT</u>
10 City of Eau Claire	Nov 2018 Contract Payment - Com Center	136,453.33
11 Eau Claire City County Health Department	November Payment - 2018 Contract	100,039.00
12 Vinopal Title And Abstract	Parks - Land Purchase	96,480.00
13 City of Eau Claire Treasurer	Spillman Annual Support - 5/1/18-4/30/19	58,842.31
14 Bartingale Mechanical Inc	Hwy Furnace - labor and materials	56,462.27
15 Correct Care Solutions LLC	December Monthly Medical Service	53,840.05
16 Lutheran Social Services	October Transition Center Payment	52,000.00
17 Lutheran Social Services Inc	November Transition Center Payment	52,000.00
18 Haas Sons Inc	Parks Forest Roads Supplies	49,663.14
19 Xcel Energy	Courthouse/Jail Electric	46,031.44
20 Associated Snowmobile Clubs	Parks - Snowmobile Trail Maintenance	34,822.75
21 Aramark Services Inc	Inmate Meals	32,805.94
22 CDW Government Inc	MS SQL Server 2017 Standard - DHS, P&D	32,740.08
23 Dunn County Administration	Medical Examiner Services - October	31,171.66
24 Dunn County Administration	Medical Examiner Services - September	23,243.77
25 Election Systems & Software	ElectWare Annual Support	21,755.00
26 Cooperative Educational Service Agency	CINC Annual Maintenance	17,920.00
27 VTI Security	Xprotect Corporate Annual Support	17,805.00
28 County of Chippewa	Prisoner Housings	16,813.00
29 Friends of Beaver Creek Reserve	November 2018 Contract Payment	15,000.00
30 Verizon Wireless	October services	11,435.43
31 TRY Inc	November 2018 Contract Payment	11,134.92
32 Bartingale Mechanical Inc	HVAC Svcs/PM Ag Center	10,708.67
33	Total General Fund	979,167.76
34		
35 Trempealeau County	Contracted Services	126,189.86
36 Brotoloc Inc	Contracted Services	88,928.69
37 Chileda Institute Inc	Contracted Services	64,088.16
38 Dungarvin Wisconsin LLC	Contracted Services	58,187.00
39 Lutheran Social Services Inc	Contracted Services	57,865.17
40 Lutheran Social Services	Contracted Services	53,545.15
41 Lutheran Social Services	Contracted Services	43,465.42
42 Clinicare Corporation	Contracted Services	36,461.24
43 Northwest Passage Ltd	Contracted Services	29,152.40
44 New Hope Hallie Inc	Contracted Services	27,588.00
45 Brotoloc Inc	Contracted Services	22,753.28
46 Vantage Point Clinic & Assessment Center	Contracted Services	21,866.39
47 Caillier Clinic Inc	Contracted Services	18,820.03
48 Lutheran Social Services	Contracted Services	18,128.64
49 Lutheran Social Services	Contracted Services	18,036.75
50 Cooperative Educational Service Agency	Contracted Services	17,380.50
51 Youth Villages, Inc.	Contracted Services	15,500.00
52 Lutheran Social Services	Contracted Services	14,808.89
53 Career Development Center	Contracted Services	14,188.20

54	Oconomowoc Development Training Center	Contracted Services	14,095.08
55	Western Dairyland Economic Opport. Inc	Contracted Services	13,726.33
56	Energy Performance Remodelers	Contracted Services	13,043.37
57	Habilitation Center	Contracted Services	12,600.00
58	Rawhide Inc	Contracted Services	12,195.40
59	Arbor Place Inc	Contracted Services	12,190.00
60	Community Care Resources Inc	Contracted Services	12,069.34
61	Caillier Clinic Inc	Contracted Services	10,632.80
62	Lutheran Social Services	Contracted Services	10,594.58
63	Garlick's CBRF Inc	Contracted Services	10,540.00
64	Tomorrow's Children	Contracted Services	10,137.00
65	County of Barron	IM Consortia Payment	106,363.00
66	County of Chippewa	IM Consortia Payment	62,535.00
67	County of St Croix	IM Consortia Payment	59,534.00
68	County of Polk Dept of Human Services	IM Consortia Payment	54,974.00
69	County of Pierce	IM Consortia Payment	45,499.00
70	County of Douglas	IM Consortia Payment	43,854.00
71	County of Burnett	IM Consortia Payment	24,415.00
72	Washburn County	IM Consortia Payment	13,530.00
73		Total DHS Fund	<u>1,289,481.67</u>
74			
75	Advanced Disposal	Oct Drop Box	42,821.30
76	Boxx Sanitation LLC	Oct Curbside Service	27,774.29
77	Nedland Industries	3-22' Drop Box Containers	23,035.00
78	Waste Management Northern Wi - Mn	Oct Curbside Service	12,295.35
79	Provyro Waste Services LLC	Oct Curbside Service	11,773.45
80		Total Recycling Fund	<u>117,699.39</u>
81			
82	City of Eau Claire Treasurer	Jul/Aug 2018 Paratransit Services	<u>22,242.59</u>
83		Total ADRC Fund	<u>22,242.59</u>
84			
85	Mep Associates LLC	Steam/Hot Water Conversion--Courthouse	19,960.00
86	Venture Architects	Arch/Eng Svcs-6th courtroom	14,720.00
87	Netsmart Technologies Inc	Avatar electronic signature and support	<u>10,700.00</u>
88		Total Capital Projects Fund	<u>45,380.00</u>
89			
90	American Pavement Solutions		<u>30,000.01</u>
91		Total Airport Fund	<u>30,000.01</u>
92			
93	Haas Sons Inc	CTH Q	842,457.03
94	Monarch Paving Company	Paving	285,254.08
95	Monarch Paving Company	Paving	273,069.45
96	Universal Truck Equipment	Parts	125,198.25
97	Fahrner Asphalt Sealers LLC	Crackfill - Highway	86,259.77
98	Mattison Contractors Inc	Steel Beam	72,192.00
99	Fuel Service DJ's Mart LLC	Diesel	39,913.12
100	Senn Blacktop Inc	Roadway Supplies	39,050.58
101	Fahrner Asphalt Sealers LLC	Demo	25,564.52
102	Wheeler Lumber	Roadway Supplies	20,775.00
103	County of Trempealeau	Striping	20,084.71
104	Tim Lamm Trucking LLC	Roadway Supplies	16,316.25
105	Fleming Andre & Assoc Inc	Engineer	11,844.97
106	Haas Sons Inc	Materials	<u>10,676.31</u>
107		Total Highway Fund	<u>1,868,656.04</u>

108			
109	Wisconsin Municipal Mutual Ins Company	SIR Imprest Replenishment	162,655.10
110	Wisconsin Municipal Mutual Ins Company	Workers Comp Claims	26,916.20
111		Total Risk Management Fund	<u>189,571.30</u>
112			
113		Grand Total all Funds	<u><u>4,542,198.76</u></u>
114			
115			
116	<u>Stella Pagonis - Chairperson</u>		
117	Committee on Finance and Budget		

Reviewed by Finance Dept.  
for Fiscal Impact

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APPROVED BY  
CORPORATION COUNSEL  
AS TO FORM

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