

ORDINANCE NO. 20-01
Amend Chapter 1, Article IV Sections 1-29 and 1-31 of, and
Create Chapter 120 “Communicable Diseases – Authority and
Duties of Local Health Officer” in, the Pierce County Code

PIERCE COUNTY BOARD OF SUPERVISORS DOES HEREBY ORDAIN AS
FOLLOWS:

SECTION 1: That Chapter 1, Section 1-29 of the Pierce County Code is hereby revised as follows:

§ 1-29. Cash deposits and assessments.

[Amended by Ord. No. 95-2; Ord. No. 98-11; 4-17-2001 by Ord. No. 00-15]

The following schedule of cash deposits is established for use with citations issued under this article. The total of each deposit shall include a forfeiture, the penalty assessment under § 757.05, Wis. Stats., the jail assessment under § 302.46(1), Wis. Stats., any applicable domestic abuse assessment imposed under § 973.055(1), Wis. Stats., the crime laboratories and drug law enforcement assessment imposed under § 165.755, Wis. Stats., and any applicable consumer information assessment imposed under § 100.261, Wis. Stats.

Code Chapter or Section	Subject Matter	Amount of Cash Forfeiture
Ch. 97	Alarm Systems	\$100
Ch. 101	Animals	
Art. I	Animal Control	\$10 capture fee \$2 day
Art. III	Beekeeping	\$200
Art. IV	Animal Waste Management	\$200
Ch. 105	Assemblies, Mass Public	\$10,000
Ch. 111	Boating	
	First offense	\$50
	Second offense	\$100
Ch. 115	Buildings and Roads, Numbering of	\$500
<u>Ch. 120</u>	<u>Communicable Diseases – Authority and Duties of Local Health Officer</u>	<u>\$500</u>
Ch. 129	Fraudulent Checks	\$500
Ch. 142	Intoxicating Liquor and Fermented Malt Beverages	
Art. I	Sale of Intoxicating Beverages	\$500
Art. II	Intoxicating Liquor in Vehicles	\$100
Art. III	Alcohol Offenses Involving Underage Persons	

Code Chapter or Section	Subject Matter	Amount of Cash Forfeiture
§ 142-12	Presence of underage person in places of sale	
	Licensee or permittee	\$500
	Underage person	\$25
§ 142-13	Sale to underage person	\$500
§ 142-14	Misrepresentation of age to procure alcohol	\$25
§ 142-15	Possession or consumption in public by underage person	\$25
§ 142-16	Possession of alcoholic beverage on school grounds	\$200
§ 142-18	Procuring alcoholic beverage by underage person	\$25
Ch. 155	Minors	
Art. I	Curfew	\$25
Art. II	Truancy	
	First offense	\$50
	Second offense	\$100
	Habitual truancy	\$500
Ch. 158	Misuse of Public Assistance	\$500
Ch. 172	Parks and Recreation	\$200
Ch. 176	Peace and Good Order	
Art. I	Disorderly Conduct	\$200
Art. II	Marijuana	\$500
Art. III	Theft	\$500
Art. IV	Littering	\$200
Art. V	Damage to Property	\$500
Art. VI	Loitering	
§ 176-16	Loitering or prowling	\$300
§ 176-17	Obstruction of traffic by loitering	\$300
§ 176-18	Obstruction of entryways by loitering	\$300
§ 176-19	Loitering in places of public assembly or use	\$300
§ 176-20	Loitering on private premises	\$300
Art. VII	Trespassing	\$500
Art. VIII	Obstructing an Officer	\$500
Art. IX	Causing Bodily Harm	\$500
Art. X	Concealed Weapons	\$500
Ch. 180	Public Health Nuisances and Human Health Hazards	\$500
Ch. 184	Retail Food Establishments and Public Accommodations	\$1,000
Ch. 191	Sewage Disposal	

Code Chapter or Section	Subject Matter	Amount of Cash Forfeiture
Art. II	Holding tanks for private domestic sewage systems	\$200
Art. III	Private sewage system	\$100
Ch. 195	Shooting Range	\$200
Ch. 201	Solid Waste Collection and Transportation	
§ 201-2	General provisions	\$2,000
§ 201-4	Solid waste storage	\$2,000
§ 201-5	Solid waste collection and transportation of solid waste	\$2,000
§ 201-6	Intermediate solid waste facilities	\$2,000
§ 201-7	Incineration	\$2,000
§ 201-8	Solid waste land disposal facility	\$2,000
§ 201-9	Recycling and composting facility	\$2,000
§ 201-10	Separation and processing of recyclables	\$2,000
§ 201-11	White goods, waste tires and/or lead acid battery collection; interim storage, processing, salvage and disposal facilities	\$2,000
§ 201-13	Disposal of solid waste on private property	\$2,000
§ 201-16	Unlawful disposal of solid waste	\$2,000
Ch. 212	Tattooing and Body Piercing	\$500
Ch. 221	Vehicles and Traffic	
Art. I	Traffic Regulations	
§ 221-6B	First offense	\$200
	Second offense	\$500
§ 221-6C	Drinking in motor vehicle on highway	\$500
	Negligent operation of vehicle off highway	\$500
Art. IV	Snowmobile Trails	\$50
Art. V	Harmful Operation of Motor Vehicles	\$200
Art. VI	Abandonment of Vehicles	\$300
Ch. 225	Disposal of vehicles	\$100
Ch. 237	Subdivision of land	\$500
Ch. 238	Floodplain Zoning	
Art. III	General standards applicable to all floodplain districts	\$200
Art. IV	Floodway district	\$200
Art. V	Flood-fringe district	\$200
Art. VI	General floodplain district	\$200
Art. VII	Nonconforming uses	\$200
Ch. 239	St. Croix Riverway Zoning	

Code Chapter or Section	Subject Matter	Amount of Cash Forfeiture
Art. I	General provisions	\$200
Art. III	Zoning permit	\$200
Art. IV	Performance standards	\$200
Art. V	Permitted and conditional uses	\$200
Art. VI	Substandard lots and nonconforming uses and structures	\$200
Ch. 240	Zoning	\$500

SECTION 2: That Chapter 1, Section 1-31 of the Pierce County Code is hereby revised as follows:

§ 1-31. Persons authorized to issue citations.

[Amended by Ord. No. 90-2; Ord. No. 93-8; Ord. No. 95-12; Ord. No. 98-11; 10-22-2002 by Ord. No. 02-13]

A. Any law enforcement officials employed by Pierce County may issue citations for the enforcement of any ordinances authorized under this article.

B. In addition, each of the following County officials may issue citations for the violation of ordinances directly related to his or her official responsibilities: Pierce County Solid Waste Administrator, Pierce County Zoning Administrator, Assistant Zoning Administrator, Pierce County Land Management Director/Land Use Coordinator, Zoning Specialist, the Pierce County Public Health Director, Local Health Officer, Environmental Health Specialist, Land Conservation Supervisor, Conservation Engineering Technician, Soil Conservationist, Pierce County Parks Superintendent and park personnel delegated authority by the Pierce County Parks Superintendent.

[Amended 6-26-2012 by Ord. No. 12-06]

(1) In the event that the position of Solid Waste Administrator, Zoning Administrator, Assistant Zoning Administrator, Land Management Director/Land Use Coordinator, or Zoning Specialist is vacant, his or her authority under this article may be assumed by the Land Management Department and/or solid waste management personnel designated by the Land Management Committee and/or Solid Waste Management Board.

(2) In the event that the position of Public Health Director or Environmental Health Specialist is vacant, his or her authority under this article may be assumed by personnel designated by the Board of Health.

(3) In the event that the position of Land Conservation Supervisor, Conservation Engineering Technician, or Soil Conservationist is vacant, his or her authority under this article may be assumed by Land Management Department personnel designated by the Land Management Committee and the Land Conservation Committee.

C. The official named in Subsection B may submit to the County Board written nominations of employees within his office who should be delegated authority to issue citations for violations of ordinances related to his official responsibilities. If the nominations are affirmatively approved by vote of the County Board, the persons so named shall have authority to issue citations with respect to ordinances directly related to their responsibilities.

D. Citation issuance authority may be revoked in the same manner in which it was conferred.

SECTION 3: That Chapter 120, Communicable Diseases – Authority and Duties of Local Health Officer, of the Pierce County Code is hereby created as follows:

§ 120-1. Local Health Officer's Duties and Authority [Sec. 252.03, Wis. Stats.]

A. Sec. 252.03, Wis. Stats. (as it currently exists or is hereafter revised) is incorporated herein by reference as if fully set forth.

(1) The Pierce County health officer, upon the appearance of any communicable disease in Pierce County, shall immediately investigate all the circumstances and make a full report to the appropriate governing body and Wisconsin Department of Health Services.

(2) The Pierce County health officer shall promptly take all measures necessary to prevent, suppress and control communicable diseases, and shall report to the appropriate governing body the progress of the communicable diseases and the measures used against them, as needed to keep the appropriate governing body fully informed, or at such intervals as the Wisconsin Secretary of Health may direct.

(3) The Pierce County health officer may inspect schools and other public buildings within his or her jurisdiction as needed to determine whether the buildings are kept in a sanitary condition.

(4) The Pierce County health officer may do what is reasonable and necessary for the prevention and suppression of disease; may forbid public gatherings when deemed necessary to control outbreaks or epidemics and shall advise the Wisconsin Department of Health Services of measures taken.

(5) No person may interfere with the investigation under this chapter of any place or its occupants by the Pierce County health officer or their assistants.

§ 120-2. Violation, Penalty and Enforcement Procedures

A. Any person who violates or obstructs this chapter or an order of the Pierce County Health Officer under §120-1(A)(2) or (4) above is subject to:

(1) The issuance of a citation pursuant to Ch. 1 of the Pierce County Code and Sec. 66.0113, Wis. Stats. A citation may be issued by the local health officer or law enforcement officers.

(2) A forfeiture of not more than \$500 for each violation.

(3) The issuance of a summons and complaint, and entry of a civil judgment for a forfeiture and (temporary or permanent) injunctive relief.

B. A separate offense shall be deemed committed each day during or on which a violation occurs or continues.

C. The initiation of one action or penalty under this section does not exempt the apparent violator from any additional actions and/or penalties.

D. Proceeding under any other ordinance or law relating to the same or any other matter shall not preclude enforcement under this ordinance.

§ 120-3. **Severability.**

A. 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.

§ 120-4. **Purpose.**

A. The purpose and intent of this chapter is to promote the public health, safety, convenience, and general welfare and to prevent, suppress, and control communicable diseases.


SECTION 4: That this Ordinance shall become effective upon its adoption and publication as required by law.

Dated: July 14, 2020.



Jeffrey A. Holst, Chair
Pierce County Board of Supervisors

ATTESTED TO BY:



Jamie Feuerhelm, County Clerk

APPROVED AS TO FORM AND LEGALITY BY:



Bradley D. Lawrence, Corp. Counsel

Adopted: July 28, 2020

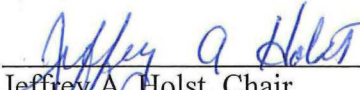
ORDINANCE 20-02

MAP AMENDMENT (REZONE) FOR 29.25-ACRES FROM GENERAL RURAL FLEXIBLE-8 TO COMMERCIAL IN THE TOWN OF OAK GROVE (ZEVERINO INVESTMENTS LLC)

The Board of Supervisors of Pierce County, Wisconsin does ordain as follows:

- Section 1: The Official Pierce County Zoning Map for the Town of Oak Grove is amended to change the zoning from General Rural Flexible-8 to Commercial on a parcel that is part of the NW ¼ of the NE ¼ of Section 1, Township 26 North, Range 20 West, Town of Oak Grove, Pierce County, Wisconsin, more fully described as follows: Commencing at the North ¼ corner of said Section 1, thence S01°53'42"W (assumed bearing on the North-South ¼ line of said Section 1) a distance of 143.80 feet to the South right-of-way line of S.T.H. 29-35 and the Point of Beginning of the parcel to be herein described; thence Southeasterly on said right-of-way line of curve concave to the South, having a radius of 3,759.72 feet, whose chord bears S70°53'29"E a distance of 624.68 feet; thence continue on said line S62°37'40"E 327.64 feet; thence continue on said line S66°07'39"E 469.09 feet to the East line of said NW ¼ of the NE ¼; thence S01°48'20"W 666.13 feet on said line; thence N88°35'50"W 1,328.58 feet on the South line of said NW ¼ of the NE ¼; thence N01°53'42"E 1,178.49 feet on the North/South quarter line of said Section 1, to the point of beginning (PIN 020-01087-0600).
- Section 2: That this ordinance shall not be codified.
- Section 3: That this ordinance shall take effect upon its adoption and publication as required by law.

Dated this 28th day of July, 2020.


Jeffrey A. Holst, Chair
Pierce County Board of Supervisors

ATTESTED TO BY:


Jamie Feuerhelm, County Clerk

APPROVED AS TO FORM AND LEGALITY BY:


Bradley D. Lawrence, Corp. Counsel

Adopted: **ADOPTED**

Rezone application was approved by Land Management Committee on July 1, 2020.

AUG 21 2020
Aug 25 2020 gRT

ORDINANCE NO. 20-03
Amend Chapter 4, § 4-45 of the Pierce County Code

PIERCE COUNTY BOARD OF SUPERVISORS DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1: That Chapter 4, § 4-45 of the Pierce County Code is hereby revised as follows:

§ 4-45. Rules of Practice.

The rules of parliamentary practice comprised in Robert's Rules of Order, Newly Revised, 11th 12th Edition, 2011 2020, shall govern the proceedings of the Board in all cases to which they are applicable and where they are consistent with the state laws and these rules.

SECTION 2: That this Ordinance shall become effective upon its adoption and publication as required by law.

Dated this 27th day of October, 2020.



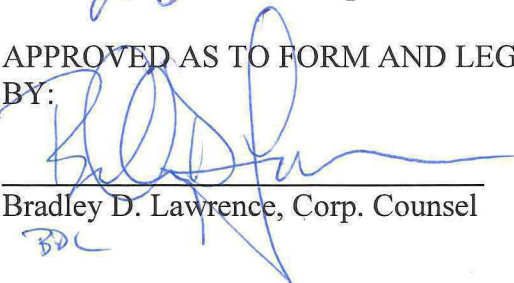
Jeffrey A. Holst, Chair
Pierce County Board of Supervisors

ATTESTED TO BY:



Jamie Feuerhelm, County Clerk

APPROVED AS TO FORM AND LEGALITY
BY:



Bradley D. Lawrence, Corp. Counsel
BDC

Adopted: _____

ADOPTED

NOV 10 2020

ORDINANCE NO. 20-04

Repeal and Replace Chapter 238, Floodplain Zoning, of the Pierce County Code

PIERCE COUNTY BOARD OF SUPERVISORS DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1: That the Pierce County Code is hereby amended by deleting and repealing Chapter 238, Floodplain Zoning.

SECTION 2: That the Pierce County Code is hereby amended by adding thereto a new chapter, to replace Chapter 238 hereinabove repealed, to be Chapter 238, Floodplain Zoning, to read as follows:

Chapter 238. Floodplain Zoning

Article I. General Provisions

§ 238-1. Statutory authorization.

This chapter is adopted pursuant to the authorization in §§ 59.69, 59.692 and 59.694; and the requirements in § 87.30, Wis. Stats.

§ 238-2. Finding of fact.

Uncontrolled development and use of the floodplains and rivers of Pierce County will impair the public health, safety, convenience, general welfare and tax base.

§ 238-3. Statement of purpose

This chapter is intended to regulate floodplain development to:

- A. Protect life, health and property;
- B. Minimize expenditures of public funds for flood control projects;
- C. Minimize rescue and relief efforts undertaken at the expense of the taxpayers;
- D. Minimize business interruptions and other economic disruptions;
- E. Minimize damage to public facilities in the floodplain;
- F. Minimize the occurrence of future flood blight areas in the floodplain;
- G. Discourage the victimization of unwary land and home buyers;
- H. Prevent increases in flood heights that could increase flood damage and result in conflicts between property owners; and
- I. Discourage development in a floodplain if there is any practicable alternative to locate the activity, use or structure outside of the floodplain.

§ 238-4. Title.

This chapter shall be known as the "Floodplain Zoning Ordinance for Pierce County, Wisconsin."

§ 238-5. Areas to be regulated.

This ordinance regulates all areas that would be covered by the regional flood or base flood as shown on the Flood Insurance Rate Map (FIRM) or other maps approved by DNR. Base

Those utilities using underground or overhead transmission lines, such as electric, telephone and telegraph, and distribution and collection systems, such as water, sanitary sewer and storm sewer.

REASONABLY SAFE FROM FLOODING

Means base flood waters will not inundate the land or damage structures to be removed from the floodplain and that any subsurface waters related to the base flood will not damage existing or proposed buildings.

REGIONAL FLOOD

A flood determined to be representative of large floods known to have occurred in Wisconsin. A regional flood is a flood with a 1% chance of being equaled or exceeded in any given year, and if depicted on the FIRM, the RFE is equivalent to the BFE.

START OF CONSTRUCTION

The date the building permit was issued, provided the actual start of construction, repair, reconstruction, rehabilitation, addition, placement, or other improvement was within 180 days of the permit date. The actual start means either the first placement of permanent construction on a site, such as the pouring of slab or footings, the installation of piles, the construction of columns, or any work beyond initial excavation, or the placement of a manufactured home on a foundation. Permanent construction does not include land preparation, such as clearing, grading and filling, nor does it include the installation of streets and/or walkways, nor does it include excavation for a basement, footings, piers or foundations or the erection of temporary forms, nor does it include the installation on the property of accessory buildings, such as garages or sheds not occupied as dwelling units or not part of the main structure. For an alteration, the actual start of construction means the first alteration of any wall, ceiling, floor or other structural part of a building, whether or not that alteration affects the external dimensions of the building.

STRUCTURE

Any man-made object with form, shape and utility, either permanently or temporarily attached to, placed upon or set into the ground, stream bed or lake bed, including but not limited to roofed and walled buildings, gas or liquid storage tanks, bridges, dams and culverts.

SUBDIVISION

Reference definition in § 236.02(12), Wis. Stats.

SUBSTANTIAL DAMAGE

Damage of any origin sustained by a structure, whereby the cost of restoring the structure to its pre-damaged condition would equal or exceed 50% of the equalized assessed value of the structure before the damage occurred.

SUBSTANTIAL IMPROVEMENT

Any repair, reconstruction, rehabilitation, addition or improvement of a building or structure, the cost of which equals or exceeds 50 percent of the equalized assessed value of the structure before the improvement or repair is started. If the structure has sustained substantial damage, any repairs are considered substantial improvement regardless of the work performed. The term does not, however, include either any project for the improvement of a building required to correct existing health, sanitary or safety code violations identified by the building official and that are the minimum necessary to assure safe living conditions; or any alteration of a historic structure provided that the alteration will not preclude the structure's continued designation as a historic structure.

NAVD or NORTH AMERICAN VERTICAL DATUM

Elevations referenced to mean sea level datum, 1988 adjustment.

NGVD OR NATIONAL GEODETIC VERTICAL DATUM

Elevations referenced to mean sea level datum, 1929 adjustment.

NEW CONSTRUCTION

For floodplain management purposes, "new construction" means structures for which the start of construction commenced on or after the effective date of floodplain zoning regulations adopted by this community and includes any subsequent improvements to such structures. For the purpose of determining flood insurance rates, it includes any structures for which the "start of construction" commenced on or after the effective date of an initial FIRM or after December 31, 1974, whichever is later, and includes any subsequent improvements to such structures.

NONCONFORMING STRUCTURE

An existing lawful structure or building which is not in conformity with the dimensional or structural requirements of this chapter for the area of the floodplain which it occupies. (For example, an existing residential structure in the Floodfringe District is a conforming use. However, if the lowest floor is lower than the flood protection elevation, the structure is nonconforming.)

NONCONFORMING USE

An existing lawful use or accessory use of a structure or building which is not in conformity with the provisions of this chapter for the area of the floodplain which it occupies. (Such as a residence in the floodway.)

OBSTRUCTION TO FLOW

Any development which blocks the conveyance of floodwaters such that this development alone or together with any future development will cause an increase in regional flood height.

OFFICIAL FLOODPLAIN ZONING MAP

That map, adopted and made part of this chapter, as described in § 238-6, which has been approved by the Department and FEMA.

OPEN SPACE USE

Those uses having a relatively low flood damage potential and not involving structures.

ORDINARY HIGH-WATER MARK

The point on the bank or shore up to which the presence and action of surface water is so continuous as to leave a distinctive mark, such as by erosion, destruction or prevention of terrestrial vegetation, predominance of aquatic vegetation, or other easily recognized characteristic.

PERSON

An individual, or group of individuals, corporation, partnership, association, municipality or state agency.

PRIVATE SEWAGE SYSTEM

A sewage treatment and disposal system serving one structure, with a septic tank and soil absorption field located on the same parcel as the structure. It also means an alternative sewage system approved by the Department of Safety and Professional Services, including a substitute for the septic tank or soil absorption field, a holding tank, a system serving more than one structure or a system located on a different parcel than the structure.

PUBLIC UTILITIES

MOBILE/MANUFACTURED HOME PARK OR SUBDIVISION

A parcel (or contiguous parcels) of land, divided into two or more manufactured home lots for rent or sale.

MOBILE/MANUFACTURED HOME PARK OR SUBDIVISION, EXISTING

A parcel of land, divided into two or more manufactured home lots for rent or sale, on which the construction of facilities for servicing the lots is completed before the effective date of this ordinance. At a minimum, this would include the installation of utilities, the construction of streets and either final site grading or the pouring of concrete pads.

MOBILE/MANUFACTURED HOME PARK, EXPANSION TO EXISTING

The preparation of additional sites by the construction of facilities for servicing the lots on which the manufactured homes are to be affixed. This includes installation of utilities, construction of streets and either final site grading, or the pouring of concrete pads.

MOBILE RECREATIONAL VEHICLE

A vehicle which is built on a single chassis, 400 square feet or less when measured at the largest horizontal projection, designed to be self-propelled, carried or permanently towable by a licensed, light-duty vehicle, is licensed for highway use if registration is required and is designed primarily not for use as a permanent dwelling, but as temporary living quarters for recreational, camping, travel or seasonal use. Manufactured homes that are towed or carried onto a parcel of land, but do not remain capable of being towed or carried, including park model homes, do not fall within the definition of "mobile recreational vehicles."

MODEL, CORRECTED EFFECTIVE

A hydraulic engineering model that corrects any errors that occur in the Duplicate Effective Model, adds any additional cross sections to the Duplicate Effective Model, or incorporates more detailed topographic information than that used in the current effective model.

MODEL, DUPLICATE EFFECTIVE

A copy of the hydraulic analysis used in the effective FIS and referred to as the effective model.

MODEL, EFFECTIVE

The hydraulic engineering model that was used to produce the current effective Flood Insurance Study.

MODEL, EXISTING (PRE-PROJECT)

A modification of the Duplicate Effective Model or Corrected Effective Model to reflect any man made modifications that have occurred within the floodplain since the date of the effective model but prior to the construction of the project for which the revision is being requested. If no modification has occurred since the date of the effective model, then this model would be identical to the Corrected Effective Model or Duplicate Effective Model.

MODEL, REVISED (POST-PROJECT)

A modification of the Existing or Pre-Project Conditions Model, Duplicate Effective Model or Corrected Effective Model to reflect revised or post-project conditions.

MUNICIPALITY OR MUNICIPAL

The county, city or village governmental units enacting, administering and enforcing this Zoning Ordinance.

HISTORIC STRUCTURE

Any structure that is either:

A. Listed individually in the National Register of Historic Places or preliminarily determined by the Secretary of the Interior as meeting the requirements for individual listing on the National Register;

B. Certified or preliminarily determined by the Secretary of the Interior as contributing to the historical significance of a registered historic district or a district preliminarily determined by the Secretary to qualify as a registered historic district;

C. Individually listed on a state inventory of historic places in states with historic preservation programs which have been approved by the Secretary of the Interior; or

D. Individually listed on a local inventory of historic places in communities with historic preservation programs that have been certified either by an approved state program, as determined by the Secretary of the Interior, or by the Secretary of the Interior in states without approved programs.

HUMAN HABITATION

A human residence or dwelling.

INCREASE IN REGIONAL FLOOD HEIGHT

A calculated upward rise in the regional flood elevation equal to or greater than 0.00 foot, based on a comparison of existing conditions and proposed conditions, which is directly attributable to development in the floodplain but not attributable to manipulation of mathematical variables such as roughness factors, expansion and contraction coefficients and discharge.

LAND USE

Any nonstructural use made of unimproved or improved real estate. (Also see "development.")

LOWEST ADJACENT GRADE

Elevation of the lowest ground surface that touches any of the exterior walls of a building.

LOWEST FLOOR

The lowest floor of the lowest enclosed area (including basement). An unfinished or flood resistant enclosure, usable solely for parking of vehicles, building access or storage in an area other than a basement area is not considered a building's lowest floor; provided that such enclosure is not built so as to render the structure in violation of the applicable non-elevation design requirements of 44 CFR 60.3.

MAINTENANCE

The act or process of restoring to original soundness, including redecorating, refinishing, non structural repairs, or the replacement of existing fixtures, systems or equipment with equivalent fixtures, systems or structures.

MANUFACTURED HOME

A structure transportable in one or more sections, which is built on a permanent chassis and is designed to be used with or without a permanent foundation when connected to required utilities. The term "manufactured home" includes a mobile home but does not include a "mobile recreational vehicle."

Land which has been or may be covered by floodwater during the regional flood. It includes the floodway and the floodfringe, and may include other designated floodplain areas for regulatory purposes.

FLOODPLAIN ISLAND

A natural geologic land formation within the floodplain that is surrounded, but not covered, by floodwater during the regional flood.

FLOODPLAIN MANAGEMENT

Policy and procedures to insure wise use of floodplains, including mapping and engineering, mitigation, education, and administration and enforcement of floodplain regulations.

FLOOD PROFILE

A graph or a longitudinal profile line showing the relationship of the water surface elevation of a flood event to locations of land surface elevations along a stream or river.

FLOODPROOFING

Any combination of structural provisions, changes or adjustments to properties and structures, water and sanitary facilities and contents of buildings subject to flooding, for the purpose of reducing or eliminating flood damage.

FLOOD PROTECTION ELEVATION

An elevation of two feet of freeboard above the water surface profile elevation designated for the regional flood. (Also see "freeboard.")

FLOOD STORAGE

Those floodplain areas where storage of floodwaters has been taken into account during analysis in reducing the regional flood discharge.

FLOODWAY

The channel of a river or stream and those portions of the floodplain adjoining the channel required to carry the regional flood discharge.

FREEBOARD

A safety factor expressed in terms of a specified number of feet above a calculated flood level. Freeboard compensates for any factors that cause flood heights greater than those calculated, including ice jams, debris accumulation, wave action, obstruction of bridge openings and floodways, the effects of watershed urbanization, loss of flood storage areas due to development and aggregation of the river or stream bed.

HABITABLE STRUCTURE

Any structure or portion thereof used or designed for human habitation.

HEARING NOTICE

Publication or posting meeting the requirements of Chapter 985, Wis. Stats. For appeals, a Class 1 notice, published once at least one week (7 days) before the hearing, is required. For all zoning ordinances and amendments, a Class 2 notice, published twice, once each week consecutively, the last at least a week (7 days) before the hearing. Local ordinances or bylaws may require additional notice exceeding these minimums.

HIGH FLOOD DAMAGE POTENTIAL

Damage that could result from flooding that includes any danger to life or health or any significant economic loss to a structure or building and its contents.

HIGHEST ADJACENT GRADE

The highest natural elevation of the ground surface prior to construction next to the proposed walls of a structure.

of utilities, construction of streets and either final site grading, or the pouring of concrete pads.

FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA)

The federal agency that administers the National Flood Insurance Program.

FLOOD INSURANCE RATE MAP (FIRM)

A map of a community on which the Federal Insurance Administration has delineated both the floodplain and the risk premium zones applicable to the community. This map can only be amended by the Federal Emergency Management Agency.

FLOOD OR FLOODING

A general and temporary condition of partial or complete inundation of normally dry land areas caused by one of the following conditions:

A. The overflow or rise of inland waters;

B. The rapid accumulation or runoff of surface waters from any source;

C. The inundation caused by waves or currents of water exceeding anticipated cyclical levels along the shore of Lake Michigan or Lake Superior; or

D. The sudden increase caused by an unusually high water level in a natural body of water, accompanied by a severe storm, or by an unanticipated force of nature, such as a seiche, or by some similarly unusual event.

FLOOD FREQUENCY

The probability of a flood occurrence which is determined from statistical analyses. The frequency of a particular flood event is usually expressed as occurring, on the average, once in a specified number of years or as a percent chance of occurring in any given year.

FLOODFRINGE

That portion of the floodplain outside of the floodway which is covered by floodwaters during the regional flood and associated with standing water rather than flowing water.

FLOOD HAZARD BOUNDARY MAP

A map designating approximate flood hazard areas. Flood hazard areas are designated as unnumbered A Zones and do not contain floodway lines or regional flood elevations. This map forms the basis for both the regulatory and insurance aspects of the National Flood Insurance Program (NFIP) until superseded by a Flood Insurance Study and a Flood Insurance Rate Map.

FLOOD INSURANCE STUDY

A technical engineering examination, evaluation, and determination of the local flood hazard areas. It provides maps designating those areas affected by the regional flood and provides both flood insurance rate zones and base flood elevations and may provide floodway lines. The flood hazard areas are designated as numbered and unnumbered A Zones. Flood Insurance Rate Maps that accompany the Flood Insurance Study form the basis for both the regulatory and the insurance aspects of the National Flood Insurance Program.

FLOODPLAIN

Any parcel of land which is designed, maintained, intended or used for the purpose of providing sites for nonpermanent overnight use by four or more camping units, or which is advertised or represented as a camping area.

CAMPING UNIT

Any portable device, no more than 400 square feet in area, used as a temporary shelter, including but not limited to a camping trailer, motor home, bus, van, pickup truck, tent that is fully licensed, if required, and ready for highway use.

CERTIFICATE OF COMPLIANCE

A certification that the construction and the use of land or a building, the elevation of fill or the lowest floor of a structure is in compliance with all of the provisions of this chapter.

CHANNEL

A natural or artificial watercourse with definite bed and banks to confine and conduct normal flow of water.

CRAWLWAYS OR CRAWL SPACE

An enclosed area below the first usable floor of a building, generally less than five feet in height, used for limited access to plumbing and electrical utilities.

DECK

An unenclosed exterior structure that has no roof or sides, but has a permeable floor which allows the infiltration of precipitation.

DEPARTMENT

The Wisconsin Department of Natural Resources.

DEVELOPMENT

Any artificial change to improved or unimproved real estate, including but not limited to the construction of buildings, structures or accessory structures; the construction of additions or alterations to buildings, structures or accessory structures; the repair of any damaged structure or the improvement or renovation of any structure, regardless of percentage of damage or improvement; the placement of buildings or structures; mining, dredging, filling, grading, paving, excavation or drilling operations; the storage, deposition or extraction of materials or equipment; and the installation, repair or removal of public or private sewage disposal systems or water supply facilities.

DRYLAND ACCESS

A vehicular access route which is above the regional flood elevation and which connects land located in the floodplain to land outside the floodplain, such as a road with its surface above regional flood elevation and wide enough for wheeled rescue and relief vehicles.

ENCROACHMENT

Any fill, structure, equipment, building, use or development in the floodway.

EXISTING MANUFACTURED HOME PARK OR SUBDIVISION

A parcel of land, divided into two or more manufactured home lots for rent or sale, on which the construction of facilities for servicing the lots is completed before the effective date of this chapter. At a minimum, this would include the installation of utilities, the construction of streets and either final site grading or the pouring of concrete pads

EXPANSION TO EXISTING MOBILE/MANUFACTURED HOME PARK

The preparation of additional sites by the construction of facilities for servicing the lots on which the manufactured homes are to be affixed. This includes installation

nuisance, and the creation may be enjoined and the maintenance may be abated by action at suit of the municipality, the state, or any citizen thereof, pursuant to § 87.30, Wis. Stats.

Article IX. Definitions

§ 238-53. Definitions and word usage.

Unless specifically defined below, words and phrases used in this chapter shall have their common law meaning and shall be applied in accordance with their common law usage. Words used in the present tense include the future; the singular number includes the plural and the plural number includes the singular. The word "may" is permissive; "shall" is mandatory and not discretionary.

A ZONES

Those areas shown on the Official Floodplain Zoning Map which would be inundated by the regional flood. These areas may be numbered or unnumbered A Zones. The A Zones may or may not be reflective of flood profiles, depending on the availability of data for a given area.

AH ZONE

See "AREA OF SHALLOW FLOODING".

AO ZONE

See "AREA OF SHALLOW FLOODING".

ACCESSORY STRUCTURE OR USE

A facility, structure, building or use which is accessory or incidental to the principal use of a property, structure or building.

ALTERATION

An enhancement, upgrading or substantial change or modifications other than an addition or repair to a dwelling or to electrical, plumbing, heating, ventilating, air conditioning and other systems within a structure.

AREA OF SHALLOW FLOODING

A designated AO, AH, AR/AO, AR/AH, or VO zone on a community's Flood Insurance Rate Map (FIRM) with a 1 percent or greater annual chance of flooding to an average depth of 1 to 3 feet where a clearly defined channel does not exist, where the path of flooding is unpredictable, and where velocity flood may be evident. Such flooding is characterized by ponding or sheet flow.

BASE FLOOD

Means the flood having a 1% chance of being equaled or exceeded in any given year, as published by FEMA as part of an FIS and depicted on an FIRM.

BASEMENT

Any enclosed area of a building having its floor subgrade, i.e., below ground level, on all sides.

BUILDING

See "structure."

BULKHEAD LINE

A geographic line along a reach of navigable water that has been adopted by a municipal ordinance and approved by the Department pursuant to § 30.11, Wis. Stats., and which allows limited filling between this bulkhead line and the original ordinary high-water mark, except where such filling is prohibited by the floodway provisions of this chapter.

CAMPGROUND

- A. Any fill or floodway encroachment that obstructs flow causing any increase in the regional flood height.
- B. Any change to the floodplain boundaries and/or watercourse alterations on the FIRM.
- C. Any changes to any other officially adopted floodplain maps listed in § 238-6B
- D. Correction of discrepancies between the water surface profiles and floodplain zoning maps.
- E. Any fill in the floodplain which raises the elevation of the filled area to a height at or above the flood protection elevation and is contiguous to land lying outside the floodplain.
- F. Any upgrade to a Floodplain Zoning Ordinance text required by Section NR 116.05 of the Wisconsin Administrative Code, or otherwise required by law, or for changes by the municipality.
- G. All channel relocations and changes to the maps to alter floodway lines or to remove an area from the floodway or the flood-fringe that is based on a base flood elevation from a FIRM requires prior approval by FEMA.

§ 238-51. Procedures.

Ordinance amendments may be made upon petition of any party according to the provisions of § 59.69, Wis. Stats. The petitions shall include all necessary data required by §§ 238-32 and 238-38. The Land Use Permit shall not be issued until a Letter of Map Revision is issued by FEMA for the proposed changes.

- A. The proposed amendment shall be referred to the zoning agency for a public hearing and recommendation to the governing body. The amendment and notice of public hearing shall be submitted to the Department Regional office for review prior to the hearing. The amendment procedure shall comply with the provisions of § 59.69, Wis. Stats.
- B. No amendments shall become effective until reviewed and approved by the Department.
- C. All persons petitioning for a map amendment that obstructs flow, increasing regional flood height 0.01 foot or more, shall obtain flooding easements or other appropriate legal arrangements from all adversely affected property owners and notify local units of government before the amendment can be approved by the governing body.

§ 238-52. Enforcement and penalties.

Any violation of the provisions of this chapter by any person shall be unlawful and shall be referred to the municipal attorney who shall expeditiously prosecute all such violators. A violator shall, upon conviction, forfeit to the municipality a penalty of not more than \$50.00 (fifty dollars), together with a taxable cost of such action. Each day of continued violation shall constitute a separate offense. Every violation of this chapter is a public

- (1) Reinforcing walls and floors to resist rupture or collapse caused by water pressure or floating debris.
- (2) Adding mass or weight to prevent flotation.
- (3) Placing essential utilities above the flood protection elevation.
- (4) Installing surface or subsurface drainage systems to relieve foundation wall and basement floor pressures.
- (5) Constructing water supply wells and waste treatment systems to prevent the entry of floodwaters.
- (6) Putting cutoff valves on sewer lines or eliminating gravity-flow basement drains.

§ 238-48. Public information.

- A. Place marks on structures to show the depth of inundation during the regional flood.
- B. All maps, engineering data and regulations shall be available and widely distributed.
- C. Real estate transfers should show what floodplain district any real property is in.

Article VIII. Amendments and Enforcement

§ 238-49. Amendments.

Obstructions or increases may only be permitted if amendments are made to this ordinance, the official floodplain zoning maps, floodway lines and water surface profiles, in accordance with §238-50.

- A. In AE zones with a mapped floodway, no obstructions or increases shall be permitted unless the applicant receives a Conditional Letter of map Revision from FEMA and amendments are made to this ordinance, the official floodplain zoning maps, floodway lines and water surface profiles, in accordance with §238-50. Any such alterations must be reviewed and approved by FEMA and the DNR.
- B. In A Zones increases equal to or greater than 1.0 foot may only be permitted if the applicant receives a Conditional Letter of Map Revision from FEMA and amendments are made to this ordinance, the official floodplain maps, floodway lines, and water surface profiles, in accordance with §238-50.

§ 238-50. General provisions.

The governing body may change or supplement the floodplain zoning district boundaries and this chapter in the manner outlined in § 238-51 below. Actions which require an amendment to the ordinance and/or submittal of a Letter of Map Change (LOMC) include, but are not limited to, the following:

- (1) Uphold the denial where the Board agrees with the data showing an increase in flood elevation. Increases may only be allowed after amending the flood profile and map and all appropriate legal arrangements are made with all adversely affected property owners as per the requirements of Article VIII; and
- (2) Grant the appeal where the Board agrees that the data properly demonstrates that the project does not cause an increase, provided no other reasons for denial exist.

§ 238-47. Floodproofing

- A. No permit or variance shall be issued until the applicant submits a plan certified by a registered professional engineer or architect that the floodproofing measures will protect the structure or development to the flood protection elevation and submits a FEMA Floodproofing Certificate.
- B. For a structure designed to allow the entry of floodwaters, no permit or variance shall be issued until the applicant submits a plan either:
 1. Certified by a professional engineer or architect, or
 2. Meeting or exceeding the following standards:
 - (a) A minimum of 2 openings having a total net area of not less than one square inch for every square foot of enclosed area subject to flooding;
 - (b) The bottom of all openings shall be no higher than one foot above grade; and
 - (c) Openings may be equipped with screens, louvers, valves, or other coverings or devices provided that they permit the automatic entry and exit of floodwaters.
- C. Floodproofing measures shall be designed, as appropriate to:
 - (1) Withstand flood pressures, depths, velocities, uplift and impact forces and other regional flood factors;
 - (2) Protect structures to the flood protection elevation;
 - (3) Anchor structures to foundations to resist flotation and lateral movement; and
 - (4) Minimize or eliminate infiltration of flood waters; and
 - (5) Minimize or eliminate discharges into flood waters.
- D. In addition to meeting subparagraphs B and C Floodproofing measures could include:

- (3) Variances shall only be granted upon a showing of good and sufficient cause, shall be the minimum relief necessary, shall not cause increased risks to public safety or nuisances, shall not increase costs for rescue and relief efforts and shall not be contrary to the purpose of the ordinance.

C. A variance shall not:

- (1) Grant, extend or increase any use prohibited in the zoning district.
- (2) Be granted for a hardship based solely on an economic gain or loss.
- (3) Be granted for a hardship which is self-created.
- (4) Damage the rights or property values of other persons in the area.
- (5) Allow actions without the amendments to this chapter or map(s) required in Article VIII.
- (6) Allow any alteration of an historic structure, including its use, which would preclude its continued designation as an historic structure.

- D. When a floodplain variance is granted, the Board shall notify the applicant in writing that it may increase flood insurance premiums and risks to life and property and flood insurance premiums could increase up to \$25.00 per \$100.00 of coverage. A copy shall be maintained with the variance record.

§ 238-46. Appeal of permit denials.

A. The Board shall review all data related to the appeal. This may include:

- (1) Permit application data listed in § 238-38.
- (2) Floodway/floodfringe determination data in § 238-32.
- (3) Data listed in § 238-24A(2) , where the applicant has not submitted this information to the Zoning Administrator.
- (4) Other data submitted with the application, or submitted to the Board with the appeal.

B. For appeals of all denied permits, the Board shall:

- (1) Follow the procedures of § 238-43;
- (2) Consider zoning agency recommendations; and
- (3) Either uphold the denial or grant the appeal.

C. For appeals concerning increases in regional flood elevation the Board shall:

- (4) State the specific facts which are the basis for the Board's decision;
- (5) Either affirm, reverse, vary or modify the order, requirement, decision or determination appealed, in whole or in part, dismiss the appeal for lack of jurisdiction or grant or deny the variance application; and
- (6) Include the reasons for granting an appeal, describing the hardship demonstrated by the applicant in the case of a variance, clearly stated in the recorded minutes of the Board proceedings.

§ 238-44. Boundary disputes.

The following procedure shall be used by the Board in hearing disputes concerning floodplain district boundaries:

- A. If a floodplain district boundary is established by approximate or detailed floodplain studies, the flood elevations or profiles shall prevail in locating the boundary. If none exist, other evidence may be examined;
- B. The person contesting the boundary location shall be given a reasonable opportunity to present arguments and technical evidence to the Board; and
- C. If the boundary is incorrectly mapped, the Board should inform the Zoning Committee or the person contesting the boundary location to petition the governing body for a map amendment according to Article VIII.

§ 238-45. Variances.

- A. The Board may, upon appeal, grant a variance from the standards of this chapter if an applicant convincingly demonstrates that:
 - (1) Literal enforcement of the ordinance will cause unnecessary hardship;
 - (2) The hardship is due to adoption of the Floodplain Ordinance and unique property conditions, not common to adjacent lots or premises. In such case, the ordinance or map must be amended;
 - (3) The variance is not contrary to the public interest; and
 - (4) The variance is consistent with the purpose of this chapter in § 238-3.
- B. In addition to the criteria in Subsection A, to qualify for a variance under FEMA regulations, the following criteria must be met:
 - (1) The variance may not cause any increase in the regional flood elevation;
 - (2) Variances can only be granted for lots that are less than one-half acre and are contiguous to existing structures constructed below the RFE;

§ 238-42. Board of Adjustment.

- A. The Board of Adjustment, created under § 59.694, Wis. Stats., is hereby authorized or shall be appointed to act for the purposes of this chapter. The Board shall exercise the powers conferred by Wisconsin Statutes and adopt rules for the conduct of business. The Zoning Administrator shall not be the Secretary of the Board.
- B. Powers and duties. The Board of Adjustment shall:
- (1) Appeals. Hear and decide appeals where it is alleged there is an error in any order, requirement, decision or determination made by an administrative official in the enforcement or administration of this chapter;
 - (2) Boundary disputes. Hear and decide disputes concerning the district boundaries shown on the Official Floodplain Zoning Map; and
 - (3) Variances. Hear and decide, upon appeal, variances from the ordinance standards.

§ 238-43. Appeals process.

- A. Appeals to the Board may be taken by any person aggrieved, or by any officer or department of the municipality affected by any decision of the Zoning Administrator or other administrative officer. Such appeal shall be taken within 30 days, unless otherwise provided by the rules of the Board, by filing with the official whose decision is in question, and with the Board, a notice of appeal specifying the reasons for the appeal. The official whose decision is in question shall transmit to the board all records regarding the matter appealed.
- B. Notice and hearing for appeals including variances.
- (1) Notice. The Board shall:
 - (a) Fix a reasonable time for the hearing;
 - (b) Publish adequate notice pursuant to Wisconsin Statutes, specifying the date, time, place and subject of the hearing;
 - (c) Assure that notice shall be mailed to the parties in interest and the Department Regional office at least 10 days in advance of the hearing.
 - (2) Hearing. Any party may appear in person or by agent. The Board shall:
 - (a) Resolve boundary disputes according to § 238-44.
 - (b) Decide variance applications according to § 238-45.
 - (c) Decide appeals of permit denials according to § 238-46.
- C. Decision. The final decision regarding the appeal or variance application shall:
- (1) Be made within a reasonable time;
 - (2) Be sent to the Department Regional office within 10 days of the decision;
 - (3) Be a written determination signed by the Chairman or Secretary of the Board;

8. The stream centerline, or profile baseline used to measure stream distances in the model shall be visible on the map.

- D. Expiration. All permits issued under the authority of this chapter shall expire 180 days after issuance. The permit may be extended for a maximum of 180 days for good and sufficient cause.

§ 238-39. Certificate of compliance.

No land shall be occupied or used, and no building which is hereafter constructed, altered, added to, modified, repaired, rebuilt or replaced shall be occupied until a certificate of compliance is issued by the Zoning Administrator, except where no permit is required, subject to the following provisions:

- A. The certificate of compliance shall show that the building or premises or part thereof, and the proposed use, conform to the provisions of this chapter;
- B. Application for such certificate shall be concurrent with the application for a permit;
- C. If all ordinance provisions are met, the certificate of compliance shall be issued within 10 days after written notification that the permitted work is completed;
- D. The applicant shall submit a certification signed by a registered professional engineer or registered land surveyor that the fill, lowest floor and floodproofing elevations are in compliance with the permit issued. Floodproofing measures also require certification by a registered professional engineer or architect that floodproofing measures meet the requirements of § 238-47.

§ 238-40. Other permits.

Prior to obtaining a floodplain development permit the applicant must secure all necessary permits from federal, state, and local agencies, including but not limited to those required by the U.S. Army Corps of Engineers under Section 404 of the Federal Water Pollution Control Act, Amendments of 1972, 33 U.S.C. § 1344.

§ 238-41. Zoning agency.

- A. The Land Management Committee shall:

- (1) Oversee the Office of the Zoning Administrator; and
- (2) Review and advise the County Board on all proposed amendments to this chapter, maps and text.

- B. This zoning agency shall not:

- (1) Grant variances to the terms of the chapter in place of action by the Board of Adjustment; or
- (2) Amend the text or zoning maps in place of official action by the County Board.

5. All changes to the Duplicate Effective Model and subsequent models must be supported by certified topographic information, bridge plans, construction plans and survey notes.
 6. Changes to the hydraulic models shall be limited to the stream reach for which the revision is being requested. Cross sections upstream and downstream of the revised reach shall be identical to those in the effective model and result in water surface elevations and topwidths computed by the revised models matching those in the effective models upstream and downstream of the revised reach as required. The Effective Model shall not be truncated.
- c. Mapping. Maps and associated engineering data shall be submitted to the Department for review which meet the following conditions:
1. Consistency between the revised hydraulic models, the revised floodplain and floodway delineations, the revised flood profiles, topographic work map, annotated FIRMs and/or Flood Boundary Floodway Maps (FBFMs), construction plans, bridge plans.
 2. Certified topographic map of suitable scale, contour interval, and a planimetric map showing the applicable items. If a digital version of the map is available, it may be submitted in order that the FIRM may be more easily revised.
 3. Annotated FIRM panel showing the revised 1% and 0.2% annual chance floodplains and floodway boundaries.
 4. If an annotated FIRM and/or FBFM and digital mapping data (GIS or CADD) are used then all supporting documentation or metadata must be included with the data submission along with the Universal Transverse Mercator (UTM) projection and State Plane Coordinate System in accordance with FEMA mapping specifications.
 5. The revised floodplain boundaries shall tie into the effective floodplain boundaries.
 6. All cross sections from the effective model shall be labeled in accordance with the effective map and a cross section lookup table shall be included to relate to the model input numbering scheme.
 7. Both the current and proposed floodways shall be shown on the map.

topographic data, geographic limits of the proposed development and whether the proposed development is located in the floodway.

1. If the proposed development is located outside of the floodway, then it is determined to have no impact on the regional flood elevation.
2. If any part of the proposed development is in the floodway, it must be added to the base model to show the difference between existing and proposed conditions. The study must ensure that H coefficients remain the same as in the existing model, unless adequate justification based on standard accepted engineering practices is provided.

(2) Zone AE Floodplains

- a. Hydrology. If the proposed hydrology will change the existing study, the appropriate method to be used shall be based on ch. NR 116.07(3), Wis. Admin. Code, *Hydrologic Analysis: Determination of Regional Flood Discharge*.
- b. Hydraulic modeling. The regional flood elevation shall be based on the standards in ch. NR 116.07(4), Wis. Admin. Code, *Hydraulic Analysis: Determination of Regional Flood Elevation* and the following:
 1. Duplicate Effective Model. The effective model shall be reproduced to ensure correct transference of the model data and to allow integration of the revised data to provide a continuous FIS model upstream and downstream of the revised reach. If data from the effective model is available, models shall be generated that duplicate the FIS profiles and the elevations shown in the Floodway Data Table in the FIS report to within 0.1 foot.
 2. Corrected Effective Model. The Corrected Effective Model shall not include any man-made physical changes since the effective model date, but shall import the model into the most current version of HEC-RAS for Department review.
 3. Existing (Pre-Project Conditions) Model. The Existing Model shall be required to support conclusions about the actual impacts of the project associated with the Revised (Post-Project) Model or to establish more up-to-date models on which to base the Revised (Post-Project) Model.
 4. Revised (Post-Project Conditions) Model. The Revised (Post-Project Conditions) Model shall incorporate the Existing Model and any proposed changes to the topography caused by the proposed development. This model shall reflect proposed conditions.

- b. Hydraulic modeling. The regional flood elevation shall be based on the standards in ch. NR 116.07(4), Wis. Admin. Code, *Hydraulic Analysis: Determination of Regional Flood Elevation* and the following:
1. determination of the required limits of the hydraulic model shall be based on detailed study information for downstream structures (dam, bridge, culvert) to determine adequate starting WSEL for the study.
 2. channel sections must be surveyed.
 3. minimum four foot contour data in the overbanks shall be used for the development of cross section overbank and floodplain mapping.
 4. a maximum distance of 500 feet between cross sections is allowed in developed areas with additional intermediate cross sections required at transitions in channel bottom slope including a survey of the channel at each location.
 5. the most current version of HEC_RAS shall be used.
 6. a survey of bridge and culvert openings and the top of road is required at each structure.
 7. additional cross sections are required at the downstream and upstream limits of the proposed development and any necessary intermediate locations based on the length of the reach if greater than 500 feet.
 8. standard accepted engineering practices shall be used when assigning parameters for the base model such as flow, Manning's N values, expansion and contraction coefficients or effective flow limits. The base model shall be calibrated to past flooding data such as high water marks to determine the reasonableness of the model results. If no historical data is available, adequate justification shall be provided for any parameters outside standard accepted engineering practices.
 9. the model must extend past the upstream limit of the difference in the existing and proposed flood profiles in order to provide a tie-in to existing studies. The height difference between the proposed flood profile and the existing study profiles shall be no more than 0.00 feet.
- c. Mapping. A work map of the reach studied shall be provided, showing all cross section locations, floodway/floodplain limits based on best available

- (1) Name and address of the applicant, property owner and contractor;
 - (2) Legal description, proposed use, and whether it is new construction or a modification.
- B. Site development plan. A site plan drawn to scale shall be submitted with the permit application form and shall contain:
- (1) Location, dimensions, area and elevation of the lot;
 - (2) Location of the ordinary high-water mark of any abutting navigable waterways;
 - (3) Location of any structures with distances measured from the lot lines and street center lines;
 - (4) Location of any existing or proposed onsite sewage systems or private water supply systems;
 - (5) Location and elevation of existing or future access roads;
 - (6) Location of floodplain and floodway limits as determined from the Official Floodplain Zoning Maps;
 - (7) The elevation of the lowest floor of proposed buildings and any fill using the vertical datum from the adopted study - either National Geodetic Vertical Datum (NGVD) or North American Vertical Datum (NAVD);
 - (8) Data sufficient to determine the regional flood elevation in NGVD or NAVD at the location of the development and to determine whether or not the requirements of Article III and Article IV are met; and
 - (9) Data to determine if the proposed development will cause an obstruction to flow or an increase in regional flood height or discharge according to § 238-18. This may include any of the information noted in § 238-24(A).
- C. Hydraulic and hydrologic studies to analyze development. All hydraulic and hydrologic studies shall be completed under the direct supervision of a professional engineer registered in the State. The study contractor shall be responsible for the technical adequacy of the study. All studies shall be reviewed and approved by the Wisconsin Department of Natural Resources.
- (1) Zone A floodplains
 - a. Hydrology. The appropriate method shall be based on the standards in ch. NR 116.07(3), Wis. Admin. Code, *Hydrologic Analysis: Determination of Regional Flood Discharge*.

- B. Issue permits and inspect properties for compliance with provisions of this chapter and issue certificates of compliance where appropriate.
- C. Inspect all damaged floodplain structures to determine if substantial damage to the structure has occurred.
- D. Keep records of all official actions such as:
 - (1) All permits issued, inspections made, and work approved;
 - (2) Documentation of certified lowest floor and regional flood elevations;
 - (3) Floodproofing certificates;
 - (4) Water surface profiles, floodplain zoning maps and ordinances, nonconforming
 - (5) uses and structures including changes, appeals, variances and amendments;
 - (6) All substantial damage assessment reports for floodplain structures;
 - (7) List of nonconforming structures and uses.
- E. Submit copies of the following items to the Department Regional office:
 - (1) Within 10 days of the decision, a copy of any decisions on variances, appeals for map or text interpretations, and map or text amendments;
 - (2) Copies of any case-by-case analyses, and any other required information including an annual summary of the number and types of floodplain zoning actions taken;
 - (3) Copies of substantial damage assessments performed and all related correspondence concerning the assessments.
- F. Investigate, prepare reports, and report violations of this chapter to the municipal zoning agency and attorney for prosecution. Copies of the reports shall also be sent to the Department Regional office.
- G. Submit copies of text and map amendments and biennial reports to the FEMA Regional office.

§ 238-38. Land use permit.

A land use permit shall be obtained before any new development or any repair, modification or addition to an existing structure; or change in the use of a building or structure, including sewer and water facilities, may be initiated. Application to the Zoning Administrator shall include:

- A. General information.

- (1) No floor is allowed below the regional flood elevation for residential or commercial structures;
 - (2) Human lives are not endangered;
 - (3) Public facilities, such as water or sewer, will not be installed;
 - (4) Flood depths will not exceed two feet;
 - (5) Flood velocities will not exceed two feet per second; and
 - (6) The structure will not be used for storage of materials as described in § 238-28(F).
- C. If neither the provisions of Subsection A or B above can be met, one addition to an existing room in a nonconforming building or a building with a nonconforming use may be allowed in a floodfringe area on a one time basis only, if the addition:
- (1) Meets all other regulations and has been granted by permit or variance;
 - (2) Does not exceed 60 square feet in area; and
 - (3) In combination with other previous modifications or additions to the building, does not equal or exceed 50% of the present equalized assessed value of the building.
- D. All new private sewage disposal systems, or addition to, replacement, repair or maintenance of a private sewage disposal system, shall meet all the applicable provisions of all local ordinances, § 238-47C and Chapter SPS 383 of the Wisconsin Administrative Code.
- E. All new wells, or addition to, replacement, repair or maintenance of a well shall meet the applicable provisions of this chapter, § 238-47C. and Chapter NR 811 and NR 812, of the Wisconsin Administrative Code.

Article VII. Administration; Appeals; Floodproofing

§ 238-36. Administration.

The Zoning Administrator, appointed to administer the Zoning Ordinance adopted under §§ 59.69, 59.692, Wis. Stats., shall also administer this chapter.

§ 238-37. Zoning Administrator.

The Zoning Administrator is authorized to administer this chapter and shall have the following duties and powers:

- A. Advise applicants of the ordinance provisions, assist in preparing permit applications and appeals, and assure that the regional flood elevation for the proposed development is shown on all permit applications.

- A. No modification or addition shall be allowed to any nonconforming structure or any structure with a nonconforming use in the Floodway District, unless such modification or addition:
- (1) Has been granted a permit or variance which meets all ordinance requirements;
 - (2) Meets the requirements of § 238-33;
 - (3) Shall not increase the obstruction to flood flows or regional flood height;
 - (4) Any addition to the existing structure shall be floodproofed, pursuant to § 238-47, by means other than the use of fill, to the flood protection elevation; and
 - (5) If any part of the foundation below the flood protection elevation is enclosed, the following standards shall apply:
 - (a) The enclosed area shall be designed by a registered architect or engineer to allow for the efficient entry and exit of floodwaters without human intervention. A minimum of two openings must be provided with a minimum net area of at least one square inch for every one square foot of enclosed area. The lowest part of the opening can be no more than 12 inches above the adjacent grade;
 - (b) The parts of the foundation located below the flood protection elevation must be constructed of flood-resistant materials;
 - (c) Mechanical and utility equipment must be elevated or floodproofed to or above the flood protection elevation; and
 - (d) The use must be limited to parking, building access or limited storage.
- B. No new on-site sewage disposal system or addition to an existing on-site sewage disposal system, except where an addition has been ordered by a government agency to correct a hazard to public health, shall be allowed in the Floodway District. Any replacement, repair or maintenance of an existing onsite sewage disposal system in a floodway area shall meet the applicable requirements of all municipal ordinances, §238-47(C) and Chapter SPS 383 of the Wisconsin Administrative Code.
- C. No new well or modification to an existing well used to obtain potable water shall be allowed in the Floodway District. Any replacement, repair or maintenance of an existing well in the Floodway District shall meet the applicable requirements of all municipal ordinances, §238-47(C) and Chapters NR 811 and NR 812 of the Wisconsin Administrative Code.

§ 238-35. Floodfringe District.

- A. No modification or addition shall be allowed to any nonconforming structure or any structure with a nonconforming use unless such modification or addition has been granted a permit or variance by the municipality, and meets the requirements of § 238-28, except where Subsection B is applicable.
- B. Where compliance with the provisions of Subsection A would result in unnecessary hardship and only where the structure will not be used for human habitation or be associated with a high flood damage potential, the Board of Adjustment, using the procedures established in § 238-43, may grant a variance from those provisions of Subsection A for modifications or additions, using the criteria listed below. Modifications or additions which are protected to elevations lower than the flood protection elevation may be permitted if:

be permitted unless the entire structure is permanently changed to a conforming structure with a conforming use in compliance with the applicable requirements of this ordinance. Contiguous dry land access must be provided for residential and commercial uses in compliance with §§ 238-28A.(1).

(8) Except as provided in Subsection B(8) , if any nonconforming structure or any structure with a nonconforming use is destroyed or is substantially damaged, it cannot be replaced, reconstructed or rebuilt unless the use and the structure meet the current ordinance requirements. A structure is considered substantially damaged if the total cost to restore the structure to its pre-damaged condition equals or exceeds 50% of the structure's present equalized assessed value.

(9) For nonconforming buildings that are damaged or destroyed by a nonflood disaster, the repair or reconstruction of any such nonconforming building may be permitted in order to restore it to the size and use in effect prior to the damage event, provided that the minimum federal code requirements below are met and all required permits have been granted prior to the start of construction.

(a) Residential Structures

1. Shall have the lowest floor, including basement, elevated to or above the base flood elevation using fill, pilings, columns, posts or perimeter walls. Perimeter walls must meet the requirements of §238-47(B).
2. Shall be anchored to prevent flotation, collapse, or lateral movement of the structure resulting from hydrodynamic and hydrostatic loads, including the effects of buoyancy and shall be constructed with methods and materials resistant to flood damage.
3. Shall be constructed with electrical, heating, ventilation, plumbing, air conditioning equipment and other services that are designed and/or elevated so as to prevent water from entering or accumulating within the components during conditions of flooding.
4. In A Zones, obtain, review and utilize any flood data available from a federal, state, or other source.

(b) Nonresidential Structures

1. Shall meet the requirements of §238-33B.(7)(a)1-4.
2. Shall either have the lowest floor, including basement, elevated to or above the regional flood elevation; or, together with attendant utility and sanitary facilities, shall meet the standards in §238-47(A) or (B).

C. A nonconforming historic structure may be altered if the alteration will not preclude the structures continued designation as a historic structure, the alteration will comply with § 238-24A, flood-resistant materials are used, and construction practices and floodproofing methods that comply with § 238-47 are used. Repair or rehabilitation of historic structures shall be exempt from the development standards of §238-32B.(7)(a) if it is determined that the proposed repair or rehabilitation will not preclude the structure's continued designation as a historic structure and is the minimum necessary to preserve the historic character and design of the structure.

§ 238-34. Floodway District.

B. The existing lawful use of a structure or its accessory use which is not in conformity with the provisions of this chapter may continue, subject to the following conditions:

- (1) No modifications or additions to a nonconforming use or structure shall be permitted unless they comply with this ordinance. The words "modification" and "addition" include, but are not limited to, any alteration, addition, modification, rebuilding or replacement of any such existing use, structure or accessory structure or use. Maintenance is not considered a modification; this includes painting, decorating, paneling and the replacement of doors, windows and other nonstructural components and the maintenance, repair or replacement of existing private sewage or water supply systems or connections to public utilities. Any costs associated with the repair of a damaged structure are not considered maintenance.
- (2) The construction of a deck that does not exceed 200 square feet and that is adjacent to the exterior wall of a principal structure is not an extension, modification, or addition. The roof of the structure may extend over a portion of the deck in order to provide safe ingress and egress to the principal structure.
- (3) If a nonconforming use or the use of a nonconforming structure is discontinued for 12 consecutive months, it is no longer permitted and any future use of the property, and any structure or building thereon, shall conform to the applicable requirements of this chapter;
- (4) The municipality shall keep a record which lists all nonconforming uses and nonconforming structures, their present equalized assessed value, the cost of all modifications or additions which have been permitted, and the percentage of the structure's total current value those modifications represent;
- (5) No modification or addition to any nonconforming structure or any structure with a nonconforming use, which over the life of the structure would equal or exceed 50% of its present equalized assessed value, shall be allowed unless the entire structure is permanently changed to a conforming structure with a conforming use in compliance with the applicable requirements of this ordinance. Contiguous dry land access must be provided for residential and commercial uses in compliance with § 238-28A.(1). The costs of elevating the lowest floor of a nonconforming building or a building with a nonconforming use to the flood protection elevation are excluded from the 50% provisions of this subsection;
- (6) No maintenance to any nonconforming structure or any structure with a nonconforming use, the cost of which would equal or exceed 50% of its present equalized assessed value, shall be allowed unless the entire structure is permanently changed to a conforming structure with a conforming use in compliance with the applicable requirements of this ordinance. Contiguous dry land access must be provided for residential and commercial uses in compliance with § 238-28A.(1).
- (7) If on a per event basis the total value of the work being done as described above equals or exceeds 50% of the present equalized assessed value the work shall not

§ 238-29. Applicability.

The provisions for this district shall apply to all floodplains mapped as A, AO or AH zones.

§ 238-30. Permitted uses.

- A. Pursuant to § 238-32, it shall be determined whether the proposed use is located within a floodway or floodfringe area.
- B. Those uses permitted in Floodway (§ 238-23) and Floodfringe (§ 238-27) Districts are allowed within the General Floodplain District, according to the standards of § 238-31, provided that all permits or certificates required under §§ 238-38 through 238-40 have been issued.

§ 238-31. Standards for development in the General Floodplain District.

Article III applies to floodway areas; Article IV applies to floodfringe areas. The rest of this chapter applies to either district.

§ 238-32. Determining floodway and flood-fringe limits.

Upon receiving an application for development within the General Floodplain District, the Zoning Administrator shall:

- A. Require the applicant to submit two copies of an aerial photograph or a plan which shows the proposed development with respect to the General Floodplain District limits, stream channel, and existing floodplain developments, along with a legal description of the property, fill limits and elevations, building floor elevations and floodproofing measures; and the flood zone as shown on the FIRM.
- B. Require the applicant to furnish any of the following information deemed necessary by the Department to evaluate the effects of the proposal upon flood height and flood flows, regional flood elevation and to determine floodway boundaries:
 - (1) A hydrologic and hydraulic study as specified in § 238-38C.
 - (2) Plan (surface view) showing elevations or contours of the ground; pertinent structure, fill or storage elevations; size, location and layout of all proposed and existing structures on the site; location and elevations of streets, water supply, and sanitary facilities; soil types and other pertinent information;
 - (3) Specifications for building construction and materials, floodproofing, filling, dredging, channel improvement, storage, water supply and sanitary facilities.

Article VI. Nonconforming Uses

§ 238-33. General provisions.

- A. Applicability. If these standards conform with §87.30, Wis. Stats., ch. NR 116.15 Wis. Adm. Code and 44 CFR 59-72, they shall apply to all modifications or additions to any nonconforming use or structure and to the use of any structure or premises which was lawful before the passage of this chapter or any amendment thereto.

repair of and substantial improvements to such facilities may only be permitted if they are floodproofed in compliance with § 238-47;

- (b) Minor roads or nonessential utilities may be constructed at lower elevations if they are designed to withstand flood forces to the regional flood elevation.
- (7) Sewage systems. All sewage disposal systems shall be designed to minimize or eliminate infiltration of flood water into the system, pursuant to § 238-47C, to the flood protection elevation and meet the provisions of all local ordinances and Chapter SPS 383 of the Wisconsin Administrative Code.
- (8) Wells. All wells shall be designed to minimize or eliminate infiltration of flood water into the system, pursuant to § 238-47C, to the flood protection elevation and shall meet the provisions of Chapters NR 811 and NR 812 of the Wisconsin Administrative Code.
- (9) Solid waste disposal sites. Disposal of solid or hazardous waste is prohibited in flood-fringe areas.
- (10) Deposition of materials. Any deposited material must meet all the provisions of this chapter.
- (11) Manufactured homes.
 - (a) Owners or operators of all manufactured home parks and subdivisions shall provide adequate surface drainage to minimize flood damage and prepare, secure approval and file an evacuation plan, indicating vehicular access and escape routes, with local emergency management authorities.
 - (b) In existing manufactured home parks, all new homes, replacement homes on existing pads, and substantially improved homes shall:
 - 1. Have the lowest floor elevated to the flood protection elevation; and
 - 2. Be anchored so they do not float, collapse or move laterally during a flood.
 - (c) Outside of existing manufactured home parks, including new manufactured home parks and all single units outside of existing parks, all new, replacement and substantially improved manufactured homes shall meet the residential development standards for the flood-fringe in § 238-28A.
- (12) Mobile recreational vehicles. All mobile recreational vehicles that are on site for 180 consecutive days or more or are not fully licensed and ready for highway use shall meet the elevation and anchoring requirements in § 238-28L(2) and (3). A mobile recreational vehicle is ready for highway use if it is on its wheels or jacking system, is attached to the site only by quick-disconnect utilities and security devices and has no permanently attached additions.

Article V. General Floodplain District (GFP)

- (a) The elevation of the lowest floor shall be at or above the flood protection elevation on fill unless the requirements of § 238-28(B)(2) can be met. The fill shall be one foot or more above the regional flood elevation extending at least 15 feet beyond the limits of the structure;
- (b) The basement or crawlway floor may be placed at the regional flood elevation if it is dry floodproofed to the flood protection elevation. No basement or crawlway floor is allowed below the regional flood elevation;
- (c) Contiguous dryland access shall be provided from a structure to land outside of the floodplain, except as provided in Subsection A(1)(d).
- (d) In developments where existing street or sewer line elevations make compliance with Subsection A(1)(c) impractical, the municipality may permit new development and substantial improvements where access roads are at or below the regional flood elevation, if:
 - 1. The municipality has written assurance from police, fire and emergency services that rescue and relief will be provided to the structure(s) by wheeled vehicles during a regional flood event; or
 - 2. The municipality has a DNR-approved emergency evacuation plan.
- (2) Accessory structures or uses. Accessory structures shall be constructed on fill with the lowest floor at or above the regional flood elevation.
- (3) Commercial uses. Any commercial structure which is erected, altered or moved into the floodfringe area shall meet the requirements of § 238-28A. Subject to the requirements of Subsection F, storage yards, surface parking lots and other such uses may be placed at lower elevations if an adequate warning system exists to protect life and property.
- (4) Manufacturing and industrial uses. Any manufacturing or industrial structure which is erected, altered or moved into the floodfringe area shall have the lowest floor elevated to or above the flood protection elevation or meet the floodproofing standards in § 238-47. Subject to the requirements of Subsection F, storage yards, surface parking lots and other such uses may be placed at lower elevations if an adequate warning system exists to protect life and property.
- (5) Storage of materials. Materials that are buoyant, flammable, explosive, or injurious to property, water quality or human, animal, plant, fish or aquatic life shall be stored at or above the flood protection elevation or floodproofed in compliance with § 238-47. Adequate measures shall be taken to ensure that such materials will not enter the water body during flooding.
- (6) Public utilities, streets and bridges. All utilities, streets and bridges shall be designed to be compatible with comprehensive floodplain development plans; and
 - (a) When failure of public utilities, streets and bridges would endanger public health or safety, or where such facilities are deemed essential, construction or

- A. Habitable structures, structures with high flood damage potential, or those not associated with permanent open-space uses;
- B. Storing materials that are buoyant, flammable, explosive, injurious to property, water quality, or human, animal, plant, fish or other aquatic life;
- C. Uses not in harmony with or detrimental to uses permitted in the adjoining districts;
- D. Any private or public sewage systems, except portable latrines that are removed prior to flooding and systems associated with recreational areas and Department-approved campgrounds that meet the applicable provisions of local ordinances and Chapter SPS 383 of the Wisconsin Administrative Code.
- E. Any public or private wells which are used to obtain potable water, except those for recreational areas that meet the requirements of local ordinances and Chapters NR 811 and NR 812, of the Wisconsin Administrative Code;
- F. Any solid or hazardous waste disposal sites;
- G. Any wastewater treatment ponds or facilities, except those permitted under Section NR 110.15(3)(b), Wisconsin Administrative Code; and
- H. Any sanitary sewer or water supply lines, except those to service existing or proposed development located outside the floodway which complies with the regulations for the floodplain area occupied.

Article IV. Floodfringe District (FF)

§ 238-26. Applicability.

This section applies to all floodfringe areas shown on the floodplain zoning maps and those identified pursuant to § 238-32.

§ 238-27. Permitted uses.

Any structure, land use, or development is allowed in the Floodfringe District if the standards in § 238-28 are met, the use is not prohibited by this or any other ordinance or regulation and all permits or certificates specified in §§ 238-38 through 238-40 have been issued.

§ 238-28. Standards for development in floodfringe areas.

- A. § 238-18 shall apply in addition to the following requirements according to the use requested. Any existing structure in the floodfringe must meet the requirements of Article VI Nonconforming Uses;
 - (1) Residential uses. Any structure, including a manufactured home, which is to be newly constructed or moved into the floodfringe area, shall meet or exceed the following standards. Any existing structure in the floodfringe must meet the requirements of Article VI Nonconforming Uses;

other coverings or devices provided that they permit the automatic entry and exit of floodwaters, otherwise must remain open.

- (7) Certification: Whenever floodproofing measures are required, a registered professional engineer or architect shall certify that the following floodproofing measures will be utilized, where appropriate, and are adequate to withstand the food depths, pressures, velocities, impact and uplift forces and other factors associated with the regional flood:
- (a) Reinforcement of floors and walls to resist rupture, collapse, or lateral movement caused by water pressures or debris buildup;
 - (b) Construction of wells, water supply systems and waste treatment systems so as to prevent the entrance of flood waters in such systems and must be in accordance with provisions in §§ 238-24D.(d) and 238-24D.(e);
 - (c) Subsurface drainage systems to relieve external pressures on foundation walls and basement floors;
 - (d) Cutoff valves on sewer lines or the elimination of gravity flow basement drains; and
 - (e) Placement of utilities above the flood protection elevation.

C. Public utilities, streets and bridges may be allowed by permit, if:

- (1) Adequate floodproofing measures are provided to the flood protection elevation; and
- (2) Construction meets the development standards of § 238-18.

D. Fills or deposition of materials may be allowed by permit, if:

- (1) The requirements of § 238-18 are met;
- (2) No material is deposited in the navigable channel unless a permit is issued by the Department pursuant to Chapter 30, Wis. Stats., and a permit pursuant to § 404 of the Federal Water Pollution Control Act, Amendments of 1972, 33 U.S.C. 1344 has been issued, if applicable, and the other requirements of this section are met;
- (3) The fill or other materials will be protected against erosion by riprap, vegetative cover, sheet piling or bulkheading; and
- (4) The fill is not classified as a solid or hazardous waste material.

§ 238-25. Prohibited uses.

All uses not listed as permitted uses in § 238-23 are prohibited, including the following uses:

- (a) A cross-section elevation view of the proposal, perpendicular to the watercourse, showing if the proposed development will obstruct flow; or
 - (b) An analysis calculating the effects of this proposal on regional flood height.
 - (3) The Zoning Administrator shall deny the permit application if the project will cause any increase in the flood elevations upstream or downstream, based on the data submitted for Subsection A(2) above.
- B. Structures. Structures accessory to permanent open space uses, including utility and sanitary facilities, or functionally dependent on a waterfront location may be allowed by permit if the structures comply with the following criteria:
- (1) Not designed for human habitation, does not have a high flood damage potential and is constructed to minimize flood damage;
 - (2) Shall either have the lowest floor elevated to or above the flood protection elevation and shall meet all the following standards:
 - (a) Be dry floodproofed so that the structure is watertight with walls substantially impermeable to the passage of water and completely dry to the flood protection elevation without human intervention during flooding;
 - (b) Have structural components capable of meeting all provisions of § 238-24B.(7) and;
 - (c) Be certified by a registered professional engineer or architect, through the use of a Federal Emergency Management Agency Floodproofing Certificate, that the design and methods of construction are in accordance with § 238-24B.(7)
 - (3) Must be anchored to resist flotation, collapse and lateral movement;
 - (4) Mechanical and utility equipment must be elevated or floodproofed to or above the flood protection elevation; and
 - (5) Must not obstruct the flow of floodwater or cause any increase in flood levels during the occurrence of the regional flood.
 - (6) For a structure designed to allow the automatic entry of floodwaters below the Regional Flood Elevation, the applicant shall submit a plan that meets or exceeds the following standards:
 - (a) The lowest floor must be elevated to or above the flood protection elevation;
 - (b) A minimum of two openings have a total net area of not less than one square inch for every square foot of enclosed area subject to flooding;
 - (c) The bottom of all openings shall be no higher than one foot above the lowest adjacent grade; openings may be equipped with screens, louvers, valves, or

- L. All service facilities, including but not limited to refuse collection, electrical service, gas lines, propane tanks, sewage systems and wells shall be properly anchored and placed at or floodproofed to the flood protection elevation.

Article III. Floodway District (FW)

§ 238-22. Applicability.

This section applies to all floodway areas on the floodplain zoning maps and those identified pursuant to § 238-32.

§ 238-23. Permitted uses.

The following open space uses are allowed in the Floodway District and the floodway areas of the general floodplain district, if they are not prohibited by any other ordinance; they meet the standards in §§ 238-24 and 238-25; and all permits or certificates have been issued according to § 238-38:

- A. Agricultural uses, such as: farming, outdoor plant nurseries, horticulture, viticulture and wild crop harvesting.
- B. Nonstructural industrial and commercial uses, such as loading areas, parking areas and airport landing strips.
- C. Nonstructural recreational uses, such as golf courses, tennis courts, archery ranges, picnic grounds, boat ramps, swimming areas, parks, wildlife and nature preserves, game farms, fish hatcheries, shooting, trap and skeet activities, hunting and fishing areas and hiking and horseback riding trails, subject to the fill limitations of § 238-24D.
- D. Uses or structures accessory to open space uses, or classified as historic structures that comply with §§ 238-24 and 238-25.
- E. Extraction of sand, gravel or other materials that comply with § 238-24D.
- F. Functionally water-dependent uses, such as docks, piers or wharves, dams, flowage areas, culverts, navigational aids and river crossings of transmission lines, and pipelines that comply with Chapters 30, 31, Wis. Stats.
- G. Public utilities, streets and bridges that comply with § 238-24C.

§ 238-24. Standards for developments in floodway areas.

A. General.

- (1) Any development in floodway area shall comply with Article II and have a low flood damage potential.
- (2) Applicants shall provide the following data to determine the effects of the proposal according to § 238-18 and 238-38(C):

Public or private campgrounds shall have a low flood damage potential and shall meet the following provisions:

- A. The campground is approved by the Department of Health Services;
- B. A land use permit for the campground is issued by the Zoning Administrator;
- C. The character of the river system and the campground elevation are such that a 72-hour warning of an impending flood can be given to all campground occupants;
- D. There is an adequate flood warning procedure for the campground that offers the minimum notice required under this section to all persons in the campground. This procedure shall include a written agreement between the campground owner, the municipal emergency government coordinator and the chief law enforcement official which specifies the flood elevation at which evacuation shall occur, personnel responsible for monitoring flood elevations, types of warning systems to be used and the procedures for notifying at-risk parties, and the methods and personnel responsible for conducting the evacuation;
- E. This agreement shall be for no more than one calendar year, at which time the agreement shall be reviewed and updated - by the officials identified in Subsection D - to remain in compliance with all applicable regulations, including those of the State Department of Health Services and all other applicable regulations;
- F. Only camping units that are fully licensed, if required, and ready for highway use are allowed;
- G. The camping units shall not occupy any site in the campground for more than 180 consecutive days, at which time the camping unit must be removed from the floodplain for a minimum of 24 hours;
- H. All camping units that remain on site for more than 30 days shall be issued a limited authorization by the campground operator, a written copy of which is kept on file at the campground. Such authorization shall allow placement of a camping unit for a period not to exceed 180 days and shall ensure compliance with all the provisions of this section;
- I. The municipality shall monitor the limited authorizations issued by the campground operator to assure compliance with the terms of this section;
- J. All camping units that remain in place for more than 180 consecutive days, at which time the camping unit must be removed from the floodplain for a minimum of 24 hours; and must meet the applicable requirements in either Article III, Article IV or Article V for the floodplain district in which the structure is located;
- K. The campground shall have signs clearly posted at all entrances warning of the flood hazard and the procedures for evacuation when a flood warning is issued; and

flood-prone area, all new construction and substantial improvements shall be designed and anchored to prevent flotation, collapse, or lateral movement of the structure resulting from hydrodynamic and hydrostatic loads; be constructed with flood-resistant materials; be constructed to minimize flood damages and to ensure that utility and mechanical equipment is designed and/or located so as to prevent water from entering or accumulating within the equipment during conditions of flooding.

- B. Subdivisions shall be reviewed for compliance with the above standards. All subdivision proposals (including manufactured home parks) shall include regional flood elevation and floodway data for any development that meets the subdivision definition of this chapter and all other requirements in §238-37. Adequate drainage shall be provided to reduce exposure to flood hazards and all public utilities and facilities, such as sewer, gas, electrical, and water systems are located and constructed to minimize or eliminate flood damages.

§ 238-18. Hydraulic and hydrologic analyses.

- A. No floodplain development shall:

- (1) Obstruct flow, defined as development which blocks the conveyance of floodwaters by itself or with other development, causing any increase in the regional flood height; or
- (2) Cause any increase in the regional flood height due to floodplain storage area lost.

- B. The Zoning Administrator shall deny permits if it is determined the proposed development will obstruct flow or cause any increase in the regional flood height, based on the officially adopted FIRM or other adopted map, unless the provisions of Article VIII are met.

§ 238-19. Watercourse alterations.

- A. No land use permit to alter or relocate a watercourse in a mapped floodplain shall be issued until the local official has notified in writing all adjacent municipalities, the Department and FEMA regional offices, and required the applicant to secure all necessary state and federal permits. The standards of §238-18 must be met and the flood-carrying capacity of any altered or relocated watercourse shall be maintained.
- B. As soon as is practicable, but not later than six months after the date of the watercourse alteration or relocation and pursuant to Article VIII, the community shall apply for a Letter of Map Revision (LOMR) from FEMA. Any such alterations must be reviewed and approved by FEMA and the DNR through the LOMC process.

§ 238-20. Chapter 30,31 WIS. Stats., Development.

Development which requires a permit from the Department under Chapters 30 and 31, Wis. Stats., such as docks, piers, wharves, bridges, culverts, dams and navigational aids, may be allowed if the necessary permits are obtained and amendments to the Floodplain Zoning Ordinance are made according to Article VIII.

§ 238-21. Public or private campgrounds.

§ 238-12. Abrogation and greater restrictions.

- A. This chapter supersedes all the provisions of any zoning ordinance enacted under §§ 59.69, 59.692 or 59.694; or § 87.30, Wis. Stats., which relate to floodplains. A more restrictive ordinance shall continue in full force and effect to the extent of the greater restrictions, but not otherwise.
- B. This chapter is not intended to repeal, abrogate or impair any existing deed restrictions, covenants or easements. If this chapter imposes greater restrictions, the provisions of this chapter shall prevail.

§ 238-13. Interpretation.

In their interpretation and application, the provisions of this chapter are the minimum requirements liberally construed in favor of the governing body and are not a limitation on or repeal of any other powers granted by the Wisconsin Statutes. If a provision of this chapter, required by Chapter NR 116 of Wisconsin Administrative Code is unclear, the provision shall be interpreted in light of the standards in effect on the date of the adoption of this chapter or in effect on the date of the most recent text amendment to this chapter.

§ 238-14. Warning and disclaimer of liability.

The flood protection standards in this chapter are based on engineering experience and research. Larger floods may occur or the flood height may be increased by man-made or natural causes. This chapter does not imply or guarantee that non-floodplain areas or permitted floodplain uses will be free from flooding and flood damages. This chapter does not create liability on the part of, or a cause of action against, the municipality or any officer or employee thereof for any flood damage that may result from reliance on this chapter.

§ 238-15. Severability

Should any portion of this chapter be declared unconstitutional or invalid by the court of competent jurisdiction, the remainder of this chapter shall not be affected.

§ 238-16. Annexed areas for cities and villages.

The Pierce County floodplain zoning provisions in effect on the date of annexation shall remain in effect and shall be enforced by the municipality for all annexed areas until the municipality adopts and enforces an ordinance which meets the requirements of Chapter NR 116 of the Wisconsin Administrative Code and 44 CFR 59-72, National Flood Insurance Program (NFIP). These annexed lands are described on the municipality's Official Zoning Map. County floodplain zoning provisions are incorporated by reference for the purpose of administering this section and are on file in the office of the municipal Zoning Administrator. All plats or maps of annexation shall show the regional flood elevation and the location of the floodway.

Article II. General Standards Applicable to All Floodplain Districts

§ 238-17. General development standards.

- A. The County shall review all permit applications to determine whether proposed building sites will be reasonably safe from flooding. If a proposed building site is in a

- A. The Floodway District (FW) is the channel of a river or stream and those portions of the floodplain adjoining the channel required to carry the regional floodwaters and are contained in AE Zones as shown on the FIRM.
- B. The Floodfringe District (FF) is that portion of the floodplain between the regional flood limits and the floodway and displayed as AE zones on the FIRM.
- C. The General Floodplain District (GFP) is those areas that have been or may be covered by floodwater during the regional flood and does not have a BFE or floodway boundary determined, including A, AH and AO zones on the FIRM.

§ 238-8. Locating floodplain boundaries.

Discrepancies between boundaries on the Official Floodplain Zoning Map and actual field conditions shall be resolved using the criteria in Subsection A or B below. If a significant difference exists, the map shall be amended according to Article VIII, Amendments and Enforcement. The Zoning Administrator can rely on a boundary derived from a profile elevation to grant or deny a land use permit, whether or not a map amendment is required. The Zoning Administrator shall be responsible for documenting actual predevelopment field conditions and the basis upon which the district boundary was determined and for initiating any map amendments required under this section. Disputes between the Zoning Administrator and an applicant over the district boundary line shall be settled according to § 238-41 and the criteria in Subsections A and B below. Where the flood profiles are based on established base flood elevations from a FIRM, FEMA must approve any map amendment or revision pursuant to Article VIII, Amendments and Enforcement.

- A. If flood profiles exist, the map scale and the profile elevations shall determine the district boundary. The regional or base flood elevations shall govern if there are any discrepancies.
- B. Where flood profiles do not exist, the location of the boundary shall be determined by the map scale.

§ 238-9. Removal of lands from floodplain.

Compliance with the provisions of this chapter shall not be grounds for removing land from the floodplain unless it is filled at least two feet above the regional or base flood elevation, the fill is contiguous to land outside the floodplain, and the map is amended pursuant to Article VIII.

§ 238-10. Compliance.

Any development or use within the areas regulated by this chapter shall be in compliance with the terms of this chapter and other applicable local, state, and federal regulations.

§ 238-11. Municipalities and state agencies regulated.

Unless specifically exempted by law, all cities, villages, towns and counties are required to comply with this ordinance and obtain all necessary permits. State agencies are required to comply if § 13.48(13), Wis. Stats., applies. The construction, reconstruction, maintenance and repair of state highways and bridges by the Wisconsin Department of Transportation is exempt when § 30.2022, Wis. Stats., applies.

- (2) Plum Creek #2 Dam Failure Analysis approved by the Department of Natural Resources on May 22, 1996, including:
 - (a) Map dated March 1996 and titled "Hydraulic Shadow Map," Cross Sections 10 - 24
 - (b) Floodway data table dated March 1996 and titled "Table 4: Hydraulic Shadow Floodway Data" Maximum Stage Elevation Column, Cross Sections 10 - 24
 - (c) Flood profiles dated March 1996 and titled "Plum Creek Structure 2: Dam Break Flood Profiles," Cross Sections 10 - 24
- (3) Plum Creek #3 Dam Failure Analysis approved by the Department of Natural Resources on May 20, 1996, including:
 - (a) Map dated March 1996 and titled "Hydraulic Shadow Map"
 - (b) Floodway data table dated March 1996 and titled "Table 4: Hydraulic Shadow Floodway Data" Maximum Stage Elevation Column
 - (c) Flood profiles dated March 1996 and titled "Plum Creek Structure 3: Dam Break Flood Profiles"
- (4) Plum Creek #19 Dam Failure Analysis approved by the Department of Natural Resources on May 22, 1996, including:
 - (a) Map dated March 1996 and titled "Hydraulic Shadow Map"
 - (b) Floodway data table dated March 1996 and titled "Table 4: Hydraulic Shadow Floodway Data" Maximum Stage Elevation Column,
 - (c) Flood profiles dated March 1996 and titled "Plum Creek Structure 19: Dam Break Flood Profiles"
- (5) Bay City Dam Structure No. 1 Dam Failure Analysis approved by the Department of Natural Resources on June 10, 1996, including:
 - (a) Map dated March 1996 and titled "Hydraulic Shadow Map"
 - (b) Floodway data table dated March 1996 and titled "Table 4: Hydraulic Shadow Floodway Data" Maximum Stage Elevation Column
 - (c) Flood profiles dated March 1996 and titled "Bay City Structure #1: Hydraulic Shadow Map,"
- (6) Letter of Map Revision 14-05-2976P-555571, 10/23/2014.

§ 238-7. Establishment of districts.

The regional floodplain areas are divided into three districts as follows:

flood elevations are derived from the flood profiles in the Flood Insurance Study (FIS) and are shown as AE, A1-30, and AH Zones on the FIRM. Other regulatory zones are displayed as A and AO zones. Regional Flood Elevations (RFE) may be derived from other studies. If more than one map or revision is referenced, the most restrictive information shall apply.

§ 238-6. Official maps and revisions.

The boundaries of all floodplain districts are designated as A, AE, AH, AO or A1-30 on the maps based on the Flood Insurance Study (FIS) listed below. Any change to the base flood elevations (BFE) or any changes to the boundaries of the floodplain or floodway in the FIS or on the Flood Insurance Rate Map (FIRM) must be reviewed and approved by the DNR and FEMA through the Letter of Map Change process (see article VIII Amendments and Enforcement) before it is effective. No changes to RFE's on non-FEMA maps shall be effective until approved by the DNR. These maps and revisions are on file in the office of the Pierce County Land Management Department. If more than one map or revision is referenced, the most restrictive information shall apply.

A. OFFICIAL MAPS: Based on the FIS: Flood Insurance Rate Map (FIRM), panel numbers:

550953C0085E, 55093C0095E, 55093C0107E, 55093C0109E, 55093C0125E, 55093C0126E, 55093C0127E, 55093C0130E, 55093C0131E, 55093C0132E, 55093C0150E, 55093C0155E, 55093C0160E, 55093C0165E, 55093C0170E, 55093C0180E, 55093C0190E, 55093C0195E, 55093C0210E, 55093C0215E, 55093C0216E, 55093C0217E, 55093C0218E, 55093C0219E, 55093C0231E, 55093C0232E, 55093C0251E, 55093C0252E, 55093C0253E, 55093C0254E, 55093C0260E, 55093C0262E, 55093C0266E, 55093C0267E, 55093C0269E, 55093C0288E, 55093C0300E, 55093C0301E, 55093C0302E, 55093C0305E, 55093C0325E, 55093C0350E, 55093C0364E, 55093C0368E, 55093C0375E, 55093C0376E, 55093C0377E, 55093C0381E, 55093C0382E, 55093C0383E, 55093C0384E, 55093C0403E, 55093C0404E, 55093C0405E, 55093C0408E, 55093C0409E, 55093C0410E, 55093C0412E, 55093C0416E, 55093C0417E, 55093C0428E, 55093C0429E, 55093C0430E, 55093C0435E, 55093C0436E, 55093C0437E, 55093C0441E, 55093C0445E, 55093C0452E, 55093C0456E, 55093C0475E, dated 11/16/2011; and panels 55093C0205F and 55093C0185F dated 12/30/2020 with corresponding profiles that are based on the Flood Insurance study 55093CV000B, dated, 12/30/2020.

Approved by: The DNR and FEMA

B. OFFICIAL MAPS: Based on other studies. Any maps referenced in this section must be approved by the DNR and be more restrictive than those based on the FIS at the site of the proposed development.

- (1) St. Croix Regional Flood Analysis, St. Croix Falls to Mouth, dated March 1973, by the Minnesota Department of Natural Resources and Wisconsin Department of Natural Resources in cooperation with the United States Army Corp of Engineers.

UNNECESSARY HARDSHIP

Where special conditions affecting a particular property, which were not self-created, have made strict conformity with restrictions governing areas, setbacks, frontage, height or density unnecessarily burdensome or unreasonable in light of the purposes of the ordinance.

VARIANCE

An authorization by the Board of Adjustment or Appeals for the construction or maintenance of a building or structure in a manner which is inconsistent with dimensional standards (not uses) contained in the Floodplain Zoning Ordinance.

VIOLATION

The failure of a structure or other development to be fully compliant with the Floodplain Zoning Ordinance. A structure or other development without required permits, lowest floor elevation documentation, floodproofing certificates or required floodway encroachment calculations is presumed to be in violation until such time as that documentation is provided.

WATERSHED

The entire region contributing runoff or surface water to a watercourse or body of water.

WATER SURFACE PROFILE

A graphical representation showing the elevation of the water surface of a watercourse for each position along a reach of river or stream at a certain flood flow. A water surface profile of the regional flood is used in regulating floodplain areas.

WELL

An excavation opening in the ground made by digging, boring, drilling, driving or other methods, to obtain groundwater regardless of its intended use.

SECTION 3: That this Ordinance shall become effective upon its adoption and publication as required by law.

Dated this 27th day of October, 2020.




Jeffrey A. Holst, Chair
Pierce County Board of Supervisors

ATTESTED TO BY:



Jamie Feuerhelm, County Clerk

APPROVED AS TO FORM AND LEGALITY
BY: 

Bradley D. Lawrence, Corp. Counsel

Adopted: **ADOPTED**

NOV 10 2020

ORDINANCE NO. 20-05
Amend Chapter 172, Section 172-15(B) of the
Pierce County Code – Parks and Recreation

PIERCE COUNTY BOARD OF SUPERVISORS DOES HEREBY ORDAIN AS
FOLLOWS:

SECTION 1: That Chapter 172, Section 172-15(B) of the Pierce County Code is hereby revised as follows:

§ 172-15 All-terrain vehicles and routes.

B. Designation of all-terrain vehicle routes. The following routes are designated all-terrain vehicle routes in the County.

- (1) In the Town of El Paso, the portion of County Road N from 650th Avenue to County Road G to 425th Street.
- (2) In the Town of El Paso, from the intersection of County Road N and G to W4277 County Road G.
- (3) In the Town of Spring Lake, CTH B, from 770th Avenue and County Road B, east on County Road B to STH 128 and 770th Avenue.
- (4) In the Village of Spring Valley, CTH B, from a point 1800 feet west of the intersection of CTH B and Newman Avenue, to the intersection of CTH B and Newman Avenue, south to the intersection of CTH B and Akers Street, east to the intersection of CTH B and McKay Avenue.
- (5) In the Town of Spring Lake, on County Road P from 50th Street south to the north Village of Elmwood village limits.
- (6) In the Village of Elmwood, on County Road P from the north village limits to the south village limits.
- (7) In the Town of Rock Elm, on County Road P from the south Village of Elmwood village limits to 70th Street.
- (8) In the Town of Rock Elm, on CTH S from 70th Street to 430th Avenue/CTH X.
- (9) In the Town of Rock Elm, on CTH HH from CTH CC to 450th Avenue.
- (10) In the Town of Trenton, on CTH VV from 230th Avenue to 185th Avenue.
- (11) In the Town of Ellsworth, on CTH N from 610th Street to US Highway 63.
- (12) In the Town of Hartland, on CTH V from 610th Street to 620th Street.
- (13) In the Town of Union, on CTH S from 130th Street to 330th Avenue.
- (14) In the Village of Plum City, on CTH S from Birch Avenue to CTH U.
- (15) In the Town of Salem, on CTH A from 270th Avenue to 385th Street.
- (16) In the Town of Trimbelle, on CTH O from 480th Avenue to US Highway 10.

- (17) In the Town of Rock Elm, on CTH X from CTH S to 30th Street.
- (18) In the Town of Hartland, on CTH EE from CTH D to 210th Avenue.
- (19) In the Town of Union, on CTH ZZ from CTH Z to 370th Avenue.
- (20) In the Town of Union, on CTH Z from 30th Street to the Pierce/Pepin County Line.
- (21) In the Town of River Falls, on CTH W from State Road 65 to 870th Avenue.
- (22) In the Town of Maiden Rock, on CTH S from the south intersection of CTH S and CTH CC west to 290th Street.
- (23) In the Town of Maiden Rock, on CTH AA from Pierce/Pepin County Line to 272nd Street.
- (24) In the Town of Maiden Rock, on CTH CC from CTH J east to 130th Street, and CTH SS from 130th Street to the Pierce/Pepin County Line.
- (25) In the Town of Maiden Rock, on CTH U from 90th Street to 170th Avenue.

SECTION 2: That this Ordinance shall become effective upon its adoption and publication as required by law.

Dated: January 26, 2021.




Jeffrey A. Holst, Chair
Pierce County Board of Supervisors

ATTESTED TO BY:



Jamie Feuerhelm, County Clerk

APPROVED AS TO FORM AND LEGALITY BY:



Bradley D. Lawrence, Corp. Counsel

Adopted: **ADOPTED**

FEB 23 2021

Resolution 20-01
Commendation to Former
County Board Supervisors

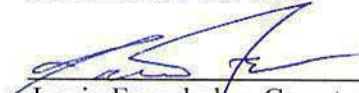
WHEREAS, Robert Mercord, LeRoy Peterson, Dan Reis, & Paul Shingledecker have served on numerous committees as well as participated in many sessions of the Pierce County Board of Supervisors; and

WHEREAS, these members of the Pierce County Board of Supervisors have given a great deal of their time and efforts for the citizens of Pierce County.

NOW, THEREFORE BE IT RESOLVED that the Pierce County Board of Supervisors go on record commending these individuals for their years of public service for the advancement of Pierce County.

DATED this 21st day of April, 2020.

ATTESTED TO BY:




Jamie Feuerhelm, County Clerk



Chairman
Pierce County Board of Supervisors

APPROVED AS TO FORM AND LEGALITY BY:



Bradley D. Lawrence, Corp. Counsel

RESOLUTION NO. 20-02
AMEND FEES FOR SERVICES OF COUNTY MEDICAL EXAMINER
AND DEPUTY MEDICAL EXAMINER

WHEREAS, Sec. 59.36, Wis. Stats. provides that the County Board shall set fees for all services rendered by the Medical Examiner and Deputy Medical Examiner in amounts reasonably related to the actual and necessary costs of providing the service; and

WHEREAS, the County previously set certain fees for services of the Medical Examiner and Deputy Medical Examiner in Resolutions 06-34, 13-20, 15-10, 17-01, 18-03, and 19-01; and

WHEREAS, said fees may be increased pursuant to Wis. Stat. § 59.365(2) however may not exceed the annual percentage change in the U.S. CPI for all urban consumers as determined by the U.S. Department of Labor for the twelve months ending on December 31st of the previous year; and

WHEREAS, the Law Enforcement Committee, at its meeting on March 11, 2020, and the Finance and Personnel Committee, at its meeting on April 6, 2020, recommended the fees be modified as follows:

Item	Current Fee	Proposed Fee
Autopsy Summary Report	\$26.57	\$27.23
Autopsy Report Complete	\$79.68	\$81.67
Medical Examiner Report Summary	\$26.57	\$27.23
Medical Examiner Report Comprehensive	\$53.11	\$54.44
Toxicology Report	\$26.57	\$27.23
Autopsy Photograph Acquisition Fee	\$15.94	\$16.34
Copying Fee: Pictures (not on CD)	\$2.11 per picture	\$2.16
Copying Fee: Compact Disc / DVD	\$7.44 per CD/DVD	\$7.63
Postage and envelopes will be charged based on actual expense		
Cremation Permit*	\$159.34*	\$163.32*
Disinterment Permit	\$53.11	\$54.44
Death Certificate Processing	\$0.02	\$0.00**

*Cremation Permit fee to be split with \$50 to the Medical Examiner to be used for training and equipment for the Medical Examiner staff, and the remainder to the General Fund.

**Medical Examiner recommends charging \$0.00 for this fee at this time because it costs more to process administratively than is made in revenue.

NOW, THEREFORE BE IT RESOLVED, that the Pierce County Board of Supervisors hereby adopts the fees as set forth above, and that the fees shall take effect on April 21, 2020.

BE IT FURTHER RESOLVED, that the Pierce County Medical Examiner shall collect the established fees, maintain auditable records, and deposit those fees with the Pierce County Treasurer on a monthly basis.

Dated this 21st day of April, 2020.

ATTESTED TO BY:



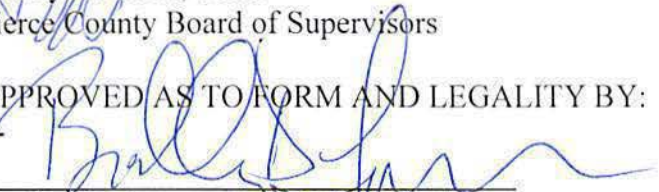
Jamie Feuerhelm, County Clerk

Adopted: April 21, 2020



Jeffrey A. Holst, Chair
Pierce County Board of Supervisors

APPROVED AS TO FORM AND LEGALITY BY:



Bradley D. Lawrence, Corp. Counsel

RESOLUTION NO. 20-03
TRANSFER FROM GENERAL FUND FOR
2019 REGISTER IN PROBATE BUDGET DEFICIT

WHEREAS, in 2019 the Register in Probate budget exceeded its final budgeted amount by \$21,987 primarily due to a spike in cases involving children that need protection and services and resulting payments to the guardians ad litem and court appointed attorneys; and

WHEREAS, the Register in Probate tries to keep costs down as much as possible, however has no actual control over the number of CHIPS cases, along with associated guardian ad litem and court appointed attorney fees; and

WHEREAS, the additional costs set forth above were not budgeted for in the Register in Probate budget and as a result a deficit of \$21,329 exists in the 2019 Register in Probate Budget; and

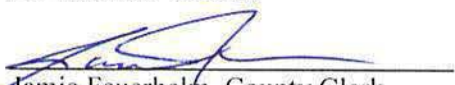
WHEREAS, pursuant to §65.90(5) Wis. Stats., the County Board is required to authorize transfers in excess of 10% of the department budget, or if the transfer is requested from the General Fund rather than the Contingency Fund; and

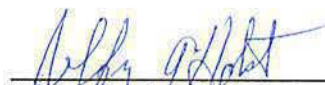
WHEREAS, on March 11, 2020 and April 6, 2020 the Law Enforcement Committee and Finance and Personnel Committee respectively reviewed the transfer request and took action to forward to the County Board their recommendation that they approve the transfer from the General Fund into the 2019 Register in Probate Budget the amount of \$21,329 to cover the deficit, and that it be approved on a first reading to close the 2019 books timely and allow the auditors to perform the 2019 audit in April.

NOW THEREFORE, BE IT RESOLVED, that the Pierce County Board of Supervisors hereby approves and authorizes the transfer from the General Fund into the 2019 Register in Probate Budget the amount of \$21,329, to line item 212 Legal Fees, for the purposes set forth herein.

Dated this 21st day of April, 2020.

ATTESTED TO BY:


Jamie Feuerhelm, County Clerk


Jeffrey A. Holst, Chair
Pierce County Board of Supervisors

APPROVED AS TO FORM AND LEGALITY BY:


Bradley D. Lawrence, Corp. Counsel

Adopted:

April 21, 2020

RESOLUTION NO. 20-04
TO CONSIDER WHETHER TO HOLD AS SCHEDULED,
OR CANCEL THE 2020 PIERCE COUNTY FAIR AND MOTOCROSS

WHEREAS, Pierce County holds an annual County Fair, which includes, but is not limited to: animal exhibits, midway and rides, food stands, magic shows, pony rides, talent shows, contests, fireworks, beer garden, tractor/truck pull, comedy shows, karaoke, demolition derby, and musical entertainment, and is scheduled to be held August 13-16, 2020; and

WHEREAS, Pierce County additionally plans to hold its annual pre-Fair Motocross event on July 24, 2020; and

WHEREAS, in December, 2019, a novel strain of coronavirus which causes COVID-19 was detected, and COVID-19 has continued to spread throughout the world, including to the United States and the State of Wisconsin; and

WHEREAS, the federal government, state governments, and local governments have been working together to contain the further spread of the disease and treat existing cases; and

WHEREAS, on January 31, 2020, the United States Department of Health and Human Services declared a Public Health Emergency, on March 11, 2020, the World Health Organization declared COVID-19 a pandemic, and on March 12, 2020 the Governor of the State of Wisconsin declared a Health Emergency in the State; and

WHEREAS, pursuant to §323.14(4) Wis. Stats., on March 19, 2020 the Pierce County Administrative Coordinator and County Board Chair by proclamation declared that a state of emergency exists in Pierce County due to COVID-19; and

WHEREAS, on March 24, 2020, the Pierce County Board of Supervisors adopted Resolution 19-28 Declaration of State of Emergency and Ratification of Proclamation Declaring State of Emergency Due to COVID-19, which, pursuant to Wis. Stat. § 323.11, authorized the Board to order, by ordinance or resolution, whatever is necessary and expedient for the health, safety, protection, and welfare of persons and property within the County; and

WHEREAS, because of the COVID-19 pandemic, on March 24, 2020, Secretary-designee Andrea Palm of the Wisconsin Department of Health Services issued Emergency Order #12, Safer at Home Order ("Safer at Home Order") requiring that everyone in Wisconsin stay at their home or place of residence except in limited circumstances, until April 24, 2020; and

WHEREAS, on April 16, 2020, Secretary-designee Palm extended the Safer at Home Order, with certain modifications, to May 26, 2020, pursuant to Emergency Order #28; and

WHEREAS, through limitations on gatherings and travel, safer at home policies aim to slow the spread of COVID-19 and prevent spikes in the number of cases (flatten the curve) in order to reduce the strain on our health care system, and reduce risk to lives; and

WHEREAS, experts predict that the length of the pandemic will likely last another 12-24 months, with potential significant additional waves of COVID-19 coming in the summer and fall of 2020 and into 2021^{1 2}; and

WHEREAS, the Pierce County Fairgrounds accommodates approximately 47 groups / organizations and over 74,000 people annually, and the County Fair accounts for more than half of the 74,000 annual visitors; and

WHEREAS, the unfortunate circumstances of the COVID-19 pandemic make the County Fair a matter of public health concern, for which the County Board has an obligation to protect the health and welfare of its employees, citizens, and those visiting Pierce County pursuant to the authority of Resolution 19-28; and

WHEREAS, on April 20, 2020, Secretary-designee Palm signed Emergency Order #31, known as Badger Bounce Back (based on the federal guidelines for Opening Up America Again), which is Wisconsin's plan to decrease COVID-19 cases and deaths to a low level and increase capacity in our health care system so that a phased reopening of businesses is possible; upon meeting certain gating criteria (metrics and data), the transition is made incrementally moving from staying at home to interacting and returning to work; and

WHEREAS, the Badger Bounce Back plan transitions from the initial Safer at Home phase, to Phase One, to Phase Two and finally Phase Three, and the plan includes, but is not limited to, individuals and businesses continuing to practice good hygiene, physical distancing and other best practices, including limitations on the number of people gathering as follows:

Action	Safer at Home	Phase One	Phase Two	Phase Three
Allow gatherings including religious (above 10, 50 people)	No, but allow religious gatherings below 10	Yes – 10 people maximum	Yes – 50 people maximum	Yes – No maximum

WHEREAS, the Wisconsin Supreme Court on May 13, 2020 struck down the Safer At Home Order (Emergency Order #28), and in turn the Badger Bounce Back plan is no longer in effect,

¹ Center for Infectious Disease Research and Policy, University of Minnesota, *COVID-19: The CIDRAP Viewpoint*, April 30, 2020; <https://www.cidrap.umn.edu/sites/default/files/public/downloads/cidrap-covid19-viewpoint-part1.pdf>

² The Hub, Johns Hopkins University, *Q&A COVID19 and the Long Road to Herd Immunity*, April 30, 2020; <https://hub.jhu.edu/2020/04/30/herd-immunity-covid-19-coronavirus/>

leaving Wisconsin without any statewide rule in place and making it up to local public health officials to deal with the pandemic on a local level; and

WHEREAS, the Pierce County Public Health Department issued a Public Health Advisory on May 25, 2020 advising against mass gatherings over 10 people; and

WHEREAS, the Centers for Disease Control guidance regarding mass gatherings indicates that large events and mass gatherings contribute to the spread of COVID-19, and presently recommends social distancing, including avoiding large gatherings (over 250 people) and small gatherings in private places and public spaces, such as a friend's house, parks, restaurants, shops, or any other place. This advice applies to people of any age, including teens and younger adults; and

WHEREAS, pursuant to the Wisconsin Department of Health Services, at the present time there are no medical treatments or vaccines that can slow the spread of COVID-19, and the only strategy we have to slow the spread is to limit physical contact between people; and

WHEREAS, there is significant preparation and planning that goes into the fair, not only by county staff, but vendors, entertainers, contestants, exhibitors, and participants, and consideration needs to be given as to whether due to the public health concerns involved the Fair and motocross should be held, in full or in some limited capacity, or whether to cancel the 2020 fair and/or motocross, in order to provide sufficient advance notice to all involved with those events; and

WHEREAS, the Finance and Personnel Committee, at its meeting on June 1, 2020, reviewed the matter and recommended that the Board of Supervisors cancel the Motocross event on July 24, 2020, and hold the Fair in a limited capacity, referenced as Option B, which is set forth in the attached Exhibit 1, and recommended that action be taken by the Board on a first reading.

NOW, THEREFORE BE IT RESOLVED, by the Pierce County Board of Supervisors that pursuant to the authority in adopted Resolution 19-34 and §323.11 and §323.14(4) Wis. Stats., the Board is authorized to order, by ordinance or resolution, whatever is necessary and expedient for the health, safety, protection, and welfare of persons and property within the County, and the Board resolved to cancel the Motocross event on July 24, 2020, and cancel the 2020 Fair.

Dated this 23rd day of June, 2020.



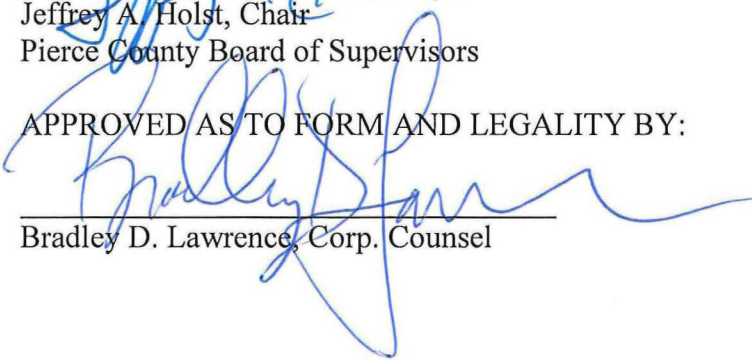
Jeffrey A. Holst, Chair
Pierce County Board of Supervisors

ATTESTED TO BY:



Jamie Feuerhelm, County Clerk

APPROVED AS TO FORM AND LEGALITY BY:



Bradley D. Lawrence, Corp. Counsel

Adopted: June 30 2020

Exhibit 1

Option B:

- This option would follow all current CDC limits/guidelines and recommendations from Pierce County Public Health applicable at the time.
- Motocross, Carnival, commercial vendors, grandstand events, entertainment, beer garden, open class (adult) competition, talent show, sponsored contests and general public/fairgoers would be eliminated.
- Gate management with entrance, drive-thru and exit traffic patterns established.
- Consider curbside pickup for community food stands in compliance with county health regulations.
- No camping allowed on fairgrounds.
- Fair Office temporary workers (such as: ticket takers/sellers, parking attendants, building guards, beer garden supervisor - 4 day only employees) would not be hired. Grounds keeping staff will operate at 50% staffing capacity.
- No sponsored plaques (175+) given out in 2020 but will be used for 2021. Considering the hardship of business that sponsors plaque, we wouldn't be requesting additional money in 2021 from them. Paper certificates would be utilized for 2020 instead.
- Use 2020 fair book for 2021 Fair in order to save expense of printing in the 2021 budget
- Continue with Jr. Fair youth animal and non-animal exhibits judging as available with current guidelines
 - o No housing of animals on premises over night
 - o Eliminate herdsmanship
 - o Animal judging will be separated by day by species
 - o Adhere to National 4-H Recognition model as a guideline for conducting all judging. (see attached)
 - o We would be fulfilling the EDUCATIONAL component of our partners, such as

Extension (4-H) and FFA.

- Drive through non-animal youth project drop off and pickup similar to Land Conservation spring tree event. Drop off dates may be staggered throughout the summer to properly accommodate social distancing.
- With no open class (adult) competition, we would reduce superintendent expense by 1/4. Jr. Fair superintendents would be used for non-animal entries and animal entries.
- Of the 65 judges we hire, we would use more local judges and require they judge multiple departments vs. single departments. Reducing expenses by approx. 2/3.
- State aid would be received and we may be eligible for more due to fairs that won't happen in 2020.
- In order to get State aid, we must have exhibits for public display. Public display can be accomplished by posting on our Facebook page and county website for an extended period of time showing the project, the person and the placing.
- Judging may extend beyond fair dates without state penalty.
- Premiums to exhibitors would be paid at time of project pickup vs. going to schools & libraries in the fall.
- Collaborate with Fair Committee on planning/implementation.
- Exhibitors exhibit at their own risk.
- Plans would be adjusted/changed as the situation either worsens or improves in consultation with the Department of Public Health.

National 4-H Recognition Model

The work we do in 4-H is grounded in research. Recognition is part of 4-H Project work. It is important for adults who work with Youth Exhibitors to provide appropriate recognition to all participants. As we develop in person and virtual experiences the National 4-H Recognition Model provides five key types of recognition:
















1. Participation - Emphasizes the importance of acknowledging young people who have been involved in 4-H educational experiences. For some youth, participation in a 4-H learning experience is an accomplishment.
2. Progress Toward Self-Set Goals - Parents and other adults can help youth set realistic goals. Recognition for progress toward self-set goals, no matter how small, is an integral part of this type of recognition.
3. Achievement of Standards of Excellence - Standards of excellence are established by experts in a given area. By measuring personal progress against standards of excellence, youth can gain insight into their own efforts and abilities.
4. Peer Competition - This type of recognition subjectively identifies, in a concrete time and place, the best team or individual. It is a strong motivator for some youth but is inappropriate for youth under age eight.
5. Cooperation - Learning and working together promotes high achievement. Cooperation may take advantage of all the skills represented in the group, as well as the process by which the group approaches the learning task/goal. Everyone is rewarded.

The Recognition Model can be used to design a recognition system to meet the needs of all youth. Designing a recognition system involves: Looking at the young people: their needs, interests, attitudes and aspirations. Understanding differences between people based on background and experiences; differences in behavior in people; differences between similar types of people. Using recognition that encourages and supports learning, and satisfies intrinsic and extrinsic needs. It has to balance recognition for participation, progress toward self set goals, achievement of standards of excellence, competition and cooperation.

Sourced: Michigan 4-H Recognition Handbook

<https://www.canr.msu.edu/uploads/236/67487/recognitionhandbook.pdf>

Options for Virtual and Alternative Fairs

	Exhibit Location	4-Her Location	Judge Location	Judging Style	Things to Consider
Social Distancing	Present 	Present 	Present 	Conference	Biosecurity
Exhibits Present with Virtual Conference	Present 	Virtual 	Present 	Individual Conference	Biosecurity
Virtual with Judge Present	Virtual 	Virtual 	Present 	Individual or Group Conference	Biosecurity and Virtual Submission
Virtual with Individual Conference	Virtual 	Virtual 	Virtual 	Individual Conference	Virtual Submission
Virtual with Group Conference	Virtual 	Virtual 	Virtual 	Group Conference	Virtual Submission

Physical Distancing Option

Judges present, exhibits present, Youth Exhibitors present

- **Exhibits location: Physically present**
- **Youth exhibitor location: Physically present**
- **Judges location: Physically present**
- **Judging strategy: Individual conference judging**
- **Physical Distancing and Biosecurity Measures (For example masks, gloves, cleaning and sanitizing supplies)**

Things to consider with Social Distancing Options

- Spread judges throughout available space (may want to use additional buildings or tents).
- If space is limited, may choose to schedule judging across many days (for example different project areas on different days).
- Minimize the number of people present by limiting parents/guardians (for example allowing only 1 parent/guardian per youth in the judging area)
- Institute biosecurity measures (see below for recommendations).
- Limit judging to a smaller number of exhibits per person and project area (for example, each member can only bring a total of 3-4 exhibits or "pick your best 6." Limits are set by county.)

Hybrid Option A

Judges present, exhibits present (dropoff only), Youth Exhibitors NOT present

- **Exhibit location: Physically present**
- **Youth exhibitor location: Not present**
- **Judges location: Physically present**
- **Judging strategy: Non-conference**
- **Required practice: Physical Distancing and Biosecurity Measures (For example masks, gloves, cleaning and sanitizing supplies)**

Hybrid Option A - Things to consider

- Schedule times for exhibit drop off prior to judging.
- Youth should complete a notecard to share information with the judge about their exhibit. This would replace the information youth would normally present in a conversation with the judge.
 - If you are using a fair entry program, exhibit tags could still be used, then Youth Exhibitor should complete a notecard possibly including: Number of Years in Project, Materials Used, How You Made it, What you learned?
 - If you are NOT using a fair entry program, exhibitors should complete a note card with write-up (Possibly including Name, Club or Group, Age, Number of Years in Project, Materials Used, How You Made it, What you learned?).
- On the day of judging, judges are spread throughout available space.
- VERY limited number of people present (judges, fair volunteers, and possibly 4-H staff).

- Non-conference judging of exhibits.
- Suggest using judging sheets, or having judges write feedback comments on a notecard.
- Institute biosecurity measures (see below for recommendations).
- May create slideshow of exhibits with ribbons displayed and showcased via Facebook, county websites, or shared with public in other ways.
- Schedule pick-up of items after fair.

Hybrid Option B

Judges present, exhibits present (dropoff only), Youth Exhibitors NOT present

- **Exhibit location: Physically present**
- **Youth Exhibitor location: Virtual**
- **Judges location: Physically present**
- **Judging strategy: Individual Conference via technology**
- **Required practices: Biosecurity Measures (For example masks, gloves, cleaning and sanitizing supplies) and Virtual connections**

Hybrid Option B - Things to consider

- Schedule times for exhibit drop offs prior to judging.
- On the day of judging, judges are spread throughout available space with access to technology.
- VERY limited number of people present (judges, fair staff, fair volunteers, and possibly 4-H staff).
- Conference judging* where judges view items in person.
 - Appointments should be scheduled for youth and judges to talk.
 - Youth Exhibitor either conferences-in via telephone, via ZOOM, or another form of technology.
 - A third person (adult) is present to insure youth safety on technology. In addition, this person can act as a moderator to keep total length of judging time and transitions to next Youth Exhibitor moving along.
- Institute biosecurity measures (see below for recommendations).
- May create slideshow of exhibits with ribbons displayed and showcased via Facebook, county websites, or shared with public in other ways.
- Schedule pick-up of items after fair.

Hybrid Option C

Judges present, exhibits NOT present, Youth Exhibitors NOT present

- **Exhibit location: Virtual**
- **Youth Exhibitor location: Virtual**
- **Judges location: Physically present**
- **Judging strategy: Individual Conference or Group Conference**
- **Required practices: Biosecurity Measures (For example masks, gloves, cleaning and sanitizing supplies) and Virtual Submission Strategy**

Hybrid Option C - Things to consider

- Youth Exhibitor must submit photos and/or videos of exhibits AS WELL AS write-ups as described above in Hybrid Option A.
- Fairs may use various platforms to collect required information during registration (Fair Entry, Google Forms, email).
- VERY limited number of people present (judges, fair staff, fair volunteers, and possibly 4-H staff).
- Judge view photos or videos (with fair staff or volunteers present to aid and answer questions).
- May choose between INDIVIDUAL conference judging or GROUP conference judging:
 - Appointments should be scheduled for youth and judges to talk.
 - Youth Exhibitor INDIVIDUALLY either conferences in via telephone, via ZOOM, or another form of technology.
 - A third person (adult) is present to insure youth safety on technology.
 - Youth Exhibitors on phone or are conferenced via ZOOM for GROUP conference judging. GROUP Conference judging involves all youth in one class at the same time. Where all youth are asked to engage and share their thoughts. Group sizes can be determined by what is most appropriate for youth engagement.
- Judge may share screen so that all present can view exhibit being judged.
- Institute biosecurity measures (see below for recommendations).
- May create slideshow of exhibits with ribbons displayed and showcased via Facebook, county websites, or shared with public in other ways.
- Schedule pick up of items after fair.

Virtual Option A

No judges present, no exhibits present, no Youth Exhibitor present

- **Exhibit location: Virtual**
- **Youth exhibitor location: Virtual**
- **Judges location: Virtual**
- **Judging strategy: Conference**
- **Required practice: Virtual Submission Strategy**

Virtual Option A -Things to consider:

- Youth Exhibitor must submit photos and/or videos of exhibits AS WELL AS write-ups as described above in Hybrid Option A.
- Fairs may use various platforms to collect required information during registration (Fair Entry, Google Forms, email).
- Judge views photos or videos (with fair staff or volunteers present to aid and answer questions).
- May choose between INDIVIDUAL conference judging or GROUP conference judging:
 - Appointments should be scheduled for youth and judges to talk.
 - Youth Exhibitor INDIVIDUALLY either conferences in via telephone, via ZOOM, or another form of technology.
 - A third person (adult) is present to insure youth safety on technology.

- Youth Exhibitors on phone or are conferenced via ZOOM for GROUP conference judging. GROUP Conference judging involves all youth in one class at the same time. Where all youth are asked to engage and share their thoughts.
- Judge may share screen so that all present can view exhibit being judged.
- Institute biosecurity measures (see below for recommendations).
- May create slideshow of exhibits with ribbons displayed and showcased via Facebook, county websites, or shared with public in other ways.
- Schedule pick up of items after fair.

Virtual Option B

No judges present, no exhibits present, no Youth Exhibitors present (written feedback only)

- **Exhibit location: Virtual**
- **Exhibitor location: Virtual**
- **Judges location: Virtual**
- **Judging strategy: Non-conference**
- **Required practice: Virtual Submission Strategy**

Virtual Option B - Things to consider:

- Youth Exhibitors must submit photos and/or videos of exhibits AS WELL AS write-ups as described above in Hybrid Option A.
- Fairs may use various platforms to collect required information during registration (Fair Entry, Google Forms, email).
- Judges conduct judging virtually
 - Suggest using judging sheets, or having judges write feedback comments on a notecard.
 - Distributing comments afterward (via mail, email, or other designated format).
- May create slideshow of exhibits with ribbons identified and showcased via Facebook, county websites, or shared with public in other ways.

Cloverbud Judging Things to Consider

- Hybrid or Virtual conference judging for Cloverbuds is possible but needs additional adult support
- 4-H clubs and groups may consider alternate strategies for virtual Cloverbud experiences outside of a fair setting such as:
 - Host a virtual Cloverbud meeting for a “show and tell” opportunity on Zoom. Keep “show and tell” short (under 20 minutes), in small groups, and structured and interactive to keep the attention of the youth. Staff/leaders would need to follow the risk management practices that have been provided for virtual meetings.
 - For example - A 4-H volunteer could read a book about animals and holding a “stuffed animal show”.
 - Club Show and Tell of exhibits Cloverbuds have created.

- Club leaders send families interview questions.
- Parents/guardians record their child, then send video to club leaders or post on a private Facebook page to share.
- Keep questions developmentally appropriate.

Appendix 1

Tips for Judges

Use Specific and Non-Evaluative Language

- Encourage youth to describe their plans, what they have in mind.
- Ask them what their goal is.
- Acknowledge their work and ideas by making very specific comments as you talk to them.
- Comment on the level of detail in their work.
- Point out different colors, shapes, designs they've used.
- Wonder out loud what their project might look like in its next phase.

Use Open-Ended Questions

- 'How' is the great open-ended question word!
- Who contributed to your design, plan or project?
- How did you resolve that problem?
- What about that was inspirational to you?
- What was that experience like for you?
- Describe what you see.
- What is your rationale?
- What makes you think that?

Ask, listen, encourage

- Ask effective questions.
- Ask questions with depth and variety.
- Ask and care about the answer. Remember body language!
- Listen actively to build trust and show you value what they have to say.
- Listen with your heart to identify feeling components.
- Listen and ask questions to make sure you're understanding.
- Encourage youth to describe their work.
- Encourage youth to recognize their own gifts and talents.
- Encourage youth to learn how to give specific feedback to peers

Practical strategies to support youth with encouragement
https://docs.google.com/document/d/1p2RcdXerWpUiRliE1Ki-9oShNUV5jlMxuo_h0axBIHI/edit

Appendix 2

Judging Criteria and Score Sheets

Criteria for judging fair entries is a key element of creating a strong educational experience. The Utah 4-H Fair Judges Manual, Jackson County Missouri 4-H, and Kansas State Research and Extension offer options for judging criteria and score sheet examples for evaluating a wide variety of non-animal exhibits:

Extension Utah State University and Utah 4-H State Fair
4-H Fair Judges Manual
<https://utah4h.org/files/Events/Fairs/FairMaterials/FairJudgingManual2015.pdf>

Jackson County 4-H Program, Missouri Extension
Exhibit Score Sheets
<https://extension2.missouri.edu/counties/jackson/4-h/4-h-fair>

K-State Research and Extension
Judging Score Sheets
<https://www.kansas4-h.org/resources/4-h-library/forms/judging-score-sheets.html>

Appendix 3

Things to Consider with Judges

- May want to survey judges prior to fair to determine:
 1. If they would like to participate in virtual fair options
 2. If they have the skills to participate in virtual fair options
- If pool of judges is low, could use volunteers to supplement your judging pool.
- Most vulnerable population – even if judges are able to be present, they may not want to participate due to increased concern of exposure. Best practice is to stay in close communication with judges and ask up front if there are any concerns to participate.

Appendix 4

Biosecurity Measures

- Best practice is to contact your County Health Department for up-to-date regulations and requirements for activities in your county.
 - May want to include this organization in on-going fair planning to get updates as changes take place.

- Additionally, check the CDC website for continued updates, recommendations, and requirements regarding COVID-19: <https://www.cdc.gov/coronavirus/2019-ncov/index.html>
- Provide hand washing stations and/or hand sanitizer
- Mandatory masks (may consider having some on-hand for those that forget)
- Place markers on the floor where people may stand (keeping 6 feet apart) or directional arrows throughout building
- Reduce sharing of equipment (everyone should have their own supplies - pens, paper, etc.)
- Disinfect judging area (tables, chairs, etc.) between each youth exhibitor.
- Regular cleaning of bathrooms (as per the recommendations from Public Health Dept.)
- For events being coordinated by Extension, Extension policies and guidelines regarding best practices for programming during COVID-19 must be utilized.

Appendix 5

Virtual Submission Strategies

- Fair Entry (FE) a program from the makers of 4-H Online: has many features to collect photos of projects and upload write ups. Unable to upload video at this time, but CAN upload link to a video (posted on Youtube or Vimeo). Things to consider: VERY easy for counties already using FE, comes with instruction video, judges can access info directly through FE login. <https://vimeo.com/406247772>
- Google Forms: allows you to create a submission form which allows youth exhibitors to upload photos, videos, and details about the project. Things to consider: FREE and user friendly for youth (most schools use already), Fair staff need to share info with judges (could set up separate Google folder for each project area for judges to access).
- Flip Grid: A free platform that allows videos up to 10 minutes and links to be uploaded. Feedback on videos can be provided using defined or custom criteria. Submissions can be private or viewed by anyone given access. No email is required of youth; access is provided using a code unique to each individual.
- MarTech Fair Management: a subscription service that allows users to upload registrations, photos, and videos. There is a cost for the service. Some counties are looking into this option.
- Email: may direct youth exhibitors to email Fair Staff photos and videos affiliated with their submissions. Things to consider: most time consuming option, difficult to label, track, and share files them with judges.

RESOLUTION NO. 20-05
AUTHORIZE AND REQUIRE COUNTY EMAIL
ADDRESSES FOR ALL COUNTY BOARD SUPERVISORS
AND APPROVE UNBUDGETED EXPENDITURE

WHEREAS, the County Board approved Resolution 13-34 in March 2014 authorizing the option for County Board Supervisors to have county email addresses for county business, which is currently utilized by some County Board Supervisors; and

WHEREAS, the COVID-19 pandemic and the resulting recommended constraints on large gatherings is expected to last for months to come, and has led the County to consider alternative ways to hold meetings and share agenda information in a timely manner; and

WHEREAS, the County has approved, and is in the process of, providing Chromebooks, or smaller laptop / tablets for all County Board Supervisors to assist with the above noted concern; and

WHEREAS, County Board Supervisors are each their own records custodian, and emails require retention, and county email accounts have automatic email archiving to meet records retention requirements; and

WHEREAS, there is currently a cost of \$96 per year per email address, which includes archiving all county emails; and

WHEREAS, the County expends significant amounts of staff time and money mailing all of the county committee meeting agendas and packet materials to committee members, which could be offset by utilizing emails rather than sending via U.S. Mail; and

WHEREAS, with required county email addresses, Supervisors would get their meeting packet materials quicker and more efficiently; and

WHEREAS, those Supervisors currently utilizing county email addresses are budgeted, however the source of funding email addresses for all Board Supervisors is unbudgeted, which funds would come from the Information Services budget as do the costs for all other county email addresses, and pursuant to Sec. 65.90(5), Wis. Stats., the County Board is required to authorize unbudgeted expenses; further said authorization requires a two-thirds vote of the entire membership of the governing body; and

WHEREAS, the Finance & Personnel Committee considered this matter at its meeting on June 1, 2020 and recommended that the County Board approve the unbudgeted expense and requiring county emails for all County Board Supervisors.

NOW, THEREFORE BE IT RESOLVED, by the Pierce County Board of Supervisors that it authorizes and approves the unbudgeted expenditure and requiring county email addresses for all County Board Supervisors as set forth herein, effective upon adoption of this Resolution.

Dated this 23rd day of June, 2020.



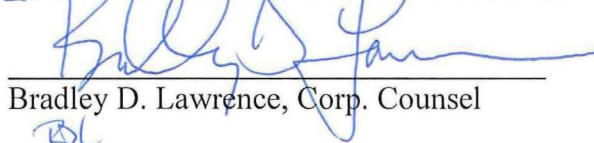
Jeffrey A. Holst, Chair
Pierce County Board of Supervisors

ATTESTED TO BY:



Jamie Feuerhelm, County Clerk

APPROVED AS TO FORM AND LEGALITY BY:



Bradley D. Lawrence, Corp. Counsel
BL

Adopted: June 30, 2020


Resolution 20-06
Commendation to Former
County Board Supervisor Cecil Bjork

WHEREAS, Cecil Bjork has served on numerous committees as well as participated in many sessions of the Pierce County Board of Supervisors; and

WHEREAS, as a member of the Pierce County Board of Supervisors he has given a great deal of his time and efforts for the citizens of Pierce County.

NOW, THEREFORE BE IT RESOLVED that the Pierce County Board of Supervisors go on record commending Cecil Bjork for his years of public service for the advancement of Pierce County.

DATED this 28th day of July, 2020.

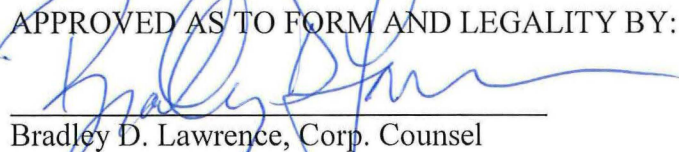


Jeff Holst, Chairman
Pierce County Board of Supervisors

ATTESTED TO BY:



Jamie Feuerhelm, County Clerk

APPROVED AS TO FORM AND LEGALITY BY:


Bradley D. Lawrence, Corp. Counsel

RESOLUTION NO. 20-07
AUTHORIZE SALE OF COUNTY-OWNED PROPERTY
IN THE TOWN OF UNION

WHEREAS, Pierce County owns approximately 1.176 acres of land in Section 28, Township 25 N, Range 15 W, Town of Union, which was utilized by the Highway Department as its Plum City Shop; and

WHEREAS, the Highway Department has taken occupancy of its Range Line Shop, which combines the Plum City Shop and the Elmwood Shop. The Elmwood Shop property was previously sold; and

WHEREAS, the Highway Committee, at its meeting on June 18, 2020, determined the Plum City Shop was no longer usable for County Highway purposes and thus declared the property as surplus property; and

WHEREAS, the Finance & Personnel Committee took action on July 6, 2020 to recommend that the County Board of Supervisors authorize the sale of approximately 1.176 acres of County-owned property as set forth herein.


NOW, THEREFORE BE IT RESOLVED, that the Pierce County Board of Supervisors authorizes the sale of approximately 1.176 acres of County-owned property as described above, and that the Finance & Personnel Committee is authorized to proceed consistent with §40-19 of the Pierce County Code.

Dated this 28th day of July, 2020.



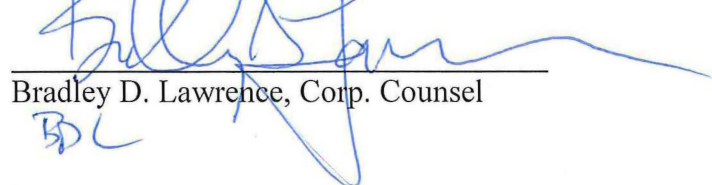
Jeffrey A. Holst, Chair
Pierce County Board of Supervisors

ATTESTED TO BY:



Jamie Feuerhelm, County Clerk

APPROVED AS TO FORM AND LEGALITY BY:



Bradley D. Lawrence, Corp. Counsel
BDC

Adopted: **ADOPTED**

AUG 25 2020

RESOLUTION NO. 20-08
AMEND PERSONNEL POLICY TO
ELIMINATE HOME CARE LANGUAGE, CLARIFY HOLIDAYS, AND ELIMINATE
HIGHWAY EMPLOYEE DUAL RATE LANGUAGE

WHEREAS, §4-21 of the Pierce County Code addresses amendments to the Pierce County Personnel Policy as follows:

“The Pierce County Personnel Code shall be maintained under the guidance, direction and policymaking supervision of the Finance and Personnel Committee, which shall have the authority to amend the code from time to time, to conform its provisions with current personnel policies as devised by the Board and Finance and Personnel Committee, collective bargaining agreements and other contracts. Amendment to the Pierce County Code shall require approval of the Board.”; and

WHEREAS, the Personnel Policy further states in Article III, Section B, that the County Board shall authorize, by resolution, any amendments to the Personnel Policy; and

WHEREAS, the purpose of a code of personnel policies and procedures, as set forth in Article I, Section A of the Personnel Policy, is to create a guide for the effective administration of both supervisory and non-supervisory staff, with the goal of advancing understanding between the County and its employees; and

WHEREAS, the County desires to amend the home care on-call pay as follow up to the elimination of the County’s Home Care program by the Board of Health Policy as set forth in the attached Exhibit A; and


WHEREAS, the County desires to amend the Holiday schedule to address a unique situation with consecutive weekend holidays not currently in the policy as set forth in the attached Exhibit B; and

WHEREAS, the County desires to amend the Highway Employees compensation which is no longer applicable due to changes in the grade placements of Highway employees, as set forth in the attached Exhibit C; and

WHEREAS, the Finance and Personnel Committee, at its meetings on June 1, 2020 and July 6, 2020, reviewed the proposed policy revisions and recommended that the County Board amend the Personnel Policy as set forth in the attached Exhibit C.


NOW THEREFORE, BE IT RESOLVED, that the Pierce County Board of Supervisors hereby approves and authorizes amending the Pierce County Personnel Policy as recommended by the Finance and Personnel Committee, as set forth in the attached Exhibits A, B and C.

Dated this 28th day of July, 2020.




Jeffrey A. Holst, Chair
Pierce County Board of Supervisors


ATTESTED TO BY:



Jamie Feuerhelm, County Clerk

APPROVED AS TO FORM AND LEGALITY BY:



Bradley D. Lawrence, Corp. Counsel


Adopted: ADOPTED

AUG 25 2020

EXHIBIT A

Proposed amendments to the Pierce County Personnel Policy, Article X, Section B:

Article X. OVERTIME, COMPENSATORY TIME, AND OTHER COMPENSATION

B. Reporting and Other Call-Out Pay

1. Call-in/reporting time pay: In the event any employee reports or is called in to work and is sent home, he/she shall receive a minimum of two (2) hours pay. In the event an employee is called back to work outside their regular work day, the employee shall be eligible to receive a minimum of two (2) hours pay. If an employee is called back to work on a day in which reporting time pay was already received, he/she shall again be eligible to receive a minimum of two (2) hours pay.
2. Employees in classifications of Mental Health Therapist I or II; CSP Clinical Coordinator; Lead Social Worker; Social Worker I, II or III, AODA Counselor I, II or III, Drug Court Coordinator and Human Services Worker shall be compensated as follows:
 - a. Employees may be on call-out status at the request of the Director. Employees in positions that are not classified as 40-hour per week who are called out during other than working hours shall receive pay at the straight time rate of hours between thirty-five (35) and forty (40) hours per week and pay at time and one-half (1 ½) for hours worked in excess of forty (40) hours per week.
 - b. Employees will be assigned to on-call status as needed on a weekly basis. Employees will be paid two dollars (\$2.00) per regular week hour (\$2.25 per weekend hour and \$3.75 per holiday hour) while assigned to on-call and must have a pager or cell phone in their possession at all times. They must respond to a page within thirty (30) minutes.

When called out the employee shall be paid for a minimum of two (2) hours. All employees will receive compensatory time for actual time logged for telephone calls taken or made during on-call status.

- ~~3. On Call. Home Care RN's and LPN's may be assigned on-call duty. They shall be reimbursed as follows:~~
 - ~~a. RN's and LPN's shall receive \$10 per day plus pay for time worked on non-holiday Fridays, Mondays, Tuesdays, Wednesdays, and Thursdays after 5:00 p.m. and before 8:00 a.m. for each day with scheduled visits. When no scheduled visits are made, on-call RN's and LPN's shall not receive the \$10 stipend.~~

- b. ~~RN's and LPN's will receive one and a half (1.5) hours plus pay for time worked on Saturdays, Sundays, and Pierce County approved holidays for each day with scheduled visits. When no scheduled visits are made, on-call RN's and LPN's will receive one (1) hour pay on Saturdays, Sundays, and Pierce County approved holidays.~~
- c. Scheduled LPN's and HHA's are not on-call pay eligible.

EXHIBIT B

Proposed amendments to the Pierce County Personnel Policy, Article IX, Section D:

Article IX. EMPLOYEE BENEFITS

D. Paid Holidays

The County will observe the following 10 paid holidays:

New Year's Day
President's Day
Memorial Day
Independence Day
Labor Day

Veteran's Day
Thanksgiving Day
Day after Thanksgiving
*Christmas Eve Day
*Christmas Day

If the holiday falls on a Saturday, the proceeding Friday is considered the holiday. If the holiday falls on a Sunday, the following Monday is considered the holiday.

*Note: the following observed holiday schedule, if Christmas Eve and/or Christmas Day fall on the weekend:

<u>Thurs</u>	<u>Fri</u>	<u>Sat</u>	<u>Sun</u>	<u>Mon</u>	<u>Tues</u>
<u>Dec. 23</u> <i>Christmas Eve (Observed)</i>	<u>Dec. 24</u> Christmas Eve <i>Christmas Day (Observed)</i>	<u>Dec. 25</u> Christmas Day	<u>Dec. 26</u>	<u>Dec. 27</u>	<u>Dec. 28</u>
<u>Dec. 22</u>	<u>Dec. 23</u> <i>Christmas Eve (Observed)</i>	<u>Dec. 24</u> Christmas Eve	<u>Dec. 25</u> Christmas Day	<u>Dec. 26</u> <i>Christmas Day (Observed)</i>	<u>Dec. 27</u>
<u>Dec. 21</u>	<u>Dec. 22</u>	<u>Dec. 23</u>	<u>Dec. 24</u> Christmas Eve	<u>Dec. 25</u> Christmas Day <i>Christmas Eve (Observed)</i>	<u>Dec. 26</u> <i>Christmas Day (Observed)</i>

Eligibility: All regular full time or part time employees are eligible to receive compensation for the paid holiday benefit. In order to receive holiday pay, employees must work the day before and the day after each holiday with the exception of normal days off or excused paid absences for the full shift. Part time

employees will be compensated on a prorated basis consistent with their annual percentage of full time equivalency with proration to be calculated to the 10th (0.10) place. Employees receiving Worker's Compensation benefits are not eligible for compensation for holidays that fall during their period of disability.

Civilian Dispatch employees and non-represented certified corrections officers shall accrue holiday pay at a rate of 3.077 hours per pay period. Holiday accruals may be used as time off or up to 48 hours may be paid out on the employee's anniversary date if the employee notifies payroll in writing at least 30 days prior to the anniversary date and the employee has a balance equivalent to the requested payout amount at the time the payment is requested. The maximum amount of holiday that an employee can accrue is 85 hours. Once the maximum is reached, any additional accrual hours will be forfeited.

Holiday Pay Rate: Employees who are eligible for holiday pay shall be compensated at their regular rate of pay for their regularly scheduled number of hours.

Work on a Holiday: Any FLSA non-exempt employee who is required to work on any of the above-mentioned holidays shall be scheduled for a different day off in lieu of the holiday and shall receive time and one-half for all hours worked on the holiday.

EXHIBIT C

Proposed amendments to the Pierce County Personnel Policy, Article X, Section A:

Article X. OVERTIME, COMPENSATORY TIME, AND OTHER COMPENSATION

- A. For payroll purposes, the work week shall run from Sunday through Saturday. Under the provisions of the Fair Labor Standards Act (FLSA) as applied to public employees, overtime and/or compensatory time may be accrued by employees in the non-exempt status. All nonexempt employees are eligible for overtime and/or compensatory time for any time worked in excess of 40 hours in a week. Paid time off shall not be considered hours worked for purposes of computing overtime. Holiday hours shall be considered hours worked for purposes of computing overtime. Employees who are scheduled or called in to work on a holiday shall be paid one and one-half (1 ½) times their regular rate of pay for all hours worked on the holiday. A non-exempt employee accrues one and one half (1 1/2) times his/her regular rate of pay or is granted compensatory time at one and one half (1 1/2) times his/her regular hours for all time worked in excess of forty (40) hours in a work week. Overtime work requires the prior-approval of the employee's supervisor. Employees may request compensatory time in lieu of overtime. County departments may choose to limit the compensatory time accrual and pay out one and one-half (1 ½) times the straight rate. If approved, employees may accrue up to a maximum of forty (40) hours on the basis of one and one-half hours of compensatory time for each hour of overtime worked. The schedule of the use of compensatory time should be subject to the approval of the employee's supervisor. Compensatory time not used during the year shall be paid out on the last payroll of the year and cannot be carried over from year-to-year.

~~Highway employees who are compensated at a higher rate during the winter months and a lower rate during the summer months are not eligible to accrue compensatory time during the months at the lower rate. (Any hours worked in excess of 40 in a week shall be paid out as overtime.) However, these highway employees may use previously accrued compensatory time in the summer months but it shall be used at the summer rate of pay.~~

Law enforcement personnel are subject to special provisions under FLSA.

Employees determined to be exempt under the executive, administrative, or professional status provisions of the FLSA are not eligible for overtime/compensatory time. They do not accrue work hours beyond the regular workweek in anticipation of additional compensation or leave time. Exempt employees are expected to work whatever hours are necessary beyond the regular workweek to assure that a complete and adequate job is done. However, Department Heads may use discretion in granting time-off to exempt employees

in recognition of their work efforts. Extraordinary situations are referred to the Finance and Personnel Committee for review.

Department Heads are required to maintain auditable records on compensatory time. No compensatory time may be earned during a working day. Work outside the normal workday requires prior approval for non-exempt employees. Compensatory time cannot be used beyond five (5) consecutive days at a time.

RESOLUTION NO. 20-09
DECLARATION OF STATE OF EMERGENCY AND RATIFICATION OF
PROCLAMATION DECLARING STATE OF EMERGENCY
DUE TO TORRENTIAL RAIN

WHEREAS, the Wisconsin Disaster Fund is a state-funded reimbursement program intended to assist local units of government recoup costs incurred in responding to, and recovering from natural disasters; and

WHEREAS, the State reimburses up to 70% of eligible costs, with the local government responsible for the remaining share; and

WHEREAS, in order to be eligible for funding three steps must occur: (1) the County has declared a state of emergency (i.e. declared a disaster), (2) the County must show that Federal Disaster Assistance is not available, and (3) recovery costs must meet or exceed the countywide per capita damage threshold; and

WHEREAS, on June 29, 2020 Pierce County suffered heavy winds and torrential rainfall which caused extensive flash flooding and damage to roads and bridges located in the county; and

WHEREAS, the Pierce County Emergency Management Director has advised that Federal Disaster Assistance is not available to Pierce County, that recovery costs exceed the countywide per capita damage threshold, and having considered the facts and circumstances regarding the June 29th storm event, recommends that the County declare a disaster, thereby making Pierce County eligible to apply for Wisconsin Disaster Funds; and

WHEREAS, the State defines disaster in Sec. 323.02(6) Wis. Stats. as a severe or prolonged, natural or human-caused, occurrence that threatens or negatively impacts life, health, property, infrastructure, the environment, the security of this state or a portion of this state, or critical systems, including computer, telecommunications, or agricultural systems; and

WHEREAS, the County Board can, pursuant to Secs. 323.11 and 323.14 Wis. Stats., declare by ordinance or resolution an emergency whenever conditions arise by reason of a disaster that impairs transportation, food or fuel supplies, medical care, fire, health or police protection, or other critical systems of local government, and the emergency power of the county includes whatever is necessary and expedient for the health, safety, protection and welfare of persons or property within the county; and

WHEREAS, if because of emergency conditions the County Board is unable to meet promptly, the County Board Chair can exercise by proclamation all of the powers of the governing body, however, that proclamation shall be subject to ratification by the County Board as soon as the governing body can meet; and

WHEREAS, on June 30, 2020 the Pierce County Board Chairperson executed a Proclamation of Emergency (i.e. disaster declaration), a copy of which is attached hereto as Exhibit A, and incorporated herein; and

WHEREAS, pursuant to Sec. 323.11 Wis. Stats., the period of emergency shall be limited to the time during which the emergency conditions exist or are likely to exist; and

WHEREAS, the Finance and Personnel Committee, at its meeting on July 6, 2020, considered the impact of the storm event, and the recommendation of the Emergency Management Director, and took action to recommend that the County Board adopt a resolution ratifying the Proclamation by the County Board Chair, to allow Pierce County to apply for Wisconsin Disaster Funds, and that action be taken on a first reading.

NOW, THEREFORE BE IT RESOLVED, by the Pierce County Board of Supervisors that pursuant to Wis. Stat. § 323.11 the Board finds and declares that an emergency exists within the County by reason of the circumstances on June 29, 2020 whereby Pierce County suffered heavy winds and torrential rainfall which caused extensive flash flooding and damage to roads and bridges located in the county; and

BE IT FURTHER RESOLVED, that during the period of emergency prescribed by this Resolution, the Board may order, by ordinance or resolution, whatever is necessary and expedient for the health, safety, protection, and welfare of persons and property within the County; and

BE IT FURTHER RESOLVED, that the County Administrative Coordinator is hereby authorized and directed by the Board to coordinate and administer the County's emergency management response and to carry out the orders of the Board related thereto.

BE IT FURTHER RESOLVED, that the Head of Emergency Management of the County is authorized and directed to carry out his or her duties under the County's Emergency Management Plan under the supervision and direction of the County Administrative Coordinator and perform such other duties as may be directed by further resolution of the Board.

BE IT FURTHER RESOLVED, that, pursuant to §323.11 Wis. Stats., the period of emergency shall be limited to the time during which the emergency conditions exist or are likely to exist.

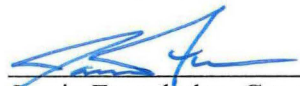
BE IT FURTHER RESOLVED, that all actions heretofore taken by the Board and other appropriate public officers and agents of the County with respect to the matters contemplated under this Resolution, including the Proclamation declaring that a state of emergency exists in Pierce County dated June 30, 2020, are hereby ratified, confirmed and approved.

Dated this 28th day of July, 2020.



Jeffrey A. Holst, Chair
Pierce County Board of Supervisors

ATTESTED TO BY:



Jamie Feuerhelm, County Clerk

APPROVED AS TO FORM AND LEGALITY BY:



Bradley D. Lawrence, Corp. Counsel
BDC

Adopted: July 28, 2020

RESOLUTION NO. 20-10
LIBRARY FUNDING FOR 2021 and 2022

WHEREAS, Pierce County no longer provides direct library services to county residents as the Pierce County Library was discontinued effective December 31, 2009 and the Books-by-Mail program was discontinued effective December 31, 2011, and therefore all library services are provided through the public libraries within the county; and

WHEREAS, Pierce County approved an updated library plan in Resolution 14-10 pursuant to Wis. Stat. §43.11, which provides for library services to residents of those municipalities in the county not maintaining a public library; and

WHEREAS, Pierce County is obligated to pay each public library in the county an amount to reimburse the public library for services provided to county residents in accordance with 1997 Wisconsin Act 150, as well as payments to out of county libraries in accordance with 2005 Wisconsin Act 420, all pursuant to Wis. Stats §43.12(1); and

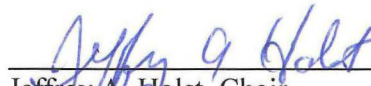
WHEREAS, in Resolution 14-10 the County library plan committed to providing funding at the level required by law (70%), and at the request of the Pierce County Library Directors the plan included language which indicated that the County should consider funding at a higher level; and

WHEREAS, any requests for funding beyond the minimum shall be made annually, and a request was made by the Pierce County Library Directors to maintain the increase in the County Act 150 contribution from the statutory minimum of 70% (which was 75% in 2017, and 80% in 2018, 2019, and 2020) at 80% for 2021 and 2022; and

WHEREAS, the Finance & Personnel Committee, at its meeting on August 3, 2020, took action to recommend that the County Board approve the Act 150 library contribution at 80% for 2021 and 2022.

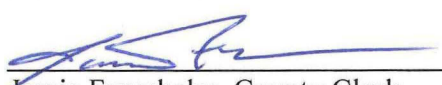
NOW, THEREFORE BE IT RESOLVED, by the Pierce County Board of Supervisors that the County contribution for library services in accordance with §43.12(1) and 1997 Wisconsin Act 150 shall be in the amount of 80% for the 2021 and 2022 budget years, and shall revert to the statutory minimum of 70% thereafter unless action is taken by the County to the contrary, and that 2005 Wisconsin Act 420 funding shall remain at 70%.

Dated this 25TH day of August, 2020.



Jeffrey A. Holst, Chair
Pierce County Board of Supervisors

ATTESTED TO BY:



Jamie Feuerhelm, County Clerk

APPROVED AS TO FORM AND LEGALITY BY:



Bradley D. Lawrence, Corp. Counsel

Adopted: **ADOPTED**

OCT 27 2020

**RESOLUTION NO. 20-11
AUTHORIZE CANCELLATION OF
OUTSTANDING COUNTY ORDERS**

WHEREAS, the county treasurer is required by Wis. Stats. § 59.25(3)(c) and (d) to pay all county orders as directed by the board and keep a true and correct account of the expenditure, specifying the person to whom the payment was made and the purpose of each particular payment; and

WHEREAS, pursuant to Wis. Stat. § 59.64(4)(d), the county board shall examine the county orders returned paid by the treasurer by comparing each order with the record of orders in the clerk's office and enter the date when the order was cancelled; and

WHEREAS, the clerk is further required by Wis. Stat. § 59.64(4)(e) to prepare and present to the board at each annual session a detailed list of all county orders which remain uncalled for (hereafter "outstanding") by the payee for two years, including the amount, date and payee; and

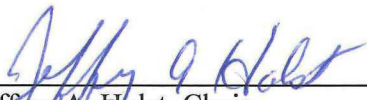
WHEREAS, the county board shall cause the list of outstanding orders to be compared to the county orders and, when found to be correct, cancel the orders; and

WHEREAS, attached hereto as Exhibit "A" is a list of all county orders for the year 2017 that remain outstanding for the last two years, which has been compared to the county orders and found to be correct; and

WHEREAS, the Finance and Personnel Committee, at its meeting on October 5, 2020 reviewed the list of outstanding county orders attached as Exhibit "A" and recommended that the County Board authorize the cancellation of said orders.


NOW, THEREFORE BE IT RESOLVED, that the Pierce County Board of Supervisors hereby finds the list of outstanding county orders attached hereto as Exhibit "A" to be correct, and authorizes the cancellation of said orders.

Dated this 27th day of October, 2020.



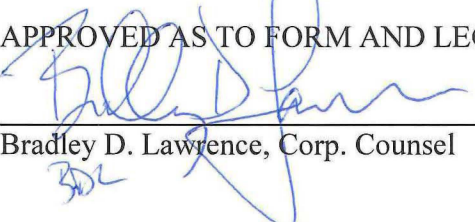
Jeffrey A. Holst, Chair
Pierce County Board of Supervisors

ATTESTED TO BY:



Jamie Feuerhelm, County Clerk

APPROVED AS TO FORM AND LEGALITY BY:



Bradley D. Lawrence, Corp. Counsel

Adopted: _____

ADOPTED

NOV 10 2020

EXHIBIT A

CANCEL WARRANTS (OUTDATED CHECKS)

TO THE HONORABLE BOARD OF SUPERVISORS OF PIERCE COUNTY

Herewith report the following outlawed County order checks are still unpaid and remaining outstanding on July 31, 2020 and would respectfully ask you to cancel same as per Section 59.64 (4e) of the Wisconsin State Statutes:

2/3/2017	27887	MCLEES, CRAIG, ANDREW	\$23.14
2/17/2017	28274	STOESZ, HAYLEY	\$6.00
3/3/2017	28534	JURGENSEN, COLTON P	\$17.02
3/31/2017	29096	PETERMAN, EMMA	\$15.00
5/19/2017	30156	GROVE-THOMAS, ELIJAH MARCELL	\$22.80
6/2/2017	30349	BIERBRAUER, COURTNEY, LOU	\$28.24
6/2/2017	30353	BUSSE, ETHAN, JOSEF	\$26.20
6/2/2017	30364	GAGO, STEVEN, ANTHONY	\$22.68
6/16/2017	30762	STAFFORD, RIVER, SHANE	\$16.00
7/7/2017	31048	PREFERRED SENIOR LIVING ELLSWORTH	\$425.00
7/7/2017	31122	IRWIN, JEREMY, DAVID	\$32.32
7/28/2017	31664	MUNDT, INZA	\$52.35
7/28/2017	31668	STATE SIDE TRANSPORT	\$19.12
8/4/2017	31823	LIDDLE, SARA, MACKENZIE	\$34.04
8/4/2017	31824	MALLON, DEREK, QUINTON	\$34.04
8/4/2017	31836	REDDING, RACHEL, ANN	\$26.20
8/18/2017	32195	GRAY, LAUREN, P	\$16.00
9/8/2017	32634	FEYEREISEN, PAM	\$7.75
9/8/2017	32646	GERAETS, VIRGINIA	\$6.00
9/8/2017	32649	GIRDEEN, CHARLES	\$2.50
9/8/2017	32651	GIRDEEN, MATTHEW	\$6.00
9/8/2017	32680	KLECKER, ELIZABETH	\$4.00
9/8/2017	32715	PETAJA, EILEEN	\$8.00
9/8/2017	32717	PREFERRED SENIOR LIVING ELLSWORTH	\$5.00
9/8/2017	32751	TRUDEAU, MAYETTE	\$2.00
9/8/2017	32894	OAKIN, ANGEL	\$1.75
9/8/2017	33089	BRENNER, CAROL, J	\$18.30
9/8/2017	33133	PETERSON, JESSICA, MARIE	\$33.34
9/29/2017	33495	BAUER, GRACIE	\$15.50
9/29/2017	33526	BOYER, ALEC	\$14.25
9/29/2017	33527	BOYER, SYDNEY	\$45.75
9/29/2017	33543	CADY, GENEVIEVE	\$22.25
9/29/2017	33571	CULP, PEYTON	\$5.50
9/29/2017	33592	DRISCOLL, AUSTIN	\$11.00
9/29/2017	33612	FARNER, ANNELIESE	\$11.50
9/29/2017	33613	FARNER, KATELYNN	\$14.00
9/29/2017	33614	FARNER, LOGAN	\$4.75
9/29/2017	33640	GANNON, MARIE	\$2.00
9/29/2017	33657	GREENWOOD, SARAH	\$2.00
9/29/2017	33661	GUGALA, ABBEY	\$6.00
9/29/2017	33662	GUGALA, ANNA	\$6.75
9/29/2017	33663	GUGALA, WILLIAM	\$5.25
9/29/2017	33672	HANSON, KELCEY	\$25.00
9/29/2017	33706	HURON, CHRYSLER	\$8.75

9/29/2017	33745	KLEIST, AHSLEY	\$1.00
9/29/2017	33746	KLEIST, ELIZABETH	\$3.25
9/29/2017	33763	KUSILEK, BAILEY	\$16.25
9/29/2017	33827	MCKAHAN, KESLYN	\$12.00
9/29/2017	34033	VAUGHT, CLAIRE	\$8.25
9/29/2017	34037	WEHMAN, MOLLY	\$2.00
10/20/2017	34578	PREFERRED SENIOR LIVING ELLSWORTH	\$287.50
11/3/2017	34888	FLYNN, WADE, B	\$26.20
11/3/2017	34900	HOFACKER, JUSTIN, DONALD	\$37.42
11/3/2017	34954	ZMETRA, BRIAN, GUY	\$30.28
11/17/2017	35257	SHOPKO STORES OPERATING CO LLC	\$84.34
12/1/2017	35486	ROCKWORKS LANDSCAPING	\$220.00
12/15/2017	35918	DATCP-DAH	\$23.40
12/15/2017	35927	KEEPERS, BRADY, LEE	\$25.18
12/15/2017	35936	O GRADY, JODY, ELIZABETH	\$26.20
12/15/2017	35944	WEBB, KIMBERLY, JO	\$26.71
		TOTAL	\$1,941.02

Kathryn Fuchs
Pierce County
Treasurer
August 11, 2020

RESOLUTION NO. 20-12
AUTHORIZING THE SUBMISSION OF A COMMUNITY DEVELOPMENT
BLOCK GRANT (CDBG) APPLICATION

WHEREAS, on March 24, 2020 the Pierce County Board of Supervisors adopted Resolution 19-27 to Authorize Community Development Block Grant (CDBG) Revolving Loan Fund (RLF) Close Out Option, Source of Funds and Authorize Payment; and

WHEREAS, through that Resolution, as part of closing the Revolving Loan Fund program, Pierce County chose to return all Revolving Loan Fund cash on hand and buy out existing loans and apply for a CDBG close grant in the amount of cash on hand plus the amount that the County loan principal amount was to the DOA (and continue to collect principal and interest on all active loans and use the funds any way the County desires); and

WHEREAS, Federal monies are available under the Community Development Block Grant program, administered by the Wisconsin Department of Administration (DOA) Division of Energy, Housing and Community Resources (DEHCR) for the purpose of the provision or improvement of public facilities (CDBG-PF); and

WHEREAS, the State DEHCR has approved the County's balance of available grant funds as \$1,421,571.74; and

WHEREAS, a public hearing was held before the Community Development Ad Hoc Committee on August 26, 2020, and after numerous public meetings and due consideration the Community Development Ad Hoc Committee has recommended that an application be submitted to the DOA for the following project:

A proposed County Highway reconstruct on 1.2 miles of CTH B in the Village of Spring Valley (Ave Daily Traffic of 1055) from Herb Avenue to the West Village Limits, with additional wide paved shoulders from Herb Avenue to Van Buren Road; and

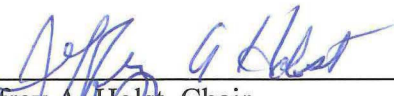
WHEREAS, the Finance & Personnel Committee met on October 5, 2020 and recommended that the proposed project be approved and a CDBG grant application for the project to be authorized; and

WHEREAS, it is necessary for the Pierce County Board of Supervisors to approve the preparation and filing of an application for Pierce County to receive funds from this program; and

WHEREAS, the Pierce County Board of Supervisors has reviewed the need for the proposed project and the benefits to be gained therefrom.

NOW, THEREFORE BE IT RESOLVED, by the Pierce County Board of Supervisors that the Pierce County Board of Supervisors does hereby approve and authorize the preparation and filing of an application for the above-named project; and that the Board Chair is hereby authorized to sign all necessary documents on behalf of the County; and that authority is hereby granted to the Community Development Ad Hoc Committee to take the necessary steps to prepare and file the application for funds under this program in accordance with this resolution.

Dated this 27th day of October, 2020.




Jeffrey A. Holst, Chair
Pierce County Board of Supervisors

ATTESTED TO BY:



Jamie Feuerhelm, County Clerk

APPROVED AS TO FORM AND LEGALITY BY:



Bradley D. Lawrence, Corp. Counsel
BDL

ADOPTED

Adopted: NOV 10 2020

RESOLUTION NO. 20-13
ESTABLISH 2021 SALARIES AND BENEFITS
FOR DESIGNATED EMPLOYEES

WHEREAS, the Finance and Personnel Committee has duly considered the existing salaries for employees of Pierce County, excluding:

- a. the Administrative Coordinator (who was removed from the salary matrix November 18, 2003 pursuant to Resolution 03-34 and whose pay is addressed annually), and
- b. the employees in the Sheriff's Department unions (patrol / investigators / jailers) whose pay has been established by the respective collective bargaining agreement; and

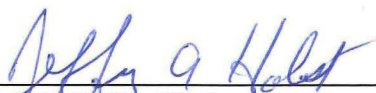
WHEREAS, part and parcel of said analysis has been consideration of the 2015 Carlson Dettmann Salary Matrix and subsequent matrix adjustments, position reviews and reclassifications; and

WHEREAS, the Finance and Personnel Committee did meet on October 5, 2020, and recommends salary increases in the amount of 1.25% across the board to the Carlson Dettmann Salary Matrix system, as and for employees identified on the current Carlson Dettmann Salary Matrix, for the 2021 calendar year, effective January 1, 2021.

NOW, THEREFORE BE IT RESOLVED, by the Pierce County Board of Supervisors that the Carlson Dettmann Salary Matrix and salaries of all employees identified on the matrix be adjusted by 1.25% across the board, calculated upon the basis of the Salary Matrix, for the 2021 calendar year, effective January 1, 2021.

BE IT FURTHER RESOLVED that effective January 1, 2021, employees on the self-funded plan will continue to contribute 10% toward the health insurance premiums if wellness initiatives are met and 15/18/20% if wellness initiatives are not met, and employees on the High Deductible Health Plan / Health Savings Account will contribute 5% toward premiums and 15/18/20% if wellness initiatives are not met.

Dated this 27th day of October, 2020.



Jeffrey A. Holst, Chair
Pierce County Board of Supervisors

ATTESTED TO BY:



Jamie Feuerhelm, County Clerk

APPROVED AS TO FORM AND LEGALITY BY:



Bradley D. Lawrence, Corp. Counsel

Adopted: _____

ADOPTED

NOV 10 2020

RESOLUTION 20-14

APPROVE 2021 TAX LEVY AND BUDGET

BE IT RESOLVED, that there be a tax levied upon all taxable property in Pierce County for operation and maintenance for the 2021 budget in the amount of: County Operating Levy \$16,227,712, Debt Service \$3,223,138, County Library \$459,646, and County Aid Bridges \$200,000 for a total of \$20,110,496.

BE IT FURTHER RESOLVED, that in accordance with the tax levied in the total of \$20,110,496 the Pierce County Board of Supervisors hereby approves and authorizes the 2021 budget as set forth in the summary document attached hereto as Exhibit "A".

DATED this 27th day of October, 2020.




Jeffrey A. Holst, Chair
Pierce County Board of Supervisors

ATTESTED TO BY:



Jamie Feuerhelm, County Clerk

APPROVED AS TO FORM AND LEGALITY BY:



Bradley D. Lawrence, Corp. Counsel
BDC

ADOPTED

Adopted: _____

NOV 10 2020

RESOLUTION NO. 20-15
DISALLOWANCE OF CLAIM – HEIDI AND MATTHEW WEBER

WHEREAS, a Notice of Circumstances Giving Rise to Claim and Claim Pursuant to Wis. Stat. §893.80 was received by the Pierce County Clerk on September 24, 2020, from Attorney Warren Lee Brandt, who represents the claimants, Heidi and Matthew Weber; and

WHEREAS, the Claim alleges generally that the Pierce County Department of Human Services, in the process of a Temporary Physical Custody juvenile case, and subsequent CHIPS case in which claimants' child was removed and placed into foster care, impeded and obstructed the rights of the claimants; and

WHEREAS, the Claim further alleges generally that the Department of Human Services denied contact with the child, defamed the claimants' character, and caused foreseeable injury and harm to the parent child relationship; and

WHEREAS, said Claim is alleged by Heidi and Matthew Weber make in the amount of \$2,000,000; and

WHEREAS, the Finance and Personnel Committee took action on October 27, 2020 to recommend denial of this claim and pass the Resolution on to the County Board of Supervisors to deny the claim at the first reading of the Resolution.

NOW, THEREFORE BE IT RESOLVED, by the Pierce County Board of Supervisors that any and all claims submitted on behalf of Heidi and Matthew Weber are hereby denied and no action on this claim may be brought against Pierce County or any of its officers, officials, agents or employees after six months from the date of service of this Notice, pursuant to § 893.80.

BE IT FURTHER RESOLVED, that a copy of this Resolution be forwarded to claimants Heidi and Matthew Weber, N6912 County Road F, Prescott, WI 54021, by certified mail with return

receipt requested, and a copy to the attorney for claimants, Warren Lee Brandt, Brandt Law Office, S.C., W13105 635th Avenue, Prescott, WI 54021.

Dated this 27th day of October, 2020.



Jeffrey A. Holst, Chair
Pierce County Board of Supervisors

ATTESTED TO BY:



Jamie Feuerhelm, County Clerk

APPROVED AS TO FORM AND LEGALITY BY:



Bradley D. Lawrence, Corp. Counsel

ADOPTED

Adopted: _____

OCT 27 2020

RESOLUTION NO. 20-16
AMEND PERSONNEL POLICY TO
ELIMINATE RETROACTIVE STATEMENT IN TEMPORARY
HIGHWAY FOREMAN & EQUIPMENT OPERATORS' PAY

WHEREAS, §4-21 of the Pierce County Code addresses amendments to the Pierce County Personnel Policy as follows:

“The Pierce County Personnel Code shall be maintained under the guidance, direction and policymaking supervision of the Finance and Personnel Committee, which shall have the authority to amend the code from time to time, to conform its provisions with current personnel policies as devised by the Board and Finance and Personnel Committee, collective bargaining agreements and other contracts. Amendment to the Pierce County Code shall require approval of the Board.”; and

WHEREAS, the Personnel Policy further states in Article III, Section B, that the County Board shall authorize, by resolution, any amendments to the Personnel Policy; and

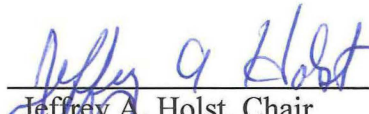
WHEREAS, the purpose of a code of personnel policies and procedures, as set forth in Article I, Section A of the Personnel Policy, is to create a guide for the effective administration of both supervisory and non-supervisory staff, with the goal of advancing understanding between the County and its employees; and

WHEREAS, the County desires to amend the section of the Temporary Highway Foremen & Equipment Operators' pay to remove language inadvertently remaining from a previous Personnel Policy revision in Resolution 19-07, as shown in Exhibit A; and

WHEREAS, the Finance and Personnel Committee, at its meeting on November 2, 2020, reviewed the proposed policy revisions and recommended that the County Board amend the Personnel Policy as set forth in the attached Exhibit A.

NOW THEREFORE, BE IT RESOLVED, that the Pierce County Board of Supervisors hereby approves and authorizes amending the Pierce County Personnel Policy as recommended by the Finance and Personnel Committee, as set forth in the attached Exhibit A.

Dated this 10th day of November, 2020.



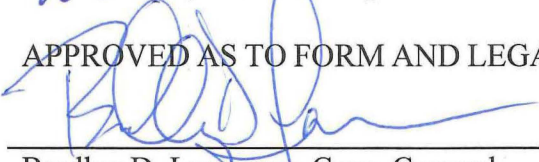
Jeffrey A. Holst, Chair
Pierce County Board of Supervisors

ATTESTED TO BY:



Jamie Feuerhelm, County Clerk

APPROVED AS TO FORM AND LEGALITY BY:



Bradley D. Lawrence, Corp. Counsel

Adopted: **ADOPTED**

NOV 10 2020

EXHIBIT A

Proposed amendment to the Pierce County Personnel Policy, Article X, Section C:

Article X. OVERTIME, COMPENSATORY TIME, AND OTHER COMPENSATION

C. Additional Compensation

1. Highway

- a. When filling in for a Highway Foreman, workers shall receive an additional \$2.00 per hour on top of their current rate of pay for hours worked that day. The employee must serve as the Foreman for the full shift in order to receive the additional compensation for that day.
- b. When operating equipment above their current classification, Highway workers will receive an additional \$0.75 per hour on top of their current rate of pay for hours worked that day. The worker must operate the higher classed equipment for at least 4 hours during that work day in order to receive the premium pay.

c. ~~This section is retroactive to January 1, 2015.~~

RESOLUTION 20-17
Claims for Listing Dogs


WHEREAS, the Finance Committee has audited the listing officials claims for the listing of dogs and found them to be justified against Pierce County.

THEREFORE, BE IT RESOLVED, that the County Clerk be authorized to pay the schedule of claims, pursuant to §174.06(3), Wis. Stats.:

	<u>MUNICIPALITY</u>	<u># DOGS</u>	<u>\$ CLAIMED</u>
Towns:	Clifton – Kris Johnson	149	\$ 74.50
	Diamond Bluff – Mark Place	37	\$ 18.50
	Ellsworth – Paula Chisholm	137	\$ 68.50
	El Paso – Mary K. Foley	149	\$ 74.50
	Gilman – Luann Emerson	185	\$ 92.50
	Hartland – Cynthia Kern	105	\$ 52.50
	Isabelle - Lora Henn	32	\$ 16.00
	Maiden Rock – Darla Pittman	43	\$ 21.50
	Martell – Heather Sitz	187	\$ 93.50
	Oak Grove – Bruce Borgerding	180	\$ 90.00
	River Falls – Rita Kozak	205	\$ 102.50
	Rock Elm – Pamela Reitz	35	\$ 17.50
	Salem – Ann Larson-Graham	47	\$ 23.50
	Spring Lake – Sarah Stein	58	\$ 29.00
	Trenton – Jaimie Halvorson	79	\$ 39.50
	Trimbelle – Karen O'Brien	181	\$ 90.50
	Union – Angie Fischer	70	\$ 35.00
Villages:	Bay City – Kim Lunda	81	\$ 40.50
	Ellsworth – Nicole Stewart	370	\$ 185.00
	Elmwood – Amy Wayne	142	\$ 71.00
	Maiden Rock - Shirley Gilles	22	\$ 11.00
	Plum City – Roxanne Gilles	59	\$ 29.50
	Spring Valley – Luann Emerson	196	\$ 98.00
Cities:	Prescott – Jayne Brand	72	\$ 36.00
	River Falls – Sarah Karlsson	415	\$ 207.50
	TOTAL	3236	\$1,618.00


DATED this 10th day of November, 2020.

Submitted by FINANCE &
PERSONNEL COMMITTEE



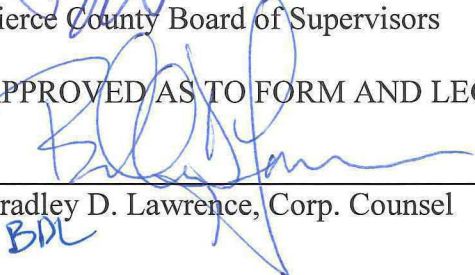
Jeffrey A. Holst, Chairman
Pierce County Board of Supervisors

ATTESTED TO BY:



Jamie Feuerhelm, County Clerk

APPROVED AS TO FORM AND LEGALITY BY:



Bradley D. Lawrence, Corp. Counsel
BDL

Adopted: _____

ADOPTED

NOV 10 2020

RESOLUTION 20-18
Care of Soldiers' Graves

WHEREAS, the Finance Committee has audited the claims for care of Soldier's Graves and found them to be justified claims against Pierce County.

THEREFORE, BE IT RESOLVED, that the County Clerk be authorized to pay the below schedule of claims, pursuant to §45.85, Wis. Stats.:

Cemetery Association	Graves	Amount Claimed
Bay City	108	324.00
Beldenville	45	135.00
Bethel Mission	46	138.00
Bethlehem	23	69.00
Diamond Bluff	74	222.00
Eidsvold Lutheran	18	54.00
Free Home	35	105.00
Gilman Lutheran	75	225.00
Greenwood Valley	5	15.00
Hartland Methodist	16	48.00
Hartland Presbyterian	14	42.00
Maiden Rock	107	321.00
Mann Valley	10	30.00
Maple Grove	239	717.00
Martell Lutheran	26	78.00
Martell Methodist	15	45.00
Mt. Olivet	22	66.00
Mt. Tabor	24	72.00
Oak Ridge	28	84.00
Ono Methodist	34	102.00
Our Lady's	22	66.00
Our Savior's / South Rush River	43	129.00
Pine Glen	186	558.00
Plum City Protestant	66	198.00
Poplar Hill	156	468.00
Rush River	80	240.00
Sacred Heart Elmwood	40	120.00
Sacred Heart-Spring Valley	38	114.00
Salem Lutheran	4	12.00
Spring Lake	71	213.00

Spring Lake Lutheran	24	72.00
St. Bridget's	97	291.00
St. Francis	54	162.00
St. John's Lutheran-Spring Valley	78	234.00
St. John's - Oak Grove	3	9.00
St. John's Catholic-Plum City	96	288.00
St. Joseph's - Prescott	76	228.00
St. Joseph's - El Paso	24	72.00
St. Martin's	33	99.00
St. Mary's - Big River	34	102.00
St. Paul's	44	132.00
Svea	34	102.00
Thurston Hill	18	54.00
Trenton	81	243.00
Trimbelle	44	132.00
TOTAL	2,410	\$7,230.00

DATED this 10th day of November, 2020.

Submitted by FINANCE COMMITTEE


 Jeffrey A. Holst, Chair
 Pierce County Board of Supervisors

ATTESTED TO BY:


 Jamie Feuerhelm, County Clerk

APPROVED AS TO FORM AND LEGALITY BY:


 Bradley D. Lawrence, Corp. Counsel

ADOPTED

Adopted: _____

NOV 10 2020

**SUBSTITUTE
RESOLUTION NO. 20-19
APPROVE SALE OF COUNTY-OWNED PROPERTY
IN THE TOWN OF UNION**

WHEREAS, Pierce County owns approximately 1.176 acres of land in Section 28, Township 25 N, Range 15 W, Town of Union, which was utilized by the Highway Department as its Plum City Shop; and

WHEREAS, in Resolution 20-07, adopted August 25, 2020, the Pierce County Board of Supervisors authorized the sale of approximately 1.176 acres of surplus County-owned property as described above, and directed the Finance & Personnel Committee to proceed with the sale consistent with §40-19 of the Pierce County Code; and

WHEREAS, the Finance and Personnel Committee, at its meeting on September 8, 2020 directed the Highway Department to obtain an appraisal of the property, and at its meeting on October 5, 2020 to list the property for sale through a real estate agent; and

WHEREAS, in response the listing of the property for sale, one offer to purchase was received, from Clare Repair, LLC, who submitted the offer to purchase the property for \$100,000, and the Finance and Personnel Committee, at its meeting on November 10, 2020 approved accepting the offer to purchase, and to sell the property subject to the approval of the County Board of Supervisors by Resolution, as required pursuant to Section 4-19(G) of the Pierce County Code, and that action be taken on a first reading in order to expedite the process and comply with the terms and conditions therein; and

WHEREAS, the parcel of property, with a street address of W1442 County Road S, Plum City, WI 54761, is more specifically described as:

LOT ONE (1) OF THAT CERTIFIED SURVEY MAP RECORDED IN VOLUME 1 OF CERTIFIED SURVEY MAPS, PAGE 212, DOCUMENT NUMBER 285358, ON THE 14TH DAY OF DECEMBER, 1982, IN THE OFFICE OF THE PIERCE COUNTY REGISTER OF DEEDS.

SUBJECT TO ALL EASEMENTS, COVENANTS, AND RESTRICTIONS OF RECORD.

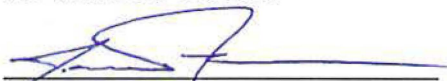
NOW, THEREFORE BE IT RESOLVED, that the Pierce County Board of Supervisors approves the sale of said property described herein to Clare Repair, LLC for \$100,000, subject to the specific terms and conditions set forth in the parties executed Acceptance of Offer dated November 10, 2020, payment clearing the County's bank, and execution of all necessary documents, and authorizes the Finance and Personnel Committee to complete the sale, and directs the County Clerk to execute the documents necessary to complete the sale.

Dated this 22nd day of December, 2020.



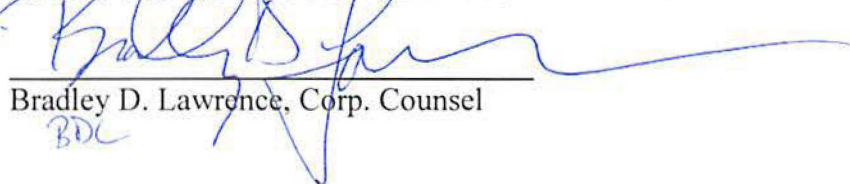
Jeffrey A. Holst, Chair
Pierce County Board of Supervisors

ATTESTED TO BY:



Jamie Feuerhelm, County Clerk

APPROVED AS TO FORM AND LEGALITY BY:



Bradley D. Lawrence, Corp. Counsel
BDC

Adopted: December 22, 2020

RESOLUTION NO. 20-20
AMEND PERSONNEL POLICY TO
UPDATE THE GRIEVANCE PROCEDURE REGARDING REMOVAL OF HUMAN
SERVICES DIRECTOR, UPDATE BENEFITS LANGUAGE REGARDING REGULAR
PART TIME EMPLOYEES, AND REMOVE NON-APPLICABLE REFERENCES TO
COMMUNITY HEALTH BARGAINING UNIT

WHEREAS, §4-21 of the Pierce County Code addresses amendments to the Pierce County Personnel Policy as follows:

“The Pierce County Personnel Code shall be maintained under the guidance, direction and policymaking supervision of the Finance and Personnel Committee, which shall have the authority to amend the code from time to time, to conform its provisions with current personnel policies as devised by the Board and Finance and Personnel Committee, collective bargaining agreements and other contracts. Amendment to the Pierce County Code shall require approval of the Board.”; and

WHEREAS, the Personnel Policy further states in Article III, Section B, that the County Board shall authorize, by resolution, any amendments to the Personnel Policy; and

WHEREAS, the purpose of a code of personnel policies and procedures, as set forth in Article I, Section A of the Personnel Policy, is to create a guide for the effective administration of both supervisory and non-supervisory staff, with the goal of advancing understanding between the County and its employees; and

WHEREAS, the County desires to amend the section of the Grievance Procedure regarding removal of Human Services Director, to include referral to, and consistency with, state statutes, as shown in Exhibit A; and

WHEREAS, the County desires to amend the section of the Employee Benefits, paid holidays, to update the language regarding Regular Part-Time employees for consistency in compensation proration determinations, as shown in Exhibit B; and


WHEREAS, the County desires to amend the section of the Employee Benefits to remove references to the Community Health bargaining unit which are no longer applicable, as shown in Exhibit C; and

WHEREAS, the Finance and Personnel Committee, at its meeting on December 7, 2020, reviewed the proposed policy revisions and recommended that the County Board amend the Personnel Policy as set forth in the attached Exhibits A, B, and C.

NOW THEREFORE, BE IT RESOLVED, that the Pierce County Board of Supervisors hereby approves and authorizes amending the Pierce County Personnel Policy as recommended by the Finance and Personnel Committee, as set forth in the attached Exhibits A, B and C.

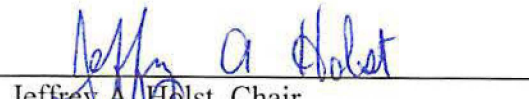
Dated this 22nd day of December, 2020.

ATTESTED TO BY:

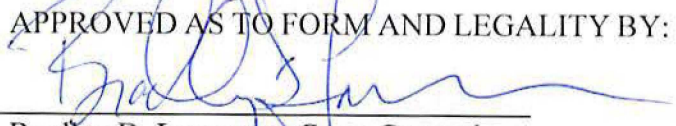


Jamie Feuerhelm, County Clerk

Adopted: January 26, 2021



Jeffrey A. Holst, Chair
Pierce County Board of Supervisors

APPROVED AS TO FORM AND LEGALITY BY:


Bradley D. Lawrence, Corp. Counsel

EXHIBIT A

Proposed amendment to the Pierce County Personnel Policy, Article VIII, Section A:

Article VIII. GRIEVANCE PROCEDURE

POLICY: To provide a timely and orderly review of decisions, as required by Wis. Stat. § 66.0509, concerning: a) employee terminations; b) employee discipline; and c) workplace safety.

A. Purpose and Applicability

This procedure provides an employee with the individual opportunity to address concerns regarding discipline, termination or workplace safety matters, to have those matters reviewed by an Impartial Hearing Officer and to appeal to the County Board, where appropriate. The County expects employees and management to exercise reasonable efforts to resolve any questions, problems, or misunderstandings prior to utilizing the Grievance Procedure.

If an employee is subject to a contractual grievance procedure, the contractual grievance procedure must be followed as applicable.

This procedure does not replace or supersede any statutory provision which may be applicable to an employee's employment with the County. For example, this procedure does not apply to the statutory removal procedures for elected officials, to include the Highway Commissioner, and any employee, official or officer that serves at the pleasure of an appointing authority, as provided by Wisconsin Statutes, such as the positions of Corporation Counsel and Administrative Coordinator pursuant to County Code § 13-5. The procedure shall also not apply to the removal of a Human Services Director who is subject to removal only by the Human Services Board for whom statutory removal procedures are set forth in Sec 46.23(5)(i) of the Wisconsin State Statutes.

This procedure shall not apply to any action brought before the Pierce County Ethics Board pursuant to Pierce County Code Chapter 24, Code of Ethics.

This Grievance Procedure does not create a legally binding contract or a contract of employment.

EXHIBIT B

Proposed amendment to the Pierce County Personnel Policy, Article IX, Section D:

Article IX. EMPLOYEE BENEFITS

D. Paid Holidays

The County will observe the following 10 paid holidays:

New Year's Day
President's Day
Memorial Day
Independence Day
Labor Day

Veteran's Day
Thanksgiving Day
Day after Thanksgiving
*Christmas Eve Day
*Christmas Day

If the holiday falls on a Saturday, the preceding Friday is considered the holiday. If the holiday falls on a Sunday, the following Monday is considered the holiday.

*Note: the following observed holiday schedule, if Christmas Eve and/or Christmas Day fall on the weekend:

<u>Thurs</u>	<u>Fri</u>	<u>Sat</u>	<u>Sun</u>	<u>Mon</u>	<u>Tues</u>
<u>Dec. 23</u> <i>Christmas Eve (Observed)</i>	<u>Dec. 24</u> Christmas Eve <i>Christmas Day (Observed)</i>	<u>Dec. 25</u> Christmas Day	<u>Dec. 26</u>	<u>Dec. 27</u>	<u>Dec. 28</u>
<u>Dec. 22</u>	<u>Dec. 23</u> <i>Christmas Eve (Observed)</i>	<u>Dec. 24</u> Christmas Eve	<u>Dec. 25</u> Christmas Day	<u>Dec. 26</u> <i>Christmas Day (Observed)</i>	<u>Dec. 27</u>
<u>Dec. 21</u>	<u>Dec. 22</u>	<u>Dec. 23</u>	<u>Dec. 24</u> Christmas Eve	<u>Dec. 25</u> Christmas Day <i>Christmas Eve (Observed)</i>	<u>Dec. 26</u> <i>Christmas Day (Observed)</i>

Eligibility: All regular full time or part time employees are eligible to receive compensation for the paid holiday benefit. In order to receive holiday pay, employees must work the day before and the day after each holiday with the exception of normal days off or excused paid absences for the full shift. Part time employees will be compensated on a prorated basis ~~consistent with their annual percentage of full time equivalency with proration to be calculated to the 10th (0.10) place based on the FTE assigned to the position, and adjusted as appropriate on at least a semi-annual basis dependent on hours worked as compared to full-~~

time employees. Employees receiving Worker's Compensation benefits are not eligible for compensation for holidays that fall during their period of disability.

Civilian Dispatch employees and non-represented certified corrections officers shall accrue holiday pay at a rate of 3.077 hours per pay period. Holiday accruals may be used as time off or up to 48 hours may be paid out on the employee's anniversary date if the employee notifies payroll in writing at least 30 days prior to the anniversary date and the employee has a balance equivalent to the requested payout amount at the time the payment is requested. The maximum amount of holiday that an employee can accrue is 85 hours. Once the maximum is reached, any additional accrual hours will be forfeited.

Holiday Pay Rate: Employees who are eligible for holiday pay shall be compensated at their regular rate of pay for their regularly scheduled number of hours.

Work on a Holiday: Any FLSA non-exempt employee who is required to work on any of the above-mentioned holidays shall be scheduled for a different day off in lieu of the holiday and shall receive time and one-half for all hours worked on the holiday.

EXHIBIT C

Proposed amendment to the Pierce County Personnel Policy, Article IX, Section B1:

Article IX. EMPLOYEE BENEFITS

B1. Vacations-Employees Represented as of December 31, 2011.

(Note: An appropriate transition plan will be developed to accommodate any change to this schedule, as applicable.)

The vacation benefit applies unless otherwise stated to all full-time employees, as well as regular part-time employees regularly scheduled to work a minimum of twenty-eight (28) hours per two-week pay period, who are not subject to the County's PTO policy or to any collective bargaining agreement.

1. Vacation shall be accrued each pay period starting with the employee's first day of employment and shall increase on the employee's anniversary based on years of service.

Full-time employees shall accrue vacation in accordance with the following table:

8-HOUR EMPLOYEES		
Years of Service	Vacation Accrued Per Year	Vacation Accrued Per Pay Period
Years 1-8	12 days (96 hours)	3.69 hours
Years 9-15	15 days (120 hours)	4.62 hours
Year 16 & after*	20 days (160 hours)	6.15 hours

7-HOUR EMPLOYEES		
Years of Service	Vacation Accrued Per Year	Vacation Accrued Per Pay Period
Years 1-8	12 days (84 hours)	3.23 hours
Years 9-15	15 days (105 hours)	4.04 hours
Year 16 & after*	20 days (140 hours)	5.38 hours

[Note: 1-8 means from the beginning of employment to the end of the 8th year; 9-15 means from the beginning of the 9th year to the end of the 15th year; etc.]

Part-time employees shall accrue vacation hours in accordance with the above schedules, on a pro-rated basis, based on all hours paid up to 80 hours in a two-week pay period.

~~*Employees who are members of the Community Health bargaining unit as of the expiration of the 2011-12 collective bargaining agreement and who have reached their 24th anniversary date prior to the expiration of the collective bargaining agreement shall continue to accrue vacation as follows:~~

8-HOUR EMPLOYEES		
Years of Service	Vacation Accrued Per Year	Vacation Accrued Per Pay Period
Years 16-25	20 days (160 hours)	6.15 hours
Years 26 & after	25 days (200 hours)	7.69 hours

7-HOUR EMPLOYEES		
Years of Service	Vacation Accrued Per Year	Vacation Accrued Per Pay Period
Years 16-25	20 days (140 hours)	5.38 hours
Years 26 & after	25 days (175 hours)	6.73 hours

2. No credits for vacation are granted for time worked in excess of the usual workweek. Sick leave cannot be claimed for an illness occurring during an employee's vacation time. Vacations may not be used to supplement Worker's Compensation Benefits.

Employees will receive pay deductions for overdrawing vacation accounts and be subject to disciplinary action.

3. **Maximum Accruals.** The maximum number of accrued hours in an employee's vacation bank at any one time shall be 160 hours for 8-hour employees and 140 hours for 7-hour employees. An 8-hour employee who has accumulated 160 hours of vacation shall not accrue any additional vacation hours until the accumulated balance credited to the employee falls below 160 hours. A 7-hour employee who has accumulated 140 hours of vacation shall not accrue any additional vacation hours until the accumulated balance credited to the employee falls below 140 hours. A part-time employee who accumulates 100 hours of vacation shall not accrue any additional vacation hours until the accumulated balance credited to the employee falls below 100 hours.
4. **Scheduling:** Use of vacation time is to be scheduled with the department head or supervisor as far in advance as possible pursuant to department guidelines as may be applicable. Requests to use time shall be in writing. The County reserves the right to determine the number of personnel to be on vacation at any one time. Department heads and supervisors may deny the use of vacation if it cannot be accommodated in the workload of the department, or if other employees are already scheduled to be off. Generally, vacation leave requests

shall be granted on a first come, first served basis.

Vacations may be taken in one-half hour increments. Vacation may not be used in the pay period in which it is accrued.

5. Upon voluntary termination of an employee in good standing, the employee will be paid for all accrued vacation including that vacation time earned during the year in which the termination takes place.

RESOLUTION NO. 20-21
REAUTHORIZATION OF SELF FUNDED WORKER'S COMPENSATION

WHEREAS, the County of Pierce is a qualified political subdivision of the State of Wisconsin; and

WHEREAS, the County of Pierce is required to provide worker's compensation benefits as required by Chapter 102, Wisconsin Statutes; and

WHEREAS, the Wisconsin Worker's Compensation Act (Act) provides that employers covered by the Act either insure their liability with worker's compensation insurance carriers authorized to do business in Wisconsin, or to be exempted (self-insured) from insuring liabilities with a carrier and thereby assuming the responsibility for its own worker's compensation risk and payment; and

WHEREAS, the State and its political subdivisions may self-insure worker's compensation without a special order from the Department of Workforce Development (Department) if they agree to report faithfully all compensable injuries and agree to comply with the Act and rules of the Department; and

WHEREAS, the County of Pierce initially authorized self-insuring for worker's compensation in Resolution 02-31, and subsequently became self-insured in May 2003; and

WHEREAS, every three years each self-insured political subdivision must provide the Department of Workforce Development a resolution stating the County's intent and agreement to self-insure; and

WHEREAS, self-insuring for worker's compensation was previously reauthorized in 2009 in Resolution 09-02, in 2012 in Resolution 11-34, in 2015 in Resolution 14-30, and in 2018 in Resolution 17-24; and

WHEREAS, the Finance and Personnel Committee, at its January 4, 2021 meeting, approved the continuation of the self-insured worker's compensation program, in compliance with Wisconsin Administrative Code DWD 80.60(3) and recommended adoption by the County Board of Supervisors.

NOW, THEREFORE BE IT RESOLVED, by the Pierce County Board of Supervisors that it authorizes and approves as follows:


- (1) It is the intent and agreement of the County of Pierce to provide for the continuation of the self-insured worker's compensation program that is currently in effect, and the County agrees to faithfully report all compensable injuries and comply with Ch. 102 Wis. Stats., and the rules of the Department in accordance with 102.28(2)(b) and (c) Wis. Stats.
- (2) Authorize the Insurance/Risk Manager to forward certified copies of this resolution to the Worker's Compensation Division, Wisconsin Department of Workforce Development.

Dated this 26th day of January, 2021.



Jeffrey A. Holst, Chair
Pierce County Board of Supervisors

ATTESTED TO BY:



Jamie Feuerhelm, County Clerk

APPROVED AS TO FORM AND LEGALITY BY:



Bradley D. Lawrence, Corp. Counsel

Adopted: **ADOPTED**

JAN 26 2021

RESOLUTION NO. 20-22
RESIDENTIAL ANTI-DISPLACEMENT AND RELOCATION
ASSISTANCE PLAN (RADRAP)

WHEREAS, Pierce County recognizes the need for occupiable low-income and moderate-income housing within the county; and

WHEREAS, Pierce County is committed to the goal of preserving all occupiable low-income and moderate-income housing within the county.

WHEREAS, Pierce County previously approved a Residential Anti-Displacement Relocation Assistance plan (RADRAP) when it adopted Resolution 00-12 in July, 2000, and although there are no substantive changes, it is necessary to update that Resolution with correct citations to federal authority and reference to proper State agencies, which have changed over time.

NOW, THEREFORE BE IT RESOLVED, that Pierce County will replace all occupied and vacant occupiable low-income and moderate-income housing as a direct result of activities assisted with funds provided under the Housing and Community Development Act of 1974, as amended, and described in 24 CFR 570.606 and/or 24 CFR 42.

BE IT FURTHER RESOLVED, that before obligating or expending funds for activities resulting in the need for replacement housing, Pierce County will make public and submit, in writing, to the State of Wisconsin Community Development Block Grant (CDBG) Program, the following information:

1. A description of the proposed activity.
2. The general location on a map and approximate number of dwelling units by size (number of bedrooms) that will be demolished or converted to a use other than as a low- to moderate-income dwelling unit as a direct result of the assisted activity, and that will be provided as replacement dwelling units.
3. A time table for the commencement and completion of the demolition or conversion.
4. The source of funding and time schedule for the provision of replacement dwelling units.
5. The basis for concluding that each replacement dwelling unit will remain a low- to moderate-income dwelling unit for at least 10 years from the date of initial occupancy.

BE IT FURTHER RESOLVED, that consistent with the goals and objectives of activities assisted under the Act, Pierce County will take appropriate steps to minimize the displacement of persons from their homes; and

BE IT FURTHER RESOLVED that Pierce County will provide relocation assistance, as described in 24 CFR 570.606, 24 CFR 42, and/or in Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended.

Dated this 26th day of January, 2021.

ATTESTED TO BY:

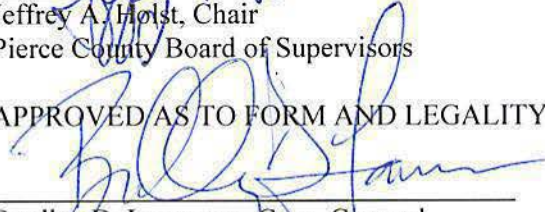


Jamie Feuerhelm, County Clerk



Jeffrey A. Holst, Chair
Pierce County Board of Supervisors

APPROVED AS TO FORM AND LEGALITY BY:



Bradley D. Lawrence, Corp. Counsel


Adopted: **ADOPTED**

JAN 26 2021

RESOLUTION NO. 20-23
AMEND COMPENSATION FOR THE PIERCE COUNTY
BOARD OF CANVASSERS / ELECTION OFFICIALS

WHEREAS, in accord with Chapter 7, Wis. Stats., Pierce County must, at all times, maintain a duly established Board of Canvassers in accord with §7.60 (2), Wis. Stats.; and

WHEREAS, in accord with §7.03, Wis. Stats., a reasonable daily compensation is to be paid to members of Board of Canvassers, either on a per diem basis or on a hourly rate; and

WHEREAS, the Pierce County Board of Supervisors has not, since November of 2011 (Resolution 11-24), reviewed and/or established a reasonable rate of compensation for members of the Pierce County Board of Canvassers and said fees need to be revised from time to time; and

WHEREAS, in addition to the Board of Canvassers, Pierce County also employs other election officials, including but not limited to tabulators to assist in counting ballots, operating voting equipment, inspecting poll lists, examining absentee envelopes/applications, and tallying results; and

WHEREAS, pursuant to §7.03(1), Wis. Stats., any Pierce County election official or trainee may choose to volunteer his or her services by filing with the municipal clerk of the municipality in which he or she serves a written declination to accept compensation; and

WHEREAS, the Finance and Personnel Committee, at its meeting on January 4, 2021, recommended that the County Board of Supervisors amend the per diem for the Board of Canvassers to \$18 per hour, and amend the per diem for all other election officials to \$15 per hour, plus mileage for each at the same rate at which members of the County Board of Supervisors are reimbursed.

NOW, THEREFORE BE IT RESOLVED, by the Pierce County Board of Supervisors that with the exception of election officials who have filed a written declination to accept compensation, all members of the Pierce County Board of Canvassers shall be compensated a per diem in the amount of \$18 per hours, and all other Pierce County election officials shall be compensated a per diem in the amount of \$15 per hour, plus mileage for each at the same rate at which members of the County Board of Supervisors are reimbursed.

BE IT FURTHER RESOLVED, that to qualify for reimbursement of expenses, other than meals which are not reimbursed, election officials must submit receipts for all expenses to the County Clerk and, in the case of mileage, submit mileage vouchers which are available from the County Clerk.


BE IT FURTHER RESOLVED, that to the extent that this resolution conflicts with any prior resolution or motion of the County Board of Supervisors as pertaining to wages to be paid to and reimbursement of expenses of the Pierce County Board of Canvassers and election officials, this resolution shall take precedence and shall act to repeal any and all such prior resolutions or motions outstanding, and shall take effect upon adoption of the County Board.

Dated this 26th day of January, 2021.




Jeffrey A. Holst, Chair
Pierce County Board of Supervisors


ATTESTED TO BY:



Jamie Feuerhelm, County Clerk

APPROVED AS TO FORM AND LEGALITY BY:



Bradley D. Lawrence, Corp. Counsel


Adopted: **ADOPTED**

FEB 23 2021

RESOLUTION NO. 20-24
TRANSFER FROM GENERAL FUND
FOR 2020 PUBLIC HEALTH HOME CARE BUDGET DEFICIT

WHEREAS, in May 2019 the Public Health Board determined that due to increasing costs and reductions or stagnation in reimbursement rates, and the fact that home care services were available from other providers in the community, that it was no longer feasible for the Public Health Department to provide home care services; and

WHEREAS, although the Home Care program services ended effective December 30, 2019, it was necessary to continue maintaining the program budget into 2020 because of delays in receiving reimbursement for 2019 Medicaid Cost Report Deficit Reduction Dollars; and

WHEREAS, for the year ending 2019, the Home Care program had a cumulative budget deficit of \$14,057, and pursuant to the receipt in December 2020 of \$4,745 for the reimbursement of 2019 Medicaid Cost Report Deficit Reduction Dollars, the 2020 Public Health Department Home Care cumulative budget net result was a deficit of \$9,312.00; and

WHEREAS, pursuant to §65.90(5) Wis. Stats., the County Board is required to authorize transfers in excess of 10% of the department budget, or if the transfer is requested from the General Fund rather than the Contingency Fund; and

WHEREAS, pursuant to §65.90(5)(a) Wis. Stats., a change in the amount of tax appropriation in a budget requires a vote of two-thirds of the entire membership of the County Board of Supervisors; and

WHEREAS, on February 1, 2021 the Finance and Personnel Committee reviewed the transfer request and took action to forward to the County Board their recommendation that they approve the transfer from the General Fund into the 2020 Public Health Department Home Care budget the amount of \$9,312.00 to cover the deficit, in order to close the 2020 books timely and allow the auditors to perform the 2020 audit in April.

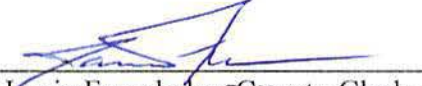
NOW, THEREFORE BE IT RESOLVED, that the Pierce County Board of Supervisors hereby approves and authorizes the transfer from the General Fund into the 2020 Public Health Department Home Care budget the amount of \$9,312.00, for the purposes set forth herein.

Dated this 23rd day of February, 2021.



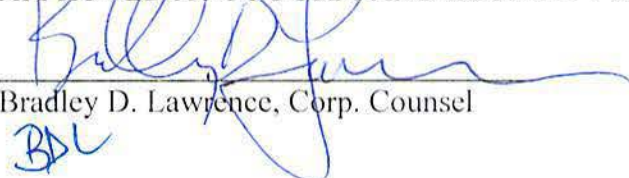
Jeffrey A. Holst, Chair
Pierce County Board of Supervisors

ATTESTED TO BY:



Jamie Feuerhelm, County Clerk

APPROVED AS TO FORM AND LEGALITY BY:



Bradley D. Lawrence, Corp. Counsel

ADOPTED

Adopted: _____ MAR 23 2021

RESOLUTION NO. 20-25
TRANSFER FROM GENERAL FUND
FOR 2020 FAIR BUDGET DEFICIT

WHEREAS, in June 2020 the Pierce County Board of Supervisors adopted Resolution 20-04 which cancelled the 2020 Motocross event and County Fair due to pandemic and COVID-19 concerns; and

WHEREAS, as a result, in 2020 the Fair budget exceeded its final budgeted amount by \$75,067; and

WHEREAS, the Fair Department tries to keep costs down as much as possible, however the cause of the deficit in this instance was beyond the control of the Department; and

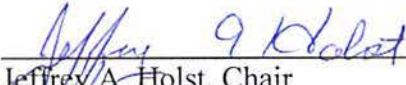
WHEREAS, pursuant to §65.90(5) Wis. Stats., the County Board is required to authorize transfers in excess of 10% of the department budget, or if the transfer is requested from the General Fund rather than the Contingency Fund; and

WHEREAS, pursuant to §65.90(5)(a) Wis. Stats., a change in the amount of tax appropriation in a budget requires a vote of two-thirds of the entire membership of the County Board of Supervisors; and

WHEREAS, on March 1, 2021 the Finance and Personnel Committee reviewed the transfer request and took action to forward to the County Board their recommendation that they approve the transfer from the General Fund into the 2020 Fair budget the amount of \$75,067 to cover the deficit, in order to close the 2020 books and allow the auditors to perform the 2020 audit in April.

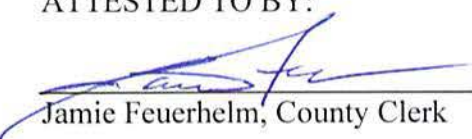
NOW, THEREFORE BE IT RESOLVED, that the Pierce County Board of Supervisors hereby approves and authorizes the transfer from the General Fund into the 2020 Fair budget the amount of \$75,066.86, for the purposes set forth herein.

Dated this 23rd day of March, 2021.

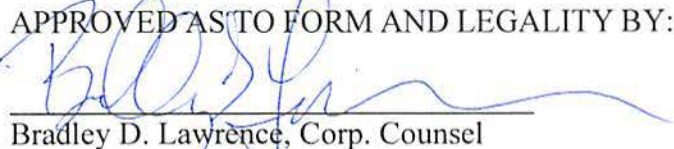


Jeffrey A. Holst, Chair
Pierce County Board of Supervisors

ATTESTED TO BY:



Jamie Feuerhelm, County Clerk

APPROVED AS TO FORM AND LEGALITY BY:


Bradley D. Lawrence, Corp. Counsel

Adopted: _____

ADOPTED

APR 20 2021

RESOLUTION NO. 20-26
AUTHORIZATION TO USE JAIL ASSESSMENT FUND FOR PADDED CELL REPAIR
AND NEW JAIL SECURITY CAMERA EQUIPMENT

WHEREAS, the Pierce County Jail has one padded cell that was damaged by an inmate; and

WHEREAS, an estimate for the repair of the padded cell was obtained in the amount of \$4,192, as set forth in Exhibit A; and

WHEREAS, the Sheriff's Office seeks to repair the padded cell consistent with that estimate and is requesting authorization for the cost of said repairs to be paid from the Jail Assessment Fund; and

WHEREAS, upon review of current security cameras and equipment within the jail it is desired to incorporate additional security cameras and equipment to improve the camera coverage, enhance audio function, and to generally increase the overall security and safety of jail operations by adding 10 cameras and upgrading 9 cameras, at a cost of \$35,604 as set forth in Exhibit B; and

WHEREAS, in order to upgrade the security cameras as set forth herein, it is also necessary to add various additional network switches and other equipment components, in an amount not to exceed \$5,000; and

WHEREAS, the Sheriff's Office seeks to add security cameras and related equipment to the jail as set forth herein and is requesting authorization for the cost of said cameras and equipment to be paid from the Jail Assessment Fund; and

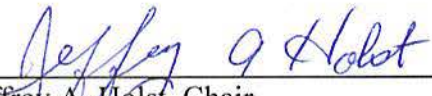
WHEREAS, the Finance Director has submitted documentation confirming that there are sufficient funds within the Jail Assessment Fund to cover the requested expenditure; and

WHEREAS, the Corporation Counsel has conducted legal research with regard to the Jail Assessment Fund, and concluded that in accordance with §302.46 and 59.25(3)(g) Wis. Stats., the Jail Assessment Fund can be used with respect to the expenses set forth herein, and further concluded that use of the Jail Assessment Fund requires authorization by the County Board of Supervisors; and

WHEREAS, the Law Enforcement Committee, at its meeting on January 13, 2021, and the Finance & Personnel Committee, at its meeting on March 1, 2021, authorized expenditures set forth in Exhibit A (\$4,192) and Exhibit B (\$35,604), as well as the cost for additional network switch equipment in an amount not to exceed \$5,000, all in the total sum of \$44,796, and recommended that they be paid from the Jail Assessment Fund.


NOW, THEREFORE BE IT RESOLVED, that the Pierce County Board of Supervisors hereby authorizes the expenditures for the jail as set forth in Exhibit A (\$4,192) and Exhibit B (\$35,604), as well as the cost for additional equipment in an amount not to exceed \$5,000, all in the total sum of \$44,796, and that said expenditures be paid from the Jail Assessment Fund.

Dated this 23rd day of March, 2021.



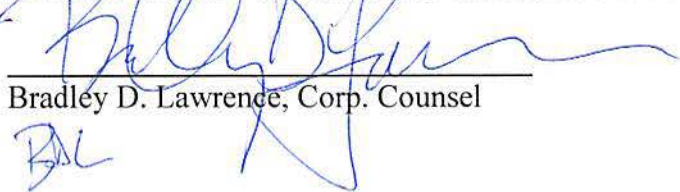
Jeffrey A. Holst, Chair
Pierce County Board of Supervisors


ATTESTED TO BY:



Jamie Feuerhelm, County Clerk

APPROVED AS TO FORM AND LEGALITY BY:



Bradley D. Lawrence, Corp. Counsel


Adopted: **ADOPTED**

APR 20 2021

Marathon Engineering Corporation
5815 2nd St West
Lehigh Acres, FL 33971

Invoice

Invoice #: 17894
Invoice Date: 12/31/2020
Due Date: 12/31/2020
Pierce Co Jail
P.O. Number: 2020-1416

Bill To:
Pierce County Sheriff's Office
555 West Overlook Drive
Ellsworth, WI 54011

Description	Hours/Qty	Rate	Amount
Provide materials, labor and one mobilization to repair/refurbish the Gold Medal Safety padding. This quote is limited to refinishing the repaired area only, unless noted otherwise, and as such the top-coats of finish material may not be an exact match to the existing top coats in the facility. Scope of work: 1. Repair areas in safety padding as indicated in the images at the end of this quote. Pre payment discount for full payment in advance		4,617.00	4,617.00
		-425.00	-425.00
Total			\$4,192.00
Payments/Credits			\$0.00
Balance Due			\$4,192.00

EXHIBIT

A

Schedule of Service and Protection (Equipment & Services)

STANLEY CONVERGENT SECURITY SOLUTIONS, INC. ("SCSS") AND PIERCE COUNTY JAIL AND SHERIFF - AT HIC CHRISTINE MCPHERSON ("CUSTOMER") AGREE ON THIS 6TH DAY OF JANUARY, 2021, THAT SCSS SHALL PROVIDE THE SERVICES DESCRIBED BELOW AT 555 W OVERLOOK DR, ELLSWORTH, WI 54011. ALL WORK, EQUIPMENT, AND SERVICES ARE SUBJECT TO THE DETAILS SET FORTH HEREIN AND TO THE TERMS AND CONDITIONS OF THE FOLLOWING AGREEMENT(S) BETWEEN THE PARTIES, IN ORDER OF PRECEDENCE: 1) ANY CURRENT MASTER AGREEMENT; AND/OR 2) ANY CURRENT AGREEMENT DIRECTLY RELATED TO THE SITE. IF SUCH AGREEMENT(S) ARE NOT IN EFFECT, ARE INAPPLICABLE, OR DO NOT CONTAIN MONITORING SERVICES TERMS AND CONDITIONS, ALL WORK, EQUIPMENT, AND SERVICES WILL BE SUBJECT TO THE TERMS AND CONDITIONS FOUND AT [HTTP://WWW.STANLEYSECURITYSOLUTIONS.COM/LEGAL](http://www.stanleysecuritysolutions.com/legal). THIS SCHEDULE OF SERVICE AND PROTECTION, AND THE PRICES QUOTED HEREIN, SHALL EXPIRE IF NOT EXECUTED BY CUSTOMER WITHIN SIX (6) MONTHS OF THE QUOTE DATE LISTED BELOW, AFTER WHICH TIME SCSS MAY REVISE THE PRICING FOR THE EQUIPMENT AND/OR SERVICES SET FORTH HEREIN.

Solution: Pierce County Jail & Sheriff's Office - Ellsworth - Camera Replacements & Adds

Opportunity: O-1839023

Quote: Q-210443

Quote Date: January 5, 2021

Investment Type: Direct Sale

System Information

System Type: Video

Primary System:

Secondary Systems:

Customer to Provide

Access to Device Locations, Network Connectivity,

Equipment

Quantity	Part Number	Description
10.00	NDI:5502-AL	BOSCH FLEXIDOME NDI:5502-AL 2 MEGAPIXEL NETWORK CAMERA
19.00	BUB-TIN-FDI	BOSCH SECURITY CAMERA TINTED DOME COVER
6.00	9P234C62B1	23/4PR CAT6 CMP/FT6 1000FT BOX WHITE
1.00	TBD JIC MATL	TBD JIC MATL

Existing Equipment

Quantity	Asset Name	Asset Description

Services

Selected or Quantity	Service Name	Service Description
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Services		
1.00	STANDARD SERVICE PLAN	CCTV Standard Service Plan (MONDAY - FRIDAY, 8AM - 4PM) STANLEY STANDARD SERVICE PLAN COVERS LABOR AND EQUIPMENT COSTS DURING NORMAL BUSINESS HOURS. THE SERVICE PLAN CAN COVER ALL TYPES OF PROTECTION SYSTEMS INCLUDING INTRUSION ALARMS, FIRE ALARMS, CAMERA SYSTEMS AND ACCESS CONTROL SYSTEMS. THIS PLAN COVERS NORMAL WEAR AND TEAR, REPAIR OR REPLACEMENT. REPAIR OR REPLACEMENT OF EQUIPMENT DAMAGED BY THE CUSTOMER, ACTS OF GOD OR VANDALISM IS NOT COVERED. SERVICE LABOR RATES FOR AFTER HOURS WORK ARE NOT INCLUDED AND ARE BASED ON CURRENT STANLEY SERVICE LABOR RATE SCHEDULE. INCLUDES ACCESS TO THE STANLEY TAC (24X7).

Equipment Notes

STANLEY CSS DISCLAIMER:

This Scope of Work (SOW) and the attached Bill of Materials (BOM) constitutes the entire design of the project including options & alternates presented and discussed. Any additional labor, equipment or resources required outside of this SOW & BOM will result in a CHANGE ORDER requiring authorization prior to starting any additional work. During this project implementation Stanloy has the option to Progress Bill based on performance milestones and project completion based on monthly evaluation of the percentage of work completed.

Theory of Operation

Stanley CSS proposes to furnish equipment and associated labor for the installation of ten (10) new Bosch Video Surveillance Cameras; placed throughout jail.

Stanley CSS to provide labor for removal of nine (9) existing cameras, to be repurposed in (now) locations throughout the jail. nine (9) existing cameras to be replaced with nine (9) new Bosch Video Surveillance Cameras.

Stanley CSS to provide wiring and labor for the installation of nineteen (19) newly added cameras.

*reference floor plan for camera locations

Stanley CSS to provide labor for dovising of newly installed cameras.

Programming of newly installed/repurposed cameras, to be provided by Stanley CSS technician.

All applicable camera angles to be approved by customer, prior to completion of installation. Necessary adjustments to be made, per customer request.

Theory of Operation:

Add ten (10) new Bosch Video Surveillance cameras, new locations; throughout jail.

Replace nine (9) existing cameras, replace in same location with new Bosch Video Surveillance Cameras.

Repurpose nine (9) existing cameras, reinstall in new locations throughout jail.

Nowly installed camoras to include audio; to be programmed with audio functionality.

Stanley CSS to provide the following equipment:

[illegible]

(19) BOSCH FLEXIDOME NDI-5502-AL 2 MEGAPIXEL NETWORK CAMERA

(19) BOSCH SECURITY CAMERA TINTED DOME COVER

Associated costs for materials needed for wiring purposes; included within this proposal.

Exclusions;

In the event additional switches are required for this installation; Pierce County to provide. Associated costs for applicable hardware, not included within this proposal.

Pierce County Jail to provide:

Access to device locations during normal business hours; Monday - Friday 0600 - 1700 (evening, weekend, holiday, overtime rates excluded)

Throughout the course of installation; Pierce County Jail to coordinate scheduling directly with Stanley CSS team, to include (but not limited to); Project Manger (J Kaczowski), Stanley Installation Manager (Marlon Bradford), Installation Coordinator (Kerra Sass)

Pierce County to validate room for expansion on existing server to accommodate for growth, adding eighteen (18) additional cameras. To be confirmed by Pierce County, prior to start of installation.

*In the event additional storage is needed, by customer request, Stanley CSS to provide necessary equipment and labor (as needed) to accommodate for adds, resulting in additional cost to customer by way of change order.

Installation notes:

Floor plan denoting locations of new cameras, as well as repurposed cameras; attached.

Prior to start of installation; Pierce County to provide marked up floor plan, highlighting locations of cameras of which are to be removed and replaced with new. Existing CAT5E/CAT6 wiring for these nine (9) cameras, to be reused.

Existing switches to be reused, new switches to be added (where required). Associated costs for applicable hardware, not included within this proposal; to be provided by customer.

In addition to the equipment and services provided for above, the following advanced service recommendations are offered and available as an additional measure of security. By selecting an option(s) below and executing this page, you are agreeing to the provision of such services pursuant to the same terms and conditions set forth above and at the prices listed herein.

****Please check with your consultant for additional service options.**

Investment Type: Direct Sale

Pricing and Deposit Terms

The term of this Schedule is for a period of 60 Months from the date hereof and shall thereafter renew as set forth in the Agreement to which this Schedule of Service and Protection ("SOSP") is a Schedule ("the Agreement").

Transaction Information: Add/Upgrade
Warranty Duration: 12 MONTHS
Escalation Information: 0% after 36 Months

Total Installation Price*: \$35,603.50 USD

Up-front Deposit*: \$0.00

Payment Plan*:

Balance Due Upon
Completion*: \$35,603.59

Customer agrees that SCSS retains a security interest in the equipment until the full purchase price is paid.

The quantities and prices reflected in this SOSP are based upon the estimated number of components specified in blueprints, site surveys, and/or other information provided by Customer and the options selected by Customer. The equipment and scope above are expected to cover the cost of installation as quoted herein. Subject to the terms of the Agreement, SCSS reserves the right to submit Change Orders and to recover any additional costs not previously quoted. Such costs include but are not limited to, for example, additional costs that arise as a result of 1) any change to the scope of work or equipment stated in this SOSP; 2) extensions of time outside of SCSS's direct control; 3) changes in architecture, including 1) infrastructure, that were not anticipated in this SOSP; 4) the undisclosed presence of asbestos and/or other environmental, health, and/or safety hazards; and/or 5) any faulty non-SCSS equipment that impacts the performance of the solution proposed by SCSS.

Unless expressly agreed otherwise in the Agreement, SCSS shall have the right to submit invoices for progress payments based on percentage work completed.

Monthly Service Charges

Total Monthly Fee*: \$376.21 USD

Payment Frequency: Quarterly

Prices do not include taxes

STANLEY Convergent Security Solutions, Inc.

Customer: PIERCE COUNTY JAIL AND SHERIFF - ATTN
CHRISTINE MCPHERSON

Brandl Seeker

Security Representative

Customer (Sign)

Senior Security Consultant

Security Representative Title

Customer (Pilot)

STANLEY Authorized Manager (Sign)

Tills

STANLEY Authorized Manager (Print)

Not Binding on SCSS without either Authorized Management Approval Signature or SCSS Begins the Installation or Services.

Account Payment Settings:

PO Required by customer: ☐

[illegible]



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FEEDBACK