

LANGLADE COUNTY BOARD OF SUPERVISORS
MONTHLY MEETING – NOVEMBER 17, 2009

These Board proceedings are published as prescribed by Section 59.14(2) of the Wisconsin Statutes at County Government expense.

The Langlade County Board of Supervisors met in the Langlade County Board Room. Chairman Michael Klimoski called the meeting to order at 9:00 a.m.

On call of the roll, all Supervisors reported present, except Supervisors Solin and Morse, who had asked to be excused. Supervisor Cahak asked to be excused at 10:30 a.m. Motion was made by Supervisor Benishek, seconded by Supervisor Jansen, to excuse them. All ayes, the motion carried. Members of the public were also in attendance.

Dawn Doperalski, 4-H Youth Development Agent, introduced additional youth representatives that will be members of the Teens Active in Government Program. Margaret Crum, a senior at White Lake High School, will work with the Finance Committee. Cassandra Derlein, a freshman at Elcho High School, will work with the Land Conservation Committee. Fayla Grose, a junior at Elcho High School, will work with the Water and Land Use Planning Committee.

The Board recited the Pledge of Allegiance and observed a moment of silence.

Motion was made by Supervisor Kamps, seconded by Supervisor Jansen, to approve the minutes of the October 21 and October 27, 2009 meetings as printed and published. All ayes, the motion carried.

Approve or amend the agenda as printed:

Motion was made by Supervisor Sus, seconded by Supervisor Hurlbert, to approve the agenda as printed. All ayes, the motion carried.

Old Business:

Corporation Counsel Robin Stowe updated County Board on the Comprehensive Planning. County Board will consider a Comprehensive Plan by Ordinance at the December 15th meeting. Robin's Reservation of Rights is included in the Ordinance. As of January 1, 2010, the law requires that regulations must be consistent with the Comprehensive Plan. Robin recommends the County Board adopt a Comprehensive Plan that complies with all the provisions contains in Wis. Statutes 66.1001. You would follow a specific process and would adopt the Comprehensive Plan by Ordinance.

Motion was made by Supervisor Jansen to adopt the Consent Agenda, seconded by Supervisor Bornemann. All ayes, the motion carried. The Consent Agenda is adopted.

CONSENT AGENDA:

1. Elections or Appointments:
 - a. Affirm the re-appointment of Peg Jopek to the Board of Trustees of the Wisconsin Valley Library Service for a three year term from January 1, 2010 through December 31, 2012.
 - b. Affirm the re-appointment of Mr. Hyacinth (Jack) Marciniak to the Langlade County Veterans Service Commissioners for a three year term from January 1, 2010 through December 31, 2012.
2. Letters, Petitions and Communications:

Petition to redeem Tax Deed Land ó Parcel #006-0398.001
3. Zoning Ordinances:

REPORT OF: WATER & LAND USE PLANNING COMMITTEE
INTENT: AMEND THE LANGLADE COUNTY ZONING MAPS PETITION FOR ZONING AMENDMENT # 885 (Report is on file in the County Clerk's Office)

ORDINANCE # 16 -2009Z

The Langlade County Board of Supervisors do hereby ordain as follows:

SECTION 1 That the lands described as Being part of the NE SE and part of the N1/2 of the SE SE of Section 3, T31N, R12E being parcel #3 of plat of survey (Pt Parcel #022-0045) Now comprising a part of the A-1, Exclusive Agriculture District is hereby rezoned into the AFR, Agriculture/Forestry/ Residential District.

SECTION 2 This change in zoning shall be designated on the official county zoning map for the Town of Polar.

SECTION 3 All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 4 This ordinance shall be in full force and effect from and after its date of adoption.

ADOPTED: November 17, 2009
APPROVED: November 17, 2009

APPROVED: Michael P. Klimoski
County Board Chairman
ATTEST: Kathryn Jacob
Langlade County Clerk

RESOLUTION:

RESOLUTION # 59 -2009

INTRODUCED BY: SOCIAL SERVICES AND PERSONNEL COMMITTEES

INTENT: TO REFILL THE VACANT SOCIAL WORKER POSITION IN THE LONG TERM SUPPORT UNIT

WHEREAS, Myra Oatman, a Social Worker with the Long Term Support Unit (LTS), is retiring effective December 30th, 2009 thus creating a vacancy in LTS; and,

WHEREAS, the vacant LTS Social Worker position is essential to the functioning of that unit and the overall services provided to LTS clients; and,

WHEREAS, there may be a Department of Social Services Children's and Family Services (CFS) Social Worker qualified to post for this position, and,

WHEREAS, upon re-filling this vacant position in the LTS unit, the vacated CFS Social Worker position would not be refilled due to the loss of Title IV-E funding,

WHEREAS, the Social Services and Personnel Committees support the Department's efforts to refill Social Worker for the Long Term Support Unit.

NOW THEREFORE, BE IT RESOLVED, by two-thirds vote of Langlade County Board of Supervisors that the Department of Social Services be allowed to refill the vacant Long Term Support (LTS) Social Worker position.

Fiscal Note: There will be a savings of \$62,684, by not refilling the vacant social worker position in the Children's and Family Support Unit within the Department of Social Services.

SOCIAL SERVICES COMMITTEE
Judy Karpf
Patricia McKinney-Rice
Robert Benishek
Doug Nonnenmacher

PERSONNEL COMMITTEE
James R. Jansen
Richard H. Hurlbert
Michael P. Klimoski
Richard Olsen

Motion was made by Supervisor Hurlbert, seconded by Supervisor Benishek, to adopt.

On call of the roll to adopt Resolution #59-2009, all Supervisors present voted aye. Resolution #59-2009 is adopted.

REPORT OF: WATER & LAND USE PLANNING COMMITTEE

INTENT: AMEND THE LANGLADE COUNTY ZONING MAPS PETITION #886
(Report is on file in the County Clerk's Office)

ORDINANCE #5-2009

The Langlade County Board of Supervisors do hereby ordain as follows:

SECTION 1:

Amend and add to Section 17; Langlade County Zoning Ordinance as follows:

17.422 GENERAL AGRICULTURAL DISTRICT (A-2).

(1) PURPOSE. This district is designed for small scale agricultural uses of land devoted to the growing of crops and the raising of livestock and limited residential use in those rural areas not suited to large scale, exclusive agriculture uses.

(2) PERMITTED USES. (a) Agricultural production crops, livestock, forestry (see SIC manual).

(b) Structures for uses associated with an accessory to permitted or approved conditional uses.

(c) Auctions, temporary.

(d) Christmas tree sales and roadside stands limited to one stand or sales site per farm use solely for the sale of products on the premises or nearby premises.

(e) Residences; single family, and manufactured homes on parcels 20 acres or larger. Preexisting residences located in areas subject to zoning under this section which do not conform to this paragraph may be continued in residential use and exempted from any limitations imposed or authorized under 59.97(10), Wis. Stats., and 17.12 of this chapter.

(f) Maple syrup processing facilities which produce not more than 2,000 gals. per season.

(g) Utilities.

(h) Existing dwellings and related structures may be separated from the parcel, provided that the parcel created conforms with all regulations set forth in the Agricultural/Forest/Residential District, but not to exceed 5 acres, and meets the requirements of Chapter 18, Land Division.

(i) Structures, animal shelters, barns and sheds. Raising or maintaining livestock will be allowed except on lots less than 5 acres, the total population of such livestock shall not exceed one animal unit equivalent per acre.

(3) CONDITIONAL USES.

(a) Governmental Uses.

1. Fire protection facilities.

2. Community buildings, garage and storage facilities.

3. Parks.

(b) Religious uses.

1. Churches.

2. Religious schools.

(4) STANDARDS.

(a) Permitted Uses. The minimum parcel size to establish a residence is 20 acres. Lands in rivers and streams, within utility corridors or rights-of-way are not subtracted from the required acreage of the parcel. Lands within transportation corridors or rights-of-way are subtracted from the required acreage only if the fee title to such corridor or right-of-way is vested in a governmental entity and only if the adjoining farmland is not liable for property taxes on such corridor or rights-of-way.

(b) Conditional Uses. Conditional uses may be approved only if the Board of Adjustment finds that the use will not conflict with uses on surrounding lands and that the location is necessary after consideration of possible alternative locations.

(c) Standards for Rezoning of Lands Out of the A-2 District. The County Board may approve petitions for rezoning lands out of the General Agricultural District only upon a finding that such a rezoning is in the public interest after consideration of the following factors:

1. Adequate public facilities exist to serve the development or will be provided.
2. Provisions of these facilities and services will not be an unreasonable burden to local governments.
3. Land is suitable for development.
4. The development will not cause unreasonable air or water pollution, soil erosion or adverse effects on rare or irreplaceable natural areas.
5. Need for the proposed development in the location specified.

(d) Standards for Residences.

1. New residential parcels and structures shall conform to the dimensional standards for single family residences in the R-1 District.
2. Residences on preexisting parcels shall satisfy the standards of 17.12.

(e) Other Permitted and Conditional Uses. The appropriate provisions of 17.05-17.30 shall apply.

SECTION 2: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 3: This ordinance shall be in full force and effect from and after its date of adoption.

No Fiscal Impact.

ADOPTED: November 17, 2009
APPROVED: November 17, 2009

APPROVED: Michael P. Klimoski
County Board Chairman
ATTEST: Kathryn Jacob
Langlade County Clerk

Motion was made by Supervisor Schultz, seconded by Supervisor Bornemann, to adopt.

Chairman Klimoski stated this Ordinance is being added because of the Working Lands Initiative. There has been confusion between the Comprehensive Plan and the Working Lands Initiative, which are two separate items.

Zoning Administrator Becky Frisch presented information on Agriculture Zoning, Farmland Preservation, and Working Lands. Ordinance #5-2009 is intended to create an A-2 General Agricultural District. In 1982 the County Board of Supervisors adopted the Farmland Preservation Plan, which includes maps showing prime agricultural land. In 1985 County Board adopted a new Zoning Ordinance, which created the A-1 Exclusive Agricultural Zoning designation. By 1992 thirteen townships in Langlade County had ratified this Zoning Ordinance. All the farmers in those towns could get Farmland Preservation tax credits, by meeting certain criteria. About three years ago the Department of Ag launched this Working Lands Initiative. The proposed changes to the Farmland Preservation Program deal with Planning and Zoning, Soil and Water Conservation Standards, Increased Levels of Tax Credits for the Farmers, new Agriculture Enterprise Area, and new Purchase of Agricultural Conservation Easement. The Governor and the Dept. of Ag Secretary decided to include those changes into the State Budget Bill. We now have this new program called Working Lands Initiative, and are currently phasing out Farmland Preservation. The payback provision is gone and they inserted a conversion fee. This new law would require a payment to the County of approximately \$600 per acre conversion fee when land is rezoned out of A-1 Exclusive Agriculture District. The conversion fees collected by Langlade County have to be mailed to Madison, so they can fund other parts of this program. This conversion fee goes into effect January 1, 2010. Water and Land Use Planning Committee and Becky decided she would review the zoning maps with the Towns, to see areas in the Towns where the A-1 Exclusive Agriculture Zoning District is no longer appropriate. They notified all 13 towns that have zoning, and offered to work with them to update their zoning maps to see if their A-1 zoning was still current. Twelve of the Towns were willing to work with her to look over the zoning maps and see if each parcel was appropriately zoned. Each property owner was notified if their zoning classification might be changed. They then had the opportunity to meet and review the maps, and suggest changes. Water and Land Use Planning will hold the Public Hearing on the proposed changes to the zoning maps on Wednesday evening, November 18th. Those maps will then be presented to County Board at the December 15th meeting.

Becky stated it was decided that a new zoning classification was needed, the A-2 General Agricultural District. This district is not certified by the State of Wisconsin, farmers cannot get Farmland Preservation tax credits or working lands tax credits through the program. It is entirely separate from zoning class A-1. In order to use the A-2 zoning classification on the zoning maps, they need that contained in the ordinance. The A-2 General Agricultural District needs to be approved so it can be inserted into the County Zoning Ordinance so it can be used in the County zoning maps. Another part of this project was to look at where land could be appropriately zoned something else, such as Forestry District, and to correct any errors there might have been on the maps.

Becky had worked with the five Towns that had their own Comprehensive Plan, reviewing their Comprehensive Plan, to see what their future land use map said compared to their zoning map. She worked with these Towns to update their zoning map to reflect what was in their future land use map for their town, how development is going to occur in their town. The Towns helped prepare their future land use map. They compared their maps, working on the consistency criteria that is contained in the law. If this A-2 Zoning is approved today, then it can be used on the maps. Water and Land Use Planning will hold the Public Hearing on Wednesday on new zoning maps, including new zoning maps for the Towns that did not participate. If the Towns and the Committee are satisfied with those maps, they will recommend approval of the new zoning maps to County Board at the December 15th meeting.

Questions and discussion followed.

On call of the roll to adopt Ordinance #5-2009, all Supervisors present voted aye. Ordinance #5-2009 is adopted.

Administrative Coordinator's Report:

Chairman Klimoski stated "When I make a statement at a County Board meeting, and someone quotes me, I wish they would quote me correctly. There was an article in the paper, where I was quoted for what I said at the County Board meeting about Comprehensive Planning, it was absolutely wrong." "If you are going to quote me, quote me right." For the Wood Technology project, they are putting straw on the property right now. Chairman Klimoski stated after these meetings here, he would be calling Senator Feingold's office, because it should not take this long to look over the prints, which they have had for three or four weeks. Hopefully, they will be able to get something going in the next couple of weeks.

Committee Reports:

Supervisor Benishek reported the Public Property Committee will have the Community Center appraised, so they know its value, and the County can make a decision on it. The Multi-Purpose Building is now something to be proud of.

Supervisor Nye questioned the Hockey Association agreement. Robin Stowe stated at the next Public Property Committee meeting they will have a re-validated lease agreement with the Hockey Association for another term.

Supervisor Burns reported for the Health Department. The H1N1 flu immunization has taken place for the children under four years of age. They are also covering the rural areas of the County.

Supervisor Nye requested Finance Director Gary Olsen report on the finances for the North Central Health Care Center. Gary Olsen reported they are making changes and the Finance Directors will no longer serve as part of the Health Care Center Finance Committee. They are changing their charter, Finance Directors will be invited to attend when they discuss budget and audit. They are running close to budget, but they are about \$18,000 short on the Langlade County budget projection at this point. We will still receive the financial statements and agendas, and will meet quarterly with them and Keith Wolf.

Supervisor Karpf reported North Central Health Care will be making changes in their self-funded health insurance plan. They met in Merrill last month and heard a presentation on the preparedness plan for the H1N1 flu. They have been working on their strategic plan, the last changes have been made. The Social Services Committee discussed their budget and bills, and how they will reduce travel and training expenses with some of the trainings available on line. They discussed cuts they had to make to services to meet the budget.

Supervisor Schultz reported Forestry Committee is meeting with the DNR regarding forestry and wildlife issues. They will discuss closing some of the funded trails during the deer hunting season, because of liability issues.

Supervisor Barnett reported NEWCAP has been busy using the stimulus money for insulation and structures for the disadvantaged.

Motion was made by Fayla Grose, to adjourn the meeting at 10:50 a.m., seconded by Kassandra Derlein. All ayes, the motion carried.

I, Kathryn Jacob, Langlade County Clerk, Antigo, Wisconsin, do hereby certify that the foregoing is a true and correct copy of the proceedings of the Langlade County Board of Supervisors Monthly Meeting of November 17, 2009.

Dated this 19th day of November, 2009.

Kathryn Jacob
Langlade County Clerk
