

**VERNON COUNTY BOARD OF SUPERVISORS**  
**MINUTES**  
**September 17, 2019**

County Board Chairman, Dennis Brault called the September 17, 2019 meeting of the Vernon County Board of Supervisors to order at 9:35 a.m. in the County Boardroom of the Courthouse Annex. Invocation was given by Pastor Michael Gjefle of Faith Baptist Church, Ontario. Board members and others present gave the Pledge of Allegiance. County Clerk Hoff affirmed there had been proper public notice of the meeting. County Clerk, Ron Hoff, called roll call with 29 supervisors present. Motion by Eggen, 2nd by Servais to approve the minutes of July 23, 2019. Carried all.

Chairman Brault asked if there were any announcements; Gail Muller asked for a moment of silence for Fred Gudgeon, he served 35 years on the Vernon County Board of Supervisors. Larson thanked all involved in helping evacuate the Vernon County Fair, during the storm.

Chairman Brault moved to **Special Order of Business**, Melanie Lendosky, Johnson & Block – 2018 Audit Report, Melanie Lendosky will issue a good standing report. Discussed a \$230, 000.00 variance on tax roll error with two townships that did not forward correct tax dollars.

**Governmental Fund Balances**

- 7% Nonspendable-\$1,440,544
- 31 % Restricted - \$5,992,068
- 17% Assigned - \$3,350,490
- 45% Unassigned - \$8,601,893

**Governmental funds – 2018 Revenues**

- Taxes (\$10,102,855) - 46%
- Intergovernmental (\$10,073,832) – 46%
- Public Charges for Services (\$1,009,583) – 5%
- Miscellaneous (\$500,860) – 2%
- Licenses & Permits, Penalties & Forfeitures (\$217,030) – 1%

2018 property tax 10,748,002.00

Delinquent taxes \$1,407,157.00

Sales tax \$1,814,217.00

**Governmental Funds – 2018 Expenditures**

- Health & Social Services (\$7,588,950)
- Public Safety & Public Works (\$5,119,839)
- General Government (\$3,213,028)
- Conservation & Development (\$1,974,118)
- Culture & Recreation (\$910,302)
- Debt Service (\$725,894)
- Capital Outlay (\$257,970)

Amelse asked for chart to show department break down on just Levy dollars, separate from grant dollars. Operating loss \$319,000.00 at Vernon Manor, \$237,000.00 operating loss at Solid Waste. Highway \$695,000.00 increase. Brault stated loss at Solid Waste, mostly this is depreciation. Henry asked why Human Services is returning one million every year. Redington explained grant funds come in after December 31 and also depends on number of mental health cases each year. County has 96% of debt capacity available. Amelse asked when is the Jail paid off. In 2025.

Budget report of Finance Committee, Yttri stated \$813,000.00 needed until Vernon Manor come in at \$750,000.00 loss, no final decisions yet. Brault stated committee worked hard. He invited Board members to Finance meetings. Amelse stated approximately 84% of some department are staff costs and feels we need to watch number of employees. Brault agrees.

Report from Executive Committee, Kevin Larson stated looking at priority budgeting, capital purchasing and must watch number of employees. Departments need to list five priority line items. Henry stated we need to look beyond 0% increase, as salaries and benefits with steps and increases average over 3%. Operations have been at 0%. Brault stated we could possible look at Finance Director and County Administrator and possibly reduce size of the Board.

Chairman Brault moved to **Regular Order of Business**

Petitions - Expand Badger care, 126 signatures, of which 120 are from Vernon County.

Resolutions -

#### Resolution 2019 -26

Title: Vernon Manor RCAC Architecture Firm, Construction Drawings and Pre-Bidding Plan

**Whereas**, Vernon Manor's Mission is to enhance the quality of life for our residents of Vernon County; and,

**Whereas**, Vernon Manor's vision is to be the preferred provider of quality healthcare services in Vernon County and the surrounding area. Using our rural values of honesty, integrity, compassion and commitment we will create service excellence for another 100 years; and

**Whereas**, Vernon Manor's dedicated staff is committed to providing the highest level of professional care to all residents; and

**Whereas**, Vernon Manor Board of Trustees and Vernon Manor management have been continuing to discuss the addition of a Residential Care Apartment Complex (RCAC) to Vernon Manor campus; and

**Whereas**, the 2019 Market study by Clifton Larsen Allen shows a continued need for RCAC units in Vernon County exists; and

**Whereas**, the RCAC would expand services available to Vernon County residents; and

**Whereas**, the RCAC would assist in meeting the needs of the aging population of Vernon County; and

**Whereas**, today's aging population is looking to age in place and having a RCAC connected to our nursing home would allow residents to do so; and Whereas, the RCAC would allow staff to easily move from one building to the next; and

**Whereas**, the 2019 Financial Modeling by Clifton Larsen Allen shows the RCAC on its own would be financially viable; and

**Whereas**, the financial projections of the RCAC would offset a good portion of *future* tax levy dollars needed for operation of Vernon Manor skilled nursing facility Whereas, Vernon Manor Board of Trustees and Vernon Manor Management will oversee the process of bidding and selecting a design and construction management firm through the RFP process, and

**NOW THEREFORE BE IT RESOLVED**, that Vernon Manor is directed to select a design and construction management firm and obtain construction drawings and pre-bidding plans for construction of a 32 unit Residential Care Apartment Complex(RCAC); and,

**BE IT FURTHER RESOLVED**, Vernon Manor will work with the Vernon County Finance Committee to finance these plans for the RCAC building project.

Dated September 15, 2019

Submitted by Vernon Manor, Ole Yttri Chair

Fiscal Impact: Estimated \$350,000 to \$450,000

Motion by Amelse, 2<sup>nd</sup> by Evenstad. Amanda Hoff explained Resolution to build an Assisted Living complex with 32 units. The need is here for Assisted Living Centers and we need to expand our services. Evenstad echoed Hoff's statements and we need this diverse mix of services and we have Grants available. Call asked about Grant. Yes, thru past Revolving Loan program, must be done by 12-2021. Olerud stated we need to look at this as a final vote, not two separate votes. Sullivan asked if this would be a new building. Yes. Olerud stated we need to ask is this a service we want to provide. Servais feels we must take care of our senior's. Call asked should we be competing with private systems. Henry feels we need to provide this complex service. Amelse stated a tough vote, Home is needed but can't lose \$750,000 a year and we need to see cost to tax levy for citizens. Beitlich stated we considered leasing it out a few years ago and Board voted on this a couple years ago. Amelse stated after grant we would need to borrow approxitmal 3 ½ million. Thursday night Ho Chunk Leaders will have a meeting at Kickapoo Reserve and supervisors are invited. Bringe stated we need to have a social area for families in our nursing home. Hoff stated we could also start a couple guest rooms for citizens visiting a family member. Call wants to see five year Financial Plan on Project.

Break 11:03

Reconvene 11:25

Motion by Olerud to amend, to approve Vernon Manor to construct a 32 unit complex and discuss final dollar to be approved at a later date. 2<sup>nd</sup> by Strudthoff. Amendment failed voice vote. Call to amend, take out tax levy, and replace with General Funds – 2<sup>nd</sup> from last whereas. 2<sup>nd</sup> by Stanek for amendment. Amendment retracted by both. Friendly amendment future tax levy dollars add *future* by Evenstad, 2<sup>nd</sup> by Yttri. Amendment passed voice all. Call feels we need to look at a 5 year future of other county needed projects and direction of General Fund before we vote.

Roll call vote, 21 Yes 8 No, Voted no: Will Beitlich, Rod Ofte, David Eggen, Roger Call, Mike Leis, Adrian Amelse, Darrel Clark, and Frank Easterday. Approved by the County Board on September 17, 2019

Motion by Larson, 2<sup>nd</sup> by Brault to move to item Burn Ban Ordinance. Carried voice.

### **Ordinance # 2019 – 3**

Title: Vernon County Municipal Code, Chapter, Section *Outdoor and Refuse Burning Ordinance*.

**WHEREAS**, the Vernon County Local Emergency Management Committee and the Vernon County Legal Affairs Committee (the "Committees") have reviewed the County Municipal Code; and,

**WHEREAS**, the Committees have determined that it is in the County's best interest for there to be an adoption by the County of an ordinance addressing outdoor and refuse burning;

**NOW, THEREFORE** the Vernon County Board of Supervisors does hereby ordain as follows:

*(See attached ordinance.)*

This ordinance shall be effective upon publication of notice.

Dated: September 3, 2019.

Submitted by: Vernon County Legal Affairs Committee, Mike Leis Chair

## **Outdoor and Refuse Burning Ordinance, Municipal Code, County of Vernon, Wisconsin**

### **SECTION 1: PURPOSE**

**1.00 Purpose.** This ordinance is intended to promote the public health, safety and welfare and to safeguard the health, comfort, living conditions, safety and welfare of the citizens of the County of Vernon due to the air pollution and fire hazards of open burning, outdoor burning and refuse burning. It is further intended to allow for the restriction or prohibition of outdoor and refuse burning under specific conditions detailed within the ordinance.

### **SECTION 2: APPLICABILITY**

**2.00 Applicability.** This ordinance applies to all outdoor burning and refuse burning within the County of Vernon. This county ordinance does not apply to incorporated municipalities. If a provision in a town ordinance in this county covers a provision contained in this county ordinance, the town ordinance controls.

**2.1.** This ordinance does not apply to grilling or cooking using charcoal, wood, propane or natural gas in cooking or grilling appliances.

**2.2.** This ordinance does not apply to burning in a stove, furnace, fireplace or other heating device within a building used for human or animal habitation unless the material being burned includes refuse as defined in Section 4 of this ordinance.

**2.3.** This ordinance does not apply to the use of propane, acetylene, natural gas, gasoline or kerosene in a device intended for heating, construction or maintenance activities.

### **SECTION 3: SEVERABILITY**

**3.00 Severability.** Should any portion of this ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, the remainder of this ordinance shall not be affected.

### **SECTION 4: DEFINITIONS**

#### **4.00 Definitions.**

**4.1.** "Bonfire" means a large, open fire kindled and maintained to mark a public event, celebration or similar occurrence which only uses dry, untreated and unpainted wood as the burning material.

**4.2.** "Campfire" means a small outdoor fire intended for recreation or cooking not including a fire intended for disposal of waste wood or refuse.

**4.3.** "Clean Wood" means natural wood which has not been painted, varnished or coated with a similar material, has not been pressure treated with preservatives and does not contain resins or glues as in plywood or other composite wood products.

**4.4.** "Confidential papers" means printed material containing personal identification or financial information that the owner wishes to destroy.

**4.5.** "Fire Chief" means any of the Chiefs of Fire Departments within Vernon County or other persons authorized by said Fire Chiefs.

**4.6.** "Open Burning" means kindling or maintaining a fire where the products of combustion are emitted directly into the ambient air without passing through a stack or a chimney.

**4.7.** "Outdoor Burning" means open burning or burning in an outdoor wood-fired furnace.

**4.8.** "Refuse" means any waste material except clean wood.

### **SECTION 5: GENERAL PROHIBITION ON OPEN BURNING, OUTDOOR BURNING AND REFUSE BURNING**

**5.00 General prohibition on outdoor burning and refuse burning.** Open burning, outdoor burning and refuse burning are prohibited in the County of Vernon unless the burning is specifically permitted by this ordinance or is otherwise approved by the Department of Natural Resources.

### **SECTION 6: EMERGENCY RESTRICTIONS ON OPEN BURNING**

**6.00** Declarations of emergency restrictions and the process of informing the public

**6.1.** Emergency burning restrictions may be implemented in all or part of Vernon County under the direction of at least three Chiefs of the Vernon County Fire Mutual Aid Association or Wisconsin Department of Natural Resources. These restrictions may include, but are not limited to, those found in Wis. Admin. Code § NR 30.05.

**6.2.** Notice of such emergency burning restrictions shall be filed with the Vernon County Emergency Management Office, which shall issue a public notice by means which may include, but are not limited to: local media broadcasts, postings on the County and/or relevant Department website, notification of town chairs and/or notification of the Vernon County Sheriff's Office Dispatch Division.

#### **SECTION 7: MATERIALS THAT MAY NOT BE BURNED**

**7.00** Unless a specific written approval has been obtained from the Department of Natural Resources, the following materials may not be burned in an open fire, incinerator, burn barrel, furnace, stove or any other indoor or outdoor incineration or heating device.

**7.1.** Rubbish or garbage including but not limited to food wastes, food wraps, packaging, animal carcasses, paint or painted materials, furniture, composite shingles, construction or demolition debris or other household or business wastes.

**7.2.** Waste oil or other oily wastes except used oil burned in a heating device for energy recovery subject to the restrictions in Chapter NR 590, Wisconsin Administrative Code.

**7.3.** Asphalt and products containing asphalt.

**7.4.** Treated or painted wood including but not limited to plywood, composite wood products or other wood products that are painted, varnished or treated with preservatives.

**7.5.** Any plastic material including but not limited to nylon, PVC, ABS, polystyrene or urethane foam, silage bags, synthetic fabrics, plastic films and plastic containers.

**7.6.** Rubber including tires and synthetic rubber-like products.

**7.7.** Newspaper, corrugated cardboard, container board, office paper and other recyclable materials.

#### **SECTION 8: RESTRICTIONS ON OPEN BURNING OF LEAVES, BRUSH, CLEAN WOOD AND OTHER VEGETATIVE DEBRIS**

**8.00 Restrictions and/or bans on the burning of leaves, brush, clean wood and other vegetative debris.** Open burning of leaves, weeds, brush, stumps, clean wood or other vegetative debris is allowed only in accordance with the following provisions:

**8.1.** All allowed open burning shall be conducted in a safe, nuisance free manner, when wind and weather conditions are such as to minimize adverse effects and not create a health hazard or a visibility hazard on roadways, railroads or airfields. Open burning shall be conducted in conformance with all local and state fire protection regulations.

**8.2.** Unless explicitly allowed elsewhere in this ordinance, a commercial enterprise other than an agricultural or silvicultural operation may open burn only at a facility approved by and in accordance with provisions established by the Department of Natural Resources and the Fire Chief. This includes, but is not limited to, commercial enterprises which produce wood products or materials as a waste product.

**8.3.** Open burning of weeds or brush on agricultural lands is allowed if reported to the Fire Chief or Vernon County Sheriff's Office or local law enforcement, and if conducted in accordance with the provisions of this ordinance.

**8.4.** Outdoor campfires and small bonfires for cooking, ceremonies or recreation are allowed provided that the fire is confined by a control device or structure such as a

barrel, fire ring, or fire pit. Bonfires are allowed only if conducted in accordance the provisions of this ordinance.

**8.5.** Burning of trees, limbs, stumps, brush or weeds for clearing or maintenance of rights-of-way is allowed if reported to the Fire Chief or Vernon County Sherriff's Office or local law enforcement, and if in accordance with the provisions of this ordinance.

**8.6.** Open burning under this section shall only be conducted at a location at least 250 feet from the nearest building which is not on the same property.

**8.7.** Except for campfires and permitted bonfires, any open burning shall be started during daylight hours.

**8.8.** Open burning shall be attended to and supervised by a competent person of at least eighteen (18) years of age until the fire is extinguished and is cold. This person shall have readily available for use fire extinguishing equipment.

**8.9.** No materials may be burned upon any road, curb, gutter or sidewalk or on the ice of a lake, pond, stream or waterbody.

**8.10.** Except for barbecue, gas and charcoal grills, no burning shall be undertaken within 25 feet from any combustible material, combustible wall or partition, exterior window opening, exit access or exit unless authorized by the Fire Chief.

#### **SECTION 9: FIRE DEPARTMENT PRACTICE BURNS**

**9.00** Fire department practice burns. Notwithstanding Sections 5, 6 and 7 of this ordinance, all Fire Departments within the County of Vernon may burn a standing building if necessary for fire-fighting practice and if the practice burn complies with the requirements of the Department of Natural Resources.

#### **SECTION 10: EXEMPTION FOR BURNING CERTAIN PAPERS**

##### **10.00 Exemption for burning certain papers.**

**10.1.** Notwithstanding section 7.7 of this ordinance, paper and cardboard products may be used as a starter fuel for a fire that is allowed under this ordinance.

**10.2.** Confidential papers from a residence may be burned if necessary to prevent the theft of financial records, identification or other confidential information, in accordance with the provisions of this ordinance.

**10.3.** Confidential papers from a commercial enterprise shall be shredded or destroyed in a manner other than burning.

#### **SECTION 11: LIABILITY**

**11.00 Liability.** A person utilizing or maintaining an outdoor fire shall be responsible for all fire suppression costs and any other liability resulting from damage caused by the fire.

#### **SECTION 12: RIGHT OF ENTRY AND INSPECTION**

**12.00 Right of entry and inspection.** The Fire Chiefs shall have all the rights of entry and inspection found in Wis. Stat. § 213.095.

#### **SECTION 13: ENFORCEMENT AND PENALTIES**

##### **13.00 Enforcement and penalties.**

**13.1.** The Fire Chiefs and local law enforcement are authorized to enforce the provisions of this ordinance.

**13.2.** The penalty for violation of any portion of this ordinance shall be a forfeiture of not less than twenty-five dollars (\$25) or more than two hundred fifty dollars (\$250) plus the cost of prosecution. Penalties are doubled for second and subsequent offenses.

Motion by Olerud, 2<sup>nd</sup> by Amelse. Public hearing was on May 16, 2019. Sec 12, Amend to Fire Chiefs shall have rights of entry and inspection as defined in Wi Stat. § 213.095 by Brault, 2<sup>nd</sup> by Leis. Carried Voice.

Michael Windle explained changes to 8.3 and changed ordinance sec 12, 12.3, chimney height to be sufficient, 12.2 discussed 250 foot from nearest building add 250 foot or discretion. Swayne does not feel this would be grandfathered in. Goede asked why is this ordinance even needed. Public says leave alone. Rae asked how many false calls come in. Approxitmaly 3-6 since last meeting. Beitlich stated this will be more extra cost.

Motion by Olerud to remove sec 9 and sec 12, 2<sup>nd</sup> by Servais and previous definitions in 4.2 - 4.8. Amendment carried.

Clark and Larson concerned if Penalty fees are high enough and we need to locate people who call in false claims. Evenstad in 8-8, remove constantly and remove last 11 words – end with equipment, 2<sup>nd</sup> by Redington. Carried all voice. Eggen call the question. Carried.

Roll call vote 18 Yes 11 No. Voted no, Beitlich, Nickelatti, Rae, Goede, Bringe, Clark, Easterday, Yttri, Sullivan, Muller, Redington. Resolution adopted on September 17, 2019.

Motion by Olerud, 2<sup>nd</sup> by Call to excuse Clark & Beitlich. Carried 27 supervisors present.

Break 12:56 pm  
Reconvene 1:08 pm

Motion Larson, 2<sup>nd</sup> by Evenstad to excuse Easterday and Redington and Ofte. 24 supervisors present.

Motion Evenstad, 2<sup>nd</sup> Running to move to Ordinance chapter 18. Larson explained 18.35 as printed. Carried all.

Ordinance #2019 - 2  
Title: Vernon County Municipal Code, Chapter 18

**WHEREAS**, the Vernon County Local Emergency Management Committee and the Vernon County Legal Affairs Committee (the "Committees") have reviewed the County Municipal Code, Chapter 18, titled *Civil Emergencies*; and,

**WHEREAS**, the Committees have determined that there is the need to edit this Chapter; and,

**WHEREAS**, the Legal Affairs Committee has determined that an adoption by the County of the following amendment to Chapter 18 is advisable;

**NOW, THEREFORE** the Vernon County Board of Supervisors does hereby ordain as follows:

*(See attached amended ordinance.)*

This ordinance shall be effective upon publication of notice.

Dated September 3, 2019

Submitted by Legal Affairs Committee, Mike Leis, Chair

Larson explained 18.35 as printed.

**Amendment to the County of Vernon, Wisconsin, Municipal Code Chapter 18, Civil Emergencies**

**ARTICLE I. - IN GENERAL**

Secs. 18-1—18-30. - Reserved.

**ARTICLE II. - EMERGENCY MANAGEMENT**

Sec. 18-31. - Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

*Civil defense* means all measures undertaken by or on behalf of the state and its subdivisions to prepare for and minimize the effect of enemy action upon the civilian population.

*Director* means the Emergency Management Director,  
*Emergency* means any event which threatens to, or actually does, inflict damage to property or people.

*Emergency Management* includes civil defense, and means all measures undertaken by, or on behalf of, the state and its subdivisions to:

- (1) Prepare for, and minimize the effect of, enemy action and natural or manmade disaster upon the civilian population,
- (2) Effectuate emergency repairs to, or the emergency restoration of, vital public utilities and facilities destroyed by such action or disaster. *Enemy action* means hostile action by a foreign power which threatens the security of the state, or a portion thereof,

*LEPC* means the Local Emergency Planning Committee.

*Management* means an organized effort to mitigate against, prepare for or respond to the recovery from an emergency.

*Natural disaster* includes all other extraordinary misfortunes affecting the county, natural or manmade, not included in this section in the definition of the term "enemy action."

*SARA* means the Superfund Amendments and Reauthorization Act,

*SERC* means the State Emergency Response Commission.

(Ord. No 2-94, § 3, 6-22-1994)

**Cross reference**

Definitions generally, § 1-2.

Sec. 18-32. - State Emergency Response Plan adopted.

The State Emergency Response Plan is adopted by the county board as the official program of the county for emergency management.

(Ord. No. 2-94, § 1, 6-22-1994)

Sec. 18-33. - Emergency Management Office created.

To ensure that the county and participating municipalities thereof will be prepared to cope with emergencies resulting from enemy action and from technological, natural and unnatural disasters, a county Emergency Management Office is created to carry out the policies set out in Wis. Stats, ch.323..

(Ord. No. 2-94, § 2, 6-22-1994)

**Cross reference**

Administration, ch. 2.

Sec. 18-34. - Emergency Management Committee.

A committee of no less than three members of the county board shall be appointed to regulate the Emergency Management Office (the "Emergency Management Committee"). The board chair shall chair the Committee. The Emergency Management Committee shall be an advisory and planning group to advise the Emergency Management Director and county board on all matters pertaining to emergency management.

(Ord. No. 2-94, §4, 6-22-1994)

**Cross reference...** Boards, commissions and committees, § 2-31 et seq.

Sec. 18-35. - Emergency Management Director.



The Emergency Management Director shall be appointed by, and work at the pleasure of, the Emergency Management Committee of the Vernon County Board of Supervisors.

(Ord. No.2-94, § 5, 6-22-1994)

**Cross reference**

Administration, ch. 2.

Sec. 18-36. - Emergency Management Office costs,

(a) The county board shall provide office staff and the funding necessary to carry out the functions of the Emergency Management Office.

(b) Costs of equipment and services shall be born 100 percent by the municipal government requiring such procurement, with federal matching funds procured by the Emergency Management Director, when applicable. Federal matching fund reimbursement shall be returned to the treasurer of the municipality procuring the equipment or services.

(Ord. No. 2-94, § 6, 6-22-1994)

Sec, 18-37. - Duties of the Emergency Management Director.

(a)The Emergency Management Director, subject to the policy, oversight and direction of the Emergency Management Committee, shall:

(1) Develop and promulgate emergency management plans for the county, consistent with state plans;

(2) Coordinate and assist in the development of municipal emergency management plans within the county, and integrate such plans with county plans;

(3)Administer the Emergency Management Office and any federal or state emergency relief programs available to local jurisdictions;

(4) Direct county-wide emergency training programs and exercises;

(5) Advise the state administrator of emergency management planning for the county and render such reports as may be required by the administrator;

(6) In case of a state of emergency proclaimed by the governor, direct and coordinate all county and municipal emergency management activities within the county, subject to the coordinating authority of the state administrator, and identify and implement precautionary measures to mitigate against potential hazards;

(7) Prepare, maintain and annually review local emergency preparedness plans;

(8) Develop and maintain effective relationships with the government, private and voluntary sections of the county;

(9) Establish, implement, maintain, test and evaluate the actual operational systems for responding to known threats to the county;

(10) Ensure that all emergency tasks are carried out in accordance with all applicable law, and participate in, and contribute to the legislative and regulatory process as it relates to emergency management;

(11) Develop and implement public information and public relations activities;

(12) Perform such other duties relating to emergency management as may be required by the Emergency Management Committee or the county board.

(b) The Emergency Management Director, in assuming the functions of the emergency government coordinator for the Local Emergency Planning Committee (LEPC) and designated as the coordinator of information and community emergency coordinator, shall:

(1) Develop a county-wide hazardous materials response plan and submit the plan with a completed review guide for State Emergency Response Commission (SERC) approval.

- (2) Develop off-site facility plans for each facility having the threshold planning quantity (TPQ) for an extremely hazardous substance (EHS) and submit the plans with review guides for SERC approval.
- (3) Annually publish the Section 324 official notice (pursuant to 44 CFR 324) to the public concerning information available from the LEPC.
- (4) Provide information, as requested by the public, concerning facility and LEPC activities.
- (5) Receive notifications and reports from facilities, fire services, police agencies, public officials and citizens in matters of technological and hazardous chemical accidents, and maintain files and records of such accidents in conformance with county policy.
- (6) Determine the schedule of exercises of the Superfund Amendments and Reauthorization Act (SARA) plans.
- (7) Provide the SERC with an official mailing address for the LEPC; annually submit an updated list of LEPC members, which shall include their names, group(s) represented, addresses and telephone numbers; and provide the names of the chair, vice-chair, and coordinator of information and community emergency coordinator.
- (8) When a new SERC facility computer printout is received, compare the SERC's listing of facilities in the county with the LEPC's records. Assist the SERC with updating their list.
- (9) Develop an outreach and public information program.
- (10) Annually exercise SARA plans.
- (11) Complete emergency planning grant applications on an annual basis, and submit the required information for closing out the grant by the end of each respective grant cycle.
- (12) Provide the SERC with information concerning hazardous materials response teams and equipment available from the facilities and the government.

(Ord. No. 2-94, § 7, 6-22-1994)

Sec. 18-38. - Responsibility for expenditures for services rendered.

If the governor, the county board chair or the emergency management director determines that an emergency exists, growing out of a natural or manmade disaster, any expenditures for services rendered in participating municipalities shall be paid by such municipalities.

(Ord. No. 2-94, § 8, 6-22-1994)

Sec. 18-39. - Applicant's agent.

The Director shall have the authority to execute, for and on behalf of the county, applications, assurances and agreements as and for emergency federal financial assistance available through the federal disaster assistance administration, the department of housing and urban development, the President's Disaster Relief Fund and other state and federal sources. The director shall be referred to in such capacity as "the applicant's agent." The authority granted to the director in this section shall be subject to the director's procuring prior approval for his actions from the Emergency Management Committee, except where the nature of the natural disaster or enemy action is such as to create an exigency which requires the immediate execution of such duties in light of applicable federal standards.

(Ord. No. 2-94, § 9, 6-22- 1994)

Sec. 18-40. - Intergovernmental cooperative agreement.

Municipalities in the county may execute an intergovernmental cooperative agreement with the county under Wis. Stats. § 66.0301, Execution of such agreement shall bind a municipality to participate in emergency management as set forth in this article,

(Ord. No.2-94, § 11, 6-22-1994)

Sec. 18-41. - Emergency use of vehicles.

The Director, when performing duties as such during any emergency, may operate any vehicle without regard for motor vehicle registration laws and without being subject to arrest under Wis. Stats. § 341.04, as authorized by Wis. Stats. §323.20. Any vehicle operated by the director during an emergency, whether publicly or privately owned, is a county vehicle and an authorized emergency vehicle, pursuant to Wis. Stats. § 340.01(3).

(Ord. No. 2-94, § 13, 6-22-1994)

**Cross reference**

Traffic and vehicles, ch. 66.

Sec. 18-42. - County-municipal deputy emergency government director.

(a) Any municipality within the county which adopts the ordinance from which this article is derived shall immediately appoint a municipal deputy emergency government director to operate under the administration of the county emergency government director. Any costs associated with the appointment shall be borne 100 percent by the appointing jurisdiction.

(b) The municipal deputy emergency management director, in assuming the functions of a municipal deputy emergency management director, subject to the intergovernmental cooperative agreement under Wis. Stats. §66.30, shall:

- (1) Develop, promulgate and integrate into the county plans for the operating services of the municipality.
- (2) Direct participation of the municipality and such emergency management training and exercises as may be required on the county level or by the state administrator,
- (3) Direct municipal training programs and exercises.
- (4) In the absence or unavailability of the Director, function and exercise all duties of the Director contained in this article.

(Ord. No. 2-94, § 15, 6-22-1994)

**Cross reference**

Administration, ch. 2.

Sec. 18-43. - Violations; penalties,

It is unlawful for any person to willfully obstruct, hinder or delay any member of the emergency management organization in the enforcement of any order, rule, regulation or plan issued pursuant to this article, or to any act forbidden by any order, rule, regulation or plan issued pursuant to the authority contained in this article. Any person violating any provision of this article shall be required to forfeit not less than \$100.00, nor more than \$500.00, together with the costs of prosecution.

(Ord. No. 2-94, § 10, 6-22-1994)

Chapters 19.-21 - RESERVED

Resolution # 2019-27

Title: Private Onsite Wastewater Systems Ordinance (POWTS) Amendment

WHEREAS, the Zoning and Sanitation Department recently discovered areas of the POWTS Ordinance which require clarification, and

WHEREAS, most soil conditions in the County do not support a dug earthen pit privy; and

WHEREAS, holding tanks are not allowed as a system of choice in the *county* and the Department has historically only ~~permissible~~ *permitted holding tanks* in one bedroom seasonally used structures ~~which~~ *however* this is not explicitly stated in the ordinance; and

WHEREAS, the ordinance states a privy is only allowed for a structure without plumbing; now

THEREFORE, BE IT RESOLVED, The Vernon County Zoning Committee votes to support amending the Private Onsite Wastewater Systems Ordinance as follows:

- Section 70-73. Shall be amended to replace "use with less than-150 gallons per day with "seasonally used one bedroom structure and replace "of occupancy" with "in bedrooms." "Which results in a design wastewater flow which equals or exceeds 150 gallons per day" shall be omitted.
- The entire ordinance shall be amended to remove all reference to pit privies.
- Section 70-75. (a). Shall *be* amended to add "and/or a code compliant soil absorption system or holding tank exists, and a valid sanitary permit to install such a system has been issued by the Vernon County Zoning and Sanitation Department."

Dated August 13, 2019

Submitted by Zoning Committee, Eric Evenstad Chair

## ARTICLE II. - PRIVATE ONSITE WASTEWATER SYSTEMS [\[2\]](#)

Footnotes:

--- (2) ---

Editor's note— Ord. No. 2016-3, adopted July 26, 2016, set out provisions for use herein. At the editor's discretion those provisions have been treated as replacing art. II, divs. 1—4, §§ 70-31—70-36, 70-71—70-91, 70-111—70-117, 70-141, in its entirety; and enacting a new art. II, to read as set out herein. Former art. II pertained to "Private Sewerage Systems," and was derived from Ord. No. 2000-02, §§ 1.01—1.03, 2.01—2.06, 3.01—3.13, 4.01—4.07, 5.01—5.03, 6.01—6.05; Res. No. 2004-22, adopted February 26, 2004 and Res. No. 2008-59, adopted October 14, 2008.

Division 1. - Generally

Sec. 70-31. - Statutory authority.

This article is adopted pursuant to the authorization in Wis. Stats. §§ 59.70(1), 59.70(5), 145.04, 145.19, 145.20 and 245.

(Ord. No. 2016-3, 7-26-2016)

Sec. 70-32. - Purpose.

This article is adopted to promote and protect public health and safety by assuring the proper siting, design, installation, inspection and management of private onsite wastewater systems so as to protect the health of residents and transients and to secure safety from disease, nuisance and for the protection of the groundwater and surface water resources.

(Ord. No. 2016-3, 7-26-2016)

Sec. 70-33. - Applicability.

The requirements of this article shall apply to all areas of the county not served by a public sewer approved by the department of natural resources.

(Ord. No. 2016-3, 7-26-2016)

Sec. 70-34. - Severability and waiver of liability.

Should any section, clause, provision or portion of this article be adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of this article shall not be affected thereby,

This article shall not create a liability on the part of, or a cause of action against, the county or any employee thereof for any private sewage system which may not function as designed. There shall be no liability or warranty for any site which is approved or denied.

The issuance of a sanitary permit and the final inspection of such a system does not warrant the system's function, nor is there a guarantee that the system is free of defects or that all aspects of the system comply to statute or administrative code requirements.

(Ord. No. 2016-3, 7-26-2016),  
Sec. 70-35. - Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

*Assistant sanitarian/zoning administrator* means a person appointed by the county zoning committee and the sanitarian/zoning administrator to administer and enforce this article.

*Building.* See the definition of the term "structure" in this section.

*Certified soil tester (CST)* means an individual who holds a valid certified soil tester license as issued by the state department of safety and professional services.

*Conventional private sewage system* means a non-pressurized private sewage system, consisting of a septic tank and an in-ground soil absorption component, with gravity distribution or dosing of effluent.

*County sanitary permit* means a permit issued by the county for the reconnection of a private sewage system or the installation of a non-plumbing sanitation system, pursuant to Wis. Stats. §§ 59.70 and 145.04 and Chapters SPS 381-387 and SPS 391, Wisconsin Administrative Code.

*Department* means the county zoning department.

*Failing private sewage system* has the following meanings:

- (1) Those specified under Wis. Stats. § 145.245(4).
- (2) A holding tank which discharges sewage to the ground surface, including intentional discharges and discharges caused by neglect,
- (3) A POWTS system that has less than the minimum of in-situ soil between the infiltrative surface of the POWTS or privy and high groundwater, a limiting layer that may adversely affect the operation of a POWTS system or bedrock pursuant to SPS 383.03(2)(b), Wisconsin Administrative Code.

*Habitable structure* means a structure occupied as a dwelling or sleeping place, whether intermittently or as a principal residence.

*Modification in wastewater flow or contaminant load* means the occurrence of a modification in wastewater flow or contaminant load:

- (1) In public buildings, facilities or places of employment, when there is a proposed change in occupancy of the structure, or the proposed modification affects either the type or number of plumbing appliances, fixtures or devices discharging to the system; and
- (2) In dwellings, when there is an increase or decrease in the number of bedrooms.

*Non-plumbing sanitation system* means sanitation systems and devices within the scope of Wis. Admin. Code SPS 391, which are alternatives to water-carried waste plumbing fixtures and drain systems, including, but not limited to, incinerating toilets, composting toilets and privies.

*Occupancy* pertains to, and is the purpose for which, a building is used or intended to be used. A change in occupancy is not intended to include a change of tenants or proprietors, but is intended to apply when the number of employees or occupants is increased

*Occupancy, seasonal* pertains to the human habitation or occupancy of a structure for less than six months in any year and for periodic use such as a recreational cabin or cottage.

**Pit privy** means a privy with a subsurface storage chamber which is not watertight.

*Plumber* means a person licensed by the state department of safety and professional services as a master plumber or master plumber-restricted services.

*Portable restroom* means a self-contained portable unit that includes fixtures, incorporating holding tank facilities, designed to contain human excrement.

*Private sewage system* and *private on-site wastewater treatment system (POWTS)* have the meaning given under Wis. Stats. § 145.01(12).

*Privy* means an enclosed non-portable toilet into which non-water carried human wastes are deposited.

*Rebuilt* or *rebuilding* means the construction which takes place after a structure is demolished or damaged by fire, wind or other natural disaster.

*Sanitarian/zoning administrator* means a person appointed by the county zoning committee to administer and enforce this article.

*Sanitary permit* means a county sanitary permit or a state sanitary permit, or both.

*Septic tank* means an anaerobic treatment tank.

*State* means the state department of safety and professional services.

*State sanitary permit* means a permit issued by the department for the installation or modification of a private sewage system, pursuant to Wis. Stats. §§ 145.135 and 145.19.

*Structure* means anything constructed or erected, the use of which requires a location in or on the premises, or any other attachment to something having a permanent location on the ground, which includes, but is not limited to, objects such as buildings, factories, sheds, cabins, mobile homes, gas or liquid storage tanks, bridges, culverts, decks, satellite dishes or swimming pools. Also included are items of personal property that may have been designed as transportable or as a vehicle, but stand in a seasonal or permanent location for storage or intermittent human habitation. Such incidental structures may include, but are not limited to, truck campers, travel trailers, park or model units, buses and motor homes.

*Vault privy* means a privy with a subsurface storage chamber that is watertight.

(Ord. No. 2016-3, 7-26-2016)

**Cross reference**— Definitions generally, § 1-2.

Secs. 70-36—70-70. - Reserved.

DIVISION 2. - MINIMUM STANDARDS

Sec. 70-71. - Compliance.

- (a) All structures or premises in the county that are permanently or intermittently intended for human habitation or occupancy, which are not serviced by a public sewer, shall have a system for holding or treatment and dispersal of sewage and wastewater and which complies with the provisions of this article.
- (b) The private sewage system for newly constructed structures or structures requiring a reconnection permit shall be installed, inspected and approved before the structure may be occupied.

(Ord. No. 2016-3, 7-26-2016)

Sec. 70-72. - Incorporation of provisions by reference.

- (a) This section incorporates, by reference, the following rules, regulations and laws, as set forth in such statutes and the Wisconsin Administrative Code, governing the location, construction and use of private sewage systems:
  - (1) Wis. Stats. § 59.70(5);
  - (2) Wis. Stats. chs. 145 and 281;
  - (3) Wis. Stats. §§ 146.22 and 968.10;
  - (4) Wis. Admin. Code SPS chs. 381—385; and SPS 391;
  - (6) Wis. Admin. Code NR chs. 113 and 116.
- (b) Such rules, regulations and laws shall apply until amended or renumbered and then shall apply as amended or renumbered.

(Ord. No. 2016-3, 7-26-2016)

Sec. 70-73. - Limitations.

- (a) All domestic wastewater shall enter a private sewage system unless otherwise exempted by the state or this article. When would be exempt this?
- (b) Any private sewage system, or portion thereof, installed within a floodplain shall comply with all applicable requirements of Wis. Admin. Code NR Ch. 116 and chapters 26 and 50 of this Code.
- (c) Installation of a holding tank is prohibited if any other type of private sewage system permitted by Wis. Admin. Code SPS 383 may be utilized. Any other type of private sewage system shall be construed to mean a conventional, in ground pressure, at grade or mound system.
- (d) A sanitary permit for the installation of a holding tank, or which designates a holding tank as a replacement system, shall not be issued unless a soil and site evaluation determines that the property is unsuitable for any other type of system permitted by Wis. Admin. Code SPS 383, except as provided in subsections (a) and (b) of this section. The department may waive the soil and site evaluation upon visiting the site.
  - (1) A temporary holding tank may be installed when a public sewer, approved by the department of natural resources, will be installed to serve the property within two years of the date of issuance of the sanitary permit. In addition to items required in section 70-78, an application for a sanitary permit to install a temporary holding tank shall include written statements from the:

- a. Municipality or sanitary district, verifying the date that the public sewer will be installed and available to serve the property;
  - b. Department of natural resources, verifying approval of the public sewer; and
  - c. Property owner, agreeing to connect to the public sewer when it becomes available and to abandon the temporary holding tank.
- (2) If a public sewer does not become available within two years of the date of issuance of the sanitary permit, the holding tank must be replaced with another type of system recognized by Wis. Admin. Code SPS 383.
- (3) A holding tank may be installed to serve a use with a design wastewater flow of less than 150 gallons per day. In addition to items required in section 70-78, an application for a sanitary permit to install a holding tank to serve a ~~use with less than 150 gallons per day~~ **seasonally used one bedroom structure** shall include a written statement from the property owner, agreeing to install another type of system if any change of occupancy in **bedrooms** or use occurs. ~~which results in a design wastewater flow which equals or exceeds 150 gallons per day.~~
- (e) When a failing private sewage system is identified, it shall be brought into compliance with current code requirements, replaced with a code compliant system or its use discontinued within the period of time required by department order.
- (f) Building sewers for new construction shall exit the building so that a minimum of 18 inches of soil cover above the sewer can be provided without placing soil within eight inches of unapproved building materials. (Note: If untreated lumber is used for framing and sheeting, the top of the building sewer must exit at least 26 inches below the top of the foundation.)

(Ord. No. 2016-3, 7-26-2016)

Sec. 70-74. - Abandonment.

- (a) When public sewers approved by the department of natural resources become available to the structure or premises served, the private sewage system shall be disconnected within one year and a connection made to the public sewer. Determination of whether such sewer is available shall be made by the local sewer service entity. Abandonment of the disconnected private sewage system shall be done in accordance with the provisions of Wis. Admin. Code SPS 383.
- (b) The components of an existing private sewage system that are not part of the approved design of a replacement system shall be abandoned at the time of the installation of the replacement system by the plumber installing the system. The abandonment shall comply with Wis. Admin. Code SPS 383.

(Ord. No. 2016-3, 7-26-2016)

Sec. 70-75. - Non-plumbing sanitation systems.

- (a) A privy is allowed only when the building served by the privy is not provided with plumbing and/or a code compliant soil absorption system or holding tank exists, and a valid sanitary permit to install such a system has been issued by the Vernon County Zoning Department. A building or structure that has internal piping or has been "roughed in" with piping shall be considered to have plumbing.
- (b) Location:  
~~Pit and~~ **Vault** privies shall not be erected within:



- (1) Fifty feet of any well, stream or lake;
  - (2) Ten feet of a door or window of any building;
  - (3) Ten feet from the line of any street or public thoroughfare;
  - (4) Twenty-five feet of any lot line; and
  - (5) Meet the Shoreland setback of Wisconsin Administrative Code NR115.
- (c) Permit, fee, and agreement.
- (1) Prior to the installation of a privy, a property owner shall obtain a county sanitary permit for the privy and pay the applicable fee.
  - (2) Prior to the issuance of a sanitary permit, the property owner must sign a privy installation agreement and have it recorded in the register of deeds' office.
- ~~(d) Soil boring requirements.~~
- ~~(1) If a property owner wishes to construct a pit privy, a soil boring must be evaluated by a certified soil tester to assure that the bottom of the proposed excavation is a minimum of three feet above a limiting soil factor (i.e., high groundwater, bedrock, mottling, etc.). This information shall be submitted to the county on a soil and site evaluation form. Where the soil tester determines that there are no suitable soils for a pit privy, a vault privy shall be installed.~~

**(d)** Vault requirements.

- (1) Vaults used for privies shall be an approved sewage/treatment tank as listed in the most current department of safety and professional services product approval register.
- (2) Minimum capacity.

No privy shall be permitted that has a capacity of less than 200 gallons.

Motion by Evenstad, 2<sup>nd</sup> by Mitchell. Ashley Oliphant explained sec 70-73 based seasonally used bedroom structure. And 3<sup>rd</sup> whereas change permissible to permitted. Put period after 70-75 (a). And add shall be. Motion by Evenstad 2<sup>nd</sup> by Leis for amendments. Sec 70-75 (b) remove pit and to vault privies. Past ones are grand fathered. Motion by Evenstad, 2<sup>nd</sup> by Brault to amend 3<sup>rd</sup> Whereas, Whereas, holding tanks are not allowed as a system of choice in the County, and the Department has historically only permitted holding tanks in one bedroom seasonally used structures, however this is not explicitly stated in the Ordinance. Resolution as amended carried all.

Resolution # 2019 - 28

**Title: Vernon County Zoning and Sanitation Fee Amendments**

**WHEREAS**, the Zoning Committee reviewed the fee structure of the Zoning and Sanitation Department; and

**WHEREAS**, permit fees are set and amended from time to time by the Zoning Committee, set by resolution separate from the ordinance; and

**WHEREAS**, the Vernon County Finance Committee has implemented a zero tax levy increase policy for 2020 creating a Zoning Department budget shortfall; now

**THEREFORE, BE IT RESOLVED**, The Vernon County Zoning Committee votes to support adjusting Zoning and Sanitation fees as indicated below, and forwards the resolution for consideration by the County Board.

Sanitary Permits	2020 Fee
Mound, At-Grade, In-Ground Pressure, Conventional	\$500
Holding Tank (includes review fee)	\$500
Privy Permits	\$200
Reconnection	\$250
Land Use Permits	
Floodplain	\$100
Shoreland	\$50
Wetland	\$50
Conditional Use Permits	
New Mobile Service Support Structure and facilities, and Class 1 Collocation	\$3000
Class 2 Collocation	\$30
Other Fees	
Wisconsin Fund Grant Application	\$200
Soil & Site Evaluation Filing Fee	\$150
Pump/Inspection Report Admin Fee	\$15/\$5
Permit Renewal Fee	\$100
Inspection/Site visit (not required)	\$25
After the fact permit fees	Double original fee
BOA	\$250
New Fees	
Late Pump/Inspection Report Admin Fee	\$30/\$10
Reinspection Fee	\$25
Failure to Schedule	\$25
Failure to Notify of Install	\$50

Dated August 13, 2019

Submitted by Zoning Committee, Eric Evenstad, Chair

Motion by Redington, 2<sup>nd</sup> by Running. Motion by Henry for the after the fact permit to triple original price and quadruple price. 2<sup>nd</sup> by Brault. Voice vote. Amendment failed.

Amelse asked why failure to schedule and notify to install has a fee because many do not notify. Voice vote all yes, carried. Resolution approved by the County Board on September 17, 2019.

Resolution # 2019 – 29

Title: Revision of County Board Rules

**WHEREAS**, the Vernon County Board of Supervisors has published and follows rules in its document titled *Rules of the Board*; and,

**WHEREAS**, the Vernon County Legal Affairs Committee decided at its last regularly scheduled meeting on September 3, 2019 to make the following recommendation for revision to the *Rules of the Board*:

*See attachment; recommended additions are reflected with underlining and recommended deletions are reflected with a strikethrough; and,*

**WHEREAS**, the Vernon County Board of Supervisors has determined that the recommended change to the *Rules of the Board*, regarding the definition of the Legal Affairs Committee should be made to clarify and confirm the authority, duty and powers of the Committee; and,

**WHEREAS**, the Vernon County Board of Supervisors has determined that the recommended change to the *Rules of the Board*, regarding the assumption by the Vice Chair of the duties of the Chair when the Chair is unable to perform said duties and regarding the creation of a second Vice Chair; and,

**WHEREAS**, Vernon County Board of Supervisors has determined that the recommended change to the *Rules of the Board*, regarding the renaming of the Emergency Government Committee to the Emergency Management Committee should be made to reflect current statutory and ordinance language; and,

**NOW, THEREFORE, BE IT RESOLVED** that the Vernon County Board of Supervisors does hereby adopt the changes to the *Rules of the Board* in the form as recommended by the Legal Affairs Committee and as attached hereto.

Dated: September 3, 2019.

Submitted by Legal Affairs Committee Mike Leis, Chair.

Adopted by Vernon County Board of Supervisors on September 17, 2019.

Vernon County Board of Supervisors

#### **RULES OF THE BOARD**

##### **County Board Supervisors:**

Are dedicated to the democratic ideals of honesty, openness and accountability in all matters involving County government;

Are willing to accept responsibility for decision-making that can affect many;

Understand the County's mission, priorities, challenges, needs and demographics;

Understand the difference between governance and management and accept that their role is to set policy while management carries out policy;

Understand the importance of distinguishing between personal opinions and County Board positions when communicating with the public and the media, exert a good faith effort to communicate the full truth about County matters and avoid structuring information to achieve a personal advantage;

Are good listeners and will speak to issues, but also recognize when discussion must conclude, and a decision must be made;

Are committed to building community partnerships;

Actively practice and support stewardship of the County's fiscal and natural resources by supporting public policy for the best use of land, water and air consistent with the public interests, community need and a vision for the future and adopt fiscal policies that promote the most effective, efficient and ethical use of public funds;

Perform the duties of their office with fairness and impartiality to build public confidence in government;

Support the principle of equal employment and oppose discrimination in all County operations;

Strive to seek and consider citizen input; and

Strive for excellence through continuous learning, seek opportunities to acquire skills and knowledge, and dedicate the time necessary to adequately attend to the assignments and duties of the office.

### **1. County Board Officers**

The County Board officers shall be elected by a Board majority at its organizational meeting after the spring election. The County Clerk will run the meeting until a Board chair is elected.

Board officers are Chair, First Vice Chair and Second Vice Chair.

The Board officers may be removed anytime by a majority vote of Board members. Committee Chairs and members may be removed anytime by the Board Chair.

The duties of the Board Chair, First Vice Chair and Second Vice Chair are defined in state statute 59.12. A few examples follow:

- The Chair will appoint supervisors to committees and select officers.
- The Chair will set the agenda and run the County Board meetings.
- The Chair will expedite all measures directed by the Board.
- The First Vice Chair will assume the duties of the Chair if the Chair is unable to perform them.
- The Second Vice Chair will assume the duties of the Chair if both the Chair and First Vice Chair are unable to perform them.

#### **a. Duties and powers of the Board Chair during a state of emergency:**

The Chair will, when appropriate and pursuant to Wis. Stat. § 323.11 and the Vernon County Emergency Operations Plan (adopted Nov. 3, 2017 and revised Feb. 1, 2018), Annex A, III.A, Proclaim a Local Disaster in times of emergency. Pursuant to Wis. Stat. S 323.14(4), the Chair may so proclaim without a meeting of the Board of Supervisors, if the emergency is such that the Board is unable to meet promptly. Pursuant to Wis. Stat. § 323.14(4)(b), if the Chair does so Proclaim prior to a meeting of the Board of Supervisors, at the next soonest available time to meet, the Board of Supervisors shall review the Proclamation and may ratify, alter, modify or repeal the same. Any subsequent action taken by the Board shall not affect the prior validity of the Proclamation.

### **2. Organization of the Board**

The following standing committees shall be appointed by the chairman:

Aging Advisory

Building & Facilities Planning

Emergency Management

Finance

Health

Hidden Valleys

Land Information

Law Enforcement

Legal Affairs/**Land Sales-Valuation Study**

Library Systems

Personnel

Revolving Loan

Economic Development Loan

Solid Waste Management

Technology

Tourism, Promotion and Economic Development

Veterans Services

Zoning

Zoning Board of Adjustment

The Chair shall also appoint members of several Boards and commissions on which the Board is entitled to representation, and such special committees and advisory Boards as may be required or the Board may direct.

When a County Board member is elected or appointed to a committee, Board, or commission as a representative of the County Board, and leaves the County Board prior to the expiration of the normal term on such committee, Board, or commission, that individual's membership on such committee, Board, or commission shall expire on the date he or she ceases to be a County Board member. The resulting vacancy on the committee, Board, or commission shall be filled by another County Board member, for the unexpired portion of the regular term, in the same manner as the original member was chosen. In the event this rule conflicts with any state or federal law or requirement, the state or federal policy shall prevail.

No Committee will have more than five elected County Board Supervisor members except the Human Services Committee. Members may serve on only one elective committee.

a. Duties of elective committees shall be as follows:

**Highway:** This committee is required by Wisconsin Statutes Section 83.015, and shall have responsibility for all matters pertaining to County highways as specifically detailed in the above designated statute. The committee shall consist of five members. There shall be at least one member from each of the East, Central, and Western districts of the County and two at large members.

**Land Conservation:** This committee is required by Wisconsin Statutes Section 92.06, and shall also function as the Agricultural and Extension Committee. It shall have responsibility for all matters pertaining to land conservation, as outlined in the above mentioned statute, and all matters pertaining to the University Extension program in the County. This committee shall also have responsibility for the administration and governing of the County park system and recommending improvements and budgetary requirements to the County Board. The committee shall consist of five members of the Board and one member appointed by the Farm Service Agency pursuant to Ch. 92, Wis. Stats.

**Human Services/Aging:** This committee is required by Wisconsin Statutes Section 46.23 (4) and shall have responsibility for all Human Services programs as specified in the several subsections of the above mentioned statute. Supervision of all County programs for senior citizens, including nutrition and transportation. The committee shall consist of six Board members and three citizen members. Two Board members and one citizen member shall be elected each year for a three year term, with no one serving more than two terms without a one year absence before another term.

**Vernon Manor:** This committee shall oversee the operation and management of the Vernon Manor County Nursing home. The committee shall consist of three Board members and two citizen members. They shall serve three year terms which expire on the third Tuesday in April.

b. Duties of standing committees shall be as follows:

**Finance:** To audit all accounts of the County not otherwise provided for, to make the tax levy, to formulate a tentative annual budget, to present recommendations on matters involving County finances, to review and authorize, in cooperation and consultation with the County Treasurer, all investments of County funds, and to perform such other duties as the County Board may from time to time prescribe.

**Personnel:** To consider all matters of labor relations regarding County employees, and to maintain the various necessary insurance programs for its employees, and to enter into negotiations with the unions representing said employees, if any, with respect to wages and working conditions, and to recommend a scale of salaries for County officers and other non-union County employees.

**Law Enforcement:** To act with the Sheriff relative to matters pertaining to the Sheriff's office, to have the right and power to employ and discharge traffic officers and a radio operator, with the consent of the approval of the Sheriff, and to recommend a budget annually to provide for proper maintenance and repair of equipment, purchase of necessary additional or replacement equipment, and provide salaries for department personnel.

**Emergency Management Supervision** of all matters pertaining to County emergency management.

**Building & Facilities Planning:** To supervise upkeep, repair, renovation, disposal, or construction of County governmental buildings and adjacent grounds: and to make recommendations to the Board regarding County owned land, buildings and facilities, and programs and related matters.

**Tourism Promotion and Economic Development Committee:** To work with other public and private entities to promote the County in a coordinated manner and to oversee the budget and accounts of the Vernon County Tourism Council or other entities working in the areas of tourism and economic development. Supervisors appointed to federal state or regional committees shall report to this committee a minimum of two times per year.

**Health:** To supervise matters pertaining to all areas of County health. This committee also acts as the County Board of Health pursuant to sec. 251.04, Wis. Stats.

**Zoning:** To consider matters pertaining to County zoning, make recommendations where appropriate and to deal with such other zoning matters as the Board may from time to time direct.

**Legal Affairs/Land Sales- Valuation Study:** To monitor the County's legal affairs and consult from time to time with the County District Attorney and courts as the committee and/or Board deems necessary. To review, make recommendations on and pass through to the County Board potential ordinances originating in other committees. To consider and make recommendations to the County Board on changes in the rules of the County Board from time to time as may be needed. To maintain the various necessary insurance programs for protection of the County. This shall also be the home committee for Corporation Counsel. To review, modify, approve and recommend to the County Board proposed changes to the Municipal Code of Ordinances as the Committee determines in its discretion is appropriate. To review and approve of any settlement to pending or likely litigation prior to the relevant depart finalizing said settlement or litigation.

Additionally to assist the County treasurer in the collection of delinquent taxes, to sell at public or private sale all the lands and properties acquired by the County by tax deed or pension liens, all deeds to be made by the County Clerk. To review the equalized valuation of both real and personal property in the several towns, villages and cities of the County upon the recommendations of the Wisconsin Department of Revenue, to determine the correctness of such recommendations, and to recommend to the Board such actions as may be appropriate.

**Aging Advisory Committee:** To assist and make recommendations to aging committee.

**Veterans Service:** To supervise the work of the Veterans Service Officer and monitor proper administration of all programs of benefit to veterans in the County.

**Solid Waste Management:** Develop and administer a County wide solid waste management program.

**Zoning Board of Adjustment:** To act pursuant to Section 59.694, Wis. Stats.

**Land Information:** This committee is organized pursuant to sec. 59.72 Wis. Stats. The committee provides general guidance, oversight, and planning for land record modernization and related GIS development activities. The committee ensures that the County is complying with its Land Record Modernization Plan as required by the Wisconsin Land Information Program (WLIP). The committee establishes and recommends County policies pertaining to land records, approves budgets and expenditures from WLIP retained recording fees, related grant funding and other land record and mapping funds that may be available. The committee shall also coordinate all activities with other County departments which may be affected by the land information system. The committee shall deal with other concerns involving land information or records which may arise or be assigned. The committee shall consist of five supervisors, the Register of Deeds, Treasurer, Zoning Administrator,

Sheriff, County Conservationist and a citizen member. The named department heads may designate an alternate from their department to serve in their position.

**Economic Development Loan Committee:** To develop, administer and approve loans for promotion of economic development for the benefit of the County. This Committee shall consist of five supervisors and four community representatives. Reasonable efforts shall be made to appoint a community representative from each of the following: the banking industry, real estate industry and a local business owner. This Committee shall also service all existing loans of the defunct Revolving Loan Committee.

**Information Technology Committee:** To provide supervision and oversight of the Vernon County Technology Department. To coordinate and maintain the use of technology within County departments as well as interfacing electronic systems to the public in a fiscally responsible manner, including but not limited to computers and related hardware devices, software, technology services and telecommunications.

**c. Advisory Committees:** Advisory committees shall be used from time to time to assist the Board Chair, other committees, or departments. Advisory committees shall not have the authority to bring matters before the Board without going through the Board Chair, the oversight committee or department home committee. Every committee designated herein shall follow these rules of public participation and conduct for that committee. These rules will be posted on the Clerk's bulletin Board and available at committee meetings and printed on their agendas.

#### **d. Guidelines for Public Participation at Committee Meeting**

Public participation must be limited to the "Audience to Visitors" agenda line unless a request is made at that time to speak during a different agenda line and is authorized by the Committee Chair. Please state name and address.

Please limit comments to four (4) minutes.

Please state subject to be presented.

Personal attacks or comments are out of order and will be so ruled by the chair.

Questions may be presented and become part of a discussion or agenda item at the next committee meeting if requested and appropriate for committee discussion and action.

No action will be taken on public participation comments during the "Audience to Visitors" agenda line. Items for discussion may be placed on a future Board agenda.

Committee members may respond to questions or information requests personally or in writing following the meeting.

### **3. Procedural Rules**

**a. Robert's Rules:** All meetings will be conducted using parliamentary procedures as defined by Webster's New World Robert's Rules of Order Simplified and Applied, 2nd Edition.

At the appointed time the chair shall call the Board to order, the Clerk shall call the roll of members in order by districts, marking the stated times. In the absence of the chair, the vice chair shall perform the duties of that office. Should it appear that no quorum is present, the Board shall adjourn until a stated time. In the absence of both the chairman and vice-chairman, the Board shall elect a chairman pro tem.

A majority of the members of the Board shall constitute a quorum to conduct business. A number less than a quorum may adjourn from time to time in the event of absence, excused departure or other circumstances.

A special session of the Board may be called on petition of a majority of the members to the County Clerk or by the County Board Chair.

The Board shall be the judge of the election returns and qualifications of its members. The order of business shall be as follows:

1. Roll call of members.
2. Reading/waiver of the reading/approval of the minutes of previous meetings.

3. Presentation of petitions.
4. Presentation of resolutions.
5. Presentation of ordinances.
6. Presentation of remonstrance and memorials.
7. Report of standing or elective committee.
8. Report of special committees.
9. Consideration of unfinished business.

All petitions, resolutions, ordinances, remonstrance, and accounts, when presented, shall be read at length or displayed on the screen, unless otherwise ordered.

All appropriations for moneys shall be voted upon by ayes and nays by roll call of the Clerk. The ayes and nays may be called for on any question by any member present. The ayes and nays when taken on any question shall be entered at length in the proceedings of the Board.

Any member excused from voting shall not participate in any discussion on the matter. Every member present, when a question is put, or upon roll call, shall vote, unless for special cause the Board shall excuse them, but it shall not be in order for a member to be excused after the Board has commenced voting. A member shall be excused by the Chair based on absence, conflict or abstention and the request should be made prior to the commencement of discussion or as soon as the conflict or need for abstention becomes apparent.

Every member, previous to speaking, shall address the chairman and shall not proceed until recognized by the chairman. They shall confine themselves to the question under debate and avoid personalities. They shall not be interrupted except by call to order. Each speaker shall be limited to four minutes.

When a member is called to order they shall take their seat and not proceed except in explanation, until it shall have been determined by the chair whether they are in order or not. The chairman's decision, on points of order shall be subject to an appeal to the County Board. All amendments to any document before the Board shall be reduced to writing by the Clerk before the Board action is taken.

The official postings for meetings shall be in no less than three (3) of the following: WVRQ radio station, bulletin board on the first floor of the courthouse annex, the city halls of Westby and Hillsboro as well as the village hall of Stoddard, the Vernon County website ([www.VernonCounty.org](http://www.VernonCounty.org)) and the Vernon Broadcaster. All Board and committee meeting agendas and approved minutes will be posted on the Vernon County website. Agendas, and all amended agendas, shall be sent to [agendas@vernoncounty.org](mailto:agendas@vernoncounty.org) for posting to the website. Approved meeting minutes, along with the next scheduled meeting date shall be sent to [minutes@vernoncounty.org](mailto:minutes@vernoncounty.org) for posting.

When possible all resolutions, petitions, ordinances, shall be reduced to writing and presented to the County Clerk at least fourteen (14) days before the published meeting date of a County Board meeting. Resolutions from committees need only the signature of the Committee Chair and/or their designee and a report of the vote by the committee.

All requests by the general public to have an item placed on the agenda shall be reduced to writing and presented to the Clerk at least fourteen (14) days before the published date of a County Board meeting.

Non-County Board Persons (except staff) shall not be allowed to address the Board unless such person has made a request in writing to the Board Chairperson at least one (1) day before the date of the meeting of the Board or if the Board chair feels the information the non-Board person has is germane to the question before the Board. The request to speak shall state the subject to be addressed. Speakers approved under this rule shall be limited to three (3) minutes. This rule shall not apply during public hearings conducted while the Board is acting as a committee-of-the-whole.

The Vernon County Board of Supervisors, upon motion made by the Board Chair, shall review any action taken, any approval of action to be taken or any failure to act, by any committee of the Board so long as said motion is made within fourteen (14) days of the Committee Meeting wherein



such action, approval of action or failure to act occurred. The Board may act on, retract, reverse or modify any such action, approval of action or failure to act reviewed under this Rule. This Rule shall not apply to approval of any action taken by a Committee with regard to payment of debts of said Committee.

The committees of the Vernon County Board of Supervisors may, at the election of the respective Committee Chair, request that the Board Chair comprise part of the quorum of the respective committee at any meeting of said committee, granting the Chair the same authority of a regular member during such meetings.

The committees of the Vernon County Board of Supervisors shall provide a written draft of the Minutes of a committee meeting to the Vernon County Clerk's Office within seven (7) days of said committee meeting.

**b. Electronic Attendance at County Board Meetings** County Board members MAY NOT attend the Full County Board electronically/telephonically.

**c. Electronic Attendance at Committee Meetings** Teleconference calls, video chats, or other similar methods are an acceptable means of participation by committee members in committee meetings but are not the preferred means of participation. Teleconference calls may not be used by any members in meetings that require public input or when complex plans, drawings, and charts are displayed and explained. Other electronic communications, such as video chats, may be used in these meetings at the discretion of the Committee Chair. These means of participation in meetings should be used sparingly and are limited by the rules set forth herein. A committee member participating electronically/telephonically may participate in a meeting, but may not vote. A committee member participating by this means cannot be counted in determining whether a committee has a quorum. Unless an emergency, a committee member shall make a request to the Committee Chair to participate electronically/telephonically no later than three (3) days in advance of the meeting.

Only one committee member may participate telephonically in a meeting. Additional members may participate by other means at the discretion of the Committee Chair.

The Committee Chair is authorized to sign the participation sheet with the phrase "participated electronically/telephonically."

A committee member who participates electronically/telephonically shall be solely responsible for the cost, if any, of such participation, and at no time shall Vernon County be responsible for payment of any such cost. The participant will receive a per diem allowance for participating electronically/telephonically.

A two-thirds vote of the members of the Board is only required for budget alterations or contingency fund revisions.

Voting - two-thirds vote to purchase or sell land or buildings, excluding Quit Claim Deeds.

**d. Bonding Issues Before the Board** Wis. Stat. 67.045 sets forth the debt issuance requirements for borrowing of money for building projects for municipalities as well as counties.

**e. Supermajority Votes of the County Board** In most cases, adoption of a motion on the floor of the County Board requires a simple majority vote, i.e. more than half. From time to time, though, state statutes and parliamentary authorities subject the County Board to a higher threshold. Rather than a simple majority, these motions require at least a two-thirds (2/3) vote or even a three-fourths (3/4) vote for approval.

The following tables list examples of the actions requiring a supermajority vote. There is no attempt to describe any procedures that need to be followed prior to these actions being taken. It often takes more than simply adopting a motion at a County Board meeting for a Board action to be legal. For example, while it is true that the vote requirement for removing certain County officers is two-thirds, the Board would first need to comply with Wis. Stats. 17.16, which contains the procedures that must be followed.

<b>Motions requiring 2/3 Majority</b>	<b>Statute</b>
Removal from office of the county clerk, county treasurer, county surveyor, or county board supervisor.	17.09(1)
Removal from office of county officers appointed by the county board.	17.10(2)
Make application to withdraw land from county forest program Appeal an application, And, pass a resolution approving the withdrawal	28.11(11)(a)1 28.11(11)(a)4 28.11(11)(a)6
Changes or amendments to a previously adopted budget	65.90(5)(a)
Withdrawal from a public library system.	43.18(1)(am)
Removal for misconduct or neglect of a trustee of a county institution.	46.18(3)
Removal of a county social services board member appointed by the county board.	46.22(1m)(c)2
Removal of a member of a county human services board.	46.23(4)(c)1
Removal of a member of a county community programs board.	51.42(4)(a)1.a
<b>Motions Requiring ¾ Majority</b>	<b>Statutes (s)</b>
Change in restricted use of land.	27.065(15)
Financing harbor improvements through bonds or notes.	30.35(1)
Amendment or repeal of previously adopted ordinance related to fixing the number of deputy sheriffs and their salaries	59.26(8)(d)
Bypassing bidding requirements for certain public works projects done directly by the county.	59.52(29)(a)
When protest filed against a proposed zoning ordinance amendment.	59.69(5)(e)5g
One of the ways that a county can meet the conditions to issue debt	67.045(1)(f)

Compiled by Dan Hill, Local Government Specialist.  
Reviewed by Philip Freeburg, Local Government Law Educator.

	<b>Statute (s)</b>
Removal of a County Developmental Disabilities Services Board member appointed by the County Board	51.437(7)(a)1
Fix the compensation of the Board members to be next elected Discontinue furnishing abstracts	59.10(3)(f)
Discontinue furnishing abstracts	59.44(5)
Purchase membership in an association of County Boards	59.52(22)
Authorization to take certain actions related to public transit in counties	59.58(3)(i)
Amending a zoning ordinance in an airport affected area	59.69(5)(e)5m
Removal of a Solid Waste Management Board member appointed by the County Board	59.70(2)
Financing harbor improvements	30.34(3)(b)
Withdrawal from a regional planning commission.	66.0309(16)
Authorization to expend in excess of funds available or appropriated.	66.0607(7)
Relief from conditions of gifts and dedications	66.1025(1)
Declaration as premier resort area.	66.1113(2)(a)

Compiled by Dan Hill, Local Government Specialist.  
Reviewed by Philip Freeburg, Local Government Law Educator.

Motion by Mitchell, 2<sup>nd</sup> by Call. Swayne stated formatting not completed. Under County officers add 2<sup>nd</sup> Vice, Emergency Management committee, Revolving Loan to Economic Development Loan, Legal Affairs add three lines page 3 bottom. Personnel add for employee's, on electronic or telephonically vote change Committee member can attend, vote and count for a quorum, 2<sup>nd</sup> Amelse. Carried all. Motion by Leis, 2<sup>nd</sup> by Running to not allow electronic attendance for closed session. Strudthoff stated this also protects members from accusations. Voice vote on amendment Passed – No closed session attendance. Motion by Amelse, 2<sup>nd</sup> by Brault to change Information Department name to, Information Technology Committee. Voice all, Carried.

Resolution #2019 – 30

Title: Approval of the Vernon County Land and Water Resource Management Plan

**WHEREAS**, in 1997 Wisconsin Act 27 and 1999 Wisconsin Act 9, amended Chapter 92 of the Wisconsin Statutes, requiring Counties to develop 5-year Land and Water Resource Management Plans; and,

**WHEREAS**, in November 1998 the Vernon County Board of Supervisors passed Vernon County's first Land and Water Resource Management Plan; and,

**WHEREAS**, in June 2004 the Vernon County Board of Supervisors passed an updated Vernon County Land and Water Resource Management Plan; and,

**WHEREAS**, this plan was prepared to foster and support a locally led process that improves decision-making, streamlines administrative and delivery mechanisms, and better utilizes local, state, and federal funds to protect the County's land and water resources; and,

**WHEREAS**, the Wisconsin Land and Water Board and the Wisconsin Department of Agriculture, Trade, and Consumer Protection have recently provided guidance that allow plans written for a 10 year period, with a renewal process after five years;

**NOW THEREFORE BE IT RESOLVED**, the Vernon County Board of Supervisors approves the 2019 Vernon County Land and Water Resource Management Plan.

Submitted by Land and Water Conservation Committee, Will Beitlich, Chair

Motion by Larson, 2<sup>nd</sup> by Eggen. Ben Wojahn explained this needs to be approved every 10 years. Voice vote all yes.

Adopted by the Vernon County Board of Supervisors on September 17, 2019.

Resolution # 2019 – 31

Title: 2019 Ho Chunk funds for flood recovery for townships in Vernon County/extension amendment

**WHEREAS**, Vernon County have been significantly impacted by the repetitive and historic flooding that have led to federal disaster declarations in the years of 2004,2007,2008,2010 (twice, 2013,2016,2017 and 2018, and;

**WHEREAS**, Townships have had repetitive damages to road, and;

**WHEREAS**, FEMA/WEM requires a local match of 12.5 percent, and

**WHEREAS**, The Vernon County Board of Supervisors approve \$10,000 per township in Vernon County, not to exceed a total of \$210,000 at the June 4, 2019 meeting.

**WHEREAS**, Townships are still working with FEMA for road damages for 2018 and contracts are still forthcoming.

**NOW, THEREFORE BE IT RESOLVED**, the Vernon County Board of Supervisors extends the date for Townships to apply from September 1, 2019 to December 31, 2020.

Dated September 17, 2019

Submitted by the Finance Committee, Ole Yttri, Chair

Motion by Amelse, 2<sup>nd</sup> by Goede. Diane McGinnis explained towns need more time to get under contract. Carried all Voice. Adopted by the Vernon County Board of Supervisors on September 17, 2019.

Resolution # 2019 – 32

Title: Economic Development Loan Startup Funds

**WHEREAS**, The Vernon County Board of Supervisors approved the purchase of the Economic Development Revolving Loan Fund Program on May 20, 2019, and;

**WHEREAS**, The Vernon County Board of Supervisors created a new Economic Development Loan Committee to develop, administer and approve loans for promotion of economic development for the benefit of Vernon County on July 23, 2019, and;

**WHEREAS**, Vernon County is a co-applicant in the U.S. Economic Development Administration grant for development of 50 acres of the county farm and this resource will be critical to assist with business development, and;

**WHEREAS**, The City of Westby and The Villages of Ontario, La Farge, Viola and Readstown are applying for a U.S. Economic Development Administration grants to expand business development in Vernon County, and;

**WHEREAS**, the Economic Development Loan Administrator is currently working with four potential applicants seeking financial assistance to expand businesses in Vernon County, and;

**WHEREAS**, the Vernon County Economic Development Strategy identifies most business growth will come from within the county and therefore this program will be a critical resource for job creation, business expansion and increased tax base, and;

**NOW, THEREFORE BE IT RESOLVED**, by Vernon County Board of Supervisors that \$150,000 be made available from the general fund to assist business growth and expansion through the Economic Development Loan Program.

Dated: September 17, 2019

Submitted by the Economic Development Loan Committee, Garrick Olerud, Chair

Motion by Olerud, 2<sup>nd</sup> by Running. Olerud stated money needed to start up for loans, interest rate now 4-6%. Bringe questioned if we need to have a County Loan committee, have had several problem loans in the past. Olerud feels it is revenue generating. Nickelatti feels loan program not needed. \$1.2 million out in loans currently.

Motion by Leis, 2<sup>nd</sup> by Mitchell to excuse Call. 23 Supervisors present.

Roll call vote. 21 yes 2 No, Mary Bringe and Jim Servais. Adopted by Vernon County Board of Supervisors on September 17, 2019.

Resolution # 2019 – 33

Title: Intergovernmental agreement with the City of Viroqua AMENDED

**WHEREAS**, the Intergovernmental Agreement establishes a joint Economic Development Commission to direct, oversee and coordinate all activities related to the development of the County owned land north of BB and within the boundary of Tax Increment District No. 7, and;

**WHEREAS**, the Commission shall consist of three (3) appointed officials each from the City and the County, and;

**WHEREAS**, the Commission met on August 26th to nominate and elect the member at large and two nominations were made. The first nomination has a strong economic development background and the second has a strong banking background. Both nominations brought varying perspectives that the commission thought would be of great value to the success of the business park, and;

**NOW, THEREFORE BE IT RESOLVED**, the Vernon County Board of Supervisors approves an amendment to the Intergovernmental Agreement to state "The Commission shall consist of three (3) appointed officials each from the City and County. The six members appointed by the Municipalities shall appoint up to 2 additional members at large."

Motion by Mitchell, 2<sup>nd</sup> by Leis to appoint Paul Larson and Julie Emslie. Carried all Voice.

Resolution # 2019 – 34

Title: Resolution supporting Federal Medicaid Expansion

**WHEREAS**, all people deserve the opportunity to live in a State that creates conditions for everyone to be healthy; and

**WHEREAS**, public policy should strive toward the elimination of health disparities; and

**WHEREAS**, it is essential to provide healthcare coverage to the State’s most vulnerable populations; and

**WHEREAS**, accepting Federal Medicaid expansion dollars will provide coverage to more than 82,000 Wisconsin residents living between 100 and 138 percent of the federal poverty level which computes to an estimated 423 Vernon County residents; and

**WHEREAS**, an analysis undertaken by the Department of Revenue shows that, by Federal Fiscal Year 2020, Wisconsin residents will pay an estimated \$1.01 billion a year in Federal income taxes to support Medicaid expansion in the 37 states (including the District of Columbia) that have already extended Medicaid coverage, while Wisconsin is not currently reaping the benefits of Medicaid expansion; and

**WHEREAS**, it is essential to also support State and Federal investment in programs including Birth-to-Three, public health prevention, behavioral health services, crisis intervention, dental services, services to new mother, long term care programs, services to disabled children, and opportunities that foster a healthier Wisconsin; and

**WHEREAS**, accepting Federal Medicaid expansion dollars generates \$324.5 million in savings to the State and an estimated \$9 million for Vernon County, and

**WHEREAS**, the \$324.5 million in generated savings by the State could be invested back into additional needs such as increased funding for rural hospitals, clinics and Physicians lead poisoning reduction, tobacco cessation programs, Economic Support Services, and care coordination for social determinants of health.

**NOW THEREFORE BE IT RESOLVED** that the Vernon County Board of Supervisors urges the STATE legislature to accept Federal Medicaid expansion dollars made available by the AFFORDABLE CARE ACT.

**BE IT FURTHER RESOLVED** that the Vernon County Board of Supervisors directs the County Clerk to forward this on to the Governor and State Representatives.

Dated August 12, 2019

Submitted by Human Services Committee, Shawn Redington, Chairperson

Motion by Williams, 2<sup>nd</sup> by Amelse. Alicia Leinberger stated she brought petitions forward and supports. Wade Waller spoke to support, feels many citizens are not being compensated, many rural hospitals have closed. This has passed in 37 states. Evenstad asked where 9 million for Vernon County comes from, Brault listed several different line items from federal funds. Evenstad feels this is for singles not families and is based on income caps of citizens. Voice vote carried, some no’s heard. Adopted by Vernon County Board of Supervisors on September 17, 2019

The next County Board meeting will be November 5, 2019 at 9:30 am in the County Board Room at the Courthouse Annex. With the meeting concluded, a motion was made by Running, 2<sup>nd</sup> by Leis, to adjourn. Motion carried by all. Meeting adjourned at 2:44 pm.

CERTIFICATION

State of Wisconsin (

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County of Vernon (

Office of the Vernon County Clerk

I, Ronald C. Hoff, County Clerk of Vernon County, Wisconsin DO HEREBY CERTIFY that the statements above are a correct report of all actions and decisions of the Vernon County Board of Supervisors at the meeting of September 17, 2019, as indicated in transcription taken personally by me.

(Seal)

**/s/ Ron Hoff  
Vernon County Clerk**