

ORDINANCE INDEX 2011

ORDINANCE NO.	DESCRIPTION	ADOPTION DATE
11-01	Amend Chapter 172, of the Pierce County Code - Parks and Recreation	April 19, 2011
11-02	Amend Chapter 4, Section 6, of the Pierce County Code - Elections of Committees	June 28, 2011
11-03	Amend Chapter 4, Section 4-4, of the Pierce County Code - Meetings	July 26, 2011
11-04	Rezone 2.9 Acres from Primary Agriculture to Commercial in the Town of El Paso: Dale, Julie, Dean, and Rebecca Hines	July 26, 2011
11-05	Comprehensive Zoning Map Amendment for the Town of Salem	August 23, 2011
11-06	Redistricting: Amend Chapter 4 of the Pierce County Code, Section 4-1 the Table of District Descriptions entitled "4 Attachment 1", and Section 4-2	September 27, 2011
11-07	Amend Chapter 101, Article IV of the Pierce County Code: Animals - Waste Storage	October 25, 2011
11-08	Rezone 6.34 Acres from Agriculture Residential to Industrial in the Town of Union - Greg Bechel	October 25, 2011
11-09	Amend Chapter 238 of the Pierce County Code: Floodplain Zoning	October 25, 2011
11-10	Amend Chapter 238 of the Pierce County Code: Floodplain Zoning	November 8, 2011
11-11	Create Article V, Section 13-10 - Establish Indefinite Term of Office for County Highway Commissioner	November 8, 2011
11-12	Amend Chapter 172, Section 172-15 of the Pierce County Code - Parks and Recreation	March 27, 2012
11-13	Amend Chapter 26 of the Pierce County Code Adopting Wisconsin Statutes, Section 106.50, as Amended, Relating to the Equal Rights of All Persons to Fair Housing, and Providing Means for the Implementation and Enforcement Thereof	February 14, 2012
11-14	Rezone 20.01 Acres From Rural Residential 12 To General Rural Flexible 8 In The Town Of Oak Grove - Kerry & Mary Stees	March 27, 2012
11-15	Amend Chapter 4 of the Pierce County Code: Eliminate the Emergency Management Committee and Designate the Law Enforcement Committee as the County Emergency Management Committee	April 17, 2012
11-16	Amend Chapter 10 of the Pierce County Code: Eliminate the Emergency Management Committee and Designate the Law Enforcement Committee as the County Emergency Management Committee	April 17, 2012
11-17	Amend Duties of Administrative Coordinator to Eliminate Supervision of Emergency Management Director	April 17, 2012

RESOLUTION INDEX 2011

RESOLUTION NO.	DESCRIPTION	ADOPTION DATE
11-01	Transfer From General Fund For Sheriff's 2010 Jail Budget Deficit	April 19, 2011

11-02	Support Pierce County Veterans Court Program to Include Pierce County Veterans Mentor Program	April 19, 2011
11-03	Memorial to Richard Truax	May 03, 2011
11-04	Support the Planned Wisconsin Idea Partnership	May 03, 2011
11-05	Authorize Use of Jail Maintenance Fund to Pay for a Revised Jail Needs Assessment	June 28, 2011
11-06	Authorize Pierce County's Participation in the Wisconsin Community Development Block Grant for Economic Development Program - The Bergquist Company	July 26, 2011
11-07	Authorize the Creation of a Joint Airport Zoning Board	July 26, 2011
11-08	Oppose Proposed Federal Transportation Changes for Farm Vehicles	July 26, 2011
11-09	Support Federal Funding of Community Action Agency Programs	July 26, 2011
11-10	Reconsider 2011 Salaries and Benefits for Non-Represented Employees Established in Resolution 10-23	September 27, 2011
11-11	Amend Personnel Policy to Repeal and Recreate Grievance Policy Pursuant to the Budget Repair Bill	September 27, 2011
11-12	Ratify Sheriff's Department - Labor Association of Wisconsin, Inc. (L.A.W.) Collective Bargaining Agreement	August 23, 2011
11-13	Authorize Emergency Exception to Statutory Bidding Requirements to Purchase and Install Fairgrounds Transformer Equipment and Materials Pursuant to §59.52(29)(b) Wis. Stats.	August 30, 2011
11-14	Purchase of Trenton Boat Landing from State of Wisconsin in the Town of Trenton with Park Development Funds and Approve Unbudgeted Expenditure	October 25, 2011
11-15	Sponsorship of Industrial Revenue Bonds	October 25, 2011
11-16	Prohibit Carrying of Concealed Weapons or Firearms in Buildings Owned, Occupied or Controlled By Pierce County and at Special Events Organized by Pierce County	October 25, 2011
11-17	Authorize New Positions for 2012	November 08, 2011
11-18	Approve 2012 Tax Levy and Budget	November 08, 2011
11-19	Pierce County Conservation Aids Program	November 08, 2011
11-20	Comply with Government Accounting Standards Board (GASB) No. 54, Fund Balance Reporting and Governmental Fund Type Definitions and Appointment	November 08, 2011
11-21	Care of Soldiers' Graves	November 08, 2011
11-22	Claims for Listing Dogs	November 08, 2011
11-23	Increase Marriage License and Domestic Partnership Fees §765.08, 765.15 and 770.17 Wis. Stats	November 08, 2011
11-24	Amend Compensation for the Pierce County Board of Canvassers	November 08, 2011
11-25	Establish 2012 Salaries and Benefits for Non-Represented Employees	November 08, 2011

11-26	Create The Position Of Lead AODA Counselor - Human Services Department	January 24, 2012
11-27	Increase Hours For Home Care Scheduler - Public Health Department	January 24, 2012
11-28	Establish Amended Sheriff's Department Fees For Fingerprinting, Huber Law, Prisoner, Impound Lot, Copying, Civil Process And Traffic Counter	January 24, 2012
11-29	Amend Fees for Issuing Permits and Making Inspections and Investigations of Certain Types of Establishments	February 28, 2012
11-30	Dog Damage Claims	February 28, 2012
11-31	AMEND PERSONNEL POLICY TO UPDATE AND ADDRESS COLLECTIVE BARGAINING CHANGES RESULTING FROM BUDGET REPAIR BILL	February 28, 2012
11-32	Authorize Submission Of The Application Relating To Pierce County's Participation In The Wisconsin Community Development Block Grant Housing Program	February 14, 2012
11-33	Adopting A Citizen Participation Plan	February 14, 2012
11-34	Re-Authorization Of Self-Funded Worker's Compensation	February 28, 2012
11-35	Salary Adjustments For Elected Officials: County Clerk, Treasurer, and Register Of Deeds 2013-2016	March 27, 2012

ORDINANCE 11-01

Amend Chapter 172 of the Pierce County Code - Parks and Recreation

PIERCE COUNTY BOARD OF SUPERVISORS DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1: That Chapter 172 of the Pierce County Code is hereby revised as follows:

§ 172-1 Purpose.

The purpose of this chapter is to promote the health, safety and general welfare of this community and to protect, safeguard and regulate the public use of the public recreation facilities owned and/or operated by the county.

§ 172-2 Implementation.

The implementation of this chapter shall be accomplished by the committee to which responsibility has been delegated by the County Board of Supervisors.

§ 172-3 Applicability.

Except when the context provides otherwise, the provisions of this chapter shall apply to all lands, structures and property owned, leased or administered by the county and under the management, supervision and control of the county.

§ 172-4 Destruction of public property prohibited.

It is unlawful for any person to destroy, molest or deface any natural growth or natural or archaeological feature or any county property or to enter or be in any building installation or area that may be locked or closed to public use or contrary to posted notice. The picking of edible fruits or nuts and specimens for educational purposes is permitted. Flowers protected by § 29.604, Wis. Stats., shall not be molested.

§ 172-5 Definitions.

For the purpose of this chapter the following definitions apply:

ALL-TERRAIN VEHICLE (ATV)

This term shall have the same definition set forth in § 340.01(2g), Wis. Stats.

ALL-TERRAIN VEHICLE (ATV) ROUTE

A highway designated for use by ATV operators by the governmental agency having jurisdiction as authorized by § 23.33, Wis. Stats. (See PCC § 172-15(B))

BOAT

Every description of watercraft used or capable of being used as a means of transportation on water.

CAMPING PARTY

Any individual, family, individual group or juvenile group occupying a campsite.

CAMPING UNIT

Any single shelter, except sleeping bags and hammocks, used for a camp by a camping party except those exclusively used for dining purposes.

CAMP or CAMPING

The use of a shelter such as a tent, trailer, motor vehicle, tarpaulin, bedroll or sleeping bag for temporary residence or sleeping purposes.

CAMPSITE

A segment of a campground which is designated for camping use by a camping unit or camping party.

CANOE CAMPSITE

A campsite along a waterway for use by persons traveling by water.

FAMILY

A husband and wife or husband and wife with unmarried children or a father or mother with unmarried children.

FAMILY CAMPGROUND

Any tract of land designated for camping by families or groups of five persons or fewer.

GROUP CAMPGROUND

A campground designed for use by organizational or juvenile groups.

INDIVIDUAL GROUP

A camping party of not more than five persons occupying one camping unit.

INTERNAL COMBUSTION ENGINE

A heat engine in which the combustion that generates the heat takes place inside the engine proper instead of in a furnace.

JUVENILE GROUP

A group made of juvenile members of an established organization and under the leadership of at least one competent, mature adult for each 10 juveniles in the group and using any number of camping units or occupying a group campground.

MOTORIZED BOAT

Any boat equipped with propulsion machinery, whether or not the machinery is the principal source of propulsion.

NUGGET LAKE

That certain lake named Nugget Lake which is located in Nugget Lake County Park in Section 32, Township 15 West, and Sections 4, 5 and 9, Township 25 North, Range 15 West, Pierce County, State of Wisconsin.

OPERATE

When used with reference to a boat or motorized boat means to navigate or otherwise employ.

PRIMITIVE CAMPGROUND

A campground with minimum or no improvements where camping is permitted for periods longer than a single night; facilities may not be provided and access is by hiking or watercraft.

SLOW-NO WAKE

The slowest possible speed so as to maintain steerage.

§ 172-6 Destruction of property of others unlawful.

It is unlawful for any person to destroy, molest or remove the property of others.

§ 172-7 Waste material.

It is unlawful for any person to discard or leave any refuse, sewage or other waste material on the ground or in any building or installation or into the water or upon the ice on any lake or stream or other body of water or to dispose of any such refuse waste material in any manner except by burning or by placing in receptacles or other authorized locations provided for such purposes. Charcoal residue must be left in a grate or fireplace until cool or placed in receptacles provided for such purposes.

§ 172-8 Pets.

It is unlawful for any person to suffer his dog or cat to enter any public building or be upon any bathing beach or water adjacent to any bathing beach in any county park, county park recreation area or similar public use area on other lands and property under the management, supervision and control of the county, and pets will not be allowed in Nugget Lake Park. In those other county park areas, campgrounds, picnic areas or other properties under the management, supervision and control of the county, where pets are permitted, pets shall at all times be kept on a leash not more than eight feet long and shall not be left unattended. All other pets shall be effectively restrained or under the owner's control at all times. No person shall suffer his pet to deprive or disrupt the enjoyment or use of any area by others. County park caretakers shall have the authority to dispose of animals creating a nuisance or molesting wildlife.

§ 172-9 Fires.

A. It is unlawful for any person to start, tend or maintain any fire or to burn any refuse except at designated fireplaces in any county park or county park recreation area. The aforementioned is also unlawful when fireplaces are provided at other campsites, picnic grounds and other designated similar public use areas on other lands under management, supervision and control of the county.

B. It is unlawful for any person to leave any fire unattended, or to throw away any matches, cigarettes, cigars or pipe ashes or any embers without first extinguishing them or to start, tend or use in any manner any fire

contrary to posted notice on any lands or property under the management, supervision and control of the county.

§ 172-10 Peddling and soliciting.

- A. It is unlawful for any person to peddle or solicit business of any nature whatever or to distribute handbills or other advertising matter, to post unauthorized signs on any lands, structures or property under the management, supervision and control of the county or to use such lands, structures or property as a base of commercial operations for soliciting or conducting business, peddling or providing services within or outside of such lands, structures or property unless first authorized in writing by the county or its duly authorized agents.
- B. It is unlawful to use in any manner the dock, pier, wharf, boat landing, mooring facilities in or the waters in or immediately adjacent to any lands under the management, supervision or control of the county for the purpose of soliciting rides of any kind, unless authorized by the county.

§ 172-11 Operation of vehicles.

- A. No person shall operate any vehicle at a speed in excess of 10 miles per hour or contrary to official traffic signs in any county park or other lands under the management, supervision and control of the county.
- B. It is unlawful to operate or park any motor vehicle upon any bridle path, hiking trail, beach area, playground, picnic area or any area other than established roads, parking areas, boat ramps and service areas or contrary to posted notice.

§ 172-12 Boats on Nugget Lake.

- A. It is lawful to operate electric-powered trolling motors at a slow no-wake speed on Nugget Lake.
- B. It is unlawful to operate a boat which is propelled by an internal combustion engine on Nugget Lake.
- C. It is unlawful to operate any motorized boat in the designated swimming areas of Nugget Lake.
- D. It is unlawful to launch a boat into Nugget Lake from an area other than a designated launching area.

§ 172-13 Horses.

- A. It is unlawful for any person to ride, lead or cause or suffer a horse to be in any county park, except on specifically designated and posted areas or bridle paths or by permit on field trail areas.
- B. It is unlawful for any person to ride, lead or cause or suffer a horse to be on any beach, posted or marked hiking trail or picnic areas or campground.
- C. It is unlawful for any person to ride a horse in a careless, negligent or reckless manner so as to endanger the life, property or person of others on any lands under the management, supervision and control of the county.

§ 172-14 Snowmobiles and motorized cycles.

- A. It is unlawful for any person to ride or utilize a snowmobile, all-terrain vehicle or motorized cycle of any kind within the boundary of any county park except on specifically posted routes for the purpose of ingress and egress to such county park.
- B. It is unlawful for any person to operate a snowmobile, all-terrain vehicle or motorized cycle of any kind in a careless, negligent or reckless manner so as to endanger the life, property or person of others on any lands under the management, supervision and control of the county.

§ 172-1 All-terrain vehicles and routes.

- A. Operation of all-terrain vehicles. Pursuant to s. 23.33(4)(d)4, Wis. Stats., except as otherwise provided in s. 23.33(4), Wis. Stats., no person may operate an all-terrain vehicle on the roadway portion of any highway in the county except on roadways that are designated as an all-terrain vehicle route by this ordinance. Operation of all-terrain vehicles on a highway in the county that is an all-terrain vehicle route is authorized only for the extreme right side of the roadway except that left turns may be made from any part of the roadway that is safe given prevailing conditions. On paved roadway, all-terrain vehicles must be operated on the paved portion of the roadway and not on the gravel shoulder.
- 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.
- C. Conditions applicable to all-terrain vehicle routes. Pursuant to s. 23.33(8)(d), Wis. Stats., the following restrictions are placed on the use of the county all-terrain vehicle routes designated by this ordinance:
- (1) Routes shall be marked with uniform all-terrain vehicle route signs in accordance with s. NR 64.12(7), Wisconsin Administrative Code. No person may do any of the following in regard to signs marking county all-terrain vehicle routes.
 - a. Intentionally remove, damage, deface, move or obstruct any uniform all-terrain vehicle route sign or standard or intentionally interfere with the effective operation of any uniform all-terrain vehicle route or standards if the sign or standard is legally placed by the state, any municipality or any authorized individual.
 - b. Possess any uniform all-terrain vehicle route sign or standard of the type established by the department for the warning, instruction or information of the public, unless he or she obtained the uniform all-terrain vehicle route sign or standard in a lawful manner. Possession of a uniform all-terrain vehicle route sign or standard creates a rebuttable presumption of illegal possession.
 - (2) Operation shall be subject to all provisions of s. 23.33, Wis. Stats., which is adopted as part of this ordinance by reference, pursuant to s.23.33(11), Wis. Stats.
 - (3) A copy of this ordinance shall be sent by the County Clerk to appropriate entities as set forth in §23.33(11)(b) Wis. Stats.
 - (4) In addition to the provisions of s. 23.33, Wis. Stats., the following restrictions are placed on the use of the county all-terrain vehicle routes designated by this ordinance:
 - a. All all-terrain vehicle operators shall observe a speed limit of not more than 40 mph or the posted roadway speed limit, whichever is lower.
 - b. All all-terrain vehicle operators shall ride single file.
 - c. The allowed hours of operation shall be from 6:00 a.m. to 8:00 p.m. during Daylight Savings Time and from 6:00 a.m. to 7:00 p.m. during Standard Time.
 - d. Any person under age 12 shall not operate an all-terrain vehicle on a road under any circumstances.
 - e. Any person under the age of 16 shall not operate an all-terrain vehicle on a roadway (where allowed) without a safety certification.
 - f. All all-terrain vehicle operators 12 to 15 must be under the direct supervision of a parent or legal guardian at all times when operating on a designated all-terrain vehicle route.
 - g. All persons under 18 must wear a helmet.

§ 172-16 Noise.

It is unlawful for any person to operate any sound truck, loudspeaker, motor, motor vehicle or other device that produces undue or unnecessary noises without first obtaining a written consent from the county or its duly authorized agency.

§ 172-17 Parking.

No person shall park, stop or leave standing, whether attended or unattended, any vehicle or watercraft:

- A. In any manner as to block, obstruct or limit the use of any road, trail, waterway or winter sport facility;
- B. Outside of any area provided for such purposes when it is practical to use such areas; or
- C. Contrary to posted notice.

§ 172-18 Camping.

A. No camping is permitted except as in designated areas.

B. It is unlawful for more than one family or individual group to occupy a single campsite.

- (1) No camping unit, sleeping bag or hammock shall be set up beyond the limits of the campsite.
- (2) Juvenile groups of not more than 10 persons may occupy a single campsite in a family campground

only in properties where group campgrounds are not available.

- C. No camping party shall move from its assigned campsite to another campsite without prior approval.
- D. All camping permits expire at 3:00 p.m. on the last day of the permit period.
- E. No person shall camp and no camping unit shall remain for a period greater than 14 days without a special permit. Special permits may be issued for seasonal camping on a monthly basis with fees paid one month in advance.
- F. No camping party shall set up or take down its camping unit between the hours of 11:00 p.m. and the following 6:00 a.m. Loud activity and audio equipment is prohibited during these hours.
- G. It is unlawful to park any motor vehicle outside the parking area designated at each campsite, and not more than two motor vehicles are permitted to any campsite.
- H. Violation of any state law or any rules of the county by a member of a camping party is cause for revocation of the camping permit.
- I. It is unlawful for any person to obtain a camping permit for use by a camping party of which he is not a member, except that parents and group leaders may obtain camping permits for use by juvenile groups.
- J. A campsite must be occupied by a member of the camping party on the first night of the permit period, and no campsite may be left unoccupied for more than 24 hours unless a special permit is obtained for a seasonal campsite.
- K. No person shall camp on any lands under the management, supervision or control of the county contrary to posted notices.

§ 172-19 Firearms.

It is unlawful for any person to have in his possession or under his control any firearm or air gun as defined in Section 939.22 Wisconsin Statutes, or local ordinances, unless the same is unloaded and enclosed in a carrying case, or any bow unless the same is unstrung or enclosed in a carrying case, and no person shall take, catch, kill, hunt, trap, pursue or otherwise disturb any wild animals or birds in any county park or in any campground or picnic area or contrary to posted notice on other areas under the management, supervision and control of the county.

§ 172-20 Disorderly Conduct.

It is unlawful for any person to engage in violent, abusive, indecent, profane, boisterous or unreasonably loud or otherwise disorderly conduct under circumstances in which such conduct tends to cause or promote a disturbance.

§ 172-21 Fees and charges.

It is unlawful for any person to use any facility, land or area for which a fee or charge has been established by the county without payment of such fee. Admission stickers will be affixed to the vehicle. Any person who fails to pay park user fees as set forth by the Pierce County Parks Committee will, to avoid prosecution, have 10 days from the date on which the violation occurred to pay a penalty fee that is three times the set daily fee and two times the set camping fees. The penalty fee will pertain to each permit required. If within 10 days from the date of violation payment is not made in accordance with this section, the penalty under § 172-26 shall apply.

§ 172-22 Hours.

It is unlawful to enter any county park or any camp or picnic area in any county recreation area at times other than posted hours.

§ 172-23 Beaches.

- A. It is unlawful for any person to possess or consume any food or beverage or use any soap, detergent or shampoo on any bathing beach or in the water adjacent to any bathing beach in any county park or county recreation area.
- B. It is unlawful to disturb or molest a bathing beach boundary buoy or marker in any swimming beach in any county park or county recreation area.
- C. No person shall operate a boat in any area designated by marker buoys.

D. The county is authorized to establish such rules and regulations as it deems necessary to protect the public users of the beach and other park facilities.

§ 172-24 Exceptions.

Nothing in this chapter shall prohibit or hinder the county, its supervisors, managers, foresters, wardens, managers or other duly authorized agents, or any peace officer from performing their official duties.

§172-25 Statutory authority.

These regulations are adopted under the authority granted by § 59.54(6), Wis. Stats.

§ 172-26 Activities not provided for.

Those activities not specifically provided for in this chapter, which may be requested in park areas, are prohibited without the written approval of the county.

§ 172-27 Violations and penalties.

Any person who fails to comply with the provisions of this chapter shall, upon conviction thereof, forfeit not more than \$200 and the costs of prosecution for each violation and, in default of payment of such forfeiture and costs, shall be imprisoned in the county jail until payment thereof, but not exceeding 30 days.

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

Dated this 19th day of April, 2011.

ORDINANCE 11-2

Amend Chapter 4 Section 6 of the Pierce County Code - Election of Committees

PIERCE COUNTY BOARD OF SUPERVISORS DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1: That Chapter 4 Section 4-6 of the Pierce County Code is hereby amended to read as follows:

§4-6 Election of committees.

The following committees are elected at the organizational meeting: Agricultural and Extension Education, Finance and Personnel, Highway, Land Management board members and Law Enforcement for a term of two years and Human Services Board and Land Management citizen members for a term of three years. ~~Land Management Committee citizen members two year terms shall hereafter be staggered from those of County Board members. Citizen members will be initially elected to a one year term (2006-2007), and thereafter all subsequent terms shall be for two years.~~ All elections remain valid until successors are elected. All other committees shall be appointed pursuant to §4-10.

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

Dated this 28th day of June, 2011.

ORDINANCE 11-3
Amend Chapter 4, § 4-4 of the Pierce County Code

Pierce County Board of Supervisors does hereby ordain as follows:

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

§ 4-4. Meetings.

- A. Organizational. The Board shall meet on the third Tuesday of April, following the elections of the County Board of Supervisors, for the purpose of organizing the Board and other general business of the Board. Following the elections, the County Board rules of the most recent term shall remain in effect until the newly elected County Board meets and adopts Board rules for the new term.
- B. Annual reports. The Board shall meet in April for the purpose of approving all annual reports of departments and other general business of the Board. It is the request and recommendation of the Board that all departmental reports conform to the following outline:
 - (1) A concise statement of any changes in the policy or activity of the department which materially affects the operation of the department compared with former years; and
 - (2) A short summary statement of any other matters which should come to the attention of the Board.
- C. Annual meeting. The Board shall meet on the second Tuesday in November for the purpose of passing upon the budget and transacting general business of the Board.
- D. Monthly meeting. In addition to the meetings prescribed in Subsections A and C, the Board shall meet on the fourth Tuesday of each month, except November, for the purpose of transacting general business of the Board. The date may be changed or the monthly meeting may be canceled by the County Board Chairperson with the approval of the Finance and Personnel Committee.
- E. Special Meetings. The Board may be called into special session by the written request of the County Board Chairperson with the approval of the Finance and Personnel Committee or upon written request of a majority of the members of the County Board. Such written requests shall be delivered to the County Clerk and shall specify the purpose and time of the meeting. The date of special meetings shall not be less than 48 hours from the date of the delivery of the written request to the County Clerk. Upon receiving the request, the Clerk shall forthwith mail to each Supervisor notice of the time and place of the meeting. In the event of an emergency, the Chairperson of the County Board may, by written notice to the County Clerk, convene an emergency meeting of the County Board. The notice shall specify the time and place of the meeting and the subjects to be considered. The time of the meeting shall not be less than 12 hours from the filing of the notice. The Clerk or, if not possible, the Sheriff shall immediately notify the media and each Board member in person or by telephone of the time, place and purpose of the meeting.
- F. Meeting time. The organization and annual meetings shall be held at 9:00 a.m. The monthly meetings shall be held at 7:00 p.m. This time may be changed by the County Board Chairperson with approval of the Finance and Personnel Committee.
- G. Physical presence necessary. Each County Board Supervisor or citizen member shall be physically in attendance at a County Board meeting or meetings of committees of the Board to be considered present. Although Board or Committee members must be physically in attendance to be considered present for purposes of a quorum and to vote, they may participate telephonically or electronically, for discussion purposes only, for those portions of a meeting that are not in closed session.

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

Dated this 28th day of June, 2011.

ORDINANCE 11-4

**Rezone 2.9 Acres from Primary Agriculture to Commercial in the Town of El Paso:
Dale, Julie, Dean, & Rebecca Hines**

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

Section 1: The Official Pierce County Zoning Map for the Town of El Paso is amended to change the zoning from Primary Agriculture to Commercial on 2.9 acres of land located in the Northeast $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ of Section 19, Township 26 North, Range 16 West, Town of El Paso, Pierce County, Wisconsin, more fully described as follows:

Commencing at the Northeast corner of said Section 19; thence West 1,320 feet along North line of said corner to the Northwest corner of the Northeast $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ of Section 19 on southerly R/W Hwy 72 & POB; Thence South 250 feet along west line of Northeast $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ of Section 19; Thence East 526 feet; Thence North 250 feet to the North line of said Section; Thence West 526 feet to the Point of Beginning, containing 2.9 acres.

Section 2: That this ordinance shall not be codified.

Section 3: That this ordinance shall take effect upon passage.

Dated this 28th day of June 2011.

ORDINANCE 11-5

Comprehensive Zoning Map Amendment for the Town of Salem

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

Section 1: The Official Pierce County Zoning Map for the Town of Salem be amended to incorporate changes as shown on the attached map, Attachment A, located in Township 25 North, Range 16 West, all of the Town of Salem, Pierce County, Wisconsin, incorporated herein by reference.

Section 2: That this ordinance shall not be codified.

Section 3: That this ordinance shall take effect upon passage.

Dated this 26th day of July 2011.

(Attachment A - Zoning Map may be viewed at the Pierce County Zoning Office.)

ORDINANCE 11-6

Redistricting: Amend Chapter 4 of the Pierce County Code, Section 4-1 the Table of District Descriptions entitled "4 Attachment 1", and Section 4-2

PIERCE COUNTY BOARD OF SUPERVISORS DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1: That Chapter 4 of the Pierce County Code, Section 4-1, the Table of District Descriptions entitled "4 Attachment 1" is hereby revised as set forth in the attached Exhibit A.

SECTION 2: That Chapter 4 of the Pierce County Code, Section 4-2, Tests of redistricting plan, be amended to read as follows:

A. Norm: $41,019 \div 17 = 2412$.

(1) Least populous district (1) is 4.15% below norm.

(2) Most populous district (6) is 5.47% above norm.

B. Average deviation: $49.14 \div 17 = 2.89\%$.

C. Range of deviation: $4.15 + 5.47 = 9.62\%$.

D. Ratio between most and least populous districts: $2544 \div 2312 = 1.10$.

~~E. Simple majority measure (9, 3, 2, 10, 8, 11, 1, 17, 15): $19,173 \div 36,804 = 52.09\%$.~~

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

Dated this 27th day of September, 2011.

EXHIBIT "A"

4 Attachment 1

Description District 1	Unit Population	District Population 2312
<p>City of Prescott; Wards 3, 4, 5</p> <p>2312</p> <p>That part of the City of Prescott described as follows: beginning at the intersection of US Highway 10 and Dexter Street; thence southerly along Dexter Street to Walnut Street; thence westerly and southwesterly along Walnut Street to South Dakota Street; thence northwesterly along Dakota Street to Kinnickinnic Street; thence southwesterly along Kinnickinnic Street to the CBQ Railroad; thence following railroad northwesterly to the St. Croix/Mississippi River; thence northerly and upstream along the St. Croix River to a westerly extension to the north line of the S ½ of the S ½ of Section 3, T26N, R20W; thence easterly along the north line of the S ½ of the S ½ of Sections 2 and 3 and the City Limits to the northeast corner of the SW ¼ of the SW ¼ of Section 2, T26N, R20W; thence south along the east line of the SW ¼ of the SW ¼ of said Section 2 and the City Limits to US Highway 10; thence westerly along US Highway 10 to the point of beginning.</p>		
Description District 2	Unit Population	District Population 2388
<p>Town of Clifton</p> <p>All wards of Clifton</p> <p>2012</p> <p>City of Prescott; Ward 6</p> <p>376</p> <p>That part of the City of Prescott lying north of the north line of the S ½ of the S ½ of Section 3, T26N, R20W.</p>		
Description District 3	Unit Population	District Population 2380
<p>Town of River Falls; Ward 3</p> <p>655</p> <p>That part of the Town of River Falls lying westerly of the following described reference line: beginning at the intersection of the south Town line and 950th Street; thence northerly along 950th Street to 770th Avenue; thence northwesterly along 770th Avenue to State Rd 29 and the southerly City Limits; thence westerly and northerly along the City Limits to the north Town line.</p> <p>City of River Falls; Ward 8</p> <p>1725</p> <p>That part of the City of River Falls described as follows: beginning at the intersection of the west City Limits and Division Street; thence easterly along Division Street to Eighth Street; thence southerly along Eighth Street to Cedar Street; thence westerly along Cedar Street to Seventh Street; thence southerly along Seventh Street to Maple Street; thence westerly along Maple Street to Lewis Street; thence southerly along Lewis Street to Elm Street; thence westerly along Elm Street to Pearl Street; thence southerly along Pearl Street to Walnut Street; thence westerly along Walnut Street to Falls Street; thence southerly along Falls Street to Winter Street; thence southeasterly along Winter Street to the Kinnickinnic River (Lake George); the southwesterly and downstream along the Kinnickinnic River to west line Section 1, T27N, R19W, thence northerly along said west line Section 1 to South Maple Street; thence west along South Maple Street to southeast corner Lot 75 Rolling Hills II; the south along Rolling Hills II plat to southerly boundary of City Limits thence westerly along southerly and westerly line of City Limits to Point of beginning.</p>		
Description District 4	Unit Population	District Population 2524
<p>City of River Falls; Wards 5, 6, 7</p> <p>2524</p>		

That part of the City of River Falls described as follows: beginning at the intersection of Division and Eighth Streets; thence easterly along Division Street to the East line of the City Limits; thence southwesterly along the City Limits to the intersection of STH "29" and 940th Street; thence westerly along STH "29" and Cascade Avenue to Crescent Street; thence northerly and westerly along Crescent and Spring Streets to Fifth Street; thence southerly along Fifth Street to Cascade Avenue; thence westerly along Cascade Avenue and Winter Street to Falls Street; thence northerly along Falls Street to Walnut Street; thence easterly along Walnut Street to Pearl Street; thence northerly along Pearl Street to Elm Street; thence easterly along Elm Street to Lewis Street; thence northerly along Lewis Street to Maple Street; thence easterly along Maple Street to Seventh Street; thence northerly along Seventh Street to Cedar Street; thence easterly along Cedar Street to Eighth Street; thence northerly along Eighth Street to Division Street and the point of beginning.

Description District 5	Unit Population	District Population 2522
<p>City of River Falls; Wards 12 & 13</p> <p>That part of the City of River Falls described as follows: Beginning at the intersection of Cascade Avenue and Third Street; thence southerly along the southerly extension of Third Street to the South Fork River; thence northwesterly and downstream along the South Fork River to South Main Street; thence southerly along South Main Street to Foster Street; thence westerly along Foster Street to State Street; thence southerly along State Street to Johnson Street; thence westerly along Johnson Street to Foster Street; thence southerly along Foster Street to Jefferson Street; thence westerly along Jefferson Street to Foster Court; thence southerly along Foster Court and the southerly extension thereof to the southeast corner of Lot 69, Rocky Branch Fourth Addition and the west line of the City Limits; thence northerly along the City Limits to the west line of Section 1, T27N, R19W also being 1010th Street; thence southerly along the west line of said Section 1 to the Kinnickinnic River; thence northeasterly and upstream along the Kinnickinnic River to Winter Street; thence easterly along Winter Street and Cascade Avenue to the point of beginning.</p>	2522	
Description District 6	Unit Population	District Population 2544
<p>City of River Falls; Wards 9 & 10</p> <p>That part of the City of River Falls described as follows: Beginning at the intersection of Cascade Avenue and Third Street; thence easterly along Cascade Avenue to Fifth Street; thence northerly along Fifth Street to Spring Street; thence easterly and southerly along Spring and Crescent Streets to Cascade Avenue; thence easterly along Cascade Avenue and STH "29" to the City Limits; thence southerly along the City limits to the south line of CSM, Volume 9, Page 12; thence westerly along the south line of said CSM; thence northerly along the west line of said CSM to Cemetery Road; thence westerly along Cemetery Road to the abandoned railroad; thence northwesterly along the abandoned railroad to vacated Sixth Street; thence northerly along vacated Sixth Street to the South Fork River; thence westerly and downstream along the South Fork River to the southerly extension of Third Street; thence northerly along the southerly extension of Third Street to the point of beginning.</p>	2544	
Description District 7	Unit Population	District Population 2531
<p>City of River Falls (Wards 11, 14)</p> <p>That part of the City of River Falls described as follows: Beginning at the intersection of Wasson and Lazy Lanes; thence northwesterly along Lazy Lane to the south line of CSM, Volume 12, Page 88; thence westerly along the south line of said CSM to Knollwood Ln (950th Street); thence southerly and westerly along the City Limits to the southeast corner of Lot 69, Rocky Branch Fourth Addition and the west line of the City Limits; thence northerly along the southerly extension of Foster</p>	2531	

Court and Foster Court to Jefferson Street; thence easterly along Jefferson Street to Foster Street; thence northerly along Foster Street to Johnson Street; thence easterly along Johnson Street to State Street; thence northerly along State Street to Foster Street; thence easterly along Foster Street to South Main Street; thence northerly along South Main Street to the South Fork River; thence easterly and upstream along the South Fork River to vacated Sixth Street; thence southerly along vacated Sixth Street to the abandoned railroad; thence southeasterly along the abandoned railroad to Cemetery Road; thence easterly along Cemetery Road to Wasson Lane; thence southeasterly along Wasson Lane to the point of beginning.

Description District 8	Unit Population	District Population 2329
Town of River Falls (Wards 1, 2) That part of the Town of River Falls lying easterly of the following described reference line: Commencing at the intersection of the south town line and 950 th Street; thence northerly along 950 th Street to 770 th Avenue.; thence northwesterly along 770 th Avenue to State Rd 29, thence northeasterly along city limit to Town line.	1616	
Town of Martell (Ward 2) That part of the Town of Martell lying northerly of the following reference line: Commencing at the Southwest corner of Section 19, Town of Martell, thence east along the south line of Sections 19 and 20 to County Rd J, then northerly and easterly along County Rd J to the intersection of US Highway 63, thence continue east along 780 th Ave to Rush River, thence southerly along the river to south line of Section 14, thence easterly along south lines of section 14 and 13 to Town line.	713	
Description District 9	Unit Population	District Population 2400
Village of Spring Valley (Wards 1, 2) All of the Village of Spring Valley.	1346	
Town of Gilman All of the Town of Gilman.	959	
Town of Spring Lake (Ward 2) That part of the Town of Spring Lake lying northerly and westerly of the following described line: commencing at the Southwest corner of Section 18 on 770 th Avenue, thence easterly along 770 th Avenue to the intersection of 170 th Street, thence southeasterly along 170 th Street to the intersection of 770 th Ave , thence northerly to intersection of County Rd B, thence easterly along County Rd B and 770 th Avenue to State Rd 128, thence northerly along State Rd 128 to the north line of the Town of Spring Lake.	95	
Description District 10	Unit Population	District Population 2451
Town of Rock Elm All of the Town of Rock Elm.	485	
Town of El Paso All of the Town of El Paso.	681	
Town of Elmwood All of the Village of Elmwood.	817	
Town of Spring Lake (Ward 1) That part of the Town of Spring Lake lying southerly and easterly of the following described line: commencing at the Southwest corner of Section 18 on 770 th Avenue, thence easterly along 770 th Avenue to the intersection of 170 th Street, thence southeasterly along 170 th Street to the intersection of 770 th Avenue, thence northerly to intersection of County Rd B, thence easterly along County Rd B	468	

and 770th Avenue to State Rd 128, thence northerly along State Rd 128 to the north line of the Town of Spring Lake.

Description District 11	Unit Population	District Population 2400
Town of Ellsworth (Ward 1) The Town of Ellsworth except that part lying westerly of 610 th Street and northerly of US Highways 10-63.	901	
Village of Ellsworth (Wards 2, 4) That part of the Village of Ellsworth lying southerly of US Highways 10-63.	1449	
Description District 12	Unit Population	District Population 2500
Village of Ellsworth (Wards 1, 3) That part of the Village of Ellsworth lying northerly of US Highways 10-63.	1785	
Town of Ellsworth (Ward 2) All that part of the Town of Ellsworth lying westerly of 610 th Street and northerly of US Highways 10-63.	245	
Town of Martell (Ward 1) That part of the Town of Martell lying southerly of the following reference line: Commencing at the Southwest corner of Section 19, town of Martell, thence east along the south line of Sections 19 and 20 to County Rd J, then northerly and easterly along County Rd J to the intersection of US Highway 63, thence continue east along 780 th Ave to the Rush River; thence southerly along the Rush River to the south line of Section 14; thence easterly along the south lines of Sections 14 and 13 to Town line.	470	
Description District 13	Unit Population	District Population 2324
Town of Oak Grove (Ward 3) That part of the Town of Oak Grove lying northerly and easterly of State Road 35 and easterly of the following described reference line: Commencing at the intersection of State Road 35 and County Rd QQ, thence northerly along County Rd QQ to 1090 th St, thence easterly and northerly along 1090 th Street to US Highway 10; thence northwesterly along US Highway 10 to County Rd QQ, thence Northerly along County Rd QQ to town line and end of reference line.	645	
Town of Trimbelle All of the Town of Trimbelle.	1679	
Description District 14	Unit Population	District Population 2324
Town of Hartland All of the Town of Hartland.	827	
Town of Isabelle All of the Town of Isabelle.	281	
Village of Bay City All of the Village of Bay City.	500	
Town of Trenton (Ward 2) That part of the Town of Trenton lying southerly of the following described reference line: beginning at the intersection of County Rd C and 170 th Avenue; thence westerly along 170 th Avenue to intersection of US Highway 63 and State Road 35; thence northwesterly along State Road 35 to County Rd VV; thence southerly along County Rd VV to US Highway 63; thence southwesterly along US Highway 63 to the "Wisconsin Channel" of the Mississippi River; thence northwesterly and	716	

upstream along the Mississippi River to the west line of Section 33, T25N, R18W.

Description	Unit Population	District Population
District 15		
Town of Oak Grove	747	2321
(Ward 1) That part of the Town of Oak Grove lying westerly of the following described reference line: beginning at the intersection of State Road 35 and County Rd QQ, thence northerly along County Rd QQ to 1090 th Street; thence easterly and northerly along 1090 th Street to US Highway 10; thence northwesterly along US Highway 10 to County Rd QQ; thence northerly along said County Rd QQ to the Town line.		
City of Prescott	1574	
(Wards 1, 2) That part of the City of Prescott lying southeasterly of the following described reference line: beginning at the intersection of US Highway 10 and the east line of the SW ¼ of the SW ¼ of Section 2, T26N, R20W; thence westerly along U S Highway 10 to Dexter Street; thence southerly along Dexter Street to Walnut Street; thence westerly and southwesterly along Walnut Street to South Dakota Street; thence northwesterly along South Dakota Street to Kinnickinnic Street; thence southwesterly along Kinnickinnic Street to CBQ Railroad; thence following railroad northwesterly to river and end of said reference line.		
District 16		
Town of Diamond Bluff	469	2336
All of the Town of Diamond Bluff.		
Town of Oak Grove	754	
(Ward 2) That part of the Town of Oak Grove lying southerly and southwesterly of State Rd 35 and east of the City of Prescott.		
Town of Trenton	1113	
(Ward 1) That part of the Town of Trenton lying northerly of the following described reference line: beginning at the intersection of County Rd C and 170 th Avenue; thence westerly along 170 th Avenue to intersection of US Highway 63 and State Road 35; thence northwesterly along State Road 35 to County Rd VV; thence southerly along County Rd VV to US Highway 63; thence southwesterly along US Highway 63 to the "Wisconsin Channel" of the Mississippi River; thence northwesterly and upstream along the Mississippi River to the west line of Section 33, T25N, R18W. All of the Town of Trenton.		
District 17		
Village of Plum City	599	2426
All of the Village of Plum City.		
Town of Union	609	
All of the Town of Union.		
Town of Maiden Rock	589	
All of the Town of Maiden Rock.		
Village of Maiden Rock	119	
All of the Village of Maiden Rock.		
Town of Salem	510	
All of the Town of Salem.		

ORDINANCE 11-07

Amend Chapter 101, Article IV of the Pierce County Code: Animals - Waste Storage

Pierce County Board of Supervisors Does Hereby Ordain as Follows:

SECTION 1: That Chapter 101, Article IV, § 101-33 of the Pierce County Code is hereby revised as follows:
§ 101-33 Definitions.

As used in this article, the following terms shall have the meanings indicated:

ABANDONED STORAGE FACILITY

A facility, permitted under this article, where waste has not been added or removed for a period of 24 months.

APPLICANT

Any person who applies for a permit under this article.

BEDROCK

The top of the shallowest layer of a soil profile that consists of consolidated rock material or weathered-in-place material, more than 50% of the volume of which will be retained on a 2 mm soil sieve.

CERTIFIED AGRICULTURAL ENGINEERING PRACTITIONER

An agricultural engineering practitioner who is certified under Section ATCP 50.46, Wisconsin Administrative Code, with a rating under Section ATCP 50.46(5), Wisconsin Administrative Code, that authorizes the practitioner to certify every matter that the practitioner certifies under this chapter.

CLOSED WASTE STORAGE FACILITY

A waste storage facility that has been closed in compliance with this article and NRCS Technical Guide Standard 360.

DEPARTMENT

The Pierce County Department of Land Conservation.

FINE SOIL PARTICLES

Soil particles that pass through a No. 200 soil sieve.

KARST FEATURE

An area of superficial geologic feature subject to bedrock dissolution so that it is likely to provide a conduit to groundwater, including caves, enlarged fractures, mine features, exposed bedrock surfaces, sinkholes, springs, seeps or swallets.

LIVESTOCK

Domestic animals traditionally used in this state in the production of food, fiber, or other animal products, including cattle, swine, poultry, sheep and goats. Does not include equine animals, bison, farm-raised deer, fish, captive game birds, ratites, camelids or mink.

LIVESTOCK STRUCTURE

A building or other structure used to house or feed livestock, to confine livestock for milking, to confine livestock for feeding other than grazing, to store livestock feed, or to collect or store waste generated at a livestock facility. Includes a barn, milking parlor, feed storage facility, feeding facility, animal lot or waste storage facility. Does not include a pasture or winter grazing area, a fence surrounding a pasture or winter grazing area, a livestock watering or feeding facility in a pasture or winter grazing area, or a machine shed or a like facility that is not used for livestock.

MANURE

Excreta from livestock and other materials such as livestock bedding, water, soil, hair, feathers and other debris normally included in animal manure operations.

MINOR ALTERATION

A repair or improvement in the construction of an existing livestock structure that does not result in a substantially altered livestock structure.

NEW WASTE STORAGE FACILITY

A facility that will be used as a livestock facility for the first time or for the first time in the last five years. Does not include an expanded livestock facility if any portion of that facility has been used as a livestock facility in the preceding five years.

PERMIT

The signed, written statement issued by the Pierce County Land Conservation Department under this article authorizing the applicant to construct, install, reconstruct, enlarge or substantially alter a waste storage facility and to use or dispose of waste from the facility.

PERMITTEE

Any person to whom a permit is issued under this article.

PERSON

Any individual, corporation, partnership, joint venture, agency, unincorporated association, municipal corporation, county or state agency, within Wisconsin, the federal government or any combination thereof.

REGISTERED PROFESSIONAL ENGINEER

A professional engineer registered under Chapter 443, Wis. Stats.

SUBSTANTIALLY ALTER

Waste storage structure that undergoes a material change in construction or use, including any of the following material changes:

- A. An increase in the capacity of a waste storage facility.
- B. The addition of a liner to a waste storage facility.

SUSCEPTIBLE TO GROUNDWATER CONTAMINATION

Any one of the following [See Section NR 151.015(18), Wisconsin Administrative Code]:

- A. An area within 250 feet of a private well.
- B. An area within 1,000 feet of a municipal well.
- C. An area within 300 feet upslope or 100 feet downslope of karst features.
- D. A channel with a cross-sectional area equal to or greater than three square feet that flows to a karst feature.
- E. An area where the soil depth to groundwater or bedrock is less than two feet.
- F. An area where the soil does not exhibit one of the following soil characteristics:
 - (1) At least a two-foot soil layer with forty-percent fines or greater above groundwater and bedrock.
 - (2) At least a three-foot soil layer with twenty-percent fines or greater above groundwater and bedrock.
 - (3) At least a five-foot soil layer with ten-percent fines or greater above groundwater and bedrock.

TECHNICAL GUIDE

The United States Department of Agriculture (USDA) Natural Resources Conservation Service Technical Guide for the State of Wisconsin and amendments.

UNCONFINED MANURE PILE

A quantity of manure at least 175 cubic feet in volume that covers the ground surface to a depth of at least two inches, but does not include any of the following:

- A. Manure that is confined within a manure storage facility, livestock housing structure or barnyard runoff control facility.
- B. Manure that is covered or contained in a manner that prevents storm water access and direct

runoff surface water or leaching of pollutants to groundwater.

WASTE

Manure, milking center waste and other organic waste generated by a livestock facility

WASTE STORAGE FACILITY

One or more waste storage structures, including stationary equipment and piping used to load or unload a waste storage structure if the equipment is specifically designed for that purpose and is an integral part of the facility. Does not include equipment used to apply waste to land.

WASTE STORAGE STRUCTURE

A waste storage impoundment made by constructing embankments, excavating a pit or dugout, or fabricating a structure. Does not include ~~any of the following:~~ equipment to apply manure to land.

~~A. Equipment used to apply waste to land.~~

~~B. A structure used to collect and store waste under a livestock housing facility.~~

~~C. A manure digester consisting of a sealed structure in which manure is subjected to managed biological decomposition.~~

WASTE STORAGE SYSTEM

A waste storage facility and related practices needed for the environmentally safe storage of manure at that facility. Does not include any of the following:

A. A milking center waste control system.

B. Nutrient Management as defined in s. ATCP 50.78(1).

C. A barnyard runoff control system as defined in s. ATCP 50.64(1).

D. Equipment used to apply manure to land.

WATER POLLUTION

Contaminating or rendering unclean or impure the ground or surface waters of the state or making the same injurious to public health, harmful for commercial or recreational use or deleterious to fish, bird, animal or plant life.

SECTION 2: That Chapter 101, Article IV, § 101-34 of the Pierce County Code is hereby revised as follows:

§ 101-34 General Requirement.

Any person who designs, constructs, installs, reconstructs, enlarges, substantially alters, or closes a waste storage facility or who employs another person to do the same on land subject to this article shall be subject to the provisions of this article.

A. General design, construction and maintenance.

(1) New or substantially altered waste storage facilities shall be designed, constructed and maintained to minimize the risk of structural failure and to minimize the potential for waste discharge to surface water or groundwater. A waste storage facility may not lack structural integrity or have significant leakage. An unlined earthen waste storage facility may not be located on a site that is susceptible to groundwater contamination.

(2) Storage capacity.

(a) The waste storage capacity shall be adequate for reasonably foreseeable storage needs based on the operator's waste and nutrient management strategy.

(b) An operator shall at all times maintain, in every open waste storage facility, unused storage capacity equal to the greater of the following volumes:

[1] One foot multiplied by the top area of the storage facility.

[2] The volume of rain that would accumulate in the waste storage facility from a twenty-five-year twenty-four-hour storm.

B. Existing facilities. An existing waste storage facility is presumed to comply with Subsection A(1) if a

registered professional engineer or certified agricultural engineering practitioner certifies one of the following:

- (1) The facility is constructed of concrete or steel or both, was constructed within the last 10 years according to then existing NRCS standards, and shows no apparent signs of structural failure or significant leakage.
- (2) The facility was constructed within the last three years according to then existing NRCS standards and shows no apparent signs of structural failure or significant leakage.
- (3) The facility was constructed according to NRCS standards that existed at the time of construction, is in good condition and repair, and shows no apparent signs of structural failure or significant leakage.
- (4) The facility is in good condition and repair, shows no apparent signs of structural failure or significant leakage, and is located on a site at which the soils and separation distances to groundwater comply with NRCS technical guide Manure Storage Facility, Standard 313, Table 1 (June 2009).
- (5) The facility is in good condition and repair, shows no apparent signs of structural failure or significant leakage, and is located entirely aboveground, and is located on a site at which the soils comply with NRCS technical guide Manure Storage Facility, Standard 313, Table 5 (June 2009).

C. Closure.

- (1) Closure of a waste storage facility permitted under this article shall occur when an operation where the facility is located ceases operation or waste has not been added or removed from the facility for a period of 24 months. Waste facilities shall be closed in a manner that will prevent future contamination of groundwater and surface waters. Compliance with NRCS Technical Guide, Standard 360, Closure of Waste Impoundments, and this article, is required.
- (2) The owner or operator may retain the facility for a longer period of time by demonstrating to the Department that all of the following conditions are met:
 - (a) The facility is designed, constructed and maintained in accordance with Subdivision (2) of Section NR 151.05, Wisconsin Administrative Code.
 - (b) The facility is designed to store waste for a period of time longer than 24 months.
 - (c) Retention of the facility is warranted based on anticipated future use.

D. Failing and leaking facilities. Waste storage facilities that may pose an imminent threat to public health or fish and aquatic life or are causing a violation of groundwater standards shall be upgraded, replaced or closed in accordance with this section.

E. Manure Management Prohibitions. All permit holders shall comply with NR 151.08.

- (1) A livestock operation shall have no overflow of manure storage facilities.
- (2) A livestock operation shall have no unconfined manure pile in a water quality management area.
- (3) A livestock operation shall have no direct runoff from a feedlot or stored manure into the waters of the state.
- (4) A livestock operation may not allow unlimited access by livestock to waters of the state in a location where high concentrations of animals prevent the maintenance of adequate sod or self-sustaining vegetable cover. The prohibition does not apply to properly designed, installed and maintained livestock or farm equipment crossings.

SECTION 3: That Chapter 101, Article IV, § 101-37 of the Pierce County Code is hereby revised as follows:

§ 101-37 Siting Requirements.

- A. A waste storage structure may not be located within 350 feet of any property line or within 350 feet of the nearest point of any public road right-of-way, unless one of the following applies:

- (1) The waste storage structure existed prior to May 1, 2006. An existing waste storage structure located within 350 feet from a lot line or public road right-of-way may expand but shall not further encroach upon the setback.
 - (2) The waste storage structure is a single new waste storage structure constructed no closer to the relevant property line or public road than a waste storage structure that existed on the same tax parcel prior to May 1, 2006, provided that the new structure is no larger than the existing structure and is located within 50 feet of the existing structure.
- B. Exemption from siting requirement. The Land Conservation Committee may grant an exemption to, or modify, one or more siting requirements for a proposed waste storage facility if requested by the applicant or the Department, provided that:
- (1) Unique property limitations exist and placement in adherence with siting requirements would not be reasonable and/or possible; or
 - (2) Adherence to siting requirements would increase the likelihood of future nuisance complaints; or
 - (3) The request is for the protection of water quality.
- C. A waste storage structure must comply with all applicable zoning, floodplain and shoreland and wetland ordinances.
- ~~D. Unconfined manure piles. A livestock facility may not have any unconfined manure piles within 1,000 feet of a navigable lake or 300 feet of a navigable stream.~~

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

Dated this 27th day of September, 2011.

ORDINANCE 11-8

Rezone 6.34 Acres from Agriculture Residential to Industrial in the Town of Union - Greg Bechel

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

Section 1: The Official Pierce County Zoning Map for the Town of Union is amended to change the zoning from Agriculture Residential to Industrial on 6.34 acres of land located in Lot 1 CSM Volume 4 Page 165 being part of the Southeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 7, Township 25 North, Range 15 West, Town of Union, Pierce County, Wisconsin, containing 6.34 acres together with a driveway easement described in Volume 290 Page 156.

Section 2: That this ordinance shall not be codified.

Section 3: That this ordinance shall take effect upon passage.

Dated this 27th day of September 2011.

ORDINANCE 11-9

Amend Chapter 238 of the Pierce County Code: Floodplain Zoning

Pierce County Board of Supervisors does hereby ordain as follows:

SECTION 1: That Chapter 238, Article I, § 238-5 of the Pierce County Code is hereby revised as follows:

§ 238-5 Areas to be regulated

This chapter regulates all areas that may be covered by the regional flood or base flood. Note: Base flood elevations are derived from the flood profiles in the Flood Insurance Study (FIS) 55093CV000A, November 16, 2011. Regional flood elevations may be derived from other studies. Areas covered by the base flood are identified as A-zones on the Flood Insurance Rate Map.

SECTION 2: That Chapter 238, Article I, § 238-6 of the Pierce County Code is hereby revised as follows:

§ 238-6 Official maps and revisions.

These maps and flood profiles are the Official Floodplain Zoning Maps and profiles and have been approved by the Department of Natural Resources (DNR) and the Federal Emergency Management Agency (FEMA) and are on file in the office of the Zoning Administrator. If more than one map is referenced, the regional flood profiles govern boundary discrepancies according to § 238-8.

- A. Official maps based on the FIS. Digital Flood Insurance Rate Maps (DFIRM) dated November 3, 1993, that those revised with a date of September 2, 1994, August 2, 2011, Community Panel Numbers 555571 0010200, 550953C0085E, 55093C0095E, 55093C0107E, 55093C0109E, 55093C0125E, 55093C0126E, 55093C0127E, 55093C0130E, 55093C0131E, 55093C0132E, 55093C0150E, 55093C0155E, 55093C0160E, 55093C0165E, 55093C0170E, 55093C0180E, 55093C0185E, 55093C0190E, 55093C0195E, 55093C0205E, 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 prepared for the Federal Emergency Management Agency.
- B. Official maps based on other studies:
- (1) ~~Pierce County Mississippi River Floodway map dated August 14, 1974 prepared by or for the Wisconsin Department of Natural Resources.~~
 - (2)(1) Flood Insurance Study dated ~~November 19, 1990~~, August 2, 2011, Community Number 550330, City of River Falls, Pierce and St. Croix Counties.
 - (3)(2) Flood profiles as documented in the Upper Mississippi River ~~Water Surface Profiles, System Flow Frequency Study prepared by the United States Army Corp of Engineers and dated November 1979~~ from 1998 to 2003.
 - (4)(3) 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. (5)(4) Flood Insurance Study, Pierce County, Wisconsin (unincorporated areas).
 - (6)(5) Dam breach profiles as approved by Wisconsin Department of Natural Resources on March 18, 1996, for areas downstream of dam structures at Plum Creek No. 2, Plum Creek

No. 3, ~~and~~ Plum Creek No. 19, and Bay City Dam Structure No. 1.

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

Dated this 27th day of September, 2011.

ORDINANCE 11-10

Amend Chapter 238 of the Pierce County Code: Floodplain Zoning

Pierce County Board of Supervisors does hereby ordain as follows:

SECTION 1: That Chapter 238, Article I, §238-11 of the Pierce County Code is hereby revised as follows:

§238-11 Municipalities and state agencies regulated.

Unless specifically exempted by law, all cities, villages, towns and counties are required to comply with this ~~chapter ordinance~~ and obtain all necessary permits. State agencies are required to comply if Section 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 Chapter 30.42(4)(a)2022, Wis. Stats., applies.

SECTION 2: That Chapter 238, Article I, §238-15 of the Pierce County Code is hereby revised as follows:

§238-15 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 NR116 of the Wisconsin Administrative Code and the national Flood Insurance Program (NFIP). These annexed lands area 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.

SECTION 3: That Chapter 238, Article II, §238-20 of the Pierce County Code is hereby revised as follows:

§238-20 Public or private campgrounds.

A. The campground is approved by the Department of Health ~~and Family~~ Services.

E. The agreement required under subsection D shall be valid for no more than one calendar year, prior to the end of each period it shall be reviewed by and between the operator and the officials identified in Subsection D and, if necessary, modified in order to remain in full compliance with all applicable regulations, including but not limited to those of the State Department of Health ~~and Family~~ Services.

SECTION 4: That Chapter 238, Article III, §238-23 of the Pierce County Code is hereby revised as follows:

§238-23 Standards for developments in floodway areas.

B. Structures. Structures accessory to permanent open space uses, ~~classified as historic structures,~~ or functionally dependent of waterfront location may be allowed by permit if the structures comply with the following criteria:

(1) ~~The structures are not designed for human habitation and do not have a high flood damage potential.~~ The structure is not designed for human habitation and does not have a high flood damage potential;

(2) ~~The structures are constructed and placed on the building site so as to increase flood heights less than 0.01 foot and minimally obstruct the flow of floodwaters. Structures shall be constructed with the long axis parallel to the flow of floodwater and on the same line as adjoining structures.~~ It must be anchored to resist flotation, collapse and lateral movement;

(3) ~~The structures area properly anchored to prevent them from floating away and restricting bridge openings or other restricted sections of the stream or river; or Mechanical and utility equipment must be elevated or floodproofed to or above the flood protection elevation; and~~

(4) ~~The structures shall have all service facilities at or above the flood protection elevation. It must not obstruct the flow of floodwater or cause any increase in flood levels during the occurrence of the regional flood.~~

SECTION 5: That Chapter 238, Article IV, §238-27 of the Pierce County Code is hereby revised as follows:

§238-27 Standards for development in flood-fringe areas.

C. Accessory structures or uses. ~~An accessory structure or use not connected to a principal structure shall be constructed with its lowest floor no more than two feet below the regional flood elevation, subject to flood velocities of no more than two feet per second, and shall meet all the provisions of §238-23B(1)(2)(3) and (4) and Subsection F below.~~

- (1) Except as provided in par. (b), an accessory structure which is not connected to a principal structure may be constructed with its lowest floor at or above the regional flood elevation.
- (2) An accessory structure which is not connected to the principal structure and which is less than 600 square feet in size and valued at less than \$10,000 may be constructed with its lowest floor no more than two feet below the regional flood elevation if it is subject to flood velocities of no more than two feet per second and it meets all the provisions of sections 238-23 (A), (B), (C) (D) and section 238-27(F).

SECTION 6: That Chapter 238, Article VI, §238-32 of the Pierce County Code is hereby revised as follows:

§238-32 General provisions.

A. 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 modification or additions to a nonconforming use or structure shall be permitted unless they comply with this chapter. The words "modification" and "addition" include, but are not limited to, any alteration, addition, modification, structural repair, rebuilding, or replacement of any such existing use, structure or accessory structure or use. Ordinary maintenance repairs are not considered modifications or additions; these include 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.~~
- (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, structural repair, rebuilding or replacement of any such existing use, structure or accessory structure or use. Ordinary maintenance repairs are not considered an extension, modification or addition; these include 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. Ordinary maintenance repairs do not include any costs associated with the repair of a damaged structure;
- (4) ~~No modification or addition to any nonconforming structure or any structure with a nonconforming use, which over the life of the structure would 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 chapter. Contiguous dry land access must be provided for residential and commercial uses in compliance with §238-27B.~~
- (4) 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 s. 238-27.B. The costs of elevating a nonconforming building or a building with a nonconforming use to the flood protection elevation are excluded from the 50% provisions of this paragraph;

- (5) Restoration:
- (a) ~~Except as provided in Subsection B(5)(b) below, 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 ordinance requirements.~~
 - (b) ~~For nonconforming buildings that area damaged or destroyed by a nonflood disaster, the repair or reconstruction of any such nonconforming building may be permitted in order to restore it after the nonflood disaster, provided that the nonconforming building will meet all of the minimum requirement under 42 USC 4001 to 4129, or under the regulations promulgated thereunder.~~
 - (a) Except as provided in subd. (b), 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-d a m a g e d c o n d i t i o n e q u a l s o r e x c e e d s 5 0 % o f t h e s t r u c t u r e ' s p r e s e n t equalized assessed value.
 - (b) 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 after the nonflood disaster, provided that the nonconforming building will meet all of the minimum requirements under applicable FEMA regulations (44 CFR Part 60), or the regulations promulgated thereunder.

SECTION 7: That Chapter 238, Article VI, §238-33 of the Pierce County Code is hereby revised as follows:
 §238-33 Floodway areas.

- A. No modification or addition shall be allowed to any nonconforming structure or any structure with a nonconforming use in a floodway area , unless such modification or addition:
 - (1) Has been granted a permit variance which meets all ordinance requirements;
 - (2) Meets the requirements of §238-32;
 - (3) Will not increase the obstruction of flood flows or regional flood height; ~~and~~
 - (4) Any addition to the existing structure shall be floodproofed, pursuant to §238-46, 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 of floodproofed to or above the flood protection elevation; and
 - (d) The use must be limited to parking or limited storage.

SECTION 8: That Chapter 238, Article VI, §238-34 of the Pierce County Code is hereby revised as follows:
 §238-34 Flood-fringe areas.

- A. If neither the provisions Subsection A or B above can be met, one addition to an existing room in the nonconforming building or a building with an nonconforming use may be allowed in the flood fringe, if the addition:

- (1) Meets all other regulations and will be 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 ~~exceed~~ equal or exceed 50% of the present equalized value of the building.

SECTION 9: That Chapter 238, Article VII, §238-36 of the Pierce County Code is hereby revised as follows:
 §238-36 Zoning Administrator.

- A. Issue permits and inspect properties for compliance with provisions of this chapter and issue certificates of compliance where appropriate. Inspect all damaged floodplain structures and perform a substantial damage assessment to determine if substantial damage to the structure has occurred.

SECTION 10: That Chapter 238, Article VII, §238-37 of the Pierce County Code is hereby revised as follows:

§238- 37 Land use permit.

- B. Site development plan. A site plan drawn to scale shall be submitted with the permit application form and shall contain:
 - (7) ~~The elevation of the lowest floor of proposed buildings and any fill using National Geodetic and Vertical Datum (NGVD);~~
 - (7) The elevation of the lowest floor of proposed buildings and any fill using National Geodetic and 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

SECTION 11: That Chapter 238, Article VII, §238-46 of the Pierce County Code is hereby revised as follows:

§238-46 Floodproofing.

- D. ~~The costs to elevate a structure to the flood protection elevation or higher shall be exempt from application of the modification dollar limitations under §238- 32B(4).~~

SECTION 12: That Chapter 238, Article VIII, §238-50 of the Pierce County Code is hereby revised as follows:

§238-50 Violations and penalties.

[Amended 11-9-2004 by Ord. No. 04-19]

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 less than \$10 and not more than ~~\$200~~50, 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 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.

SECTION 13: That Chapter 238, Article IX, §238-51 of the Pierce County Code is hereby revised as follows:

§238-51 Definitions and word usage.

~~CAMPING UNIT – Any tent or mobile recreational vehicle, 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 or tent.~~

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, pick-up truck, tent or other mobile recreational vehicle

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

~~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 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.~~

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."

NAVD or NORTH AMERICAN VERTICAL DATUM – Elevations referenced to mean sea level datum, 1988 adjustment.

SUBDIVISION – Reference definition in s. 236.02(12), Wis. Stats.

SECTION 14: That this Ordinance shall become effective upon its adoption and publication as required by law.

Dated this 25th day of October, 2011.

ORDINANCE 11-11

Create Article V, Section 13-10 - Establish Indefinite Term of Office for County Highway Commissioner

Pierce County Board of Supervisors does hereby ordain as follows:

SECTION 1: That Article V, Section 13-10, Term of Office for County Highway Commissioner, of the Pierce County Code is hereby created to read as follows:

§ 13-10. Office of the County Highway Commissioner; Indefinite Term.

Pursuant to the authority vested in the County Board of Supervisors under § 83.01(2), Wis. Stats., from and after the effective date of this Ordinance, the County Highway Commissioner shall serve an indefinite term of office. Thereafter, the incumbent shall serve until his/her death or resignation and shall be subject to removal for cause by the County Board of Supervisors as set forth in § 17.10(2), Wis. Stats. Highway Commissioners shall be elected to the position upon a majority vote of the County Board of Supervisors

SECTION 2: That this Ordinance shall become effective upon its adoption and publication as required by law and shall apply to the first and each subsequent highway commissioner election held after the effective date.

Dated this 8th day of November, 2011.

ORDINANCE 11-12

Amend Chapter 172, Section 172-15 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 of the Pierce County Code is hereby revised as follows:
§ 172-15 All-terrain vehicles and routes.

- A. Operation of all-terrain vehicles. Pursuant to s. 23.33(4)(d)4, Wis. Stats., except as otherwise provided in s. 23.33(4), Wis. Stats., no person may operate an all-terrain vehicle on the roadway portion of any highway in the county except on roadways that are designated as an all-terrain vehicle route by this ordinance. Operation of all-terrain vehicles on a highway in the county that is an all-terrain vehicle route is authorized only for the extreme right side of the roadway except that left turns may be made from any part of the roadway that is safe given prevailing conditions. On paved roadway, all-terrain vehicles must be operated on the paved portion of the roadway and not on the gravel shoulder.
- 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 170th Street proceeding North approximately 0.8 miles to 850th Avenue.
- C. Conditions applicable to all-terrain vehicle routes. Pursuant to s. 23.33(8)(d), Wis. Stats., the following restrictions are placed on the use of the county all-terrain vehicle routes designated by this ordinance:
 - (1) Routes shall be marked with uniform all-terrain vehicle route signs in accordance with s. NR 64.12(7), Wisconsin Administrative Code. No person may do any of the following in regard to signs marking county all-terrain vehicle routes.
 - a. Intentionally remove, damage, deface, move or obstruct any uniform all-terrain vehicle route sign or standard or intentionally interfere with the effective operation of any uniform all-terrain vehicle route or standards if the sign or standard is legally placed by the state, any municipality or any authorized individual.
 - b. Possess any uniform all-terrain vehicle route sign or standard of the type established by the department for the warning, instruction or information of the public, unless he or she obtained the uniform all-terrain vehicle route sign or standard in a lawful manner. Possession of a uniform all-terrain vehicle route sign or standard creates a rebuttable presumption of illegal possession.
 - (2) Operation shall be subject to all provisions of s. 23.33, Wis. Stats., which is adopted as part of this ordinance by reference, pursuant to s.23.33(11), Wis. Stats.
 - (3) A copy of this ordinance shall be sent by the County Clerk to appropriate entities as set forth in §23.33(11)(b) Wis. Stats.
 - (4) In addition to the provisions of s. 23.33, Wis. Stats., the following restrictions are placed on the use of the county all-terrain vehicle routes designated by this ordinance:
 - a. All all-terrain vehicle operators shall observe a speed limit of not more than 40 mph or the posted roadway speed limit, whichever is lower.
 - b. All all-terrain vehicle operators shall ride single file.
 - c. The allowed hours of operation shall be from 6:00 a.m. to 8:00 p.m. during Daylight Savings Time and from 6:00 a.m. to 7:00 p.m. during Standard Time.

- d. All all-terrain vehicle operators 12 to 15 must be under the direct supervision of a parent or legal guardian at all times when operating on a designated all-terrain vehicle route.
- e. All persons under 18 must wear a helmet.

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

Dated this 28th day of February, 2012.

ORDINANCE 11-13

Amend Chapter 26 of the Pierce County Code Adopting Wisconsin Statutes, Section 106.50, as Amended, Relating to the Equal Rights of All Persons to Fair Housing, and Providing Means for the Implementation and Enforcement Thereof

PIERCE COUNTY BOARD OF SUPERVISORS DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1: That Chapter 26 of the Pierce County Code is hereby revised as follows:

§ 26-1 Policy.

~~It is the declared policy of the State of Wisconsin that all persons shall have an equal opportunity for housing regardless of sex, race, color, sexual orientation, disability, religion, national origin, marital status, family status, lawful source of income, age or ancestry.~~

The County Board of Supervisors for Pierce County recognizes its responsibilities under Section 106.50, Wisconsin Statutes, as amended, and endorses the concepts of fair and open housing for all persons and prohibition of discrimination therein and hereby adopts Section 106.50, Wisconsin Statutes, as amended, and all subsequent amendments thereto.

§ 26-2 Duty to prevent or remove discrimination in housing.

~~It is the duty of Pierce County, as well as other political subdivisions, to assist in the orderly prevention or removal of all discrimination in housing through the powers granted under §§66.1011 and 66.0125, Wis. Stats., as amended. Pierce County will implement the procedures set forth in § 106.50(1) to (8), Wis. Stats., as amended, in order to carry out its duties set forth above.~~

The officials and employees of Pierce County shall assist in the orderly prevention and removal of all discrimination in housing within Pierce County by implementing the authority and enforcement procedures set forth in Section 106.50, Wisconsin Statutes, as amended.

§ 26-3 Complaints.

The County Clerk shall maintain forms for complaints to be filed under § 106.50, Wisconsin Statutes, ~~(1) to (8), Wis. Stats., as amended,~~ and shall assist in any person alleging a violation thereof in Pierce County to file a complaint thereunder with the Wisconsin Department of Workforce Development, Equal Rights Division, for enforcement of § 106.50, Wisconsin Statutes, ~~(1) to (8), Wis. Stats., as amended.~~

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

Dated this 14th day of February, 2012.

ORDINANCE 11-14

Rezone 20.01 Acres From Rural Residential 12 To General Rural Flexible 8 In The Town Of Oak Grove - Kerry & Mary Stees

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 Rural Residential 12 (RR-12) to General Rural Flexible 8 (GRF8) on 20.01 acres of land located in the Northeast $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of Section 23, Township 26 North, Range 19 West, Town of Oak Grove, Pierce County, Wisconsin, more fully described as follows:

Commencing at the SE corner of said Sec 23; Thence North $01^{\circ}37'30''$ East, along the east line of said SE $\frac{1}{4}$, 1,319.98 feet to the SE corner of said NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ and the Point of Beginning; Thence North $86^{\circ}35'24''$ West, along the south line of said NE $\frac{1}{4}$ of the SE $\frac{1}{4}$, 694.68 feet; Thence North $01^{\circ}37'30''$ East, 1,455.73 feet; Thence South $57^{\circ}00'23''$ East, 498.07 feet; Thence along the arc of a curve concave Northeasterly, the long chord bearing South $57^{\circ}41'42''$ East, 312.86 feet, having a radius of 13,015.96 feet and an arc length of 312.87 feet to the East line of said SE $\frac{1}{4}$; Thence South $01^{\circ}37'30''$ West, along the east line of said SE $\frac{1}{4}$, 1,058.47 feet, to the Point of Beginning, containing 871,732 square feet or 20.01 acres.

Section 2: That this ordinance shall not be codified.

Section 3: That this ordinance shall take effect upon passage.

Dated this 28th day of February 2012.

ORDINANCE 11-15

Amend Chapter 4 of the Pierce County Code: Eliminate the Emergency Management Committee and Designate the Law Enforcement Committee as the County Emergency Management Committee

Pierce County Board of Supervisors does hereby ordain as follows:

SECTION 1: That Chapter 4, Article II, § 4-8 of the Pierce County Code is hereby revised as follows:

§ 4-8 Designation of standing committees.

The following shall be the standing committees of the County Board of Supervisors:

- A. Agriculture and Extension Education.
- B. Board of Adjustment.
- C. Board of Health.
- D. Building.
- E. ~~Emergency Government.~~ Fair.
- F. ~~Fair.~~ Information Services Committee.
- G. ~~Information Services Committee.~~ Finance and Personnel.
- H. ~~Finance and Personnel.~~ Highway.
- I. ~~Highway.~~ Housing.
- J. ~~Housing.~~ Human Services Board.
- K. ~~Human Services Board.~~ Industrial Development.
- L. ~~Industrial Development.~~ Land Conservation.
- M. ~~Land Conservation.~~ Land Management.
- N. ~~Land Management.~~ Law Enforcement.
- O. ~~Law Enforcement.~~ Parks.
- P. ~~Parks.~~ Revolving Loan Fund.
- Q. ~~Revolving Loan Fund.~~ Shooting Range.
- R. ~~Shooting Range.~~ Solid Waste Management Board.
- S. ~~Solid Waste Management Board.~~ Veterans' Service Committee.
- T. ~~Veterans' Service Committee.~~

SECTION 2: That Chapter 4, Article II, § 4-9 of the Pierce County Code is hereby revised as follows:

§ 4-9 General Requirement.

The composition of the respective standing committees shall be as follows:

- A. Agriculture and Extension: five members of the Board, two of whom must be from unincorporated areas of the County.
- B. Board of Adjustment: seven residents of Pierce County who reside in the unincorporated areas of the County; five regular members and two alternates, with one being a first alternate and the other being a second alternate.
- C. Board of Health: five members of the Board and three citizen members.
- D. Building: five members of the Board.
- E. ~~Emergency Government: three members of the Board, including a medical advisor, representatives from the Sheriff's Department, public health and emergency government.~~ Fair: five members of the Board and one citizen member.
- F. ~~Fair: five members of the Board and one citizen member.~~ Information Services Committee: three County Board members and two citizen members.
- G. ~~Information Services Committee: three County Board members and two citizen members.~~ Finance and Personnel: seven members, consisting of the Board Chairperson, First Vice Chairperson and five members of the Board.
- H. ~~Finance and Personnel: seven members, consisting of the Board Chairperson, First Vice Chairperson and five members of the Board.~~ Highway: five members of the Board.

- I. ~~Highway: five members of the Board.~~ Housing: five members, including Board and citizen members.
- J. ~~Housing: five members, including Board and citizen members.~~ Human Services Board: five members of the Board and three citizen members.
- K. ~~Human Services Board: five members of the Board and three citizen members.~~ Industrial Development: three members of the Board.
- L. ~~Industrial Development: three members of the Board.~~ Land Conservation: five members of the Agriculture and Extension Education Committee, the Chairperson of the County Agriculture Stabilization and Conservation Committee or other County Agriculture Stabilization and Conservation Committee member designated by the chairperson.
- M. ~~Land Conservation: five members of the Agriculture and Extension Education Committee, the Chairperson of the County Agriculture Stabilization and Conservation Committee or other County Agriculture Stabilization and Conservation Committee member designated by the chairperson.~~ Land Management: three members of the Board and two citizen members.
- N. ~~Land Management: three members of the Board and two citizen members.~~ Law Enforcement: five members of the Board.
- O. ~~Law Enforcement: five members of the Board.~~ Parks: four members of the Board.
- P. ~~Parks: four members of the Board.~~ Revolving Loan Fund Committee: two members of the County Board, Administrative Coordinator, a member of the local banking community, a business law attorney or accountant, a member of the Chamber of Commerce, and a member at large who represents an interest in economic development.
- Q. ~~Revolving Loan Fund Committee: two members of the County Board, Administrative Coordinator, a member of the local banking community, a business law attorney or accountant, a member of the Chamber of Commerce, and a member at large who represents an interest in economic development.~~ Shooting Range: four members of the Board who are the Board members of the Parks Committee, and one citizen member representing a resident in close proximity to the shooting range.
- R. ~~Shooting Range: four members of the Board who are the Board members of the Parks Committee, and one citizen member representing a resident in close proximity to the shooting range.~~ Solid Waste Management Board: five members of the Board and four citizen members.
- S. ~~Solid Waste Management Board: five members of the Board and four citizen members.~~ Veterans' Service Committee: three members of the Board.
- T. ~~Veterans' Service Committee: three members of the Board.~~

SECTION 3: That Chapter 4, Article II, § 4-12 of the Pierce County Code is hereby revised as follows:

§ 4-12 Appointments by Board Chairperson.

The Chairperson of the Board shall appoint the following:

- A. Committees of the Board.
 - (1) Building
 - (2) ~~Emergency Government.~~ Information Services Committee.
 - (3) ~~Information Services Committee.~~ Industrial Development.
 - (4) ~~Industrial Development.~~ Veterans' Service.
 - (5) ~~Veterans' Service.~~
- B. Individuals.
 - (1) Affirmative Action Officer.
 - (2) Great River Road representative.
 - (3) Highway Safety Commission representative.
 - (4) Indianhead Library representative.

- (5) Mississippi River Regional Planning.
- (6) Pierce County Economic Development representative.
- (7) Partners in Tourism representative.
- (8) West Cap representative.
- (9) Wisconsin Indianhead representative.

C. County Board members and citizen members for:

- (1) Board of Adjustment
- (2) Board of Health
- (3) Aging and Disabilities Resource Center (ADRC) Governing Board.
- (4) Emergency Medical Services.
- (5) Fair
- (6) Housing.
- (7) Library.
- (8) Local Emergency Planning Committee.
- (9) Parks.
- (10) Shooting Range.
- (11) Solid Waste Management Board.
- (12) Veterans' Service Committee.
- (13) Revolving Loan Committee.

D. Terms of citizen members. All citizen members appointed to County committees shall serve a term of three years.

SECTION 4: That Chapter 4, Article II, § 4-19 of the Pierce County Code is hereby amended by deleting and repealing said section.

~~§ 4-19 Emergency Government Committee.~~

~~Emergency Government Committee shall:~~

~~A. Be responsible for policy direction of the Emergency Government Office.~~

~~B. Assure that emergency plans are current and comply with state statutes.~~

SECTION 5: That Chapter 4, Article II, § 4-29 of the Pierce County Code is hereby revised as follows:

§ 4-29 Law Enforcement Committee.

A. The Law Enforcement Committee shall have:

- (1) Supervision of the Sheriff's Department, District Attorney, Register in Probate, and Circuit Court, and shall provide direction and policy guidance to the Medical Examiner, subject to the day-to-day supervision of the Administrative Coordinator.
- (2) Jurisdiction over all matters relating to justice and law enforcement.

B. The Law Enforcement Committee is hereby designated as the county emergency management committee and shall:

- (1) Be responsible for policy direction of the Emergency Management Office, subject to the day-to-day supervision of the Sheriff.
- (2) Assure that emergency plans are current and comply with state statutes.

SECTION 6: That Chapter 4, Article II, § 4-42 of the Pierce County Code is hereby revised as follows:

§ 4-42 Conduct of business by committees.

Conduct of committee business shall be as follows:

A. Meetings

- (1) Within 30 days after the organizational meeting, all standing committees shall meet and elect officers. Minutes shall be kept of all committee meetings. These minutes shall be filed with the County Clerk and become part of the permanent record of the Board. A copy of all committee meeting minutes shall be provided to the Supervisors within 15 calendar days following

- adjournment of meeting.
- (2) All committee meetings shall be scheduled in advance with the Department of Administration and the date and time entered upon the calendar in the Department of Administration's office. Committees shall submit all vouchers to the Department of Administration at least three working days in advance of the Finance and Personnel Committee meeting each month.
 - (3) The committee chairperson or his or her designee shall notice all meetings in accordance with Wisconsin open meeting laws. Any committee contemplating closed session items shall request a written opinion on the legality from the Corporation Counsel for Pierce County before publication, the opinion then to be communicated to the chairperson of the committee and the opinion attached to the agenda for that meeting.
 - (4) When emergency meetings are called the committee chairperson or his or her designee will post notice on the bulletin board in the Administration office, advise the legal newspaper and inform the WEVR radio station.
 - (5) Bulletin of meetings
 - (a) A bulletin of all committee meetings shall be posted in the Department of Administration's office
 - (b) The date of a meeting first posted on said bulletin board supersedes any other date.
 - (c) Before a department or official may call a meeting it or he shall first consult the bulletin board, and, if that date is not taken, it or he may proceed to call the meeting, after posting the date on said bulletin board.
 - (6) Number of meetings.
 - (a) The following committees will meet monthly, or as needed: Finance and Personnel, Land Management, Law Enforcement, Revolving Loan, Health, Human Services, Land Conservation, Fair, Building, Highway, and Solid Waste. The Land Management committee may regularly meet more often in response to application for hearing. Special meetings would be at the call of the committee chairperson.
 - (b) The following committees will meet quarterly, or as needed: Information Services, Park, ~~Emergency Management~~, Industrial Development, Veterans Service, Agriculture and Extension, Housing and Shooting Range. The Park and Shooting Range Committee meetings shall take place on the same day, consecutively. Special meetings would be at the call of the committee chairperson.
 - (c) The committees of the Board are not to exceed 60 meetings and per diem set at the regular rate. This would take effect at the reorganizational meeting in April of each year. Road schools attended by members of the Highway Committee do not constitute meetings of the Highway Committee for the purposes of the sixty-meeting limit imposed by this subsection.
 - (d) Claims for per diem by a committee chairman attending a meeting or hearing without the attendance of other committee members shall not be considered a committee meeting for the purpose of the sixty-meeting requirement of Subsection A(6)(a) of this section.
 - (7) Minutes.
 - (a) Mailing to committee members. As soon as practicable after the adjournment of meetings of committees of the Board of Supervisors, the committee secretary shall submit the minutes of the meeting to the County Clerk, who shall forthwith mail copies of the minutes to all members of the committee.
 - (b) Distribution when no objections made. If no members of the committee notify the County Clerk within five days of receipt of the minutes of an objection to the minutes, the County Clerk shall then distribute the minutes.
 - (c) Objection by committee members. If a member of the committee notifies the County Clerk

within five days of receipt of the minutes of an objection to the minutes, the person so objecting shall inform the County Clerk of specific wording which he or she wishes to add to the minutes and/or to delete from the minutes.

- (d) Informing the chairman and secretary of objection. Upon being informed of the specific wording which the objecting committee member wishes to add to the minutes and/or to delete from the minutes, as provided in Subsection A(7)(c), the County Clerk shall contact the chairman and secretary to determine whether or not they agree to the addition and/or deletion.
 - (e) Agreement with objection. If the chairman and secretary agree to the addition to the minutes and/or the deletion from the minutes, the County Clerk shall make the addition to the minutes and/or deletion from the minutes and shall then distribute the minutes.
 - (f) Disagreement with objection. If the chairman and the secretary do not agree to the addition to the minutes and/or the deletion from the minutes, the County Clerk shall not distribute the minutes until after the adjournment of the next meeting of the committee, and then only upon direction of the secretary.
- B. Introduction of legislation. Members or committees of a Board introducing resolutions or ordinances shall advise the Administrative Coordinator of the general contents thereof. Thereupon, the Administrative Coordinator shall assign a number to the document, which shall be incorporated for reference purposes as a part of the resolution or ordinance, and thereupon submit the document to the Corporation Counsel for review. If given the legislation five days before the County Board meeting, Corporation Counsel shall review resolutions and ordinance for correct format. Substantive legal questions should be submitted to the Corporation Counsel's office as early as possible prior to this review. In addition, all resolutions shall be prefaced by a title and the name of the members or committees introducing the same and a short identifying statement of the purpose thereof.
- C. Submission time limit for legislation. Every resolution or ordinance shall be submitted by the department head to the Administrative Coordinator five working days in advance of every meeting, along with sufficient copies for each member of the Board. The Administrative Coordinator will submit copies to the Chairperson and Corporation Counsel. An exception to a late submission of a resolution can be made by the County Board Chairperson or Administrative Coordinator in an emergency. The Administrative Coordinator shall mail agendas and proposed legislation to all Board members prior to each meeting.
- D. Any committee submitting recommendations to the County Board of Supervisors shall have the chairperson of said committee review the background of the legislation and read those sections of the official committee minutes that pertain to this legislation.

SECTION 7: That this Ordinance shall become effective upon its adoption and publication as required by law.

Dated this 27th day of March, 2012.

ORDINANCE 11-16

Amend Chapter 10 of the Pierce County Code: Eliminate the Emergency Management Committee and Designate the Law Enforcement Committee as the County Emergency Management Committee

Pierce County Board of Supervisors does hereby ordain as follows

SECTION 1: That Chapter 10, Article II, § 10-4 of the Pierce County Code is hereby revised as follows:

§ 10-4 Organization.

- A. Purpose. To ensure that the County and its participating municipalities will be prepared to cope with emergencies resulting from enemy action and with emergencies resulting from natural disasters, a County emergency management organization is created to carry out the purposes in Chapter ~~466~~ 323, Wis. Stats.

- B. Definitions. As used in this section, the following terms are defined as follows:

EMERGENCY MANAGEMENT

All those activities and measures designed or undertaken to minimize the effects upon the civilian population caused or which would be caused by enemy action; to deal with the immediate emergency conditions which would be created by such enemy action; and to effectuate emergency repairs to, or the emergency restoration of, vital public utilities and facilities destroyed or damaged by such enemy action.

ENEMY ACTION

Any hostile action taken by a foreign power which threatens the security of the State of Wisconsin.

NATURAL DISASTER

Includes all other extraordinary misfortunes affecting the County, natural or man-made, not included in the term "enemy action".

- C. Emergency Management Director

- (1) Appointed. The Director shall hold the office of Emergency Management Director of the County and, in addition to his duties as County Director, he shall have the additional duties and responsibilities of the Municipal Emergency Management Director for each participating municipality as set forth in the Wisconsin statutes.
- (2) Employed. The Director shall be nominated by the ~~Emergency Management Committee~~ Law Enforcement Committee and confirmed and employed by the County Board. He shall be considered an employee of the County and shall be entitled to all of the rights, privileges and benefits that County employees have.
- (3) Field Director. The field director shall perform various tasks under supervision of the Emergency Management Director.
- (4) Federal disaster aid. The County Board authorizes the County Emergency Management Director to execute for and on behalf of the County all applications for the purpose of obtaining federal financial assistance under the Federal Disaster Act.
- (5) Duties generally
 - (a) The Director, in assuming the functions of the County Director, subject to the day-to-day supervision of the ~~Administrative Coordinator~~ Sheriff, and at the direction and policy guidance of the ~~County Emergency Management Committee~~ Law Enforcement Committee and under the general supervision of the County Board shall:
 - [1] Develop and promulgate emergency management plans for the County, consistent with the State plan;
 - [2] Coordinate and assist in the development of municipal emergency management plans within the County and integrate such plans with the County plans;
 - [3] Direct the County emergency management program;
 - [4] Direct County-wide emergency management training programs and exercises;

- [5] Advise the State Director of all emergency management planning for the County and render such reports as may be required by the State Director;
 - [6] In case of a state of emergency, proclaimed by the Governor, direct the County emergency management activities and coordinate the municipal emergency management activities within the County, subject to the coordinating authority of the State Director; and
 - [7] Perform such other duties relating to emergency management as may be required by the County Board.
 - (b) The Director, in assuming the functions of Emergency Management Director, is subject to the control and direction of the respective emergency management organization and shall coordinate the County organization and plan.
- D. Duty of County organization; expenditures. If the Governor, County Board Chairman or the County Director determines that an emergency exists growing out of a natural or man-made disaster, the County organization shall cope with the problems of emergency within the County. Expenditures for such services rendered in participating municipalities shall be considered County expenditures.
- E. Funding. The County Board shall provide funds for operation of the County emergency management program and shall include the cost thereof in the general County tax levy.
- F. County survival plan. The County Board accepts the County survival plan as written and supports the implementation of its various services and directs that all County employees give full cooperation to the implementation of their assigned services.
- G. State emergency operations plan. The state emergency operations plan, as amended by the General Change Order No. 4, is adopted as the official program of the County for emergency management.
- H. Continuity of government. The continuity of government shall be in the following order so as to comply with the Wisconsin statutes:
 - (1) Chairman of the Board of Supervisors;
 - (2) Emergency Management Director;
 - (3) County Sheriff;
 - (4) ~~Emergency Management~~ Law Enforcement Committee Chairperson; and
 - (5) Administrative Coordinator.
- I. Duties of Department of Human Services.
 - (1) The County Department of Human Services is designated to participate in the emergency management plan as organized by the County Emergency Director in accordance with policies, procedures and standards of the State Department of ~~Health and~~ Family Services and shall for such purpose have the authority to participate in any emergency management activity, whether it be a case of enemy attack, natural disaster, federal alert or practice or test runs.
 - (2) The Department of Human Services shall establish an approved plan for a line of succession to key agency positions for preservation and protection of essential documents and records and the protection of duplicate records; personal services and other costs related to the continuity of operations of the public assistance programs in an emergency, including disaster preparedness training and the development and establishment of offices essential for the resumption of operations after the emergency.
 - (3) These duties shall include, without limitation by reason of enumeration, feeding and clothing; housing or lodging in private and congregate facilities; registration; locating and reuniting families; care of unaccompanied children, the aged, the handicapped and other groups needing specialized care or service; necessary financial or other assistance; counseling and referral services to families and individuals; aid to welfare institutions under national emergency or post-attack conditions; and all other feasible welfare aid and services to people in need during a civil

defense emergency. Such measures include organization, direction and provision of services to be instituted before attack in the event of strategic or tactical evacuation and after attack in the event of evacuation or of refuge in shelters.

- (4) The Department of Human Services shall perform such other services as may be delegated by the State Department of ~~Health and~~ Family Services.
 - (5) The agency, in performance of emergency management activities, may employ additional administration staff, either full time or part time. Such staff shall be employed under the merit system classification and salary range pursuant to § 49.33(4) to (7), Wis. Stats., and Rule PW-PA 10.
 - (6) The County agency, in the performance of emergency management activities, may also make use of voluntary workers who shall receive no salary but who may be paid necessary and usual out-of-pocket expenses incurred in performing this work, such payment to be made from the administration account of such agency.
- J. Highway equipment use. The County Board authorizes the County Emergency Management Director to direct the use of County Highway Department equipment and facilities in times of emergency resulting from disaster.
- K. Violations and penalties. No person shall willfully obstruct, hinder or delay any member of the emergency management organization in the enforcement of any order, rule, regulation or plan issued pursuant to this section or do any act forbidden by any order, rule, regulation or plan issued pursuant to the authority contained in this section. Any person found to be in violation of any of the provisions of this section shall be subject to a penalty pursuant to § ~~166.03~~ 323.28, Wis. Stats.

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

Dated this 27th day of March, 2012.

ORDINANCE 11-17

Amend Duties of Administrative Coordinator to Eliminate Supervision of Emergency Management Director

Pierce County Board of Supervisors does hereby ordain as follows

SECTION 1: That Chapter 13 Section 13-6(B) of the Pierce County Code is hereby amended to read as follows:

- B. Provide general direction, along with standing committees, of nonelected department heads, with the exception of the Corporation Counsel appointed by the County Board. Under the policy guidance of the Building Committee, supervises and advises the Maintenance Supervisor and Groundskeeper. In collaboration with the Maintenance Supervisor and Groundskeeper, report maintenance and grounds activities to the Building Committee. ~~Under the policy guidance of the Emergency Management Committee, supervises and advises the Emergency Management Director. In collaboration with the Emergency Management Director, report issues, plans, training, and other related activities to the Emergency Management Committee.~~ Under the policy guidance of the Law Enforcement Committee, supervises and advises the Medical Examiner. In collaboration with the Medical Examiner, report issues, plans, training, and other related activities to the Law Enforcement Committee. Under the policy guidance of the Library Board, supervises the Books-by-Mail Clerk, administers Act 150 and Act 420 funds, and prepares and manages the library budget.

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

Dated this 27th day of March, 2012.

RESOLUTION 11-1

Transfer From General Fund For Sheriff's 2010 Jail Budget Deficit

WHEREAS, in 2010 the Sheriff's Department exceeded its final Jail budgeted amount by \$96,089 and the deficit is attributed to one major line item, namely inmate boarding (Boarding Prisoners), which went over by \$120,514; and

WHEREAS, the Sheriff's Department tries to keep these costs down as much as possible by utilizing alternative programs such as Home Detention, but in the end, the Department has no actual control over these costs; and

WHEREAS, the additional costs set forth above were not budgeted for in the 'Boarding Prisoners' fund accounts and as a result a deficit of \$120,514 exists in the 2010 Sheriff's Department Jail Budget Boarding Prisoners line item; and

WHEREAS, pursuant to §65.90(5) Wis. Stats., the County Board is required to authorize transfers in excess of 10% of the Sheriff's Department's Jail Budget or if the transfer is requested from the General Fund, rather than the Contingency Fund. In the instant case, the transfer is less than 10% of the Jail Budget, however, it is requested from the General Fund; and

WHEREAS, on April 4, 2011 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 Sheriff's Department 2010 Jail Budget the amount of \$120,514 to cover the 'Boarding Prisoners' fund accounts overage.

NOW THEREFORE, BE IT RESOLVED, that the Pierce County Board of Supervisors hereby approves and authorizes the transfer from the General Fund into the Sheriff's Department 2010 Jail Budget the amount of \$120,514 for the purposes set forth herein.

Dated this 19th day of April, 2011.

RESOLUTION 11-2

Support Pierce County Veterans Court Program to Include Pierce County Veterans Mentor Program

WHEREAS, the Pierce County Veterans Court Program's mission is to promote public safety and assist and support veterans and their families by creating a coordinated response through collaboration with the Veteran's Service delivery system, community based services and criminal justice system; and

WHEREAS, Veterans may avoid incarceration by following the guidelines of the Veterans Court Program through a series of phases in order to reach the qualifications of graduation. The program focuses on addressing mental health issues specifically related to Veterans such as PTSD, TBI, anxiety, depression, aggression, anger and reintegration in order to address and treat problems such as drug/alcohol addictions and behavioral issues; and

WHEREAS, the Pierce County Veterans Mentor Program, consisting of all volunteers, is designed to work in conjunction with the Pierce County Veterans Court Program to provide mentor support to the Veterans involved; and

WHEREAS, these programs require minimal, if any, financial assistance from Pierce County. They are designed to offset costs by utilizing resources already in place by the Department of Veterans Affairs and Pierce County and are administered by current county employees who would otherwise be participating in county related functions in the absence of Veterans Court, and volunteers. Furthermore, it is anticipated that these programs will realize a savings to the County by keeping Veterans out of jail and lowering the recidivism rate; and

WHEREAS, similar programs in other counties have been found to be a win-win situation for both the county and the Veteran; and

WHEREAS, the Veterans Service Committee, at its meeting on March 24, 2011, and the Finance and Personnel Committee, at its meeting on April 4, 2011, approved of the program and are in full support of the Pierce County Veterans Court Program to include the Pierce County Veterans Mentor Program, and recommends approval by the County Board of Supervisors.

NOW, THEREFORE BE IT RESOLVED, that the Pierce County Board of Supervisors does hereby support the Pierce County Veterans Court Program to include the Pierce County Veterans Mentor Program.

Dated this 19th day of April, 2011.

RESOLUTION 11-3
Memorial to Richard Truax

WHEREAS, a respected and valued county board supervisor has departed this life; and
WHEREAS, Richard Truax was a dedicated member of the Pierce County Board for 14 years, serving from April 21, 1992 through April 19, 2004, serving as County Board Chair from April 16, 2002 through April 19, 2004. He gave much of his valued time and effort for the people of Pierce County and the community; and

WHEREAS, the Pierce County Board of Supervisors wish to extend their sincere sympathy to the Truax family.

NOW, THEREFORE BE IT RESOLVED, that this resolution be adopted and spread upon the minutes and a copy be presented to the bereaved Truax family.

DATED this 3rd day of May, 2011.

RESOLUTION 11-4

Support the Planned Wisconsin Idea Partnership

WHEREAS, the budget bill provides for major cuts to all institutions in the UW System, but allows for increased management flexibilities only for UW-Madison, and further separates UW-Madison from all other UW System institutions through the creation of a new UW-Madison public authority; and

WHEREAS, UW-Extension is tied closely not only with UW-Madison, but with all the two- and four-year institutions around the state; and

WHEREAS, the Wisconsin Idea Partnership keeps the current UW System together and focuses on Access, Affordability, and Accountability; and

WHEREAS, fragmentation of the UW System will diminish UW-Extension's ability to make available to every corner of the state the vast stores of knowledge and expertise possessed by UW System faculty and staff through UW-Extension's partnerships with 26 UW System campuses, 72 counties, three tribal governments, and other public and private organizations; and

WHEREAS, fragmentation of the UW System will jeopardize the shared research and outreach activities between UW-Madison and UW-Extension and will eliminate a shared set of policies and procedures that aid research and teaching collaborations between the institutions that make it easier for information and research to be disseminated and partnerships to take hold; and

WHEREAS, the Pierce County Board of Supervisors believes that any action that would break up the UW System puts at risk a proven and successful approach for delivering quality and effective services throughout the state; and

NOW, THEREFORE, BE IT RESOLVED that the Pierce County Board of Supervisors believes that all UW System institutions working together through a carefully planned structure are necessary to continue to improve the fiscal and social well-being of the citizens of Wisconsin; and

BE IT RESOLVED that the Pierce County Board of Supervisors strongly support the Wisconsin Idea Partnership as proposed by the UW System and its Board of Regents.

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to Governor Scott Walker, Senator Sheila Harsdorf, Senator Kathleen Vinehout, Representative Chris Danou, Representative John Murtha, Representative Dean Knudson, 93rd Assembly Representative Warren Petryk, Kevin Reilly, President, UW System; Ray Cross, Chancellor, UW Colleges and UW-Extension; Rosemary Potter, Director of Government Relations, UW Colleges and UW-Extension; Rick Klemme, Dean and Director, Cooperative Extension, UW-Extension; and the Wisconsin Counties Association.

DATED this 3rd day of May, 2011.

RESOLUTION 11-5

Authorize Use of Jail Maintenance Fund to Pay for a Revised Jail Needs Assessment

WHEREAS, the Sheriff's Department seeks to effectively plan for the future of Pierce County Jail operations; and

WHEREAS, the Sheriff's Department previously had a needs assessments done by KKE which considered current facility needs, population growth, trends in dispatch calls, crime statistics, jail population and court caseload; and

WHEREAS, on September 22, 2009, in Resolution 09-09B, the County Board authorized KKE to refresh Steps 1 and 2 of the jail needs assessment. KKE completed their study and provided their final draft to the County; and

WHEREAS, the Law Enforcement Committee would like to have KKE update their study to include: a) Update Space Program and Develop Cost Pro forma for a justice center on a green field site, and b) Explore opportunities/limits to expand the jail in-place, all as set forth in their letter to Sheriff Hove dated May 6, 2011, and as a part of said study to consider the recommendations set forth in the Jail Inspection Report from the Wisconsin Department of Corrections dated April 1, 2011 and titled 'Annual Inspection - March 16, 2011', with the costs for said study in an amount not to exceed \$30,000 to be paid from the Jail Maintenance Fund

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

WHEREAS, the Corporation Counsel has conducted legal research with regard to the Jail Maintenance Fund, and concluded that in accordance with §302.46 and 59.25(3)(g) Wis. Stats., the Jail Maintenance Fund can be used with respect to revise the jail needs assessment completed by KKE, and further concluded that use of the Jail Maintenance Funds requires authorization by the County Board of Supervisors; and

WHEREAS, the Law Enforcement Committee, at its meeting on May 3, 2011, and the Finance and Personnel Committee, at its meeting on May 16, 2011, authorized KKE to update their study as set forth herein, and recommended to the Board that the above stated costs be paid from the Jail Maintenance Fund.

NOW THEREFORE, BE IT RESOLVED, that the Pierce County Board of Supervisors hereby authorize KKE to update their study, as set forth herein, in an amount not to exceed \$30,000, and that said costs be paid from the Jail Maintenance Fund.

Dated this 24th day of May, 2011.

RESOLUTION 11-6

Authorize Pierce County's Participation in the Wisconsin Community Development Block Grant for Economic Development Program - The Bergquist Company

WHEREAS, Federal monies are available under the Community Development Block Grant program, administered by the State of Wisconsin, Department of Commerce, for the purpose of economic development; and

WHEREAS, after public meeting and due consideration, the Industrial Development Committee, at its meeting on June 1, 2011, has recommended that an application be submitted to the State of Wisconsin for the following project:

Working Capital Loan in the amount of \$500,000 to The Bergquist Company to assist in financing their expansion in Prescott, Wisconsin that will retain 202 jobs and create at least 45 new jobs paying average wages of approximately \$18.00 per hour. The loan will be forgiven if the job retention and creation standards are met by December 31, 2013 and maintained through December 31, 2015. Loan principal, interest and job penalty payments will be imposed if job standards are not met.

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

WHEREAS, the County Board has reviewed the need for the proposed project and the benefits to be gained therefrom;

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

Dated this 28th day of June, 2011.

RESOLUTION 11-7

Authorize the Creation of a Joint Airport Zoning Board

WHEREAS, the City of Red Wing owns and operates the Red Wing Regional Airport; and

WHEREAS, the City of Red Wing has request in writing that Pierce County join with them in the creation of a Joint Airport Zoning Board for the stated purpose of establishing, administering, and enforcing zoning laws for the areas surrounding the airport and for the protection of the airport and the public; and

WHEREAS the Red Wing Regional Airport is located entirely within the boundaries of Pierce County and said zoning regulations would primarily impact residents and businesses within Pierce County; and

WHEREAS the City of Red Wing has indicated that Pierce County has the right to appoint two (2) persons to said Board; and

WHEREAS, it is in Pierce County's best interest to be involved in, and represented on, said Board.

NOW, THEREFORE, BE IT RESOLVED that the Pierce County Board of Supervisors joins in the creation of a Joint Airport Zoning Board with the City of Red Wing.

NOW THEREFORE, BE IT ALSO RESOLVED that the County Board of Supervisors hereby authorizes the County Board Chair to appoint two (2) individuals to said Board.

DATED this 26th day of July 2011.

RESOLUTION 11-8

Oppose Proposed Federal Transportation Changes for Farm Vehicles

WHEREAS, federal highway laws have long exempted farmers driving on public roads from certain commercial vehicle regulations during planting and harvest seasons for trips of 100 miles or less. Unlike commercial truckers, farmers are not required to obtain commercial drivers licenses (CDL's), carry medical documents showing they are fit to drive, or limit their hours on the road, or maintain hours of service records; and

WHEREAS, the U.S. Department of Transportation's Federal Motor Carrier Safety Administration (FMCSA) has announced that it is considering new guidelines that would potentially regulate tractors and other farm vehicles more stringently. Existing safety rules that apply to commercial drivers such as long-haul truckers would be expanded to include farmers driving tractors, trailers and other types of agricultural vehicles off the farm; and

WHEREAS, data provided by the UW-Extension shows that farming and agriculture-related business has a significant impact on Pierce County's economy, accounting for 16% of the county's jobs, paying over \$8 million in local and state taxes, and generating \$97 million of the county's total income and \$287 million of the county's total business sales; and

WHEREAS, according to the Wisconsin Farm Bureau Federation (WFBF), the new regulations would result in an increased expenditure to each Wisconsin farmer and employee of \$124 for the CDL license, permit and test, as well as costs for the behind-the-wheel training, which would add several thousand dollars; and

WHEREAS, the new guidelines being considered by the FMCSA would lead to significant burden and financial hardship for the agriculture-related business, a large sector of Pierce County's economy.

NOW, THEREFORE, BE IT RESOLVED that the Pierce County Board of Supervisors opposes the new guidelines being considered by the FMCSA.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the Congressional delegation for Wisconsin, and the Secretary for the U.S. Department of Transportation.

DATED this 26th day of July, 2011.

RESOLUTION 11-9

Support Federal Funding of Community Action Agency Programs

WHEREAS, West Central Wisconsin Community Action Agency, Inc. (West CAP) was established in 1965 by action of county boards of Barron, Chippewa, Dunn, Pepin, Pierce, Polk and St Croix Counties as a Community Action Agency (CAA) under the Economic Opportunity Act of 1964, and

WHEREAS, West Central Wisconsin Community Action Agency, Inc. is one of the 16 CAAs in Wisconsin which serve to address the needs of individuals and families living near the bottom of the economic ladder by providing opportunities for economic and social advancement, and

WHEREAS, West CAP creates economic opportunities for low-income people in Pierce County by:

- Involving low-income people, and a diverse group of local community stakeholders, in identifying and developing solutions to local poverty problems,
- Building skills through employment training, financial education and other programs,
- Assisting low-income households to build assets such as home ownership,
- Improving energy efficiency through home weatherization and energy conservation,
- Providing emergency food resources to pantries and other sites, and organizing activities to encourage families to incorporate family meals and cooking activities,
- Creating new jobs and developing small businesses,
- Enhancing literacy,
- Recruiting volunteers to serve the needs of community organizations and institutions,
- Facilitating collaboration of services with local organizations and agencies, researching and preparing funding applications to meet the needs of our community,
- WHEREAS, West CAP's services in Pierce County in 2010 had a total economic impact of \$1,345,397 and served a total of 1,046 households; and

WHEREAS, West CAP and its sister community action agencies serving the poor in Wisconsin receive federal Community Service Block Grant (CSBG) funds to provide services to low-income individuals and families and CSBG funds are critical to the success of West CAP, and

WHEREAS, West CAP is governed by a board of directors representing a cross-section of the community consisting of; one-third are representatives of poor, one-third are elected public officials representing the county boards, and one-third are representatives of business and community groups from the area served therefore, and

WHEREAS, President Obama's budget calls for reducing funding for CSBG by 50% and members of Congress have proposed deeper cuts, and

WHEREAS, the National Association of Counties has issued a letter of support for full federal funding of the Community Services Block Grant (CSBG) and maintaining the program's funding formula, and

WHEREAS, the Pierce County board believes the services and programs provided by West CAP are important to the County and the loss of any significant level of CSBG funding would be a detriment for the families and communities in the County, but also in recognition of the need to address domestic spending, and

NOW THEREFORE, BE IT RESOLVED, that the Pierce County Board hereby supports the funding for the Community Services Block Grant at the 2008 levels to sustain efforts to achieve economic stability for people in need, for our common good.

Dated this 26th day of July, 2011.

RESOLUTION 11-10

Reconsider 2011 Salaries and Benefits for Non-Represented Employees Established in Resolution 10-23

WHEREAS, the County Board previously considered the salaries and benefits of the non-represented employees at its February 22, 2011 meeting and adopted Resolution 10-23 adjusting non-represented salaries by 0% for 2011; and

WHEREAS, the County Board ratified the Community Health Association - LAW collective bargaining agreement at its January 25, 2011 County Board meeting, which contained a 1.25% wage increase for 2011 retroactive to January 1, 2011; and

WHEREAS, the County Board ratified the Teamsters Human Services Professionals, AFSCME Courthouse, AFSCME Highway, and AFSCME Human Services Support Staff collective bargaining agreements at its March 22, 2011 County Board meeting which contained a 1.25% wage increase for 2011 retroactive to January 1, 2011; and

WHEREAS, the County Board will take up for ratification the Sheriff's Department - LAW collective bargaining agreement at its August 23, 2011 County Board meeting which contains a proposed wage increase of 1.25% effective the pay period beginning July 31, 2011; and

WHEREAS, as a result of State budget bills, non-represented employees (except protective service non-reps), and represented employees except those in the Community Health Association unit and the protective service employees in the Sheriff's Department unit, and elected officials, will further be responsible for an increased share of their WRS contribution; and

WHEREAS, the Finance and Personnel Committee did meet on August 15, 2011, and reconsidered the non-represented employees salaries, and based in part upon the salary increases granted to the represented employees and the desire to prevent further compression issues, now recommends salary increases in the amount of 1.25% across the board to the BCC 10-step Salary Matrix system, as and for non-represented employees identified on the current BCC 10-step salary matrix, for the 2011 calendar year, effective retroactive to January 1, 2011.

NOW THEREFORE BE IT RESOLVED by the Pierce County Board of Supervisors that the BCC salary matrix and salaries of all non-represented employees identified on the matrix be adjusted by 1.25% across the board, calculated upon the basis of the 10-step salary matrix, for the 2011 calendar year, effective retroactive to January 1, 2011.

BE IT FURTHER RESOLVED that the funds for said increase are anticipated to already exist within each department's budget because the existing 2011 budgets assumed the County would be paying the employee's share of WRS contributions for the entire year, and thus existing budgets would absorb the increase, however any individual department deficits specifically resulting from this issue can be addressed if and when they arise.

BE IT FURTHER RESOLVED that except as set forth herein and as mandated by law, all other provisions of Resolution 10-23 shall remain in effect.

DATED this 23rd day of August, 2011.

RESOLUTION 11-11

Amend Personnel Policy to Repeal and Recreate Grievance Policy Pursuant to the Budget Repair Bill

WHEREAS, §4-20 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 1, Section A of the Personnel Policy, is to create a guide for the administration of personnel, and to spell out the responsibilities of supervisory staff so that their leadership results in effective administration and maximum utilization of the work force; and

WHEREAS, The Budget Repair Bill (Act 10) requires counties that did not have a civil service system in place to establish a grievance system no later than October 1, 2011; and

WHEREAS, the grievance procedure must address employee terminations, employee discipline and workplace safety, and must contain all of the following elements: a written document specifying the process that a grievance and employer must follow, a hearing before an impartial hearing officer, and an appeal process in which the highest level of appeal is the governing body of the County; and

WHEREAS, the Finance and Personnel Committee, at its meeting on August 15, 2011, reviewed the proposed policy revisions and recommends that the County Board amend the Personnel Policy, repealing Article VIII. Non-Represented Employees Grievance Procedure and recreating as set forth in the Attached Exhibit A.

NOW THEREFORE, BE IT RESOLVED, that the Pierce County Board of Supervisors amends the Pierce County Personnel Policy as set forth herein and as recommended by the Finance and Personnel Committee.

Dated this 23rd day of August, 2011.

PIERCE COUNTY 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.

I. 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 Human Services Director who is subject to removal only by the Human Services Board.

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.

II. Definitions

Definition of "Discipline":

For purposes of this procedure, "discipline" means an employment action that results in disciplinary suspension without pay or disciplinary demotion/reduction in rank. "Discipline" does not include employment acts such as: plans of correction or performance improvement, documentation of employee acts and/or omissions from an employment file; administrative leave pending investigation of misconduct or nonperformance, non-disciplinary wage, benefit or salary adjustments; and changes in assignment or assignment locations. "Discipline" also does not include any written or verbal notices, warnings, or reminders; verbal discipline will be documented, but not subject to the grievance procedure. The purpose of written and verbal notices, warnings, or reminders is to alert the employee that failure to correct the behavior *may result* in disciplinary suspension, termination, or disciplinary demotion/reduction in rank.

Definition of "Termination" : For purposes of this procedure, "termination" means a separation from employment by the employer for disciplinary or performance reasons. "Termination" does not include layoff; furlough or reduction in workforce; reduction in hours; job transfer; reassignment; voluntary termination, including without limitation, resignation or retirement; job abandonment; end of employment due to disability; or action taken as a result of an employee's failure to meet the qualifications for the position.

Definition of "Employee" for Purpose of Discipline and Termination Grievances : For purposes of the Procedure for Grievances Concerning Employees Terminations and Employee Discipline, "employee" includes all regular full-time and part-time employees. The term "employee" excludes individuals hired on a limited term, temporary, casual, or seasonal basis; independent contractors; employees within their introductory period.

Definition of "Workplace Safety": For purposes of this procedure, "workplace safety" includes, but is not limited to, any conditions of employment related to the physical health and safety of employees, including the safety of the physical work environment, the safe operation of workplace equipment and tools, provision of personal protective equipment, and accident risks. "Workplace Safety" does not include conditions of employment unrelated to physical health and safety matters, including, but not limited to, hours, overtime, and work schedules.

Definition of "Employee" for Purposes of Workplace Safety Grievances: For purposes of the Procedure for Grievances Concerning Workplace Safety, "employee" shall include all regular full-time and part-time employees, elected officials; and individuals hired on a limited term, casual, or seasonal basis. The term "employee" excludes independent contractors.

III. General Provisions:

Role and Appointment of "Impartial Hearing Officer": For purposes of this policy, the role of the "Impartial Hearing Officer" will be to define the issues, identifying areas of agreement between the parties and identifying the issues in dispute, and to hear the parties' respective arguments.

The Hearing Officer may require the parties to submit documents and witness lists in advance of the hearing in order to expedite the hearing. The Hearing Officer will have the authority to administer oaths, issue subpoenas at the request of either party, and decide if a transcript is necessary. The Hearing Officer shall apply relaxed standards for the admission of evidence and may allow or request oral or written arguments and replies.

The Impartial Hearing Officer shall be selected by Administration based on the nature of the matter in dispute.

Costs: Each party shall bear its own costs for witnesses and all other out-of-pocket expenses, including possible attorney fees, in investigating, preparing, presenting, or defending a grievance. The fees of the Hearing Officer will be paid by the County.

Time Limits: The term "days" as used in this provision means calendar days, excluding paid holidays as defined in the Pierce County Personnel Handbook. The employer and grievant may mutually agree to extend time limits, in writing. If the last day on which a grievance is to be filed or a decision is to be appealed is a Saturday, Sunday or paid holiday, the time limit is the next day which is not a Saturday, Sunday or holiday as defined in the Pierce County Personnel Handbook.

A grievance or decision or appeal is considered timely if received by the employer during normal business hours or if postmarked by 12:00 midnight on the due date.

The employer and grievant may mutually agree, in writing, to waive any step to facilitate or expedite resolution of the grievance.

If the grievance is not answered within the time limits, the grievant may proceed to the next available step within 7 days.

The Impartial Hearing Officer shall have no jurisdiction to address timeliness issues. Issues of timeliness shall be determined by the Administrative Coordinator.

Scheduling: Grievance meetings and hearings will typically be held during normal business hours. Time spent in grievance meetings and hearings outside the Grievant's regularly scheduled work hours shall not be considered as compensable work time.

Representation: The grievant shall have the right to representation, up to a maximum of two individuals, during the Grievance Procedure at the Grievant's expense

IV. Procedure for Grievances Concerning Employee Terminations and Employee Discipline:

Step 1: An earnest effort shall be made to settle the matter informally between the aggrieved employee and the employee's Department Head. If the grievance is not resolved informally, it shall be

reduced to writing by the employee who shall submit it to the employee's Department Head, with a copy to the Administrative Coordinator.

The written grievance shall give a detailed statement, on the grievance form attached (Attachment A), concerning the subject of the grievance, the facts upon which the grievance is based, and indicate the specific relief being sought.

Time Limit: If the employee does not submit a written grievance within 10 days after the facts upon which the grievance is based first became known, or should have been known to the employee, the grievance will be deemed waived. The Department Head will reply in writing to the employee within 10 days after receipt of the written grievance.

Step 2: If the grievance is not settled in Step 1, and the employee wishes to appeal the decision, the employee shall submit the written grievance to the Administrative Coordinator to request a hearing before an impartial hearing officer.

Time Limit: If the employee does not submit a written grievance to Administrative Coordinator requesting a hearing before an impartial hearing officer within 7 days after receipt of the Department Head's written answer, the grievance will be deemed waived. If timely requested, the hearing will normally be scheduled within 30 days of receipt of the request for hearing.

The Hearing Officer shall determine whether the preponderance of the evidence presented at the hearing supports the disciplinary or termination decision.

At the conclusion of the hearing, the Hearing Officer shall render a written decision within 7 days of the hearing indicating the reasons for one of four decisions:

1. Sustaining the discipline/termination,
2. Modifying the discipline/termination,
3. Denying the discipline/ termination, or
4. Recommending additional investigation prior to final determination

In cases where the Hearing Officer recommends additional investigation, at the conclusion of the additional investigation, a second, follow-up hearing may be scheduled, if necessary.

Step 3: The employer or employee may appeal the decision of the Hearing Officer to the County Board. The decision of the governing body shall be final and binding upon the parties.

Time Limit: The employee or employer may request a review by the County Board by filing a request with the Administrative Coordinator within 7 days of receipt of the written decision of the Hearing Officer. The request must set forth in detail the reasons for the appeal. The non-appealing party shall have 14 days to submit a reply to the detailed request. Once the request and reply are received, the review will be scheduled at the Board's next regularly scheduled meeting. If not timely submitted by the grievant, the grievance can no longer be addressed in the grievance procedure.

Level of Review: The County Board shall review the written decision of the Hearing Officer, the reasons for the appeal and the reply. The Grievant shall have no right to present additional evidence or have a hearing before the Board. The role of the County Board, in reviewing the decision of the Impartial Hearing Officer, is to address the following question:

1. Was the decision of the Impartial Hearing Officer, arbitrary, capricious, outside the authority given to the Impartial Hearing Officer or contrary to public policy?
2. After answering the above-questions, the County Board will uphold, modify, or reverse the decision of the Impartial hearing Officer

V. Procedure for Grievances Concerning Employee Workplace Safety:

Step 1. Any employee who personally identifies, or is given information about, a workplace safety issue or incident shall notify his/her supervisor or department head of the issue or incident as soon as

reasonably practicable. All safety issues, no matter how insignificant the situation may appear to be, shall be reported.

Time Limit: In order to be addressed as part of the grievance procedure, a written report of the incident or issue, outlining the events that transpired and proposed resolution, if any, shall be completed on the grievance form attached (Attachment B), signed by the employee, and submitted to the Administrative Coordinator within 7 days of the date the Department Head was notified of the incident or issue.

Step 2: After receipt of the written report, the Finance & Personnel Committee's designee shall conduct additional investigation, if required, and present the issue to the Finance & Personnel Committee. The Finance & Personnel Committee shall normally issue a final report on its findings and conclusions within 14 days of receipt of the written report by the Administrative Coordinator. Copies of the Finance & Personnel final report will be given to the persons who signed the written report, the Administrative Coordinator, and the Department Head.

Step 3: The employer or employee may appeal the decision of the Finance and Personnel Committee and request the appointment of an Impartial Hearing Officer.

Time Limit: If the employee does not submit a written grievance to the Administrative Coordinator requesting a hearing before an impartial hearing officer within 7 days after receipt of the Finance & Personnel Committee's final report, the grievance can no longer be addressed in the grievance procedure. If timely requested, the hearing will normally be scheduled within 30 days of receipt of the request for hearing.

At the conclusion of the hearing, the Hearing Officer shall issue a written decision within 7 days setting forth the reason for one of three outcomes:

1. Sustaining the conclusions of the Finance & Personnel Committee,
2. Denying the conclusions of the Finance & Personnel Committee and ordering additional or alternative remedial measures, or
3. Recommending additional investigation prior to final determination.

In cases where the Hearing Officer recommends additional investigation, at the conclusion of the additional investigation, a second, follow-up hearing may be scheduled, if necessary. The Hearing Officer shall render a written decision to the employer and employee within 10 calendar days from the date of the hearing.

Step 4: The employer or employee may appeal the decision of the Hearing Officer, to the County Board. The decision of the governing body shall be final and binding upon the parties.

Time Limit: The employee or employer may request a review by the County Board by filing a request with the Administrative Coordinator within 14 days of receipt of the written decision of the Hearing Officer. The request must set forth in detail the reasons for the appeal. The non-appealing party shall have 14 days to submit a reply to the detailed request. Once the request for review and reply are received, the review shall be scheduled at the Board's next regularly scheduled meeting. If not timely submitted by the grievant, the grievance can no longer be addressed in the grievance procedure.

Level of Review: The County Board shall review the written decision of the Hearing Officer, the reasons for the appeal and the reply. The Grievant shall have no right to present additional evidence or have a hearing before the Board. The role of the County Board, in reviewing the decision of the Impartial Hearing Officer, is to address the following questions:

1. Was the decision of the Impartial Hearing Officer, arbitrary, capricious, outside the authority given to the Impartial Hearing Officer or contrary to public policy?
2. Are there any alternative remedial measures that could be implemented by the County?

After answering the above-questions, the County Board will either uphold; modify by ordering alternative remedial measures, as applicable; or reverse the decision of the Impartial Hearing Officer.

RESOLUTION 11-12

Ratify Sheriff's Department - Labor Association of Wisconsin, Inc. (L.A.W.) Collective Bargaining Agreement

WHEREAS, negotiations were undertaken by and between the County and the Sheriff's Department Employee's Association, Local 118 of the Labor Association of Wisconsin, Inc. with regard to their Collective Bargaining Agreements (see attached Exhibit A); and

WHEREAS, the Negotiations Committee, at its meeting on July 20, 2011, and the Finance and Personnel Committee, at its meeting on August 15, 2011, reviewed the tentative, proposed contract settlement offer for the period of January 1, 2011 through December 31, 2012; and

WHEREAS, the Sheriff's Department Employee's Association, Local 118 of the Labor Association of Wisconsin, Inc. employees are in agreement with said proposal; and

WHEREAS, the Negotiations Committee, and the Finance and Personnel Committee, recommend to the full County Board of Supervisors that it ratify said Collective Bargaining Agreement, a summary of which is attached hereto in Exhibit A, for the period in question.

NOW, THEREFORE BE IT RESOLVED, by the County Board of Supervisors that it hereby goes on record in ratifying the Collective Bargaining Agreements by and between Pierce County and its Sheriff's Department Employee's Association, Local 118 of the Labor Association of Wisconsin, Inc. employees for the term of January 1, 2011 through December 31, 2012 as incorporated in the attached Settlement Proposal Summary attached as Exhibit "A" to this Resolution. (*Exhibit A may be viewed at the Pierce County Administration Office.*)

Dated this 23rd day of August, 2011.

RESOLUTION 11-13

Authorize Emergency Exception to Statutory Bidding Requirements to Purchase and Install Fairgrounds Transformer Equipment and Materials Pursuant to §59.52(29)(b) Wis. Stats.

WHEREAS, in April 2010 the County Board adopted Resolution 09-33 and identified the Fairgrounds transformer for replacement as part of the Recovery Zone Economic Development Bond projects; and

WHEREAS, during the 2011 Pierce County Fair, the Fairgrounds transformer malfunctioned and is no longer operable, however, Matt's Electric, who was contracted to provide electrical services during the Fair, along with Xcel Energy, after considerable work, were able to provide continuing electrical service without shutting down the Fair; and

WHEREAS, Matt's Electric submitted an estimate for the repair and installation of the Fairgrounds transformer associated work for the total sum of \$31,342.50; and

WHEREAS, it is necessary to have the transformer functioning, electricity available, and the safety hazards removed, due to the need for electricity on the Fairgrounds, the obligations of the County to special events and users of the Fairgrounds, and for the safety of employees and visitors to the Fairgrounds, and that this situation be addressed immediately due to the safety concerns involved; and

WHEREAS, the Building Committee, at its meeting on August 17, 2011, and the Finance and Personnel Committee at its meeting on August 23, 2011, approved an exception to the formal bidding requirements of the Pierce County Purchasing Policy due to the emergent nature and safety hazard to employees and the public as there is not only a continuing need for the safe provision of electricity at the Fairgrounds, but exposed wires that need to be buried; and

WHEREAS, subsequent to above stated two meetings, concerns arose regarding the potential obligation to comply with state statutory bidding requirements, and following legal research it was determined that the transformer work consists of either equipment that is a fixture which constitutes public work, or materials, and as such, since the scope of the project meets statutory financial thresholds, statutory bidding requirements also need to be met. However, bidding requirements are not mandatory for the repair or reconstruction of public facilities when damage thereto creates an emergency in which the public health or welfare of the county is endangered, as determined by resolution of the County Board, pursuant to §59.52(29)(b) Wis. Stats.; and

WHEREAS, on August 30, 2011 the Finance and Personnel Committee reviewed this request and took action to forward to the County Board their recommendation that the Board authorize an exception to statutory bidding requirements on the grounds that the damage to and current state of the transformer creates an emergency in which the public health or welfare of the county is endangered, and further that action be taken by the Board on a first reading.

NOW THEREFORE, BE IT RESOLVED, that the Pierce County Board of Supervisors hereby determines that the damage to the Fairgrounds transformer creates an emergency in which the public health or welfare of the county is endangered, pursuant to §59.52(29)(b) Wis. Stats., and approves and authorizes an exception to complying with statutory bidding requirements, for the reasons and purposes set forth herein.

Dated this 27th day of September, 2011.

RESOLUTION 11-14

Purchase of Trenton Boat Landing from State of Wisconsin in the Town of Trenton with Park Development Funds and Approve Unbudgeted Expenditure

WHEREAS, Pierce County, between approximately 1980 and 2006, collected a park fee in conjunction with the creation of residential parcels in unincorporated areas of the County, which fees were deposited in the Park Development Fund which was created to address the need for additional recreational opportunities that occur with an increase in residential population; and

WHEREAS, in Resolution 04-09 the County Board adopted Park Development Fund Policies to regulate the use of the Park Development Fund; the County has also adopted the Pierce County Parks and Recreation Plan, and the proposed purchase described herein fits within those policies and plan; and

WHEREAS, under Wis. Stat. § 59.52(6), the County Board may purchase or acquire property for public uses or purposes of any nature, including without limitation, acquisitions for county parks, and recreation; and

WHEREAS, Pierce County has the opportunity to obtain a parcel, approximately 1.1 acres in size, located on Trenton Island in the Town of Trenton, from the State of Wisconsin, casually called the Trenton Boat Landing, and legally described as follows:

A parcel of land located in Government Lot 5, Section 3, Township 24N, Range 18W, Town of Trenton, Pierce County, Wisconsin, described as follows: Commencing at the Southeast corner of said Section 3; thence N88°55'16"W (bearings referenced to the Right of Way Plat for WDOT Project F 055-1(1)) 1691.52', more or less, along the south line of said Government Lot 5 to a point at the intersection of said south line and the northwesterly right-of-way line of USH "63" also being the Point of Beginning; thence northeasterly 440', more or less, along said right-of-way line to the southwest shore of the "Wisconsin Channel" of the Mississippi River; thence southeasterly and downstream 120', more or less, to the intersection of said southwest shore and a line which is 100' northwest of and parallel to the centerline of said USH "63"; thence S25°10'51"W 410', more or less, parallel to said centerline to said south line of Government Lot 5; thence N88°55'16"W 109.55' along said south line to the Point of Beginning.

This parcel contains 1.1 acres, more or less, and is subject to all covenants, easements and restrictions of record.

WHEREAS, Pierce County recognizes the potential outdoor recreational opportunities that exist on this property due to its location along the Mississippi River, and its proximity to existing adjoining property owned by the County, and its proximity to USH "63"; and

WHEREAS, Pierce County supports the preservation of the natural resources of Pierce County, and providing outdoor recreational opportunities to the citizens of, and visitors to, Pierce County; and

WHEREAS, Pierce County has a County Parks Department and County Parks Committee that can operate and manage this property; and

WHEREAS, the State has offered to sell the property to the County for \$1 and the County would also be responsible for the recording fee of \$30, for a total of \$31; and

WHEREAS, the expenditure of the total funds to purchase this property is an unbudgeted expenditure which requires County Board approval; and

WHEREAS, Pierce County has sufficient funds for this purchase in the County Park Development Fund; and

WHEREAS, the Parks Committee, at its meeting on August 29, 2011, and the Finance and Personnel Committee, at its meeting on September 12, 2011, each recommended that the County Board of Supervisors approve the purchase of this property on the agreed upon terms with funding provided through the County Park Development Fund, and approved the unbudgeted expenditure of \$31 from the Park Development Fund.

NOW, THEREFORE BE IT RESOLVED by the Pierce County Board of Supervisors that it authorizes the purchase of the Trenton Boat Landing property described above for the sum of \$1, and the payment of the \$30 recording fee, all to be paid from the County Park Development Fund, and approves the unbudgeted expenditure of \$31 from the Park Development Fund, and authorizes the County Board Chairperson and County Clerk to execute any necessary paperwork to complete the transaction.

Dated this 27th day of September, 2011.

RESOLUTION 11-15
Sponsorship of Industrial Revenue Bonds

WHEREAS, Industrial Revenue Bonds are bonds sold by municipalities, which in turn lend the proceeds from the sale to businesses, primarily manufacturing facilities; and

WHEREAS, because the buyers of Industrial Revenue Bonds receive interest payments that are exempt from federal income tax, the bond interest rate is typically below that of taxable corporate bonds. As such, businesses benefit by receiving convenient, long-term, and often fixed-rate financing; and

WHEREAS, for decades, the Wisconsin Department of Commerce allowed cities and villages to support industrial development through the Industrial Revenue Bond program; however 2009 Wisconsin Act 112, which became effective February 19, 2010, granted counties the authority to issue Industrial Revenue Bonds; and

WHEREAS, although most eligible projects are located in cities and villages, there may be qualified projects in unincorporated areas of Pierce County that could take advantage of the rates, terms and conditions of the Industrial Revenue Bond program; and

WHEREAS, participation in the Industrial Revenue Bond program does not constitute, in any form, a financial obligation of the County nor does it have any impact on the County's bond rating or borrowing capacity; and

WHEREAS, the Pierce County Industrial Development Committee, at its meeting on August 23, 2011, and Finance and Personnel Committee at its meeting September 12, 2011 recommended approving the sponsorship of proposed Industrial Revenue Bond issues for appropriate applicants and eligible projects in Pierce County.

NOW, THEREFORE BE IT RESOLVED, that the Pierce County Board of Supervisors hereby approves the sponsorship of proposed Industrial Revenue issues for appropriate applicants and eligible projects in Pierce County.

Dated this 27th day of September, 2011.

RESOLUTION 11-16

Prohibit Carrying of Concealed Weapons or Firearms in Buildings Owned, Occupied or Controlled By Pierce County and at Special Events Organized by Pierce County

WHEREAS, in June 2011, the Wisconsin Legislature adopted 2011 Senate Bill 93 as 2011 Wisconsin Act 35, which authorizes the carrying of concealed weapons in Wisconsin under certain circumstances. Subject to certain specific prohibited locations, a person who is licensed under the new statute is exempted from the crime of carrying a concealed weapon in a public building. The effective date of the provision regarding concealed carry licenses is November 1, 2011; and

WHEREAS, the legislation creates new provisions that permit, but do not require, certain owners and occupants of property to prohibit persons from carrying a concealed weapon in or on the property. It provides that, if prohibited, a person may be subject to a Class B forfeiture if he or she, while carrying a concealed weapon, enters or remains in any part of a building that is owned, occupied or controlled by a local government unit, if the local government unit has notified the person not remain in the building while carrying a concealed weapon. The statute also allows prohibiting a person from entering or remaining at a special event if the person has been notified by the organizer not to enter or remain at the special event while carrying a concealed weapon; and

WHEREAS, in order to give notice under the statute, the owner or occupant must post a sign that is located in a prominent place near all of the entrances to the part of the building to which the restriction applies and it must be posted so that individuals entering the building can be reasonably expected to see the sign. On land on which a special event is held, a sign must be posted in a prominent place near all of the entrances to the special event so that any individual attending the special event can reasonably be expected to see the sign. All signs must be at least five inches by seven inches; and

WHEREAS, all employers and property owners who allow carrying concealed weapons on their premises are granted immunity from liability arising from that policy decision however, the Pierce County Board of Supervisors has concluded that it is in the best interest of public safety, and of the safety of county employees, to prohibit the carrying of concealed weapons in buildings owned, occupied, or controlled by Pierce County, and during special events organized by Pierce County, and to waive the above described immunity.

NOW, THEREFORE, BE IT RESOLVED no licensee carrying a concealed weapon or firearm shall enter any building owned, occupied or controlled by Pierce County.

BE IT FURTHER RESOLVED no licensee carrying a concealed weapon or firearm shall enter any special event organized by Pierce County.

BE IT FURTHER RESOLVED that all buildings and land affected by this Resolution shall be posted in conformance with state law, stating that carrying concealed weapons in said building or on said property is prohibited.

Dated this 27th day of September, 2011.

RESOLUTION 11-17
Authorize New Positions for 2012

WHEREAS, the Finance and Personnel Committee did review requests for additional personnel in 2012, pursuant to the Pierce County Personnel Policy; and

WHEREAS, the Finance and Personnel Committee recommends that the following positions be approved effective January 1, 2012:

Date	Department/Position	Cost	County Allocation
	Circuit Court: Judicial Assistant	\$ 72,645	\$ 72,645
07-25-11	Sheriff: Sergeant (Eliminate Dispatch / Jail position)	\$ 3,548	\$ 3,548
	Veterans Service: Administrative Assistant - increase 5 hours/week	\$ 5,479	\$ 5,479
09-12-11	Register of Deeds: Deputy Register of Deeds - increase 5	\$ 5,682	\$ 5,682
	hours/week		
	Register of Deeds: Document Clerk - increase 5 hours/week	\$ 5,438	\$ 5,438
	TOTAL	\$ 92,792	\$ 92,792

NOW THEREFORE, BE IT RESOLVED that the Pierce County Board of Supervisors does accept the recommendation of the Finance and Personnel Committee to create or increase hours for the above listed positions and approves the funding for the above listed positions to be included in the 2012 budget.

DATED this 25th day of October, 2011.

RESOLUTION 11-18

Approve 2012 Tax Levy and Budget

BE IT RESOLVED, that there be a tax levied upon all taxable property in Pierce County for operation and maintenance of the 2012 budget in the amount of: County Operating Levy \$14,657,308, Debt Service \$654,428, County Library \$371,056, and County Aid for Bridges \$200,000; for a total of \$15,882,792.

BE IT FURTHER RESOLVED, that in accordance with the tax levied in the total amount of \$15,882,792, the Pierce County Board of Supervisors hereby approves and authorizes the 2012 budget as set forth in the summary page attached hereto as "Exhibit A".

DATED this 25th day of October, 2011.

PIERCE COUNTY WISCONSIN
2012 BUDGET

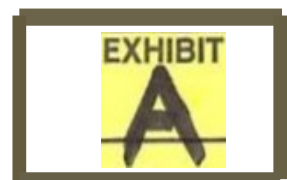
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SUMMARY OF 2012 BUDGET WITH COMPARISON TO PRIOR YEAR BUDGETS

	2010 ADOPTED BUDGET	2011 ADOPTED BUDGET	2012 RECOMMENDED BUDGET	Percent Change
SUMMARY OF BUDGET:				
TOTAL Govt funds	32,927,102	38,492,301	38,017,020	115%
Local Programs	10,454,558	15,605,729	18,158,487	174%
Net Govt Funds & Judgeted EJPend TUOI	22,470,544	22,886,572	22,860,533	-0.1%
Local Programs General Revenue	5,791,722	5,774,546	5,477,741	-9.5%
Gross Levy	16,678,822	17,112,026	17,382,792	156%
Less County Sales Tax Applied	1,525,000	1,500,000	1,500,000	100%
Local Human Services Funds Applied				0%
Net County Levy	15,153,822	15,612,026	15,882,792	173%
COUNTY TAX LEVY:				
Property Levy	14,101,350	14,321,567	14,657,308	2.34% formula
Other State Levy	452,425	661,489	654,428	-1.07%
Special OP08 Loans				
County Library	200,000	200,000	200,000	0%
County Aid Bridges	200,000	200,000	200,000	0%
Subj Od to Levy Lim: Opert UI Q	14,101,350	14,321,567	14,657,308	2.34-1% from above
Net Subject to Levy Lim: Library	200,000	200,000	200,000	0%
Net Subject to Levy Lim: Bridges	200,000	200,000	200,000	0%
Subj Od to Levy Lim: Dobl Servloe	15,153,822	15,612,026	15,882,792	173%
COUNTY MUL RATE:				
Property Tax	4.590545	4.948147	5.263537	
State Levy	0.147282	0.228547	0.235009	
County Library	0.130231	0.148210	0.133249	
County Aid Bridges	0.005108	0.006910	0.007182	
	4.933166	5.394005	5.703518	
CHANGE FROM PRIOR YEAR:				
Delta:				
Amount	395,204	58,204	270,766	
Percent	2.68%	3%	1.73%	
Mills	0.340378	0.450639	0.309611	
Percent	7.41%	934%	574%	
COUNTY EQUALIZED VALUATION				
(Reduced by TID increments):				
Total Value	3,071,874,600	2,693,294,400	2,784,068,100	
Percentage Change from Prior Year	-12.22%	-17.75%	-3.78%	
Change Due to New Construction		0.74	0.70CW	
STATE LIMIT ON OPERATING MILL RATE: 1 below				
Frozen (Over) Mill Rate	5.478828	5.478828	6.478828	
Amount Under (Over) Frozen Oper Mill Rate	0.888283	0.530881	0.215201	
STATE LIMIT ON OPERATING TAX LEVY: 2 below				
Amount Under (Over) Tax Levy Limit		14,539,130	14,657,308	
Amount Under (Over) Tax Levy Limit to \$190,000		217,563		
Amount Under (Over) Tax Levy Limit to \$190,000		27,563		

COUNTIES MUST MEET BOTH OF THE FOLLOWING REQUIREMENTS FOR SETTING ITS LEVY:

- The mill rate for the operating mill rate of Pierce County is 5.478828 mills and
- The mill rate for the operating mill rate of Pierce County is 5.478828 mills and



RESOLUTION 11-19
Pierce County Conservation Aids Program

WHEREAS, Pierce County desires to participate in county fish and game projects pursuant to provision of s. 23.09(12) of the Wisconsin Statutes; and

WHEREAS, financial aid is required to carry out the program.

NOW THEREFORE BE IT RESOLVED, Pierce County has budgeted a sum sufficient to complete the project or acquisition.

BE IT FURTHER RESOLVED, that the Pierce County Board of Supervisors hereby authorizes the Pierce County Conservationist, Land Conservation Department to act on behalf of Pierce County to:

- * Submit an application to the State of Wisconsin Department of Natural Resources for any financial aid that may be available;
- * Submit reimbursement claims along with necessary supporting documentation within six (6) months of project completion date;
- * Submit signed documents; and
- * Take necessary action to undertake, direct and complete the approved project.

BE IT FURTHER RESOLVED, that Pierce County will comply with state or federal rules for the programs and will obtain from the State of Wisconsin Department of Natural Resources approval in writing before any change is made in the use of the project site.

Dated this 8th day of November, 2011.

RESOLUTION 11-20

Comply with Government Accounting Standards Board (GASB) No. 54, Fund Balance Reporting and Governmental Fund Type Definitions and Appointment

WHEREAS, due to the GASB No. 54 requirement that commitments of fund balances should occur before year end, governments will not be able to report anything other than nonspendable, restricted and assigned governmental fund balances, unless the body that is their highest level of decision making authority acts before year end to establish committed fund balances, including stabilization arrangements; and

WHEREAS, decisions as to which person(s) should have direct or delegated authority to assign fund balanced should be decided by year end; and

WHEREAS, GASB No. 54 became effective for the period beginning after June 15, 2010; and

WHEREAS, it is the recommendation of the Finance Director that all special revenue funds should have the designation of committed fund balance or restricted for externally imposed restrictions; and

WHEREAS, it is the recommendation of the Finance Director that all capital project funds and debt service funds should have the designation of committed fund balance or restricted for externally imposed restrictions; and

WHEREAS, it is the recommendation of the Finance Director that general fund non-lapsing balances should have the designation of assigned fund balance; and

WHEREAS, it is the recommendation of the Finance Director that the organization administrative coordinator should be delegated the authority to assign fund balances and determine nonspendable items; and

WHEREAS, it is the recommendation of the Finance Director that the general fund unassigned fund balance should be at a level of a minimum of 25% of general fund expenditures.

NOW, THEREFORE BE IT RESOLVED, that special revenue fund balances are hereby designated as committed or restricted fund balances.

BE IT FURTHER RESOLVED, that capital project funds and debt service funds are hereby designated as committed or restricted fund balances.

BE IT FURTHER RESOLVED, that general fund non-lapsing fund balances are hereby designated as assigned fund balances.

BE IT FURTHER RESOLVED, that the administrative coordinator is hereby delegated the authority necessary to assign fund balances and non-spendable items, effective upon adoption of this resolution.

Dated this 8th day of November, 2011.

RESOLUTION 11-21
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	98	294.00
Beldenville	45	135.00
Bethel Mission	45	135.00
Bethlehem	16	48.00
Diamond Bluff	68	204.00
Eidsvold Lutheran	16	48.00
Free Home	30	90.00
Gilman Lutheran	75	225.00
Greenwood Valley	5	15.00
Hartland Methodist	9	27.00
Hartland Presbyterian	8	24.00
Maiden Rock	107	321.00
Mann Valley	10	30.00
Maple Grove	221	663.00
Martell Lutheran	26	78.00
Martell Methodist	15	45.00
Mt. Olivet	22	66.00
Mt. Tabor	21	63.00
Oak Ridge	28	84.00
Ono Methodist	29	87.00
Our Lady's	22	66.00
Our Savior's / South Rush River	43	129.00
Pine Glen	186	558.00
Plum City Protestant	56	168.00
Poplar Hill	142	426.00
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	61	183.00
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	85	255.00
St. Joseph's - Prescott	76	228.00

St. Joseph's - El Paso	24	72.00
St. Martin's	30	90.00
St. Mary's - Big River	10	30.00
St. Paul's	44	132.00
Svea	25	75.00
Thurston Hill	18	54.00
Trenton	69	207.00
Trimbelle	44	132.00
TOTAL	2,247	\$ 6,741.00

DATED this 8th day of November, 2011.

RESOLUTION 11-22
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.:

	MUNICIPALITY	# DOGS	\$ CLAIMED
Towns:	Clifton - Judy Clement-Lee	151	75.50
	Diamond Bluff - Mark Place	56	28.00
	Ellsworth - Audrey Murphy	157	78.50
	El Paso - Mary K. Foley	125	62.50
	Gilman - Richelle Bartlett	238	119.00
	Hartland - Cynthia Kern	132	66.00
	Isabelle - Lora Henn	58	29.00
	Maiden Rock - Darla Pittman	60	30.00
	Martell - Noreen Falde	296	148.00
	Oak Grove - Jeremy Boles	168	84.00
	River Falls - Caroline Hamilton	280	140.00
	Rock Elm - Ruth Churchill	68	34.00
	Salem - Ann Larson-Graham	71	35.50
	Spring Lake - Charles Bricton	89	44.50
	Trenton - Kathryn Fuchs	108	54.00
	Trimble - Karen O'Brien	273	136.50
	Union - Barbara Schneider	107	53.50
Villages:	Bay City - Kay Beder	81	40.50
	Ellsworth - Peggy Nelson	404	202.00
	Elmwood - Amy Wayne	152	76.00
	Maiden Rock - Shirley Gilles	20	10.00
	Plum City - Bonnie Frickson	68	34.00
	Spring Valley - Rita Goveronski	184	92.00
Cities:	Prescott - Elizabeth Frueh	113	56.50
	River Falls - Julie Bergstrom	439	219.50
	TOTAL	3,898	\$1,949.00

DATED this 8th day of November, 2011.

RESOLUTION 11-23
Increase Marriage License and Domestic Partnership Fees
\$765.08, 765.15 and 770.17 Wis. Stats.

WHEREAS, Pierce County, through the County Clerk's office, issues marriage licenses, declaration of domestic partnerships, and certificates of termination of domestic partnerships to public applicants, to include a waiver of the 5-day waiting period when needed, in the usual course of its business; and

WHEREAS, the total fee charged for marriage licenses and domestic partnerships is presently \$75.00, of which Pierce County is required by statute to pay \$25.00 to the state treasury, and \$20.00 is retained specifically for expenses incurred for family court counseling services, and the residual amount becomes part of the funds to the county; to include the current 5-day waiver fee of \$10.00 when issued; and

WHEREAS, in accordance with §765.15 Wis. Stats., said marriage license and domestic partnership fees may be increased by the county board by any amount, which increased residual amount shall become a part of the funds of the county. Said fees have not been increased since February, 2004 and said fees need to be revised from time to time based upon increased costs to Pierce County in providing these services; and

WHEREAS, the County Clerk has reviewed the current fees in comparison with the fees charged in other counties, as provided by the State of Wisconsin Department of Health and Family Services, and found that a number of other counties within the State of Wisconsin have higher fees than those charged in Pierce County, and the County Clerk believes it would be appropriate to increase the marriage license and domestic partnership fees to \$80; in addition said increased amount is commensurate with the cost of providing the service; and

WHEREAS, the Finance and Personnel Committee, at its meeting on October 31, 2011, considered this matter and recommended that the County Board of Supervisors increase the marriage license and domestic partnership fees to \$80, beginning January 1, 2012.

NOW, THEREFORE, BE IT RESOLVED that the Pierce County Board of Supervisors does approve and adopt the increase in the marriage license and domestic partnership fees as set forth in this Resolution, and that said fees shall take effect upon adoption of this Resolution.

Dated this 8th day of November, 2011.

RESOLUTION 11-24

Amend Compensation for the Pierce County Board of Canvassers

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 1998 (Resolution 98-32), 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, the Finance and Personnel Committee, at its meeting on October 31, 2011, recommended that the County Board of Supervisors amend the per diem for the Board of Canvassers to \$75 per day, plus mileage 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 all members of the Pierce County Board of Canvassers shall be compensated a per diem that in the amount of \$75 per day, plus mileage 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 members of the Board of Canvassers 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, 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 8th day of November, 2011.

RESOLUTION 11-25

Establish 2012 Salaries and Benefits for Non-Represented Employees

WHEREAS, the Finance and Personnel Committee has duly considered the existing salaries for non-represented employees of Pierce County; and

WHEREAS, part and parcel of said analysis has been consideration of the 2011 BCC Salary Matrix; and

WHEREAS, the Finance and Personnel Committee did meet on October 31, 2011, and recommends salary increases in the amount of 1.25% across the board to the BCC 10-step Salary Matrix system, as and for non-represented employees identified on the current BCC 10-step salary matrix, for the 2012 calendar year, effective January 1, 2012.

NOW THEREFORE BE IT RESOLVED by the Pierce County Board of Supervisors that the BCC salary matrix and salaries of all non-represented employees identified on the matrix be adjusted by 1.25% across the board, calculated upon the basis of the 10-step salary matrix, for the 2012 calendar year, effective January 1, 2012.

BE IT FURTHER RESOLVED that effective 1/1/12, non-represented employees on the self-funded plan will continue to contribute 10% toward the health insurance premiums.

DATED this 8th day of November 2011.

RESOLUTION 11-26

Create The Position Of Lead AODA Counselor - Human Services Department

WHEREAS, through the Human Services Department, Community Behavioral Health Program, Pierce County provides Alcohol and Other Drug Abuse (AODA) services provided by AODA counselors; and

WHEREAS, the WI Department of Regulation and Licensing has recently changed the qualifications and credentials needed for supervision of AODA counselors in the certified clinic to require Independent Clinical Supervisor certification; and

WHEREAS, the Community Behavioral Health Program Manager does not possess the required credentials necessary to supervise the AODA counselors and program services; and

WHEREAS, the Human Services Department recommends that compliance with the WI Department of Regulation and Licensing should be accomplished by creating a Lead AODA Counselor position with the requirement that the individual possess the Independent Clinical Supervisor certification and supervisory experience; and

WHEREAS, it is recommended that the Lead AODA Counselor position be created at the wage equivalent of the Social Worker III classification and that the additional cost of approximately \$11,632 per year for a Lead AODA Counselor be funded from the Operating While Intoxicated (OWI) Surcharge fund; and

WHEREAS, on November 17, 2011 the Human Services Board did take action to recommend to the Finance & Personnel Committee that they create the position of Lead AODA Counselor and eliminate an AODA Counselor position; and

WHEREAS, on December 5, 2011 the Finance & Personnel Committee did accept the recommendation of the Human Services Board and recommends to the County Board that they approve the creation of the Lead AODA Counselor position with the additional funding from the OWI Surcharge fund, and to eliminate an AODA Counselor position.

NOW, THEREFORE, BE IT RESOLVED, that the Pierce County Board of Supervisors does approve the creation of the Lead AODA Counselor position with the additional cost of approximately \$11,632 paid from the OWI Surcharge fund and authorize the filling of the position upon adoption of the resolution.

DATED this 24th day of January, 2012.

RESOLUTION 11-27

Increase Hours For Home Care Scheduler - Public Health Department

WHEREAS, on June 23, 2009, the position of Assistant Public Health Director/Health Officer II was vacated when the incumbent accepted the position of Director/Health Officer of Public Health & Home Care; and

WHEREAS, on March 22, 2011, in Resolution 10-28, the Pierce County Board of Supervisors eliminated the position of Assistant Public Health Director/Health Officer II and approved the creation of the .8 FTE Public Health Manager/WIC Director position to perform some of the management duties that had been assigned to the Assistant Public Health Director/Health Officer II as well as to supervise 3 programs and support staff previously assigned to the Director/Health Officer of Public Health & Home Care; and

WHEREAS, on May 20, 2011, the position of Medical Secretary/Bookkeeper in the Public Health Department was vacated when the incumbent transferred to a different position outside of the Public Health Department; and

WHEREAS, since June 2011 the Interim Administrative Coordinator has authorized a temporary increase in hours for the Home Care Scheduler to perform various duties previously performed by the Medical Secretary/Bookkeeper and resulting from the elimination of the Assistant Public Health Director position; and

WHEREAS, on December 15, 2011, the Board of Health recommended to the Finance & Personnel Committee that the temporary increase in hours for the position of Home Care Scheduler should be permanently increased from .8 FTE (35 hrs/wk base) to 1. FTE (40 hrs/wk base), an increase of 12 hrs/wk; and

WHEREAS, funds for the full time position have been included in the approved 2012 Public Health Department budget; and

WHEREAS, on December 19, 2011, the Finance & Personnel Committee did accept the recommendation of the Board of Health and recommends to the Pierce County Board of Supervisors that the hours for the position of Home Care Scheduler be increased from 28 hours per week to 40 hours per week.

NOW, THEREFORE BE IT RESOLVED by the Pierce County Board of Supervisors that it authorizes increasing the hours for the Home Care Scheduler from 28 hours per week to 40 hours per week with funding from the existing Public Health Department budget; and

BE IT FURTHER RESOLVED that the increase in hours for the Home Care Scheduler shall become effective upon adoption of this resolution.

DATED this 24th day of January, 2012.

RESOLUTION 11-28

Establish Amended Sheriff's Department Fees For Fingerprinting, Huber Law, Prisoner, Impound Lot, Copying, Civil Process And Traffic Counter

WHEREAS, the County has previously set certain Sheriff's Department fees in prior Resolutions, including, Res. 06-12 (Fingerprinting), Res. 07-01 (Huber Law & Prisoners), Res. 02-11 (Copying), Res. 07-02 and 01-14 (Civil Process), Res. 06-33 (Traffic Counter); and

WHEREAS, it is within the County's power to assess a fee for providing non-criminal fingerprinting services in accordance with §59.03, Wis. Stats.; and

WHEREAS, §10-15(A) of the Pierce County Code states that prisoners sentenced under the Huber Law and held in the Pierce County jail shall be assessed costs of maintenance and board, including meals, and further that medical and other costs may be assessed as allowed by law, as fixed by resolution of the Pierce County Board of Supervisors; and

WHEREAS, Pierce County has authority under Wisconsin Statutes, including Sections 302.372, 302.38 and 303.08 to set fees for the maintenance and boarding of prisoners in the County jail; and

WHEREAS, §221-29 of the Pierce County Code allows for the recovery of costs for the impoundment of abandoned vehicles from owners; and

WHEREAS, §19.35(3) and §814.70(6) Wis. Stats. authorize the Sheriff to collect fees for copying documents and records requested from the Sheriff's Department; and

WHEREAS, §814.70 Wis. Stats. requires the Sheriff to collect fees for certain civil processes, §10-12 of the Pierce County Code authorizes the Sheriff to collect fees for the sale of real estate and §814.705(1) and (2) Wis. Stats. authorize the County Board to establish civil process fees and real estate sales fees at a higher rate than what the legislature sets; and

WHEREAS, §341.21(2) Wis. Stats. authorizes the Department of Transportation, Division of Motor Vehicles to contract for services relating to the processing or distribution of temporary license plate registration, and Pierce County has the authority to collect fees pursuant to §341.09(1)(c) Wis. Stats and Trans 132 Wis. Admin. Code; and

WHEREAS, said fees need to be revised from time to time based upon increased costs to Pierce County in providing these services, and the Sheriff's Department recommends that the fees noted above be increased as set forth in Exhibit A; and

WHEREAS, the Law Enforcement Committee, at its meeting on November 1, 2011, and the Finance and Personnel Committee, at its meeting on December 5, 2011, recommended the fees be amended as set forth in Exhibit A.

NOW, THEREFORE BE IT RESOLVED, that the Pierce County Board of Supervisors adopt the fees as outlined in this resolution and set forth in Exhibit A, and that the fees shall take effect upon adoption of this resolution; and

BE IT FURTHER RESOLVED, that the Pierce County Sheriff shall collect the established fees, maintain auditable records, and deposit those fees with the Pierce County Treasurer on a monthly basis, except as set forth in §10-11 of the Pierce County Code, or as otherwise required by law.

Dated this 24th day of January, 2012.

SHERIFF'S DEPARTMENT FEES - EXHIBIT A

FEE TYPE	CURRENT FEE	PROPOSED FEE
Non-criminal & Non-D.O.J. employment required fingerprinting services	\$15.00 for out-of-County residents	\$15.00 for out-of-County residents
Huber Law prisoner meals per day	\$14.25 plus tax \$0.78	\$16.11 plus tax \$0.89 (5.5%) totaling

	(5.5%) totaling \$15.03/day	\$17.00
Prisoner Maintenance: Nurse visit	\$5.00	\$6.00
Prisoner Maintenance: Doctor visit	No charge	\$6.00
Prisoner Maintenance: Over-the-Counter Medications	\$0.25	\$0.50
Prisoner Maintenance: Drug Screen	\$10.00	\$12.00
Prisoner Maintenance: PBT's	No charge	\$5.00
Prisoner Maintenance Facsimiles	\$0.25	\$0.50 per page
Impound Lot Fee: Abandoned Vehicles	\$10.00 per day	\$25.00 per day
Copying Fee: Accident Reports Only	\$1.00 per page	\$5.00 for the whole report
Copying Fee: Incident Reports	\$0.25 per page	No cost if less than 5 pages; \$5.00 for whole report if 5 or more pages
Copying Fee: Videotape copies	\$6.00 per tape	\$45.00 per tape
Copying Fee: Pictures	\$1.50 per picture	\$2.00 per picture (not on CD)
Copying Fee: Audio cassettes	\$3.00 per cassette	\$25.00 per cassette
Copying Fee: Additional information	\$0.25 per page	\$0.50 per page
Copying Fee: Compact disc/DVD	\$4.00 per disc	\$7.00 per DVD/CD
Civil Process	\$30.00 per set of documents served plus mileage	\$75.00 up front per set of documents (includes 3 attempts plus mileage)
Attempted Service - Extra Attempts on Current Documents	\$20.00 per attempt (up to three attempts)	\$25.00 up front (includes 1 attempt plus mileage)
Evictions, Standbys, etc.	\$40 per hour	\$50.00 per hour
Sheriff's Sales	\$100 for posting of sale \$50.00 for actual sale [\$150.00 total – see §10-12 PCC]	\$150 up front
New License Plate Fee	\$19.50	\$19.50*
Renewal Fee	\$10.00	\$10.00*
Temporary License Plate Fee (providing special assistance)	\$7.00	\$5.00 **

* Fee is capped by §341.21 Wis. Stats. and contract

** Fee is capped by §§341.21 and 341.09 Wis. Stats., Trans 132 Wis. Admin. Code and contract.

Amend Fees for Issuing Permits and Making Inspections and Investigations of Certain Types of Establishments

WHEREAS, Pierce County has adopted Chapter 184 of the Pierce County Code to allow for regulation of retail food establishments, taverns, hotels, restaurants, tourist rooming houses and other establishments; and

WHEREAS, in regulating said establishments, the Pierce County Public Health Department is acting as an agent of the Wisconsin Department of Health Services; and

WHEREAS, Pierce County has established fees for issuing permits and making investigations under the ordinance as provided for in Wis. Stats. § 254.69; and

WHEREAS, said fees need to be revised from time to time based upon increased rates set by the State Department of Health Services; and

WHEREAS, the Pierce County Board of Health, at its meeting on December 15, 2011, and Finance and Personnel Committee at its meeting January 23, 2012, recommended that the fees previously established in Resolution 10-02 be amended as follows:

Category	Annual Fee	Pre-Inspection Fee Existing Facility	Pre-Inspection Fee New Construction
Restaurants			
Pre-Packaged	\$146	\$190	\$235
Additional Area	\$120	\$200	\$245
Simple	\$228 <u>\$230</u>	\$253	\$298
Moderate	\$318 <u>\$330</u>	\$375	\$420
Complex	\$456 <u>\$540</u>	\$506	\$551
Body Art			
Tattoo	\$144	\$168	\$213
Piercing	\$144	\$168	\$213
Combined	\$234	\$234	\$279
Temporary per event	\$150		
Recreation			
Campgrounds:			
1 - 25 Sites	\$168 <u>\$175</u>	\$276	\$321
26 - 50 Sites	\$234 <u>\$250</u>	\$334	\$379
51 - 100 Sites	\$282 <u>\$305</u>	\$380	\$425
101 - 199 Sites	\$330 <u>\$355</u>	\$425	\$470
200+ Sites	\$378 <u>\$410</u>	\$480	\$525
Special Event Campgrounds:			
1 - 25 Sites	\$168 <u>\$175</u>		
26 - 50 Sites	\$234 <u>\$250</u>		
51 - 100 Sites	\$282 <u>\$305</u>		
101 - 199 Sites	\$330 <u>\$355</u>		
200+ Sites	\$378 <u>\$410</u>		
Rec/Ed Camp	\$462 <u>\$505</u>	\$483	\$528
Swimming Pool	\$231	\$231	\$276
Water Attraction	\$216		
Water Attraction with up to 2 slides	\$312		

Waterslide	\$186		
Pool Slide	\$66 <u>\$150</u>		
Lodging			
B&B	\$156	\$252	\$297
Tourist Rooming House; 1 - 4 rooms	\$156	\$230	\$275
Hotel / Motel:			
5 - 30 Rooms	\$240	\$290	\$335
31 - 99 Rooms	\$264 <u>\$280</u>	\$336	\$381
100 - 199 Rooms	\$372	\$483	\$528
200+ Rooms	\$558	\$633	\$678
School-Full Service			
<u>DPI Satellite</u>	<u>\$150</u>		
<u>Inspection Fee only DPI Production</u>	\$260 <u>\$360</u>		
Additional Fees:			
Facility Name or Legal Licensee Name change only	\$25		
Re-inspection Fee	\$100		
Explanation – Fee assessed on the 3 rd and 4 th visits for the same violation. A citation will be issued at the 5 th and subsequent visits.			
Late Fee	\$100		
Explanation: If the annual permit fee is not paid by June 30, the day the permit expires, the department shall require the operator of the establishment to pay a penalty fee, in addition to the annual permit fee, for renewal of the permit. If the late fee plus the annual permit fee is not paid within forty-five (45) days from the date of expiration, the department shall require the operator of the establishment to pay an additional penalty fee. If the two late fees plus the annual permit fee is not paid within ninety (90) days of expiration, the department will issue the operator a citation for operating without a permit.			
Duplicate Fee	\$15		
Pre-inspection Fee will be waived for a facility meeting the definition of, and being permitted as, a Special Organization serving food.			
Consultation Fee	<u>\$100</u>		
Explanation: Fee assessed for a consultative visit on-site required by prospective operator / owner to determine feasibility and/or functionality of space. If the facility becomes operational within six (6) months of consultation, this fee will be applied towards pre-inspection fee.			

NOW THEREFORE, BE IT RESOLVED, that the Pierce County Board of Supervisors adopts the fee schedule as outlined above and that these fees shall take effect upon adoption.

Dated this 24th day of January, 2012.

Dog Damage Claims

WHEREAS, the Finance Committee has audited the dog damage claims against Pierce County,
THEREFORE, BE IT RESOLVED, that the County Clerk be authorized to pay the below schedule of
claims, pursuant to §174.11 (4), Wis. Stats. & §101-9 C Pierce County Code :

Claimant	Claim	Amount Claimed	Amount Allowed
Nicole Bach Town of Isabelle	6 Laying Hens @ \$18/each	\$108.00	\$108.00
TOTAL		\$108.00	\$ 108.00

DATED this 24TH day of January, 2012.

**AMEND PERSONNEL POLICY TO UPDATE AND ADDRESS COLLECTIVE BARGAINING CHANGES
RESULTING FROM BUDGET REPAIR BILL**

WHEREAS, §4-20 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 1, Section A of the Personnel Policy, is to create a guide for the administration of personnel, and to spell out the responsibilities of supervisory staff so that their leadership results in effective administration and maximum utilization of the work force; and

WHEREAS, Act 10 and Act 32, collectively referred to as the Budget Repair Bill, made significant changes to public employee compensation and collective bargaining provisions in an effort to provide state and local governments with flexibility needed to reduce costs and maintain essential public services; and

WHEREAS, the Budget Repair Bill changes required that issues such as filling position vacancies, employee benefits, etc. be included in the Personnel Policy as they are no longer addressed in collective bargaining agreements; and

WHEREAS, the Finance and Personnel Committee, at its meetings on January 23, 2012 and February 13, 2012, reviewed the proposed policy revisions and recommends that the County Board amend the Personnel Policy, as set forth in the proposed policy.

NOW THEREFORE, BE IT RESOLVED, that the Pierce County Board of Supervisors amends the Pierce County Personnel Policy as set forth herein and as recommended by the Finance and Personnel Committee, to become effective March 4, 2012.

Dated this 14th day of February, 2012.

**Authorize Submission Of The Application Relating To Pierce County's Participation In The
Wisconsin Community Development Block Grant Housing Program**

WHEREAS, Federal monies are available under the Wisconsin Community Development Block Grant housing program, administered by the State of Wisconsin, Department of Administration, Division of Housing for the purpose of housing activities; and

WHEREAS, after due consideration, the County Board has recommended that an application be submitted to the State of Wisconsin for the following projects:

- 0% deferred payment housing rehabilitation loans to LMI owner-occupants
- 0% deferred loans to owners of LMI renter occupied units
- Handicapped accessibility improvements such as wheelchair ramps and wider doorways for LMI occupied dwellings
- Sewer and water laterals from the lot line to the LMI-occupied dwelling unit
- Wells and septic systems for LMI-occupied dwelling units
- Direct assistance to LMI households to facilitate and expand homeownership
- Conversion of structures into dwelling units affordable to LMI households
- Neighborhood code enforcement activities which will result in improvement to the structure
- Hazard mitigation activities such as flood proofing, landscaping to improve drainage, or sewer back flow prevention

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

WHEREAS, the County Board has reviewed the need for the proposed projects and the benefits to be gained therefrom.

NOW, THEREFORE BE IT RESOLVED, that the Pierce County Board of Supervisors does approve and authorize the preparation and filing of an application for the above-named projects.

BE IT FURTHER RESOLVED, that the County Board Chairperson is hereby authorized to sign all necessary documents on behalf of the County.

BE IT FURTHER RESOLVED, that the authority is hereby granted to the Housing Committee to take the necessary steps to prepare and file the appropriate application for funds under this program with this Resolution.

Dated this 14th day of February, 2012.

Adopting A Citizen Participation Plan

WHEREAS, Pierce County is applying for a Community Development Block Grant; and

WHEREAS, the State of Wisconsin Department of Administration and the U.S. Department of Housing and Urban Development require recipients of Community Development Block Grant monies to have in place a Citizen Participation Plan; and

WHEREAS, the Citizen Participation Plan shall encourage citizen participation (especially by persons of low to moderate income), provide citizens reasonable and timely access to local meetings and information, provide for technical assistance, provide for public hearings, provide for a complaint procedure and accommodate non-English speaking residents; and

WHEREAS, Pierce County has prepared and publicly reviewed the Citizens Participation Plan.

NOW, THEREFORE, BE IT RESOLVED the Board of Supervisors of Pierce County officially adopts the Citizen Participation Plan, attached as Exhibit "A".

Dated this 14th day of February, 2012.

RESOLUTION 11-33 EXHIBIT "A"
Citizen Participation Plan
Community Development Program - Pierce County

PURPOSE

In order for the Community Development program to operate effectively and to address the needs of the citizens of Pierce County, the entire population must be kept informed. The decision-making process must be open and consistent with state and federal regulations. To accomplish this, the following plan will be followed:

PROGRAM OVERSIGHT

1. The Community Development Program is administered by Pierce County or its appointed Designee by the authority of the Pierce County Board of Supervisors. The Community Development Committee will also serve in the capacity of the Citizen Participation Committee.

2. To insure responsiveness to the needs of its citizens, Pierce County or its appointed designee shall provide for and encourage citizen participation. Particular emphasis shall be given to participation by persons of low- and moderate-income (LMI) who are residents of blighted areas of the County.

CITIZEN PARTICIPATION COMMITTEE

1. A Citizen Participation Committee (CPC) shall be established. The CPC shall be responsible for coordinating and overseeing all required elements of this Citizen Participation Plan.

2. The CPC shall consist of at least five members appointed by the County Board Chairperson. The membership of the CPC shall be composed of persons representative of the community's demographics. This committee must include at least one LMI person. The committee members should also include representatives from the local government, real estate, banking and labor communities. All members must be residents of the County.

NOTICE OF HEARINGS

1. Official notice of hearings will be by public notice in the official newspaper two weeks preceding the hearing. In addition, the public notice shall be posted at the Pierce County Courthouse. These notices will include time, place and date of meeting, as well as a brief agenda.

2. For projects concentrated in a specific area or neighborhood, in addition to the above notification, notices shall be posted at locations of public gathering within the target area of the neighborhood.

3. All notifications of meetings and available assistance will be worded in such a way as to encourage LMI participation.

REQUIRED PUBLIC HEARINGS

Public hearings shall be held to obtain citizen views and enable residents to respond to proposals at all stages of the community development program, including the development needs, the review of proposed activities and the review program performance. Hearings shall be held after adequate notice, at times and locations convenient to potential or actual beneficiaries and with accommodations for the handicapped, and, if needed, for non-English speaking persons.

1. The first hearing will receive citizen views and provide an explanation of:

- a. Community development needs, objectives and strategies.
- b. The CDBG program including goals, objectives, application process, amount of funds available, timetable, eligible activities, etc.

2. The first hearing also will receive citizen views and provide a summary of proposed activities, including explanation of how they address community development needs and objectives.

3. The second hearing will receive citizen views and provide a review of the performance of the funded activities.

4. The first public hearing shall be held prior to the submission of the final application for funds. The second public hearing shall be held during the implementation of the program.

PROGRAM INFORMATION / FILES / ASSISTANCE

1. Technical assistance will be provided to any citizen who requests information about program requirements. Assistance with the application process will be provided by Pierce County or its appointed designee. Pierce County or its appointed designee will meet with citizens on request.
2. Pierce County or its appointed designee will maintain, in the official office of local government, a record of all citizen participation efforts including minutes of meetings, newspaper clippings, and copies of notices and brochures.
3. Citizens will be invited to make proposals regarding the application. If suitable proposals are submitted in writing, a written response will be provided within 15 days. Every effort will be made to respond to all proposals prior to the final action on that subject.
4. Citizens may petition or request in writing assistance or changes. Pierce County or its appointed designee will respond to all such requests within 15 days after the CPC has met to discuss the request.

COMPLAINTS

Pierce County or its appointed designee will handle citizen complaints about the program in a timely manner. Pierce County or its appointed designee will respond in writing to all written letters of complaint within 15 days after receipt of the complaint. The nature and disposition of verbal complaints will be reported in a complaint log. The first contact for complaints should be made to Pierce County or its appointed designee at the office of local government and then to the chief elected official.

In addition to the above procedure, any citizen wishing to object may complain directly to the following address:

Joanna Schumann
Department of Administration
Division of Housing
P.O. Box 7970
Madison, WI 53707-7970

NON-ENGLISH SPEAKING RESIDENTS

Pierce County or its appointed designee will regularly survey the community to identify non-English speaking persons and will make all special efforts to assure them equal opportunity in the citizen participation process.

RESOLUTION 11-34
Re-Authorization 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 workers 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 workers compensation was previously reauthorized in 2009 in Resolution 09-02; and

WHEREAS, the Finance and Personnel Committee, at its February 6, 2012 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 on a first reading; and

NOW, THEREFORE BE IT RESOLVED that the Pierce County Board of Supervisors does ordain 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 Coordinator to forward certified copies of this resolution to the Worker's Compensation Division, Wisconsin Department of Workforce Development.

Dated this 28th day of February, 2012.

RESOLUTION 11-35

Salary Adjustments For Elected Officials: County Clerk, Treasurer, and Register Of Deeds 2013-2016

WHEREAS, on February 6, 2012, the Finance & Personnel Committee did duly consider the existing salaries of the County Clerk, Treasurer, and Register of Deeds of Pierce County; and

WHEREAS, the Finance & Personnel Committee recommends that the current 2012 salaries for the County Clerk, Treasurer, and Register of Deeds be adjusted 1.25% effective 01-01-13, 1.25% effective 01-01-14, 1.25% effective 01-01-15 and 1.25% effective 01-01-16. Thus, the following gross salaries (less applicable taxes, withholdings, Wisconsin Retirement System contributions for elected officials, and other deductions as required by applicable state or federal law, as such law may be amended), shall be established:

	<u>2012</u>	<u>2013</u>	<u>2014</u>	<u>2015</u>	<u>2016</u>
County Clerk	\$ 55,323	\$ 56,015	\$ 56,715	\$ 57,424	\$ 58,142
Register of Deeds	\$ 55,323	\$ 56,015	\$ 56,715	\$ 57,424	\$ 58,142
Treasurer	\$ 55,323	\$ 56,015	\$ 56,715	\$ 57,424	\$ 58,142

WHEREAS, the Finance & Personnel Committee recommends that the elected officials be offered the opportunity to participate in the County's health insurance plan under the same terms and with the same premium contribution levels as non-represented employees, as may be amended by the County for non-represented employees.

NOW, THEREFORE BE IT RESOLVED, by the Pierce County Board of Supervisors that in addition to base salary adjustments, less taxes and withholdings, as identified above, with respect to elected officials, the extent that their base salaries will be increased effective 1-01-2013 and beyond, said officials shall offered corresponding benefits, based on salary, in accord with the County's existing plan, and shall be offered health insurance coverage under the same terms as non-represented employees.

Dated this 28th day of February, 2012.