

AGENDA

Eau Claire County Board of Supervisors
Tuesday, March 19, 2019 / 7 pm
Courthouse, County Boardroom (Room 1277)
721 Oxford Ave. Eau Claire, WI

Note: Administration, Finance, and Human Resources will be in rooms 1301 and 1302 from 6:30pm-7:00pm for the Meet & Greet session

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 1st Reading
- (2) Indicates 2nd Reading

1. Call to Order
2. Honoring of the Flag and Moment of Reflection by: Mark Beckfield
3. Call of the Roll
4. Approval of the Journal of Proceedings (March 5, 2019) **Page 1-2**
5. **PUBLIC COMMENT**
6. **REPORTS TO THE COUNTY BOARD UNDER 2.04.320**

Oral Reports

Moratorium update by Rod Eslinger

County Administrator Updates by Kathryn Schauf

Written Reports

Contingency Fund Report **Page 3**

February 2019 Payments over \$10,000 **Page 4-5**

7. PRESENTATION OF PETITIONS, CLAIMS AND COMMUNICATIONS

Communication Received

Rezoning request from owner Cory & Ellen Krenz *Page 6-8*

Rezoning request from owner Jeffrey & Bridget Welke *Page 9-11*

Rezoning request from owner American Express Transportation *12-14*

Rezoning request from owner: Haas Sons Properties, LLC *15-17*

8. FIRST READING OF ORDINANCES BY COMMITTEES

File No.

18-19/097 (1) Ordinance to Amend Section 9.96.010 B. and create C. of the code: Purpose; to Amend Section 9.96.020 of the Code: Definitions; to Amend Section 9.96.080 A. 1. Of the Code: License issuance; to Amend Section 9.96.090 D. and G. of the Code: Requirements; to Amend Section 9.96.140 B. of the Code: Fees *Page 18-23*

File No.

18-19/115 (1) Ordinance amending section 4.30.070 of the Code; Dog License Tax
Page 24-25

18-19/114 (1) Ordinance to amend section 4.06.060 A. of the Code; Issuance of orders by the clerk and treasurer for payment of county obligations *Page 26-27*

9. FIRST READING OF ORDINANCES AND RESOLUTIONS BY MEMBERS

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

Committee on Planning & Development

File No.

18-19/113 (1) Resolution granting a two-month extension of the temporary moratorium on the expansion and creation of the large-scale livestock facilities *Page 28-29*

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Committee on Finance & Budget

File No.

18-19/109 (1)

Resolution authorizing the sale of tax deed property to the city of Altoona, for \$212.00; directing corporation counsel to prepare a quit claim deed on the described property; directing the county clerk to execute said quit claim deed on behalf of Eau Claire County

Page 30-31

File No.

18-19/117 (1)

Resolution – approval of gift, grant, and/or donation to Eau Claire County ***Page 32-33***

18-19/118 (1)

Resolution – approval of gift, grant, and/or donation to Eau Claire County ***Page 34-35***

11. APPOINTMENTS

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

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

Tuesday, March 5, 2019

The County Board of Supervisors of the County of Eau Claire convened at the Courthouse in the City of Eau Claire on Tuesday, March 5, 2019, 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 Brandon Buchanan.

Roll Call: 24 present: Supervisors Gary G. Gibson, Sandra McKinney, Joe Knight, Stella Pagonis, Carl Anton, Bert Moritz, Kevin Stelljes, Ray L. Henning, Connie Russell, Judy Gatlin, Nick Smiar, Lydia Boerboom, Martha Nieman, James A. Dunning, Gerald L. Wilkie, Nathan Anderson, Sue Miller, Robin J. Leary, Heather DeLuka, Melissa Janssen, Tami Schraufnagel, Brandon Buchanan, Kimberly A. Cronk, Patrick L. LaVelle
5 absent: Supervisors Steve Chilson, Donald Mowry, Nancy Coffey, Colleen A. Bates, Mark Beckfield

JOURNAL OF PROCEEDINGS (February 20, 2019)

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

PUBLIC COMMENT

The following individuals spoke about child poverty: John Wagner, Susan Wagner, Janet Frase.

REPORTS TO THE COUNTY BOARD UNDER 2.04.320

County Administrator Kathryn Schauf announced a meet and greet, which is a plan for three departments to share information about their initiatives from 6:30 to 7:00 p.m. in rooms 1301 & 1302, prior to county board meetings.

Scott Allen, Community Development Director for the City of Eau Claire; and Josh Clements, Planning Director for the City of Altoona; presented information about the Chippewa Valley Housing Task Force.

Keith Johnathan, Housing Division Manager for the City of Eau Claire; City-County Health Department Director Lieske Giese; and Eau Claire County Human Services Deputy Director Tom Wirth described local efforts regarding homelessness.

PRESENTATION OF PETITIONS, CLAIMS AND COMMUNICATIONS

A report regarding a rezoning request in the Town of Brunswick was received from American Express Transportation.

The County Clerk read a proclamation that proclaims March 17 through March 23, 2019, "Fair Housing Week" in the county of Eau Claire. On a motion by Supervisor Leary, seconded by Supervisor Dunning, the proclamation was approved via voice vote.

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

Human Services Board

Resolution 18-19/103 REQUESTING SUPPORT FOR LEGISLATION AIMED AT DECREASING THE LEVEL OF CHILD POVERTY AND RACIAL DISPARITIES IN THE STATE OF WISCONSIN

Motion by Supervisor Janssen, seconded by Supervisor Henning, for adoption.
Without objection, the word "kids" should be changed to "children" in lines 13-15.

On a motion by Supervisor Cronk, seconded by Supervisor Anderson, Amendment 1 was offered as follows:
On page 1, line 44, after the word poverty, insert “,” strike “and” insert after “hunger” “, and discriminatory economic and social structures”.

The amendment was adopted via voice vote.

The resolution as amended was adopted via voice vote.

Committee on Planning and Development

Ordinance 18-19/110 AMENDING THE 1982 OFFICIAL ZONING DISTRICT BOUNDARY MAP FOR THE TOWN OF DRAMMEN

On a motion by Supervisor Dunning, seconded by Supervisor Buchanan, the ordinance was enacted via voice vote.

Resolution 18-19/111 APPROVING A BICYCLE-PEDESTRIAN PLAN FOR EAU CLAIRE COUNTY

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

On a motion by Supervisor Gibson, seconded by Supervisor Leary, the resolution was referred to the Highway Committee via voice vote.

Committee on Administration

Ordinance 18-19/104 TO AMEND SECTION 2.90.070 OF THE CODE: DESTRUCTION AFTER REQUEST FOR INSPECTION; TO AMEND SECTION 2.90.280 OF THE CODE: DESTRUCTION PENDING LITIGATION; TO AMEND SECTION 2.90.285 OF THE CODE: MICROFILMING OR ELECTRONIC FORMAT STORAGE OF DEPARTMENT RECORDS

On a motion by Supervisor Gatlin, seconded by Supervisor Nieman, the ordinance was enacted via voice vote.

The Board adjourned at 8:40 p.m.

Respectfully submitted,



Janet K. Loomis
County Clerk

TO: Honorable Eau Claire County Board of Supervisors
FROM: Finance Department
DATE: March 14, 2019
SUBJECT: 2019 Contingency Fund

Pursuant to Section 4.04 of the County Code of General Ordinances, the following is the status of the 2019 Contingency Fund as of March 14, 2019:

January 1, 2019	2019 Contingency Fund / Budget Allocation	\$300,000
Balance Available		\$300,000

CB: denotes county board action

TO: Honorable Eau Claire County Board of Supervisors
FROM: Finance Department
DATE: March 14, 2019
SUBJECT: February 2019 Payments over \$10,000

Pursuant to Section 4.06.060 of the County Code of General Ordinances, the following are the details for expenditures and payments of \$10,000 or more issued during February 2019.

Vendor	Description	Amount
GENERAL FUND		
Phillips, L E Memorial Public Library	Library Levy Payment	338,461.00
Altoona Public Library	Library Levy Payment	100,921.00
Correct Care Solutions LLC	3/1-31/2019 Monthly Medical Service	65,458.63
Xcel Energy	COURTHOUSE/JAIL ELECTRIC	56,777.08
Conduent Business Services LLC	ACS annual support - county portion	48,455.00
Friends of Beaver Creek Reserve	Beaver Creek Reserve 2019 Contract	45,000.00
Eau Claire County Humane Association	2019 Community Agency Funding	43,620.00
Aramark Services Inc	Inmate meals 12/27-1/23/2019	36,415.52
West Central Wi Regional Planning Commis	All Hazards Mitigation Plan	35,712.00
Weidenhammer Systems Corporation	alio annual support	35,214.91
Augusta Memorial Public Library	Library Levy Payment	23,931.00
Fall Creek Public Library	Library Levy Payment	22,654.00
Verizon Wireless	Jan Phone Charges	11,660.41
Bartingale Mechanical Inc	HVAC Service/PM's for Ag Center	11,029.91
City of Eau Claire Treasurer	2019 Share of Forensic Lab	10,625.00
Environmental Systems Research	ESRI ArcGIS annual support	10,500.00
L & M Mail Service Inc	Postage - January 2019	10,496.17
County of Chippewa	1/1-31/19 Housing	10,105.00
	TOTAL FUND: GENERAL	917,036.63
HUMAN SERVICES		
Brotoloc Inc	Contracted Services	61,655.25
Lutheran Social Services Inc	Intensive In-Home Services	57,733.92
Dungarvin Wisconsin LLC	Contracted Services	56,318.32
Northwest Counsel & Guidance Clinic Inc	Mobile Crisis Worker	52,923.62
Chileda Institute Inc	Contracted Services	51,771.24
Northwest Passage Ltd	Contracted Services	40,852.64
Rawhide Inc	Contracted Services	31,972.20
Brotoloc Inc	Contracted Services	28,369.75
Mille Lacs Academy	Contracted Services	28,092.30
Dell Marketing LP	Dell Latitude 5490, 5590, docks	22,605.00
New Hope Hallie Inc	Contracted Services	20,770.00
Lutheran Social Services	Contracted Services	19,779.00
Cooperative Educational Service Agency	Itinerant Teaching	19,531.82
Lutheran Social Services	Contracted Services	19,237.19
Family Works	Contracted Services	16,914.14
Western Dairyland Economic Opport. Inc	January Energy Assistance	16,542.23
Positive Alternatives Inc	Contracted Services	16,513.18
Oconomowoc Development Training Center	Contracted Services	14,561.94

Vendor	Description	Amount
Career Development Center	Contracted Services	13,970.40
Habilitation Center	Contracted Services	13,950.00
Community Care Resources Inc	Contracted Services	13,529.64
Gerard Academy	Contracted Services	13,034.57
CDW Government Inc	monitors, mice, keyboards, cables	12,796.71
Clinicare Corporation	Contracted Services	12,041.02
Garlick's CBRF Inc	Contracted Services	10,803.50
Tomorrow's Children	Contracted Services	10,354.00
	TOTAL FUND: HUMAN SERVICES	676,623.58
RECYCLING		
Advanced Disposal	January Dropbox Service	43,719.28
Waste Management Northern WI - MN	January Curbside Service	12,321.36
Provyro Waste Services LLC	January Curbside Service	12,173.78
	TOTAL FUND: RECYCLING	68,214.42
DEBT		
Eau Claire City County Health Department	Unfunded Pension Payment	10,577.13
	TOTAL FUND: DEBT	10,577.13
CAPITAL PROJECTS		
Staples Business Advantage	DHS Remodel	111,361.74
	TOTAL FUND: CAPITAL PROJECTS	111,361.74
AIRPORT		
Board of Commissioners of Public Lands	Trust Fund loan payment	123,929.41
New Deal Deicing	De-icer	20,994.00
Fuel Service Dj's Mart LLC	Fuel and Winter Additive	16,471.00
Xcel Energy	January Electric	16,449.16
New Deal Deicing	De-icer	11,809.00
	TOTAL FUND: AIRPORT	189,652.57
HIGHWAY		
Universal Truck Equipment	Truck Attachments for Truck #786	99,390.05
Fuel Service Dj's Mart LLC	Diesel	35,827.50
Compass Minerals	Salt	28,834.58
Eau Claire Energy Cooperative	Roadway Supplies	23,589.88
Fuel Service Dj's Mart LLC	Diesel	20,496.75
Fuel Service Dj's Mart LLC	Diesel	18,195.00
Countryside Cooperative	Diesel	16,491.48
Wheeler Lumber	Roadway Supplies	15,737.00
Pine River Group	4X6 Sign Posts QTY 10,240	13,600.00
	TOTAL FUND: HIGHWAY	272,162.24
RISK MANAGEMENT		
The Hanover Insurance Group Inc	Bonds, Comb Crime/Public EE Blanket Policy	12,350.00
	TOTAL FUND: RISK MANAGEMENT	12,350.00
	GRAND TOTAL: ALL FUNDS	2,257,978.31



**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**

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

March 13, 2019

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: Cory & Ellen Krenz

Applicant: Owner

File Number: 18-19/122

Legal Description: LOT 1 OF CSM V.8 PG.342 (#1616) LYG IN THE SE-SW CONT 4.761 AC M/L & LYG IN THE SW-SE CONT .829 AC M/L FOR A TOTAL OF 5.59 AC WITH RD R/W OR 5 AC WITHOUT RD R/W - SECTION 05, TOWNSHIP 27 NORTH, RANGE 10 WEST, TOWN OF UNION, EAU CLAIRE COUNTY, WISCONSIN

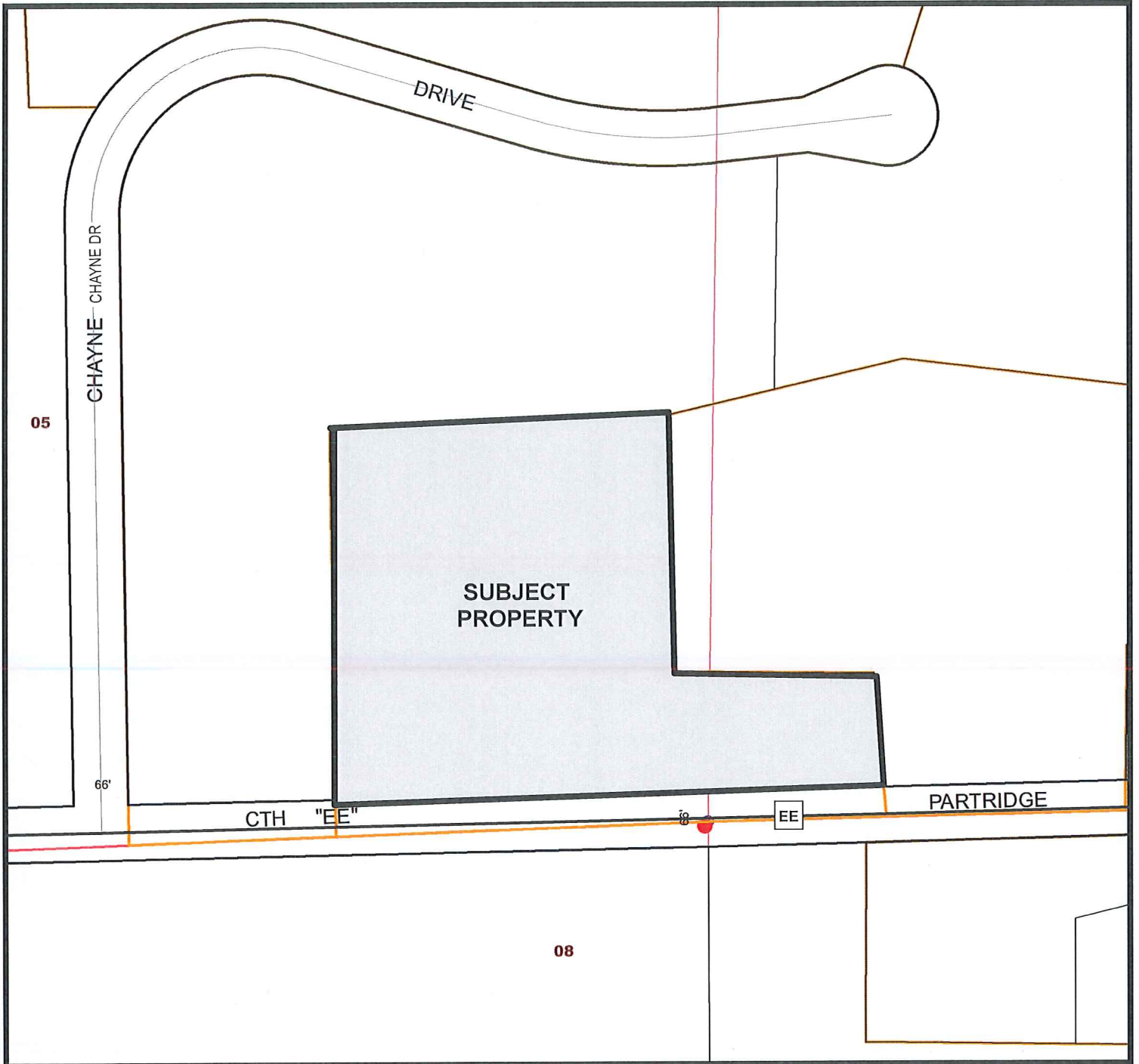
Site Address: 8220 Partridge Road, Eau Claire

Date Received: March 12, 2018

Regards,

Cheryl Cramer
Administrative Specialist, Planning and Development

KRENZ REZONING LOCATION 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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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.



[Back to Agenda Page](#)

This map was produced on March 12, 2019 by the Eau Claire County Department of Planning and Development and is for reference purposes only.

Not to Scale





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March 6, 2019

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: Jeffrey & Bridget Welke

Applicant: Owners

File Number: 18-19/105

Legal Description: The West ½ of the NW-SE NE-SE and the NW-SW EX PRT LYG West of (C/L) Voight Rd, both in Section 34, T27N-R08W, Town of Washington, Eau Claire, Wisconsin.

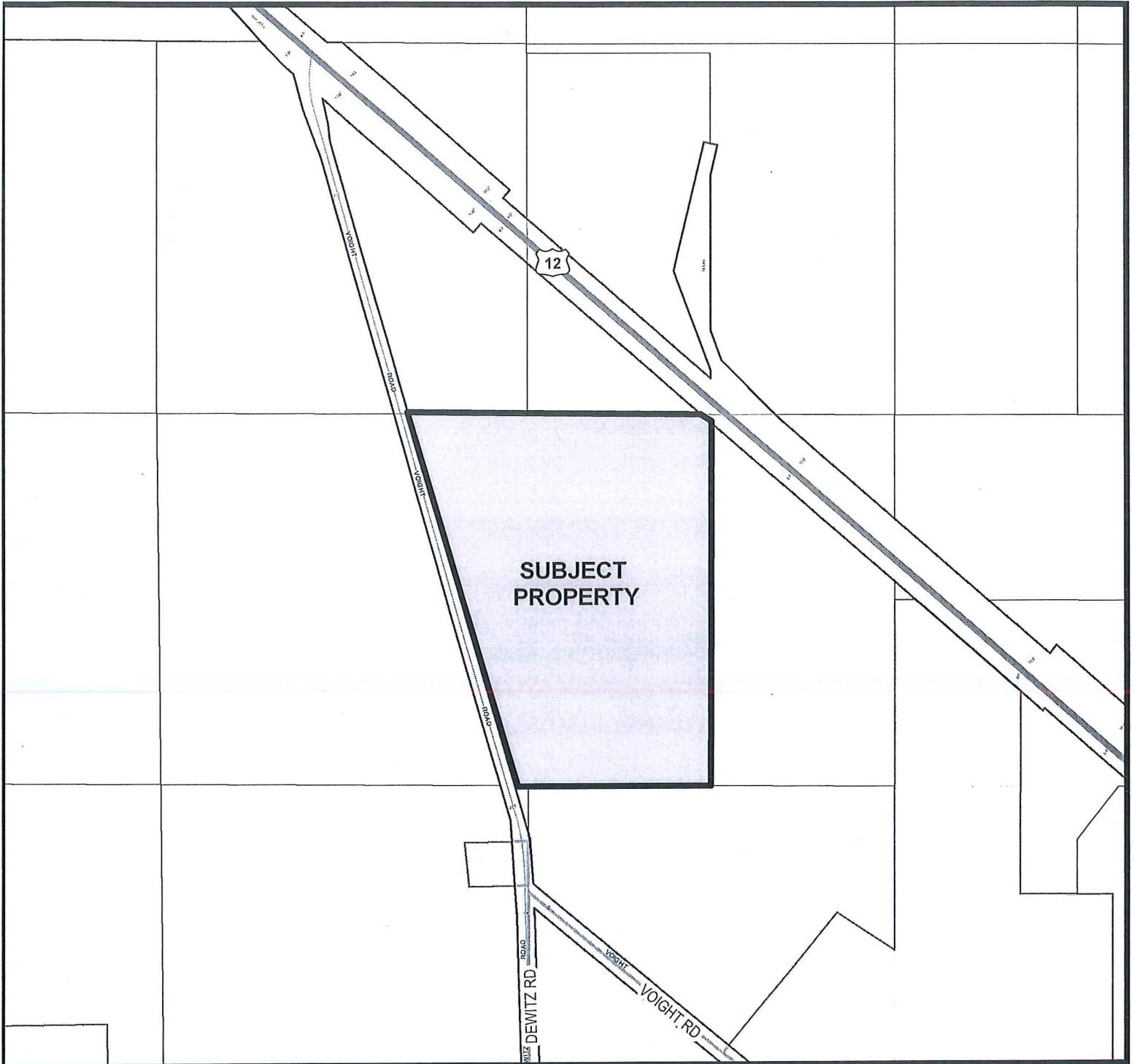
Site Address: 3910 Voight Road, Fall Creek

Date Received: January 18, 2018

Regards,

Cheryl Cramer
Administrative Specialist, Planning and Development

WELKE REZONING LOCATION 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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839-4743
 Planning
839-5055
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February 28, 2019

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: American Express Transportation

Applicant: Real Land Surveying

File Number: 18-19/116

Legal Description: **Parcel #1:** PRT OF GL 4 LYG E OF RR R/W & W OF THE FOL DESC PCL: COM AT THE SE COR OF GOV LOT 4 TN N ALG E LN OF GL 4 TO THE NE COR OF GL 4 TN W 21 RDS (346.5 FT) ALG N LN OF GL 4 TN SELY IN A STRAIGHT TO A PT ON THE S LN OF GL 4 WHICH IS 18 RDS W FROM POB TN E 18 RDS (297') TO POB EX HWY 85 R/W CONVEYED IN 461/692 HWY R/W located in Section 3, T26, R10W; **Parcel #2:** PRT NW-NE PRT LYG W OF LN COM 18 RDS W OF NE COR 40, SWLY THRU MIDDLE COOLEY LAKE, SLY IN C OF LAKE TO S LN 40, EX RR R/W EX PRT DESC IN 301/514 & EX STH 85 located in Section 10, T26, R10W; **Parcel #3:** PRT SW-NE THAT PRT LYG W OF C/L OF COOLEY LAKE EX THAT PRT OF PCL DESC IN DOC.1166976 LYG IN SD 40 located in Section 10, T26, R10W; **Parcel #4:** PRT NE-NW & SE-NW COM C HWY & W LN SEC E C HWY 1664.27' TO BG S22*16'E TO N LN OF RR R/W TN NELY ALG RR R/W TO S LN OF NE-NW TN E TO SE COR OF NE-NW, N TO NE COR OF SD 40 TN W TO S LN OF RIVER SWLY ALG RIV TO A PT N22*16'W OF BEG TN SELY TO POB EX RR R/W & EX STH 85 located in Section 10, T26, R10W; **Parcel #5:** PRT SE-NW THAT PART LYG S & E OF RR R/W EX THAT PRT OF PCL DESC IN DOC.1166976 LYG IN SD 40 located in Section 10, T26, R10W, Town of Brunswick, Eau Claire County, Wisconsin. (004-1020-01-000, 004-1039-04-000, 004-1039-09-000, 004-1040-04-000, 004-1040-08-000)

Site Location: The parcels are located south and north of Highway 85, west of Highway 37 in the vicinity of Cooley Lake.

Date Received: February 26, 2019

Regards,

Cheryl Cramer

Cheryl Cramer
 Administrative Specialist, Planning and Development



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March 4, 2019

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: Haas Sons Properties, LLC.

File Number: 18-19/120

Legal Description: FRAC NW-NW CONT 25.051 AC M/L FROM CNTY SURVEY RECORDS EX THAT PRT OF PCL DESC IN 1114568 LYG IN SD FRAC NW-NW & CONT 2.162 AC M/L - SECTION 03, T27, R10

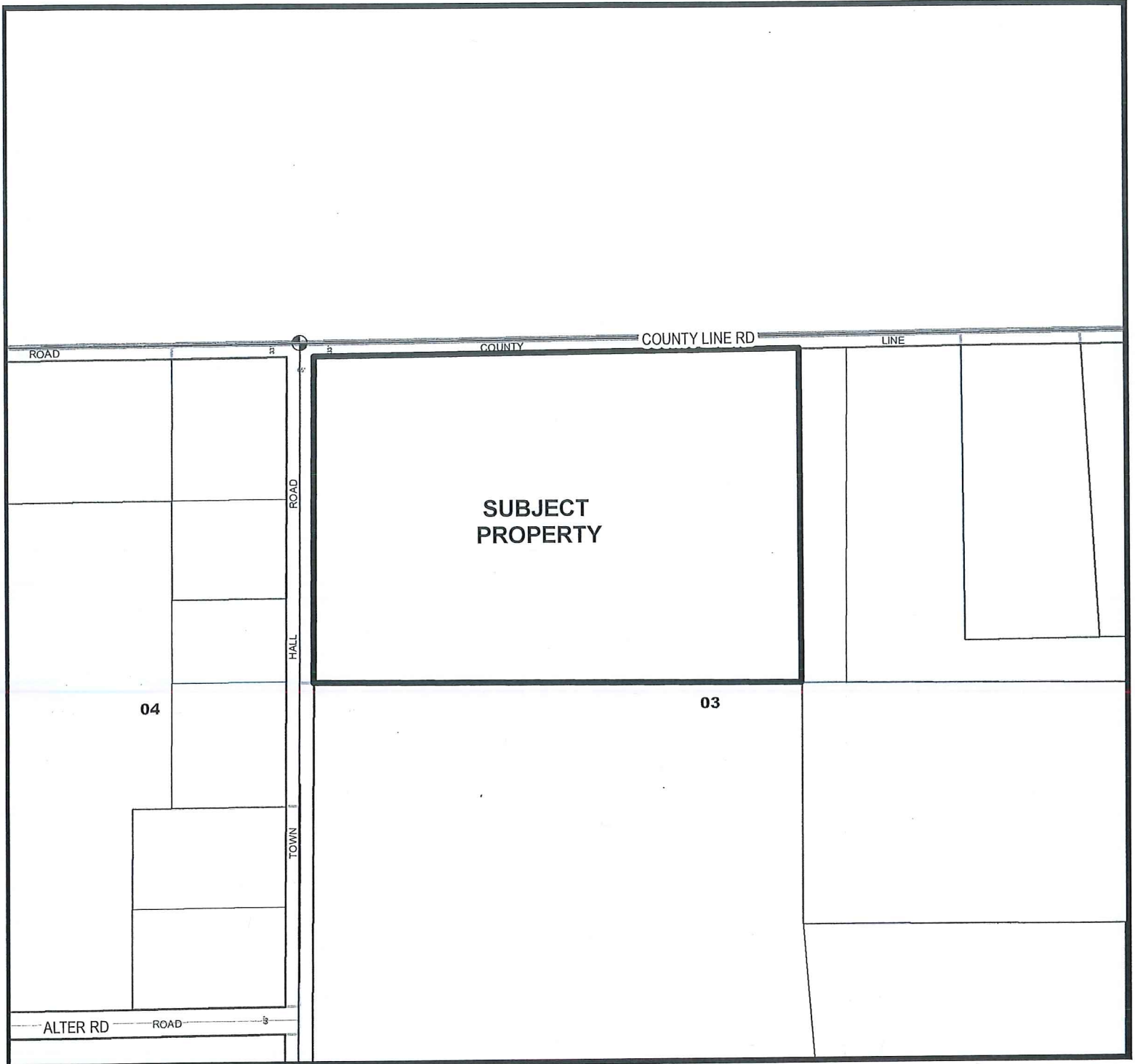
Site Address: 5571 County Line Rd, Eau Claire, 5627 County Line Rd, Eau Claire

Date Received: March 4, 2019

Regards,

Cheryl Cramer
Administrative Specialist, Planning and Development

HAAS REZONING LOCATION MAP



Parcel Mapping Notes:

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FACT SHEET

TO FILE NO. 18-19/097

The proposed changes in this ordinance reflect the recent changes adopted by the Eau Claire City Council. The cover sheet provided to the City Council is attached.

Fiscal Impact: **None.**

Respectfully Submitted,



Keith R. Zehms
Corporation Counsel

Ordinance/18-19/097 Fact

CITY COUNCIL

AGENDA ITEM SUMMARY

Meeting Date: Tuesday, December 11, 2018

Agenda Item: Ordinance amending Chapter 5.04 of the City Code of Ordinances entitled “Pawnbrokers”

COMMENTS

This ordinance amendment is the result of an extensive collaborative process held between the City of Eau Claire Police Department and local second-hand businesses seeking ways to improve investigative opportunities for the police department while also reducing the cost and time spent by area second-hand businesses. Over the course of more than a year the City of Eau Claire Police Department held public and in person meetings with area second-hand businesses which resulted in the proposed ordinance amendment.

The ordinance amendment does the following things:

- Eliminates Automated Pawn System (“APS”) as the exclusive electronic recordkeeping platform for second-hand transactions, and instead allows businesses to electronically report second-hand transactions on any electronic recordkeeping platform approved by the Chief of Police or his or her designee.
- Modifies transaction fees from being assessed for each transaction and instead imposes a flat transaction fee.
- Modifies reporting requirements for and definitions for secondhand jewelry dealers and secondhand article dealers.
- Reduces holding periods for secondhand articles when the business takes a clear digital photograph of the item and submits an electronic report that includes an image of the item.

Note: A scrivener’s error in the ordinance provided to council at first reading which omitted “pawnbrokers” from modified holding requirements has been corrected.

ACTION/ATTACHMENTS

Action:

Final reading

Attachments:

Ordinance

Letter from Cherry Pickers dated November 15, 2018

Letter from Williams Diamond Center dated November 24, 2018

Letter from National Pawn Company dated November 28, 2018

Letter from C&C Pawnbrokers, LLC dated November 29, 2018

Letter from Plato’s Closet dated November 28, 2018

Letter from ecoATM dated November 28, 2018

2
3 - TO AMEND SECTION 9.96.010 B. AND CREATE C. OF THE CODE: PURPOSE; TO
4 AMEND SECTION 9.96.020 OF THE CODE: DEFINITIONS; TO AMEND SECTION 9.96.080
5 A. 1. OF THE CODE: LISCENSE ISSUANCE; TO AMEND SECTION 9.96.090 D. AND G.
6 OF THE CODE: REQUIREMENTS; TO AMENDED SECTION 9.96.140 B. OF THE CODE:
7 FEES -

8
9 The County Board of Supervisors of the County of Eau Claire does ordain as follows:

10
11 SECTION 1. That Subsection B. of 9.96.010 of the code be amended and C. created to
12 read:

13
14 B. This chapter implements and establishes the required use of ~~the Automated Pawn~~
15 ~~System (APS)~~ any electronic recordkeeping system approved by the sheriff or his or her designee
16 to help the sheriff’s office better regulate current and future pawnshops to decrease and stabilize
17 costs associated with the regulation of pawnshops, and to increase identification of criminal
18 activities in pawnshops through the timely collection and sharing of transaction information.

19 C. The county board finds that any requirements included in this Chapter which differ
20 from the requirements found in Wis. Stat. § 134.71, are at least as stringent as the requirements
21 found in this state statute.

22
23 SECTION 2. That Section 9.96.020 of the code be amended to read:

24
25 9.96.020 Definitions. In this chapter:

26 A. “Article” means any item of value defined as “article” in Wis. Stat. §134.71,
27 including any future amendments, revisions, or modifications provided such amendments,
28 revisions, or modifications do not restrict the County of Eau Claire’s authority to enforce the
29 provisions of this chapter. For purposes of this chapter “article shall also include “jewelry” when
30 discussing the requirements and responsibilities of secondhand jewelry dealers.

31 B. “Billable transaction” means every reportable transaction except renewals,
32 redemptions, voids, or extensions of existing pawns or purchases previously reported and
33 continuously in the pawnbroker’s possession.

34 C. “Charitable organization” means a corporation, trust, or community chest, fund, or
35 foundation organized and operated exclusively for religious, charitable, scientific, literary, or
36 educational purposes, or for the prevention of cruelty to children or animals, no part of the net
37 earnings of which insures to the benefit of any private shareholder or individual.

38 D. “Customer” means a person with whom a pawnbroker, secondhand article dealer,
39 or secondhand jewelry dealer or an agent thereof, engages in a transaction of purchase, sale,
40 receipt, or exchange of any secondhand article.

41 E. “Jewelry” means any tangible personal property ordinarily wearable on the person
42 and consisting in whole or in part of any metal, mineral or gem customarily regarded as precious
43 or semiprecious. For the purposes of this Chapter “jewelry” shall also include secondhand “coins”
44 which are purchased, sold, received or exchanged, and any item made in whole or in part from
45 gold, silver, platinum or any metal, mineral, or gem customarily regarded as precious or
46 semiprecious.

47 EF. “Pawnbroker” means any person who engages in the business of lending money on
48 the deposit or pledge of any article or purchasing any article with an expressed or implied
49 agreement or understanding to sell it back at a subsequent time at a stipulated price. To the extent
50 that a pawnbroker’s business includes buying personal property previously used, rented, leased, or

1 selling it on consignment, the provisions of this chapter shall be applicable. A person is not acting
2 as a pawnbroker when engaging in any of the following:

3 1. Any transaction at an occasional garage or yard sale, an estate sale, a gun,
4 knife, gem, or antique show, or a convention.

5 2. Any transaction entered into by a person engaged in the business of junk
6 collector, junk dealer, or scrap processor, as described in Wis. Stat. 70.995(2)(x).

7 3. Any transaction while operating as a charitable organization or conducting
8 a sale, the proceeds of which are donated to a charitable organization.

9 4. Any transaction between a buyer of a new article and the person who sold
10 the article when new that involves any of the following:

11 a. The return of the article.

12 b. The exchange of the article for a different, new article.

13 5. Any transaction as a purchaser of a secondhand article from a charitable
14 organization if the secondhand article was a gift to the charitable organization.

15 6. Any transaction as a seller of a secondhand article that the person bought
16 from a charitable organization if the secondhand article was a gift to the charitable organization.

17 FG. "Reportable transaction" means every transaction conducted by a pawnbroker
18 secondhand article dealer, or secondhand jewelry dealer in which an article or articles are received
19 through a pawn, purchase, consignment, or trade, or in which a pawn is renewed, extended, voided,
20 or redeemed, or for which a unique transaction number or identifier is generated by their point-of-
21 sale software, and is reportable except:

22 1. The bulk purchase or consignment of new or used articles from a merchant,
23 manufacturer, or wholesaler having an established permanent place of business, and the retail sale
24 of said articles, provided the pawnbroker must maintain a record of such purchase or consignment
25 that describes each item, and must mark each item in a manner that relates it to that transaction
26 record.

27 2. Retail and wholesale sales of articles originally received by pawn or
28 purchase, and for which all applicable hold and/or redemption periods have expired.

29 GH. "Secondhand" means owned by any person, except a wholesaler, retailer, or
30 licensed secondhand article dealer or secondhand jewelry dealer, immediately before the
31 transaction at hand.

32 I. "Secondhand article dealer" means any person, other than an auctioneer, who
33 primarily engages in the business of purchasing or selling secondhand articles other than books,
34 except when engaging in any of the following:

35 1. Any transaction at an occasional garage or yard sale, an estate sale, a gun,
36 knife, gem or antique show or a convention.

37 2. Any transaction entered into by a person while engaged in a business for
38 which the person is licensed under Wis. Stats. §§ 134.71(2) or (4), including any future
39 amendments, revisions, or modifications or while engaged in the business of junk collector, junk
40 dealer or scrap processor as described in Wis. Stat. § 70.995(2)(x).

41 3. Any transaction while operating as a charitable organization or conducting
42 a sale the proceeds of which are donated to a charitable organization.

43 4. Any transaction between a buyer of a new article and the person who sold
44 the article when new which involves either:

45 a. The return of the article; or

46 b. The exchange of the article for a different, new article.

47 5. Any transaction as a purchaser of a secondhand article from a charitable
48 organization if the secondhand article was a gift to the charitable organization.

49 6. Any transaction as a seller of a secondhand article which the person bought
50 from a charitable organization if the secondhand article was a gift to the charitable organization.²¹

1 IJ. "Secondhand jewelry dealer" means any person, other than an auctioneer, who
2 engages in the business of any transaction consisting of purchasing, selling, receiving or
3 exchanging secondhand jewelry, or coins, or any item made in whole or in part from gold, silver,
4 platinum or any metal, mineral, or gem customarily regarded as precious or semiprecious except
5 for the following:

- 6 1. Any transaction at an occasional garage or yard sale, an estate sale, a gun,
7 knife, gem or antique show or a convention.
- 8 2. Any transaction with a licensed secondhand jewelry dealer.
- 9 3. Any transaction entered into by a person while engaged in a business of
10 smelting, refining, assaying or manufacturing precious metals, gems or valuable articles if the
11 person has no retail operation open to the public.
- 12 4. Any transaction between a buyer of new jewelry and the person who sold
13 the jewelry when new which involves either:
 - 14 a. The return of the jewelry; or
 - 15 b. The exchange of the jewelry for different, new jewelry.
- 16 5. Any transaction as a purchaser of secondhand jewelry from a charitable
17 organization if the secondhand jewelry was a gift to the charitable organization.
- 18 6. Any transaction as a seller of secondhand jewelry which the person bought
19 from a charitable organization if the secondhand jewelry was a gift to the charitable organization.

20
21 SECTION 3. That paragraph 1. of Subsection A. of 9.96.080 of the code be amended to
22 read:

23
24 1. The applicant, including an individual, a partner, a member of a limited
25 liability company, a manager, a proprietor, or an officer, director, or agent of any corporate
26 applicant, does not have an arrest or conviction record, subject to Wis. Stats. §§ 111.321,
27 111.322 and 111.335 including any future amendments, revisions, or modifications.

28
29 SECTION 4. That Subsections D. and G. of Section of Section 9.96.090 of the code be
30 amended to read:

31 D. Holding period.

32 1. Except as provided in D. 3., any secondhand article purchased or received
33 by a pawnbroker, secondhand article dealer, or secondhand jewelry dealer shall be kept on the
34 premises or other place for safekeeping for not less than 30 days, unless a shorter holding period
35 is expressly permitted by state law, after the date of purchase or receipt, unless the person known
36 by the pawnbroker, secondhand jewelry dealer, or secondhand article dealer to be the lawful owner
37 of the secondhand article redeems it or unless the secondhand article dealer or secondhand jewelry
38 dealer takes and maintains a as many clear digital photographs of the item(s) as is reasonably
39 necessary to identify the item(s) including, but not limited to, clear digital photograph(s) of the
40 items' serial number in which case the holding period shall be 21 days. If a pawnbroker,
41 secondhand jewelry dealer or secondhand article dealer takes clear digital photograph(s) and
42 submits an electronic report that includes an image of all items the holding period shall be 7 days.

43
44
45 G. Daily reports to sheriff.

46 1. Pawnbrokers and secondhand jewelry dealers must submit every reportable
47 transaction to the sheriff's office daily in the following manner. Pawnbrokers and secondhand
48 jewelry dealers must provide to the sheriff's office all information required in C. and other required
49 information, by transferring it from their computer to the APS an electronic record keeping system
50 approved by the sheriff or their designee via modem. All required records must be transmitted
51 completely and accurately after the close of business each day in accordance with standards and

1 procedures established by the sheriff's office using procedures that address security concerns of
2 the pawnbroker and the sheriff's office. The pawnbroker must display a sign of sufficient size in
3 a conspicuous place on the premises which informs all patrons that all transactions are reported
4 daily to the department and APS.

5 ~~2. Billable transaction fees. Pawnbrokers will be charged for each billable~~
6 ~~transaction reported to the sheriff's office. These fees are intended to pay for the cost of~~
7 ~~participation in the APS and costs of enforcing this chapter.~~

8 3.2. If a pawnbroker is unable to successfully transfer the required reports by
9 modem, the pawnbroker must provide the sheriff's office with printed copies of all reportable
10 transactions by 12:00 noon the next business day.

11 4.3. If the problem is determined to be in the pawnbroker's system and is not
12 corrected by the close of the first business day following the failure, the pawnbroker must provide
13 the required reports as detailed in 3., and shall be charged a daily reporting failure fee of \$10.00
14 until the error is corrected, or, if the problem is determined to be outside the pawnbroker's system,
15 the pawnbroker must provide the required reports in 3. and resubmit all such transactions via
16 modem when the error is corrected.

17 5.4 Regardless of the cause or origin of the technical problems that prevented
18 the pawnbroker from uploading the reportable transactions, upon correction of the problem, the
19 pawnbroker shall upload every reportable transaction from every business day the problem has
20 existed.

21 6.5. The provisions of this section notwithstanding, the sheriff's office may,
22 upon presentation of extenuating circumstances, delay the implementation of the daily reporting
23 penalty.

24 7.6. G. shall not apply to businesses that did not have 200 reportable transactions
25 in the past calendar year. However, any such pawnbroker must follow the daily reporting
26 procedure for each reportable transaction by submitting a written transaction form approved by the
27 sheriff's office to the department on the business day following the date of the reportable
28 transaction.

29
30 SECTION 5. That Subsection B. of 9.96.140 of the code be amended to read:

31
32 B. ~~A billable transaction fee of \$5,000/year billed quarterly of \$1 shall be charged~~
33 ~~for each billable transaction, and such fees shall be billed to each pawnbroker monthly billed~~
34 ~~quarterly and are is due and payable within 30 days of the billing date. Failure to pay within that~~
35 time period is a violation of this chapter.

36 ADOPTED:

37
38 _____
39 Luc Miller
40 _____
41 Donald Wilkie
42 _____

43
44 _____
45 Steve Pagan
46 _____
47 Committee on Judiciary and Law Enforcement

48 KZ/yk

49 Dated this 7th day of March, 2018.

50 ORDINANCE/18-19.097

APPROVED BY
CORPORATION COUNSEL
AS TO FORM

Reviewed by Finance Dept.
for Fiscal Impact

FACT SHEET

TO FILE NO. 18-19/115

This ordinance raises the annual county dog license tax for spayed and neutered dogs from \$5 to \$6 and for dogs that are not spayed or neutered from \$15 to \$17. The county clerk noticed that the amount collected in 2018 was about \$4,000 less than the base allocation in the contract with the Eau Claire County Humane Association to provide humane officer services in 2019. The finance director estimates these increases will provide revenue exceeding the base amount by approximately \$2,000 so no tax levy would be required to fund the base payment. If there is additional revenue it is paid per the contract to the Humane Association.

The reason the increase is being proposed at this time is that municipalities also charge a fee and usually notify residents of increases in the fall prior to the calendar year in which the new fees go into effect.

Historical Reference

	<u>2017</u>	<u>2018</u>
Net License Revenue	\$38,304	\$38,274
Humane Assoc. Payment	\$42,765	\$42,765
Net Amount Unfunded	\$4,461	\$4,491

Fiscal Impact: Approximately \$6,000 in additional revenue in 2020.

Respectfully Submitted,



Keith R. Zehms
Corporation Counsel

Ordinance/18-19.115 Fact

1 Enrolled No.

ORDINANCE

File No. 18-19/115

2
3 - AMENDING SECTION 4.30.070 OF THE CODE; DOG LICENSE TAX-

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

6
7 **SECTION 1.** That Section 4.30.070 of the code be amended to read:

8
9 4.30.070 Dog License Tax.

10 The county clerk shall charge ~~\$5.00~~6.00 for a neutered male dog or spayed female dog,
11 upon presentation of evidence that the dog is neutered or spayed, and ~~\$15.00~~17.00 for an un-
12 neutered male dog or un-spayed female dog, or one half of these amounts if the dog became 5
13 months of age, after July 1 of the license year. The county clerk shall charge the statutory rate for
14 a kennel license.

15
16 **SECTION 2.** This ordinance shall take effect January 1, 2020.

17
18 ENACTED:

19
20 *Steve Pagan*
21 _____
22 *Robin J. Leary*
23 _____
24 *James A. Dunning*
25 _____
26 *Donald J. ...*
27 _____
28 *[Signature]*
29 _____
30 Committee on Finance and Budget

31
32
33 KRZ:yk

34
35 Dated this 11th day of March, 2019.

36
37 ORDINANCE/18-19.115

APPROVED BY
CORPORATION COUNSEL
AS TO FORM

Reviewed by Finance Dept.
for Fiscal Impact

FACT SHEET

TO FILE NO. 18-19/114

This ordinance updates the county code to clearly state how payments are approved or authorized for issuance by the clerk and treasurer. It also reflects that the board reviews vouchers over \$10,000 monthly and updates the code to reflect the change approved by the board in February regarding the committee's authority to settle claims.

The finance director has started a comprehensive review of Title 4 of the county code to identify which provisions should be addressed by finance policies and will work closely with the finance and budget committee to make a recommendation subject to approval by the committee and county board. Title 4 of the code will be modified accordingly, which may involve the section changed in this ordinance.

Fiscal Impact: **None.**

Respectfully Submitted,



Keith R. Zehms
Corporation Counsel

18-19/114

Ordinance/18-19.114. Fact

1 **Enrolled No.**

2 **ORDINANCE**

3 **File No. 18-19/114**

4 - TO AMEND SECTION 4.06.060 A. OF THE CODE; ISSUANCE OF ORDERS BY
5 THE CLERK AND TREASURER FOR PAYMENT OF COUNTY OBLIGATIONS -

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

7
8 **SECTION 1.** That Subsection A. of Section 4.06.060 of the code be amended to read:

9
10 4.06.060 Issuance of orders by the clerk and treasurer for payment of county obligations.

11 A. In accord with their respective responsibilities under Wis. Stat. § 59.23(2)(c),
12 59.25(3)(c) and 59.64(4), the county clerk and treasurer shall sign such orders and disbursements
13 made as based upon the following authorizations approved in the county budget or as otherwise
14 authorized by the board, committee, finance director or county code.

15 1. Those accounts, invoices and expenditures which are less than \$10,000 and which are properly
16 issued against departmental budgets or line item sub-accounts thereunder and which have been
17 approved of upon pre-audit by the finance director under 4.06.020.

18 2. Those accounts, invoices and expenditures, which are less than \$10,000 other than those listed
19 at 1., which have been approved of for settlement by the committee on finance and budget under
20 2.04.485 B. 43.

21 3. Those accounts, invoices and expenditures of \$10,000 or more which have been ~~approved~~
22 reviewed ~~of for settlement~~ by the board.

23 4. Those claims submitted under Wis. Stat. § 59.07, which have been approved of for settlement
24 by the ~~board~~ committee.

25
26 ENACTED:

27
28 Steve Pagen
29 _____
30 Radin J. Leary
31 _____
32 James Cunningham
33 _____

34 _____
35 Donald Walker
36 _____
37 Earl Be...
38 Committee on Finance and Budget

34 **KRZ/yk**

35
36 Dated this 1st day of March, 2019.

37
38 ORDINANCE/18-19.114

APPROVED BY
CORPORATION COUNSEL
AS TO FORM

Reviewed by Finance Dept.
for Fiscal Impact

FACT SHEET

TO FILE NO. 18-19/113

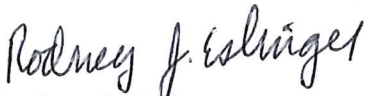
On October 2, 2018 the county board adopted Ordinance File No. 18-19/065 which imposed a 6-month temporary moratorium on the expansion and creation of large-scale livestock facilities. Resolution 18-19/113, if granted, will extend the moratorium for two additional months.

Since the passage of the moratorium ordinance, an Ag. Ordinance Review Special Committee (AORSC) was formed and has been meeting regularly since November of 2018. During this time the AORSC has conducted farm tours; heard from county staff (Land Conservation, Land Use, and Health Department) regarding current regulations and issues and from State Agency staff from the Wisconsin Department of Natural Resources and the Department of Agriculture, Trade and Consumer Protection on state law and administrative rule. The AORSC's remaining work involves reviewing the NR 151 standards and prohibitions, the County's animal waste storage ordinance, Wisconsin's Livestock Siting Law and Confined Animal Feeding Operations (CAFO's). Finally, the committee will make final ordinance recommendations to the Department of Planning and Development.

The two additional months are essential for the drafting, and passage of the necessary ordinances to implement the AORSC recommendations.

Fiscal Impact: None.

Respectfully submitted,



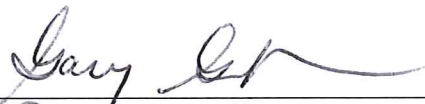



Rodney J. Eslinger
Director of Planning and Development

4 GRANTING A TWO MONTH EXTENSION OF THE TEMPORARY MORATORIUM
5 ON THE EXPANSION AND CREATION OF THE LARGE-SCALE LIVESTOCK
6 FACILITIES

7 WHEREAS, on October 2, 2018 the county board adopted Ordinance File No. 18-19/065
8 which imposed a 6-month temporary moratorium on the expansion and creation of large-scale
9 livestock facilities that could be extended up to 6 months by a majority vote of the county board; and
10

11 WHEREAS, the special committee created by the county board in Resolution File No. 18-
12 19/083 adopted November 7, 2018 is responsible for completing the analysis required by Section 8
13 of the ordinance will not be able to complete its work within 6 months and has requested an
14 extension of up to 2 months to complete its work; and
15

16 NOW THEREFORE BE IT RESOLVED by the Eau Claire County board of Supervisors
17 that the 6-month temporary moratorium on the expansion and creation of large-scale livestock
18 facilities effective October 19, 2018 be extended by 2 months to allow the special committee to
19 complete its work.
20

21 
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30 _____
31 _____
32 _____
33 _____
34 _____
Committee on Planning and Development

KRZ/ja

Dated this 26th day of February, 2019.

ORDINANC/18-19/113

APPROVED BY
CORPORATION COUNSEL
AS TO FORM

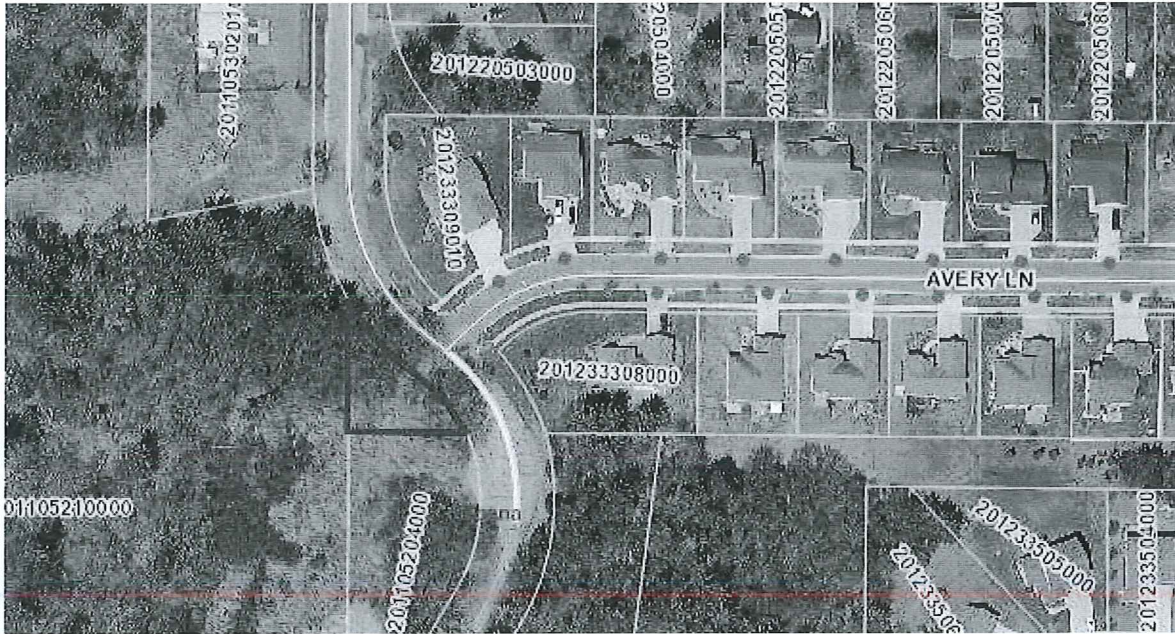
Reviewed by Finance Dept.
for Fiscal Impact

FACT SHEET
FILE NUMBER: 18-19/109

Per State Statutes 75.365 *Agreements as to delinquent taxes* (3) “The county or the local municipality in which the land is situated may purchase such land when sold by the county pursuant to such agreement.”

The City of Altoona has requested to purchase from Eau Claire County, a parcel of land taken by Eau Claire County through the process of tax deed. The parcel is located in the City of Altoona- Computer #201-2333-10-000. The purchase price of \$212.00 will cover all taxes, interest, penalty and expenses incurred by Eau Claire County. The City of Altoona will be responsible for all filing fees.

Outlot 2 Majestic Woods, City of Altoona, Eau Claire County, Wisconsin.



1 Enrolled No.

2 RESOLUTION

3 File No. 18-19/109

4 AUTHORIZING THE SALE OF TAX DEED PROPERTY TO THE CITY OF ALTOONA, FOR \$212.00; DIRECTING
5 CORPORATION COUNSEL TO PREPARE A QUIT CLAIM DEED ON THE DESCRIBED PROPERTY; DIRECTING
6 THE COUNTY CLERK TO EXECUTE SAID QUIT CLAIM DEED ON BEHALF OF EAU CLAIRE COUNTY

7 WHEREAS, the City of Altoona, has formally applied to purchase said property in accordance with the
8 County Code; and

9
10 WHEREAS, said property can be described as follows:
11 Outlot 2 Majestic Woods, City of Altoona, Eau Claire County, Wisconsin

12
13 Computer #201-2333-10-000, City of Altoona

14 PIN# 18201-2-270927-110-2028

15 S. Willson Dr. Altoona, WI - Vacant Lot

16 Delinquent General Taxes (2014-2018) \$56.08

17 Interest, Penalties & Expenses (2014-2018) \$155.92

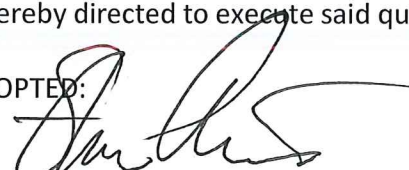
18 TOTAL \$212.00

19
20 NOW, THEREFORE, BE IT RESOLVED by the Eau Claire County Board of Supervisors that the sale of the
21 aforementioned property to the City of Altoona, is hereby authorized for \$212.00

22
23 BE IT FURTHER RESOLVED that said sale must take place no later than 30 days after County Board
24 Approval and that the City of Altoona will be responsible for all filing fees.

25
26 BE IT FURTHER RESOLVED that the Corporation Counsel is hereby directed to prepare quit claim deeds
27 for the described parcels and that the County Clerk is hereby directed to execute said quit claim deeds
28 on behalf of Eau Claire County.

29 ADOPTED:

30 

31 _____
32 Robin J. Seary

33 _____
34 James Cunningham

35 _____
36 Kenneth Dulke

37 _____
38 Steve Pagan

39 Committee on Finance & Budget

40 Dated 11th day of March 2019

41
42 APPROVED BY
CORPORATION COUNSEL
AS TO FORM

Reviewed by Finance Dept.
for Fiscal Impact

FACT SHEET

FILE NO. 18-19/117

The Finance Department has received requests from various departments to increase their budgets for certain expenditures. These requests are based on additional sources of revenue, either increases in state aid or new grant awards.

Fiscal Impact: No additional cost, as the source of the funding is additional revenue.

Respectfully Submitted



Amy Weiss
Senior Accounting Manager

1 Enrolled No.

RESOLUTION

File No. 18-19/117

2
3 - APPROVAL OF GIFT, GRANT, AND/OR DONATION TO EAU CLAIRE COUNTY -
4

5 WHEREAS, Section 59.52(19) Wis. Stats. empowers the County Board to accept donations,
6 gifts, or grants of money for any public governmental purpose within the powers of the County; and
7

8 WHEREAS, the various departments listed below have received grant awards to be used to
9 support the department's existing 2018 programs; and
10

11 NOW THEREFORE BE IT RESOLVED that the Eau Claire County Board of
12 Supervisors authorizes amending the following 2018 departmental revenue and expenditure
13 budgets for additional grant awards received year to date 2018.
14

<u>DEPARTMENT</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
ADRC	Additional ADRC Grant Funding	\$ 30,852
Sheriff	Emergency Police Mobile Field Training	3,900
Sheriff	Emergency Police Mobile Field Equipment	9,936
TOTAL		<u>\$ 44,688</u>

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21 ADOPTED:

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 44 _____

James A. Hennings
Robin J. Leary
Steve Pagan

Committee on Finance and Budget

AW

Dated this 11th day of March, 2019.

APPROVED BY
CORPORATION COUNSEL
AS TO FORM

Reviewed by Finance Dept.
for Fiscal Impact

ORDINANC/18-19/059

FACT SHEET

FILE NO. 18-19/118

The Finance Department has received requests from various departments to increase their budgets for certain expenditures. These requests are based on additional sources of revenue, either increases in state aid or new grant awards.

Fiscal Impact: No additional cost, as the source of the funding is additional revenue.

Respectfully Submitted



Amy Weiss
Senior Accounting Manager

1 Enrolled No.

RESOLUTION

File No. 18-19/118

2
3 - APPROVAL OF GIFT, GRANT, AND/OR DONATION TO EAU CLAIRE COUNTY -
4

5 WHEREAS, Section 59.52(19) Wis. Stats. empowers the County Board to accept donations,
6 gifts, or grants of money for any public governmental purpose within the powers of the County; and
7

8 WHEREAS, the various departments listed below have received grant awards to be used to
9 support the department's existing 2019 programs; and
10

11 NOW THEREFORE BE IT RESOLVED that the Eau Claire County Board of
12 Supervisors authorizes amending the following 2019 departmental revenue and expenditure
13 budgets for additional grant awards received year to date 2019.
14

<u>DEPARTMENT</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
ADRC	Additional ADRC Grant Funding	\$ 45,790
Planning & Development	DNR Land Conservation Grants	166,724
TOTAL		<u>\$224,714</u>

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19 ADOPTED:

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28
29
30

Derald Dickie

James Abbenney

Robin J. Leary

[Signature]

31
32
33
34
35

Steve Pagnon

Committee on Finance and Budget

AW

36 Dated this 1st day of March, 2019.

APPROVED BY
CORPORATION COUNSEL
AS TO FORM

41
42
43 ORDINANC/18-19/059

Reviewed by Finance Dept.
for Fiscal Impact