

COUNTY BOARD REFERRALS TO COMMITTEE - BOARD YEAR 2009-2010

ORD. AMDT. 1, 09-10

**AMENDING CHAPTER 10 OF THE DANE COUNTY CODE OF ORDINANCES,
REGARDING PERMITTED SIGNAGE**

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Subsection 10.72(15) is amended to read as follows:

10.72 PERMITTED ZONING DISTRICTS FOR SIGNS. (15) On-premise advertising signs are permitted in the following zoning districts: A-1 Agriculture, A-2 Agriculture, A-3 Agriculture, A-1 Exclusive Agriculture, A-B Agriculture-Business, B-1 Local Business, C-1 Commercial, C-2 Commercial, LC-1 Limited Commercial, EXP-1 Exposition, M-1 Industrial, ~~and~~ RE-1 Recreational, R-1 through R-4 Residence Districts, for conditional uses only, and RH-1 through RH-4 Rural Homes Districts, for conditional uses only.

[EXPLANATION: Conditional uses in residential districts are prohibited from having signs. This includes lands used such as churches, retirement centers and schools. The amendment would allow for one ground sign between 36 to 96 square feet, depending on the speed limit of the adjacent street. The sign may be illuminated but electronic signs would be prohibited.]

Submitted by Supervisors Bruskewitz, Miles and Jensen, April 23, 2009. Fiscal and Policy Notes not required.

Referred to ZONING & LAND REGULATION.

RES. 2, 09-10

AUTHORIZING DANE COUNTY PARTICIPATION IN AN INTERGOVERNMENTAL AGREEMENT TO FUND A POSITION FOR STORM WATER INFORMATION, EDUCATION AND OUTREACH COORDINATION FOR THE MADISON AREA MUNICIPAL STORM WATER PARTNERSHIP (MAMSWaP)

Dane County entered into a cooperative agreement to jointly apply for a storm water discharge permit under Chapter NR 216 of the Wisconsin Administrative Code in April, 2000.

One of the required work elements of Dane County's NR 216 permit is the operation of an information, education and outreach program. Dane County also entered into an agreement to work cooperatively on storm water information, education and outreach for the permit from May 2004 through April 2009.

The proposed intergovernmental agreement runs from 2009-2013 and is a continuation of the previous agreement regarding the information, education, and outreach program. Most of the parties to the new agreement have worked together to implement previous agreements, and have found that to be a cost-effective way to sustain the information and education program required under the state permit.

The half-time employee financially supported by this intergovernmental agreement is located in the Office of Lakes and Watersheds in the Dane County Land and Water Resources Department. That employee's work is detailed in the Madison Area Municipal Storm Water Partnership 2009-2013 Storm Water Information, Education and Outreach Plan. Dane County's financial responsibility detailed in the intergovernmental agreement will be satisfied by the Land and Water Resources Department budget.

NOW THEREFORE BE IT RESOLVED that the Dane County Board of Supervisors authorizes the County Executive and County Clerk to enter into this Intergovernmental Agreement for Dane County.

Submitted by Supervisors Hulse, Schmidt, Hesselbein, Jensen, Erickson, Hampton, Miles, O'Loughlin, Opitz, Veldran, Richmond and Manning, April 23, 2009.

Referred to PERSONNEL/FINANCE, ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and LAKES & WATERSHED.

RES. 3, 09-10

AWARD OF CONTRACT FOR STEWART LAKE SHORELINE DREDGE

The Department of Public Works, Highway & Transportation reports the receipt of bids for Stewart Lake Shoreline Dredge, Mt. Horeb, WI, Bid #309005.

A complete tabulation is on file at the Department of Public Works office. The low qualified bidder is:

Total: \$_____

The Public Works staff finds the amount to be reasonable and recommends the bid be awarded to _____.

NOW, THEREFORE, BE IT RESOLVED that a Contract be awarded to _____ in the amount of \$_____; and

BE IT FURTHER RESOLVED that the County Executive and the County Clerk be authorized and directed to sign the Contract; and

BE IT FURTHER RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Contract; and

BE IT FINALLY RESOLVED that the Public Works & Transportation Committee shall approve all change orders to the Contract, subject to submission of change orders to the County Board for approval where the sum involves \$20,000 or more than 10% of the original approved Contract amount, whichever is smaller.

Submitted by Supervisors Downing, Opitz, Schmidt and Veldran, April 23, 2009.

Referred to PERSONNEL/FINANCE, PUBLIC WORKS & TRANSPORTATION and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

RES. 4, 09-10

AWARD OF CONTRACT FOR ELECTRICIAN LABOR AT THE ALLIANT ENERGY CENTER

The Alliant Energy Center uses electricians to serve its various events. The electricians supply electrical connections; phone service; Internet service; sound systems; computer connections; and WiFi assistance. At larger events it is necessary for the Center to have more than the two full-time electricians on its staff. A request for proposals was prepared, posted on the County website and advertised. Two firms responded.

The evaluation team determined that the proposal submitted by _____
_____Madison, WI 53713. A five-year agreement plus five one-year options has been negotiated. The regular hourly rate for a journeyman electrician is \$___/hr; for an apprentice 1 is \$___/hr; for an apprentice 2 is \$___/hr; for an apprentice 3 is \$___/hr; for an apprentice 4 is \$___/hr; and for an apprentice 5 is \$___/hr. Rates will increase each June by the increase granted in the International Brotherhood of Electrical Workers (IBEW) local #159 agreement for electricians in Dane County.

NOW THEREFORE BE IT RESOLVED, that the agreement with _____,
_____Madison, WI 53713 is hereby approved.

BE IT FINALLY RESOLVED, that the County Executive and County Clerk are authorized to sign the agreement.

Submitted by Supervisors Opitz, Schmidt and Veldran, April 23, 2009.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 5, 09-10

ACCEPTING FUNDS FOR REPAIRS ON WILLOW ISLAND AT ALLIANT ENERGY CENTER

Since 2005, Bratfest and a number of other events have been held on Willow Island at the Alliant Energy Center. Following a series of meetings held with users of the Island over the past five months a plan for repairs was developed at a estimated cost of \$135,000. To assist with the funding of the repairs, The Metcalfe Family Foundation, Inc. has agreed to pay \$85,000 over ten years.

NOW THEREFORE BE IT RESOLVED, that the agreement between The Metcalfe Family Foundation, Inc. and Dane County is hereby approved.

BE IT FURTHER RESOLVED, that Dane County thanks The Metcalfe Family Foundation, Inc and the Metcalfe Family for their contribution to Willow Island repairs.

BE IT FINALLY RESOLVED, that the County Executive and County Clerk are authorized to sign the agreement.

Submitted by Supervisors Opitz, Schmidt and Veldran, April 23, 2009.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 6, 09-10

AWARD OF CONTRACT FOR WINDOW REPLACEMENT ON JUVENILE SHELTER HOME

The Department of Public Works, Highway & Transportation reports the receipt of bids for the Replacement of Windows on the Juvenile Shelter Home, Bid No. 108124.

A complete tabulation is on file at the Department of Public Works office. The low qualified bidder is:
Cuske Construction
N8734 State Road 26
Eldorado, WI 54932

TOTAL AMOUNT: \$52,020.00

The Public Works staff finds the amount to be reasonable and recommends the bid be awarded to Cuske Construction.

NOW, THEREFORE, BE IT RESOLVED that a Contract be awarded to Cuske Construction in the amount of \$52,020.00; and

BE IT FURTHER RESOLVED that the County Executive and the County Clerk be authorized and directed to sign the Contract; and

BE IT FURTHER RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Contract; and

BE IT FINALLY RESOLVED that the Public Works & Transportation Committee shall approve all change orders to the Contract, subject to submission of change orders to the County Board for approval where the sum involves \$20,000 or more than 10% of the original approved Contract amount, whichever is smaller.

Submitted by Supervisors Opitz, Schmidt and Veldran, April 23, 2009.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 7, 09-10

AWARD OF CONTRACT FOR NEW BADGER PRAIRIE HEALTH CARE CENTER

The Department of Public Works, Highway & Transportation reports the receipt of bids for the construction of the New Badger Prairie Health Care Center, Bid No. 108018.

A complete tabulation is on file at the Department of Public Works office. The low qualified bidder is:

BID AMOUNT: \$_____

The Public Works staff finds the amount to be reasonable and recommends the bid be awarded to _____.

NOW, THEREFORE, BE IT RESOLVED that a Contract be awarded to _____
_____ in the amount of \$_____; and

BE IT FURTHER RESOLVED that the County Executive and the County Clerk be authorized and directed to sign the Contract; and

BE IT FURTHER RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Contract; and

BE IT FINALLY RESOLVED that the Public Works & Transportation Committee shall approve all change orders to the Contract, subject to submission of change orders to the County Board for approval where the sum involves \$20,000 or more than 10% of the original approved Contract amount, whichever is smaller.

Submitted by Supervisors Opitz, Schmidt and Veldran, April 23, 2009.

Referred to HEALTH & HUMAN NEEDS, PERSONNEL/FINANCE, PUBLIC WORKS & TRANSPORTATION and BADGER PRAIRIE OVERSIGHT.

RES. 8, 09-10

AWARD OF CONTRACT FOR PIT TOILETS AT SCHEIDEGGER & McCARTHY COUNTY PARKS

The Department of Public Works, Highway & Transportation reports the receipt of bids for construction of Pit Toilets at Scheidegger and McCarthy County Parks, Bid #309003.

A complete tabulation is on file at the Department of Public Works office. The low qualified bidder is:

Total: \$_____

The Public Works staff finds the amount to be reasonable and recommends the bid be awarded to _____.

NOW, THEREFORE, BE IT RESOLVED that a Contract be awarded to _____
_____ in the amount of \$_____; and

BE IT FURTHER RESOLVED that the County Executive and the County Clerk be authorized and directed to sign the Contract; and

BE IT FURTHER RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Contract; and

BE IT FINALLY RESOLVED that the Public Works & Transportation Committee shall approve all change orders to the Contract, subject to submission of change orders to the County Board for approval where the sum involves \$20,000 or more than 10% of the original approved Contract amount, whichever is smaller.

Submitted by Supervisors Opitz, Schmidt, and Veldran, April 23, 2009.
Referred to PERSONNEL/FINANCE, PUBLIC WORKS & TRANSPORTATION and ENVIRONMENT,
AGRICULTURE & NATURAL RESOURCES.

RES. 9, 09-10

AWARDING CONTRACT TO U.S. BANK

The Treasurer's Office reports the receipt of bids for banking services to RFP #108094. The proposed contract will cover existing and future banking services for the County for the next five years. The services covered include traditional banking account services, electronic banking, and credit card services.

The low qualified bidder is U.S. Bank, 1 S. Pinckney St., Madison WI 53703. The amount of the contract depends on the amount of services used by the County but is over \$100,000 per year. In addition, earnings credits and interest are earned by the county based upon balances maintained with the bank. One feature of the contract is that the pricing structure for services provided by this is the same as that provided to the State of Wisconsin, which also uses US Bank.

NOW, THEREFORE, BE IT RESOLVED that Purchase of Service agreement be awarded to U.S. Bank for the period of June 1, 2009 through June 1, 2014 for banking services on behalf of Dane County;

BE IT FURTHER RESOLVED that the County Executive and the County Clerk are hereby authorized and directed to sign the agreement on behalf of Dane County;

BE IT FURTHER RESOLVED that US Bank be added to the list of approved financial institutions for the County;

BE IT FINALLY RESOLVED that the Treasurer's Office will coordinate the transition of banking services for all County Agencies to the new vendor.

Submitted by Supervisors Hulsey, O'Loughlin, Stoebig and Vogel, April 23, 2009.
Referred to PERSONNEL/FINANCE.

RES. 10, 09-10

**AUTHORIZING ACCEPTANCE OF FUNDS FOR HOMELAND
SECURITY/INFORMATION SHARING INITIATIVE**

The Office of Justice Assistance, State of Wisconsin, is making funds available for participation in the Wisconsin Justice Information Sharing program (WJIS), which improves public safety, and domestic preparedness by providing law enforcement access to information collected and stored in disparate agency databases throughout the state.

The Dane County Sheriff's Office will be awarded a total of \$34,000. The grant period ends December 31, 2009.

NOW, THEREFORE, BE IT RESOLVED that the Sheriff's Office is permitted to accept the Homeland Security Grant, administered by the Office of Justice Assistance, in the amount of \$34,000.

BE IT FURTHER RESOLVED that \$34,000 be set up as additional revenue in the Sheriff's Office, Support Services Division, WJIS Gateway Project Revenue Account (SHRFSUP-New) and be credited to the General Fund.

BE IT FURTHER RESOLVED that \$34,000 be transferred from the General Fund to the Dane County Sheriff's Office, Support Services Division, WJIS Gateway Project Expenditure Account (SHRFSUP-New).

BE IT FINALLY RESOLVED that all unexpended funds and unrecognized revenues from this account be carried forward from the 2009 budget period to the 2010 budget period.

Submitted by Supervisors Rusk, Bayrd, Hampton, Willett, Kostelic, Hesselbein and Schlicht, April 23, 2009.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 11, 09-10

AUTHORIZING ACCEPTANCE OF FUNDS FOR HOMELAND SECURITY
LAW ENFORCEMENT SPECIALTY TEAM TRAINING

The Dane County Sheriff's Office has been awarded a grant from the State of Wisconsin, Office of Justice Assistance, Homeland Security Program. This grant provides funding for a Dane County Sheriff's Office deputy to attend Advanced K-9 Search Techniques Training with his explosive's detector dog. The goal of the school is designed to teach the explosive's detector dog to recognize and alert his handler to the presence of large amounts of explosives.

This training, scheduled for May 11 – 16, 2009 will be a joint training session with the ATF and Tripwire and is being funded by Wisconsin Office of Justice Assistance. The Dane County Sheriff's Office will be awarded a total of \$2,500.

NOW, THEREFORE BE IT RESOLVED that the Sheriff's Office be permitted to accept the Homeland Security/Law Enforcement Specialty Team Training Grant, administered by the Office of Justice Assistance, in the amount of \$2,500.

BE IT FURTHER RESOLVED that \$2,500 be set up as additional revenue in the Sheriff's Office, Field Services Division, Explosive Ordnance Disposal Team Revenue Account (SHRFFLD-80721) and be credited to the General Fund.

BE IT FURTHER RESOLVED that \$2,500 be transferred from the General Fund to the following account:

Overtime – (SHRFFLD 10027)	\$1,800
Conf & Training (SHRFADM 20648)	\$ 700

BE IT FINALLY RESOLVED that all unexpended funds and unrecognized revenues from this account be carried forward from the 2009 budget period to the 2010 budget period.

Submitted by Supervisors Rusk, Bayrd, Hampton, Willett, Kostelic, Hesselbein and Schlicht, April 23, 2009.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

COMMUNICATIONS

Notice of Application for Confirmation of Sale for Foreclosure of Mortgage, US Bank vs Aimee K. Haas. Referred to PUBLIC PROTECTION/JUDICIARY.

Communication from Gregory L. Johnson regarding claim for estate of Mark Gregory Johnson. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from Ann M. Bergum Olson against Sheriff for damage to property. Referred to PUBLIC PROTECTION/JUDICIARY.

Foreclosure of Mortgage M&I Marshall & Ilsley Bank vs Michel K. Tsipotou. Referred to PUBLIC PROTECTION/JUDICIARY

Claim from Karen & Tom Golden against Public Works for damage to vehicle caused by snow plow. Referred to PUBLIC PROTECTION/JUDICIARY.

Summons for Foreclosure of Mortgage Mainstreet Bank vs. Oscar R. Diaz. Referred to PUBLIC PROTECTION/JUDICIARY.

Communication from AT&T regarding claim that occurred Feb. 6, 2009 at County Hwy B and Skyline, Stoughton. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from General Casualty Co. re. Martin Maier against Sheriff for damage to vehicle caused by deputy. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from Joanna Lopez against Jail for missing property. Referred to PUBLIC PROTECTION/JUDICIARY.

Communication from Allstate Ins. re: Subrogation Demand - auto damage claim of Susan Anderson Delgado. Referred to PUBLIC PROTECTION/JUDICIARY.

Jackson County - Res. 28-4-09 -- Resolution Opposing the Governor's Proposed Changes to Insurance Laws and 2009 Senate Bill 20. Referred to EXECUTIVE.

Jackson County - Res. 27-4-09 -- Opposition to S.149 "Weekend Voting Act" and "2009 Assembly Joint Resolution 2" Referred to EXECUTIVE.

Lincoln County -- Res. 2009-04-17 -- Supporting a Change In State Legislation Permitting Register of Deeds Recording Fees to be Changed from "Per Page" Fees to "Flat" Fees. Referred to EXECUTIVE.

Ozaukee County -- Res. 09-4 -- Opposing Proposed Changes to Prevailing Wage Law. Referred to EXECUTIVE.

Washburn County Res. -- Opposition to S.149 "Weekend Voting Act" and "2009 Assembly Joint Resolution 2" Referred to EXECUTIVE.

Door County Res. No. 2009-30 -- Resolution Opposing the Governor's Proposed Changes to Insurance Laws and 2009 Senate Bill 20. Referred to EXECUTIVE.

Door County Res. No. 2009-29 -- Standard Enforcement of Seatbelt Law. Referred to EXECUTIVE.

Petitions for Zoning Reclassification. Referred by Clerk Ohlsen to ZONING & LAND REGULATION.

Petition 10031 -- Town of Vermont -- Fern Frame

10032 -- Town of Vermont -- Steven Frame

10033 -- Town of Windsor -- William Schwartz

10034 -- Town of Medina -- John Stuntebeck

10035 -- Town of Cottage Grove -- Homburg Farms LLC

10036 -- Town of Deerfield -- Robert Riege

10037 -- Town of Deerfield -- Dale Liebert

RES. 12, 09-10

**AUTHORIZING EMPLOYMENT AGREEMENT FOR
DIRECTOR OF THE DEPARTMENT OF ADMINISTRATION
(TRAVIS MYREN)**

A candidate has been selected to serve as the director of the department of administration. Consistent with the budget, county ordinances, and existing practice for employment contracts, a contract has been negotiated with Travis Myren. This contract is similar to contracts negotiated with other department heads.

NOW, THEREFORE, BE IT RESOLVED that the county executive is hereby authorized to execute, on behalf of the County of Dane, an employment contract with Travis Myren to serve as director of the department of administration for a five-year period commencing June 1, 2009 and ending May 31, 2014, at a beginning base salary of \$120,521.00.

Submitted by Supervisor McDonell, April 28, 2009. Referred to PERSONNEL/FINANCE.

RES. 13, 09-10

UPDATING DANE COUNTY PRIVACY POLICY CONCERNING ACCESS TO COUNTY SERVICES

It is the policy of Dane County to promote the utilization of its services by all who are entitled to and in need of them; and

Individuals should know that they may seek and obtain the assistance of county agencies regardless of personal or private attributes, without negative consequences to their personal lives; and

Obtaining pertinent information, which is essential to the performance of a wide variety of governmental functions, may in some cases be difficult or impossible if some expectation of confidentiality is not preserved, and preserving confidentiality in turn requires that governments regulate the use of such information by their employees; and

In furtherance of this policy, confidential information in the possession of county agencies relating to immigration status or other personal or private attributes should be disclosed only as provided herein;

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors hereby approves the following privacy policy regarding individuals seeking access to county services:

Section 1. As used herein, "confidential information" means any information obtained and maintained by a county department or agency relating to an individual's sexual orientation, status as a victim of domestic violence, status as a victim of sexual assault, status as a crime witness, receipt of public assistance, or immigration status, and shall include all information contained in any individual's income tax records.

Section 2. No county officer or employee shall disclose confidential information, unless

- (a) such disclosure has been authorized in writing by the individual to whom such information pertains, or if such individual is a minor or is otherwise not legally competent, by such individual's parent or legal guardian; or
- (b) such disclosure is required by law; or

- (c) such disclosure is to another county officer or employee and is necessary to fulfill the purpose or achieve the mission of any county department or agency; or
- (d) in the case of confidential information other than information relating to immigration status, such disclosure is necessary to fulfill the purpose or achieve the mission of any county department or agency; or
- (e) in the case of information relating to immigration status, (i) the individual to whom such information pertains is suspected by such officer or employee or such officer's or employee's agency of engaging in criminal activity other than mere status as an undocumented alien or (ii) the dissemination of such information is necessary to apprehend a person suspected of engaging in criminal activity, other than mere status as an undocumented alien or (iii) such disclosure is necessary in furtherance of an investigation of potential terrorist activity.

County departments and agencies shall promulgate such rules as may be appropriate to detail circumstances in which confidential information may or may not be disclosed pursuant to this policy. Any county officer or employee other than law enforcement officers with a question relating to the disclosure of confidential information under this section shall consult with the Corporation Counsel.

Section 3. Information regarding immigration status.

- (a) A county officer or employee, other than law enforcement officers, shall not inquire about a person's immigration status unless:
 - (1) Such person's immigration status is necessary for determination of program, service or benefit eligibility or the provision of county services; or
 - (2) Such officer or employee is required by law to inquire about such person's immigration status.
- (b) Law Enforcement Officers.
 - (1) For purposes of this subsection, "criminal activity" means unlawful activity other than status as an undocumented alien.
 - (2) Law enforcement officers shall not disclose any and all information relating to a person's immigration status unless such disclosure is mandated by law.
 - (3) Law enforcement officers shall continue to cooperate with federal authorities in their investigation of criminal activity when requested, unless such cooperation is prohibited by Section 3(b)(2) of this resolution.
 - (4) Law enforcement officers and other employees shall not inquire about the immigration status of crime victims, witnesses, or others who call or approach the police seeking assistance.

Submitted by Supervisors Hendrick, McDonell, and Richmond, April 30, 2009. Referred to PUBLIC PROTECTION/JUDICIARY.

RES. 14, 09-10

CREATING THE DANE COUNTY IMMIGRATION TASK FORCE

It is the policy of Dane County to promote the use of its services by all who are entitled to and in need of them. Individuals may seek and obtain the assistance of county agencies regardless of personal or private attributes, without negative consequences to their personal lives.

Obtaining pertinent information, which is essential to the performance of a wide variety of governmental functions, may be difficult or impossible if some expectation of confidentiality is not preserved. Preserving confidentiality requires that governments regulate the use of confidential information by their employees. In September 2004, the Dane County Board of Supervisors adopted Res. 65, 04-05, "Dane County Privacy Policy Concerning Access to County Services," which defined confidential information and specified that county employees not disclose such information except in certain situations.

Concern remains among community members regarding disclosure of confidential information, particularly immigration status, to law enforcement officers. According to the Sheriff's Office, individuals removed by the United States Immigration and Customs Enforcement (ICE) generally committed serious offenses. Of the 14,142 bookings into the Dane County jail during 2008, there were 315 instances where the individual was not a U.S. citizen and notification was sent to ICE. ICE placed a hold on a third of these individuals (105), and in 75 cases ICE removed the individuals from the Dane County jail. The majority were removed as a result of a Statute crime, such as dealing drugs, theft, or domestic violence, or as a result of repeated drunk driving.

The National Association of Counties (NACo) currently has an initiative to encourage counties to engage in a civil dialogue on immigration. The president of NACo has made immigration issues a priority and hopes counties can build consensus on the local level.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors hereby emphasizes that it is the county's policy on privacy not to disclose "confidential information" including immigration status, for individuals seeking access to county services, including those who are victims or witnesses of crime, are involved in traffic stops, or are seeking public health services or other services.

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors hereby establishes the Dane County Immigration Task Force.

BE IT FURTHER RESOLVED that the task force shall have nine members representing the range of community interest including members of the immigrant community and faith community, as well as representatives of the criminal justice system, schools, and public health, appointed by the County Board Chair.

BE IT FURTHER RESOLVED that the task force shall have the following duties and mission:

- Insure that Dane County complies with the federal requirements of U.S. Immigration and Customs Enforcement.
- Improve relations between Dane County law enforcement and the immigrant community; and
- Work with the National Association of Counties to identify examples from other counties throughout the country regarding approaches to improve relations between the criminal justice system and the immigrant community.

BE IT FINALLY RESOLVED that Office of the Corporation Counsel shall provide administrative and technical support for the task force.

Submitted by Supervisor McDonell, April 30, 2009. Referred to PUBLIC PROTECTION/JUDICIARY/JUDICIARY.

ORD. AMDT. 2, 09-10

**AMENDING CHAPTER 75 OF THE DANE COUNTY CODE OF ORDINANCES,
REGARDING LOTS EXEMPT FROM THE REQUIREMENT OF A SUBDIVISION PLAT OR CERTIFIED
SURVEY MAP**

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Subsections (2), (6) and (14) of section 75.06 are amended to read as follows:

75.06 DEFINITIONS. For the purpose of this chapter certain words or phrases used herein are defined as follows:

(2) *Committee.* The Dane County Zoning and Natural Resources Land Regulation Committee.

(6) *Land division.* A division of a parcel of land which is not a subdivision and which creates less than five lots, parcels or building sites, ~~of 35 acres each or less in area, regardless of whether the act of division also creates one or more lots, parcels or building sites on 35 acres or more unless the new lots or parcels are land not available for development as defined by sub. (6m).~~

(14) *Subdivision.* A division of a parcel of land where the act of division creates either:

(a) Five or more lots, parcels or building sites ~~of 35 acres each or less in area;~~ or

(b) Five or more lots, parcels or building sites ~~of 35 acres each or less in area~~ by successive divisions within a period of five years; unless the parcels under either sub. (a) or (b) is land not available for development as defined by sub. (6m).

~~(c) All area calculations are to be exclusive of any dedications, rights-of-way, easements or reservations.~~

ARTICLE 3. Subsection (6m) of section 75.06 is created to read as follows:

(6m) Land not available for development. A parcel of land that meets the following criteria:

(a) Is more than 35 acres in area; and

(b) Is restricted exclusively to agricultural or conservation use pursuant to the zoning ordinance, Chapter 10. If such parcel is subsequently rezoned for development, the requirement of a plat or certified survey map shall apply at the time of such rezoning.

ARTICLE 4. Subsection (18) of section 75.06 is repealed.

~~(18) Lot. A land area of 35 acres or less.~~

[EXPLANATION: This amendment provides that parcels that are less than 35 acres are exempt from the requirements for a subdivision plat or certified survey map if the land is not available for development as defined by the ordinance.]

Submitted by Supervisors Vogel and Hendrick, May 7, 2009. Fiscal and Policy Notes not required.
Referred to ZONING & LAND REGULATION.

ORD. AMDT. 3, 09-10

**AMENDING CHAPTER 17, REGARDING OFFICIAL MAP REVISIONS INCORPORATING A DAM FAILURE
ANALYSIS APPROVED BY THE WDNR FOR ACROSS MOEN CREEK IN STEWART PARK**

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 17.05(2) is amended to read as follows:

17.05 GENERAL PROVISIONS.

(2) Official map and revisions. The boundaries of all floodplain districts are designated as floodplains or A-Zones on the map listed below and the revisions in the Dane County Floodplain Appendix. Any change to the base flood elevations (BFE) in the Flood Insurance Study (FIS) or on the Flood Insurance Rate Map (FIRM) must be reviewed and approved by the DNR and FEMA before it is effective. No changes to regional flood elevations (RFE's) on non-FEMA maps shall be effective until approved by the DNR. This map and revisions are on file in the office of the Dane County Zoning Administrator. If more than one map or revision is referenced, the most restrictive information shall apply.

OFFICIAL MAP :

4(a) Flood Insurance Rate Map (FIRM) dated January 2, 2009 for unincorporated Dane County, with corresponding profiles that are based on the Flood Insurance Study (FIS) dated January 2, 2009, volumes 55025CV001B-002B. The official map applicable to Dane County unincorporated areas include panel numbers: 55025C0011G, 55025C0012G, 55025C0013G, 55025C0014G, 55025C0020G, 55025C0045G, 55025C0050G, 55025C0086G, 55025C0088G, 55025C0089G, 55025C0100G, 55025C0125G, 55025C0150G, 55025C0152G, 55025C0154G, 55025C0156G, 55025C0157G, 55025C0158G, 55025C0159G, 55025C0162G, 55025C0165G, 55025C0166G, 55025C0167G, 55025C0169G, 55025C0176G, 55025C0180G, 55025C0185G, 55025C0188G, 55025C0189G, 55025C0190G, 55025C0195G, 55025C0210G, 55025C0218G, 55025C0219G, 55025C0220G, 55025C0225G, 55025C0228G, 55025C0229G, 55025C0235G, 55025C0236G, 55025C0237G, 55025C0238G, 55025C0239G, 55025C0241G, 55025C0242G, 55025C0243G, 55025C0244G, 55025C0251G, 55025C0252G, 55025C0253G, 55025C0254G, 55025C0258G, 55025C0259G, 55025C0261G, 55025C0262G, 55025C0263G, 55025C0264G, 55025C0266G, 55025C0267G, 55025C0268G, 55025C0269G, 55025C0279G, 55025C0285G, 55025C0286G, 55025C0287G, 55025C0288G, 55025C0289G, 55025C0293G, 55025C0295G, 55025C0303G, 55025C0304G, 55025C0305G, 55025C0310G, 55025C0312G, 55025C0315G, 55025C0316G, 55025C0317G, 55025C0320G, 55025C0330G, 55025C0335G, 55025C0340G, 55025C0345G, 55025C0352G, 55025C0355G, 55025C0356G, 55025C0357G, 55025C0360G, 55025C0365G, 55025C0370G, 55025C0376G, 55025C0377G, 55025C0378G, 55025C0379G, 55025C0381G, 55025C0382G, 55025C0383G, 55025C0389G, 55025C0390G, 55025C0393G, 55025C0394G, 55025C0401G, 55025C0402G, 55025C0403G, 55025C0406G, 55025C0413G, 55025C0416G, 55025C0417G, 55025C0419G, 55025C0426G, 55025C0427G, 55025C0431G, 55025C0432G, 55025C0433G, 55025C0434G, 55025C0436G, 55025C0437G, 55025C0438G, 55025C0439G, 55025C0441G, 55025C0442G, 55025C0443G, 55025C0444G, 55025C0451G, 55025C0452G, 55025C0453G, 55025C0454G, 55025C0456G, 55025C0457G, 55025C0458G, 55025C0459G, 55025C0465G, 55025C0466G, 55025C0467G, 55025C0470G, 55025C0478G, 55025C0479G, 55025C0480G, 55025C0483G, 55025C0484G, 55025C0485G, 55025C0486G, 55025C0487G, 55025C0490G, 55025C0491G, 55025C0492G, 55025C0493G, 55025C0494G, 55025C0510G, 55025C0525G, 55025C0530G, 55025C0550G, 55025C0552G, 55025C0554G, 55025C0555G, 55025C0556G, 55025C0557G, 55025C0558G, 55025C0559G, 55025C0565G, 55025C0566G, 55025C0567G, 55025C0568G, 55025C0569G, 55025C0576G, 55025C0580G, 55025C0585G, 55025C0590G, 55025C0592G, 55025C0601G, 55025C0602G, 55025C0605G, 55025C0606G, 55025C0607G, 55025C0608G, 55025C0609G, 55025C0611G, 55025C0615G, 55025C0620G, 55025C0626G, 55025C0627G, 55025C0628G, 55025C0629G, 55025C0635G, 55025C0636G, 55025C0637G, 55025C0638G, 55025C0639G, 55025C0645G, 55025C0656G, 55025C0657G, 55025C0658G, 55025C0659G, 55025C0666G, 55025C0667G, 55025C0670G, 55025C0675G, 55025C0700G, 55025C0725G, 55025C0731G, 55025C0732G, 55025C0750G, 55025C0780G, 55025C0785G, 55025C0802G, 55025C0805G, 55025C0806G, 55025C0810G, 55025C0830G, 55025C0832G, and 55025C0835G.

(b) Dane County Unincorporated Area Flood Insurance Rate Map Panel Numbers 55025C0345G and 55025C0365G, dated January 2, 2009, are hereby amended to include a Dam Failure Analysis approved by the

Wisconsin Department of Natural Resources for the Mt. Horeb Dam across Moen Creek in the SE 1/4 SE 1/4 Section 2, Town of Blue Mounds as depicted by:

1. The floodway map dated January 22, 2009 and titled "Moen Creek Floodway Map;"
2. The flood profiles dated January 22, 2009 and titled "Moen Creek Dam Failure Profile;" and
3. The floodway data table dated January 22, 2009 and titled "Moen Creek Floodway Data."

[EXPLANATION: This amendment would change portions of the West 1/2 Section 1 and East 1/2 Section 2, Town of Blue Mounds, and the South 1/2 Section 35, Town of Vermont from the General Floodplain district to the Floodway district. The areas affected by potential dam failure are downstream of the Moen Creek Dam in Stewart Park, owned by the Dane County Parks Division. No new development would be permitted in the Floodway area. Dane County was ordered to make this change by the WDNR Dam Safety Department as part of their normal inspection process.]

Submitted by Supervisors Miles and Gau, May 7, 2009. Fiscal and Policy Notes not required.
Referred to ZONING & LAND REGULATION.

RES. 17, 09-10

BUY LOCAL, BUY AMERICAN WITH ECONOMIC RECOVERY FUNDS

The economic downturn is having a critical impact on Americans who are struggling to maintain or find jobs in an increasingly difficult environment. Those same Americans are the taxpayers that provide the revenue needed to operate essential government services.

Congress approved and President Obama signed into law an economic stimulus package, the American Recovery and Reinvestment Act, that will provide billions of dollars to help economically distressed state and local governments to provide jobs to out of work Americans through infrastructure rebuilding, green energy projects and other projects that will require manufactured components.

The stimulus funding should be spent to maximize the creation of American jobs and restore the economic vitality of communities. Any domestically produced products that are purchased with economic recovery plan monies will help struggling American families and will stabilize the economy.

Economic recovery spending should, to the extent possible, include a commitment to buy materials, goods and services for projects from companies that are produced within the United States and that employ American workers.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors hereby approves a policy for the expenditure of federal economic stimulus funds to require, to the extent possible, the County purchase products or services that are grown, produced or performed locally in Dane County or in Wisconsin.

BE IT FINALLY RESOLVED that if such products or services cannot be procured locally, then to the extent possible Dane County shall use economic stimulus funds to purchase products or services that are grown, produced or performed in the United States.

Submitted by Supervisors Miles, Gau, Downing, Wheeler, Solberg, Levin, Rusk, Salov, Hendrick, Vedder, Erickson, Stoebig, O'Loughlin, Ferrell, Richmond, Wiganowsky, DeSmidt, Schlicht, Manning, Stubbs, de Felice, Opitz, Hampton, Schmidt, Hulseley and Veldran, May 7, 2009. Fiscal and Policy Notes not required.
Referred to PERSONNEL/FINANCE.

RES. 18, 09-10

SUPPORTING LEGISLATION REGARDING LOANS FOR ENERGY EFFICIENCY IMPROVEMENTS

The federal American Recovery and Reinvestment Act provides funding for local governments to implement energy efficiency improvements through the Energy Efficiency and Conservation Block Grant program. In addition to using the federal funds to improve the efficiency of governments buildings, local governments may allocate funds for community-based programs. Dane County anticipates receiving \$2.26 million in Energy Efficiency and Conservation Block Grant funding.

The City of Berkeley, California has implemented a program to provide homeowners with funding for the initial cost of solar home heating systems. Homeowners are then able to repay the loan on an installment basis through special charges on their property taxes. This sort of program has not been possible in Wisconsin because current law does not allow local governments to levy special assessments on the property tax bill to be repaid in installments.

A bill currently pending in the Wisconsin Legislature, Assembly Bill 255, would permit counties, municipalities, villages and towns to provide loans for energy efficiency improvements to residences. The homeowners would be able to repay these loans via special charges on their property tax bills. In this way, the savings that a homeowner realizes in energy costs as a result of investment in energy efficiency or alternative energy improvements could then be used to repay the initial costs of the measures.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors urges the members of the Dane County legislative delegation to support the provisions in Assembly Bill 255 which permit counties, municipalities, villages and towns to provide loans for energy efficiency improvements to residences and further allows residents to repay these loans through special charges on their property tax bills which could be paid in installments.

BE IT FINALLY RESOLVED that a copy of this resolution be sent to the Dane County legislative delegation, and Governor James Doyle.

Submitted by Supervisors McDonell, Downing, Schmidt, Veldran, Ripp, Erickson, Vedder, Hulsey, Gau, Salov, de Felice, Hendrick, Opitz, Richmond, O'Loughlin and Stoebig. Fiscal and Policy Notes not required.
Referred to EXECUTIVE.

RES. 19, 09-10

CHANGE ORDER FOR STEWART LAKE SHORELINE DREDGE

The Department of Public Works, Highway & Transportation received bids for Stewart Lake Shoreline Dredge, Mt. Horeb, Wisconsin, Bid #309005, with a contract being awarded to Hammersley Stone Co., Inc. for the Base Bid amount of \$35,880.00.

The Alternate #1 – add \$16,500.00 for stone & unit pricing – is based on grant availability and was added as an option to be done by change order.

Grant funds are now available for Change Order No. 1 to be completed.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors approves and authorizes this Change Order; and

BE IT FINALLY RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Change Order

Submitted by Supervisors Opitz, Veldran, Schmidt, Downing, Wiganowsky and Gau, May 7, 2009.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 20, 09-10

APPROVING SHORT-TERM LEASE FOR INTERIM SPACE DURING JOB CENTER REMODELING

An extensive remodeling project is commencing at the Dane County Job Center. The extent of the remodeling will require the relocation of county and state employees during the project term. A large meeting and training room will be used to accommodate the staff relocations within the building.

Space, located at 1203 North Sherman Avenue in the shopping center adjacent to the Job Center, is available to replace the meeting and training space being used for staff offices during the remodeling project. This allows the Job Center to continue providing an acceptable level of services during the remodeling without displacing staff outside the building. A lease for up to 24 months has been negotiated with the Alexander Company for 3,000 square feet of that space. The annual rental rate is \$8.50 per square foot or \$2,125 per month on a net basis. Minor demolition, clean up, utilities and common area maintenance will be paid by the county. Funding for the surge space is available in the remodeling project budget.

NOW, THEREFORE, BE IT RESOLVED that the County of Dane does hereby approve and authorize entering into the above-described lease, and

BE IT FINALLY RESOLVED that the Dane County Clerk and the County Executive are hereby authorized to execute the lease with the Alexander Company on behalf of the County of Dane.

Submitted by Supervisors Vedder, Levin, Wheeler and Bruskewitz, May 7, 2009.

Referred to HEALTH & HUMAN NEEDS, PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 21, 09-10

PROVIDING SUPPORT FOR TOWN OF VIENNA HIGH WATER RELIEF

County Highway V and Patton Road in the Town of Vienna has flooded repeatedly in 2008 and again this spring. In March of this year CTH V was closed to all but immediate local traffic and permanent road closure barriers were erected in the north quadrant of Patton Road.

The closure of CTH V has prompted a shift of normal and heavy load traffic to local town roads, causing high road damage. The town has spent approximately \$35,000 in emergency road base repairs to keep local roads open to traffic, and anticipate reconstruction costs of \$300,000.

The closure of CTH V has also created difficulty in the normal delivery of public services, including mail delivery, trash and recycling collection, and school bus service. There are also concerns regarding the length of time required for emergency services, such as law enforcement, fire and EMS to reach areas affected by the road closure.

To address the flooding of Patton Road and CTH V, the Town of Vienna approved a high water relief plan to channel the water away from the roads. The estimated cost of constructing the high water relief channel and implementing a relief plan is \$50,000, with additional possible down stream property damages not to exceed \$50,000. The total cost of the down stream property damages may not be known until late in the year. Other options such as raising the level of CTH V would cost over \$700,000 – far more than building a channel for the water.

The Town of Vienna has requested that Dane County provide 50 percent cost sharing of the final costs, including possible downstream damages associated with implementing the plan to reduce the high water levels in the CTH V and Patton Road areas.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors approves the expenditure of funds to provide 50 percent of the cost to construct a channel as part of the Town of Vienna high water relief plan for CTH V and Patton Road if the proper approvals are obtained at an estimated cost to Dane County not to exceed \$25,000.

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors approves the expenditure of funds to provide 50 percent of the cost to compensate land owners for downstream damages associated with implementing the high water relief plan, in an amount estimated to be \$50,000, at a cost to Dane County not to exceed \$25,000.

BE IT FURTHER RESOLVED that the CTH V High Water Relief account be created in the Department of Public Works, Highway and Transportation and \$50,000 be transferred from highway maintenance funds to the CTH V High Water Relief account.

BE IT FURTHER RESOLVED that the Dane County Executive and the Dane County Clerk are hereby authorized to execute, on behalf of the County of Dane, an agreement with the Town of Vienna incorporating the cost sharing arrangement for the high water relief channel and the possible downstream damages realized 2009, and limiting the extent of any future liability for downstream damage.

BE IT FINALLY RESOLVED that the Dane County Board of Supervisors acknowledges the importance of re-opening CTH V at the earliest possible date.

Submitted by Supervisors Ripp, O'Loughlin, Gau and Opitz, May 7, 2009.

Referred to PERSONNEL/FINANCE, PUBLIC PROTECTION & JUDICIARY and PUBLIC WORKS & TRANSPORTATION.

COMMUNICATIONS

Claim from AT&T against Public Works for damage to vehicle caused by plow truck. Referred to PUBLIC PROTECTION/JUDICIARY.

Notice of Entry of Order US Bank vs. Aimee K. Haas. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from Cammie Tracy against Sheriff for damage to property. Referred to PUBLIC PROTECTION/JUDICIARY.

Forest County – Resolution Opposing the Governor’s Proposed Changes to Insurance Laws and 2009 Senate Bill 20. Referred to EXECUTIVE.

Chippewa County Resolution 9-09 – Requesting that the State of Wisconsin Department of Corrections Increase Reimbursement Payments for State Probation and Parole Prisoners Held in the Chippewa County Jail. Referred to EXECUTIVE.

ORD. AMDT. 4, 09-10

AMENDING CHAPTER 54 OF THE DANE COUNTY CODE OF ORDINANCES, REGARDING PARKING FEES AT THE ALLIANT ENERGY CENTER

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 54.21 is amended to read as follows:

54.21 PARKING REGULATIONS CONTINUED; IMPOSITION OF FEES. (1) There is hereby imposed a fee of ~~\$5.00~~**5.50** for the entry of a motor vehicle onto Alliant Energy Center grounds.

(2) There is hereby imposed a fee of ~~\$15.00~~**16.50** for the entry of a bus onto Alliant Energy Center grounds. This fee shall not apply to a bus which does not remain on Alliant Energy Center grounds after discharge of passengers or which enters Alliant Energy Center grounds for the sole purpose of picking up passengers; such buses are fee exempt.

(3) There is hereby imposed a fee of ~~\$4.50~~**5.00** per day for an exhibitor's pass. An exhibitor's pass is a pass issued to a person who is presenting an exhibit at the Alliant Energy Center and shall entitle the holder thereof to bring his or her motor vehicle onto the grounds of the Alliant Energy Center. When authorized by the Alliant Energy Center executive director, an exhibitor's pass may also be issued to a non-exhibitor for the purpose of allowing the holder admission on the dates specified on the pass.

ARTICLE 3. NON-CODE PROVISION. The effective date of this amendment shall be July 1, 2009 or the day after publication of the adopted amendment, whichever is later.

[EXPLANATION: This amendment increases parking fees at the Alliant Energy Center to take effect on July 1, 2009 or the day after publication of the adopted amendment, whichever is later.]

Submitted by Supervisors Opitz and Veldran, May 21, 2009.

Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 25, 09-10

**ACCEPTANCE OF A WI DNR GRANT – SURVEY OF THREE FLOODPLAIN LAKES
OF THE LOWER WI RIVER**

Dane County Land & Water Resources – Lakes & Watersheds Division has received a State of Wisconsin Department of Natural Resources Lake Planning Grant for \$3,000. The purpose of the grant is to survey three floodplain lakes of the Lower Wisconsin Riverway in Dane County: Fishers Lake, Heiney’s Slough and an Unnamed oxbow, all lakes with little or no baseline data despite their high ecological significance in the riverway.

The survey will collect baseline water quality and plant data, identify critical habitats, document land uses and model phosphorus loading and recommend management approaches to resource partners. Herbarium samples will be provided to the UW Herbarium and the final report will contain all raw data collected as well as findings, analysis and recommendations. Results will be published via news release, County website, fact sheets and presented at a public meeting.

The Lakes & Watershed Division 2009 budget includes funds needed for the grant matching requirement.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors and the Dane County Executive hereby accept the grant award from the Wisconsin Department of Natural Resources totaling \$3,000.

BE IT FURTHER RESOLVED that new expense and revenue accounts “Survey of Lower WI Rivers Grant” be established under the Lakes & Watershed Budget for \$3,000 and that these funds be carried forward until expended.

Submitted by Supervisor Hulsey, May 21, 2009.

Referred to PERSONNEL/FINANCE and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

RES. 26, 09-10

**AUTHORIZING ACCEPTANCE OF FUNDS FOR DANE COUNTY
STREAMBANK EASEMENT PROGRAM**

The Federation of Fly Fishers have approved a grant of \$1,000 to be used for the Dane County Streambank Easement Program. The Federation of Fly Fishers is the federal organization of The Badger Fly Fishers. They would like this grant to be used in providing all anglers permanent access to our Dane County streams. The County is very thankful for their support and generous contribution toward protecting and improving fishing access on our trout waters.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors and the Dane County Executive hereby accept \$1,000 from the Federation of Fly Fishers.

BE IT FINALLY RESOLVED that revenue account LWLEGACY 84395 Streambank Easement Revenue and account LWLEGACY 58701 Streambank Easement Expense be increased by \$1,000. These funds shall be carried forward until expended.

Submitted by Supervisors Ripp and Kostelic, May 21, 2009.

Referred to PERSONNEL/FINANCE and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

RES. 27, 09-10

**AUTHORIZING THE MARKETING OF LAND IN COUNTY PROPERTY
IN THE TOWN OF WESTPORT FOR MINERAL EXTRACTION**

The county owns approximately 320 acres of land in the Town of Westport on State Highway 19. Portions of this land are currently used as the Dane County Law Enforcement Training Center (DCLETC) and as a compost site for yard waste. The balance of the land is currently leased for agriculture cultivation. Analysis has determined that this land also contains an aggregate mineral resource.

Among the options the county might explore for the 2010 budget is the sale of portions of the 320 acres for the development of this aggregate resource. This would be done without impacting the DCLETC, or the areas designated as DCLETC expansion areas. To effectively budget for this potential transaction will require significant lead-time for the marketing of the property and approval of a mineral extraction permit.

THEREFORE, BE IT RESOLVED that staff from the Departments of Administration and Land and Water Resources are authorized to pursue proposals from potential mineral resource developers for the purchase or lease of portions of the 320 acres provided that any agreement for the sale of the land be brought to the County Board for approval.

Submitted by Supervisor Hulsey, May 21, 2009.

Referred to PERSONNEL/FINANCE, PUBLIC WORKS & TRANSPORTATION and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

RES. 28, 09-10

**ENCOURAGING DANE COUNTY MUNICIPALITIES AND RESIDENTS TO PREVENT PHOSPHORUS
RUNOFF INTO THE COUNTY'S LAKES AND STREAMS BY PROPER DISPOSAL OF LEAVES
AND YARD WASTE**

The Dane County Board of Supervisors finds that Dane County's lakes, streams and watersheds are a natural asset which enhance the environmental, recreational, cultural and economic resources of the area and contribute to the general health and welfare of the public. The Board further finds that reducing the amount of leaves and nutrients and contaminants from decaying leaves and other yard waste entering storm sewers and drainage ditches will improve and maintain lake and watershed water quality. The Board further finds that regular municipal leaf pick up schedules would ensure that leaves and yard waste do not remain on turf long enough to kill grass, thereby preventing erosion, and would also reduce the amount of leaves that get into the street from natural processes such as wind and rain.

Phosphorus entering our lakes from runoff is a major source of nutrients that result in excessive growth of blue-green algae in Dane County lakes. Urban areas contribute a significant amount of this phosphorus. The urban contribution varies with each lake, but organic material from streets contribute as much as 35 percent of the phosphorus from urban land uses. This constitutes one of the largest sources from urban areas. Leaf litter is one significant source of phosphorus to a street. Based on the relative area of street versus yards in the neighborhoods, as much as 60 to 75 percent of the leaves fall on the non-street areas. Thus, significant benefits would be expected by keeping yard leaves and waste out of the street.

Outreach will provide an effective tool to achieve the desired outcomes of this resolution. Success depends upon the distributed effort of residents to better manage leaves and debris that originates on their properties. Thus, outreach activities and participation of residents are essential. Outreach activities must be directed towards both area residents and municipalities.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors hereby encourages municipalities and residents of Dane County to take the following actions:

1. Residents should keep leaves and other yard waste out of the street by composting, mulching, vacuuming, or placing them in collection areas designated by their municipality.
2. If yard waste are piled near the curb for pick up, it should not extend into the street, street gutter or unvegetated channel. Residents should avoid depositing or dumping yard waste in any area where leaching of decaying yard waste will enter any storm sewer.
3. Municipalities should either regularly pick up leaves and other yard waste, or provide options for locations where residents can take leaves and other yard waste to drop off, or compost areas located where yard waste and leaching of decaying yard waste will not enter any storm sewer, street gutter or unvegetated channel. Municipalities with yard waste pick-up service should provide information to residents regarding the times that their yard waste is scheduled to be picked up.
4. Municipalities should regularly remove leaves and other tree debris that falls naturally into the streets.

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors directs and encourages the Lakes and Watershed Commission and the Land and Water Resources Department to work with the Madison Area Municipal Storm Water Partnership to develop an outreach plan that engages the public in effective outreach programs regarding leaf disposal with Dane County municipalities and residents.

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors supports the “Love Your Lakes, Don’t Leaf Them” campaign started by several watershed groups in central Dane County and the Madison Area Municipal Storm Water Partnership and encourages that this program be expanded countywide.

BE IT FINALLY RESOLVED that the Dane County Board of Supervisors encourages the Land and Water Resources Department and the Lakes and Watershed Commission to cooperate with, and apply for grants from, the Wisconsin Department of Natural Resources to improve input estimates of and strategies for dealing with leaf and yard waste management and storm water runoff.

Submitted by Supervisors Jensen, Erickson, Hulsey and Miles, May 21, 2009. Fiscal and Policy Notes not required.

Referred to EXECUTIVE and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

RES. 29, 09-10

AUTHORIZING THE PURCHASE OF LAND AT CAM-ROCK COUNTY PARK – CHRISTENSEN

The Department of Land & Water Resources (LWRD) has negotiated the acquisition of land in the Village of Rockdale owned by Mary Christensen. The property is a residential lot (approximately 1/2 acre) identified for acquisition in the Cam-Rock Park Master Plan Report (adopted by the Dane County Board in Resolution 283, 07-08).

The property will fill the only gap in a multi-use trail corridor that will connect the Villages of Cambridge and Rockdale. The trail will run the entire length of Cam-Rock County Park and will also provide linkages to

various points of interest throughout the park. Additionally, the Village of Cambridge is currently pursuing a trail that will connect the Village north to the Glacial Drumlin State Trail.

Discussions with the seller have been underway since 2005. A purchase price of \$160,000 has been established and the seller has the right to lease back the property for two years. The lease provision will not impact the County's ability to build the trail, which will be on the far eastern edge of the lot. Once the lease term has ended, the house will be sold in order to recoup a majority of the purchase price.

NOW THEREFORE BE IT RESOLVED, that the Dane County Board of Supervisors and the Dane County Executive hereby authorize the purchase of 305 Sheldon Street from Mary Christensen for \$160,000 plus associated costs, according to Wis. Stats. Chapter 27.05(3).

BE IT FURTHER RESOLVED, that the Dane County Clerk and Dane County Executive are authorized to execute a residential lease to Mary Christensen.

BE IT FURTHER RESOLVED that the County Board authorizes this purchase in advance of the 2009 annual borrowing.

BE IT FINALLY RESOLVED, that the Dane County Real Estate Officer or Conservation Fund Manager are authorized to administer the closing and the transfer of the above-mentioned rights to Dane County and the Controller is authorized to issue checks necessary to effectuate the transaction.

Submitted by Supervisors Salov, Ripp, Jensen, Bruskewitz, Wheeler, Matano and Richmond, May 21, 2009.

Referred to PERSONNEL/FINANCE, PUBLIC WORKS & TRANSPORTATION and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

RES. 30, 09-10

AWARD OF CONTRACT FOR CITY-COUNTY BUILDING JAIL SHOWER EPOXY PROJECT

The Department of Public Works, Highway & Transportation reports the receipt of bids for the Jail Shower Epoxy project on 6th & 7th Floor of the City-County Building, 210 Martin Luther King, Jr. Blvd., Madison, WI, Bid No. 309012.

A complete tabulation is on file at the Department of Public Works office. The low qualified bidder is:

Bid Amount: \$_____

The Public Works staff finds the amount to be reasonable and recommends the bid be awarded to _____.

NOW, THEREFORE, BE IT RESOLVED that a Contract be awarded to _____ in the amount of \$_____; and

BE IT FURTHER RESOLVED that the County Executive and the County Clerk be authorized and directed to sign the Contract; and

BE IT FURTHER RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Contract; and

BE IT FINALLY RESOLVED that the Public Works & Transportation Committee shall approve all change orders to the Contract, subject to submission of change orders to the County Board for approval where the sum involves \$20,000 or more than 10% of the original approved Contract amount, whichever is smaller.

Submitted by Supervisors Opitz, Veldran, Schmidt and Wiganowsky, May 21, 2009.

Referred to PERSONNEL/FINANCE, PUBLIC PROTECTION/JUDICIARY, and PUBLIC WORKS/TRANSPORTATION.

RES. 31, 09-10

SUPPORT STATE ACTION ON ELECTRONICS RECYCLING

A 2003 report of the Solid and Hazardous Waste Education Center of UW-Extension has estimated that there are over 2.5 million computer systems and 5.0 million televisions in Wisconsin, and approximately 36,000 tons of scrap electronics discarded a year in Wisconsin. In 2008 the Dane County landfill collected an estimated 800 tons in televisions and computer monitors, and earlier this month collected an additional 500 tons of electronics from a one-day electronic round-up.

Computers, televisions, and other consumer electronics contain lead, cadmium, mercury, hexavalent chromium, polyvinyl chloride, brominated flame retardants and other toxic materials that pose hazards to human health and the environment if they are not properly managed. As a result, eighteen states, including Minnesota, Illinois and Michigan, have prohibited the disposal of cathode ray tubes from televisions and computer monitors in municipal landfills or incinerators.

Producers, manufacturers and retailers of these devices should share in the management and proper end-of-life disposal of these products. The Wisconsin Council on Recycling has recommended that a system be developed to divert computers, computer components, and televisions from landfills in Wisconsin with the cost of diversion built into the price of the product. The Governor's Task Force on Waste Materials Recovery and Disposal recommended in December 2006 that state policy be developed to provide environmentally sound recycling and reuse of discarded televisions, monitors, laptops and desktop computers.

Senate Bill 107 has been introduced in the Wisconsin Legislature relating to the sale, disposal, collection, and recycling of electronic devices. The provisions of Senate Bill 107 are consistent with the recommendations on electronic waste made by the Governor's Task Force on Waste Materials Recovery and Recycling.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Dane County Board of Supervisors supports legislation requiring producers of computers, televisions, and certain consumer electronics to take financial responsibility for unwanted products, phase out hazardous materials use in products where alternatives exist, utilize environmentally sound practices for recycling these products, and recycle or dispose of computers in a manner that protects the confidentiality of consumer information.

BE IT FURTHER RESOLVED that state legislation should establish an infrastructure and funding for recycling computers, televisions, and certain consumer electronics, encourage cooperation between producers,

retail stores, recyclers, municipalities, and non-profit organizations, and provide for public education on proper disposal of electronics.

BE IT FINALLY RESOLVED that a copy of this resolution be sent to Governor James Doyle and the Dane County legislative delegation.

Submitted by Supervisors Ripp, Stoebig, Matano and Opitz, May 21, 2009. Fiscal and Policy Notes not required.

Referred to EXECUTIVE.

RES. 32, 09-10

OPPOSING STATE LANDFILL AND SOLID WASTE BUDGET MEASURES

The State of Wisconsin mandated recycling in 1990, requiring towns, villages, cities and counties to establish and pay for recycling programs. Although the State of Wisconsin originally proposed to cost share 66 percent of the costs for establishing and maintaining these programs, the current reimbursement is less than 30% of residential recycling costs. Additionally, the state has used funds from the segregated Recycling Fund to pay for other programs, unrelated to recycling.

In the last State biennial budget, the landfill recycling tipping fee was increased from \$3.00 per ton to \$4, and the environmental repair fee increased from \$0.50 per ton to \$1.60 per ton. The current proposed state budget seeks another increase in the landfill tipping fee of one dollar per ton and an increase in the environmental repair fee from \$1.60 per ton to \$5 per ton. These increases would be implemented in the middle of the budget year for local governments, putting an increased strain on already stressed municipal budgets.

At the same time, key grant programs serving local governments are being reduced or eliminated, including a reduction in the basic recycling grants, and the Clean Sweep program which funded agricultural chemical, household hazardous waste, and unwanted pharmaceutical collection programs.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors opposes state increases in the landfill tipping fee surcharges because of the increased burden these fees place on local governments.

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors opposes the reduction or elimination of recycling and solid waste grant programs.

BE IT FINALLY RESOLVED that a copy of this resolution be sent to Governor James Doyle and to the Dane County legislative delegation.

Submitted by Supervisors Ripp, Stoebig, Matano and Opitz, May 21, 009. Fiscal and Polity Notes not required.

Referred to EXECUTIVE.

RES. 33, 09-10

AUTHORIZING ACCEPTANCE OF GRANT FROM THE NATURE CONSERVANCY

Dane County Department of Land & Water Resources has been awarded a grant from The Nature Conservancy in the amount of \$112,000. This Grant is funded by an award from the McKnight Foundation and Monsanto Company to the Nature Conservancy for continued work in the Mississippi River watershed. The funds will be used in a paired watershed study to evaluate the Wisconsin Buffer Initiative.

The purpose of this grant is to fund conservation activities on the Pleasant Valley Branch and the Ridgeway Branch of the Pecatonica River. These conservation activities include revising and updating conservation plans for farmers that are identified with critical phosphorus pollution impacts, collecting farm inventory data and soil samples from landowners and entering data into the SNAP-Plus model and into a GIS map layer. Plans will be developed with farmers to fix their most critical practices and to start implementation of improved conservation practices.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors and the Dane County Executive hereby accept the grant award from The Nature Conservancy totaling \$112,000 for the purposes identified in the grant proposal.

BE IT FURTHER RESOLVED that account LWRCONSV 81745 Nature Conservancy Grant Revenue be increased by \$72,000 for a total of \$112,000 and account LWRCONSV Nature Conservancy Grant Expense be increased by \$10,000 for a total of \$15,000. These funds shall be carried forward until realized and expended.

Submitted by Supervisors Downing, Stoebig, Jensen, Bruskewitz and Wheeler, May 21, 2009.
Referred to PERSONNEL/FINANCE and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

RES. 34, 09-10

EXEMPTING CERTAIN COUNTY POSITIONS FROM FURLOUGHS

Dane County anticipates shortfalls in the 2009 budget as a result of the on-going economic recession. Revenues are anticipated to be between \$5 and \$6 million less than budgeted while costs for mental health and disability services, Sheriff's Office overtime, and utilities exceed budgeted amounts.

The County Executive has proposed personnel savings of about \$3 million either through layoffs, delay of raises, and/or furloughs as one approach to address the gap in the 2009 budget. She has suggested that furloughs could take a variety of forms, and has pointed out that some County functions require constant staffing, including law enforcement, the Public Safety Communications Center, and the Badger Prairie Health Care Center. Discussion continues with the unions regarding the scope and approach to possible furloughs.

It would be counter-productive to implement a furlough program that includes positions that must be filled 24 hours a day/7 days a week. The County should exempt positions from any furlough plan if the position would need to be covered with someone who would then be earning time and a half overtime, thereby worsening the County's fiscal situation. While this releases some employees from sharing the burden placed on their fellow county employees, it is the logical approach.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors directs the Department of Administration to negotiate with the unions a furlough program which excludes any position that

requires constant staffing and would require payment of overtime to another worker if the position were subject to furloughs.

Submitted by Supervisors Solberg, Schlicht, Jensen, Salov, Ripp, Ferrell, Wiganowsky, Bruskewitz, Hampton, Hendrick, Willett and Gau, May 21, 2009.

Referred to EXECUTIVE and PERSONNEL/FINANCE.

RES. 35, 09-10

**SETTING UP ACCOUNTS TO RECEIVE DONATIONS FOR THE
LYMAN ANDERSON CENTER WOODS**

Lisa Johnson, Horticulture Educator, has received a one-time \$789 grant from the Dane County Environmental Council Community Partners program for the development, coordination and ongoing maintenance of the woods on the grounds of the Lyman Anderson Center at 1 Fen Oak Court. Master Gardener volunteers regularly give of their time to help with pruning and maintenance. Additional revenue may be collected in the future from donations or grants each year.

NOW, THEREFORE, BE IT RESOLVED, that the Dane County Board of Supervisors accept this grant for the Lyman Anderson Woods.

BE IT FURTHER RESOLVED that EXTENSN Lyman Anderson Woods revenue and an EXTENSN Lyman Anderson Woods expense accounts be set up and the \$789 be deposited to the general fund in the revenue account, and then be transferred to the expense account.

BE IT FINALLY RESOLVED that income received in excess of funds expended in the Lyman Anderson Woods budget lines shall be carried forward from year to year in the Lyman Anderson Woods expense line.

Submitted by Supervisors Stoebig, Wheeler, Veldran and Hesselbein, May 21, 2009.

Referred to PERSONNEL/FINANCE and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

RES. 36, 09-10

DEVELOPING AN ENERGY EFFICIENCY REVOLVING LOAN PROGRAM

Dane County will receive \$2.26 million over the next three years through the federal Energy Efficiency and Conservation Block Grant (EECBG) program. Up to 20 percent of these funds, or \$453,400, may be allocated to a revolving loan program.

The Wisconsin Legislature recently approved legislation to permit counties, municipalities, villages and towns to provide loans for energy efficiency improvements to residences. The homeowners would be able to repay these loans via special installment charges on their property tax bills. The savings that a homeowner realizes in energy costs as a result of investment in energy efficiency or alternative energy improvements could be used to repay the initial costs of the measures.

The City of Berkeley, California has implemented a pilot program to provide homeowners with funding for the initial cost of solar home heating systems. Homeowners repay the loan on an installment basis through special charges on their property taxes, via a third party administrative agency.

To develop a similar program in Dane County, funded with a portion of the EECBG money, requires consideration of program focus (alternative energy, energy efficiency, or both); loan amounts and payback period, and details of program administration. The Dane County Energy Task Force should include a revolving loan fund as part of the application for the Energy Efficiency and Conservation Block Grant and subsequently develop program parameters.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors requests the Dane County Energy Task Force to include a revolving loan fund for energy improvements for residences as part of the application for the Energy Efficiency and Conservation Block Grant.

BE IT FINALLY RESOLVED that the Dane County Board of Supervisors requests the Dane County Energy Task Force, in consultation with the County Treasurer, develop the necessary components of a revolving loan fund program patterned after the Berkeley effort to enable Dane County to assist private property owners to finance improvements in building energy efficiency and the installation of solar electric and solar thermal systems.

Submitted by Supervisors Levin, Schmidt, Vogel, DeSmidt, Richmond, Erickson, Manning, Bayrd, Miles, Matano, Salov, Bruskwitz, Veldran, McDonell, Opitz, Kostelic, Hesselbein, Stoebig, Wheeler, Hendrick, Downing, Willett and O'Loughlin, May 21, 2009. Fiscal and Policy Notes not required.

Referred to PERSONNEL/FINANCE, PUBLIC WORKS & TRANSPORTATION and ENERGY TASK FORCE.

RES. 37, 09-10

COUNTY EXECUTIVE APPOINTMENTS

The County Executive has appointed the following persons to the designated commissions, committees and boards. These appointments require confirmation by the County Board.

NOW, THEREFORE, BE IT RESOLVED that the appointments set forth below are confirmed.

Alliant Energy Center Commission

Jim Berkenstadt, 917 Menomonie Lane, Madison 53704 (244-2763-H), to be reappointed. This term will expire 9/1/11.

Gretchen Lowe, 205 Crystal Lane, Madison 53704 (249-5693-H), to be reappointed. This term will expire 9/1/11.

Area Agency on Aging Board

Judith T. Hunter, 1810 Vilas Avenue, Madison 53711 (257-5710-H), to be reappointed. This term will expire 4/17/12.

Judith A. Wilson, 4522 East Buckeye Road, Madison 53716 (221-9555-H, 243-2071-W), to be reappointed. This term will expire 4/17/12.

Civil Service Commission

Peter A. Hill, 1383 Bunker Hill Drive, Sun Prairie 53590 (837-0625-H), to fill the vacant seat previously occupied by Wayne McGown. Mr. Hill is retired from the Wisconsin State Patrol after over twenty years of service. He served for seven years as a State Patrol Trooper and thirteen years as a State Patrol Sergeant. In his duties as Sergeant, he provided direct, first line supervision of law enforcement personnel, maintained personnel records, scheduled shift work, developed employee evaluations, developed/administered/reviewed policy and procedures, administered employee discipline, labor-management relations, union contract interpretation and administration. He conducted employee pre-employment background investigations and served on hiring and promotional boards for both state and other agencies. He investigated citizen complaints and provide responses to the public and employees. He has a B.S. degree in Business Administration from Cardinal Stritch University and is a graduate of the FBI National Academy. This term will expire 6/30/11.

Equal Opportunity Commission

Colleen E. Butler, 1505 Arrowood Drive, Madison 53704 (279-5522-H, 257-1436-W), to be reappointed. This term will expire 1/1/12.

Madison Area Transportation Planning Board (formerly the MPO)

Jerry Mandli, 5804 Aspen Court, McFarland 53558 (266-4039-W), to be reappointed. This term will expire 4/30/11.

Monona Terrace Convention & Community Center Board

Bill DiCarlo, c/o Alliant Energy Center, 1919 Alliant Energy Center Way, Madison 53713, (267-3976-W), to be reappointed. This term will expire 5/1/12.

South Central Rail Transit Commission

Jim Haefs-Flemming, 321 South Owen Drive, Madison 53705 (233-8391-H, 327-7146-W), to be reappointed. This term will expire 4/17/12.

Wisconsin River Rail Transit Commission

Forrest R. Van Schwartz, 12 Connecticut Court, Madison 53719 (274-7955-H, to be reappointed. This term will expire 5/1/12.

Submitted by Supervisor McDonell, May 21, 2009.
Referred to EXECUTIVE

COMMUNICATIONS

- Claim from Lori A. Jones against Public Works for missing property from employee locker. Referred to PUBLIC PROTECTION/JUDICIARY.
- Claim from Verizon against County for damage to property at corner of Loth and S. Bird St., Sun Prairie. Referred to PUBLIC PROTECTION/JUDICIARY.
- Claim from Bobby Evans against Jail for missing property. Referred to PUBLIC PROTECTION/JUDICIARY.
- Dodge County Resolution Opposing the Governor's Proposed Changes to Insurance Laws and 2009 Senate Bill 20. Referred to EXECUTIVE.
- Dodge County Resolution Opposing Proposed Changes to Wisconsin's Prevailing Wage Law. Referred to EXECUTIVE.

Jackson County Resolution 40-5-09 – Opposing 2009 State Assembly Bill 149 Proposing Interest Rate Reduction on Tax Delinquent Properties. Referred to EXECUTIVE.
Langlade County Resolution 28-2009 – Oppose Inclusion of the Revision in Chapter 91, Wisconsin Statutes. Referred to EXECUTIVE.

Petitions for Zoning Reclassification. Referred by Clerk Ohlsen to ZONING & LAND REGULATION.

Petition 10038 – Town of Vermont – Bernhard Magnuson
10039 – Town of Springfield – Albert Meinholz
10040 – Town of Christiana – David Smithback
10041 – Town of Vienna – Henry Land LLC
10042 – Town of Oregon – Grayson & Marjorie Trosper Trust
10043 – Town of Burke – Vetesnik Enterprises LLC
10044 – Town of Dunkirk – Kevin Hanson
10045 – Town of Dunkirk – William Taplick
10046 – Town of Perry – Kenneth Hefty
10048 – Town of Perry – Town of Perry
10049 – Town of Verona – Doerfer Brothers, Inc.

ORD. AMDT. 5, 09-10

**AMENDING CHAPTER 69 OF THE DANE COUNTY CODE OF ORDINANCES,
ADJUSTING SPEED LIMITS ON COUNTY HIGHWAYS**

The County Board of Supervisors of the County of Dane does hereby ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Subparagraph 2. of Subsection 69.03(2)(b) is amended to read as follows:

69.03 SPEED LIMITS. (2) No vehicle shall exceed the following speed limits on the following county trunk highways:

(b) County Trunk Highway “AB”

2. Buckeye Road, City of Madison

Thirty miles per hour from the intersection of USH 51, easterly to ~~Droster Road/Pase Roble Way~~ the east side of the I39 Overhead/Bridge.

ARTICLE 3. Subparagraph 4. of Subsection 69.03(2)(b) is amended to read as follows:

69.03 SPEED LIMITS. (2) No vehicle shall exceed the following speed limits on the following county trunk highways:

(b) County Trunk Highway “AB”

4. Buckeye Road, City of Madison and Town of Blooming Grove

Thirty-five miles per hour from ~~Droster Road/Pase Roble Way~~ the east side of the I39 Overhead/Bridge, easterly to a point 0.50 of a mile southeasterly of its intersection with Sprecher Road.

[EXPLANATION: These amendments lower the speed limit within the developed area of the City of Madison and Town of Blooming Road at Buckeye Road.]

Submitted by Supervisors de Felice, McDonell, Miles, Levin, Manning, Rusk, Veldran, DeSmidt, Schlicht, Hesselbein, Stoebig, Solberg, Bayrd, Vedder, Opitz, Matano, Kostelic, Wiganowsky, Hulsey, Downing, Erickson, Wheeler, and Bruskewitz, June 4, 2009.

Referred to PUBLIC WORKS & TRANSPORTATION.

RES. 38, 09-10

APPROVING LEASE FOR HUMAN SERVICES OFFICES AT VILLAGER CENTER IN SOUTH MADISON

In 1995 the Human Services Department relocated its South Madison Office to 15,000 square feet in the Villager Center at 2322 South Park Street. Approximately 8,400 square feet of additional space near and attached by a rear corridor to the existing county space was added in 2000. The City of Madison has subsequently purchased the Villager Center and is doing extensive remodeling.

The space is to be a combination of 22,400 square feet of semi-private and private offices, with conference, reception, and equipment areas and 685 square feet of storage area at a reduced rental rate. Architectural plans have been developed in consultation with Human Services staff to ensure that they closely duplicate the function of the spaces to be vacated.

The negotiated lease provides for an initial rental rate of \$11.12 per square foot for the office space and \$7.00 per square foot for the storage space with annual 3% office escalators and 2% storage space escalators. Utilities and maintenance are not included in the rent. Janitorial service is to be provided by Dane County Department of Facilities Management or by contract provider, whichever is deemed most beneficial to Dane County.

The term of the lease is for ten (10) years commencing upon substantial completion of the substitute space. Sufficient funds exist in the Human Services budget for the rental of the space as appropriated in the budget.

NOW, THEREFORE, BE IT RESOLVED that Dane County enter into a ten-year lease agreement, as described above, with the City of Madison; and

BE IT FURTHER RESOLVED that the Dane County Clerk and the County Executive are hereby authorized to execute this lease on behalf of Dane County.

Submitted by Supervisors Vedder, Bruskewitz, Wheeler, Levin and Vogel, June 4, 2009.

Referred to HEALTH & HUMAN NEEDS, PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 39, 09-10

**AUTHORIZING MEMORANDA OF UNDERSTANDING REGARDING 2009
PERSONNEL SAVINGS INITIATIVES**

The County has engaged its nine bargaining units in negotiating memoranda of understanding to reduce 2009 personnel costs due to significant project revenue shortfalls. Due to macroeconomic forces, revenues such as sales tax, interest income, and Register of Deeds fees are expected to be well under budget. When these revenue shortfalls are combined with other budget challenges, the total expected budget challenge is projected to be \$8.5 million by the end of the year if no action is taken.

The County has established a personnel savings target of approximately \$3.6 million to improve budget performance in 2009. In addition to this target, the County has implemented other savings initiatives. For example, the County Executive has imposed a hiring freeze and a freeze on conference, training, and travel. The Department of Administration has been working with departments to reduce discretionary expenditures, and the Personnel & Finance Committee has frozen many capital projects in an effort to reduce debt service payments in 2010. These measures are expected to improve 2009 projections and the budget outlook for 2010.

The personnel savings targets are proposed to be achieved with each bargaining unit through memoranda of understanding as a way to prevent reductions in force. The savings target in general would represent a 5% reduction in compensation for employees in each unit if it were implemented mid-year. Due to the unique circumstances of each of the bargaining units, however, these targets may be achieved through a variety of different strategies. The strategies may include across the board wage reductions in exchange for time off or other non-economic benefits, postponing scheduled wage increases, or forgoing payments that are currently prescribed by contract. The target date for implementing the memoranda is July 5, 2009.

NOW, THEREFORE, BE IT RESOLVED that the County Executive is authorized to sign memoranda of understanding with each of the County's bargaining units that will implement personnel savings initiatives totaling approximately \$3.6 million Countywide;

BE IT FURTHER RESOLVED that the Department of Administration regularly inform the Personnel and Finance Committee on negotiation progress and the details of each memorandum that is negotiated.

Submitted by Supervisors Hulsey, Stoebig, Vogel, de Felice, O'Loughlin, DeSmidt and Ripp, June 4, 2009.
Referred to PERSONNEL/FINANCE.

RES. 40, 09-10

AUTHORIZING 2009 PERSONNEL SAVINGS INITIATIVES FOR UNREPRESENTED EMPLOYEES

Compensation and benefits for unrepresented County employees are established by resolution. The County has engaged its nine bargaining units in negotiating memoranda of understanding to reduce 2009 personnel costs due to significant projected revenue shortfalls. The targeted savings from these initiatives is approximately \$3.6 million. This resolution authorizes similar savings initiatives for employees not represented by a bargaining unit. The savings target for this group of employees is approximately \$450,000.

NOW, THEREFORE, BE IT RESOLVED that compensation and benefits for unrepresented employees be modified as specified in Attachment A;

BE IT FURTHER RESOLVED that the Department of Administration is authorized to implement these changes.

Submitted by Supervisors Hulsey, Vogel, DeSmidt, de Felice, O'Loughlin, Stoebig and Ripp, June 4, 2009.
Referred to PERSONNEL/FINANCE.

RES. 41, 09-10

AUTHORIZING THE PURCHASE OF LAND FOR THE ICE AGE TRAIL – CARTER HUDSON, LLC

The Department of Land & Water Resources (LWRD) has negotiated the acquisition of land in the Town of Cross Plains from Carter Hudson LLC. The property will serve conservation and outdoor recreation purposes that have been articulated in multiple public planning initiatives spanning decades, which include: the Cross Plains Unit of the Ice Age National Scientific Reserve, the Ice Age National Scenic Trail Interpretive Site, Cross Plains State Park, the *Wisconsin Land Legacy Report* and the Black Earth Creek Natural Resource Area. The 2005 *Ice Age Trail Trailway Protection Strategy* for Dane County describes the area that includes the Carter Hudson LLC property as follows: “The most significant partially unprotected area of the Dane County Ice Age Trail Corridor occurs near the border of the glaciated region and the Driftless Area.”

Adjacent to the south boundary of the property is the U.S. Fish and Wildlife Service (USFWS) Shovelers Sink Waterfowl Production Area, which provides habitat for a variety of wildlife species such as ducks, geese, shorebirds, wading birds and muskrat. Adjacent to the west boundary of the property is a National Park Service (NPS) property and across the road to the north and a quarter-mile to the west are approximately 340 acres owned by the Wisconsin Department of Natural Resources (WDNR). Purchase of the Carter Hudson LLC property would form the **core area** of these various USFWS, NPS and WDNR -owned lands by connecting them into a consolidated block of public recreation and habitat space.

The property straddles the geologic border between the glaciated region and the unglaciated Driftless Area. On the property are an entire, extinct pro-glacial lake and part of a second such pro-glacial lake that existed 15,000 years ago when the glacier reached its maximum extent. The property includes an intermittent feeder stream to the Black Earth Creek and significant groundwater recharge area. From its lowest elevation to the top of the ridge, the property offers 150 feet of relief. Vistas, especially toward the west, are long and spectacular.

The negotiated purchase price for the approximate 137 acre property is \$23,375 per acre for a total cost of \$3,202,375. The property appraised at \$27,000 per acre (\$4,300,000). Furthermore, the seller has granted an option to purchase the remaining 175 acres that will complete the acquisition by August 2010. The option fee is \$20,000 with a purchase price of \$23,500 per acre for the remaining acreage. The County has worked closely with project partners, including the Ice Age Trail Alliance, the WDNR and NPS to secure state and federal grant dollars. Reimbursement of at least \$2,000,000 is anticipated in 2009 for the first purchase. Furthermore, as part of the partnership discussions, LWRD has reached agreement with DNR staff regarding two opportunities to further offset impacts to the County operating budget. First, the DNR will allow the County to create additional revenue producing recreational opportunities at the Capital Springs Recreation Area and second, the DNR has agreed to implement amenities and oversee management of the Carter Hudson LLC property, thereby relieving the County of the burden to do so.

NOW THEREFORE BE IT RESOLVED, that the Dane County Board of Supervisors and the Dane County Executive hereby authorize the purchase of approximately 137 acres from Carter Hudson LLC for \$23,375 per acre plus associated costs and an option to purchase the remaining 175 acres for \$20,000 according to Wis. Stats. Chapter 27.05(3).

BE IT FURTHER RESOLVED, that the Dane County Clerk and Dane County Executive are authorized to execute documents necessary to maximize cost-sharing from project partners.

BE IT FURTHER RESOLVED, that the County Board authorizes the payment in advance of 2009 annual borrowing.

BE IT FINALLY RESOLVED, that the Dane County Real Estate Officer or Conservation Fund Manager are authorized to administer the closing and the transfer of the above-mentioned rights to Dane County and the Controller is authorized to issue checks necessary to effectuate the transaction.

Submitted by Supervisors Ripp, Bruskewitz, Ferrell and Schlicht, June 4, 2009.

Referred to PERSONNEL/FINANCE, ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES, and PARKS.

RES. 42, 09-10

**TRANSFERRING FUNDS IN THE CAPITAL BUDGET FOR ASBESTOS REMEDIATION
AT 501 E. BADGER ROAD**

The 2009 operating budget includes revenue from the sale of "Badger School" property at 501 E. Badger Road. This property contains asbestos, and the presence of the asbestos has been an impediment to the liquidation of the property. The Public Works department has received bids for the removal of asbestos at a cost of approximately \$30,000.

Prior capital budgets included funds for the remediation of lead contamination at the former Sheriff's firing range in the Town of Verona. This project has been completed at a lower cost than originally anticipated, leaving a surplus of approximately \$30,000.

THEREFORE, BE IT RESOLVED that a new capital account CPADMIN NEW Badger School Remediation and that \$30,000 be transferred from account CPADMIN 58941 (Verona Range Remediation) to the new account.

Submitted by Supervisors Opitz, Schmidt, Veldran, Martz and Wiganowsky, June 4, 2009.

Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 43, 09-10

**APPROVING A CHANGE ORDER AND TRANSFERRING FUNDS FOR INSTALLATION OF A HEAT
EXCHANGER TO SERVE THE PUBLIC SAFETY COMMUNICATIONS CENTER AND OTHER
FIRST FLOOR CCB SPACES**

The county will be undertaking a renovation of the 911 operations center in the fall of 2009. This renovation will include extensive modifications to the HVAC systems serving that area of the City County Building. Space limitations are such that an alternative location is required for the heat exchanging equipment that serves this area.

The County has contracted with Miron Construction to renovate office space on the first floor of the City County Building for the County Clerk and County Board staff. The bid for this project included an alternate for heat exchange equipment that will serve that space and other space on the first floor including the 911 operations center. While the area under renovation for the County Board/County Clerk is the most efficient location for this equipment, the project budget is not sufficient to fund the cost of this alternate. Therefore, a transfer of funds from the 911 center renovation is required to fund this alternate to the Miron Construction bid.

THEREFORE, BE IT RESOLVED that the County Board authorizes the inclusion of the alternate for Miron Construction as change order #1 to the contract in the amount of \$61,978.

THEREFORE, BE IT FURTHER RESOLVED that \$61,978 be transferred from capital account CPPUBSAF 57223 (Communications Center Remodel) to capital account COBRDCAP 58460 (First Floor Office Space) to fund the cost of the change order.

Submitted by Supervisors Opitz, Schmidt, Veldran, Martz and Wiganowsky, June 4, 2009.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 44, 09-10

AUTHORIZING GRANT APPLICATION TO THE STATE OF WISCONSIN WATERWAYS COMMISSION

The Department of Land and Water Resources intends to apply for grant funds with the State of Wisconsin Waterways Commission for Babcock and LaFollette Lock & Dam Improvements.

The State of Wisconsin Waterways Commission requires County Board approval prior to grant application.

THEREFORE, BE IT RESOLVED that the County Board of Supervisors and County Executive hereby authorize applications to the State of Wisconsin Waterways Commission for financial assistance.

BE IT FINALLY RESOLVED that the County Board of Supervisors and County Executive hereby authorize the Land & Water Resources Director to submit grant applications to the State of Wisconsin, submit reimbursement claims along with necessary supporting documentation within 6 months of project completion, submit signed documents and take necessary action to undertake, direct and complete approved projects.

Submitted by Supervisors Hulsey, Manning, Levin, Hesselbein, Miles, Wheeler, Vedder, Richmond, Erickson, Vogel, Wiganowsky, Jensen, Schmidt, Bayrd, Veldran, Downing, Opitz, Willett, Kostelic, Ferrell, and Gau, June 4, 2009.

Referred to PERSONNEL/FINANCE and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

RES. 45, 09-10

AUTHORIZING FLOOD DAMAGE ASSISTANCE TO THE VILLAGE OF OREGON

The 2009 Land & Water Legacy Fund includes the opportunity to provide flood damage assistance to municipalities that purchase and restore properties in order to mitigate and prevent flood damage.

The Village of Oregon has requested assistance for the purchase of two homes adjacent to the Village's Dega/Lerner Park. The Village has already purchased four other homes in the immediate area. All six homes have a history of flooding. All of the homes will be removed and the property will be restored and incorporated into the park and connected to another Village park by a bike/pedestrian path. This path will eventually continue through downtown Oregon to Village parks on the Village's eastside.

Up to \$167,000 will be available to the Village for purchase of the two homes based on actual expenditures. A permanent easement will be recorded against the properties in exchange for the funding, guaranteeing their use for public open space into the future.

NOW THEREFORE BE IT RESOLVED, that the Dane County Board of Supervisors and the Dane County Executive hereby authorize flood damage assistance to the Village of Oregon for up to \$167,000

BE IT FURTHER RESOLVED, that the Dane County Clerk and Dane County Executive are authorized to execute a grant contract and conservation easement regarding use of the funds and properties to be purchased.

BE IT FURTHER RESOLVED, that the County Board authorizes the payment in advance of 2009 annual borrowing.

BE IT FINALLY RESOLVED, that the Dane County Real Estate Officer or Conservation Fund Manager are authorized to administer the closing and the transfer of the above-mentioned rights to Dane County and the Controller is authorized to issue checks necessary to effectuate the transaction.

Submitted by Supervisors Jensen, Hulsey, Miles and Erickson, June 4, 2009.

Referred to PERSONNEL/FINANCE and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

RES. 46, 09-10

SUPPORTING A WISCONSIN PAYDAY LENDING CONSUMER PROTECTION ACT

The payday loan industry entered Wisconsin in 1993 as a direct consequence of state financial deregulation under the Wisconsin Consumer Act, achieving huge growth rates at the expense of Wisconsin consumers. In 1996, two licensed payday lenders operated seventeen offices in the state. By 2008, the number of licensed payday lenders jumped to 530.

Needing quick and easy short-term cash advances, consumers opting for payday lender roll-over loans have been unwittingly victimized by excessive and abusive fees and interest charges, unaffordable repayment terms and a never-ending cycle of high-cost personal debt. In 2005, Wisconsin consumers paid an estimated \$124 million in fees and interest charges to payday lenders.

Wisconsin is the only state in the country with no interest rate cap for consumer loans made by licensed lenders. Payday lenders are lenders other than a commercial bank, savings and loan bank, or credit union. They include check cashing, payday loans, cash advance loans and check advance loans. Payday lenders issue small, short-term, high-interest loans to consumers that are intended to be repaid quickly, usually within two weeks, but often targeted to those unable to do so. The average percentage rate for a payday loan in Wisconsin is 525%.

The Wisconsin Legislature is considering a proposed state law, titled the Payday Lending Consumer Protection Act, to protect against predatory lending by limiting annual percentage interest rates for consumers to 36% annually. This is the same rate cap that Congress enacted in 2007 to protect military service members and their families from predatory lending. The Act will protect against expensive loans to Wisconsin and Dane County citizens that are one of the chief contributors to consumer indebtedness, bankruptcy and foreclosure.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors supports the Payday Lending Consumer Protection Act to limit interest rates for consumer loans made by licensed lenders to 36 percent annually.

BE IT FINALLY RESOLVED that a copy of this resolution be sent to Governor James Doyle and to the Dane County legislative delegation.

Submitted by Supervisors Stoebig, Kostelic, Vogel, Matano, Wheeler, Vedder, Schmidt, McDonell, Hulsey, Miles, Jensen, Richmond, Bayrd, Downing and Veldran, June 4, 2009. Fiscal and Policy Notes not required. Referred to EXECUTIVE.

RES. 47, 09-10

AUTHORIZING ACCEPTANCE OF FUNDS FOR TRACS EQUIPMENT

The Dane County Sheriff's Office has been awarded a grant from the State of Wisconsin, Department of Transportation, for the purchase of equipment related to the TraCS program for the Dane County Sheriff's Office Support Division.

The Dane County Sheriff's Office will be awarded a total of \$22,707. The grant period ends September 30, 2009.

The grant funds will be used to purchase equipment for the deployment of electronic citation and crash reporting, which will provide efficiencies in the issuing of traffic citations, and the completion and processing of crash reports by the Dane County Sheriff's Office staff.

NOW, THEREFORE BE IT RESOLVED that the Sheriff's Office be permitted to accept the TraCS Equipment Grant, administered by the Department of Transportation, in the amount of \$22,707.

BE IT FURTHER RESOLVED that \$22,707 be set up as additional revenue in the Sheriff's Office, Support Services Division, TraCs Equipment Grant Revenue Account (SHRFSUP 83154) and be credited to the General Fund.

BE IT FURTHER RESOLVED that \$22,707 be transferred from the General Fund to the Dane County Sheriff's Office, Support Services Division, TraCS Equipment Grant Expenditure Account (SHRFSUP 48820).

BE IT FINALLY RESOLVED that all unexpended funds and unrecognized revenues from this account be carried forward from the 2009 budget period to the 2010 budget period.

Submitted by Supervisors Rusk, Bayrd, Willett, Kostelic, Schlicht, and Hesselbein, June 4, 2009. Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 48, 09-10

AUTHORIZING A CONTRACT TO ACCEPT HIGHWAY SAFETY GRANT FUNDS FOR A COMMUNITY TRAFFIC SAFETY PROJECT "2009 SUMMER EVENTS."

The Department of Transportation, Bureau of Transportation Safety, State of Wisconsin, is making funds available for participation in an Alcohol Enforcement Initiative. The goal of the federally funded contract is to reduce the number of alcohol related crashes by persons leaving area festivals and community events. The grant includes monies for a "Safe Rider Program" and a media plan.

NOW, THEREFORE BE IT RESOLVED that the Sheriff's Office is hereby authorized to accept \$2,000 from the Department of Transportation, Bureau of Transportation Safety for a 2009 Summer Events grant. \$730 is to be used for materials/supplies and printed advertising, \$520 is to be used by the Dane County Sheriff's Office for an extensive media plan and \$750 is to be used to contract with Student's First Bus Company to provide a bus for the event.

BE IT RESOLVED that \$2,000 be set up as additional revenue in the Sheriff, Field Services Community Safety Project Revenue account (SHRFFLD 80708) and be credited to the general fund

BE IT FURTHER RESOLVED that \$2,000 be transferred from the general fund to the following accounts:

Sheriff's Office Field Services Division:

Media Account-(SHRFFLD 21530)	\$1,250
Contractual Bus Service-(SHRFFLD 21839)	\$ 750
TOTAL	\$2,000

Submitted by Supervisors Rusk, Bayrd, Willett, Kostelic, Schlicht and Hesselbein, June 4, 2009.

Referred to PERSONNEL/FINANCE, PUBLIC PROTECTION & JUDICIARY and PUBLIC WORKS & TRANSPORTATION.

RES. 49, 09-10

AUTHORIZING HAZMAT RISK BASED RESPONSE TRAINING

Dane County Emergency Management applied for and was awarded a training grant from Wisconsin Emergency Management in the amount of \$5,240.

This grant will be used to conduct the class "HazMat Risk Based Response". The class will focus on the application of chemistry within emergency response utilizing detection and monitoring strategies.

NOW, THEREFORE, BE IT RESOLVED that \$5,240 be set up as additional revenue in the Emergency Management, Hazardous Materials Planning Division Training Revenue Account 81812 and be credited to the General Fund and that \$5,240 be transferred from the General Fund to Hazardous Materials Planning Division Training Expense Account 31133.

Submitted by Supervisors Rusk, Bayrd, Willett, Kostelic, Schlicht and Hesselbein, June 4, 2009.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 50, 09-10

INCREASING ALLIANT ENERGY CENTER REVOLVING CASH FUND

The Alliant Energy Center of Dane County has a revolving cash fund that is used to provide beginning change banks for parking ticket sellers, service desks and coat check rooms. The fund was last increased in 2004. In July 2009 the Center will increase its parking fee to \$5.50. This change will require the Center to increase the change bank for \$0.50 and one dollar bills. Since 2004 the business at the Center has also increased. The current \$15,000 revolving cash fund is insufficient to fund all of the necessary change banks. Center staff have reviewed the 2008-09 AEC events and the amounts that would be needed for the \$5.50 parking fee and have determined that the Center needs \$30,000 to supply the necessary funds for the change banks.

NOW THEREFORE BE IT RESOLVED, that the Alliant Energy Center of Dane County Revolving Cash Fund be increased from \$15,000 to \$30,000.

Submitted by Supervisors Opitz, Schmidt, Veldran, Martz, Wiganowsky and O'Loughlin, June 4, 2009.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 51, 09-10

AUTHORIZING AN AGREEMENT WITH THE VILLAGE OF OREGON FOR THE RECONSTRUCTION OF CTH MM AND CTH CC INTERSECTION

The Dane County Department of Public Works, Highway & Transportation and representatives of Village of Oregon have determined that the intersection of CTH "MM" and CTH CC located within the corporate limits of Oregon is to be reconstructed.

The Dane County Department of Public Works, Highway & Transportation has drafted an agreement to cover the cost sharing for the reconstruction project on CTH MM at the intersection of CTH CC.

The Department of Public Works, Highway and Transportation has sufficient funds budgeted in the CTH Construction program account HWCONST-59061 for the design and construction of the project is to be accomplished in accordance with past policies of cost sharing on similar CTH projects.

NOW, THEREFORE, BE IT RESOLVED that the County Executive and the County Clerk be authorized and directed to execute this agreement on behalf of Dane County, with the Village of Oregon.

BE IT FINALLY RESOLVED that any unexpended funds as of December 31, 2009, in the above mentioned accounts be carried forward to 2010.

Submitted by Supervisors Opitz, Schmidt, Veldran, Martz, Wiganowsky, O'Loughlin and Jensen, June 4, 2009.

Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 52, 09-10

AWARD OF CONTRACT FOR SHOOTING RANGE 1 & 4 STEEL BAFFLE PROTECTION

The Department of Public Works, Highway & Transportation reports the receipt of bids for the Shooting Range 1 & 4 Steel Baffle Protection at the Dane County Law Enforcement Training Center, Waunakee, WI, Bid #309007.

A complete tabulation is on file at the Department of Public Works office. The low qualified bidder is:

Total: \$ _____

The Public Works staff finds the amount to be reasonable and recommends the bid be awarded to _____.

NOW, THEREFORE, BE IT RESOLVED that a Contract be awarded to _____ in the amount of \$ _____; and

BE IT FURTHER RESOLVED that the County Executive and the County Clerk be authorized and directed to sign the Contract; and

BE IT FURTHER RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Contract; and

BE IT FINALLY RESOLVED that the Public Works & Transportation Committee shall approve all change orders to the Contract, subject to submission of change orders to the County Board for approval where the sum involves \$20,000 or more than 10% of the original approved Contract amount, whichever is smaller.

Submitted by Supervisors Opitz, Schmidt, Veldran, Martz, Wiganowsky, O'Loughlin and Gau, June 4, 2009.

Referred to PERSONNEL/FINANCE, PUBLIC PROTECTION & JUDICIARY and PUBLIC WORKS & TRANSPORTATION.

RES. 53, 09-10

ESTABLISHING THE DANE COUNTY 2010 CENSUS COMPLETE COUNT COMMITTEE

The United States Constitution requires a Census of the population every ten years. The Census counts people of all ages, races, ethnic groups, and citizens and non-citizens. Population totals from the decennial Census determine the number of seats each state has in the United States House of Representatives and are used to redraw state legislative districts, county supervisory districts, and municipal aldermanic districts. Census information is also used to determine the appropriation of federally funded programs.

The Complete Count Committee is a group of community leaders appointed jointly by the County Executive and the Mayor of the City of Madison for the purpose of developing and implementing a comprehensive 2010 Census awareness campaign in partnership with the U.S. Census Bureau. Communities around the country are forming these committees. The goals of the committee are to:

- ensure an accurate count of every resident,
- ensure an accurate count of most likely undercounted communities,
- achieve a high return of mailed Census surveys,
- make very resident aware of the Census, and
- make every resident aware that the information they provide for the Census is kept in complete confidence.

NOW, THEREFORE, BE IT RESOLVED that Dane County recognizes the importance of the 2010 Census and, to guarantee the most accurate count of county residents as possible, agrees to form a Complete Count Committee jointly with the City of Madison.

BE IT FURTHER RESOLVED that the Complete Count Committee consist of community leaders from throughout Dane County, jointly appointed by the County Executive and the Mayor of the City of Madison.

Submitted by Supervisor McDonell, June 4, 2009. Fiscal and Policy Notes not required.
Referred to EXECUTIVE.

RES. 54, 09-10

COUNTY EXECUTIVE APPOINTMENTS

The County Executive has appointed the following persons to the designated commissions, committees and boards. These appointments require confirmation by the County Board.

NOW, THEREFORE, BE IT RESOLVED that the appointments set forth below are confirmed.

Agricultural Advisory Council

Mary Elvekrog, 2999 Bunker View Road, Sun Prairie 53590 (837-5876-H, 241-1586-W), to be reappointed. This term will expire 5/1/12

John Palmer, 1 Fen Oak Court, Madison 53718 (224-3767-W), to be reappointed. This term will expire 5/1/12

Bob Uphoff, 4581 Meadowview Road, Madison 53711 (222-7389-H), to be reappointed. This term will expire 5/1/12

Dan Ziegler, 2724 Highway T, Sun Prairie 53590 (837-9634-H, 669-5951-C, to be reappointed. This term will expire 5/1/12.

Board of Adjustment

Alan Colvin, 8650 Oak Grove Road, Mount Horeb, Wisconsin 53572 (832-8852-H), due to the resignation of Glenn Reynolds. Mr. Colvin has worked as a Research/Legislative Assistant/ Committee Clerk for the Wisconsin State Assembly and as a Volunteer Coordinator/Site Manager for Independent Living, Inc. He has an Associate Degree in Police Science from M.A.T.C. He served as the Secretary of the Town of Primrose Land Use Committee and is a former member of the City of Fitchburg Plan Commission and the Fitchburg Zoning Board of Appeals. He is Past President of the Mount Horeb Area Lions Club, Past President of the Fitchburg Police & Fire Commission, a former Alderman for the City of Fitchburg, and is Vice President of the Mount Horeb Area Historical Society. This term will expire 6/30/12.

Emergency Medical Services Commission

Eric B. Bauman, 1615 Maple Street, Middleton 53562 (469-6200-H), to fill a citizen seat previous occupied by Stan Olson. Mr. Bauman is a Faculty Associate/Instructor and Research for the University of Wisconsin School of Medicine and Public Health-Anesthesiology. Mr. Bauman is a Registered Nurse and Firefighter/Paramedic and former Police Officer and Deputy Coroner. He has over twenty years of experience working in public safety and health care. He has both a B.S. and M.S. degree in Nursing from the University of Wisconsin-Madison as well as a Ph.D. in Curriculum and Instruction from the University of Wisconsin-Madison School of Education. This term will expire 5/1/10.

Employee-Management Insurance Advisory Committee

Frank Alfano, 4809 Eldorado, Madison 53716 (222-0747-H), to be reappointed. This term will expire 4/19/11.

Barbara Borde, 4014 Zeno St., Madison 53704 (244-3183-H), to be reappointed. This term will expire 4/19/11.

Bernie Reinfeldt, 209 Indian Summer Road, Marshall 53559 (655-3951-H), to be reappointed. This term will expire 4/19/11.

Environmental Council

Kim A. McCain, 3389 Sandy Lee Lane, Madison 53718 (513-3880-H, 692-6392-W), due to the resignation of Preston Schutt. Ms. McCain is an Associate Claims Adjustor at American Family Insurance Company. Ms. McCain has devoted many years in a wide range of community activism and volunteer activities in Dane County, which will be extremely helpful to the Council. She has a personal interest in protecting and restoring natural resources. This term will expire 1/31/10.

Equal Opportunity Commission

Pedro R. Albiter, 1110 North Thompson Drive, Madison 53704 (242-9657-H, 242-4905-W), due to the resignation of Vicki Bankston. Mr. Albiter is employed as a Business Services Representative and Migrant Outreach Specialist for the State of Wisconsin/DWD/Job Service. He is a graduate of the University of Wisconsin-Madison School of Education. He is a current member of the Dane County Task Force on Racial Disparities in the Dane County Criminal Justice System, a member of the M.A.T.C. Community Council of Color, a Migrant Outreach Representative for South Central Wisconsin, and a member of the Dane County Job Center Business Team. He manages the complaint system for the Job Service Migrant Seasonal Farm Worker Program. He has organized, coordinated, and executed Employment Job Fairs to help a very diverse group of job seekers. He has taken cultural competence trainings, court interpreter training, is a certified command Spanish instructor, and has established partnerships with different community based organizations such as Centro Hispano, Centro Guadalupe, Madison Urban Ministry, Latino Chamber of Commerce, Greater Madison Chamber of Commerce, United Way, and is a past winner of the Mike McKinney Award. This term will expire 1/1/12.

Laurie B. Mlatawou, 444 North Few Street, Madison 53703 (255-9455-H, 345-5710-W), due to the resignation of Fabiola Hamdan. Ms. Mlatawou is a Law Clerk/Law Student for Disability Rights Wisconsin. She has completed her second year of law school at the University of Wisconsin-Madison Law School, where she is working to become a civil rights attorney. She is a current member of the Dane County Task Force on Racial Disparities in the Dane County Criminal Justice System. She is the Vice President for Community Affairs for the UW Latina/o Law Students Association and also co-chair of the LLSA Advocacy Committee. At Disability Rights Wisconsin she works on housing and employment discrimination cases as well as voting rights and accessibility issues. She has worked as a bilingual social worker and bilingual research specialist for the Madison Metropolitan School District. This term will expire 1/1/12.

Doua Vang, 5205 Piccadilly Drive, Madison 53714 (212-1304-C, 280-4761-W), due to the resignation of Shiva Bidar-Sielaff. Mr. Vang is Program Manager at Kajsab House, a program of the Mental Health Center of Dane County, Inc., a non-profit center for Hmong individuals. Mr. Vang has a Bachelor's degree in Counseling Psychology and an M.S. degree in Business Management. As Program Manager, he manages twenty staff and a

budget of over \$700,000 including writing proposals, fund raising, organizing, administrating, planning and supervising the day to day operation of the program, preparing quarterly and annual reports, overseeing and making recommendations regarding the program's personnel, hiring, services delivery, program development, quality assurance, risk management, contract compliance, and budget. He was a Clinical Specialist at the Southeast Asian Project of the Mental Health Center, providing assessment, counseling, crisis intervention, and referrals and providing education, career, resettlement, and employment counseling to Southeast Asian refugees. This term will expire 1/1/11.

Housing Authority Board, Dane County

Denise Matyka, 454 Sydney Street, Madison 53703 (255-9252-H, 246-3737-W), to be reappointed. This term will expire 4/15/14.

Lakes & Watershed Commission

Douglas Bach, 2700 Waunona Way, Madison 53713 (221-8042-H), to be reappointed. This term will expire 2/1/12.

Specialized Transportation Committee

Supervisor Tom Stoebig, 4309 Hegg Ave., Madison 53716, to fill one of two seats of a Supervisor representing the City of Madison, due to the resignation of Supervisor Manning. This term will expire 4/20/10.

Submitted by Supervisor McDonell, June 4, 2009.
Referred to EXECUTIVE.

COMMUNICATIONS

- Notice of Foreclosure of Mortgage M&I Marshall & Ilsley Bank vs Vernon C. Brown. Referred to PUBLIC PROTECTION/JUDICIARY.
- Claim from Christopher D. Ripp against Jail for missing personal property. Referred to PUBLIC PROTECTION/JUDICIARY.
- Notice of Foreclosure of Mortgage M&I Marshall & Ilsley Bank vs Michel K. Tsipotou. Referred to PUBLIC PROTECTION/JUDICIARY.
- Notice of Foreclosure of Mortgage Deutsche Bank National Trust Company vs. Michael W. Hicks. Referred to PUBLIC PROTECTION/JUDICIARY.
- Notice of Foreclosure of Mortgage Deutsche Bank National Trust Company vs. Thomas J. Hill. Referred to PUBLIC PROTECTION/JUDICIARY.
- Claim from Antonio Chaidez against Public Works for damage to vehicle caused by snow plow. Referred to PUBLIC PROTECTION/JUDICIARY.
- Communication from Dexter H. Mueller regarding injury from fall at AEC. Referred to PUBLIC PROTECTION/JUDICIARY.
- Claim from State Farm Insurance re. Timothy S. Ryan against Highway for damage to vehicle. Referred to PUBLIC PROTECTION/JUDICIARY.

- Portage County Resolution No. 156-2008-2010 – Resolution Opposing the Governor's Proposed Changes to Insurance Laws. Referred to EXECUTIVE.
- Milwaukee County Resolution to raise the statutory cap on the fee charged by the County Clerk for waiving the 5-day waiting period for a marriage license. Referred to EXECUTIVE.
- Milwaukee County Resolution to eliminate the requirement that the County Clerk provide a "pamphlet" on the causes and affects of fetal alcohol syndrome and replace it with a requirement to provide "information" on the causes and affects of fetal alcohol syndrome. Referred to EXECUTIVE.

Columbia County Resolution No. 20-09 – Opposing the Governor’s Proposed Policy Changes to the Farmland Preservation Program in the Governor’s Budget Bill. Referred to EXECUTIVE.
Outagamie County Resolution No. 8-2009-10 – Resolution opposing reducing the interest rate on delinquent property taxes. Referred to EXECUTIVE.
Wood County Resolution 09-5-6 – To support changing the Register of Deed’s recording fees from a “per page” to a “flat fee” Referred to EXECUTIVE.
Outagamie County Resolution No. 19-2009-10 – Opposition to the Governor’s proposed changes to insurance law included in his 2009 Executive Budget. Referred to EXECUTIVE.
Monroe County Resolution 05-09-02 Opposing 2009 State Assembly Bill 149 Proposing Interest Rate Reduction on Delinquent Property Taxes. Referred to EXECUTIVE.
Grant County Resolution No. 37-08 Opposition to S.149 “Weekend Voting Act” and “2009 Assembly Joint Resolution 2” Referred to EXECUTIVE.
Grant County Resolution No. 38-08 Opposing Proposed Changes to Wisconsin’s Prevailing Wage Law. Referred to EXECUTIVE.
Grant County Resolution No. 39-08 Opposing the Governor’s Proposed Changes to Insurance Laws and 2009 Senate Bill 20. Referred to EXECUTIVE.

ORD. AMDT. 6, 09-10

**AMENDING CHAPTER 62 OF THE DANE COUNTY CODE OF ORDINANCES,
REGARDING FEES CHARGED BY THE SHERIFF FOR SEIZURE OF PROPERTY OR EVICTIONS**

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 62.56 is amended to read as follows:

62.56 SERVICE OF PROCESS FEES. (1) The sheriff shall collect, for each defendant or person served or attempted to be served, a fee of \$40.00 for each service or attempted service of a summons or any other process for commencement of an action, a writ, an order of injunction, a subpoena or any other order. If there is more than one defendant or person at a given address, the sheriff shall collect a fee of \$40.00 for each additional defendant or person served or attempted to be served.

(2) The sheriff shall collect a fee of \$40.00 for each service or attempted service of an execution on a judgment demanding payment thereof or other writ not provided for.

(3) The sheriff shall collect a fee of \$40.00 for each deputy assigned to inventory the property when seizing property on attachment, replevin, execution or evicting on a writ of restitution or writ of assistance, plus all necessary expenses incurred thereby.

(34) For travel in serving any summons, writ or other process, including criminal process, the sheriff shall collect a fee at the current Internal Revenue Service rate for deductible costs for operation of an automobile for each mile actually and necessarily traveled.

[EXPLANATION: This amendment authorizes the Sheriff to charge a fee when executing on a writ of restitution or writ of assistance.]

Submitted by Supervisor McDonell, June 9, 2009.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION/JUDICIARY.

ORD. AMDT. 7, 09-10

**AMENDING CHAPTER 7 OF THE DANE COUNTY CODE OF ORDINANCES,
ELIMINATING SPECIAL MATTERS FROM THE COUNTY BOARD CALENDAR**

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Subsection 7.61(1)B. is amended to read as follows:

7.61 COUNTY BOARD CALENDAR; ORDER OF BUSINESS. (1) The order of business for county board meetings shall be as follows:

B. ~~Special Matters and~~ Announcements

1. ~~Memorial resolutions, proclamations and special presentations (limited to ten minutes)~~

2. Appearances by the county executive

3. Announcements (limited to two minutes)

[EXPLANATION: The amendment made herein removes Special Matters from the County Board Calendar.]

Submitted by Supervisors Hendrick, de Felice, Opitz, Kostelic, Ripp and Miles, June 18, 2009. Fiscal and Policy Notes not required.

Referred to EXECUTIVE.

RES. 57, 09-10

**AWARD OF CONTRACT FOR REMOVAL & REINSTALLATION OF OFFICE FURNITURE FOR DANE
COUNTY JOB CENTER**

The Department of Public Works, Highway & Transportation reports the receipt of bids for the removal, storage & reinstallation of office furniture for the Dane County Job Center Interior Remodel Project at the Dane County Job Center, 1819 Aberg Avenue Madison, WI, Bid No. 309015.

A complete tabulation is on file at the Department of Public Works office. The low qualified bidder is:

Bid Amount: \$ _____

The Public Works staff finds the amount to be reasonable and recommends the bid be awarded to _____.

NOW, THEREFORE, BE IT RESOLVED that a Contract be awarded to _____ in the amount of \$ _____; and

BE IT FURTHER RESOLVED that the County Executive and the County Clerk be authorized and directed to sign the Contract; and

BE IT FURTHER RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Contract; and

BE IT FINALLY RESOLVED that the Public Works & Transportation Committee shall approve all change orders to the Contract, subject to submission of change orders to the County Board for approval where the sum involves \$20,000 or more than 10% of the original approved Contract amount, whichever is smaller.

Submitted by Supervisors Opitz, Martz, Veldran and Schmidt, June 18, 2009.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 58, 09-10

**AUTHORIZING THE SALE OF LAND IN THE TOWN OF MAZOMANIE TO WISCONSIN
DEPARTMENT OF NATURAL RESOURCES**

Resolution 157, 2008-09 authorized the county to purchase land between Walking Iron County Park and the Mazomanie State Wildlife Area in the Town of Mazomanie. The resolution anticipated the purchase of a portion of the property by the Wisconsin Department of Natural Resources (DNR).

An agreement has been reached with the DNR to purchase 150.96 acres of the land adjacent to the Mazomanie State Wildlife Area from Dane County. The land will expand an existing state natural area (SNA). SNAs protect outstanding examples of Wisconsin's native landscape of natural communities, significant geological formations and archeological sites. The agreed upon price \$4,100 per acre, the same price as the county paid, for a total of \$618,936. The County has also applied to DNR grant programs to offset the purchase price on the remainder of the purchase.

NOW, THEREFORE, BE IT RESOLVED that the County of Dane does hereby approve and authorize the sale of 150.96 acres of land in the Town of Mazomanie to the Wisconsin Department of Natural Resources, and

BE IT FURTHER RESOLVED that the Dane County Clerk and the County Executive are hereby authorized to execute the necessary conveyance documents on behalf of the County of Dane, and

BE IT FINALLY RESOLVED that the Dane County Real Estate Officer or Conservation Fund Manager are authorized to administer the closing and the transfer of the above-mentioned real estate to the Wisconsin Department of Natural Resources.

Submitted by Supervisors Ripp and Kostelic, June 18, 2009.
Referred to PERSONNEL/FINANCE, ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and PARKS.

RES. 59, 09-10

AWARD OF CONTRACT FOR HYDRAULIC DREDGE AT STEWART LAKE, MT. HOREB, WI

The Department of Public Works, Highway & Transportation reports the receipt of bids for the Stewart Lake Hydraulic Dredge project in Mt. Horeb, WI, Bid #309014.

A complete tabulation is on file at the Department of Public Works office. The low qualified bidder is:

Total: \$_____

The Public Works staff finds the amount to be reasonable and recommends the bid be awarded to

_____.

NOW, THEREFORE, BE IT RESOLVED that a Contract be awarded to _____
_____ in the amount of \$_____; and

BE IT FURTHER RESOLVED that the County Executive and the County Clerk be authorized and directed to sign the Contract; and

BE IT FURTHER RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Contract; and

BE IT FINALLY RESOLVED that the Public Works & Transportation Committee shall approve all change orders to the Contract, subject to submission of change orders to the County Board for approval where the sum involves \$20,000 or more than 10% of the original approved Contract amount, whichever is smaller.

Submitted by Supervisors Downing, Opitz, Martz, Ripp, Veldran and Schmidt, June 18, 2009.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 60, 09-10

AWARD OF CONTRACT FOR CHILLER PROJECT IN THE PUBLIC SAFETY BUILDING

The Department of Public Works, Highway & Transportation reports the receipt of bids for the Chiller Project in the Public Safety Building, 115 W. Doty Street, Madison, WI, Bid #309010.

A complete tabulation is on file at the Department of Public Works office. The low qualified bidder is:

Hooper Corporation
2030 Pennsylvania Avenue
Madison, WI 53704

Total: \$242,120.00

The Public Works staff finds the amount to be reasonable and recommends the bid be awarded to Hooper Corporation.

NOW, THEREFORE, BE IT RESOLVED that a Contract be awarded to Hooper Corporation in the amount of \$242,120.00; and

BE IT FURTHER RESOLVED that the County Executive and the County Clerk be authorized and directed to sign the Contract; and

BE IT FURTHER RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Contract; and

BE IT FINALLY RESOLVED that the Public Works & Transportation Committee shall approve all change orders to the Contract, subject to submission of change orders to the County Board for approval where the sum involves \$20,000 or more than 10% of the original approved Contract amount, whichever is smaller.

Submitted by Supervisors Opitz, Martz, Veldran and Schmidt, June 18, 2009.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 61, 09-10

**APPROVING CHANGE ORDER FOR ROBERTS CONSTRUCTION FOR DIRECT PURCHASE
OF MATERIALS FOR BADGER PRAIRIE CONSTRUCTION**

Roberts Construction was awarded the contract for the construction of the new Badger Prairie Health Care Center facility. As part of the bid, the county had agreed that it would purchase certain electrical components and supply those to the contractor. This direct purchase of materials saves the sales tax due on the materials. In discussions with Roberts Construction, the contractor is willing to expand the county's direct purchase of materials to realize additional savings. Under this program, the county will deduct the cost of the materials and the sales tax due on those materials from Roberts' contract. The county will then issue purchase orders to the various suppliers to purchase the materials directly. The county can then avoid the sales tax due on these materials orders. The value of the materials and related tax are represented in the change order amount below.

Value of Roberts Construction Contract:	\$ _____
Change Order #1 (deduct)	\$ _____
Adjusted Value of Contract	\$ _____

THEREFORE, BE IT RESOLVED that change order # _____ for Roberts Construction is approved to deduct \$ _____ from the contract for direct purchase of materials.

THEREFORE, BE IT FURTHER RESOLVED that the Controller's Office is authorized to issue checks to the related suppliers for the materials purchased to complete the construction at Badger Prairie.

Submitted by Supervisors Opitz, Martz, Veldran and Schmidt, June 18, 2009.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 62, 09-10

**AUTHORIZING EXECUTION OF LEASE WITH FEDERAL EXPRESS CORPORATION
FOR PREMISES AT THE DANE COUNTY REGIONAL AIRPORT**

Dane County and Federal Express Corporation (FedEx) have negotiated a lease under which FedEx will lease land and buildings on the southeast ramp area of the Dane County Regional Airport. The leased premises will be used for FedEx's air cargo operations. The lease is for a five-year term with an initial total annual rent of \$56,520.72, which is subject to CPI adjustments in subsequent years.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Executive and the Dane County Clerk are hereby authorized to execute, on behalf of the County of Dane, a lease with Federal Express Corporation for land and buildings at the Dane County Regional Airport, as set forth above.

Submitted by Supervisors O'Loughlin, Opitz, Martz, Veldran and Schmidt, June 18, 2009.
Referred to PERSONNEL/FINANCE, PUBLIC WORKS & TRANSPORTATION and AIRPORT.

RES. 63, 09-10

AUTHORIZING EXECUTION OF LEASE FOR PREMISES AT THE DANE COUNTY REGIONAL AIRPORT

Dane County and JD Services of Milwaukee, LLC have negotiated a lease under which JD Services will lease approximately 1404 square feet of unfinished space in the Air Freight Building located at the Dane County Regional Airport at 3521 International Lane, Madison, Wisconsin, 53704. The leased premises will be used for the repair and maintenance of ground service equipment used by airlines operating at the Dane County Regional Airport. The lease is for a fifteen month term, with extension for up to three more years at the County's option, at an initial monthly rent of \$1,028.43.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Executive and the Dane County Clerk are hereby authorized to execute, on behalf of the County of Dane, a lease with JD Services of Milwaukee, LLC for space at the Dane County Regional Airport, as set forth above.

Submitted by Supervisors O'Loughlin, Opitz, Martz, Veldran and Schmidt, June 18, 2009.
Referred to PERSONNEL/FINANCE, PUBLIC WORKS & TRANSPORTATION and AIRPORT.

RES. 64, 09-10

COUNTY EXECUTIVE APPOINTMENTS

The County Executive has appointed the following persons to the designated commissions, committees and boards. These appointments require confirmation by the County Board.

NOW, THEREFORE, BE IT RESOLVED that the appointments set forth below are confirmed.

Board of Health for Madison and Dane County (BHMDC)

Dr. Alan Schwartzstein, 929 Harding Street, Oregon 53575 (835-9191-H, 835-3156-W), to be reappointed to fill the seat of a Joint Member residing outside the City. This term will expire 4/16/13.

Cultural Affairs Commission

Scott Foss, 419 Aspen Court, Verona 53593 (845-7333-H), to be reappointed. This term will expire 6/30/12.

Tina Frailey, 4000 Major Avenue, Madison 53716 (310-9941-H, 513-6617-C), to fill the expired term of Marion Brown. Ms. Frailey is Program Officer for Kailo Fund, LLC. Ms. Frailey has over thirteen years of experience in marketing and public relations. She has made presentations and led media training workshops for a variety of community and university organizations, and has been a guest instructor for Madison's Grassroots Leadership College for the past 5 years. In 2003, she represented Wisconsin as a member of the Wisconsin Women of Wings delegation to Chiba, Japan. This exchange is an ongoing grassroots effort to connect the lives of women and to create globally-linked communities, families and neighborhoods. Combining her degrees in music education and arts administration, she has led marketing and public relations efforts for many Madison-area arts organizations including: [Overture Center for the Arts](#), [Madison Repertory Theatre](#), [Madison Symphony Orchestra](#), [Madison Boychoir](#) and the Chazen Museum of Art. Most recently, she was the Public Relations Director for the University of Wisconsin-Madison School of Business. In the fall of 2007, Ms. Frailey shifted careers and currently works for Kailo Fund, a Wisconsin-based investment firm. She serves on the boards of Wisconsin Energy Conservation Corporation and the University of Wisconsin's Bolz Center for Arts Administration. This term will expire 6/30/12.

Jennifer C. Miller, 308 Oak Street, Mount Horeb 53572 (437-8557-H, 642-0909-W), due to the resignation of Dante Viscarra. Ms. Miller is a Journalist and Historic Preservationist. She owns a business, Preservation Nation, to encourage the purchase of pre-World War Two housing stock and providing restoration resources. Ms. Miller has worked as a media consultant, advertising marketing executive, and businesswoman. She is a graduate of the Wisconsin Women Business Initiative Corporation business planning course, a volunteer at the Mount Horeb Area Historical Society, and a member of the National Trust for Historic Preservation. This term will expire 6/30/11.

Jennifer Post Tyler, 65 Merlham Drive, Madison 53705 (213-1077-H, 258-4154-W), to fill the expired term of James Danky. Ms. Post-Tyler is Director of Planning and Analysis at Overture Center. Originally from Florida, Jennifer began her career with the Walt Disney Company, where she worked on a variety of arts projects, including coordinating a major visual arts festival, and working in the company's performing arts education program. Since coming to Overture Center four years ago, she has managed the Kids in the Rotunda program, launched the center's e-communications program, and conducted a variety of new research on Overture's diverse patron base, including several partnerships with the UW School of Business, where she is an alumna. Jennifer holds an MBA from the Bolz Center for Arts Administration, and wrote her masters thesis on the role of word-of-mouth communications in arts marketing and fund development. This term will expire 6/30/12.

Food Council

Sarah J. Artz, 1112 E. Gorham St., Madison 53703 (770-1234-H, 327-3132-W), to be reappointed. This term will expire 4/19/11.

Ken Ruegsegger, 75 York Valley Road, Blanchardville 53516 (523-4705-H, 558-5566-W), to be reappointed. This term will expire 4/19/11.

Submitted by Supervisor McDonell, June 18, 2009.
Referred to EXECUTIVE.

COMMUNICATIONS

- Claim from Chanel Coleman against Jail for missing personal property. Referred to PUBLIC PROTECTION/JUDICIARY.
- Foreclosure of Mortgage Deutsche Bank National Trust Company vs. Thomas J. Hill. Referred to PUBLIC PROTECTION/JUDICIARY.
- Summons and Complaint for personal injury - Scott Bretts and Joann McDonald against Human Services. Referred to PUBLIC PROTECTION/JUDICIARY.
- Foreclosure of Mortgage Anchorbank vs. Sign 1-1, Inc.. Referred to PUBLIC PROTECTION/JUDICIARY.
- Summons & Complaint re personal injury-auto Alfonso Azael Mina Casallas vs Human Services. Referred to PUBLIC PROTECTION/JUDICIARY.
- Claim from Robert Barry against Highway for damage to property. Referred to PUBLIC PROTECTION/JUDICIARY.
- Summons & Complaint BAC Home Loans Servicing, L.P. vs. Laura L. Sprague and Dane County. Referred to PUBLIC PROTECTION/JUDICIARY.
- Claim from attorney Gary A. Montie representing Victoria A. Jones against County for injury from automobile accident with County vehicle. Referred to PUBLIC PROTECTION/JUDICIARY.
- Claim from attorney Strohschein & Green representing Jill Von Ohlen against Public Works for injury from fall at AEC. Referred to PUBLIC PROTECTION/JUDICIARY.
-
- Brown Co. Resolution Re: Opposition to the Governor's Proposal to Require the Observation and Recordation of Racial Information Obtained Through Traffic Stops. Referred to EXECUTIVE.
- Trempealeau County Resolution Opposing Proposed Changes to Wisconsin's Prevailing Wage Law. Referred to EXECUTIVE.
- Dodge County Resolution In Opposition to 2009 State Assembly Bill 149 Proposing Interest Rate Reduction on Delinquent Property Taxes. Referred to EXECUTIVE.
-
- Communication from the County Clerk regarding effective dates for various Zoning Ordinance Amendments:
- | | |
|-----------|--|
| Amendment | 9981 – Town of Christiana – Lee Powers – May 28, 2009 |
| | 10008 – Town of Christiana – Howard Lien & Sons, Inc. – May 15, 2009 |
| | 9990 – Town of Deerfield – Joseph Krantz – May 22, 2009 |
| | 9980 – Town of Pleasant Springs – Ann Anderson – May 22, 2009 |
| | 9669 – Town of Springfield – Ronald Eichmann – June 7, 2007 |
| | 9991 – Town of Springfield – Eugene Griffith – May 28, 2009 |
| | 10024 – Town of Springfield – Laverne Maier – May 28, 2009 |

ORD. AMDT. 8, 09-10

AMENDING CHAPTER 62 OF THE DANE COUNTY CODE OF ORDINANCES, REGARDING MARRIAGE LICENSE WAITING PERIOD WAIVER

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 62.11 is amended to read as follows:

62.11 MARRIAGE LICENSES; WAIVER OF WAITING PERIOD. Pursuant to section 765.08, Wis. Stats., 1981-82, and acts amendatory thereto, the clerk is authorized to collect a fee of ~~Ten~~ Twenty-Five Dollars (~~\$10.00~~\$25.00) for any waiver of the five day waiting period for a marriage license.

ARTICLE 3. NON-CODE PROVISION. This ordinance shall first take effect on August 1, 2009, or the day after publication, whichever comes later.

[EXPLANATION: The amendment made herein increases the fee the County Clerk is allowed to charge for a waiver of the five day waiting period for marriage licenses from \$10.00 to \$25.00, per Assembly Bill 75. Said increase is to take effect on August 1, 2009.]

Submitted by Supervisor McDonell, July 8, 2009.
Referred to EXECUTIVE and PERSONNEL/FINANCE.

RES. 68, 09-10

CHANGE ORDER TO AGREEMENT ON DESIGN SERVICES FOR COLISEUM ROOF REPLACEMENT

The Department of Public Works, Highway & Transportation awarded an Agreement to Structural Research, Inc. for Engineering Design Services for Replacement of Roofs on the Coliseum, RFP #107124, based on 5.6% of the total construction cost.

Unforeseen problems have resulted in an increase in the total contract amounts to Walsdorf Roofing and Hill Electric. Therefore, a change order in the amount of \$19,500.00 is necessary for Structural Research, Inc.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors approves and authorizes this Change Order and also authorizes the Dane County Controller's office to immediately process any remaining payments on this Agreement; and

BE IT FINALLY RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Change Order.

Submitted by Supervisor McDonell, July 10, 2009.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS/TRANSPORTATION.

ORD. AMDT. 9, 09-10

**AMENDING CHAPTER 75 OF THE DANE COUNTY CODE OF ORDINANCES,
ADDING HYDRIC SOILS TO THE CRITERIA FOR LAND SUITABILITY**

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. The introduction to section 75.13 is amended to read as follows:

75.13 LAND SUITABILITY. No land shall be divided or subdivided for a use which is held unsuitable by the committee for reason of flooding or potential flooding, hydric soils or other evidence of groundwater discharge, soil limitations, inadequate drainage, incompatible surrounding land use or any other condition likely to be harmful to the health, safety or welfare of the future residents or users of the area, or harmful to the community or the county.

[EXPLANATION: This amendment includes a provision that authorizes the zoning committee to determine that land with hydric soils is unsuitable for land division.]

Submitted by Supervisors Hendrick, Gau, Vogel, Stoebig, Hulsey, Opitz, Erickson, Hampton, Veldran, Bayrd, Matano, Wheeler, Levin, Miles, Hesselbein, Solberg, Manning and Stubbs, July 16, 2009. Fiscal and Policy Notes not required.

Referred to ENVIRONMENT/AGRICULTURE & NATURAL RESOURCES and ZONING & LAND REGULATION.

ORD. AMDT. 10, 09-10

**AMENDING CHAPTER 75 (sic.) OF THE DANE COUNTY CODE OF ORDINANCES,
ELIMINATING SPECIAL PRESENTATIONS FROM THE COUNTY BOARD CALENDAR**

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Subsection (1) of section 7.61 is amended to read as follows:

7.61 COUNTY BOARD CALENDAR; ORDER OF BUSINESS.

(1) The order of business for county board meetings shall be as follows:

- A. Roll Call
 - 1. Prayer/Inspirational message (limited to three minutes)
 - 2. Pledge of allegiance
- B. Special Matters and Announcements
 - 1. Memorial resolutions, proclamations and special presentations (limited to ten minutes)
 - 2. Proclamations not needing to be read or discussed
 - 3. Appearances by the county executive
 - 3. ~~Announcements (limited to two minutes)~~
- C. Approval of bills and accounts

The list of all bills to be presented to the board for payment shall be made available no later than forty-eight hours prior to the meeting and shall be presented to the county clerk's office, placed in supervisors' mailboxes, e-mailed to supervisors, and posted on the county board website.

1. Claims recommended for approval.

2. Claims recommended for denial.

D. Approval of proceedings

E. Consent Calendar (items which passed all committees, boards, commissions, etc., without opposition or abstention, for which there are no amendments, and for which no requests have been made not to place on the consent calendar. Items which were reported out of committee with "no recommendation" shall not be placed on the consent calendar.)

F. Motions from previous meetings

1. Motions from previous meetings, including motions to reconsider, rescind, withdraw from committee or override a county executive veto

G. Reports on zoning petitions. ~~Shall not begin until 7:30 p.m.~~

H. Ordinances

I. Award of contracts

J. Resolutions

K. Items Requiring a Two-Thirds Majority for Passage.

In addition to any other items requiring a two-thirds vote, any ordinance amendment or resolution creating or changing fees charged to users of services that is considered after adoption of the annual budget shall require a two-thirds vote of the county board.

L. Special order of business. All special order items will be placed in this section except that, in the exercise of his or her discretion, the chairperson may designate a time certain for such matters.

M. Proclamations needing to be read or discussed (limited to 10 minutes)

N. Announcements (limited to 2 minutes)

~~M.O.~~ Such other business as the county board is authorized to conduct by lawn (sic.)

~~N.P.~~ Adjournment

[EXPLANATION: This amendment revises the Order of Business for regular county board meetings by moving announcements and proclamations requiring discussion to the end of the meeting, eliminating special presentations but retaining special orders of business and repealing the 7:30 start time for zoning petitions.]

Submitted by Supervisors Hendrick, Opitz, O'Loughlin, Wheeler, Ripp, Miles, Willett and Kostelic, July 16, 2009. Fiscal and Policy Notes not required.

Referred to EXECUTIVE.

ORD. AMDT. 11, 09-10

**AMENDING CHAPTER 82 OF THE DANE COUNTY CODE OF ORDINANCES,
INCORPORATING THE TOWN OF MIDDLETON COMPREHENSIVE PLAN INTO THE DANE COUNTY
COMPREHENSIVE PLAN**

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 82.55(17) is amended to read as follows:

(17) ~~The Town of Middleton Area portion of the Dane County Farmland Preservation Plan, as adopted by the county board of supervisors on December 3, 1981.~~ Town of Middleton Comprehensive Plan, including all

amendments adopted by the county board of supervisors as part of the Dane County Farmland Preservation Plan as of *[clerk to insert effective date of this amendment.]*

[EXPLANATION: This amendment adopts the Town of Middleton Comprehensive Plan and incorporates it into the Dane County Farmland Preservation Plan.]

Submitted by Supervisor Ripp, July 16, 2009. Fiscal and Policy Notes not required.

Referred to ENVIRONMENT/AGRICULTURE & NATURAL RESOURCES and ZONING & LAND REGULATION.

ORD. AMDT. 12, 09-10

**AMENDING CHAPTER 82 OF THE DANE COUNTY CODE OF ORDINANCES,
INCORPORATING THE TOWN OF VERMONT COMPREHENSIVE PLAN INTO THE DANE COUNTY
COMPREHENSIVE PLAN**

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 82.55(28) is amended to read as follows:

(28) Town of Vermont Land Use Comprehensive Plan, including all amendments adopted by the county board of supervisors as part of the Dane County Farmland Preservation Plan as of ~~August 20, 1998~~ *[clerk to insert effective date of this amendment]*.

[EXPLANATION: This amendment adopts the Town of Vermont Comprehensive Plan and incorporates it into the Dane County Farmland Preservation Plan.]

Submitted by Supervisors Downing, Miles, Vogel and Jensen, July 16, 2009. Fiscal and Policy Notes not required.

Referred to ENVIRONMENT/AGRICULTURE & NATURAL RESOURCES and ZONING & LAND REGULATION.

ORD. AMDT. 13, 09-10

**AMENDING CHAPTER 14 OF THE DANE COUNTY CODE OF
ORDINANCES, REGARDING PRESERVATION OF TOPOGRAPHY NEAR PROPERTY LINES**

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Subsection 14.50(3)(d) is created to read as follows:

14.50 EROSION CONTROL PLAN REQUIREMENTS. (3) Erosion control performance standards.

(d) 1. Except as authorized in this section, the topography within five (5) feet of any property line at the commencement of any development shall remain unchanged.

a. When land disturbing activities associated with development occur within five (5) feet of any property line, finished grades in that area shall be restored to the topography in existence before the land disturbing activity began. A positive slope of one-half (1/2) inch vertical per one (1) foot horizontal within five (5) feet of the property line is allowed to provide proper drainage away from a one or two family residence.

b. The established grade of the adjoining property shall determine the finished grade at the property line for any development. The owner of the property under development bears the burden of proof as to the established grade at the property line and the topography within five (5) feet of the property line. The director of the Department of Land and Water Resources may require detailed site grading plans of existing and proposed conditions to be submitted before commencement of land disturbing activities.

2. Existing drainage ways and drainage easements along property lines shall be maintained including, but not limited to, natural watercourses and stormwater management areas shown on subdivision plats and certified survey maps.

3. Development in Floodplain Districts requiring fill to comply with chapter 17 is exempt from this subsection.

4. Upon written application, the director of the Department of Land and Water Resources may authorize exceptions resulting in changes to the existing topography at and within five (5) feet of any property line that would promote the purposes stated in this ordinance. An exception authorized under this subsection may not direct additional stormwater runoff toward adjacent properties. Proposed exceptions may include, but are not limited to, retaining walls, berms and other structures, and other changes to existing grade at and within five (5) feet of a property line. The director of the Department of Land and Water Resources may require the submittal of detailed site grading plans of existing and proposed conditions including, but not limited to, detailed topographical information of the subject and adjoining properties, before land disturbing activities commence.

[EXPLANATION: This amendment restricts changes to grade (elevation or topography) at and near property lines as an appropriate means to maintain the character of neighborhoods and address stormwater runoff issues. Problems occur when building construction on an adjacent lot results in increased or re-directed stormwater runoff. New construction may cause problems when the site is filled above the elevation of a neighbor's lot, when a retaining wall is built along a property line, when backfill around a new foundation changes overland stormwater runoff, etc., causing damage to a neighbor's property, basement or other structures. This is most problematic on existing, substandard, narrow lots around lakes or along rivers here in Dane County. Companion ordinance amendments to Chapters 10-Zoning and 11-Shorelands are proposed to ensure consistency of administration and enforcement, as a cooperative effort of the Zoning Division of the Department of Planning and Development and the Land Conservation Division of the Department of Land and Water Resources.]

Submitted by Supervisors Downing, Jensen and Hendrick, July 16, 2009. Fiscal and Policy Notes not required.

Referred to ENVIRONMENT/AGRICULTURE & NATURAL RESOURCES.

ORD. AMDT. 14, 09-10

AMENDING CHAPTER 60 OF THE DANE COUNTY CODE OF ORDINANCES, REGARDING DOMESTIC PARTNERSHIP REGISTRY FOR OPPOSITE SEX DOMESTIC PARTNERS

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 60.01 is amended to read as follows:

60.01 CREATING A DOMESTIC PARTNERSHIP REGISTRY. The Dane County Clerk shall maintain a Domestic Partnership Registry consistent with the provisions of this ordinance. The purpose of this registry shall be to provide domestic partners of the opposite sex with a centralized repository for filing of a Declaration of Domestic Partnership for the sole purpose of qualifying for employer-provided benefits for a domestic partner. Same sex domestic partnership registration shall be governed by WIS. STAT. Chapter 770.

ARTICLE 3. Section 60.02 is amended to read as follows:

60.02 DEFINITIONS. As used in this chapter, the following words and phrases have the meanings indicated:

(1) *Domestic partner* means a person who is engaged in a non-marital committed relationship with an adult of the ~~same or~~ opposite sex, shares a common residence with said person, affirms that they share responsibility for each other's common welfare, and who has executed and filed a Declaration of Domestic Partnership in conformance with this ordinance.

(2) *Domestic partnership* means a non-marital committed relationship of two adults of the ~~same or different~~ opposite sex, who share a common residence and affirm that they share responsibility for each other's common welfare, and have signed and filed a Declaration of Domestic Partnership in conformance with this ordinance.

(3) *Share a common residence* means that both domestic partners share the same residence. It is not necessary that both domestic partners have title to the property where they reside or the legal right to possess the common residence. Domestic partners may share a common residence even if one or both have additional residences. Domestic partners do not cease to share a common residence if one leaves the common residence but intends to return.

[EXPLANATION: 2009 Wisconsin Act 28 created Chapter 770 of the Wisconsin Statutes which controls formation and registration of same sex domestic partnerships statewide. This amendment deletes the provisions in the county ordinance for registration of same sex domestic partnerships, but retains provisions for registration of opposite sex domestic partnerships.]

Submitted by Supervisor Erickson, July 16, 2009. Fiscal and Policy Notes not required.
Referred to EXECUTIVE and PUBLIC PROTECTION & JUDICIARY.

RES. 69, 09-10

AUTHORIZING AND REQUIRING A COUNTYWIDE REFERENDUM ON THE LEVYING OF A SALES TAX TO FUND A DANE COUNTY REGIONAL TRANSPORTATION AUTHORITY

The 2009-10 Executive Budget Act, signed by Governor Doyle on June 29, 2009, provides that the Dane County Board of Supervisors can establish by ordinance a Regional Transportation Authority for certain areas in Dane County, and that additional areas can voluntarily attach themselves to such RTA. Further, the Budget Act provides that the Board of the RTA may levy a 0.5% sales tax within the jurisdictional area of the RTA. The Budget Act, as signed by the Governor, does not require that a referendum be held on the sales tax. Various county and local officials in Dane County have stated that no sales tax will be levied by the RTA without a majority vote in favor of the sales tax in a referendum.

NOW, THEREFORE, BE IT RESOLVED by the Dane County Board of Supervisors does herby (sic.) direct that the following referendum question be placed on the countywide ballot at the Spring Election scheduled for April 6, 2010:

“Shall a Dane County Regional Transportation Authority (RTA) levy a sales tax of 0.5% on all taxable sales within the jurisdiction of the RTA in Dane County, to support transit services which could include commuter rail transportation?

Yes _____ No _____”

NOW, THEREFORE, BE IT FURTHER RESOLVED by the Dane County Board of Supervisors that in the event that any ordinance is adopted by the Dane County Board of Supervisors creating a Dane County Regional Transportation Authority (RTA), which has the power to levy any sales tax, such ordinance will provide that the ordinance will not go into effect unless a majority of the electors in Dane County voting in the referendum described in the preceding paragraph vote in favor of levying a 0.5% sales tax on all taxable sales within the jurisdiction of the RTA in Dane County to support transit services including commuter rail.

Submitted by Supervisors Bruskewitz, Jensen, Willett, Hampton, Salov, Gau, Ferrell, Kostelic, Wiganowsky and O'Loughlin, July 16, 2009. Fiscal and Policy Notes not required.
Referred to EXECUTIVE, PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 70, 09-10

AWARDING 2009 PROFESSIONAL SERVICE CONTRACT FOR THE PACT PROGRAM
DEPARTMENT OF HUMAN SERVICES

The purpose of this resolution is to award a 2009 Purchase of Services contract to the Wisconsin Department of Health Services, Division of Mental Health and Substance Abuse Services for the PACT Program. PACT is an acronym for Program of Assertive Community Treatment. It is certified by the State of Wisconsin as a Community Support Program (CSP) for individuals with serious and persistent mental illness. PACT is the originator of the Assertive Community Treatment model, which was developed in the 1970's and is an internationally acclaimed approach for effectively serving seriously ill individuals in community settings. PACT has capacity to serve 145 individuals from Dane County and is the only CSP in Dane County that serves 15 – 17 year olds. At any one time, PACT serves about ten youth under the age of 18.

PACT was originally funded by grants. As the grants expired, the costs become a state and county responsibility, with the Dane County's share of the costs increasing over time. About five years ago, the Wisconsin legislature determined that PACT should be fully supported by program revenue, which meant that Dane County should be charged for all of PACT's costs not covered by insurance or other revenue. A POS Agreement for 2008 was not signed because the parties could not agree on length of the agreement, charges for prior year losses and other terms. The program has continued to operate since January 2008 with the State of Wisconsin covering costs by reducing its State/County contract payments to Dane County. The Department of Human Services has funds available within its 2009 budget for this contract.

NOW, THEREFORE, BE IT RESOLVED that the professional service contracts listed below be awarded for the period January 1, 2009, through December 31, 2009.

<u>Adult Community Services Division:</u>	<u>Contract Amount</u>
Wisconsin Dept. of Health Services - PACT	\$1,997,306
<u>Children, Youth, and Families Division:</u>	<u>Contract Amount</u>
Wisconsin Dept. of Health Services - PACT	\$91,294

Submitted by Supervisors Wheeler, Bruskewitz, Levin and Stubbs, July 16, 2009.
Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

RES. 71, 09-10

APPROVING CHANGE ORDER #2 FOR ROBERTS CONSTRUCTION FOR DIRECT PURCHASE OF MATERIALS FOR BADGER PRAIRIE CONSTRUCTION

Roberts Construction was awarded the contract for the construction of the new Badger Prairie Health Care Center facility. As part of the bid, the county had agreed that it would purchase certain electrical components and supply those to the contractor. This direct purchase of materials saves the sales tax due on the materials. In discussions with Roberts Construction, the contractor is willing to expand the county's direct purchase of materials to realize additional savings. Under this program, the county will deduct the cost of the materials and the sales tax due on those materials from Roberts's contract. The county will then issue purchase orders to the various suppliers to purchase the materials directly. The county can then avoid the sales tax due on these materials orders. The value of the materials and related tax are represented in the change order amount below.

Value of Roberts Construction Contract:	<u>\$14,094,344</u>
Change Order #2 (deduct)	<u>\$</u>
Adjusted Value of Contract	<u>\$</u>

THEREFORE BE IT RESOLVED that change order # 2 for Roberts Construction is approved to deduct \$ from the contract for direct purchase of materials.

THEREFORE BE IT FURTHER RESOLVED that the Controller's Office is authorized to issue checks to the related suppliers for the materials purchased to complete the construction at Badger Prairie.

Submitted by Supervisors Willett, Opitz, Veldran, O'Loughlin, Ripp and Wiganowsky, July 16, 2009.

Referred to HEALTH & HUMAN NEEDS, PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 72, 09-10

CREATING A NEW AMERICORPS PROJECT—RECOVERY GRANT
DEPARTMENT OF HUMAN SERVICES—CYF DIVISION
ACCEPTING NEW REVENUE CREATING NEW EXPENDITURE ACCOUNTS

This resolution accepts new State of Wisconsin National Community Service Board revenue of \$130,625 and required matching funds revenue from community-based agencies of \$30,524 to be used in CY2009 in the Children, Youth and Families Division, creates new expenditure accounts and authorizes the carryover of unspent funds and acceptance of revenues. The grant year is from 9/1/09 to 8/31/10.

These funds will be used to expand the AmeriCorps Partners for AfterSchool Success (PASS) project by 10 members. PASS is a project that provides tutoring, employment skill, community service and positive contacts to middle and high school youth in Dane County.

This is a one-year addition of 10 PASS slots funded by Recovery grant dollars that requires a separate budget and accounting process from the existing State AmeriCorps/PASS project grant. There are no staffing expenses allocated to this project. There will be a need to purchase AmeriCorps gear for members and, on rare occasion, food will be purchased for member events.

NOW, THEREFORE, BE IT RESOLVED that the following revenue and expense accounts be created and that the revenue increase be credited to the General Fund and transferred from the General Fund to the following expenditure accounts in the Department of Human Services.

<u>Revenue Account Number</u>	Account Title	Amount
CYFAMCOR New	National Community Service Board-Recovery	\$130,625
CYFAMCOR NEW	AmeriCorps PASS Community Partners-Recovery	\$30,524
	Total	\$161,149
<u>Expenditure Account Number</u>		
CYFAMCOR New	TRAVEL EXPENSE STAFF	\$500
CYFAMCOR New	TRAVEL EXPENSE MEMBER	\$2,160
CYFAMCOR New	SUPPLIES	\$620
CYFAMCOR New	TRAINING MEMBERS	\$6,500
CYFAMCOR New	BACKGROUND CHECKS	\$100
CYFAMCOR New	MEMBER LIVING ALLOWANCE	\$114,000
CYFAMCOR New	SOCIAL SECURITY – MEMBERS	\$8,721
CYFAMCOR New	WORKER’S COMPENSATION – MEMBERS	\$3,420
CYFAMCOR New	HEALTH – MEMBERS	\$18,600
CYFAMCOR New	DANE COUNTY ADMIN	\$6528
	Total	\$161,149

BE IT FURTHER RESOLVED that gear, food and beverages be allowed to be purchased in keeping with the guidelines of the grant.

BE IT FINALLY RESOLVED that unspent funds be carried forward to 2010.

Submitted by Supervisors Veldran, Stubbs, Levin and Wheeler, July 16, 2009.
 Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

RES. 73, 09-10

RENEWAL OF WILEMAN AGRICULTURAL LEASE ON PUBLIC WORKS LANDS IN COTTAGE GROVE

In June 1994 Dane County acquired approximately seventy-seven acres of land in Section 33 of the Town of Cottage Grove for the extraction of clay for the Rodefild landfill. In the relocation plan filed with the Department of Industry, Labor and Human Relations the county recognized that a tenant was farming the land and agreed to allow the continued farming on those areas not effected by the clay extraction project.

In 2003 the portion of the land that had been mined for clay and restored for agricultural use was sold as surplus leaving a 35-acre cropland parcel. No bids were received for this parcel in the latest offering of county cropland. It will be offered again in a September request for bids.

The 2008 tenant, DESK, LLC (fka Wileman Farms Inc.), is interested in continuing to rent the land at the 2008 rate of \$115 per acre. Anticipated revenue for the use of the cropland in 2009 is \$4,025.

NOW, THEREFORE, BE IT RESOLVED that the County of Dane enter into a one-year lease for cropland in the Town of Cottage Grove with DESK, LLC, and

BE IT FURTHER RESOLVED that the Dane County Clerk and the County Executive are hereby authorized to execute this lease renewal on behalf of Dane County.

Submitted by Supervisors Opitz, Veldran, O'Loughlin, Wiganowsky, Solberg and Hesselbein, July 16, 2009.

Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 74, 09-10

**APPROVING A MASTER PLAN FOR LAKE VIEW HILL PARK AS AN ELEMENT OF THE
DANE COUNTY PARKS AND OPEN SPACE PLAN**

Lake View Hill Park is a small park located in the northern part of the City of Madison. Its rich cultural history stems from the early development of the property as a tuberculosis sanatorium and many of the physical attributes of this use are still present on the property today. The park's location in the urbanized North Madison neighborhood makes it an important open space and recreational resource, particularly for residents of the Northside Community and Lake View Neighborhood. At 41.3 acres, the park includes approximately twenty-six acres of woodland and approximately fifteen acres of grassland, including the front lawn.

The 2008 - 2009 master planning process included three public meetings (June 18th, October 15th, and November 18th of 2008) and periodic updates to the Dane County Park Commission. Public notice of the meetings was given through local newspapers, direct mailings to all neighbors and public officials, and the Dane County Parks website. The final draft of the master plan report was posted on the Dane County Parks website and offered another opportunity for public comment.

The plan has now been completed and the Dane County Park Commission requests approval of the Master Plan for Lake View Hill Park. This Master Plan will provide the framework for future management, historical/cultural preservation and interpretation, development, and recreation use of the park. In addition, the plan reclassifies the site from a Recreation Park to a Cultural/Historical Site as identified in the 2006 – 2011 Dane County Parks and Open Space Plan. This classification will highlight the important cultural and historic values of the property, while supporting the ecological restoration and passive recreation uses within the site.

NOW, THEREFORE, BE IT RESOLVED, that the Dane County Board of Supervisors and the Dane County Executive adopt the Master Plan for Lake View Hill Park as an element of the Dane County Parks and Open Space Plan.

BE IT FURTHER RESOLVED, that the Dane County Parks Commission, County Board of Supervisors, and County Executive thank the neighbors and all of the citizens and local officials for their assistance with the preparation of the plan.

Submitted by Supervisor Wheeler, July 16, 2009.

Referred to ENVIRONMENT/AGRICULTURE & NATURAL RESOURCES.

RES. 75, 09-10

AUTHORIZING A SERVICE CONTRACT BETWEEN DANE COUNTY AND SGTS, INC. FOR PERFORMING MAINTENANCE OF SECURITY SYSTEMS IN THE DANE COUNTY JAIL FACILITIES

The Dane County Sheriff's Office is responsible for keeping and caring for those in their custody. This resolution is to allow the award of a service contract for the ongoing maintenance of locking systems, touch screen control systems, and camera systems currently utilized in the three Sheriffs jail facilities (CCB Jail, PSB Jail, and Ferris Center). The Sheriff's Office issued RFP # 109071. As a result of the RFP process, SGTS Inc. was selected as the provider for these services.

NOW, THEREFORE BE IT RESOLVED that Purchase of Service agreement be awarded to SGTS Inc. for the period of September 1, 2009 through August 31, 2014.

BE IT FINALLY RESOLVED that the County Executive and the County Clerk are hereby authorized and directed to sign the agreement on behalf of Dane County.

Submitted by Supervisors Rusk, Bayrd, Hampton, Willett, Kostelic, Schlicht and Hesselbein, July 16, 2009. Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 76, 09-10

ACCEPTING CATASTROPHIC PLANNING PROJECT GRANT

The Department of Emergency Management has applied for and received approval for Homeland Security/Catastrophic Planning Project grant made available through the Wisconsin Office of Justice Assistance.

The focus of this project is on emergency and disaster preparedness for people with special needs, with particular emphasis on evacuation planning. The project has three primary goals, 1) establish a special needs appendix to the county's emergency operations plan, 2) plan for and equip a system of special needs evacuation shelters, and 3) promote emergency preparedness for people with special needs and the organizations and agencies that serve them.

The Office of Justice Assistance will provide \$81,763 towards these efforts, with \$68,043 allocated toward personnel costs and \$13,720 allocated for travel, training, and operating expenses. There is no County matching requirement with this grant. The grant period is from July 1, 2009 to June 30, 2010.

Grant funds will be used to create a new, full time Special Population Planner position in the Department of Emergency Management. This position will be fully funded by the grant and will terminate when the grant funds expire. The Special Populations Planner will be a professional position established at the P-9 range.

NOW, THEREFORE, BE IT RESOLVED that \$81,763 be set up as a newly created Emergency Management, Emergency Planning Division, Catastrophic Planning Project Revenue and be credited to the General Fund.

BE IT FURTHER RESOLVED that \$13,688 be transferred from the General Fund to a newly created Emergency Management, Emergency Planning Division, Catastrophic Planning Project operating expense account.

BE IT FURTHER RESOLVED that the following be transferred from the General Fund to Emergency Management Personal Services accounts:

EMEMRPLN	10009	Salaries and Wages	\$46,258
EMEMRPLN	10099	Retirement Fund	\$5,584
EMEMRPLN	10108	Social Security	\$3,539
EMEMRPLN	10117	Health	\$11,457
EMEMRPLN	10153	Dental	\$1,112
EMEMRPLN	10171	Disability Insurance	\$32
EMEMRPLN	10180	Life Insurance	\$5
EMEMRPLN	10189	Workers Compensation	\$88
		Total	\$68,075

BE IT FURTHER RESOLVED that all unexpended funds and unrecognized revenues from these accounts be carried forward from the 2009 to the 2010 budget period.

Submitted by Supervisors Rusk, Bayrd, Hampton, Willett, Kostelic, Schlicht, and Hesselbein, July 16, 2009.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 77, 09-10

ACCEPTING MEDICAL RESERVE CORPS (MRC) VOLUNTEER PROMOTION GRANT FUNDS

The purpose of this resolution is to adjust revenue and expenditures for FY 2009.

The Department of Emergency Management, through the State Department of Health Services – Division of Public Health requested funds to support the ongoing development of a local Medical Reserve Corps (MRC).

The County was awarded a total of \$3,955.

The grant funds will be utilized to support the promotion of the MRC program to include but not be limited to promotional materials, recruitment, printing, volunteer orientation, recognition, and identification.

NOW, THEREFORE, BE IT RESOLVED that \$3,955 be set up as a newly created Emergency Management, Emergency Planning Division, Medical Reserve Corps Volunteer Promotion Revenue and be credited to the General Fund.

BE IT FURTHER RESOLVED that \$3,955 be transferred from the General Fund to a newly created Emergency Management, Emergency Planning Division, Medical Reserve Corps Volunteer Promotion operating expense account.

BE IT FURTHER RESOLVED that all unexpended funds and unrecognized revenues from this account be carried forward from the 2009 to the 2010 budget period.

Submitted by Supervisors Rusk, Hampton, Willett, Kostelic, Schlicht, and Hesselbein, July 16, 2009.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 78, 09-10

AUTHORIZING ACCEPTANCE OF FUNDS FROM THE FY 2009 JUSTICE ASSISTANCE GRANT

Dane County, the City of Madison, the City of Fitchburg and the Town of Madison are participating in an FY09 Edward Byrne Memorial Justice Assistance Grant (JAG) Program. This grant provides funds to Dane County, the City of Madison, the City of Fitchburg and the Town of Madison in the amount of \$204,905.

The Dane County Sheriff's Office will be awarded a total of \$10,607 to be disbursed as follows: \$8,486 for the purchase of additional in-car video units and \$2,121 toward the salary and benefits of a Dane County prosecutor position. The funds will be used from the start date of the grant award through the calendar year of 2010.

NOW, THEREFORE BE IT RESOLVED that the Sheriff's Office be permitted to accept the FY 09 Justice Assistance Grant, administered by the City of Madison, in the amount of \$10,607.

BE IT FURTHER RESOLVED that \$10,607 be set up as additional revenue in the Sheriff's Office, Support Services Division, JAG Revenue Account (SHRFSUP-83139) and be credited to the General Fund

BE IT FURTHER RESOLVED that \$8,486 be transferred from the General Fund to the Dane County Sheriff's Office, Support Services Division, JAG Expenditure Account (SHRFSUP-47680) and \$2,121 be transferred from the General Fund to the Dane County District Attorney's Office, Salaries and Wages Expenditure Account.

BE IT FINALLY RESOLVED that any funds authorized in this resolution that are not expended or received as of December 31, 2009, be carried forward until fully realized.

Submitted by Supervisors Rusk, Bayrd, Hampton, Willett, Kostelic, Schlicht and Hesselbein, July 16, 2009.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 79, 09-10

AUTHORIZING ACCEPTANCE OF FUNDS FROM THE RECOVERY ACT: EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) FORMULA PROGRAM

Dane County, the City of Madison, the City of Fitchburg, the Town of Madison, the City Of Middleton, the City of Monona and the City of Sun Prairie are participating in the Recovery Act: Edward Byrne Memorial Justice Assistance Grant (JAG) Formula Program. This grant provides funds to Dane County, the City of Madison, the City of Fitchburg, the Town of Madison, the City of Middleton, the City of Monona and the City of Sun Prairie in the amount of \$907,829.

The Dane County Sheriff's Office will be awarded a total of \$43,357 to be disbursed as follows: \$30,997 for the purchase of electronic control devices from Taser Int'l; \$10,626 for four (4) DVR replacements with three-year warranties for the Juvenile Reception Center; and \$1,734 towards the salary and benefits of a grant manager (4%). The funds will be used during the expenditure period outlined in the grant award.

NOW, THEREFORE BE IT RESOLVED that the Sheriff's Office be permitted to accept the Recovery Act: Edward Byrne Memorial Justice Assistance Grant (JAG) Formula Program, administered by the City of Madison, in the amount of \$43,357.

BE IT FURTHER RESOLVED that \$43,357 be set up as additional revenue in the Sheriff's Office, Support Services Division, JAG Revenue Account (SHRFSUP-83139) and be credited to the General Fund.

BE IT FURTHER RESOLVED that \$43,357 be transferred from the General Fund to the Dane County Sheriff's Office, Support Services Division, JAG Expenditure Account (SHRFSUP-47680)

BE IT FINALLY RESOLVED that any funds authorized in this resolution that are not expended or received as of December 31, 2009, be carried forward until fully realized.

Submitted by Supervisors Rusk, Bayrd, Hampton, Willett, Kostelic, Hesselbein and Schlicht, July 16, 2009. Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 80, 09-10

AMENDING THE DANE COUNTY FARMLAND PRESERVATION PLAN BY ADOPTING THE TOWN OF VERMONT COMPREHENSIVE PLAN

On [insert date], the County Board adopted the ***Town of Vermont Comprehensive Plan*** as a component of the *Dane County Comprehensive Plan*. Portions of that plan, and the Future Land Use map, represent the town's Agricultural Preservation Area policies and are proposed by the town to maintain eligibility for farmland preservation tax credits under Chapter 91 of the Wisconsin Statutes.

Dane County has adopted a farmland preservation plan under the authority of Chapter 91 of the Wisconsin Statutes. The *Dane County Farmland Preservation Plan* includes town plans as central components. Therefore, amendments to town plans must be adopted by the County Board of Supervisors to also be considered amendments to the *Farmland Preservation Plan*.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors adopts the ***Town of Vermont Comprehensive Plan*** as an amendment to the *Dane County Farmland Preservation Plan*.

Submitted by Supervisors Downing, Vogel, Miles and Jensen, July 16, 2009. Fiscal and Policy Notes not required.

Referred to ENVIRONMENT/AGRICULTURE & NATURAL RESOURCES and ZONING & LAND REGULATION.

RES. 81, 09-10

CHANGE ORDER #1 TO CONTRACT FOR THE CHILLER PROJECT IN THE PUBLIC SAFETY BUILDING

The Department of Public Works, Highway & Transportation awarded a Contract to Hooper Corporation to furnish and install water cooled chillers in the Public Safety Building at 115 W. Doty Street, Madison, WI, Bid #309010.

Res. 60, 2009-10 awarded the original Contract in the amount of \$242,120.00 A Change Order is hereby requested in the amount of \$43,000.00 to add Alternate Bid No. 1 – New Network Controller, which would provide increased monitoring and control capabilities thus increasing energy efficiency and reducing maintenance costs.

NOW, THEREFORE, BE IT RESOLVED, That a Change Order in the amount of \$43,000.00 is requested for Hooper Corporation.

BE IT FURTHER RESOLVED, That the Dane County Board of Supervisors approves and authorizes this Change Order; and

BE IT FINALLY RESOLVED, That the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Change Order.

Submitted by Supervisors Opitz, Veldran, and O'Loughlin, July 16, 2009.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 82, 09-10

CHANGE ORDER #1 FOR THE 6th & 7th FLOOR JAIL SHOWER EPOXY PROJECT IN THE CITY-COUNTY BUILDING

The Department of Public Works, Highway & Transportation awarded a Contract to HGS Protective Coatings, LLC to Epoxy Jail Showers on the 6th & 7th Floor – Jail West in the City-County Building, 210 Martin Luther King, Jr. Blvd., Madison, WI, Bid #309012.

The original Contract amount was \$36,465.00. A Change Order is hereby requested in the amount of \$5,640.00 to include epoxy coat on shower ceilings.

NOW, THEREFORE, BE IT RESOLVED, That a Change Order in the amount of \$5,000.00 is requested for HGS Protective Coatings, LLC.

BE IT FURTHER RESOLVED, That the Dane County Board of Supervisors approves and authorizes this Change Order; and

BE IT FINALLY RESOLVED, That the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Change Order.

Submitted by Supervisors Opitz, Veldran, O'Loughlin, and Wiganowsky, July 16, 2009.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 83, 09-10

AUTHORIZING THE SALE OF HIGHWAY SURPLUS LAND IN THE TOWN OF PRIMROSE

Dane County Highways owns 0.38 acres of property surplus to its needs on the northeast corner of CTH A and STH 92 in Section 12, Town of Primrose. A purchase price of \$2,690 was established, based a price of \$7,000 per acre for similar A1 zoned land in the area. The Buyer is paying for all the costs of sale.

The county is maintaining a 100-foot right of way on CTH A and a 150-foot vision triangle at the corner of A and 92.

NOW, THEREFORE, BE IT RESOLVED that the County of Dane does hereby approve and authorize the sale of the 0.38 acres of highway surplus to Nicholas and Elizabeth Schultz for the established price of \$2,690, and

BE IT FURTHER RESOLVED that the County Real Estate Officer is directed to make the necessary preparations to convey the surplus property to Nicholas and Elizabeth Schultz, and

BE IT STILL FURTHER RESOLVED that the funds realized from the conveyance of the property be deposited in the Sale of County Property account HWFLTFAC-84830

BE IT FINALLY RESOLVED that the Dane County Clerk and the County Executive are hereby authorized to execute a deed of conveyance on behalf of the County of Dane.

Submitted by Supervisors Opitz, Veldran, O'Loughlin and Wiganowsky, July 16, 2009.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 84, 09-10

AUTHORIZING RENTAL LEASE BETWEEN THE ALLIANT ENERGY CENTER OF DANE COUNTY AND NATIONAL KIDNEY FOUNDATION

The National Kidney Foundation has negotiated a one year lease with the Alliant Energy Center of Dane County for their National Kidney Foundation U.S. Transplant Games to be held July 30-August 4, 2010.

The lease with the National Kidney Foundation includes rental and services in the amount of \$117,980.00.

In addition to the rental fee listed above all approved parking charges will be assessed for the National Kidney Foundation U.S. Transplant Games event and additional revenues will be paid by the show for personnel, equipment and services provided to the show in addition to those specifically listed in the contract.

NOW, THEREFORE, BE IT RESOLVED, that the Dane County Executive and Dane County Clerk are hereby authorized to execute the contracts on behalf of Dane County.

Submitted by Supervisors Opitz, Veldran, O'Loughlin and Wiganowsky, July 16, 2009.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 85, 09-10

CHANGE ORDER TO CONTRACT FOR THE JOB CENTER INTERIOR REMODEL PROJECT

The Department of Public Works, Highway & Transportation awarded a Contract to Bauer & Raether Builders for the Interior Remodeling of the Job Center at 1819 Aberg Avenue, Madison, WI, Bid #109001.

Sub. 1 to Res. 277, 2008-09 awarded the original Contract in the amount of \$1,779,000.00. A Change Order is hereby requested in the amount of \$109,400.00 to remove, store and reinstall the cubical furniture.

NOW, THEREFORE, BE IT RESOLVED, That a Change Order in the amount of \$109,400.00 is requested for Bauer & Raether Builders, Inc.

BE IT FURTHER RESOLVED, That the Dane County Board of Supervisors approves and authorizes this Change Order; and

BE IT FINALLY RESOLVED, That the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Change Order.

Submitted by Supervisors Opitz and Veldran, July 16, 2009.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 86, 09-10

**AUTHORIZING ACCEPTANCE OF GRANT FROM THE NATURE CONSERVANCY
FOR WATER MONITORING**

Dane County Department of Land & Water Resources has been awarded a grant from The Nature Conservancy in the amount of \$28,000.

The purpose of this grant is to fund water monitoring activities by the USGS on the Pleasant Valley Branch and the Ridgeway Branch of the Pecatonica River. The funds are to be directly passed through to the United State (sic.) Geological Survey (USGS).

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors and the Dane County Executive hereby accept the grant award from The Nature Conservancy totaling \$28,000.

BE IT FURTHER RESOLVED that new revenue account LWRCONSV TNC Monitoring Grant Revenue and expense account LWRCONSV TNC Monitoring Grant Expense be created under the Land Conservation budget for \$28,000. These funds shall be carried forward until realized and expended.

Submitted by Supervisors Downing, Jensen, Bruskewitz, Wheeler and Stoebig, July 16, 2009.
Referred to PERSONNEL/FINANCE and ENVIRONMENT/AGRICULTURE & NATURAL RESOURCES.

RES. 87, 09-10

**AMENDING BOUNDARIES FOR SUPERVISORY DISTRICTS 25 & 26
CITY OF MIDDLETON, ORDINANCE DATED 6-12-2009**

After every census, the County Board adopts a redistricting plan which establishes supervisory districts with nearly equal populations. From time to time thereafter there occur annexations, some of which place affected residents of the annexed lands in the position of voting for different supervisors than do other persons residing in adjacent lands of the annexing municipality. Many of these situations are addressed by the automatic boundary

change provisions of Dane County ordinances while others require separate action by the County Board. This is one of the latter.

The lands described in the attached (available in the County Clerk's office) annexation ordinance of the City of Middleton (Ordinance dated 6-12-09 Annexing Lands From the Town of Westport to the City of Middleton) have been detached from the Town of Westport. One result of this annexation is that persons residing on these lands will now be voting at a new location and for Mayor and alderpersons, instead of for town board members. City residents voting in this area are also assigned to the 26th Supervisory District, rather than the 25th Supervisory District as is now the case for the residents of the annexed lands. Adjusting the boundaries of the supervisory districts will help assure secrecy of the ballot of the persons affected by the annexation and will also simplify matters (such as counting ballots, etc.) associated with the voting process. (Population involved is 2)

NOW, THEREFORE, BE IT RESOLVED that the lands described in the attached (available in the County Clerk's Office) annexation ordinance of the City of Middleton be and the same hereby are detached from the 25th Supervisory District and attached to the 26th Supervisory District, effective immediately.

BE IT FURTHER RESOLVED that the County Clerk shall take such steps as are necessary to permit the residents of the affected area to vote in the supervisory district to which these lands are hereby assigned.

Submitted by Supervisors Opitz and Bruskevitz, July 16, 2009. Fiscal and Policy Notes not required. Referred to EXECUTIVE.

RES. 88, 09-10

AWARD OF CONTRACT FOR SECURITY GUARD SERVICES

The county uses security guard services at the Zoo, Alliant Energy Center and Job Center. Competitive proposals have been solicited by the Purchasing Division per RFP#109070 to consolidate the three (3) agencies. Ten (10) firms responded to the solicitation, the top ranked proposal was submitted by JBM Patrol & Protection Corp.

THEREFORE BE IT RESOLVED that a contract to provide for security guard services for the agencies above be awarded to JBM Patrol & Protection Corp for a period of one year with the possibility of four additional annual renewals.

THEREFORE BE IT FURTHER RESOLVED that the County Executive and the County Clerk are authorized to execute the necessary documents to award this contract.

Submitted by Supervisors Hulsey and O'Loughlin, July 16, 2009. Referred to PERSONNEL/FINANCE.

RES. 89, 09-10

TRANSFER FUNDS TO FINANCIAL EDUCATION CENTER DIRECTOR POSITION

The core-funded Family Living Dane County UW-Extension Faculty position is open at this time. This position will not be refilled. This position provides program oversight for the Dane County UW-Extension

\$1,000,000 federal grant-funded Wisconsin Nutrition Education Program (WNEP). The long-standing Dane County WNEP includes 13 nutrition educators that are annually funded through the grant. Nutrition education is provided to over 40,000 contacts annually through the WNEP. To meet the grant oversight requirement, it is necessary to transfer funds from the open Family Living Educator position to the Family Living Financial Education Center Director purchase of service position. The UW-Extension Partner is in agreement with this permanent transfer of WNEP oversight within the Dane County UW-Extension Department.

NOW, THEREFORE, BE IT RESOLVED that the Financial Education Center Director purchase of service position be changed from a grant-contingent purchase of service position to a permanent purchase of service position with the county paying 40% and the UW-Extension partner paying 60%.

BE IT FINALLY RESOLVED that \$12,000 be transferred from EXTENSN 10009 Salaries and Wages to EXTENSN 31974 POS-Financial Education Center Educator to meet the WNEP oversight requirement for 2009.

Submitted by Supervisors Stoebig, Veldran, Hesselbein, Manning, Jensen and Wheeler, July 16, 2009.
Referred to PERSONNEL/FINANCE and ENVIRONMENT/AGRICULTURE & NATURAL RESOURCES.

RES. 90, 09-10

COUNTY EXECUTIVE APPOINTMENTS

The County Executive has appointed the following persons to the designated commissions, committees and boards. These appointments require confirmation by the County Board.

NOW, THEREFORE, BE IT RESOLVED that the appointments set forth below are confirmed.

Board of Adjustment

Al Long, 2967 Sam Miles Road, Stoughton 53589 (873-7220-H&W), to be reappointed. This term will expire 6/30/12.

Children Come First

Marcus Murphy, 1122 Winston Drive, Madison 53711 (441-9734-H, 252-1320-W), to fill the seat of a citizen with expertise in mental health services, due to the resignation of Dan Clements. Mr. Murphy is Program Director/Clinical Coordinator for Family Services, Inc. He performs assessment and intake for the "Steps to Success" Intensive Day Treatment Program, a children's mental health program. He also provides agency staff supervision, and non-violent crisis intervention training for program and other agency staff. Mr. Murphy also worked as a Clinical Supervisor for Community Partnerships in Madison. Mr. Murphy has a B.A. degree in English from Washington-Jefferson College in Washington, Pennsylvania and an M.A. degree in Social Work from Ohio State University. This term will expire 6/30/12.

Civil Service Commission

Roger Howard, 1421 Rae Lane, Madison 53711 (239-3391-H), to be reappointed. This term will expire 6/30/12.

Jane Licht, 2964 CTH AB, McFarland 53558 (838-8178-H), to be reappointed. This term will expire 6/30/12.

Ethics Board

Mark E. Dunaway, 1832 Stonehaven Drive, Sun Prairie 53590 (834-5979-H, 773-892-4069-W), to fill one of two new citizen seats. Mr. Dunaway has over twenty-five years with the Boeing Company and is the Supplier Quality Regional Manager. He has a B.S. degree in Electrical Engineering from the University of Mississippi and an MBA

from Lindenwood College in Missouri. He is a Certified Quality Engineer with the American Society for Quality, an ASQ Certified Quality Manager, and is Certified in Lean Enterprise System Design from the University of Tennessee. This term will expire 4/20/10.

Long Term Support Committee

Robert E. Forbess, 4718 Fond du Lac Trail, Madison 53705 (231-2597-H), due to the resignation of Dale Bruhn. Mr. Forbess is a retired Engineer and University Administrator. He has a B.S. degree in Mechanical Engineering and an M.S. degree in Educational Administration from the University of Wisconsin-Madison. He was the primary caregiver for his wife when she was diagnosed with Alzheimer's in 2005. He is now active in her care at her assisted living facility. This term will expire 4/17/12.

Parks Commission

Christine Haag, 2 Deschamp Court, Madison 53718 (243-3274-H), to be reappointed. This term will expire 7/1/13.

Supervisor Dave Ripp, 7220 Highway 19, Waunakee 53597, to be reappointed. This term will expire 7/1/13.

Public Safety Communications Operating Practices Advisory Committee

Eric B. Bauman, 1615 Maple Street, Middleton 53562 (469-6200-H), to fill a citizen seat previous occupied by Stan Olson. Mr. Bauman is a Faculty Associate/Instructor and Research for the University of Wisconsin School of Medicine and Public Health-Anesthesiology. Mr. Bauman is a Registered Nurse and Firefighter/Paramedic and former Police Officer and Deputy Coroner. He has over twenty years of experience working in public safety and health care. He has both a B.S. and M.S. degree in Nursing from the University of Wisconsin-Madison as well as a Ph.D. in Curriculum and Instruction from the University of Wisconsin-Madison School of Education. Mr. Bauman was erroneously appointed to the Emergency Medical Services Commission on 6/18/09 and that appointment is rescinded. This term will expire 5/1/10.

Reclassification Appeals Board

Jack D. Nelson, 2756 Yahara Road, Stoughton 53589 (217-3124-H), to fill the expired term of Bea Jay Panke. Mr. Nelson retired in 2009 after serving as the administrator for Dane County's Badger Prairie Health Care Center, where he was responsible for the daily operation of a 178 bed long term psychiatric/geriatric care center. Prior to that, he worked as Director of Human Resources for Parkway Hospital, Administrator for Northwest Rehabilitation Center, a Professional Healthcare Recruiter for the Weitzel Agency, and Administrator for Leader Nursing & Rehabilitation/Manor Health Care Corporation. Mr. Nelson has a B.A. degree in Business Administration and an M.A. degree in Sociology. This term will expire 6/30/12.

Solid Waste Advisory Commission

Beverly Speer, 62 Farrell Street, Madison 53714 (241-8979-H, 255-4260-W), to be reappointed. This term will expire 1/31/12.

Alan Schumacher, 518 Highcliff Trail, Madison 53718 (223-1983-H, 266-4681-W), to be reappointed. This term will expire 1/31/12.

Mark Redsten, 1022 Shorewood Boulevard, Madison 53705 (236-4642-H), due to the resignation of Dennis Coyier. Mr. Redsten is Executive Director of Clean Wisconsin. The organization's more notable policy work during his tenure includes the Great Lakes Compact/Annex Agreement, Wisconsin's mercury rules, and the state's Clean Energy Bill. Mr. Redsten has led Clean Wisconsin to become a regional and national leader in efforts to stem greenhouse gas emissions and to stop over-reliance on dirty coal. Mr. Redsten and his organization were key participants in Wisconsin's Task Force on Global Warming and the Midwestern Governors' Association Energy Summit, which produced a historic regional global warming pact. Mr. Redsten continues to keep Clean Wisconsin at the forefront of addressing global warming and implementing these historic global warming policy solutions. Prior to joining Clean Wisconsin, Mr. Redsten worked in the private sector in the areas of product marketing and

management for 12 years. Mr. Redsten is a graduate of the University of Wisconsin School of Business. This term will expire 1/31/12.

Youth Commission

Aaron J. Backer, 1421 Waldorf Blvd., Madison 53719 (848-8799-H, 661-4379-W), to be reappointed. This term will expire 4/19/11.

Joseph Gothard, 17 Rustic Ridge Court, Madison 53716 (250-9949-H, 204-3610-W), to be reappointed. This term will expire 4/19/11.

Deborah A. Hobbins, 1114 Risser Road, Madison 53705 (238-0526-H), to be reappointed. This term will expire 4/19/11.

Melissa K. Sargent, 1638 Mayfield Lane, Madison 53704 (244-5995-H, 256-9990-W), to fill the expired term of Gale Garvey. Ms. Sargent is the Owner of Opacolor. She is active in the northside Madison community, former co-president of Gompers School PTO, a current member of the East Madison PTO Coalition, and a past member of the Board of Directors of Creative Learning Preschool & Childcare Center. This term will expire 4/19/11.

Submitted by Supervisor McDonell, July 16, 2009. Fiscal and Policy Notes not required.
Referred to EXECUTIVE.

RES. 91, 09-10

ACCEPTANCE OF A WI DNR GRANT-YAHARA LAKES PARTNERSHIP

Dane County Land & Water Resources - Lakes & Watersheds Division has received a State of Wisconsin Department of Natural Resources Lake Planning Grant for \$10,000. The purpose of the grant is for project management services for Yahara CLEAN. The bulk of the work would be provided through the end of December 2009 to complete the Yahara CLEAN MOU, but the grant allows expenditures through the end of June 2010.

Matching funds of \$5,000 are to be provided by a donation from the Mad-City Ski Team from the Clean Lakes Festival.

NOW, THEREFORE, BE IT RESOLVED, that the Dane County Board of Supervisors and the Dane County Executive hereby accept the grant award from the Wisconsin Department of Natural Resources totaling \$10,000 and the donation of \$5,000 from the Mad-City Ski Team.

BE IT FURTHER RESOLVED, that \$15,000 be set up as a Yahara CLEAN Revenue account and credited to the General Fund and that \$15,000 be transferred from the General Fund and credited to the LWRLKSWS LTE Expenditure account and that these funds be carried forward until expended.

Submitted by Supervisor Hulse, July 16, 2009.
Referred to PERSONNEL/FINANCE and ENVIRONMENT/AGRICULTURE & NATURAL RESOURCES.

COMMUNICATIONS

- Claim from Charter Cable against Public Works for damage to feeder and trunk cable caused by mower. Referred to PUBLIC PROTECTION/JUDICIARY.
- Communication from Brenda White dated 5/19/09 regarding claim. Referred to PUBLIC PROTECTION/JUDICIARY.
- Claim from Karen Vander Galien against Highway for damage to vehicle cause by exploded road. Referred to PUBLIC PROTECTION/JUDICIARY.
- Claim from Jeremiah Meicher against Airport for compensation for fall on sidewalk at airport. Referred to PUBLIC PROTECTION/JUDICIARY.
- Claim from Joseph & Laura Pingel against Dane County Parking Ramp for damage to vehicle caused by County vehicle. Referred to PUBLIC PROTECTION/JUDICIARY.
- Communication from Deutsche Bank National Trust Co. vs. Michael W. Hicks-Notice of Motion and Motion for Default Judgment of Foreclosure. Referred to PUBLIC PROTECTION/JUDICIARY.
- Claim from Terry W. Crawford against Public Works for damage to vehicle cause by pothole. Referred to PUBLIC PROTECTION/JUDICIARY.
- Communication from Brenda White dated June 28, 2009 regarding claim. Referred to PUBLIC PROTECTION/JUDICIARY.
- Claim from Kimberly Brown against Dane County Park Ramp for damage to vehicle. Referred to PUBLIC PROTECTION/JUDICIARY.
- Claim from Dan Johnson against Sheriff for damage to vehicle caused by deputy. Referred to PUBLIC PROTECTION/JUDICIARY.
- Communication from Terry W. Crawford dated 7/3/09 regarding claim against Public Works. Referred to PUBLIC PROTECTION/JUDICIARY.
- US Bankruptcy Court Discharge of Debtor re. Laverne E. Luchsinger Jr. Referred to PUBLIC PROTECTION/JUDICIARY.
- M&I Marshall & Ilsley Bank VS. Michel k. Tsipotou Notice of Entry of Judgment. Referred to PUBLIC PROTECTION/JUDICIARY.
- Notice of Hearing Brenda J. White et al vs. Eight & Eight Partners et al. Referred to PUBLIC PROTECTION/JUDICIARY.
- Claim from Tamba K. Amara against Jail for missing personal property. Referred to PUBLIC PROTECTION/JUDICIARY.
- Petitions for Zoning Reclassification. Referred by Clerk Ohlsen to ZONING & LAND REGULATION.
- Petition 10047 – Town of Mazomanie – Frederick Beuthin
 - 10050 – Town of Blue Mounds – James Hiltbrand
 - 10051 – Town of Cross Plains – Tony Laufenberg
 - 10052 – Town of Sun Prairie – Troy Statz
 - 10053 – Town of Roxbury – Sharon Blechinger
 - 10054 – Town of Cottage Grove – Roger Korfmacher et. al.
 - 10055 – Town of Mazomanie – Rob Richard
 - 10056 – Town of Pleasant Springs – T Skaar
 - 10057 – Town of Christiana – Nelson Living Trust
 - 10058 – Town of Cottage Grove – Daniel Goff
 - 10059 – Town of Perry – Obert Jelle
 - 10060 – Town of Dunkirk – Teresa Vike
 - 10061 – Town of Roxbury – Nancy K. Coffey Trust

ORD. AMDT. 15, 09-10

**AMENDING CHAPTER 62 OF THE DANE COUNTY CODE OF ORDINANCES,
REGARDING DOMESTIC PARTNERSHIP FEES**

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 62.11 is amended to read as follows:

62.11 MARRIAGE LICENSES AND DECLARATIONS OF DOMESTIC PARTNERSHIP; WAIVER OF WAITING PERIOD. (1) Pursuant to section 765.08(2), Wis. Stats., ~~1981-82, and acts amendatory thereto~~, the clerk is authorized to collect a fee of Twenty-five Dollars (\$25.00) for any waiver of the five day waiting period for issuance of a marriage license.

(2) Pursuant to section 770.07(1)(b)2., Wis. Stats., the clerk is authorized to collect a fee of Ten Dollars (\$10.00) for any waiver of the five day waiting period for issuance of a declaration of domestic partnership.

ARTICLE 3. Section 62.12 is amended to read as follows:

62.12 MARRIAGE LICENSE AND DOMESTIC PARTNERSHIP FEES. Pursuant to sec. 765.15, Wis. Stats., ~~2001-2002~~, the clerk shall collect a supplementary fee of \$65.00 in addition to the statutory fee for marriage licenses, declarations of domestic partnership and certificates of termination of domestic partnership under chap. 770, Wis. Stats., which fee shall be in addition to the fee for any waiver requested and which shall be retained by the county.

[EXPLANATION: These amendments authorize the County Clerk to collect fees as authorized by statute for actions associated with domestic partnerships.]

Submitted by Supervisors Erickson and McDonell, July 20, 2009.

Referred to EXECUTIVE and PERSONNEL/FINANCE.

ORD. AMDT. 16, 09-10

**AMENDING CHAPTER 10 OF THE DANE COUNTY CODE OF
ORDINANCES, REGARDING PRESERVATION OF TOPOGRAPHY NEAR PROPERTY LINES**

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Subsections 10.01(19d), (30b), (68m) and (78d) are created to read as follows:

10.01 DEFINITIONS. For the purposes of this chapter, certain terms used herein are defined as set forth in this section. Words and phrases not defined in this section or elsewhere in the ordinance shall be construed by resort to the following, in order of preference: Wisconsin Statutes; Wisconsin zoning case law; other states' zoning case law; the dictionary; and, common usage.

(19d) *Development* means any activity requiring a zoning permit or certificate of compliance, including earth-disturbing activities that will lead to the installation of footings, piers, posts, pilings or foundations, as described in s. 10.25(2)(f).

(30b) *Land disturbing activity* means any alteration or disturbance that may result in soil erosion, sedimentation or change in runoff including, but not limited to, removal of ground cover, grading, excavating or filling of land.

(68m) *Stormwater runoff* means the waters derived from rains falling or snowmelt or icemelt occurring within the drainage area, flowing over the surface of the ground and collected in channels, watercourses or conduits.

(78d) *Topography* means the configuration of the ground surface and relations among human-made and natural features that may determine ground slope and direction of runoff flow.

ARTICLE 3. Section 10.04(6) is created to read as follows:

10.04 RESTRICTIONS UPON LANDS, BUILDINGS AND STRUCTURES. Except as otherwise herein provided:

(6) *Topography near property lines.* **(a) Purpose.** The purpose of this subsection is to set forth the minimum requirements for preserving existing topography near property lines whenever development is planned, and to promote and protect the public health, safety, convenience and general welfare. This subsection is intended to regulate development:

1. to protect adjacent property owners from possible damage due to changes to the existing topography of adjoining lands;

2. to retain stormwater runoff on each property undergoing development; and

3. to preserve the general character of neighborhoods.

(b) Standards. 1. Except as authorized in this section, the topography within five (5) feet of any property line at the commencement of any development shall remain unchanged.

2. a. When land disturbing activities associated with development occur within five (5) feet of any property line, finished grades in that area shall be restored to the topography in existence before the land disturbing activity began.

b. Notwithstanding sub. (6)(b)1., a positive slope of one-half (1/2) inch vertical per one (1) foot horizontal within five (5) feet of the property line is allowed to provide proper drainage away from a one or two family residence.

3. The established grade of the adjoining property shall determine the finished grade at the property line for any development. The owner of the property under development bears the burden of proof as to the established grade at the property line and the topography within five (5) feet of the property line. The Zoning Administrator may require detailed site grading plans of existing and proposed conditions to be submitted before commencement of land disturbing activities.

4. Natural watercourses along property lines shall be maintained. Existing drainage ways and drainage easements along property lines including, but not limited to, stormwater management areas shown on subdivision plats and certified survey maps, shall be maintained.

(c) Exceptions. 1. Development in Floodplain Districts requiring fill to comply with chapter 17 is exempt from this section.

2. Upon written application, the Zoning Administrator may authorize exceptions resulting in changes to the existing topography at and within five (5) feet of any property line that would promote the purposes stated in this ordinance, only if the results do not direct additional stormwater runoff toward adjacent properties. Proposed exceptions may include, but are not limited to, retaining walls, berms and other structures, and other changes to existing grade at and within five (5) feet of a property line. The Zoning Administrator may require the submittal of detailed site grading plans of existing and proposed conditions including, but not limited to, detailed topographical information of the subject and adjoining properties, before land disturbing activities commence.

[EXPLANATION: This amendment restricts changes to grade (elevation or topography) at and near property lines as an appropriate means to maintain the character of neighborhoods and address stormwater runoff issues. Problems occur when building construction on an adjacent lot results in increased or re-directed stormwater runoff. New construction may cause problems when the site is filled above the elevation of a neighbor's lot, when a retaining wall is built along a property line, when backfill around a new foundation changes overland stormwater runoff, etc., causing damage to a neighbor's property, basement or other structures. This is most problematic on existing, substandard, narrow lots around lakes or along rivers here in Dane County.

Companion ordinance amendments to Chapters 11–Shorelands and 14–Erosion Control and Stormwater Management are proposed to ensure consistency of administration and enforcement, as a cooperative effort of the Zoning Division of the Department of Planning and Development and the Land Conservation Division of the Department of Land and Water Resources.]

Submitted by Supervisors Downing and McDonell, July 20, 2009.
Referred to ZONING & LAND REGULATION.

ORD. AMDT. 17, 09-10

AMENDING CHAPTER 11 OF THE DANE COUNTY CODE OF ORDINANCES, REGARDING PRESERVATION OF TOPOGRAPHY NEAR PROPERTY LINES

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Subsection 11.05(5)(a)13. is created to read as follows:

13. a. Except as authorized in this section, the topography within five (5) feet of any property line at the commencement of any development shall remain unchanged.

i. When land disturbing activities associated with development occur within five (5) feet of any property line, finished grades in that area shall be restored to the topography in existence before the land disturbing activity began. A positive slope of one-half (1/2) inch vertical per one (1) foot horizontal within five (5) feet of the property line is allowed to provide proper drainage away from a one or two family residence.

ii. The established grade of the adjoining property shall determine the finished grade at the property line for any development. The owner of the property under development bears the burden of proof as to the established grade at the property line and the topography within five (5) feet of the property line. The director of the Department of Land and Water Resources may require detailed site grading plans of existing and proposed conditions to be submitted before commencement of land disturbing activities.

b. Existing drainage ways and drainage easements along property lines shall be maintained including, but not limited to, natural watercourses and stormwater management areas shown on subdivision plats and certified survey maps.

c. Development in Floodplain Districts requiring fill to comply with chapter 17 is exempt from this subsection.

d. Upon written application, the director of the Department of Land and Water Resources may authorize exceptions resulting in changes to the existing topography at and within five (5) feet of any property line that would promote the purposes stated in this ordinance. An exception authorized under this subsection may not direct additional stormwater runoff toward adjacent properties. Proposed exceptions may include, but are not limited to, retaining walls, berms and other structures, and other changes to existing grade at and within five (5) feet of a property line. The director of the Department of Land and Water Resources may require the submittal of detailed site grading plans of existing and proposed conditions including, but not limited to, detailed topographical information of the subject and adjoining properties, before land disturbing activities commence.

[EXPLANATION: This amendment restricts changes to grade (elevation or topography) at and near property lines as an appropriate means to maintain the character of neighborhoods and address stormwater runoff issues. Problems occur when building construction on an adjacent lot results in increased or re-directed stormwater runoff. New construction may cause problems when the site is filled above the elevation of a neighbor's lot, when a retaining wall is built along a property line, when backfill around a new foundation changes overland stormwater runoff, etc., causing damage to a neighbor's property, basement or other structures. This is most problematic on existing, substandard, narrow lots around lakes or along rivers here in Dane County. Companion ordinance

amendments to Chapters 10–Zoning, and 14–Erosion Control and Stormwater Management are proposed to ensure consistency of administration and enforcement, as a cooperative effort of the Zoning Division of the Department of Planning and Development and the Land Conservation Division of the Department of Land and Water Resources.]

Submitted by Supervisors Downing and McDonell, July 20, 2009.
Referred to ENVIRONMENT/AGRICULTURE & NATURAL RESOURCES.

ORD. AMDT. 18, 09-10

**AMENDING CHAPTER 18 OF THE DANE COUNTY CODE OF ORDINANCES,
REGARDING ACCESS TO PUBLIC RECORDS**

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Subsection 16.08(3) is created to read as follows:

16.08 ACCESS TO PUBLIC RECORDS. (3) If a request for inspection is made electronically, the county may respond to the request with electronic documents where appropriate.

ARTICLE 3. Subsections (1) and (6) of section 16.081 are amended to read as follows:

16.081 PROCEDURE FOR ACCESS. (1) Each authority shall adopt, prominently display, and make available for inspection and copying at its offices, for the guidance of the public, a notice containing a description of its organization and the established times and places at which, the legal custodian from whom, and the methods whereby, the public may obtain information and access to records in its custody, make requests for records, or obtain copies of records, and the costs thereof. ~~This section does not apply to members of the Dane County Board of Supervisors.~~ The notice shall include the e-mail address of or website at which the legal custodian will accept electronic requests. For purposes of this section, the county's Dane County Board Office is the office of the individual members of the Dane County Board of Supervisors.

(6) A request is deemed sufficient if it reasonably describes the requested record or the information requested. However, a request for a record without a reasonable limitation as to subject matter or length of time represented by the record does not constitute a sufficient request. ~~A request may be made orally but a request must be in writing before an action to enforce the request is commenced under s. 19.37, Wis. Stats.~~

ARTICLE 4. Subsections (7) through (11) of section 16.081 are renumbered, respectively, as (8) through (12) and a new sub. (7) is created to read as follows:

(7) A request may be made by written letter or electronically. A request may be made orally but a request must be in writing before an action to enforce the request is commenced under s. 19.37, Wis. Stats.

[EXPLANATION: This amendment is for the purpose of updating Chapter 16 with regard to electronic open records requests and responses.]

Submitted by Supervisors Bayrd, Hulseay, Veldran, Downing, Levin, Hendrick, McDonell, Hampton, Opitz, DeSmidt, Stoebig, Rusk, Hesselbein and Erickson, July 22, 2009.

Referred to EXECUTIVE, PERSONNEL/FINANCE and PUBLIC PROTECTION/JUDICIARY.

ESTABLISHING A ONE YEAR MORATORIUM ON PARK AND OPEN SPACE LAND ACQUISITION PROGRAM PURCHASES AND COUNTY PARK LAND RESTORATION AND DEVELOPMENT EXPENDITURES, EFFECTIVE JANUARY 1, 2010, INCLUDING RESCINDING FOR 2010 PROVISIONS OF RES. 94, 07-08 WHICH PROVIDE FOR ANNUAL EXPENDITURES OF FUNDS FOR SUCH PURPOSES

Whereas, the Dane County Board of Supervisors has directed the budget policy for the Dane County Conservation Fund and the Parks Restoration Fund in setting each year's capital budget during excellent economic conditions, including the policies in Res. 94, 07-08 relating to such Funds; and

Whereas, Res. 94, 07-08 states that "The [Dane County] Board sets the target sum of \$5 million to be spent annually for the next 5 years through fiscal year 2013...." for the purpose of land acquisition, and that the "Dane County Board of Supervisors ... sets the target sum of \$500,000 to be spent annually for the next five years, through fiscal year 2013" from the Parks Restoration Fund for restoration and/or development of County park land; and

Whereas, the Dane County Personnel and Finance Committee has frozen expenditures from the Dane County Conservation Fund as of June 2009 for the balance of 2009, except for three projects (Lyman Anderson purchase, Cam-Rock park trail purchase and Ice Age National Scenic Trail purchase), as well as expenditures from the Parks Restoration Fund, because of the current poor economic conditions and the condition of the County budget; and

Whereas, Dane County employees have agreed to take a 5% pay cut for the last 6 months of 2009 in order to help the County meet the needs of our most challenged residents; and

Whereas, most County agencies are being asked to submit budget requests with significant cuts to vital social service and public safety programs for 2010; and

Whereas, the Dane County Controller has informed the County Board that the General Fund balance is expected to have an almost \$1 million deficit at the end of 2009, after starting 2008 with an almost \$12 million surplus; and

Whereas, spending \$5 million for land purchases in 2010 will only add to our General Fund deficit in future budgets by increasing the amount of principal and interest obligations that will need to be paid out of such future budgets;

NOW THEREFORE, BE IT RESOLVED by the Dane County Board of Supervisors, that the Dane County Board of Supervisors hereby (a) adopts a moratorium on expenditures from the Dane County Conservation Fund and from the Parks Restoration Fund for 2010, including specifically, but not limited to, adoption of a prohibition on any expenditures from such Funds for land acquisition for 2010, and directs that the capital and operating budgets of the County be prepared for 2010 consistent with this resolution, and (b) rescinds all provisions of Res. 94, 07-08 relating to expenditures from the Dane County Conservation Fund or the Parks Restoration Fund for 2010 which provide for land acquisition of any kind from such Funds or are inconsistent with the moratorium imposed under (a) above.

Submitted by Supervisors Gau, Ferrell, Willett, Martz, Bruskevitz, Jensen, Schlicht, Solberg, and Wiganowsky, August 6, 2009.

Referred to EXECUTIVE, PERSONNEL/FINANCE, ENVIRONMENT/AGRICULTURE/NATURAL RESOURCES, and PARKS.

RES. 93, 09-10

AUTHORIZING AN AGREEMENT WITH _____ TO PROVIDE CAD CONSULTING SERVICES

Dane County Public Safety Communications requires consulting services to scope, select, procure and implement a modern Computer-Aided Dispatch and possibly related systems. The 2009 capital budget includes funds for this project.

The Public Safety Communications Director, along with the Technical Committee, will oversee the project on behalf of the county.

Dane County issued RFP #109084 on July 17, 2009, and received twelve responses. After grading and interviews, _____, of _____, was selected.

NOW, THEREFORE, BE IT RESOLVED that Dane County enter into this Agreement with _____, with the cost being \$_____.

FINALLY BE IT RESOLVED that the Dane County Executive and the Dane County Clerk authorize this agreement with _____.

Submitted by Supervisors Kostelic, Hampton, Rusk, Martz, and Salov, August 6, 2009
Referred to PERSONNEL/FINANCE, and PUBLIC PROTECTION/JUDICIARY.

RES. 94, 09-10

RESOLUTION DESIGNATING DANE COUNTY TO BE A RECOVERY ZONE FOR PURPOSES OF THE AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009

WHEREAS, the American Recovery and Reinvestment Act of 2009 (the "Stimulus Act") authorizes the issuance of "recovery zone economic development bonds", which bonds are eligible for a direct payment by the United States Treasury to the issuer of forty five percent (45%) of the interest due on the bonds; and

WHEREAS, in order to issue recovery zone economic development bonds, an issuer must first designate one or more "recovery zones", being areas which manifest significant poverty, unemployment, rate of home foreclosures or general distress or meet other criteria specified in the Stimulus Act; and

WHEREAS, Dane County, Wisconsin (the "County") has experienced significant poverty, a high rate of unemployment, a high rate of foreclosures and other general economic distress (the "Recovery Zone Conditions"), and such Recovery Zone Conditions impair the sound growth and the tax base of the County and threaten the well-being of the citizens of the County; and

WHEREAS, the existence of Recovery Zone Conditions in the County and the qualification of the County as a recovery zone are evidenced by, among other things, the following factors: (a) the unemployment rate in the County was _____% for June 2009, as compared to _____% for June 2008, (b) the County experienced a _____% increase in foreclosure court cases in the second quarter of 2009 compared to 2008 and (c) 200 _____ U.S. Census Bureau data show that _____% of people in the County are in poverty; and

WHEREAS, in order to promote the well-being of the County and its citizens, it is necessary that the Recovery Zone Conditions be addressed by financing eligible costs for "qualified economic development

purposes," being expenditures for promoting development and economic activity in the County through expenditures for public infrastructure and construction of public facilities and other capital expenditures with respect to property in the County; and

WHEREAS, it is desirable and in the best interests of the citizens of the County to designate the County as a recovery zone for purposes of and as provided in the Stimulus Act;

NOW, THEREFORE, BE IT RESOLVED, by the County Board of Supervisors of Dane County, Wisconsin that:

Section 1. Existence of Recovery Zone Conditions in County. There exist conditions including significant poverty, unemployment, rate of foreclosures and general economic distress which cause the County as a whole to be subject to designation as a recovery zone under the Stimulus Act.

Section 2. Designation of Recovery Zone. All of the territory located within the boundaries of the County is hereby designated as a recovery zone for all purposes of and as provided in the Stimulus Act.

Section 3. General Authorization. The officers of the County are authorized and directed to take all actions necessary or convenient in connection with the designation of the County as a recovery zone and the issuance of recovery zone economic development bonds by the County or by other eligible issuers within the County.

Submitted by Supervisor O'Loughlin , August 6, 2009.

Referred to EXECUTIVE, HEALTH/HUMAN NEEDS, PERSONNEL/FINANCE, and ECONOMIC DEVELOPMENT.

RES. 95, 09-10

AN INITIAL RESOLUTION AUTHORIZING
GENERAL OBLIGATION CORPORATE PURPOSE BONDS AND/OR PROMISSORY NOTES

WHEREAS, the County Board of Supervisors (the "County Board") of Dane County, Wisconsin (the "County") hereby finds and determines that it is necessary, desirable and in the best interest of the County to issue, pursuant to Chapter 67, Wisconsin Statutes, General Obligation Corporate Purpose Bonds and/or Promissory Notes in an amount of not to exceed \$_____ for the purpose of paying the cost of various items included in the County's Capital Budget including but not limited to: general government, human services, conservation, public works, education and recreation and public safety projects consisting of constructing, repairing and improving buildings; nursing home projects; acquiring and improving land; improving roads and bridges; replacing, upgrading and acquiring information technology, and acquiring equipment and vehicles, as listed with estimated amounts below, plus paying professional fees and expenses in connection with the issuance of the General Obligation Corporate Purpose Bonds and/or Promissory Notes (collectively, the "Project"):

General Government Projects

Project Amount

Total

Human Services Projects

Total

Conservation Projects

Total

Public Works Projects

**Project
Amount**

Total

Education and Recreation Projects

Total

Public Safety Projects

Total

Grand Total: _____

WHEREAS, the County Board finds and determines that the Project is within the County's power to undertake and serves a "public purpose" as that term is defined in Section 67.04(1)(b) of the Wisconsin Statutes;

WHEREAS, counties are authorized by the provisions of Chapter 67, Wisconsin Statutes to borrow money and to issue general obligation corporate purpose bonds and promissory notes (collectively, such bonds and notes shall be referred to herein as the "2009 Bonds and Notes") for such public purposes;

WHEREAS, the American Recovery and Reinvestment Act of 2009 (the "Stimulus Act") authorizes the issuance of qualified "build America bonds" and qualified "recovery zone economic development bonds," which bonds are eligible for a direct payment by the United States Treasury to the issuer of thirty-five percent (35%) and forty-five percent (45%), respectively, of the interest due on such bonds;

WHEREAS, there is no allocation requirement with respect to the issuance of build America bonds;

WHEREAS, the County has received an allocation of \$8,533,000 with respect to the issuance of recovery zone economic development bonds; and

WHEREAS, the County Board may, by subsequent resolution, designate a portion of such 2009 Bonds and Notes, as recovery zone economic development bonds, if all requirements with respect to such bonds are met, including that the County has designated a "recovery zone" for such purposes.

NOW, THEREFORE, BE IT RESOLVED by the County Board of the County that:

Section 1. Authorization of the 2009 Bonds and Notes. For the purpose of paying the cost of the Project, there shall be borrowed pursuant to Chapter 67 of the Wisconsin Statutes, the principal sum of not to exceed _____ DOLLARS (\$ _____) and the 2009 Bonds and Notes shall be issued to a purchaser or purchasers to be determined by subsequent resolutions of the County Board.

Section 2. Notices of Sale. The County Clerk (in consultation with the County's financial advisor) is hereby authorized and directed to cause notices of the sale of the 2009 Bonds and Notes to appear in such publications and at such times as the County Clerk may determine.

Section 3. Official Notices of Sale. The County Clerk (in consultation with the County's financial advisor) shall also cause Official Notices of Sale to be prepared and distributed and may prepare or cause to be prepared and distributed Official Statements or other forms of offering circulars.

Section 4. Award of the 2009 Bonds and Notes. Following receipt of bids for the 2009 Bonds and Notes, the County Board shall consider taking further action to provide the details of the 2009 Bonds and Notes; to ratify the Notices of Sale; to award the 2009 Bonds and Notes to the lowest responsible bidder or bidders therefor; and to levy a direct annual irrepealable tax sufficient to pay the principal of and interest on the 2009 Bonds and Notes as the same becomes due as required by law.

Section 5. Conflicting Resolutions; Severability; Effective Date. All prior resolutions, rules or other actions of the County Board or any parts thereof in conflict with the provisions hereof shall be, and the same are, hereby rescinded insofar as the same may so conflict. In the event that any one or more provisions hereof shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The foregoing shall take effect immediately upon adoption and approval in the manner provided by law.

Submitted by Supervisor O'Loughlin, August 6, 2009.
Referred to PERSONNEL/FINANCE.

RES. 96, 09-10

APPROVING LEASE WITH STATE OF WISCONSIN AT JOB CENTER

The State of Wisconsin and Dane County have collocated and operated a joint Job Center in a building at 1801-1821 Aberg Avenue in Madison Wisconsin since 1993. The State desires to continue to locate some of their agencies in the building for an additional five years. The collocation of the State and County agencies over the last fifteen years has been mutually beneficial in provision of services to area job seekers.

A revised lease has been negotiated with the State for _____ square feet of space in the building at an annual gross rent of \$ _____, or \$ _____ per square foot. An annual rent escalator of _____ is included in the terms of the lease. The lease also includes two options for the State to renew for additional five-year terms with the same terms and conditions as the initial lease.

As part of the renovation of the Job Center building, the area to be leased by the state will be renovated with the state paying the cost of the design services and construction upfront.

NOW, THEREFORE, BE IT RESOLVED that the County of Dane does hereby approve and authorize the above-described lease with the State of Wisconsin, and

BE IT FURTHER RESOLVED that the Dane County Capital Budget be amended to include the cost of the design and improvements to the state space by increasing account HSCAPPRJ 57690 "Job Center Renovation" in the amount of \$ _____ and that offsetting revenue be included in the Dane County Capital Budget in account HSCAPPRJ NEW in the amount of \$ _____.

BE IT FINALLY RESOLVED that the Dane County Clerk and the County Executive are hereby authorized to execute the lease on behalf of the County of Dane.

Submitted by Supervisors Stubbs, Levin, Vedder, and Bruskevitz, August 6, 2009.
Referred to HEALTH/HUMAN NEEDS, PERSONNEL/FINANCE, and PUBLIC WORKS/TRANSPORTATION.

RES. 97, 09-10

APPROVING CHANGE ORDER #4 TO ROBERTS CONSTRUCTION
FOR BADGER PRAIRIE CONSTRUCTION

Roberts Construction was awarded the Contract for the construction of the new Badger Prairie Health Care Center facility, Sub. 1 to Res. 7, 09-10, Bid No. 108018.

Change Order #4 is hereby requested due to unforeseen soil conditions.

Value of Roberts Construction Contract: \$ _____
Change Order #4 - addition \$ _____

Adjusted Value of Contract \$ _____

THEREFORE, BE IT RESOLVED, that Change Order # 4 to Roberts Construction is requested to add \$ _____ to the Contract.

THEREFORE, BE IT FURTHER RESOLVED, that the Dane County Board of Supervisors approves and authorizes this Change Order.

THEREFORE, BE IT FINALLY RESOLVED, that the Dane County Public Works, Highway & Transportation is directed to ensure complete performance of the Change Order.

Submitted by Supervisors Opitz, and Schmidt , August 6, 2009.
Referred to PERSONNEL/FINANCE, and PUBLIC WORKS/TRANSPORTATION.

RES. 98, 09-10

AWARD OF CONTRACT FOR RHINO EXHIBIT ROOF INSULATION

The Department of Public Works, Highway & Transportation reports the receipt of bids for the Rhino Exhibit Roof Insulation project, 702 S. Randall Avenue, Madison, WI, Bid No. 309021.

A complete tabulation is on file at the Department of Public Works office. The low qualified bidder is:

Bid Amount: \$ _____

The Public Works staff finds the amount to be reasonable and recommends the bid be awarded to _____.

NOW, THEREFORE, BE IT RESOLVED that a Contract be awarded to _____ in the amount of \$ _____; and

BE IT FURTHER RESOLVED that the County Executive and the County Clerk be authorized and directed to sign the Contract; and

BE IT FURTHER RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Contract; and

BE IT FINALLY RESOLVED that the Public Works & Transportation Committee shall approve all change orders to the Contract, subject to submission of change orders to the County Board for approval where the sum involves \$20,000 or more than 10% of the original approved Contract amount, whichever is smaller.

Submitted by Supervisors Opitz, and Schmidt, August 6, 2009.
Referred to PERSONNEL/FINANCE, and PUBLIC WORKS/TRANSPORTATION.

RES. 99, 09-10

APPROVING CHANGE ORDER #3 FOR ROBERTS CONSTRUCTION FOR DIRECT PURCHASE OF MATERIALS FOR BADGER PRAIRIE CONSTRUCTION

Roberts Construction was awarded the contract for the construction of the new Badger Prairie Health Care Center facility. As part of the bid, the county had agreed that it would purchase certain electrical components and supply those to the contractor. This direct purchase of materials saves the sales tax due on the materials. In discussions with Roberts Construction, the contractor is willing to expand the county's direct purchase of materials to realize additional savings. Under this program, the county will deduct the cost of the materials and the sales tax due on those materials from Roberts's contract. The county will then issue purchase orders to the various suppliers to purchase the materials directly. The county can then avoid the sales tax due on these materials orders. The value of the materials and related tax are represented in the change order amount below.

Value of Roberts Construction Contract:	<u>\$13,007,652.55</u>
Change Order #3 (deduct)	<u>\$</u>
Adjusted Value of Contract	<u>\$</u>

Therefore be it resolved that change order # 3 for Roberts Construction is approved to deduct \$ _____ from the contract for direct purchase of materials.

Therefore be it further resolved that the Controller's Office is authorized to issue checks to the related suppliers for the materials purchased to complete the construction at Badger Prairie.

Submitted by Supervisors Opitz, Schmidt, Wiganowsky, and Martz, August 6, 2009.
Referred to PERSONNEL/FINANCE, and PUBLIC WORKS/TRANSPORTATION.

RES. 100, 09-10

AWARD OF AGREEMENT FOR DESIGN SERVICES FOR WASTE TRANSFER STATION & CLEAN SWEEP BUILDINGS

The Department of Public Works, Highway & Transportation reports the receipt of proposals for design services for a waste transfer station building and a clean sweep building to be located at Dane County Sanitary Landfill Site No. 2, 7102 U.S. Highway 12 & 18, Madison, WI 53718, Bid #309006.

An Agreement has been negotiated with Graef-USA, Inc. for a cost not to exceed \$256,100.00.

The Public Works staff finds the amount to be reasonable and recommends an Agreement be awarded to Graef-USA, Inc.

There are sufficient funds in the Budget for this project.

NOW, THEREFORE, BE IT RESOLVED that an Agreement be awarded to Graef–USA, Inc. in the amount of \$256,100.00; and

BE IT FURTHER RESOLVED that the County Executive and the County Clerk be authorized and directed to sign the Agreement; and

BE IT FURTHER RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Contract; and

BE IT FINALLY RESOLVED that the Public Works & Transportation Committee shall approve all change orders to the Agreement, subject to submission of change orders to the County Board for approval where the sum involves \$20,000 or more than 10% of the original approved Agreement amount, whichever is smaller.

Submitted by Supervisors Opitz, Schmidt, Wiganowsky, and Martz, August 6, 2009.
Referred to PERSONNEL/FINANCE, and PUBLIC WORKS/TRANSPORTATION.

RES. 101, 09-10

CHANGE ORDER NO. 2 FOR STEWART LAKE SHORELINE DREDGE

The Department of Public Works, Highway & Transportation received bids for Stewart Lake Shoreline Dredge, Mt. Horeb, Wisconsin, Bid #309005, with a contract being awarded to Hammersley Stone Co., Inc. for the Base Bid amount of \$35,880.00.

Change Order No. 2 is required for additional dredging to complete the project at a cost of \$9,906.00.

This was bid on a cubic yard unit pricing. We were able to excavate more material by mechanical dredging than we originally anticipated. This saved the County money compared to the more expensive hydraulic dredge option.

Funds are available in the Budget for the Change Order.

NOW, THEREFORE, BE IT RESOLVED that a Change Order in the amount of \$9,906.00 is requested for Hammersley Stone Co., Inc.; and

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors approves and authorizes this Change Order; and

BE IT FINALLY RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Change Order.

Submitted by Supervisors Opitz, Schmidt, Wiganowsky, and Martz , August 6, 2009.
Referred to PERSONNEL/FINANCE, and PUBLIC WORKS/TRANSPORTATION.

RES. 102, 09-10

CHANGE ORDER #1 FOR LIGHTING UPGRADE
AT THE HUBER CENTER

The Department of Public Works, Highway & Transportation awarded a project to Liberty Electric, Inc. for Multi-Facility Lighting Upgrades at various facilities, Bid #108114.

The original Contract amount was \$31,465.10. A Change Order is hereby requested in the amount of \$5,600.00 for Huber Center lighting upgrade for energy savings.

There are sufficient funds in the budget for this Change Order.

NOW, THEREFORE, BE IT RESOLVED, That a Change Order in the amount of \$5,600.00 is requested for Liberty Electric, Inc.; and

BE IT FURTHER RESOLVED, That the Dane County Board of Supervisors approves and authorizes this Change Order; and

BE IT FINALLY RESOLVED, That the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Change Order.

Submitted by Supervisors Opitz, Schmidt, Wiganowsky, and Martz, August 6, 2009.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS/TRANSPORTATION.

RES. 103, 09-10

CHANGE ORDER #1 FOR WELL CONSTRUCTION
AT SCHEIDEGGER COUNTY FOREST

The Department of Public Works, Highway & Transportation awarded a project to Sam's Well Drilling, Inc. for Well Construction at Scheidegger County Forest, Bid #309004.

The original amount was \$5,670.00. A Change Order is hereby requested in the amount of \$2,810.00 for additional well depth needed to find competent rock for stability of the well.

There are sufficient funds in the budget for this Change Order.

NOW, THEREFORE, BE IT RESOLVED, That a Change Order in the amount of \$2,810.00 is requested for Sam's Well Drilling, Inc.; and

BE IT FURTHER RESOLVED, That the Dane County Board of Supervisors approves and authorizes this Change Order; and

BE IT FINALLY RESOLVED, That the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Change Order.

Submitted by Supervisors Opitz, Schmidt, Wiganowsky, and Martz, August 6, 2009.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS/TRANSPORTATION.

RES. 104, 09-10

AUTHORIZING AN AGREEMENT BETWEEN COUNTY OF DANE AND CITY OF MADISON FOR
HOUSEHOLD HAZARDOUS WASTE SERVICES

The Board Of Health For Madison And Dane County on behalf of Public Health—Madison And Dane County and the County Of Dane, desire to enter an inter-governmental Agreement pursuant to Section 66.0301, Wisconsin Statutes and, Dane County desires to provide a dedicated collection drop-off center for household hazardous waste for its citizens and for Very Small Quantity Generator's (VSQGs) hazardous waste.

Public Health—Madison and Dane County (PHMDC) maintains a staff with technical expertise to coordinate these services for the County and the County believes that the most effective means to provide household hazardous waste and VSQGs hazardous waste related services to its citizens is through purchase of services from PHMDC;

The desired Agreement is for a period of two years with reimbursement to Public Health—Madison and Dane County of \$185,000 in 2009, and \$198,000 in 2010, for the services described in the Agreement and there are sufficient funds in the budget for this project.

NOW, THEREFORE, BE IT RESOLVED, That Dane County enter into an Agreement with Public Health—Madison and Dane County for the provision of household hazardous waste services for 2009 and 2010, and that the County Executive and the County Clerk be authorized to and directed to sign the Agreement; and

BE IT FINALLY RESOLVED, That the Public Works, Highway & Transportation Department be directed to ensure complete performance of the Agreement.

Submitted by Supervisors Opitz, Schmidt, Wiganowsky, and Martz, August 6, 2009.

Referred to HEALTH/HUMAN NEEDS, PERSONNEL/FINANCE, PUBLIC WORKS/TRANSPORTATION.

RES. 105, 09-10

AUTHORIZING EXECUTION OF AN OPERATING AGREEMENT WITH UNITED AIRLINES, INC. FOR AIR
SERVICE AT THE DANE COUNTY REGIONAL AIRPORT

United Airlines, Inc. has been operating out of the Dane County Regional Airport as United Express from terminal space under lease to Air Wisconsin, a provider of regional jet service for United Express. United Airlines, Inc. and the Airport have now negotiated a Scheduled Airline Operating Agreement and Terminal Building Lease under which United Airlines, Inc. will directly lease terminal space for its operations at the Dane County Regional Airport. The terms and conditions under which United Airlines, Inc. will lease space and provide air service at the Airport, including compensation and indemnification provisions, will be as set forth in the Scheduled Airline Operating Agreement and Terminal Building Lease. The Agreement with United Airlines, Inc. terminates at the end of calendar year 2009, at which time it is anticipated that all Airlines operating at the Dane County Regional Airport will enter into revised successor operating agreements and leases.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Executive and the Dane County Clerk are hereby authorized to execute on behalf of Dane County a Scheduled Airline Operating Agreement and Terminal Building Lease for the operations of United Airlines, Inc. at the Dane County Regional Airport, as set forth above.

Submitted by Supervisors Opitz, Schmidt, Wiganowsky, O'Loughlin, and Martz, August 6, 2009.
Referred to PERSONNEL/FINANCE, and PUBLIC WORKS/TRANSPORTATION.

RES. 106, 09-10

NATIONAL ASSOCIATION OF COUNTY AND CITY HEALTH OFFICIALS PLANNING GRANT

The purpose of this resolution is to adjust revenue and expenditures for FY 2009.

Dane County Department of Emergency Management, through the National Association of County and City Health Officials (NACCHO) submitted a grant request in support of capacity building and program enhancement of the jurisdiction's Medical Reserve Corps (MRC) program.

The county was awarded a total of \$5,000.00.

The grant funds will be utilized to build capacity to meet the unique needs of the jurisdiction as identified in the award application proposal, coordinate with state and regional programs, support ongoing MRS initiatives, i.e. training and recruitment of volunteers for the Dane County Medical Reserve Corps.

NOW, THEREFORE, BE IT RESOLVED that \$5,000.00 be set up as additional revenue in the Emergency Management, Medical Reserve Corps Grant account, and be credited to the General Fund.

BE IT FURTHER RESOLVED that \$5,000.00 is transferred from the General Fund to the following Emergency Management, Medical Reserve Corps account.

Revenue Account	EEMRPLN 81837	\$5,000.00
Expense Account	EEMRPLN 21550	\$5,000.00

BE IT FINALLY RESOLVED that all unexpended funds and unrecognized revenues from this account be carried forward from the 2009 to the 2010 budget period.

Submitted by Supervisors Rusk, Hampton, Kostelic, Willett, and Schlicht, August 6, 2009.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION/JUDICIARY.

RES. 107, 09-10

AUTHORIZING AN INCREASE IN THE EXPENDITURE LIMIT FOR THE CORPORATION COUNSEL'S PETTY CASH CHECKING ACCOUNT

The Dane County Corporation Counsel's Office maintains an existing Petty Cash Checking Account with a balance of \$500. The maximum amount any single check may be written for from this account is \$50. This account is used to pay witness and mileage fees, advance payment of which is required by statute for the cases we handle, to pay service of process fees to other counties, in and out of Wisconsin, when advance payment is required and service is time-sensitive, etc.

Due to increased costs of service fees and the fact that advance payment is becoming the standard in many counties and states, the amount needed for advance payment generally runs anywhere from \$60 to \$75, and sometimes more. Most places do not accept payment via credit card for these types of charges.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors authorize that the maximum amount any single check may be written out for be increased from \$50 to \$75 in the Corporation Counsel's Petty Cash Checking Account.

Submitted by Supervisors Rusk, Hampton, Kostelic, Willett, and Schlicht, August 6, 2009
Referred to PERSONNEL/FINANCE, and PUBLIC PROTECTION/JUDICIARY.

RES. 108, 09-10

SUPPORTING THE CITY OF MIDDLETON'S "TIGER" GRANT APPLICATION
TO THE U.S. GOVERNMENT

The City of Middleton is applying for a Transportation Investment Generating Economic Recovery (TIGER) Discretionary Grant to develop a multimodal transportation center that will facilitate short- and long-term job creation along a key transit corridor serving the Madison Metropolitan Area. This grant program is a great opportunity to stimulate implementation of regional transportation solutions and economic development generating economic recovery in Dane County.

The "Western Intermodal Transportation Center" is planned for the southwest quadrant of the U.S. Highway 12 and 14 interchange and adjacent to a publicly-owned rail corridor. Regional transportation planners and political leaders have identified this hub as the western terminus for a planned commuter rail line extending from Middleton to the northeastern edge of Madison, where it would connect with High Speed Rail service to Milwaukee and Chicago and, eventually, the Twin Cities. The center would also be located at the planned junction for two regional bicycle trails.

A multimodal hub in this location will provide the region's workforce with access to downtown Madison, the University of Wisconsin campus, and other sites on Madison's Isthmus, thereby promoting job expansion and creation without increasing pressure on local roadways or increasing demand for parking. At the same time, the center will facilitate "reverse commuting" and enhance the ability of Madison area residents to reach the several thousand jobs, many of which are in the biotechnology and medical devices industry clusters, that are located in west-metro business parks.

Local planning participants have targeted the structure to be designed to accommodate 500 parking spaces, a bus transfer area, and a commuter rail station. In addition, roof-top solar and wind turbines will be integrated with plug-in electric vehicle parking, and there will be direct links to nearby bicycle trails.

The City of Middleton is diligently planning this project in concert with the Madison Area Metropolitan Planning Organization (MPO) as well as key entities in the region such as the Wisconsin Department of Transportation, University of Wisconsin, University Hospital, Dane County, and the City of Madison.

At its August 5, 2009, meeting, the Madison Area Transportation Planning Board (the Federally-designated MPO) formally endorsed this project.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors joins the Madison Area Transportation Planning Board in endorsing the City of Middleton's TIGER grant application in recognition that this project is consistent with adopted regional land use and transportation plans and will help improve regional transit service and expand the economy.

Submitted by Supervisors Opitz, McDonell, Erickson, Hendrick, Stoebig, Ripp, Schmidt, Hampton, O'Loughlin, Vogel, and Miles, August 6, 2009.

Referred to EXECUTIVE, and PUBLIC WORKS/TRANSPORTATION.

RES. 109, 09-10

AUTHORIZING EXECUTION OF A LEASE OF LAND FOR THE CONSTRUCTION OF A HANGAR AT THE DANE COUNTY REGIONAL AIRPORT

Promega Aviation LLC and the Dane County Regional Airport have negotiated a lease under which Promega Aviation LLC will lease approximately 61,000 square feet of land on the Airport premises for the purpose of constructing an airplane hangar. The lease is for a maximum total term of 50 years, including extension options, at an initial annual rent of \$.63 per square foot, with annual adjustments related to the Consumer Price Index.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Executive and the Dane County Clerk are hereby authorized to execute, on behalf of the County of Dane, a ground lease, Lease No. DCRA 2009-04, with Promega Aviation LLC incorporating the forgoing terms and conditions.

Submitted by Supervisors O'Loughlin, Ripp, Kostelic, and Vogel, August 6, 2009.

Referred to PERSONNEL/FINANCE, PUBLIC WORKS/TRANSPORTATION, and AIRPORT.

RES. 110, 09-10

COUNTY EXECUTIVE APPOINTMENTS

The County Executive has appointed the following persons to the designated commissions, committees and boards. These appointments require confirmation by the County Board.

NOW, THEREFORE, BE IT RESOLVED that the appointments set forth below are confirmed.

Children Come First Committee

Dr. Marcia J. Slattery, 713 Prairie Smoke Road, Madison 53717 (833-0054-H, 263-6100-W), due to the resignation of Dr. Paul Simenstad. Dr. Slattery is an Associate Professor of Psychiatry and Pediatrics, Head of the Division of Child and Adolescent Psychiatry, and Director of the Child & Adolescent Anxiety Disorders Program at the University of Wisconsin School of Medicine and Public Health's Department of Psychiatry. This term will expire 6/30/11.

Library Board

Gary J. Ferron, 411 West Clover Lane, Cottage Grove 53527 (839-3907-H), to fill the expired term of Mary Frances Klos. Mr. Ferron is retired from the State of Wisconsin's Department of Health & Family Services after thirty-two years working in state employment and training programs, welfare programs, as a Job Service Supervisor, and as a

Licensing & Certification Specialist in the assisted living adult programs. He has served on the Cottage Grove Ad Hoc Community Library Committee and was the Finance Officer, and served on the Cottage Grove Community Library Board for four years, also serving as the Finance Officer. He also serves on St. Patrick's Catholic Parish's Finance Committee. This term will expire 1/31/12.

Long Term Support Committee

Laurine A. Lusk, 7127 North Shore Drive, Belleville 53508 (845-3101H&W), to be reappointed. This term will expire 4/17/12.

Derick Pearson, 641 West Main Street, #313, Madison 53703 (259-6712-H), to be reappointed. This term will expire 4/17/12.

Sue Petkovsek, 6217 Frederiksburg Lane, Madison 53718 (221-0660-H), to be reappointed. This term will expire 4/17/12.

Submitted by Supervisor McDonell, August 6, 2009.
Referred to EXECUTIVE.

COMMUNICATIONS

Claim from Daniel Geier against Public Works for damage to vehicle caused by county vehicle. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from Sharon Clifford against AEC for damage to vehicle in parking lot. Referred to PUBLIC PROTECTION/JUDICIARY.

Notice of Hearing Brenda J. White vs. Eight & Eight Partners. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from Sherry Nykaza against Parks for injury that occurred at campground shower. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from Deputy Michael Malecki against Sheriff for damage to personal vehicle. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from Joshua Goldstein against Public Works for damage to vehicle caused by road construction. Referred to PUBLIC PROTECTION/JUDICIARY.

Summons and Complaint Foreclosure of Mortgage Associated Bank vs Bou Sok. Referred to PUBLIC PROTECTION/JUDICIARY.

Communication from Corp. Counsel re. Brenda J. White v. Eight & Eight Partners. Referred to PUBLIC PROTECTION/JUDICIARY.

Notice of Injury from Rosemary Howard against County for injury that occurred outside courthouse. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from Karl Erstad against Jail for missing personal property. Referred to PUBLIC PROTECTION/JUDICIARY.

Summons and civil complaint James A. Fountain vs. Human Services for auto and personal injury. Referred to PUBLIC PROTECTION/JUDICIARY.

Notice of Entry of Judgment Deutsche Bank National Trust Co. vs. Michael W. Hicks. Referred to PUBLIC PROTECTION/JUDICIARY.

Communication from Judge Juan Colas re. Brenda J. White. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from Holiday Apartments, Denise Ward, Manager against Sheriff for property damage during execution of a search warrant. Referred to PUBLIC PROTECTION/JUDICIARY.

LaCrosse County Resolution #28-7/09 Urging Immediate Passage of Comprehensive Federal Health Reform Legislation. Referred to EXECUTIVE.

Vernon County Resolution #2009-37 – Opposition to S.149 “Weekend Voting Act” and “2009 Assembly Joint Resolution 2” Referred to EXECUTIVE.

Barron County Res. 2009-37 Resolution Opposing Enacted Changes to Wisconsin’s Prevailing Wage Law. Referred to EXECUTIVE.

Petitions for Zoning Reclassification. Referred by Clerk Ohlsen to ZONING & LAND REGULATION.

- Petition 10062 – Town of Primrose – Richard Lehrer
- 10063 – Town of Montrose – Daniel Elsing
- 10064 – Town of Dunn – Bay View Heights Inc.
- 10065 – Town of Pleasant Springs – Nancy Wisersky
- 10066 – Town of Rutland – Todd Hanson
- 10067 – Town of Cross Plains – David Theis
- 10068 – Town of Montrose – Frank Gobel
- 10069 – Town of Rutland – Thomas Dybevik
- 10070 – Town of Rutland – Melvin Shotliff
- 10071 – Town of Medina – Congregation of St. Mary of Nativity
- 10072 – Town of Cross Plains – Carter Hudson LLC
- 10073 – Town of Medina – Bailey Farms Properties LLC
- 10075 – Town of Verona – Mark Barnes
- 10076 – Town of Primrose – Dan Rindy
- 10083 – Town of Middleton – Audrey Koritzinsky

ORD. AMDT. 19, 09-10

AMENDING CHAPTER 34 OF THE DANE COUNTY CODE OF ORDINANCES,
CREATING AN EXCEPTION TO PROHIBITION OF SMOKING IN PUBLIC PLACES FOR TOBACCO BARS

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 34.07(3)(cc) is created to read as follows:

34.07 SMOKING PROHIBITED IN CERTAIN AREAS. (3) Definitions. As used in this section, the following words and phrases shall have the meanings indicated:

(cc) Tobacco bar means a tavern, which generates ten percent (10%) or more of its total annual gross income from the on-site sale of tobacco products, not including any sales from vending machines.

ARTICLE 3. Section 34.07(8)(c) is created to read as follows:

(8) Exceptions. The following areas shall not be subject to the restrictions of this section:

(c) Tobacco bars, subject to all of the following:

1. Smoking of tobacco products is permitted.

2. Smoking of cigarettes is not permitted.

3. Ten percent (10%) or more of the tobacco bar’s total gross income from the previous fiscal year was from the on-site sale of tobacco products, not including any sales from vending machines.

4. To qualify for this exemption the owner must file written proof subscribed and sworn to by a certified public accountant certifying the tobacco bar’s total gross income and the percentage of tobacco product sales from the tobacco bar. The director of Public Health may request further information, including an audit of the tobacco bar’s records, if there is reason to believe the financial data may not be accurate.

5. This exemption is only in effect from the date of initial application until the following June 30th, and then from July 1st to June 30th of each year thereafter, upon application. An application for this exemption must be made annually by April 15th of the application year.

6. A tobacco bar that has not previously qualified under this subdivision, may qualify for an exemption if it provides written proof subscribed and sworn to by a certified public accountant certifying that during the previous six (6) months, ten percent (10%) or more of the tobacco bar's total gross income was from the on-site sale of tobacco products, not including any sales from vending machines. To qualify under this paragraph, the required certification must be filed no later than ninety (90) days after the above-mentioned six (6) months. This exemption will be in effect through the next full licensing year. After that point in time, the tobacco bar must qualify on a yearly basis for the exemption.

7. Tobacco bars shall display signs, in accordance with the standards in sub. (9), that state that cigars and pipes may be smoked in the tobacco bar, that cigarettes may not be smoked in the tobacco bar, and warning of the dangers of secondhand smoke, in language and form as approved by the director of Public Health.

[EXPLANATION: This amendment creates an exception to the County's ban on smoking in public places for tobacco bars, which are taverns that generate more than 10% of their gross income from the on-site sale of tobacco products.]

Submitted by Supervisors Hampton and Stubbs, August 26, 2009.

Referred to EXECUTIVE, HEALTH/HUMAN NEEDS and BOARD OF PUBLIC HEALTH.

RES. 111, 09-10

AMENDING THE 2009 CAPITAL BUDGET TO INCREASE
BORROWING REVENUE IN THE METHANE GAS FUND

The Department of Public Works has identified a unique buying opportunity to purchase two used generator engines to be powered from landfill gas. The installation of these additional engines will provide net revenue to the county of approximately one million dollars under the current power purchase agreement with Madison Gas and Electric. To move forward with this purchase, the 2009 Capital Budget must be amended to include borrowing proceeds to finance the purchase.

Therefore be it resolved that revenue account SWMETHGO 84974 "Borrowing Proceeds" be increased by \$1,000,000 to finance the purchase of two used generators and related equipment for their installation.

Submitted by Supervisor McDonell, August 26, 2009.

Referred to PERSONNEL/FINANCE and PUBLIC WORKS/TRANSPORTATION.

ORD. AMDT. 20, 09-10

AMENDING CHAPTER 82 OF THE DANE COUNTY CODE OF ORDINANCES,
INCORPORATING THE TOWN OF OREGON COMPREHENSIVE PLAN INTO THE
DANE COUNTY COMPREHENSIVE PLAN

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 82.55(19) is amended to read as follows:

82.55 INCORPORATION OF TOWN PLANS. The following town plans are incorporated into the Dane County Comprehensive Plan:

(19) Town of Oregon ~~Land Use Comprehensive~~ Plan, including all amendments adopted by the county board of supervisors ~~as part of the Dane County Farmland Preservation Plan as of December 20, 2007~~ [county clerk to insert effective date of amendment].

[EXPLANATION: This amendment adopts the Town of Oregon Comprehensive Plan and incorporates it into the Dane County Comprehensive Plan.]

Submitted by Supervisor Jensen, September 3, 2009. Fiscal and Policy Notes not required.

Referred to ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and ZONING & LAND REGULATION.

ORD. AMDT. 21, 09-10

AMENDING CHAPTER 10 OF THE DANE COUNTY CODE
OF ORDINANCES, REGARDING RESIDENCES IN THE EXCLUSIVE AGRICULTURE DISTRICT

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 10.04(1)(a)2. is amended to read as follows:

10.04 RESTRICTIONS UPON LANDS, BUILDINGS AND STRUCTURES. Except as otherwise herein provided:

(1) (a) *Principal buildings*. There shall not be more than one (1) principal building on a lot except as listed below:

2. On land in the A-1 exclusive agriculture district, secondary farm residences and single family dwellings or mobile homes occupied by parents or children of the farm operator are permitted conditional uses as provided in s. 10.123 of this ordinance.

[EXPLANATION: This amendment would ensure internal consistency of the ordinance by updating a provision in section 10.04 that references secondary farm residences, which would become a conditional, rather than permitted, use under this ordinance amendment. The provision in section 10.04 regards the limitation of no more than one (1) principal building on a lot, except that in the A-1EX district, secondary farm residences and single family dwellings or mobile homes occupied by parents or children of the farm operator may be allowed as a conditional use.]

ARTICLE 3. Section 10.123(2)(b) is amended to read as follows:

10.123 A-1 EXCLUSIVE AGRICULTURE DISTRICT. (intro.) This district is in effect in those towns which make the election under sub. (1)(c) below.

(2) *Permitted uses*.

(b) ~~Residence for the farm owner or operator. Substantial income must be derived from the farm operation.~~ Any residence lawfully existing a
s of [the effective date of this amendment - to be inserted by clerk] shall be considered a permitted use.
Notwithstanding the provisions of secs. 10.21 and 10.23 regarding nonconforming uses, such structure may be added to, altered, restored, repaired, replaced or reconstructed, without limitation, provided all of the following criteria are met:

1. the use remains residential.

2. the structure complies with all building height, setback, side yard and rear yard standards of this ordinance; and

3. for replacement residences, the structure must be located within 100 feet of the original residence, unless site-specific limitations or town residential siting standards in town plans adopted by the county board require a greater distance. Proposals for a replacement residence that would exceed the 100 foot limitation must be approved by the relevant town board and county zoning committee.

[EXPLANATION: This amendment deletes a new residence for a farm owner or operator as a permitted use but maintains the conforming status of any residence lawfully in existence as of the date of the amendment. As a conforming structure, such a residence could be repaired or replaced. This amendment would not affect the availability of housing density units ("splits"), which would continue to be governed by density policies as specified in town plans adopted by the county board.]

ARTICLE 4. Section 10.123(2)(bm) is rescinded.

~~(bm) Residences for owners of at least 35 acres of land which were approved by the Dane County Zoning & Natural Resources Committee under the site approval process between November 1, 1992 and April 14, 1994 shall be considered a permitted use.~~

[EXPLANATION: This amendment deletes the reference to site approval process for new residences in effect between 1992 and 1994. Any residence originally permitted under this process would now be permitted under s. 10.123(2)(b), rendering this provision redundant and unnecessary.]

ARTICLE 5. Section 10.123(2)(c) is rescinded.

~~(c) Secondary farm residences which are occupied by a person who, or a family at least one member of which, earns a substantial part of his or her livelihood from farm operations on the farm.~~

[EXPLANATION: This amendment deletes a secondary farm residence as a permitted use. A secondary farm residence existing as of the effective date of this amendment would retain conforming status under Article 3. Any new proposed secondary farm residence would require a Conditional Use Permit as specified in Article 7 (s. 10.123(3)(b)), or a rezone to an appropriate zoning category. This amendment would not affect the availability of housing density units ("splits"), which would continue to be governed by density policies as specified in town plans adopted by the county board.]

ARTICLE 6. Section 10.123(2)(e) is amended to read as follows:

(e) Day care for not more than 8 children, provided day care operations take place within a residence permitted under s. 10.123(2)(b) or (3)(b).

[EXPLANATION: This amendment clarifies that day care facilities not regulated by state law must take place within an existing, permitted residence, or a residence approved under a conditional use permit.]

ARTICLE 7. Section 10.123(3)(b) is amended and (bm) created to read as follows:

(3) Conditional uses in the A-1 Exclusive Agriculture District.

~~(b) Single family dwellings or mobile homes occupied by parents or children of the farm operator and including dependency living arrangements. Said residences shall be subject to the requirements specified in s. 10.123(2)(b).~~

(b) On parcels with a primary residence permitted under s. 10.123(2)(b), secondary farm residences which are occupied by a person who, or a family at least one member of which, earns a substantial part of his or her livelihood from farm operations on the farm.

(bm) On parcels with a primary residence permitted under s. 10.123(2)(b), single family dwellings or mobile homes occupied by parents or children of the farm operator and including dependency living arrangements. Farm operator means a person who, or a family at least one member of which, earns a substantial part of his or her livelihood from farm operations on the farm.

[EXPLANATION: This amendment allows secondary farm residences as a conditional use and clarifies that secondary farm residences and single family dwellings or mobile homes occupied by parents or children of a farm

operator, are available as a conditional use provided there is an existing primary residence permitted under s. 10.123(2)(b).]

[CONSOLIDATED EXPLANATION OF ORDINANCE AMENDMENT FOR PUBLICATION: This ordinance amendment removes a new residence for a farm owner or operator earning "substantial income" from the farm operation as a permitted use but maintains the conforming status of any residence lawfully in existence as of the date of the amendment. As a conforming structure such a residence could be repaired or replaced, consistent with the siting provisions contained in the amendment. This amendment would not affect the availability of housing density units ("splits"), which will continue to be governed by density policies as specified in town plans adopted by the county board. New primary farm residences would require a zoning change to an appropriate zoning district. A companion chapter 12 fee ordinance amendment is proposed and would provide for a reduced rezoning fee for farmers seeking to construct a primary farm residence. Secondary farm residences would be allowed as a conditional use.]

Submitted by Supervisors Downing, Jensen, Hendrick and Vogel, September 3, 2009 Fiscal and Policy Notes not required.

Referred to ZONING & LAND REGULATION.

ORD. AMDT. 22, 09-10

AMENDING CHAPTER 12 OF THE DANE COUNTY CODE OF ORDINANCES, PROVIDING FOR REDUCED REZONING APPLICATION FEES FOR DANE COUNTY FARMERS CONSTRUCTING A PRIMARY FARM RESIDENCE

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 12.05(2) is created to read as follows:

12.05 OTHER PERMIT AND REVIEW FEES.

(2) The fee for a petition to amend the zoning ordinance from the A-1 EX Exclusive Agriculture district to the Residential, Rural Homes or A-2 Agriculture district for the purpose of constructing a primary farm residence shall be \$165. Applicants must provide evidence of substantial farm income derived from the farm operation in the form of prior year tax returns, or other information as may be required by the zoning administrator.

ARTICLE 3. Section 12.05(11) is rescinded.

~~(11) The fee for an administrative review of a farm plan in conjunction with an application for a zoning permit to construct a residence in the A-1 Agriculture District (Exclusive) shall be \$165.00, in addition to the fee for a zoning permit if one is issued. Late Filing Fee: Where work has begun before a permit has been obtained or appropriate approvals obtained the fee shall be doubled.~~

[EXPLANATION: Article 2 of this amendment would provide a reduced rezone application fee for Dane County farmers seeking to build a primary farm residence. The fee is proposed in conjunction with a Chapter 10 Zoning Ordinance Amendment that would require a zoning change out of the A-1 EX Exclusive Agriculture district for a new primary farm residence. The proposed fee is the same as the fee that applied to an administrative review of a "farm plan," which was previously required to demonstrate "substantial farm income" for farm residences proposed in the A-1 EX Exclusive Agriculture district. Article 3 simply removes the farm plan fee, which will no longer be needed if the Chapter 10 Zoning Ordinance Amendment is approved.]

Submitted by Supervisors Hendrick, Matano, Miles, Solberg, Downing, Vedder, Bayrd, Richmond, Hulsey, O'Loughlin, Wiganowsky, Vogel, Gau, Ferrell, Jensen, Bruskewitz, Wheeler, Hampton, Veldran and Schmidt, September 3, 2009.

Referred to PERSONNEL/FINANCE and ZONING & LAND REGULATION.

ORD. AMDT. 23, 09-10

AMENDING CHAPTER 18 OF THE DANE COUNTY CODE OF ORDINANCES,
REMOVING SUNSET DATE FOR FAMILY MEDICAL LEAVE

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Sub. No. 1 to OA 19, 2007-2008 created subsection 18.21(2m) which states:

18.21 ATTENDANCE AND LEAVE REGULATIONS. The division, in cooperation with appointing authorities, shall prepare and maintain rules relating to the absence of employees from duty. Appointing authorities shall furnish any reasonable information regarding sick leave, vacation, holidays and overtime as the controller may request.

(2m) Family medical leave. (a) An employee shall be entitled to unpaid leave for a total of 26 workweeks during any 12 month period for any of the following:

1. because of the birth of a child of the employee and in order to care for such child.
 2. because of the placement of a child with the employee for adoption.
- (b) An employee shall not be required to exhaust paid leave before taking unpaid family medical leave.
(c) Employees shall continue to receive paid health and dental insurance for the duration of their leave.

ARTICLE 3. Sub. No. 1 to OA 19, 2007-2008, included a Non-Code provision that is hereby rescinded:

~~NON-CODE PROVISION: The provisions made in Article 2 shall expire two years from the date upon which they became effective. At that time, the Department of Administration shall provide a report to the Personnel & Finance Committee as to the usage of the amendment.~~

[EXPLANATION: This amendment rescinds the Non-Code Provision included in Sub. No. 1 to OA 19, 2007-2008, which imposed a sunset date of November 3, 2009 upon the provisions of s. 18.21(2m).]

Submitted by Supervisors Bayrd, McDonell, DeSmidt, Levin, Manning, Stubbs, Hendrick, Miles, Wheeler, Matano, Erickson, Hulsey, Vedder, Richmond, Downing, Schmidt, Hampton and Veldran.

Referred to PERSONNEL/FINANCE.

ORD. AMDT. 24, 09-10

AMENDING CHAPTER 69 OF THE DANE COUNTY CODE OF ORDINANCES,
ADJUSTING SPEED LIMITS ON COUNTY HIGHWAYS

The County Board of Supervisors of the County of Dane does hereby ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Subsection 69.03(2)(e)1. is amended to read as follows:

(2) No vehicle shall exceed the following speed limits on the following county trunk highways:

(e) County Trunk Highway "CV"

1. Town of Windsor and Village of DeForest

Forty miles per hour from the intersection of STH 19, ~~northerly to the intersection with Fourth Street in the unincorporated Village of Windsor.~~ ~~Forty-five miles per hour from the intersection with Fourth Street in the unincorporated Village of Windsor,~~ northerly to a point 100 feet south of its intersection with Oak Springs Road.

ARTICLE 3. Subsections 69.03(2)(f)3. and 4. are amended to read as follows:

(f) County Trunk Highway "D"

3. Fish Hatchery Road, City of Fitchburg

Forty miles per hour from a point 0.05 ~~of a~~ miles south of Post Road, southerly to a point 0.25 miles south of Lacy Road its intersection with Shamrock Lane.

4. Fish Hatchery Road, City of Fitchburg

Fifty miles per hour from ~~a point 0.25 miles south of Lacy Road~~ its intersection with Shamrock Lane, southerly to Adams Road.

ARTICLE 4. Subsections 69.03(2)(n)1., 1a. and 1b. are amended to read as follows:

(n) County Trunk Highway "MM"

1. City of Fitchburg

Fifty miles per hour from a point 0.25 ~~of a~~ mile north of its intersection with Schneider Road, northerly to a point ~~0.10~~ 0.20 of a mile south north of Lacy Road Murphy Road. Forty miles per hour from a point 0.20 of a mile north of Murphy Road to a point 0.20 of a mile north of Irish Lane. Fifty miles per hour from a point 0.20 of a mile north of Irish Lane to a point 0.10 of a mile south of Lacy Road.

1a. City of Fitchburg

Forty miles per hour from a point 0.10 ~~of a~~ mile south of Lacy Road to a point ~~0.10~~ 0.35 of a mile north of Goodland Park Road.

1b. City of Fitchburg

Fifty miles per hour from a point ~~0.10~~ 0.35 of a mile north of Goodland Park Road to its junction with USH 14 (in section 1, T6N, R9E).

[EXPLANATION: The amendment made in Article 2 lowers the speed limit within the developed areas of the Village of DeForest and the Town of Windsor. The amendments made in Articles 3 and 4 lower the speed limit within the developed areas of the City of Fitchburg at Highways MM and D.]

Submitted by Supervisors Martz, Wiganowsky, O'Loughlin, Vogel and Opitz, September 3, 2009.
Referred to PUBLIC WORKS & TRANSPORTATION

RES. 113, 09-10

AWARDING OF PROFESSIONAL SERVICES CONTRACTS
DEPARTMENT OF HUMAN SERVICES – CDBG

Resolution 175, 2008-2009 authorized the submittal of the Consolidated Plan and One Year Action Plan for the expenditure of 2009 Community Development Block Grant (CDBG) and Home Investment Partnership (HOME) funds. The resolution and accompanying plans identified the projects that were to be undertaken and

indicated that if additional HOME funds became available, that they were to be distributed to the Dane County Housing Authority for the down payment assistance loan program.

One of the projects identified in the 2009 Action Plan was for the conversion of apartment units in the Town of Madison Southdale Neighborhood into owner-occupied condominium units. Given the current market, and with mutual agreement with the developer, that HOME-funded project is no longer going forward. This resolution then awards those funds to the Dane County Housing Authority.

NOW, THEREFORE, BE IT RESOLVED that the professional service contract listed below be awarded for the period of September 1, 2009 through December 31, 2010:

<u>Vendor</u>	<u>Contract Amount</u>
Dane County Housing Authority	\$100,000

BE IT FURTHER RESOLVED that unspent funds from 2009 be carried forward for expenditure in 2010.

BE IT STILL FURTHER RESOLVED that the Dane County Executive and Dane County Clerk are hereby authorized and directed to sign the appropriate contracts on behalf of Dane County; and

BE IT FINALLY RESOLVED that the Dane County Controller is authorized to issue checks necessary to implement the HOME Program.

Submitted by Supervisors Stubbs, Levin, Wheeler, Bruskewitz and Vedder, September 3, 2009.
Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

RES. 114, 09-10

AUTHORIZING ACCEPTANCE OF WISCONSIN DEPARTMENT OF COMMERCE HOMELESS PREVENTION AND RAPID RE-HOUSING PROGRAM FUNDS AND AWARDING OF A PROFESSIONAL SERVICES CONTRACT DEPARTMENT OF HUMAN SERVICES – CDBG

This resolution accepts a grant award of \$284,498 in Homeless Prevention and Rapid Re-Housing Program (HPRP) dollars for the contract period of August 1, 2009 through July 30, 2011 from the Wisconsin Department of Commerce. These are American Recovery and Reinvestment Act of 2009 funds.

These funds may only be spent on clients or households in Dane County (excluding the City of Madison) who are at or below 50% of the County median income, at risk of losing housing and becoming homeless, or who are presently homeless. Participants must be ineligible for other sources of rental assistance and be able to demonstrate that the financial subsidy will allow the client or household to maintain tenancy. Housing units must meet rent reasonableness standards and rapid re-housing units must also meet basic habitability standards. There are limitations as to the amount of time for which assistance may be provided.

Funds may be spent on eligible homeless prevention activities including: short and medium-term payment assistance for rent, utilities, mediation, housing counseling, and moving costs. Rapid re-housing funds may be spent on behalf of homeless persons for short and medium term payments for rent, utilities, security deposits, moving costs, and housing counseling.

As the City of Madison received a separate allocation of HPRP funds directly from HUD, the City and County issued a joint Request for Proposals (RFP) to solicit a lead agency to provide homeless prevention and rapid re-housing services to eligible households living within Dane County. A single proposal was received from Community Action Coalition in collaboration with the following agencies for the Dane County funding: Independent Living, Legal Action of Wisconsin, Porchlight, Stoughton Area Resource Team, Inc. (START), and the Tenant Resource Center. The Application Review Team of the CDBG Commission reviewed and scored the proposal. This was further reviewed and recommended for funding by the CDBG Commission.

NOW THEREFORE BE IT RESOLVED that the professional services contract listed below be awarded for the period of September 1, 2009 through July 30, 2011:

<u>Vendor</u>	<u>Contract Amount</u>
Community Action Coalition of South Central WI, Inc.	\$273,118

BE IT FURTHER RESOLVED that the following revenue and expenditure accounts be created:

<u>Revenue Account Number</u>	<u>Account Title</u>	<u>Amount</u>
HSADMCBG-NEW	HPRP Grant	\$284,498

<u>Expenditure Account Number</u>	<u>Account Title</u>	<u>Amount</u>
HSADMCBG-NEW	HPRP-Contract	\$273,118
HSADMCBG-NEW	HPRP-Data Collection	\$1,043
HSADMCBG-NEW	HPRP-TBD	\$10,337
	Total Expenditure	\$284,498

BE IT STILL FURTHER RESOLVED that unspent funds from 2009 be carried forward for expenditure in 2010 and 2011 as appropriate.

BE IT STILL FURTHER RESOLVED that the Dane County Executive and Dane County Clerk are hereby authorized and directed to sign the appropriate contracts on behalf of Dane County; and

BE IT FINALLY RESOLVED that the Dane County Controller is authorized to issue checks necessary to implement the Homeless Prevention and Rapid Re-Housing Program.

Submitted by Supervisors Stubbs, Levin, Wheeler, Bruskewitz and Vedder, September 3, 2009.
 Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

 RES. 115, 09-10

AUTHORIZING SUN PRAIRIE LEASE FOR EARLY CHILDHOOD INITIATIVE PROGRAM

Dane County Department of Human Services is involved in a program of providing more localized services in the communities identified as needing those services most. One such program is the Early Childhood Initiative (ECI) Program. The Early Childhood Initiative program has secured office space in a building owned by GATO, and this space is located at 1632 W. Main Street, apt. #4, Sun Prairie, Wisconsin. ECI has played a strong role in this community. This resolution is to pay for the monthly rental payment of \$875 per month to cover costs related to occupying this space during the lease year of 05/01/09 to 04/31/10. This is an increase of \$75 per month from the previous year due to increased utility costs which are included in the rent.

The space will be utilized by a Dane County Community social worker and other ECI partners. The total rate for the term period is \$10,500. All utilities are included except for telephone.

NOW, THEREFORE, BE IT RESOLVED that Dane County enter into a lease with GATO, for 2009; and

BE IT FURTHER RESOLVED that the Dane County Clerk and County Executive are hereby authorized to execute the described lease on behalf of Dane County.

Submitted by Supervisors Stubbs, Levin, Wheeler, Bruskevitz and Vedder, September 3, 2009.
Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

RES. 116, 09-10

AUTHORIZING ACCEPTANCE OF DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)
CDBG-R FUNDS AND AWARDING OF PROFESSIONAL SERVICES CONTRACTS
DEPARTMENT OF HUMAN SERVICES – CDBG

This resolution accepts a grant award of \$305,535 in Community Development Block Grant Recovery (CDBG-R) funds under an appropriation of the American Recovery and Reinvestment Act of 2009.

Title XII of Division A of the American Recovery and Reinvestment Act of 2009 appropriated \$1 billion to carry out the CDBG program under Title I of the Housing and Community Development Act of 1974. Funds were distributed to grantees that received funding in Fiscal Year 2008.

Funding available under the Recovery Act has clear purposes – to stimulate the economy through measures that modernize the Nation’s infrastructure, improve energy efficiency, and expand educational opportunities and access to health care. CDBG-R funds are to be used for activities that will maximize job creation and economic benefit and address the Recovery Act by: preserving and creating jobs and promoting economic recovery; assisting those most impacted by the recession; providing investment needed to increase economic efficiency; investing in transportation, environmental protection, or other infrastructure that will provide long-term economic benefits; minimizing or avoiding reductions in essential services; or fostering energy independence. The full range of CDBG activities and projects may be funded. The expenditure deadline is September 30, 2012.

Dane County submitted a substantial amendment to its program year 2008 Action Plan to HUD in accordance with the requirements for CDBG-R funding.

NOW THEREFORE BE IT RESOLVED that the following professional services contracts listed below be awarded:

<u>Vendor</u>	<u>Project</u>	<u>Term</u>	<u>Amount</u>
Dane County DHS	Early Childhood Init.	1/1/2010 – 12/31/2011	\$45,830
Project Home, Inc.	Minor Home Repair	1/1/2010 – 12/31/2010	\$29,152
Tellurian U.C.A.N., Inc.	Public Facilities	11/1/2009 – 12/31/2010	\$200,000

BE IT FURTHER RESOLVED that the following revenue and expenditure accounts be created:

<u>Revenue Account Number</u>	<u>Account Title</u>	<u>Amount</u>
HSADMCBG-NEW	CDBG-R Grant	\$305,535
<u>Expenditure Account Number</u>	<u>Account Title</u>	<u>Amount</u>
HSADMCBG-NEW	CDBG-R Contract	\$274,982
HSADMCBG-NEW	CDBG-R TBD	\$30,553
	Total Expenditure	\$305,535

BE IT STILL FURTHER RESOLVED that unspent funds from 2009 be carried forward for expenditure in 2010 and 2011 as appropriate.

BE IT STILL FURTHER RESOLVED that the Dane County Executive and Dane County Clerk are hereby authorized and directed to sign the appropriate contracts on behalf of Dane County; and

BE IT FINALLY RESOLVED that the Dane County Controller is authorized to issue checks necessary to implement the CDBG-R Program.

Submitted by Supervisors Stubbs, Levin, Wheeler, Bruskewitz and Vedder, September 3, 2009.
 Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

 RES. 117, 09-10

AUTHORIZING SUBMISSION OF 2010-2014 CONSOLIDATED PLAN AND 2010 ACTION PLAN TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)

Dane County is an Entitlement under two (2) U.S. Department of Housing and Urban Development (HUD) grant programs: the Community Development Block Grant (CDBG) and the Home Investment Partnerships (HOME). As such, Dane County receives annual CDBG grants in the amount of \$1,125,511 and a HOME grant in the amount of \$548,775.

CDBG funds are intended to develop viable urban communities by providing decent housing and a suitable living environment, and by expanding economic opportunities, principally for low-and-moderate income persons. The intent of the HOME Program is to expand the supply of decent, safe, sanitary, and affordable housing, with primary attention to rental housing, for very low-income and low-income families.

HUD regulations require the development of a Consolidated Plan every five years to provide an overall framework for the investment of grant funds and a one-year action plan that governs the recommended projects for the upcoming year.

The development of the 2010-2014 Consolidated Plan included an extensive citizen participation and consultation process. Public hearings were held in the Fall 2008 in the City of Fitchburg, City of Middleton, and City of Sun Prairie to gather input on housing and community development needs. From August 2008 through February 2009 staff, who were at times accompanied by CDBG Commission members, met with 31 of the Urban County Consortium communities. A community survey was sent the first week of February, 2009 to 1,500 randomly selected Dane County residents living outside the City of Madison with 459 (30.6%) responding. Consultation with other public/private entities that provide housing, health services, and social services was made to gather data and information on needs. Input was also solicited from the County Board of Supervisors and funded subrecipients.

The 2010 Action Plan was based on the priorities identified in the 2010-2014 Consolidated Plan. The County established a process for the allocation of the projected grant funds, including a competitive application process with public input. Applications for 2010 CDBG and HOME funds were solicited beginning in April 2009 and due May 29, 2009. The Application Review Team, a subcommittee of the CDBG Commission, met June 27, 2009 and July 11, 2009 to hear presentations by the applicants and to make initial recommendations to the full CDBG Commission. The CDBG Commission made its preliminary recommendations at its July 23, 2009 meeting.

Draft versions of the 2010 Action Plan and 2010-2014 Consolidated Plan were posted on the County web site beginning on July 27, 2009 for public review and comment. A summary of the 2010 Action Plan, 2010-2014 Consolidated Plan, and notice of public hearing was published in a non-legal section of the *Wisconsin State Journal* on July 29, 2009. Information on these documents and links to them were sent to applicants for 2010 funding the week of July 27, 2009; to the 55 participating municipalities of the Dane County Urban County Consortium on August 7, 2009; and to the County Board of Supervisors on August 13, 2009.

Following a public hearing for citizen input regarding the 2010-2014 Consolidated Plan and 2010 Action Plan, the CDBG Commission finalized the following recommendations at their August 27, 2009 meeting.

The 2010-2014 Consolidated Plan establishes six priority areas for the use of funds available under the Community Development Block Grant (CDBG) program: housing, spot blight/infrastructure/public facilities, economic development, public services, disaster assistance, and program administration. The Plan establishes four priority areas for the use of funds available under the Home Investment Partnership (HOME) Program: homeowner rehabilitation, homebuyer assistance, rental housing, and administration. These are to serve as a guide in allocating funds and not as a requirement. It is expected that these will change in response to emerging housing, economic, and other community development needs in Dane County.

Proposed Allocation	CDBG	HOME
Administration	20%	10%
Disaster Assistance	5%	
Economic Development	10%	
Housing	30%	90%
Public Facilities	20%	
Public Services	15%	
Total	100%	100%

The 2010 Annual Plan recommends the following allocation of funds:

Recipient	Project Description	Source	Amount
Dane County DHS	HOME Administration	HOME	\$54,877
Habitat for Humanity Dane County	Homebuilding Program	HOME	\$147,649
Movin' Out, Inc.	Stoughton Riverwalk – Rental	HOME	\$127,616
Operation Fresh Start, Inc.	New Home Construction	HOME	\$54,000
Project Home, Inc.	Targeted Home Repair	HOME	\$164,633
Total HOME			\$548,775
Dane County DHS	CDBG Administration	CDBG	\$225,102
Dane County DHS	ECI Self-Sufficiency Fund	CDBG	\$10,000
Dane County DHS	Joining Forces for Families	CDBG	\$138,826
Dane County Housing Authority	Homebuyer Assistance	CDBG	\$100,000
Independent Living, Inc.	Housing Rehabilitation	CDBG	\$35,016
Movin' Out, Inc.	Homeowner Program	CDBG	\$100,000

Recipient	Project Description	Source	Amount
Project Home, Inc.	Minor Home Repair	CDBG	\$34,000
Project Home, Inc.	Targeted Home Repair	CDBG	\$66,044
Stoughton Area Youth Center	Youth Center	CDBG	\$25,102
TBD	Disaster Assistance	CDBG	\$30,255
TBD	Paratransit	CDBG	\$20,000
TBD	Rental Rehab Revolving Loan	CDBG	\$91,166
Town of Madison	Southdale Sidewalk Project	CDBG	\$200,000
WI Women's Business Initiative Corp.	Microenterprise Dev. Continuum	CDBG	\$50,000
Total CDBG			\$1,125,511

Three projects have recipients yet to be determined. The paratransit funds will be allocated via a separate RFP process. The disaster assistance funds are held in reserve for use as needed whether for a natural disaster or as matching funds to obtain other disaster assistance dollars. The Rental Rehab Revolving Loan Fund will provide low-interest loans to make needed repairs to rental properties found to be blighted or in violation of local building/habitability codes.

The targeted home repair dollars allocated to Project Home, Inc. are for use in the Village of DeForest and City of Stoughton. The CDBG Commission will monitor the ability of the vendor to perform and may reallocate the dollars as needed to assure the funds are spent efficiently and effectively in these two communities.

In the event there is a reduction of HOME funds, the CDBG Commission recommends: 1) using 2009 program income to offset deficits; if that is not sufficient, then 2) to reduce the award to Habitat for Humanity by up to \$47,000; if that is not sufficient, to 3) cut other areas on a prorated basis.

In the event of a reduction in CDBG funds, the CDBG Commission recommends: 1) using 2009 program income to offset deficits; if that is not sufficient, then 2) to cut other areas (excluding public services) on a prorated basis; and 3) if it is necessary to reduce public services, to cut the award to Joining Forces for Families.

In the event additional CDBG funds become available, the CDBG Commission recommends that the funds be used for a revolving loan fund for micro-businesses.

NOW, THEREFORE, BE IT RESOLVED that the County Board expresses its appreciation to the CDBG Commission and Application Review Team for their hard work and recommendations on the 2010-2014 Consolidated Plan and Annual Action Plan for 2010 Program Year Funds;

BE IT FURTHER RESOLVED that the County Executive is authorized to submit the above referenced 2010-2014 Consolidated Plan and One Year Action Plan, as well as, any amendments and additional documentation to HUD relating to the 2010-2014 Consolidated Plan and 2010 Program Year CDBG and HOME grants;

BE IT STILL FURTHER RESOLVED that the Dane County Executive and Dane County Clerk are hereby authorized and directed to sign the appropriate contracts on behalf of Dane County; and

BE IT FINALLY RESOLVED that the Dane County Controller is authorized to issue checks necessary to implement the 2010 CDBG and HOME programs.

Submitted by Supervisors Stubbs, Levin, Wheeler and Vedder, September 3, 2009.
 Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

RES. 118, 09-10

AUTHORIZING AN EXTENSION TO PROVIDE A MOTOR SERVICE PATROL FOR THE
WISCONSIN DEPARTMENT OF TRANSPORTATION

The Wisconsin Department of Transportation has requested an extension to continue their agreement with the Dane County Sheriff's Office to provide a Motor Service Patrol for USH 12/14/18/151 corridor in Dane County (commonly referred to as the Beltline Highway). The contract extends from July 1, 2009 through June 30, 2010. The estimated 2010 expenditures and revenues will be handled through the 2010 budget process.

The overall goal of providing a Service Patrol is to locate, respond to, and clear traffic incidents more quickly. This quicker clearing of incidents will reduce congestion, provide more efficient traffic flow, reduce delays, and reduce the chance of secondary traffic accidents caused by the incidents.

The Department of Transportation has agreed to compensate Dane County for the actual costs of hours worked by one full-time and one part-time Deputy Sheriff, vehicle maintenance, gas, insurance and office supplies necessary to perform their duties.

The Department of Transportation has agreed to enter into a "Freeway Service Team" agreement with Dane County and the Dane County Sheriff's Office to contract for the above described services.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Sheriff, Dane County Executive, and Dane County Clerk are authorized to enter into an extension of the current Service Patrol agreement, Resolution 261, 2004-2005, with the Department of Transportation.

BE IT FURTHER RESOLVED that this agreement will extend the grant through June 30, 2010 contingent on continued grant funding.

BE IT FINALLY RESOLVED that any funds appropriated by this resolution that are not expended and/or received as of December 31, 2009 be carried forward until expended.

Submitted by Supervisors Rusk, Bayrd, Hampton, Willett, Kostelic, Schlicht and Hesselbein, September 3, 2009.

Referred to PERSONNEL/FINANCE, PUBLIC PROTECTION & JUDICIARY and PUBLIC WORKS & TRANSPORTATION.

RES. 119, 09-10

ACCEPTANCE OF THE OFFICE OF NATIONAL DRUG CONTROL POLICY FUNDS FROM THE MILWAUKEE
HIGH INTENSITY DRUG TRAFFICKING AREA FOR THE
DANE COUNTY SHERIFF'S OFFICE

This resolution authorizes the Dane County Sheriff's Office to participate in a High Intensity Drug Trafficking Area (HIDTA) as part of the Milwaukee HIDTA and to operate as member agency for the aforementioned group. It also authorizes the Sheriff, or his designee, to provide all necessary and requested data

and information to the Milwaukee HIDTA and to the Office of National Drug Control Policy (ONDCP) as may be required.

The total grant revenue to be realized, as reimbursable revenue, is in the amount of \$38,461 which is reimbursed quarterly upon submission of approved, reimbursable claims to the Milwaukee HIDTA.

NOW THEREFORE BE IT RESOLVED that the Sheriff's Office be permitted to accept the ONDCP funding administered by the Milwaukee HIDTA, in the amount of \$38,461.

BE IT FURTHER RESOLVED that \$38,461 be set up as additional 2009 Sheriff's Office, Field Services, Drug Enforcement HIDTA Grant revenue (SHRFFLD NEW) and be credited to the General Fund.

BE IT STILL FURTHER RESOLVED that \$38,461 be transferred from the General Fund to the following Sheriff's Office, Field Services, accounts:

OT - HIDTA (SHRFFLD NEW)	\$21,918
Social Security (SHRFFLD 10108)	\$1,677
Retirement (SHRFFLD 10099)	\$4,866
Drug Enforcement HIDTA (SHRFFLD NEW)	\$10,000

BE IT FINALLY RESOLVED that any of these grant funds, that are unexpended as of December 31, 2009, be carried forward to 2010.

Submitted by Supervisors Rusk, Bayrd, Hampton, Willett, Kostelic and Hesselbein, September 3, 2009.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 120, 09-10

AUTHORIZING AN ADDENDUM TO AGREEMENT TO PROVIDE FOR THE SALE OF SPACE IN THE
CITY-COUNTY BUILDING TO CITY OF MADISON AND TO REALLOCATE
THE PROPORTIONATE OPERATIONAL COSTS

Beginning in 1955, the County of Dane and the City of Madison entered into a contractual relationship that governed the ownership and operation of the City of Madison City Hall and the Dane County Courthouse (the City-County Building). The underlying contractual agreement has been amended from time to time to meet the changing needs of the parties.

The County Board and County Clerk offices will be moving to space on the first floor of the City-County Building previously occupied by the Child Support Agency. However, those offices will not occupy all of the space vacated by the Child Support Agency, and the space currently occupied by the County Board and County Clerk will be vacant.

The addendum authorized by this resolution will reallocate space between the County and the City of Madison. It will provide space for the Veterans Service Office to move from the Alliant Energy Center to space adjacent to the new County Board and County Clerk Offices on the first floor, and it will provide space for the Public Safety Communications (911) Department that will ultimately be used to house the Support Services unit. The net result of the space exchange is that the City of Madison gains 1,133 square feet at a cost of \$12,315. The County has also completed a space plan for the remaining County agencies on the first floor that will meet

the needs of those agencies. Remodeling costs to implement that plan would need to be authorized in the 2010 capital budget.

NOW, THEREFORE, BE IT RESOLVED that the County sell 1,133 square feet of space located on the first floor of the City-County Building to the City of Madison for \$12,315, and

BE IF FURTHER RESOLVED that effective January 1, 2010, the proportionate cost of operation, maintenance, and repair of the building and grounds shall be: 39.6% to be paid by the City and 60.4% to be paid by the County, and

BE IT FINALLY RESOLVED that the Dane County Executive and the Dane County Clerk are authorized as necessary to sign the Addendum to Agreement between the City of Madison and Dane County for the sale of space in and reallocation of operational costs of the City-County Building.

Submitted by Supervisors Opitz, Schmidt, Veldran, Martz and Wiganowsky, September 3, 2009.

Referred to PERSONNEL/FINANCE, PUBLIC WORKS & TRANSPORTATION and CITY-COUNTY LIAISON.

RES. 121, 09-10

ADDENDUM FOR FLY DANE 2009-2010 DIGITAL ORTHOPHOTOGRAPHY & TERRAIN PROJECT

Dane County in participation with the Fly Dane Partnership is undertaking for 2009-2010, the development of its third county wide project to develop digital orthophotography and terrain data. As part of the contract there is a provision for partners to select upgrades to the standard project deliverables. As part of the 2009 phase of this project the four communities have selected to upgrade the digital terrain model with 2-foot contour accuracy to 1-foot contour accuracy. The cost for this upgrade is assumed by the partner that is selecting this option and the county will be reimbursed by the municipalities in the amount of \$97,500 to cover the full cost of this addendum.

NOW, THEREFORE, BE IT RESOLVED that the following contract addendum is approved for the period through December 31, 2012:

Ayres Associates
1802 Pankratz Street
Madison, WI 53704-4069

BE IT STILL FURTHER RESOLVED that revenue line item LIO 82531 "Fly Dane - Participant Reimbursement " be increase in the amount of \$97,500 and expenditure line LIO 31837 "Orthophotography expense" be increased in the amount of \$97,500, and

BE IT STILL FURTHER RESOLVED that any unexpended or unrealized funds at 12/31/2010 be carried forward to 2011, and

BE IT STILL FURTHER RESOLVED that proceeds received from the sale of Dane County orthophoto imagery and terrain data products will be closed into the Land Information Office/Fly Dane Reserve Fund, and

BE IT FINALLY RESOLVED that the County Clerk and County Executive are authorized to sign the contract addendum for professional services.

Submitted by Supervisors Opitz, Schmidt, Veldran, Martz and Wiganowsky, September 3, 2009.
Referred to PERSONNEL/FINANCE and ZONING & LAND REGULATION.

RES. 122, 09-10

CHANGE ORDER #15 FOR 1ST AND 3RD FLOOR TENANT IMPROVEMENTS
IN THE CITY-COUNTY BUILDING

The Department of Public Works, Highway & Transportation received bids for 1st and 3rd Floor Tenant Improvements in the City-County Building, 210 Martin Luther King, Jr. Blvd., Madison, Wisconsin, Bid #309001, with a contract being awarded to Miron Construction Corp., Inc. in the amount of \$494,678.00.

Change Order No. 15 is required for installation of new expansion tank, air separators, air vents and all associated piping for newly installed 1st floor heat exchanger to complete the project at a cost of \$27,794.00.

Funds are available in the PSB Chiller project to be transferred via this resolution to the First Floor Office Space project.

NOW, THEREFORE, BE IT RESOLVED that a Change Order in the amount of \$27,794.00 is requested for Miron Construction Company; and

BE IT FURTHER RESOLVED that \$27,794 be transferred from capital account CPFACMGT 58124 "PSB Redundant Chiller" to capital account COBRDCAP 57462 "First Floor Office Space", and

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors approves and authorizes this Change Order; and

BE IT FINALLY RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Change Order.

Submitted by Supervisors Opitz, Schmidt, Veldran and Martz, September 9, 2009.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 123, 09-10

CHANGE ORDER #2 THRU #6 FOR BADGER SCHOOL ASBESTOS ABATEMENT

The Department of Public Works, Highway & Transportation received bids for Asbestos Abatement at Badger School, 501 E. Badger Road, Madison, Wisconsin, Bid #309013, with a contract being awarded to Balestrieri Engineering & Development in the amount of \$27,568.00.

Change Orders are now required for additional asbestos abatement to include all removal, transporting and disposal per DNR, EPA and OSHA standards to complete the project at a cost of \$14,330.00.

Funds are available in the PSB Chiller project to be transferred via this resolution to the Badger School Remediation project.

NOW, THEREFORE, BE IT RESOLVED that Change Order #2 thru #6 in the amount of \$14,330.00 are requested for Balestrieri Engineering & Development to complete Badger School Asbestos Abatement; and

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors approves and authorizes this Change Order, and

BE IT FURTHER RESOLVED that \$14,330 be transferred from capital account CPFACMGT 58124 "PSB Redundant Chiller" to capital account CPADMIN 57090 "Badger School Remediation", and

BE IT FINALLY RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Change Order.

Submitted by Supervisors Opitz, Schmidt, Veldran and Martz, September 3, 2009.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 124, 09-10

AUTHORIZING A PETITION FOR ANNEXATION TO THE CITY OF VERONA
FOR LAND AT BADGER PRAIRIE COUNTY PARK

Since 1996 the County has leased land at Badger County Park to the Madison Area Youth Soccer Association (MAYSA). The MAYSA facility, known as Reddan Soccer Park, is due for various improvements that will increase the availability and quality of playing space. Additionally the plans will address traffic concerns.

Annexation of the property into the City of Verona will facilitate the improvements, including urban services. Only lands north of Cross Country Road leased by MAYSA, including the road right-of-way, will be included in the annexation petition. The annexation should not impact Badger Prairie County Park.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Executive and County Clerk be authorized to execute the petition for annexation to the City of Verona on behalf of the County, and

BE IT FINALLY RESOVLED that the Conservation Fund Manager be authorized to execute related forms and applications.

Submitted by Supervisors Willett, Ferrell and Kostelic, September 3, 2009.
Referred to ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and PARK COMMISSION.

RES. 125, 09-10

AUTHORIZING EXECUTION OF A LEASE OF AGRICULTURAL LAND
AT THE-DANE COUNTY REGIONAL AIRPORT

Dane County has negotiated a successor lease with Renk Seed Company for four parcels of vacant land in the vicinity of the Dane County Regional Airport, totaling approximately 224 acres. The lease term expires December 31, 2015 and limits the use of the land to agricultural practices and uses compatible with rules and regulations established by the Federal Aviation Administration and the Airport. The annual rent is \$43,878.00, payable in semi-annual installments.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Executive and the Dane County Clerk are hereby authorized to execute, on behalf of the County of Dane, an Agricultural Lease, Contract No. DCRA 2009-05, leasing approximately 224 acres of agricultural land to Renk Seed Company under the terms and conditions set forth above.

Submitted by Supervisors Rusk and Gau, September 3, 2009.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 126, 09-10

COUNTY EXECUTIVE APPOINTMENTS

The County Executive has appointed the following persons to the designated commissions, committees and boards. These appointments require confirmation by the County Board.

NOW, THEREFORE, BE IT RESOLVED that the appointments set forth below are confirmed.

Board of Adjustment

Bill Olson, 8750 Colby Road, Mount Horeb 53572 (832-6460-H, 312-930-5179-W), to fill the seat of one of two alternates as authorized under Wis. Stats. 59.694(2)(am). Mr. Olson is a Licensed Civil Engineer. He is a Project Manager doing planning and design for highway improvement projects for the Parsons Corporation. He served for ten years on the Town of Primrose Planning Commission. This term will expire 6/30/11.

Children Come First Commission

Attorney Eve Dennison Pollock, 5669 Kinsale Drive, Fitchburg 53711 (663-0710-H, (256-7902), to fill the seat of an attorney with guardian ad litem experience nominated by the chief judge and appointed by the county executive. Ms. Pollock is an attorney with W.R. Stewart & Associates SC. Attorney Pollock was nominated by the chief judge to replace Attorney Phyllis Lathrop Schwahn. This term will expire 6/30/11.

C.D.B.G. Committee

Brian Bigler, 113 Nesheim Trail, Mount Horeb 53572 (437-7776-H), due to the resignation of Barbara Hennings. Mr. Bigler is a Charter Board member of the Mount Horeb Area Historical society, Inc., and currently its President. He also works seasonally at the Pendarvis State Historic Site in Mineral Point, is the owner and Operator of UseMEum – sales of antique, architectural, and reproduction home and garden wares at area garden shows and retail outlets. He is also contracted to do historic research on the background of the Reverend James Donald, an early Wisconsin settler. He is also Curator of Collections for Little Norway in Blue Mounds, conducting seminars for guides and archiving collections. This term will expire 4/19/11.

Connie Jo Zwettler, 3619 CTH JG North, Blue Mounds 53517 (437-5959-H), due to the resignation of Dennis Dancker. Ms. Zwettler and her family own and operate a crop farm in the Town of Blue Mounds. She is a Teacher's Aide in the Mount Horeb School District. This term will expire 4/21/10.

Emergency Medical Services Commission

Sharon King, 4724 Poplar Creek Drive, Madison 53718 (246-2582-H, 258-5055-W, due to the resignation of Connie Rinden. Ms. King has worked as a Registered Nurse at St. Mary's Hospital Emergency Room for over twenty-six years. She has interacted with all levels of EMS on a daily basis. She is currently the EMS Coordinator for St. Mary's. She is responsible for providing educational feedback to EMS crews regarding patient care, coordinating educational offerings for them, educating staff on the EMS system, and coordinating Hazmat training for the emergency room staff. This term will expire 4/19/11.

Bonnie Stamm, 6712 Redstone Lane, Verona 53593 (845-9845-H, 267-6206-W), to be reappointed. This term will expire 4/19/11.

Gary Ziegler, 695 Village Dr., Belleville 53508 (424-1419-H, 280-2667-W), to be reappointed. This term will expire 4/19/11.

Harold Krantz, 3419 CTH P, Mount Horeb 53572 (798-0384-H), to be reappointed. This term will expire 4/19/11.

Dr. Paul M. Stiegler, 7555 Welton Drive, Madison 53719 (827-5522-H, 266-4330-W), to be reappointed. This term will expire 4/19/11.

Lakes & Watershed Commission

Supervisor Brett Hulsey, 110 Merrill Crest, Madison 53705, to be reappointed. This term will expire 4/17/12/.

Public Safety Communications Operating Practices Advisory Committee

Brian Bridges, 5000 Laufenberg Blvd., Cross Plains 53528 (265-0077-W), to fill the expired seat of Chief Brad Keil. Mr. Bridges is Assistant Chief-Planning & Development for the University of Wisconsin-Madison Police Department. He has worked for that agency since 1984, as a Police Officer, Sergeant, Lieutenant, and Captain. Prior to that, he was a Police Officer for the University of Wisconsin-Eau Claire Department of Public Safety and was a Deputy Sheriff for the Washburn County Sheriff's Department. This term will expire 5/1/10.

Youth Commission

Nancy Crassweller, 10 Dorfmeister Court, Madison 53714 (206-5345-C), due to the resignation of Dean Gorrell. Ms. Crassweller is the AODA Prevention Programming Coordinator for the Stoughton Area School District. She has worked to develop quality prevention programming in the district in all the major areas of prevention work: integrating best-practice prevention curriculum into the new district counseling model; helping to develop implementation plans for prevention strands in the district strategic plan; working closely with the Teaching and Learning Department to integrate AODA and bullying prevention programming with efforts to strengthen student achievement and create a more supportive learning climate for all; and working to energize community-based coalition efforts to address the local underage drinking problem. She was an Educator and Counselor in the Stoughton Area School District for over thirty years before retiring and taking this position. This term will expire 4/19/11.

Submitted by Supervisor McDonell, September 3, 2009.
Referred to EXECUTIVE.

COMMUNICATIONS

Communication Allstate – Susan Anderson Delgado damage to vehicle. Referred to PUBLIC PROTECTION/JUDICIARY.

Notice of Injury from Paris Pate against Madison Metro Transit System. Referred to PUBLIC PROTECTION/JUDICIARY.

Civil Summons personal injury auto Tatania Y. Scott vs. Human Services. Referred to PUBLIC PROTECTION/JUDICIARY.

Communication from Murphy & Presentin re. Brenda White case. Referred to PUBLIC PROTECTION/JUDICIARY.

Communication from atty David Smithson re. Homeowners Financial Services Inc. v Douglas D. Rockhill. Referred to PUBLIC PROTECTION/JUDICIARY.

Communication from atty Lawton & Cates, S.C. – County of Dane v Laurie Beck motion for sanctions under Wis. Stat 802.05. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from Jordan Anderson for damage to bicycle caused by parking enforcement vehicle. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from Donald R. Simmons against Jail for missing personal property. Referred to PUBLIC PROTECTION/JUDICIARY.

Summons & Complaint The Park Bank v. Miguel Cervantes foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

Summons & Complaint estate of Lakisha M. Dancy and Maya Reese against Human Services. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from Nicholas Ring against Public Works for injuries and damage to vehicle caused by buckling road. Referred to PUBLIC PROTECTION/JUDICIARY.

Petitions for zoning reclassification. Referred by Clerk Ohlsen to ZONING & LAND REGULATION.

Petition 10077 – Town of Springdale – Glen Schult
10078 – Town of York – Gary Ness
10079 – Town of Montrose – Helen Jaggi
10080 – Town of Verona – Helen Jaggi et. Al.
10081 – Town of York – Gary Grundahl
10082 – Town of Springfield – Springfield Highlands LLC
10084 – Town of Cross Plains – John Kalscheur
10085 – Town of Albion – Richard Vedvig
10086 – Town of Dunn – Richard D. & Barbara J. Sperle Revocable Trust
10087 – Town of Mazomanie – Janice Olson
10088 – Town of Verona – J & C Poast Living Trust
10089 – Town of Berry – William Wille
10090 – Town of Cross Plains – David Ellestad
10091 – Town of Albion – Howard Lien & Sons, Inc.
10092 – Town of Rutland – Eric Grover
10093 – Town of Dunn – Eugene Klar
10094 – Town of Dunn – James Hagstrom
10095 – Town of Oregon – Town of Oregon
10096 – Town of Mazomanie – Ronald Adler
10097 – Town of Mazomanie – Ronald Adler
10098 – Town of Bristol – Jason Mikula
10099 – Town of Vienna – Alexander & Kristine Leonard Revocable Trust
10100 – Town of Cross Plains – Donald Henderson
10101 – Town of Christiana – Eldon Dodge
10102 – Town of Primrose – John Varda

- 10103 – Town of Windsor – Kevin Manthe
- 10104 – Town of Sun Prairie – Gerald Moore
- 10105 – Town of York – Eugene Henning
- 10106 – Town of Primrose – Roy Alderman
- 10107 – Town of Sun Prairie – Homburg Equipment, Inc.
- 10108 – Town of Springfield – Jerome Hellenbrand
- 10109 – Town of Dunkirk – Richard Hagen
- 10110 – Town of Primrose – Donald Esser
- 10111 – Town of Rutland – Tim & Chris Properties LLC
- 10112 – Town of Windsor – Robert Mutch

RES. 127, 09-10

AMENDING THE 2009 CAPITAL BUDGET FOR THE PURCHASE OF IMPROVED
COMMUNICATOR CANDIDATE SELECTION PROGRAM

The selection and hiring of qualified Communicators is critical as they serve as the vital first link in Dane County's public safety system. As the work of Communicators becomes increasingly complex due to the continued growth of Dane County, continually changing and newly emerging technology, unique knowledge, skills and abilities are required in a candidate.

In order to select and hire the best candidates and to increase new hire retention rates, the department of Public Safety Communications wants to implement Communicator Pre-Employment Testing Software. To facilitate the implementation of this project, a project line item needs to be established in the Capital Budget. Funds are available in two line items within the Capital Budget.

THEREFORE BE IT RESOLVED that an account CPPUBSAF New "Communicator Pre-Employment Testing Software" be established in the Capital Budget, and

BE IT FURTHER RESOLVED that \$5,000.00 from the CPPUBSAF 57027 Ambulance Tracking Software capital account and \$3,000 from the CPPUBSAF 58757 Telephone System capital account be transferred to the CPPUBSAF NEW "Telecommunicator Pre-Employment Testing Software" capital account to provide funding for the purchase of Communicator Pre-Employment Testing Software.

Submitted by Supervisor Kostelic, September 4, 2009.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 128, 09-10

RESOLUTION AWARDING THE SALE OF
\$14,390,000 GENERAL OBLIGATION PROMISSORY NOTES, SERIES 2009A

WHEREAS, on September 3, 2009, the County Board of Supervisors of Dane County, Wisconsin (the "County") adopted a resolution entitled: "An Initial Resolution Authorizing General Obligation Corporate Purpose Bonds and/or Promissory Notes in an Amount of Not to Exceed \$23,875,000" (the "Initial Resolution") authorizing

general obligation corporate purpose bonds and/or promissory notes for the purpose of paying costs of various items included in the County's Capital Budget including but not limited to: general government, human services, conservation, public works, education and recreation and public safety projects consisting of constructing, repairing and improving buildings; nursing home projects; acquiring and improving land; improving roads and bridges; replacing, upgrading and acquiring information technology, and acquiring equipment and vehicles, as listed with estimated amounts in the Initial Resolution, plus paying professional fees and expenses, and there are insufficient funds on hand to pay said costs;

WHEREAS, the County Board of Supervisors of the County now deems it necessary, desirable and in the best interest of the County that general obligation promissory notes shall be issued in the aggregate principal amount of \$14,390,000 and designated as "General Obligation Promissory Notes, Series 2009A" (the "Notes") for the purpose of paying a portion of the cost of the projects authorized by the Initial Resolution, to wit: public purposes, including general government projects, human services projects, conservation projects, public works projects, education and recreation projects, and public safety projects, consisting of constructing, repairing and improving buildings; nursing home projects (resident care equipment and building repairs); improving roads and bridges; replacing, upgrading and acquiring information technology; acquiring equipment and vehicles and paying professional fees and expenses (the "Project");

WHEREAS, the County Board of Supervisors has heretofore found and determined that the Project is within the County's power to undertake and therefore serves a "public purpose" as that term is defined in Section 67.04(1)(b), Wisconsin Statutes;

WHEREAS, counties are authorized by the provisions of Section 67.12(12), Wisconsin Statutes, to borrow money and issue general obligation promissory notes for such public purposes;

WHEREAS, the County has directed its financial advisor, Public Financial Management, Inc., Milwaukee, Wisconsin ("PFM") to take the steps necessary to sell the Notes authorized by the Initial Resolution to pay the cost of the Project;

WHEREAS, none of the proceeds of the Notes shall be used to fund the operating expenses of the general fund of the County or to fund the operating expenses of any special revenue fund of the County that is supported by the property taxes;

WHEREAS, PFM, in consultation with the officials of the County, prepared an Official Notice of Sale (a copy of which is attached hereto as Exhibit A and incorporated herein by this reference) setting forth the details of and the bid requirements for the Notes and indicating that the Notes would be offered for public sale on September 17, 2009;

WHEREAS, the County Clerk (in consultation with PFM) caused a form of notice of the sale to be published and/or announced and caused the Official Notice of Sale to be distributed to potential bidders offering the Notes for public sale on September 17, 2009;

WHEREAS, the County has duly received bids for the Notes as described on the Bid Tabulation attached hereto as Exhibit B and incorporated herein by this reference (the "Bid Tabulation"); and

WHEREAS, it has been determined that the bid proposal (the "Proposal") submitted by the financial institution listed first on the Bid Tabulation fully complies with the bid requirements set forth in the Official Notice of Sale and is deemed to be the most advantageous to the County. PFM has recommended that the County accept the Proposal. A copy of said Proposal submitted by such institution (the "Purchaser") is attached hereto as Exhibit C and incorporated herein by this reference.

NOW, THEREFORE, BE IT RESOLVED by the County Board of Supervisors of the County that:

Section 1. Ratification of the Official Notice of Sale and Offering Materials. The County Board of Supervisors of the County hereby ratifies and approves the details of the Notes set forth in Exhibit A attached hereto as and for the details of the Notes. The Official Notice of Sale and any other offering materials prepared and circulated by PFM are hereby ratified and approved in all respects. All actions taken by officers of the County and PFM in connection with the preparation and distribution of the Official Notice of Sale, and any other offering materials are hereby ratified and approved in all respects.

Section 1A. Award of the Notes. The Proposal of the Purchaser offering to purchase the Notes for the sum set forth on the Proposal, plus accrued interest to the date of delivery, resulting in a net interest cost and an average true interest rate as set forth on the Proposal is hereby accepted. The Chairperson and County Clerk or other appropriate officers of the County are authorized and directed to execute an acceptance of the Proposal on behalf of the County. The good faith deposit of the Purchaser shall be retained by the County Treasurer and applied in accordance with the Official Notice of Sale, and any good faith deposits submitted by unsuccessful bidders shall be promptly returned. The Notes bear interest at the rates set forth on the Proposal.

Section 2. Terms of the Notes. The Notes shall be designated "General Obligation Promissory Notes, Series 2009A"; shall be issued in the aggregate principal amount of \$14,390,000; shall be dated October 1, 2009; shall be in the denomination of \$5,000 or any integral multiple thereof; shall be numbered R-1 and upward; and shall bear interest at the rates per annum and mature on June 1 of each year, in the years and principal amounts as set forth on the Proposal. Interest is payable semi-annually on June 1 and December 1 of each year commencing on June 1, 2010. Interest shall be computed upon the basis of a 360-day year of twelve 30-day months and will be rounded pursuant to the rules of the Municipal Securities Rulemaking Board. The schedule of principal and interest payments due on the Notes is set forth on the Debt Service Schedule attached hereto as Exhibit D and incorporated herein by this reference (the "Schedule").

Section 3. Redemption Provisions. The Notes shall not be subject to optional redemption.

Section 4. Form of the Notes. The Notes shall be issued in registered form and shall be executed and delivered in substantially the form attached hereto as Exhibit E and incorporated herein by this reference.

Section 5. Tax Provisions.

(A) Direct Annual Irrepealable Tax Levy. For the purpose of paying the principal of and interest on the Notes as the same becomes due, the full faith, credit and resources of the County are hereby irrevocably pledged, and there is hereby levied upon all of the taxable property of the County a direct annual irrepealable tax in the years 2009 through 2016 for the payments due in the years 2010 through 2017 in the amounts set forth on the Schedule.

(B) Tax Collection. So long as any part of the principal of or interest on the Notes remains unpaid, the County shall be and continue without power to repeal such levy or obstruct the collection of said tax until all such payments have been made or provided for. After the issuance of the Notes, said tax shall be, from year to year, carried onto the tax roll of the County and collected in addition to all other taxes and in the same manner and at the same time as other taxes of the County for said years are collected, except that the amount of tax carried onto the tax roll may be reduced in any year by the amount of any surplus money in the Debt Service Fund Account created below.

(C) Additional Funds. If at any time there shall be on hand insufficient funds from the aforesaid tax levy to meet principal and/or interest payments on said Notes when due, the requisite amounts shall be paid from

other funds of the County then available, which sums shall be replaced upon the collection of the taxes herein levied.

Section 6. Segregated Debt Service Fund Account.

(A) Creation and Deposits. There be and there hereby is established in the treasury of the County, if one has not already been created, a debt service fund, separate and distinct from every other fund, which shall be maintained in accordance with generally accepted accounting principles. Debt service or sinking funds established for obligations previously issued by the County may be considered as separate and distinct accounts within the debt service fund.

Within the debt service fund, there hereby is established a separate and distinct account designated as the "Debt Service Fund Account for \$14,390,000 General Obligation Promissory Notes, Series 2009A, dated October 1, 2009" (the "Debt Service Fund Account") and such account shall be maintained until the indebtedness evidenced by the Notes is fully paid or otherwise extinguished. The County Treasurer shall deposit in the Debt Service Fund Account (i) all accrued interest received by the County at the time of delivery of and payment for the Notes; (ii) any premium which may be received by the County above the par value of the Notes and accrued interest thereon; (iii) all money raised by the taxes herein levied and any amounts appropriated for the specific purpose of meeting principal of and interest on the Notes when due; (iv) such other sums as may be necessary at any time to pay principal of and interest on the Notes when due; (v) surplus monies in the Borrowed Money Fund as specified below; and (vi) such further deposits as may be required by Section 67.11, Wisconsin Statutes.

(B) Use and Investment. No money shall be withdrawn from the Debt Service Fund Account and appropriated for any purpose other than the payment of principal of and interest on the Notes until all such principal and interest has been paid in full and the Notes canceled; provided (i) the funds to provide for each payment of principal of and interest on the Notes prior to the scheduled receipt of taxes from the next succeeding tax collection may be invested in direct obligations of the United States of America maturing in time to make such payments when they are due or in other investments permitted by law; and (ii) any funds over and above the amount of such principal and interest payments on the Notes may be used to reduce the next succeeding tax levy, or may, at the option of the County, be invested by purchasing the Notes as permitted by and subject to Section 67.11(2)(a), Wisconsin Statutes, or in permitted municipal investments under the pertinent provisions of the Wisconsin Statutes ("Permitted Investments"), which investments shall continue to be a part of the Debt Service Fund Account. Any investment of the Debt Service Fund Account shall at all times conform with the provisions of the Internal Revenue Code of 1986, as amended (the "Code") and any applicable Treasury Regulations (the "Regulations").

(C) Remaining Monies. When all of the Notes have been paid in full and canceled, and all Permitted Investments disposed of, any money remaining in the Debt Service Fund Account shall be transferred and deposited in the general fund of the County, unless the County Board of Supervisors directs otherwise.

Section 7. Proceeds of the Notes; Segregated Borrowed Money Fund. The proceeds of the Notes (the "Note Proceeds") (other than any premium and accrued interest which must be paid at the time of the delivery of the Notes into the Debt Service Fund Account created above) shall be deposited into a special fund separate and distinct from all other funds of the County and disbursed solely for the purposes for which borrowed or for the payment of the principal of and the interest on the Notes. In no event shall monies in the Borrowed Money Fund be used to fund operating expenses of the general fund of the County or of any special revenue fund of the County that is supported by property taxes. Monies in the Borrowed Money Fund may be temporarily invested in Permitted Investments. Any monies, including any income from Permitted Investments, remaining in the Borrowed Money Fund after the purposes for which the Notes have been issued have been accomplished, and, at any time, any monies as are not needed and which obviously thereafter cannot be needed for such purposes shall be deposited in the Debt Service Fund Account.

Section 8. No Arbitrage. All investments made pursuant to this Resolution shall be Permitted Investments, but no such investment shall be made in such a manner as would cause the Notes to be "arbitrage bonds" within the meaning of Section 148 of the Code or the Regulations and an officer of the County, charged with the responsibility for issuing the Notes, shall certify as to facts, estimates, circumstances and reasonable expectations in existence on the date of delivery of the Notes to the Purchaser which will permit the conclusion that the Notes are not "arbitrage bonds," within the meaning of the Code or Regulations.

Section 9. Compliance with Federal Tax Laws. (a) The County represents and covenants that the projects financed by the Notes and their ownership, management and use will not cause the Notes to be "private activity bonds" within the meaning of Section 141 of the Code. The County further covenants that it shall comply with the provisions of the Code to the extent necessary to maintain the tax-exempt status of the interest on the Notes including, if applicable, the rebate requirements of Section 148(f) of the Code. The County further covenants that it will not take any action, omit to take any action or permit the taking or omission of any action within its control (including, without limitation, making or permitting any use of the proceeds of the Notes) if taking, permitting or omitting to take such action would cause any of the Notes to be an arbitrage bond or a private activity bond within the meaning of the Code or would otherwise cause interest on the Notes to be included in the gross income of the recipients thereof for federal income tax purposes. The County Clerk or other officer of the County charged with the responsibility of issuing the Notes shall provide an appropriate certificate of the County certifying that the County can and covenanting that it will comply with the provisions of the Code and Regulations.

(b) The County also covenants to use its best efforts to meet the requirements and restrictions of any different or additional federal legislation which may be made applicable to the Notes provided that in meeting such requirements the County will do so only to the extent consistent with the proceedings authorizing the Notes and the laws of the State of Wisconsin and to the extent that there is a reasonable period of time in which to comply.

Section 10. Designation as Qualified Tax-Exempt Obligations. The Notes are hereby designated as "qualified tax-exempt obligations" for purposes of Section 265 of the Code, relating to the ability of financial institutions to deduct from income for federal income tax purposes, interest expense that is allocable to carrying and acquiring tax-exempt obligations.

Section 11. Execution of the Notes; Closing; Professional Services. The Notes shall be issued in printed form, executed on behalf of the County by the manual or facsimile signatures of the Chairperson and County Clerk, authenticated, if required, by the Fiscal Agent (defined below), sealed with its official or corporate seal, if any, or a facsimile thereof, and delivered to the Purchaser upon payment to the County of the purchase price thereof, plus accrued interest to the date of delivery (the "Closing"). The facsimile signature of either of the officers executing the Notes may be imprinted on the Notes in lieu of the manual signature of the officer but, unless the County has contracted with a fiscal agent to authenticate the Notes, at least one of the signatures appearing on each Note shall be a manual signature. In the event that either of the officers whose signatures appear on the Notes shall cease to be such officers before the Closing, such signatures shall, nevertheless, be valid and sufficient for all purposes to the same extent as if they had remained in office until the Closing. The aforesaid officers are hereby authorized and directed to do all acts and execute and deliver the Notes and all such documents, certificates and acknowledgements as may be necessary and convenient to effectuate the Closing. The County hereby authorizes the officers and agents of the County to enter into, on its behalf, agreements and contracts in conjunction with the Notes, including but not limited to agreements and contracts for legal, trust, fiscal agency, disclosure and continuing disclosure, and rebate calculation services. Any such contract heretofore entered into in conjunction with the issuance of the Notes is hereby ratified and approved in all respects.

Section 12. Payment of the Notes; Fiscal Agent. The principal of and interest on the Notes shall be paid by the County Clerk or County Treasurer (the "Fiscal Agent").

Section 13. Persons Treated as Owners; Transfer of Notes. The County shall cause books for the registration and for the transfer of the Notes to be kept by the Fiscal Agent. The person in whose name any Note shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes and payment of either principal or interest on any Note shall be made only to the registered owner thereof. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Note to the extent of the sum or sums so paid.

Any Note may be transferred by the registered owner thereof by surrender of the Note at the office of the Fiscal Agent, duly endorsed for the transfer or accompanied by an assignment duly executed by the registered owner or his attorney duly authorized in writing. Upon such transfer, the Chairperson and County Clerk shall execute and deliver in the name of the transferee or transferees a new Note or Notes of a like aggregate principal amount, series and maturity and the Fiscal Agent shall record the name of each transferee in the registration book. No registration shall be made to bearer. The Fiscal Agent shall cancel any Note surrendered for transfer.

The County shall cooperate in any such transfer, and the Chairperson and County Clerk are authorized to execute any new Note or Notes necessary to effect any such transfer.

Section 14. Record Date. The fifteenth day of each calendar month next preceding each interest payment date shall be the record date for the Notes (the "Record Date"). Payment of interest on the Notes on any interest payment date shall be made to the registered owners of the Notes as they appear on the registration book of the County at the close of business on the Record Date.

Section 15. Utilization of The Depository Trust Company Book-Entry-Only System. In order to make the Notes eligible for the services provided by The Depository Trust Company, New York, New York ("DTC"), the County agrees to the applicable provisions set forth in the Blanket Issuer Letter of Representations previously executed on behalf of the County and on file in the County Clerk's office.

Section 16. Official Statement. The County Board of Supervisors hereby approves the Preliminary Official Statement with respect to the Notes and deems the Preliminary Official Statement as "final" as of its date for purposes of SEC Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities and Exchange Act of 1934 (the "Rule"). All actions taken by officers of the County in connection with the preparation of such Preliminary Official Statement and any addenda to it or Final Official Statement are hereby ratified and approved. In connection with the Closing, the appropriate County official shall certify the Preliminary Official Statement and any addenda or Final Official Statement. The County Clerk shall cause copies of the Preliminary Official Statement and any addenda or Final Official Statement to be distributed to the Purchaser.

Section 17. Undertaking to Provide Continuing Disclosure. The County hereby covenants and agrees, for the benefit of the owners of the Notes, to enter into a written undertaking (the "Undertaking") required by the Rule to provide continuing disclosure of certain financial information and operating data and timely notices of the occurrence of certain events in accordance with the Rule. The Undertaking shall be enforceable by the owners of the Notes or by the Purchaser on behalf of such owners (provided that the rights of the owners and the Purchaser to enforce the Undertaking shall be limited to a right to obtain specific performance of the obligations thereunder and any failure by the County to comply with the provisions of the Undertaking shall not be an event of default with respect to the Notes).

The County Clerk, or other officer of the County charged with the responsibility for issuing the Notes, shall provide a Continuing Disclosure Certificate for inclusion in the transcript of proceedings, setting forth the details and terms of the County's Undertaking.

Section 18. Record Book. The County Clerk shall provide and keep the transcript of proceedings as a separate record book (the "Record Book") and shall record a full and correct statement of every step or proceeding had or taken in the course of authorizing and issuing the Notes in the Record Book.

Section 19. Bond Insurance. If the Purchaser of the Notes determines to obtain municipal bond insurance with respect to the Notes, the officers of the County are authorized to take all actions necessary to obtain such municipal bond insurance. The Chairperson and County Clerk are authorized to agree to such additional provisions as the bond insurer may reasonably request and which are acceptable to the Chairperson and County Clerk including provisions regarding restrictions on investment of Note proceeds, the payment procedure under the municipal bond insurance policy, the rights of the bond insurer in the event of default and payment of the Notes by the bond insurer and notices to be given to the bond insurer. In addition, any reference required by the bond insurer to the municipal bond insurance policy shall be made in the form of Note provided herein.

Section 20. Conflicting Resolutions; Severability; Effective Date. All prior resolutions, rules or other actions of the County Board of Supervisors or any parts thereof in conflict with the provisions hereof shall be, and the same are, hereby rescinded insofar as the same may so conflict. In the event that any one or more provisions hereof shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The foregoing shall take effect immediately upon adoption and approval in the manner provided by law.

EXHIBIT A

Official Notice of Sale

To be provided by Public Financial Management, Inc. and incorporated into the Resolution.

(See Attached)

EXHIBIT B

Bid Tabulation

To be provided by Public Financial Management, Inc. and incorporated into the Resolution.

(See Attached)

EXHIBIT C

Winning Bid

To be provided by Public Financial Management, Inc. and incorporated into the Resolution.

(See Attached)

EXHIBIT D

Debt Service Schedule and Irrepealable Tax Levies

To be provided by Public Financial Management, Inc. and incorporated into the Resolution.

(See Attached)

EXHIBIT E

(Form of Note)

REGISTERED UNITED STATES OF AMERICA DOLLARS
STATE OF WISCONSIN
DANE COUNTY
NO. R-___ GENERAL OBLIGATION PROMISSORY NOTE, SERIES 2009A \$_____

MATURITY DATE: ORIGINAL DATE OF ISSUE: INTEREST RATE: CUSIP:
June 1, _____ October 1, 2009 _____% _____

DEPOSITORY OR ITS NOMINEE NAME: CEDE & CO.

PRINCIPAL AMOUNT: _____ THOUSAND DOLLARS (\$_____)

FOR VALUE RECEIVED, Dane County, Wisconsin (the "County"), hereby acknowledges itself to owe and promises to pay to the Depository or its Nominee Name (the "Depository") identified above (or to registered assigns), on the maturity date identified above, the principal amount identified above, and to pay interest thereon at the rate of interest per annum identified above, all subject to the provisions set forth herein regarding redemption prior to maturity. Interest is payable semi-annually on June 1 and December 1 of each year commencing on June 1, 2010 until the aforesaid principal amount is paid in full. Both the principal of and interest on this Note are payable to the registered owner in lawful money of the United States. Interest payable on any interest payment date shall be paid by wire transfer to the Depository in whose name this Note is registered on the Bond Register maintained by the County Clerk or County Treasurer (the "Fiscal Agent") or any successor thereto at the close of business on the 15th day of the calendar month next preceding the semi-annual interest payment date (the "Record Date"). This Note is payable as to principal upon presentation and surrender hereof at the office of the Fiscal Agent.

For the prompt payment of this Note together with interest hereon as aforesaid and for the levy of taxes sufficient for that purpose, the full faith, credit and resources of the County are hereby irrevocably pledged.

This Note is one of an issue of Notes aggregating the principal amount of \$14,390,000, all of which are of like tenor, except as to denomination, interest rate, maturity date and redemption provision, issued by the County pursuant to the provisions of Section 67.12(12), Wisconsin Statutes, for the purpose of paying the cost of general government projects, human services projects, conservation projects, public works projects, education and recreation projects, and public safety projects, consisting of constructing, repairing and improving buildings; nursing home projects (resident care equipment and building repairs); improving roads and bridges; replacing, upgrading and acquiring information technology; acquiring equipment and vehicles, and paying professional fees and expenses, all as authorized by resolutions of the County Board of Supervisors duly adopted by said governing body at meetings held on September 3, 2009 and September 17, 2009. Said resolutions are recorded in the official minutes of the County Board of Supervisors for said dates.

This Note is not subject to optional redemption.

It is hereby certified and recited that all conditions, things and acts required by law to exist or to be done prior to and in connection with the issuance of this Note have been done, have existed and have been performed in due form and time; that the aggregate indebtedness of the County, including this Note and others issued simultaneously herewith, does not exceed any limitation imposed by law or the Constitution of the State of Wisconsin; and that a direct annual irrevocable tax has been levied sufficient to pay this Note, together with the interest thereon, when and as payable.

This Note has been designated by the County Board of Supervisors as a "qualified tax-exempt obligation" pursuant to the provisions of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended.

This Note is transferable only upon the books of the County kept for that purpose at the office of the Fiscal Agent, only in the event that the Depository does not continue to act as depository for the Notes, and the County appoints another depository, upon surrender of the Note to the Fiscal Agent, by the registered owner in person or his duly authorized attorney, upon surrender of this Note together with a written instrument of transfer (which may be endorsed hereon) satisfactory to the Fiscal Agent duly executed by the registered owner or his duly authorized attorney. Thereupon a new fully registered Note in the same aggregate principal amount shall be issued to the new depository in exchange therefor and upon the payment of a charge sufficient to reimburse the County for any tax, fee or other governmental charge required to be paid with respect to such registration. The Fiscal Agent shall not be obliged to make any transfer of the Notes after the Record Date. The Fiscal Agent and County may treat and consider the Depository in whose name this Note is registered as the absolute owner hereof for the purpose of receiving payment of, or on account of, the principal or redemption price hereof and interest due hereon and for all other purposes whatsoever. The Notes are issuable solely as negotiable, fully-registered Notes without coupons in the denomination of \$5,000 or any integral multiple thereof.

No delay or omission on the part of the owner hereof to exercise any right hereunder shall impair such right or be considered as a waiver thereof or as a waiver of or acquiescence in any default hereunder.

IN WITNESS WHEREOF, Dane County, Wisconsin, by its governing body, has caused this Note to be executed for it and in its name by the manual or facsimile signatures of its duly qualified Chairperson and County Clerk; and to be sealed with its official or corporate seal, if any, all as of October 1, 2009.

DANE COUNTY, WISCONSIN

By: _____
Scott A. McDonell
Chairperson

(SEAL)

By: _____
Robert H. Ohlsen
County Clerk

ASSIGNMENT

FOR VALUE RECEIVED, the undersigned sells, assigns and transfers unto

(Name and Address of Assignee)

(Social Security or other Identifying Number of Assignee)

the within Note and all rights thereunder and hereby irrevocably constitutes and appoints _____, Legal Representative, to transfer said Note on the books kept for registration thereof, with full power of substitution in the premises.

Dated: _____

Signature Guaranteed:

(e.g. Bank, Trust Company
or Securities Firm)

(Depository or Nominee Name)

NOTICE: This signature must correspond with the name of the Depository or Nominee Name as it appears upon the face of the within Note in every particular, without alteration or enlargement or any change whatever.

(Authorized Officer)

Submitted by Supervisor McDonell, September 11, 2009.
Referred to PERSONNEL/FINANCE.

RES. 129, 2009-2010

RESOLUTION AWARDING THE SALE OF
\$2,105,000 TAXABLE GENERAL OBLIGATION CORPORATE PURPOSE BONDS, SERIES 2009B
(BUILD AMERICA BONDS - DIRECT PAYMENT)

WHEREAS, on September 3, 2009, the County Board of Supervisors of Dane County, Wisconsin (the "County") adopted a resolution entitled: "An Initial Resolution Authorizing General Obligation Corporate Purpose Bonds and/or Promissory Notes in an Amount of Not to Exceed \$23,875,000" (the "Initial Resolution") authorizing general obligation corporate purpose bonds and/or promissory notes for the purpose of paying costs of various items included in the County's Capital Budget including but not limited to: general government, human services, conservation, public works, education and recreation and public safety projects consisting of constructing, repairing and improving buildings; nursing home projects; acquiring and improving land; improving roads and bridges; replacing, upgrading and acquiring information technology, and acquiring equipment and vehicles, as listed with estimated amounts in the Initial Resolution, plus paying professional fees and expenses, and there are insufficient funds on hand to pay said costs;

WHEREAS, the County Board of Supervisors of the County now deems it necessary, desirable and in the best interest of the County that taxable general obligation corporate purpose bonds shall be issued in the aggregate principal amount of \$2,105,000 and designated as "Taxable General Obligation Corporate Purpose Bonds, Series 2009B (Build America Bonds - Direct Payment)" (the "Bonds") for the purpose of paying a portion of the cost of the projects authorized by the Initial Resolution, to wit: public purposes including general government projects (in an amount not to exceed \$562,500), education and recreation projects (in an amount not to exceed \$638,500), and conservation projects (in an amount not to exceed \$904,000) consisting of constructing, repairing and improving buildings; and acquiring and improving land, and paying professional fees and expenses (the "Project");

WHEREAS, the County Board of Supervisors has heretofore found and determined that the Project is within the County's power to undertake and serves a "public purpose" as that term is defined in Section 67.04(1)(b) of the Wisconsin Statutes;

WHEREAS, counties are authorized by the provisions of Section 67.04, Wisconsin Statutes, to borrow money and issue general obligation corporate purpose bonds for such public purposes;

WHEREAS, the County has directed its financial advisor, Public Financial Management, Inc., Milwaukee, Wisconsin ("PFM") to take the steps necessary to sell the Bonds authorized by the Initial Resolution to pay the cost of the Project;

WHEREAS, none of the proceeds of the Bonds shall be used to fund the operating expenses of the general fund of the County or to fund the operating expenses of any special revenue fund of the County that is supported by the property taxes;

WHEREAS, it is the finding of the County Board of Supervisors that it is desirable and in the best interest of the County to take the steps necessary to irrevocably designate the Bonds to be qualified "Build America Bonds" within the meaning of Subsection 54AA(g) of the Internal Revenue Code of 1986, as amended (the "Code") and the regulations promulgated thereunder by the U.S. Department of Treasury (the "Regulations") so that the County may claim refundable credits with respect to each interest payment on the Bonds, payable to the County by the Secretary of the United States Department of the Treasury ("Treasury");

WHEREAS, because the County Board of Supervisors will designate the Bonds to be qualified Build America Bonds, the interest on the Bonds will be includible in gross income for federal income tax purposes under Subsection 54AA(f)(1) of the Code;

WHEREAS, PFM, in consultation with the officials of the County, prepared an Official Notice of Sale (a copy of which is attached hereto as Exhibit A and incorporated herein by this reference) setting forth the details of and the bid requirements for the Bonds and indicating that the Bonds would be offered for public sale on September 17, 2009;

WHEREAS, the County Clerk (in consultation with PFM) caused a form of notice of the sale to be published and/or announced and caused the Official Notice of Sale to be distributed to potential bidders offering the Bonds for public sale on September 17, 2009;

WHEREAS, the County has duly received bids for the Bonds as described on the Bid Tabulation attached hereto as Exhibit B and incorporated herein by this reference (the "Bid Tabulation"); and

WHEREAS, it has been determined that the bid proposal (the "Proposal") submitted by the financial institution listed first on the Bid Tabulation fully complies with the bid requirements set forth in the Official Notice of Sale and is deemed to be the most advantageous to the County. PFM has recommended that the County accept the Proposal. A copy of said Proposal submitted by such institution (the "Purchaser") is attached hereto as Exhibit C and incorporated herein by this reference;

NOW, THEREFORE, BE IT RESOLVED by the County Board of Supervisors of the County that:

Section 1. Ratification of the Official Notice of Sale and Offering Materials. The County Board of Supervisors of the County hereby ratifies and approves the details of the Bonds set forth in Exhibit A attached hereto as and for the details of the Bonds. The Official Notice of Sale and any other offering materials prepared and circulated by PFM are hereby ratified and approved in all respects. All actions taken by officers of the County and PFM in connection with the preparation and distribution of the Official Notice of Sale, and any other offering materials are hereby ratified and approved in all respects.

Section 1A. Award of the Bonds. The Proposal of the Purchaser offering to purchase the Bonds for the sum set forth on the Proposal, plus accrued interest to the date of delivery, resulting in a net interest cost and an average true interest rate as set forth on the Proposal is hereby accepted. The Chairperson and County Clerk or other appropriate officers of the County are authorized and directed to execute an acceptance of the Proposal on behalf of the County. The good faith deposit of the Purchaser shall be retained by the County Treasurer and applied in accordance with the Official Notice of Sale, and any good faith deposits submitted by unsuccessful bidders shall be promptly returned. The Bonds bear interest at the rates set forth on the Proposal.

Section 2. Terms of the Bonds. The Bonds shall be designated "Taxable General Obligation Corporate Purpose Bonds, Series 2009B (Build America Bonds - Direct Payment)"; shall be issued in the aggregate principal amount of \$2,105,000; shall be dated October 1, 2009; shall be in the denomination of \$5,000 or any integral multiple thereof shall be numbered R-1 and upward; and shall bear interest at the rates per annum; and mature on June 1 of each year, in the years and principal amounts as set forth on the Pricing Summary attached hereto as Exhibit D-1 and incorporated herein by this reference. Interest is payable semi-annually on June 1 and December 1 of each year commencing on June 1, 2010. Interest shall be computed upon the basis of a 360-day year of twelve 30-day months and will be rounded pursuant to the rules of the Municipal Securities Rulemaking Board. The schedule of principal and interest payments due on the Bonds is set forth on the Debt Service Schedule attached hereto as Exhibit D-2 and incorporated herein by this reference (the "Schedule").

Section 3. Redemption Provisions. The Bonds maturing on June 1, 2019 and thereafter shall be subject to redemption prior to maturity, at the option of the County, on June 1, 2018 or on any date thereafter. Said Bonds shall be redeemable as a whole or in part, and if in part, from maturities selected by the County and within each maturity, by lot, at the principal amount thereof, plus accrued interest to the date of redemption. If the Proposal specifies that any of the Bonds are subject to mandatory redemption, the terms of such mandatory redemption are set forth on an attachment hereto as Exhibit MRP and incorporated herein by this reference.

Section 4. Form of the Bonds. The Bonds shall be issued in registered form and shall be executed and delivered in substantially the form attached hereto as Exhibit E and incorporated herein by this reference.

Section 5. Tax Provisions.

(A) Direct Annual Irrepealable Tax Levy. For the purpose of paying the principal of and interest on the Bonds as the same becomes due, the full faith, credit and resources of the County are hereby irrevocably pledged, and there is hereby levied upon all of the taxable property of the County a direct annual irrepealable tax in the years 2009 through 2028 for the payments due in the years 2010 through 2029 in the amounts set forth on the Schedule.

(B) Tax Collection. So long as any part of the principal of or interest on the Bonds remains unpaid, the County shall be and continue without power to repeal such levy or obstruct the collection of said tax until all such payments have been made or provided for. After the issuance of the Bonds, said tax shall be, from year to year, carried onto the tax roll of the County and collected in addition to all other taxes and in the same manner and at the same time as other taxes of the County for said years are collected, except that the amount of tax carried onto the tax roll may be reduced in any year by the amount of any surplus money in the Debt Service Fund Account created below.

(C) Additional Funds. If at any time there shall be on hand insufficient funds from the aforesaid tax levy to meet principal and/or interest payments on said Bonds when due, the requisite amounts shall be paid from other funds of the County then available, which sums shall be replaced upon the collection of the taxes herein levied.

Section 6. Segregated Debt Service Fund Account.

(A) Creation and Deposits. There be and there hereby is established in the treasury of the County, if one has not already been created, a debt service fund, separate and distinct from every other fund, which shall be maintained in accordance with generally accepted accounting principles. Debt service or sinking funds established for obligations previously issued by the County may be considered as separate and distinct accounts within the debt service fund.

Within the debt service fund, there hereby is established a separate and distinct account designated as the "Debt Service Fund Account for \$2,105,000 Taxable General Obligation Corporate Purpose Bonds, Series 2009B (Build America Bonds - Direct Payment), dated October 1, 2009" (the "Debt Service Fund Account") and such account shall be maintained until the indebtedness evidenced by the Bonds is fully paid or otherwise extinguished. The County Treasurer shall deposit in the Debt Service Fund Account (i) all accrued interest received by the County at the time of delivery of and payment for the Bonds; (ii) any premium which may be received by the County above the par value of the Bonds and accrued interest thereon; (iii) all money raised by the taxes herein levied and any amounts appropriated for the specific purpose of meeting principal of and interest on the Bonds when due; (iv) such other sums as may be necessary at any time to pay principal of and interest on the Bonds when due; (v) surplus monies in the Borrowed Money Fund as specified below; (vi) all Direct Payments (defined below) received by the County; and (vii) such further deposits as may be required by Section 67.11, Wisconsin Statutes.

(B) Use and Investment. No money shall be withdrawn from the Debt Service Fund Account and appropriated for any purpose other than the payment of principal of and interest on the Bonds until all such principal and interest has been paid in full and the Bonds canceled; provided (i) the funds to provide for each payment of principal of and interest on the Bonds prior to the scheduled receipt of taxes from the next succeeding tax collection may be invested in direct obligations of the United States of America maturing in time to make such payments when they are due or in other investments permitted by law; and (ii) any funds over and above the amount of such principal and interest payments on the Bonds may be used to reduce the next succeeding tax levy, or may, at the option of the County, be invested by purchasing the Bonds as permitted by and subject to Section 67.11(2)(a), Wisconsin Statutes, or in permitted municipal investments under the pertinent provisions of

the Wisconsin Statutes ("Permitted Investments"), which investments shall continue to be a part of the Debt Service Fund Account. Any investment of the Debt Service Fund Account shall at all times conform with the provisions of the Code and any applicable Regulations.

(C) Remaining Monies. When all of the Bonds have been paid in full and canceled, and all Permitted Investments disposed of, any money remaining in the Debt Service Fund Account shall be transferred and deposited in the general fund of the County, unless the County Board of Supervisors directs otherwise.

Section 7. Proceeds of the Bonds; Segregated Borrowed Money Fund. The proceeds of the Bonds (the "Bond Proceeds") (other than any premium and accrued interest which must be paid at the time of the delivery of the Bonds into the Debt Service Fund Account created above) shall be deposited into a special fund separate and distinct from all other funds of the County and disbursed solely for the purposes for which borrowed or for the payment of the principal of and the interest on the Bonds. In no event shall monies in the Borrowed Money Fund be used to fund operating expenses of the general fund of the County or of any special revenue fund of the County that is supported by property taxes. Monies in the Borrowed Money Fund may be temporarily invested in Permitted Investments. Any monies, including any income from Permitted Investments, remaining in the Borrowed Money Fund after the purposes for which the Bonds have been issued have been accomplished, and, at any time, any monies as are not needed and which obviously thereafter cannot be needed for such purposes shall be deposited in the Debt Service Fund Account.

Section 8. Qualified Build America Bond Designation; Irrevocable Election; Compliance with Federal Tax Laws. (a) The Bonds are hereby irrevocably designated qualified Build America Bonds within the meaning of Subsection 54AA(g) of the Code, and the County hereby irrevocably elects to apply Subsection 54AA(g) of the Code to the Bonds. The County represents that all Bond Proceeds, less costs of issuance financed with such Bond Proceeds (which costs shall be in an amount not to exceed 2% of such Bond Proceeds) plus all income from temporary Permitted Investments with respect to such Bond Proceeds ("Available Project Proceeds") shall be used only for capital expenditures. The County acknowledges that among the requirements for the Bonds to qualify and continue to qualify as qualified Build America Bonds is that the Bonds, but for their qualified Build America Bond designation, would be tax-exempt for federal income tax purposes, and hence that the requirements of the Code and Regulations regarding tax-exempt obligations apply to the Bonds. The County hereby covenants to comply with such requirements.

(b) The County thus further represents and covenants that the projects financed by the Bonds and their ownership, management and use will not cause the Bonds to be "private activity bonds" within the meaning of Section 141 of the Code. The County further covenants that it shall comply with the provisions of the Code to the extent necessary to maintain the qualified Build America Bond status of the Bonds including, if applicable, the rebate requirements of Section 148(f) of the Code. The County further covenants that it will not take any action, omit to take any action or permit the taking or omission of any action within its control (including, without limitation, making or permitting any use of the proceeds of the Bonds) if taking, permitting or omitting to take such action would cause any of the Bonds to be an arbitrage bond or a private activity bond within the meaning of the Code or would otherwise cause the Bonds to lose their status as qualified Build America Bonds within the meaning of Subsection 54AA(g) of the Code and the Regulations. The County Clerk or other officer of the County charged with the responsibility of issuing the Bonds shall provide an appropriate certificate of the County certifying that the County can and covenanting that it will comply with the provisions of the Code and Regulations.

(c) The County also covenants to use its best efforts to meet the requirements and restrictions of any different or additional federal legislation which may be made applicable to the Bonds provided that in meeting such requirements the County will do so only to the extent consistent with the proceedings authorizing the Bonds and the laws of the State of Wisconsin and to the extent that there is a reasonable period of time in which to comply.

(d) All investments made pursuant to this Resolution shall be Permitted Investments, but no such investment shall be made in such a manner as would cause the Bonds to be "arbitrage bonds" within the meaning of Section 148 of the Code or the Regulations and an officer of the County, charged with the responsibility for issuing the Bonds, shall certify as to facts, estimates, circumstances and reasonable expectations in existence on the date of delivery of the Bonds to the Purchaser which will permit the conclusion that the Bonds are not "arbitrage bonds," within the meaning of the Code or Regulations.

Section 9. Qualified Build America Bonds - Application for Direct Payments to the County. The County shall claim available refundable credits from the Treasury with respect to each interest payment on the Bonds as provided under Subsection 54AA(g)(1) of the Code ("Direct Payments"). The Fiscal Agent (defined below) is hereby authorized and directed to take all necessary actions on behalf of the County to apply for the receipt by the County of such Direct Payments, including the timely filing of necessary Internal Revenue Service forms and information returns for that purpose and/or submitting requests electronically if and as the Treasury establishes an electronic platform in connection with its direct payment procedures. All Direct Payments received by the County shall be promptly deposited in the Debt Service Fund Account and used for no other purpose than as provided in Section 6 of this Resolution.

Section 10. Execution of the Bonds; Closing; Professional Services. The Bonds shall be issued in printed form, executed on behalf of the County by the manual or facsimile signatures of the Chairperson and County Clerk, authenticated, if required, by the Fiscal Agent (defined below), sealed with its official or corporate seal, if any, or a facsimile thereof, and delivered to the Purchaser upon payment to the County of the purchase price thereof, plus accrued interest to the date of delivery (the "Closing"). The facsimile signature of either of the officers executing the Bonds may be imprinted on the Bonds in lieu of the manual signature of the officer but, unless the County has contracted with a fiscal agent to authenticate the Bonds, at least one of the signatures appearing on each Bond shall be a manual signature. In the event that either of the officers whose signatures appear on the Bonds shall cease to be such officers before the Closing, such signatures shall, nevertheless, be valid and sufficient for all purposes to the same extent as if they had remained in office until the Closing. The aforesaid officers are hereby authorized and directed to do all acts and execute and deliver the Bonds and all such documents, certificates and acknowledgements as may be necessary and convenient to effectuate the Closing. The County hereby authorizes the officers and agents of the County to enter into, on its behalf, agreements and contracts in conjunction with the Bonds, including but not limited to agreements and contracts for legal, trust, fiscal agency, disclosure and continuing disclosure, and rebate calculation services. Any such contract heretofore entered into in conjunction with the issuance of the Bonds is hereby ratified and approved in all respects.

Section 11. Payment of the Bonds; Fiscal Agent. The principal of and interest on the Bonds shall be paid by Associated Trust Company, National Association, Green Bay, Wisconsin, which is hereby appointed as the County's registrar and fiscal agent pursuant to the provisions of Section 67.10(2), Wisconsin Statutes (the "Fiscal Agent"). The Fiscal Agency Agreement between the County and the Fiscal Agent shall be substantially in the form attached hereto as Exhibit F and incorporated herein by this reference.

Section 12. Persons Treated as Owners; Transfer of Bonds. The County shall cause books for the registration and for the transfer of the Bonds to be kept by the Fiscal Agent. The person in whose name any Bond shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes and payment of either principal or interest on any Bond shall be made only to the registered owner thereof. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Bond to the extent of the sum or sums so paid.

Any Bond may be transferred by the registered owner thereof by surrender of the Bond at the office of the Fiscal Agent, duly endorsed for the transfer or accompanied by an assignment duly executed by the registered owner or his attorney duly authorized in writing. Upon such transfer, the Chairperson and County Clerk shall

execute and deliver in the name of the transferee or transferees a new Bond or Bonds of a like aggregate principal amount, series and maturity and the Fiscal Agent shall record the name of each transferee in the registration book. No registration shall be made to bearer. The Fiscal Agent shall cancel any Bond surrendered for transfer.

The County shall cooperate in any such transfer, and the Chairperson and County Clerk are authorized to execute any new Bond or Bonds necessary to effect any such transfer.

Section 13. Record Date. The fifteenth day of each calendar month next preceding each interest payment date shall be the record date for the Bonds (the "Record Date"). Payment of interest on the Bonds on any interest payment date shall be made to the registered owners of the Bonds as they appear on the registration book of the County at the close of business on the Record Date.

Section 14. Utilization of The Depository Trust Company Book-Entry-Only System. In order to make the Bonds eligible for the services provided by The Depository Trust Company, New York, New York ("DTC"), the County agrees to the applicable provisions set forth in the Blanket Issuer Letter of Representations previously executed on behalf of the County and on file in the County Clerk's office.

Section 15. Official Statement. The County Board of Supervisors hereby approves the Preliminary Official Statement with respect to the Bonds and deems the Preliminary Official Statement as "final" as of its date for purposes of SEC Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities and Exchange Act of 1934 (the "Rule"). All actions taken by officers of the County in connection with the preparation of such Preliminary Official Statement and any addenda to it or Final Official Statement are hereby ratified and approved. In connection with the Closing, the appropriate County official shall certify the Preliminary Official Statement and any addenda or Final Official Statement. The County Clerk shall cause copies of the Preliminary Official Statement and any addenda or Final Official Statement to be distributed to the Purchaser.

Section 16. Undertaking to Provide Continuing Disclosure. The County hereby covenants and agrees, for the benefit of the owners of the Bonds, to enter into a written undertaking (the "Undertaking") required by the Rule to provide continuing disclosure of certain financial information and operating data and timely notices of the occurrence of certain events in accordance with the Rule. The Undertaking shall be enforceable by the owners of the Bonds or by the Purchaser on behalf of such owners (provided that the rights of the owners and the Purchaser to enforce the Undertaking shall be limited to a right to obtain specific performance of the obligations thereunder and any failure by the County to comply with the provisions of the Undertaking shall not be an event of default with respect to the Bonds).

The County Clerk, or other officer of the County charged with the responsibility for issuing the Bonds, shall provide a Continuing Disclosure Certificate for inclusion in the transcript of proceedings, setting forth the details and terms of the County's Undertaking.

Section 17. Record Book. The County Clerk shall provide and keep the transcript of proceedings as a separate record book (the "Record Book") and shall record a full and correct statement of every step or proceeding had or taken in the course of authorizing and issuing the Bonds in the Record Book.

Section 18. Bond Insurance. If the Purchaser of the Bonds determines to obtain municipal bond insurance with respect to the Bonds, the officers of the County are authorized to take all actions necessary to obtain such municipal bond insurance. The Chairperson and County Clerk are authorized to agree to such additional provisions as the bond insurer may reasonably request and which are acceptable to the Chairperson and County Clerk including provisions regarding restrictions on investment of Bond proceeds, the payment procedure under the municipal bond insurance policy, the rights of the bond insurer in the event of default and

payment of the Bonds by the bond insurer and notices to be given to the bond insurer. In addition, any reference required by the bond insurer to the municipal bond insurance policy shall be made in the form of Bond provided herein.

Section 19. Conflicting Resolutions; Severability; Effective Date. All prior resolutions, rules or other actions of the County Board of Supervisors or any parts thereof in conflict with the provisions hereof shall be, and the same are, hereby rescinded insofar as the same may so conflict. In the event that any one or more provisions hereof shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The foregoing shall take effect immediately upon adoption and approval in the manner provided by law.

EXHIBIT A

Official Notice of Sale

To be provided by Public Financial Management, Inc. and incorporated into the Resolution.

(See Attached)

EXHIBIT B

Bid Tabulation

To be provided by Public Financial Management, Inc. and incorporated into the Resolution.

(See Attached)

EXHIBIT C

Winning Bid

To be provided by Public Financial Management, Inc. and incorporated into the Resolution.

(See Attached)

EXHIBIT D-1

Pricing Summary

To be provided by Public Financial Management, Inc. and incorporated into the Resolution.

(See Attached)

EXHIBIT D-2

Debt Service Schedule and Irrepealable Tax Levies

To be provided by Public Financial Management, Inc. and incorporated into the Resolution.

(See Attached)

[EXHIBIT MRP

Mandatory Redemption Provision

The Bonds due on June 1, _____, _____, _____ and _____ (the "Term Bonds") are subject to mandatory redemption prior to maturity by lot (as selected by the Depository) at a redemption price equal to One Hundred Percent (100%) of the principal amount to be redeemed plus accrued interest to the date of redemption, from debt service fund deposits which are required to be made in amounts sufficient to redeem on June 1 of each year the respective amount of Term Bonds specified below:

For the Term Bonds Maturing on June 1, _____

<u>Redemption Date</u>	<u>Amount</u>
_____	\$ _____
_____	_____
_____	_____ (maturity)

For the Term Bonds Maturing on June 1, _____

<u>Redemption Date</u>	<u>Amount</u>
_____	\$ _____
_____	_____
_____	_____ (maturity)

For the Term Bonds Maturing on June 1, _____

<u>Redemption Date</u>	<u>Amount</u>
_____	\$ _____
_____	_____
_____	_____ (maturity)

For the Term Bonds Maturing on June 1, _____

<u>Redemption Date</u>	<u>Amount</u>
_____	\$ _____
_____	_____
_____	_____ (maturity)]

EXHIBIT E

(Form of Bond)

REGISTERED UNITED STATES OF AMERICA DOLLARS
STATE OF WISCONSIN
DANE COUNTY
NO. R-____ TAXABLE GENERAL OBLIGATION CORPORATE \$_____
PURPOSE BOND, SERIES 2009B
(BUILD AMERICA BONDS - DIRECT PAYMENT)

MATURITY DATE: ORIGINAL DATE OF ISSUE: INTEREST RATE: CUSIP:
June 1, _____ October 1, 2009 _____% _____

DEPOSITORY OR ITS NOMINEE NAME: CEDE & CO.

PRINCIPAL AMOUNT: _____ THOUSAND DOLLARS (\$_____)

FOR VALUE RECEIVED, Dane County, Wisconsin (the "County"), hereby acknowledges itself to owe and promises to pay to the Depository or its Nominee Name (the "Depository") identified above (or to registered assigns), on the maturity date identified above, the principal amount identified above, and to pay interest thereon at the rate of interest per annum identified above, all subject to the provisions set forth herein regarding redemption prior to maturity. Interest is payable semi-annually on June 1 and December 1 of each year commencing on June 1, 2010 until the aforesaid principal amount is paid in full. Both the principal of and interest on this Bond are payable to the registered owner in lawful money of the United States. Interest payable on any interest payment date shall be paid by wire transfer to the Depository in whose name this Bond is registered on the Bond Register maintained by Associated Trust Company, National Association, Green Bay, Wisconsin (the "Fiscal Agent") or any successor thereto at the close of business on the 15th day of the calendar month next preceding the semi-annual interest payment date (the "Record Date"). This Bond is payable as to principal upon presentation and surrender hereof at the office of the Fiscal Agent.

For the prompt payment of this Bond together with interest hereon as aforesaid and for the levy of taxes sufficient for that purpose, the full faith, credit and resources of the County are hereby irrevocably pledged.

This Bond is one of an issue of Bonds aggregating the principal amount of \$2,105,000, all of which are of like tenor, except as to denomination, interest rate, maturity date and redemption provision, issued by the County pursuant to the provisions of Section 67.04, Wisconsin Statutes, for the purpose of paying the cost of general government projects (in an amount not to exceed \$562,500), education and recreation projects (in an amount not to exceed \$638,500) and conservation projects (in an amount not to exceed \$904,000), consisting of constructing, repairing and improving buildings; and acquiring and improving land, and paying professional fees and expenses, all as authorized by resolutions of the County Board of Supervisors duly adopted by said governing body at meetings held on September 3, 2009 and September 17, 2009. Said resolutions are recorded in the official minutes of the County Board of Supervisors for said dates.

The Bonds maturing on June 1, 2019 and thereafter are subject to redemption prior to maturity, at the option of the County, on June 1, 2018 or on any date thereafter. Said Bonds are redeemable as a whole or in part, and if in part, from maturities selected by the County and within each maturity, by lot (as selected by the Depository), at the principal amount thereof, plus accrued interest to the date of redemption.

[The Bonds maturing in the years _____, _____ and _____ are also subject to mandatory redemption by lot as provided in the resolution awarding the sale of the Bonds at the redemption price of par plus accrued interest to the date of redemption and without premium.]

In the event the Bonds are redeemed prior to maturity, as long as the Bonds are in book-entry-only form, official notice of the redemption will be given by mailing a notice by registered or certified mail, overnight express delivery, facsimile transmission, electronic transmission or in any other manner required by the Depository, to the Depository not less than thirty (30) days nor more than sixty (60) days prior to the redemption date. If less than all of the Bonds of a maturity are to be called for redemption, the Bonds of such maturity to be redeemed will be selected by lot. Such notice will include but not be limited to the following: the designation, date and maturities of the Bonds called for redemption, CUSIP numbers, and the date of redemption. Any notice provided as described herein shall be conclusively presumed to have been duly given, whether or not the registered owner receives the notice. The Bonds shall cease to bear interest on the specified redemption date provided that federal or other immediately available funds sufficient for such redemption are on deposit at the office of the Depository at that time. Upon such deposit of funds for redemption the Bonds shall no longer be deemed to be outstanding.

It is hereby certified and recited that all conditions, things and acts required by law to exist or to be done prior to and in connection with the issuance of this Bond have been done, have existed and have been performed in due form and time; that the aggregate indebtedness of the County, including this Bond and others issued simultaneously herewith, does not exceed any limitation imposed by law or the Constitution of the State of Wisconsin; and that a direct annual irrevocable tax has been levied sufficient to pay this Bond, together with the interest thereon, when and as payable.

This Bond has been designated by the County Board of Supervisors as a "qualified Build America Bond - Direct Payment" within the meaning of Subsection 54AA(g) of the Internal Revenue Code of 1986, as amended.

This Bond is transferable only upon the books of the County kept for that purpose at the office of the Fiscal Agent, only in the event that the Depository does not continue to act as depository for the Bonds, and the County appoints another depository, upon surrender of the Bond to the Fiscal Agent, by the registered owner in person or his duly authorized attorney, upon surrender of this Bond together with a written instrument of transfer (which may be endorsed hereon) satisfactory to the Fiscal Agent duly executed by the registered owner or his duly authorized attorney. Thereupon a new fully registered Bond in the same aggregate principal amount shall be issued to the new depository in exchange therefor and upon the payment of a charge sufficient to reimburse the County for any tax, fee or other governmental charge required to be paid with respect to such registration. The Fiscal Agent shall not be obliged to make any transfer of the Bonds (i) after the Record Date, (ii) during the fifteen (15) calendar days preceding the date of any publication of notice of any proposed redemption of the Bonds, or (iii) with respect to any particular Bond, after such Bond has been called for redemption. The Fiscal Agent and County may treat and consider the Depository in whose name this Bond is registered as the absolute owner hereof for the purpose of receiving payment of, or on account of, the principal or redemption price hereof and interest due hereon and for all other purposes whatsoever. The Bonds are issuable solely as negotiable, fully-registered Bonds without coupons in the denomination of \$5,000 or any integral multiple thereof.

No delay or omission on the part of the owner hereof to exercise any right hereunder shall impair such right or be considered as a waiver thereof or as a waiver of or acquiescence in any default hereunder.

IN WITNESS WHEREOF, Dane County, Wisconsin, by its governing body, has caused this Bond to be executed for it and in its name by the manual or facsimile signatures of its duly qualified Chairperson and County Clerk; and to be sealed with its official or corporate seal, if any, all as of October 1, 2009.

DANE COUNTY, WISCONSIN

By: _____
Scott A. McDonell

(SEAL)

Chairperson

By: _____
Robert H. Ohlsen
County Clerk

ASSIGNMENT

FOR VALUE RECEIVED, the undersigned sells, assigns and transfers unto

(Name and Address of Assignee)

(Social Security or other Identifying Number of Assignee)

the within Bond and all rights thereunder and hereby irrevocably constitutes and appoints _____, Legal Representative, to transfer said Bond on the books kept for registration thereof, with full power of substitution in the premises.

Dated: _____

Signature Guaranteed:

(e.g. Bank, Trust Company
or Securities Firm)

(Depository or Nominee Name)

NOTICE: This signature must correspond with the name of the Depository or Nominee Name as it appears upon the face of the within Bond in every particular, without alteration or enlargement or any change whatever.

(Authorized Officer)

Submitted by Supervisor McDonell, September 11, 2009.
Referred to PERSONNEL/FINANCE.

Res. 130, 09-10

RESOLUTION AWARDING THE SALE OF
\$8,495,000 TAXABLE GENERAL OBLIGATION HEALTH CENTER BONDS, SERIES 2009C (RECOVERY
ZONE ECONOMIC DEVELOPMENT BONDS)

WHEREAS, on September 3, 2009, the County Board of Supervisors of Dane County, Wisconsin (the "County") adopted a resolution entitled: "An Initial Resolution Authorizing General Obligation Corporate Purpose Bonds and/or Promissory Notes in an Amount of Not to Exceed \$23,875,000" (the "Initial Resolution") authorizing general obligation corporate purpose bonds and/or promissory notes for the purpose of paying costs of various items included in the County's Capital Budget including but not limited to: general government, human services, conservation, public works, education and recreation and public safety projects consisting of constructing, repairing and improving buildings; nursing home projects; acquiring and improving land; improving roads and bridges; replacing, upgrading and acquiring information technology, and acquiring equipment and vehicles, as listed with estimated amounts in the Initial Resolution, plus paying professional fees and expenses and there are insufficient funds on hand to pay said costs;

WHEREAS, the County Board of Supervisors of the County now deems it necessary, desirable and in the best interest of the County that taxable general obligation bonds shall be issued in the aggregate principal amount of \$8,495,000 and designated as "Taxable General Obligation Health Center Bonds, Series 2009C (Recovery Zone Economic Development Bonds)" (the "Bonds") for the purpose of paying a portion of the cost of the projects authorized by the Initial Resolution, to wit: public purposes including human services projects consisting of nursing home projects at Badger Prairie Health Care Center and paying professional fees and expenses (the "Project");

WHEREAS, the County Board of Supervisors has heretofore found and determined that the Project is within the County's power to undertake and serves a "public purpose" as that term is defined in Section 67.04(1)(b) of the Wisconsin Statutes;

WHEREAS, counties are authorized by the provisions of Section 67.04, Wisconsin Statutes, to borrow money and issue general obligation Health Center bonds for such public purposes;

WHEREAS, the County has directed its financial advisor, Public Financial Management, Inc., Milwaukee, Wisconsin ("PFM") to take the steps necessary to sell the Bonds authorized by the Initial Resolution to pay the cost of the Project;

WHEREAS, none of the proceeds of the Bonds shall be used to fund the operating expenses of the general fund of the County or to fund the operating expenses of any special revenue fund of the County that is supported by the property taxes;

WHEREAS, the American Recovery and Reinvestment Act of 2009 authorizes the issuance of "recovery zone economic development bonds," which bonds are eligible for a direct payment by the United States Department of the Treasury (the "Treasury") to the issuer of forty-five percent (45%) of the interest due on such bonds;

WHEREAS, the County has received an allocation of \$8,533,000 for the issuance of such recovery zone economic development bonds;

WHEREAS, the County Board of Supervisors of the County has heretofore adopted a resolution entitled: "Resolution Designating Dane County to be a Recovery Zone for Purposes of the American Recovery and Reinvestment Act of 2009;"

WHEREAS, it is the finding of the County Board of Supervisors that it is desirable and in the best interest of the County to take the steps necessary to irrevocably designate the Bonds to be qualified "Recovery Zone Economic Development Bonds" within the meaning of Subsection 1400U-2(b) of the Internal Revenue Code of 1986, as amended (the "Code") and the applicable regulations promulgated under the Code (the "Regulations")

so that the County may claim refundable credits with respect to each interest payment on the Bonds, payable to the County by the Secretary of the Treasury;

WHEREAS, because the County Board of Supervisors will designate the Bonds to be qualified Recovery Zone Economic Development Bonds, a category of Build America Bonds, the interest on the Bonds will be includible in gross income for federal income tax purposes under Subsection 54AA(f)(1) of the Code.

WHEREAS, PFM, in consultation with the officials of the County, prepared an Official Notice of Sale (a copy of which is attached hereto as Exhibit A and incorporated herein by this reference) setting forth the details of and the bid requirements for the Bonds and indicating that the Bonds would be offered for public sale on September 17, 2009;

WHEREAS, the County Clerk (in consultation with PFM) caused a form of notice of the sale to be published and/or announced and caused the Official Notice of Sale to be distributed to potential bidders offering the Bonds for public sale on September 17, 2009;

WHEREAS, the County has duly received bids for the Bonds as described on the Bid Tabulation attached hereto as Exhibit B and incorporated herein by this reference (the "Bid Tabulation"); and

WHEREAS, it has been determined that the bid proposal (the "Proposal") submitted by the financial institution listed first on the Bid Tabulation fully complies with the bid requirements set forth in the Official Notice of Sale and is deemed to be the most advantageous to the County. PFM has recommended that the County accept the Proposal. A copy of said Proposal submitted by such institution (the "Purchaser") is attached hereto as Exhibit C and incorporated herein by this reference.

NOW, THEREFORE, BE IT RESOLVED by the County Board of Supervisors of the County that:

Section 1. Ratification of the Official Notice of Sale and Offering Materials. The County Board of Supervisors of the County hereby ratifies and approves the details of the Bonds set forth in Exhibit A attached hereto as and for the details of the Bonds. The Official Notice of Sale and any other offering materials prepared and circulated by PFM are hereby ratified and approved in all respects. All actions taken by officers of the County and PFM in connection with the preparation and distribution of the Official Notice of Sale, and any other offering materials are hereby ratified and approved in all respects.

Section 1A. Award of the Bonds. The Proposal of the Purchaser offering to purchase the Bonds for the sum set forth on the Proposal, plus accrued interest to the date of delivery, resulting in a net interest cost and an average true interest rate as set forth on the Proposal is hereby accepted. The Chairperson and County Clerk or other appropriate officers of the County are authorized and directed to execute an acceptance of the Proposal on behalf of the County. The good faith deposit of the Purchaser shall be retained by the County Treasurer and applied in accordance with the Official Notice of Sale, and any good faith deposits submitted by unsuccessful bidders shall be promptly returned. The Bonds bear interest at the rates set forth on the Proposal.

Section 2. Terms of the Bonds. The Bonds shall be designated "Taxable General Obligation Health Center Bonds, Series 2009C (Recovery Zone Economic Development Bonds)"; shall be issued in the aggregate principal amount of \$8,495,000; shall be dated October 1, 2009; shall be in the denomination of \$5,000 or any integral multiple thereof; shall be numbered R-1 and upward; and shall bear interest at the rates per annum; and mature on June 1 of each year, in the years and principal amounts as set forth on the Pricing Summary attached hereto as Exhibit D-1 and incorporated herein by this reference. Interest is payable semi-annually on June 1 and December 1 of each year commencing on June 1, 2010. Interest shall be computed upon the basis of a 360-day year of twelve 30-day months and will be rounded pursuant to the rules of the Municipal Securities Rulemaking

Board. The schedule of principal and interest payments due on the Bonds is set forth on the Debt Service Schedule attached hereto as Exhibit D-2 and incorporated herein by this reference (the "Schedule").

Section 3. Redemption Provisions. The Bonds maturing on June 1, 2019 and thereafter shall be subject to redemption prior to maturity, at the option of the County, on June 1, 2018 or on any date thereafter. Said Bonds shall be redeemable as a whole or in part, and if in part, from maturities selected by the County and within each maturity, by lot, at the principal amount thereof, plus accrued interest to the date of redemption. If the Proposal specifies that any of the Bonds are subject to mandatory redemption, the terms of such mandatory redemption are set forth on an attachment hereto as Exhibit MRP and incorporated herein by this reference.

Section 4. Form of the Bonds. The Bonds shall be issued in registered form and shall be executed and delivered in substantially the form attached hereto as Exhibit E and incorporated herein by this reference.

Section 5. Tax Provisions.

(A) Direct Annual Irrepealable Tax Levy. For the purpose of paying the principal of and interest on the Bonds as the same becomes due, the full faith, credit and resources of the County are hereby irrevocably pledged, and there is hereby levied upon all of the taxable property of the County a direct annual irrepealable tax in the years 2009 through 2028 for the payments due in the years 2010 through 2029 in the amounts set forth on the Schedule.

(B) Tax Collection. So long as any part of the principal of or interest on the Bonds remains unpaid, the County shall be and continue without power to repeal such levy or obstruct the collection of said tax until all such payments have been made or provided for. After the issuance of the Bonds, said tax shall be, from year to year, carried onto the tax roll of the County and collected in addition to all other taxes and in the same manner and at the same time as other taxes of the County for said years are collected, except that the amount of tax carried onto the tax roll may be reduced in any year by the amount of any surplus money in the Debt Service Fund Account created below.

(C) Additional Funds. If at any time there shall be on hand insufficient funds from the aforesaid tax levy to meet principal and/or interest payments on said Bonds when due, the requisite amounts shall be paid from other funds of the County then available, which sums shall be replaced upon the collection of the taxes herein levied.

Section 6. Segregated Debt Service Fund Account.

(A) Creation and Deposits. There be and there hereby is established in the treasury of the County, if one has not already been created, a debt service fund, separate and distinct from every other fund, which shall be maintained in accordance with generally accepted accounting principles. Debt service or sinking funds established for obligations previously issued by the County may be considered as separate and distinct accounts within the debt service fund.

Within the debt service fund, there hereby is established a separate and distinct account designated as the "Debt Service Fund Account for \$8,495,000 Taxable General Obligation Health Center Bonds, Series 2009C (Recovery Zone Economic Development Bonds), dated October 1, 2009" (the "Debt Service Fund Account") and such account shall be maintained until the indebtedness evidenced by the Bonds is fully paid or otherwise extinguished. The County Treasurer shall deposit in the Debt Service Fund Account (i) all accrued interest received by the County at the time of delivery of and payment for the Bonds; (ii) any premium which may be received by the County above the par value of the Bonds and accrued interest thereon; (iii) all money raised by the taxes herein levied and any amounts appropriated for the specific purpose of meeting principal of and interest on the Bonds when due; (iv) such other sums as may be necessary at any time to pay principal of and interest on

the Bonds when due; (v) surplus monies in the Borrowed Money Fund as specified below; (vi) all Direct Payments (defined below) received by the County; and (vii) such further deposits as may be required by Section 67.11, Wisconsin Statutes.

(B) Use and Investment. No money shall be withdrawn from the Debt Service Fund Account and appropriated for any purpose other than the payment of principal of and interest on the Bonds until all such principal and interest has been paid in full and the Bonds canceled; provided (i) the funds to provide for each payment of principal of and interest on the Bonds prior to the scheduled receipt of taxes from the next succeeding tax collection may be invested in direct obligations of the United States of America maturing in time to make such payments when they are due or in other investments permitted by law; and (ii) any funds over and above the amount of such principal and interest payments on the Bonds may be used to reduce the next succeeding tax levy, or may, at the option of the County, be invested by purchasing the Bonds as permitted by and subject to Section 67.11(2)(a), Wisconsin Statutes, or in permitted municipal investments under the pertinent provisions of the Wisconsin Statutes ("Permitted Investments"), which investments shall continue to be a part of the Debt Service Fund Account. Any investment of the Debt Service Fund Account shall at all times conform with the provisions of the Code and any applicable Regulations.

(C) Remaining Monies. When all of the Bonds have been paid in full and canceled, and all Permitted Investments disposed of, any money remaining in the Debt Service Fund Account shall be transferred and deposited in the general fund of the County, unless the County Board of Supervisors directs otherwise.

Section 7. Proceeds of the Bonds; Segregated Borrowed Money Fund. The proceeds of the Bonds (the "Bond Proceeds") (other than any premium and accrued interest which must be paid at the time of the delivery of the Bonds into the Debt Service Fund Account created above) shall be deposited into a special fund separate and distinct from all other funds of the County and disbursed solely for the purposes for which borrowed or for the payment of the principal of and the interest on the Bonds. In no event shall monies in the Borrowed Money Fund be used to fund operating expenses of the general fund of the County or of any special revenue fund of the County that is supported by property taxes. Monies in the Borrowed Money Fund may be temporarily invested in Permitted Investments. Any monies, including any income from Permitted Investments, remaining in the Borrowed Money Fund after the purposes for which the Bonds have been issued have been accomplished, and, at any time, any monies as are not needed and which obviously thereafter cannot be needed for such purposes shall be deposited in the Debt Service Fund Account.

Section 8. Qualified Recovery Zone Economic Development Bond Designation; Allocation of Recovery Zone Bond Volume Cap to the Bonds; Compliance with Federal Tax Laws and Prevailing Wage Requirements.

(a) The Bonds are hereby irrevocably designated qualified Recovery Zone Economic Development Bonds within the meaning of Subsection 1400U-2(b) of the Code. The County hereby allocates to the Bonds \$8,495,000 of the volume cap for Recovery Zone Economic Development Bonds received by it pursuant to Section 1400U-1(a)(3) of the Code and Internal Revenue Service Notice 2009-50.

(b) The County hereby covenants to comply with the requirements of Section 1400U-2 of the Code and Section 54AA of the Code (to the extent applicable). The County represents that all Bond Proceeds, less costs of issuance financed with such Bond Proceeds (which costs shall be in an amount not to exceed 2% of such Bond Proceeds) plus all income from temporary Permitted Investments with respect to such Bond Proceeds ("Available Project Proceeds") shall be used only for a "qualified economic development purpose" as defined in Subsection 1400U-2(c) of the Code. The County acknowledges that among the requirements for the Bonds to qualify and continue to qualify as qualified Recovery Zone Economic Development Bonds is that the Bonds, but for their qualified Recovery Zone Economic Development Bond designation, would be tax-exempt for federal income tax purposes, and hence that the requirements of the Code and Regulations regarding tax-exempt obligations apply to the Bonds. The County hereby covenants to comply with such requirements.

(c) The County thus further represents and covenants that the projects financed by the Bonds and their ownership, management and use will not cause the Bonds to be "private activity bonds" within the meaning of Section 141 of the Code. The County further covenants that it shall comply with the provisions of the Code to the extent necessary to maintain the qualified Recovery Zone Economic Development Bond status of the Bonds including, if applicable, the rebate requirements of Section 148(f) of the Code. The County further covenants that it will not take any action, omit to take any action or permit the taking or omission of any action within its control (including, without limitation, making or permitting any use of the proceeds of the Bonds) if taking, permitting or omitting to take such action would cause any of the Bonds to be an arbitrage bond or a private activity bond within the meaning of the Code or would otherwise cause the Bonds to lose their status as qualified Recovery Zone Economic Development Bonds within the meaning of Subsection 1400U-2(b) of the Code and the Regulations. The County Clerk or other officer of the County charged with the responsibility of issuing the Bonds shall provide an appropriate certificate of the County certifying that the County can and covenanting that it will comply with the provisions of the Code and Regulations.

(d) The County also covenants to use its best efforts to meet the requirements and restrictions of any different or additional federal legislation which may be made applicable to the Bonds provided that in meeting such requirements the County will do so only to the extent consistent with the proceedings authorizing the Bonds and the laws of the State of Wisconsin and to the extent that there is a reasonable period of time in which to comply.

(e) All investments made pursuant to this Resolution shall be Permitted Investments, but no such investment shall be made in such a manner as would cause the Bonds to be "arbitrage bonds" within the meaning of Section 148 of the Code or the Regulations and an officer of the County, charged with the responsibility for issuing the Bonds, shall certify as to facts, estimates, circumstances and reasonable expectations in existence on the date of delivery of the Bonds to the Purchaser which will permit the conclusion that the Bonds are not "arbitrage bonds," within the meaning of the Code or Regulations.

(f) The County further covenants and agrees that it will comply with the federal Davis Bacon prevailing wage requirements (as determined by the Secretary of the United States Department of Labor in accordance with subchapter IV of chapter 31 of title 40 of the United States Code) in connection with the Project to the extent those requirements are applicable to the County by virtue of the issuance of the Bonds.

Section 9. Qualified Recovery Zone Economic Development Bonds - Application for Direct Payments to the County. The County shall claim available refundable credits from the Treasury with respect to each interest payment on the Bonds as provided under Subsection 1400U-2(a) of the Code and Section 6431 of the Code ("Direct Payments"). The Fiscal Agent (defined below) is hereby authorized and directed to take all necessary actions on behalf of the County to apply for the receipt by the County of such Direct Payments, including the timely filing of necessary Internal Revenue Service forms and information returns for that purpose and/or submitting requests electronically if and as the Treasury establishes an electronic platform in connection with its direct payment procedures. All Direct Payments received by the County shall be promptly deposited in the Debt Service Fund Account and used for no other purpose than as provided in Section 6 of this Resolution.

Section 10. Execution of the Bonds; Closing; Professional Services. The Bonds shall be issued in printed form, executed on behalf of the County by the manual or facsimile signatures of the Chairperson and County Clerk, authenticated, if required, by the Fiscal Agent (defined below), sealed with its official or corporate seal, if any, or a facsimile thereof, and delivered to the Purchaser upon payment to the County of the purchase price thereof, plus accrued interest to the date of delivery (the "Closing"). The facsimile signature of either of the officers executing the Bonds may be imprinted on the Bonds in lieu of the manual signature of the officer but, unless the County has contracted with a fiscal agent to authenticate the Bonds, at least one of the signatures appearing on each Bond shall be a manual signature. In the event that either of the officers whose signatures appear on the Bonds shall cease to be such officers before the Closing, such signatures shall, nevertheless, be

valid and sufficient for all purposes to the same extent as if they had remained in office until the Closing. The aforesaid officers are hereby authorized and directed to do all acts and execute and deliver the Bonds and all such documents, certificates and acknowledgements as may be necessary and convenient to effectuate the Closing. The County hereby authorizes the officers and agents of the County to enter into, on its behalf, agreements and contracts in conjunction with the Bonds, including but not limited to agreements and contracts for legal, trust, fiscal agency, disclosure and continuing disclosure, and rebate calculation services. Any such contract heretofore entered into in conjunction with the issuance of the Bonds is hereby ratified and approved in all respects.

Section 11. Payment of the Bonds; Fiscal Agent. The principal of and interest on the Bonds shall be paid by Associated Trust Company, National Association, Green Bay, Wisconsin, which is hereby appointed as the County's registrar and fiscal agent pursuant to the provisions of Section 67.10(2), Wisconsin Statutes (the "Fiscal Agent"). The Fiscal Agency Agreement between the County and the Fiscal Agent shall be substantially in the form attached hereto as Exhibit F and incorporated herein by this reference.

Section 12. Persons Treated as Owners; Transfer of Bonds. The County shall cause books for the registration and for the transfer of the Bonds to be kept by the Fiscal Agent. The person in whose name any Bond shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes and payment of either principal or interest on any Bond shall be made only to the registered owner thereof. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Bond to the extent of the sum or sums so paid.

Any Bond may be transferred by the registered owner thereof by surrender of the Bond at the office of the Fiscal Agent, duly endorsed for the transfer or accompanied by an assignment duly executed by the registered owner or his attorney duly authorized in writing. Upon such transfer, the Chairperson and County Clerk shall execute and deliver in the name of the transferee or transferees a new Bond or Bonds of a like aggregate principal amount, series and maturity and the Fiscal Agent shall record the name of each transferee in the registration book. No registration shall be made to bearer. The Fiscal Agent shall cancel any Bond surrendered for transfer.

The County shall cooperate in any such transfer, and the Chairperson and County Clerk are authorized to execute any new Bond or Bonds necessary to effect any such transfer.

Section 13. Record Date. The fifteenth day of each calendar month next preceding each interest payment date shall be the record date for the Bonds (the "Record Date"). Payment of interest on the Bonds on any interest payment date shall be made to the registered owners of the Bonds as they appear on the registration book of the County at the close of business on the Record Date.

Section 14. Utilization of The Depository Trust Company Book-Entry-Only System. In order to make the Bonds eligible for the services provided by The Depository Trust Company, New York, New York ("DTC"), the County agrees to the applicable provisions set forth in the Blanket Issuer Letter of Representations previously executed on behalf of the County and on file in the County Clerk's office.

Section 15. Official Statement. The County Board of Supervisors hereby approves the Preliminary Official Statement with respect to the Bonds and deems the Preliminary Official Statement as "final" as of its date for purposes of SEC Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities and Exchange Act of 1934 (the "Rule"). All actions taken by officers of the County in connection with the preparation of such Preliminary Official Statement and any addenda to it or Final Official Statement are hereby ratified and approved. In connection with the Closing, the appropriate County official shall certify the Preliminary Official Statement and any addenda or Final Official Statement. The County Clerk shall cause copies

of the Preliminary Official Statement and any addenda or Final Official Statement to be distributed to the Purchaser.

Section 16. Undertaking to Provide Continuing Disclosure. The County hereby covenants and agrees, for the benefit of the owners of the Bonds, to enter into a written undertaking (the "Undertaking") required by the Rule to provide continuing disclosure of certain financial information and operating data and timely notices of the occurrence of certain events in accordance with the Rule. The Undertaking shall be enforceable by the owners of the Bonds or by the Purchaser on behalf of such owners (provided that the rights of the owners and the Purchaser to enforce the Undertaking shall be limited to a right to obtain specific performance of the obligations thereunder and any failure by the County to comply with the provisions of the Undertaking shall not be an event of default with respect to the Bonds).

The County Clerk, or other officer of the County charged with the responsibility for issuing the Bonds, shall provide a Continuing Disclosure Certificate for inclusion in the transcript of proceedings, setting forth the details and terms of the County's Undertaking.

Section 17. Record Book. The County Clerk shall provide and keep the transcript of proceedings as a separate record book (the "Record Book") and shall record a full and correct statement of every step or proceeding had or taken in the course of authorizing and issuing the Bonds in the Record Book.

Section 18. Bond Insurance. If the Purchaser of the Bonds determines to obtain municipal bond insurance with respect to the Bonds, the officers of the County are authorized to take all actions necessary to obtain such municipal bond insurance. The Chairperson and County Clerk are authorized to agree to such additional provisions as the bond insurer may reasonably request and which are acceptable to the Chairperson and County Clerk including provisions regarding restrictions on investment of Bond proceeds, the payment procedure under the municipal bond insurance policy, the rights of the bond insurer in the event of default and payment of the Bonds by the bond insurer and notices to be given to the bond insurer. In addition, any reference required by the bond insurer to the municipal bond insurance policy shall be made in the form of Bond provided herein.

Section 19. Conflicting Resolutions; Severability; Effective Date. All prior resolutions, rules or other actions of the County Board of Supervisors or any parts thereof in conflict with the provisions hereof shall be, and the same are, hereby rescinded insofar as the same may so conflict. In the event that any one or more provisions hereof shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The foregoing shall take effect immediately upon adoption and approval in the manner provided by law.

EXHIBIT A

Official Notice of Sale

To be provided by Public Financial Management, Inc. and incorporated into the Resolution.

(See Attached)

EXHIBIT B

Bid Tabulation

To be provided by Public Financial Management, Inc. and incorporated into the Resolution.

(See Attached)

EXHIBIT C

Winning Bid

To be provided by Public Financial Management, Inc. and incorporated into the Resolution.

(See Attached)

EXHIBIT D-1

Pricing Summary

To be provided by Public Financial Management, Inc. and incorporated into the Resolution.

(See Attached)

EXHIBIT D-2

Debt Service Schedule and Irrepealable Tax Levies

To be provided by Public Financial Management, Inc. and incorporated into the Resolution.

(See Attached)

EXHIBIT MRP

Mandatory Redemption Provision

The Bonds due on June 1, _____, _____, _____ and _____ (the "Term Bonds") are subject to mandatory redemption prior to maturity by lot (as selected by the Depository) at a redemption price equal to One Hundred

Percent (100%) of the principal amount to be redeemed plus accrued interest to the date of redemption, from debt service fund deposits which are required to be made in amounts sufficient to redeem on June 1 of each year the respective amount of Term Bonds specified below:

For the Term Bonds Maturing on June 1, _____

<u>Redemption Date</u>	<u>Amount</u>
_____	\$ _____
_____	_____
_____	_____ (maturity)

For the Term Bonds Maturing on June 1, _____

<u>Redemption Date</u>	<u>Amount</u>
_____	\$ _____
_____	_____
_____	_____ (maturity)

For the Term Bonds Maturing on June 1, _____

<u>Redemption Date</u>	<u>Amount</u>
_____	\$ _____
_____	_____
_____	_____ (maturity)

For the Term Bonds Maturing on June 1, _____

<u>Redemption Date</u>	<u>Amount</u>
_____	\$ _____
_____	_____
_____	_____ (maturity)]

EXHIBIT E

(Form of Bond)

REGISTERED	UNITED STATES OF AMERICA STATE OF WISCONSIN DANE COUNTY	DOLLARS
NO. R-____	TAXABLE GENERAL OBLIGATION HEALTH CENTER BOND, SERIES 2009C (RECOVERY ZONE ECONOMIC DEVELOPMENT BOND)	\$_____

MATURITY DATE: June 1, _____	ORIGINAL DATE OF ISSUE: October 1, 2009	INTEREST RATE: _____%	CUSIP: _____
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DEPOSITORY OR ITS NOMINEE NAME: CEDE & CO.

PRINCIPAL AMOUNT: _____ THOUSAND DOLLARS (\$_____)

FOR VALUE RECEIVED, Dane County, Wisconsin (the "County"), hereby acknowledges itself to owe and promises to pay to the Depository or its Nominee Name (the "Depository") identified above (or to registered assigns), on the maturity date identified above, the principal amount identified above, and to pay interest thereon at the rate of interest per annum identified above, all subject to the provisions set forth herein regarding redemption prior to maturity. Interest is payable semi-annually on June 1 and December 1 of each year commencing on June 1, 2010 until the aforesaid principal amount is paid in full. Both the principal of and interest on this Bond are payable to the registered owner in lawful money of the United States. Interest payable on any interest payment date shall be paid by wire transfer to the Depository in whose name this Bond is registered on the Bond Register maintained by Associated Trust Company, National Association, Green Bay, Wisconsin (the "Fiscal Agent") or any successor thereto at the close of business on the 15th day of the calendar month next preceding the semi-annual interest payment date (the "Record Date"). This Bond is payable as to principal upon presentation and surrender hereof at the office of the Fiscal Agent.

For the prompt payment of this Bond together with interest hereon as aforesaid and for the levy of taxes sufficient for that purpose, the full faith, credit and resources of the County are hereby irrevocably pledged.

This Bond is one of an issue of Bonds aggregating the principal amount of \$8,495,000, all of which are of like tenor, except as to denomination, interest rate, maturity date and redemption provision, issued by the County pursuant to the provisions of Section 67.04, Wisconsin Statutes, for the purpose of paying the cost of human services projects, consisting of nursing home projects at Badger Prairie Health Care Center and paying professional fees and expenses, all as authorized by resolutions of the County Board of Supervisors duly adopted by said governing body at meetings held on September 3, 2009 and September 17, 2009. Said resolutions are recorded in the official minutes of the County Board of Supervisors for said dates.

The Bonds maturing on June 1, 2019 and thereafter are subject to redemption prior to maturity, at the option of the County, on June 1, 2018 or on any date thereafter. Said Bonds are redeemable as a whole or in part, and if in part, from maturities selected by the County and within each maturity, by lot (as selected by the Depository), at the principal amount thereof, plus accrued interest to the date of redemption.

[The Bonds maturing in the years _____, _____ and _____ are also subject to mandatory redemption by lot as provided in the resolution awarding the sale of the Bonds at the redemption price of par plus accrued interest to the date of redemption and without premium.]

In the event the Bonds are redeemed prior to maturity, as long as the Bonds are in book-entry-only form, official notice of the redemption will be given by mailing a notice by registered or certified mail, overnight express delivery, facsimile transmission, electronic transmission or in any other manner required by the Depository, to the Depository not less than thirty (30) days nor more than sixty (60) days prior to the redemption date. If less than all of the Bonds of a maturity are to be called for redemption, the Bonds of such maturity to be redeemed will be selected by lot. Such notice will include but not be limited to the following: the designation, date and maturities of the Bonds called for redemption, CUSIP numbers, and the date of redemption. Any notice provided as described herein shall be conclusively presumed to have been duly given, whether or not the registered owner receives the notice. The Bonds shall cease to bear interest on the specified redemption date provided that federal or other immediately available funds sufficient for such redemption are on deposit at the office of the Depository at that time. Upon such deposit of funds for redemption the Bonds shall no longer be deemed to be outstanding.

It is hereby certified and recited that all conditions, things and acts required by law to exist or to be done prior to and in connection with the issuance of this Bond have been done, have existed and have been performed in due form and time; that the aggregate indebtedness of the County, including this Bond and others issued simultaneously herewith, does not exceed any limitation imposed by law or the Constitution of the State of Wisconsin; and that a direct annual irrevocable tax has been levied sufficient to pay this Bond, together with the interest thereon, when and as payable.

This Bond has been designated by the County Board of Supervisors as a "qualified Recovery Zone Economic Development Bond" within the meaning of Subsection 1400U-2(b) of the Internal Revenue Code of 1986, as amended.

This Bond is transferable only upon the books of the County kept for that purpose at the office of the Fiscal Agent, only in the event that the Depository does not continue to act as depository for the Bonds, and the County appoints another depository, upon surrender of the Bond to the Fiscal Agent, by the registered owner in person or his duly authorized attorney, upon surrender of this Bond together with a written instrument of transfer (which may be endorsed hereon) satisfactory to the Fiscal Agent duly executed by the registered owner or his duly authorized attorney. Thereupon a new fully registered Bond in the same aggregate principal amount shall be issued to the new depository in exchange therefor and upon the payment of a charge sufficient to reimburse the County for any tax, fee or other governmental charge required to be paid with respect to such registration. The Fiscal Agent shall not be obliged to make any transfer of the Bonds (i) after the Record Date, (ii) during the fifteen (15) calendar days preceding the date of any publication of notice of any proposed redemption of the Bonds, or (iii) with respect to any particular Bond, after such Bond has been called for redemption. The Fiscal Agent and County may treat and consider the Depository in whose name this Bond is registered as the absolute owner hereof for the purpose of receiving payment of, or on account of, the principal or redemption price hereof and interest due hereon and for all other purposes whatsoever. The Bonds are issuable solely as negotiable, fully-registered Bonds without coupons in the denomination of \$5,000 or any integral multiple thereof.

No delay or omission on the part of the owner hereof to exercise any right hereunder shall impair such right or be considered as a waiver thereof or as a waiver of or acquiescence in any default hereunder.

IN WITNESS WHEREOF, Dane County, Wisconsin, by its governing body, has caused this Bond to be executed for it and in its name by the manual or facsimile signatures of its duly qualified Chairperson and County Clerk; and to be sealed with its official or corporate seal, if any, all as of October 1, 2009.

DANE COUNTY, WISCONSIN

By: _____
Scott A. McDonell
Chairperson

(SEAL)

By: _____
Robert H. Ohlsen
County Clerk

ASSIGNMENT

FOR VALUE RECEIVED, the undersigned sells, assigns and transfers unto

(Name and Address of Assignee)

(Social Security or other Identifying Number of Assignee)

the within Bond and all rights thereunder and hereby irrevocably constitutes and appoints _____, Legal Representative, to transfer said Bond on the books kept for registration thereof, with full power of substitution in the premises.

Dated: _____

Signature Guaranteed:

(e.g. Bank, Trust Company or Securities Firm)

(Depository or Nominee Name)

NOTICE: This signature must correspond with the name of the Depository or Nominee Name as it appears upon the face of the within Bond in every particular, without alteration or enlargement or any change whatever.

(Authorized Officer)

Submitted by Supervisor McDonell, September 11, 2009.
Referred to PERSONNEL/FINANCE.

RES. 131, 09-10

SUPPORTING WISCONSIN'S HIGH SPEED RAIL APPLICATION

The State of Wisconsin is applying for American Recovery and Reinvestment Act funding for a high speed passenger rail system that links Madison and Milwaukee, expanding the state's most used line from Milwaukee to Chicago. The design and construction of the 88-mile long rail line would include stops in Brookfield, Oconomowoc, and Watertown, as well as Madison, providing economical, convenient, and environmentally sound travel options across the state.

The high speed rail initiative linking Dane County to Milwaukee and Chicago, and eventually north to Minneapolis and other Midwestern cities, will provide new intra-state and interstate transportation opportunities and will stimulate economic development for Dane County. Local initiatives, such as Middleton's intermodal transportation center, are already being planned in anticipation of high speed rail service to the area.

The availability of rail service to Madison will not only serve business travelers, but also college students and the elderly alike. As home to a rapidly developing biotechnology industry, among other businesses, Dane

County will benefit from additional options for business travelers. The tens of thousands of students at the University of Wisconsin, Madison Area Technical College, and Edgewood College will be able to take the train as they travel back and forth from their home towns. At the same time, elderly residents who no longer drive will be able to travel by train.

The high speed rail link will provide a new travel option for tourists and support Dane County's role as a convention destination. The ease of reaching Madison via rail will spur tourism and will benefit area hotels, restaurants, and retail businesses.

The state's application calls for a rail station to be developed initially at the Dane County Regional Airport. This will allow ease of connection between the two modes of regional travel. Links to local transit will be available.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors endorses the State of Wisconsin's high speed rail grant application in recognition that this project will improve regional transit service, expand the local economy, and improve the quality of life for Dane County residents.

Submitted by Supervisors McDonell, Hulsey, Opitz, Erickson, Vedder, Rusk, O'Loughlin, Matano, Hampton, Stoebig, Manning, Hesselbein, Veldran, Schmidt, de Felice, Stubbs and Levin, September 17, 2009. Fiscal and Policy Notes not required.

Referred to EXECUTIVE.

RES. 132, 09-10

**AUTHORIZING ACCEPTANCE OF FUNDS FOR PARTICIPATION
IN THE FELONY FUGITIVE TASK FORCE**

The Dane County Sheriff's Office has been awarded a grant from the United States Marshal Service for participation in the Felony Fugitive Task Force. This grant provides funding for a fully equipped squad, fuel costs, maintenance costs and law enforcement equipment for the Sheriff's Office staff assigned to the unit.

NOW, THEREFORE BE IT RESOLVED that the Sheriff's Office be permitted to accept the Felony Fugitive Task Force Grant, administered by the United States Marshal Service, in the amount of \$38,554.

BE IT FURTHER RESOLVED that \$38,554 be set up as additional revenue in the Sheriff's Office, Field Services Division, Felony Fugitive Task Force Revenue Account (SHRFFLD-NEW) and be credited to the General Fund.

BE IT FURTHER RESOLVED that \$38,554 be transferred from the General Fund to the following accounts:

Vehicle & Equipment – (CPSHRF 58923)	\$26,504
Operating Equipment—(SHRFSUP 21809)	\$ 6,000
Law Enforcement Equipment—(SHRFFLD NEW)	\$ 6,050

BE IT FINALLY RESOLVED that all unexpended funds and unrecognized revenues from this account be carried forward from the 2009 budget period to the 2010 budget period.

Submitted by Supervisors Rusk, Hampton, Hesselbein, Kostelic and Willett, September 17, 2009.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 133, 09-10

**AUTHORIZING ACCEPTANCE OF FUNDS FOR HOMELAND SECURITY/LAW ENFORCEMENT
SPECIALITY TEAM EQUIPMENT**

The Dane County Sheriff's Office has been awarded a grant from the State of Wisconsin, Office of Justice Assistance, Homeland Security Program made available through the U.S. Department of Homeland Security Office for Domestic Preparedness. This grant supports Dane County's Homeland Security/LETTP Equipment Program for the purchase of equipment for the Explosive Ordinance Disposal Team.

The Dane County Sheriff's Office will be awarded a total of \$56,221. The grant period ends October 30, 2009.

NOW, THEREFORE, BE IT RESOLVED that the Sheriff's Office be permitted to accept the Homeland Security/Law Enforcement Specialty Team Equipment Grant, administered by the Office of Justice Assistance, in the amount of \$56,221.

BE IT FURTHER RESOLVED that \$56,221 be set up as additional revenue in the Sheriff's Office, Field Services Division, Explosive Ordinance Disposal Team Revenue Account (SHRFFLD-80721) and be credited to the General Fund.

BE IT FURTHER RESOLVED that \$56,221 be transferred from the General Fund to the Dane County Sheriff's Office, Field Services Division, Explosive Ordinance Disposal Team Expenditure Account (SHRFFLD-47418).

BE IT FINALLY RESOLVED that all unexpended funds and unrecognized revenues from this account be carried forward from the 2009 budget period to the 2010 budget period.

Submitted by Supervisors Rusk, Hampton, Hesselbein, Kostelic and Willett, September 17, 2009.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 134, 09-10

**ACCEPTANCE OF A GRANT FROM THE WISCONSIN DEPARTMENT OF JUSTICE
FOR TEACHING DIVERSITY: TRAIN-THE-TRAINER**

The Wisconsin Department of Justice is offering Teaching Diversity/Cultural Competence: Train-the-Trainer training to law enforcement personnel in Wisconsin. The training, offered in partnership with the Dane County Sheriff's Office and the Institute for Law Enforcement Administration (ILEA) will be held at the Dane County Law Enforcement Training Center February 1-5, 2010.

The ILEA recognizes that law enforcement is charged with relating to all segments of their communities in a fair and impartial manner. Therefore, familiarization with communication styles, customs, language and behavior patterns of various cultures, ethnic groups and non-traditional populations will effectively enhance the quality of police services and departmental image. Shared knowledge of various populations will enhance officer

safety, and is likely to increase understanding and empathy in the process of improving police-citizen contacts. This course will also offer several strategies for improving workforce diversity, and community relations.

The Wisconsin Department of Justice has approved a \$15,000 grant to the Dane County Sheriff's Office to help fund this Cultural Diversity training. Reimbursable expenses are restricted to this course for direct instructional service costs, including fees and travel expenses for instructors; instructional material used during training and/or presented directly to students. The Dane County Sheriff's Office will charge a tuition fee of \$80 per student (resulting in \$1,920 revenue with a maximum number of 24 students) retained by the Dane County Sheriff's Office and used to provide on-site lunch for participants and to cover classroom rental costs.

NOW, THEREFORE BE IT RESOLVED that the Dane County Sheriff's Office be permitted to accept the \$16,920 grant from the Wisconsin Department of Justice and tuition fee.

BE IT FURTHER RESOLVED that \$16,080 be added as additional revenue to the Sheriff's Office, Administration, Hosted Training Course Revenue Account (SHRFTC - 80589) and credited to the general fund and \$840 be added as additional revenue to the Sheriff's Office, Administration Classroom Rental Fees Account (SHRFTC-80590).

BE IT FURTHER RESOLVED that \$16,080 be transferred from the General Fund to the Sheriff's Office, Administration, Hosted Training Course Expenditure Account (SHRFTC – 21155).

BE IT FINALLY RESOLVED that all unexpended funds and unrecognized revenues from this grant be carried forward from the 2009 budget period to the 2010 budget period and, if necessary, the 2011 budget period.

Submitted by Supervisors Rusk, Hampton, Hesselbein and Kostelic, September 17, 2009.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 135, 09-10

**AUTHORIZING AN AGREEMENT WITH MOTOROLA, INC. TO PROVIDE
DETAILED DESIGN AND OTHER SERVICES**

Dane County Public Safety Communications requires a detailed design for an interoperable voice radio communications system. The 2009 capital budget includes funds for this project.

The Public Safety Communications Director, along with the Technical Committee, will oversee the project on behalf of the County.

Dane County issued RFP #108083 on June 5, 2008 for an interoperable voice radio communications system, and received two responses. After grading and interviews, Motorola, Inc., of Schaumburg, Illinois was selected.

This Agreement for detailed design and frequency planning will precede the system build-out agreement to be requested later once the design review determines the total costs. This will allow the entire project to remain on schedule.

NOW, THEREFORE, BE IT RESOLVED that Dane County enter into this Agreement with Motorola, Inc. with the cost being \$427,000.

FINALLY BE IT RESOLVED that the Dane County Executive and the Dane County Clerk authorize this agreement with Motorola, Inc.

Submitted by Supervisors Rusk, Hampton, Hesselbein and Kostelic, September 17, 2009.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 136, 09-10

APPROVING THE SALE OF THE SURPLUS CROSS PLAINS HIGHWAY GARAGE

The Dane County highway garage at 4537 County Highway P in the Town of Cross Plains is surplus to the needs of the Dane County Public Works & Transportation Department.

The property was listed on the South Central Wisconsin Multiple Listing Service and offers were solicited. Page Brothers, LLC has submitted an offer for \$250,000.

The 4-acre property is zoned A-1 EX Exclusive Agriculture and will need to be surveyed and rezoned for the Buyers' projected use, which is a contingency of the sale.

NOW, THEREFORE, BE IT RESOLVED that the County of Dane does hereby approve and authorize the sale of the Cross Plains highway garage to Page Brothers LLC and assigns, and

BE IT FURTHER RESOLVED that the Land Acquisition Division is directed to prepare conveyance documents and other necessary elements to expedite the closing of the transaction, and

BE IT FINALLY RESOLVED that the Dane County Clerk and the County Executive are hereby authorized to execute a deed to convey the property on behalf of the County of Dane.

Submitted by Supervisors Schlicht, DeSmidt, Solberg, Hesselbein, Levin and Martz, September 17, 2009.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 137, 09-10

**APPROVING THE SALE OF COUNTY-OWNED PROPERTY AT 501 EAST BADGER ROAD,
MADISON TO THE CENTER FOR RESILIENT CITIES**

Dane County purchased the former Badger School property from the City of Madison in 1978. For several years it was leased to the Madison Area Rehabilitation Centers. Most recently it housed the county's Neighborhood Intervention Program (NIP) and records retention center. Since NIP vacated the building it has become surplus to county needs.

Res. 338, 2006-07 DECLARING REAL ESTATE AT 501 EAST BADGER ROAD SURPLUS TO COUNTY NEEDS was adopted by the County Board of Supervisors on June 21, 2007. An offer to purchase was accepted and approved by the County Board and Executive in 2008 failed to close because the purchaser was unable to secure financing. The County continued to market the property. A second offer to purchase was accepted but full authorization for the sale was not sought because the buyer asked to significantly reduce the purchase price.

The property has now been for sale for two years. In an effort to culminate the transaction by the end of 2009, the property listing was updated in July of 2009 to state that offers would be accepted through August 14th.

The Center for Resilient Cities (CRC) submitted an offer to purchase the property for \$500,000 with a closing to occur by the end of 2009 and with no demolition work required by the County. Other offers received were lower and required the County to demolish and clean the site.

CRC proposes to redevelop the site into an urban agriculture and community center, reusing as much of the existing building and materials as possible. Conceptually CRC has developed a framework that could include intensive urban agriculture and sustainable gardening practices, community center, green building strategies, training for the green collar economy, energy and stormwater conservation, social networking, cross-cultural exchange and local enterprise. A full vision that addresses needs and opportunities will be developed after the closing through a collaborative process that includes residents, civic and business leaders and other stakeholders.

NOW, THEREFORE, BE IT RESOLVED that the County of Dane does hereby approve and authorize the sale of the property at 501 East Badger Road to the Center for Resilient Cities or to its assignees, and

BE IT FURTHER RESOLVED that the Dane County Real Estate Officer and Conservation Fund Manager are directed to prepare the necessary conveyance documents and to arrange for closing, and

BE IT FINALLY RESOLVED that the Dane County Clerk and the County Executive are hereby authorized to execute a deed on behalf of the County of Dane to convey the property.

Submitted by Supervisors Stubbs, Hulsey, Martz, Rusk, DeSmidt, Jensen, Bruskewitz, de Felice, Kostelic, Stoebig, Wheeler, Hesselbein, Manning, Levin, Solberg, Opitz, Matano, and Willett, September 17, 2009.

Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 138, 09-10

AWARD OF CONTRACT FOR CCB ROOF REPLACEMENT

The Department of Public Works, Highway & Transportation reports the receipt of bids for the Roof Replacement on the City-County Building, 210 Martin Luther King, Jr. Blvd., Madison, WI, Bid #309022.

A complete tabulation is on file at the Department of Public Works office. The low qualified bidder is:

Total: \$ _____

The Public Works staff finds the amount to be reasonable and recommends the bid be awarded to _____.

NOW, THEREFORE, BE IT RESOLVED that a Contract be awarded to _____ in the amount of \$ _____; and

BE IT FURTHER RESOLVED that the County Executive and the County Clerk be authorized and directed to sign the Contract; and

BE IT FURTHER RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Contract; and

BE IT FINALLY RESOLVED that the Public Works & Transportation Committee shall approve all change orders to the Contract, subject to submission of change orders to the County Board for approval where the sum involves \$20,000 or more than 10% of the original approved Contract amount, whichever is smaller.

Submitted by Supervisors Opitz, Schmidt, Veldran and Martz, September 17, 2009.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 139, 09-10

TO CANCEL ILLEGAL TAX CERTIFICATES

Whereas the tax certificates listed on Exhibit "A" attached hereto are illegal and are to be canceled and charged back to the municipalities in the manner provided by Section 75.25 Wisconsin Statutes.

THEREFORE, BE IT RESOLVED that the County Clerk is hereby authorized and directed to charge back to the municipalities illegal taxes as shown on the attached exhibit "A" in the 2008 apportionment of county taxes, and that the County Treasurer is hereby authorized and directed to cancel the said certificates upon his records.

Submitted by Supervisors Hulseley and O'Loughlin, September 17, 2009. Fiscal and Policy Notes not required.
Referred to PERSONNEL/FINANCE.

RES. 140, 09-10

COUNTY EXECUTIVE APPOINTMENTS

The County Executive has appointed the following persons to the designated commissions, committees and boards. These appointments require confirmation by the County Board.

NOW, THEREFORE, BE IT RESOLVED that the appointments set forth below are confirmed.

Alliant Energy Center Commission

Patricia L. Chang, 11 Fleischman Circle, Madison 53719 (833-3041-H, 233-8778-W), to fill the expired term of Dean Archer. Ms. Chang is General Manager of the Best Western InnTowner and the Highland Club in Madison, a 176 room full-service hotel, where she has worked for twenty years. She has over twenty-nine years experience in the hospitality industry. She is a past Board Member of the Greater Madison Convention & Visitors Bureau, a past President and Vice President of the Greater Madison Chapter of the Wisconsin Innkeepers Association, and a logistics coordinator for the Inaugural Madison Marathon. She has a B.A. degree in Business Administration/Marketing from the University of Wisconsin-Milwaukee. This term will expire 9/1/11.

C.D.B.G. Commission

David B. Phillips, 25 Elver Court, Madison 53719 (274-8260-H, 848-7802-W), to be reappointed. This term will expire 4/19/11.

Marc Gofstein, 1832 Stonehaven Drive, Sun Prairie 53590 (834-5979-H, 358-6272-W), to be reappointed. This term will expire 4/19/11.

Ron Johnson, 4517 Pawnee Pass, Fitchburg 53711 (274-6745-H), to be reappointed. This term will expire 4/19/11.

Marechiel R. Santos-Lang, 524 Melody Lane, Verona 53593 (497-0909-H), to be reappointed. This term will expire 4/19/11.

Donna Vogel, 808 Garfield Street, Stoughton 53589 (873-8863-H), to fill a citizen seat, due to the resignation of Barbara Bailey. Ms. Vogel has been serving on the C.D.B.G. Commission in a supervisor seat since 2005 but has resigned her county board supervisor seat. This term will expire 4/19/11.

Elections Commission

Elisabeth L. Howard, 515 South Few Street, #1, Madison 53703 (469-2670-H), to fill the expired seat of Clayton Dunn. Ms. Howard is an Associate Attorney with the Stafford Rosenbaum, LLC law firm and also worked as a law clerk there. She was an intern with Dane County Circuit Court Judge William Hanrahan, a legal extern with the Wisconsin Department of Justice's Environmental Protection Unit, and a student attorney for the UW Law School's Legal Assistance for Institutionalized Persons Program. She has a B.A. degree in Economics and an M.S. degree in Agriculture & Applied Economics from the University of Wisconsin-Madison and a J.D. from the University of Wisconsin Law School. This term will expire 6/30/12.

Carlyle Whipple, 317 Kensington Drive, Madison 53704 (249-7773-H), to be reappointed. This term will expire 6/30/12.

Madison Metropolitan Sewerage District Board

Ezra Meyer, 1829 Spaight Street, Madison 53704 (843-3972-C), due to the resignation of Paul Berthouex. Mr. Meyer currently serves as Water Resources Specialist at Clean Wisconsin, formerly Wisconsin's Environmental Decade. In that role, he assists in the design and implementation of Clean Wisconsin's statewide water policy program. For the last two years, he has been intimately involved in the Yahara Lakes Legacy Partnership and the Yahara CLEAN memorandum of understanding, two related collaborative efforts of the City of Madison, Dane County, the Wisconsin Department of Natural Resources, the Wisconsin Department of Agriculture, Trade, and Consumer Protection, and Clean Wisconsin and other private-sector partners. Prior to joining Clean Wisconsin in 2008, he served as Education Specialist at the Wisconsin Association of Lakes for over four years. For over ten years, he has served on the Board of Directors of the Friends of the Mukwonago River, a nonprofit watershed advocacy organization he co-founded in southeastern Wisconsin. Mr. Meyer studied economics and environmental studies at UW-Madison and returned to the UW for double master's degrees in Urban and Regional Planning and Water Resources Management (in the Gaylord Nelson Institute for Environmental Studies). This term will expire 6/30/14.

Submitted by Supervisor McDonell, September 17, 2009. Fiscal and Policy Notes not required.
Referred to EXECUTIVE.

COMMUNICATIONS

- Claim from Verizon against Highway for damage to buried cable in the area of CR TT & Bailey Settlement Rd., Sun Prairie. Referred to PUBLIC PROTECTION/JUDICIARY
- Summons & Complaint Foreclosure of Mortgage Anchorbank v Donald & Barbara Schwartz. Referred to PUBLIC PROTECTION/JUDICIARY
- Claim from 21st Century Insurece re. Mike Duncan against Highway for damage to vehicle caused by snow. Referred to PUBLIC PROTECTION/JUDICIARY
- Summons & Complaint Foreclosure of Mortgage – Associated Bank v Shekeba S. Loza. Referred to PUBLIC PROTECTION/JUDICIARY

ORD. AMDT. 25, 09-10

**AMENDING CHAPTER 17 OF THE DANE COUNTY CODE OF ORDINANCES,
ADOPTING FLOOD STORAGE DISTRICT MAPS**

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 17.05(2)(c) is created to read as follows:

(2) Official map and revisions. The boundaries of all floodplain districts are designated as floodplains or A-Zones on the map listed below and the revisions in the Dane County Floodplain Appendix. Any change to the base flood elevations (BFE) in the Flood Insurance Study (FIS) or on the Flood Insurance Rate Map (FIRM) must be reviewed and approved by the DNR and FEMA before it is effective. No changes to regional flood elevations (RFE's) on non-FEMA maps shall be effective until approved by the DNR. This map and revisions are on file in the office of the Dane County Zoning Administrator. If more than one map or revision is referenced, the most restrictive information shall apply.

OFFICIAL MAP :

(c) Dane County Flood Storage District Maps, Panels 1 through 8, dated January 2, 2009, as approved by the Wisconsin Department of Natural Resources, in parts of the Towns of Blooming Grove, Burke, Dunkirk, Dunn, Middleton, Pleasant Springs, Rutland, Springfield and Westport.

[EXPLANATION: This amendment creates a flood overlay district limiting the filling and grading of land within said district. This amendment will conform Dane County to requirements imposed by the Wisconsin Department of Natural Resources.]

Submitted by Supervisors Miles, Hendrick, Hesselbein, Jensen and Solberg, October 1, 2009. Fiscal and Policy Notes not required.

Referred to ZONING & LAND REGULATION and LAKES & WATERSHED.

ORD. AMDT. 26, 09-10

**AMENDING CHAPTER 12 OF THE DANE COUNTY CODE OF ORDINANCES,
ESTABLISHING A FARMLAND PRESERVATION ZONING CONVERSION FEE**

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 12.05(1)(e) is created to read as follows:

12.05 OTHER PERMIT AND REVIEW FEES. (1) The fee for a petition to amend the zoning ordinance in the M-1, C-1, or C-2 districts shall be \$500.00. The fee for a petition to amend the zoning ordinance in all other districts shall be \$350.00. Late Filing Fee: Where work has begun before a permit has been obtained, or where a change in the use of the property has occurred which requires a change in zoning district, or where necessary approvals have not been obtained prior to commencing a change in use, the fee shall be doubled.

(e) The zoning administrator shall collect an additional Farmland Preservation Zoning Conversion Fee of \$55 per acre when the petition seeks to rezone land that is in the A1-Exclusive Agriculture District or the A-3 Agriculture District.

[EXPLANATION: This amendment creates a fee for county administration of the State Farmland Preservation Law (Working Lands Initiative) as set forth in WIS STATS. §91.48(b).]

Submitted by Supervisor Miles, October 1, 2009.

Referred to PERSONNEL/FINANCE and ZONING & LAND REGULATION.

ORD. AMDT. 27, 09-10

**AMENDING CHAPTER 12 OF THE DANE COUNTY CODE OF ORDINANCES,
REGARDING ZONING FEES**

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Subsection 12.05(3)(b) is amended to read as follows:

12.05 OTHER PERMIT AND REVIEW FEES. (3)(b) The fee for an application for a conditional use permit for the construction, placement or modification of a communication tower under section 10.194 of this code of ordinances shall be ~~\$1,500.00~~ 3,000.00. Late Filing Fee: Where work has begun before a permit has been obtained or appropriate approvals obtained the fee shall be doubled.

ARTICLE 3. Subsection 12.05(5) is amended to read as follows:

12.05 OTHER PERMIT AND REVIEW FEES. (5) The fee for an appeal to the board of adjustment of an administrator's decision shall be ~~\$165.00~~ 350.00.

[EXPLANATION: This amendment increases the fee for an application for a conditional use permit for communication towers and the fee for an appeal of a zoning administrator's decision.]

Submitted by Supervisor Miles, October 1, 2009.

Referred to PERSONNEL/FINANCE and ZONING & LAND REGULATION.

ORD. AMDT. 28, 09-10

**AMENDING CHAPTER 62 OF THE DANE COUNTY CODE OF ORDINANCES,
ADJUSTING FEES CHARGED BY FAMILY COURT COUNSELING SERVICE**

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Subsection 62.13(5) is amended to read as follows:

62.13 FAMILY COURT COUNSELING SERVICE FEES.

(5) For a custody study required by sec. 767.11(14), Wis. Stats., the parties shall pay to the Family Court Counseling Service a fee which shall be determined as follows:

(a) For parties with combined annual gross incomes of both households of less than ~~\$75,000~~ 60,000 the fee shall be \$500;

(b) For parties with combined annual gross incomes of both households of at least ~~\$75,000~~ 60,000 but less than ~~\$150,000~~ 120,000 the fee shall be \$750;

(c) For parties with combined annual incomes of both households of ~~\$150,000~~ 120,000 or more the fee shall be \$1,500.

[EXPLANATION: This amendment adjusts the income levels for determination of fees charged by the Family Court Counseling Service for a custody study.]

Submitted by Supervisors Rusk, Bayrd, Hampton, and Hesselbein, October 1, 2009.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

ORD. AMDT. 29, 09-10

**AMENDING CHAPTER 35 OF THE DANE COUNTY CODE OF ORDINANCES,
HUBER LAW PRISONER FEES**

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 35.03 is amended to read as follows:

35.03 HUBER LAW PRISONERS. Each Huber prisoner who is confined in the jail shall be liable for the cost of his or her maintenance and board in the amount of \$17.08 per day for the period during which he or she is so confined and gainfully employed. The rate shall be reduced by one-half for prisoners employed less than ~~20~~ 30 hours in a week.

[EXPLANATION: This amendment changes the number of hours worked each week from 20 to 30 when determining the Huber board rate charged for prisoners who work. This is a technical amendment to correct an error whereby two amendments to the same section were adopted previously, the second accidentally cancelling out the first one.]

Submitted by Supervisors Rusk, Bayrd, Hampton, and Hesselbein, October 1, 2009.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

ORD. AMDT. 30, 09-10

**AMENDING CHAPTER 62 OF THE DANE COUNTY CODE OF ORDINANCES,
INCREASING THE CREMATION CERTIFICATE FEE**

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Subsection 62.80(1) is amended to read as follows:

62.80 CORONER; FEES FOR CERTAIN SERVICES. Pursuant to section 59.36, Wis. Stats., the Dane County Coroner is authorized to charge the following fees:

(1) a fee of ~~\$485~~ 200 for services rendered in connection with cremation certificates.

[EXPLANATION: This amendment increases the fee charged by the coroner for cremation certificates by \$15.]

Submitted by Supervisors Rusk, Bayrd, Hampton, Willett, Kostelic, Schlicht, and Hesselbein, October 1, 2009.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 145, 09-10

2010 DANE COUNTY OPERATING BUDGET APPROPRIATIONS RESOLUTION

The 2010 Operating Budget is a financial plan for the operational needs of the County and was developed in accordance with the Uniform Accounting Manual for Wisconsin Counties and the pronouncements of the Governmental Accounting Standards Board (GASB).

This resolution constitutes the 2010 Adopted Operating Budget, formulated in accordance with s. 65.90 Wis. Stats., and consists of several parts, as follows:

- TABLE 1: TAX LEVY COMPUTATION AND FUND BALANCE ANALYSIS
- TABLE 2: TAX LEVY HISTORY
- TABLE 3: 2010 APPROPRIATIONS FOR OPERATIONS
- TABLE 4: EXPENDITURE & REVENUE HISTORY - OPERATIONS
- TABLE 5: CARRY-FORWARDS
- TABLE 6: INDEBTEDNESS
- TABLE 7: 2010 BUDGETED POSITIONS
- APPENDIX A PERSONNEL SAVINGS INITIATIVES

Together with the 2010 Adopted Capital Budget Appropriations Resolution, this document shall constitute the County Budget as defined in s. 65.90, Wis. Stats.

NOW, THEREFORE, BE IT RESOLVED that in accordance with s. 65.90, Wis. Stats, the Dane County Board of Supervisors hereby appropriate for 2010 fiscal year operations, the expenditures and revenue amounts on lines designated as appropriations in the attached Table 3. Amounts on lines not designated as appropriations are for informational purposes only. Expenditures in excess of the amounts appropriated or use of general purpose revenues in excess of the amounts listed on the lines designated as appropriations shall require County Board authorization in accordance with s. 65.90(5), Wis. Stats.

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors authorize carry-forward of expenditures and revenues from 2009 to 2010 as recommended in Table 5.

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors authorizes positions for the 2010 fiscal year as shown in Table 7.

BE IT FURTHER RESOLVED that 2010 operating expenditures and revenues shall be subject to the following provisions and controls in addition to all budget control policies enumerated in D.C. Ord. sec. 29.52:

- In addition to reviewing and approving contracts in accordance with Chapter 25, D.C. Ords., the County Board shall adopt resolutions approving all contracts with non-county agencies for which a separate appropriation has been made except for those contracts whose scope of services remains the same as the previous year. No disbursement of funds shall be made to such non-county agencies until a contract has been adopted by the County Board and approved by the County Executive except as otherwise provided. Each Miscellaneous Appropriations contract is to be controlled separately. The Department of Administration has the responsibility to administer these contracts.
- The budgets for all departments having fourteen or more employees shall include a "Salary Savings" line that will be 2% of the budgeted "Salaries & Wages" account for that department.
- The Department of Administration shall provide written quarterly reports on personnel transactions to the Personnel & Finance Committee. Such report will include information desired by the Committee such as information on new hires and employee resignations and terminations; work force balance of affirmative action groups; costs of limited term employees and overtime; and reclassifications requested and authorized within the current year and annualized costs.
- Information Management hardware and software have been budgeted within individual departments. These funds have not been moved into the Information Management program. All expenditures for computer hardware and software must receive prior approval of the Technical Systems Manager.
- The Corporation Counsel may account and charge, where allowed by law, for all legal services provided to nonprofit agencies. Notice of this policy shall be provided to such agencies prior to the provision of services. The Corporation Counsel shall confer with the Public Protection & Judiciary Committee to formulate a policy for making such charges.
- The rate for limited term employee Staff Attorney positions in the Clerk of Courts shall be up to \$14.07 with the one position dedicated to Prisoner Litigation work subject to an additional incentive of \$2 per hour above those rates.
- The Human Services Department, Children, Youth & Family Services program includes a contract with Planned Parenthood that is subject to the following provision: "No funds shall be used for political or advocacy work".

- Expenditures and program activities for the Urban Land Use, Development and Education initiative shall be approved by the Better Urban In-fill Development (BUILD) Committee.
- The 2009 Budget includes a \$20,000 contribution to Thrive, the regional economic development enterprise for the eight County Madison region. This contribution helps to fund the Thrive work to increase the production and consumption of regionally produced food.
- Rather than being closed directly into the General Fund at the end of the year, Alliant Energy Center funds are to be closed into the General Fund, Reserve for Alliant Energy Center. This policy will enable the Alliant Energy Center to retain profits made in one year to assist in covering costs of future years.
- The 2010 budget contains savings from the Hiring Moratorium Program and a Leave Without Pay Initiative. The operations of these programs are more fully described in Appendix A.
- Any new positions that are authorized in the 2010 budget and are funded with general purpose revenue shall not begin until after March 31, 2010, except with authorization by the County Executive.
- All out of state conference and training requests will be subject to the approval of the County Executive or his/her designee.
- The Controller's Office may add standard "Personal Services" lines to department's budgets to properly account for Personal Services expenditures not specifically budgeted for. The new accounts added will not change the department's total appropriation.
- The Controller is authorized to make technical corrections to the Budgeted Position List, subject to the review and approval by the County Board Chair.

BE IT FINALLY RESOLVED that the Department of Administration is directed to prepare, in consultation with the Office of the County Board, appropriate narrative information explaining County Board budget related actions, and County Executive veto actions, if any, to be distributed in late 2009 or early 2010, following review and approval by the County Board Chair.

Submitted by Supervisors Hulseley and O'Loughlin, October 1, 2009. Fiscal and Policy Notes not required. Referred to PERSONNEL/FINANCE.

RES. 146, 09-10

2010 DANE COUNTY CAPITAL BUDGET APPROPRIATIONS RESOLUTION

The 2010 Capital Budget is a financial plan for the capital needs of the County and was developed in accordance with the Uniform Accounting Manual for Wisconsin Counties and the pronouncements of the Governmental Accounting Standards Board (GASB).

This resolution constitutes the 2010 Adopted Capital Budget, formulated in accordance with s. 65.90, Wis. Stats., and consists of several parts, as follows:

- TABLE 1: TAX LEVY COMPUTATION AND FUND BALANCE ANALYSIS
- TABLE 2: TAX LEVY HISTORY
- TABLE 3: 2010 APPROPRIATIONS FOR CAPITAL EXPENDITURES

- TABLE 4: CAPITAL EXPENDITURE HISTORY
- TABLE 5: CAPITAL BUDGET CARRY-FORWARDS
- TABLE 6: COUNTY INDEBTEDNESS

Together with the 2010 Adopted Operating Budget Appropriations Resolution, this document shall constitute the County budget as defined in s. 65.90, Wis. Stats.

NOW, THEREFORE, BE IT RESOLVED that in accordance with s. 65.90, Wis. Stats., the Dane County Board of Supervisors hereby appropriate for the 2010 fiscal year capital projects, the expenditure and revenue amounts shown for each capital project in the attached Table 3. Total amounts for each department are for informational purposes only. Expenditures in excess of the amounts appropriated or use of outside revenues, county general purpose revenues, or borrowing proceeds in excess of the amounts appropriated shall require County Board authorization in accordance with s. 65.90(5), Wis. Stats.

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors authorize carry-forward of expenditures and revenues from 2009 to 2010 as recommended in Table 5.

BE IT FURTHER RESOLVED that 2010 capital expenditures and revenues shall be subject to the following provisions and controls as well as all budget control policies listed in D.C. Ord. sec. 29.52:

1. Expenditures in excess of the amount appropriated for any capital project shall require either Personnel & Finance Committee approval or County Board approval, in accordance with s. 65.90(5), Wis. Stats.
2. No Capital Projects expenditures may be incurred prior to April 1 of each year without prior approval of the County Executive.

BE IT FINALLY RESOLVED that the Department of Administration is directed to prepare, in consultation with the Office of the County Board, appropriate narrative information explaining County Board budget related actions, and County Executive veto actions, if any, to be distributed in late 2009 or early 2010, following review and approval by the County Board Chair.

Submitted by Supervisors Hulseley and O'Loughlin, October 1, 2009. Fiscal and Policy Notes not required. Referred to PERSONNEL/FINANCE.

RES. 147, 09-10

SETTING THE 2009 TAX LEVY

The County Board of Supervisors may, according to law, levy certain taxes each year as follows:

<u>Tax Levy</u>	<u>Levied to</u>
State Tax	Entire County
County Taxes	
State Special Charges	Entire County
Bridge Aid	All Towns and the City of Monona
Highway	Entire County
County Library	All towns; the Villages of Blue Mounds, Brooklyn, Cottage Grove, Dane, Maple Bluff, Rockdale, Shorewood Hills; and the City of Fitchburg.
Board of Health	Entire County except the City of Madison

NOW, THEREFORE, BE IT RESOLVED that the State Taxes in conformity thereto, be levied in the amount of \$8,796,541.71 for State Forestation Tax on the taxable property of Dane County as provided in Section 70.58 of the Wisconsin Statutes.

BE IT FURTHER RESOLVED that County Taxes in conformity thereto:

1. \$93,400 be levied for County Bridge Aid on the taxable property of Dane County, exclusive of all villages and cities in the County which have never received County Bridge Aid except as otherwise provided in Sections 81.38 of the Wisconsin Statutes.
2. \$4,474,282 be levied for a County Library Tax on the taxable property of Dane County, exclusive of those towns, villages or cities which have filed a written application for exemption from a County Library Tax as provided in Section 43.64 of the Wisconsin Statutes.
3. \$4,891,358 be levied for a County Board of Health on the taxable property of Dane County exclusive of those towns, villages and cities having a full-time Health Department as provided in Section 140.09(11) of the Wisconsin Statutes.
4. Taxes be levied on the taxable property of Dane County as follows:
 - A. \$ -44,421 for State Special Charges
 - B. \$ 5,177,879 for Highway
 - C. \$114,083,721 County Taxes

Summary:

Gross County Taxes	\$ 169,964,228
Gross Tax Rate Per \$1,000	\$ 3.37
County Sales Tax Applied	\$ 40,143,843
Net Proposed County Property Taxes	\$ 129,820,385
State Aid – Exempt Computers	\$ 1,099,745
Net Required County Property Taxes	\$ 128,720,640
Net Tax Rate Per \$1,000	\$ 2.55

Submitted by Supervisors Hulseley and O’Loughlin, October 1, 2009. Fiscal and Policy Notes not required. Referred to PERSONNEL/FINANCE.

RES. 148, 09-10

RESOLUTION FOR SAFER BEACHES AND CLEANER LAKES

Safe beaches for swimming are a Clean Water Act goal and a priority for Dane County. Based on elevated bacteria levels from 2005 through 2007, the Wisconsin Department of Natural Resources included these 9 city beaches on the state’s impaired waters list for 2008.

<u>Lake</u>	<u>Beach Name</u>
LAKE MONONA	Bernies, Brittingham, Esther Park, Olbrich Park, Olin Park
LAKE MENDOTA	Marshall Park, James Madison Park, Spring Harbor
LAKE WINGRA	Vilas Park

The Yahara Capitol Lakes Environmental Assessment and Needs (CLEAN) agreement made improving beach health a priority. The Yahara CLEAN beaches team reviewed all the impaired beaches for treatment possibilities and determined that Bernie’s and Vilas Beaches have the most viable treatment options.

There are many sources of beach pollution including uncontrolled storm water runoff. To address this, Dane County has made 18 Urban Water Quality grants to address storm sewer outfalls. The City of Madison has also installed controls at approximately eight outfalls, three of which were partially funded by Dane County.

While these efforts all help improve the quality of the lakes and beaches, Dane County residents and communities would benefit from a more coordinated and aggressive approach to insure safer beaches.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors directs Public Health of Madison Dane County to continue working with the Dane County Land and Water Resource Department, the City of Madison Engineering Division and Parks Department, the Dane County Lakes and Watersheds Commission, the University of Wisconsin, and the Wisconsin Department of Natural Resources to examine the feasibility of implementing recommendations at each of the impaired beaches from the Yahara CLEAN final report, and prepare a Safer Beach Plan for each impaired beach to address water quality and minimize the number of impaired days. Four beach plans are due by July 1, 2010, and the remaining five beach plans are due by July 1, 2011. The beaches should be prioritized by number of people using them and ease of clean up.

BE IT FURTHER RESOLVED that Safer Beach Plans should consider the following practices for improving water quality; installing catchment devices at storm sewer outfalls near beaches, controlling parking lot runoff in areas with adequate space for bioretention systems, controlling geese and other natural sources of nutrients and pathogens, educating people about proper diaper usage and disposal and the problems associated with animal feeding, and other measures needed to make the beach safer more enjoyable for swimming. Additionally, the plans will include estimated costs and potential methods to pay for further analysis and possible cleanup costs for the nine impaired beaches.

BE IT FINALLY RESOLVED that the Safer Beach plans should be implemented as soon as possible pending available resources and funding.

Submitted by Supervisors Hulseay, Manning, Veldran, Solberg, Kostelic, Jensen, Erickson, Schmidt, Levin, Stoebig, Schlicht, DeSmidt, Wheeler, Miles, Ferrell, Willett, Hesselbein, Bayrd, Downing, Hampton, Duranczyk, Matano, McDonell, Rusk, and Bruskewitz, October 1, 2009.

Referred to HEALTH & HUMAN NEEDS, ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES, BOARD OF HEALTH and LAKES & WATERSHED.

RES. 149, 09-10

COMMAND AND GENERAL STAFF TRAINING FOR IMT'S – N337

The purpose of this resolution is to adjust revenue and expenditures for FY 2009.

Dane County Emergency Management applied for and was awarded a training grant for \$33,272.00 from the Wisconsin Office of Justice Assistance and will be used to conduct two sessions of Command and General Staff Training.

This course is designed to primarily train Local/Tribal Incident Management Teams (LT-IMT) members. However, any emergency practitioner who serves at the Command Staff level (Incident Commander, Public Information Officer, Safety Officer, Liaison Officer) or in the General Staff positions (Operations Section Chief, Planning Section Chief, Logistics Section Chief, Admin/Finance Section Chief) will benefit from this training.

This course is 40-hours in length, highly participatory with extensive interactive activities. The final day of training has course participants developing an Incident Action Plan (IAP) from start to finish as well as conducting operational period briefings. Participants will be putting to work all previous Incident Command System (ICS) training including the extensive use of ICS forms. Some past course participants have referred to this training as "ICS on steroids." Highly qualified and experienced instructors that have "real world ICS experience" will teach and facilitate the delivery of this training.

NOW, THEREFORE, BE IT RESOLVED that \$33,272.00 be set up as additional revenue in the Emergency Management, Hazardous Materials Planning Division Training Revenue Account and be credited to the General Fund.

BE IT FURTHER RESOLVED that \$33,272.00 is transferred from the General Fund to the following Emergency Management, Hazardous Material Planning Division Training Account.

Revenue Account	EMHAZMAT 81812
Expense Account	EMHAZMAT 31133

BE IT FINALLY RESOLVED that all unexpended funds and unrecognized revenues from this account be carried forward from the 2009 to the 2010 budget period.

Submitted by Supervisors Rusk, Bayrd, Hampton, Willett, Kostelic, Schlicht, and Hesselbein, October 1, 2009.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 150, 09-10

**AUTHORIZING THE ACCEPTANCE OF GRANT REIMBURSEMENTS
FOR NATURAL RESOURCE AREA – FALL 2009**

The Wisconsin Department of Natural Resources has awarded grants to Dane County for the acquisition of lands identified in the *Dane County Parks & Open Space Plan*. The grants are funded through a highly competitive application process through the Knowles-Nelson Stewardship Program. The grant awards cover lands previously acquired in the following areas:

- ❖ Door Creek Wetlands Natural Resource Area - \$28,000
- ❖ North Mendota Natural Resource Area - \$1,375,000
- ❖ Walking Iron Natural Resource Area - \$959,000

These funds total \$2,362,000, of which \$816,014 will be used to meet revenue expectations anticipated in the 2009 budget. The remaining \$1,545,989 in unanticipated revenue will be used to mitigate projected deficits in the 2009 budget.

The Department of Land & Water Resources thanks the Natural Heritage Land Trust (NHLT) for securing the grant dollars for the Walking Iron Natural Resource Area. The County could not have received these funds without NHLTs assistance. Accordingly, a service fee of \$3,000 was provided to NHLT.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors and the Dane County Executive hereby accept the grant funds for reimbursement of lands purchased for natural resource protection and recreation.

BE IT FURTHER RESOLVED that \$816,014 be deposited to account DEBTPRNC 81601 and that \$1,545,989 be deposited to GENCTY 81601.

BE IT FINALLY RESOLVED that the Conservation Fund Manager, County Executive and County Clerk are authorized to execute documents necessary to accept the funds.

Submitted by Supervisors Ripp and Kostelic, October 1, 2009.

Referred to PERSONNEL/FINANCE, ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and PARKS.

COMMUNICATIONS

Summons & Complaint Midrad, LLC v County and Town of Middleton- Other Injunction or Restraining Order. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from Emily Kreul against Parks for damage to vehicle caused by Park vehicle. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from Jessica L. Moore against Sheriff for damage to vehicle. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from Christopher C. Edwards against Jail for missing personal property. Referred to PUBLIC PROTECTION/JUDICIARY.

Edith B. Prenot v. Human Services civil summons and complaint personal injury auto. Referred to PUBLIC PROTECTION/JUDICIARY.

Kondaur Capital Corp. v. Andrew J. Lee Foreclosure of Mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from Janet M. Baedenstseiner against Public Works for damage to vehicle in construction area. Referred to PUBLIC PROTECTION/JUDICIARY.

Communication from Atty. Jeff Scott Olson re. Midrad LLC v County of Dane. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from Christopher Charles Edwards against Jail for missing personal property. Referred to PUBLIC PROTECTION/JUDICIARY.

Summons & Complaint M&I Marshall & Ilsley Bank vs. Kimberly Wilson for Foreclosure of Mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

Summons & Complaint Kondaur Capital Corp. vs. Rebecca Santos Foreclosure of Mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from Doug Anderson against Public Works for damage to vehicle caused by object falling from County vehicle. Referred to PUBLIC PROTECTION/JUDICIARY.

Trempealeau County Resolution RE: Opposition to S. 149 “ Weekend Voting Act” and “2009 Assembly Joint Resolution 2”. Referred to EXECUTIVE.

Outagamie County Resolution No. 56-2009-10 – Support legislation prohibiting a licensed lender from making or offering a motor vehicle title loan. Referred to EXECUTIVE.

Petitions for Zoning Reclassification. Referred by Clerk Ohlsen to ZONING & LAND REGULATION:

Petition 10114 – Town of Rutland – Kathy Hansen

10115 – Town of Vienna – Watzke Trust

10116 – Town of Cross Plains – Michael Coyle

10117 – Town of Blue Mounds – Andrew Davidson

10118 – Town of Blue Mounds – Reini Straubhaar

10119 – Town of Sun Prairie – Dennis Midthun

ORD. AMDT. 31, 09-10

**AMENDING CHAPTERS 45 & 46 OF THE DANE COUNTY CODE OF ORDINANCES,
REVISING FEES CHARGED FOR ENVIRONMENTAL HEALTH SERVICES**

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Subsection 45.51(1) is amended to read as follows:

45.51 FEE SCHEDULES. (1) The fee for a well siting permit shall be ~~\$79.00~~ 95.00.

ARTICLE 3. Section 46.23 is amended to read as follows:

46.23 FEES. (1) (a) The county fee for each inspection block required for the installation of a POWTS shall be ~~\$443~~ 172. Inspection blocks for POWTS will be assigned according to the following:

1. A POWTS system reconnection, septic tank or pump chamber only, a repair of an existing POWTS system, a process or activity intended to restore the absorptive capacity of the soil treatment or dispersal surface, or similar technologies, requires a 0.71 inspection block for the installation or process inspection.
2. A holding tank, a gravity fed or dosed below grade soil treatment POWTS system that does not include any other treatment or dispersal component, or similar technology, requires one inspection block for the system installation.
3. A POWTS system incorporating pressurized in-ground soil treatment, ~~a drip-line effluent dispersal component, or similar technology~~ the repair or reconstruction of an existing mound, requires 2 inspection blocks for the system installation. This subsection shall not apply to a drip line effluent dispersal component.
4. A single pass sand filter, recirculating sand filter, split bed sand filter or similar technology requires ~~3~~ 4 inspection blocks for the system installation.
5. A POWTS system incorporating a pressurized mound, any at-grade mound, a drip-line effluent dispersal component, or similar technology, requires 4 inspection blocks for the system installation.
6. A nonpressurized POWTS system incorporating chemical or mechanical treatment or disinfection component(s) with discharge into a soil treatment or soil dispersal component or similar technology requires 2 inspection blocks for the system installation.
7. A system component authorized in Ch. COMM 91, non-plumbing sanitation units (NPSU) or similar technology requires 1 inspection block for installation of the component.
8. A POWTS system that utilizes a technology that is added to the approved system list under s. COMM 83.61 after July 1, 2000 shall require the number of inspection blocks included as part of the approved system design, approved system package or the number of inspection blocks necessary to provide adequate assurance of proper installation as established in procedures approved by the Dane County Board of Health.
9. A POWTS system that incorporates a design for wastewater discharge less than 2,000 gallons per day shall qualify for a county fee equal to the sum of the permit review and processing fee plus the associated inspection block fee.
10. A POWTS system that incorporates a design for wastewater discharge between 2,001 and 12,000 gallons per day shall qualify for a county fee equal to the sum of the permit review fee plus the associated inspection block fee plus one additional inspection block fee for each 2,000 gallon per day increment in wastewater discharge.

(b) The county fee for the review and processing of a sanitary permit application shall be assigned according to the following:

1. The county fee for review and processing of a sanitary permit application for a POWTS system reconnection, septic tank/pump chamber only, repair of existing POWTS system, a holding tank, a gravity fed below grade soil treatment POWTS system that does not include any other treatment or dispersal component, a system component authorized in Ch. COMM 91, non-plumbing sanitation units, or other similar technologies or activities shall be \$402 122.
2. The county fee for review and processing of a sanitary permit application with a POWTS design incorporating a drip line effluent dispersal component, aerobic treatment unit, dosing apparatus not connected to a pressurized distribution network or similar technology shall be ~~\$149~~ 143.
3. The county fee for review and processing of a sanitary permit application with a POWTS design incorporating a pressurized distribution network shall be ~~\$137~~ 164.
4. The county fee for review and processing of a sanitary permit application with a POWTS design incorporating a component claiming nitrate reduction credit, chemical or mechanical sewage treatment credit, sewage discharge disinfection credit or any treatment component that will allow final discharge into soil that is not intended to be part of the final sewage treatment process shall be ~~\$214~~ 257.
5. The county fee for review and processing of a sanitary permit application with a POWTS design incorporating a technology that is added to the approved system list under s. COMM 83.61 after July 1, 2000, shall be ~~\$149~~ 143 in addition to the fee for the review and processing category closest to the POWTS design the technology is incorporated into.
- (2) Fees for the issuance or renewals of sanitary permits shall not be reduced below the sum specified by s. 145.19(2), Wis. Stats., or acts amendatory thereto.
- (3) There shall be a county fee of \$145 for the transfer of permits under section 46.08(5), when such transfers do not involve any site changes relating to the location of the private sewage system, and for the revision of a sanitary permit due to a change in plumber.
- (4) There shall be a county fee of ~~\$137~~ 164 for the preliminary on-site inspections of soils by the department as provided for in sections 46.10 and 46.45. Fees paid under this subsection shall not be used to reduce or offset the fee for the issuance of any permit under this chapter.
- (5) There shall be a county fee of ~~\$103~~ 172 for any private sewage system inspections or re-inspections which are either not included in the sanitary permit fee or are not specifically required by the plumbing code, or both.
- (6) There shall be a county fee of \$54 for a verification from the department's files of data relating to water and private sewage systems.
- (7) There shall be an additional county fee of \$145 for any inspection performed after normal work hours and at the request of any person for whom performed.
- (8) There shall be a county fee of \$107 for an on-site verification of a private sewage system when requested in connection with securing financing of the subject property.
- (9) ~~There shall be a~~ The county fee ~~of \$107~~ for the collection of a water sample for bacteriological analysis shall be \$107 plus the current analysis fee charged by the Department laboratory. to be performed by the state laboratory of hygiene.
- (10) ~~There shall be a~~ The county fee ~~of \$107~~ for the collection of a water sample for fluoride and nitrate chemical analysis shall be \$107 plus the current analysis fee charged by the Department laboratory. to be performed by the state laboratory of hygiene.
- (11) ~~There shall be a~~ The county fee ~~of \$214 when for~~ all services listed in subsections (8) through (10) above, of sec. 46.23 are requested to be performed at one time. when requested to be performed in one site visit, shall be \$214 plus the current analysis fee charged by the Department laboratory.
- (12) There shall be a county fee of \$26 for the performance of departmental duties required by sec. 46.11(5).
- (13) There shall be a county fee of \$159 for the application for a Wisconsin Fund grant from the department of commerce.
- (14) (a) There shall be a county fee of ~~\$95~~ 114 for the revision of a plan an issued sanitary permit that has been reviewed and approved by the division department as part of a sanitary permit application, ~~for which a sanitary permit has been issued.~~ The fee in sub. 46.23(3) shall apply when the revision is due to a change of plumber.

(b) There shall be a county fee of \$85 for the review of revisions to a previously approved plan that is submitted to the county pursuant to Wis. Admin. Code s. COMM 83.22(1)(c).

(15) The fee for the review of a holding tank plan shall be as follows:

<u>Holding tank capacity:</u>	<u>Fee</u>
0-5,000 gallons	\$ 80.00 <u>90.00</u>
5,001-10,000 gallons	\$ 120.00 <u>150.00</u>
more than 10,000 gallons	\$ 170.00 <u>225.00</u>

(16) (a) The fee for review and processing of a plan that is submitted to the county pursuant to Wis. Admin. Code sec. COMM 83.22(1)(c), shall be as follows:

<u>Design wastewater flow</u>	<u>Fee</u>
1,000 gpd or less	\$ 195.00 <u>250.00</u>
1,001-2,000 gpd	\$ 245.00 <u>325.00</u>
2,001-5,000 gpd	\$ 295.00 <u>400.00</u>
more than 5,000 gpd	\$320.00 plus 0.05/gpd

(b) There shall be a fee of \$80 per hour for review and processing of a plan to replace a septic tank, add effluent filters or other pretreatment devices, or otherwise alter an existing system that was approved under Wis. Admin. Code s. COMM 83.22(1)(c).

(17) The fee for the review and processing of an application for an annual septage landspreading permit shall be \$65.

ARTICLE 4. NON-CODE PROVISION. The amendments made by Articles 2 and 3 of this document shall first take effect on January 1, 2010 or the day after publication, whichever is later.

[EXPLANATION: This amendment revises some of the fees charged by the Health Department for Environmental Health services, effective January 1, 2010, or as soon thereafter as adopted.]

Submitted by Supervisor Kostelic, October 15, 2009.

Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

ORD. AMDT 32, 09-10

AMENDING CHAPTER 54 OF THE DANE COUNTY CODE OF ORDINANCES, REGARDING PARKING FEES AT THE ALLIANT ENERGY CENTER

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 54.21 is amended to read as follows:

54.21 PARKING REGULATIONS CONTINUED; IMPOSITION OF FEES. (1) There is hereby imposed a fee of ~~\$5.50~~ 6.00 for the entry of a motor vehicle onto Alliant Energy Center grounds.

(2) There is hereby imposed a fee of ~~\$46.50~~ 18.00 for the entry of a bus onto Alliant Energy Center grounds. This fee shall not apply to a bus which does not remain on Alliant Energy Center grounds after discharge of passengers or which enters Alliant Energy Center grounds for the sole purpose of picking up passengers; such buses are fee exempt.

(3) There is hereby imposed a fee of ~~\$5.00~~ 5.50 per day for an exhibitor's pass. An exhibitor's pass is a pass issued to a person who is presenting an exhibit at the Alliant Energy Center and shall entitle the holder thereof to bring his or her motor vehicle onto the grounds of the Alliant Energy Center. When authorized by the Alliant

Energy Center executive director, an exhibitor's pass may also be issued to a non-exhibitor for the purpose of allowing the holder admission on the dates specified on the pass.

ARTICLE 3. NON-CODE PROVISION. The effective date of this amendment shall be July 1, 2010 or the day after publication of the adopted amendment, whichever is later.

[EXPLANATION: This amendment increases parking fees at the Alliant Energy Center to take effect on July 1, 2010 or the day after publication of the adopted amendment, whichever is later.]

Submitted by Supervisors Opitz and Schmidt, October 15, 2009.

Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

ORD. AMDT. 33, 09-10

**AMENDING CHAPTER 62 OF THE DANE COUNTY CODE OF ORDINANCES,
IMPOSING A COUNTY VEHICLE REGISTRATION FEE**

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 62.20 is created to read as follows:

62.20 VEHICLE REGISTRATION FEE. (1) Pursuant to section 341.35, Wis. Stats., 2007-2008, and acts amendatory thereto, an annual vehicle registration fee of \$15.00 is imposed on all motor vehicles registered in the State of Wisconsin which are customarily kept in Dane County, unless exempted by section 341.35(2), Wis. Stats. (2) The fees established by this section shall be paid to the Wisconsin Department of Transportation, pursuant to section 341.35(5), Wis. Stats. (3) Revenue generated by the fee established by this section shall be used only for transportation related purposes.

ARTICLE 3. NON-CODE PROVISION. Upon adoption, notification of enactment shall be provided to the Wisconsin Department of Transportation as required by Wis. Admin. Code s. TRANS 126.02(4). This amendment shall become effective on the first day of the month following compliance with said notification requirement *[clerk to insert date]*.

ARTICLE 4. NON-CODE PROVISION. This amendment shall automatically expire 24 months from the effective date unless renewed by subsequent amendment by the Board of Supervisors.

[EXPLANATION: This amendment establishes a vehicle registration fee effective on all motor vehicles registered in Wisconsin which are customarily kept in Dane County. WISDOT regulations require notification of imposition of this fee at least 90 days before it becomes effective.]

Submitted by Supervisors Richmond, Vedder, Hendrick and Bayrd, October 15, 2009.

Referred to EXECUTIVE, PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

ORD. AMDT. 34, 09-10

AMENDING CHAPTER 62 OF THE DANE COUNTY CODE OF ORDINANCES,

REGARDING FEES CHARGED BY THE SHERIFF FOR SEIZURE OF PROPERTY OR EVICTIONS

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 62.56 is amended to read as follows:

62.56 SERVICE OF PROCESS FEES. (1) The sheriff shall collect, for each defendant or person served or attempted to be served, a fee of \$40.00 for each service or attempted service of a summons or any other process for commencement of an action, a writ, an order of injunction, a subpoena or any other order. If there is more than one defendant or person at a given address, the sheriff shall collect a fee of \$40.00 for each additional defendant or person served or attempted to be served.

(2) The sheriff shall collect a fee of \$40.00 for each service or attempted service of an execution on a judgment demanding payment thereof or other writ not provided for.

(3) For serving any writ or other process, the sheriff shall collect a fee per hour equal to the actual cost to the County for wages and benefits for a Deputy Sheriff III, Step 4, for each deputy assigned to inventory the property when seizing property on attachment, replevin, execution or evicting on a writ of restitution or writ of assistance, plus all necessary expenses incurred thereby.

(34) For travel in serving any summons, writ or other process, including criminal process, the sheriff shall collect a fee at the current Internal Revenue Service rate for deductible costs for operation of an automobile for each mile actually and necessarily traveled.

[EXPLANATION: This amendment authorizes the Sheriff to charge a fee equal to the actual cost to the County when executing on a writ of restitution or writ of assistance.]

Submitted by Supervisors Rusk, Hampton and Willett, October 15, 2009.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

ORD. AMDT. 35, 09-10

**AMENDING CHAPTER 82 OF THE DANE COUNTY CODE OF ORDINANCES,
INCORPORATING THE TOWN OF BLACK EARTH COMPREHENSIVE
PLAN INTO THE DANE COUNTY COMPREHENSIVE PLAN**

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 82.55(3) is amended to read as follows:

82.55 INCORPORATION OF TOWN PLANS. The following town plans are incorporated into the Dane County Comprehensive Plan:

(3) Town of Black Earth Land Use Plan Comprehensive Plan, including all amendments adopted by the county board of supervisors as ~~part of the Dane County Farmland Preservation Plan as of October 5, 2006~~ *[county clerk to insert effective date of amendment]*.

[EXPLANATION: This amendment adopts recent changes to the Town of Black Earth Comprehensive Plan and incorporates them into the Dane County Comprehensive Plan.]

Submitted by Supervisor Schlicht, October 15, 2009. Fiscal and Policy Notes not required.

Referred to ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and ZONING & LAND REGULATION.

ORD. AMDT. 36, 09-10

**AMENDING CHAPTER 82 OF THE DANE COUNTY CODE OF ORDINANCES,
INCORPORATING THE TOWN OF DEERFIELD COMPREHENSIVE
PLAN INTO THE DANE COUNTY COMPREHENSIVE PLAN**

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 82.55(12) is amended to read as follows:

82.55 INCORPORATION OF TOWN PLANS. The following town plans are incorporated into the Dane County Comprehensive Plan:

(12) Town of Deerfield Comprehensive Plan, including all amendments adopted by the county board of supervisors as ~~part of the Dane County Farmland Preservation Plan as of December 20, 2007~~ [county clerk to insert effective date of amendment].

[EXPLANATION: This amendment adopts recent changes to the Town of Deerfield Comprehensive Plan and incorporates them into the Dane County Comprehensive Plan.]

Submitted by Supervisor Salov, October 15, 2009. Fiscal and Policy Notes not required.

Referred to ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and ZONING & LAND REGULATION.

ORD. AMDT. 37, 09-10

**AMENDING CHAPTER 67 OF THE DANE COUNTY CODE OF ORDINANCES,
AIRPORT TERMINAL RENT AND LANDING FEES**

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Subsections 67.26(3) and (5) are amended to read as follows:

67.26 LANDING FEES AND SPACE RENTAL.

(3) A non-signatory commercial air carrier leasing exclusive use terminal space at the Airport shall pay an annual base rent of ~~\$32.12~~ \$33.09 per square foot, payable in advance in equal monthly installments.

(5) A non-signatory commercial air carrier shall pay the following fees for aircraft landing at the Airport, including transitional landings:

(a) For landing an aircraft with a Federal Aviation Administration Maximum Certified Gross Landing Weight (GLW) of less than 12,500 pounds: ~~\$28.75~~ \$33.63.

(b) For landing an aircraft with a GLW equal to or greater than 12,500 pounds but less than 30,000 pounds: ~~\$69.00~~ \$80.70.

(c) For landing an aircraft with a GLW equal to or greater than 30,000 pounds but less than 70,000 pounds: ~~\$161.00~~ 188.30.

(d) For landing an aircraft with a GLW equal to or greater than 70,000 pounds: ~~\$2.30~~ 2.69 per 1,000 pounds of GLW.

ARTICLE 3. NON-CODE PROVISION. The amendments made by Article 2 above are to be effective January 1, 2010, or the day after publication, whichever comes later.

[EXPLANATION: This amendment updates the Airport's terminal space rental rates and landing fee schedule for commercial air carriers effective January 1, 2010.]

Submitted by Supervisors Opitz, Schmidt, Veldran, Hendrick, Rusk and Gau, October 15, 2009.
Referred to PERSONNEL/FINANCE, PUBLIC WORKS & TRANSPORTATION and AIRPORT.

ORD. AMDT. 38, 09-10

AMENDING CHAPTER 46 OF THE DANE COUNTY CODE OF ORDINANCES, REGARDING COLLECTION OF FEES FOR PRIVATE SEWAGE SYSTEM MAINTENANCE PROGRAM

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 46.11(5)1. is amended to read as follows:

46.11 INSPECTIONS. (5) 1. The ~~division~~ department shall place all septic tanks on a ~~three-year periodic~~ maintenance program. ~~All private sewage systems including aerobic treatment units or other technology intended to treat wastewater shall be placed on an~~ three-year inspection program cycle appropriate to the component per Ch. COMM 83.54(4), Wisconsin Administrative Code. Pumping reports for holding tanks shall be submitted semi-annually per s. 46.06(5)(b). All other private sewage systems shall be placed on a three-year inspection program in conformance with WIS. ADMIN. CODE s. COMM 83.54(4). Notices of the maintenance due shall be sent by the department to the system owner at least 30 days prior to ~~every triennial anniversary of the due date, (a) of completion of the private sewage system, or (b) for systems in place prior to January 1, 1980, the randomly selected initial inspection date.~~ All such owners, or their successors or assigns, shall demonstrate compliance with this chapter by returning report forms prepared by the ~~division~~ department, or certifications approved by the ~~division~~ department, prior to the due date identified in the notice, duly signed by a person authorized in s. 145.245(3), Wis. Stats., or Ch. COMM 5, Wis. Admin. Code., ~~along with the fee required by sec. 46.23(12).~~

ARTICLE 3. Section 46.23(12) is amended to read as follows:

46.23 FEES. (12) ~~There shall be a county fee of \$26 for the performance of departmental duties required by sec. 46.11(5).~~ Each owner of a private sewage system shall annually be charged a fee of \$8.67 for administration of the inspection programs required by s. 46.11(5). Such fee is authorized by WIS STAT. s. 145.20(4) and will be collected in the same manner that municipalities may make property assessments pursuant to WIS STAT s. 66.0703.

ARTICLE 4. Section 46.40 is rescinded.

~~46.40 GROUNDWATER PROTECTION FUND. (1) Ten dollars from each fee collected under s. 46.23(12) shall be placed in a segregated account titled Groundwater Protection Fund.~~

~~(2) The department is authorized to disburse grants from the fund to persons who replace their failing private sewage systems, subject to the following conditions:~~

- ~~(a) The structure served by the sewage system must be an owner-occupied 1 or 2 family residence;~~
- ~~(b) The grantee must be ineligible for a grant from the State of Wisconsin under s. 145.245, Wis. Stats., unless the amount of the state grant is less than \$750, in which case the grantee may apply for a grant under this section to bring the total of the combined state and county grant to \$750;~~
- ~~(c) Grants shall be limited to a maximum of \$750.00 each with grants awarded to eligible applicants in the order received, provided that any application that cannot be fully funded in the year submitted will be placed on a priority list for funding consideration in the next or succeeding funding cycles;~~
- ~~(d) The owner of the system voluntarily agrees to replacement of the system. A person is ineligible for a grant if the department has referred the failing system to the corporation counsel for legal action due to refusal or neglect on the part of the system owner to voluntarily make the correction;~~
- ~~(e) The grantee has not previously received a grant for the same residence; and~~
- ~~(f) Applications for reimbursement of system replacement costs to Dane County must include evidence of property ownership, evidence of the premises being the primary residence of the owner and evidence that the replacement system has been paid for.~~

~~(3) For purposes of this section, grantee includes all eligible owners of the system.~~

~~(4) The program will operate on a funding cycle which begins January 1 and ends December 31 of the succeeding year. Eligibility for funding is determined as of the calendar year in which the replacement system is approved by the department. The grant application must be made in the same or succeeding calendar year in which the determination of failure is made.~~

ARTICLE 5. Section 46.42 is rescinded.

~~**46.42 WELL ABANDONMENT GRANT PROGRAM.** (1) In this section, (a) Abandonment costs include materials and labor involved in the abandonment of a malfunctioning well.~~

~~(b) Eligible owner means the owner of a property served by a well that has been determined to be a malfunctioning well.~~

~~(c) Formal enforcement action is commenced with the earlier of issuance of a citation or a written referral to the corporation counsel.~~

~~(d) Malfunctioning well means a private well which is the subject of a written determination by a county sanitarian that the well does not meet the minimum standards of the applicable State of Wisconsin regulations. The term also includes an unused, unsafe or non-complying well.~~

~~(e) Properly abandoned means the act of permanently sealing off or removing a well when performed by a licensed well driller, pump installer or other person with demonstrated knowledge of abandonment requirements and proficiency in performing well abandonments. Persons other than licensed individuals must be approved in advance in writing by the division. All well closures and removals must be performed in accordance with applicable State of Wisconsin regulations.~~

~~(2) There is hereby created a program to provide financial assistance to eligible owners for the proper abandonment of malfunctioning wells.~~

~~(3) Eligible owners will receive 75% of the abandonment costs up to a maximum of \$350.00.~~

~~(a) A grant will not be made if formal enforcement action has been commenced against an otherwise eligible owner.~~

~~(4) Owners of malfunctioning or unused wells that are eligible for reimbursement through the Dane County Land Conservation Office are not eligible for grants under this section.~~

~~(5) Owners of wells located in the city of Madison are not eligible for this program.~~

~~(6) Applicants for grants under this section must submit evidence of compliance with the following eligibility criteria:~~

~~(a) A copy of the property ownership document as recorded at the Dane County Register of Deeds Office;~~

~~(b) A copy of the invoice marked "paid in full" from the individual that performed the abandonment work; and~~

~~(c) A copy of the properly completed well abandonment report in compliance with Wisconsin Administrative Code chapter NR 812.~~

~~(7) Grants shall be awarded to eligible applicants in the order received, provided that any application that cannot be fully funded in the year submitted will be placed on a priority list for funding consideration in the next of succeeding funding cycles.~~

ARTICLE 6. NON-CODE PROVISION. The amendments made herein shall first take effect on January 1, 2010, or the day after publication, whichever comes later.

[EXPLANATION: This amendment revises the method of collecting fees associated with private sewage system inspections and provides for collecting fees as a special assessment on tax bills. It also abolishes the Groundwater Protection Fund and the Well Abandonment Grant Program, all to take effect January 1, 2010.]

Submitted by Supervisor Kostelic, October 15, 2009.

Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

RES. 152, 09-10

AUTHORIZING DANE COUNTY MEMBERSHIP IN THE DANE COUNTY REGIONAL TRANSIT AUTHORITY

The Wisconsin Legislature passed 2009 Assembly Bill 75, the 2009-2010 state budget, which was signed by Governor James Doyle with amendatory vetoes as 2009 Wisconsin Act 28. The budget bill provides authority for Dane County to create a regional transit authority.

According to the statutory language, the Dane County regional transit authority, a public body corporate and politic and a separate governmental entity, is created if the Dane County Board of Supervisors adopts a resolution authorizing the county to become a member of the authority. If Dane County adopts such a resolution, any municipality located in whole or in part within the Madison metropolitan planning area on January 1, 2003, shall be a member of the authority. Any municipality located in whole or in part within Dane County that is not located in whole or in part within the Madison metropolitan planning area on January 1, 2003, may join the authority if the governing body of the municipality adopts a resolution to join the authority and the board of directors of the authority approves the municipality's joinder.

The jurisdictional area of the Dane County regional transit authority is the geographic area formed by the Madison metropolitan planning area, as defined in 23 USC 134(b)(1), combined with the territorial boundaries of any other municipalities that join the authority, as authorized by WIS STAT. §66.1039(2)(b)3. The Madison metropolitan planning area is more commonly known as the Madison Area Transportation Planning Board, the federally designated Metropolitan Planning Organization (MPO) for the Madison Urban Area. The following municipalities are within the boundaries of the proposed RTA: Cities of Madison, Middleton, Monona, Stoughton, Sun Prairie, Verona, Fitchburg; the Villages of Cottage Grove, Maple Bluff, McFarland, Shorewood Hills, and Waunakee; and the Towns of Blooming Grove, Burke, Madison, Middleton, Bristol, Cottage Grove, Dunkirk, Dunn, Pleasant Springs, Rutland, Springfield, Sun Prairie, Verona, Westport, and Windsor.

The governance and powers of the RTA as established by the Legislature are set forth in WIS STAT. § 66.1039(3) & (4). The powers and duties of the RTA are vested in its Board of Directors. Directors shall be appointed for 4-year terms. A majority of the board of directors' full authorized membership constitutes a quorum for the purpose of conducting the authority's business and exercising its powers. Action may be taken by the board of directors upon a vote of a majority of the directors present and voting, unless the bylaws of the authority require a larger number.

The Board of Directors of the Dane County RTA consists of the following members:

1. Two members from the Madison metropolitan planning area, appointed by the county executive and approved by the county board.
2. Two members appointed by the mayor of the city of Madison and approved by the common council.
3. One member appointed by the governor.
4. One member from each city, other than the city of Madison, with a population of more than 15,000 located in Dane County, appointed by the mayor of each such city and approved by the common council.
5. One member from a village within the jurisdictional area of the authority, or from a city within the jurisdictional area of the authority other than a city from which a member is appointed under 2 or 4 above, appointed by the Dane County Cities and Villages Association. A member appointed under this subdivision may not serve more than one consecutive term. Board membership under this subdivision shall follow a rotating order of succession and every village or city eligible to have a member appointed from that village or city shall have a member appointed before any village or city has opportunity to have another member appointed under this subdivision.

In addition to a range of specific powers and duties to enable the RTA to carry out its primary mission – establish, maintain, and operate a comprehensive unified local transportation system primarily for the transportation of persons – the statutes also authorize the RTA to impose a sales tax in the authority’s jurisdictional area, by adoption of a resolution by the Board of Directors.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors hereby authorizes Dane County to become a member of the Dane County Regional Transit Authority, thereby creating the Dane County Regional Transit Authority pursuant to s.66.1039(2)(b) of the Wisconsin Statutes; and

BE IT FURTHER RESOLVED that, by adoption of this resolution and creation of the Dane County Regional Transit Authority, all municipalities within the Madison metropolitan planning area except those exempted by statute, are hereby members of the regional transit authority; and

BE IT FURTHER RESOLVED that appointing authorities are authorized to make appointments as soon as possible to the Board of Directors of the Dane County Regional Transit Authority; and

BE IT FURTHER RESOLVED that, after organizing and adopting by-laws, the RTA board shall develop a transit plan in the areas under its jurisdiction, building on existing transit plans for the area and shall consult with the State Department of Transportation on issues related to transit in developing the plan; and

BE IT FURTHER RESOLVED that the RTA develop language for a referendum to be placed on the ballot in the areas within its jurisdiction to seek voter approval for the imposition of a sales tax to support transit, to be scheduled at a regular election in the RTA area; and

BE IT FINALLY RESOLVED that copies of this resolution be transmitted to the Governor’s Office, and to each municipality within Dane County.

Submitted by Supervisors McDonnell, Opitz, Manning, Levin, Hesselbein, Bayrd, Richmond, Matano, Erickson, Stoebig, Stubbs, Hulsey, Schmidt, Vedder, Miles and Veldran, October 15, 2009.

Referred to PERSONNEL/FINANCE and PUBLIC WORKS/TRANSPORTATION.

RES. 153, 09-10

AMENDING THE TOWN OF BLACK EARTH OF DANE COUNTY FARMLAND PRESERVATION PLAN

On [insert date], the County Board adopted the *Town of Black Earth Comprehensive Plan* as a component of the *Dane County Comprehensive Plan*. Portions of that plan, and the Future Land Use map (Map 11.3), represent the town's Agricultural Preservation Area policies and are proposed by the town to maintain eligibility for farmland preservation tax credits under Chapter 91 of the Wisconsin Statutes.

Dane County has adopted a farmland preservation plan under the authority of Chapter 91 of the Wisconsin Statutes. The *Dane County Farmland Preservation Plan* includes town plans as central components. Therefore, amendments to town plans must be adopted by the County Board of Supervisors to also be considered amendments to the *Farmland Preservation Plan*.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors adopts the *Town of Black Earth Comprehensive Plan* as an amendment to the *Dane County Farmland Preservation Plan*.

Submitted by Supervisor Schlicht, October 15, 2009.

Referred to ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and ZONING & LAND REGULATION.

RES. 154, 09-10

**APPROVING A THREE-YEAR LEASE FOR THE
FINANCIAL EDUCATION CENTER AT THE VILLAGER CENTER**

The UW-Extension Dane County Financial Education Center (FEC) was established in 2005 to increase the financial literacy skills of residents in Dane County thereby empowering them to achieve financial security. The FEC has become a "one-stop-shop" community resource offering integrated financial education classes, individual coaching, and referrals to other community programs and services. Each year, approximately 1,500 participants receive financial education through the FEC through multi-session courses, seminars, workshops with partnering organizations, and one-on-one coaching. In addition, the UW-Extension Dane County Financial Education Center provides leadership to the Volunteer Income Tax Assistance Partnership Project in South Madison. The project provides free tax preparation for low-wage workers, seniors, and those with disabilities. Each year, approximately 5,000 tax returns are processed at this site yielding over \$4,500,000 in refunds to taxpayers of which \$1,500,000 is generated by the Earned Income Tax Credit. A lease for the FEC has been in place at the Villager Center since its inception in 2005.

A new lease in reduced space was negotiated with the Community Development Authority of the City of Madison for an additional three year term. Funding to support the Financial Education Center comes from revenue generated from key programs and periodic grants. There are adequate committed grants and projected revenue to support the negotiated lease for 2010. The lease provides for an initial rate of \$9,595.80 per year to rent a 655 square foot space, with an annual 3.5% escalator on the base starting the second year of the lease. The lease includes an option to renew for one additional three-year term at the same conditions. The lease is subject to future revenue generation and grant funding and may be terminated if funding is not forthcoming.

NOW, THEREFORE, BE IT RESOLVED that UW-Extension Dane County Financial Education Center enter into a lease agreement, as described above, with the Community Development Authority of the City of Madison for a term of three years with a three-year option, and

BE IT FURTHER RESOLVED that the Dane County Clerk and the County Executive are hereby authorized to execute this lease on behalf of Dane County.

Submitted by Supervisors Stoebig, Hesselbein, Jensen and Veldran, October 15, 2009.

Referred to PERSONNEL/FINANCE, PUBLIC WORKS & TRANSPORTATION, ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES, and UW EXTENSION.

RES. 155, 09-10

TRANSFER BETWEEN INFORMATION TECHNOLOGY (IT) FUNDS
HUMAN SERVICES ADMINISTRATION AND BADGER PRAIRIE ADMINISTRATION

The Department of Human Services provides Information Services (IS) oversight for the entire department, including Badger Prairie Health Care Center (BPHCC). That oversight includes making recommendations for IT purchases which are paid for with funds provided for in Human Services Administration's budget lines. Because BPHCC budget authority is in a different fund than Human Services Administration, the purchase of IT equipment must be made from that fund. Since BPHCC's budget did not have funds to pay for the IT purchases, Human Services Administration must transfer funds to cover the IT purchases. All fund transfers between funds require county board approval via a resolution. The IT purchases include CareTracker software, video conferencing equipment and IT equipment for audio visual usage.

CareTracker's combination of software and touch screen wall-mounted computer devices will make it easier for nurse aides and other staff members to accurately document resident care and observations, expanding on our electronic medical record system. It is designed to supplement our current Keane NetSolutions (KNS) system and combining both systems will eliminate undercoding by encouraging staff to document all assistance given (ADLs), signs of depression, and behaviors. Those items significantly contribute to the level of reimbursement Badger Prairie receives from Medicare and Medicaid; capturing additional services will potentially increase the revenue received. Badger Prairie began transitioning to an electronic medical record a year ago and the purchase of CareTracker will allow us to replace the cumbersome manual forms and data gathering processes currently in place for collecting information from the direct caregivers on the floor, with one that is automated and easy to use.

In addition, BPHCC would be required to train staff on the CareTracker software. The IT equipment in the conference rooms would be used to provide both initial and ongoing training. BPHCC's future train (sic)

NOW, THEREFORE, BE IT RESOLVED the following IT funds be transferred from the Humans (sic) to Administration to BPHCC Administration to pay for the very badly needed IT equipment.

HSADMIN	ABDAAA	DATA PROCESSING SERVICES	\$19,350
HSADMIN	ABHUAA	HUMAN SERVICES CONTRACT PROGRAM	\$80,500
BPHCADM	20810	DATA PROCESSING SERVICES	\$99,850

Submitted by Supervisors Stubbs, Vedder, Bruskevitz and Levin, October 15, 2009.

Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

RES. 156, 09-10

APPROVING LEIDIG AGRICULTURAL LEASE ON PUBLIC WORKS LANDS IN COTTAGE GROVE

In June 1994 Dane County acquired approximately seventy-seven acres of land in Section 33 of the Town of Cottage Grove for the extraction of clay for the Rodefild landfill. Clay was mined from approximately half of the property.

In 2003 the portion of the land that had been mined for clay and restored for agricultural use was sold as surplus leaving a 35-acre cropland parcel. Two bids were received for this parcel in the latest offering of county cropland.

The winning bidder is Tim Leidig at \$214 per acre per year. The lease is for a three-year term subject to the earlier need to mine the clay for the landfill. Anticipated revenue for the use of the cropland in 2010 is \$7,490.

NOW, THEREFORE, BE IT RESOLVED that the County of Dane enter into a three-year lease for cropland in the Town of Cottage Grove with Tim Leidig, and

BE IT FURTHER RESOLVED that the Dane County Clerk and the County Executive are hereby authorized to execute this lease on behalf of Dane County.

Submitted by Supervisors Wiganowsky, Opitz, Schmidt and Veldran, October 15, 2009.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 157, 09-10

SALE OF NAME OF EXHIBITION HALL AT ALLIANT ENERGY CENTER OF DANE COUNTY

The Alliant Energy Center of Dane County has operated without a tax subsidy for its operations, since 1990. The General Fund is paying approximately 55% of the debt service on the construction of Exhibition Hall. The remainder of the debt service is paid by AEC operations, the State of WI and private firms. Funds from the sale of the name of Exhibition Hall are a critical component of increased future Center revenue in order for the Center to keep its operations off of the tax rolls.

A number of agents have attempted to sell the name of Exhibition Hall since 1997. Michael Moskoff Consulting has agreed to accept the terms of prior marketing agreements for this project, which include: one-year term, two six-month County options, non-exclusive, no payments unless the County Board and County Executive approve terms of the agreement with the naming company or individual, Michael Moskoff Consulting only may contact firms approved by the AEC, and a graduated commission schedule that averages 7.5% for securing a \$3 million naming agreement.

NOW THEREFORE BE IT RESOLVED, that the agreement with Michael Moskoff Consulting, 2818 Lakeland Ave, Madison, WI 53704 for a one-year agreement from November 15, 2009 to November 14, 2010 is hereby approved.

BE IT FINALLY RESOLVED, that the County Executive and County Clerk are authorized to sign the approved agreement.

Submitted by Supervisors Opitz, Schmidt, Veldran and Wiganowsky, October 15, 2009.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 158, 09-10

AUTHORIZING ADDENDUM OF AGREEMENT #2 WITH STRANG, INC. FOR JOB CENTER REMODEL

The Dane County Public Works, Highway & Transportation Department awarded an Agreement to Strang, Inc. (Sub. 1 to Res. 86, 2007-08) for professional architectural and engineering design services for the Dane County Job Center Remodel, RFP 107104.

Addendum of Agreement #1 extended the term thru December 30, 2009 and modified the scope of work. An Addendum of Agreement #2 is needed to extend the term for substantial completion by November 1, 2010 and modify the scope of contracted work to include the design of the DVR area for an additional cost of \$12,900.00.

The Public Works staff finds the amount to be reasonable and recommends an Addendum of Agreement be approved.

NOW, THEREFORE, BE IT RESOLVED that an Addendum of Agreement #2 with Strang, Inc. be authorized in the amount of \$12,900.00; and

BE IT FURTHER RESOLVED that the County Executive and the County Clerk be authorized and directed to sign the Addendum; and

BE IT FURTHER RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Addendum of Agreement; and

Submitted by Supervisors Opitz, Schmidt, Veldran and Wiganowsky, October 15, 2009.

Referred to HEALTH & HUMAN NEEDS, PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 159, 09-10

AUTHORIZING A CONTRACT BETWEEN DANE COUNTY AND INMATE CALLING SOLUTIONS, LLC, FOR DANE COUNTY JAIL INMATE TELEPHONE SERVICES

WHEREAS, Dane County and its Sheriff are responsible for the keeping of the Dane County Jail and caring for the inmates therein, including the provision of access to telephone services, and,

WHEREAS, the existing contract for jail inmate telephone services expires on October 31, 2009, and,

WHEREAS, Dane County engaged in a competitive bidding process for a vendor to provide jail telephone services to inmates in the Dane County Jail, to begin on November 1, 2009, and,

WHEREAS, Inmate Calling Solutions, LLC, d.b.a. IC Solutions of San Jose, CA was the successful bidder in the aforementioned competitive bid process,

NOW, THEREFORE, BE IT RESOLVED, that a contract be awarded to IC Solutions of San Jose, CA for jail telephone services commencing on November 1, 2009 and continuing for three (3) years with extensions for an additional two (2) years.

NOW, BE IT FINALLY RESOLVED, that the Dane County Executive and the Dane County Clerk are authorized to execute the necessary documents for the contract.

Submitted by Supervisors Rusk and Bayrd, October 15, 2009.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 160, 09-10

AUTHORIZING AN AGREEMENT TO ACCEPT THE HIGHWAY SAFETY GRANT FUNDS FOR A COMMUNITY TRAFFIC SAFETY PROJECT "ALCOHOL ENFORCEMENT PROJECT 2010"

The Department of Transportation, Bureau of Transportation Safety, State of Wisconsin, is making funds available for participation in the 2009/10 Alcohol Enforcement Project. The goal of the federally funded enforcement project is to decrease the number of alcohol and drug-related crashes and to decrease the number of persons killed in these crashes.

NOW, THEREFORE, BE IT RESOLVED that the Sheriff's Office is hereby authorized to accept \$30,000 from the Department of Transportation, Bureau of Transportation Safety, for the Alcohol Enforcement Project and to purchase educational equipment to educate persons on the dangers of drinking and driving.

BE IT FURTHER RESOLVED that \$30,000 be set up as additional revenue in the Sheriff, Field Services, Community Safety Project revenue account (SHRFFLD 80708) and to be credited to the General Fund.

BE IT FURTHER RESOLVED that \$30,000 be transferred from the General Fund to the following accounts:

Field Services Division:

Overtime-Saturation/Blnkt Patrol – (SHRFFLD-10053)	\$21,670
Social Security (SHRFFLD-10108)	\$1,700
Retirement Fund (SHRFFLD-10099)	\$5,000
Workers Compensation (SHRFFLD-10189)	\$700
Sub-Total	\$29,070
Vehicles & Equipment (SHRFFLD-48935)	\$930
<u>Grand Total</u>	<u>\$30,000</u>

BE IT FINALLY RESOLVED that any funds authorized in this resolution that are not expended or received as of December 31, 2009, be carried forward until fully realized.

Submitted by Supervisors Rusk, Bayrd, Hampton and Willett, October 15, 2009.
Referred to PERSONNEL/FINANCE, PUBLIC PROTECTION & JUDICIARY and PUBLIC WORKS & TRANSPORTATION.

RES. 161, 09-10

COUNTY EXECUTIVE APPOINTMENTS

The County Executive has appointed the following persons to the designated commissions, committees and boards. These appointments require confirmation by the County Board.

NOW, THEREFORE, BE IT RESOLVED that the appointments set forth below are confirmed.

Airport Commission

Perry Armstrong, 8834 Offerdahl Road, Mount Horeb 53572 (437-2728-H, 271-2020-W), to be reappointed. This term will expire 6/30/12.

Donald A. Esposito, Jr., 1180 Carriage Drive, Sun Prairie 53590 (226-3140-H, 837-1098-H), to fill the expired seat of Diane Everson. Mr. Esposito is Vice President of Land Acquisition & Development/Executive Vice President of Veridian Homes, LLC/Midland Builders, Inc. Prior to that he was Division President for Homewood Corporation in Columbus, Ohio; Director of Development for Matzel & Mumford, Hazlet, New Jersey; Operations Director for K. Hovnanian Companies, Red Bank, New Jersey; and Vice President-Marketing for Amega Corporation, Houston, Texas. These are all residential home building and commercial development companies. He has served as Treasurer, Secretary, President-Elect, President, and Past President of the Madison Area Builders Association. He has served as Treasurer, Secretary, and is on the Board of Directors for the Wisconsin Builders Association. Mr. Esposito is a Board Member of the Green Tier Clear Water Initiative, and a past member of the Dane County Stormwater Infiltration Task Force, a 2009 winner of the Dane County Waters Champion award, a past member of the City of Madison Committee on Environment and the Sun Prairie Economic Development Commission. This term will expire 6/30/12.

Alliant Energy Center Commission

Mary Strickland, 307 Glen Thistle Court, Madison 53705 (233-0586-H, 283-2344-W), to be reappointed. This term will expire 9/1/11.

Board of Health for Madison and Dane County

Supervisor Denise Duranczyk, 324 N. Sherman St., Stoughton 53589 (873-2292-H), to fill the seat of a supervisor outside the City of Madison, replacing former Supervisor Donna Vogel. This term will expire 4/20/10.

Civil Service Commission

Robert A. Selk, 2642 Park Place, Madison 53705 (233-5217-H), to fill the expired term of Eunice Gibson. Mr. Selk is retired from the Wisconsin Department of Justice, having worked there since 1982 as a Prosecutor in the Environmental Protection Unit, the Administrator of the Division of Legal Services, a Trial Attorney in the Civil Litigation Unit, and a Prosecutor in the Environmental Protection Unit. He served as a Deputy and Assistant District Attorney in the Dane County District Attorney's Office from 1978 to 1982. He has over thirty-four years of working in the civil service system including working in civil and criminal prosecutions and supervision and management of legal staff. This term will expire 6/30/12.

C.D.B.G. Committee

Supervisor Denise Duranczyk, 324 N. Sherman St., Stoughton 53589 (873-2292-H), to fill the seat of a supervisor representing a district outside the City of Madison, replacing former Supervisor Donna Vogel. This term will expire 4/19/11.

Human Services Board

Samuel Cooke, 5267 Lacy Road, Fitchburg 53711 (273-2694-H, 444-5339-C), to fill the seat of Peng Her. Mr. Cooke is a professional engineer and project manager and has over sixteen years of experience as an environmental consulting firm owner. Mr. Cooke's professional career has been spent in the environmental field, working in arenas that contribute to the remediation of contaminated soil and groundwater sites, the design and installation of wastewater treatment systems, the design of air management permitting and mitigation, and greenhouse gas emissions reduction. He is licensed in four states as a Professional Engineer and served on the City of Madison's Resource Conservation Commission. Mr. Cooke has extensive technical and regulatory experience in short and long range planning, budgeting, projects, and policy analysis. This term will expire 4/19/11.

Addie E. Pettaway, 829 North Gammon Road, Apt. B, Madison 53717 (831-0843-H), to be reappointed. This term will expire 4/17/12.

W-2 Community Steering Committee

Darold Lowe, 205 Crystal La., Madison 53704 (249-5693-H), due to the resignation of Fran Barman-Paulson. Mr. Lowe served as a County Board Supervisor representing District 3 for ten years, from 1994 to 2004. This term will expire 5/1/12.

Judy Wilcox, 620 East Dayton Street, #10, Madison 53703 (255-8913-H), due to the resignation of Gary Luchini. Ms. Wilcox is a former County Board Supervisor, having represented District 2 for twelve years, and has served on the Committee. This term will expire 5/1/12.

Submitted by Supervisor McDonell, October 15, 2009. Fiscal and Policy Notes not required.
Referred to EXECUTIVE.

RES. 162, 09-10

**AUTHORIZING THE PURCHASE OF DEVELOPMENT RIGHTS ON
~184 ACRES OF LAND IN THE TOWN OF WINDSOR**

The Town of Windsor and the Natural Heritage Land Trust (NHLT) identified a number of farms that would be suitable to start a purchase of development rights program in the town. The 184-acre farm of Vernon and Vicki Treinen was selected in a competitive process. The Treinens accepted an offer of \$1,053,290, or \$5,711 per acre for a Conservation Easement.

The town and NHLT approached Dane County to partner on the project, because the County was able to secure USDA Farm and Ranchland Protection Program (FRPP) matching funds unavailable to the town or NHLT. All acquisition expenses are covered by the town, NHLT, and USDA. The role of the County will be to serve 1. as fiscal agent of the FRPP funds and 2. as a co-holder of the Conservation Easement. No County funds are needed for the purchase.

Dane County and the Town of Windsor will be holders of the Conservation Easement and the Natural Heritage Land Trust has agree to monitor the easement.

NOW, THEREFORE, BE IT RESOLVED that the County of Dane does hereby approve and authorize the purchase of development rights on ~184 acres of land from the Treinens in the Towns of Windsor at a price of \$5,711 per acre, or \$1,053,290, using funds provided by the Town of Windsor and the USDA-FRPP and

BE IT FURTHER RESOLVED that the 2009 capital budget be amended to receive \$553,290 in revenue from the USDA in account CPLWRESC 82902 and increase expenditures in the capital budget by \$553,290 in account CPLWRESC 57699 and

BE IT FURTHER RESOLVED that the Dane County Clerk and Dane County Executive are authorized to execute documents necessary to effectuate the purchase of the property rights by the County and to accept the funding from the town and federal agencies, and

BE IT STILL FURTHER RESOLVED that the County Clerk and County Executive are authorized to execute a management agreement with the Town of Windsor and the Natural Heritage Land Trust regarding their oversight of this Conservation Easement.

BE IT FINALLY RESOLVED that the Dane County Real Estate Officer is authorized to administer the closings and the transfer of the above-mentioned rights to the County of Dane.

Submitted by Supervisors McDonell, O'Loughlin, Ripp, Richmond, Hulsey, and Downing, October 15, 2009.

Referred to PERSONNEL/FINANCE and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

RES. 163, 09-10

AUTHORIZING PUBLIC HEALTH-MADISON AND DANE COUNTY TO ACCEPT A PUBLIC HEALTH EMERGENCY RESPONSE GRANT RELATED TO THE H1N1 RESPONSE

The Wisconsin Department of Health Services has awarded a grant to Public Health Madison and Dane County for the purposes of Public Health Emergency Response (referred to as "PHER"). This is a new grant that will come under a new grant contract from the state, Contract number #17276. Phases 1 and 2 of this grant are in the amount of \$179,476. This grant is an emergency grant and therefore was not anticipated in the 2009 budget of PHMDC so a budget amendment is required to authorize the receipt of these funds; PHMDC intends to use the "PHER" grant funding to enter into contracts for purchase of services with medical staff agencies to assist with mass flu shot clinics for the H1N1 virus, including mass clinics to be offered in public school in Dane County as soon as the vaccine becomes available.

Because PHMDC is a joint department of the city and county and under the terms of the Intergovernmental Agreement creating that department, PHMDC must seek authorization from both the common Council and Dane County Board prior to receiving any new grant funding over the amount of \$50,000;

NOW, THEREFORE, BE IT RESOLVED that Public Health-Madison and Dane County is authorized to accept a \$179,476 grant and sign a grant agreement with the State of Wisconsin, Department of Health Services, for Phases 1 and 2 of a Public Health Emergency Response grant related to H1N1 vaccinations; and

BE IT FURTHER RESOLVED that PHMDC's 2009 operating budget is amended to accordingly.

Submitted by Supervisor Stubbs, October 15, 2009.

Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

COMMUNICATIONS

- Claim from Verizon against Public Works for damage to cable & pedestal while mowing at corner of MM South & Highway A. Referred to PUBLIC PROTECTION/JUDICIARY.
- Claim from John Fox against Highway for damage to vehicle caused by road. Referred to PUBLIC PROTECTION/JUDICIARY.
- Summons & Complaint foreclosure of mortgage Colonial Savings, F.A. v. Carol A. Reynolds. Referred to PUBLIC PROTECTION/JUDICIARY.
- Summons & Complaint foreclosure of mortgage Associated Bank N.A. vs Tonya Bumpke. Referred to PUBLIC PROTECTION/JUDICIARY.
- Communication from Acclaim Resource Partners re. Claim of Thomas Golden. Referred to PUBLIC PROTECTION/JUDICIARY.
- Claim from Community Justice re Joshua Turner against Sheriff for compensatory damages. Referred to PUBLIC PROTECTION/JUDICIARY.

ORD. AMDT. 39, 09-10

AMENDING CHAPTER 82 OF THE DANE COUNTY CODE OF ORDINANCES,
INCORPORATING THE TOWN OF CROSS PLAINS COMPREHENSIVE PLAN INTO THE
DANE COUNTY COMPREHENSIVE PLAN

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Subsection 82.55(10) is amended to read as follows:

82.55 INCORPORATION OF TOWN PLANS. The following town plans are incorporated into the Dane County Comprehensive Plan:

(10) Town of Cross Plains ~~Land Use Plan~~ Comprehensive Plan, including all amendments adopted by the county board of supervisors ~~as part of the Dane County Farmland Preservation Plan as of February 5, 2004~~ *[county clerk to insert effective date of amendment]*.

[EXPLANATION: This amendment adopts recent changes to the Town of Cross Plains Comprehensive Plan and incorporates them into the Dane County Comprehensive Plan.]

Submitted by Supervisor Schlicht, November 5, 2009. Fiscal and Policy Notes not required.

Referred to ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and ZONING & LAND REGULATION.

ORD. AMDT. 40, 09-10

AMENDING CHAPTER 82 OF THE DANE COUNTY CODE OF ORDINANCES,
INCORPORATING THE TOWN OF SUN PRAIRIE COMPREHENSIVE PLAN INTO THE
DANE COUNTY COMPREHENSIVE PLAN

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Subsection 82.55(27) is amended to read as follows:

82.55 INCORPORATION OF TOWN PLANS. The following town plans are incorporated into the Dane County Comprehensive Plan:

(27) Town of Sun Prairie ~~Land Use Plan~~ Comprehensive Plan, including all amendments adopted by the county board of supervisors as ~~part of the Dane County Farmland Preservation Plan as of October 7, 2004~~ *[county clerk to insert effective date of amendment]*.

[EXPLANATION: This amendment adopts the Town of Sun Prairie Comprehensive Plan and incorporates it into the Dane County Comprehensive Plan.]

Submitted by Supervisor Wiganowsky, November 5, 2009. Fiscal and Policy Notes not required.

Referred to ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and ZONING & LAND REGULATION.

ORD. AMDT. 41, 09-10

AMENDING CHAPTER 62 OF THE DANE COUNTY CODE OF ORDINANCES,
REGARDING FEES FOR DEFERRED PROSECUTION PROGRAM

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 62.30 is amended to read as follows:

62.30 FEES; DISTRICT ATTORNEY'S DEFERRED PROSECUTION PROGRAM. (1) For each consecutive 30-day period during which a person participates in the deferred prosecution program the participant shall pay a fee as follows:

- (a) Participants having an annual gross income of \$50,000 or more shall pay a fee of ~~\$26.25~~ 30.00;
 - (b) Participants having an annual gross income of less than \$50,000 shall pay a fee of ~~\$24.00~~ 25.00;
 - (c) Notwithstanding the foregoing, a participant who is in the deferred prosecution program due to a retail theft charge shall pay a fee of ~~\$15.75~~ 25.00.
- (2) The fees established in this section may be waived by the director of the deferred prosecution program upon the director's determination of financial need.

Submitted by Supervisors Rusk, Bayrd, Hampton, Willett, Kostelic, Schlicht and Duranczyk, November 5, 2009.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

ORD. AMDT. 42, 09-10

AMENDING CHAPTER 70 OF THE DANE COUNTY CODE OF ORDINANCES,
INCREASING FEES AT THE DANE COUNTY PARKING RAMP CONSISTENT WITH THE 2010 BUDGET

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Subsection 70.05(1) is amended to read as follows:

70.05 PARKING METERS, TIME AND RATES. (1) Parking meters shall be placed at each stall and shall be set at the rate of ~~\$4.25~~ \$1.50 per hour for all meters. All meters shall be operable on quarters, dimes and nickels.

ARTICLE 3. NON-CODE PROVISION. The amendment made by Article 2 shall first take effect on January 1, 2010 or the day after publication, whichever is later.

[EXPLANATION: This amendment increases the hourly rate charged to park in the Dane County Parking Ramp to conform to the 2010 budget.]

Submitted by Supervisors Opitz, Martz, Veldran and Wiganowsky, November 5, 2009.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

ORD. AMDT. 43, 09-10

AMENDING CHAPTER 25 OF THE DANE COUNTY CODE OF ORDINANCES,
REGARDING THE CONTRACTING FOR JAIL INMATE PERSONAL SERVICES

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. NON-CODE PROVISION. Subsection 25.11(29) (shown below) was adopted by Sub. No. 1 to OA 12, 2007-2008, with an effective date of November 18, 2009. The effective date of sub. 25.11(29) is hereby amended to January 1, 2011.

25.11 PURCHASE OF GOODS AND SERVICES.

(29) JAIL INMATE PERSONAL SERVICES. (a) Dane County shall not provide services or enter into any contract for telephone, laundry or commissary services for jail inmates, that is intended to generate revenues in excess of the costs of providing these services to jail inmates.

(b) The procurement of telephone, laundry or commissary services for jail inmates shall be subject to competitive bidding under this section, designed to achieve the lowest possible cost for inmates consistent with public safety.

(c) The provisions of this subsection shall not apply to any fee charged by the county that is associated with security of the jail or electronic monitoring for release programs.

[EXPLANATION: This amendment delays the effective date of s. 25.11(29) until January 1, 2011.]

Submitted by Supervisors O'Loughlin and Wiganowsky, November 5, 2009.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 165, 09-10

AMENDING THE TOWN OF SUN PRAIRIE OF DANE COUNTY FARMLAND PRESERVATION PLAN

On [insert date] the County Board adopted the Town of Sun Prairie Comprehensive Plan as a component of the *Dane County Comprehensive Plan*. Portions of that plan, and the Future Land Use map (Map), represent the town's Agricultural Preservation Area policies and are proposed by the town to maintain eligibility for farmland preservation tax credits under Chapter 91 of the Wisconsin Statutes.

Dane County has adopted a farmland preservation plan under the authority of Chapter 91 of the Wisconsin Statutes. The *Dane County Farmland Preservation Plan* includes town plans as central components. Therefore, amendments to town plans must be adopted by the County Board of Supervisors to also be considered amendments to the *Farmland Preservation Plan*.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors adopts the Town of Sun Prairie Comprehensive Plan as an amendment to the *Dane County Farmland Preservation Plan*.

Submitted by Supervisor Wiganowsky, November 5, 2009. Fiscal and Policy Notes not required.

Referred to ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and ZONING & LAND REGULATION.

RES. 166, 09-10

AUTHORIZING LEOPOLD LEASE FOR JOINING FORCES FOR FAMILIES PROGRAM

Dane County Department of Human Services is involved in a program of providing more localized services in the communities identified as needing those services most. One such program is the Joining Forces for Families (JFF) Program. The Joining Forces for Families program has secured office space in a building owned by Fiduciary Real Estate Development, Inc., and this space is located at 3301 Leopold Way, #113, Fitchburg, Wisconsin. JFF will play a strong role in this community. This resolution is to renew the lease at the same rental rate per month as in 2009 of \$180 per month to cover costs related to occupying this space during the lease years of 01/01/2010 to 012/30/2010.

The space will be utilized by a Dane County Community social worker and other JFF partners. The total rate for the first year term period is \$2,160. All utilities are included except for telephone.

NOW, THEREFORE, BE IT RESOLVED that Dane County enter into a lease with Fiduciary Real Estate Development, Inc., for 2010; and

BE IT FURTHER RESOLVED that the Dane County Clerk and County Executive are hereby authorized to execute the described lease on behalf of Dane County.

Submitted by Supervisors Stubbs, Levin, Wheeler and Vedder, November 5, 2009.

Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

RES. 167, 09-10

ACCEPTING MEDICAID LONG TERM CARE EXPANSION FUNDS
FOR ADMINISTRATIVE PROJECTS - DCDHS - ACS DIVISION

The Wisconsin Department of Health Services (WDHS) has asked Dane County to facilitate several administrative and quality improvement projects targeting state wide developmental disability services. WDHS has awarded Dane County \$272,000 for this initiative. Per the contract addendum from WDHS, the grant's activities are: (a) Assist WDHS with refining requirements for Medicaid Waiver data trending and analysis, policy implementation and refinement, waiver diversions/crisis prevention and restructuring initiatives, (b) Develop and offer MA Waiver quality improvement projects, eligibility implementation and consultation, and waiver capacity building, and (c) Provide consultation regarding use of restraints in MA Waiver programs. The funds are allocated to Developmental Disabilities Network, Inc., a not for profit organization that specializes in training and consultation regarding developmental disabilities services. At the state's request, the Developmental Disabilities Network, Inc. began providing these activities several months ago and expects to complete these activities by December 31, 2009.

NOW, THEREFORE, BE IT RESOLVED, that the following 2009 Department of Human Services revenue and expense accounts be adjusted.

Revenue	Account	Amount
Account Number	Title	
ACDADULT new	Medicaid LTC Expansion	\$272,000
		\$272,000
Expenditure	Account	Amount
Account Number	Title	
ACDADULT new	Developmental Disabilities Network Inc.	\$272,000
	Total	\$272,000

Submitted by Supervisors Stubbs, Levin, Wheeler and Vedder, November 5, 2009.
Referred to HEALTH & HUMAN NEEDS and PERSONEL/FINANCE.

RES. 168, 09-10

AUTHORIZING SUBMISSION OF APPLICATION FOR PARTICIPATION IN THE WISCONSIN SMALL CITIES
COMMUNITY DEVELOPMENT BLOCK GRANT
EMERGENCY ASSISTANCE PROGRAM

WHEREAS, Federal monies are available under the Wisconsin Small Cities Community Development Block Grant-Emergency Assistance housing program, administered by the State of Wisconsin, Department of Commerce, Bureau of Community Finance to assist in the rehabilitation of housing units, businesses, and public infrastructure damaged during the storms and flooding of June 5 through July 25, 2008;

WHEREAS, after a series of public hearings held by and in the affected communities, a public hearing held on November 12, 2009 and due consideration, the Dane County CDBG Commission has recommended that an application be submitted to the State of Wisconsin for the following projects:

Note: This is a preliminary list of potential projects. Will be confirmed after the Nov. 12 public hearing.

Town of Burke – Flood mitigation activities

Town of Perry – Cover the Town's share of the cost for the reconstruction of Perry RD culvert. Estimated cost is \$70,000.

Town of Roxbury – Reconstruction of Mussen RD and Crystal Lake RD (estimated cost is \$350,000) and for the acquisition and demolition of eligible damaged homes along Fish Lake RD

Town of Vienna – Acquisition, demolition, and rehousing for eligible damaged home

Village of Cambridge – Demolition of flood damaged library building

City of Monona – Flood mitigation activities

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

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

NOW THEREFORE BE IT RESOLVED that the Dane County Board of Supervisors does APPROVE and authorize staff to prepare and file an emergency application for funds under this program in accordance with this resolution; and

BE IT FURTHER RESOLVED that the Dane County Executive and Dane County Clerk are hereby authorized and directed to sign all necessary documents on behalf of Dane County; and

BE IT FINALLY RESOLVED that the Dane County Controller is authorized to issue checks necessary to implement the project.

Submitted by Supervisors Stubbs, Levin, Wheeler and Vedder, November 5, 2009.
Referred to HEALTH & HUMAN NEEDS, PERSONNEL/FINANCE and CDBG COMMISSION.

RES. 169, 09-10

AMENDING SUPERVISORY DISTRICT BOUNDARIES 35 and 36
CITY OF STOUGHTON ORDINANCE #O-16-09

After every census, the County Board adopts a redistricting plan which establishes supervisory districts with nearly equal populations. From time to time thereafter there occur annexations, some of which place affected residents of the annexed lands in the position of voting for different supervisors than do other persons residing in adjacent lands of the annexing municipality. Many of these situations are addressed by the automatic boundary change provisions of Dane County ordinances while others require separate action by the County Board. This is one of the latter.

The lands described in the attached (available in the County Clerk's office) annexation ordinance of the City of Stoughton (Ordinance #O-16-09) have been detached from the Town of Dunkirk. One result of this annexation is that persons residing on these lands will now be voting at a new location and for Mayor and alderperson, instead of for town board members. City residents voting in this area are also assigned to the 36th Supervisory District, rather than the 35th Supervisory District as is now the case for the residents of the annexed lands. Adjusting the boundaries of the supervisory districts will help assure secrecy of the ballot of the persons affected by the annexation and will also simplify matters (such as counting ballots, etc.) associated with the voting process.

NOW, THEREFORE, BE IT RESOLVED that the lands described in the attached (available in the County Clerk's Office) annexation ordinance of the City of Stoughton be and the same hereby are detached from the 35th Supervisory District and attached to the 36th Supervisory District, effective immediately. (No population involved)

BE IT FURTHER RESOLVED that the County Clerk shall take such steps as are necessary to permit the residents of the affected area to vote in the supervisory district to which these lands are hereby assigned.

Submitted by Supervisors Solberg and Duranczyk, November 5, 2009. Fiscal and Policy Notes not required.

Referred to EXECUTIVE.

RES. 170, 09-10

ADOPTING THE 2009 UPDATE OF DANE COUNTY'S NATURAL HAZARD MITIGATION PLAN

Dane County is subject to numerous natural hazards such as winter storms, tornadoes, and flooding. The problems resulting from these events range from nuisance occurrences to major damages impacting public facilities and private property owners. In the past 25 years, Dane County has experienced major disaster declarations on eleven separate occurrences. The resulting losses from these events can be measured in the 10's of millions of dollars.

A natural hazard mitigation plan can identify initiatives and projects that will eliminate or reduce damages caused by natural hazards. The 2009 update of Dane County's Natural Hazard Mitigation Plan identifies and justifies a number of proposed projects and programs to mitigate the vulnerability of Dane County to the impacts of future disasters. The plan update includes:

- Update of the county's Pre-Disaster Mitigation Plan (2005) and Flood Mitigation Plan (2004) and integration into a single document.
- Increased participation of local jurisdictions in the planning process. Dane County participated jointly in the planning process with 39 other local units of government within the county.
- Expanded participation of non-governmental stakeholders in the planning process, including a rigorous public input process.

FEMA approval of the updated natural hazard mitigation plan will qualify the county to remain eligible for hazard mitigation project funds from the federal government. The Federal Disaster Mitigation Act of 2000 requires jurisdictions to prepare and adopt a natural hazard mitigation plan to be eligible for future pre-disaster and post-disaster federal funding for mitigation purposes.

NOW, THEREFORE, BE IT RESOLVED that Dane County hereby proposes to accept and approve the Dane County Natural Hazard Mitigation Plan.

BE IT FURTHER RESOLVED that Dane County will continue to participate in the updating and revision of the Dane County Hazard Mitigation Plan with a plan review and revision to occur within a five year cycle, and designated staff will provide annual progress reports on the status of implementation of the plan to the Public Protection and Judiciary Committee of the Dane County Board of Supervisors; and

BE IT FURTHER RESOLVED that Dane County will further seek to encourage the businesses, community groups and organizations, and other stakeholders within the County to also participate in the updating and revision of the Dane County Hazard Mitigation Plan.

Submitted by Supervisors Rusk, Bayrd, Hampton, Willett, Kostelic, Schlicht and Duranczyk, November 5, 2009.

Referred to PUBLIC PROTECTION & JUDICIARY.

RES. 171, 09-10

AUTHORIZING AN AGREEMENT BETWEEN DANE COUNTY AND MATRIX CONSULTING GROUP TO CONDUCT A STAFFING STUDY OF THE DANE COUNTY SHERIFF'S OFFICE

The Dane County Sheriff's Office is participating in a staffing study to determine a number of issues within the organization, such as staffing levels, scheduling issues, supervisor to staff ratios, staff coverage plans and strategies to assist the Sheriff's Office efficiently fulfill it's mission of quality service and providing a safe and secure environment for all. The Sheriff's Office issued RFP # 109050. As a result of the RFP process, Matrix Consulting Group was selected as the provider for this project.

NOW, THEREFORE, BE IT RESOLVED that Purchase of Service agreement be awarded to Matrix Consulting Group to commence as of the date by which all parties have executed this Agreement and shall end as of June 1, 2010.

BE IT FINALLY RESOLVED that the Dane County Executive and the Dane County Clerk are authorized and directed to sign the agreement on behalf of Dane County.

Submitted by Supervisors Rusk, Bayrd, Hampton, Willett, Kostelic, Schlicht and Duranczyk, November 5, 2009.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 172, 09-10

AUTHORIZING AN AGREEMENT TO ACCEPT ADDITIONAL HIGHWAY SAFETY GRANT FUNDS "SPEED ENFORCEMENT GRANT 2010"

The Department of Transportation, Bureau of Transportation Safety, State of Wisconsin, are making funds available for participation in a 2009/10 highway safety program aimed at increasing the enforcement for violations of speed and aggressive driving in Dane County. The goal is to reduce the number of alcohol and speed related crashes.

NOW, THEREFORE, BE IT RESOLVED that the Sheriff's Office is authorized to accept \$35,000 from the Department of Transportation, Bureau of Transportation Safety, for the "Speed Enforcement Grant 2010".

BE IT FURTHER RESOLVED that \$35,000 be set up as additional revenue in the Sheriff's Office, Field Services Division, Speed and Aggressive Driving Corridor Enforcement Revenue Account (SHRFFLD-80608) and be credited to the General Fund.

BE IT FURTHER RESOLVED that \$35,000 be transferred from the General Fund to the following Sheriff's Office accounts:

Field Services Division:

Overtime-Speedwaves – (SHRFFLD-10066)	\$27,037
Social Security (SHRFFLD-10108)	\$1,848
Retirement Fund (SHRFFLD-10099)	\$5,363
Workers Compensation (SHRFFLD-10189)	\$752
Grand Total	\$35,000

BE IT FINALLY RESOLVED that any funds authorized in this resolution that are not expended or received as of December 31, 2009, be carried forward until fully realized.

Submitted by Supervisors Rusk, Bayrd, Hampton, Willett, Kostelic, Schlicht and Duranczyk, November 5, 2009.

Referred to PERSONNEL/FINANCE, PUBLIC PROTECTION & JUDICIARY and PUBLIC WORKS & TRANSPORTATION.

RES. 173, 09-10

APPROVING CHANGE ORDER #14 FOR ROBERTS CONSTRUCTION FOR DIRECT PURCHASE OF MATERIALS FOR BADGER PRAIRIE CONSTRUCTION

Roberts Construction was awarded the contract for the construction of the new Badger Prairie Health Care Center facility. As part of the bid, the county had agreed that it would purchase certain electrical components and supply those to the contractor. This direct purchase of materials saves the sales tax due on the materials. In discussions with Roberts Construction, the contractor is willing to expand the county's direct purchase of materials to realize additional savings. Under this program, the county will deduct the cost of the materials and the sales tax due on those materials from Roberts's contract. The county will then issue purchase orders to the various suppliers to purchase the materials directly. The county can then avoid the sales tax due on these materials orders. The value of the materials and related tax are represented in the change order amount below.

Value of Roberts Construction Contract:	<u>\$12,496,904.02</u>
Change Order #14 (deduct)	<u>(\$190,739.08)</u>
Adjusted Value of Contract	<u>\$12,306,164.94</u>

THEREFORE BE IT RESOLVED that change order #14 for Roberts Construction is approved to deduct \$190,739.08 from the contract for direct purchase of materials.

THEREFORE BE IT FURTHER RESOLVED that the Controller's Office is authorized to issue checks to the related suppliers for the materials purchased to complete the construction at Badger Prairie.

Submitted by Supervisors Opitz, Martz, Veldran and Wiganowsky, November 5, 2009.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 174, 09-10

AUTHORIZING AN EXTENSION OF LIMITED TERM EMPLOYEE HOURS IN THE
DEPARTMENT OF PUBLIC WORKS, HIGHWAY AND TRANSPORTATION

The Department of Public Works, Highway and Transportation employs a Limited Term Employee (LTE) Engineer to assist with project management on public works projects. The employee is also assisting with the development of project plans for the County's Energy Efficiency and Conservation Block grant application. The Civil Service Ordinance limits LTE hours to 1,200 hours in any payroll year. The individual holding the LTE Engineer position will exceed the 1,200 hour limit in the 2009.

The Department is requesting an exception to Dane County Ordinance 18.12(1)(a) to exceed the 1,200 hour limit for the remainder of 2009. The Dane County Professionals union, Local 1871, has approved this exception through a memorandum of understanding, and the Department's budget contains sufficient funding to support this extension.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors grants an exception to Ordinance 18.12(1)(a) to allow the LTE Engineer position in the Department of Public Works, Highway and Transportation to exceed 1,200 hours in the 2009 payroll year.

Submitted by Supervisors Opitz, Martz, Veldran and Wiganowsky, November 5, 2009.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 175, 09-10

AWARD OF CONTRACT FOR SITE EXCAVATION AT SADDLEBROOK STORAGE FACILITY

The Department of Public Works, Highway & Transportation reports the receipt of bids for the Site Excavation project at Saddlebrook Storage Facility, 5668 Woodland Drive, Waunakee, WI, Bid #309029.

A complete tabulation is on file at the Department of Public Works office. The low qualified bidder is:

Total: \$ _____

The Public Works staff finds the amount to be reasonable and recommends the bid be awarded to _____.

NOW, THEREFORE, BE IT RESOLVED that a Contract be awarded to _____ in the amount of \$ _____; and

BE IT FURTHER RESOLVED that the County Executive and the County Clerk be authorized and directed to sign the Contract; and

BE IT FURTHER RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Contract; and

BE IT FINALLY RESOLVED that the Public Works & Transportation Committee shall approve all change orders to the Contract, subject to submission of change orders to the County Board for approval where the sum involves \$20,000 or more than 10% of the original approved Contract amount, whichever is smaller.

Submitted by Supervisors Opitz, Martz, Veldran and Wiganowsky, November 5, 2009.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 176, 09-10

AUTHORIZING AN EXTENSION OF LIMITED TERM EMPLOYEE HOURS
IN THE DIVISION OF INFORMATION MANAGEMENT

The Division of Information Management currently employs a Limited Term Employee (LTE) Assistant Web Programmer to assist with web page development and maintenance. The position also assists in the Help Desk due to the retirement of one of the Help Desk staff. The Civil Service Ordinance limits LTE hours to 1,200 hours in any payroll year. The individual holding the Web Programmer position will exceed the 1,200 hour limit in the 2009.

The Division is requesting an exception to Dane County Ordinance 18.12(1)(a) to exceed the 1,200 hour limit for the remainder of 2009. The Dane County Professionals union, Local 1871, has approved this exception through a memorandum of understanding, and the Division's budget contains sufficient funding to support this extension.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors grants an exception to Ordinance 18.12(1)(a) to allow the LTE Assistant Web Programmer position in the Division of Information Management to exceed 1,200 hours in the 2009 payroll year.

Submitted by Supervisors Hulsey and O'Loughlin, November 5, 2009.
Referred to PERSONNEL/FINANCE.

RES. 177, 09-10

AWARDING A COLLECTIVE BARGAINING AGREEMENT TO THE DANE COUNTY AFSCME UNIONS
(LOCAL 705/720, LOCAL 1871, LOCAL 2634, AND LOCAL 65)

A tentative agreement has been reached with the Dane County AFSCME Unions (Joint Council Local 705/720, 1871 Professionals, 2634 Social Workers and Local 65) for the 2010 contract year. The agreement will be effective December 20, 2009 through December 18, 2010. The Dane County Joint Council of Unions AFSCME, AFL-CIO represents approximately 820 full time equivalent employees. The Professional Employees Union, AFSCME, AFL-CIO represents approximately 122 full time equivalent employees. The Professional Social Workers Union, Local 2634, AFSCME, AFL-CIO represents approximately 188.5 full time equivalent employees,

and the County Union Local 65, AFSCME, AFL-CIO represents approximately 206.5 full time equivalent employees.

The agreement contains two parts. The first is a temporary wage reduction of three percent that is effective from December 20, 2009 through December 19, 2010. This agreement is part of the \$4.7 million personnel savings target contained in the 2010 Budget. The AFSCME locals represent approximately fifty four percent (54%) of the total savings target. In exchange for the wage rate reduction, the County has agreed not to lay off any bargaining unit members for the term of the agreement. The agreement also credits employees with 64 hours of personal leave time that will be used in a combination of fixed days off and floating days off. The other terms of the temporary wage reduction agreement are detailed in the Memorandum of Understanding Regarding 2010 Personnel Savings Initiatives which is included as "Attachment A" to this resolution.

The second part of the agreement contains modifications to the collective bargaining agreements that expire on December 19, 2009. These modifications are detailed in the Tentative Agreements Regarding 2010 Contract Changes which is included as "Attachment B" to this resolution.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors approves the terms and conditions of the 2010 Personnel Savings Initiatives Memorandum of Understanding between Dane County and its AFSCME member unions; and

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors approves the terms and conditions of the 2010 collective bargaining agreement between Dane County and its AFSCME member unions for the period of December 20, 2009 through December 18, 2010, with the attached negotiated changes; and

BE IT FINALLY RESOLVED that County officials are authorized to take appropriate action to implement this resolution.

Submitted by Supervisors Hulseley, McDonnell, de Felice, Hesselbein and DeSmidt, November 5, 2009.
Referred to PERSONNEL/FINANCE.

RES. 178, 09-10

AUTHORIZING 2010 COMPENSATION AND BENEFIT CHANGES FOR
UNREPRESENTED AND CONFIDENTIAL EMPLOYEES

Compensation and benefits for unrepresented and confidential County employees are established by resolution. The County employs approximately 238 full time equivalent unrepresented and confidential employees.

The County has engaged its nine bargaining units in negotiating memoranda of understanding to reduce 2010 personnel costs due to significant revenue challenges. The 2010 Budget contains a total of \$4.7 million in savings from personnel savings initiatives. The savings associated with the unrepresented and confidential group of employees is approximately \$696,000 or fifteen percent (15%) of the total savings target. The bargaining units are also negotiating modifications to existing contracts that expire on December 19, 2009.

This resolution authorizes a temporary three percent (3%) salary reduction for unrepresented and confidential employees on the same basis as the terms and conditions offered to bargaining unit employees. The temporary reduction will occur between December 20, 2009 and December 18, 2010 and will be accompanied by a no lay-off agreement and 64 hours of personal leave time to be used on a combination of fixed and floating days

off. The resolution also authorizes modifications to the regular benefit package available to unrepresented and confidential employees. The detailed terms of the temporary wage reduction and changes to the regular benefit package are included in "Attachment A" to this resolution.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors approves the changes to compensation and benefits for unrepresented and confidential employees as specified in "Attachment A" for the 2010 payroll year; and

BE IT FURTHER RESOLVED that County officials are authorized to take appropriate action to implement these changes.

Submitted by Supervisors Hulseby, McDonnell, de Felice, Hesselbein and DeSmidt, November 5, 2009.
Referred to PERSONNEL/FINANCE.

RES. 179, 09-10

AUTHORIZING ADDENDUM TO EMPLOYMENT SERVICES AGREEMENT FOR
DIRECTOR OF PLANNING AND DEVELOPMENT (TODD A. VIOLANTE)

The incumbent holding the position of Director of the Planning and Development Department and the County Executive have previously entered into an employment services agreement which expires on November 14, 2009. This agreement contains a provision allowing the County Executive to offer to renew the agreement. Consistent with the budget, county ordinances, and existing practice for employment contracts, an addendum to employment services agreement has been negotiated with Todd A. Violante. This addendum renews the contract of the incumbent Director of the Planning and Development Department and is similar to the contracts of other department heads.

NOW, THEREFORE, BE IT RESOLVED that the County Executive is hereby authorized to execute, on behalf of the County of Dane, an addendum to the employment services contract with Todd A. Violante to serve as Director of the Planning and Development Department at a salary of \$92,450.00 per year which may be subject to modification to reflect the wage concession currently being bargained with other employees.

Submitted by Supervisors Miles and McDonnell, November 5, 2009.
Referred to PERSONNEL/FINANCE and ZONING & LAND REGULATION.

RES. 180, 09-10

AUTHORIZING ADDENDUM OF AGREEMENT 2 WITH GRAEF INC.
FOR PLANNING OF THE LOWER YAHARA RIVER TRAIL

In November of 2008 the Dane County Land & Water Resources Department awarded a Purchase of Service Agreement to Graef Inc. (Res. 151, 08-09) in the amount of \$65,000 for professional planning services for the Lower Yahara River Bike/Pedestrian Trail, RFP 108111. An Addendum of Agreement to conduct a more detailed hydraulic analysis for an additional \$9,513.00 was approved in May of 2009.

A second Addendum of Agreement is needed to extend contract times through March 1, 2010 and increase the contract amount by \$78,677 for a total of \$153,190.00. Contracts exceeding \$100,000 require

County Board approval. Addendum of Agreement 2 scope of services include expansion of the original archeological and topographic survey projects to include the proposed segment of trail between the railroad trestle and the Lussier Family Heritage Center, and completion of plans, specifications and estimates necessary for trail construction between Lake Farm County Park and the existing pedestrian bridge at McDaniel Park in the Village of McFarland. Dane County is actively working with the City of Madison, Village of McFarland, City of Monona, Wisconsin Department of Natural Resources, Wisconsin Department of Transportation and Wisconsin & Southern Railroad Company to obtain necessary approvals and discuss funding strategies for construction of this project.

Funding for this project is authorized in the 2009 Dane County Land and Water Resources budget under capital account LEWSLUNY 57771.

NOW, THEREFORE, BE IT RESOLVED that an Addendum of Agreement 2 with Graef, Inc. be approved and the County Executive and the County Clerk be authorized to sign the Addendum; and

BE IT FINALLY RESOLVED that the Dane County Land & Water Resources Department be directed to ensure complete performance of the Addendum of Agreement 2.

Submitted by Supervisor Miles, November 5, 2009.

Referred to PERSONNEL/FINANCE, PUBLIC WORKS & TRANSPORTATION and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

RES. 181, 09-10

REGISTRATION OF BLACK EARTH CREEK NRA COMMUNITY FOREST UNDER A WISCONSIN
DEPARTMENT OF NATURAL RESOURCES FOREST STEWARDSHIP MANAGEMENT PLAN

Dane County Parks is applying to register 201-acres in the Black Earth Natural Resource Area as a Community Forest under the Wisconsin Department of Natural Resources Community Forest Law, Section 28.20, Wis. Statutes. Vegetation management, such as sustainable forestry practices, is identified in the 2006 - 2011 Parks and Open Space plan as a key component to the protection and management of Natural Resource Areas. Forest management will grow healthy, sustainable forests through an active resource education and stewardship management plan.

The forest resources will provide a sustainable revenue source to help offset the property operation and maintenance costs while providing for other mutual benefits such as recreation, wildlife habitat, and watershed protection. The benefits of registering as a State Community Forest include: free trees from state forest nurseries, technical assistance from state foresters, and eligibility for educational assistance from the Wisconsin Environmental Education Board.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors and the Dane County Executive hereby approve the registration of 201-acres in the Black Earth Natural Resource Area as a Community Forest.

BE IT FINALLY RESOLVED that revenue generated through future forest management be deposited to LWRPKOP 84917 Timber Management Revenue.

Submitted by Supervisors Ripp and Kostelic, November 5, 2009.

Referred to PERSONNEL/FINANCE and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

RES. 182, 09-10

COUNTY EXECUTIVE APPOINTMENTS

The County Executive has appointed the following persons to the designated commissions, committees and boards. These appointments require confirmation by the County Board.

NOW, THEREFORE, BE IT RESOLVED that the appointments set forth below are confirmed.

C.D.B.G. Committee

Paulette Harder, 29 Mountain Ash Trail, Madison 53717 (203-5624-H, 262-385-6148-C), due to the resignation of Jessica Thompson. Ms. Harder has over twenty years of experience as an environmental/natural resource professional, and has worked for the Wisconsin Department of Natural Resources in several capacities, including Director of the Water Grants Program, Director of the Division of Management Services, Director of the Office of Governmental Relations, and Director of the Bureau of Watershed Management. She is also the Coordinator of the Mid-Kettle Moraine Partners Group, Southeast Region, an informal coalition of governments, non-profit groups and individuals interested in preserving a green corridor in the Mid-Kettle Moraine. This term will expire 4/20/10.

Local Emergency Planning Committee

Dok Tael Stevens, 321 Kensington Drive, Madison 53704 (225-4366-C, 285-3122-W), to fill the seat of a facility representative, replacing Bob Doherty. Ms. Stevens is the Safety, Security, and Environmental Manager for Kraft Foods' Oscar Mayer facility in Madison. Her career has been in waste management and recovery, industrial hygiene, and as an environmental consultant. She has worked as a safety/security/environmental professional in the manufacturing industries, including metal fabrication and food industry. She has a Master's Degree in Environmental Hydrogeology, and a bachelor's degree with three majors: environmental science, biology, and English. This term will expire 4/20/10.

Kevin Wernet, 5010 Paulson Court, #4, McFarland 53558 (712-3864-H, 243-0352), to fill the seat of a Board of Health for Madison and Dane County representative, replacing Mark Mathwig. Mr. Wernet is the Public Health Preparedness Coordinator for the BOHMDC. Mr. Wernet is also a Fire Instructor, teaching Hazardous Material classes and is familiar with the Federal Superfund Amendments and Reauthorization Act of 1986 (SARA- Title III) and the Wisconsin Hazardous Substances Information and Emergency Planning Act. He is a Master Exercise Practitioner, working for over four years with facilities to develop exercises, training and to review facility plans to develop Preparedness Exercises and he has also attended numerous fire, hazardous material and Weapons of Mass Destruction trainings. This term will expire 4/20/10.

Submitted by Supervisor McDonell, November 5, 2009. Fiscal and Policy Notes not required.
Referred to EXECUTIVE.

COMMUNICATIONS

Communication from State Farm Insurance re. claim for insured Billy J. Ahola. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from Integrity Ag Systems against AEC for missing property from World Dairy Expo. Referred to PUBLIC PROTECTION/JUDICIARY.

Summons & Complaint State Farm Mutual Automobile Insurance Co. v. Keith Buetel & Dane Co. Highway for damage to vehicle. Referred to PUBLIC PROTECTION/JUDICIARY.
Claim from Robert Stanley against Airport for damage to vehicle. Referred to PUBLIC PROTECTION/JUDICIARY.
Summons & Complaint Kondaur Capital Corp. vs. Larry R. O'Donnell and Diana L. O'Donnell foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.
Invoice from Mount Horeb Telephone Company against Public Works for damage to Pedestal by mower 1330 Hwy JG. Referred to PUBLIC PROTECTION/JUDICIARY.
Summons and Complaint in a civil action - Glenda M. Duncan v United States of America, Farmers Insurance. Referred to PUBLIC PROTECTION/JUDICIARY.
Summons & Complaint Captiva LLC v County for money judgment in excess of \$5,000. Referred to PUBLIC PROTECTION/JUDICIARY.
Notice of Foreclosure Sale – Kondaur Capital Corp. v Michel K. Tsipotou. Referred to PUBLIC PROTECTION/JUDICIARY.

Marathon County Resolution #R-57-09 –Opposing Assembly Bill 145 Legislative Review of Municipal Ward Plans. Referred to EXECUTIVE.
City of Fitchburg Resolution R-86-09 – A Resolution in Support of the Dane County Regional Transit Authority. Referred to EXECUTIVE.
Outagamie County Resolution 68-2009-10 – Opposing pending legislation that would provide an enhanced penalty for certain crimes if the person committing the crime intentionally selects the victim based on his or her belief or perception of the victim's gender. Referred to EXECUTIVE.
Outagamie County Resolution 47-2009-10 – requests that any new entity with taxing authority shall be composed of elected individuals. Referred to EXECUTIVE.
Outagamie County Resolution 69-2009-10 – Maintaining Current Law regarding jurisdictional amounts and court fees in small claims actions. Referred to EXECUTIVE.
Town of Westport Res. No. 07-12 – A Resolution by the Town of Westport Board of Supervisors Opposing Legislation Creating a Dane County Regional Transportation Authority. Referred to EXECUTIVE.

Petitions for Zoning Reclassification. Referred by Clerk Ohlsen to ZONING & LAND REGULATION.
Petition 10121 – Town of Sun Prairie – Kevin Miller
10122 – Town of Cross Plains – Gordon Lamberty
10123 – Town of Dane – Gregg Chapman
10124 – Town of Mazomanie – Frank H. Wolf Trust Estate
10125 – Town of Burke – Lavern Nelson
10126 – Town of Cross Plains – Dane County
10127 – Town of Blue Mounds – John Rustad
10128 – Town of Christiana – Shirley Abel
10129 – Town of Vienna – John Schuetz

ORD. AMDT. 44, 09-10

AMENDING CHAPTER 10 OF THE DANE COUNTY CODE OF ORDINANCES,
CREATING A PLANNED UNIT DEVELOPMENT (PUD) DISTRICT

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Subsection 10.01(46a) is created to read as follows:

(46a) *Planned unit development.* A form of land development permitted after following the procedures for creating a planned unit development district as provided in section 10.153. The planned unit development district is designed to allow variation in the types and arrangements of land uses and structures in developments conceived and implemented as cohesive, unified projects. Each planned unit development district shall be either a rural planned unit development district or an urban planned unit development district.

ARTICLE 3. Subsection 10.01(54a) is created to read as follows:

(54a) *Rural planned unit development district.* A planned unit development district that may include any combination of the permitted or conditional uses in the A-1 (Exclusive), A-3, A-4, RE-1, CO-1, AB and/or LC-1 districts, and/or any residential housing district, as appropriate, to be used only for senior housing developed for seniors ages 55 or older. Any uses which are conditional uses in the applicable zoning district must meet the standards of sub. 10.255(2)(h).

ARTICLE 4. Subsections 10.01(81a) and (81b) are created to read as follows:

(81a) *Urban planned unit development district.* A planned unit development district conceived and implemented within an urban service area.

(81b) *Urban service area.* Areas identified and mapped by the Capitol Area Regional Planning Commission, or successor agency, designated by the State of Wisconsin in accordance with the federal Clean Water Act, that are planned for urban development and capable of being provided with a full range of services.

ARTICLE 5. Section 10.153 is created to read as follows:

10.153 PUD PLANNED UNIT DEVELOPMENT DISTRICT. (1) *Statement of purpose.* The purpose of the PUD Planned Unit Development district is to promote improved development design by allowing greater flexibility and imagination in urban and rural development while ensuring substantial compliance with the intent of the zoning ordinance and adopted plans. The district allows variations in uses, structures, densities, setbacks and yard requirements, building heights, landscaping and other provisions for developments which are cohesively planned and implemented. In exchange for such flexibility, the project (hereinafter referred to as Planned Unit Development or PUD) must provide a higher level of design and functionality than normally required for other developments.

(2) *Permitted uses.* The only uses permitted within each mapped PUD district shall be those lawful use(s) in place at the time of PUD district mapping plus those uses explicitly listed, depicted and described as permitted uses within that particular PUD district.

(3) *Building height limit; Area, frontage and population density regulations; Lot coverage; Number of principal buildings per lot; Setback from road and front property line and front yard requirements; Side and rear yard requirements; Off-street parking; Screening and landscaping provisions; Sign regulations.* Zoning limitations on or requirements for building height, lot area, lot frontage/width, housing unit or population density, number of buildings per lot, lot coverage, setbacks, yard areas, off-street parking and loading, screening or landscaping, and signage shall be specified for each particular PUD district. Such requirements shall be generally described as part of an approved General Development Plan (GDP) for each PUD and explicitly specified as part of an approved **Specific Implementation Plan (SIP)**. Where they provide sufficient detail, such specifications shall supersede similar specifications found elsewhere in the zoning ordinance.

(4) *Criteria for approval of PUDs.* Planned unit developments shall meet all of the following criteria to be approved:

(a) The development shall be consistent with a town comprehensive plan approved by both the town and county.

(b) The uses and their intensity, appearance, design and arrangement shall be compatible with the physical nature of the site and area, and shall not have a significant adverse impact on the natural environment.

(c) The uses and their intensity, appearance, design, and arrangement shall in no foreseeable manner diminish or impede the uses, values and normal and orderly development of surrounding properties.

(d) The uses and their intensity, appearance, design and arrangement shall not create access issues, traffic or parking demand inconsistent with existing or anticipated transportation facilities.

(e) The development shall include adequate provision for the continued preservation, maintenance and improvement of natural areas and open space.

(f) The applicant shall provide evidence of financial feasibility and assurances that each phase can be completed in a manner which would not result in an adverse effect upon the community as a result of termination at that point.

(g) The development shall comply with all other applicable ordinances.

(5) Planned unit development approval process. There is a two step review and approval process for establishing a PUD district. The first step consists of submittal of a General Development Plan (GDP) that outlines the nature of the Planned Unit Development and provides information necessary for consideration and decision-making by the town and county. The second step involves submittal of a Specific Implementation Plan (SIP) which documents the detailed actions the applicant will take to implement the General Development Plan. No PUD zoning district can be established without an approved GDP and corresponding SIP(s). If approved by the zoning administrator, the applicant may combine steps for simple PUDs involving a small tract of land or proceed with both steps concurrently.

(a) General Development Plan (GDP). 1. Prior to submitting a formal application, the prospective applicant shall present the concept of the proposed PUD to, and consult with, representatives from the affected town, staff from the planning and development department, and the zoning committee regarding the project, required application materials, and the PUD review process. These representatives may comment on the concept, but their comments are not binding on the representatives nor indicative of their position on a formal application. The review by the town and the zoning committee may take place at a joint meeting.

2. The applicant shall submit to the zoning administrator a formal application for GDP review and approval, along with required application materials. The zoning administrator shall process such applications under the standard zoning map amendment procedure, plus additional procedures established herein. The applicant shall include twenty-five (25) copies of all required materials, along with the applicable fee provided for in chapter 12.

3. The zoning administrator shall determine whether the GDP submittal is complete in reference to the following required application materials:

a. Name of the applicant, agent, property owner(s) and entity which intends to develop the land.

b. A complete written legal description of the subject property.

c. A map(s) of the subject property showing all lands for which the PUD is proposed, and all other lands within 1,000 feet of the subject property. Said map shall clearly indicate the current property owners and zoning of the subject property and all lands within 500 feet, the boundaries of all political jurisdiction(s) in the area and all lot dimensions of the subject property. The map shall be at a scale not less than one inch equals 800 feet.

d. A general written description of the proposed PUD, including:

i. general project themes, images and design concepts;

ii. general mix of dwelling unit types and land uses;

iii. approximate development densities;

iv. general treatment of natural features and provisions for open space preservation;

v. general relationship to nearby properties and existing and planned streets, highways and other transportation improvements;

vi. general relationship to the approved town land use plan; and

vii. a general plan for phasing, including a planned timeline for submittal of one or more SIPs.

e. A description of why the applicant wishes to develop the project using PUD zoning. This description shall include justification for the proposed PUD, and shall indicate how the criteria in sub. 10.153(4) will be met.

f. A list of standard zoning provisions which will be met by the proposed PUD, standards which will not be met by the proposed PUD, standards which will be more than met by the proposed PUD, and the location(s) in which they apply. This list shall be organized in the following manner:

i. land use types and mix (list range of permitted uses);

- ii. density and intensity of land uses (list range of dwelling units per acre, lot sizes, lot frontages/widths, setbacks and yard requirements, lot coverage, building heights, lot dimensions, number of units, and floor area ratios for non-residential uses);
- iii. landscaping and screening;
- iv. off-street parking and loading;
- v. signage; and
- vi. other applicable standards.
- g. GDP map(s) at a minimum scale of 1 inch equals 100 feet (11" x 17" reduction shall also be provided) of the proposed project showing at least the following information:
 - i. land use layout and the location of major public streets and/or private drives;
 - ii. location of recreational and open space areas and facilities; and
 - iii. statistical data on lot sizes in the development, the approximate areas of large development lots and pads, and density/intensity of various parts of the development.
- h. A conceptual landscaping plan, noting approximate locations and types of existing and planned landscaping, screening and fencing.
 - i. A general signage plan, including approximate locations, types, heights, lighting and sign face areas.
 - j. Evidence of financial capability pertaining to construction, maintenance and operation of all public and private improvements associated with the proposed development.
 - k. Other maps or information requested by the town or county.
- l. In the case of a rural PUD, the GDP shall identify any areas proposed to be subject to conservancy easements, the nature of the conservancy easements to be imposed, and other features designed to protect the rural character of the area in which the PUD is proposed.
- 4. After the GDP submittal is complete, the zoning administrator shall forward two copies of the submittal to the town clerk of the affected town and schedule the petition for zoning committee public hearing.
- 5. The affected town shall review and act on the proposed GDP. The town may approve the GDP with conditions that identify specific limits or elements the town requires to be included in the SIP.
- 6. The zoning committee, after a public hearing and after receiving comments from the affected town, shall forward its recommendation on the proposed GDP to the county board. The GDP may be approved with conditions that identify specific limits or elements the county requires be included in the SIP. If the town board approves the GDP subject to conditions and such conditions are amended or deleted by the county, the GDP as approved by the county shall be submitted to the town board for approval of the county's conditions or denial of the GDP.
- 7. The county board shall act on the GDP and, if the GDP is approved, shall establish through its approval a delayed effective date (DED) totaling at least 12 months within which one or more SIPs must be filed in order to effectuate the rezoning and establish the PUD on the zoning district map. Such timeframe may later be extended through an amendment to the approved GDP, which shall follow the same process as GDP approval. Failure to file an SIP(s) within the delayed effective date, or to extend said date, shall cause the rezoning to become null and void.
- 8. Approval of the GDP shall establish the basic right of use for the subject property in conformity with the approved plan, but approval of such plan shall not make permissible in any area of the PUD those uses proposed until an SIP is approved for that area. No development may occur within a PUD district which is inconsistent with an approved GDP.
- (b) Specific Implementation Plan (SIP).**
 - 1. The applicant may submit to the zoning administrator an application for one or more SIPs along with required application materials within the delayed effective date period as established through county board approval of the rezoning to PUD (GDP approval). If such SIP(s) has not been submitted by the Delayed Effective Date, the approved GDP shall be null and void for those portions of the subject property not yet covered by an approved SIP, and the zoning administrator shall approve no further SIPs for the property under the previously approved GDP. In the event all or part of a GDP is rendered null and void, the zoning on the property shall revert to the zoning category existing prior to the PUD rezoning.
 - 2. The zoning administrator shall determine whether the SIP submittal is complete in reference to the following required application materials:

- a. Name of the applicant, agent, property owner(s) and entity which intend to develop the land.
- b. A complete written legal description of the SIP area.
- c. A map showing the relationship of the SIP area to the approved GDP area.
- d. A written description of the proposed SIP area within the PUD, including:
- i. specific project themes, images and design features;
 - ii. a specific list of permitted dwelling unit types and land uses;
 - iii. specific development densities by dwelling units per acre, lot sizes, lot frontages/widths, setbacks and yard requirements, lot coverage, building heights, lot dimensions, number of units, and floor area ratios for non-residential uses;
 - iv. specific treatment of natural features and provisions for open space preservation;
 - v. specific relationship to the remainder of the PUD included in the approved GDP, nearby properties and existing and planned streets, highways and other transportation improvements; and
 - vi. a development schedule indicating project stages.
- e. A written description demonstrating the consistency of the proposed SIP with the approved GDP and the criteria in s. 10.153(4), and identifying any and all deviations between the approved GDP and the proposed SIP.
- f. An SIP map at a minimum scale of 1 inch equals 100 feet (11" x 17" reduction shall also be provided) of the proposed project showing at least the following information:
- i. locations, sizes, dimensions and permitted uses of all lots and building sites (detailed lot layout/conceptual subdivision plan required for SIPs with multiple lots);
 - ii. locations, sizes and dimensions of all structures (minimum setbacks and yard areas);
 - iii. delineations of all water bodies, wetlands, floodplains, steep slopes and other sensitive environmental areas;
 - iv. locations, dimensions and surface type of all driveways, walkways, trails, parking and loading areas and roads;
 - v. detailed off-street parking lot and stall design;
 - vi. location of all public and private utilities;
 - vii. location, type and intensity of outdoor lighting;
 - viii. location of recreational and open space areas and facilities, specifically describing those that are to be reserved or dedicated for public use; and
 - ix. statistical data on lot sizes in the development, the exact areas of all development lots and pads, density/intensity of various parts of the development, floor area ratios, and lot coverage percentages.
- g. A detailed landscaping plan for the area included in the SIP, specifying the location, species, and installed and mature size of all existing and proposed trees, shrubs and fencing.
- h. A signage plan for the project, including the type, location, height, dimensions, lighting and sign face area of all proposed signs.
- i. An erosion control, drainage and stormwater management plan.
 - j. Building elevations for all buildings, including building heights and materials.
3. After the SIP submittal is complete, it shall be forwarded to the town clerk of the affected town. The town may then forward any comments and recommendations on the proposed SIP to the zoning administrator within 60 days. Alternatively, at the sole discretion of the affected town, the town may forward its comments and recommendations to the zoning administrator prior to the zoning administrator's determination of SIP submittal completeness, in which case the 60 day review period is not required.
4. The planning and development director and zoning administrator shall review the submitted SIP with reference to the GDP approval, the evaluation criteria in section 10.153(4), and town comments and recommendations. Within 50 days of receipt of a complete submittal (or within 10 days of such receipt in the event that the town offers comments and recommendations before the zoning administrator's determination of completeness is made), the director and zoning administrator shall determine whether the SIP is consistent with the approved GDP. Inconsistencies shall require an amendment to the GDP according to the procedure in sub. 10.153(5)(a). If generally consistent with the approved GDP and the evaluation criteria, the director and zoning administrator shall, within such timeframe, approve the SIP as submitted or with modifications necessary to

achieve full consistency. If approved with modifications, the applicant shall submit modified SIP materials consistent with the approval before the issuance of zoning permits.

5. The approved SIP shall provide the basis for the issuance of all subsequent permits including, but not limited to, zoning permits, to allow development within the SIP area. Any portion of an approved SIP for which a zoning permit is not issued within three years of SIP approval shall expire, and a new SIP must be submitted and approved for that area before any development may occur.

6. As an alternative to SIP technical review by the zoning administrator, planning and development director and affected town, approval of the GDP may include detailed restrictive covenants specific to the PUD that establish a design review committee and design review process to review SIP submittals so as to ensure compliance with the GDP. All other requirements for the SIP per para. (b) above shall remain in effect if this option is approved by the town and county as part of the GDP.

ARTICLE 6. Subsection 12.05(15a) is created to read as follows:

(15a) The fee for review of a general development plan (GDP) required to establish an urban planned unit development district shall be \$1,000.00 inclusive of the fee to amend the zoning ordinance. The fee to amend a previously approved GDP or for review of a specific implementation plan (SIP) required before development in an urban planned unit development district may occur shall be \$1,000.00. Except that for a rural planned unit development district, the fee shall be \$500 for the initial GDP and \$500 for an amendment or SIP.

[EXPLANATION: This amendment creates a Planned Unit Development (PUD) zoning district. Any PUD district would be either an urban or a rural PUD district, with a range of uses appropriate for either an urban or rural land use context. The text establishes the intent of the district, indicates the flexibility in uses, densities and designs allowed in such a district, and describe a two-stage approval process for mapping such a district. The first stage--general development plan (GDP)--would require town board and county board review and approval of a general plan for development of a property. The second stage--specific implementation plan (SIP)--would require county planning and development department staff review and approval of a specific plan consistent with the GDP, after town review and recommendation (optional to town). Alternatively, a design review committee could be established by both the town and the county in the GDP stage, and that committee would instead be responsible for review and approval of SIP submittals. After SIP approval, the PUD zoning district would be established on the county zoning map, and zoning permits could be issued for construction.]

Submitted by Supervisors Miles, Hendrick, Jensen and Downing, November 19, 2009. Fiscal and Policy Notes not required.

Referred to ZONING & LAND REGULATION.

ORD. AMDT. 45, 09-10

AMENDING CHAPTER 10 OF THE DANE COUNTY CODE OF ORDINANCES,
CREATING TRANSFER OF DEVELOPMENT RIGHTS (TDR) ZONING DISTRICTS

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Subsections 10.01(2k), (19q), (41m), (48w), (75m) and (78s) are created to read as follows:
(2k) *Adopted town and county comprehensive plan* means a town comprehensive plan adopted by both the affected town board and the Dane County Board of Supervisors under s. 66.1001, Wis. Stats., and s. 10.255(1)(d) and Chapter 82, Subchapter II, Dane County Ordinances.

(19q) *Development right* means a potential new residential building site available under the policies of an adopted town and county comprehensive plan, subject to the standards of this ordinance and chapters 11, 17 and 75. For purposes of participating in a transfer of development rights program, a development right exists on a particular property if adopted town and county comprehensive plans would support a rezone petition to allow residential development on the property under s. 10.255 of this ordinance and ss. 59.69 and 91.48, Wis. Stats.

(41m) *Notice document* is a recorded instrument to notify future landowners and others of unusual features, policies, regulations or other characteristics that may affect future development potential or other speculative use of a specific property. All notice document instruments must meet the minimum recording standards of the Dane County Register of Deeds.

(48w) *Recorded* means recorded with the Dane County Register of Deeds.

(75m) *TDR agricultural conservation easement* means a holder's non-possessory interest in real property imposing any limitation or affirmative obligation, the purpose of which may include any or all of the following: retaining or protecting natural, scenic or open space values of real property; assuring the availability of real property for agricultural, forest, recreational or open space use; protecting natural resources; maintaining or enhancing air or water quality; preserving a burial site, as defined in [s. 157.70\(1\)\(b\)](#), Wis. Stats.; or, preserving the historical, architectural, archaeological or cultural aspects of real property. TDR agricultural conservation easements need not include any requirements for public access or restrictions on agricultural or forestry practices.

(78s) *Transfer of development rights (TDR)* means the conveyance of development rights, as defined herein, by TDR agricultural conservation easement from one parcel of land to another and the recording of that conveyance with the Dane County Register of Deeds and other land records of Dane County. Any individual transfer of development rights transaction may, at the discretion of the parties involved, also include the conveyance of additional rights not enumerated in this ordinance.

ARTICLE 3. Section 10.02 is amended to read as follows:

10.02 DISTRICTS. The following districts are established. The number, shape and area are best suited to carry out the purposes of this ordinance:

- R-1 Residence District.
- R-1A Residence District.
- R-2 Residence District.
- R-3 Residence District.
- R-3A Residence District.
- R-4 Residence District.
- RH-1 Rural Homes District.
- RH-2 Rural Homes District.
- RH-3 Rural Homes District.
- RH-4 Rural Homes District.
- RE-1 Recreational District.
- B-1 Local Business District.
- A-1 Agriculture District.
- A-1 Exclusive Agriculture District.
- A-B Agriculture-Business District.
- A-2 Agriculture District.
- A-3 Agriculture District.
- C-1 Commercial District.
- C-2 Commercial District.
- LC-1 Limited Commercial District.
- EXP-1 Exposition District.
- M-1 Industrial District.
- CO-1 Conservancy District.
- HD Historic Overlay District.

TDR-S Transfer of Development Rights Sending Area Overlay District.
TDR-R Transfer of Development Rights Receiving Area Overlay District.

ARTICLE 4. Section 10.158 is created to read as follows:

10.158 TDR-S TRANSFER OF DEVELOPMENT RIGHTS SENDING AREA OVERLAY DISTRICT. This district is in effect in those towns which make the election under sub. (2)(b) below.

(1) *Statement of purpose.* The purposes of the TDR-S overlay district are to:

(a) *Support Transfer of Development Rights, as follows:*

1. establish a county-wide framework which allows a participating municipality to transfer development rights within or outside its jurisdiction;
2. reduce spot development of rural land;
3. encourage efficient transportation planning by reducing truly scattered development;
4. encourage environmental preservation by enhancing open space;
5. preserve and enhance property rights;
6. provide support and input into the agricultural community by encouraging the preservation of large intact agricultural areas in some locations and individual farms in other areas;
7. direct development in rural areas away from areas planned for long-term agricultural use;
8. provide a potential for compensation for individuals who do not want to develop their property or who live in communities which wish to restrict development;
9. help Dane County and participating communities achieve the goals and objectives contained in adopted plans;
10. facilitate purchase of development rights programs to protect high-priority natural or agricultural resources; and
11. allow for towns, villages and cities to serve as a clearinghouse for development rights in accordance with adopted land use and comprehensive plans.

(b) *Protect property rights.* Nothing in this section is intended to restrict, curtail or abridge the rights of property owners to use their property as currently permitted under ordinance, to petition the county board to rezone property or to apply for conditional use permits under ss. 59.69, 91.46 or 91.48, Wis. Stats., or s. 10.255 of this ordinance.

(2) *Areas affected.* (a) *Lands to be included within the TDR-S Transfer of Development Rights Sending Area Overlay District.* This district is generally intended to apply to lands identified in adopted town and county comprehensive plans as suitable for:

1. long-term or permanent agricultural, conservation or natural resource use;
2. limited or no non-farm development; and
3. sending areas for a transfer or purchase of development rights program.

(b) *Applicability.*

1. This section shall apply only to those towns that have filed a resolution with the county clerk indicating the election of the town to come under provisions of this district.
2. This section shall apply only within the A-1 (Exclusive Agriculture) or CO-1 zoning districts.

(3) *Permitted uses.* (a) All permitted uses in the underlying zoning district.

(b) Transfer of development rights consistent with, and at a ratio determined by, an adopted town and county comprehensive plan. Any transferred development rights must be accompanied by a recorded TDR agricultural conservation easement placed on the sending property. The recorded easement must include a legal description of the sending property in accordance with adopted town and county comprehensive plan guidelines, must detail the number of rights transferred or sold, and must describe any receiving property or properties. TDR agricultural conservation easements must list, at a minimum, the county and the town as parties with enforcement rights and must require, at a minimum, the county, the town and the landowner to agree to any amendment of the agricultural conservation easement in writing and after at least one public hearing held by the zoning committee. All such amendments shall be recorded.

(4) *Conditional uses in the TDR-S Transfer of Development Rights Sending Area Overlay District.* All conditional uses in the underlying zoning district.

(5) *Area regulations.* All lots in the TDR-S overlay district must meet the minimum lot size of the underlying zoning district or meet the requirements for a non-conforming lot of record under s. 10.16(3)(a) of this ordinance.

ARTICLE 5. Section 10.159 is created to read as follows:

10.159 TDR-R TRANSFER OF DEVELOPMENT RIGHTS RECEIVING AREA OVERLAY DISTRICT. This district is in effect in those towns which make the election under sub. (2)(b) below.

(1) *Statement of purpose.*

(a) The purposes of the TDR-R overlay district are to:

1. establish a county-wide framework which allows a participating municipality to transfer development rights within or outside its jurisdiction;
2. encourage the clustering of rural development;
3. encourage the efficient provision of services by clustering residential units;
4. encourage efficient transportation planning by encouraging compact development;
5. support planning of development in areas which have less impact on key resources;
6. preserve and enhance property rights;
7. encourage rural housing that is adequate and affordable for persons from a range of incomes;
8. facilitate development in rural areas of towns already experiencing or seeking development;
9. encourage the efficient use of land that has no history of, or is no longer suitable for, agriculture; and
10. help Dane County and participating communities achieve the goals and objectives contained in adopted plans.

(2) *Areas affected.*

(a) *Lands to be included within the TDR-R Transfer of Development Rights Receiving Area Overlay District.* This district is generally intended to apply to lands identified in adopted town and county comprehensive plans as suitable for:

1. residential development at a density exceeding one dwelling unit per 35 acres; and
2. receiving areas for a transfer of development rights program.

(b) *Applicability.*

1. This section shall apply only to those towns that have filed a resolution with the county clerk indicating the election of the town to come under provisions of this district.

2. This section shall apply only within the A-1, A-2, A-2 (1), A-2 (2), A-2 (4), A-2 (8), R-1, R-1A, R-2, R-3, R-3A, R-4, RH-1, RH-2, RH-3 or RH-4 zoning districts.

(c) *Applicability near incorporated municipalities.* The county board may not rezone to the TDR-R overlay district any parcel wholly or partially within the extraterritorial plat review jurisdiction of an incorporated municipality, as defined in s. 236.02(5), Wis. Stats., unless consistent with an adopted town and county comprehensive plan. If there are inconsistencies between the comprehensive plans of the town and the incorporated municipality with extraterritorial jurisdiction, prior to county board action the town and municipal governments must resolve the inconsistencies, following the dispute resolution process set forth in their respective comprehensive plans as required by s. 66.1001(2)(g), Wis. Stats.

(3) *Permitted uses.* All permitted uses in the underlying zoning district, provided all of the following criteria are met:

(a) Each new dwelling unit is accompanied by transferred development rights from a parcel or parcels in the TDR-S overlay district consistent with, and at a ratio determined by, an adopted town and county comprehensive plan.

(b) All transferred development rights in (a) above are from TDR-S overlay districts within the same town as the proposed dwelling unit, unless inter-town transfers are expressly authorized in adopted town and county comprehensive plans for both the sending and receiving towns.

(c) The landowner records a notice document for each new dwelling unit that details the number of development rights transferred, describes the sending property or properties, and references the recorded document number of the TDR agricultural conservation easement required under s. 10.158(3)(b).

(d) Copies of any recorded notices and copies of recorded TDR agricultural conservation easements on the sending parcel or parcels in the TDR-S district, must be provided to the zoning administrator before zoning permits will be issued.

(4) *Conditional uses.* All conditional uses in the underlying zoning district, provided all of the following criteria are met:

(a) Any application for a conditional use permit in the TDR-R overlay district that would increase the number of permanent dwelling units, except for those uses listed in paragraph (b) below, is accompanied by transferred development rights from a parcel or parcels in the TDR-S overlay district consistent with, and at a ratio determined by, an adopted town and county comprehensive plan.

(b) *Exceptions.* The following conditional uses are not considered an increase in the number of permanent dwelling units and do not require a transferred development right:

1. community living arrangements, as defined in s. 10.01(16);
2. dependency living arrangements, as defined in s. 10.01(19a);
3. extended care facilities, as defined in s. 10.01(22); and
4. nursing homes, as defined in s. 10.01(42).

(c) All transferred development rights in (a) above are from TDR-S overlay districts within the same town as the proposed dwelling unit, unless inter-community transfers are expressly authorized in adopted town and county comprehensive plans for both sending and receiving areas.

(d) The landowner records a notice document that details the number of development rights transferred, describes the sending property or properties and references the recorded document number of the restrictive covenant required under s. 10.158(3)(b).

(e) Copies of any recorded notices, and copies of recorded TDR agricultural conservation easements on the sending parcel or parcels in the TDR-S district, must be provided to the zoning administrator before zoning permits will be issued.

[EXPLANATION: This amendment adds two new zoning overlay districts to support transfer of development rights programs, and provides necessary definitions. The TDR-S Transfer of Development Rights Sending Area overlay zoning district is intended to grant landowners of agricultural or natural resource land the ability to voluntarily transfer development rights to other landowners as an alternative to developing their own land through the rezoning process. This overlay district does not impose additional restrictions beyond those in place in the underlying zoning districts. The TDR-R Transfer of Development Rights Receiving Area overlay zoning district is intended to grant landowners of transitional or rural development lands the ability to transfer development rights to TDR-R zoned properties from other landowners to allow for higher density development than would otherwise be permitted under adopted town and county plans. All TDR transactions are subject to the standards of adopted town and county comprehensive plans.]

Submitted by Supervisors Hendrick, Richmond, Miles, Downing and McDonell, November 19, 2009.
Fiscal and Policy Notes not required.

Referred to ZONING & LAND REGULATION.

ORD. AMDT. 46, 09-10

AMENDING CHAPTER 10 OF THE DANE COUNTY CODE OF ORDINANCES,
REGARDING COPY AREA OF SIGNS

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Subsection 10.73(9) is amended to read as follows:

10.73 GENERAL SIGN REGULATIONS.

(9) The copy area of back-to-back ~~on-premise ground or pylon~~ signs shall be computed using the copy area of only one side. The side used shall be the larger of the two sides.

[EXPLANATION: This amendment provides that only the copy area of one side of a back-to-back sign used when computing the signs dimensions.]

Submitted by Supervisor McDonell, November 19, 2009. Fiscal and Policy Notes not required.
Referred to ZONING & LAND REGULATION.

RES. 184, 09-10

CONTINUING THE TASK FORCE FOR THE PRIORITIZED REVISION OF CHAPTER 10

Resolution 184, 2008-09, Continuing the Task Force for the Prioritized Revision of Chapter 10 was adopted by the Dane County Board of Supervisors and signed by the County Executive in January, 2009. The resolution specified that the Task Force sunset on December 31, 2009. Due to the continued level of community and stakeholder interest, and the work remaining to complete the Task Force's mission, this resolution seeks to continue the Task Force until June 1, 2012.

The Task Force is charged with the following: studying Chapter 10, including a review of recent amendment proposals; identifying problem areas in the ordinance, preparing a report to the County Board listing problem areas in priority order; working with County Board committees and Dane County towns to resolve the most pressing problems; adding the prioritized list to the Dane County Comprehensive Plan; and continuing work on the problem areas in priority order as time permits.

The Task Force continues to make significant progress on its mission and is working cooperatively with the Towns to develop and implement zoning ordinance improvements. The Task Force has successfully recommended ordinance amendments for all 6 of its initially selected priority revisions and is currently working on two of the five identified priorities for 2009. To date, the Task Force has developed, and the County Board has adopted, the following 5 priority amendments:

- OA #6, 08-09: Review of Petitions for Consistency with Town/County/Comprehensive Plans,
- OA #54, 08-09: Providing for Town Board Consideration of Conditional Use Permits,
- OA #21, 08-09: Creating the A-4 Small Lot Exclusive Ag district,
- OA #33, 08-09: Clarifying the Definition of Building Height, and
- OA #16, 09-10: Creating a "Topography" Ordinance

In addition, the Task Force has recently recommended that the County Board adopt an amendment creating a Planned Unit Development zoning district, as well as an amendment addressing residential uses in the A-1EX Exclusive Agriculture district.

Work continues on other priorities, including revisions to the commercial zoning districts and accessory building regulations. Extending the Task Force through June 1, 2012 will allow time for these and other additional improvements to be made to the zoning ordinance.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors continues the Task Force for the Prioritized Revision of Chapter 10 (Zoning) of the Dane County Code of Ordinances by extending the sunset date to June 1, 2012.

BE IT FURTHER RESOLVED that, in recognition of their continuing commitment of time and expertise since the inception of the Task Force in 2007, citizen members shall receive a per diem and mileage for attendance at meetings.

Submitted by Supervisors Downing, Jensen, Hendrick, Miles, Richmond, Wiganowsky, DeSmidt, Duranczyk, Solberg, Hesselbein, Gau, Ferrell, Bruskevitz, Veldran and McDonell, November 19, 2009.
Referred to EXECUTIVE and ZONING & LAND REGULATION.

RES. 185, 09-10

AUTHORIZING EXPENDITURES IN ADVANCE OF BORROWING FOR
TECHNOLOGY ENHANCEMENTS FOR ZONING SYSTEM SOLUTION

The 2009 Capital Budget included a budget item for the Department of Planning and Development to procure a new technology system to manage the zoning and permitting function of the department. A vendor has been selected to provide the technology system, which includes a partnership and cost sharing with the city of Madison. As a result of the partnership, the County will potentially save \$108,000. This includes an incentive from the selected vendor to have a signed contract by December 31, 2009. If approved by the end of 2009, the vendor will discount the system license costs by \$6,440 and the services portion of the contract by \$22,390 for a total savings to the County of \$28,830.

NOW, THEREFORE, BE IT RESOLVED that the Department of Planning and Development be authorized to negotiate a contract to ensure the discount is realized before December 31, 2009; and

BE IT FURTHER RESOLVED that the Department of Planning and Development be authorized to spend in advance of borrowing for the 2009 Capital Budget and that it is the intent of the county to reimburse this expenditure from funds borrowed as part of the annual borrowing in 2010; and

BE IT FINALLY RESOLVED that the County Executive and the County Clerk be authorized to sign the Purchase of Services Agreement.

Submitted by Supervisor Miles, November 19, 2009.
Referred to PERSONNEL/FINANCE and ZONING & LAND REGULATION.

RES. 186, 09-10

ACCEPTING ADDITIONAL MEDICAL ASSISTANCE PERSONAL CARE REVENUE
DCDHS - ACS DIVISION

The Medical Assistance Personal Care program operated by Community Living Alliance, Inc., continues to grow in number of people served and revenue earned. Revenues earned were \$6.6 million in 2007, \$7.7 million in 2008 and are projected to be \$8.5 million in 2009. The number of people served has increased from 257 as of January 1, 2009 to 290 in October. This program growth is permitted because Medical Assistance revenues

cover 100% of program costs. The Purchase of Service Agreement for this program totals \$8,044,103. Given program growth, projected end of year expenses will be \$8,430,490, which is \$386,387 more than the current contract. Therefore, it is requested that Department of Human Services revenue and expense accounts be adjusted by \$386,387.

NOW, THEREFORE, BE IT RESOLVED, that the following 2009 Department of Human Services revenue and expense accounts be adjusted.

Revenue	Account	Amount
Account Number	Title	
ACGPHYDI 81435	MA Personal Care	\$386,387

Expenditure	Account	Amount
Account Number	Title	
ACGSHCLA SOPCAA	Community Living Alliance MA PC	\$386,387

Submitted by Supervisors Levin, Wheeler and Bruskewitz, November 19, 2009.
 Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

 RES. 187, 09-10

ADJUSTING THE PROFESSIONAL SERVICES CONTRACT WITH ST. MARY'S HOSPITAL
DCDHS - ACS DIVISION

St. Mary's Hospital's 2009 Professional Services Contract included an allocation of \$141,057 for adult day care services to consumers who are eligible for Community Options Program – Waiver (COP-W) funding. This represented 15,552 hours of service. Through October, 2009, COP-W eligible consumers are participating in St. Mary's adult day care program more frequently than anticipated. It is projected that service hours will exceed 16,500 this year. This resolution increases the contract by \$9,060, which will add funding for 1,000 hours of service. COP-W funds are available to cover this cost.

NOW, THEREFORE, BE IT RESOLVED, that the following 2009 Department of Human Services expense accounts be adjusted.

Expenditure	Account	Amount
Account Number	Title	
ACCWRSMH ATDCAA	St. Mary's Adult Day Care	\$9,060
ACCLEDC IPPWAA	COP-W Individual Payments	(\$9,060)
	Total	\$0

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the professional services contract listed below be amended for 2009:

SSM Health Care of Wisconsin, Inc.	\$9,060
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Submitted by Supervisors Levin, Wheeler and Bruskewitz, November 19, 2009.
 Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

RES. 188, 09-10

AWARDING 2010 PURCHASE OF SERVICE CONTRACT FOR FACILITY LINEN AND RESIDENT PERSONAL LAUNDRY SERVICES AT BADGER PRAIRIE HEALTH CARE CENTER

The purpose of this resolution is as follow:

To award purchase of service contracts with the following service providers for 2010:
Madison United Healthcare Linen, Ltd.

State and Federal statutes that govern the operation of licensed nursing facilities require the cleaning of facility linen and resident personal clothing. The Department of Administration and Badger Prairie Health Care Center solicited bids from providers and based upon review of these bids, a one (1) year contract with the option to extend for an additional four (4) one-year periods, will be awarded to the above named providers.

NOW, THEREFORE, BE IT RESOLVED that the service contracts listed below be awarded for the period January 1, 2010 through December 31, 2010.

Madison United Healthcare Linen, Ltd.	<u>Contract Amount</u> \$202,000
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BE IT FINALLY RESOLVED that the payment for the first month of each purchase of service contract be authorized at this time.

Submitted by Supervisors Levin, Wheeler and Bruskewitz, November 19, 2009.
Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

RES. 189, 09-10

AWARDING 2010 PROFESSIONAL SERVICE CONTRACTS DEPARTMENT OF HUMAN SERVICES

The purpose of this resolution is as follows:

1. To award POS contracts with the following professional service providers for 2010:

Mental Health Center of Dane County
Meriter Hospital, Inc.
St. Mary's Hospital
Tellurian UCAN
University Health Care, Inc.
UW Hospitals and Clinics

The Mental Health Center of Dane County provides a wide range of mental health services to families and individuals with mental health and/or alcohol and drug abuse issues. Tellurian UCAN provides a variety of services to persons needing treatment for alcohol and drug abuse and/or mental illness. The contracts with University Health Care, Inc., UW Hospitals, Meriter Hospital, Inc. and St. Mary's Hospital provide one or more of the following services: inpatient care to persons with mental illness, comprehensive

alcohol/drug abuse screening and assessment, intervention and referral services to Dane County youth 18 years old and under.

2. To amend Badger Prairie's professional service contract with the Mental Health Center of Dane County to extend the purchase of psychiatric services for another year.
3. To add \$12,694 of Benefit Specialist revenue for the purpose of providing services to assist older adults with Medicare Part D. Funding is allocated to the Coalition of WI Aging Groups which is the Area Agency on Aging's primary contractor for benefit specialist services.

NOW, THEREFORE, BE IT RESOLVED that the professional service contracts listed below be awarded for the period January 1, 2010, through December 31, 2010.

<u>Adult Community Services Division:</u>	<u>Contract Amount</u>
Mental Health Center of Dane County	\$10,483,463
Meriter Hospital, Inc.	\$118,900
St. Mary's Hospital	\$269,327
Tellurian UCAN	\$1,936,123
University Health Care, Inc.	\$119,800

<u>Children, Youth, and Families Division:</u>	<u>Contract Amount</u>
Mental Health Center of Dane County	\$3,173,057
Tellurian UCAN	\$1,532,942
UW Hospitals and Clinics	\$349,497

BE IT FURTHER RESOLVED that the following professional service contract be amended to extend the term of the contract through December 31, 2010, at the amount indicated.

<u>Badger Prairie Health Care Center</u>	<u>Contract Amount</u>
Mental Health Center of Dane County	\$110,000

BE IT FURTHER RESOLVED that the following revenue accounts be adjusted and that the revenue increases be credited to the General Fund and transferred from the General Fund to the following expenditure accounts in the Department of Human Services:

Revenue		
<u>Account Number</u>	<u>Account Title</u>	<u>Amount</u>
ACBADMIN 81625	Benefit Specialist Medicare	\$12,694
	Total Revenue	\$12,694
Expenditure		
<u>Account Number</u>	<u>Account Title</u>	<u>Amount</u>
ACBCLCAG ARBEAA	CWAG Benefit Specialist Medicare	\$12,694
	Total Expenditure	\$12,694

BE IT FINALLY RESOLVED that the payment for the first month of each professional service contract identified above be authorized at this time.

Submitted by Supervisors Levin, Wheeler and Bruskevitz, November 19, 2009.
 Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

RES. 190, 09-10

AUTHORIZING EMERGENCY MASS DECONTAMINATION OPERATIONS REFRESHER TRAINING

Dane County Emergency Management applied for and was awarded a training grant from Wisconsin Emergency Management in the amount of \$6,800.

This grant will be used to conduct Emergency Mass Decontamination Operations Refresher Training.

NOW, THEREFORE, BE IT RESOLVED that \$6,800 be set up as additional revenue in the Emergency Management, Hazardous Materials Planning Division Training Revenue Account 81812 and be credited to the General Fund and that \$6,800 be transferred from the General Fund to Hazardous Materials Planning Division Training Expense Account 31133.

BE IT FURTHER RESOLVED that \$6,800 is transferred from the General Fund to the following Emergency Management, Hazardous Materials Planning Division Training Account.

Revenue Account	EMHAZMAT 81812
Expense Account	EMHAZMAT 31133

BE IT FINALLY RESOLVED that all unexpended funds and unrecognized revenues from this account be carried forward from the 2009 to the 2010 budget period.

Submitted by Supervisors Rusk, Bayrd, Hampton, Willett, Kostelic, Schlicht and Duranczyk, November 19, 2009.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 191, 09-10

AUTHORIZING CHEMISTRY OF HAZARDOUS MATERIALS WITH
FIELD IDENTIFICATION LABORATORY TEST TRAINING

Dane County Emergency Management applied for and was awarded a training grant from Wisconsin Emergency Management in the amount of \$6,750.

This grant will be used to conduct Chemistry of Hazardous Materials with Field Identification Laboratory Test Training.

NOW, THEREFORE, BE IT RESOLVED that \$6,750 be set up as additional revenue in the Emergency Management, Hazardous Materials Planning Division Training Revenue Account 81812 and be credited to the General Fund and that \$6,750 be transferred from the General Fund to Hazardous Materials Planning Division Training Expense Account 31133.

BE IT FURTHER RESOLVED that \$6,750 is transferred from the General Fund to the following Emergency Management, Hazardous Materials Planning Division Training Account.

Revenue Account	EMHAZMAT 81812
Expense Account	EMHAZMAT 31133

BE IT FINALLY RESOLVED that all unexpended funds and unrecognized revenues from this account be carried forward from the 2009 to the 2010 budget period.

Submitted by Supervisors Rusk, Bayrd, Hampton, Willett, Kostelic, Schlicht, and Duranczyk, November 19, 2009.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 192, 09-10

AUTHORIZING SPECIALTY RESPONSE TRAINING - HANDS ON LEAK AND FIRE CONTROL

Dane County Emergency Management applied for and was awarded a training grant from Wisconsin Emergency Management in the amount of \$8,827.

This grant will be used to conduct Specialty Response Training - Hands on Leak and Fire Control.

NOW, THEREFORE, BE IT RESOLVED that \$8,827 be set up as additional revenue in the Emergency Management, Hazardous Materials Planning Division Training Revenue Account 81812 and be credited to the General Fund and that \$8,827 be transferred from the General Fund to Hazardous Materials Planning Division Training Expense Account 31133.

BE IT FURTHER RESOLVED that \$8,827 is transferred from the General Fund to the following Emergency Management, Hazardous Materials Planning Division Training Account.

Revenue Account	EMHAZMAT 81812
Expense Account	EMHAZMAT 31133

BE IT FINALLY RESOLVED that all unexpended funds and unrecognized revenues from this account be carried forward from the 2009 to the 2010 budget period.

Submitted by Supervisors Rusk, Bayrd, Hampton, Willett, Kostelic, Duranczyk and Schlicht, November 19, 2009.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 193, 09-10

AUTHORIZING ACCEPTANCE OF A STATE OF WI
DNR GRANT FOR BABCOCK & LAFOLLETTE LOCK & DAM RENOVATONS

Dane County Department of Land & Water Resources has been awarded a \$500,000 grant from the State of Wisconsin Department of Natural Resources for the renovation of the Babcock and LaFollette lock & dams located on Lakes Waubesa and Kegonsa. This is a continuation of the work completed on the lock & dam at Tenney Park in 2007. Funds for completion of the Babcock lock & dam are included in the 2010 Capital Budget. Funds for LaFollette lock & dam will be included in the 2011 Capital Budget.

The Babcock & LaFollette lock & dam structures need extensive repairs and operational improvements. The renovations will include lock gate and operator replacements, improvements for controlling water levels, installation of queuing platforms, ADA pathways, electrical repairs, concrete repairs and other code compliances.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors and the Dane County Executive hereby accept grant awards from the State of Wisconsin Department of Natural Resources totaling \$500,000 for the purposes identified in the grant proposal.

Submitted by Supervisor Miles, November 19, 2009.

Referred to PERSONNEL/FINANCE, PUBLIC WORKS & TRANSPORTATION and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

RES. 194, 09-10

WORKER'S COMPENSATION REAUTHORIZATION OF SELF-INSURANCE

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

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors approves the continuation of the self-insured worker's compensation program, in compliance with Wisconsin Administrative Code DWD 80.60(3); and does ordain as follows:

- (1) Provide for the continuation of a self-insured worker's compensation program that is currently in effect.
- (2) Authorize the County Clerk to forward certified copies of this resolution to the Worker's Compensation Division, Wisconsin Department of Workforce Development.

Submitted by Supervisors Hulsey, de Felice, Hesselbein, DeSmidt and Ripp, November 19, 2009.
Referred to PERSONNEL/FINANCE.

RES. 195, 09-10

AUTHORIZING PURCHASE OF INSURANCE

The adopted 2010 budget provides the authority to purchase insurance to protect Dane County.

Dane County purchases insurance coverage through Wisconsin Municipal Mutual Insurance Company (WMMIC) for automobile liability, general liability, miscellaneous liability, and errors and omissions in amounts up to \$5 million in excess coverage to protect the County from catastrophic losses.

Insurance coverage is purchased from commercial insurance carriers for the following coverage: Airport Liability Insurance; Professional Health Professional Liability insurance for Badger Prairie Health Care Center; Boiler insurance for existing boilers/compressors; Employee Crime/Theft insurance; Property, Equipment, and Builders Risk insurance; and Automobile, General Liability, Excess Liability, and Workers Compensation Insurance for EMS.

The specific amounts for these policies are all provided in the adopted 2010 budget.

NOW, THEREFORE, BE IT RESOLVED that the County Controller be authorized to pay the premiums for these contracts.

Submitted by Supervisors Hulsey, de Felice, Hesselbein, DeSmidt and Ripp, November 19, 2009.
Referred to PERSONNEL/FINANCE.

RES. 196, 09-10

AWARD OF CONTRACT FOR ELECTRIC SERVICE ELEVATOR
MODERNIZATION (#5) IN CITY-COUNTY BUILDING

The Department of Public Works, Highway & Transportation reports the receipt of bids for the Electric Service Elevator Modernization (#5) in the City-County Building, 210 Martin Luther King, Jr. Blvd., Madison, WI, Bid #309026.

A complete tabulation is on file at the Department of Public Works office. The low qualified bidder is:

Schumacher Elevator Company
One Schumacher Way
Denver, IA 50622

Total: \$149,925.00

The Public Works staff finds the amount to be reasonable and recommends the bid be awarded to Schumacher Elevator Company.

NOW, THEREFORE, BE IT RESOLVED that a Contract be awarded to Schumacher Elevator Company in the amount of \$149,925.00; and

BE IT FURTHER RESOLVED that the County Executive and the County Clerk be authorized and directed to sign the Contract; and

BE IT FURTHER RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Contract; and

BE IT FINALLY RESOLVED that the Public Works & Transportation Committee shall approve all change orders to the Contract, subject to submission of change orders to the County Board for approval where the sum involves \$20,000 or more than 10% of the original approved Contract amount, whichever is smaller.

Submitted by Supervisors Opitz, Martz, Veldran, Schmidt and Wiganowsky, November 19, 2009.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 197, 09-10

AUTHORIZING EXECUTION OF AMENDMENT TO LEASE AND CONSENT TO LEASE ASSIGNMENT
-DANE COUNTY REGIONAL AIRPORT-

Under Lease No. DCRA 2005-07 TASC Properties, LLC leases a parcel of land in the Truax Air Park West at the Dane County Regional Airport. TASC Properties, LLC has constructed on the parcel an office building of approximately 23,000 square feet and an associated parking lot. Pursuant to its lease, TASC Properties has requested Dane County's consent to a leasehold mortgage and an amendment to allow use of the building as collateral for a letter of credit. In exchange for the consents as requested the lease will be amended to lower the collateral to loan ratio to provide additional protection to the County.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Executive and the Dane County Clerk are authorized to execute on behalf of Dane County an Amendment to Lease and Consent to Leasehold Mortgage as set forth above.

Submitted by Supervisors O'Loughlin and Martz, November 19, 2009.
Referred to PERSONNEL/FINANCE, PUBLIC WORKS & TRANSPORTATION and AIRPORT.

RES. 198, 09-10

AUTHORIZING EXECUTION OF ELECTRIC SERVICE AGREEMENT AND ADDENDUM
GRANTING OPTION TO PURCHASE – DANE COUNTY REGIONAL AIRPORT-

Dane County presently is a party to an Electric Service Agreement for Purchase of Backup Generation Service under which Madison Gas and Electric leases to the Dane County Regional Airport a 900 kilowatt generator to provide essential electric power at the Airport in the event of a failure or malfunction of MG&E's power grid. The existing agreement expires at the end of 2009 and the Airport is negotiating a successor five year agreement with MG&E that maintains the present rate structure for the generator, associated equipment and regular testing and maintenance. The cost for the equipment and services is presently \$1529.40 a month and has been included in the Airport's 2010 budget. MG&E has also provided an addendum to its standard Electric Service Agreement that grants the County the option to purchase the generator and associated equipment during the term of the Agreement at a price established under depreciation tables applicable at the time of purchase. The addendum will allow the Airport to purchase the generator if federal or state funding becomes available or in the event outright purchase at a depreciated price becomes less expensive than continue rent payments. In no event would money from Dane County's general fund be used to purchase the generator.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Executive is hereby authorized to execute the above described Electric Service Agreement for Purchase of Backup Generation Service and the Addendum thereto.

Submitted by Supervisors O'Loughlin and Martz, November 19, 2009.
Referred to PERSONNEL/FINANCE, PUBLIC WORKS & TRANSPORTATION and AIRPORT.

RES. 199, 09-10

AUTHORIZING EXECUTION OF LEASES FOR RENTAL CAR CONCESSIONS
AT THE DANE COUNTY REGIONAL AIRPORT

After publishing notice to interested parties, the Dane County Regional Airport has negotiated leases for Airport car rental concessions at the Airport. The rental car brands represented are Avis, Budget, Enterprise, Hertz and National/Alamo. Each lease has a term of five years and two months, bringing them into line with the calendar year. The leases will be entered into with the following five firms: Midwestern Wheels, Inc.; Vehicle Rental Services, LLC; Enterprise Rent-A-Car Company, Inc.; Hertz Corporation; and Midwest Car Corporation. Rent payment under the leases is set as the greater of 10% of gross receipts or a minimum annual guarantee (MAG). The MAG is established as 80% of the fees and charges paid for the previous year. The lease also provides for the payment of rent for ready and return parking and terminal counter and office space.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Executive and the Dane County Clerk be authorized to execute on behalf of Dane County five Airport car rental concession leases as set forth above.

Submitted by Supervisors O'Loughlin and Martz, November 19, 2009.
Referred to PERSONNEL/FINANCE, PUBLIC WORKS & TRANSPORTATION and AIRPORT.

RES. 200, 09-10

AWARD OF CONTRACT FOR EMS MEDICAL DIRECTOR, 2010/2011

To meet the requirements for Emergency Medical Services administrative and evaluative physician services, Dane County has contracted with a physician since January 1989.

A 2010/2011 contract for administrative and evaluative physician services is being awarded to _____, M.D. The contract shall not exceed \$70,000 in year 2010 and year 2011.

THEREFORE, BE IT RESOLVED that a contract be awarded to _____, M.D. and that the County Executive and County Clerk are authorized to sign the agreement.

Submitted by Supervisor Schlicht, November 19, 2009.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 201, 09-10

OFFICE OF JUSTICE ASSISTANCE (OJA) HOMELAND SECURITY/MUTUAL AID INTEROPERABILITY

The purpose of this resolution is to adjust revenue and expenditures for FY 2009.

The Department of Emergency Management (grantee), on behalf of local units of government (sub-grantees), submitted a request to the State and Local Homeland Security Program for funds to replace aging communication equipment.

The following communities requested participation within the program through a pre-grant application process and were deemed eligible: Belleville Area EMS, Blooming Grove Fire, Blooming Grove/Burke/Maple Bluff EMS, Blue Mounds Police Department, Brooklyn EMS, Brooklyn Fire, Brooklyn Public Works, Cambridge EMS, Cambridge Police Department, Cambridge Public Works, City of Madison Fire, Middleton Police Department, Middleton EMS, Cottage Grove Fire, Cottage Grove Police Department, Cross Plains Police, Dane County Emergency Management, Dane Fire, Dane County Sheriff's Office, Deer/Grove EMS, Deforest Police Department, Deforest EMS and Fire, Fitchburg Police Department, Maple Bluff Fire, Maple Bluff Police Department, Maple Bluff Public Works, Marshall EMS, Marshall Police Department, McFarland EMS, McFarland Police Department, McFarland Public Works, Monona Police Department, Mount Horeb Police Department, Oregon Police Department, Shorewood Hills EMS, Shorewood Hills Fire, Shorewood Hills Police Department, Stoughton Area EMS, Stoughton Fire, Sun Prairie EMS, Sun Prairie Police Department, Sun Prairie Fire, and Waunakee Police Department.

The grant supports the purchase of specified communications equipment. The sub-grantee is responsible for a local contribution to equal the total costs of eligible items under the grant.

In order to properly track expenditures, a specific line item or a separate expenditure account is required.

NOW, THEREFORE, BE IT RESOLVED that \$813,116.30 be set up as additional revenue in a newly created Emergency Management, Communications Interoperability Equipment account, and be credited to the General Fund.

BE IT FURTHER RESOLVED that \$813,116.30 is transferred from the General Fund to the following Emergency Management, Communications Interoperability Equipment account (account numbers to be issued by the Controller's Division upon passage of this resolution):

Communications Interoperability Equipment	\$813,116.30
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BE IT FURTHER RESOLVED that all unexpended funds and unrecognized revenues from this account be carried forward from the 2009 to the 2010 budget period.

Submitted by Supervisor Schlicht, November 19, 2009.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 202, 09-10

APPROVING AGREEMENT FOR COMMUNITY DEVELOPMENT BLOCK GRANT
THE NATIONAL MUSTARD MUSEUM

Dane County administers a Revolving Loan Fund for Economic Development (RLF-ED), originally capitalized with a Community Development Block Grant (CDBG-ED grant) of \$120,000 from the State of Wisconsin in 1991 (Department of Development, now Department of Commerce). The grant was accepted by Dane County by Resolution 78, 1991-92: Accepting Wisconsin Development Fund Grant Monies and Awarding Contracts (Leisure Concepts), passed on August 15, 1991. In 2004 the RLF-ED was increased by an additional \$422,337 with funds transferred to Dane County from RLFs in other Dane County municipalities. In 2007, \$437,574, the Town of Madison transferred their RLF funds to Dane County.

The purpose of the RLF-ED is to provide financing to businesses that create jobs for low and moderate-income persons. The objectives of the RLF are to: expand or modernize existing or locally owned and managed

enterprises; encourage the creation or retention of employment opportunities for low and moderate-income County residents; leverage new private investment in downtown business districts and traditional business districts; assist businesses with high-value added products or services, especially in the agricultural sector; and assist dairy farmers with capital improvements resulting in an increase in milk production.

The Mt. Horeb Mustard Museum, open since 1992, is changing its name to the National Mustard Museum and re-locating to the City of Middleton. They applied to the ED RLF loan program and have requested a loan of \$200,000 for equipment and operating capital their expansion. The City of Middleton has worked with a developer to provide a newly renovated space, 7477 Hubbard Ave. (at the intersection of Parmenter St.) where the old antique mall was located. In addition, the Museum will be receiving reduced rent for 10 years, and \$50,000 for re-location expenses from Middleton.

The Museum size will increase by 15-20%, and provide additional services including a new cooking kitchen for cooking demonstrations, additional space for event rentals, a hot dog and pretzel stand for lunch traffic and tourists, as well as several new exhibits that will educate visitors about mustard and other foods. The Museum generates its income from in store and tourism related purchases, 60%, and 40% from internet sales and underwriting support from several of the major mustard companies.

In 2008 the Museum experienced a loss in revenue of \$45,000, made up in large part by the majority owner's deferred salary. They have since focused on improving their operating efficiencies by replacing non-professional staff, who in the past handled accounting, management and staff training, with professional staff such as an accountant and a new retail operations manager that has streamlined the hiring and training process. The accountant has already created a \$1,000 cost savings by taking over the monthly credit card purchasing, and payroll processing. It is also their goal to utilize new software to decrease shipping costs. In addition, they anticipate increasing foot traffic and tourism, and are working with the Middleton Tourism Commission to do outreach to area hotels and conference centers and advertise their new location – projecting an additional 10,000 visitors within 12-24 months. They are also working with a marketing firm to increase internet sales.

The Dane County RLF Loan Committee met on November 3, 2009. The Loan Committee recommended approval of a loan of \$200,000 at 5.25% interest for seven years, and a 1-point loan fee of \$2,000.00. The CDBG Commission met on November 12, 2009 and voted to approve the same. The loan will be disbursed after the following requirements are met: 1) The Museum supplies the Dane County RLF Manager with documentation that they have met their one-to-one match of \$200,000. No funds will be disbursed until these terms have been met.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors does approve a RLF-ED loan of \$200,000 with a seven-year term at an annual interest rate of 5.25% and a 1-point loan fee of \$2,000.00 to the National Mustard Museum. The loan will be disbursed only after the following terms have been met by the Museum: 1) The Museum supplies the Dane County RLF Manager with documentation of a one-to-one match of \$200,000.

BE IT FURTHER RESOLVED that the Dane County Controller is authorized to issue checks necessary to effectuate the transaction; and

BE IT FINALLY RESOLVED that the Dane County Clerk and Dane County Executive are hereby authorized to sign the appropriate contract on behalf of Dane County.

Submitted by Supervisors O'Loughlin, Hesselbein, DeSmidt, Miles and Opitz, November 19, 2009.
Referred to PERSONNEL/FINANCE and ECONOMIC DEVELOPMENT COMMITTEE.

RES. 203, 09-10

COUNTY EXECUTIVE APPOINTMENTS

The County Executive has appointed the following persons to the designated commissions, committees and boards. These appointments require confirmation by the County Board.

NOW, THEREFORE, BE IT RESOLVED that the appointments set forth below are confirmed.

Commission on Sensitive Crimes

Supervisor Paul Rusk, 1422 Wyldewood Dr., Madison 53704, to fill the seat of a supervisor representing the Public Protection & Judiciary Committee, replacing Supervisor Hampton, at Supervisor Hampton's request. This term will expire 4/20/10.

Human Services Board

Supervisor Melanie Hampton, 9 Lynbrook Cir, Madison 53719, to serve in the seat of a Supervisor representing the Public Protection & Judiciary Committee, replacing Supervisor Rusk, at Supervisor Rusk's request. This term will expire 4/20/10.

City of Madison Long Range Transportation Planning Commission

Supervisor Chuck Erickson, 1541 Jefferson Street, Madison 53711, to replace Supervisor Hampton, at Supervisor Hampton's request. This term will expire 4/20/10.

Submitted by Supervisor McDonell, November 19, 2009. Fiscal and Policy Notes not required.
Referred to EXECUTIVE.

COMMUNICATIONS

Claim from Allstate re. Megan Flynn against County for damage to vehicle. Referred to PUBLIC PROTECTION/JUDICIARY.

Summons & Complaint foreclosure of mortgage M&I Marshall & Ilsley Bank v. Oscar R. Diaz. Referred to PUBLIC PROTECTION/JUDICIARY.

Notice of Hearing Brenda J. White vs. Eight & Eight Partners. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from Progressive Ins. Re. Jonathan R. Kramer against Highway for damage to vehicle caused by concrete blowout. Referred to PUBLIC PROTECTION/JUDICIARY.

Waushara County Res. 23-11-09 – Opposition to S. 149 “Weekend Voting Act” and 2009 Assembly Joint Resolution 2. Referred to EXECUTIVE.

Outagamie County Res. No. 84-2009-10 – Opposition of AB 403. Referred to EXECUTIVE.

ORD. AMDT. 47, 09-10

AMENDING CHAPTER 82 OF THE DANE COUNTY CODE OF ORDINANCES,
INCORPORATING THE TOWN OF SUN PRAIRIE COMPREHENSIVE PLAN INTO
THE DANE COUNTY COMPREHENSIVE PLAN

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 82.55(27) is amended to read as follows:

82.55 INCORPORATION OF TOWN PLANS. The following town plans are incorporated into the Dane County Comprehensive Plan:

(27) Town of Sun Prairie ~~Land Use Plan~~ Comprehensive Plan, including all amendments adopted by the county board of supervisors as ~~part of the Dane County Farmland Preservation Plan as of October 7, 2004~~ *[county clerk to insert effective date of amendment]*.

[EXPLANATION: This amendment adopts the Town of Sun Prairie Comprehensive Plan and incorporates it into the Dane County Comprehensive Plan.]

Submitted by Supervisors Wiganowsky and Gau, December 3, 2009. Fiscal and Policy Notes not required.

Referred to ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and ZONING & LAND REGULATION.

RES. 204, 09-10

ACCEPTANCE OF FY 09 CONGRESSIONALLY SELECTED AWARD (KOHL EARMARK) DOMESTIC
VIOLENCE GRANT FOR 1.0 FTE PROSECUTOR IN THE DANE COUNTY
DISTRICT ATTORNEY'S OFFICE

Due to insufficient funding from the State, District Attorney offices have relied to the maximum extent possible on federal grants for additional assistant district attorney (ADA) positions. The Dane County District Attorney's Office has lost five domestic violence prosecution positions since 2002 due to federal grant cuts.

The fiscal year 2009 Congressionally Selected Award (Kohl Earmark) provided \$1,200,000 to fund eight ADAs in Dane, Milwaukee and Outagamie counties. This award addressed positions that have not received any other funding and have already been cut or will face elimination in 2010. This award is from the Federal Bureau of Justice Assistance to the Wisconsin Department of Administration, in care of the State Prosecutors Office, Phil Werner, Director.

This award is for \$154,089 (salary and benefits from December 2009 through June 2011), which will be used to cover costs for the work of ADA Kene Okocha, who focuses exclusively on domestic violence prosecutions. This resolution is necessary to formalize acceptance of this grant.

NOW, THEREFORE, BE IT RESOLVED that the Dane County District Attorney's Office be permitted to accept the aforementioned 2009 Congressionally Selected Award (Kohl Earmark) Domestic Violence Grant in the amount of \$154,089.

BE IT FURTHER RESOLVED that the \$154,089 is credited to the General Fund, and that this amount is transferred from the General Fund to the following District Attorney Criminal & Traffic - Adult Revenue accounts as follows:

Exp Acct	Rev Acct	Description	Amount	ADA	Grant #
NEW	NEW	Byrne Discretionary Grant - Domestic Violence (Kohl Earmark)	\$154,089	Kene Okocha	2009-D1-BX-0184

BE IT FINALLY RESOLVED that any funds not received or expended in FY 09 are carried forward through FY 11.

Submitted by Supervisors Rusk, Bayrd, Hampton, Kostelic, Duranczyk and Willett, December 3, 2009. Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 205, 09-10

ACCEPTANCE OF THE FY2010-2012 FEDERAL ANTI-DRUG ABUSE RECOVERY GRANT ADMINISTERED BY THE STATE OFFICE OF JUSTICE ASSISTANCE FOR DRUG ENFORCEMENT IN DANE COUNTY

Resolution 210, 1991-1992 authorized that the Dane County Sheriff's Office participate in a multi-jurisdictional drug enforcement group and operate as the lead agency for the aforementioned group. It also authorized that the Sheriff, or his designee provide all necessary and requested data and information to the State Office of Justice Assistance as may be required.

The FY09 Federal Anti-Drug Abuse Grant is an additional recovery grant identified in Resolution 210, 1991-1992. The total grant to be received over a three-year period is \$450,000. The revenue to be realized in 2010 is \$150,000; in 2011 is \$150,000; and in 2012 is \$150,000.

NOW THEREFORE BE IT RESOLVED that the Sheriff's Office be permitted to accept the Federal Anti-Drug Abuse Grant, administered by the Office of Justice Assistance, in the amount of \$450,000 over three years (no local match), to be credited to the General Fund.

BE IT FURTHER RESOLVED that \$150,000 be set up as additional revenue in 2010, 2011 and 2012 Sheriff's Office, Field Services, Drug Enforcement Grant revenue (SHRFFLD 80527) and be credited to the General Fund each year.

BE IT STILL FURTHER RESOLVED that \$150,000 be transferred from the General Fund to the following Sheriff's Office, Field Services, accounts:

Year 1 -- 2010

Drug Enforcement POS (SHRFFLD 30925)----- \$63,900
 Prosecutor position – DA's Office salary and fringe benefits--- \$86,100
 Total \$150,000

Year 2 -- 2011

Drug Enforcement POS (SHRFFLD 30925)-----\$58,200
 Prosecutor position – DA's Office, salary and fringe benefits --\$91,800

	Total	\$ 150,000
Year 3 -- 2012		
	Drug Enforcement POS (SHRFFLD 30925)-----	\$52,100
	Prosecutor position – DA's Office, salary and fringe benefits ---	\$97,900
	Total	\$150,000
	Grant Total (3 year period)	\$450,000

BE IT FINALLY RESOLVED that any of these grant funds that are unexpended as of December 31, be carried forward until fully expended.

Submitted by Supervisors Rusk, Bayrd, Hampton, Kostelic, Duranczyk and Willett, December 3, 2009.
 Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 206, 09-10

ACCEPTANCE OF A GRANT FROM THE WISCONSIN DEPARTMENT OF JUSTICE
 FOR FIELD TRAINING OFFICER TRAINING

The Wisconsin Department of Justice is offering Field Training Officer (FTO) Training to law enforcement personnel in Wisconsin. The training, offered in partnership with the Dane County Sheriff's Office and Kaminsky & Associates Inc, will be held at the Dane County Law Enforcement Training Center December 7 - 11, 2009.

The Wisconsin Department of Justice has approved a \$6,700 grant to the Dane County Sheriff's Office to provide training to Dane County Sheriff's Office staff and other law enforcement agencies. Reimbursable expenses include teaching fees and expenses, and textbook and other materials for each student.

NOW, THEREFORE BE IT RESOLVED that the Dane County Sheriff's Office be permitted to accept the \$6,700 grant from the Wisconsin Department of Justice.

BE IT FURTHER RESOLVED that \$6,700 be added as additional revenue to the Sheriff's Office, Training Center, Hosted Training Course Revenue Account (SHRFTC - 80589) and credited to the general fund.

BE IT FURTHER RESOLVED that \$6,700 be transferred from the General Fund to the Sheriff's Office, Training Center, Hosted Training Course Expenditure Account (SHRFTC – 21155).

BE IT FINALLY RESOLVED that all unexpended funds and unrecognized revenues from this grant be carried forward from the 2009 budget period to the 2010 budget period.

Submitted by Supervisors Rusk, Bayrd, Hampton, Kostelic, Duranczyk and Willett.
 Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 207, 09-10

ACCEPTANCE OF THE FY 2009 JUSTICE ASSISTANCE GRANT (JAG) DRUG TASK FORCE (FORMERLY
 THE BYRNE DRUG TASK FORCE GRANT) ADMINISTERED BY THE
 STATE OFFICE OF JUSTICE ASSISTANCE FOR DRUG ENFORCEMENT IN DANE COUNTY

Resolution 210, 1991-1992 authorized that the Dane County Sheriff's Office participate in a multi-jurisdictional drug enforcement group and operate as the lead agency for the aforementioned group. It also authorized that the Sheriff, or his designee provide all necessary and requested data and information to the State Office of Justice Assistance as may be required.

The FY00 Federal Justice Assistance Grant, Grant (Fed.16.738 DJ -7504) is a continuation of the grant identified in Resolution 210, 1991-1992. The total drug grant revenue to be realized as 2010 revenue is \$138,383.

NOW THEREFORE BE IT RESOLVED that the Sheriff's Office be permitted to accept the Federal Anti-Drug Abuse Grant, administered by the Office of Justice Assistance, in the amount of \$138,383 to be credited to the General Fund.

BE IT FURTHER RESOLVED that \$138,383 be set up as additional 2010 Sheriff's Office, Field Services, Drug Enforcement POS revenue (SHRFFLD 80527) and be credited to the General Fund.

BE IT STILL FURTHER RESOLVED that \$138,383 be transferred from the General Fund to the 2009 Sheriff's Office, Field Services, Drug Enforcement POS account (SHRFFLD 30925).

BE IT FINALLY RESOLVED that any of the grant funds that are unexpended as of December 31, 2010, be carried forward to 2011.

Submitted by Supervisors Rusk, Bayrd, Hampton, Kostelic, Duranczyk and Willett, December 3, 2009.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 208 09-10

AUTHORIZING A CONTRACT BETWEEN DANE COUNTY AND PRO TECH MONITORING, INC. FOR DANE COUNTY JAIL INMATE ALCOHOL MONITORING EQUIPMENT

WHEREAS, Dane County and its Sheriff are responsible for the keeping of the Dane County Jail and caring for the inmates therein, including those inmates placed on a Sheriff's jail diversion program, and,

WHEREAS, the Sheriff's Office utilizes alcohol monitoring equipment to monitor inmate compliance with jail and diversion program rules, and,

WHEREAS, the Dane County Sheriff's Office researched alcohol monitoring products and determined the ability of the MEMS3000 to provide inmate photo verification during a breath test assists staff in monitoring and ensuring compliance, and,

WHEREAS, Pro Tech Monitoring Inc., of Odessa, FL currently supplies GPS tracking equipment and the MEMS3000, to include a new cellular version,

NOW, THEREFORE, BE IT RESOLVED, that a contract be awarded to Pro Tech Monitoring Inc., of Odessa, FL, for the provision of alcohol monitoring equipment commencing on January 1, 2010 and continuing for one (1) year with extensions for an additional two (2) years.

NOW, BE IT FINALLY RESOLVED, that the Dane County Executive and the Dane County Clerk are authorized to execute the necessary documents for the contract.

Submitted by Supervisors Rusk, Bayrd, Hampton, Kostelic and Duranczyk, December 3, 2009.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 209, 09-10

AUTHORIZING OVERTIME FOR PUBLIC SAFETY COMMUNICATIONS SUPERVISORS

The Public Safety Communications Supervisors are required to staff posts 24/7, 365 days per year. They are always replaced and unable to leave their post unless another supervisor is made available. At times in lieu of a Communications Supervisor, an Acting Class communicator is hired to fill in. Acting Supervisors come from the communicator ranks, and do not have the authority and managerial responsibility of a Communications Supervisor. This use of Acting Class communicators (acting Supervisors) many times results in mandatory overtime for the then vacant communicator post.

NOW, THEREFORE, BE IT RESOLVED that Public Safety Communications Supervisors are authorized to receive one and one half times (1-1/2) the hourly rate of pay for hours worked on holidays and any hours in excess of their regularly scheduled hours. Communications Supervisors who work overtime may, upon mutual agreement between the employee and the department head, receive compensatory time off for such work in lieu of cash payment. Compensatory time off shall accrue at the rate of one and one-half (1-1/2) hours for each overtime hour worked but shall not exceed fifty (50) hours payable at seventy five (75) hours of compensatory time. Public Safety Communications Supervisors may earn additional compensatory time during the payroll year when the accrual is reduced below seventy five (75) hours. Such accrued compensatory leave time shall be taken at a mutually agreeable time. On the last pay period of the payroll year all compensatory leave accrued during that payroll year which has not been taken as compensatory leave shall be paid out in cash, except that at the Public Safety Communications Supervisor's discretion, they may carry over up to forty-five (45) compensatory hours (thirty [30] hours payable as forty-five [45]).

BE IT FURTHER RESOLVED that this compensation remains in effect until December 31, 2010. During this period, the need for the use of acting supervisors will be tracked.

BE IT FINALLY RESOLVED that a report on the findings will be submitted to the Personnel and Finance Committee.

Submitted by Supervisors Rusk, Kostelic, Hampton, Bayrd, Duranczyk and Willett, December 3, 2009.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 210, 09-10

APPROVING UNDERGROUND EASEMENT TO MOUNT HOREB TELEPHONE COMPANY
IN TOWN OF VERONA

The Mount Horeb Telephone Company desires to place underground telephone cable along the southerly edge of park property between CTH M and Raymond Road in Section 3, Town of Verona. The proposed easement is ten (10) feet wide by one thousand three hundred ninety-three (1,393) feet long. No trees would be removed in the placement of the cable. The telephone company has offered the county \$1,500 for the easement.

Revenue for the easement is anticipated in the 2010 Land & Water Resources Department Budget.

NOW, THEREFORE, BE IT RESOLVED that the County of Dane does hereby approve and authorize the granting of an easement to the Mount Horeb Telephone Company for the placement of telephone cable on park land in the Town of Verona, and

BE IT FINALLY RESOLVED that the Dane County Clerk and the County Executive are hereby authorized to execute the described easement on behalf of the County of Dane.

Submitted by Supervisors Opitz, Willett, Ferrell and Gau, December 3, 2009.
Referred to PERSONNEL/FINANCE, PUBLIC WORKS & TRANSPORTATION and PARKS.

RES. 211, 09-10

AUTHORIZING AN AGREEMENT FOR THE RESURFACING AND JURISDICTIONAL TRANSFER OF CTH MM
IN THE VILLAGE OF BROOKLYN

The Dane County Department of Public Works, Highway & Transportation and representatives of the Village of Brooklyn have determined that a part of CTH "MM" within the corporate limits of Brooklyn will be resurfaced and jurisdictionally transferred to the Village of Brooklyn, and will no longer be a County Trunk Highway.

The Dane County Department of Public Works, Highway & Transportation Department has drafted an agreement to cover the jurisdictional transfer and cost sharing for the resurfacing project.

The Department of Public Works, Highway and Transportation has sufficient funds budgeted in the CTH Construction program account HWCONCAP-59145 CTH MM Project. Funding for the design and construction of the project is to be accomplished in accordance with past policies of cost sharing on similar CTH projects.

NOW, THEREFORE, BE IT RESOLVED that the County Executive and the County Clerk be authorized and directed to execute this agreement on behalf of Dane County, with the Village of Brooklyn.

BE IT FINALLY RESOLVED that any unexpended funds as of December 31, 2010, in the above mentioned accounts be carried forward to 2011.

Submitted by Supervisors Opitz, Veldran, Martz, Wiganowsky, Schmidt and Gau, December 3, 2009.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 212, 09-10

AUTHORIZING ADDENDUM TO EMPLOYMENT SERVICES AGREEMENT
FOR COMMISSIONER/DIRECTOR OF DEPARTMENT OF PUBLIC WORKS,
HIGHWAY AND TRANSPORTATION (GERALD J. MANDLI)

The incumbent holding the position of Commissioner/Director of the Department of Public Works, Highway and Transportation and the County Executive have previously entered into an employment services agreement which expired on November 14, 2009. This agreement contains a provision allowing the County Executive to

offer to renew the agreement. Consistent with the budget, county ordinances, and existing practice for employment contracts, an addendum to employment services agreement has been negotiated with Gerald J. Mandli. This addendum renews the contract of the incumbent Commissioner/Director of the Department of Public Works, Highway and Transportation and is similar to the contracts of other department heads.

NOW, THEREFORE, BE IT RESOLVED that the County Executive is hereby authorized to execute, on behalf of the County of Dane, an addendum to the employment services contract with Gerald J. Mandli to serve as Commissioner/Director of the Department of Public Works, Highway and Transportation at a salary of \$123,676.80 per year which may be subject to modification to reflect the wage concession currently being bargained with other employees.

Submitted by Supervisors Opitz, Veldran, Martz, Wiganowsky and Schmidt, December 3, 2009.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 213, 09-10

AUTHORIZING A PETTY CASH FUND FOR LAND & WATER RESOURCES

Dane County Land & Water Resources currently maintains a Change Fund of \$400 for the purpose of providing change to customers that purchase park permits. The Department would like to allow this fund to also be used as a Petty Cash Fund.

This fund would be used to advance funds to personnel for licensing county vehicles, purchasing permits from various municipalities for Parks projects and other miscellaneous items that cannot be paid for with a credit card. The maximum allowed for single expenditures would be \$300.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors and the Dane County Executive hereby authorize the current Change Fund to also be used as a Petty Cash Fund.

Submitted by Supervisors Ripp, Kostelic and Gau, December 3, 2009.
Referred to PERSONNEL/FINANCE and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

RES. 214, 09-10

AUTHORIZING THE SALE OF THE KOHLMANN HOUSE AT INDIAN LAKE COUNTY PARK

Indian Lake County Park, located in the Town of Berry, is approximately 483 acres in size. The Park contains a segment of the Ice Age National Scenic Trail and is a popular destination for hiking, cross-country skiing, dog exercise, fishing, scenic views and a historic chapel. A historic house is also located in the Park on the westernmost boundary. This house, known as the Kohlmann House and listed on the national register of historic places, was acquired as part of a large acquisition in the early 1970s. The house and related barn and shed currently sit vacant as they are not suitable for park use and do not meet standards for providing safe, sanitary and decent rental housing.

Res. 125, 05-06, authorized the sale of the Kohlmann House to Robert and Sybil Letzing. This sale was strongly supported by staff of the Land & Water Resources Department (LWRD) and the Park Commission due to the fact that the house is quickly deteriorating and should be owned by an entity or individual(s) that can give it

proper care and attention. Sale of the Kohlmann House, which sits on a 4 acre lot, should not impact public use and enjoyment of the Park.

The Letzings were unable to close on the Kohlmann House and it has remained under County ownership. LWRD listed the property on the multiple listing service and has since secured a new buyer. Jon and Meredith Beckman have offered to buy the Kohlmann House for \$139,900. The property will run with a restrictive covenant that will protect the historic integrity of the house. Revenue from the sale is anticipated in the 2010 Operating Budget.

NOW, THEREFORE, BE IT RESOLVED, that the Dane County Executive and the Dane County Board of Supervisors hereby authorize the sale of four acres plus improvements at Indian Lake County Park to Jon and or Meredith Beckman for \$139,900.

BE IT FURTHER RESOLVED that pursuant to the adopted 2010 Operating Budget \$70,000 be credited to revenue line DEBTPRNC 84540 and \$69,900 be credited to revenue line LWPKLNAQ 81601

BE IT FURTHER RESOLVED, that the Dane County Clerk and County Executive are authorized to execute documents necessary to effectuate the sale of the property by Dane County.

BE IT FINALLY RESOLVED, that the Dane County Real Estate Officer is authorized to administer the closing and the transfer of the above mentioned property from Dane County and the Controller is authorized to issue checks necessary to effectuate the transaction.

Submitted by Supervisors Schlicht, Ripp, Wiganowsky and Gau, December 3, 2009.

Referred to PERSONNEL/FINANCE, PUBLIC WORKS & TRANSPORTATION, ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and PARKS.

RES. 215, 09-10

APPROVE CROP LEASES ON COUNTY PARK LAND –WINTER 2010

Dane County leases land for cropping that currently is not being used for prairie restoration or recreation. The leases are for limited periods and are renewed as needed.

Following is a new lease for 6 years, commencing January 1, 2009.

1. Fish Lake Natural Resource Area – Town of Roxbury: 77.5 acres
\$233.00 per acre; \$18,057.50 per year for 6 years
Lessee: Jeffrey Ballweg

Following are new leases for 3 years, commencing January 1, 2010.

2. Nine Springs E-Way – Towns of Blooming Grove and Fitchburg: 50 acres
\$135.00 per acre; \$6,750.00 per year for 3 years
Lessee: Robert Uphoff
3. Ice Age National Scenic Trail – Town of Berry: 17.5 acres
\$153.00 per acre; \$2,677.50 per year for 3 years
Lessee: Philip Richards
4. Ice Age National Scenic Trail– Town of Berry: 105 acres

\$233.00 per acre; \$24,465.00 per year for 3 years
Lessee: Peter Schmitt

5. Yahara Heights County Park – Town of Westport: 61 acres
\$270.00 per acre; \$16,470.00 per year for 3 years
Lessee: Kaltenberg Seed Farms
6. Schumacher Farm Historic Site – Town of Westport: 69 acres
\$285.00 per acre; \$19,665.00 per year for 3 years
Lessee: Kaltenberg Seed Farms

Following are lease addendums for 2 years, commencing January 1, 2010.

7. Donald Park – Town of Springdale: 41 acres
\$92.85 per acre; \$3,806.80 per year for 2 years
Lessee: Steven and Thomas Burns
8. Cam Rock Park – Town of Christiana: 7 acres
\$113.00 per acre; \$847.50 per year for 2 years
Lessee: Dennis Lund / Christiana Farms
9. Indian Lake Park – Town of Berry: 8 acres
\$125.00 per acre; \$1,000.00 per year for 2 years
Lessee: Philip Richards
10. Black Earth Creek Resource Area – Town of Middleton: 55 acres
\$137.50 per acre; \$7562.50 per year for 2 years
Lessee: Thomas Wagner

Following are lease addendums for 1 year, commencing January 1, 2010.

11. Dane County Sheriff Gun Range – Town of Westport: 183.8 acres
\$153.41 per acre; \$28,196.80
Lessee: Jeff Kippley / Kippley Farms
12. Donald County Park – Town of Springdale: 7 acres
\$40.00 per acre; \$280.00
Lessee: David Powell
13. Donald County Park – Town of Springdale: 18.5 acres
\$20.00 per acre; \$370.00
Lessee: David Hughes
14. Lower Mud Lake Natural Resource Area – Town of Dunn: 45.7 acres
\$100.00 per acre; \$4,570.00
Lessee: John Wood
15. Badger Prairie Park, Ice Age National Scenic Trail – Town of Verona: 29 acres
\$50.00 per acre; \$1,450.00
Lessee: Thomas Wagner

The revenue from leases Nos. 2 , 3, 6, 8, 9, 10 and 15 is to be included in the 2010 Land and Water Resources budget in Account LWRPKOP 84911.

The revenue from lease No. 1 is to be included in the 2010 Land and Water Resources budget in Account LWRPKOP 84244.

The revenue from lease Nos. 7, 12 and 13 is to be included in the 2010 Land and Water Resources budget in Account LWRPKOP 84245.

The revenue from lease Nos. 5 and 14 is to be included in the 2010 Land and Water Resources budget in Account LWRPKOP 84909.

The revenue from lease No. 4 is to be included in the 2010 Land and Water Resources budget apportioned between Accounts LWRPKOP 84911 and LWRPKOP 84244.

The revenue from lease No. 11 is to be included in the 2010 general revenue Account GENCTY 84910.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors and the Dane County Executive and County Clerk be authorized to execute the lease contracts set forth above.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the payments of the lease contracts be accepted as revenue in the 2010 Land and Water Resources budget and general revenue account as set forth above.

BE IT FINALLY RESOLVED that the Parks Director (or designee) be authorized to act as the County's representative in administering the leases.

Submitted by Supervisors Ripp, Kostelic and Gau, December 3, 2009.

Referred to PERSONNEL/FINANCE, ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and PARKS.

RES. 216, 09-10

AWARDING A COLLECTIVE BARGAINING AGREEMENT TO BUILDING AND CONSTRUCTION
TRADES OF SOUTH CENTRAL WISCONSIN

A tentative agreement has been reached with the Building and Construction Trades of South Central Wisconsin for the 2010 contract year. The agreement will be effective December 20, 2009 through December 18, 2010. The unit represents approximately 17 full time equivalent employees.

The agreement contains two parts. The first is a temporary wage reduction of three percent that is effective from December 20, 2009 through December 19, 2010. This agreement is part of the \$4.7 million personnel savings target contained in the 2010 Budget. The Trades unit represents \$40,400 of the total savings target. In exchange for the wage rate reduction, the County has agreed not to lay off any bargaining unit members for the term of the agreement. The agreement also credits employees with 64 hours of personal leave time that will be used in a combination of fixed days off and floating days off. The other terms of the temporary wage reduction agreement are detailed in the Memorandum of Understanding Regarding 2010 Personnel Savings Initiatives which is included as "Attachment A" to this resolution.

The second part of the agreement contains modifications to the collective bargaining agreement that expires on December 19, 2009. These modifications are detailed in the Tentative Agreements Regarding 2010 Contract Changes, which is included as "Attachment B" to this resolution.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors approves the terms and conditions of the 2010 Personnel Savings Initiatives Memorandum of Understanding between Dane County and Building and Construction Trades of South Central Wisconsin; and

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors approves the terms and conditions of the 2010 collective bargaining agreement between Dane County and Building and Construction Trades of South Central Wisconsin for the period of December 20, 2009 through December 18, 2010, with the attached negotiated changes; and

BE IT FINALLY RESOLVED that County officials are authorized to take appropriate action to implement this resolution.

Submitted by Supervisors Hulseley and O'Loughlin, December 3, 2009.
Referred to PERSONNEL/FINANCE.

RES. 217, 09-10

AUTHORIZING 2010 COMPENSATION AND BENEFIT CHANGES FOR
SUPERVISORY LAW ENFORCEMENT EMPLOYEES

Over the years the County has entered into several agreements with the WPPA Supervisory Law Enforcement Unit detailing wages, hours and working conditions. As a supervisory unit, however, this unit does not have the statutory right to bargain collectively with the County, and the County, where necessary, may impose terms and conditions of employment when the then current agreement with the unit expires. The current agreement expires on December 19, 2009. The County employs approximately 45 full time equivalent Sergeants and Lieutenants that comprise the Supervisory Law Enforcement Unit.

The County has engaged its nine bargaining units in negotiating memoranda of understanding to reduce 2010 personnel costs due to significant revenue challenges. The 2010 Budget contains a total of \$4.7 million in savings from personnel savings initiatives. The savings associated with the supervisory law enforcement group of employees is approximately \$157,000. The majority of the other bargaining units have negotiated modifications to existing contracts that expire on December 19, 2009.

The County has attempted to negotiate with the supervisory law enforcement group to reach an agreement on the 2010 personnel savings initiative as well as the terms of a successor agreement for the 2010 contract year. These negotiations have not yielded a voluntary agreement. As a result, this resolution authorizes a temporary three percent (3%) salary reduction for the supervisory law enforcement group on the same basis as the terms and conditions offered to bargaining unit employees. By imposing this reduction, layoffs will not be necessary in this unit. The temporary reduction will occur between December 20, 2009 and December 18, 2010 and will be accompanied by 64 hours of personal leave time to be used on a combination of fixed and floating days off. The resolution also authorizes modifications to the regular benefit package available to supervisory law enforcement employees. The detailed terms of the temporary wage reduction and changes to the regular benefit package are included in "Attachment A" to this resolution. It is not the intent of this resolution to make any other changes to the terms and conditions detailed in the current agreement. Those terms, unchanged by this resolution, shall remain in effect for 2010.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors approves the changes to compensation and benefits for supervisory law enforcement employees as specified in "Attachment A" for the 2010 payroll year; and

BE IT FURTHER RESOLVED that County officials are authorized to take appropriate action to implement these changes.

Submitted by Supervisors Hulsey and O'Loughlin, December 3, 2009.
Referred to PERSONNEL/FINANCE.

RES. 218, 09-10

AUTHORIZING AN AEC CAPITAL PROJECT EXPENDITURE IN ADVANCE OF BORROWING

Dane County Ordinance Sec. 29.52 (11), states that, "Capital projects to be financed with borrowed funds may not proceed in advance of borrowing except with the prior approval of the County Board and County Executive. The Alliant Energy Center has one capital project in the 2010 budget – Center Improvements \$430,000. Included in this project are upgrades to most of the Center buildings.

NOW THEREFORE BE IT RESOLVED, that the Alliant Energy Center's 2009 capital project, Center Improvements is approved to proceed in advance of borrowing and that it is the intention of the County to reimburse itself the \$430,000 of expenditures with proceeds from the 2010 Capital projects Borrowing.

Submitted by Supervisors Opitz, Veldran and Schmidt, December 3, 2009.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 219, 09-10

AWARDING A COLLECTIVE BARGAINING AGREEMENT TO THE
DANE COUNTY ATTORNEYS ASSOCIATION

A tentative agreement has been reached with the Dane County Attorneys Association for the 2010 contract year. The agreement will be effective December 20, 2009 through December 18, 2010. The unit represents approximately 29.5 full time equivalent employees.

The agreement contains two parts. The first is a temporary wage reduction of three percent that is effective from December 20, 2009 through December 19, 2010. This agreement is part of the \$4.7 million personnel savings target contained in the 2010 Budget. The Attorneys unit represents \$115,600 of the total savings target. In exchange for the wage rate reduction, the County has agreed not to lay off any bargaining unit members for the term of the agreement. The agreement also credits employees with 64 hours of personal leave time that will be used in a combination of fixed days off and floating days off. The other terms of the temporary wage reduction agreement are detailed in the Memorandum of Understanding Regarding 2010 Personnel Savings Initiatives which is included as "Attachment A" to this resolution.

The second part of the agreement contains modifications to the collective bargaining agreement that expires on December 19, 2009. These modifications are detailed in the Tentative Agreements Regarding 2010 Contract Changes, which is included as "Attachment B" to this resolution.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors approves the terms and conditions of the 2010 Personnel Savings Initiatives Memorandum of Understanding between Dane County and the Dane County Attorneys Association; and

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors approves the terms and conditions of the 2010 collective bargaining agreement between Dane County and the Dane County Attorneys

Association for the period of December 20, 2009 through December 18, 2010, with the attached negotiated changes; and

BE IT FINALLY RESOLVED that County officials are authorized to take appropriate action to implement this resolution.

Submitted by Supervisors Hulsey and O'Loughlin, December 3, 2009. Fiscal and Policy Notes not required.

Referred to PERSONNEL/FINANCE.

RES. 220, 09-10

AWARDING A COLLECTIVE BARGAINING AGREEMENT TO
SEIU HEALTHCARE DISTRICT 1199 WISCONSIN

A tentative agreement has been reached with the SEIU Healthcare District 1199 Wisconsin for the 2010 contract year. The agreement will be effective December 20, 2009 through December 18, 2010. The unit represents approximately 75 full time equivalent employees.

The agreement contains two parts. The first is a temporary wage reduction of three percent that is effective from December 20, 2009 through December 19, 2010. This agreement is part of the \$4.7 million personnel savings target contained in the 2010 Budget. The SEIU unit represents \$188,000 of the total savings target. In exchange for the wage rate reduction, the County has agreed not to lay off any bargaining unit members for the term of the agreement. The agreement also credits employees with 64 hours of personal leave time that will be used in a combination of fixed days off and floating days off. The other terms of the temporary wage reduction agreement are detailed in the Memorandum of Understanding Regarding 2010 Personnel Savings Initiatives which is included as "Attachment A" to this resolution.

The second part of the agreement contains modifications to the collective bargaining agreement that expires on December 19, 2009. These modifications are detailed in the Tentative Agreements Regarding 2010 Contract Changes, which is included as "Attachment B" to this resolution.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors approves the terms and conditions of the 2010 Personnel Savings Initiatives Memorandum of Understanding between Dane County and SEIU Healthcare District 1199 Wisconsin; and

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors approves the terms and conditions of the 2010 collective bargaining agreement between Dane County and SEIU Healthcare District 1199 Wisconsin for the period of December 20, 2009 through December 18, 2010, with the attached negotiated changes; and

BE IT FINALLY RESOLVED that County officials are authorized to take appropriate action to implement this resolution.

Submitted by Supervisors Hulsey and O'Loughlin, December 3, 2009. Fiscal and Policy Notes not required.

Referred to PERSONNEL/FINANCE.

RES. 221, 09-10

AUTHORIZING AND REQUIRING A COUNTYWIDE REFERENDUM ON COMMUTER RAIL

The 2009-10 Executive Budget Act, signed by Governor Doyle on June 29, 2009, provides that the Dane County Board of Supervisors can establish a Regional Transportation Authority (RTA) for certain areas in Dane County, and the County Board has now voted to establish the RTA. Members are in the process of being appointed to the Board of the RTA by the various appointing authorities. As one of the options that will be considered by the Board of the RTA is whether a commuter rail system should be established and funded by the RTA, it is important that the public in Dane County have a chance to voice its opinion on the issue of commuter rail as soon as possible. The jurisdictional boundaries of the RTA are likely to change after the next census and all Dane County residents will be contributing to the sales tax if they do business in or live in the RTA area, so a countywide vote is necessary.

NOW, THEREFORE, BE IT RESOLVED by the Dane County Board of Supervisors that the Dane County Board of Supervisors does hereby direct that the following advisory referendum question be placed on the countywide ballot at the Spring Election scheduled for April 6, 2010:

“Shall the Dane County Regional Transportation Authority (RTA) establish and fund a system of commuter rail in Dane County?

Yes _____ No _____”

Submitted by Supervisor Bruskewitz, December 3, 2009.

Referred to EXECUTIVE, PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 222, 09-10

COUNTY EXECUTIVE APPOINTMENTS

The County Executive has appointed the following persons to the designated commissions, committees and boards. These appointments require confirmation by the County Board.

NOW, THEREFORE, BE IT RESOLVED that the appointments set forth below are confirmed.

Capital Area Regional Planning Commission (CARPC)

Peter E. McKeever, 6302 Southern Circle, Monona 53716 (223-0385-H, 256-1003-W), to fill the expired term of Sally Kefer. Mr. McKeever is a former member of the Monona City Council and various Council committees. He served on the Governor’s Blue Ribbon Task Force on the Stewardship Fund, the DNR’s Stewardship Advisory Council, the Legislative Council Committee on the Managed Forest Laws, the Governor’s Task Force on Clean Air Policy in SE Wisconsin, and the Dane County Affordable Housing and Land Use Task Force. Mr. McKeever is an attorney at Garvey McNeil & Associates, SC, specializing in land use, land conservation, environmental, public interest, and non-profit law. He is also the President and Principal of Heart Lake Conservation Associates, LLC, as a land and water conservation consultant. Mr. McKeever was also State Director/Vice President of The Nature Conservancy – Wisconsin Chapter. This term will expire 5/17/12.

Commission on Sensitive Crimes

Kelly Anderson, 500 East Lakeview Avenue, Madison 53716, (251-5126-W), to be reappointed. This term will expire 6/30/12.

Yolanda Garza, 500 Bascom Hall, Madison 53704 (263-5706-W), to be reappointed. This term will expire 6/30/12.

Shannon Barry, P.O. Box 1761, Madison 53701 (251-1237-W), to be reappointed. This term will expire 6/30/12.

Suzanne Beaudoin, c/o Dane County District Attorney's Office, 215 South Hamilton Street, Room 3000, Madison 53703 (266-9003-W), to be reappointed. This term will expire 6/30/12.

Lieutenant Mary Lou Ricksecker, c/o Madison Police Department, 211 South Carroll Street, Madison 53703 (266-4022-W), to be reappointed. This term will expire 6/30/12.

Shira R. Phelps, 625 North Segoe Road, #605, Madison 53705 (239-2139-H, 890-2850-W), due to the resignation of Melissa Mulliken. Ms. Phelps is the Violence Against Women Prevention and Training Coordinator for the University of Wisconsin-Madison University Health Services. Ms. Phelps has worked in the sexual assault and domestic violence prevention arena for ten years. She has a B.A. degree and a J.D. degree. This term will expire 6/30/11.

Equal Opportunity Commission

Juan Carlos Reyes, 4717 Roosevelt Street, Oregon 53575 (206-9379-H, 712-3522-W), due to the resignation of Laurie Mlatawou. Mr. Reyes is the Executive Director of the Latino Chamber of Commerce of Dane County, and the Latino Family Resource Coordinator/Facility Manager for the Bridge Lake Point Neighborhood Center. In both positions, he has daily interactions with entrepreneurs, students, families, immigrants, and homeless people. This term will expire 1/1/12.

Zoo Commission

Doug Malmquist, 7418 Valley View Road, Verona 53593 (833-7418-H), to be reappointed. This term will expire 4/17/12.

Anne Ross, 1105 Seminole Highway, Madison 53711 (258-4218-W), to be reappointed. This term will expire 4/17/12.

Linda Scheid, 5204 Church Street, McFarland 53558 (838-8245-H), to be reappointed. This term will expire 4/17/12.

Submitted by Supervisor McDonell, December 3, 2009.
Referred to EXECUTIVE.

RES. 223, 09-10

COUNTY EXECUTIVE APPOINTMENTS

The County Executive has appointed the following persons to the designated commissions, committees and boards. These appointments require confirmation by the County Board.

NOW, THEREFORE, BE IT RESOLVED that the appointments set forth below are confirmed.

Regional Transit Authority

Kristine Euclide, 2910 Lakeland Avenue, Madison 53704 (240-2278-H, 252-7000-W), as one of two citizens appointed by the Dane County Executive. Ms. Euclide is the Vice President and General Counsel of MG&E. She worked for over twenty years as a senior partner in the Stafford, Rosenbaum, Rieser & Hansen law firm representing businesses and local governments in land use, environmental, utility, and employment matters. She has served on the Board of the Natural Heritage Land Trust. This term will expire four years from the date of County Board confirmation..

R. Richard Wagner, 739 Jenifer Street, Madison 53703 (257-5270-H), as one of two citizens appointed by the Dane County Executive. Mr. Wagner is retired from the State Department of Administration where he was a senior budget analyst. He served for fourteen years on the Dane County Board of Supervisors, including four years as Chair of the Board. He currently serves on the Transport 2020 Implementation Task Force. This term will expire four years from the date of County Board confirmation.

Submitted by Supervisor McDonell, December 3, 2009. Fiscal and Policy Notes not required.
Referred to EXECUTIVE.

COMMUNICATIONS

- Summons & Complaint Associated Bank vs. James D. Fulmer foreclosure of mortgage. Referred to PUBLIC PROTECTION & JUDICIARY.
 - Communication from 21st Century Insurance re Mike Duncan claim for damage to vehicle. Referred to PUBLIC PROTECTION & JUDICIARY.
 - Claim from City of Madison re. damage to Madison Police squad by county vehicle. Referred to PUBLIC PROTECITON & JUDICIARY.
 - Summons & Complaint BAC Home loans Servicing L.P. vs. Laura L. Sprague foreclosure of mortgage. Referred to PUBLIC PROTECTION & JUDICIARY.
 - Summons & Complaint The Bank of New York Mellon Trust Co., National Association vs. David R. Smith foreclosure of mortgage. Referred to PUBLIC PROTECTION & JUDICIARY.
 - Notice of Hearing-Final pre-trial - Brenda J. White et al vs Eight & Eight Partners et. al. Referred to PUBLIC PROTECTION & JUDICIARY.
 - Notice of Hearing-Jury selection - Brenda J. White et al vs Eight & Eight Partners et. al. Referred to PUBLIC PROTECTION & JUDICIARY.
 - Summons & Complaint Associated Bank, N.A. vs. Soutcharith Thor foreclosure of mortgage. Referred to PUBLIC PROTECTION & JUDICIARY.
- Petitions for Zoning Reclassification. Referred by Clerk Ohlsen to ZONING & LAND REGULATION:
- Petition 10130 – Town of Primrose – Verdean & Mary Sherven
 - 10131 – Town of Oregon – Philip Manion
 - 10133 – Town of Pleasant Springs – James Klubertanz
 - 10134 – Town of Primrose – Elizabeth Hereid
 - 10135 – Town of Sun Prairie – Jonathan Mick
 - 10136 – Town of Cross Plains – Richard Vilstrup

ORD. AMDT. 48, 09-10

**AMENDING CHAPTER 7 OF THE DANE COUNTY CODE OF ORDINANCES,
REGARDING PERSONNEL AND FINANCE COMMITTEE RECOMMENDATIONS ON
COMPENSATION PACKAGE FOR ELECTED OFFICIALS**

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1: Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 7.14(15) is amended to read as follows:

7.14 THE PERSONNEL & FINANCE COMMITTEE. (intro.) The personnel & finance committee shall have the duty and responsibility to:

(15) By ~~the second meeting in January~~ May 15th of even numbered years, consider and make recommendations to the full board on a compensation package for all county elected officials except county executive and county board supervisors. In making such recommendations, the committee shall utilize the job evaluation methodology then in effect for managerial and professional employees, and use the results of the methodology as one factor in their recommendation. The recommendation will be for a fixed and specific annual amount, for each year of the respective upcoming term of office.

[EXPLANATION: This amendment changes the date for the Personnel & Finance Committee's recommendation regarding compensation packages for elected officials from the second meeting in January to April 15th of even numbered years.]

Submitted by Supervisors Hulseay, de Felice, Stoebig and Hesselbein, December 17, 2009. Fiscal and Policy Notes not required.

Referred to EXECUTIVE and PERSONNEL/FINANCE.

RES. 225. 09-10

ESTABLISHING A COP RISK RESERVE - Human Services

State of Wisconsin statutory provisions passed in the state budget (1999 Wisconsin Act 9) allows for counties to establish a risk reserve with unspent COP (Community Options Programs) funds. The risk reserve enables counties to carry forward unspent COP funds from year to year to be available for unanticipated situations. The funds placed in the account can only be used for COP allowable services and administrative or staff costs (as approved by Wisconsin Department of Health Services - DHS). The risk reserve must be maintained in an interest-bearing escrow account with a financial institution, DHS must approve the terms of the escrow account, all interest and principal must be reinvested in the escrow account. The risk reserve provides greater flexibility to the Department in spending these funds since they can be carried over from year to year though the risk reserve balance may not exceed 15% of the county's most recent COP/COP-Waiver allocation.

NOW, THEREFORE, BE IT RESOLVED that a COP risk reserve be set-up, and that the Dane County Treasurer be authorized to establish an interest-bearing escrow account with a financial institution and all funds from the risk reserve be deposited into the interest bearing escrow account.

BE IT FURTHER RESOLVED that any interest and principal be re-invested in the escrow account.

BE IT FINALLY RESOLVED that any unspent risk reserve be carried over from year to year.

Submitted by Supervisors Stubbs, Levin, Wheeler and Bruskwitz, December 17, 2009.
Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

RES. 226, 09-10

**AWARD OF CONTRACT & AUTHORIZING CAPITAL EXPENDITURE
IN ADVANCE OF BORROWING FOR PSC CENTER INFRASTRUCTURE
UPGRADES IN CITY-COUNTY BUILDING**

The Department of Public Works, Highway & Transportation reports the receipt of bids for infrastructure upgrades in the Public Safety Communication Center in the City-County Building, 210 Martin Luther King, Jr., Madison, WI, Bid #309030.

A complete tabulation is on file at the Department of Public Works office. The low qualified bidder is:

Total: \$ _____

The Public Works staff finds the amount to be reasonable and recommends the bid be awarded to _____.

Dane County Ordinance Sec. 29.52 (11) states that "Capital projects to be financed with borrowed funds may not proceed in advance of borrowing except with prior approval of the County Board and County Executive". This project is requested to proceed in advance of 2010 Capital Projects Borrowing.

NOW, THEREFORE, BE IT RESOLVED that a Contract be awarded to _____ in the amount of \$ _____; and

BE IT FURTHER RESOLVED that the PSC Center Infrastructure Upgrades project is authorized to proceed in advance of borrowing and that it is the intention of the County to reimburse itself the \$ _____ of expenditures with proceeds from the 2010 Capital Projects Borrowing; and

BE IT FURTHER RESOLVED that the County Executive and the County Clerk be authorized and directed to sign the Contract; and

BE IT FURTHER RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Contract; and

BE IT FINALLY RESOLVED that the Public Works & Transportation Committee shall approve all change orders to the Contract, subject to submission of change orders to the County Board for approval where the sum involves \$20,000 or more than 10% of the original approved Contract amount, whichever is smaller.

Submitted by Supervisors Opitz, Martz, Veldran, Schmidt and Hulsey, December 17, 2009.

Referred to PERSONNEL/FINANCE, PUBLIC PROTECTION & JUDICIARY and PUBLIC WORKS & TRANSPORTATION.

RES. 227, 09-10

CHANGE ORDER #2 TO JOB CENTER INTERIOR REMODEL PROJECT

The Department of Public Works, Highway & Transportation awarded a Contract to Bauer & Raether Builders for the interior remodeling at the Job Center, 1819 Aberg Avenue, Madison, WI, Bid #109001.

Sub. 1 to Res. 277, 2008-09, awarded the original Contract in the amount of \$1,779,000.00. A Change Order is hereby requested in an amount not to exceed \$95,105.00 to renovate the space leased by the DVR (Dept. of Vocational Rehabilitation) – not part of the original bid. Dane County will be reimbursed \$45,000.00 by the State of Wisconsin for architectural improvements, whereas the remaining balance would have been required regardless, for completion of the project.

NOW, THEREFORE, BE IT RESOLVED, That a Change Order in an amount not to exceed \$95,105.00 is requested for Bauer & Raether Builders, Inc.

BE IT FURTHER RESOLVED, That the Dane County Board of Supervisors approves and authorizes this Change Order; and

BE IT FINALLY RESOLVED, That the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Change Order.

Submitted by Supervisors Opitz, Martz, Veldran, Schmidt and Hulse, December 17, 2009.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 228, 09-10

**AUTHORIZING ACCEPTANCE OF A WI DNR GRANT FOR
AIS PREVENTION & CONTROL PLAN IMPLEMENTATION**

In 2009, Dane County Land & Water Resources – Office of Lakes & Watersheds received a grant for \$100,000 from the WI Department of Natural Resources for Aquatic Invasive Species Prevention & Control Plan Implementation.

The purpose of the grant is to implement a plan to reduce the spread of invasive species already present and prevent introduction of new invasive species.

The grant will reimburse Dane County for personnel costs plus related expenses over a four (4) year period. Revenue of \$25,000 has been included in the 2010 Budget. This resolution increases the 2010 budget to recognize grant reimbursement for \$2,750 of non-staffing costs related to grant activities.

NOW, THEREFORE, BE IT RESOLVED that Dane County authorizes the acceptance of a WI DNR Grant for AIS Plan Implementation.

BE IT FURTHER RESOLVED that revenue account LWRLKSWS AIS Implementation Revenue 81672 be increased by \$2,750 and that a new expense account LWRLKSWS AIS Implementation Grant Expense be established under the Lakes & Watershed budget for \$2,750. These funds shall carry forward until expended.

Submitted by Supervisors Hulse, Schmidt, Richmond, Downing, Veldran, Miles, Hesselbein, de Felice, Stubbs, Rusk, DeSmidt, Duranczyk, Hampton and Erickson, December 17, 2009.

Referred to PERSONNEL/FINANCE, ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and LAKES & WATERSHED.

RES. 229, 09-10

AUTHORIZING ACCEPTANCE OF A WI DNR ANIMAL WASTE MANAGEMENT PROGRAM GRANT – GARFOOT CREEK

Dane County Land & Water Resources – Land Conservation has received a Runoff Management grant for \$150,140.

The purpose of this grant is to provide cost-sharing to enable a livestock operation to address the sources of manure runoff cited in the Notice of Discharge issued December 10, 2009.

NOW, THEREFORE, BE IT RESOLVED that Dane County authorizes the acceptance of a WI DNR Grant for Notice of Discharge-Garfoot Creek.

BE IT FURTHER RESOLVED that a new expense and revenue account LWRCONSV NOD-Garfoot Creek be each established for \$150,140. These funds shall carry forward until expended.

Submitted by Supervisors Schlicht, Ferrell, Gau and Jensen, December 17, 2009.

Referred to PERSONNEL/FINANCE and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

RES. 230, 09-10

COUNTY EXECUTIVE APPOINTMENTS

The County Executive has appointed the following to the designated commission. This appointment requires confirmation by the County Board.

NOW, THEREFORE, BE IT RESOLVED that the appointment set forth below is confirmed.

Capital Area Regional Planning Commission (CARPC)

Peter E. McKeever, 6302 Southern Circle, Monona 53716 (223-0385-H, 256-1003-W), to fill the expired term of Sally Kefer. Mr. McKeever is a former member of the Monona City Council and various Council committees. He served on the Governor's Blue Ribbon Task Force on the Stewardship Fund, the DNR's Stewardship Advisory Council, the Legislative Council Committee on the Managed Forest Laws, the Governor's Task Force on Clean Air Policy in SE Wisconsin, and the Dane County Affordable Housing and Land Use Task Force. Mr. McKeever is an attorney at Garvey McNeil & Associates, SC, specializing in land use, land conservation, environmental, public interest, and non-profit law. He is also the President and Principal of Heart Lake Conservation Associates, LLC, as a land and water conservation consultant. Mr. McKeever was also State Director/Vice President of The Nature Conservancy – Wisconsin Chapter. This term will expire 5/17/12.

Submitted by Supervisor McDonnell, December 17, 2009.

Referred to EXECUTIVE.

COMMUNICATIONS

- Communication from Utica Mutual Insurance re: accident with county vehicle and school bus. Referred to PUBLIC PROTECTION & JUDICIARY.
- Communication from GEICO re. Jessica L. Moore claim against Sheriff. Referred to PUBLIC PROTECTION & JUDICIARY.
- Communication from Allstate re. Susan Frank claim. Referred to PUBLIC PROTECTION & JUDICIARY.
- Summons & Complaint Kerri Ruf, Nicholas Ruf, and Nathaniel Ruf v. Human Services Medical Malpractice. Referred to PUBLIC PROTECTION & JUDICIARY.
- Claim from Patti Hornes against Public Works due to fall on steps of courthouse. Referred to PUBLIC PROTECTION & JUDICIARY.
- Frank V. Parsons v. Human Services Civil Summons and Civil Complaint. Referred to PUBLIC PROTECTION & JUDICIARY.
- Communication from Corp. Counsel re. Brenda White et al v Eight & Eight Partners. Referred to PUBLIC PROTECTION & JUDICIARY.
- Deutsche Bank National Trust Company vs. Michael W. Hicks Notice of Foreclosure Sale. Referred to PUBLIC PROTECTION & JUDICIARY.
- Wi. Housing & Economic Development Authority vs. Zachary G. Zaricor, Dane County CDBG Foreclosure of Mortgage summons & complaint. Referred to PUBLIC PROTECTION & JUDICIARY.
- Dodge County Res. 09-71 – Opposing Assembly Bill 145 legislative review of municipal ward plans. Referred to EXECUTIVE.
- Fond du Lac County Res. 93-09 – Encouraging Governor and Legislature to acknowledge and act upon the final report of the Northeast Wisconsin Karst Task Force. Referred to EXECUTIVE.
- Outagamie County Res. 99-2009-10 – Support maintaining current law regarding when elections are held for Supreme Court Justices and the State Superintendent of Public Instruction. Referred to EXECUTIVE.
- Outagamie County Res. 103-2009-10 – Oppose making protective retirement a mandatory subject of collective bargaining. Referred to EXECUTIVE.
- Outagamie County Res. 105-2009-10 – Oppose establishing a presumption for infectious diseases in proceedings regarding the benefits for a fire fighter, a law enforcement officer or a correctional officer. Referred to EXECUTIVE.
- Racine County Res. 2009-98 – Supporting 2009 Wisconsin Assembly Bill 392 to end predatory lending in Wisconsin. Referred to EXECUTIVE.

RES. 231, 09-10

**OPPOSING CHANGES TO
THE RECOVERY ZONE FACILITY BOND ALLOCATION**

The Federal Government, through American Recovery and Reinvestment Act, allocated \$238.2 million bonding authority to counties statewide and \$12.1 million to three cities, Green Bay, Milwaukee and Madison. The program is called the Recovery Zone Facility Bond Allocation (RZF) and the bond allocation was distributed based on a federal formula.

Dane County was allocated \$12.8 million in RZF bonding authority. Senate Bill 440 (SB 440) and its companion bill Assembly Bill 643 (AB 643) mandate that counties and the three cities relinquish their RZF

bonding authority and instead the bonding authority be placed in a statewide "pool" to be administered by the Department of Commerce (DOC).

The legislation also expands access to the pool. According to analysis by the Legislative Reference Bureau, "Under the bill other units of government, including a city, village, town, county; a special purpose district; a state authority, such as the Wisconsin Housing and Economic Development Authority, the Wisconsin Health and Educational Facilities Authority or the University of Wisconsin Hospitals and Clinics Authority; or a local housing, redevelopment, or community development authority, may apply to issue bonds under the reallocation of the federal bond limitation as established by DOC."

SB 440/AB 643 in their current form could result in a loss of bonding authority for Dane County. While Dane County opposes the legislation in its current form, it could support modifications that would protect Dane County's bonding authority. Modifications could include making the bills permissive, exempting counties and cities that receive \$4 million or more in bonding authority, or establishing a deadline by which a county or city must adopt economic recovery zone designation or the bonding authority would be put in the statewide pool.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors opposes Senate Bill 440 and Assembly Bill 643 in their current form and urges the Wisconsin State Legislature to maintain the \$12.8 million in RZF bonding authority allocated to Dane County.

BE IT FURTHER RESOLVED that Dane County supports any of the following changes to SB 440/AB 643, and if the bills are amended to incorporate any one of these changes, then Dane County would no longer oppose the legislation:

- 1) Make the bills permissive;
- 2) Exempt counties and cities that have been allocated \$4 million or more in bonding authority; or
- 3) Establish a date by which a county or city must adopt economic recovery zone designation and, if not adopted, the bonding allocation would be placed in the statewide pool.

BE IT FINALLY RESOLVED that a copy of this resolution be sent to Governor Jim Doyle, and to members of the Dane County legislative delegation.

Submitted by Supervisor McDonell, January 14, 2010. Referred to EXECUTIVE.

ORD. AMDT. 49, 09-10

AMENDING CHAPTER 82 OF THE DANE COUNTY CODE OF ORDINANCES,
INCORPORATING THE TOWN OF CHRISTIANA COMPREHENSIVE PLAN INTO THE DANE COUNTY
COMPREHENSIVE PLAN

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Subsection 82.55(8) is amended to read as follows:

82.55 INCORPORATION OF TOWN PLANS. The following town plans are incorporated into the Dane County Comprehensive Plan:

(8) Town of Christiana Comprehensive Plan, including all amendments adopted by the county board of supervisors as ~~part of the Dane County Farmland Preservation Plan as of October 7, 2004~~ [county clerk to insert effective date of amendment] .

[EXPLANATION: This amendment adopts the Town of Christiana Comprehensive Plan and incorporates it into the Dane County Comprehensive Plan.]

Submitted by Supervisor Salov, January 21, 2010. Fiscal and Policy Notes not required.

Referred to ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and ZONING & LAND REGULATION.

ORD. AMDT. 50, 09-10

AMENDING CHAPTER 82 OF THE DANE COUNTY CODE OF ORDINANCES,
INCORPORATING THE TOWN OF MEDINA COMPREHENSIVE PLAN INTO THE DANE COUNTY
COMPREHENSIVE PLAN

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Subsection 82.55(16) is amended to read as follows:

82.55 INCORPORATION OF TOWN PLANS. The following town plans are incorporated into the Dane County Comprehensive Plan:

(16) Town of Medina ~~Land Use~~ Comprehensive Plan, including all amendments adopted by the county board of supervisors as of [insert date of county board adoption of this amendment] ~~part of the Dane County Farmland Preservation Plan as of May 7, 1981.~~

[EXPLANATION: This amendment adopts amendments to the Town of Medina Comprehensive Plan and incorporates them into the Dane County Comprehensive Plan.]

Submitted by Supervisor Miles, January 21, 2010. Fiscal and Policy Notes not required.

Referred to ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and ZONING & LAND REGULATION.

ORD. AMDT. 51, 09-10

AMENDING CHAPTER 82 OF THE DANE COUNTY CODE OF ORDINANCES,
INCORPORATING THE TOWN OF SPRINGDALE COMPREHENSIVE PLAN INTO THE DANE COUNTY
COMPREHENSIVE PLAN

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Subsection 82.55(25) is amended to read as follows:

82.55 INCORPORATION OF TOWN PLANS. The following town plans are incorporated into the Dane County Comprehensive Plan:

(25) Town of Springdale Comprehensive Plan, including all amendments adopted by the county board of supervisors as of [insert date of county board adoption of this amendment] ~~part of the Dane County Farmland Preservation Plan as of November 2, 2002.~~

[EXPLANATION: This amendment adopts amendments to the Town of Springdale Comprehensive Plan and incorporates them into the Dane County Comprehensive Plan.]

Submitted by Supervisor Miles, January 21, 2010. Fiscal and Policy Notes not required.

Referred to ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and ZONING & LAND REGULATION.

ORD. AMDT. 52, 09-10

AMENDING CHAPTER 82 OF THE DANE COUNTY CODE OF ORDINANCES.
INCORPORATING THE TOWN OF VERONA CROSS COUNTY NEIGHBORHOOD PLAN INTO THE DANE COUNTY COMPREHENSIVE PLAN

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Subsection 82.55(29) is amended to read as follows:

82.55 INCORPORATION OF TOWN PLANS. The following town plans are incorporated into the Dane County Comprehensive Plan:

(29) Town of Verona Comprehensive Plan, including the Cross Country Neighborhood Plan and all amendments adopted by the county board of supervisors as of [insert date of county board adoption of this amendment] ~~part of the Dane County Farmland Preservation Plan as of December 7, 2006.~~

[EXPLANATION: This amendment adopts amendments to the Town of Verona Comprehensive Plan and incorporates them into the Dane County Comprehensive Plan.]

Submitted by Supervisor Miles, January 21, 2010. Fiscal and Policy Notes not required.

Referred to ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and ZONING & LAND REGULATION.

RES. 233, 09-10

SUPPORTING COST SHARING AND CAPACITY PRINCIPLES FOR A DANE COUNTY INTEROPERABLE RADIO COMMUNICATIONS SYSTEM

The Dane County Board recognizes and appreciates the countless hours of work on the part of all parties involved over the past several years in the negotiation and design of a state of the art interoperable radio communications system. The merits of this system are agreed upon by all parties, and could materialize as the best public communications system in Wisconsin.

The Dane County Board of Supervisors also appreciates and supports the mutual understanding of cost sharing principles to make such a system a reality for the benefit of all Dane County citizens. While the County is prepared to undertake the considerable cost of building the infrastructure for this new system, the method of paying for its ongoing operations and maintenance is still being negotiated between the county and the municipal governments who are partners in the system. The alternatives could range from 100% county funding of operating and maintenance costs, to each municipal government being totally responsible for its own costs. Negotiations have been conducted over the last several months on the best compromise for cost-sharing, and as negotiations continue, it is appropriate for the County Board to indicate its support for some general principles for cost-sharing.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors indicates its support for the cost sharing principles outlined in the January 14, 2010, proposal of the Dane County Cities and Villages Association, as follows:

- after an initial period of not more than two years of 100% county funding, annual contributions from local governments should be phased in based on a cost sharing methodology established by a new governance board
- intergovernmental agreements shall be agreed to by all participating governmental units, which establish payment schedules for local contributions
- an independent financial audit shall be conducted annually of the system's operating and maintenance costs, which shall be used as the basis for determining the actual payment amounts to be paid by the users
- the definition of operating and maintenance costs shall only include those direct costs reasonably and necessarily incurred to operate and maintain the interoperable radio communication system consistent with industry standards, and shall be approved by the newly established governance board
- a new governance board shall be created with representatives of the county, the City of Madison, and representatives of the cities, villages, towns, municipal emergency services agencies, and the State of Wisconsin

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors supports the governance principle of representation based on participation in the radio network, and this governance model will have authority to review and approve operating and maintenance costs, and recommend capital improvements. Final approval of all capital improvements will continue to remain with the County Board and County Executive.; and

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors supports a final system design that includes no reduction in level of service from the current 800MHz radio network, including system capacity and infrastructure.

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors appreciates the importance of the analog tactical subsystem in incorporated areas and support coverage improvements to a level of approximately 70%.; and

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors believes the benefits of this project outweigh the inevitable fiscal impact; and

BE IT FINALLY RESOLVED that the Dane County Board of Supervisors encourages the County Executive and County Board Chair to continue negotiations with our local government partners with the knowledge of the County Board's strong support for the principles outlined above and commitment to the project.

Submitted by Supervisors Hampton, Duranczyk, Miles, Salov, Levin, Manning, Hesselbein and Solberg, January 21, 2010. Fiscal and Policy Notes not required.

Referred to PERSONNEL/FINANCE, PUBLIC PROTECTION & JUDICIARY, and EXECUTIVE.

RES. 234, 09-10

AUTHORIZING DANE COUNTY TO PAY ALL OPERATING AND MAINTENANCE COSTS OF THE INFRASTRUCTURE FOR THE INTEROPERABLE EMERGENCY RADIO COMMUNICATIONS NETWORK

Dane County has offered to pay approximately 30 million dollars to build the infrastructure of the proposed interoperable emergency radio communications network. The goal of the system is to be sure that all communities operating in Dane County are able to participate in the system.

This system will have an annual operations and maintenance cost, beyond the infrastructure costs. All Dane County taxpayers will ultimately pay this bill, regardless of whether the taxes are collected centrally by the county, or at the municipal level. Any formula for cost sharing simply raises this cost. Furthermore, assessing the costs at the local level may prevent some communities from participating in the radio system, thereby undercutting the overall goal of interoperability.

Dane County recognized the importance to public safety for all communities to be able to communicate with each other by agreeing to undertake the infrastructure project as a county initiative.

NOW, THEREFORE, BE IT RESOLVED that Dane County pay 100% of the annual operations and maintenance of the infrastructure of the interoperable emergency radio communications system.

Submitted by Supervisors Willett, Wiganowsky, Bruskewitz, Jensen, Salov, Martz, Gau, Ferrell, Schlicht and Solberg, January 21, 2010.

Referred to PERSONNEL/FINANCE, PUBLIC PROTECTION & JUDICIARY, and EXECUTIVE.

RES. 235, 09-10

CREATING A COUNTY IMPLEMENTATION TEAM ON RACIAL DISPARITIES IN THE CRIMINAL JUSTICE SYSTEM

In September 2009 the Dane County Task Force on Racial Disparities in the Criminal Justice System issued a report outlining over eighty recommendations to reduce racial disparities at the various decision points in Dane County's criminal justice system. The Task Force was created in September 2008 at the request of the County Executive, County Board Chair and Dane County Equal Opportunity Commission in response to a report that Dane County has one of the highest racial incarceration disparities in the country.

The Task Force Final Report reflects the views of community advocates, law enforcement, social service providers, members of the judiciary, educators, and the legal community. It sets forth recommendations to both reduce racial disparities and promote public safety.

Dane County prides itself on being an exceptional place to live. We enjoy a rich history of creating an environment that welcomes people of different backgrounds and lifestyles. The high level of racial disparities within the criminal justice system is inconsistent with that image. Public safety requires that residents of Dane County perceive our criminal justice system as fair and equal.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board hereby adopts the Final Report of the Task Force on Racial Disparities in the Criminal Justice System and its recommendations, and authorizes the Dane County Office of Equal Opportunity, in collaboration with the Madison Department of Civil Rights, to facilitate the Dane County Criminal Justice Implementation Team.

BE IT FURTHER RESOLVED that the County Criminal Justice Implementation Team shall review and implement the recommendations of the Dane County Task Force on Racial Disparities in the Criminal Justice System throughout Dane County and advise the County Board, County Executive, Chief Judge, and Dane County law enforcement agencies and municipalities regarding the implementation of the recommendations.

BE IT FURTHER RESOLVED that the County Criminal Justice Implementation Team be appointed as follows: The Implementation Team shall consist of up to eleven people appointed by the County Executive.

BE IT FURTHER RESOLVED that the County Criminal Justice Implementation Team shall receive staff support from Dane County Office of Equal Opportunity.

BE IT FINALLY RESOLVED that the County Criminal Justice Implementation Team shall regularly report to the Dane County Equal Opportunity Commission. Bi-annually, the Commission shall provide reports to the County Executive, the Chief Judge and the County Board detailing priorities, activities and accomplishments, and making recommendations regarding next steps.

Submitted by Supervisors Vedder, Rusk, Richmond, Schmidt, Bayrd, Hendrick, Opitz, Hulsey, Matano, Wheeler, Duranczyk, Solberg, Erickson, Levin, Manning, Stubbs, Salov, de Felice, Stoebig, Miles, Schlicht, Hesselbein, Downing and McDonell, January 21, 2010.

Referred to EXECUTIVE, HEALTH & HUMAN NEEDS and PUBLIC PROTECTION & JUDICIARY.

RES. 236, 09-10

AUTHORIZING SUBMISSION OF APPLICATION FOR PARTICIPATION IN THE WISCONSIN SMALL CITIES
COMMUNITY DEVELOPMENT BLOCK GRANT EMERGENCY ASSISTANCE PROGRAM

WHEREAS, Federal monies are available under the Wisconsin Small Cities Community Development Block Grant-Emergency Assistance housing program, administered by the State of Wisconsin, Department of Commerce, Bureau of Community Finance to assist in the rehabilitation of housing units, businesses, and public infrastructure damaged during the storms and flooding of June 5 through July 25, 2008;

WHEREAS, after a series of public hearings held by and in several of the affected communities, a public hearing held on November 12, 2009 and due consideration, the County submitted applications to the State of Wisconsin for a number of projects including:

Affordable rental housing - \$1,000,000

This project was not included on the original resolution for the CDBG-EAP application, RES. 168, 2009-2010, Sub. 1 as the project was identified immediately prior to the submittal of the application to the State.

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

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

NOW THEREFORE BE IT RESOLVED that the Dane County Board of Supervisors does APPROVE and authorize staff to prepare and file an emergency application for funds under this program in accordance with this resolution; and

BE IT FURTHER RESOLVED that the Dane County Executive and Dane County Clerk are hereby authorized and directed to sign all necessary documents on behalf of Dane County; and

BE IT FINALLY RESOLVED that the Dane County Controller is authorized to issue checks necessary to implement the project.

Submitted by Supervisors Stubbs, Levin, Wheeler, Vedder and Bruskewitz, January 21, 2010.
Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

RES. 237, 09-10

ACCEPTING DONATIONS – DEPARTMENT OF HUMAN SERVICES - BADGER PRAIRIE

Residents of Badger Prairie Health Care Center could benefit from life enriching activities and material items, such as clothing, recreational equipment and health aids, not covered by regular government funding sources. Donors are willing to contribute funds dedicated to improving the quality of life for Badger Prairie Health Care residents.

Be it resolved that Badger Prairie Health Care Center is authorized to solicit and receive donations from public and private sources to be used for equipment, materials and activities to enrich and enhance the health and well-being of residents of Badger Prairie Health Care Center.

Be it further resolved that such donations will be credited to a revenue account in the Human Services Department entitled “Badger Prairie Enrichment Fund” and that to the extent revenues are credited to this line, expenditures are authorized from an expenditure account in the Human Services Department entitled “Badger Prairie Enrichment Purchases from Donations.”

Be it finally resolved that to the extent revenues from donations exceed grants made from donations in each fiscal year, the difference will be carried forward in the “Badger Prairie Enrichment Purchased from Donations” expenditure line to be used in future fiscal years.

Submitted by Supervisors Stubbs, Levin, Wheeler, Bruskewitz and Vedder, January 21, 2010.
Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

RES. 238, 09-10

AUTHORIZATION TO PURCHASE AND INSTALL AIM SOFTWARE IN ADVANCE OF BORROWING

The 2010 Capital Budget includes \$8,200 to purchase and install the AIM Risk Assessment software (identified as the COMPAS tool from Northpointe Institute for Public Management). The software is to be used for offender assessment, classification and case management. This system functions as a risk and needs decision support guide for criminal justice practitioners who must make decisions regarding community placement, supervision, treatment and case management at various stages of the criminal court process including bail, pre-trial and sentencing. The software also includes comprehensive case management modules to effectively manage offenders on bail-monitoring or alternatives to incarceration. This project is to be funded using borrowed funds. Under Dane County Ordinance 29.52(11), capital projects may not proceed in advance of borrowing without the approval of the County Executive and the County Board.

NOW THEREFORE BE IT RESOLVED that the Clerk of Courts Office is authorized to proceed to purchase and install the AIM software included in the 2010 Capital Budget in advance the county's annual borrowing.

Submitted by Supervisors Rusk, Bayrd, Hampton, Willett, Kostelic, Schlicht, Duranczyk, Hulse, and O'Loughlin, January 21, 2010.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 239, 09-10

AUTHORIZING HOMELAND SECURITY TRAINING – INCIDENT COMMAND SYSTEM (ICS)
300 AND 400 LEVEL COURSES

Dane County Emergency Management applied for and was awarded a training grant from the Office of Justice Assistance in the amount of \$10,254.

This grant will be used to conduct Homeland Security Training, specifically Incident Command System (ICS) 300 and 400 level courses.

NOW, THEREFORE, BE IT RESOLVED that \$10,254 be set up as additional revenue in the Emergency Management, Hazardous Materials Planning Division Training Revenue Account 81812 and be credited to the General Fund and that \$6,800 be transferred from the General Fund to Hazardous Materials Planning Division Training Expense Account 31133.

BE IT FINALLY RESOLVED that all unexpended funds and unrecognized revenues from this account be carried forward from the 2009 to the 2010 budget period.

Submitted by Supervisors Rusk, Hampton, Willett, Kostelic, Schlicht and Duranczyk, January 21, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 240, 09-10

AUTHORIZATION FOR EARLY PURCHASE OF VEHICLES, EQUIPMENT,
BOAT AND RADIO SYSTEM REPLACEMENT

The 2010 Capital Budget authorizes the Dane County Sheriff's Office to purchase vehicles and equipment to be used by patrol. Due to the lag time between ordering the vehicles and equipment and arrival, it is necessary to get the vehicles into production as soon as possible in order to have the vehicles available for changeover in the spring.

The 2010 Capital Budget also authorizes the purchase of a patrol boat and equipment. Due to a lag time between ordering the boat and equipment and arrival, it is necessary to get the boat into production as soon as possible in order to expect delivery prior to the boating season.

The 2010 Capital Budget also authorizes the Dane County Sheriff's Office to participate in the upgrade of the radio interoperability system. Grant funding is available for a portion of the costs. The grant funding has an end date of February 26, 2010.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Sheriff be authorized to place an order in January for the purchase of vehicles, equipment and boat with expected delivery and payment due April, 2010 or later.

BE IT FURTHER RESOLVED that the Dane County Sheriff be authorized to place the order for the radios and mobiles prior to the grant funding timeline of February 26, 2010.

BE IT FINALLY RESOLVED that the Dane County Sheriff be authorized to purchase the vehicles, equipment, boat and radios included in the 2010 capital budget in advance of borrowing.

Submitted by Supervisors Rusk, Bayrd, Hampton, Willett, Kostelic, Schlicht and Duranczyk, January 21, 2010.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 241, 09-10

ACCEPTANCE OF A GRANT FROM THE U.S DEPARTMENT OF JUSTICE
FOR THE PURCHASE OF BODY ARMOR

The U.S. Justice Department, Bureau of Justice Assistance (BJA), Office Justice Programs has approved a grant to the Dane County Sheriff's Office in the amount of \$10,992 under the Bulletproof Vest Partnership Act of 1998. The grant will reimburse up to 50% of the cost for body armor purchased by the Sheriff's Office.

Under the grant the Sheriff's Office purchases body armor approved by the National Institute of Justice (NIJ), then electronically requests 50% reimbursement from BJA. This is the seventh such grant awarded to the Sheriff's Office and will allow for the continued replacement of worn body armor as well as purchase vests for new employees.

NOW THEREFORE BE IT RESOLVED that the Sheriff's Office be permitted to accept the federal grant under the Bulletproof Vest Partnership Act of 1998.

BE IT FURTHER RESOLVED that \$10,999 be added as additional revenue in the Sheriff's Office, Administration, Bulletproof Vest Partnership revenue account (SHRFADM 83127) and credited to the general fund and that \$10,999 be transferred from the General Fund to the Sheriff's Office, Administration, Bulletproof Vest Partnership expenditure account (SHRFADM 47142).

BE IT FINALLY RESOLVED that any funds that are part of this grant but not expended and received as of December 31, 2010 be carried forward to future budgets until such funds are expended and revenues received.

Submitted by Supervisors Rusk, Bayrd, Hampton, Willett, Kostelic, Schlicht and Duranczyk, January 21, 2010.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 242, 09-10

APPROVAL OF THE BADGER PRAIRIE COUNTY PARK MASTER PLAN

Badger Prairie County Park is situated in some of the last remaining open space between the cities of Madison and Verona. The park was the result of a landfill closure in the early 1970's and is classified as a Recreation Park in the Dane County park system. The project planning area boundary is approximately 1,350 acres and extends both north and south beyond the park limits. The vision for Badger Prairie Park and this project area is to maximize and maintain open grassland habitat areas. Badger Prairie County Park will provide gateway access to multiple regional trails including the Ice Age National Scenic Trail, Military Ridge State Trail and Ice Age Junction Bicycle Pedestrian Trail. Primary recreation uses will continue to be aeromodelling, off leash dog exercise areas and cyclo-cross.

The planning process included several public information meetings that were held at the Verona Public Library from June of 2007 through December of 2009. The Madison Area Youth Soccer Association was conducting their own master planning process for the Reddan Soccer Complex during the same time as the County master planning process. Primary issues of discussion were related to alignment of the future Ice Age Junction Bicycle Pedestrian Trail, traffic concerns within the park and on adjacent roadways, and improvements being proposed to the Reddan Soccer Complex.

The plan has now been completed and the Dane County Parks Commission requests approval of the Master Plan for Badger Prairie County Park. This Master Plan will provide the vision for future acquisition, development and operation of the park and will create opportunities to apply to a variety of grant funding programs.

NOW, THEREFORE, BE IT RESOLVED, That the Dane County Board of Supervisors and the Dane County Executive adopt the Master Plan for Badger Prairie County Park as an element of the Dane County Parks and Open Space Plan.

BE IT FURTHER RESOLVED, That the Dane County Parks Commission, County Board of Supervisors, and County Executive thank the City of Verona, City of Madison, Town of Verona and all of the citizens and stakeholders for their time and effort in assisting with preparation of the plan.

Submitted by Supervisors Kostelic and Ripp, January 21, 2010.

Referred to PERSONNEL/FINANCE and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

RES. 243, 09-10

AUTHORIZING ACCEPTANCE OF A WI DNR GRANT FOR
SNOWMOBILE TRAIL BRIDGE REHABILITATION PROJECT

Dane County Land & Water Resources – Parks Division has received a grant for \$35,050 from the WI Department of Natural Resources for a Snowmobile Trail Bridge Rehabilitation Project.

The purpose of the grant is to replace a deteriorating 25+ year-old snowmobile trail bridge with a prefabricated 12 foot x 40 foot bridge. This bridge location is in the Town of Pleasant Springs on County snowmobile trail #46 and is maintained by the Viking Snow Drifters Snowmobile Club.

Dane County Parks will work with the Viking Snow Drifters Snowmobile Club to complete this project. Once the project is complete, WI DNR will reimburse Dane County for 100% of the costs up to \$35,050.

NOW, THEREFORE, BE IT RESOLVED that Dane County authorizes the acceptance of a WI DNR Grant for a snowmobile trail bridge rehabilitation project.

BE IT FURTHER RESOLVED that a new revenue and expense account LWRPKOP Snowmobile Trail Bridge Grant be established for \$35,050. These funds shall carry forward until expended.

Submitted by Supervisors Ripp and Solberg, January 21, 2010.

Referred to PERSONNEL/FINANCE and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

RES. 244, 09-10

AWARD OF CONTRACT FOR ELEVATOR MAINTENANCE & REPAIR SERVICES

Various county agencies regularly purchase elevator maintenance and repair services. Complete bids were solicited by the Purchasing Division per Bid #109111 for the entire County. Four (4) firms responded to the solicitation, the lowest bid for the majority of the locations was submitted by Schindler Elevator Corp. The value of the first year of the contract is \$189,984.

THEREFORE, BE IT RESOLVED that a contract to provide elevator maintenance & repair services be awarded to Schindler Elevator Corp. for a period of two years with the possibility of three additional one-year renewals.

THEREFORE, BE IT FURTHER RESOLVED that the County Executive and the County Clerk are authorized to execute the necessary documents to award this contract.

Submitted by Supervisors Opitz, Veldran, Schmidt, Martz and Wiganowsky, January 21, 2010.

Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 245, 09-10

CAPITAL BUDGET ADJUSTMENT & CHANGE ORDER FOR NEW
BADGER PRAIRIE HEALTH CARE CENTER

The County Board authorized \$1,750,000 in the 2009 Capital Budget for additional funds for the energy conservation components (solar and geothermal energy systems) for the New Badger Prairie Health Care Center project. This amount was for design and construction and was based on the designers' estimates. The budget appropriation was added to the Badger Prairie Construction account rather than being divided between the construction account and the account used to fund the design services. Therefore, an adjustment to the capital budget is required to move \$125,000 from the construction account to the design services account.

A Change Order in the amount of \$125,000.00 to Horty Elving & Associates will be required to complete this process.

THEREFORE, BE IT RESOLVED, That the amount of \$125,000 be moved from BPHCCAPP 57942 Nursing Home Construction to BPHCAPP 57953 Nursing Home Architect Design.

THEREFORE, BE IT FURTHER RESOLVED, That a change order be approved to Horty Elving & Associates in the amount of \$125,000.00 and the Public Works, Highway & Transportation Department is directed to ensure complete performance of the change order.

THEREFORE, BE IT FINALLY RESOLVED, That the Dane County Board of Supervisors approve the capital budget adjustment and the change order to Horty Elving & Associates.

Submitted by Supervisors Opitz, Veldran, Schmidt, Martz and Wiganowsky, January 21, 2010.

Referred to HEALTH & HUMAN NEEDS, PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 246, 09-10

APPROVING CHANGE ORDER #31 FOR ROBERTS CONSTRUCTION FOR DIRECT PURCHASE OF
MATERIALS FOR BADGER PRAIRIE CONSTRUCTION

Roberts Construction was awarded the contract for the construction of the new Badger Prairie Health Care Center facility. As part of the bid, the county had agreed that it would purchase certain electrical components and supply those to the contractor. This direct purchase of materials saves the sales tax due on the materials. In discussions with Roberts Construction, the contractor is willing to expand the county's direct purchase of materials to realize additional savings. Under this program, the county will deduct the cost of the materials and the sales tax due on those materials from Roberts's contract. The county will then issue purchase orders to the various suppliers to purchase the materials directly. The county can then avoid the sales tax due on these materials orders. The value of the materials and related tax are represented in the change order amount below.

Value of Roberts Construction Contract:	<u>\$12,369,918.94</u>
Change Order #31 (deduct)	<u>(\$296,904.43)</u>
Adjusted Value of Contract	<u>\$12,073,014.51</u>

THEREFORE BE IT RESOLVED that change order # 31 for Roberts Construction is approved to deduct \$296,904.43 from the contract for direct purchase of materials.

THEREFORE BE IT FURTHER RESOLVED that the Controller's Office is authorized to issue checks to the related suppliers for the materials purchased to complete the construction at Badger Prairie.

Submitted by Supervisors Opitz, Veldran, Schmidt, Martz and Wiganowsky, January 21, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 247, 09-10

APPROVING THE SALE OF THE SURPLUS CROSS PLAINS HIGHWAY GARAGE

The Dane County highway garage at 4537 County Highway P in the Town of Cross Plains is surplus to the needs of the Dane County Public Works & Transportation Department. The 2010 Dane County Budget anticipates its sale.

The property was listed on the South Central Wisconsin Multiple Listing Service and offers were solicited. A previous offer for \$250,000, as approved in Res. 136, 09-10, failed to culminate and the property was relisted. Don Runde, Kevin Runde, or assigns has submitted an offer for \$295,000.

The 4-acre property is zoned A-1 EX Exclusive Agriculture and will need to be surveyed and rezoned for the Buyers' projected use, which is a contingency of the sale.

NOW, THEREFORE, BE IT RESOLVED that the County of Dane does hereby approve and authorize the sale of the Cross Plains highway garage to Don Runde, Kevin Runde, or assigns, and

BE IT FURTHER RESOLVED that the Land Acquisition Division is directed to prepare conveyance documents and other necessary elements to expedite the closing of the transaction, and

BE IT FINALLY RESOLVED that the Dane County Clerk and the County Executive are hereby authorized to execute a deed to convey the property on behalf of the County of Dane.

Submitted by Supervisors Opitz, Veldran and Schmidt, January 21, 2010.

Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 248, 09-10

CHANGE ORDER #4 TO CONTRACT FOR THE RHINO EXHIBIT ROOF INSULATION PROJECT AT ZOO

The Department of Public Works, Highway & Transportation awarded a Contract to Cuske Construction for removal of existing roofing, installation of vapor barrier, rigid insulation, and OSB, and installation of new asphaltic shingle roofing at the Henry Vilas Zoo, 702 S. Randall Avenue, Madison, WI, Bid #309021.

Sub. 1 to Res. 98, 2009-10 awarded the original Contract in the amount of \$31,385.00. A Change Order is hereby requested in the amount of \$11,310.00 to install metal ceiling through rest of rhino pen, which would prevent moisture damage to existing wood ceiling and allow for easier maintenance of the building.

There are sufficient funds in the budget to cover this Change Order.

NOW, THEREFORE, BE IT RESOLVED, That a Change Order in the amount of \$11,310.00 is requested for Cuske Construction.

BE IT FURTHER RESOLVED, That the Dane County Board of Supervisors approves and authorizes this Change Order; and

BE IT FINALLY RESOLVED, That the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Change Order.

Submitted by Supervisors Opitz, Veldran, Martz and Wiganowsky, January 21, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 249, 09-10

RESOLUTION AUTHORIZING THE ISSUANCE AND PROVIDING FOR THE SALE OF NOT TO EXCEED \$20,100,000 GENERAL OBLIGATION REFUNDING BONDS, SERIES 2010A

WHEREAS, the County Board of Supervisors hereby finds and determines that it is necessary, desirable and in the best interest of Dane County, Wisconsin (the "County") to raise funds for the public purpose of paying the cost of refinancing certain outstanding obligations of the County, to wit: General Obligation Promissory Notes, Series 2003C, dated July 1, 2003 and General Obligation Bonds, Series 2002A, dated December 1, 2002 (collectively, the "Refunded Obligations") (hereinafter the refinancing of the Refunded Obligations shall be referred to as the "Refunding"), and there are insufficient funds on hand to pay said cost;

WHEREAS, the County Board of Supervisors deems it to be necessary, desirable and in the best interest of the County to refund the Refunded Obligations for the purpose of achieving debt service cost savings;

WHEREAS, counties are authorized by the provisions of Section 67.04, Wisconsin Statutes, to borrow money and to issue general obligation refunding bonds to refinance their outstanding obligations; and

WHEREAS, the County Board of Supervisors of the County hereby finds and determines that general obligation refunding bonds in the amount of not to exceed \$20,100,000 should be issued, and it is now necessary and desirable to authorize their issuance and sale.

NOW, THEREFORE, BE IT RESOLVED by the County Board of Supervisors of the County that:

Section 1. Authorization of the Bonds. For the purpose of paying the cost of the Refunding, there shall be borrowed pursuant to Section 67.04, Wisconsin Statutes, the principal sum of not to exceed TWENTY MILLION ONE HUNDRED THOUSAND DOLLARS (\$20,100,000) from a purchaser to be determined by competitive sale (the "Purchaser").

Section 2. Sale of the Bonds. To evidence such indebtedness, the Chairperson and County Clerk are hereby authorized, empowered and directed to make, execute, issue and sell to the Purchaser for, on behalf of and in the name of the County, General Obligation Refunding Bonds, Series 2010A aggregating the principal amount of not to exceed TWENTY MILLION ONE HUNDRED THOUSAND DOLLARS (\$20,100,000) (the "Bonds"). The County shall offer the Bonds for public sale on or about March 4, 2010.

Section 3. Notice of Sale. The County Clerk (in consultation with the County's financial advisor, Public Financial Management, Inc. ("PFM")) is hereby authorized and directed to cause the sale of the Bonds to be publicized at such times and in such manner as the County Clerk may determine and to cause copies of a complete Official Notice of Sale and other pertinent data to be forwarded to interested bidders as the County Clerk (in consultation with PFM) may determine.

Section 4. Official Statement. The County Clerk (in consultation with PFM) shall also cause an Official Statement to be prepared and distributed. The appropriate County officials shall determine when the Official Statement is final for purposes of Securities and Exchange Commission Rule 15c2-12 and shall certify said Statement, such certification to constitute full authorization of such Statement under this Resolution.

Section 5. Award of the Bonds. Following receipt of bids for the Bonds, the County Board of Supervisors shall consider taking further action to provide the details of the Bonds; to award the Bonds to the lowest responsible bidder therefor; and to levy a direct annual irrevocable tax sufficient to pay the principal of and interest on the Bonds as the same becomes due as required by law.

Section 6. Undertaking to Provide Continuing Disclosure. The County hereby covenants and agrees, for the benefit of the owners of the Bonds, to enter into a written undertaking (the "Undertaking") required by SEC Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities and Exchange Act of 1934 (the "Rule") to provide continuing disclosure of certain financial information and operating data and timely notices of the occurrence of certain events in accordance with the Rule. The Undertaking shall be enforceable by the owners of the Bonds or by the Purchaser on behalf of such owners (provided that the rights of the owners and the Purchaser to enforce the Undertaking shall be limited to a right to obtain specific performance of the obligations thereunder and any failure by the County to comply with the provisions of this Undertaking shall not be an event of default with respect to the Bonds).

The County Clerk, or other officer of the County charged with the responsibility for issuing the Bonds, shall provide a Continuing Disclosure Certificate for inclusion in the transcript of proceedings, setting forth the details and terms of the County's Undertaking.

Section 7. Conflicting Resolutions; Severability; Effective Date. All prior resolutions, rules or other actions of the County Board of Supervisors or any parts thereof in conflict with the provisions hereof shall be, and the same are, hereby rescinded insofar as the same may so conflict. In the event that any one or more provisions hereof shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The foregoing shall take effect immediately upon adoption and approval in the manner provided by law.

Submitted by Supervisors Hulsey, Stoebig, Schmidt, Downing, Veldran, Rusk, Miles, de Felice and Duranczyk, January 21, 2010.
Referred to PERSONNEL/FINANCE.

RES. 250, 09-10

**RESOLUTION AUTHORIZING THE ISSUANCE AND PROVIDING FOR THE SALE OF NOT TO EXCEED
\$12,950,000 GENERAL OBLIGATION REFUNDING BONDS, SERIES 2010B**

WHEREAS, the County Board of Supervisors hereby finds and determines that it is necessary, desirable and in the best interest of Dane County, Wisconsin (the "County") to raise funds for the public purpose of paying the cost of refinancing certain outstanding obligations of the County, to wit: the General Obligation Bonds, Series

2002B, dated December 1, 2002 (the "Refunded Obligations") (hereinafter the refinancing of the Refunded Obligations shall be referred to as the "Refunding"), and there are insufficient funds on hand to pay said cost;

WHEREAS, the County Board of Supervisors deems it to be necessary, desirable and in the best interest of the County to refund the Refunded Obligations for the purpose of achieving debt service cost savings;

WHEREAS, counties are authorized by the provisions of Section 67.04, Wisconsin Statutes, to borrow money and to issue general obligation refunding bonds to refinance their outstanding obligations; and

WHEREAS, the County Board of Supervisors of the County hereby finds and determines that general obligation refunding bonds in the amount of not to exceed \$12,950,000 should be issued, and it is now necessary and desirable to authorize their issuance and sale.

NOW, THEREFORE, BE IT RESOLVED by the County Board of Supervisors of the County that:

Section 1. Authorization of the Bonds. For the purpose of paying the cost of the Refunding, there shall be borrowed pursuant to Section 67.04, Wisconsin Statutes, the principal sum of not to exceed TWELVE MILLION NINE HUNDRED FIFTY THOUSAND DOLLARS (\$12,950,000) from a purchaser to be determined by competitive sale (the "Purchaser").

Section 2. Sale of the Bonds. To evidence such indebtedness, the Chairperson and County Clerk are hereby authorized, empowered and directed to make, execute, issue and sell to the Purchaser for, on behalf of and in the name of the County, General Obligation Refunding Bonds, Series 2010B aggregating the principal amount of not to exceed TWELVE MILLION NINE HUNDRED FIFTY THOUSAND DOLLARS (\$12,950,000) (the "Bonds"). The County shall offer the Bonds for public sale on or about March 4, 2010.

Section 3. Notice of Sale. The County Clerk (in consultation with the County's financial advisor, Public Financial Management, Inc. ("PFM")) is hereby authorized and directed to cause the sale of the Bonds to be publicized at such times and in such manner as the County Clerk may determine and to cause copies of a complete Official Notice of Sale and other pertinent data to be forwarded to interested bidders as the County Clerk (in consultation with PFM) may determine.

Section 4. Official Statement. The County Clerk (in consultation with PFM) shall also cause an Official Statement to be prepared and distributed. The appropriate County officials shall determine when the Official Statement is final for purposes of Securities and Exchange Commission Rule 15c2-12 and shall certify said Statement, such certification to constitute full authorization of such Statement under this resolution.

Section 5. Award of the Bonds. Following receipt of bids for the Bonds, the County Board of Supervisors shall consider taking further action to provide the details of the Bonds; to award the Bonds to the lowest responsible bidder therefor; and to levy a direct annual irrevocable tax sufficient to pay the principal of and interest on the Bonds as the same becomes due as required by law.

Section 6. Undertaking to Provide Continuing Disclosure. The County hereby covenants and agrees, for the benefit of the owners of the Bonds, to enter into a written undertaking (the "Undertaking") required by SEC Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities and Exchange Act of 1934 (the "Rule") to provide continuing disclosure of certain financial information and operating data and timely notices of the occurrence of certain events in accordance with the Rule. The Undertaking shall be enforceable by the owners of the Bonds or by the Purchaser on behalf of such owners (provided that the rights of the owners and the Purchaser to enforce the Undertaking shall be limited to a right to obtain specific performance of the obligations thereunder and any failure by the County to comply with the provisions of this Undertaking shall not be an event of default with respect to the Bonds).

The County Clerk, or other officer of the County charged with the responsibility for issuing the Bonds, shall provide a Continuing Disclosure Certificate for inclusion in the transcript of proceedings, setting forth the details and terms of the County's Undertaking.

Section 7. Conflicting Resolutions; Severability; Effective Date. All prior resolutions, rules or other actions of the County Board of Supervisors or any parts thereof in conflict with the provisions hereof shall be, and the same are, hereby rescinded insofar as the same may so conflict. In the event that any one or more provisions hereof shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The foregoing shall take effect immediately upon adoption and approval in the manner provided by law.

Submitted by Supervisors Hulsey, Stoebig, Schmidt, Downing, Veldran, Rusk, Miles, de Felice and Duranczyk, January 21, 2010.

Referred to PERSONNEL/FINANCE.

RES. 251, 09-10

AWARDING A COLLECTIVE BARGAINING AGREEMENT TO THE DANE COUNTY DEPUTY SHERIFF'S ASSOCIATION, WPPA/LEER

The County has reached a tentative agreement with the Dane County Deputy Sheriff's Association. The union is scheduled to vote on the tentative agreement on December 29, 2009. This resolution will implement the tentative agreement if ratification is successful. The current agreement expires on December 19, 2009. The Deputy Sheriff's Association represents County employs approximately 414 full time equivalent employees.

The agreement contains two parts. The first is a temporary wage reduction of three percent that is effective from December 20, 2009 through December 19, 2010. This agreement is part of the \$4.7 million personnel savings target contained in the 2010 Budget. The Deputy Sheriff's Association represents approximately \$966,300 of the total savings target. In exchange for the wage rate reduction, the County has agreed not to lay off any bargaining unit members for the 2010 contract year, which averts eighteen layoffs scheduled to occur at the end of the year. The agreement also credits employees with 64 hours of leave time that will be used in a combination of fixed days off and floating days off. The other terms of the temporary wage reduction agreement are detailed in the Memorandum of Understanding Regarding 2010 Personnel Savings Initiatives which is included as "Attachment A" to this resolution.

The second part of the agreement contains modifications to the collective bargaining agreement that expires on December 19, 2009. The agreement with the Deputy Sheriff's Association covers two contract years beginning on December 20, 2009 and ending on December 17, 2011. The agreement modifies other terms and conditions of employment including a 3% across the board wage increase on the last day of the 2011 payroll year. These modifications are detailed in the Tentative Agreements Regarding 2010 Contract Changes, which is included as "Attachment B" to this resolution.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors approves the terms and conditions of the 2010 Personnel Savings Initiative Memorandum of Understanding between Dane County and the Dane County Deputy Sheriff's Association; and

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors approves the terms and conditions of the 2010-2011 collective bargaining agreement between Dane County and the Dane County Deputy

Sheriff's Association for the period of December 20, 2009 through December 17, 2011, with the attached negotiated changes; and

BE IT FINALLY RESOLVED that County officials are authorized to take appropriate action to implement this resolution.

Submitted by Supervisors Hulsey, DeSmidt and Stoebig, January 21, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 252, 09-10

ACCEPTANCE OF GRANT FUNDS AND ESTABLISHING AN EXPENDITURE ACCOUNT
FOR THE DANE COUNTY INSTITUTIONAL FOOD MARKET

The Dane County Department of Planning & Development received \$35,000 from the Wisconsin Department of Trade and Consumer Protection (DATCP) 2009 Buy Local, Buy Wisconsin (BLBW) Grant Program for the proposed concept *Small Sellers, Big Buyers: Building Supply and Access to Institutional Markets*. This concept builds upon past achievements of the Dane County Institutional Food Market Coalition (IFM). The mission of IFM is to create new market opportunities for Dane County growers by identifying and cultivating new institutional markets, and facilitating the exchange of information between buyers, individual growers, and distributors.

The overall goals of this project are to increase the number of Dane County growers selling to distributors and institutions; generate new sales of local produce to institutional buyers; increase awareness of and access to institutional markets for individual growers, Growers Produce Auction and interested aggregators by sharing best practices; and to increase the amount of local produce bought by two targeted Wisconsin distributors.

NOW, THEREFORE, BE IT RESOLVED that the following revenue account be created and that these revenues be credited to the County's General Fund and transferred from the General Fund to the following expenditure accounts in the Planning Division of the Dane County Department of Planning & Development:

REVENUE ACCOUNT:

Account Name	Account Number	Adjustment
DATCP IFM Grant	NEW	\$35,000

EXPENDITURE ACCOUNTS:

Account Name	Account Number	Adjustment
Limited Term Employees	PDPLNDIV10072	\$26,205
Retirement Fund	PDPLNDIV10099	\$ 2,005
Social Security	PDPLNDIV10108	\$ 3,013
DATCP IFM Grant Expenses	NEW	\$ 3,777

This project, *Small Sellers, Big Buyers: Building Supply and Access to Institutional Markets*, includes meetings that are funded with registration fees. In addition, IFM may receive donations from public and private sources to be used to enhance the program.

BE IT RESOLVED that the Dane County IFM is authorized to solicit and receive donations from public and private sources to be used to enhance its program.

BE IT FURTHER RESOLVED that such donations as well as meeting registration fees will be credited to a revenue account in the Planning & Development Department entitled "IFM revenue" and that to the extent revenues are credited to this line, expenditures are authorized from an expenditure account in the Planning & Development Department entitled "IFM expenses". These accounts are as follows:

REVENUE ACCOUNT:

Account Name	Account Number	Adjustment
IFM Revenue	NEW	\$4,000

EXPENDITURE ACCOUNT:

Account Name	Account Number	Adjustment
IFM Expenses	NEW	\$4,000

BE IT FINALLY RESOLVED that to the extent revenues from registration fees and donations exceed grants made from donations in each fiscal year, the difference will be carried forward in the "IFM Expenses" expenditure line to be used in future fiscal years.

Submitted by Supervisors Miles, Hesselbein, Solberg, Duranczyk and Gau, January 21, 2010.
Referred to PERSONNEL/FINANCE and ZONING & LAND REGULATION.

RES. 253, 09-10

AUTHORIZING THE CONVEYANCE OF HIGHWAY EASEMENT ON LAND AT
THE DANE COUNTY REGIONAL AIRPORT

The Wisconsin Department of Transportation and the City of Madison are constructing an extension of Bartillon Drive between Kinsman Boulevard and Portage Road on Madison's Northeast side in the vicinity of the Dane County Regional Airport. Completion of the project requires an easement from Dane County to permit construction of a road and sidewalk along the southern boundary of Airport property adjacent to Reindahl Park and the construction of a sidewalk along the eastern lot line of Airport property adjacent to Portage Road. The easement will affect approximately 10.73 acres of County land for which the County will be paid the appraised value of \$326,700. The City of Madison and the State of Wisconsin will be responsible for all costs associated with construction of the improvements authorized under the terms of the easement and the City will assume maintenance responsibilities, including snow removal and mowing of terrace areas.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Executive and the Dane County Clerk are authorized to execute on behalf of Dane County an Agreement For Purchase and Sale of Real Estate and a Highway Easement granting to the Wisconsin Department of Transportation a right of way for the construction of sidewalks and a road on County land, as set forth above.

Submitted by Supervisors Rusk, Hendrick and O'Loughlin, January 21, 2010.
Referred to PERSONNEL/FINANCE, PUBLIC WORKS & TRANSPORTATION and AIRPORT.

RES. 254, 09-10

AUTHORIZING AGREEMENT BETWEEN DANE COUNTY AND THE
HENRY VILAS PARK ZOOLOGICAL SOCIETY

The Henry Vilas Park Zoological Society, organized under Section 503C of the Internal Revenue Service Code, conducts fund raising to benefit Henry Vilas Zoo. The County and the Zoological Society have maintained an annual agreement that governs annual operating expense payments, use of the Zoo grounds and the Visitors' Center for fund raising activities, and operation of concessions on Zoo property. The 2009 operating expense payment is \$349,620.

NOW, THEREFORE, BE IT RESOLVED that a one-year agreement between Dane County and the Henry Vilas Park Zoological Society that grants use of Zoo grounds, the Visitor Center, and operation of Zoo concessions for fund raising and includes payment by the Zoological Society, of \$349,620 to Dane County for Zoo operations is authorized; and

BE IT FURTHER RESOLVED that the County Executive and County Clerk are authorized to sign the agreement; and

BE IT FINALLY RESOLVED that Dane County commends and thanks the Henry Vilas Park Zoological Society for its outstanding support of Henry Vilas Zoo.

Submitted by Supervisor Erickson, January 21, 2010.

Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 255, 09-10

AMENDING THE DANE COUNTY FARMLAND PRESERVATION PLAN BY ADOPTING THE TOWN OF CHRISTIANA COMPREHENSIVE PLAN

On January 12, 2010, the Town Board of the Town of Christiana adopted the *Town of Christiana Comprehensive Plan*. That plan includes a summary of policies proposed by the town to maintain eligibility for farmland preservation tax credits under Chapter 91 of the Wisconsin Statutes.

Dane County has adopted a farmland preservation plan under the authority of Chapter 91 of the Wisconsin Statutes. The *Dane County Farmland Preservation Plan* includes town plans as central components. Therefore, amendments to town plans must be adopted by the County Board of Supervisors to also be considered amendments to the *Farmland Preservation Plan*.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors adopts *Town of Christiana Comprehensive Plan* as an amendment to the *Dane County Farmland Preservation Plan*.

Submitted by Supervisor Salov, January 21, 2010. Fiscal and Policy Notes not required.

Referred to ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and ZONING & LAND REGULATION.

RES. 256, 09-10

AMENDING THE DANE COUNTY FARMLAND PRESERVATION PLAN BY ADOPTING AMENDMENTS TO THE TOWN OF MEDINA COMPREHENSIVE PLAN

On July 11, 2008, the Town Board of the Town of Medina adopted the *Town of Medina Comprehensive Plan*. That plan includes a summary of policies proposed by the town to maintain eligibility for farmland preservation tax credits under Chapter 91 of the Wisconsin Statutes.

Dane County has adopted a farmland preservation plan under the authority of Chapter 91 of the Wisconsin Statutes. The *Dane County Farmland Preservation Plan* includes town plans as central components. Therefore, amendments to town plans must be adopted by the County Board of Supervisors to also be considered amendments to the *Farmland Preservation Plan*.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors adopts *Town of Medina Comprehensive Plan* as an amendment to the *Dane County Farmland Preservation Plan*.

Submitted by Supervisor Miles, January 21, 2010. Fiscal and Policy Notes not required.

Referred to ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and ZONING & LAND REGULATION.

RES. 257, 09-10

COUNTY EXECUTIVE APPOINTMENTS

The County Executive has appointed the following persons to the designated commissions, committees and boards. These appointments require confirmation by the County Board.

NOW, THEREFORE, BE IT RESOLVED that the appointments set forth below are confirmed.

Capital Area Regional Planning Commission CARPC

Caryl E. Terrell, 19 Red Maple Trail, Madison 53717 (833-8828-H, 213-4648-C), due to the resignation of Kristine Euclide. Ms. Terrell has degrees in Economics from Oberlin College, Oberlin, Ohio and in Public Policy & Administration and also in Urban & Regional Planning from the University of Wisconsin-Madison. Ms. Terrell has resided in Dane County WI since 1967. Ms. Terrell was employed for 33 years, until her retirement in April 2006, as a public policy analyst, lobbyist and executive director by the Wisconsin Sierra Club, a non-profit environmental organization with about 14,000 members residing in Wisconsin. Ms. Terrell worked on many educational campaigns dealing with water quality, water quantity, agricultural land preservation, natural resource protection, transit oriented development, and development costs of publicly financed infrastructure for "greenfields" (roads, highways and intersections construction and maintenance; water and sewer extensions; fire, police and emergency services; trash collection). Ms. Terrell has researched, reviewed and developed public policy since 1969 that impacts Dane County land use patterns and natural resources. She has served on advisory committees to the Town of Fitchburg, City of Madison, Dane County, Dane County Regional Planning Commission, Dane County Metropolitan Planning Organization, and Capitol Area Regional Planning Commission. Topics included Water Quality Section 208 planning, areawide transportation, rail line preservation/freight use, bus system, solid waste management, on-site residential and centralized wastewater treatment, land use and energy, among others. This term will expire 5/17/10.

Emergency Medical Services Commission

Dr. Christian Zuver, 1009 Winding Way, Middleton 53562, (266-4424-W), to fill the seat of the City of Madison Fire Department's Medical Director. Mr. Zuver is an Assistant Professor of Medicine in the Division of Emergency Medicine for the UW School of Medicine and Public Health. He has also been an Attending Physician in Emergency Medicine at UW Hospitals and Clinics and Medical Director at the UW's Emergency Education Center. This term will expire 4/19/11.

Library Board

Darold Lowe, 205 Crystal La., Madison 53704 (249-5693-H, to be reappointed. This term will expire 1/31/13.

South Central Library System Board

Philip L. Cox, 6211 Knollwood Drive, Oregon 53575 (835-6559-H), due to the resignation of Luella Schmidt. Mr. Cox is a retired high school mathematics teacher. He has also served as a college supervisor and taught methods courses for student teachers and prepared students for the high school equivalence exam at a Job Corps Center. He is an avid user of the Oregon Public Library and has done volunteer work for them. This term will expire 12/31/12.

Norman D. Holman, 201 Canterbury Court, Cambridge 53523 (423-2063-H, due to the resignation of June Hanson. Mr. Holman is a retired public library administrator. He was the senior vice president for The New York Public Library, Deputy Director of the Cleveland Public Library, and Librarian/Manager of the Illinois Library System. This term will expire 12/31/12.

Jennifer Harrington, 2236 Hillington Green, Madison 53726 (233-9931-H, 458-3075-W), to be reappointed. This term will expire 12/31/12.

Theresa McIlroy, 178 North Street, Sun Prairie 53590 (837-0880-H, 839-3664-W), to be reappointed. This term will expire 12/31/12.

Linda K. Davis-Brown, 4324 Damascus Trail, Cottage Grove 53527 (839-5714-H, 276-0211-W), to be reappointed. This term will expire 12/31/12.

Tree Board

Dr. R. Bruce Allison, 1830 Sugar River Road, Verona 53593 (271-4126-H), to be reappointed. This term will expire 4/17/12.

Jeff Olson, 5637 Montadale St., Fitchburg 53711 (274-7242-H, 274-7879-W), to be reappointed. This term will expire 4/17/12.

Nicolas T. Correll, 7009 Franklin Avenue, Madison 53562 (669-0333-H, 798-3212-W), to fill the expired term of Corey George. Mr. Correll is the owner, operator, and manager of Solvang Tree Nursery in Cross Plains. He manages approximately 14,000 trees on thirty-five acres. He sells larger landscape shade, evergreen, and ornamental trees throughout south-central Wisconsin and consults with homeowners and businesses directly to help inform and select correct plants for each application. Mr. Correll has a B.S. degree in Landscape Horticulture with a concentration in Nursery and Landscape Management from Colorado State University. This term will expire 4/17/12.

Veterans Services Commission

Lyla L. Drewes, 6430 Pheasant Lane, #301, Middleton 53562 (213-0866-H), to be reappointed. This term will expire 12/11/12.

John P. Hofer, 7888 Wood Pond Trail, Cross Plains 53528 (798-2530-H), 280-7035-W), to be reappointed. This term will expire 12/11/12.

W-2 Community Steering Committee

Richard A. Eggers, 407-1 East Avenue, Belleville 53508 (217-2744-H, 249-5558-W), due to the resignation of Jim Blakeslee. Mr. Eggers is Administrator of Legacy Gardens Assisted Living of Madison. Mr. Eggers is a strong supporter of the W-2 Program and has provided training and jobs for many people. Mr. Eggers is a

graduate of Iowa State University. He is a member of the Northside Business Association, Eastside Business Club, Madison Elks, and serves on several committees for the Wisconsin Assisted Living Association. This term will expire 5/1/10.

Todd G. Holman, 1202 Muirfield Court, Middleton 53562 (831-4448-H, 246-3140x121, due to the resignation of Rose Coleman. Mr. Holman is Director of Human Resources for Goodwill Industries of South Central Wisconsin, Inc. He directs human resource initiatives and directives for 250 employees. Prior to that, he was Regional Director of Human Resources, Central Division, for REM Wisconsin, Inc, where he managed human resource initiatives, policies, and procedures in a seven state region. He also served as the Human Resources Manager/Support Services Director for REM Wisconsin, Inc. At Goodwill Industries, he is the lead person responsible for the Work Experience Program. Mr. Holman is a graduate of the University of Wisconsin-Platteville. This term will expire 5/1/10.

Submitted by Supervisor McDonell, January 21, 2010.
Referred to EXECUTIVE.

COMMUNICATIONS

- Communication re. Brenda J. White et al vs. Eight & Eight Partners et al – Notice of Hearing (12-14-09). Referred to PUBLIC PROTECTION & JUDICIARY.
- Communication from Allstate Insurance regarding claim denial. Referred to PUBLIC PROTECTION & JUDICIARY.
- Claim from Law Office of Randall S. Fudge & Assoc. for Verizon against Highway for damaged to cable in the area of 407 County Rd. B, Cambridge. Referred to PUBLIC PROTECTION & JUDICIARY.
- Claim from Teresa Pundsack against Highway for damage to vehicle caused by snow plow. Referred to PUBLIC PROTECTION & JUDICIARY.
- Communication from Corp Counsel re. Brenda White et al v Eight & Eight Partners (12-22-09). Referred to PUBLIC PROTECTION & JUDICIARY.
- Claim from Lawrence Lester against Highway for damage to vehicle caused by snow plow. Referred to PUBLIC PROTECTION & JUDICIARY.
- Claim from Gary Wagner against Jail for missing personal property. Referred to PUBLIC PROTECTION & JUDICIARY.
- Claim from Joshua W. Colvin against Highway for damage to vehicle caused by snow plow. Referred to PUBLIC PROTECTION & JUDICIARY.
- Communication re. Brenda J. White et al vs. Eight & Eight Partners et al – Notice of Hearing (12/28/09). Referred to PUBLIC PROTECTION & JUDICIARY.
- Communication re. Brenda J. White et al vs. Eight & Eight Partners et al – Notice of Hearing (12/30/09). Referred to PUBLIC PROTECTION & JUDICIARY.
- Communication from Corp. Counsel re. Brenda J. White et al vs. Eight & Eight Partners et al (1/4/10)– Referred to PUBLIC PROTECTION & JUDICIARY.
- Claim from Michael Phillips against Jail for missing personal property. Referred to PUBLIC PROTECTION & JUDICIARY.
- Claim from Vic Singh against Highway for damage to vehicle caused by snow plow. Referred to PUBLIC PROTECTION & JUDICIARY.
- Communication from Cindy Morschauer re falling on ice at Alliant Energy Center parking lot. Referred to PUBLIC PROTECTION & JUDICIARY.
- Civil Summons & Complaint Stanford L. Clacks and Sheila Robertson v. Human Services. Referred to PUBLIC PROTECTION & JUDICIARY.
- Summons & Complaint foreclosure of mortgage WI Housing & Economic Development Authority vs. Nathan A. Hill. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from Jane Showers against Highway for damage to vehicle caused by snow plow. Referred to PUBLIC PROTECTION & JUDICIARY.

Communication from GEICO re. Jessica Moore claim. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from Alpine Insulation against County for damage to vehicle. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from Rich E. Aide against Highway for damage to vehicle caused by snow plow. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from William Leanderts against Highway for damage to vehicle caused by snow plow. Referred to PUBLIC PROTECTION & JUDICIARY.

Communication from Allstate re. claim for Susan Frank. Referred to PUBLIC PROTECTION & JUDICIARY.

Summons & Complaint foreclosure of mortgage WI Housing & Economic Development Authority vs Dane County CDBG. Referred to PUBLIC PROTECTION & JUDICIARY.

Langlade County Resolution #61-2009 – Support Maintaining Current Law Regarding Jurisdictional Amounts and Court Fees in Small Claims Actions. Referred to EXECUTIVE.

Brown County Resolution In Support of Federal Funding for Welfare Fraud Investigation. Referred to EXECUTIVE.

Iowa County Resolution No. 30-1209 – Resolution Supporting Delayed Implementation of Farmland Preservation Rezoning Conversion Fee. Referred to EXECUTIVE.

Washburn County Resolution #1-10 – Resolution Opposing the Establishment of a Presumption for Infectious Diseases in Proceedings Regarding Protective Status. Referred to EXECUTIVE.

Columbia County Resolution No. 2-10 – Resolution Supporting Delayed Implementation of the Farmland Preservation Rezoning Conversion Fee. Referred to EXECUTIVE.

St. Croix County Resolution No. 3 (2010) – Resolution Supporting Delayed Implementation of Farmland Preservation Rezoning Conversion Fee. Referred to EXECUTIVE.

Outagamie County Resolution No. 117-2009-10 – Resolution supporting proposed language which would prohibit the revision of any reallocation under which the recipient of a reallocation has adopted a resolution authorizing the issuance of a bond. Referred to EXECUTIVE.

Langlade County Resolution #2-2010 – Supporting Delayed Implementation of Farmland Preservation Rezoning Conversion Fee. Referred to EXECUTIVE.

Langlade County Resolution #4-2010 – To Oppose DOR County Assesment Proposal. Referred to EXECUTIVE.

Portage County Resolution No. 277-2008-2010 – Opposition to AB634 Making the Classification of Protective Occupation Participant Status a Mandatory Subject of Collective Bargaining. Referred to EXECUTIVE.

Pepin County Resolution No. 2-2010 – Supporting the Restoration of the State Tax Reciprocity Agreement Between Wisconsin and Minnesota. Referred to EXECUTIVE.

Petitions for Zoning Reclassification. Referred by Clerk Ohlsen to ZONING & LAND REGULATION:

Petition 10137 – Town of Primrose – Donald Losenegger

10138 – Town of Vienna – Joseph Ripp

10139 – Town of Vienna – David Johnson

10140 – Town of Pleasant Springs – Dennis Prochnow

10141 – Town of Berry – Matthew Wolff

10142 – Town of Windsor – Windsor Golf Ventures Inc.

10143 – Town of Verona – Robert Bovy

10144 – Town of Sun Prairie – Calvin Hetzel

10145 – Town of Christiana – North Evergreen LLC

10146 – Town of Cottage Grove – Larry Skaar

10147 – Town of Cottage Grove – Skaar Living Trust

10148 – Town of Cottage Grove – Larry Skaar

10149 – Town of Cottage Grove – Skaar Living Trust

10150 – Town of Primrose – Marc Rhiner

- 10151 – Town of Oregon – Gerald Jensen
- 10152 – Town of Verona – LB Land Investments Inc.
- 10153 – Town of Montrose – Timothy Jelle
- 10154 – Town of Berry – Onno Brouwer
- 10155 – Town of Berry – Ronald Dresen
- 10156 – Town of Cottage Grove – David Doelger
- 10157 – Town of Blue Mounds – Heidi Richardson
- 10158 – Town of Sun Prairie – Gary Damrow
- 10159 – Town of Verona – Luginbuhl Farm LLC
- 10160 – Town of Blue Mounds – Thomas Hansen
- 10161 – Town of Dane – Mark Zeman
- 10162 – Town of Blue Mounds – Harold Post
- 10163 – Town of Blue Mounds – Kenneth D. & Joyce E. Wittenwyler Living Trust
- 10164 – Town of Dunkirk – Town of Dunkirk
- 10165 – Town of Primrose – Andrew Connors
- 10166 – Town of Perry – Gary Karls
- 10167 – Town of York – Eugene Henning
- 10168 – Town of Blue Mounds – Beverly Docken
- 10169 – Town of Deerfield – Robert Riege
- 10170 – Town of Deerfield – FJD Farm LLC
- 10171 – Town of Vermont – Thom Grenlie
- 10172 – Town of Deerfield – Dalby Farm LLC
- 10173 – Town of Deerfield – Russell Pohlman
- 10174 – Town of Blue Mounds – Craig Kittleson
- 10175 – Town of Perry – Milan Docken
- 10176 – Town of Roxbury – Vobren Trust
- 10177 – Town of Dane – Vobren Trust
- 10178 – Town of Deerfield – Blanche C. Pooch
- 10179 – Town of Medina – Blanche C. Pooch
- 10180 – Town of Deerfield – FJD Farm LLC
- 10181 – Town of Cross Plains – J & A LLC
- 10182 – Town of Primrose – Glenn Reynolds

ORD. AMDT. 53, 09-10

AMENDING CHAPTER 18 OF THE DANE COUNTY CODE OF ORDINANCES,
MAKING THE DEPUTY DIRECTOR OF ADMINISTRATION AND THE DEPUTY ZOO DIRECTOR
POSITIONS CONTRACT POSITIONS AND REMOVING THE FACILITIES MANAGER POSITION
FROM A CONTRACT POSITION

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Subsection 18.05(4m)(a) is amended to read as follows:

(a) On and after the effective date of this amendment, an appointment to the positions of ~~facilities manager in the department of administration~~ Deputy Director of Administration and Deputy Zoo Director shall be made pursuant to the merit selection procedures set forth in this ordinance. All terms and conditions of employment for

each such position shall be set forth in a written employment contract. No such appointment shall be for a term in excess of five (5) years.

[EXPLANATION: The effect of this amendment is to make the positions of deputy director of administration and deputy zoo director contract positions and to eliminate as a contract position the facilities manager position since the facilities manager position no longer exists.]

Submitted by Supervisors Hulsey and O'Loughlin, February 4, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 258, 09-10

RESOLUTION AWARDING THE SALE OF
\$20,100,000 GENERAL OBLIGATION REFUNDING BONDS, SERIES 2010A

WHEREAS, on February 4, 2010, the County Board of Supervisors of Dane County, Wisconsin (the "County") adopted a resolution entitled: "Resolution Authorizing the Issuance and Providing for the Sale of Not to Exceed \$20,100,000 General Obligation Refunding Bonds, Series 2010A" authorizing the issuance of not to exceed \$20,100,000 General Obligation Refunding Bonds, Series 2010A for the public purpose of refinancing certain outstanding obligations of the County, to wit: General Obligation Promissory Notes, Series 2003C, dated July 1, 2003 (the "2003C Notes") and General Obligation Bonds, Series 2002A, dated December 1, 2002 (the "2002A Bonds") (collectively, the "Refunded Obligations") (hereinafter the refinancing of the Refunded Obligations shall be referred to as the "Refunding");

WHEREAS, the County has directed its financial advisor, Public Financial Management, Inc., Milwaukee, Wisconsin ("PFM") to take the steps necessary to sell the General Obligation Refunding Bonds, Series 2010A (the "Bonds");

WHEREAS, none of the proceeds of the Bonds shall be used to fund the operating expenses of the general fund of the County or to fund the operating expenses of any special revenue fund of the County that is supported by the property taxes;

WHEREAS, PFM, in consultation with the officials of the County, prepared an Official Notice of Sale (a copy of which is attached hereto as Exhibit A and incorporated herein by this reference) setting forth the details of and the bid requirements for the Bonds and indicating that the Bonds would be offered for public sale on March 4, 2010;

WHEREAS, the County Clerk (in consultation with PFM) caused a form of notice of the sale to be published and/or announced and caused the Official Notice of Sale to be distributed to potential bidders offering the Bonds for public sale on March 4, 2010;

WHEREAS, the County has duly received bids for the Bonds as described on the Bid Tabulation attached hereto as Exhibit B and incorporated herein by this reference (the "Bid Tabulation"); and

WHEREAS, it has been determined that the bid proposal (the "Proposal") submitted by the financial institution listed first on the Bid Tabulation fully complies with the bid requirements set forth in the Official Notice of Sale and is deemed to be the most advantageous to the County. PFM has recommended that the County accept the Proposal. A copy of said Proposal submitted by such institution (the "Purchaser") is attached hereto as Exhibit C and incorporated herein by this reference.

NOW, THEREFORE, BE IT RESOLVED by the County Board of Supervisors of the County that:

Section 1A. Ratification of the Official Notice of Sale and Offering Materials. The County Board of Supervisors of the County hereby ratifies and approves the details of the Bonds set forth in Exhibit A attached hereto as and for the details of the Bonds. The Official Notice of Sale and any other offering materials prepared and circulated by PFM are hereby ratified and approved in all respects. All actions taken by officers of the County and PFM in connection with the preparation and distribution of the Official Notice of Sale, and any other offering materials are hereby ratified and approved in all respects.

Section 1B. Award of the Bonds. The Proposal of the Purchaser offering to purchase the Bonds for the sum set forth on the Proposal, plus accrued interest to the date of delivery, resulting in a net interest cost and true interest rate as set forth on the Proposal is hereby accepted. The Chairperson and County Clerk or other appropriate officers of the County are authorized and directed to execute an acceptance of the Proposal on behalf of the County. The good faith deposit of the Purchaser shall be retained by the County Treasurer and applied in accordance with the Official Notice of Sale, and any good faith deposits submitted by unsuccessful bidders shall be promptly returned. The Bonds bear interest at the rates set forth on the Proposal.

Section 2. Terms of the Bonds. The Bonds shall be designated "General Obligation Refunding Bonds, Series 2010A"; shall be issued in the aggregate principal amount of \$20,100,000; shall be dated April 1, 2010; shall be in the denomination of \$5,000 or any integral multiple thereof; shall be numbered R-1 and upward; and shall bear interest at the rates per annum; and mature on June 1 of each year, in the years and principal amounts as set forth on the Bond Pricing attached hereto as Exhibit D-1 and incorporated herein by this reference. Interest is payable semi-annually on June 1 and December 1 of each year commencing on December 1, 2010. Interest shall be computed upon the basis of a 360-day year of twelve 30-day months and will be rounded pursuant to the rules of the Municipal Securities Rulemaking Board. The schedule of principal and interest payments due on the Bonds is set forth on the Bond Debt Service Schedule attached hereto as Exhibit D-2 and incorporated herein by this reference (the "Schedule").

Section 3. Redemption Provisions. The Bonds maturing on June 1, 2020 and thereafter shall be subject to redemption prior to maturity, at the option of the County, on June 1, 2019 or on any date thereafter. Said Bonds shall be redeemable as a whole or in part, and if in part, from maturities selected by the County and within each maturity, by lot, at the principal amount thereof, plus accrued interest to the date of redemption. If the Proposal specifies that any of the Bonds are subject to mandatory redemption, the terms of such mandatory redemption are set forth on an attachment hereto as Exhibit MRP and incorporated herein by this reference.

Section 4. Form of the Bonds. The Bonds shall be issued in registered form and shall be executed and delivered in substantially the form attached hereto as Exhibit E and incorporated herein by this reference.

Section 5. Tax Provisions.

(A) Direct Annual Irrepealable Tax Levy. For the purpose of paying the principal of and interest on the Bonds as the same becomes due, the full faith, credit and resources of the County are hereby irrevocably pledged, and there is hereby levied upon all of the taxable property of the County a direct annual irrepealable tax in the years 2010 through 2021 for the payments due in the years 2010 through 2022 in the amounts set forth on the Schedule. The amount of tax levied for the year 2010 shall be the total amount of debt service due on the Bonds in the years 2010 and 2011; provided that the amount of such tax carried onto the tax rolls shall be abated by any amounts appropriated pursuant to subsection (D) below which are applied to payment of principal of or interest on the Bonds in the year 2010.

(B) Tax Collection. So long as any part of the principal of or interest on the Bonds remains unpaid, the County shall be and continue without power to repeal such levy or obstruct the collection of said tax

until all such payments have been made or provided for. After the issuance of the Bonds, said tax shall be, from year to year, carried onto the tax roll of the County and collected in addition to all other taxes and in the same manner and at the same time as other taxes of the County for said years are collected, except that the amount of tax carried onto the tax roll may be reduced in any year by the amount of any surplus money in the Debt Service Fund Account created below.

(C) Additional Funds. If at any time there shall be on hand insufficient funds from the aforesaid tax levy to meet principal and/or interest payments on said Bonds when due, the requisite amounts shall be paid from other funds of the County then available, which sums shall be replaced upon the collection of the taxes herein levied.

(D) Appropriation. The County hereby appropriates from amounts levied to pay debt service on the Refunded Obligations or other funds of the County on hand a sum sufficient to be irrevocably deposited in the segregated Debt Service Fund Account created below and used to pay the interest on the Bonds coming due on December 1, 2010 as set forth on the Schedule.

Section 6. Segregated Debt Service Fund Account.

(A) Creation and Deposits. There be and there hereby is established in the treasury of the County, if one has not already been created, a debt service fund, separate and distinct from every other fund, which shall be maintained in accordance with generally accepted accounting principles. Debt service or sinking funds established for obligations previously issued by the County may be considered as separate and distinct accounts within the debt service fund.

Within the debt service fund, there hereby is established a separate and distinct account designated as the "Debt Service Fund Account for \$20,100,000 General Obligation Refunding Bonds, Series 2010A, dated April 1, 2010" (the "Debt Service Fund Account") and such account shall be maintained until the indebtedness evidenced by the Bonds is fully paid or otherwise extinguished. The County Treasurer shall deposit in the Debt Service Fund Account (i) all accrued interest received by the County at the time of delivery of and payment for the Bonds; (ii) any premium which may be received by the County above the par value of the Bonds and accrued interest thereon; (iii) all money raised by the taxes herein levied and any amounts appropriated for the specific purpose of meeting principal of and interest on the Bonds when due; (iv) such other sums as may be necessary at any time to pay principal of and interest on the Bonds when due; (v) surplus monies in the Borrowed Money Fund as specified below; and (vi) such further deposits as may be required by Section 67.11, Wisconsin Statutes.

(B) Use and Investment. No money shall be withdrawn from the Debt Service Fund Account and appropriated for any purpose other than the payment of principal of and interest on the Bonds until all such principal and interest has been paid in full and the Bonds canceled; provided (i) the funds to provide for each payment of principal of and interest on the Bonds prior to the scheduled receipt of taxes from the next succeeding tax collection may be invested in direct obligations of the United States of America maturing in time to make such payments when they are due or in other investments permitted by law; and (ii) any funds over and above the amount of such principal and interest payments on the Bonds may be used to reduce the next succeeding tax levy, or may, at the option of the County, be invested by purchasing the Bonds as permitted by and subject to Section 67.11(2)(a), Wisconsin Statutes, or in permitted municipal investments under the pertinent provisions of the Wisconsin Statutes ("Permitted Investments"), which investments shall continue to be a part of the Debt Service Fund Account. Any investment of the Debt Service Fund Account shall at all times conform with the provisions of the Internal Revenue Code of 1986, as amended (the "Code") and any applicable Treasury Regulations (the "Regulations").

(C) Remaining Monies. When all of the Bonds have been paid in full and canceled, and all Permitted Investments disposed of, any money remaining in the Debt Service Fund Account shall be transferred and deposited in the general fund of the County, unless the County Board of Supervisors directs otherwise.

Section 7. Proceeds of the Bonds; Segregated Borrowed Money Fund. The proceeds of the Bonds (the "Bond Proceeds") (other than any premium and accrued interest which must be paid at the time of the delivery of the Bonds into the Debt Service Fund Account created above) shall be deposited into a special fund separate and distinct from all other funds of the County and disbursed solely for the purpose for which borrowed or for the payment of the principal of and the interest on the Bonds. In no event shall monies in the Borrowed Money Fund be used to fund operating expenses of the general fund of the County or of any special revenue fund of the County that is supported by property taxes. Monies in the Borrowed Money Fund may be temporarily invested in Permitted Investments. Any monies, including any income from Permitted Investments, remaining in the Borrowed Money Fund after the purpose for which the Bonds have been issued has been accomplished, and, at any time, any monies as are not needed and which obviously thereafter cannot be needed for such purpose shall be deposited in the Debt Service Fund Account.

Section 8. No Arbitrage. All investments made pursuant to this Resolution shall be Permitted Investments, but no such investment shall be made in such a manner as would cause the Bonds to be "arbitrage bonds" within the meaning of Section 148 of the Code or the Regulations and an officer of the County, charged with the responsibility for issuing the Bonds, shall certify as to facts, estimates, circumstances and reasonable expectations in existence on the date of delivery of the Bonds to the Purchaser which will permit the conclusion that the Bonds are not "arbitrage bonds," within the meaning of the Code or Regulations.

Section 9. Compliance with Federal Tax Laws. (a) The County represents and covenants that the projects financed by the Bonds and by the Refunded Obligations and their ownership, management and use will not cause the Bonds or the Refunded Obligations to be "private activity bonds" within the meaning of Section 141 of the Code. The County further covenants that it shall comply with the provisions of the Code to the extent necessary to maintain the tax-exempt status of the interest on the Bonds including, if applicable, the rebate requirements of Section 148(f) of the Code. The County further covenants that it will not take any action, omit to take any action or permit the taking or omission of any action within its control (including, without limitation, making or permitting any use of the proceeds of the Bonds) if taking, permitting or omitting to take such action would cause any of the Bonds to be an arbitrage bond or a private activity bond within the meaning of the Code or would otherwise cause interest on the Bonds to be included in the gross income of the recipients thereof for federal income tax purposes. The County Clerk or other officer of the County charged with the responsibility of issuing the Bonds shall provide an appropriate certificate of the County certifying that the County can and covenanting that it will comply with the provisions of the Code and Regulations.

(b) The County also covenants to use its best efforts to meet the requirements and restrictions of any different or additional federal legislation which may be made applicable to the Bonds provided that in meeting such requirements the County will do so only to the extent consistent with the proceedings authorizing the Bonds and the laws of the State of Wisconsin and to the extent that there is a reasonable period of time in which to comply.

Section 10. Execution of the Bonds; Closing; Professional Services. The Bonds shall be issued in printed form, executed on behalf of the County by the manual or facsimile signatures of the Chairperson and County Clerk, authenticated, if required, by the Fiscal Agent (defined below), sealed with its official or corporate seal, if any, or a facsimile thereof, and delivered to the Purchaser upon payment to the County of the purchase price thereof, plus accrued interest to the date of delivery (the "Closing"). The facsimile signature of either of the officers executing the Bonds may be imprinted on the Bonds in lieu of the manual signature of the officer but, unless the County has contracted with a fiscal agent to authenticate the Bonds, at least one of the signatures appearing on each Bond shall be a manual signature. In the event that either of the officers whose signatures

appear on the Bonds shall cease to be such officers before the Closing, such signatures shall, nevertheless, be valid and sufficient for all purposes to the same extent as if they had remained in office until the Closing. The aforesaid officers are hereby authorized and directed to do all acts and execute and deliver the Bonds and all such documents, certificates and acknowledgements as may be necessary and convenient to effectuate the Closing. The County hereby authorizes the officers and agents of the County to enter into, on its behalf, agreements and contracts in conjunction with the Bonds, including but not limited to agreements and contracts for legal, trust, fiscal agency, disclosure and continuing disclosure, and rebate calculation services. Any such contract heretofore entered into in conjunction with the issuance of the Bonds is hereby ratified and approved in all respects.

Section 11. Payment of the Bonds; Fiscal Agent. The principal of and interest on the Bonds shall be paid by the County Clerk or County Treasurer (the "Fiscal Agent").

Section 12. Persons Treated as Owners; Transfer of Bonds. The County shall cause books for the registration and for the transfer of the Bonds to be kept by the Fiscal Agent. The person in whose name any Bond shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes and payment of either principal or interest on any Bond shall be made only to the registered owner thereof. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Bond to the extent of the sum or sums so paid.

Any Bond may be transferred by the registered owner thereof by surrender of the Bond at the office of the Fiscal Agent, duly endorsed for the transfer or accompanied by an assignment duly executed by the registered owner or his attorney duly authorized in writing. Upon such transfer, the Chairperson and County Clerk shall execute and deliver in the name of the transferee or transferees a new Bond or Bonds of a like aggregate principal amount, series and maturity and the Fiscal Agent shall record the name of each transferee in the registration book. No registration shall be made to bearer. The Fiscal Agent shall cancel any Bond surrendered for transfer.

The County shall cooperate in any such transfer, and the Chairperson and County Clerk are authorized to execute any new Bond or Bonds necessary to effect any such transfer.

Section 13. Record Date. The fifteenth day of each calendar month next preceding each interest payment date shall be the record date for the Bonds (the "Record Date"). Payment of interest on the Bonds on any interest payment date shall be made to the registered owners of the Bonds as they appear on the registration book of the County at the close of business on the Record Date.

Section 14. Utilization of The Depository Trust Company Book-Entry-Only System. In order to make the Bonds eligible for the services provided by The Depository Trust Company, New York, New York ("DTC"), the County agrees to the applicable provisions set forth in the Blanket Issuer Letter of Representations previously executed on behalf of the County and on file in the County Clerk's office.

Section 15. Official Statement. The County Board of Supervisors hereby approves the Preliminary Official Statement with respect to the Bonds and deems the Preliminary Official Statement as "final" as of its date for purposes of SEC Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities and Exchange Act of 1934 (the "Rule"). All actions taken by officers of the County in connection with the preparation of such Preliminary Official Statement and any addenda to it or Final Official Statement are hereby ratified and approved. In connection with the Closing, the appropriate County official shall certify the Preliminary Official Statement and any addenda or Final Official Statement. The County Clerk shall cause copies of the Preliminary Official Statement and any addenda or Final Official Statement to be distributed to the Purchaser.

Section 16. Redemption of the 2003C Notes. The 2003C Notes due on and after June 1, 2010 are hereby called for prior payment and redemption on April 15, 2010 at a price of par plus accrued interest to the date of redemption.

The County hereby directs the County Clerk to work with PFM to cause timely notice of redemption, in substantially the form attached hereto as Exhibit F-1 and incorporated herein by this reference (the "2003C Notice"), to be provided at the times, to the parties and in the manner set forth on the 2003C Notice.

Section 17. Redemption of the 2002A Bonds. The 2002A Bonds due on and after June 1, 2011 are hereby called for prior payment and redemption on June 1, 2010 at a price of par plus accrued interest to the date of redemption.

The County hereby directs the County Clerk to work with PFM to cause timely notice of redemption, in substantially the form attached hereto as Exhibit F-2 and incorporated herein by this reference (the "2002A Notice"), to be provided at the times, to the parties and in the manner set forth on the 2002A Notice.

Section 18. Record Book. The County Clerk shall provide and keep the transcript of proceedings as a separate record book (the "Record Book") and shall record a full and correct statement of every step or proceeding had or taken in the course of authorizing and issuing the Bonds in the Record Book.

Section 19. Bond Insurance. If the Purchaser of the Bonds determines to obtain municipal bond insurance with respect to the Bonds, the officers of the County are authorized to take all actions necessary to obtain such municipal bond insurance. The Chairperson and County Clerk are authorized to agree to such additional provisions as the bond insurer may reasonably request and which are acceptable to the Chairperson and County Clerk including provisions regarding restrictions on investment of Bond proceeds, the payment procedure under the municipal bond insurance policy, the rights of the bond insurer in the event of default and payment of the Bonds by the bond insurer and notices to be given to the bond insurer. In addition, any reference required by the bond insurer to the municipal bond insurance policy shall be made in the form of Bond provided herein.

Section 20. Conflicting Resolutions; Severability; Effective Date. All prior resolutions, rules or other actions of the County Board of Supervisors or any parts thereof in conflict with the provisions hereof shall be, and the same are, hereby rescinded insofar as the same may so conflict. In the event that any one or more provisions hereof shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The foregoing shall take effect immediately upon adoption and approval in the manner provided by law.

EXHIBIT A

Official Notice of Sale

To be provided by Public Financial Management, Inc. and incorporated into the Resolution.

(See Attached)

EXHIBIT B

Bid Tabulation

To be provided by Public Financial Management, Inc. and incorporated into the Resolution.

(See Attached)

EXHIBIT C

Winning Bid

To be provided by Public Financial Management, Inc. and incorporated into the Resolution.

(See Attached)

EXHIBIT D-1

Bond Pricing

To be provided by Public Financial Management, Inc. and incorporated into the Resolution.

(See Attached)

EXHIBIT D-2

Bond Debt Service Schedule and Irrepealable Tax Levies

To be provided by Public Financial Management, Inc. and incorporated into the Resolution.

(See Attached)

[EXHIBIT MRP

Mandatory Redemption Provision

The Bonds due on June 1, _____, _____, _____ and _____ (the "Term Bonds") are subject to mandatory redemption prior to maturity by lot (as selected by the Depository) at a redemption price equal to One Hundred Percent (100%) of the principal amount to be redeemed plus accrued interest to the date of redemption, from debt service fund deposits which are required to be made in amounts sufficient to redeem on June 1 of each year the respective amount of Term Bonds specified below:

For the Term Bonds Maturing on June 1, _____

Redemption

<u>Date</u>	<u>Amount</u>
_____	\$ _____
_____	_____
_____	_____ (maturity)

For the Term Bonds Maturing on June 1, _____

Redemption <u>Date</u>	<u>Amount</u>
_____	\$ _____
_____	_____
_____	_____ (maturity)

For the Term Bonds Maturing on June 1, _____

Redemption <u>Date</u>	<u>Amount</u>
_____	\$ _____
_____	_____
_____	_____ (maturity)

For the Term Bonds Maturing on June 1, _____

Redemption <u>Date</u>	<u>Amount</u>
_____	\$ _____
_____	_____
_____	_____ (maturity)]

EXHIBIT E

(Form of Bond)

REGISTERED NO. R-____	UNITED STATES OF AMERICA STATE OF WISCONSIN DANE COUNTY	DOLLARS \$ _____
GENERAL OBLIGATION REFUNDING BOND, SERIES 2010A		

MATURITY DATE: June 1, _____	ORIGINAL DATE OF ISSUE: April 1, 2010	INTEREST RATE: _____ %	CUSIP: _____
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DEPOSITORY OR ITS NOMINEE NAME: CEDE & CO.

PRINCIPAL AMOUNT: _____ THOUSAND DOLLARS (\$ _____)

FOR VALUE RECEIVED, Dane County, Wisconsin (the "County"), hereby acknowledges itself to owe and promises to pay to the Depository or its Nominee Name (the "Depository") identified above (or to registered assigns), on the maturity date identified above, the principal amount identified above, and to pay interest thereon

at the rate of interest per annum identified above, all subject to the provisions set forth herein regarding redemption prior to maturity. Interest is payable semi-annually on June 1 and December 1 of each year commencing on December 1, 2010 until the aforesaid principal amount is paid in full. Both the principal of and interest on this Bond are payable to the registered owner in lawful money of the United States. Interest payable on any interest payment date shall be paid by wire transfer to the Depository in whose name this Bond is registered on the Bond Register maintained by the County Clerk or County Treasurer (the "Fiscal Agent") or any successor thereto at the close of business on the 15th day of the calendar month next preceding the semi-annual interest payment date (the "Record Date"). This Bond is payable as to principal upon presentation and surrender hereof at the office of the Fiscal Agent.

For the prompt payment of this Bond together with interest hereon as aforesaid and for the levy of taxes sufficient for that purpose, the full faith, credit and resources of the County are hereby irrevocably pledged.

This Bond is one of an issue of Bonds aggregating the principal amount of \$20,100,000, all of which are of like tenor, except as to denomination, interest rate, maturity date and redemption provision, issued by the County pursuant to the provisions of Section 67.04, Wisconsin Statutes, for the purpose of paying the cost of refunding certain outstanding obligations of the County, all as authorized by resolutions of the County Board of Supervisors duly adopted by said governing body at meetings held on February 4, 2010 and March 4, 2010. Said resolutions are recorded in the official minutes of the County Board of Supervisors for said dates.

The Bonds maturing on June 1, 2020 and thereafter are subject to redemption prior to maturity, at the option of the County, on June 1, 2019 or on any date thereafter. Said Bonds are redeemable as a whole or in part, and if in part, from maturities selected by the County and within each maturity, by lot (as selected by the Depository), at the principal amount thereof, plus accrued interest to the date of redemption.

[The Bonds maturing in the years _____, _____ and _____ are also subject to mandatory redemption by lot as provided in the resolution awarding the sale of the Bonds at the redemption price of par plus accrued interest to the date of redemption and without premium.]

In the event the Bonds are redeemed prior to maturity, as long as the Bonds are in book-entry-only form, official notice of the redemption will be given by mailing a notice by registered or certified mail, overnight express delivery, facsimile transmission, electronic transmission or in any other manner required by the Depository, to the Depository not less than thirty (30) days nor more than sixty (60) days prior to the redemption date. If less than all of the Bonds of a maturity are to be called for redemption, the Bonds of such maturity to be redeemed will be selected by lot. Such notice will include but not be limited to the following: the designation, date and maturities of the Bonds called for redemption, CUSIP numbers, and the date of redemption. Any notice provided as described herein shall be conclusively presumed to have been duly given, whether or not the registered owner receives the notice. The Bonds shall cease to bear interest on the specified redemption date provided that federal or other immediately available funds sufficient for such redemption are on deposit at the office of the Depository at that time. Upon such deposit of funds for redemption the Bonds shall no longer be deemed to be outstanding.

It is hereby certified and recited that all conditions, things and acts required by law to exist or to be done prior to and in connection with the issuance of this Bond have been done, have existed and have been performed in due form and time; that the aggregate indebtedness of the County, including this Bond and others issued simultaneously herewith, does not exceed any limitation imposed by law or the Constitution of the State of Wisconsin; and that a direct annual irrevocable tax has been levied sufficient to pay this Bond, together with the interest thereon, when and as payable.

This Bond is transferable only upon the books of the County kept for that purpose at the office of the Fiscal Agent, only in the event that the Depository does not continue to act as depository for the Bonds, and the County appoints another depository, upon surrender of the Bond to the Fiscal Agent, by the registered owner in person or

his duly authorized attorney, upon surrender of this Bond together with a written instrument of transfer (which may be endorsed hereon) satisfactory to the Fiscal Agent duly executed by the registered owner or his duly authorized attorney. Thereupon a new fully registered Bond in the same aggregate principal amount shall be issued to the new depository in exchange therefor and upon the payment of a charge sufficient to reimburse the County for any tax, fee or other governmental charge required to be paid with respect to such registration. The Fiscal Agent shall not be obliged to make any transfer of the Bonds (i) after the Record Date, (ii) during the fifteen (15) calendar days preceding the date of any publication of notice of any proposed redemption of the Bonds, or (iii) with respect to any particular Bond, after such Bond has been called for redemption. The Fiscal Agent and County may treat and consider the Depository in whose name this Bond is registered as the absolute owner hereof for the purpose of receiving payment of, or on account of, the principal or redemption price hereof and interest due hereon and for all other purposes whatsoever. The Bonds are issuable solely as negotiable, fully-registered Bonds without coupons in the denomination of \$5,000 or any integral multiple thereof.

No delay or omission on the part of the owner hereof to exercise any right hereunder shall impair such right or be considered as a waiver thereof or as a waiver of or acquiescence in any default hereunder.

IN WITNESS WHEREOF, Dane County, Wisconsin, by its governing body, has caused this Bond to be executed for it and in its name by the manual or facsimile signatures of its duly qualified Chairperson and County Clerk; and to be sealed with its official or corporate seal, if any, all as of April 1, 2010.

DANE COUNTY, WISCONSIN

By: _____
Scott A. McDonell
Chairperson

(SEAL)

By: _____
Robert H. Ohlsen
County Clerk
ASSIGNMENT

FOR VALUE RECEIVED, the undersigned sells, assigns and transfers unto

(Name and Address of Assignee)

(Social Security or other Identifying Number of Assignee)

the within Bond and all rights thereunder and hereby irrevocably constitutes and appoints _____, Legal Representative, to transfer said Bond on the books kept for registration thereof, with full power of substitution in the premises.

Dated: _____

Signature Guaranteed:

(e.g. Bank, Trust Company
or Securities Firm)

(Depository or Nominee Name)

NOTICE: This signature must correspond with the name of the Depository or Nominee Name as it appears upon the face of the within Bond in every particular, without alteration or enlargement or any change whatever.

(Authorized Officer)

EXHIBIT F-1

NOTICE OF FULL CALL*

Regarding

DANE COUNTY, WISCONSIN
\$15,075,000 GENERAL OBLIGATION PROMISSORY NOTES, SERIES 2003C
DATED JULY 1, 2003

NOTICE IS HEREBY GIVEN that the Notes of the above-referenced issue which mature on the dates and in the amounts; bear interest at the rates; and have CUSIP Nos. as set forth below have been called by the County for prior payment on April 15, 2010 at the principal amount thereof plus accrued interest to the date of prepayment:

<u>Maturity Date</u>	<u>Principal Amount</u>	<u>Interest Rate</u>	<u>CUSIP No.</u>
06/01/10	\$1,190,000	2.80 %	236091TW4
06/01/11	1,220,000	3.00	236091TX2
06/01/12	1,255,000	3.125	236091TY0
06/01/13	1,290,000	3.30	236091TZ7

The County shall deposit federal or other immediately available funds sufficient for such redemption at the office of The Depository Trust Company on or before April 15, 2010.

Said Notes will cease to bear interest on April 15, 2010.

By Order of the
County Board of Supervisors
Dane County
County Clerk

Dated _____

* To be provided in the manner required by The Depository Trust Company, Attn: Supervisor, Call Notification Department, 55 Water Street, 50th Floor, New York, NY 10041-0099, not less than thirty (30) days nor more than sixty (60) days prior to April 15, 2010 and to the MSRB.

If the Notes are subject to the continuing disclosure requirements of SEC Rule 15c2-12 effective July 3, 1995, this Notice should be filed electronically with the MSRB through the Electronic Municipal Market Access (EMMA) System website at www.emma.msrb.org.

EXHIBIT F-2

NOTICE OF FULL CALL*

Regarding

DANE COUNTY, WISCONSIN
 \$30,125,000 GENERAL OBLIGATION BONDS, SERIES 2002A
 DATED DECEMBER 1, 2002

NOTICE IS HEREBY GIVEN that the Bonds of the above-referenced issue which mature on the dates and in the amounts; bear interest at the rates; and have CUSIP Nos. as set forth below have been called by the County for prior payment on June 1, 2010 at the principal amount thereof plus accrued interest to the date of prepayment:

<u>Maturity Date</u>	<u>Principal Amount</u>	<u>Interest Rate</u>	<u>CUSIP No.</u>
06/01/11	\$1,175,000	4.00%	236091QD9
06/01/12	1,225,000	4.00	236091QE7
06/01/13	1,130,000	5.00	236091QF4
06/01/14	1,180,000	5.00	236091QG2
06/01/15	1,225,000	5.00	236091QH0
06/01/16	1,280,000	5.00	236091QJ6
06/01/17	1,340,000	5.00	236091QK3
06/01/18	1,395,000	5.00	236091QL1
06/01/19	1,460,000	5.00	236091QM9
06/01/20	1,525,000	5.00	236091QN7
06/01/21	1,600,000	5.00	236091QP2
06/01/22	1,680,000	5.00	236091QQ0

The County shall deposit federal or other immediately available funds sufficient for such redemption at the office of The Depository Trust Company on or before June 1, 2010.

Said Bonds will cease to bear interest on June 1, 2010.

By Order of the
 County Board of Supervisors
 Dane County
 County Clerk

Dated _____

* To be provided in the manner required by The Depository Trust Company, Attn: Supervisor, Call Notification Department, 55 Water Street, 50th Floor, New York, NY 10041-0099, not less than thirty (30) days nor more than sixty (60) days prior to June 1, 2010 and to the MSRB.

If the Bonds are subject to the continuing disclosure requirements of SEC Rule 15c2-12 effective July 3, 1995, this Notice should be filed electronically with the MSRB through the Electronic Municipal Market Access (EMMA) System website at www.emma.msrb.org.

Submitted by Supervisors Hulsey and O'Loughlin, February 4, 2010. Fiscal and Policy Notes not required. Referred to PERSONNEL/FINANCE.

RES. 259, 09-10

RESOLUTION AWARDING THE SALE OF
\$12,950,000 GENERAL OBLIGATION REFUNDING BONDS, SERIES 2010B

WHEREAS, on February 4, 2010, the County Board of Supervisors of Dane County, Wisconsin (the "County") adopted a resolution entitled: "Resolution Authorizing the Issuance and Providing for the Sale of Not to Exceed \$12,950,000 General Obligation Refunding Bonds, Series 2010B" authorizing the issuance of not to exceed \$12,950,000 General Obligation Refunding Bonds, Series 2010B for the public purpose of refinancing certain outstanding obligations of the County, to wit: General Obligation Bonds, Series 2002B, dated December 1, 2002 (the "Refunded Obligations") (hereinafter the refinancing of the Refunded Obligations shall be referred to as the "Refunding");

WHEREAS, the County has directed its financial advisor, Public Financial Management, Inc., Milwaukee, Wisconsin ("PFM") to take the steps necessary to sell the General Obligation Refunding Bonds, Series 2010B (the "Bonds");

WHEREAS, none of the proceeds of the Bonds shall be used to fund the operating expenses of the general fund of the County or to fund the operating expenses of any special revenue fund of the County that is supported by the property taxes;

WHEREAS, PFM, in consultation with the officials of the County, prepared an Official Notice of Sale (a copy of which is attached hereto as Exhibit A and incorporated herein by this reference) setting forth the details of and the bid requirements for the Bonds and indicating that the Bonds would be offered for public sale on March 4, 2010;

WHEREAS, the County Clerk (in consultation with PFM) caused a form of notice of the sale to be published and/or announced and caused the Official Notice of Sale to be distributed to potential bidders offering the Bonds for public sale on March 4, 2010;

WHEREAS, the County has duly received bids for the Bonds as described on the Bid Tabulation attached hereto as Exhibit B and incorporated herein by this reference (the "Bid Tabulation"); and

WHEREAS, it has been determined that the bid proposal (the "Proposal") submitted by the financial institution listed first on the Bid Tabulation fully complies with the bid requirements set forth in the Official Notice of Sale and is deemed to be the most advantageous to the County. PFM has recommended that the County accept the Proposal. A copy of said Proposal submitted by such institution (the "Purchaser") is attached hereto as Exhibit C and incorporated herein by this reference.

NOW, THEREFORE, BE IT RESOLVED by the County Board of Supervisors of the County that:

Section 1A. Ratification of the Official Notice of Sale and Offering Materials. The County Board of Supervisors of the County hereby ratifies and approves the details of the Bonds set forth in Exhibit A attached hereto as and for the details of the Bonds. The Official Notice of Sale and any other offering materials prepared and circulated by PFM are hereby ratified and approved in all respects. All actions taken by officers of the County and PFM in connection with the preparation and distribution of the Official Notice of Sale, and any other offering materials are hereby ratified and approved in all respects.

Section 1B. Award of the Bonds. The Proposal of the Purchaser offering to purchase the Bonds for the sum set forth on the Proposal, plus accrued interest to the date of delivery, resulting in a net interest cost and true interest rate as set forth on the Proposal is hereby accepted. The Chairperson and County Clerk or other appropriate officers of the County are authorized and directed to execute an acceptance of the Proposal on behalf of the County. The good faith deposit of the Purchaser shall be retained by the County Treasurer and applied in accordance with the Official Notice of Sale, and any good faith deposits submitted by unsuccessful bidders shall be promptly returned. The Bonds bear interest at the rates set forth on the Proposal.

Section 2. Terms of the Bonds. The Bonds shall be designated "General Obligation Refunding Bonds, Series 2010B"; shall be issued in the aggregate principal amount of \$12,950,000; shall be dated April 1, 2010; shall be in the denomination of \$5,000 or any integral multiple thereof; shall be numbered R-1 and upward; and shall bear interest at the rates per annum; and mature on June 1 of each year, in the years and principal amounts as set forth on the Bond Pricing attached hereto as Exhibit D-1 and incorporated herein by this reference. Interest is payable semi-annually on June 1 and December 1 of each year commencing on December 1, 2010. Interest shall be computed upon the basis of a 360-day year of twelve 30-day months and will be rounded pursuant to the rules of the Municipal Securities Rulemaking Board. The schedule of principal and interest payments due on the Bonds is set forth on the Bond Debt Service Schedule attached hereto as Exhibit D-2 and incorporated herein by this reference (the "Schedule").

Section 3. Redemption Provisions. The Bonds shall not be subject to optional redemption. If the Proposal specifies that any of the Bonds are subject to mandatory redemption, the terms of such mandatory redemption are set forth on an attachment hereto as Exhibit MRP and incorporated herein by this reference.

Section 4. Form of the Bonds. The Bonds shall be issued in registered form and shall be executed and delivered in substantially the form attached hereto as Exhibit E and incorporated herein by this reference.

Section 5. Tax Provisions.

(A) Direct Annual Irrepealable Tax Levy. For the purpose of paying the principal of and interest on the Bonds as the same becomes due, the full faith, credit and resources of the County are hereby irrevocably pledged, and there is hereby levied upon all of the taxable property of the County a direct annual irrepealable tax in the years 2010 through 2013 for the payments due in the years 2010 through 2014 in the amounts set forth on the Schedule. The amount of tax levied for the year 2010 shall be the total amount of debt service due on the Bonds in the years 2010 and 2011; provided that the amount of such tax carried onto the tax rolls shall be abated by any amounts appropriated pursuant to subsection (D) below which are applied to payment of principal of or interest on the Bonds in the year 2010.

(B) Tax Collection. So long as any part of the principal of or interest on the Bonds remains unpaid, the County shall be and continue without power to repeal such levy or obstruct the collection of said tax until all such payments have been made or provided for. After the issuance of the Bonds, said tax shall be, from year to year, carried onto the tax roll of the County and collected in addition to all other taxes and in the same manner and at the same time as other taxes of the County for said years are collected, except that the amount of tax carried onto the tax roll may be reduced in any year by the amount of any surplus money in the Debt Service Fund Account created below.

(C) Additional Funds. If at any time there shall be on hand insufficient funds from the aforesaid tax levy to meet principal and/or interest payments on said Bonds when due, the requisite amounts shall be paid from other funds of the County then available, which sums shall be replaced upon the collection of the taxes herein levied.

(D) Appropriation. The County hereby appropriates from amounts levied to pay debt service on the Refunded Obligations or other funds of the County on hand a sum sufficient to be irrevocably deposited in the segregated Debt Service Fund Account created below and used to pay the interest on the Bonds coming due on December 1, 2010 as set forth on the Schedule.

Section 6. Segregated Debt Service Fund Account.

(A) Creation and Deposits. There be and there hereby is established in the treasury of the County, if one has not already been created, a debt service fund, separate and distinct from every other fund, which shall be maintained in accordance with generally accepted accounting principles. Debt service or sinking funds established for obligations previously issued by the County may be considered as separate and distinct accounts within the debt service fund.

Within the debt service fund, there hereby is established a separate and distinct account designated as the "Debt Service Fund Account for \$12,950,000 General Obligation Refunding Bonds, Series 2010B, dated April 1, 2010" (the "Debt Service Fund Account") and such account shall be maintained until the indebtedness evidenced by the Bonds is fully paid or otherwise extinguished. The County Treasurer shall deposit in the Debt Service Fund Account (i) all accrued interest received by the County at the time of delivery of and payment for the Bonds; (ii) any premium which may be received by the County above the par value of the Bonds and accrued interest thereon; (iii) all money raised by the taxes herein levied and any amounts appropriated for the specific purpose of meeting principal of and interest on the Bonds when due; (iv) such other sums as may be necessary at any time to pay principal of and interest on the Bonds when due; (v) surplus monies in the Borrowed Money Fund as specified below; and (vi) such further deposits as may be required by Section 67.11, Wisconsin Statutes.

(B) Use and Investment. No money shall be withdrawn from the Debt Service Fund Account and appropriated for any purpose other than the payment of principal of and interest on the Bonds until all such principal and interest has been paid in full and the Bonds canceled; provided (i) the funds to provide for each payment of principal of and interest on the Bonds prior to the scheduled receipt of taxes from the next succeeding tax collection may be invested in direct obligations of the United States of America maturing in time to make such payments when they are due or in other investments permitted by law; and (ii) any funds over and above the amount of such principal and interest payments on the Bonds may be used to reduce the next succeeding tax levy, or may, at the option of the County, be invested by purchasing the Bonds as permitted by and subject to Section 67.11(2)(a), Wisconsin Statutes, or in permitted municipal investments under the pertinent provisions of the Wisconsin Statutes ("Permitted Investments"), which investments shall continue to be a part of the Debt Service Fund Account. Any investment of the Debt Service Fund Account shall at all times conform with the provisions of the Internal Revenue Code of 1986, as amended (the "Code") and any applicable Treasury Regulations (the "Regulations").

(C) Remaining Monies. When all of the Bonds have been paid in full and canceled, and all Permitted Investments disposed of, any money remaining in the Debt Service Fund Account shall be transferred and deposited in the general fund of the County, unless the County Board of Supervisors directs otherwise.

Section 7. Proceeds of the Bonds; Segregated Borrowed Money Fund. The proceeds of the Bonds (the "Bond Proceeds") (other than any premium and accrued interest which must be paid at the time of the delivery of the Bonds into the Debt Service Fund Account created above) shall be deposited into a special fund separate and distinct from all other funds of the County and disbursed solely for the purpose for which borrowed or for the

payment of the principal of and the interest on the Bonds. In no event shall monies in the Borrowed Money Fund be used to fund operating expenses of the general fund of the County or of any special revenue fund of the County that is supported by property taxes. Monies in the Borrowed Money Fund may be temporarily invested in Permitted Investments. Any monies, including any income from Permitted Investments, remaining in the Borrowed Money Fund after the purpose for which the Bonds have been issued has been accomplished, and, at any time, any monies as are not needed and which obviously thereafter cannot be needed for such purpose shall be deposited in the Debt Service Fund Account.

Section 8. No Arbitrage. All investments made pursuant to this Resolution shall be Permitted Investments, but no such investment shall be made in such a manner as would cause the Bonds to be "arbitrage bonds" within the meaning of Section 148 of the Code or the Regulations and an officer of the County, charged with the responsibility for issuing the Bonds, shall certify as to facts, estimates, circumstances and reasonable expectations in existence on the date of delivery of the Bonds to the Purchaser which will permit the conclusion that the Bonds are not "arbitrage bonds," within the meaning of the Code or Regulations.

Section 9. Compliance with Federal Tax Laws. (a) The County represents and covenants that the projects financed by the Bonds and by the Refunded Obligations and their ownership, management and use will not cause the Bonds or the Refunded Obligations to be "private activity bonds" within the meaning of Section 141 of the Code. The County further covenants that it shall comply with the provisions of the Code to the extent necessary to maintain the tax-exempt status of the interest on the Bonds including, if applicable, the rebate requirements of Section 148(f) of the Code. The County further covenants that it will not take any action, omit to take any action or permit the taking or omission of any action within its control (including, without limitation, making or permitting any use of the proceeds of the Bonds) if taking, permitting or omitting to take such action would cause any of the Bonds to be an arbitrage bond or a private activity bond within the meaning of the Code or would otherwise cause interest on the Bonds to be included in the gross income of the recipients thereof for federal income tax purposes. The County Clerk or other officer of the County charged with the responsibility of issuing the Bonds shall provide an appropriate certificate of the County certifying that the County can and covenanting that it will comply with the provisions of the Code and Regulations.

(b) The County also covenants to use its best efforts to meet the requirements and restrictions of any different or additional federal legislation which may be made applicable to the Bonds provided that in meeting such requirements the County will do so only to the extent consistent with the proceedings authorizing the Bonds and the laws of the State of Wisconsin and to the extent that there is a reasonable period of time in which to comply.

Section 10. Execution of the Bonds; Closing; Professional Services. The Bonds shall be issued in printed form, executed on behalf of the County by the manual or facsimile signatures of the Chairperson and County Clerk, authenticated, if required, by the Fiscal Agent (defined below), sealed with its official or corporate seal, if any, or a facsimile thereof, and delivered to the Purchaser upon payment to the County of the purchase price thereof, plus accrued interest to the date of delivery (the "Closing"). The facsimile signature of either of the officers executing the Bonds may be imprinted on the Bonds in lieu of the manual signature of the officer but, unless the County has contracted with a fiscal agent to authenticate the Bonds, at least one of the signatures appearing on each Bond shall be a manual signature. In the event that either of the officers whose signatures appear on the Bonds shall cease to be such officers before the Closing, such signatures shall, nevertheless, be valid and sufficient for all purposes to the same extent as if they had remained in office until the Closing. The aforesaid officers are hereby authorized and directed to do all acts and execute and deliver the Bonds and all such documents, certificates and acknowledgements as may be necessary and convenient to effectuate the Closing. The County hereby authorizes the officers and agents of the County to enter into, on its behalf, agreements and contracts in conjunction with the Bonds, including but not limited to agreements and contracts for legal, trust, fiscal agency, disclosure and continuing disclosure, and rebate calculation services. Any such

contract heretofore entered into in conjunction with the issuance of the Bonds is hereby ratified and approved in all respects.

Section 11. Payment of the Bonds; Fiscal Agent. The principal of and interest on the Bonds shall be paid by the County Clerk or County Treasurer (the "Fiscal Agent").

Section 12. Persons Treated as Owners; Transfer of Bonds. The County shall cause books for the registration and for the transfer of the Bonds to be kept by the Fiscal Agent. The person in whose name any Bond shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes and payment of either principal or interest on any Bond shall be made only to the registered owner thereof. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Bond to the extent of the sum or sums so paid.

Any Bond may be transferred by the registered owner thereof by surrender of the Bond at the office of the Fiscal Agent, duly endorsed for the transfer or accompanied by an assignment duly executed by the registered owner or his attorney duly authorized in writing. Upon such transfer, the Chairperson and County Clerk shall execute and deliver in the name of the transferee or transferees a new Bond or Bonds of a like aggregate principal amount, series and maturity and the Fiscal Agent shall record the name of each transferee in the registration book. No registration shall be made to bearer. The Fiscal Agent shall cancel any Bond surrendered for transfer.

The County shall cooperate in any such transfer, and the Chairperson and County Clerk are authorized to execute any new Bond or Bonds necessary to effect any such transfer.

Section 13. Record Date. The fifteenth day of each calendar month next preceding each interest payment date shall be the record date for the Bonds (the "Record Date"). Payment of interest on the Bonds on any interest payment date shall be made to the registered owners of the Bonds as they appear on the registration book of the County at the close of business on the Record Date.

Section 14. Utilization of The Depository Trust Company Book-Entry-Only System. In order to make the Bonds eligible for the services provided by The Depository Trust Company, New York, New York ("DTC"), the County agrees to the applicable provisions set forth in the Blanket Issuer Letter of Representations previously executed on behalf of the County and on file in the County Clerk's office.

Section 15. Official Statement. The County Board of Supervisors hereby approves the Preliminary Official Statement with respect to the Bonds and deems the Preliminary Official Statement as "final" as of its date for purposes of SEC Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities and Exchange Act of 1934 (the "Rule"). All actions taken by officers of the County in connection with the preparation of such Preliminary Official Statement and any addenda to it or Final Official Statement are hereby ratified and approved. In connection with the Closing, the appropriate County official shall certify the Preliminary Official Statement and any addenda or Final Official Statement. The County Clerk shall cause copies of the Preliminary Official Statement and any addenda or Final Official Statement to be distributed to the Purchaser.

Section 16. Redemption of the Refunded Obligations. The Refunded Obligations due on and after June 1, 2011 are hereby called for prior payment and redemption on June 1, 2010 at a price of par plus accrued interest to the date of redemption.

The County hereby directs the County Clerk to work with PFM to cause timely notice of redemption, in substantially the form attached hereto as Exhibit F and incorporated herein by this reference (the "Notice"), to be provided at the times, to the parties and in the manner set forth on the Notice.

Section 17. Record Book. The County Clerk shall provide and keep the transcript of proceedings as a separate record book (the "Record Book") and shall record a full and correct statement of every step or proceeding had or taken in the course of authorizing and issuing the Bonds in the Record Book.

Section 18. Bond Insurance. If the Purchaser of the Bonds determines to obtain municipal bond insurance with respect to the Bonds, the officers of the County are authorized to take all actions necessary to obtain such municipal bond insurance. The Chairperson and County Clerk are authorized to agree to such additional provisions as the bond insurer may reasonably request and which are acceptable to the Chairperson and County Clerk including provisions regarding restrictions on investment of Bond proceeds, the payment procedure under the municipal bond insurance policy, the rights of the bond insurer in the event of default and payment of the Bonds by the bond insurer and notices to be given to the bond insurer. In addition, any reference required by the bond insurer to the municipal bond insurance policy shall be made in the form of Bond provided herein.

Section 19. Conflicting Resolutions; Severability; Effective Date. All prior resolutions, rules or other actions of the County Board of Supervisors or any parts thereof in conflict with the provisions hereof shall be, and the same are, hereby rescinded insofar as the same may so conflict. In the event that any one or more provisions hereof shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The foregoing shall take effect immediately upon adoption and approval in the manner provided by law.

EXHIBIT A

Official Notice of Sale

To be provided by Public Financial Management, Inc. and incorporated into the Resolution.

(See Attached)

EXHIBIT B

Bid Tabulation

To be provided by Public Financial Management, Inc. and incorporated into the Resolution.

(See Attached)

EXHIBIT C

Winning Bid

To be provided by Public Financial Management, Inc. and incorporated into the Resolution.

(See Attached)

EXHIBIT D-1

Bond Pricing

To be provided by Public Financial Management, Inc. and incorporated into the Resolution.

(See Attached)

EXHIBIT D-2

Bond Debt Service Schedule and Irrepealable Tax Levies

To be provided by Public Financial Management, Inc. and incorporated into the Resolution.

(See Attached)

[EXHIBIT MRP

Mandatory Redemption Provision

The Bonds due on June 1, ____ and ____ (the "Term Bonds") are subject to mandatory redemption prior to maturity by lot (as selected by the Depository) at a redemption price equal to One Hundred Percent (100%) of the principal amount to be redeemed plus accrued interest to the date of redemption, from debt service fund deposits which are required to be made in amounts sufficient to redeem on June 1 of each year the respective amount of Term Bonds specified below:

For the Term Bonds Maturing on June 1, ____

<u>Redemption Date</u>	<u>Amount</u>
_____	\$ _____
_____	_____
_____	_____ (maturity)

For the Term Bonds Maturing on June 1, ____

<u>Redemption Date</u>	<u>Amount</u>
_____	\$ _____
_____	_____
_____	_____ (maturity)]

EXHIBIT E

(Form of Bond)

UNITED STATES OF AMERICA
REGISTERED
NO. R-____
GENERAL OBLIGATION REFUNDING BOND, SERIES 2010B

STATE OF WISCONSIN
DANE COUNTY

DOLLARS
\$ _____

MATURITY DATE: ORIGINAL DATE OF ISSUE: INTEREST RATE: CUSIP:
June 1, _____ April 1, 2010 _____% _____

DEPOSITORY OR ITS NOMINEE NAME: CEDE & CO.

PRINCIPAL AMOUNT: _____ THOUSAND DOLLARS (\$_____)

FOR VALUE RECEIVED, Dane County, Wisconsin (the "County"), hereby acknowledges itself to owe and promises to pay to the Depository or its Nominee Name (the "Depository") identified above (or to registered assigns), on the maturity date identified above, the principal amount identified above, and to pay interest thereon at the rate of interest per annum identified above, all subject to the provisions set forth herein regarding redemption prior to maturity. Interest is payable semi-annually on June 1 and December 1 of each year commencing on December 1, 2010 until the aforesaid principal amount is paid in full. Both the principal of and interest on this Bond are payable to the registered owner in lawful money of the United States. Interest payable on any interest payment date shall be paid by wire transfer to the Depository in whose name this Bond is registered on the Bond Register maintained by the County Clerk or County Treasurer (the "Fiscal Agent") or any successor thereto at the close of business on the 15th day of the calendar month next preceding the semi-annual interest payment date (the "Record Date"). This Bond is payable as to principal upon presentation and surrender hereof at the office of the Fiscal Agent.

For the prompt payment of this Bond together with interest hereon as aforesaid and for the levy of taxes sufficient for that purpose, the full faith, credit and resources of the County are hereby irrevocably pledged.

This Bond is one of an issue of Bonds aggregating the principal amount of \$12,950,000, all of which are of like tenor, except as to denomination, interest rate and maturity date, issued by the County pursuant to the provisions of Section 67.04, Wisconsin Statutes, for the purpose of paying the cost of refunding certain outstanding obligations of the County, all as authorized by resolutions of the County Board of Supervisors duly adopted by said governing body at meetings held on February 4, 2010 and March 4, 2010. Said resolutions are recorded in the official minutes of the County Board of Supervisors for said dates.

This Bond is not subject to optional redemption.

[The Bonds maturing in the years _____ and _____ are subject to mandatory redemption by lot as provided in the resolution awarding the sale of the Bonds at the redemption price of par plus accrued interest to the date of redemption and without premium.

As long as the Bonds are in book-entry-only form, official notice of any redemption of the Bonds will be given by mailing a notice by registered or certified mail, overnight express delivery, facsimile transmission, electronic transmission or in any other manner required by the Depository, to the Depository not less than thirty (30) days nor more than sixty (60) days prior to the redemption date. If less than all of the Bonds of a maturity are to be called for redemption, the Bonds of such maturity to be redeemed will be selected by lot. Such notice will include but not be limited to the following: the designation, date and maturities of the Bonds called for redemption, CUSIP numbers, and the date of redemption. Any notice provided as described herein shall be conclusively presumed to have been duly given, whether or not the registered owner receives the notice. The Bonds shall cease to bear interest on the specified redemption date provided that federal or other immediately available funds sufficient for such redemption are on deposit at the office of the Depository at that time. Upon such deposit of funds for redemption the Bonds shall no longer be deemed to be outstanding.]

It is hereby certified and recited that all conditions, things and acts required by law to exist or to be done prior to and in connection with the issuance of this Bond have been done, have existed and have been performed in due form and time; that the aggregate indebtedness of the County, including this Bond and others issued simultaneously herewith, does not exceed any limitation imposed by law or the Constitution of the State of Wisconsin; and that a direct annual irrevocable tax has been levied sufficient to pay this Bond, together with the interest thereon, when and as payable.

This Bond is transferable only upon the books of the County kept for that purpose at the office of the Fiscal Agent, only in the event that the Depository does not continue to act as depository for the Bonds, and the County appoints another depository, upon surrender of the Bond to the Fiscal Agent, by the registered owner in person or his duly authorized attorney, upon surrender of this Bond together with a written instrument of transfer (which may be endorsed hereon) satisfactory to the Fiscal Agent duly executed by the registered owner or his duly authorized attorney. Thereupon a new fully registered Bond in the same aggregate principal amount shall be issued to the new depository in exchange therefor and upon the payment of a charge sufficient to reimburse the County for any tax, fee or other governmental charge required to be paid with respect to such registration. The Fiscal Agent shall not be obliged to make any transfer of the Bonds after the Record Date. The Fiscal Agent and County may treat and consider the Depository in whose name this Bond is registered as the absolute owner hereof for the purpose of receiving payment of, or on account of, the principal or redemption price hereof and interest due hereon and for all other purposes whatsoever. The Bonds are issuable solely as negotiable, fully-registered Bonds without coupons in the denomination of \$5,000 or any integral multiple thereof.

No delay or omission on the part of the owner hereof to exercise any right hereunder shall impair such right or be considered as a waiver thereof or as a waiver of or acquiescence in any default hereunder.

IN WITNESS WHEREOF, Dane County, Wisconsin, by its governing body, has caused this Bond to be executed for it and in its name by the manual or facsimile signatures of its duly qualified Chairperson and County Clerk; and to be sealed with its official or corporate seal, if any, all as of April 1, 2010.

DANE COUNTY, WISCONSIN

By: _____
Scott A. McDonell
Chairperson

(SEAL)

By: _____
Robert H. Ohlsen
County Clerk

ASSIGNMENT

FOR VALUE RECEIVED, the undersigned sells, assigns and transfers unto

(Name and Address of Assignee)

(Social Security or other Identifying Number of Assignee)

the within Bond and all rights thereunder and hereby irrevocably constitutes and appoints _____, Legal Representative, to transfer said Bond on the books kept for registration thereof, with full power of substitution in the premises.

Dated: _____

Signature Guaranteed:

(e.g. Bank, Trust Company
or Securities Firm)

(Depository or Nominee Name)

NOTICE: This signature must correspond with the name of the Depository or Nominee Name as it appears upon the face of the within Bond in every particular, without alteration or enlargement or any change whatever.

(Authorized Officer)

Submitted by Supervisors Hulsey and O'Loughlin, February 4, 2010. Fiscal and Policy Notes not required. Referred to PERSONNEL/FINANCE.

RES. 260, 09-10

AMENDING THE CAPITAL BUDGET TO INCLUDE ENERGY EFFICIENCY AND CONSERVATION
BLOCK GRANT PROJECTS

In 2009, Dane County was allocated \$2,267,000 in Energy Efficiency and Conservation Block Grant (EECBG) funds. These funds are to be used to enhance energy efficiency and implement energy conservation projects in Dane County. The list of projects included in the county's final award of funds was reviewed and approved by the Energy Task Force in 2009. The county is now positioned to receive final approval to proceed with the projects by the Department of Energy. This resolution establishes the budgeted amounts for the contractual portion of the various projects in the 2010 budget. The staff costs associated with each project and the related revenue are included in the 2010 operating budget.

THEREFORE, BE IT RESOLVED that the following expenditure and revenue accounts be established in the 2010 capital budget in the following amounts:

CPEECBG	57143	Building Retro Commissioning	\$ 600,138
CPEECBG	58069	Photovoltaic Installations	\$ 228,500
CPEECBG	57474	Food Digester Study	\$ 307,500
CPEECBG	57142	Building Retrofits	\$ 367,000
CPEECBG	57746	Lighting Upgrades	\$ 235,000
CPEECBG	58666	Solar Hot Water Project	\$ 237,000
CPEECBG	57097	Baseline Emissions Study	\$ 40,000

CPEECBG	57242	CFS HVAC Project	\$ 35,000
CPEECBG	83167	EECGG Grant Revenue	\$2,050,138

BE IT FURTHER RESOLVED that any amount expended during 2010 be carried forward into 2011.

BE IT FINALLY RESOLVED that the county executive and county clerk are authorized to execute any documents necessary to receive the grant award.

Submitted by Supervisors Veldran, Hulsey, Richmond, Rusk, Erickson, Levin, Downing, Duranczyk, DeSmidt, Opitz, Hampton and McDonell, February 4, 2010.

Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 261, 09-10

ELIMINATING A 0.5 FTE PARKING FACILITY WORKER POSITION IN THE 2010 OPERATING BUDGET

The 2010 operating budget includes a part-time Parking Facility Worker (position #02515) that has been vacant since January 1, 2004. Given that this position has been vacant for such a long period of time, it is clear that the Department of Public Works and Transportation can effectively carryout its responsibilities without this position. The cost of the position for 2010 is budgeted to be \$29,854.

THEREFORE, BE IT RESOLVED that position #02515 is eliminated and personnel expenses in the Parking Ramp division of the department of Public Works and Transportation are reduced by \$29,854; and

BE IT FURTHER RESOLVED that the general fund balance for 2010 is hereby increased from \$2,000,000 to \$2,029,854.

Submitted by Supervisors Schmidt, Veldran, Rusk, Miles, Hampton, Downing, Duranczyk, Hesselbein, Erickson and McDonell, February 4, 2010.

Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 262, 09-10

AUTHORIZING GRANT APPLICATION TO THE STATE OF WISCONSIN
DEPARTMENT OF NATURAL RESOURCES (DNR)

The Department of Land and Water Resources intends to apply for grant funds with the State of Wisconsin Department of Natural Resources (Lake Planning Grants). Grants will be used to:

- Study the restoration and recreational enhancement opportunities for Lake Marion at Mazomanie.
- Restoring the Yahara River Estuary with Downstream Benefits to Lake Mendota: Studies on Sediment Hydrodynamics and Carp.

The DNR requires County Board approval prior to grant application.

THEREFORE, BE IT RESOLVED that the County Board of Supervisors and County Executive hereby authorize applications to the DNR for financial assistance.

BE IT FINALLY RESOLVED that the County Board of Supervisors and County Executive hereby authorize the Land & Water Resources Director to submit grant applications to the State of Wisconsin, submit reimbursement claims along with necessary supporting documentation within 6 months of project completion, submit signed documents and take necessary action to undertake, direct and complete approved projects.

Submitted by Supervisors Hulseay, Schmidt, Veldran, Richmond, Rusk, Duranczyk, Miles, DeSmidt, Opitz, Erickson, Hampton and Levin, February 4, 2010.

Referred to PERSONNEL/FINANCE, ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES, and LAKES & WATERSHED.

RES. 263, 09-10

AUTHORIZATION TO LEASE BACKHOE/EXCAVATOR – LAND AND WATER RESOURCES
PARKS DIVISION

The Parks Division of the Department of Land and Water Resources uses a backhoe/excavator for numerous projects throughout the parks system. The department has typically rented a unit from a local dealer. Analysis shows that it is more financially advantageous to the county to enter into a lease/purchase agreement for the unit which will result in final ownership by the county of a very serviceable unit after the lease is fully paid. The cost of the lease is less than the rental rate the department would incur for its normal seasonal use. The department worked with the Department of Administration to secure an option on a used unit that the department used in 2009. The cost of the unit is \$97,950. The quarterly lease payments will be \$5,247 for a period of five years. The department has adequate funds in its operating budget to make the required payments.

THEREFORE, BE IT RESOLVED that the Parks Division of the Department of Land and Water Resources is authorized to lease a backhoe/excavator as described above.

BE IT FURTHER RESOLVED that the County Executive and the County Clerk are authorized to execute the lease contract.

Submitted by Supervisors Ripp and Kostelic, February 4, 2010.

Referred to PERSONNEL/FINANCE and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

RES. 264, 09-10

APPROVE CROP AND RESIDENTIAL LEASES ON COUNTY PARK LAND – WINTER 2010

Dane County leases land for cropping that currently is not being used for prairie restoration or recreation and residences for occupancy on land it acquires that includes houses. The leases are for limited periods and are renewed as needed.

Following is a new lease for 3 years, commencing January 1, 2009.

1. Walking Iron Natural Resource Area – Town of Mazomanie: 773 acre
\$148.77 per acre; \$115,000.00 per year for 3 years
Lessee: Wagner Dairy Farms

Following are new leases for 3 years, commencing January 1, 2010.

2. Brigham County Park – Town of Blue Mounds: 19 acres
\$157.00 per acre; \$2,983.00 per year for 3 years
Lessee: Tim Leidig

3. Schumacher Farm Historic Site * – Town of Westport: 69 acres
\$199.50 per acre; \$13,765.50 per year for 3 years
Lessee: Kippley Farms

* This lease was included in Res. 215, 2010-2011 but the lessee has since rescinded his acceptance. The lease was then offered to and accepted by the next-highest bidder.

4. Yahara Heights County Park * – Town of Westport: 61 acres
\$199.50 per acre; \$12,169.50 per year for 3 years
Lessee: Kippley Farms

* This lease was included in Res. 215, 2010-2011 but the lessee has since rescinded his acceptance. The lease was then offered to and accepted by the next-highest bidder.

Following is a new lease for 2 years, commencing January 1, 2010.

5. Lyman Anderson Farm – Town of Oregon: 104 acres
\$140.00 per acre; \$14,560 per year for 2 years
Lessee: Kevin and Erika Klahn

Following are new leases for 1 year, commencing January 1, 2010

6. Land and Water Legacy Site (former Ballweg farm)
Towns of Springfield and Dane: 165 acres
\$87.88 net per acre plus \$1,500.00 shed rental; \$16,000.00 per year
Lessee: Jeffrey, Randall and Steven Endres

7. Land and Water Legacy Site– (former Ballweg farm)
Town of Springfield: 4 livestock buildings
\$12,000.00
Lessee: Bruce Albers

Following is a lease addendum for one year, commencing January 1, 2010.

8. North Mendota Natural Resource Area – Town of Westport: 68 acres
\$95.00 per acre; \$6,460.00
Lessee: Cyril Statz and Sons

Following is a new residential lease for 6 months, commencing January 1, 2010

9. Land and Water Legacy Site (former Ballweg farm)
Town of Springfield: 6953 Hyer Road Apt. 2
\$700.00 per month; Total \$4,200.00
Lessee: Pamela Durden

Following is a new residential month-to-month lease, commencing January 1, 2010

10. Land and Water Legacy Site (former Ballweg farm)
Town of Springfield: 6953 Hyer Road Apt. 1
\$800.00 per month

Lessee: Daniel Vondrasek and Donna Kademan

The revenue from lease No. 2 is to be included in the 2010 Land and Water Resources budget in Account LWRPKOP 84304.

The revenue from leases Nos. 3, 5 and 8 is to be included in the 2010 Land and Water Resources budget in Account LWRPKOP 84911.

The revenue from lease Nos. 1, 4, 6, 7, 9 and 10 is to be included in the 2010 Land and Water Resources budget in Account LWPKLNAQ 84909.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors and the Dane County Executive and County Clerk be authorized to execute the lease contracts set forth above.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the payments of the lease contracts be accepted as revenue in the 2010 Land and Water Resources budget and general revenue account as set forth above.

BE IT FINALLY RESOLVED that the Parks Director (or designee) be authorized to act as the County's representative in administering the leases.

Submitted by Supervisors Ripp and Kostelic, February 4, 2010.

Referred to PERSONNEL/FINANCE, ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and PARKS.

RES. 265, 09-10

ACCEPTING LIBRARY SERVICE AND TECHNOLOGY ACT, TITLE I FUNDS FOR "OUTREACH TO THE DANE COUNTY JAIL SYSTEM" PROJECT

The Dane County Library Service has received a grant from the Wisconsin Department of Public Instruction to enhance the library services and collection available to inmates of the Dane County Jails. This project is a collaboration of the Dane County Library Service, the Dane County Sheriff's Department and the University of Wisconsin School of Library and Information Studies.

This project will build the collection of library materials available to inmates in Dane County and will provide opportunities for book discussion in both Dane County jails.

The Dane County Library Board approved this resolution at its February 4, 2010 meeting.

NOW, THEREFORE, BE IT RESOLVED that \$7,622 be set up as additional Library, LSTA revenue and be credited to the Library General Fund, and that \$7,622 be transferred from the Library General Fund to the library operating account entitled "LSTA".

Submitted by Supervisor Wheeler, February 4, 2010.

Referred to PERSONNEL/FINANCE.

RES. 266, 09-10

AUTHORIZING AN AGREEMENT TO ACCEPT ADDITIONAL HIGHWAY SAFETY GRANT FUNDS
"YOUTH ALCOHOL ENFORCEMENT"

The Department of Transportation, Bureau of Transportation Safety, State of Wisconsin, are making funds available for participation in a highway safety program aimed at increasing the enforcement of the existing Youth Alcohol laws. The goal is to reduce the number of youth alcohol involved crashes.

NOW, THEREFORE, BE IT RESOLVED that the Sheriff's Office is authorized to accept \$10,000 from the Department of Transportation, Bureau of Transportation Safety, for the "Youth Alcohol Enforcement Project" agreement and to purchase two Alco-Sensor FST PBT's.

BE IT FURTHER RESOLVED that \$15,000 be set up as additional revenue in the Sheriff's Office, Field Services Division, Youth Alcohol Enforcement Project Revenue Account (SHRFFLD-80544) and be credited to the General Fund.

BE IT FURTHER RESOLVED that \$15,000 be transferred from the General Fund to the following Sheriff's Office accounts:

Overtime-Youth Alcohol (SHRFFLD-10068)	\$10,600
Social Security (SHRFFLD-10108)	\$2,300
Retirement Fund (SHRFFLD-10099)	\$800
Workers Compensation (SHRFFLD-10189)	\$370
<u>Total</u>	\$14,070
Vehicle & Equipment (SHRFFLD 48935)	\$930
Grand Total	\$15,000

BE IT FINALLY RESOLVED that all unexpended funds and unrecognized revenues from this account be carried forward from the 2010 budget period to the 2011 budget period.

Submitted by Supervisors Rusk, Bayrd, Hampton, Kostelic and Duranczyk, February 4, 2010.

Referred to PERSONNEL/FINANCE, PUBLIC PROTECTION & JUDICIARY and PUBLIC WORKS & TRANSPORTATION.

RES. 267, 09-10

AUTHORIZING EMERGENCY OPERATIONS CENTER (G775) AND ICS/EOC INTERFACE TRAINING

Dane County Emergency Management applied for an was awarded a training grant from Wisconsin Emergency Management in the amount of \$2,900.

This grant will be used to conduct Emergency Operations Center (G775) and ICS/EOC Interface Training.

NOW, THEREFORE, BE IT RESOLVED that \$2,900 be set up as additional revenue in the Emergency Management, Hazardous Materials Planning Division Training Revenue Account 81812 and be credited to the

General Fund and that \$2,900 be transferred from the General Fund to Hazardous Materials Planning Division Training Expense Account 31133.

BE IT FURTHER RESOLVED that \$2,900 is transferred from the General Fund to the following Emergency Management, Hazardous Materials Planning Division Training Account.

Revenue Account	EMHAZMAT 81812
Expense Account	EMHAZMAT 31133

BE IT FINALLY RESOLVED that all unexpended funds and unrecognized revenues from this account be carried forward from the 2009 to the 2010 budget period.

Submitted by Supervisors Rusk, Bayrd, Hampton, Willett, Kostelic, Schlicht and Duranczyk, February 4, 2010.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 268, 09-10

AUTHORIZING ACCEPTANCE OF A GRANT FROM THE WISCONSIN DEPARTMENT OF JUSTICE FOR
BASIC EVIDENCE TECHNICIAN COURSE

The Wisconsin Department of Justice is offering Basic Evidence Technician Course training to law enforcement officers in Wisconsin. The training, offered in partnership with the Dane County Sheriff's Office and the Educe Forensics, LLC will be held at the Dane County Law Enforcement Training Center May 17-21, 2010.

Evidence collection is an important part of solving crimes. The Basic Evidence Technician Course presented by Educe Forensics, LLC will train officers on the proper way to photograph and sketch crime scenes, fingerprint processing, collecting and packaging physical evidence, crime scene searches, shooting incident reconstruction and death scene management and processing.

The Wisconsin Department of Justice has approved a \$9,000 grant to the Dane County Sheriff's Office to help fund this evidence technician training. Reimbursable expenses are restricted to this course for direct instructional service costs, including fees and travel expenses for instructors; instructional material used during training and/or presented directly to students.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Sheriff's Office be permitted to accept the \$9,000 grant from the Wisconsin Department of Justice.

BE IT FURTHER RESOLVED that on behalf of the County of Dane, the county clerk and county executive are authorized to execute an agreement embodying the above provisions.

BE IT FURTHER RESOLVED that \$9,000 be added as additional revenue to the Sheriff's Office, Training Center, Hosted Training Course Revenue Account (SHRFTC - 80589) and credited to the general fund.

BE IT FURTHER RESOLVED that \$9,000 be transferred from the General Fund to the Sheriff's Office, Training Center, Hosted Training Course Expenditure Account (SHRFTC -21155).

BE IT FINALLY RESOLVED that any funds authorized in this resolution that are not expended or received as of December 31, 2010 be carried forward to 2011.

Submitted by Supervisors Rusk, Bayrd, Hampton, Willett, Kostelic, Schlicht and Duranczyk, February 4, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 269, 09-10

ACCEPTANCE OF FY09 FEDERAL BYRNE GRANT #2 FOR A 75% DRUG PROSECUTOR IN THE DANE COUNTY DISTRICT ATTORNEY'S OFFICE

Due to insufficient funding from the State, District Attorney offices have relied to the maximum extent possible on federal grants for additional assistant district attorney (ADA) positions. The Edward Byrne Memorial Justice Assistance Grant (JAG) is a federal funding source for law enforcement agencies; local grants are administered by the Wisconsin Office of Justice Assistance.

The most recent state budget appropriated \$85,000 of federal Byrne JAG funds to pay for a 75% prosecutor position in the Dane County District Attorney's Office. This award includes \$63,750 for salary (provided by Office of Justice Assistance), and \$21,250 for benefits (provided by the WI Department of Justice). These funds will cover the work of ADA Ken Farmer, who focuses exclusively on drug prosecutions. This resolution is necessary to formalize acceptance of this grant.

NOW, THEREFORE, BE IT RESOLVED that the Dane County District Attorney's Office be permitted to accept the aforementioned federal anti-drug abuse grant (Byrne Grant #2) in the amount of \$85,000.

BE IT FURTHER RESOLVED that \$85,000 is credited to the General Fund, and that these amounts are transferred from the General Fund to the following District Attorney Criminal & Traffic-Adult Revenue accounts as follows:

Expense Account	Revenue Account	Description	Amount	ADA	Grant #
32508	80379	Anti-Drug Grant: Byrne Funded #2	\$85,000	Ken Farmer	2009-DJ-02-7613

BE IT FINALLY RESOLVED that any funds not received or expended in FY 09 are carried forward to FY 10.

Submitted by Supervisors Rusk, Bayrd, Hampton, Willett, Kostelic, Schlicht and Duranczyk, February 4, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 270, 09-10

AUTHORIZING CAPITAL EXPENDITURE PURCHASE IN ADVANCE OF BORROWING FOR LANDFILL COMPACTOR

The Department of Public Works, Highway & Transportation is accepting bids for the purchase of a compactor for Dane County Sanitary Landfill Site #2, 7102 U.S. Highway 12 & 18, Madison, WI.

This purchase is requested to proceed in advance of 2010 Capital Projects Borrowing. Dane County Ordinance Sec. 29.52 (11) states that "Capital projects to be financed with borrowed funds may not proceed in advance of borrowing except with prior approval of the County Board and County Executive".

NOW, THEREFORE, BE IT RESOLVED, that the purchase is authorized to proceed in advance of borrowing and that it is the intention of the County to reimburse itself for the purchase expenditure with proceeds from the 2010 Capital Projects Borrowing; and

Submitted by Supervisors Opitz, Schmidt, Veldran and Wiganowsky, February 4, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 271, 09-10

CHANGE ORDER #1 TO CONTRACT FOR SITE EXCAVATION AT SADDLEBROOK STORAGE FACILITY

The Department of Public Works, Highway & Transportation awarded a Contract to James Thieding Construction, Inc. for site excavation at Saddlebrook Storage Facility in Waunakee, WI, Bid #309029.

Sub. 1 to Res. 175, 2009-10 awarded the original Contract in the amount of \$46,034.98. A Change Order is hereby requested to deduct \$12,210.00 for work not completed before winter weather conditions that will now be completed by Owner.

NOW, THEREFORE, BE IT RESOLVED, That a Change Order be approved to deduct \$12,210.00 from the Contract to James Thieding Construction, Inc.

BE IT FURTHER RESOLVED, That the Dane County Board of Supervisors approves and authorizes this Change Order; and

BE IT FINALLY RESOLVED, That the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Change Order.

Submitted by Supervisors Opitz, Schmidt, Veldran and Wiganowsky, February 4, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 272, 09-10

CHANGE ORDER #40 TO CONTRACT FOR ROBERTS CONSTRUCTION FOR
NEW BADGER PRAIRIE HEALTH CARE CENTER

The Department of Public Works, Highway & Transportation awarded a Contract to Roberts Construction Associates, Inc. for construction of the New Badger Prairie Health Care Center in Verona, WI, Bid #108018.

Sub. 1 to Res. 7, 2009-10 awarded the original Contract in the amount of \$18,033,000.00. A Change Order is hereby requested to deduct \$_____ for a change in vendor for the door access system that has been approved by the Owner.

NOW, THEREFORE, BE IT RESOLVED, That a Change Order be approved to deduct \$ _____ from the Contract to Roberts Construction Associates, Inc.

BE IT FURTHER RESOLVED, That the Dane County Board of Supervisors approves and authorizes this Change Order; and

BE IT FINALLY RESOLVED, That the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Change Order.

Submitted by Supervisors Opitz, Schmidt, Veldran and Wiganowsky, February 4, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 273, 09-10

APPROVAL OF FUNDS TO BE CARRIED FORWARD FROM 2009 INTO 2010

The 2010 budget included authorization for certain funds to be carried forward from 2009 to 2010. Those were mainly based on departmental requests that were submitted along with 2010 budget requests. Since that time, for a variety of reasons, it has been determined that additional accounts need to be carried forward to 2010.

NOW, THEREFORE, BE IT RESOLVED that the following funds unexpended and/or unrealized as of December 31, 2009 be carried forward to 2010.

Agency/Program/Account	2009 Appropriation	Actual through 12/31/09	Projected Carryforward
Alliant Energy Center			
Ag Building Upgrade (AECAGRI 47022)	33,429	-	33,429
Arena Upgrade (AECARNA 47047)	35,465	-	35,465
Coliseum Upgrade (AECCOLS 47210)	429,398	57,514	371,883
Conference Center Upgrade (AECCONF 47278)	46,074	3,046	43,028
Exhibition Hall Upgrade (AECXHAL 47403)	75,467	28,397	47,071
Landscape Upgrade (AECLAND 47724)	201,018	182,058	18,960
Parking Lot Upgrade (AECPARK 48042)	67,079	14,955	52,124
Technology Upgrade (AECADMIN 48748)	25,641	-	25,641
Badger Prairie Health Care Center			
Data Processing Services (BPHCADM 20810)	40,861	-	40,861
Land & Water Resources			
Landscape & Sitework (LWPKLNAQ 21378)	12,000	-	12,000

Submitted by Supervisors Hulsey and O'Loughlin, February 4, 2010.
Referred to PERSONNEL/FINANCE.

RES. 274, 09-10

ADDENDUM FOR FLY DANE 2009-2010 DIGITAL ORTHOPHOTOGRAPHY & TERRAIN PROJECT

Dane County in participation with the Fly Dane Partnership is undertaking for 2009-2010, the development of its third county wide project to develop digital orthophotography and terrain data. As part of the contract there is a provision for partners to select upgrades to the standard project deliverables. As part of the 2010 phase of this project a number of communities have selected to upgrade the orthophotography from 1-foot resolution imagery to 6-inch resolution imagery. The cost for this upgrade is assumed by the partner that is selecting this option and the county will be reimbursed by the municipalities in the amount of \$87,257.84 to cover the full cost of this addendum.

NOW, THEREFORE, BE IT RESOLVED that the following contract addendum is approved for the period through December 31, 2012:

Ayres Associates
1802 Pankratz Street
Madison, WI 53704-4069

BE IT STILL FURTHER RESOLVED that revenue line item LIO 82530 "Fly Dane-Participant Reimbursement" be increased in the amount of \$87,257.84 and expenditure line LIO 57472 "Orthophotography expense" be increased in the amount of \$87,257.84, and

BE IT STILL FURTHER RESOLVED that any unexpended or unrealized funds at 12/31/2010 be carried forward to 2011, and

BE IT STILL FURTHER RESOLVED that proceeds received from the sale of Dane County orthophoto imagery and terrain data products will be closed into the Land Information Office/Fly Dane Reserve Fund, and

BE IT FINALLY RESOLVED that the County Clerk and County Executive are authorized to sign the contract addendum for professional services.

Submitted by Supervisors Opitz and Hulsey, February 4, 2010.
Referred to PERSONNEL/FINANCE and ZONING & LAND REGULATION.

RES. 275, 09-10

AMENDING 2009 ADULT MENTAL HEALTH COURT ORDERED EVALUATION
AND CRISIS HOME ACCOUNTS
DCDHS - ACS DIVISION

Expenditures for the Court Ordered Evaluation account and Crisis Home account for Adult Mental Health services were higher than budgeted in 2009. The overspending was anticipated, as court ordered evaluation expenses have steadily increased in recent years and crisis home placements are used as an alternative to psychiatric hospitalization. These costs will be covered with Medicaid Crisis revenue, which came in higher than budgeted, and by transferring funds from a Yahara House account that fell slightly short of a contractual revenue target. The net result of these changes is a \$60,090 funding increase for the Mental Health Center of Dane County, Inc., and this resolution amends their 2009 professional services contract.

NOW, THEREFORE, BE IT RESOLVED, that the following 2009 revenue and expense accounts be adjusted in the Department of Human Services.

Revenue	Account	Amount
Account Number	Title	
ACFMHLTH 81439	MA Crisis Stabilization	\$60,090
Expenditure	Account	Amount
Account Number	Title	
ACFACMHC CICEAA	MHC Court Ordered Evaluations	\$70,501
ACFCRSDN IPCHAA	MHC Crisis Home Program	\$19,890
ACFCTMHC DMSAA	Yahara House Day Services	(\$30,301)
	Total	\$60,090

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the professional services contract listed below be amended for 2009:

Mental Health Center of Dane County, Inc. \$60,090

Submitted by Supervisors Stubbs, Levin, Wheeler and Bruskwitz, February 4, 2010.
 Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

RES. 276, 09-10

AMENDING 2009 PROFESSIONAL SERVICES CONTRACTS
FOR INPATIENT MENTAL HEALTH TREATMENT AND ADULT DAY CARE
DCDHS - ACS DIVISION

The Department of Human Services annually contracts with community hospitals for inpatient psychiatric care for indigent individuals as an alternative to Mendota Mental Health Institute (MMHI). The community hospitals offer a different therapeutic environment and are the treatment setting that some consumers prefer. Although the cost of care per day exceeds the MMHI per diem, shorter lengths of stay make community hospitals a cost effective alternative. For 2009, DCDHS budgeted \$358,900 divided among Meriter, St. Marys and UW hospitals. This resolution shifts funds among the hospitals to reflect actual utilization.

St. Marys Hospital also operates an adult day care program which provided more service to MA Waiver funded consumers than was originally budgeted. This resolution increases funding by \$3,312. Funds are transferred from the Aging Long Term Care CIP2 Individual Payments account to cover this cost.

NOW, THEREFORE, BE IT RESOLVED, that the following expense accounts be adjusted in the Department of Human Services.

Expenditure	Account	Amount
Account Number	Title	
ACFIISMH INSMAA	St Marys Hospital Inpatient	\$12,000
ACFIIMHI INIPAA	Meriter Inpatient	\$41,100
ACFIIUWH INUWAA	UW Hospitals & Clinics Inpatient	(\$53,100)
ACCWRSMH ATDCAA	St.Marys Adult Day Health Center	\$3,312
ACGCLVNG IPPDAA	CIP2 Individual Payments	(\$3,312)

Total \$0

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the professional services contract listed below be amended for 2009:

St Marys Hospital	\$15,312
Meriter Hospital	\$41,100
Univ. of Wisconsin Hospital & Clinics	(\$53,100)

Submitted by Supervisors Stubbs, Levin, Wheeler, Bruskevitz and Vedder, February 4, 2010.
Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

RES. 277, 09-10

COUNTY EXECUTIVE APPOINTMENTS

The County Executive has appointed the following persons to the designated commissions, committees and boards. These appointments require confirmation by the County Board.

NOW, THEREFORE, BE IT RESOLVED that the appointments set forth below are confirmed.

C.D.B.G. Commission

Donald G. Madelung, 6672 Highland Drive, Windsor 53598 (663-0828-W), due to the resignation of Connie Jo Zwettler. Mr. Madelung is President of Herzing University-Madison (formerly the Wisconsin School of Electronics). Mr. Madelung has over thirty-five years experience in the postsecondary education field. Mr. Madelung started at the Wisconsin School of Electronics in 1989 and was the principle architect of transforming the small technical school into a four-year, regionally accredited university offering over forty-four degree programs in associate, bachelors, and master levels. Mr. Madelung has held board positions with the Career College Association, Washington, DC., is the past president and current vice president & treasurer for the Wisconsin Council for Independent Education, is the past chair and executive board member for the South-Central Workforce Development Board, is current past president and chair of the board for the Business and Education Partnership for the Madison and Edgewood school districts. Mr. Madelung was appointed by the Governor to sit on the Governor's Council for Workforce Investment and provides advice and counsel to the Workforce Secretary. Mr. Madelung also serves as the Vice Chair for the statewide Wisconsin Workforce Development Association. This term will expire 4/21/10.

Cultural Affairs Commission

Diane Everson, 114 Kellogg Road, Edgerton 53534 (884-3367-W), due to the resignation of Jennifer Miller. Ms. Everson is Publisher of *The Edgerton Reporter*, a local weekly newspaper. She has been directly involved in the management and operation of the newspaper since 1978. Ms. Everson is a past-president of the National Newspaper Association, the largest press association in the country. She has served on two other national boards, the Inland Press Association and the First Amendment Congress. She is the former treasurer of the Wisconsin Newspaper Association. She serves on The Educational Communications Board, Friends of Channel 21, and is the outgoing president of the Edgerton Chamber of Commerce. She is the past president of both Madison-TEMPO and TEMPO-International. She is also a former member of the Carroll College Board of Trustees, the Board of Directors of the American Red Cross, and past president of the Council of Independent Managers. Ms. Everson was selected Wisconsin's Woman Entrepreneur of the Year in 1994. In 2006, Ms. Everson was the national winner of the Emma C. McKinney Award from the National Newspaper Association, the highest and most dignified award bestowed upon a woman community journalist. This term will expire 6/30/11.

Environmental Council

Kim A. McCain, 3389 Sandy Lee Lane, Madison 53718 (513-3880-H), to be reappointed. This term will expire 1/31/13.

Veterans Services Commission

Mary M. Kolar, 333 West Mifflin Street, #9020, Madison 53703 (230-5786-H, 257-0158-W), to fill the expired term of David DeHorse. Ms. Kolar is a retired U.S. Navy Captain, having served twenty-eight years on active duty in the United States Navy. She has a bachelor's degree in Marketing from the University of Wisconsin-LaCrosse, a master's degree in Adult Education from the University of Rhode Island, and a master's degree in National Security and Strategic Studies from the Naval War College. This term will expire 12/11/12.

Submitted by Supervisor McDonell, February 4, 2010. Fiscal and Policy Notes not required.
Referred to EXECUTIVE.

COMMUNICATIONS

- Communication (1/18/10) from Mount Horeb Telephone Company regarding claim. Referred to PUBLIC PROTECTION/JUDICIARY.
- Notice of Motion Foreclosure of Mortgage – M&I Marshall & Ilsley Bank vs. Oscar R. Diaz. Referred to PUBLIC PROTECTION/JUDICIARY.
- Notice of Claim from Axley Brynerson, LLP re offer to purchase contract between 7A Farms and Dane County. Referred to PUBLIC PROTECTION/JUDICIARY.
- Communication from Allstate Inc. re. Susan Frank claim. Referred to PUBLIC PROTECTION/JUDICIARY.
- Communication (1/25/10) from Mount Horeb Telephone Company regarding claim. Referred to PUBLIC PROTECTION/JUDICIARY.
- Claim from The Fall River Group, Inc. against Airport for damage to aircraft. Referred to PUBLIC PROTECTION/JUDICIARY.
- Claim from Madison Gas & Electric Co. against Public Works for damage to electrical equipment at 1919 Alliant Energy Center Way. Referred to PUBLIC PROTECTION/JUDICIARY.
- Claim from EMC Insurance Co. re School District of McFarland against Highway for damage to vehicle. Referred to PUBLIC PROTECTION/JUDICIARY.
- Communication (1/29/10) from Mount Horeb Telephone Company regarding claim. Referred to PUBLIC PROTECTION/JUDICIARY.
- Claim from atty Eric Rybert rep. Elizabeth A. Hastings against AEC for personal injury. Referred to PUBLIC PROTECTION/JUDICIARY.
- Claim from Latitude Subrogation Services re. Gerald Fruit for damage to vehicle. Referred to PUBLIC PROTECTION/JUDICIARY.

- Florence County Resolution 10 – Opposing Assemble Bill 634. Referred to EXECUTIVE.
- Oconto County Res. #10-10 – Opposing Assembly Bill 634 – Referred to EXECUTIVE
- Outagamie County Res. No. 116--2009-10 – Support Restoring the Authority of Local Elected Officials to Set Spending Priorities for their City, Village , Town or County. Referred to EXECUTIVE.
- Lincoln County Res. 2010-01-01 – Opposition to S. 149 “Weekend Voting Act” and 2009 Assembly Joint Resolution 2. Referred to EXECUTIVE.
- Town of Bloom Grove Res. 2010-02 – To Oppose DOR County Assessment Proposal. Referred to EXECUTIVE.
- Rock County Res. 10-1B-458 – Requesting State Law Change Allowing Counties the use of the Design-Build Construction Method. Referred to EXECUTIVE.

Racine County Res. 2009-102 – Resolution by the Executive Committee calling upon the Governor and Legislature of Wisconsin to ensure the integrity of the Wisconsin Shares Child Care Subsidy Program by enacting legislation and adopting regulations to prevent fraud. Referred to EXECUTIVE.
Door County Res. 2010-03 – Supporting Delayed Implementation of Farmland Preservation Rezoning Conversion Fee. Referred to EXECUTIVE.

Petitions for Zoning Reclassification. Referred by Clerk Ohlsen to ZONING & LAND REGULATION.
Petition 10183 – Town of Blue Mounds – Greg Uren
10184 – Town of Cottage Grove – Daniel Goff
10185 – Town of Dane – Lawrence Kurt
10186 – Town of Windsor – Steven Fredenberg

ORD. AMDT. 54, 09-10

AMENDING CHAPTER 18 OF THE DANE COUNTY CODE OF ORDINANCES.
AUTHORIZING LEAVE OF ABSENCE FOR BONE MARROW AND ORGAN DONORS

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 18.04(2m) and (8m) are created to read as follows:

18.04 DEFINITIONS. The following words or phrases shall have the definitions indicated when used in this ordinance, except where expressly indicated to the contrary:

(2m) Bone marrow has the meaning as set forth in WIS. STAT. ss146.34(1)(a).

(8m) Human organ has the meaning given for “vascularized organ” as set forth in WIS. STAT. ss157.06(2)(zm).

ARTICLE 3. Section 18.21(2n) is created to read as follows:

18.21 ATTENDANCE AND LEAVE REGULATIONS. The division, in cooperation with appointing authorities, shall prepare and maintain rules relating to the absence of employees from duty. Appointing authorities shall furnish any reasonable information regarding sick leave, vacation, holidays and overtime as the controller may request.

(2n) Donor leave of absence. (a) The employee relations manager may grant a paid leave of absence of 5 workdays to any employee who requests a leave of absence to serve as a bone marrow donor, if the employee provides the appointing authority with written verification that the employee is to serve as a bone marrow donor.

(b) The employee relations manager may grant a paid leave of absence of 30 workdays to any employee who requests a leave of absence to serve as a human organ donor if the employee provides the appointing authority with written verification that the employee is to serve as a human organ donor.

(c) An employee who is granted a leave of absence under this subsection shall remain on paid status without interruption during the leave of absence. The leave of absence shall count against the employee’s annual entitlement under the federal and state Family and Medical Leave Acts. If additional time off from work in excess of that authorized by sub. (a) or (b) is needed, the employee will be required to utilize accrued leave.

[EXPLANATION: This amendment authorizes a paid leave of absence for employees who serve as bone marrow or human organ donors.]

Submitted by Supervisors Kostelic and DeSmidt, February 18, 2010. Fiscal and Policy Notes not required.
Referred to PERSONNEL/FINANCE.

RES. 279, 09-10

AUTHORIZING EXPENDITURE FOR SCHEIDEGGER COUNTY FOREST

Res. 217, 2001-2002 accepted the generous donation of \$534,420 from the Walter R. Scheidegger estate to the Dane County Park Commission. This established the Walter R. Scheidegger County Forest through the purchase of the former Dane County Sheriff Range property, located in the Town of Verona. Dollars were also set aside for planning and development of the site.

Res. 152, 2007-2008 approved the Master Plan for the Scheidegger County Forest as part of the *Dane County Parks & Open Space Plan*. This Master Plan provides the vision for future management, development, and recreation use of the forest.

Res. 319, 2007 – 2008 authorized the transfer of \$100,000 from the Scheidegger Trust Fund to the Parks Operations budget, LWRPKOP 22303 Scheidegger Community Forest Expense Account to cover the first phase of development costs.

The Dane County Parks proposes to transfer an additional \$150,000 to the expense account to cover development costs for an entrance road, parking lot, shelter, kiosk, open activity area, drinking fountain and solar powered electrical service. Development of these facilities will allow public access and use of the property.

NOW, THEREFORE BE IT RESOLVED, that the Dane County Park Commission, Dane County Board of Supervisors and County Executive hereby authorize the transfer of \$150,000 from the Scheidegger Trust Fund to LWRPKOP 22303 Scheidegger Community Forest Expense Account. These funds shall carry forward until expended

Submitted by Supervisor Willett, February 18, 2010.

Referred to PERSONNEL/FINANCE and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

RES. 280, 09-10

ESTABLISHING A SUSTAINABLE AGRICULTURE AGENDA FOR DANE COUNTY

Dane County is an agricultural leader in the State of Wisconsin, and derives a substantial economic, social and cultural benefit from its agricultural sector and related activities.

In April 2009, the Environment, Agriculture and Natural Resources (EANR) Committee of the Dane County Board created a Sustainable Agriculture Subcommittee to develop recommendations designed to improve the county's economy, provide more and better resources for farmers, and address concerns identified from citizen input provided in Committee-sponsored public listening sessions in December 2008 and March 2009.

In addition to the Subcommittee, in order to carry out preliminary research and deliberation, the Committee also created four work groups: Beginning Farmers, Farmland Preservation/Conservation, Food Security/Urban Agriculture, and Profitability/Value-Added/Marketing, which received the following definition and charge:

Definition: *Sustainable agriculture integrates three main goals—environmental health, economic profitability, and social and economic equity.*

Charge: *To research, develop and submit a four-pronged action agenda on the promotion of sustainable agriculture in Dane County. The agenda will be put in resolution form and reviewed by the Environment, Agriculture and Natural Resources Committee in late summer 2009, before submission to the Dane County Board for approval.*

Recommendations will be developed by four work groups to be convened by four members of the subcommittee, and with an emphasis on the following criteria:

- *Must demonstrate need, or ability to improve current conditions/situations*
- *Must be prioritized by level of practicality, and ease of implementation*
- *Must be suitable for development/implementation at the county level*
- *No more than four action items for possible inclusion in the 2010 Dane County budget and/or current County programs*

While the process surpassed the timeline, the Sustainable Agriculture Subcommittee completed its work on January 25 and submitted its recommendations to the EANR Committee, which accepted them on February 16, 2010. The recommendations are:

Education and Technical Assistance

- Create a “one-stop shop” dedicated to improving capacity for education and assistance in many aspects of sustainable agriculture. This initiative would expand on existing county capacity in institutional marketing, farmland protection, and other areas and build sufficient capacity to assist farmers and others undertake initiatives to meet the goals of
 - supporting beginning farmers;
 - protecting farmland and natural resources;
 - supporting initiatives that help farmers expand marketing and value-added opportunities; and
 - helping all consumers, regardless of income, gain access to high quality food, building on community gardens and other local food production strategies in the area
- Increase staff to expand Dane County Extension’s agricultural support
- Increase community access to broadband Internet services to help offer technical assistance to stakeholders
- Create a Web-based “portal” for education about all aspects of sustainable agriculture

Cultivation of a New Agricultural Workforce

- Establish an agricultural incubation and demonstration farm in Dane County
- Target a portion of the County’s existing Revolving Loan Fund for beginning farmers
- Encourage private landowners to lease property to beginning farmers
- Help beginning farmers gain better access to needed equipment
- Establish an urban agriculture/horticulture program for the Dane County Jail and Huber Center
- Clearly define “urban agriculture” and “community food security”

Utilization of County-owned Lands

- Ensure that all County-owned lands have a conservation plan created and implemented for all uses of that land
- Develop a complete inventory of County-owned land that would be strong candidates for longer-term uses that support community agriculture and food security
- Set aside County-owned land for longer-term uses that support community agriculture and food security, and integrate this concept into the County Parks & Open Space Plan, as well as current planning for existing properties
- Give lease preferences to 1) beginning farmers and 2) community gardens and other community-based agriculture ventures on County land parcels of 10 or less tillable acres

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board hereby endorses the work of the Sustainable Agriculture Subcommittee and adopts its recommendations as a partial but important guide to improving agriculture in Dane County, and

BE IT FURTHER RESOLVED that once adopted, the Board directs the EANR Committee, Economic Development Committee, UW-Extension Committee, Agricultural Advisory Council, the Food Council and other relevant County units to proceed with actions to implement the recommendations, and

BE IT FINALLY RESOLVED that the Board hereby expresses its sincere appreciation to all the participants in the 18-month-long sustainable agriculture agenda-setting process – citizen members and County staff – for their contributions.

Submitted by Supervisors Richmond, Gau, Downing, Miles, Duranczyk, Erickson, Jensen, Schlicht, Wheeler, Matano, Kostelic, Hendrick, Hampton, Schmidt, Stoebig, Hulsey, Opitz, Veldran, Bayrd, Hesselbein, Levin, Manning, Stubbs, Rusk, de Felice, Vedder and DeSmidt, February 18, 2010.

Referred to ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES, UW-EXTENSION and ECONOMIC DEVELOPMENT.

RES. 281, 09-10

NATIONAL ASSOCIATION OF COUNTY AND CITY HEALTH OFFICIALS PLANNING GRANT

The purpose of this resolution is to adjust revenue and expenditures for FY 2010.

Dane County Department of Emergency Management, through the National Association of County and City Health Officials (NACCHO) submitted a grant request in support of capacity building and program enhancement of the jurisdiction's Medical Reserve Corps (MRC) program.

The county was awarded a total of \$5,000.00.

The grant funds will be utilized to build capacity to meet the unique needs of the jurisdiction as identified in the award application proposal, coordinate with state and regional programs, support ongoing MRS initiatives, i.e. training and recruitment of volunteers for the Dane County Medical Reserve Corps.

NOW, THEREFORE, BE IT RESOLVED that \$5,000.00 be set up as additional revenue in the Emergency Management, Medical Reserve Corps Grant account, and be credited to the General Fund.

BE IT FURTHER RESOLVED that \$5,000.00 is transferred from the General Fund to the following Emergency Management, Medical Reserve Corps account.

Revenue Account	EMEMRPLN 81837	\$5,000.00
Expense Account	EMEMRPLN 21550	\$5,000.00

BE IT FINALLY RESOLVED that all unexpended funds and unrecognized revenues from this account be carried forward from the 2010 to the 2011 budget period.

Submitted by Supervisors Rusk, Bayrd, Hampton, Willett, Kostelic, Schlicht and Duranczyk, February 18, 2010

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION/JUDICIARY.

RES. 282, 09-10

AUTHORIZING AN AGREEMENT TO ACCEPT GRANT FUNDS
"PROJECT SAFE NEIGHBORHOODS"

The State of Wisconsin Office of Justice Assistance is making funds available for participation in "Project Safe Neighborhoods." Project Safe Neighborhoods is a nationwide program to reduce gun crime in America by networking existing local programs that target gun and gang crime and providing those programs with additional tools necessary to be successful. This enforcement is designed to target the most significant gun and gang crime problems within Dane County.

NOW, THEREFORE, BE IT RESOLVED that the Sheriff's Office is authorized to accept \$30,629 from the State of Wisconsin, Office of Justice Assistance for the "Project Safe Neighborhoods" grant.

BE IT FURTHER RESOLVED that \$30,629 be set up as additional revenue in the Sheriff's Office, Field Services Division, Project Safe Neighborhood Grant Revenue Account (SHRFFLD NEW) and be credited to the General Fund.

BE IT FURTHER RESOLVED that \$30,629 be transferred from the General Fund to the following Sheriff's Office accounts:

OT-Project Safe Neighborhood (SHRFFLD NEW)	\$11,760
Social Security (SHRFFLD-10108)	\$900
Retirement Fund (SHRFFLD-10099)	\$2,609
Workers Compensation (SHRFFLD-10189)	\$360
<u>Total</u>	15,629
Project Safe Neighborhood POS (SHRFFLD NEW)	\$15,000
Grand Total	\$30,629

BE IT FINALLY RESOLVED that all unexpended funds and unrecognized revenues from this account be carried forward from the 2010 budget period to the 2011 budget period.

Submitted by Supervisors Rusk, Bayrd, Hampton, Willett, Kostelic, Schlicht and Duranczyk , February 18, 2010.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 283, 09-10

AUTHORIZING AN AGREEMENT TO ACCEPT HOMELAND SECURITY AND WISCONSIN
OFFICE OF JUSTICE ASSISTANCE GRANT FUNDS

Homeland Security and Wisconsin Office of Justice Assistance are making funds available for Wisconsin Regional Law Enforcement Tactical Teams to purchase specialized equipment.

NOW, THEREFORE, BE IT RESOLVED that the Sheriff's Office is authorized to accept \$7,563 from Homeland Security and Wisconsin Office of Justice Assistance to purchase two HAZMAT monitors and one hydraulic entry tool.

BE IT FURTHER RESOLVED that \$7,563 be set up as additional revenue in the Sheriff's Office, Support Services Division, TRT Gap Funding Revenue Account (SHRFSUP-NEW) and be credited to the General Fund.

BE IT FURTHER RESOLVED that \$7,563 be transferred from the General Fund to Sheriff's Office, Support Services Division, TRT Gap Funding Expenditure Account (SHRFSUP-NEW).

BE IT FINALLY RESOLVED that any unexpended funds and unrecognized revenues from this account be carried forward from the 2010 budget period to the 2011 budget period.

Submitted by Supervisors Rusk, Bayrd, Hampton, Willett, Kostelic, Schlicht and Duranczyk, February 18, 2010.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 284, 09-10

ACCEPTING HOMELAND SECURITY/REGIONAL SCIP IMPLEMENTATION GRANT

The Department of Emergency Management has applied for and received approval for Homeland Security/ Regional Interoperability Statewide Communications Interoperability Plan (SCIP) Implementation Grant made available through the Wisconsin Office of Justice Assistance.

The grant will provide funds to support implementation of the Statewide Communications Interoperability Plan in the southwest region of the state. Grant funds will be used to hire a regional interoperability coordinator responsible for organizing a regional communications planning council, facilitating planning efforts, conducting training and outreach, and submitting project reports.

The Office of Justice Assistance will provide \$53,333 towards these efforts, with \$45,726 allocated toward personnel costs and \$7607 allocated for travel, training, and operating expenses. There is no County matching requirement with this grant. The grant period is from January 1, 2010 to August 31, 2010.

Grant funds will be used to create a new, part-time Communications Interoperability Planner position in the Department of Emergency Management. This position will be fully funded by the grant and will terminate when the grant funds expire. The Communications Interoperability Planner will be a professional position established at the P-9 range.

NOW, THEREFORE, BE IT RESOLVED that \$53,333 be set up as a newly created Emergency Management, Emergency Planning Division, Catastrophic Planning Project Revenue and be credited to the General Fund.

BE IT FURTHER RESOLVED that \$7607 be transferred from the General Fund to a newly created Emergency Management, Emergency Planning Division, Communications Interoperability Planning Project operating expense account.

BE IT FURTHER RESOLVED that the following be transferred from the General Fund to Emergency Management Personal Services accounts:

EMEMRPLN 10009	Salaries and Wages	\$30,564
EMEMRPLN 10099	Retirement Fund	\$3,728
EMEMRPLN 10108	Social Security	\$2,338
EMEMRPLN 10117	Health	\$8,203
EMEMRPLN 10153	Dental	\$828
EMEMRPLN 10171	Disability Insurance	\$59
EMEMRPLN 10180	Life Insurance	\$6
	Total	\$45,726

BE IT FURTHER RESOLVED that all unexpended funds and unrecognized revenues from these accounts be carried forward from the 2010 to the 2011 budget period.

Submitted by Supervisors Rusk, Bayrd, Hampton, Willett, Kostelic, Schlicht and Duranczyk, February 18, 2010.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION/JUDICIARY.

RES. 285, 09-10

AUTHORIZING EMERGENCY FIRE WARDENS FOR DANE COUNTY FOR THE YEAR 2010

Pursuant to Section 26.12(3) and 26.14(3) of the Wisconsin Statutes, the County Board, or authorized committee thereof, shall approve, before March 15th, the list of emergency fire wardens submitted by the State Department of Natural Resources for the prevention and suppression of forest fires in Dane County for 2010.

NOW, THEREFORE, BE IT RESOLVED that the following list of emergency fire wardens, submitted by the Department of Natural Resources, be approved:

<u>Name</u>	<u>Address</u>	<u>Town</u>
Brenda Kahl	9046 State Road 19, Mazomanie 53560	Berry & Roxbury
Mike Diebold	4972 W. Brewery, Cross Plains 53528	Berry
Anthony Varda	9332 Spring Valley Rd., Mazomanie, 53560	Roxbury & Berry
Rod Johnson	10440 Enerson Rd., Black Earth 53515	Vermont, Black Earth, & Mazomanie (Arena)
Stephanie Lathrop	1210 Mills St., Black Earth 53515	Vermont, Black Earth, & Mazomanie
Robert Pings	9203 Cty. Y, Sauk City, 53583	Roxbury & Berry
James Olson	15 E. Commercial, Mazomanie 53560	Mazomanie &

Shirley Brandt

4670 Cedar Hill Ln, Black Earth 53515

Black Earth
Vermont, Black Earth,
Brigham & Arena
Marshall

Linda Damm

7704 Deansville Rd., Marshall 53559

BE IT FURTHER RESOLVED that the Dane County Clerk shall forward a copy of this adopted resolution to the State Department of Natural Resources.

Submitted by Supervisors Richmond, Downing and Schlicht, February 18, 2010. Fiscal and Policy Notes not required.

Referred to ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

RES. 286, 09-10

SUPPORTING PUBLIC PROCESS FOR IMPLEMENTING AUTO-ATTENDANT TECHNOLOGY IN THE PUBLIC SAFETY COMMUNICATION CENTER

In 2008, the Dane County Board of Supervisors engaged the Matrix Consulting Group to conduct a management review of the operations of the Dane County Public Safety Communications Center (911 Center). Policies and operations of the center had come under increasing public scrutiny.

The County Board has supported the recommendations of the Matrix report, and approved funding to implement staffing and other short term recommendations shortly after the report was issued. In addition, the Board has approved other requests for capital improvements called for in the report.

Among the findings of the Matrix report was that the center was handling a large volume of non-emergency calls, putting increasing pressure on dispatchers. The report recommended implementing an "auto-attendant" technology, which could screen incoming calls to reduce the number that had to be handled by emergency dispatchers.

The Public Safety Communications Department recently announced it was going to implement the "auto-attendant" technology. Concerns were raised that there had not been sufficient time to develop adequate local response to some of the changes. In addition, the Public Safety Communications Center Board, which by ordinance sets policies for the operations of the call center, voted to delay the implementation of the new technology.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors hereby directs the Public Safety Communications department to delay implementing the auto-attendant technology until a more public process has occurred, including discussions with the Public Protection and Judiciary Committee and the Public Safety Communications Center Board which would allow for public input; and

BE IT FURTHER RESOLVED that, prior to implementing the auto-attendant technology, the Public Safety Communications Department receive approval from the Public Safety Communications Center Board and Public Protection and Judiciary Committee for the implementation plan.

Submitted by Supervisors McDonell, Salov, Rusk, Duranczyk, Stubbs, Levin, Hampton, Miles, Veldran, Manning, Hesselbein, Jensen, Schlicht, Wheeler, Willett, Ferrell, Schmidt, Gau, Bruskevitz, Stoebig, Wiganowsky, Vedder and Downing, February 18, 2010. Fiscal and Policy Notes not required.

Referred to EXECUTIVE and PUBLIC PROTECTION & JUDICIARY.

RES. 287, 09-10

INCREASING ASSESSMENT SERVICES FOR THE DRUG COURT TREATMENT PROGRAM
DCDHS - ACS Division

The Drug Court Treatment Program has room for additional participants, but needs to temporarily increase capacity for pre-admission assessments. There are about sixteen (16) individuals waiting for assessments through the Mental Health Center of Dane County, Inc.. Pre-admission assessments for Drug Court take about eight hours each, and it will cost the Mental Health Center \$2,565 to retain a provisional assessor to address the backlog. The Department of Human Services will reallocate funds from its jail diversion drug testing/electronic monitoring account to cover this cost.

NOW, THEREFORE, BE IT RESOLVED, that the following expense accounts be adjusted in the Department of Human Services.

Expenditure Account Number	Account Title	Amount
	Mental Health Center – Clinical Assessment	
ACICTMHC IZDCAA	Unit	\$2,565
ACICTRMT DTDRAA	Jail Diversion Drug Testing	(\$2,565)
	Total	\$0

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the professional service contract listed below be amended for 2010:

Mental Health Center of Dane County, Inc.	\$2,565
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Submitted by Supervisors Stubbs, Levin, Wheeler and Bruskewitz, February 18, 2010.
Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

RES. 288, 09-10

ACCEPTING FARMLAND PRESERVATION PLANNING GRANT

Dane County submitted a request for a farmland preservation planning grant to the Wisconsin Department of Agriculture, Trade and Consumer Protection. On February 1, 2010, Dane County was officially notified that our request has been approved. The grant is for a period of two years, from January 1, 2010 through December 31, 2011, by which time all project work, including submittal of a farmland preservation plan for certification, must be complete. The grant amount is for a total of \$30,000. The county must demonstrate at least \$30,000 worth of in-kind effort from existing staff to meet the local match requirement.

WHEREAS, the Dane County Zoning and Land Regulations Committee voted at its December 1, 2009 meeting to instruct Department of Planning and Development staff to apply for a Farmland Preservation Planning grant.

NOW, THEREFORE, BE IT RESOLVED that the Dane County accept the farmland preservation planning grant from the Department of Agriculture, Trade and Consumer Protection.

BE IT FURTHER RESOLVED that the County Executive and the County Clerk are hereby authorized to execute the contract for the Farmland Preservation Planning Grant with the Department of Agriculture, Trade and Consumer Protection.

BE IT FURTHER RESOLVED that the following revenue account in the Planning Division of the Dane County Department of Planning & Development be created in the 2010 budget year as follows and that these revenues be credited to the County's General Fund:

REVENUE ACCOUNT:

<i>Account Name</i>	<i>Account Number</i>	<i>Adjustment</i>
Farmland Preservation Planning Grant	NEW	\$30,000

BE IT FURTHER RESOLVED that the following expenditure account in the Dane County Department of Planning & Development be created and that these revenues be transferred from the General Fund to this account:

EXPENDITURE ACCOUNT:

<i>Account Name</i>	<i>Account Number</i>	<i>Adjustment</i>
Farmland Preservation Planning Grant	NEW	\$30,000

BE IT FINALLY RESOLVED that any amounts unrealized or un-expended in the above accounts at the end of 2010 be carried forward into fiscal year 2011.

Submitted by Supervisors Miles, Matano, Hendrick and Jensen, February 18, 2010.
Referred to PERSONNEL/FINANCE and ZONING & LAND REGULATION.

RES. 289, 09-10

AWARD OF CONTRACT FOR LAND RECORDS SOFTWARE

The Register of Deeds office has their current land records software system with Fidar Technologies. Fidar Technologies has provided the software for the Register of Deeds office since approximately 1994. Fidar currently offers an option of a 3 year life-cycle renewal which is due at this time.

NOW, THEREFORE, BE IT RESOLVED that Fidar Technologies be awarded the contract to continue to provide Land Records software to Dane County Register of Deeds office for a 3-year contract not to exceed the amount of \$279,000.00.

BE IT FINALLY RESOLVED that the County Executive and the County Clerk are authorized to execute a contract with Fidar Technologies for the terms set forth above.

Submitted by Supervisor Miles, February 18, 2010.
Referred to PERSONNEL/FINANCE and ZONING & LAND REGULATION.

RES. 290, 09-10

COUNTY EXECUTIVE APPOINTMENTS

The County Executive has appointed the following persons to the designated commissions, committees and boards. These appointments require confirmation by the County Board.

NOW, THEREFORE, BE IT RESOLVED that the appointments set forth below are confirmed.

Environmental Council

Jeffrey Maxted, 453 Hilton Drive, Madison 53711 (213-8711-H, 262-3088-W), to be reappointed. This term will expire 1/31/13.

Lakes & Watershed Commission

Katherine McMahon, 4121 Cherokee Drive, Madison 53711 (890-2836-W) to fill the expired term of John Magnuson, one of two City of Madison Mayoral appointments. Ms. McMahon is an Associate Professor at the University of Wisconsin-Madison Departments of Civil & Environmental Engineering and Bacteriology. She holds Professional Memberships in the American Society for Microbiology, International Water Association, Water Environment Federation, International Society for Microbial Ecology, and the American Society of Limnology and Oceanography. This term will expire 4/17/12.

Tree Board

James Schaefer, 405 North Page Street, Stoughton 53589 (225-7946-H), to fill the expired term of Larry Meiller. Mr. Schaefer is a Principal at Schaefer Land Design. He has a B.S. degree in Landscape Architecture from the University of Wisconsin-Madison. Mr. Schaefer worked for Vandewalle & Associates for seven years, creating a new landscape architecture service for the firm, which involved initiating and maintaining client relationships throughout the design process, coordinating opportunities for detailed landscape architectural project elements with complex land-use planning goals and programming, providing site and land planning entitlement services for project agency approvals, designing and specifying landscape features for bidding and construction, preparing rendered plans and illustrations for client and agency approvals, coordinating design and construction requirements with other professionals, estimating construction costs and providing construction phasing strategies, providing funding source strategies and preparing grant applications for project funding. Mr. Schaefer also worked for Buettner & Associates in Milwaukee, Wisconsin and Miyabara Associates in Honolulu, Hawaii, designing, estimating, preparing, and specifying landscape features for bidding and construction. Mr. Schaefer is a Registered Landscape Architect, a member of the American Society of Landscape Architects, a member of the American Planning Association, and a Commissioner for Redevelopment Authority of the City of Stoughton. This term will expire 4/17/12.

Submitted by Supervisor McDonell, February 18, 2010. Fiscal and Policy Notes not required.
Referred to EXECUTIVE.

RES. 291, 09-10

APPROVING AGREEMENTS AND BUDGET AMENDMENT FOR THE CLEAN ENERGY
CLEAN LAKES PROJECT

Dane County is home to 400 dairy farms and 50,000 dairy cows which produce not only the milk to support a \$700 million a year dairy industry and 4,000 jobs, but over 2 billions pounds of manure annually.

The State of Wisconsin biennial budget (2009 Wisconsin Act 28) included a grant to Dane County of state general obligation borrowing to be used to support manure digester projects in the Yahara Lakes Watershed. On February 17, 2010, the State Building Commission approved the first grant of \$3.3 million for the Waunakee-area digester project.

The project is located in the Town of Vienna and will serve three dairy farms that are the first cluster of farms in Wisconsin to develop a community digester and one of a small number of digesters in the nation slated to remove much of the algae-producing phosphorous from the manure of approximately 2,500 milking cows.

The digester project will be developed by a private company, SCC Americas (SCCA). SCCA will contract with Clear Horizons LLC to construct and operate the digester. In addition to project financing of \$3.3 million provided by the state grant, private financing will be provided by SCCA for the \$11 million facility.

The digester will provide a number of important benefits. First, algae-producing phosphorus is the biggest cause of pollution in the Yahara Lakes Watershed and for the first time farms using a manure digester with advance separation technology will remove much of the phosphorus. The facility will reduce total phosphorus loading by up to 70%. Second, from a farming perspective, the digester will allow farms to better address nutrient management issues and will substantially lessen the need to spread the manure on distant fields, which generates environmental problems, especially if spreading has to occur on frozen ground in the winter or spring. Importantly, the digester also significantly reduces the odor associated with manure. Third, the project will produce approximately 2 megawatts or \$2 million of green electricity every year by burning methane gas produced by the digester – enough energy to power over 2,500 homes in Dane County.

Through a series of agreements, the county will act as a conduit to use the state grant funds to finance certain of the project costs. These costs include acquisition and improvements to the digester site and equipment related to the project's phosphorous reduction efforts.

First, the county will enter into a grant agreement with the State of Wisconsin to receive the grant funds. Second, the county will enter into an agreement to purchase the digester site. Third, the county will enter into an agreement to acquire equipment and improvements to the site. Fourth, the county will enter into an agreement to lease the site to SCCA, and fifth, the county will enter into an agreement to lease the equipment purchased with grant funds to SCCA.

The purpose of this resolution is to provide authorization for the County Executive and County Clerk to execute the necessary documents and to amend the 2010 Capital Budget to receive and expend the state grant funds.

THEREFORE, BE IT RESOLVED that the County Executive and County Clerk are authorized to execute the necessary documents to secure a \$3.3 million state grant for the Waunakee manure digester, and

BE IT FURTHER RESOLVED that the following accounts be established in the 2010 Capital Budget: LWLEGACY NEW "Manure Digester Grant Revenue" \$3,300,000; LWLEGACY NEW "Manure Digester Grant Expenditures" and

BE IT FURTHER RESOLVED that the County Executive and County Clerk are authorized to execute any documents necessary for the purchase of the digester site, and

BE IT FURTHER RESOLVED that the Dane County Real Estate Officer is authorized to administer the closing and the Controller is authorized to issue checks necessary to effectuate the transaction, and

BE IT FURTHER RESOLVED that the County Executive and County Clerk are authorized to execute the documents necessary to purchase digester equipment, and

BE IT FURTHER RESOLVED that the County Executive and County Clerk are authorized to execute the digester land lease documents, and

BE IT FINALLY RESOLVED that the County Executive and County Clerk are authorized to execute the documents to lease the digester equipment.

Submitted by Supervisors Hulsey, Richmond, Veldran, Miles, Ripp, de Felice, Manning, Vedder, Jensen, DeSmidt, Stoebig, Wheeler, Downing, Schmidt, Erickson, and Matano, February 18, 2010.

Referred to PERSONNEL/FINANCE, PUBLIC WORKS & TRANSPORTATION and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

Notice of Motion and Judgement foreclosure of mortgage Kondaur Capital Corp. vs. Michel K. Tsipotou. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from Art Kitchen against Highway for damage to vehicle caused by snow plow. Referred to PUBLIC PROTECTION/JUDICIARY.

Communication from Tran Pac Solutions re. Sheila Konshak and Highway Dept. Referred to PUBLIC PROTECTION/JUDICIARY.

Summons & Complaint foreclosure of mortgage - Colonial Savings vs Estate of Catherine A. Shafer. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from Antonio P. Muniz against Sheriff for personal injury. Referred to PUBLIC PROTECTION/JUDICIARY.

Summons & Complaint Jill Von Ohlen vs County for personal injury caused by fall at AEC. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from Mark S. McGrath against Highway for injury caused by motor vehicle accident. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from Sheila A. Konshak against Highway for injury caused by motor vehicle accident. Referred to PUBLIC PROTECTION/JUDICIARY.

Iowa County Res. 1-2010 – Resolution Supporting Delayed Implementation of Farmland Preservation Rezoing Conversion Fee to the Wisconsin Counties Association. Referred to EXECUTIVE.

Washington County 2009 Resolution 66 – Opposition to 2009 Assembly Bill 634 – Protective Status for Correction Officers Under the Wisconsin Retirement System. Referred to EXECUTIVE.

Florence County Res. 2010-06 – Opposition to WI Department of Revenue’s County Assesment Proposal. Referred to EXECUTIVE.

Langlade County Res. 12-2010 – Support 2009 Wisconsin Assembly Bill 392 to End Predatory Lending in Wisconsin. Referred to EXECUTIVE.

Langlade County Res. 13-2010 – Support of Federal Funding for Welfare Fraud Investigation. Referred to EXECUTIVE.

Langlade County Res. 14-2010 – Oppose Legislation Allowing Counties to Prohibit Name Searches to the General Public. Referred to EXECUTIVE.

Langlade County Res. 15-2010 – Oppose Legislation Requiring Custody Study Reports Prior to Hearing. Referred to EXECUTIVE.

Langlade County Res. 20-2010 – To Oppose Senate Bill SB-466 Pertaining to Regulation by the Wisconsin Office of the Commissioner of Insurance (OCI) of all Government Sponsored Self-Insured Health Plans. Referred to EXECUTIVE.

RES. 292, 09-10

AUTHORIZING ACCEPTANCE OF GRANT FOR CHILD SUPPORT AGENCY

Federal funding through the American Recovery and Reinvestment Act (ARRA) of 2009 is available from the State of Wisconsin Department of Children and Families for the Dane County Child Support Agency. These funds are a partial temporary reinstatement of funds eliminated by the Deficit Reduction Act. This matching grant is available until September 30, 2010, and may not be used to supplant state or county funding for the child support program.

As required by state law, the county has submitted a plan for the expenditure of the federal ARRA grant. It has been proposed that the Child Support Agency use the grant to image 20,000 existing case files and set up a system for continued paperless administration of the county's child support program. Additionally, the Child Support Agency has proposed to utilize the grant to help meet new state and federal requirements regarding the review and adjustment of orders, provision of private health insurance, cash medical support requirements, and to purchase 60 network stations that will support the updated Host on Demand software to meet the county's obligation to utilize the state KIDS software program.

The State of Wisconsin Department of Children and Families has approved the Dane County Child Support Agency's plan and authorized the grant of \$655,698 of federal ARRA funds.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Child Support Agency is authorized to accept the aforementioned grant of \$655,698 from the State of Wisconsin Department of Children and Families.

BE IT FURTHER RESOLVED that \$655,698 be set up as additional revenue in the Special Improvement Funds account 80490 and credited to the general fund.

BE IT FURTHER RESOLVED that \$655,698 be transferred from the general fund to the Child Support Agency's Special Improvement Funds Expense account 22467.

Submitted by Supervisors Rusk, Bayrd, Hampton, Willett, Kostelic, Schlicht, Duranczyk, and Solberg, March 4, 2010.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 293, 09-10

AUTHORIZING CONVERSION TO A MEDICAL EXAMINER

The Wisconsin Constitution allows counties with populations under 500,000 to abolish the Office of Coroner and replace the position with a Medical Examiner. Wisconsin Statutes further outline the duties and regulations that apply to a Medical Examiner. The conversion from an elected coroner to an appointed medical examiner may only occur at the end of a Coroner's term of office. The current Coroner's term will end on January 3, 2011.

The duties of the Medical Examiner are substantially identical to the duties of an elected Coroner. Coroners and medical examiners both investigate deaths to make a determination into the cause and manner of death and participate in inquest proceedings as necessary and as required by statute. They must testify in court regarding death investigations when requested to do so by the court or the District Attorney. The primary difference involves qualifications for the position. Elected Coroners are not required to have medical training

while Medical Examiners are typically licensed, board certified physicians with board certification in forensic pathology.

The 2010 Budget contains position authority to hire a Forensic Pathologist. That position is designated as a management contract position reporting to the Coroner and requires a medical license and board certification in forensic pathology. The incumbent occupying the Forensic Pathologist position would be uniquely situated to become the Medical Examiner. The incumbent Forensic Pathologist may become the Medical Examiner when the position is created subject to appointment by the County Executive and confirmation by the Board of Supervisors.

The 2010 Budget also contains funding for autopsy services. This funding would no longer be needed when the Forensic Pathologist begins performing autopsies on behalf of the County and would be reallocated to fund the Forensic Pathologist position for the balance of 2010. In the 2011 Budget, appropriate adjustments will be made to change position titles and reallocate funds between line items within the agency.

NOW, THEREFORE, BE IT RESOLVED that the elected Office of Coroner is abolished upon expiration of the incumbent's current term on January 3, 2011; and

BE IT FURTHER RESOLVED that the Office of Coroner will be replaced with a Medical Examiner at that time; and

BE IT FINALLY RESOLVED that the Medical Examiner shall be appointed by the County Executive and confirmed by the County Board of Supervisors.

Submitted by Supervisors Rusk, Duranczyk, Bayrd, Hampton, Willett, Kostelic and Schlicht, March 4, 2010.

Referred to EXECUTIVE and PUBLIC PROTECTION & JUDICIARY.

RES. 294, 09-10

AUTHORIZING ACCEPTANCE OF A GRANT FROM THE WISCONSIN DEPARTMENT OF JUSTICE FOR
ADVANCED POLICE MOTORCYCLE TRAINING

The Wisconsin Department of Justice is offering Advanced Police Motorcycle Training to law enforcement officers in Wisconsin. The training, offered in partnership with the Dane County Sheriff's Office and the Motor One, LLC will be held at the Dane County Law Enforcement Training Center April 26-30, 2010.

This training will build upon the basic police motorcycle operators training officers have previously received, providing them with advanced riding skills. This training will incorporate riding exercises, officer survival techniques and strategies that are unique to motorcycle officers. This course will also include training on escort procedures including techniques, as well as guideline/policy considerations for agencies to address recent legislation enacted from 2009 Assembly Bill 308 (authorizing police escorts and requiring agencies to have written guidelines).

The Wisconsin Department of Justice has approved a \$ 5,300 grant to the Dane County Sheriff's Office to help fund this police motorcycle training. Reimbursable expenses are restricted to this course for direct instructional service costs, including fees and travel expenses for instructors; instructional material used during training and/or presented directly to students.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Sheriff's Office be permitted to accept the \$5,300 grant from the Wisconsin Department of Justice.

BE IT FURTHER RESOLVED that on behalf of the County of Dane, the county clerk and county executive are authorized to execute an agreement embodying the above provisions.

BE IT FURTHER RESOLVED that \$5,300 be added as additional revenue to the Sheriff's Office, Training Center, Hosted Training Course Revenue Account (SHRFTC - 80589) and credited to the general fund.

BE IT FURTHER RESOLVED that \$ 5,300 be transferred from the General Fund to the Sheriff's Office, Training Center, Hosted Training Course Expenditure Account (SHRFTC -21155).

BE IT FINALLY RESOLVED that any funds authorized in this resolution that are not expended or received as of December 31, 2010 be carried forward to 2011.

Submitted by Supervisors Rusk, Bayrd, Hampton, Willett, Kostelic, Schlicht and Duranczyk, March 4, 2010.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 295, 09-10

AUTHORIZING AGREEMENT WITH THE GREATER MADISON CONVENTION AND VISITORS BUREAU -
DANE COUNTY REGIONAL AIRPORT

The Greater Madison Convention and Visitors Bureau (CVB) has for more than a decade been welcoming air travelers to the Dane County Regional Airport and providing information on attractions, amenities and services available in Dane County. The subject Purchase of Services Agreement provides funding for the CVB to continue to provide staffing for a visitors information counter in the Airport terminal and prepare informative printed material for distribution at the Dane County Regional Airport. The agreement is for a term of one year with an option for the County to extend for up to four more one year terms. The maximum cost for the services and materials provided shall not exceed \$49,000 per year.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Executive and the Dane County Clerk are hereby authorized to execute, on behalf of the County of Dane, a Purchase of Services Agreement under which the CVB will provide services as set forth above.

Submitted by Supervisors O'Loughlin, Gau, Rusk and de Felice, March 4, 2010.

Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 296, 09-10

AUTHORIZING LAND & WATER RESOURCES EXPENDITURES IN ADVANCE OF
BORROWING FOR 2010 CAPITAL BUDGET ITEMS

The 2010 LWRD Capital Budget includes a number of smaller project expenditures that are financed with borrowed funds. The County will not do its annual borrowing until the Fall of 2010. Dane County Ordinance Ch. 29.52(11) requires approval of the County Board and the County Executive before expenditures can be made for

capital projects financed in advance of annual borrowing. To allow such projects to move forward, this resolution seeks approval for the following projects contained in the 2010 LWRD Capital Budget to proceed in advance of the annual borrowing.

NOW THEREFORE BE IT RESOLVED that expenditures for the following projects are approved to proceed in advance of Borrowing and that it is the intention of the County to reimburse itself for the purchase expenditure with proceeds from the 2010 Capital Projects Borrowing.

Project	Amount
LEWSLUNY 58036 Park Improvement Projects	\$42,233
LEWSLUNY 57170 Capital Springs Recreation Development	\$360,000
LWLEGACY 57713 Lake Level Study	\$3,000
LWLEGACY 58522 Safe Beach Pilot	\$10,000
LWLEGACY 58430 Barge, Buoys and Lights	<u>\$4,000</u>
TOTAL	\$419,233

Submitted by Supervisors Richmond, Erickson and Gau, March 4, 2010.
Referred to PERSONNEL/FINANCE and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

RES. 297, 09-10

AUTHORIZING EXECUTION OF ASSIGNMENT AND AMENDMENT OF LEASE
-DANE COUNTY REGIONAL AIRPORT

Under Lease No. DCRA 78-11 American Lane Property, LLC leases a parcel of land in the Truax Air Park West at the Dane County Regional Airport. The office building and associated improvements on the leased parcel are owned by American Lane Property, LLC. Reesmann, LLC is purchasing the building from American Lane Property, LLC and seeks County approval of an assignment of the land lease presently held by American Lane Property, LLC. It is the policy of the Airport to grant such requests conditioned on clarification of the existing lease language to preclude the Lessee from mortgaging or otherwise encumbering the County's fee simple interest in the leased land. The subject Assignment and Amendment of Lease approves the assignment of the lease to Reesmann, LLC and modifies the lease language to preclude encumbrance of the County's interest in the leasehold parcel.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Executive and the Dane County Clerk are authorized to execute on behalf of Dane County an Assignment and Amendment of Lease amending and approving the assignment of Lease No. DCRA 78-11, as set forth above.

Submitted by Supervisors O'Loughlin, Gau and Hendrick, March 4, 2010.
Referred to PERSONNEL/FINANCE, PUBLIC WORKS & TRANSPORTATION and AIRPORT.

RES. 298, 09-10

ACCEPTING MEDICAID LONG TERM CARE EXPANSION FUNDS FOR 2010 ADMINISTRATIVE PROJECTS -
DCDHS - ACS DIVISION

For the second consecutive year, the Wisconsin Department of Health Services (WDHS) has asked Dane County to be the fiscal agent for administrative and quality improvement projects targeting state wide disability services. WDHS is allocating \$300,000 for this state wide initiative in 2010. The funding is 50% State and 50% Federal. Per the contract addendum from WDHS, the grant will assist with refining requirements for CMS Waiver quality improvement activities. The grant will enable technical assistance, consultation, training and supportive management services needed to improve waivers for persons who have a developmental or physical disability, are elderly, or are children with long term support needs. The anticipated enhancements include better health and safety of participants, more family and self directed features within waiver operations, improvements in the transition of youth to adult services, and strengthening of integrated employment, vocational and general community services. The funds are allocated to Developmental Disabilities Network, Inc., a not for profit organization that specializes in training and consultation regarding services for people with disabilities. While most of the funding targets other parts of the state, Dane County is the focus of a DD services quality improvement initiative.

NOW, THEREFORE, BE IT RESOLVED, that the following 2010 Department of Human Services revenue and expense accounts be adjusted.

Revenue	Account	Amount
Account Number	Title	
ACDADULT 80987	Medicaid LTC Expansion	\$300,000
		\$300,000
Expenditure	Account	Amount
Account Number	Title	
ACDACDDN TDDNAA	Developmental Disabilities Network Inc.	\$300,000
	Total	\$300,000

Submitted by Supervisors Levin, Vedder and Bruskewitz, March 4, 2010.
 Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

RES. 299, 09-10

AUTHORIZING A COST SHARING AGREEMENT WITH THE CITY OF MONONA FOR PHASE ONE RECONSTRUCTION COSTS FOR CTH BB FROM CTH BW TO PFLAUM ROAD INTERSECTION

The Dane County Highway & Transportation Department and representatives of the City of Monona have determined that CTH BB (Monona Drive) from CTH BW to Pflaum Road intersection is in need of reconstruction.

The Highway and Transportation Department has agreed to participate in the project construction and engineering costs. This participation is consistent with past agreements for cost sharing on joint projects.

The construction cost will be financed by the City of Monona and Dane County. An agreement has been drafted to cover the funding. The agreement has been reviewed and accepted by the City and the County's Transportation Committee.

The Highway and Transportation Department has sufficient funds available in account HWCONCAP-59128 to cover the County's share of costs. The County's maximum share is \$_____.

NOW THEREFORE BE IT RESOLVED that the County Executive and the County Clerk be authorized and directed to execute this cost sharing agreement on behalf of Dane County, with the City of Monona.

Submitted by Supervisors Schmidt, Veldran, Opitz, Martz and Wiganowsky, March 4, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 300, 09-10

AUTHORIZING EXECUTION OF MEMORANDUM OF UNDERSTANDING REGARDING STORM WATER
MANAGEMENT AT THE DANE COUNTY REGIONAL AIRPORT

After extensive discussions among Airport staff and consultants, the City of Madison and the Wisconsin Department of Natural Resources, the Airport has developed a Master Storm Water Management Plan (the "SWMP") addressing storm water management issues associated with existing and planned development on the Airport. The SWMP identifies structures, devices and practices designed to maintain water quality and mitigate increases in storm water runoff attributable to improvements at the Airport. The Airport has constructed and will maintain the storm water management structures and devices identified in the SWMP and has implemented the management practices referenced in the SWMP. The Memorandum of Understanding memorializes the agreement between the City of Madison and the County that implementation and maintenance of the storm water management requirements set forth in the SWMP satisfies City storm water regulations applicable to Airport property and improvements identified in the SWMP. The Memorandum of Understanding and underlying SWMP enable the parties to comprehensively address storm water management issues at the Airport and, with respect to those issues, provides guidance for future environmentally appropriate development at the Airport.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Executive and the Dane County Clerk are authorized to execute on behalf of Dane County a Memorandum of Understanding between the City of Madison and Dane County addressing storm water management at the Dane County Regional Airport, as set forth above.

Submitted by Supervisors O'Loughlin, Gau and Hendrick, March 4, 2010. Fiscal and Policy Notes not required.

Referred to PUBLIC WORKS & TRANSPORTATION, ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and AIRPORT.

COMMUNICATIONS

Notice of Motion-foreclosure of mortgage – Bank of New York Mellon Trust Company vs. David R. Smith.
Referred to PUBLIC PROTECTION/JUDICIARY.

Summons & Complaint City of Madison v. Dane County Declaratory Judgement. Referred to PUBLIC PROTECTION/JUDICIARY.

Notice of Entry of Orders foreclosure of mortgage WI Housing & Economic Development vs. Christopher M. Rucks. Referred to PUBLIC PROTECTION/JUDICIARY.

Communication from Latitude Subrogation Services re. Claim from Gerald Fruit. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from Allstate re. Robert Gunn against Highway for damage to vehicle. Referred to PUBLIC PROTECTION/JUDICIARY.

Kondaur Capital Corp. vs. Michel K. Tsipotou foreclosure of mortgage – notice of entry of orders. Referred to PUBLIC PROTECTION/JUDICIARY.

M&I Marshall & Ilsley Bank vs. Oscar R. Diaz. foreclosure of mortgage – notice of entry of judgement. Referred to PUBLIC PROTECTION/JUDICIARY.

One West Bank, FSB, vs. Angela L. Johnson & Ryan M. Johnson summons and complaint. Referred to PUBLIC PROTECTION/JUDICIARY.

Wi Housing & Economic Development Authority vs Roberto Roel-Martinez & CDBG – foreclosure of mortgage. Referred to PUBLIC PROTECTION & JUDICIARY.

Claim from Tim A. Becker against Highway for damage to vehicle caused by pot hole. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from City of Madison against Public Works for damage to fire hydrant caused by snow removal. Referred to PUBLIC PROTECTION/JUDICIARY.

CitiMortgage, Inc. vs. Jacqueline S. Drascic – amended summons foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

Communication from Rozek Law Offices re. Susan Frank claim. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from Michael Tomasetti against Jail for missing personal property. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from James desRosiers against Airport for damage to vehicle in parking garage. Referred to PUBLIC PROTECTION/JUDICIARY.

Dodge County Res. 09-81 – Resolution in Opposition to AB634 making the Classification of Protective Occupation Participant Status a Mandatory Subject of Collective Bargaining. Referred to EXECUTIVE.

Dodge County Res. 09-82 – Resolution Encouraging Governor Doyle and the State Legislature to Acknowledge and Act Upon the Final Report of the Northeast Wisconsin Karst Task Force. Referred to EXECUTIVE.

Eau Claire County File No. 09-10/160 – Resolution Supporting Language in Assembly Substitute Amendment 1 to AB 447 to Restrict Predatory Lending Practices in Wisconsin. Referred to EXECUTIVE.

Portage County Res. 289-2008-2010 – Regarding Sense of the Board Resolution in Support of federal Funding for Welfare Fraud Investigation. Referred to EXECUTIVE.

Portage County Res. 290-2008-2010 – Opposition to 2009 Senate Bill 466 Relating to Regulation by the Office of the Commissioner of Insurance of Self-Insured Health Plans Offered by a City, Town, Village, County, or School District. Referred to EXECUTIVE.

Portage County Res. 291-2008-2010 – Opposition to Legislation 2009 Bill 644 Establishing a Presumption for Employment-Connected Communicable Diseases for Fire Fighters, Emergency Medical Service Providers, Law Enforcement Officers, and Certain Correctional Employees. Referred to EXECUTIVE.

Price County Res. No. 13-10 – Opposition to 2009 Senate Bill 466 Relating to Regulation by the Office of the Commissioner of Insurance of Self-Insured Health Plans Offered by a City, Town, Village, County, or School District. Referred to EXECUTIVE.

Village of Cross Plains Res. #1-2010R – Resolution to Oppose DOR County Assessment Proposal. Referred to EXECUTIVE.

Petitions for Zoning Reclassification. Referred by Clerk Ohlsen to ZONING & LAND REGULATION.

- Petition 10187 – Town of Madison – Chris Harbort
- 10188 – Town of Springfield – Joseph Acker
- 10189 – Town of Berry – Ricky Boettcher
- 10190 – Town of Albion – Ronald Lund
- 10192 – Town of Sun Prairie – Janet Loomis
- 10193 – Town of Rutland – Stokstad Brothers LLC
- 10194 – Town of Roxbury – Gerald Halverson

- 10195 – Town of Perry – Norwegian Lutheran Church
- 10196 – Town of Deerfield – Charles Anderberg
- 10197 – Town of Bristol – R & G Miller & Sons, Inc.
- 10198 – Town of Verona – Jeffery Monson
- 10199 – Town of Cross Plains – Robert Brunner
- 10200 – Town of Deerfield – Gerald J. & Arlene B. Storms Revocable Trust
- 10201 – Town of Cross Plains – Lauren Lopez

RES. 302, 09-10

ACCEPTING HABITAT RESTORATION GRANT FUNDS
FOR THE WALKING IRON NATURAL RESOURCE AREA

The Land & Water Resources Department has secured \$37,000 in state and federal grant funding to support habitat restoration efforts at the Walking Iron Natural Resource Area. These funds will be used to restore native habitat on approximately 100 acres, which are available for public access including hunting, fishing, trapping, hiking and cross-country skiing.

These funds are available from the DNR waterfowl stamp program (\$17,000) and the U.S. Fish & Wildlife Service (\$20,000).

NOW, THEREFORE, BE IT RESOLVED, that the Dane County Board of Supervisors and the Dane County Executive hereby accept \$37,000 in state and federal funding,

BE IT FURTHER RESOLVED, that the Conservation Fund Manager, County Executive and County Clerk are authorized to execute documents necessary to accept the funds,

BE IT FINALLY RESOLVED, that a new revenue account LWPKLNAQ “Mazo wetland restoration” and a new expense account LWPKLNAQ “Mazo wetland restoration” be established for \$37,000 and that these funds be carried forward until expended.

Submitted by Supervisors Schlicht, Jensen, Kostelic, Willett, Matano, Hampton, Veldran and Downing, March 18, 2010.

Referred to PERSONNEL/FINANCE, ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and PARKS.

RES. 303, 09-10

AUTHORIZING EXECUTION OF FIFTH AMENDMENT OF PURCHASE OF SERVICES AGREEMENT FOR
MARKETING AND ADVERTISING SERVICES FOR THE DANE COUNTY REGIONAL AIRPORT

Under Agreement No. 9079 Glowac Harris Madison, Inc. provides marketing and advertising services to the Dane County Regional Airport. The term of the current agreement is through December 31, 2010. This amendment increases the scope of the agreement to include specific route marketing of the Denver non-stop destination from the Dane County Regional Airport and adds \$85,000 to the contract for the provision of these

services. There are sufficient funds presently appropriated in the Airport budget to meet the additional costs incurred in 2010.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Executive and the Dane County Clerk are authorized to execute on behalf of Dane County an amendment of the Agreement approving the Fifth Amendment of Purchase of Services Agreement for Marketing and Advertising Services as set forth above.

Submitted by Supervisors Rusk and Hulsey, March 18, 2010.

Referred to PERSONNEL/FINANCE, PUBLIC WORKS & TRANSPORTATION and AIRPORT.

RES. 304, 09-10

AUTHORIZING ACCEPTANCE OF WISCONSIN DEPARTMENT OF COMMERCE COMMUNITY DEVELOPMENT BLOCK GRANT – EMERGENCY ASSISTANCE PROGRAM (CDBG-EAP) FUNDS AND AWARDING OF PURCHASE OF SERVICE CONTRACTS

This resolution accepts a grant award of \$1,663,500 in Community Development Block Grant – Emergency Assistance Program (CDBG-EAP) funds administered by the Wisconsin Department of Commerce for the contract period of June 9, 2009 through December 31, 2011.

The funds are intended to accomplish the following:

- \$1,296,000 shall be used to make repairs to the hamlet of Morrisonville, Town of Windsor, sanitary sewer system necessitated by the storms and flooding during the Federally Declared Disaster Period of June 5, 2008 through July 24, 2008. Per an agreement between the Town of Windsor and the Morrisonville Sanitary District, the Morrisonville Sanitary District will administer the contract.
- \$150,000 to partially reimburse costs incurred by Dane County to conduct ground surface elevation data that supports 2-foot contouring using Light Detection and Ranging (LiDAR) technology and to create an accuracy report that meets Federal Emergency Management Agency (FEMA) standards outlined in Appendix A of the FEMA Guidelines and Specifications for Mapping Partners. All LiDAR elevation data collected under this grant contract shall be made available in the public domain.
- \$217,500 shall be used for the acquisition/demolition of a property in the Town of Vienna that is uninhabitable stemming from the storms and flooding during the Federally Declared Disaster Period of June 5, 2008 through July 24, 2008. Total project cost is \$290,000.

Per the requirements of the CDBG-EAP program administered by the Wisconsin Department of Commerce, a 25% match was required for the projects in the towns of Windsor and Vienna. RES. 262, 2008-2009, SUB 1 authorized up to \$243,000 in Community Development Block Grant programs funds toward the match for the Town of Windsor. At their February 25, 2010 meeting, the CDBG Commission authorized up to \$72,500 in Community Development Block Grant program funds toward the match for the Town of Vienna pending approval from HUD.

NOW THEREFORE BE IT RESOLVED that the purchase of service contracts listed below be awarded for the period of June 9, 2009 through December 31, 2011:

Vendor

Contract
Amount

Morrisonville Sanitary Sewer District	\$1,296,000
Town of Vienna (CDBG-EAP)	\$217,500
Town of Vienna (CDBG)	\$72,500

BE IT FURTHER RESOLVED that the following revenue and expenditure accounts be created:

<u>Revenue Account Number</u>	<u>Account Title</u>	<u>Amount</u>
HSADMCBG-NEW	CDBG-EAP	\$1,663,500
<u>Expenditure Account Number</u>	<u>Account Title</u>	<u>Amount</u>
HSADMCBG-NEW	CDBG-EAP - LIDAR	\$150,000
HSADMCBG-NEW	CDBG-EAP - Town of Vienna	\$217,500
HSADMCBG-NEW	CDBG-EAP – Morrisonville	\$1,296,000
	Total Expenditure	\$1,663,500

BE IT STILL FURTHER RESOLVED that unspent funds from 2010 be carried forward for expenditure in 2011 as appropriate.

BE IT STILL FURTHER RESOLVED that the Dane County Executive and Dane County Clerk are hereby authorized and directed to sign the appropriate contracts on behalf of Dane County; and

BE IT FINALLY RESOLVED that the Dane County Controller is authorized to issue checks necessary to implement the Community Development Block Grant - Emergency Assistance Program (CDBG-EAP) and Community Development Block Grant (CDBG) projects.

Submitted by Supervisors Stubbs, Levin, Wheeler and Bruskewitz, March 18, 2010.
Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

RES. 305, 09-10

CHANGE ORDER #44 FOR THE NEW BADGER PRAIRIE HEALTH CARE CENTER

The Department of Public Works, Highway & Transportation awarded a Contract to Roberts Construction Associates, Inc. for construction of the New Badger Prairie Health Care Center in Verona, WI, Bid #108018.

Change Order #44 is hereby requested to route fire protection mains around building perimeters piping per Horthy Elving & Associates ASI 4-B for an add of \$85,549.00.

NOW, THEREFORE, BE IT RESOLVED, That Change Order #44 be approved to add \$85,549.00 to the Contract with Roberts Construction Associates, Inc.

BE IT FURTHER RESOLVED, That the Dane County Board of Supervisors approves and authorizes this Change Order; and

BE IT FINALLY RESOLVED, That the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Change Order.

Submitted by Supervisors Opitz, Veldran and Schmidt, March 18, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 306, 09-10

CAPITAL BUDGET ADJUSTMENT & CHANGE ORDERS FOR THE
NEW BADGER PRAIRIE HEALTH CARE CENTER

The Department of Public Works, Highway & Transportation awarded an Agreement to Horty Elving & Associates for design (Proposal #106081) and a Contract to Roberts Construction Associates, Inc. for construction (Bid #108018) of the New Badger Prairie Health Care Center in Verona, WI.

Horty Elving & Associates' Construction Documents located 28 windows in the wrong location. Their walls have been built and the windows already installed. These windows need to be moved to maintain a consistent resident room layout. Horty Elving & Associates has taken responsibility for the mistake and will have \$_____, the cost of correctly locating these windows, deducted from their fees. Therefore, an adjustment to the capital budget is required to move \$_____ from the design services account to the construction account.

A deduct Change Order #2 in the amount of \$_____ to Horty Elving & Associates and an add Change Order #__ in the amount of \$_____ to Roberts Construction Associates, Inc. will also be required to complete this process.

NOW, THEREFORE, BE IT RESOLVED, That the amount of \$_____ be moved from BPHCAPP 57953 Nursing Home Architect Design to BPHCCAPP 57942 Nursing Home Construction.

BE IT FURTHER RESOLVED, That change orders be approved to Horty Elving & Associates in the amount of \$_____ and Roberts Construction Associates, Inc. in the amount of \$_____ and the Public Works, Highway & Transportation Department is directed to ensure complete performance of the change orders.

BE IT FINALLY RESOLVED, That the Dane County Board of Supervisors approves the capital budget adjustments and the change orders to Horty Elving & Associates and Roberts Construction Associates, Inc.

Submitted by Supervisors Opitz, Veldran, Martz and Wiganowsky, March 18, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 307, 09-10

CHANGE ORDER FOR PSC CENTER INFRASTRUCTURE UPGRADES IN CITY-COUNTY BUILDING

The Department of Public Works, Highway & Transportation received bids for the Public Safety Communications Center Infrastructure Upgrades in the City-County Building, 210 Martin Luther King, Jr. Blvd., Madison, WI, Bid #309030, with a contract being awarded to J. H. Findorff & Son, Inc. for the amount of \$1,323,000.00.

Change Order No. 4 is requested to add heat recovery equipment for chillers serving the PSC space (Alternate #1).

Funds are available to cover the amount of this change order as part of the Energy Efficiency & Conservation Block Grant.

NOW, THEREFORE, BE IT RESOLVED that a Change Order #4 in the amount of \$30,000.00 is requested for J. H. Findorff & Son, Inc.; and

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors approves and authorizes this Change Order; and

BE IT FINALLY RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Change Order.

Submitted by Supervisors Opitz, Veldran, Martz and Wiganowsky, March 18, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 308, 09-10

AWARD OF CONTRACT FOR EXTERIOR VESTIBULE
DOORS REPLACEMENT / REPAIRS IN CITY-COUNTY BUILDING

The Department of Public Works, Highway & Transportation reports the receipt of bids for Replacement / Repairs to the Exterior Vestibule Doors in the City-County Building, 210 Martin Luther King, Jr. Blvd., Madison, WI, Bid #309028.

A complete tabulation is on file at the Department of Public Works office. The low qualified bidder is:

Total: \$_____

The Public Works staff finds the amount to be reasonable and recommends the bid be awarded to _____.

There are sufficient funds in the budget for this project.

NOW, THEREFORE, BE IT RESOLVED that a Contract be awarded to _____ in the amount of \$_____; and

BE IT FURTHER RESOLVED that the County Executive and the County Clerk be authorized and directed to sign the Contract; and

BE IT FURTHER RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Contract; and

BE IT FINALLY RESOLVED that the Public Works & Transportation Committee shall approve all change orders to the Contract, subject to submission of change orders to the County Board for approval where the sum involves \$20,000 or more than 10% of the original approved Contract amount, whichever is smaller.

Submitted by Supervisors Opitz, Veldran, Martz and Wiganowsky, March 18, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 309, 09-10

AWARD OF AGREEMENT FOR RETRO-COMMISSIONING
SERVICES: COURTHOUSE, CITY-COUNTY BLDG. & PUBLIC SAFETY BLDG.

The Department of Public Works, Highway & Transportation reports the receipt of proposals for the Retro-Commissioning Services: Dane County Courthouse, City-County Building and Public Safety Building, Madison, WI, Bid #309019.

Seven firms submitted proposals; four were interviewed and an agreement has been negotiated with _____.

Funds are available to cover this project as part of the Energy Efficiency & Conservation Block Grant.

NOW, THEREFORE, BE IT RESOLVED that an Agreement be awarded to _____ in the amount of \$_____; and

BE IT FURTHER RESOLVED that the County Executive and the County Clerk be authorized and directed to sign the Agreement; and

BE IT FURTHER RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Agreement; and

BE IT FINALLY RESOLVED that the Public Works & Transportation Committee shall approve all change orders to the Agreement, subject to submission of change orders to the County Board for approval where the sum involves \$20,000 or more than 10% of the original approved Agreement amount, whichever is smaller.

Submitted by Supervisors Opitz, Veldran, Martz and Wiganowsky, March 18, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 310, 09-10

AWARD OF CONTRACT TO CONSTRUCT
GENERATOR BUILDING EXPANSION AT LANDFILL SITE #2

The Department of Public Works, Highway & Transportation reports the receipt of bids to Construct Generator Building Expansion #2 at Dane County Landfill Site #2, Madison, WI, Bid #310007.

A complete tabulation is on file at the Department of Public Works office. The low qualified bidder is:

Total: \$ _____

The Public Works staff finds the amount to be reasonable and recommends the bid be awarded to _____.

There are sufficient funds in the budget for this project.

NOW, THEREFORE, BE IT RESOLVED that a Contract be awarded to _____ in the amount of \$ _____; and

BE IT FURTHER RESOLVED that the County Executive and the County Clerk be authorized and directed to sign the Contract; and

BE IT FURTHER RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Contract; and

BE IT FINALLY RESOLVED that the Public Works & Transportation Committee shall approve all change orders to the Contract, subject to submission of change orders to the County Board for approval where the sum involves \$20,000 or more than 10% of the original approved Contract amount, whichever is smaller.

Submitted by Supervisors Opitz, Veldran, Martz and Wiganowsky, March 18, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 311, 09-10

AWARD OF CONTRACT FOR CONTROLLERLESS
PNEUMATIC PUMPS & COMPRESSOR AT LANDFILL SITE #2

The Department of Public Works, Highway & Transportation reports the receipt of bids to provide and install Controller Pneumatic Pumps and Compressor at Dane County Landfill Site #2, Madison, WI, Bid #310006.

A complete tabulation is on file at the Department of Public Works office. The low qualified bidder is:

Total: \$ _____

The Public Works staff finds the amount to be reasonable and recommends the bid be awarded to _____.

There are sufficient funds in the budget for this project.

NOW, THEREFORE, BE IT RESOLVED that a Contract be awarded to _____ in the amount of \$_____; and

BE IT FURTHER RESOLVED that the County Executive and the County Clerk be authorized and directed to sign the Contract; and

BE IT FURTHER RESOLVED that the Department of Public Works, Highway & Transportation be directed to ensure complete performance of the Contract; and

BE IT FINALLY RESOLVED that the Public Works & Transportation Committee shall approve all change orders to the Contract, subject to submission of change orders to the County Board for approval where the sum involves \$20,000 or more than 10% of the original approved Contract amount, whichever is smaller.

Submitted by Supervisors Opitz, Veldran, Martz and Wiganowsky, March 18, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 312, 09-10

ACCEPTING GRANT FUNDS AND AMENDING THE CAPITAL BUDGET
FOR COMPRESSED NATURAL GAS PROJECT

The county has received American Recovery and Reinvestment Act funding from the U.S. Department of Energy through a Wisconsin Clean Transportation Program grant administered by the Wisconsin Office of Energy Independence in the amount of \$250,000 to purchase equipment for a compressed natural gas (CNG) vehicle filling facility and to pay up to \$120,000 for the cost differential for CNG vehicles. This resolution accepts the grant and establishes the line items in the 2010 capital budget to receive the revenue and allow the expenditures. The grant will be administered through the Department of Public Works and Transportation.

THEREFORE, BE IT RESOLVED that the County Clerk and the County Executive are authorized to execute the required grant agreements; and

BE IT FINALLY RESOLVED that the following revenue and expenditure accounts be established in the 2010 capital budget and that any unexpended funds or unrealized revenues be carried forward to the 2011 budget.

CPPUBWRK New	CNG Grant Revenue	\$370,000
CPPUBWRK New	CNG Infrastructure	\$250,000
CPPUBWRK New	CNG Vehicle Expense	\$120,000

Submitted by Supervisor Veldran, March 18, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 313, 09-10

ENDORISING FINDINGS OF THE ENVIRONMENTAL AND TRANSPORTATION STUDY
OF THE NORTH MENDOTA PARKWAY AND RESOURCE PROTECTION CORRIDORS

On May 17, 2007, the Dane County Board adopted Res. 334, 2006-2007, Awarding a Contract for an

Environmental and Transportation Study (the Study) of the North Mendota Parkway and Resource Protection Corridors. The County Executive signed Res. 334 on May 25, 2007.

On June 21, 2007, the Dane County Board approved with amendments Resolution 3, 2007-2008, authorizing a revised Intergovernmental Agreement with the Town of Springfield; the Town of Westport; the Village of Waunakee; the City of Middleton; and the City of Madison, pursuant to its authority under Section 66.0301, Wisconsin Statutes, for the purpose of implementing an integrated strategy for improving transportation and minimizing secondary effects on the land in the North Mendota Study Area. The County Executive signed Resolution 3 as amended on June 26, 2007.

The Study was performed under the direction of the North Mendota Parkway Implementation Oversight Committee (NMPIOC) and in a manner consistent with the terms of the intergovernmental agreement. The public planning process identified and mapped lands defining the North Mendota Natural Resource Area consistent with the current Dane County Parks & Open Space Plan, which envisions connecting the Pheasant Branch Conservancy with the Dorn Creek Wildlife Area, Governor Nelson State Park, Sixmile Creek Natural Resource Area, and the western section of the Cherokee Marsh Natural Resource Area. Included in this analysis was an evaluation of agricultural, archeological/cultural, and natural resources. The planning process also evaluated various Parkway route alignment alternatives based on various criteria while recognizing constraints presented by highly productive farmland, wetlands, and existing development. These criteria included consideration of intersections (grade-separated vs. at-grade), access control, connection with US Highway 12, and road cross-section and design speed.

On September 16, 2009, the NMPIOC recommended a set of actions that are based on a review of each community's adopted comprehensive plans, an inventory and analysis of resources, the development of criteria for siting a limited-access divided parkway, and extensive public involvement and community collaboration over the course of the committee's work. Subsequent to the Sept. 16 committee meeting, officials from the Towns of Springfield and Westport agreed to revise the map by removing from the West Corridor Area all lands north of County Trunk Highway K, between Pheasant Branch Road and CTH Q. This reduction in the West Corridor Area is consistent with the spirit of the committee's work and the desire to accommodate concerns raised by the Town of Springfield.

Throughout the planning process, NMPIOC members have recognized that the North Mendota Parkway is designed to serve the mobility needs of the region and serve as an alternative route to Highways 12 and 19, and therefore the route must ultimately be implemented with assistance from the Wisconsin Department of Transportation. WisDOT has been monitoring the NMPIOC's work, and as part of its US 12 Freeway Conversion Study, the agency is most immediately interested in Dane County's recommendation for where to locate the future junction of the intersection of the North Mendota Parkway with Highway 12.

The Towns of Springfield and Westport and the City of Middleton are in the process of formally endorsing the NMPIOC's work.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors hereby endorses the recommendations of the North Mendota Parkway Implementation Oversight Committee and finds that its recommendations are consistent with local comprehensive plans and the Intergovernmental Agreement executed through Resolution 3, 2007-2008; and

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors re-affirms its support for the establishment of a "North E-Way" consistent with the adopted Dane County Parks and Open Space Plan and hereby asks that the Parks Commission amend the North Mendota Natural Resource Area Boundary to include lands identified through the North Mendota Parkway planning process; and

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors urges municipalities with the authority to do so to officially map the East Corridor Area as identified in the attached map (on file in County Clerk's Office) and requests that WisDOT assist with design and location assistance for the West Corridor Area (as defined subsequent to the September NMPIOC meeting) so that a route is chosen that minimizes agricultural, wetland, and residential impacts; and

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors requests that WisDOT incorporate the findings of the NMPIOC's work into the agency's Highway 12 and Highway 19 studies, and that WisDOT assist in the planning (including development of a funding strategy and timeline), design and construction for constructing the North Mendota Parkway; and

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors wishes to thank NMPIOC members and everyone who participated in this planning process for all their efforts with this Study; and

BE IT FINALLY RESOLVED that a copy of this resolution be sent to the communities who are a party to the Intergovernmental Agreement as well as the Director of the WisDOT Southwest Region Office.

Submitted by Supervisor Opitz, March 18, 2010. Fiscal and Policy Notes not required.

Referred to PUBLIC WORKS & TRANSPORTATION, ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and ZONING & LAND REGULATION.

RES. 314, 09-10

AUTHORIZING ADDENDUM TO EMPLOYMENT SERVICES AGREEMENT FOR VETERANS SERVICE OFFICER (MICHAEL R. JACKSON)

The incumbent holding the position of Veterans Service Officer and the County Executive have previously entered into an employment services agreement, and addendums thereto, which expired on March 14, 2010. This agreement contains a provision allowing the County Executive to offer to renew the agreement. Consistent with the budget, county ordinances, and existing practice for employment contracts, an addendum to employment agreement has been negotiated with Michael R. Jackson. This addendum renews the contract of the incumbent Veterans Service Officer and is similar to the contracts of other department heads.

NOW, THEREFORE, BE IT RESOLVED that the County Executive is hereby authorized to execute, on behalf of the County of Dane, an addendum to employment services contract with Michael R. Jackson to serve as Veterans Service Officer for a period ending on January 3, 2011 at his current salary of \$78,332.00 which shall be modified to reflect the wage concession bargained with other employees.

Submitted by Supervisors Stubbs, Levin, Wheeler and Bruskewitz, March 18, 2010.

Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

RES. 315, 09-10

AUTHORIZING ADDENDUM TO EMPLOYMENT SERVICES AGREEMENT FOR DIRECTOR OF DEPARTMENT OF LAND AND WATER RESOURCES (KEVIN F. CONNORS)

The incumbent holding the position of Director Department of Land and Water Resources and the County

Executive have previously entered into an employment services agreement which expires on April 2, 2010. This agreement contains a provision allowing the County Executive to offer to renew the agreement. Consistent with the budget, county ordinances, and existing practice for employment contracts, an addendum to employment services agreement has been negotiated with Kevin F. Connors. This addendum renews the contract of the incumbent Director of Department of Land and Water Resources and is similar to the contracts of other department heads.

NOW, THEREFORE, BE IT RESOLVED that the County Executive is hereby authorized to execute, on behalf of the County of Dane, an addendum to the employment services contract with Kevin F. Connors to serve as Director of Department of Land and Water Resources for a term ending on April 2, 2015 at his current salary of \$104,478.00 per year which shall be modified to reflect the wage concession bargained with other employees.

Submitted by Supervisors Richmond and Downing, March 18, 2010.

Referred to PERSONNEL/FINANCE and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

RES. 316, 09-10

SALARY ADJUSTMENTS FOR ELECTED OFFICIALS 2011-2014

State Statute requires the County Board to establish annual compensation for elected officials before the earliest time for filing nomination papers for elective office. County Board rules also require the Personnel and Finance Committee to make recommendations on compensation levels. Nomination papers for the offices of Sheriff, Coroner and Clerk of Courts will be filed in 2010. Compensation for these offices must be set prospectively and cannot be changed during the term of office.

The Department of Administration has reviewed the salaries for the Sheriff, Coroner and Clerk of Courts with the Personnel and Finance Committee. The Committee is recommending annual salary increases of 0% in 2011, 3% in 2012, 3% in 2013, and 3% in 2014. The increases for the first two years (2011 and 2012) are consistent with the pattern established by bargaining units that have agreements in place for those years. The cost of these increases is approximately \$26,600 over the four year term, not including wage based benefit and insurance costs.

NOW, THEREFORE, BE IT RESOLVED that the salaries for the offices of Sheriff, Coroner and Clerk of Courts be established as follows:

Position	2011 Salary <i>No change from 2010 salary</i>	2012 Salary	2013 Salary	2014 Salary
Sheriff	\$120,167	\$123,772	\$127,485	\$131,309
Coroner	\$80,017	\$82,418	\$84,890	\$87,437
Clerk of Courts	\$86,268	\$88,856	\$91,522	\$94,267

BE IT FURTHER RESOLVED that the 2011 salary shall become effective on the date the officials are sworn in to office and that subsequent annual increases will become effective 12 months following the previous annual increase;

BE IT FINALLY RESOLVED that County officials are authorized to take appropriate action to implement these salaries.

Submitted by Supervisors Kostelic and Wheeler, March 18, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 317, 09-10

COUNTY EXECUTIVE APPOINTMENTS

The County Executive has appointed the following persons to the designated commissions, committees and boards. These appointments require confirmation by the County Board.

NOW, THEREFORE, BE IT RESOLVED that the appointments set forth below are confirmed.

Environmental Council

Kim A. McCain, 3389 Sandy Lee Lane, Madison 53718 (513-3880-H, 692-6392-W), to be reappointed. This term will expire 1/31/13.

Public Safety Communications Center Board

Shawn W. Pfaff, 5205 Day Lily Place, Fitchburg 53711 (278-8344-H, 251-8411-W), to fill the seat of an elected official, not currently a member of the County Board, representing a County municipality, excluding the City of Madison. Mr. Pfaff is an Alderperson for the City of Fitchburg, serving on the City's Library Board, Personnel Committee, and Agriculture & Rural Affairs Committee. He was appointed by the Mayor to serve as a citizen member of the Police & Fire Commission for two years prior to being elected an Alderperson. Mr. Pfaff is a Senior Associate with Capitol Consultants, Inc., working with a myriad of clients on state government affairs and assisting with message development and legislative strategies on an array of issues. Prior to that, he served in the Office of the Governor as a Projects Manager and Agency Affairs Advisor.

Submitted by Supervisor McDonell, March 18, 2010. Fiscal and Policy Notes not required.
Referred to EXECUTIVE.

COMMUNICATIONS

Communication from Latitude Subrogation Services re. Gerald Fruit claim. Referred to PUBLIC PROTECTION/JUDICIARY.

Deutsche Bank National Trust Co. vs. Jermaine Butler Summons & Complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

Associated Bank vs. Estate of Steven S. Hinz Summons & Complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

Communication from Allstate re. Susan M. Frank. Referred to PUBLIC PROTECTION/JUDICIARY.

Deutsche Bank National Trust Co. vs Mark A. Jones Summons & Complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

Bac Home Loans Servicing, L.P. vs. Andrew J. Busch Summons & Complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

Amanda P. Roberts, Group Health, DCHS v. Ian Miller, Marisa Deboer, Am. Fam. Ins. Amended Summons & Amended Complaint – civil case above \$5,000 limit. Referred to PUBLIC PROTECTION/JUDICIARY.

Deborah Woodhouse & Human Services v Richard McDonnell & American Family Ins. Summons & Complaint personal injury auto civil claim. Referred to PUBLIC PROTECTION/JUDICIARY.

Jerome T. Frazier v Human Services summons & complaint personal injury auto claim. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from Verizon against Public Works for damage to buried cable in the area of 7102 Hwy 12 & 18, McFarland, Referred to PUBLIC PROTECTION/JUDICIARY.

Thomas L. Henderson v. Human Services Civil Summons & Complaint personal injury – auto. Referred to PUBLIC PROTECTION/JUDICIARY.

Oak Bank vs. Dennis J. Janisch Summons & Complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

Barron County Res. No. 2010-13 – Resolution Supporting Delayed Implementation of Farmland Preservation Rezoning Conversion Fee. Referred to EXECUTIVE.

Racine County Res. 2009-121 – Resolution by Intergovernmental Committee Supporting Aggressive Action to Prevent Asian Carp from Entering the Lake Michigan and Great Lakes Watersheds. Referred to EXECUTIVE.

Ozaukee County Res. 09-65 – Requesting State Law Change Allowing Counties the Use of the Design-Build Construction Method. Referred to EXECUTIVE.

Ozaukee County Res. 09-67 – Opposing SB-466 Regarding: Regulating Self Insured Health Plans. Referred to EXECUTIVE.

Ozaukee County Res. 08-68 – Supporting SB-430 Allowing Municipal Employers to Change Health Care Coverage Plan Providers. Referred to EXECUTIVE.

Town of Windsor Res. 2010-03 – Amended Resolution Authorizing Participation in the Preparation of a Cooperative Plan Pursuant to Wis. Stats. § 66.0307. Referred to EXECUTIVE.

Outagamie County Res. No. 131-2009-10 – Support legislation prohibiting, with exceptions, a business entity from placing, or causing to be placed, within a highway right-of-way, any sign that advertises or promotes a business identified on the sign or a business whose telephone number appears on the sign. Referred to EXECUTIVE.

Outagamie County Res. No. 132-2009-10 – Oppose Legislation Creating a county wide assessment system which will take local control away from towns, villages and cities, which is the basis principal of local government. Referred to EXECUTIVE.

Walworth County Res. No. 91- 03/10 – Opposing the Wisconsin Department of Natural Resources Decision to Eliminate the Review of Wetland Delineation Reports and Concurrence Letters for Individual Wetland Boundary Determinations. Referred to EXECUTIVE.

Oneida County Res. 29-2010 – Opposing Senate Bill 466 pertaining to regulations of government sponsored self-insured health plans. Referred to EXECUTIVE.

RES 318, 09-10

RESOLUTION AUTHORIZING INTERGOVERNMENTAL AGREEMENT WITH THE HO-CHUNK NATION

WHEREAS, the County and the Ho-Chunk Nation have been good neighbors and desire the spirit of cooperation to continue between the two governments; and

WHEREAS, on November 1, 1994, the United States Secretary of the Interior approved a new Constitution for the Ho-Chunk Nation, formerly known as the Wisconsin Winnebago Tribe; and

WHEREAS, the Ho-Chunk Nation is a federally recognized Indian Tribe, pursuant to the Indian Reorganization Act of 1934; and

WHEREAS, the Nation is a sovereign government possessed of all sovereign powers and rights thereto pertaining; and

WHEREAS, Article V, Section 2(i) of the Ho-Chunk Nation Constitution grants the Ho-Chunk Nation Legislature the power to negotiate and enter into treaties, compacts, contracts, and agreements with other governments, organizations, or individuals; and

WHEREAS, the Congress of the United States has enacted into law the Indian Gaming Regulatory Act, (hereinafter "IGRA") P.L. 100-497, 25 U.S.C. §2701, et seq., which provides in part that a tribal/state compact may be negotiated between a tribe and a state to set forth the rules, regulations and conditions under which a tribe may conduct Class III gaming, as defined in the Act, on Indian lands within a state permitting Class III gaming; and

WHEREAS, pursuant to IGRA, the Nation and the State of Wisconsin entered into a Compact on June 11, 1992; and

WHEREAS, the Nation and State subsequently amended the Compact three times; and

WHEREAS, in relevant part the Third Amendment to the Compact with the State of Wisconsin provides:

Payment to Counties. Commencing May 1, 2010, to make the Annual Payment, the Nation shall deduct from its Annual Payment One Thousand Dollars (\$1,000.00) paid to each county for every acre of land owned by the United States of America in trust for the Nation as of the effective date of this Compact and the Second Amendment which is located within the county's jurisdiction; and

WHEREAS, the effective date of the Compact and the Second Amendment was July 3, 2003; and

WHEREAS, Patricia Olby, Realty Officer of the Midwest Regional Office of the Bureau of Indian Affairs, sent a letter dated July 29, 2009 to Sheena Schoen, Department of Heritage Preservation, Division of Natural Resources of the Ho-Chunk Nation. The July 29, 2009 letter from Ms. Olby provides that pursuant to documents of record retained in the Bureau of Indian Affairs and approved by the Secretary of Interior the United States government had taken title to land on behalf of the Ho-Chunk Nation geographically located within the borders of twelve Wisconsin Counties as of July 3, 2003; and

WHEREAS, the Ho-Chunk Nation and the State of Wisconsin through the Wisconsin Administrator of the Division of Gaming for the Department of Administration have agreed the amount and location of acreage held in trust that qualifies for this credit is set out in the July 29, 2009 letter from Patricia Olby, Realty Officer for the Bureau of Indian Affairs, Great Lakes Agency, to Sheena Schoen, Department of Heritage Preservation, Division of Natural Resources of the Ho-Chunk Nation; and

WHEREAS, the County was one of the twelve Wisconsin Counties that the United States government had taken title to land geographically located within the borders of the County on behalf of the Ho-Chunk Nation; and

WHEREAS, according to the Midwest Regional Office of the Bureau of Indian Affairs, as of July 3, 2003 the Department of Interior had taken title to 4.45 acres of land in trust for the Ho-Chunk Nation, which were located within the geographic boundaries of the County of Dane; and

WHEREAS, pursuant to the terms of the Compact the Nation may provide 4,450 dollars to the County and, if it makes this payment, the Nation beginning with its payment due on May 1, 2010 will receive a corresponding reduction in the amount that is owed by the Nation to the State; and

WHEREAS, pursuant to Wis. Stat. § 59.01, the County “is a body corporate, authorized to sue and be sued, . . . to make such contracts and to do such other acts as are necessary and proper to the exercise of the powers and privileges granted and the performance of the legal duties charged upon it;” and

WHEREAS, in order to clarify the terms and conditions associated with the County’s receipt of the funds from the Nation, the parties desire to enter into the attached Intergovernmental Agreement (“Agreement”); and

WHEREAS, the attached Agreement may be entered into pursuant to Wis. Stat. § 66.0301, which provides (in relevant part) that “any municipality may contract with other municipalities and with federally recognized Indian tribes and bands in this state, for the receipt or furnishing of services or the joint exercise of any power or duty required or authorized by law.”

NOW, THEREFORE BE IT RESOLVED, that the Dane County Board of Supervisors authorizes the County Executive and County Clerk to execute the Agreement between the County and the Ho-Chunk Nation attached hereto

BE IT FURTHER RESOLVED, that the treasurer is authorized to accept money from the Nation pursuant to the Agreement and to be used in a manner consistent with the Agreement;

BE IT FURTHER RESOLVED, that the County may use the money for any purpose as determined by the County in its sole discretion, except that the county cannot use any of the funds paid to it that would diminish the Nation’s governmental jurisdiction or have an adverse financial impact on the Nation;

BE IT FURTHER RESOLVED, that consistent with the Agreement, the County shall report to the Nation by March 1 of each year of the Agreement, except for the first year, how it intends to use the money provided by the Nation and explain, if applicable, how the County believes its proposed use of the money benefits either the Ho-Chunk Nation or Ho-Chunk Nation Tribal Members;

BE IT FURTHER RESOLVED, that for the current year the County will use the money provided by the Nation to support programs in the Humans Services Department. The revenue under the Agreement will be credited to the following line item: CYFALTCR CHFAAA in the 2010 Operating Budget;

BE IT FINALLY RESOLVED, that the use of the money from the Nation as set forth in the previous paragraph in this resolution shall serve as the report required under the Agreement for the first year;

Submitted by Supervisor O’Loughlin, March 31, 2010. Fiscal and Policy Notes not required.
Referred to PERSONNEL/FINANCE.

ORD. AMDT. 55, 09-10

AMENDING CHAPTER 53 OF THE DANE COUNTY CODE OF ORDINANCES.
UPDATE OF DANE COUNTY PARKS ORDINANCE

The County Board of Supervisors of the County of Dane does ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Section 53.01 is repealed and recreated to read as follows:

53.01 DEFINITIONS AND TERMS. As used in this chapter, the following words and phrases shall have the meanings indicated herein:

- (1) *Alcoholic beverage* shall mean any intoxicating liquor or fermented malt beverage.
- (2) *Campground* shall mean a designated area in a park where a camping party may stay overnight.
- (3) *Camping night or day* shall mean a period of no longer than 24 hours beginning and ending at a time designated and posted by the parks division.
- (4) *Camping party* shall mean an individual, family or group of not more than six persons.
- (5) *Camping unit* shall mean a vehicle, trailer, tent or any other unit which may serve the intended purpose of providing shelter for the users of a campsite.
- (6) *Campsite* shall mean a designated site for any camping.
- (7) *Campsite registration* shall mean the process of securing a campsite by filling out the registration form and paying the proper fee prior to occupying the site.
- (8) *Campsite reservation* shall mean the securing of a campsite through the Dane County Parks office in advance of arriving at the campground.
- (9) *Commission* shall mean the Dane County Park Commission as described in section 15.30, Dane Co. Ords.
- (10) *County forest site* shall consist of land managed for forest products, education, recreational opportunities, wildlife habitat and watershed protection.
- (11) *Designated area* shall mean any area that the parks division designates for a specific or exclusive use.
- (12) *Designated lake access site* shall mean an improved site or facility which provides special accommodations to access a frozen or unfrozen body of water authorized by the park commission or parks division.
- (13) *Dog off-leash area* shall mean a designated area authorized by the park commission or parks division as an area where dogs may be on or off leash.
- (14) *Group camp* shall mean a designated area where youth or adult groups may camp overnight. The maximum number of campers is determined by the site location.
 - (a) *Adult group* shall mean an organized or unorganized group of adults over the age of 18, including families.
 - (b) *Youth group* shall mean a group made up of members under the age of 18 and under the leadership of at least one adult for every ten juveniles in the group.
- (15) *Historic site* shall consist of any land or structure that is specifically set aside for the preservation, restoration or reconstruction of features significant to the history or cultural heritage of an area.
- (16) *Hunting* shall mean the pursuing, shooting at, taking, catching or killing of any wild animal and includes trapping as interpreted under s. 53.03(a) and (b).
- (17) *Mooring* shall mean the securing, parking or placing of a watercraft, other craft or structure onto park property.
- (18) *Natural resource site* shall consist of land the general purpose of which is for natural resource preservation and can include habitat protection and open space preservation.
- (19) *Park* shall include the grounds, buildings thereon, waters therein and any other property which is under the jurisdiction, management and supervision of the parks division and the park commission.
- (20) *Park shelter* shall mean the sheltered area and the area immediately surrounding a shelter. Play equipment, ball diamonds and toilets are part of a shelter area but are available to the general public for use on a first come first serve basis.
- (21) *Parks director* shall mean the head of the parks division and the authorized administrative agent of the commission.
- (22) *Permit* shall mean written authorization from the office of the parks director for specific uses of facilities or areas as required.
- (23) *Pet* shall mean any animal owned or under the control of a person and shall include, but not be limited to, dogs, cats, ferrets, horses, cows, pigs, birds and llamas.
- (24) *Pet handler* shall mean the person with the pet, who may or may not be the legal owner of the pet.
- (25) *Picnic area* shall mean grounds and facilities developed and maintained for picnicking and may include adjacent playgrounds and play field areas.

(26) Recreational park shall consist of land the general purpose of which is to provide for active and passive recreation uses.

(27) Special use area shall mean a designated area authorized by the park commission or parks division for exclusive use for a special event.

(28) Vehicle shall mean any motor vehicle, trailer, boat trailer, semi-trailer, mobile home or carriage and is further defined by WIS. STAT. § 340.01(74).

(29) Wildlife area shall be lands open to hunting, trapping and fishing in the same manner as a State Wildlife Area consistent with Wis. Admin. Code Ch. 45. The park commission may adopt additional or revised rules and policies for land designated as a wildlife area.

ARTICLE 3. Section 53.02 is amended to read as follows:

53.02 PERMITS. (1) Written permits shall be required for any of the following and must be purchased prior to use from the office of the parks director:

(1a) All public meetings, assemblies, entertainments, tournaments or speeches;

(2b) Exclusive use of any facility, ~~or play designated area~~ or special use area;

(3c) Selling or offering for sale any tangible or intangible item or soliciting for any trade, occupation, business or profession, ~~or distributing literature;~~

(4d) The ~~taking off or~~ landing of aircraft, or dropping of parachutists or objects from the air ~~onto any park, including hot-air balloons, hang-gliders or any other type of flying or gliding aircraft;~~

(5e) The mooring of any watercraft, other craft or structure ~~overnight on the shores or in the waters of any park property for more than two consecutive nights;~~

(6f) The possession or drinking of any ~~intoxicating liquor or fermented malt~~ alcoholic beverages by any group of ten (10) or more persons of legal drinking age;

(a) ~~Between March 31 and the Saturday immediately preceding Memorial Day, permits shall only be issued for the Lussier Family Heritage Center;~~

(7g) Camping overnight in any park ~~not designated specifically as a campground;~~

(8h) For use of park facilities or grounds during closed hours;

(9) ~~For use of park facilities to ride horses other than on designated bridle trails;~~

(i) ~~To ski or ride a bike, horse or any other animal on designated park trails;~~

(10j) For use of any sound amplification device, sound truck, loudspeaker or other device that produces excessive, loud or unusual noises;

(11k) For launching or lake access of any watercraft or motorized vehicle, or parking in any area designated for lake access parking, in any part of a park where the park commission has established a fee for such act. ~~The permit must be properly displayed on the vehicle prior to parking or launching;~~

(l) ~~To have a dog(s) in any park, except for those lands designated under sec. 53.02(2)(b) during a legal hunting season;~~

(m) ~~For any archeological excavation or artifact gathering, including the use of metal detection devices;~~

(n) ~~For the collection of any plant seeds with the exception of edible nuts, berries and mushrooms;~~

(o) ~~To release any pet or wildlife or to introduce any vegetation, chemical or other agent in or on any lands managed by the parks division; and~~

(p) ~~For any hunting or trapping activity or event as allowed by sec. 53.03(2).~~

(2) The parks division reserves the right to require written permits for any other reason as it deems necessary.

(3) Any permit may be revoked by a Dane County Parks employee or law enforcement officer for just cause.

(4) All annual permits must be displayed in a viewable location on or next to the person for the following permits: disc golf, mountain biking, horse trails, cross-country skiing, hunting and use of the Tenney Locks.

(5) Annual dog permits must be visible and attached to the dog's collar.

(6) Annual and daily lake access permits must be affixed by their own adhesive to the inside of the vehicle windshield, lower corner on the driver's side.

(7) All daily permits, aeromodeling and metal detecting permits must be carried by the individual.

ARTICLE 4. Section 53.03 is amended to read as follows:

53.03 PROHIBITED ITEMS OR USES. In addition to activities otherwise illegal activities prohibited by law, the following shall be prohibited within the boundaries of any park unless specifically authorized by written permit:

- (1) (a) Building of fires other than in firepits, fireplaces, or grills or areas designated by the parks division;
 (b) Possession of firewood that originates from more than 50 miles away from a county park or from outside the State of Wisconsin.
- (2) (a) Possession or discharge of any firearm or weapon of any kind. No person may take, catch, kill, hunt, trap, disturb or pursue any wild animal or bird, discharge any firearm, or have in his or her possession or under his or her control any firearm or air gun as defined in s. 932.22, Wis. Stats., unless it is unloaded and enclosed in a carrying case, or any bow, slingshot or spring-loaded device designed for shooting a projectile unless the same is unstrung or enclosed in a carrying case while in any park except in connection with a hunting activity or event where specifically allowed by written permit issued by the parks director or designee, and then only in strict conformity with the conditions stated in the written permit, or as authorized by sub. (b);
 (b) The park commission may designate lands under their jurisdiction as a wildlife area. Land designated as a wildlife area shall be open to hunting, trapping and fishing in the same manner as a State Wildlife Area consistent with Wis. Admin. Code Ch. NR 45. The commission may adopt additional or revised rules and policies for land designated as a wildlife area pursuant to sec. 53.11. A violation of Wis. Admin. Code Ch. 45, or such additional rules adopted by the commission on land designated as a wildlife area, is a violation under this section. The commission shall have the authority to amend a wildlife area designation.
- (3) Possessing or discharging fireworks regulated by Wis. Stat. s.167.10(1);
~~(3)(4)~~ Vehicle maintenance, ~~W~~washing of vehicles or pets;
~~(4)(5)~~ Cleaning of fish in other than designated areas;
~~(5)(6)~~ Possession Possessing, using or delivering any controlled substance or drug paraphernalia unless such possession, use or delivery is authorized by the Uniform Controlled Substances Act, Chapter 161, Wis. Stats. Words used in this subsection shall have the meanings ascribed to them in the Uniform Controlled Substances Act, Ch. 161, Wis. Stats.;
~~(6)~~ Hunting, trapping or disturbing birds or wildlife except as may be authorized under sub. (2) above;
 (7) Throwing, launching or firing of any objects—stones or missiles;
 (8) Defacing, destroying, vandalizing, ~~D~~digging or ~~removal~~removing any park property including soil, of any turf, trees, shrubs, flowers, or protected wildlife or any archeological object including any man-made article or implement originating from earlier cultures, without written permission from the parks director or designee;
~~(9)~~ Defacing, destroying or vandalizing any structure, sign, natural growth or equipment;
~~(9)~~ Depositing trash, debris, pollutants or any other materials on park land;
~~(10)~~ Placing any floating device in or upon the waters in swimming beaches;
~~(10)~~ Being abusive, boisterous or disorderly;
~~(11)~~ Operating or parking a motor vehicle in a park during closed hours
~~(11)~~ Walking or riding a horse or riding a bike outside of areas designated for that specific use;
~~(12)~~ Littering in a park
~~(13)~~ Disposing of trash not relating to park usage;
~~(14)~~ Possession or drinking of any intoxicating beverage between March 31 and the Saturday immediately preceding Memorial Day;
~~(15)~~ Being abusive, boisterous or disorderly;
~~(16)~~ Walking or riding of horses in unauthorized parks or areas of parks;
~~(17)~~ Camping in violation of maximum campsite limits of six (6) persons or one family;
~~(18)(12)~~ Camping in an unauthorized area of any park outside of designated areas;
~~(19)~~ Removing any object of archeological interest including any man-made article or implement originating from earlier cultures, all without the prior written consent of the Dane County Park Commission;
~~(20)~~ Engage in an activity which a permit is required without obtaining a permit;
~~(a)~~ Subsection (20) above does not apply to permits required for the launching of a watercraft from a park;
~~(21)(13)~~ Failure Failing to obtain and/or properly visibly display a required permit in or on the accompanying vehicle from which the watercraft is launched, in such locations on or in the vehicle as are directed by the park commission, a required permit for the launching of any watercraft from a park;

~~(22)~~**(14)** Affixing any sign, notice, solicitation, literature, exhibit, display, flyer or pamphlet of whatever nature to any tree, shrub, post, barrel, building or any other plant or structure located within any ~~county~~ park;

(a) This subsection shall not be construed to prohibit distribution of literature by means of direct personal contact between distributor and recipient to the extent otherwise permitted by law nor shall it prohibit the posting of signs and notices, in accordance with park policies, in connection with any permitted activity which is taking place in the county park in which the sign or notice is erected or posted.

(15) Releasing or abandoning any pet or wildlife or introducing any plant, chemical or other agent in or on any lands managed by the parks division;

(16) **(a)** Failing to have a pet under control at all times;

(b) Failing to have a pet properly leashed;

(17) To operate a snowmobile or all terrain vehicle (ATV) on a closed Dane County trail unless it is for official business conducted by the Dane County Council of Snowmobile Clubs, the parks division, law enforcement or emergency services agency.

(18) Roller blade or roller ski; off-road, or in an area not designated for that use;

(19) To interfere in any manner with any employee in the performance of his or her assigned duties.

(20) To bathe or swim within a park in areas posted "no swimming".

ARTICLE 5. Section 53.04 is amended to read as follows:

53.04 PARK HOURS. Unless otherwise specified by the park commission, park hours shall be from 5:00 a.m. to 10:00 p.m. It shall be unlawful for any person to be in the parks after hours, except registered campers, those with a special after hours permit, or those there to launch a watercraft, fish or hunt. in designated campgrounds, to be in any county park outside the park hours. Persons launching or transporting watercraft from park property to a body of water may do so only within the park hours during closed hours under the guidelines approved by the park commission and so posted.

ARTICLE 6. Section 53.05 is amended to read as follows:

53.05 PARK CLOSING AND OPENING DATES. The park commission or parks division will have full authority to open and close any park, beach, facility, trail or other area because of season, condition, construction, or when in the interest of public safety, and management of facilities, it is deemed necessary.

ARTICLE 7. Section 53.06 is amended to read as follows:

53.06 FEES AND CHARGES. **(1)** The park commission shall have the authority to establish such fees and charges as are deemed necessary for the use of any facility, shelter or land area, conducting any program or activity and for obtaining any permit or for the reservation of such areas.

(2) Fee schedules shall be available upon request.

(3) It shall be unlawful to participate in any activity or use such areas for which a fee or charge has been established without first paying the appropriate payment of such fee or charge.

ARTICLE 8. Section 53.07 is amended to read as follows:

53.07 CAMPGROUND FEES AND REGULATIONS. **(1)** Camping fees shall apply in all Dane County Parks where camping is authorized lands managed by the parks division.

(2) All persons staying overnight will register and be subject to the a camping fee.

(3) Registrations will be made by advanced reservation and/or on a first come basis until the designated capacity for the park or area is reached.

(a) Campers must self-register and pay the appropriate fee prior to setting up camp unless otherwise posted.

(b) Campsite renewal deadline is 10:00 a.m.

(c) Campers and camping units must vacate the campsite by 3:00 p.m. on the last day of registration.

(d) Camping units may not be set-up earlier than 5:00 a.m. nor later than 10:00 p.m.

(4) Fees will apply whether persons are camped in designated campsites or non-designated areas.

(5)**(4)** The parks commission division will have the authority to delete or add campsites within any park whenever it is deemed necessary.

~~(6)(5)~~ (a) No camping unit may be registered for more than fourteen (14) consecutive days at any one park during a calendar year.

~~(7)(b)~~ Camping units must be removed from the designated site by 3:00 p.m. following the last night registered and must be removed from the park for at least forty-eight consecutive hours before being eligible for an additional fourteen (14) day registration.

~~(8)(6)~~ (a) No camping unit may be left unattended for more than a twenty-four (24) hour period, at which time the camping permit is forfeited and the site may be made available to other campers.

~~(b)~~ The campsite must be occupied the first night by a camping unit following registration or the first night a campsite reservation is in effect.

~~(9)~~ The park commission will have the authority to establish separate rates for chaperoned youth groups.

~~(10)(7)~~ Any camper(s) or his or her their associates registered within a Dane County campsite park may, because of drunkenness, disorderly conduct, boisterousness, abusiveness or other for just cause, be required to forfeit his or her registration requested to leave the property and forfeit their permit(s) immediately by the Dane County employee on duty or any law enforcement officer.

ARTICLE 9. Section 53.08 is amended to read as follows:

53.08 SHELTER FEES AND RESERVATIONS. (1) Shelters may be reserved within any park for the exclusive use of groups, organizations or others on a first-requested basis and are subject to the guidelines approved by the park commission.

(2) All reservation requests must will be made through the parks division office or website, or parks director, at a self registration board.

(3) All advance reservation requests must will be made and approved at least one (1) week prior to the scheduled event. First-come, first-serve reservations of unoccupied and unreserved shelters may be made on the day of the reservation.

(4) Whenever intoxicating liquor or a fermented malt beverage is alcoholic beverages are served in any group of 20-10 or more persons of legal drinking age, the person in charge of the group must obtain a valid alcoholic beverage permit, subject to the restrictions listed in sec. 53.02(6)(a) above. Said alcoholic beverage The permit must be held by the person in charge and shall be presented to any park employee or law enforcement officer upon request.

(5) Any parks division employee of the park commission or authorized law enforcement officer may revoke any reservation permit when, in the employee's or official's judgment, persons or property on or within park premises may be endangered by the continuance of the exclusive use.

(6) Persons in charge for any reservation shall be responsible for the conduct of those in attendance, which shall include disallowing alcoholic beverages to minors, general safety to those attending and cleanliness of public property under reservation.

ARTICLE 10. Section 53.09 is repealed and recreated as follows:

~~53.09 GENERAL REGULATIONS.~~ (1) ~~No person shall interfere in any manner with any employee in the performance of his or her assigned duties.~~

~~(2) All sporting activities must be held in areas designated for that purpose.~~

~~(3) Motor vehicles are restricted to designated roadways, parking areas and authorized campsites.~~

~~(4) Vehicular speed limits shall be restricted to 15 miles per hour unless otherwise posted. Operating speeds shall be speeds that are reasonable, safe and prudent so as not to interfere with the safety of park users.~~

~~(5) Bicycles and other non-motorized vehicles shall comply with the rules and regulations applicable to those vehicles. No person shall ride a bicycle upon foot trails or lawns. Careless operation will be grounds for removal from the park.~~

~~(6) No person shall bathe or swim within a park except in areas posted for such use, and then only in suitable bathing attire.~~

~~(7) All pets shall be effectively restrained on a leash no more than six (6) feet long and controlled at all times. Pets are not allowed in any park waters, buildings or bathing beaches.~~

~~(8) It shall be unlawful and a violation of this ordinance to park, stop or leave standing any motor vehicle within any county park between the hours of 10:00 p.m. and 5:00 a.m., unless otherwise posted, and unless such motor vehicle is registered for overnight parking with the office of the Dane County Park Commission.~~

~~(9) Except for a motor vehicle used by a physically disabled person as defined under s. 346.503(1), Wis. Stats., no person may park, stop or leave standing any vehicle, whether attended or unattended and whether temporarily or otherwise, upon any portion of any county park reserved by official traffic signs indicating the restriction, for vehicles displaying special registration plates under s. 341.14(1), (1a), (1e), (1m), (1q) or (1r), Wis. Stats., or a special identification card issued under s. 343.51, Wis. Stats., or vehicles registered in another jurisdiction and displaying a registration plate, card or emblem issued by the other jurisdiction which designates the vehicle as a vehicle used by a physically disabled person.~~

53.09 PET REGULATIONS. The following shall be prohibited or illegal, within the boundaries of any lands managed by the parks division:

(1) Any pet not effectively restrained on a leash of not more than six (6) feet long, unless the pet is a dog within a designated off-leash area.

(2) For pet handlers to not keep their pets under control at all times.

(3) For any dog, cat or other pet to interfere with other park users' enjoyment of the park.

(4) For pet handlers to not properly clean-up and dispose of pet waste.

(5) For not having a pet vaccinated and displaying vaccination tags as required by the local department of health in accordance with sec. 95.21(2)(a), Wis. Stats.

(6) Allowing pets in any buildings or swimming beaches; exemptions include service dogs and special use permits.

(7) Failure to follow posted "dog off-leash area" rules.

ARTICLE 11. Sections 53.10 through 53.13 are renumbered, respectively, as 53.12 through 53.15.

ARTICLE 12. A new section 53.10 is created to read as follows:

53.10 MOTOR VEHICLE REGULATIONS. It shall be illegal and unlawful to do any of the following:

(1) Operate a motor vehicle at speeds greater than 25 miles per hour unless otherwise posted. Operating speeds shall be speeds that are reasonable, safe and prudent so as not to interfere with the safety of park users.

(2) To park, stop or leave standing any vehicle within any park between the hours of 10:00 p.m. and 5:00 a.m., unless otherwise posted and unless such vehicle is permitted for overnight parking with the office of the Dane County Parks Division.

(3) To operate, park, stop or leave standing a vehicle outside of designated areas for that use.

(4) Except for a motor vehicle used by a physically disabled person as defined under s. 346.503(1), Wis. Stats., no person may park, stop or leave standing any vehicle, whether attended or unattended and whether temporarily or otherwise, upon any portion of any county park reserved by official traffic signs indicating the restriction, for vehicles displaying special registration plates under s. 341.14(1), (1a), (1e), (1m), (1q), or (1r), Wis. Stats., a special identification card issued under s. 343.51, Wis. Stats., or vehicles registered in another jurisdiction and displaying a registration plate, card or emblem issued by the other jurisdiction which designates the vehicle as a vehicle used by a physically disabled person.

ARTICLE 13. A new section 53.11 is created to read as follows:

53.11 NON-MOTORIZED VEHICLES REGULATIONS. (1) Bicycles and other non-motored vehicles shall comply with Wis. Stat. s. 346.02(4) and all rules and regulations applicable to those vehicles. No person shall ride a bicycle upon trails or grounds unless it is designated for such use. Careless operation will be grounds for revocation of permit and removal from the park.

(2) All bicycles and other non-motored vehicles require a use permit through the parks director or designee for all lands managed by the parks division.

ARTICLE 14. New section 53.12 (formerly 53.10) is amended to read as follows:

53.12 SNOWMOBILE AND ALL TERRAIN VEHICLE (ATV) OPERATING REGULATIONS. Operation of snowmobiles and ATVs shall be restricted to such parks lands as authorized and posted for such use by the park commission. ~~All snowmobiles must be operated in conformity with the state statutes and the following regulations:~~

~~(1) Unless otherwise established by the commission, trail hours shall be 8:00 a.m. to 10:00 p.m.;~~

~~(2)(1) Snowmobiles and ATVs must stay on marked trails;~~

~~(3)(2) All machines must have a valid registration;~~

~~(4)(3) Maximum trail All machines shall operate at posted speeds or at speeds shall be speeds that are reasonable, safe and prudent for conditions, ~~but shall at no time exceed 30 miles per hour;~~~~

~~(5)(4) Snowmobiles must travel single file are only permitted when trails are officially opened by the Dane County Council of Snowmobile Clubs and the parks division, per written guidelines;~~

~~(6) Careless or negligent operation will be grounds for suspension, fine or both;~~

~~(7) No machines will be permitted on trails when a "Trail Closed" sign is posted;~~

~~(8)(5) All accidents or injuries must be reported immediately to the Dane County Sheriff Department.~~

ARTICLE 15. New section 53.14 (formerly 53.12) is amended to read as follows:

53.14 PENALTIES. (1) Any person who shall violate any of the provisions of this ordinance, other than ss. 53.03~~(5)(6)~~ and ~~53.09(9) 53.10(4)~~, shall, for each offense, forfeit to the County of Dane not less than \$10.00 nor more than \$100.00 together with the costs of prosecution and court costs. Any person who shall violate sec. 53.03~~(5)(6)~~ shall forfeit not less than \$50.00 nor more than \$500.00. Any person who shall violate sec. ~~53.09(9) 53.10(4)~~ shall forfeit not less than \$50.00 nor more than \$300.00. The judgment so obtained may be enforced in the same manner as any civil judgment. Any person who has the ability to pay such forfeiture but refuses to do so may be confined in the county jail until such forfeiture is paid but in no event to exceed sixty (60) days. In determining whether an individual has the ability to pay a forfeiture, all items of income and all assets may be considered regardless of whether such income or assets are subject to garnishment, lien or attachment by creditors.

(2) In addition to the penalty above, any person damaging the property of the park commission or of another person shall remain liable in a civil action for the amount of that damage.

ARTICLE 16. New section 53.15 (formerly 53.13) is amended to read as follows:

53.15 ENFORCEMENT. (1) Any law enforcement officer may arrest any offender whom he or she may detect in the violation of any of the provisions of this ordinance. The officer shall, ~~have~~ at all times, have the right to enter the premises of any building, structure or enclosure in any park for the purpose of inspection or investigating disturbances.

~~(2) Any parks division employee designated by ordinance may issue citations to any person whom he or she believes is violating any of the provisions of this ordinance.~~

~~(3) Any parks employee or law enforcement officer may revoke a permit and/or request a person or persons to leave park property with just cause.~~

[EXPLANATION: The amendment is a comprehensive revision of the ordinance regarding the use of Dane County Parks. Revisions include those activities requiring permits, those activities that are prohibited in parks, campground and shelter use, rules regarding pets, rules regarding use of motorized and non-motorized vehicles and general administrative matters.]

Submitted by Supervisor Ripp, April 1, 2010.

Referred to PUBLIC PROTECTION & JUDICIARY and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

AMENDING CHAPTER 69 OF THE DANE COUNTY CODE OF ORDINANCES.
ADJUSTING SPEED LIMITS ON COUNTY HIGHWAYS

The County Board of Supervisors of the County of Dane does hereby ordain as follows:

ARTICLE 1. Unless otherwise expressly stated herein, all references to section and chapter numbers are to those of the Dane County Code of Ordinances.

ARTICLE 2. Subsection 69.03(2)(L)2. is amended to read as follows:

69.03 SPEED LIMITS. (2) No vehicle shall exceed the following speed limits on the following county trunk highways:

(L) County Trunk Highway "M"

2. Cities of Verona and Madison and Towns of Verona and Middleton

Thirty miles per hour from its intersection with CTH "S", southerly 0.50 of a mile. ~~Forty-five~~ Thirty-five miles per hour from a point 0.50 of a mile south of its intersection with CTH "S", southerly to its southern intersection with ~~Stoney Ridge Circle. Thirty-five miles per hour from its southern intersection with Stoney Ridge Circle southerly to its intersection with~~ Cross Country Road. Twenty-five miles per hour from its intersection with Cross Country Road southerly to its intersection with CTH "MV".

ARTICLE 3. Subsection 69.03(2)(u)1. is amended to read as follows:

(u) County Trunk Highway "S" (Mineral Point Road)

1. Town of Middleton and City of Madison

Thirty-five miles per hour from a point 1,000 feet west of its intersection with Pleasant View Road ~~750 feet west of its junction with CTH "M"~~, easterly to its intersection with Tree Lane/Big Sky Drive.

[EXPLANATION: The amendment made by Article 2 lowers the speed limit on CTH M, through the new roundabout construction, and the amendment made by Article 3 extends the lower speed limit on CTH S, to the west through this developing area.]

Submitted by Supervisors Opitz, Schmidt, Veldran, Hampton, Martz, Wiganowsky and Hesselbein, April 1, 2010. Fiscal and Policy Notes not required.

Referred to PUBLIC WORKS & TRANSPORTATION.

RES. 319, 09-10

HOMELAND SECURITY/MULTI-COUNTY POWER OUTAGE EXERCISE GRANT

The purpose of this resolution is to adjust revenue and expenditures for FY 2010.

Dane County Department of Emergency Management, submitted a grant request in support of the development and delivery of a Long Term Power Outage exercise.

The county was awarded a total of \$5,885.

The grant funds will be utilized to develop and deliver a table top exercise between the counties of Rock and Dane. The information collected from the exercise will be used to develop a comprehensive plan to address the consequences of a long term power outage and build strategies to minimize its affect.

NOW, THEREFORE, BE IT RESOLVED that \$5,885 be set up as additional revenue in a newly created revenue account, and be credited to the General Fund.

BE IT FURTHER RESOLVED that \$5,885 is transferred from the General Fund to a newly created expenditure account (account numbers to be issued by the Controller's Division upon passage of this resolution).

BE IT FURTHER RESOLVED that all unexpended funds and unrecognized revenues from this account be carried forward from the 2010 to the 2011 budget period.

Submitted by Supervisors Rusk, Bayrd, Hampton, Willett, Schlicht and Duranczyk, April 1, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 320, 09-10

AUTHORIZING A COST SHARING AGREEMENT WITH THE VILLAGE OF COTTAGE GROVE FOR RECONSTRUCTION COSTS OF CTH BB & CTH N INTERSECTION AND JURISDICTIONAL TRANSFER OF CTH BB IN THE VILLAGE OF COTTAGE GROVE

The Dane County Department of Public Works, Highway & Transportation and representatives of the Village of Cottage Grove have determined that a part of CTH "BB" located within the corporate limits of Cottage Grove will be jurisdictionally transferred to the Village of Cottage Grove, and will no longer be a County Trunk Highway. It was also determined that the CTH BB and N intersection is in need of reconstruction.

The Dane County Highway and Transportation Department has agreed to participate in the project construction and engineering costs. This participation is consistent with past agreements for cost sharing on joint projects.

The construction cost will be financed by the Village of Cottage Grove and Dane County. An agreement has been drafted to cover the funding. The agreement has been reviewed and accepted by the Village and the County's Transportation Committee.

The Highway and Transportation Department has sufficient funds available in accounts HWCONCAP-59116 and HWCONST-59116 to cover the County's share of costs. The County's maximum share is \$470,000.

NOW THEREFORE BE IT RESOLVED that the County Executive and the County Clerk be authorized and directed to execute this cost sharing agreement on behalf of Dane County, with the Village of Cottage Grove.

Submitted by Supervisors Wiganowsky, Opitz, de Felice, Schmidt, Veldran and Martz, April 1, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 321, 09-10

AUTHORIZING INTERGOVERNMENTAL AGREEMENT FOR ART EXHIBITION COORDINATOR SERVICES AT THE DANE COUNTY REGIONAL AIRPORT

Dane County has developed art display areas in the Terminal at the Dane County Regional Airport, including an art court located on the first floor level of the terminal. The Airport has negotiated an intergovernmental agreement with Tandem Press, University of Wisconsin at Madison, pursuant to which Tandem

Press will provide services as an consultant and hands-on Art Exhibition Coordinator. The Agreement will allow the County to take advantage of the expertise of Tandem Press, which is part of the University of Wisconsin, in developing and implementing art exhibits with educational and regional emphasis. In addition, the relationship with Tandem Press provides access to Tandem Press's extensive art collection as potential exhibition subject matter. The Agreement is for a term of two years with a maximum cost of \$65,000. Funding for this Agreement is included in the Airport's 2010 budget.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Executive is hereby authorized to execute, on behalf of the County of Dane, an Intergovernmental Agreement for Art Exhibition Coordinator Services at the Dane County Regional Airport, as set forth above.

Submitted by Supervisors O'Loughlin and Rusk, April 1, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 322, 09-10

AUTHORIZING RENTAL LEASE BETWEEN THE ALLIANT ENERGY CENTER OF DANE COUNTY AND
FAMILY MOTOR COACH ASSOCIATION

The Family Motor Coach Association has negotiated a one year lease with the Alliant Energy Center of Dane County for their FMCA 2011 Annual International Convention to be held August 10-August 13, 2011.

The lease with the Family Motor Coach Association includes rental and services in the amount of \$210,000.00.

In addition to the rental fee listed above all approved parking charges will be assessed for the Family Motor Coach Association event and additional revenues will be paid by the show for personnel, equipment and services provided to the show in addition to those specifically listed in the contract.

NOW, THEREFORE, BE IT RESOLVED, that the Dane County Executive and Dane County Clerk are hereby authorized to execute the contracts on behalf of Dane County.

Submitted by Supervisors Opitz, Schmidt, Veldran, Martz and Wiganowsky, April 1, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 323, 09-10

APPROVING TRANSFER OF LAND TO CITY OF FITCHBURG AT
DUNN'S MARSH FOR STORM WATER MANAGEMENT PROJECT

In 1981 Dane County acquired two parcels of land to protect and preserve Dunn's Marsh in the City of Fitchburg (Res. 408, 1978-1979). Funds for the acquisition cost came from several partners: the neighborhood contributed 3%, the Cities of Fitchburg and Madison contributed 15% each, Dane County contributed 16% and the remaining 51% came from a federal LAWCON grant that was administered by the Wisconsin Department of Natural Resources (WI DNR).

The City of Fitchburg has obtained an Urban Non-Point Source Grant through WI DNR to develop and maintain storm water retention facilities on the property specifically to protect Dunn's Marsh. The grant requires the City to own the property in order to implement the stormwater improvements. The City currently owns the surrounding property. The Wisconsin Department of Natural Resources has approved the conveyance of the land to the City of Fitchburg for the proposed project.

The County will transfer the property to the City of Fitchburg subject to a Declaration of Easement, which will ensure the continued protection of the property into perpetuity.

NOW, THEREFORE, BE IT RESOLVED that the County of Dane does hereby approve and authorize the conveyance of Lots Nineteen (19) and Twenty (20), Belmar, in the City of Fitchburg to the City of Fitchburg, and

BE IT FURTHER RESOLVED that Dane County Land Acquisition Division is directed to prepare the Declaration of Easement and conveyance documents and prepare for the transfer of the lands, and

BE IT FINALLY RESOLVED that the Dane County Clerk and the County Executive are hereby authorized to execute a Quit Claim Deed conveying the property to the City of Fitchburg and an acceptance of the Declaration of Easement on behalf of the County of Dane.

Submitted by Supervisors Veldran, Bayrd, Martz and Richmond, April 1, 2010.

Referred to PUBLIC WORKS & TRANSPORTATION and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

RES. 324, 09-10

AWARDING A PROFESSIONAL SERVICE CONTRACT FOR THE PACT PROGRAM
DEPARTMENT OF HUMAN SERVICES

The purpose of this resolution is to award a Purchase of Services contract to the Wisconsin Department of Health Services, Division of Mental Health and Substance Abuse Services for the PACT Program. The contract term covers January 1, 2009 through December 31, 2011. PACT is an acronym for Program of Assertive Community Treatment. It is certified by the State of Wisconsin as a Community Support Program (CSP) for individuals with serious and persistent mental illness. PACT is the originator of the Assertive Community Treatment model, which was developed in the 1970's and is an internationally acclaimed intensive and comprehensive treatment approach for effectively serving seriously ill individuals in community settings. PACT has a highly credentialed staff, enabling PACT to serve seriously ill individuals. This staffing pattern results in an annual treatment cost of \$14,800, which is Dane County's most costly outpatient support program. Were PACT to close, it would be traumatic for many consumers, putting them at risk of institutionalization or self harm. PACT has capacity to serve 145 individuals from Dane County and is the only CSP in Dane County that serves 15 – 17 year olds. At any one time, PACT serves about ten youth under age 18.

PACT was originally created by the State and funded by grants. As the grants expired, Dane County took on some responsibility for this program, with Dane County's share of the costs increasing over time. About five years ago, with no advance notice to Dane County, the State determined that they would not fund PACT anymore. This ended the state/county co-funding partnership, leaving Dane County with full responsibility for all of PACT's costs not covered by insurance or other revenue. A POS Agreement for 2008 was not signed because the parties could not agree on length of the agreement, charges for prior year losses, and other terms. The program has continued to operate since January 2008 with the State of Wisconsin covering costs by reducing its State/County contract payments to Dane County. The parties have now agreed upon terms and language. The

Department of Human Services had \$2,088,600 available in its 2009 budget to cover 2009 costs and has \$2,150,846 available in its 2010 budget to cover 2010 costs.

NOW, THEREFORE, BE IT RESOLVED that the professional service contract listed below be awarded for the period January 1, 2010, through December 31, 2010.

<u>Adult Community Services Division:</u>	<u>Contract Amount</u>
Wisconsin Dept. of Health Services - PACT	\$2,150,846

Submitted by Supervisors Stubbs, Levin, Wheeler and Vedder, April 1, 2010.
Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

RES. 325, 09-10

APPROVE CROP LEASES ON COUNTY PARK LAND –WINTER 2010

Dane County leases land for cropping that will be used for prairie restoration or recreation in the future. The leases are for limited periods and are renewed as needed.

Following is a new lease for 3 years, commencing January 1, 2010.

North Mendota Natural Resource Area – Town of Westport: 53 acres
\$165.00 per acre; \$8,745.00 per year for 3 years
Lessee: J-R Farms c/o James Acker

*The original lease was included in Res. 250, 2008-2009 but the lessee has since rescinded it.
A lease of the property was then offered to and accepted by the next-highest bidder.

The revenue from the lease is to be included in the 2010 Land and Water Resources budget in Account LWPKLNAQ 84909.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors and the Dane County Executive and County Clerk be authorized to execute the lease contract set forth above.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the payments of the lease contract be accepted as revenue in the 2010 Land and Water Resources budget and general revenue account as set forth above.

BE IT FINALLY RESOLVED that the Parks Director (or designee) be authorized to act as the County's representative in administering the lease.

Submitted by Supervisor Ripp, April 1, 2010.

Referred to PERSONNEL/FINANCE, PUBLIC WORKS & TRANSPORTATION, ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and PARKS.

RES. 326, 09-10

AUTHORIZING PURCHASE OF SERVICES AGREEMENT BETWEEN DANE COUNTY AND API
OUTSOURCING, INC. FOR ASSESSMENT AND TAX PRINTING NEEDS

The County recently solicited proposals for contractual printing services for tax bills, notices, tax rolls, and assessment rolls. The Land Records Division of the Dane County Planning and Development Department in coordination with the Dane County Treasurer's Office is responsible for these activities. As a result of the RFP process, API Outsourcing, Inc. of Waunakee, Wisconsin was selected to provide these services. The proposed contract will cover the County's current and future printing needs for the next five years. The agreement is covered by funds budgeted annually in the Planning and Development Department for these services.

NOW, THEREFORE, BE IT RESOLVED that the purchase of services agreement be awarded to API Outsourcing, Inc. for a contract annual amount not to exceed \$45,000; and

BE IT FURTHER RESOLVED that staff of the Planning and Development Department and the Treasurer's Office be authorized to extend the purchase of services agreement with four (4) annual renewal options, not to exceed a total of five (5) years of service; and

BE IT FURTHER RESOLVED that staff of the Planning and Development Department and the Treasurer's Office be directed to ensure that the terms of the agreement are satisfied; and

BE IT FINALLY RESOLVED that the County Executive and the County Clerk be authorized to sign the purchase of services agreement on behalf of Dane County.

Submitted by Supervisor Miles, April 1, 2010.

Referred to PERSONNEL/FINANCE and ZONING & LAND REGULATION.

RES. 327, 09-10

AWARDING PURCHASE OF SERVICE CONTRACT FOR COURT COLLECTION SERVICES

The Clerk of Courts has been using the services of H.E. Stark Collection Agency, Inc. since 2005. Types of accounts that are referred to collection include: guardian ad litem fees; adult legal fees; fines/costs; filing fees/service fees; juvenile legal fees; and electronic monitoring fees. H.E. Stark uses a variety of collection methods including interception of income tax refunds. The contract is commission based and the collection rate will be based on the age of debt.

NOW, THEREFORE, BE IT RESOLVED that Dane County enter into an agreement with H.E. Stark Collection Agency, Inc., for one year with options by mutual agreement of Dane County and H.E. Stark Collection Agency, Inc. to renew for four (4) additional one-year periods.

BE IT FINALLY RESOLVED that the County Executive and County Clerk are authorized to sign the contractual agreement.

Submitted by Supervisors Rusk, Bayrd, Hampton, Willett, Schlicht and Duranczyk, April 1, 2010.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 328, 09-10

SUPPORTING LEGISLATION CREATING A STATE REVOLVING LOAN FUND FOR
ENERGY EFFICIENCY AND RENEWABLE ENERGY

Legislation has been introduced in the Spring 2010 legislative session to create a \$100 million revolving loan fund that will enable Wisconsin industries to achieve energy efficiency, use renewable energy, and make products that support a green economy. The initiative, called the Green to Gold Fund (G2G), is intended to create jobs and help the state's economy recover more quickly. It was originally proposed by Governor James Doyle in his 2010 State of the State Address.

The G2G is directed at increasing Wisconsin's manufacturers' competitiveness. Every dollar saved by reducing energy costs through energy efficiency makes Wisconsin's manufacturers more competitive and profitable by lowering their production costs. Many of Wisconsin's manufacturers want to invest in sustainable, energy efficiency technologies, but they don't have the resources they need to jumpstart their efforts. G2G addresses this lack of capital for energy efficiency, renewable energy, and green retooling initiatives.

The bill authorizes the Department of Commerce to make loans to manufacturing businesses to adopt energy efficiency measures, retool to manufacture green products, expand or establish domestic clean energy manufacturing, and create or retain jobs in this sector. Commerce will use existing state resources and federal dollars to create the fund.

The G2G Fund would create a one-stop shop for manufacturers by streamlining federal dollars, existing and future state resources to help industrial manufacturers find savings through energy efficiency projects; provide manufacturers with low-interest loans to achieve savings through energy efficiency projects; utilize a revolving fund model so that interest and principal payments on old loans can be used to issue new loans, providing predictability and sustainability to Wisconsin's manufacturers; position Wisconsin as an early adopter of the proposed federal IMPACT (Investments for Manufacturing Progress and Clean Technology) program, increasing Wisconsin's chances of securing new federal dollars that can further support the G2G's efforts.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors hereby supports legislation which would create a revolving loan fund for Wisconsin manufacturers to use for energy efficiency measures and use of renewable energy; and

BE IT FINALLY RESOLVED that copies of this resolution be sent to the members of the Dane County legislative delegation, Governor James Doyle, the Wisconsin Department of Commerce, and the Wisconsin Counties Association.

Submitted by Supervisors McDonnell, de Felice, Manning, Stubbs, Salov, Veldran, Schmidt, Richmond, Miles, Duranczyk, Bayrd, Hendrick, Matano, Stoebig, Wheeler, Solberg, Hulsey, DeSmidt, Hesselbein, Levin, Rusk, Ripp and Martz, April 1, 2010. Fiscal and Policy Notes not required.
Referred to EXECUTIVE.

RES. 329, 09-10

AMENDING THE CAPITAL BUDGET FOR CITY OF MADISON COURTHOUSE INVOICE

The Public Works Department received a final invoice from the City of Madison for certain infrastructure charges related to the construction of the Dane County Courthouse. Since this invoice was received after the Courthouse Fund was closed out, an adjustment to the Capital Budget is necessary to allow for payment.

A previous capital budget included funds for replacement of carpet in portions of the City-County Building, and these project funds can be redirected to cover the cost of the invoice from the City of Madison.

THEREFORE, BE IT RESOLVED that account CPFACMGT 57706 "Courthouse" be established in the Capital Projects Fund and that \$24,389 be transferred to this account from account CPFACMGT 57428 FMCPT.

THEREFORE, BE IT FINALLY RESOLVED that the Controller's Office is authorized to issue the check to the City of Madison for payment on the above mentioned invoice.

Submitted by Supervisors Hulsey, O'Loughlin and Ripp, April 1, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

COMMUNICATIONS

Petitions for Zoning Reclassification. Referred by Clerk Ohlsen to ZONING & LAND REGULATION:

- Petition 10202 – Town of Bristol – Laurel Nordness
- 10203 – Town of Medina – Thomas Zickert
- 10204 – Town of Oregon – Roger Parsons
- 10205 – Town of Albion – Mark Sievert
- 10206 – Town of Pleasant Springs – Curtis Reif
- 10207 – Town of Vermont – Mills Street Partners
- 10208 – Town of Cottage Grove – Daniel Goff
- 10209 – Town of Springdale – Nancy C. Hylbert Living Trust

Communication from William Leanderts regarding claim. Referred to PUBLIC PROTECTION/JUDICIARY.
Claim from Utica National Ins. Group re. Badger Bus Lines, - Kian O'Brien and Ian Kelly. Referred to PUBLIC PROTECTION/JUDICIARY.

Bank of New York Mellon Trust Co. vs. Carmella Hulvey foreclosure of mortgage amended summons and complaint. Referred to PUBLIC PROTECTION/JUDICIARY.

Midfirst Bank vs. Lee N. Dague foreclosure of mortgage amended summons and complaint. Referred to PUBLIC PROTECTION/JUDICIARY.

Cubic Wall Systems Subcontractor Notice of Intention to file Claim for Lien – Truax Air Park East. Referred to PUBLIC PROTECTION/JUDICIARY.

BAC Home Loans Servicing, LP vs Carlos J. Cruz summons & complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

US Bank, National Assoc. vs. Mychael R. Fogarty summons & complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

Langlade Co. Res. 27-2010 – Resolution Opposing Assembly Bill 634. Referred to EXECUTIVE.

Langlade Co. Res. 28-2010 – Support proposed language restoring the authority of local elected officials to set spending priorities for their city, village, town or county. Referred to EXECUTIVE.

Langlade Co. Res. 29-2010 – Ensure the integrity of the Wisconsin Shares Child Care Subsidy Program. Referred to EXECUTIVE.

- St. Croix Co. Res. 8 (2010) – Resolution Opposing Wisconsin Department of Revenue County Assessment Proposal. Referred to EXECUTIVE.
- Jackson Co. Res. 9-3-10 – Requesting State Law Changes Allowing Counties the Use of the Design-Build Construction Method. Referred to EXECUTIVE.
- Outagamie Co. Res. 136-2009-10 – Support legislation delaying the implementation of the rezoning conversion fee until after a county updates its Farmland Preservation Plan and Zoning Ordinance and the plan and ordinance are certified by the Department of Agriculture, Trade and Consumer Protection. Referred to EXECUTIVE.
- Outagamie Co. Res. 144-2009-10 – Support legislation repealing the 1992 county property tax levy rate limit. Referred to EXECUTIVE.
- Outagamie Co. Res. 145-2009-10 – Support legislation which would allow a taxpayer to claim the dairy farm modernization and expansion credit for taxable years beginning after December 31, 2003 and before January 1, 2012, and support the increase from \$50,000 in credit for dairy and livestock farm modernization to \$75,000. Referred to EXECUTIVE.
- Waupaca Co. Res. 38 (2009-2010) – Opposition to 2009 Assembly Bill 634 – Protective Status for Correction Officers Under the Wisconsin Retirement System. Referred to EXECUTIVE.

RES. 330, 09-10

AUTHORIZING ACCEPTANCE OF FUNDS FOR HOMELAND SECURITY/LE SPECIALTY TEAM RESEARCH AND TRAVEL OUTSIDE THE CONTINENTAL UNITED STATES

The Dane County Sheriff's Office has been awarded a grant from the State of Wisconsin Office of Justice Assistance Homeland Security Program to participate, and co-facilitate with others, in the development of the Regional Law Enforcement Specialty Team Task Force.

The Dane County Sheriff's Office will be awarded a total of \$8,500. The grant period ends November 30, 2010.

The grant funds will be used to attend infrastructure explosives prevention training in Israel, and shall identify and document all equipment, training, tactics and any other information that may be considered as potentially beneficial towards the development of, and/or incorporated into, the State of Wisconsin Regional Law Enforcement Specialty Team Task Force operations and/or response plans.

Travel Outside the Continental United States requires County Board and County Executive approval. The Sheriff's Office requests approval for Lieutenant Gerald Hundt to travel outside the country to attend this training.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Sheriff's Office is authorized to accept \$8,500 from the State of Wisconsin, Office of Justice Assistance for the Ultimate Counterterrorism Mission to Israel EOD Conference.

BE IT FURTHER RESOLVED that the County of Dane does hereby approve and authorize Lieutenant Hundt to attend the Ultimate Counterterrorism Mission EOD Conference in Israel.

BE IT FURTHER RESOLVED that \$8,500 be set up as additional revenue in the Sheriff's Office, Administrative Services Division, Conference & Training HSG – EOD Revenue (SHRFADM 80536) and be credited to the General Fund.

BE IT FURTHER RESOLVED that \$8,500 be transferred from the General Fund to the Sheriff's Office, Administrative Services Division, Conference & Training HSG – EOD Expenditure (SHRFADM 20645).

BE IT FURTHER RESOLVED that on behalf of the County of Dane, the county clerk and county executive are authorized to execute an agreement embodying the above provisions; and

BE IT FINALLY RESOLVED that all unexpended funds and unrecognized revenues from this account be carried forward from the 2010 budget period to the 2011 budget period.

Submitted by Supervisor Rusk, April 16, 2010.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 331, 09-10

AUTHORIZING AN AGREEMENT TO ACCEPT HIGHWAY SAFETY GRANT FUNDS FOR A CRITICAL TRAFFIC INVESTIGATION AND PROSECUTION COLLABORATION PROJECT

The State of Wisconsin, Department of Transportation, Bureau of Transportation Safety is making funds available for participation in a Critical Traffic Investigation and Prosecution Collaboration to improve traffic safety in Wisconsin. This multi-jurisdictional collaborative unit will be comprised of representatives from Dane County Sheriff's Office, Madison Police Department, Wisconsin State Patrol, Dane County Coroner's Office, the dedicated prosecutor and victim services.

The dedicated prosecutor, who will be the primary resource in all critical traffic cases, will serve as the point of contact for Dane County law enforcement agencies charged with the investigation of fatal and serious injury vehicular crashes. All crashes in Dane County will be investigated pursuant to a consistent, predictable and comprehensive protocol. Regular multi-jurisdictional case staffings will be followed in response to all fatal and serious injury vehicular crashes in Dane County to ensure the successful adjudication of vehicular crimes. Trauma Response staff will convene involved participants in routine case staffings and will ensure that victim needs are considered among the other investigative and prosecutorial duties.

NOW, THEREFORE, BE IT RESOLVED that the Sheriff's Office is hereby authorized to accept \$141,500 from the Department of Transportation, Bureau of Transportation Safety for the Critical Traffic and Prosecution Collaboration Project.

BE IT FURTHER RESOLVED that on behalf of the County of Dane, the county clerk and county executive are authorized to execute an agreement embodying the above provisions.

BE IT FURTHER RESOLVED that \$141,500 be set up as additional revenue in Sheriff, Field Services, Critical Traffic Investigation revenue account (SHRFFLD NEW) and be credited to the General Fund

BE IT FURTHER RESOLVED that \$141,500 be transferred from General Fund to the following expenditure accounts:

Critical Traffic Investigation Enforcement (SHRFLD NEW) \$43,000
Conference & Training (SHRFADM 20648) \$ 1,500

Prosecutor position – DA's Office, salary and fringe benefits \$97,000

BE IT FINALLY RESOLVED that all unexpended funds and unrecognized revenues from this account be carried forward from the 2010 budget period to the 2011 budget period.

Submitted by Supervisor Rusk, April 16, 2010.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 332, 09-10

AUTHORIZING AN AGREEMENT FOR THE RECONSTRUCTION AND JURISDICTIONAL TRANSFER OF CTH JG IN THE VILLAGE OF MT HOREB

The Dane County Department of Public Works, Highway & Transportation and representatives of the Village of Mt Horeb have determined that a part of CTH "JG" within the corporate limits of Mt Horeb will be reconstructed and jurisdictionally transferred to the Village of Mt Horeb, and will no longer be a County Trunk Highway.

The Dane County Department of Public Works, Highway & Transportation Department has drafted an agreement to cover the jurisdictional transfer and cost sharing for the resurfacing project.

The Department of Public Works, Highway and Transportation has sufficient funds budgeted in the CTH Construction program account HWCONCAP-59147 CTH JG Project. Funding for the design and construction of the project is to be accomplished in accordance with past policies of cost sharing on similar CTH projects.

NOW, THEREFORE, BE IT RESOLVED that the County Executive and the County Clerk be authorized and directed to execute this agreement on behalf of Dane County, with the Village of Mt Horeb.

BE IT FINALLY RESOLVED that any unexpended funds as of December 31, 2010, in the above mentioned accounts be carried forward to 2011.

Submitted by Supervisor Opitz, April 16, 2010.

Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 333, 09-10

AUTHORIZING AN AGREEMENT BETWEEN DANE COUNTY AND MATC FOR THE PROVISION OF EDUCATIONAL SERVICES FOR INMATES IN THE DANE COUNTY JAIL SYSTEM

WHEREAS, Dane County and it's Sheriff are responsible for the keeping of the Dane County jail and caring for the inmates therein, and,

WHEREAS, the Sheriff's Office believes providing educational opportunities to inmates improves reintegration outcomes, and,

WHEREAS, the Dane County Sheriff's Office in partnership with MATC with grant funding from the United Way of Dane County provides GED preparation and testing, basic skills and literacy assessment, literacy skills education in reading and writing, basic literacy computer skills training, and other appropriate education instruction to inmates in the Dane County Jail System, and,

NOW, THEREFORE, BE IT RESOLVED that a contract extension be awarded MATC for the provision of educational services to Dane County Jail inmates commencing on January 1, 2010 and continuing for one (1) year.

BE IT FINALLY RESOLVED that the Dane County Executive and the Dane County Clerk are authorized to execute the necessary documents for the contract.

Submitted by Supervisor Rusk, April 16, 2010.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 334, 09-10

AUTHORIZING AN AGREEMENT TO ACCEPT HOMELAND SECURITY AND WISCONSIN OFFICE OF JUSTICE ASSISTANCE GRANT FUNDS FOR TACTICAL TEAM TRAINING

Homeland Security and State of Wisconsin Office of Justice Assistance are making funds available for Wisconsin Regional Law Enforcement Tactical Teams for training.

NOW, THEREFORE, BE IT RESOLVED that the Sheriff's Office is authorized to accept \$20,000 from Homeland Security and Wisconsin Office of Justice Assistance to hold an Advanced Hostage Rescue Course.

BE IT FURTHER RESOLVED that \$20,000 be set up as additional revenue to the Sheriff's Office, Field Services Division, TRT Grant Revenue (SHRFFLD NEW) and be credited to the General Fund.

BE IT FURTHER RESOLVED that \$20,000 be transferred from the General Fund to the Sheriff's Office, Field Services Division, TRT Grant Expenditure (SHRFFLD NEW).

BE IT FURTHER RESOLVED that on behalf of the County of Dane, the county clerk and county executive are authorized to execute an agreement embodying the above provisions; and

BE IT FINALLY RESOLVED that all unexpended funds and unrecognized revenues from this account be carried forward from the 2010 budget period until fully expended.

Submitted by Supervisor Rusk, April 16, 2010.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 335, 09-10

AUTHORIZING ACCEPTANCE OF FUNDS FOR HOMELAND SECURITY/HS EOD ROBOTIC WIRELESS UPGRADE EQUIPMENT

The Dane County Sheriff's Office has been awarded a grant from the State of Wisconsin Office of Justice Assistance Homeland Security Grant Program. This grant supports Dane County's Homeland Security/Law Enforcement Specialty Team Equipment Program for the purchase of robotic equipment for the Explosive Ordinance Disposal Team.

The Dane County Sheriff's Office will be awarded a total of \$200,000. The grant period ends May 31, 2010.

NOW, THEREFORE, BE IT RESOLVED that the Sheriff's Office be permitted to accept the Homeland Security/Law Enforcement Specialty Team Equipment Grant, administered by the Office of Justice Assistance, in the amount of \$200,000.

BE IT FURTHER RESOLVED that \$200,000 be set up as additional revenue in the Sheriff's Office, Field Services Division, Explosive Ordinance Disposal Team Revenue Account (SHRFFLD 80721) and be credited to the General Fund.

BE IT FURTHER RESOLVED that \$200,000 be transferred from the General Fund to the Dane County Sheriff's Office, Field Services Division, Explosive Ordinance Disposal Team Expenditure Account (SHRFFLD 47418).

BE IT FURTHER RESOLVED that on behalf of the County of Dane, the county clerk and county executive are authorized to execute an agreement embodying the above provisions; and

BE IT FINALLY RESOLVED that all unexpended funds and unrecognized revenues from this account be carried forward from the 2010 budget period until fully expended.

Submitted by Supervisor Rusk, April 16, 2010.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 336, 09-10

AUTHORIZING GRANT APPLICATIONS TO THE WI DEPARTMENT OF NATURAL RESOURCES

Several grant programs administered by the WI Department of Natural Resources support acquisition and development costs for projects identified in the *Dane County Parks & Open Space Plan*. These programs include: the Knowles-Nelson Stewardship Program, the Lake Protection Program, the River Protection Program, the Land & Water Conservation Fund and the Recreational Trails Program. The Department of Land and Water Resources intends to apply for these funds in order to off set potential expenditures.

NOW, THEREFORE, BE IT RESOLVED that the County Board of Supervisors and County Executive hereby authorize applications to the WI Department of Natural Resources for financial assistance for the following projects:

1. Lower Yahara River Trail Acquisition
2. Maunsha River Natural Resource Area Acquisition
3. Donald County Park Acquisition
4. Prairie Moraine County Park Acquisition
5. SouthCentral County Park Acquisition
6. McCarthy County Park Acquisition
7. Black Earth Creek Natural Resource Area Acquisition
8. Stewart County Park Shelter and Parking Lot Development
9. CamRock County Park Mill Site Shelter Development
10. Capital Springs Centennial State Park Parking Lot Development
11. Lower Yahara River Trail Phase One Connector Trail

BE IT FURTHER RESOLVED that the County Board of Supervisors and County Executive hereby authorize the Conservation Fund Manager, Parks Planner, Water Resources Planner and Acquisition & Planning Specialist to submit grant applications to the State of Wisconsin Department of Natural Resources, submit reimbursement claims along with necessary supporting documentation within 6 months of project completion, submit signed documents and take necessary action to undertake, direct and complete approved projects.

BE IT FINALLY RESOLVED that the County Board of Supervisors and County Executive recognize and acknowledge the long-term ownership and management responsibilities of the Stewardship, Lake Protection, River Protection, Land and Water Conservation Fund and Recreational Trails Programs, and will comply with all Stewardship, Lake Protection, River Protection, Land & Water Conservation Fund and Recreational Trails laws and regulations and will meet their obligations under any grant agreements for the projects, including the financial obligations under any grants.

Submitted by Supervisor Levin, April 16, 2010.

Referred to PERSONNEL/FINANCE and ENVIRONMENT/AGRICULTURE/NATURAL RESOURCES.
