

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

May 18, 2020

The Regular Session of the Jackson County Board of Supervisors was called to order at 5:30 P.M., on Monday, May 18, 2020, at the Department of Health and Human Services Building in the Conference Room by Chairman Ransom.

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

The Pledge of Allegiance was given.

Chairman Ransom asked if there were any corrections or additions to the minutes of the previous meeting. Supervisor Chamberlain made a motion to approve the minutes. This was seconded by Supervisor Staff. Voice vote was taken with 19 present voting Aye.

Resolution 20-5-2020

LAND DISPUTE AGREEMENT

THIS LAND DISPUTE AGREEMENT ("Agreement") is made and entered into by and between **Jackson County, Wisconsin** (the "County") and the **Steve Schwanebeck** ("Seller"). The County and Seller may be referred to individually as "Party" or collectively as "Parties."

WHEREAS, Seller is the owner of parcel 050.0507.000 located in Clark County, Wisconsin; and

WHEREAS, the County is the owner of parcel 012.0005.0000 located in Jackson County, Wisconsin which abuts the property owned by Seller in Clark County; and

WHEREAS, Seller's property contains a fence which encroaches on the County's parcel;

WHEREAS, the fence is located in the Jackson County Forest and the County has an interest in preserving and protecting its forests;

WHEREAS, the Parties have been in negotiations on how to rectify the situation; and

WHEREAS, the Parties have agreed the County shall purchase a portion of Seller's property and Seller will remove the fence on said property.

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is acknowledged by the parties hereto, the parties hereby agree as follows:

7. BOARD APPROVAL. The terms of this Agreement are contingent on approval by the Jackson County Board of Supervisors.
8. ENTIRE AGREEMENT. This Agreement contains the entire agreement between the Parties and may be amended or modified only in writing signed by both Parties.
9. BINDING EFFECT. All terms and provisions of this Agreement shall be binding upon and inure to the benefit of and be enforceable by the legal representatives and assigns and successors of the Parties.
10. APPLICABLE LAW. This Agreement shall be construed in accordance with and governed and interpreted by the laws of the State of Wisconsin. The venue of any actions or suits involving this Agreement shall be in the Circuit Court for Jackson County, Wisconsin. The failure of any Party to enforce any provision herein shall not constitute a waiver of that or any provision contained in this Agreement.
11. COUNTERPART AND FACSIMILE SIGNATURES. This Agreement may be executed in two or more counterparts, all of which counterparts together shall constitute one agreement, and an executed agreement sent by facsimile, email or other electronic means is as valid as the original.

IN WITNESS WHEREOF, the Parties hereby execute this LAND DISPUTE AGREEMENT on the date(s) set forth below (the latest of which shall be the "Effective Date" of this Agreement).

By: s/James Zahasky, Jackson County Forest Administrator, on this 18th day of May, 2020.

By: s/Ray Ransom, Jackson County Board Chairman, on this 18th day of May, 2020.

By: s/Kyle Deno, Jackson County Clerk, on this 18th day of May, 2020.

By: s/Steve Schwanebeck, Seller, on this 18th day of May, 2020.

Supervisor Chamberlain made a motion to adopt this resolution. This was seconded by Supervisor Thayer. Forestry Administrator, Jim Zahasky and Corporation Counsel, Sam Bach-Hanson were both present for questions. Discussion took place. Voice vote was taken with 19 present voting Aye.

RESOLUTION NO. 21-5-2020

TO: HONORABLE MEMBERS OF THE JACKSON COUNTY BOARD OF SUPERVISORS

RE: RECYCLING GRANT AND PROGRAM FUNDING

WHEREAS, the Jackson County Zoning Department applied for the 2019 State Recycling Grant in September 2019; and

WHEREAS, since the recycling grants awarded for 2020 are continuing to be reduced by 45% from the previous award levels; and

WHEREAS, the Jackson County Zoning Department was awarded a grant in the amount of \$84,000.00 to offset recycling program expenditures for 2020; and

WHEREAS, the Jackson County Recycling Program does not generate enough revenue from its recycling material to offset the reduction in funds; and

WHEREAS, Jackson County continues to maintain the tonnage of recyclables collected to over 1.2 million pounds collected in 2019; and

WHEREAS, tax levy dollars have never been utilized to help pay for the Jackson County Recycling Program; and

WHEREAS, the Jackson County Recycling Program benefits the entire county by accepting items that are banned from landfills and recycling them in an environmentally friendly manner.

THEREFORE, BE IT RESOLVED, that the Jackson County Zoning and Jackson County Recycling Departments hereby request \$75,000.00 from the Ho-Chunk Nation funds to offset the reduction in grant funds.

RESPECTFULLY SUBMITTED BY:

Jackson County Zoning and
Land Information Committee
s/Hoyt Strandberg
s/Alton Staff
Isaiah Funmaker
s/Ed Chamberlain
s/Norm Stoker

Jackson County Executive and
Finance Committee
s/Ray Ransom, Chairman
s/Jeff Amo
s/Ron Carney
s/Karen Thayer
s/Roger Stevens

Supervisor Staff made a motion to adopt this resolution. This was seconded by Supervisor Amo. Terry Schmidt, Zoning Administrator, was present for questions. Discussion took place. Voice vote was taken with 19 present voting Aye.

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

**PETITION #2019-54
TOWN OF MELROSE**

REPORT OF THE ZONING COMMITTEE

TO THE JACKSON COUNTY BOARD OF SUPERVISORS:

The Jackson County Zoning Committee, having considered Petition #2019-54 to amend the Jackson County Zoning Ordinance filed by Faron Lloyd, owner and David Lloyd, applicant on the day of November 15, 2019 to change the Official Zoning Map from the R-2 (Residential) District to the B-2 (Outlying Business) District on the following described lands:

On property known as Lot 1 of CSM 2222 located in the NW1/4-SW1/4 Section 4, T19N, R5W, Town of Melrose, Jackson County, WI. The request is to change 4.76 acres of the Official Zoning Map from the R-2 (Residential) District to the B-2 (Outlying Business) District to allow for ag lime trucks and excavating equipment at the site.

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 Denied.

Dated this 16th day of December 2019.

JACKSON COUNTY ZONING COMMITTEE
BY: s/Hoyt Strandberg, Chairman

Terry Schmidt, Zoning Administrator, gave some background on this petition and asked that the County Board approve the zone change. Supervisor Staff made a motion to accept this zone change. This was seconded by Supervisor Strandberg. Voice Vote was taken with 19 present voting Aye.

**PETITION #2020-26
TOWN OF FRANKLIN**

REPORT OF THE ZONING COMMITTEE

TO THE JACKSON COUNTY BOARD OF SUPERVISORS:

The Jackson County Zoning Committee, having considered Petition #2020-26 to amend the Jackson County Zoning Ordinance filed by Stuart and Joni Olson on the day of April 16, 2020 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 SE1/4-NE1/4 Section 25, T20N, R6W, Town of Franklin, Jackson County, WI. The request is to change 4.0 acres of the

Official Zoning Map from the A-2 (Forestry and Limited Agriculture) District to the R-2 (Residential) District for a single-family home.

Located in the Town of Franklin, 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 18th day of May 2020

JACKSON COUNTY ZONING COMMITTEE
BY: s/Hoyt Strandberg, Chairman

Supervisor Chamberlain made a motion to accept this zone change. This was seconded by Supervisor Stoker. Voice Vote was taken with 19 present voting Aye.

**PETITION #2020-27
TOWN OF MELROSE**

REPORT OF THE ZONING COMMITTEE

TO THE JACKSON COUNTY BOARD OF SUPERVISORS:

The Jackson County Zoning Committee, having considered Petition #2020-27 to amend the Jackson County Zoning Ordinance filed by Francis and Kimberly Ponterio on the day of April 28, 2020 to change the Official Zoning Map from the A-1 (Agriculture) District to the R-6 (Rural Residential) District on the following described lands:

On property located in the SW1/4-SW1/4, Section 21, T19N, R5W, Town of Melrose, Jackson County, WI. The request is to change 6.5 acres of the Official Zoning Map from the A-1 (Agriculture) District to the R-6 (Rural Residential) District to allow for two (2) lots to be divided, which will be approximately 3+ acres in size for the construction of single-family homes.

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 with the condition that no animals can be introduced on the properties without meeting the Land Conservation Dept. standards.

Dated this 18th day of May 2020.

JACKSON COUNTY ZONING COMMITTEE
BY: s/Hoyt Strandberg, Chairman

Supervisor Staff made a motion to accept this zone change. This was seconded by Supervisor Chamberlain. Voice Vote was taken with 19 present voting Aye.

**PETITION #2020-28
TOWN OF ALBION**

REPORT OF THE ZONING COMMITTEE

TO THE JACKSON COUNTY BOARD OF SUPERVISORS:

The Jackson County Zoning Committee, having considered Petition #2020-28 to amend the Jackson County Zoning Ordinance filed by Bert Bush, owner and Gregory Bush, applicant on the day of April 23, 2020 to change the Official Zoning Map from the A-1 (Agriculture) District to the R-2 (Residential) District on the following described lands:

On property located in the NW1/4-NW1/4 Section 32, T21N, R4W, Town of Albion, Jackson County, WI. The request is to change 13.0 acres of the Official Zoning Map from the A-1 (Agriculture) District to the R-2 (Residential) District for the construction of a single-family home.

Located in the Town of Albion, 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 18th day of May 2020.

JACKSON COUNTY ZONING COMMITTEE
BY: s/Hoyt Strandberg, Chairman

Supervisor Stoker made a motion to accept this zone change. This was seconded by Supervisor Stevens. Voice Vote was taken with 19 present voting Aye.

Chairman Ransom introduced Ellen Moldenhauer, Public Health Manager/Health Officer, who gave an update on the COVID 19 situation in Jackson County.

Chairman Ransom introduced Chris Hovell, DHHS Director who gave an overview of the department's annual report.

Supervisor Hart made a motion to adjourn. This was seconded by Supervisor Jensen. All present voted Aye by voice vote. Meeting adjourned at 7:40 P.M.

