

**REGULAR SESSION  
of the  
JACKSON COUNTY BOARD OF SUPERVISORS**

**December 21, 2009**

The Regular Session of the Jackson County Board of Supervisors was called to order at 5:30 P.M., on Monday, December 21, 2009, at the Jackson County Courthouse in the County Board Room by Chairman Eberhardt.

The Pledge of Allegiance was given.

County Clerk, Kyle Deno, took roll call with all 19 members present.

Chairman Eberhardt asked if there were any corrections or additions to the minutes of the previous meeting. Supervisor Ferries made a motion to approve the minutes and this was seconded by Supervisor Evenson. Voice vote was taken with 19 present voting Aye.

**NOTICE OF CLAIM  
PURSUANT TO §893.80, WIS. STATS.**

To: Kyle Deno  
Jackson County Clerk  
307 Main Street  
Black River Falls, WI 54615

Attorney Mark C. Skolos  
Jackson County Corporate Counsel  
Skolos & Millis, S.C.  
107 Main Street  
Post Office Box 219  
Black River Falls, WI 54615-0219

**Claimants:** Notice of Claim pursuant to sec. 893.80 Wis. Stats., is hereby given by:

BRAD and SUSAN MADIGAN  
6626 Hyslop Road  
Dane, Wisconsin 53529

RICHARD D. MADIGAN, individually, and  
as Trustee of the RICHARD D. MADIGAN  
REVOCABLE LIVING TRUST  
4966 North Sherman Avenue, Unit H  
Madison, WI 53705

and

SHIRLEY A. MADIGAN  
Post Office Box 81  
Waunakee, WI 53597-0081.

**Facts:**

In 1981, the above stated Claimants entered into a land contract to purchase land in Jackson County, Wisconsin, as further described below. In 1995, the Claimants received a warranty deed for the property in satisfaction of the land contract and are the owners of the following described property located in Section Nine, Township Nineteen North, Range Five East in Jackson County, Wisconsin:

The East One-Half of the North West Quarter, EXCEPT that part of the South East Quarter of the North West Quarter described as follows: Beginning at a point on the East line of the aforesaid quarter-quarter, 346.0 feet North from the Southeast corner thereof, thence West at right angles to said line 150 feet, thence North parallel with the said East line 220 feet, thence East parallel with the South line of this description 150 feet to the said East line of this quarter-quarter, thence South on the said east line 220 feet to the point of beginning; and that part of the West One-Half of the North West Quarter lying East of Douglas Mill Pond, also that part of the said West One-Half of the North West Quarter lying Easterly of Douglas Creek. (Emphasis added).

In this legal description, Douglas Creek and Douglas Mill Pond define the western border of the Claimants' property in the West one half of the Northwest quarter.

In Wisconsin, unless there is an obvious contrary statement, where the boundary of a property is a stream, the owner owns the property to the center of the bed of the stream. Allen v. Weber, 80 Wis. 531, 50 N.W.514, 515 (Wis. 1891). *See also* Munninghoff v. Wisc. Conserv. Comm'n, 255 Wis. 252, 38N.W.2d 712 (1949), the owner of the banks of the stream owns the bed. Claimants' property clearly extends to the thread of Douglas Creek. According to eyewitness reports and physical evidence, Douglas Creek changed physical location in the late 1970's or early 1980's due to flooding. According to the doctrine of avulsion (an abrupt change in the course of a stream that forms the boundary between two parcels of land), the property line remains at the original course of the river. Baldwin v. Anderson, 40 Wis. 2d 33, 45-46, 161 N.W.2d 553 (1968). In 2003 a dispute between Claimants and William and Cynthia Friese as to the original location of Douglas Creek (which defines the border between their respective properties) resulted in an agreement defining a boundary line between the properties.

In 1985 Jackson County took a tax deed to the land described as follows:

The Northwest Quarter of the Northwest Quarter of Section 9, Township 19 North, Range 5 West, in Jackson County, Wisconsin, EXCEPT the following parcels:

1. That part of the Northwest Quarter of the Northwest Quarter lying east of the Douglas mill Pond, containing ten acres, more or less, the said tract being fenced, used and occupied as a part of the "Pernelle Trondson Farm" as described in the

Warranty Deed recorded in Volume 221 of Records [sic] on Page 713, from Chester & Marian Brown to Jack & Janet Rand.

2. That part of the Northwest Quarter of the Northwest Quarter lying west of The Douglas Mill Pond; described in the Warranty Deed from Lulu Hart to William & Cynthia Freise, recorded in Volume 238 of Records on Page 709.

3. A part of the Northwest Quarter of the Northwest Quarter described as follows: beginning at the northwest corner of section 9, thence S 59° E 470' to a four-inch square concrete post on the west bank of Douglas Creek; thence continuing on the same bearing 15' to the center of said creek 250' to the north line of section 9, thence west on the said section line 405' to the point of beginning; and containing approximately 1.1 acres of land.

(Real Property Lister's NOTE: This parcel of land is also described as Lot 1 of CSM 323. This survey was ordered by Ruth V. Jean after the Warranty Deed from William & Cynthia Friese to Ruth V. Jean was signed in January of 1978 was recorded in Volume 232 of Records on Page 144. The description on the Warranty Deed and the Certified Survey Map do not match).

This tax deed does not attempt to define the property being conveyed. It gives Jackson County title to all property in this Northwest quarter of the Northwest quarter of Section 9 except the property owned by the Claimants (1), the Frieses (2), and Ruth Jean (3). The properties of Claimants, Frieses and Ruth Jean are the entire quarter quarter, leaving no property transferred pursuant to the tax deed described above.

Douglas Mill Pond, which was in the Southwest quarter of the Northwest quarter, was created by the damming Douglas Creek in the 1800's. Douglas Mill Pond was drained when the Douglas Creek dam was removed in 1990. Ownership of the bed of an artificial lake belongs to the owner of the land which is flooded. Mayer v. Grueber, 29, Wis. 2d 168, 177 (1965). The current owners of the land flooded by Douglas Mill Pond are unknown, but presumably are the heirs of Mr. Douglas who owed the property when Douglas Creek was dammed.

In 2002 Claimants hired a licensed surveyor with extensive experience in these matters to determine the boundaries of their property as defined in their deed and as affected by everything that happened since. Based on numerous historical photographs, interviews, physical evidence and property elevations the surveyor determined the location of Jackson Creek and Jackson Mill Pond, and determined that Claimants own the property shown on the survey which is attached.

**Nature of Claim: Declaration of Interest in Property.**

Claimants own:

A parcel of land located in the Northwest Quarter of Section 9, Town 19 North, Range 5 West, Jackson County, Wisconsin described as follows:

Commencing at the North Quarter Corner of said Section 9, said North Quarter Corner also being the Point of Beginning for this description, Thence S00°21'44"E, 2102.70' along the easterly line of said Northwest Quarter to the northeasterly corner of the exception described in



I hereby certify that the above-named Brad and Susan Madigan appeared before me and personally swore on oath that the matters contained herein were true and affixed their signatures to the above Notice of Claim affirming its truthfulness this 15<sup>th</sup> day of October 2009.

s/Ramona Wipperfurth  
July 11, 2010  
My Commission expires

Dated this 15 day of October, 2009.

s/Richard A. Madigan  
Richard Madigan, individually and as  
Trustee of the Richard D. Madigan  
Revocable Living Trust

STATE OF WISCONSIN    )  
  )SS  
COUNTY OF Dane        )

I hereby certify that the above-named Richard Madigan appeared before me and personally swore on oath that the matters contained herein were true and affixed his signature to the above Notice of Claim affirming its truthfulness this 15<sup>th</sup> day of October 2009.

s/Ramona Wipperfurth  
July 11, 2010  
My Commission expires

Dated this 15 day of October, 2009.

s/ShirleyMadigan

STATE OF WISCONSIN    )  
  )SS  
COUNTY OF Dane        )

I hereby certify that the above-named Shirley Madigan appeared before me and personally swore on oath that the matters contained herein were true and affixed her signature to the above Notice of Claim affirming its truthfulness this 15<sup>th</sup> day of October 2009.

s/Ramona Wipperfurth  
July 11, 2010  
My Commission expires

Supervisor Amo made a motion to Deny the Notice of Claim. This was seconded by Supervisor Stevens. Voice vote was taken with 19 present voting Aye. Claim denied.

Chairman Eberhardt introduced the Miss Jackson County Court, Cassie Olson, Miss Jackson County, Jamie Pfaff, 1<sup>st</sup> Attendant and Fawn Jessie, 2<sup>nd</sup> Attendant. They each spoke briefly about the Jackson County Fair.

Chairman Eberhardt introduced Judge Lister who was present to update the Board on his budget. He also spoke about the increase in workload and work space options for his office.

RESOLUTION NO. 75-12-09

TO: HONORABLE COUNTY BOARD OF SUPERVISORS

RE: **APPROVAL OF ASSISTANT TO JUDICIAL ASSISTANT/DEPUTY REGISTER IN PROBATE FROM PART-TIME TO FULL TIME**

WHEREAS, the position of Assistant to Judicial Assistant/Register in Probate was financially approved to go from part-time to full-time in the 2010 budget; and,

WHEREAS, County Ordinance Chapter 4 requires a resolution for a position changing from part-time to full-time.

WHEREAS, the job description and financial impact for this position is attached,

NOW THEREFORE BE IT RESOLVED, the Honorable Jackson County Board of Supervisors approves the position of Assistant to Judicial Assistant/Register in Probate to go from part-time, 4 days per week to full-time, 5 days per week. This resolution is effective January 1, 2010.

Respectfully Submitted,

EXECUTIVE AND FINANCE COMMITTEE  
s/Dennis Eberhardt  
s/Jeff Amo  
s/Donald Evenson  
s/William Cornell  
s/Gary Olson

PERSONNEL/BARGAINING COMMITTEE  
s/Lois Ferries  
s/Dennis Eberhardt  
s/James Olson  
s/William Cornell  
s/Roger Stevens  
s/John Bahnub  
s/Gary Olson

Supervisor Bahnub made a motion to adopt this resolution. This was seconded by Supervisor James Olson. Discussion took place. Voice vote was taken with 19 present voting Aye.

RESOLUTION 76-12-09

RE: Workstation for Register in Probate/Circuit Judge Office

WHEREAS, the Register in Probate/Circuit Judge's office is requesting an additional secretarial workstation for a support staff employee, who will be working in the office approximately 16 hours per week as of January 1, 2010 and an expansion of one of the current workstations in the office to provide more work space for the employee; and,

WHEREAS, the new workstation will be similar in construction to the two other workstations in the office which have been previously reviewed by our third party Risk Management for ergonomic standards; and,

WHEREAS, the budget for the Register in Probate/Circuit Judge does not have money available in the capital equipment line for the purchase of the workstation; and,

WHEREAS, the Executive and Finance Committee recommends the funds for the purchase of the workstation from Staples at a cost of \$3,646.48 come from the contingency fund.

NOW THEREFORE BE IT RESOLVED that the Jackson County Board of Supervisors approves transferring \$3,646.48 from the Contingency fund to the Register in Probate/Circuit Judge's budget to cover the cost of the new workstation.

Respectfully Submitted:  
Executive and Finance Committee

s/Dennis Eberhardt  
s/Jeff Amo  
s/Donald Evenson  
s/William Cornell  
s/Gary Olson

Supervisor Gary Olson made a motion to adopt this resolution. This was seconded by Supervisor Stoker. Discussion took place. Voice vote was taken with 19 present voting No. This resolution was referred back to the Property Committee.

Resolution No. 77-12-09

**TO: The Honorable Jackson County Board of Supervisors**

**RE: Department of Health and Human Services Annual List of Contracted Services**

**Whereas**, the Department of Health and Human Services has submitted the fiscal year 2010 budget; and

**Whereas**, Jackson County approval of next year's budget includes the expenditures and revenues of the Department of Health and Human Services; and

**Whereas**, the Department contract list includes contractors who exhibit specialized services, expertise, efficiencies of cost and quality; and

**Whereas,** the Department's reliance on contracts to provide said services also creates strong public to private business partnerships,

**Now, Therefore Let It Be Resolved** that effective January 1, 2010 the Jackson County Department of Health and Human Services contract list as attached, be approved by the Jackson County Board of Supervisors on this 21<sup>st</sup> day of December 2009.

Health and Human Services Committee

s/Lois Ferries  
s/Roger Stevens  
s/Shirley Sahr

s/Ron Carney

Executive and Finance Committee

s/Dennis Eberhardt  
s/William Cornell

s/Jeff Amo  
s/Gary Olson

s/Donald Evenson

***Jackson County Department of Health Human Services  
FY 2010 Contract List***

<b><i>Contract #</i></b>	<b><i>Vendor Name</i></b>	<b><i>Service Provided</i></b>	<b><i>Amount</i></b>
27-10-5821	ANU FAMILY SERVICES, INC	TREATMENT FOSTER CARE	\$ 96,822.24
27-10-4193	BADGERLAND YOUTH SERVICES, INC.	NONSECURE, TFC	\$ 1,200.00
27-10-0023	BLACK RIVER MEMORIAL HOSPITAL	B-3, SENIOR MEALS, MH, LIFELINE	\$ 93,000.00
27-10-2980	BOLTON REFUGE HOUSE	CASE MANAGEMENT	\$ 2,500.00
27-10-3028	BROTOLOC HEALTH CARE SYSTEM, INC.	COMMUNITY BASED RESIDENTIAL	\$ 176,680.00
27-10-5441	CHILDREN'S SERVICE SOCIETY OF WI	FAMILY INTER-ACTIONS, SUPV. VISITATION	\$ 72,885.00
27-10-4114	CR SOLUTIONS	INFORMATION TECHNOLOGY	\$ 2,500.00
27-10-0115	DAL CERRO, PHD/STEPHEN	PSYCHOLOGICAL ASSESSMENTS	\$ 4,500.00
27-10-9325	EAU CLAIRE ACADEMY	FOSTER CARE/EVALUATIONS COMMUNITY SUPPORT PROGRAM	\$ 18,167.40
27-10-1976	FAMILY & CHILDREN'S CENTER	OUTPATIENT THERAPY	\$ 664,329.00
27-10-6278	FAMILY SOLUTIONS ASSOCIATES, LLP	IN-HOME FAMILY THERAPY	\$ 28,750.00

27-10-6609	FRANCISCAN SKEMP HEALTHCARE	MH/AODA/DETOX	\$ 53,000.00
27-10-6013	Government & Industry Technologies (GIT)	INFORMATION TECHNOLOGY	\$ 10,719.00
27-10-2005	GUNDERSEN LUTHERAN ADMINISTRATIVE SERVICES, INC.	GREAT RIVERS 2-1-1	\$ 6,561.00
27-10-1260	GUNDERSEN LUTHERAN MEDICAL CENTER, INC.	MH/AODA/DETOX	\$ 13,500.00
27-10-6753	HIXTON BLUE COLLAR CAFÉ	MEAL PROVIDER	\$ 14,000.00
27-10-3394	JACKSON COUNTY CIRCUIT COURT	COMMUNITY SERVICES PROGRAM	\$ 8,700.00
27-10-0475	KIM'S INN, LLC	MEAL PROVIDER	\$ 25,000.00
27-10-0092	KROHN CLINIC, LTD	MENTAL HEALTH	\$ 8,000.00
27-10-6717	KYSER/LINDA L.	WIC PROGRAM	\$ 23,882.00
27-10-2818	L AND M CAFÉ LLC	MEAL PROVIDER	\$ 15,000.00
27-10-0386	LA CROSSE CO. HUMAN SERVICES	WESTERN REGIONAL ADOLESCENT CENTER	\$ 36,500.00
27-10-1278	LUTHERAN SOCIAL SERVICES OF WI & UPPER MICHIGAN, INC.	ADULT DAY SERVICES, CHILDREN SERVICES	\$ 351,322.68
27-10-4591	MERRILLAN CAFÉ	MEAL PROVIDER	\$ 47,000.00
27-10-9270	MEYER/KARLA	FOSTER CARE COORDINATOR	\$ 20,000.00
27-10-6922	MODJESKI/AMY	WIC PROGRAM	\$ 27,999.00
27-10-6312	MOORE GENUINE CARE, LLC	SHC	\$ 27,690.00
27-10-4350	NEW VISIONS TREATMENT OF WI INC.	FOSTER CARE	\$ 2,530.00
27-10-3943	NORTHWEST PASSAGE LTD.	RESIDENTIAL CARE CENTER	\$ 33,450.00
27-10-6396	O'BRIEN & ASSOCIATES	FRAUD, PROGRAM INTEGRITY	\$ 1,604.00
27-10-5462	OPLET/TARA	BIRTH TO THREE	\$ 1,000.00
27-10-6410	RAJALA/JAMES	BIRTH TO THREE	\$ 1,600.00
27-10-0114	RIVERFRONT, INC	SUPPORTED EMPLOYMENT, MESSENGER SERVICE, JANITORIAL SERVICE	\$ 13,000.00
27-10-2929	SALUCARE	BIRTH TO THREE	\$ 12,000.00
27-10-1389	SENIOR SERVICES OF TREMPEALEAU COUNTY	MEAL PROVIDER	\$ 1,500.00
27-10-3286	ST. JOSEPH HOSPITAL – CHIPPEWA FALLS	MH/AODA/DETOX	\$ 17,000.00
27-10-6650	SUN MONITORING JUSTICE SERVICES, INC	ELECTRONIC MONITORING SERVICES	\$ 1,000.00
27-10-0118	TREMPEALEAU COUNTY HEALTH CARE CENTER	MENTAL HEALTH, IMD	\$ 200,750.00

27-10-5789	VILLAGE CAFÉ	HOME DELIVERED MEALS	\$ 4,000.00
27-10-9999	VTBD- VENDOR TO BE DETERMINED	VTBD See Attachment A	\$ 583,862.68
27-10-5975	WEST CENTRAL WI BEHAVIORAL HEALTH	MH/AODA OP COUNSELING	\$ 37,500.00
27-10-5795	WOODGREEN ESTATES, INC	ADULT FAMILY HOME	\$ 73,000.00
<b>Grant Total:</b>			<b>\$ 2,834,004.00</b>

**Attachment A**

**Jackson County Department of Health and Human Services  
FY 2010 VTBD Contract List**

Account Name	Comments	Amount
III E Family Caregiver	Aging	\$13,525.00
Elder Abuse Pur	Aging	\$7,642.00
Kinship Benefits	C&F	\$81,433.00
YA SC Purchased	C&F	\$163,302.60
Youth IL Purchased	C&F	\$7,599.00
YA AODA	C&F	\$5,095.00
Safe & Stable Fam Purchase	C&F	\$36,050.00
SS Base Purchased	C&F	\$9,070.08
WiSACWIS Purchased	C&F	\$960.00
Family Support Purchased	C&F	\$3,399.00
Meth Grant Collaborative P	C&F	\$15,000.00
CLTSW Pur	C&F	\$14,192.00
YIL Vouchers (Education/Tra	C&F	\$605.00
Homelessness Prev Prgm Pur	AS	\$6,198.00
Meth. Prev. Stregth. Fam.	AS	\$4,000.00
ALZ Purchased	AS	\$9,516.00
AODA Block Purchased	AS	\$26,500.00
AS Base Purchased	AS	\$164,857.00
WIC Purchased	WIC	\$9,419.00
PHN 0-3 Purchased	PHN 0-3	\$5,500.00
<b>Sub-Total</b>		<b>\$583,862.68</b>

Supervisor Ferries made a motion to adopt this resolution. This was seconded by Supervisor Evenson. Todd Bowen, Department of Health and Human Services Director, was present for questions. Discussion took place. Voice vote was taken with 19 present voting Aye.

**Resolution # 78-12-09  
Aid for Development of County Fish and Game Projects**

**WHEREAS**, Jackson County is eligible to receive \$2,691.00 in matching funds for the purpose of development projects related to fish and game on County Forest lands, and

**WHEREAS**, The Jackson County Forestry and Parks Department intends to use this money to construct a public access for canoeing on the East Fork of the Black River, and

**WHEREAS**, monies for matching funds are included in the 2010 Forestry budget.

**NOW THEREFORE BE IT RESOLVED** that the Jackson County Board of supervisors allow the Forestry and Parks Department to apply for the \$2,691.00 available through the State of Wisconsin.

**BE IT FURTHER RESOLVED** that Jon Schweitzer is authorized to administer this grant.

Respectfully submitted  
**Jackson County Parks Committee**

s/William Cornell – Chair  
s/Gary Olson

s/Charles Jensen

s/Don Evenson  
s/Norm Stoker

**Executive and Finance Committee**

s/Dennis Eberhardt-Chair  
s/Gary Olson

s/William Cornell

s/Jeffrey Amo  
s/Don Evenson

Supervisor Aldach made a motion to adopt this resolution. This was seconded by Supervisor Cornell. Jim Zahasky, Forestry Administrator, was present for questions. Discussion took place. Voice vote was taken with 19 present voting Aye.

RESOLUTION NO: 79-12-09

WITHDRAWAL OF LANDS FROM THE COUNTY FOREST

TO THE HONORABLE JACKSON COUNTY BOARD OF SUPERVISORS:

**WHEREAS**, Ranger Cranberry are owners of a cranberry bed that is encroached on to County Forest Land.

Described as: Outlot “B” of Certified Survey Map Number 3436, recorded in Volume 14 of Certified Survey Maps on page 224 as Document Number 353185; located in the Northeast Quarter of the Northwest Quarter of Section 20, T22N-R1E, Town of City Point, Jackson County, Wisconsin.

Said parcel contains 2.058 acres of land of land more or less.

**WHEREAS**, the owners have agreed to a 3 for 1 trade along other conditions set by the Forestry and Parks Committee to resolve the encroachments.

WHEREAS, Jackson County will not retain the hunting and fishing rights due to the location of the fence and cranberry beds making it impracticable to exercise those rights. All normal property rights will be transferred to the land owners and their successors and or assigns, and,

WHEREAS, the parcel of County Forest Land must be withdrawn from the County Forest Law before it can be traded:

BE IT FURTHER RESOLVED, that the parcel, upon successful withdrawal, be traded to Ranger Cranberry for a 6.174 acre parcel.

Described as: Outlot "A" of Certified Survey map (C.S.M.) Number 3446, recorded in Volume 14 C.S.M., page 242 as Document No. 353704. Located in the NE ¼ - NE ¼ and NW ¼ - NE ¼ of Section twenty-one (21), T22N-R1E, Town of City Point, Jackson County, Wisconsin.

Said parcel will be entered into the County Forest Law.

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF SUPERVISORS FOR JACKSON COUNTY AS FOLLOWS: that Jackson County make application to the Wisconsin Department of Natural Resources for withdrawal of the above described 2.058 acre parcel within the provisions of Chapter 28.11, Wisconsin Statutes.

Respectfully Submitted:

**Jackson County Forestry and Parks Committee:**

s/William Cornell, Chairman  
s/Gary Olson  
s/Charles Jensen  
s/Norm Stoker  
s/Don Evenson

**Executive & Finance Committee:**

s/Dennis Eberhardt, Chairman  
s/Gary Olson  
s/Don Evenson  
s/Jeff Amo  
s/William Cornell

Supervisor Stoker made a motion to adopt this resolution. This was seconded by Supervisor Jensen. Jim Zahasky, Forestry Administrator, was present for questions. Discussion took place. Voice vote was taken with 19 present voting Aye.

**RESOLUTION NO. 80-12-09**

**TO: HONORABLE MEMBERS OF THE JACKSON COUNTY BOARD OF SUPERVISORS**

**RE: Participation in the Wisconsin Regional Orthophotography Consortium (WROC) 2010 Aerial Photo Project.**

WHEREAS, the Wisconsin Regional Orthophotography Consortium was formed to facilitate a cooperative approach for orthoimagery data to be acquired between local, regional, state and federal entities for a reduced cost; and

WHEREAS, the Wisconsin Regional Orthophotography Consortium went through a quality-based selection process in May 2008 to select a mapping and imagery consultant and has selected Ayres Associates Inc. for the 2010 WROC program; and

WHEREAS, digital imagery is a very valuable asset to all land information users in Jackson County including the Emergency Management, Forestry and Parks, GIS/Property Listing, Highway, Land Conservation, Law Enforcement, and Zoning Departments; and

WHEREAS, improved leaf-off imagery will be essential to the discovery of untaxed parcels and improvements; and

WHEREAS, it would cost Jackson County approximately \$60,000.00 to \$80,000.00 to acquire this imagery independently;

THEREFORE, BE IT RESOLVED, that Jackson County Clerk Kyle Deno is hereby authorized to enter into a contract with Ayres Associates Inc. to participate in 2010 WROC program at a cost not to exceed \$40,000.00.

BE IT FURTHER RESOLVED, that \$30,000.00 of the expense shall be paid from Land Information Program grant funds and \$5,000.00 from the Jackson County Highway Department and \$5,000.00 from the Jackson County Forestry and Parks Department funds.

BE IT FURTHER RESOLVED, that Jackson County Clerk Kyle Deno is hereby authorized to enter into any amendment to the original contract with Ayres Associates Inc. regarding the 2010 WROC program not to exceed the original \$40,000.00.

RESPECTFULLY SUBMITTED BY:

Jackson County Zoning and  
Land Information Committee

s/Gary Olson, Chairman  
s/Don Evenson  
s/Gaylord Olson  
s/Norman Stoker  
s/James Olson

Jackson County Executive and  
Finance Committee

s/Dennis Eberhardt, Chairman  
s/Jeff Amo  
s/Don Evenson  
s/Gary Olson  
s/William Cornell

Supervisor Amo made a motion to adopt this resolution. This was seconded by Supervisor Gaylord Olson. Tim Jeatran, County Surveyor, was present for questions. Discussion took place. Voice vote was taken with 19 present voting Aye.

RESOLUTION NO. 81-12-09

TO: HONORABLE COUNTY BOARD OF SUPERVISORS

RE: **APPROVAL TO HIRE NON-UNION PATROL SERGEANT – 2010 VACANCY**

WHEREAS, County Board Resolution – Hiring Moratorium for Jackson, # 82-12-08 passed at the December board meeting requires a resolution for request to fill a vacancy; and,

WHEREAS, the retirement of Sergeant Michael Haldeman from the Jackson County Sheriff's Office Patrol Division, effective December 31, 2009, will create a vacancy; and,

WHEREAS, this vacancy is critical to the operations of the Sheriff's Office and funds have been budgeted in 2010 for this full-time position; and,

WHEREAS, the Jackson County Sheriff and Jackson County Law Enforcement Committee is requesting to start the recruitment process prior to January 1, 2010 to assist with filling this vacancy; and

WHEREAS, the job description and financial impact for this position is attached,

NOW THEREFORE BE IT RESOLVED, the Honorable Jackson County Board of Supervisors approves the internal and external recruitment and hiring of the vacated Non-Union Patrol Sergeant position.

Respectfully Submitted,

LAW ENFORCEMENT COMMITTEE  
s/Chuck Jensen  
s/Jeff Amo  
s/James Olson  
s/Lois Ferries  
s/Steve Aldach

PERSONNEL/BARGAINING COMMITTEE  
s/Lois Ferries  
s/Dennis Eberhardt  
s/Gary Olson  
s/James Olson  
s/Roger Stevens  
s/William Cornell

EXECUTIVE & FINANCE  
s/Dennis Eberhardt  
s/Jeff Amo  
s/Donald Evenson  
s/William Cornell  
s/Gary Olson

Supervisor Jensen made a motion to adopt this resolution. This was seconded by Supervisor Amo. Sheriff Waldera was present for questions. Discussion took place. Voice vote was taken with 19 present voting Aye.

RESOLUTION NO. 82-12-09

TO: THE HONORABLE COUNTY BOARD OF SUPERVISORS

RE: JACKSON COUNTY TRIBAL LAW ENFORCEMENT GRANT

WHEREAS, Jackson County has annually applied for funding from the State of Wisconsin to be used to partially assist with Tribal Law Enforcement; and,

WHEREAS, in order to receive these funds, it is necessary for the Jackson County Board of Supervisors to officially request the funding from the State of Wisconsin by the passage of a formal resolution; and,

WHEREAS, the Ho-Chunk Nation must also formally pass a resolution supporting this grant as required by the State of Wisconsin; and,

THEREFORE BE IT RESOLVED, The Honorable County Board of Supervisors hereby requests a Tribal Law Enforcement Grant for the calendar year 2010 to be used to partially assist with Tribal Law Enforcement in conjunction with the Ho-Chunk Nation.

Respectfully submitted:

Law Enforcement Committee

s/Chuck Jensen  
s/Jeff Amo  
s/James Olson  
s/Lois Ferries  
s/Steve Aldach

Executive and Finance Committee

s/Dennis Eberhardt  
s/Jeff Amo  
s/Donald Evenson  
s/William Cornell  
s/Gary Olson

Supervisor Ferries made a motion to adopt this resolution. This was seconded by Supervisor Sahr. Sheriff Waldera was present for questions. Discussion took place. Voice vote was taken with 19 present voting Aye.

**Resolution 83-12-09**

**RESOLUTION PETITIONING  
THE SECRETARY OF TRANSPORTATION  
FOR AIRPORT IMPROVEMENT AID  
BY**

**County Board of Supervisors  
Jackson County, Wisconsin**

WHEREAS, Jackson County, Wisconsin hereinafter referred to as the Sponsor, being a municipal Body Corporate of the State of Wisconsin, is authorized by law (sec. 114.11, Wis. Stats.) to acquire, establish, construct, own, control, lease, equip, improve, maintain, and operate an airport, and

WHEREAS, the Sponsor desires to develop or improve the Black River Falls Airport, Jackson County, Wisconsin,

**“PETITION FOR AIRPORT PROJECT”**

WHEREAS, airport users have been consulted in formulation of the improvements included in this Resolution, and

WHEREAS, a public hearing was held prior to the adoption of this petition in accordance with Chapter 114.33(2) as amended, and a transcript of the hearing is transmitted with this petition, and

THEREFORE, BE IT RESOLVED, By the Sponsor that a petition for Federal and (or) State Aid in the following form is hereby approved:

The petitioner, desiring to sponsor an airport development project with Federal and State Aid or State Aid only, in accordance with the applicable State and Federal laws, respectfully represents and states:

1. That the airport, which it is desired to develop, should generally conform to the requirements for a general aviation type airport as defined by the Federal Aviation Administration.
2. The character, extent, and kind of improvements desired under the project are as follows: purchase and install AWOS (Automated Weather Observations System); sealcoat airport pavements; obstruction removal; clear and maintain runway approaches as stated in Transportation Administrative Code Chapter 55; and any necessary related work.
3. That the airport project, which your petitioner desires to sponsor, is necessary for the following reasons: to meet the existing and future needs of the airport.

WHEREAS, it is recognized that the improvements petitioned for as listed will be funded individually or collectively as funds are available, with specific project costs to be approved as work is authorized, the proportionate cost of the airport development projects described above which are to be paid by the Sponsor to the Secretary of the Wisconsin Department of Transportation (hereinafter referred to as the Secretary) to be held in trust for the purposes of the project; any unneeded and unspent balance after the project is completed is to be returned to the Sponsor by the Secretary; the Sponsor will make available any additional monies that may be found necessary, upon request of the Secretary, to complete the project as described above; the Secretary shall have the right to suspend or discontinue the project at any time additional monies are found to be necessary by the Secretary, and the Sponsor does not provide the same; and

WHEREAS, the Sponsor is required by law (sec. 114.32(5), Wis. Stats.) to designate the Secretary as its agent to accept, receive, receipt for and disburse any funds granted by the United States under the federal Airport and Airway Improvement Act, and is authorized by law to designate the Secretary as its agent for other purposes.

**“DESIGNATION OF SECRETARY OF TRANSPORTATION AS SPONSOR’S AGENT”**



**RESOLUTION 84-12-09**

**RESOLUTION DESIGNATING PUBLIC DEPOSITORY AND AUTHORIZING  
WITHDRAWAL OF COUNTY, CITY, VILLAGE, TOWN OR  
SCHOOL DISTRICT MONEYS**

COUNTY OF JACKSON-ANIMAL SHELTER/ERICKSON, Wisconsin

RESOLVED, that Jackson County Bank (the "Bank"), qualified as a public depository under Ch. 34, Wis. Stats., is hereby designated as a depository in which the funds of this Municipality may from time to time be deposited; that the following described account(s) be opened and maintained in the name of this Municipality with the Bank subject to the rules and regulations of the Bank from time to time in effect; that the person(s) and the number thereof designated by title opposite the following designation of account(s) is hereby authorized, for and on behalf of this Municipality, to sign order checks as provided in §66.0607(3), Wisconsin Statutes, for payment or withdrawal of money from said account(s) and to issue instructions regarding the same and to endorse for deposit, negotiation, collection or discount by Bank any and all checks, drafts, notes, bills, certificates of deposit or other instruments or orders for the payment of money owned or held by said Municipality; that the endorsement for deposit may be in writing, by stamp, or otherwise, with or without designation of signature of the person so endorsing; and that any officer, agent or employee of this Municipality is hereby authorized to make oral or written requests of the Bank for the transfer of funds or money between accounts maintained by this Municipality at the Bank.

Name or Type of Account	Number of Signatures Required	Type or Print Titles of Authorized Persons
CD# 28104	2	Clerk, Treasurer s/Carol Bue, Treasurer Clerk, Treasurer s/Kyle Deno, County Clerk

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This Resolution includes all of the provisions on the reverse side.

This is to certify, that the foregoing is a true and correct copy of resolutions duly and legally adopted by the governing body of the Municipality at an open legal meeting held on the 21<sup>st</sup> day of December, and said resolutions are now in full force and effect.

Signed and sealed this 21<sup>st</sup> day of  
December, 2009.  
s/Kyle Deno, Clerk

The undersigned member of the governing body not authorized to sign order checks certifies that the foregoing is a correct copy of a resolution passed as therein set forth.

s/Dennis Eberhardt  
Title: County Board Chairman

Supervisor Evenson made a motion to adopt this resolution. This was seconded by Supervisor Stevens. Voice vote was taken with 19 present voting Aye.

Chairman Eberhardt introduced Terry Schmidt, Zoning Administrator, to give a brief update on the Smart Growth Planning that is going on in Jackson County.

Supervisor Sahr made a motion to temporarily suspend the rules and read the following Zoning Petition changes only one time. This was seconded by Supervisor Stevens. Voice vote was taken with 19 present voting Aye.

**Petition # 2009-47**  
**Town of Melrose**

### **REPORT OF THE ZONING COMMITTEE**

TO THE JACKSON COUNTY BOARD OF SUPERVISORS:

The Jackson County Zoning Committee, having considered Petition #2009-47 to amend the Jackson County Zoning Ordinance filed by Dennis Ott on the day of September 25, 2009 to change the Official Zoning Map from the A-2 (Forestry and Limited Agriculture) District to the R-2 (Residential) District on the following described lands:

On property located in the NW1/4-NE1/4, Section 28, T19N, R5W, Town of Melrose, Jackson County, WI. The request is to change 1.5 acres of the Official Zoning Map from the A-2 (Forestry and Limited Agriculture) District to the R-2 (Residential) District for the construction of a replacement single family home.

Located in the Town of Melrose, and having held public hearing thereon pursuant to Sec. 59.97(5)(e), Wis. Stats., notice thereof having been sent as provided by law, and being duly informed of the facts pertinent to the changes proposed, and duly advised of the wishes of the people in the area affected, hereby recommends as follows:

That the zone change be Approved.

Dated this 12<sup>th</sup> day of November, 2009.

JACKSON COUNTY ZONING COMMITTEE  
BY: s/Gary Olson, Chairman

Motion was made by Supervisor Stevens to accept this zone change. This was seconded by Supervisor James Olson. Voice Vote was taken with 19 present voting Aye.

**Petition # 2009- 50**  
**Town of Knapp**

**REPORT OF THE ZONING COMMITTEE**

TO THE JACKSON COUNTY BOARD OF SUPERVISORS:

The Jackson County Zoning Committee, having considered Petition #2009-50 to amend the Jackson County Zoning Ordinance filed by Borek Cranberry Marsh Inc., owner and Christopher Borek, agent on the day of November 12, 2009 to change the Official Zoning Map from the R-2 (Residential) District to the A-2 (Forestry and Limited Agriculture) District on the following described lands:

On property located in the following: NW1/4 – NE1/4, NE1/4-NW1/4, NE1/4-SE1/4 and the SE1/4-SE1/4 all in Section 32, T21N, R1W, Town of Knapp, Jackson County, WI. The request is to change 160 acres of the Official Zoning Map from the R-2 (Residential) District to the A-2 (Forestry and Limited Agriculture) District. This would correct zoning for the maintaining and operating of a cranberry marsh.

Located in the Town of Knapp, and having held public hearing thereon pursuant to Sec. 59.97(5)(e), Wis. Stats., notice thereof having been sent as provided by law, and being duly informed of the facts pertinent to the changes proposed, and duly advised of the wishes of the people in the area affected, hereby recommends as follows:

That the zone change be Approved.

Dated this 17<sup>th</sup> day of December, 2009.

JACKSON COUNTY ZONING COMMITTEE  
BY: s/Gary Olson, Chairman

Motion was made by Supervisor Evenson to accept this zone change. This was seconded by Supervisor Carney. Voice Vote was taken with 19 present voting Aye.

**Petition # 2009-51**  
**Town of Springfield**

**REPORT OF THE ZONING COMMITTEE**

TO THE JACKSON COUNTY BOARD OF SUPERVISORS:

The Jackson County Zoning Committee, having considered Petition #2009-51 to amend the Jackson County Zoning Ordinance filed by Kate Connell on the day of November 23, 2009 to change the Official Zoning Map from the A-2 (Forestry and Limited Agriculture) District to the R-2 (Residential) District on the following described lands:

On property known as Lot 2 of CSM 3386 located in the SW1/4-SW1/4, Section 19, T21N, R6W, Town of Springfield, Jackson County, WI. The request is to change 3.55 acres of the Official Zoning Map from the A-2 (Forestry and Limited Agriculture) District to the R-2 (Residential) District for the construction of a single family home.

Located in the Town of Springfield, and having held public hearing thereon pursuant to Sec. 59.97(5)(e), Wis. Stats., notice thereof having been sent as provided by law, and being duly informed of the facts pertinent to the changes proposed, and duly advised of the wishes of the people in the area affected, hereby recommends as follows:

That the zone change be Approved.

Dated this 17<sup>th</sup> day of December, 2009.

JACKSON COUNTY ZONING COMMITTEE

BY: s/Gary Olson, Chairman

Motion was made by Supervisor Hurlburt to accept this zone change. This was seconded by Supervisor Gaylord Olson. Voice Vote was taken with 19 present voting Aye.

Chairman Eberhardt asked for committee reports. Chairpersons of the various committees reported on the activities in their committees. Discussion took place.

Supervisor Aldach made a motion to adjourn. This was seconded by Supervisor Gaylord Olson. All present voted Aye by voice vote. Meeting adjourned at 7:15 P.M.



