

COUNTY BOARD REFERRALS TO COMMITTEE - BOARD YEAR 2010-2011

ORD. AMDT. 2, 10-11

**AMENDING CHAPTER 11 OF THE DANE COUNTY CODE OF ORDINANCES,
REGARDING FEE EXEMPTIONS FOR MUNICIPAL ROAD MAINTENANCE PROJECTS**

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 11.50(5) is amended to read as follows:

11.50 PERMIT FEES. (5) Municipal street and road [maintenance](#) projects are exempt from fees required in this section.

[EXPLANATION: This amendment conforms this subsection to s. 14.55(7) and clarifies that the permit fee exemption is intended to apply only to road maintenance projects and not road construction projects.]

Submitted by Supervisors Jensen, Downing, Bruskevitz and Duranczyk, May 6, 2010.

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

RES. 1, 10-11

**APPROVING LEASE WITH FRIENDS OF SCHUMACHER
FARM AT SADDLEBROOK BARN IN WESTPORT**

In 2007 Dane County acquired approximately 172 acres of land in the Town of Westport from Saddlebrook LLC for the North Mendota Natural Resource Area. The property included several buildings that are used by the Sheriff's Department and the Land & Water Resources Department. The property is relatively close to Schumacher Farm, a County property used as a park and as a demonstration area of farming practices from the early 1900s. The Friends of Schumacher Farm, a volunteer group that helps maintain and manage Schumacher Farm, indicated a desire to use a two-story hay barn, which is not being used by either the Sheriff's Department or the Land & Water Resources Department, for the storage of historical farming equipment and other objects associated with the farm-park.

A lease agreement for the use of the barn in exchange for the Friends' maintenance of the barn and surrounding lands was negotiated. The lease term is three years with nominal consideration. Either party can terminate the lease at its sole discretion with ninety (90) day written notice.

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

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 Ripp and Bruskewitz, May 6, 2010.
 Referred to PERSONNEL/FINANCE, PUBLIC WORKS & TRANSPORTATION and ENVIRONMENT,
 AGRICULTURE & NATURAL RESOURCES.

RES. 2, 10-11

AUTHORIZATION FOR EARLY PURCHASE OF BOAT

The 2010 Capital Budget authorizes the purchase of a patrol boat and equipment. Due to a lag time between ordering the boat and equipment and its arrival, it is necessary to get the boat into production as soon as possible in order to expect delivery prior to the boating season.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Sheriff be authorized to place an order for the purchase of the boat and equipment with expected delivery and payment due in July, 2010 or later.

BE IT FINALLY RESOLVED that the Dane County Sheriff be authorized to purchase the boat and equipment included in the 2010 capital budget in advance of borrowing.

Submitted by Supervisors Rusk, Bayrd, Schlicht and Bruskewitz, May 6, 2010.
 Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 3, 10-11

ALLOCATING LIVING WAGE FUNDS TO TELLURIAN UCAN, INC.
DCDHS – ACS AND CYF DIVISIONS

In 2009, Tellurian UCAN, Inc. had employees who earned less than \$10.61 per hour, and the agency is therefore eligible to receive 2010 Living Wage funding. The employees work in Tellurian's residential programs. The cost of bringing wages to \$10.61 per hour is \$10,179. The Department of Human Services has funds in its 2010 Living Wage accounts to cover this cost. Because the Purchase of Service Agreement with Tellurian UCAN, Inc. is a professional services contract, the contract amendment requires approval by the Dane County Board of Supervisors.

NOW, THEREFORE, BE IT RESOLVED, that the following expense accounts be adjusted in the Department of Human Services.

Expenditure Account Number	Account Title	Amount
ACFCSTBD LWBDA	Mental Health Living Wage	(\$8,379)
ACCCLTBD LWBDA	Aging LTC Living Wage	(\$1,400)
CYFDSSIA DCWIA	Direct Care Wage	(\$400)
ACICRTEL BZATA	Tellurian Adult Residential Program	\$1,400
ACFCRTEL BZAWA	Tellurian Acewood Group Home	\$263
ACFCRTEL BZCRA	Tellurian Crawford Group Home	\$4,179
ACFCRTEL BZAPA	Tellurian Transition Housing Program	\$3,937
CYFCRTEL DYDEA	Detox	\$400

Total \$0

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the professional service contract listed below be amended for 2010:

Tellurian UCAN, Inc. \$10,179

Submitted by Supervisors Stubbs, Duranczyk, Vedder, Levin and Sargent, May 6, 2010.
Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

RES. 4, 10-11

APPROVING LEASE WITH DANE COUNTY CASA, INC. IN THE CITY COUNTY BUILDING

Dane County Court Appointed Special Advocates (CASA) has been occupying approximately 380 square feet of space on the second floor of the City County Building under its purchase of service contract for the last several years. CASA desires to use an additional 160 square feet of space available on the third floor and the county wants to more clearly define the terms of its occupancy in a lease.

A two-year lease has been negotiated that provides for continued payments from its contract as well as direct payments to the county for the additional space. The negotiated initial annual rent is \$4,435.20 with 3.5% annual rent increases.

NOW, THEREFORE, BE IT RESOLVED that the County of Dane does hereby approve and authorize the above-described lease with Dane County CASA, Inc., and

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 Rusk, Bayrd, Wiganowsky, Imhoff and Schlicht, May 6, 2010.

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

RES. 5, 10-11

ACCEPTING INCOME MAINTENANCE ADMINISTRATION
ALLOCATION (IMAA) FUNDING TO PILOT REGIONALIZATION OF SERVICES
DCDHS – EAWS DIVISION

Dane County Human Services has operated a Change Reporting Center (CRC) for its Economic Support Customers since February of 2003. Economic Support Specialists (ESS) in the CRC accept and process changes for Dane County Economic Support customers. Part of the CRC is Dane County Connections. This is a phone line available to customers and the general public to call in with Economic Support questions and other related needs. The CRC has proven an efficient way to provide immediate service to our customers while providing workload relief to our ESS.

Dane County Human Services has been approved by the Wisconsin Department of Health Services to pilot a Regional Change Center operation for Sauk and Dodge counties. The goal of this project is to determine if using a regional change center approach results in efficiencies and presents a workable model for future operations to be able to manage higher caseloads with fewer resources.

This resolution creates 3.0 FTE Economic Support Specialist project positions effective June 1, 2010. The project positions will continue as long as this specially designated funding continues. When the designated funding ends, the project positions end.

NOW, THEREFORE, BE IT RESOLVED that the following revenue account be increased and that this increase be credited to the County's General Fund:

<u>Account Number</u>		<u>Amount</u>
EAADMIN 81350	Income Maintenance Allocation	\$ 14,895
EAEDBPER 81350	Income Maintenance Allocation	<u>\$ 114,450</u>
		\$ 129,345

BE IT FURTHER RESOLVED that the funds above be transferred from the General Fund to the following expenditure accounts:

<u>Account Number</u>		<u>Amount</u>
EAADMIN ABTEAA	Telephone	\$ 2,045
EAADMIN ABPRAA	Printing, Stationary, and Office	\$ 12,850
EAEDBPER AAYAAA	Salaries and Wages	\$ 73,674
EAEDBPER AAYMAA	Retirement	\$ 8,751
EAEDBPER AAYPAA	Social Security	\$ 5,601
EAEDBPER AAYSAA	Health	\$ 25,026
EAEDBPER AAZBAA	Dental	\$ 2,451
EAEDBPER AAZHAA	Disability Insurance	\$ 174
EAEDBPER AAZQAA	Worker Comp	\$ 174
EAEDBPER AAZXAA	Salary Savings	<u>(\$ 1,401)</u>
Total		\$129,345

BE IT FINALLY RESOLVED that 3.0 FTE Economic Support Specialist project positions be created in the Economic Assistance and Work Services (EAWS) Division.

Submitted by Supervisors Stubbs, Duranczyk, Vedder, Willett, Ferrell, Levin and Sargent, May 6, 2010.
 Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

 RES. 6, 10-11

AUTHORIZING AN AGREEMENT TO ACCEPT HIGHWAY SAFETY GRANT FUNDS
"CORRIDOR 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 reducing excessive speed and other high-risk behaviors that increase the likelihood of a crash, significant injury or death.

NOW, THEREFORE, BE IT RESOLVED that the Sheriff's Office is authorized to accept \$25,000 from the Department of Transportation, Bureau of Transportation Safety, for the "Corridor Enforcement" project.

BE IT FURTHER RESOLVED that \$25,000 be set up as additional revenue in the Sheriff's Office, Field Services Division, Corridor Enforcement (SHRFFLD NEW), and be credited to the General Fund.

BE IT FURTHER RESOLVED that \$25,000 be transferred from the General Fund to the following Sheriff's Office accounts:

Overtime – Corridor Enforcement (SHRFFLD-10062)	\$18,800
Social Security (SHRFFLD-10108)	\$4,200
Retirement Fund (SHRFFLD-10099)	\$1,400
Workers Compensation (SHRFFLD-10189)	\$600
<u>Grand Total</u>	\$25,000

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 Supervisors Rusk, Bayrd, Wiganowsky, Imhoff and Schlicht, May 6, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 7, 10-11

AUTHORIZING EXECUTION OF AMENDMENT TO LEASE
AT THE DANE COUNTY REGIONAL AIRPORT

North Central Aviation Services, LLC owns an aircraft hangar located at the Dane County Regional Airport on a parcel of land the company leases from Dane County under Lease No. DCRA 99-3. North Central Aviation Services, LLC has requested a clarification of the present lease provision that restricts the number of hours that an aircraft kept on the leased premises can be leased to persons or entities that are not affiliated with North Central Aviation Services, LLC. Airport staff agrees that the existing lease language should be modified to make it clear that the intent is not to restrict or preclude North Central Aviation Services, LLC from leasing its aircraft to third parties but, rather, to preclude any third party lessee of aircraft from conducting commercial operations on the premises at the Airport leased by North Central Aviation Services, LLC. The subject lease language is clarified in the Second Amendment to Hangar Ground Lease DCRA 99-3.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Executive and the Dane County Clerk are authorized to execute on behalf of Dane County the above referenced Second Amendment to Hangar Ground Lease DCRA 99-3.

Submitted by Supervisors O'Loughlin, Imhoff and Hendrick, May 6, 2010.
Referred to PERSONNEL/FINANCE, PUBLIC WORKS & TRANSPORTATION and AIRPORT.

RES. 8, 10-11

AUTHORIZING EXECUTION OF A HANGAR GROUND LEASE
AT THE DANE COUNTY REGIONAL AIRPORT

Grosso Aviation, LLC is conveying to Ronald Grosso title to the hangar Grosso Aviation, LLC has constructed on a parcel of land located at the Dane County Regional Airport and leased from Dane County. The Airport has agreed to terminate the lease with Grosso Aviation, LLC and lease to Ronald Grosso, individually, the 14,300 square foot parcel on which the hangar is located. The new lease is for a 28 year term, with initial rent of \$.627 per square foot per year, 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 with Ronald Grosso, Contract No. DCRA 2010-06, incorporating the forgoing terms and conditions.

Submitted by Supervisors O'Loughlin, Imhoff and Hendrick, May 6, 2010.
Referred to PERSONNEL/FINANCE, PUBLIC WORKS & TRANSPORTATION and AIRPORT.

RES. 9, 10-11

APPROVING LEASE AT 641 W MAIN ST, SUN PRAIRIE FOR
DANE COUNTY HIGHWAY VEHICLES AND EQUIPMENT

In 2008 Dane County sold its highway garage in the City of Sun Prairie. Since that time the Highway Division has been storing and maintaining equipment at a building at 641 West Main Street in Sun Prairie.

The initial lease terminates on May 31, 2010, but the county and the landlord wish to extend the lease for an additional year at the same rental rate of \$6,500 per month. In addition to the rent the county would be responsible for utility and taxes at a rate of \$2,725 per month for a total expense of \$9,225 per month, which is an annual rate of \$5.54 per square foot. This gross rate is at the lower end of the market for heated warehouse space.

NOW, THEREFORE, BE IT RESOLVED that the County of Dane does hereby approve and authorize a one-year lease with 641 Main, Inc. at the terms described above, and

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 Clausius, O'Loughlin and Ripp, May 6, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 10, 10-11

AUTHORIZING PURCHASE OF SERVICES AGREEMENT CONSULTING SERVICES
FOR SIREN CONTROL AND RELATED WARNING SYSTEM IMPROVEMENTS

The Department of Emergency Management has issued a Request for Proposals (RFP) consulting services for siren control and related warning system improvements.

The project has two goals: 1) to update radio equipment, computers, and software used for remote control of the county's outdoor warning sirens, and 2) to investigate the feasibility of integrating other components of the warning system into a single, centralized control system.

A team comprised of representatives from Dane County Emergency Management, Public Safety Communications, Information Management, the Public Protection and Judiciary Committee, and the City of Madison Engineering Division, evaluated the proposals. Federal Engineering, Inc. was the firm selected.

The Department has negotiated with Federal Engineering to provide the services as outlined in the contract for a cost of \$111,554. Contracted services include:

- Needs analysis
- Market research
- Presentation and evaluation of alternatives
- Selection of alternatives
- RFP development for procurement selected options.

There are sufficient funds in the Department's capital budget for this project. The expenditure has been approved through the capital budget appeal process.

NOW, THEREFORE, BE IT RESOLVED that the Purchase Of Services Agreement with Federal Engineering, Inc. be awarded in the amount of \$111,554.00 for consulting services for siren control and related warning system improvements; 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 Emergency Management be directed to ensure complete performance of the Agreement.

Submitted by Supervisors Rusk, Bayrd, Wiganowsky, Imhoff and Schlicht, May 6, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 11, 10-11

AWARD OF CONTRACT FOR EAST SIDE GENERATION
STATION ELECTRICAL AT LANDFILL SITE #2

The Department of Public Works, Highway & Transportation reports the receipt of bids for the East Side Generation Station Electrical at Dane County Landfill Site #2, 7102 U.S. Highway 12 & 18, Madison, WI, Bid #310010.

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

H & H Electric Co., Inc.
818 Post Road
Madison, WI 53713-3261
Total: \$65,000.00

The Public Works staff finds the amount to be reasonable and recommends the bid be awarded to H & H Electric Co., Inc. There are sufficient funds in the Budget for this project.

NOW, THEREFORE, BE IT RESOLVED that a Contract be awarded to H & H Electric Co., Inc. in the amount of \$65,000.00; 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 Veldran, Ripp, Erickson and Schmidt, May 6, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 12, 10-11

AUTHORIZING ADDENDUM OF AGREEMENT #1 FOR RETRO-COMMISSIONING SERVICES

The Dane County Public Works, Highway & Transportation Department awarded an Agreement to Sustainable Engineering Group LLC, in the amount of \$99,500.00 (Sub. 1 to Res. 309, 2009-10) for Retro-Commissioning Services: Dane County Courthouse, City-County Building and Public Safety Building, Madison, WI, RFP 309019.

Addendum of Agreement #1 is needed to provide Focus on Energy Retro-Commissioning Program Market Provider Services for the City-County Building and Public Safety Building for an additional cost of \$30,000.00.

The Public Works staff finds the amount to be reasonable and recommends Addendum of Agreement #1 be approved.

Funds are available to cover this Addendum as part of the Energy Efficiency & Conservation Block Grant.

NOW, THEREFORE, BE IT RESOLVED that Addendum of Agreement #1 with Sustainable Engineering Group LLC be authorized in the amount of \$30,000.00; 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 Veldran, Ripp, Erickson and Schmidt, May 6, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 13, 10-11

APPROVING CHANGE ORDER #52 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>\$12,221,868.51</u>
Change Order #52 (deduct)	<u>(\$86,353.86)</u>
Adjusted Value of Contract	<u>\$12,135,514.65</u>

THEREFORE BE IT RESOLVED that change order # 52 for Roberts Construction is approved to deduct \$86,353.86 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 Veldran, Ripp, Erickson and Schmidt, May 6, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 14, 10-11

AWARD OF AGREEMENT FOR FOOD WASTE DIGESTER FEASIBILITY STUDY & INITIAL DESIGN

The Department of Public Works, Highway & Transportation reports the receipt of proposals for the Food Waste Digester Feasibility Study & Initial Design in Dane County, WI, RFP #309032.

Thirteen firms submitted proposals; three were interviewed and an agreement has been negotiated with _____, in the amount of \$_____.

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 Veldran, Ripp, Erickson and Schmidt, May 6, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 15, 10-11

AWARD OF CONTRACT FOR SHELTER & KIOSK
TIMBER CONSTRUCTION AT SCHEIDEGGER COUNTY FOREST

The Department of Public Works, Highway & Transportation reports the receipt of bids for the Shelter & Kiosk Timber Construction at Scheidegger County Forest, 1828 Range Trail, Verona, WI, Bid #310011.

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 Veldran, Ripp and Schmidt, May 6, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 16, 10-11

AUTHORIZING ACCEPTANCE OF A GRANT FROM THE WISCONSIN DEPARTMENT OF
AGRICULTURE, TRADE & CONSUMER PROTECTION

Dane County Land & Water Resources-Land Conservation received a 2010 Soil & Water Resource Management Grant from the WI Department of Agriculture, Trade & Consumer Protection (DATCP) for \$261,851.

The purpose of the grant is to provide staff funding support and cost-share funds to farmers for nutrient management and conservation practices.

The grant will reimburse Dane County up to \$176,207 for personnel costs. This revenue has been included in the 2010 Budget. The remaining \$85,644 will be used for cost-share agreements with landowners.

NOW, THEREFORE, BE IT RESOLVED that Dane County authorizes the acceptance of the DATCP Grant for Soil & Water Resource Management. These funds shall carry forward until expended.

Submitted by Supervisors Jensen, Downing, Bruskewitz and Duranczyk, May 6, 2010.
Referred to PERSONNEL/FINANCE and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

RES. 17, 10-11

RESOLUTION SUPPORTING AN INDEPENDENT STUDY OF WISCONSIN'S ECONOMIC
DEVELOPMENT COMPETITIVENESS AND POSITIONING

The Wisconsin Economic Development Association (WEDA), Competitive Wisconsin, Inc. (CWI), Wisconsin Counties Association (WCA), and Wisconsin Economic Development Institute (WEDI) are all Wisconsin-based statewide organizations which have agreed to collaboratively conduct a research project that examines Wisconsin's overall regional, national, and global economic development competitiveness and positioning.

The *Wisconsin Economic Development Competitiveness and Positioning Study* will analyze Wisconsin's capacity to retain and expand existing businesses, and attract new business investment in a changing economic climate; offer program and policy recommendations to align and advance local, regional, and statewide economic development efforts in Wisconsin; and create the framework for a new, bold statewide economic development plan.

The *Wisconsin Economic Development Competitiveness and Positioning Study* will be prepared by an independent third-party consulting firm with significant national experience in economic development policy, planning, siting, recruiting, expansion, innovation, industry clusters, and comparative market analysis. The study will be publicly released and presented in numerous venues throughout Wisconsin in Spring 2010.

The sponsoring organizations, WEDA, CWI, WCA, and WEDI, have requested support for the *Wisconsin Economic Development Competitiveness and Positioning Study* from organizations and governmental agencies interested in supporting economic development and economic development initiatives which result in improved economic conditions and business growth throughout the State of Wisconsin.

NOW, THEREFORE, BE IT RESOLVED by the Dane County Board of Supervisors that, in lieu of financial support to WEDA, CWI, WCA, and WEDI in pursuit of this initiative, Dane County hereby supports and endorses preparation of the *Wisconsin Economic Development Competitiveness and Positioning Study*, conducted by the Wisconsin Economic Development Association (WEDA), Competitive Wisconsin, Inc. (CWI), Wisconsin Counties Association (WCA), and Wisconsin Economic Development Institute (WEDI); and

BE IT FURTHER RESOLVED that Dane County supports public policy discussion regarding the state's investments in the area of economic development during the 2010 Wisconsin gubernatorial election; and

BE IT FINALLY RESOLVED that copies of this resolution be sent to the Wisconsin Economic Development Association, Competitive Wisconsin, Inc., Wisconsin Counties Association, and the Wisconsin Economic Development Institute.

Submitted by Supervisors Gau, Hesselbein, Clausius, Schlicht, Martz, Miles, Ferrell, Willett, Solberg, Hampton, Levin, Sargent, Veldran and Erickson, May 6, 2010. Fiscal and Policy Notes not required.
Referred to EXECUTIVE and ECONOMIC DEVELOPMENT.

RES. 18, 10-11

SUPPORTING APPLICATION FOR STATE PURCHASE OF AGRICULTURAL CONSERVATION
EASEMENT FUNDS IN TOWN OF DUNN

On June 29, 2009, Governor Doyle signed the Wisconsin Working Lands Program into law. As part of that program, the Wisconsin Purchase of Agricultural Conservation Easements (PACE) Program provides state funding for the purchase of agricultural conservation easements.

The Town of Dunn has established a Rural Preservation Program to acquire conservation easements imposing limitations on the subject lands in order to protect viable farm operations and farmland. The Town of Dunn is seeking matching grants from the Wisconsin Purchase of Agricultural Conservation Easement program to help finance the purchase of an agricultural conservation easement on 84 acres of land in Section 28 of the Town of Dunn.

Dane County has adopted a farmland preservation plan that is certified under Chapter 91 of the Wisconsin Statutes. The property described above is within a Farmland Preservation Area identified in the *Dane County Farmland Preservation Plan*. The proposed conservation easement purchase is consistent with all goals, objectives and policies of the *Dane County Farmland Preservation Plan* and the *Dane County Comprehensive Plan*.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors supports the Town of Dunn's application for Purchase of Agricultural Conservation Easement funds from the Wisconsin Department of Agriculture, Trade and Consumer Protection.

Submitted by Supervisor Miles, May 6, 2010. Fiscal and Policy Notes not required.
Referred to EXECUTIVE.

RES. 19, 10-11

PROVIDING INFORMATION IN SPANISH AND HMONG REGARDING ACCOMMODATIONS

Dane County has become an increasingly multi-cultural community, and English is not the first language for many people. According to U.S. Census Bureau estimates for 2008, 5% of Dane County residents were of Hispanic or Latino ethnicity, and 4.6% were of Asian ethnicity. These figures are likely to increase with the completion of the 2010 Census.

Dane County has a long tradition of offering accommodations to those requiring an interpreter, materials in alternate formats or other accommodations in order to access a public meeting. Agendas for county meetings include the offer of accommodations and encourage people to request services at least 72 hours prior to the meeting. The statement regarding accommodations is generally written in English. Some communities have begun including the statement of accommodations in Spanish and Hmong as well.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors directs committees of the County Board, as well as Dane County boards and commissions to include a statement on all agendas for public meetings, written in English, Spanish, and Hmong, offering accommodations to those requiring an interpreter, materials in alternate formats, or other accommodations.

BE IT FINALLY RESOLVED that committees, boards, and commissions work with the Dane County Office of Equal Opportunities for the translation of the statement regarding interpretation services and to make arrangements for language interpreters.

Submitted by Supervisors Bayrd, Erickson, Hampton, Schmidt, Vedder, Veldran, Sargent, Levin, Corrigan, Solberg, Hendrick, Duranczyk, Richmond, de Felice, Rusk, Stubbs, Eicher, Stoebig, Hesselbein and Bruskevitz, May 6, 2010. Fiscal and Policy Notes not required.

Referred to EXECUTIVE.

RES. 20, 10-11

APPROVING CONTRACT WITH THE GREATER MADISON CONVENTION AND VISITOR'S BUREAU FOR 2010

The 2010 Budget includes two categories of funding for the Greater Madison Convention and Visitor's Bureau (GMCVB). The budget includes \$256,161 for general marketing assistance, \$40,000 for sports development incentives. The purchase of service contract for these activities requires approval by the County Board.

NOW, THEREFORE, BE IT RESOLVED that the County Board approves the annual contract with the Greater Madison Convention and Visitor's Bureau, 615 East Washington Ave., Madison, WI 53703.

BE IT FINALLY RESOLVED that County Executive and County Clerk are authorized to execute the contract documents.

Submitted by Supervisors Hesselbein, Clausius, Sargent, Corrigan, Jensen, Levin and Solberg, May 6, 2010.

Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 21, 10-11

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.

Area Agency on Aging Board

Ashok Bhargava, 5631 Longford Terrace, #102, Fitchburg 53711 (238-6302-H), to be reappointed. This term will expire 4/16/13.

Barbara H. McKinney, 1209 Dayflower Drive, Madison 53719 (829-0635-H), 256-0906-W), to be reappointed. This term will expire 4/16/13.

Elaine DeSmidt, 4709 Milwaukee St., Madison 53714 (246-2700-H), to fill the seat of a citizen, due to the resignation of Robert Dodsworth. Ms. DeSmidt is a former County Board Supervisor representing District 3 and served on the Area Agency on Aging Board. This term will expire 4/19/11.

Bert H. Doyle, 214 Sunset Lane, #8, Waunakee 53597 (849-5647), due to the resignation of Robert Herbst. Mr. Doyle is retired. He has served as a volunteer for the Dane County Area Agency on Aging Outreach Director, the Epilepsy Foundation, the Dodge County Lifespan Respite Network, the Western Wisconsin Aging, and the Disability Resource Center. This term will expire 4/16/13.

Diane E. Walder, 926 Nancy Lane, Madison, Wisconsin 53704 (442-7248), due to the resignation of Judith Hunter. Ms. Walder is self employed as a marketing communications consultant. She has been a caregiver for a family member with dementia. She is a volunteer for the Dane County Caregiver Alliance, the North/Eastside Senior Coalition, a volunteer ombudsman with the State Board on Aging and Long-Term Care, and a coalition member of the Wisconsin Elder Economic Security Initiative. She worked in communications at Independent Living, Inc., and currently works with Catholic Charities organizing caregiver training series and provides marketing services to Supporting Active Independent Lives (SAIL). This term will expire 4/17/12.

C.D.B.G. Commission

Donald G. Madelung, 6672 Highland Drive, Windsor 53598 (663-0828-W), to be reappointed. This term will expire 4/17/12.

Paulette Harder, 29 Mountain Ash Trail, Madison 53717 (203-5624-H, 262-385-6148-C), to be reappointed. This term will expire 4/17/12.

Gail Shea, 3337 Conservancy Lane, Middleton 53562 (836-6911-H), to be reappointed. This term will expire 4/17/12.

Gus Vander Wegen, 5173 Old Indian Trail, Fitchburg 53711 (271-2163-), to be reappointed. This term will expire 4/17/12.

Ethics Board

Carole M. Doeppers, 2115 Jefferson Street, Madison 53711 (255-3013-H, 250-1769-W), to be reappointed. This term will expire 4/17/12.

Melinda Gustafson Gervasi, 5207 Manitowoc Pkwy, Madison 53705 (274-7192-H), to be reappointed. This term will expire 4/17/12.

Patricia D. Senter, 6630 Jacobs Way, Madison 53711 (274-8483-H, 821-4208-W), to be reappointed. This term will expire 4/17/12.

Food Council

Jewelline Wiggins, 7714 Gray Fox Trail, Madison 53717 (833-9539), due to the resignation of Sarah Artz. Ms. Wiggins is retired from General Motors in Janesville. She has been a volunteer at the Second Harvest Food Bank Pantry and is a volunteer for the Mount Zion Food Pantry. She has volunteered at Mount Zion Baptist Church for over thirty years, including work in their food service. She is interested in getting better nutrition information to consumers of food pantries. This term will expire 4/16/13.

Martin Bailkey, 2554 Kendall Avenue, #4, Madison 53705 (218-9478-H), to be reappointed. This term will expire 4/16/13.

Youth Commission

Mitchell Ninedorf, 4462 Wind Chime Way, Cottage Grove 53527, to fill the seat of a youth member, due to the resignation of Gloria Gonzales. Mr. Ninedorf is a junior at Deerfield High School. He works part time at DoubleDays in Cottage Grove. This term will expire 4/17/12.

Lucy T. Brown, 210 DuRose Terrace, Madison 53705 (232-0013-H), to be reappointed. This term will expire 4/17/12.

Linda Franklin, 1929 Fisher Street, Madison 53713 (256-4742-H, 250-9876-W), to be reappointed. This term will expire 4/17/12.

Carol Nickles, 3617 Busse Street, Madison 53714 (225-3194), due to the resignation of Jeanne Behrend. Ms. Nickles has been employed by the Mount Horeb Area School District as the District School Social Worker and Safe and Drug Free Schools Coordinator since 1992. She has worked to develop evidence-based alcohol and other drug abuse and violence prevention programming for the MHASD through the procurement and administration of state and federal grants. She has been instrumental with establishing AODA prevention curriculum such as Delta 9, Prime for Life under 21, Internet Safety, and Too Good for Drugs and Violence. In the area of parenting and community education, she routinely makes training opportunities available for parents on issues such as Peter Benson's 40 Assets, Love and Logic, Internet Safety, Science of Parenting, and Suicide Prevention to the Mount Horeb Area Community. She also works closely with the administration, faculty and staff to create a more positive and healthy school climate via bullying and violence prevention training, implementing the social student assessments such as the Dane County Youth Survey, and initiating and expanding student programs such as our peer drama teams and the straight and gay alliance. MHASD has established a strong JFF Team who is very responsive to meeting the needs of children, teens, and families. It is now organizing to create a school-community coalition to address the local underage drinking and drug issues. As a district social worker, Ms. Nickles provides direct services to students and their families with issues ranging from poverty (i.e. homelessness; food; clothing; medical; transportation), crisis issues (i.e. unplanned pregnancy; family violence; death) family stress issues (i.e. separation; divorce; foster home; chronic illness; alcohol or drug abuse; family violence; financial stress) truancy, teen parents, diversity, and student transitions. She serves as the district's homeless liaison and acts as a liaison with community agencies. She also teams with the district student services team, teachers, and administrators in developing a multi-faceted AODA prevention approach that will enable us to reach our goal of supporting students to become healthy, resilient, successful learners. Ms. Nickles is a member of the Wisconsin School Social Workers Association. Locally she is an active member of the Dane

County School Social Workers Network and the Dane County ATODA Network. In the past she served as a board member for Project Hugs (1992-1996). This term will expire 4/17/12.

W-2 Community Steering Committee

Todd G. Holman, 1202 Muirfield Court, Middleton 53562 (831-4448-H, 246-3140x121), to be reappointed. This term will expire 5/1/13.

Mary L. Pasholk, 131 Renata Court, DeForest 53532 (846-7117-H, 242-4916-W), to be reappointed. This term will expire 5/1/13.

Michael A. Basford, 1917 Schlimgen Avenue, Madison 53704 (513-1387-H, 277-8330-W), to be reappointed. This term will expire 5/1/13.

Jim Blakeslee, 10731 Bay Shore Lane, Milton 53563 (868-9085-H, 849-9999-W), to be reappointed. This term will expire 5/1/13.

Angela Jones, 1811 Carns Drive, Madison 53719 (848-6489-H, 246-4376-W), to be reappointed. This term will expire 5/1/13.

Hal Menendez, 454 Glenway Street, Madison 53711 (233-4312-H, 256-3304 x 104-W), to be reappointed. This term will expire 5/1/13.

Yolanda Springfield-Woodard, 5943 Schumann Circle, Madison 53711 (271-9202-H, 845-2004-W), to be reappointed. This term will expire 5/1/13.

Gary Luchini, W6722 Oakwood Road, Waupun 53963 (920-324-1224-H), to be reappointed. This term will expire 5/1/12.

Brandy Kading, 3037 West Main Street, Sun Prairie, 53590 (318-0479-C, 244-4696-W), due to the resignation of Vicky Selkove. Ms. Kading is the Human Resource Manager for Hy-Vee Madison East. Ms. Kading has worked for over twenty years for Hy-Vee in all aspects of the company. Ms. Kading and the Hy-Vee Company worked extensively with the Dane County Job Center to coordinate their hiring efforts and hired many of their referrals. This term will expire 5/1/13.

Greta C. Hansen, 612 Doty Street, Edgerton 53534 (884-6126-H, 246-4730x217), due to the resignation of Richard Eggers. Ms. Hansen is Executive Director of the Community Action Coalition for South Central Wisconsin, Inc. This term will expire 5/1/13.

Wisconsin River-Rail Transit Commission

Gene E. Gray, 7202 Mockingbird Lane, Middleton 53562 (831-6277-H), to be reappointed. This term will expire 4/30/13.

Submitted by Supervisor McDonell, May 6, 2010. Fiscal and Policy Notes not required.
Referred to EXECUTIVE.

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

Supervisor Shelia Stubbs, 10 Waunona Woods Ct. #4, Madison 53713, to serve in the seat of the Supervisor who represents either District 23 or District 27. This term will expire 4/17/12.

Agricultural Advisory Council

Supervisor Gerald Jensen, 869 Glenway Rd., Oregon 53575. This term will expire 4/17/12.

Supervisor Patrick Downing, 256 Tyvand Rd., Blanchardville 53516. This term will expire 4/17/12.

Airport Commission

Supervisor Dave de Felice, 6302 Dominion Dr., Madison 53718, representing a district within the City of Madison. This term will expire 4/17/12.

Supervisor Duane Gau, 3039 Castleton Crossing, Sun Prairie 53590, representing a district outside the City of Madison. This term will expire 4/17/12.

Supervisor Paul Rusk, 5606 Tonyawatha Trail, Madison 53704, representing District 3, 12, 15, 16, 17, or 18. This term will expire 4/17/12.

Supervisor Bill Clausius, 1831 Harwood Court, Sun Prairie 53590, representing a district outside the City of Madison. This term will expire 4/17/12.

Supervisor Al Matano, 3745 Ross St., Madison 53705, representing a district within the City of Madison. This term will expire 4/17/12.

Area Agency on Aging Board

Supervisor Tom Stoebig, 4309 Hegg Ave., Madison 53716. This term will expire 4/17/12.

Supervisor Ronn Ferrell, 7122 E. Valley Ridge Dr., Madison 53719. This term will expire 4/17/12.

Supervisor Patrick Downing, 256 Tyvand Rd., Blanchardville 53516. This term will expire 4/17/12.

Supervisor Gerald Jensen, 869 Glenway Rd., Oregon 53575. This term will expire 4/17/12.

Board of Health for Madison and Dane County

Supervisor Denise Duranczyk, 324 N. Sherman St., Stoughton 53589. This term will expire 4/17/12.

C.D.B.G. Committee

Supervisor Cynda Solberg, 3703 County Road N, Cottage Grove 53527. This term will expire 4/17/12.

Supervisor Denise Duranczyk, 324 N. Sherman St., Stoughton 53589, will continue to serve until her term expires 4/11.

Community Action Coalition for South Central Wisconsin Board of Directors

Supervisor Bob Salov, 2103 Pleasant Dr, Cambridge 53523. This term will expire 4/17/12.

City of Madison Long Range Transportation Planning Commission

Supervisor Chuck Erickson, 1541 Jefferson St, Madison 53711. This term will expire 4/17/12.

Commission on Sensitive Crimes

Supervisor Paul Rusk, 1422 Wyldewood Dr., Madison 53704, to serve in the seat of a Supervisor representing PP&J. This term will expire 4/17/12.

Supervisor Melissa Sargent, 1638 Mayfield Lane, Madison 53704, to serve in the seat of a Supervisor representing H&HN. This term will expire 4/17/12.

Cultural Affairs Commission

Supervisor Chuck Erickson, 1541 Jefferson St, Madison 53711. This term will expire 4/17/12.

Supervisor Dennis O'Loughlin, 3934 Partridge Rd, DeForest 53532. This term will expire 4/17/12.

Supervisor Analiese Eicher, 408 N. Henry St., #F1, Madison 53703. This term will expire 4/17/12.

Dane County Development Corporation Board of Directors

Supervisor Dave de Felice, 6302 Dominion Dr., Madison 53718. This term will expire 4/17/12.

Emergency Medical Services Commission

Supervisor Bob Salov, 2103 Pleasant Dr, Cambridge 53523. This term will expire 4/17/12.

Supervisor Kurt Schlicht, 2011 Sylvia Pine Way, Cross Plains 53528. This term will expire 4/17/12.

Supervisor Jeremy Levin, 1715 Hoyt St., Madison 53726. This term will expire 4/17/12.

Environmental Council

Supervisor Sharon Corrigan, 6991 Friendship Lane, Middleton 53562. This term will expire 4/17/12.

Supervisor Robin Schmidt, 5606 Tonyawatha Tr., Monona 53716. This term will expire 4/17/12.

Equal Opportunity Commission

Supervisor Barbara Vedder, 2314 E. Dayton St., Madison 53704. This term will expire 1/1/12.

Supervisor Scott McDonell, 404 W. Doty St., Madison 53703. This term will expire 1/1/12.

Greater Madison Convention & Visitors Bureau Board of Directors

Supervisor Diane Hesselbein, 1420 N. High Point Rd., Middleton 53562. This term will expire 4/17/12.

Housing Authority Board, Dane County

Supervisor Carousel Bayrd, 4901 Sherwood Rd., Madison 53711, will continue to serve until her term expires 4/13.

Lakes & Watershed Commission

Supervisor Brett Hulsey, 110 Merrill Crest, Madison 53705, will continue to serve until his term expires 4/12.

Supervisor Chuck Erickson, 1541 Jefferson Street, Madison 53711, to be reappointed. This term will expire 4/16/13.

Supervisor Patrick Miles, 5410 North Pass, McFarland 53558, to be reappointed. This term will expire 4/16/13.

Supervisor Robin Schmidt, 5606 Tonyawatha Tr., Monona 53716. This term will expire 4/16/13.

Library Board

Supervisor Denise Duranczyk, 324 N. Sherman St., Stoughton 53589. This term will expire 4/17/12.

Supervisor Jack Martz, 5766 Wilshire Dr, Fitchburg 53711. This term will expire 4/17/12.

Local Emergency Planning Commission

Supervisor Melissa Sargent, 1638 Mayfield Lane, Madison 53704. This term will expire 4/17/12.

Long Term Support Committee

Supervisor Barbara Vedder, 2314 E. Dayton St., Madison 53704, as the supervisor representing HS Bd. This term will expire 4/17/12.

Supervisor Donald Imhoff, 18 Lamplighter Way, Madison 53714. This term will expire 4/17/12.

Madison Area Transportation Planning Board (formerly the MPO)

Supervisor Al Matano, 3745 Ross St., Madison 53705, to be reappointed. This term will expire 4/30/12.

Supervisor Brett Hulsey, 110 Merrill Crest, Madison 53705. This term will expire 4/30/12.

Madison Metropolitan Sewerage District Board

Supervisor John Hendrick, 1315 Spaight St, Madison 53703, will continue to serve until his term expires 6/11.

Monona Terrace Convention & Community Center Board

Supervisor Diane Hesselbein, 1420 N. High Point Rd., Middleton 53562. This term will expire 5/1/12.

Parks Commission

Supervisor Kyle Richmond, 929 O'Sheridan St, Madison 53715. This term will expire 7/1/14.

Supervisor Dave Ripp, 7220 Highway 19, Waunakee 53597, will continue to serve until his term expires 7/13.

Public Safety Communications Center Board

Supervisor Sharon Corrigan, 6991 Friendship Lane, Middleton 53562, to fill the seat of a Supervisor representing PP&J who resides outside the City of Madison. This term will expire 4/17/12.

Solid Waste & Recycling Advisory Commission

Supervisor Matt Veldran, 5738 Kroncke Dr., Madison 53711,, as a Supervisor representing the Public Works & Transportation Committee. This term will expire 4/17/12.

Supervisor Dave Ripp, 7220 Highway 19, Waunakee 53597, as a Supervisor representing the Parks Commission. This term will expire 4/17/12.

Supervisor Mike Willett, 7715 Midtown Rd., Verona 53593, as a Supervisor representing a district outside the City of Madison. This term will expire 4/17/12.

Supervisor Melanie Hampton, 9 Lynbrook Cir, Madison 53719, as a supervisor representing a district within the City of Madison. This term will expire 4/17/12.

South Central Library System Board

Supervisor David Wiganowsky, 3363 Burke Rd, Sun Prairie 53590. This term will expire 12/31/10.

Specialized Transportation Committee

Supervisor Eileen Bruskewitz, 5134 Reynolds Ave, Waunakee 53597, to fill the seat of a Supervisor representing western Dane County. This term will expire 4/17/12.

Supervisor Tom Stoebig, 4309 Hegg Ave., Madison 53716, to fill one of two seats of a Supervisor representing the City of Madison. This term will expire 4/17/12.

Supervisor Dennis O'Loughlin, 3934 Partridge Rd, DeForest 53532, to fill the seat of a Supervisor representing eastern Dane County.. This term will expire 4/17/12.

Supervisor Matt Veldran, 5738 Kroncke Dr., Madison 53711, to fill one of two seats of a Supervisor representing the City of Madison. This term will expire 4/17/12.

Tree Board

Supervisor Paul Rusk, 5606 Tonyawatha Trail, Madison 53704. This term will expire 4/17/12.

Youth Commission

Supervisor Matt Veldran, 5738 Kroncke Dr., Madison 53711. This term will expire 4/17/12.

Supervisor Melissa Sargent, 1638 Mayfield Lane, Madison 53704, to fill the seat of a supervisor representing H&HN. Supervisor Sargent is moving from a citizen seat to a supervisor seat. This term will expire 4/17/12.

Zoo Commission

Supervisor Chuck Erickson, 1541 Jefferson St, Madison 53711. This term will expire 4/17/12.

Submitted by Supervisor McDonell, May 6, 2010. Fiscal and Policy Notes not required.
Referred to EXECUTIVE.

RES. 23, 10-11

**AUTHORIZATION TO APPLY FOR DETACHMENT OF LAND FROM VILLAGE OF CROSS PLAINS
AND ATTACHMENT TO TOWN OF CROSS PLAINS**

In preparation of the sale of the county property at 4537 County Highway P in the Town of Cross Plains (authorized in Res. 247, 09-10) a surveyor was hired to prepare a Certified Survey Map. The surveyor discovered a discrepancy in the survey for the neighboring subdivision that left a 0.08-acre sliver of land along the westerly boundary of the county property and the easterly boundary of the subdivision. The owner of the small parcel quit claimed the parcel to Dane County, at no cost to the county, in order to resolve the problem of the orphan parcel.

The sliver of land is in the Village of Cross Plains whereas the County property is in the Town. In order to attach the parcel to the county parcel the lands need to be in the same municipality. The process for detachment requires the owner of land to publish a Class 1 notice of intent to circulate a petition to detach and then to file a petition to detach with the appropriate municipality, i.e., Village of Cross Plains.

NOW, THEREFORE, BE IT RESOLVED that the County of Dane does hereby approve and authorize the preparation of and filing of the described notice of intent and the petition to detach with the Village of Cross Plains, and

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

Submitted by Supervisors Ripp and Schlicht, May 6, 2010. Fiscal and Policy Notes not required.
Referred to PUBLIC WORKS & TRANSPORTATION.

RES. 24, 10-11

AUTHORIZING DIRECT ANNEXATION OF 2.87 ACRE CTH M RIGHT OF WAY TO CITY OF VERONA

The City of Verona desires to annex the right of way at the corner of CTH M and Shady Bend Road in anticipation of the development of a new city street at that location. The City of Verona previously annexed lands to the north and south of the 2.87 acre right of way, but neglected to include the area of roadway abutting those lands in its annexation.

NOW, THEREFORE, BE IT RESOLVED that the County of Dane does hereby approve and authorize petitioning for the above-described annexation, and

BE IT FINALLY RESOLVED that the Dane County Clerk and the County Executive are hereby authorized to execute the Petition for Direct Annexation on behalf of the County of Dane.

Submitted by Supervisors Ripp, Erickson, Schmidt and Veldran, May 6, 2010.
Referred to PUBLIC WORKS & TRANSPORTATION.

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

Petition 10209 – Town of Springdale – Nancy C. Hylbert Living Trust

10210 – Town of Sun Prairie – Don Washecheck

10211 – Town of York – R. & G. Miller & Sons, Inc.

10212 – Town of Albion – John Kelch

Claim from Tera Summers against Sheriff for damage to vehicle caused by deputy. Referred to PUBLIC PROTECTION/JUDICIARY.

EquiCredit Corp. of America vs. estate of Patrick Osoucha Summons and Complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

Communication regarding Doug Spink automobile damage claim. Referred to PUBLIC PROTECTION/JUDICIARY.

Communication regarding claim from Auto Club Insurance Assoc. insured Mark Aide. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from Kim James against Human Services employee for damage to vehicle in parking lot. Referred to PUBLIC PROTECTION/JUDICIARY.

Deutsche Bank National Trust Co. v. Connie S. Bundy & Richard A. Bundy Amended Summons and Complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

GMAC Mortgage LLC v Kristine M. Schwartz & Michael J. Schwartz Amended Summons and Complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

M&I Marshall & Ilsley Bank v William J. Johnson Summons & Complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

Associated Bank, N.A. v Paul A. Jensen and Sharon M. Jensen Summons & Complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

Wells Fargo Bank, N.A. v Thomas A. Ward Summons & Complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

Midfirst Bank, v Timothy C. Dziekan Amended Summons & Complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

Deutsche Bank National Trust Co. v. Lisa Keller Summons and Complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

Bank of America v Thea A. Frank Summons and Complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

Paul Cuevas & DC Human Services v Gary T. Lukens Summons & Complaint personal injury damage exceeds \$5,000. Referred to PUBLIC PROTECTION/JUDICIARY.

Wells Fargo Bank N.A. v Darrell Lee Holcomb Amended Summons & Complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

M&I Marshall & Ilsley Bank v William J. Johnson Summons & Complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

The Bank of New York Mellon vs Greg D. Johnson Amended Summons & Complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

Communication from McFarland School District re. accident 11/17/09. Referred to PUBLIC PROTECTION/JUDICIARY.

Wisconsin Housing & Economic Development Authority v. Kathleen M. Moran Summons & Complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from Betsy Thibodeau against Public Works for personal injury at AEC. Referred to PUBLIC PROTECTION/JUDICIARY.

Rowan D. Hollis v Irma J. Smith & David E. Haase Summons & Complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

American Family Ins. Claim re Andrea & Rob Gevelinger against Officer Gwen Ruppert , Sheriff Dept. for auto accident. Referred to PUBLIC PROTECTION & JUDICIARY.

Communication re Brenda White v. Eight & Eight Partners. Referred to PUBLIC PROTECTION & JUDICIARY.

Chase Home Finance LLC v Amy E. Coster aka Amy E. Huffman Amended Summons & Complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION & JUDICIARY.

US Bankruptcy Court case for debtor Darren Kittle. Referred to PUBLIC PROTECTION & JUDICIARY.

M&I Marshall & Ilsley Bank vs William J. Johnson Summons & Complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION & JUDICIARY.

Racine County Res. 2009-142 – Resolution by the Racine County Economic Development and Land Use Planning Committee Supporting Delayed Implementation of Farmland Preservation Rezoning Conversion Fee Under Chapter 91.48(1)(b), Wis. Stats. Referred to EXECUTIVE.

Columbia County Res. 18-10 – Supporting SB-430 Allowing Municipal Employers to Change Health Care Coverage Plan Providers. Referred to EXECUTIVE.

Price County Res. 18-10 – Opposition to Wisconsin Department of Revenue’s County Assessment Proposal. Referred to EXECUTIVE.

Price County Res. 19-10 – Support Proposed Language Repealing §79.07 WI Statutes. Referred to EXECUTIVE.

Price County Res. 24-10 – Support the State to enter into Litigation on the side of delisting of wolves from the Endangered and Threatened Species status in order for the state to take over management of wolves. Referred to EXECUTIVE.

Waushara County Res. 14-04-10 – Opposing Groundwater Legislation SB-620 and AB-844. Referred to EXECUTIVE.

Trempealeau Co. Res. – Opposing the WDNR Decision to Eliminate the Review of Wetland Delineation Reports and Concurrence Letters for Individual Wetland Boundary Determinations. Referred to EXECUTIVE.

Langlade Co. Res. 41-2010 – Opposing the WDNR Decision to Eliminate the Review of Wetland Delineation Reports and Concurrence Letters for Individual Wetland Boundary Determinations. Referred to EXECUTIVE.

Florence Co. Res. 2010-21 - Opposing the WDNR Decision to Eliminate the Review of Wetland Delineation Reports and Concurrence Letter for Individual Wetland Boundary Determinations. Referred to EXECUTIVE.

ORD. AMDT. 3, 10-11

**AMENDING CHAPTER 82 OF THE DANE COUNTY CODE OF ORDINANCES,
INCORPORATING THE TOWN OF COTTAGE GROVE 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(9) is amended to read as follows:

82.55 INCORPORATION OF TOWN PLANS. The following town plans are incorporated into the Dane County Comprehensive Plan:

(9) Town of Cottage Grove Comprehensive Plan, including all amendments adopted by the county board of supervisors as of [county clerk to insert effective date of this amendment] ~~part of the Dane County Farmland Preservation Plan as of December 20, 2007.~~

[EXPLANATION: This amendment adopts the Town of Cottage Grove Comprehensive Plan and incorporates it into the Dane County Comprehensive Plan.]

Submitted by Supervisors Solberg and Wiganowsky, May 20, 2010. Fiscal and Policy Notes not required. Referred to ZONING & LAND REGULATION.

RES. 26, 10-11

**AUTHORIZING FUND TRANSFERS TO FUND PRELIMINARY ENGINEERING REVIEW FOR
RECONSTRUCTION OF CTH D (FISH HATCHERY RD)**

The Dane County Department of Public Works, Highway & Transportation and WisDOT have determined that CTH D (Fish Hatchery Rd) from Emil Street to Wingra Drive is in poor condition and needs to be reconstructed. WisDOT has drafted an agreement to bill Dane County for the preliminary engineering state review for \$25,000. Dane County will fund this project with transfers from five completed capital accounts.

NOW, THEREFORE, BE IT RESOLVED that a new capital account CTH D-Emil St To Wingra Dr be setup and funded with transfers from these accounts:

CTH MM-WOLF & JANESVILLE	HWCONST-59094	3,363
CTH PB-SUGAR RIVER BRIDGE	HWCONST-59099	12,012
CTH PD-MAPLE GROVE RD-NESBITT	HWCONST-59085	3,639
CTH S-SHEA BRIDGE	HWCONST-59094	5,034
CTH BB & AB @ I-90	HWCONST-59089	<u>952</u>
		25,000

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 Veldran, Schmidt, Ripp and Salov, May 20, 2010. Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 27, 10-11

**AUTHORIZING FUND TRANSFERS TO FUND CONSTRUCTION OF
PAVED SHOULDERS ON CTH KP**

The WisDOT will be resurfacing CTH KP due to extensive use by motorists during the US 14 project in 2009. Local governments expressed very strong support for increasing the safety of the roadway, requesting that Dane County include bike/pedestrian facilities on CTH KP. In response, the Dane County Department of Public Works, Highway has determined that CTH KP from Mazomanie to Cross Plains needs paved shoulders on each side of the roadway. County Highway Department personnel can complete the necessary work to accommodate the paved shoulder. WisDOT has agreed to pave the additional width during their project provided the County funds the additional costs.

Dane County will fund this project with transfers from the accounts below. The majority of the funds available for this project were originally budgeted for bridge projects, but due to the availability of stimulus funds for the bridge projects, these funds can be redirected for the KP bike lane project.

NOW, THEREFORE, BE IT RESOLVED that a new capital account CTH KP-Paved Shoulders be setup and funded with transfers with these accounts:

CTH B-V/ROCKDALE TO CAMBRIDGE	HWCONCAP-59127	187,376
CTH N-DUNKIRK BRIDGE	HWCONST-59122	157,754
CTH AB-YAHARA BRIDGE	HWCONCAP-59137	13,741
CTH B-CTH W TO STH 73	HWCONCAP-59134	18,407
CTH B-V/ROCKDALE & BRIDGE	HWCONST-59126	45,135
CTH MM-WOLF ST TO NVL	HWCONST-59061	98,408
CTH TT-19 TO 73	HWCONCAP-59130	38,644
BICYCLE PATH PROGRAM	HWTRSENV-30439	<u>40,535</u>
		600,000

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 Veldran, Schmidt and Ripp, May 20, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 28, 10-11

AUTHORIZING LEASE AND OPTION TERMINATION WITH MADISON COUNTRY DAY SCHOOL, INC.

Since 2000, Dane County has leased, with an option to purchase, approximately 37 acres to Madison Country Day School, Inc. (MCDS). The leased property is in the Town of Westport, along River Road and adjacent to MCDS. MCDS uses a small portion of the leased property for athletic fields and outdoor recreation while the majority remains unused and vacant.

MCDS and the Land & Water Resources Department would like to terminate the lease of the property. The majority of the leased area (32 acres) will return to County management as part of the Cherokee Marsh Natural Resource Area and be available for public use and enjoyment.

The remaining five acres will be purchased by MCDS. The five acres include all of the property currently used by MCDS for athletic fields and outdoor recreation and MCDS has agreed to restrict use of the property to school related activities into perpetuity. The purchase price was set in the option to purchase at \$21,000 per acre plus an annual 6% escalator, which leads to a current valuation of \$33,470.81 per acre. The option provides MCDS with a full rent credit that shall be applied towards the purchase price. Rent payments made to date will cover the entire cost to purchase the 5 acres and there will not be any revenue to the County.

Both the lease and the option were approved by Res. 18, 99-00 and the County is contractually obligated to honor the terms of both documents. However, once the lease is terminated MCDS will not hold any right to exercise the option to purchase any additional land in the future.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors and the Dane County Executive hereby approve the termination of the land lease and option to purchase with the Madison Area Country Day School, Inc.,

BE IT FURTHER RESOLVED, that the Dane County Clerk and Dane County Executive are authorized to execute documents necessary to effectuate the lease and option to purchase termination and the sale of land to be perpetually restricted to school related activities and in accordance with the option to purchase,

BE IT FINALLY RESOLVED, that the County Real Estate Officer and Conservation Fund Manager are authorized to administer the lease termination and sale of property to the Madison Country Day School, Inc.

Submitted by Supervisor Ripp, May 20, 2010.

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

RES. 29, 10-11

SUPPORTING APPLICATION FOR DATCP
PURCHASE OF AGRICULTURAL CONSERVATION EASEMENT (PACE) FUNDS IN
TOWNS OF DANE AND SPRINGFIELD

On June 29, 2009, Governor Doyle signed the Wisconsin Working Lands Program into law. As part of that program, the Wisconsin Purchase of Agricultural Conservation Easements (PACE) Program provides state funding for the purchase of agricultural conservation easements.

Dane County established a Purchase of Development Rights Program to acquire conservation easements in the USH 12 corridor in order to protect viable farm operations and farmland. The county is now seeking matching grants from the Wisconsin Purchase of Agricultural Conservation Easement program to help finance the purchase of agricultural conservation easements on farms in the Towns of Springfield and Dane.

Dane County has adopted a farmland preservation plan that is certified under Chapter 91 of the Wisconsin Statutes. The following properties are within a Farmland Preservation Area identified in the *Dane County Farmland Preservation Plan* and the owners have approached the county with an interest in participating in the county's Purchase of Development Rights Program.

Location	Acres
Sections 33 & 34 Dane and Section 4 Springfield	170
Section 25 Springfield	190
Sections 2 & 11 Springfield	133
Section 31 Dane and Sections 5 & 6 Springfield	305
Sections 15 & 22 Springfield	340
Section 27 Springfield	114

The proposed conservation easement purchases are consistent with all goals, objectives and policies of the *Dane County Farmland Preservation Plan* and the *Dane County Comprehensive Plan*.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors and Executive support the application for Purchase of Agricultural Conservation Easement funds from the Wisconsin Department of Agriculture, Trade and Consumer Protection.

Submitted by Supervisor Ripp, May 20, 2010.

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

RES. 30, 10-11

**ACCEPTANCE OF TWO LAKE PLANNING GRANTS
FROM THE WI DEPARTMENT OF NATURAL RESOURCES**

The Land & Water Resources Department has secured two (2) \$10,000 Lake Planning grants from the Wisconsin Department of Natural Resources (WI DNR).

The purpose of these grants are to assist in restoring the Yahara River Estuary with Downstream Benefits to Lake Mendota by performing studies on Sediment Hydrodynamics and Carp Telemetry. These studies will be done by the University of Wisconsin through a Purchase of Services Agreement. The required match for these projects is met by in-kind existing County expenditures for water monitoring gauges.

NOW, THEREFORE, BE IT RESOLVED, that the Dane County Board of Supervisors and the Dane County Executive hereby accept each of the \$10,000 Lake Planning grants from the WI DNR,

BE IT FURTHER RESOLVED, that the County Executive and County Clerk are authorized to execute documents necessary to accept the funds,

BE IT FURTHER RESOLVED, that a new revenue account LWRLKSWs "Sediment-Cherokee Lk Grant Revenue" and a new expense account LWRLKSWs "Sediment-Cherokee Lk Grant Expense" be established for \$10,000 and,

BE IT FINALLY RESOLVED, that a new revenue account LWRLKSWs "Carp Telemetry-Cherokee Grant Revenue" and a new expense account LWRLKSWs "Carp Telemetry-Cherokee Grant Expense" be established for \$10,000. These funds shall be carried forward until expended.

Submitted by Supervisors Sargent, Levin, Hulsey, Hesselbein and Rusk, May 20, 2010.

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

RES. 31, 10-11

APPROVAL OF THE CAPITAL SPRINGS STATE RECREATION AREA MASTER PLAN

The vision for the Capital Springs State Recreation Area (CSSRA) started in January of 2000, with a successful proposal to the State of Wisconsin from Dane County to establish a centennial park that would serve as a “crown jewel” of the Nine Springs E-Way project. Dane County has been working on implementing the vision of the Nine Springs E-Way by acquiring parkland and managing natural areas that facilitate environmental education and awareness for more than 40 years.

In 2002, the State of Wisconsin and Dane County began a joint master planning process for the approximately 2,519 acres of land included within the CSSRA boundary. The CSSRA consists of eight management units: E-Way Unit, Jenni and Kyle Preserve Unit, MMSD Wildlife Observation Unit, Monona Wetland Conservancy Unit, Nevin Springs Unit, Upper Mud Lake Unit, Capital Springs State Park Unit, and Lake Farm County Park Unit. The process included many public informational meetings and planning workshops that were well attended by representatives of local governments, private citizens, other government agencies, and special interest groups. The master planning process included five phases: site inventory and analysis, development of project vision and goals, selection of a preferred plan alternative, completion of a Master Plan report document and Environmental Impact Statement, and County and State approval process.

The plan has now been completed and the Dane County Parks Commission requests approval of the Master Plan for the Capital Springs State Recreation Area. This Master Plan will provide the vision for future acquisition, development and operation of the recreation area 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 Capital Springs State Recreation Area 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 Wisconsin Department of Natural Resources, Friends of Capital Springs Recreation Area, local units of government, and all of the citizens and stakeholders for their time and effort in assisting with preparation of the plan.

Submitted by Supervisors Miles, Ripp & Richmond, May 20, 2010.
Referred to ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

RES. 32, 10-11

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.

B.U.I.L.D. Advisory Committee

Maureen Marrinan, 410 North Segoe Road, #52A, Madison 53705 (444-6819-H), to be reappointed. This term will expire 6/30/12.

Hans Hilbert, 3209 Cedar Trail, Middleton 53562 (833-3485-H), to be reappointed. This term will expire 6/30/13.

Dan Viste, 9706 Dunlap Hollow Road, Mazomanie 53560 (795-0101-H), to be reappointed. This term will expire 6/30/12.

Kevin Pomeroy, 309 South Fourth Street, Stoughton 53589, to be reappointed. This term will expire 6/30/13.

Commission on Sensitive Crimes

Jan Miyasaki, 2830 Stevens Street, Madison 53705 (231-1619-H, 283-6435-W), to be reappointed. This term will expire 6/30/12.

Dane County Housing Authority Board

Judy Wilcox, 202 North Blount Street, #22, Madison 53703, to be reappointed. This term will expire 4/21/15.

Emergency Medical Services Commission

Adam Plotkin, 304 N. Pinckney St., Madison 53703 (320-1949-H, 266-2500-W), to be reappointed. This term will expire 4/17/12.

Ethics Board

Moses Altsech, 7605 Westchester Drive, Middleton 53562 (213-4110-C), due to the resignation of Mark Dunaway. Professor Altsech is the Marketing Department Chair at the Edgewood College MBA Program and President of Executive Training & Consulting. He has a B.S. degree in Marketing and International Business from the University of Cincinnati and a Ph.D. in Marketing from Pennsylvania State University. Professor Altsech is an expert on Customer and Employee Satisfaction, Customer Service, Strategic Marketing, Marketing Research, and Strategic Planning. This term will expire 4/17/12.

Human Services Board

Supervisor Analiese Eicher, 408 N. Henry St., #F1, Madison 53703. This term will expire 4/17/12.

Supervisor Barbara Vedder, 2314 E. Dayton St., Madison 53704, to fill the seat of a supervisor representing H&HN. This term will expire 4/17/12.

Supervisor Carousel Bayrd, 4901 Sherwood Rd., Madison 53711, to fill the seat of a supervisor representing PP&J. This term will expire 4/17/12.

Nell Mally, 3311 Conservancy Lane, Middleton 53562 (836-0911-H), to be reappointed. This term will expire 4/16/13.

Solid Waste & Recycling Advisory Commission

Robin H. Marohn, 2592 King Drive, Cottage Grove 53527 (212-8877-H), to be reappointed. This term will expire 1/31/12.

Specialized Transportation Commission

Michael Conley-Kuhagen, 6710 Elmwood Avenue, #306, Middleton 53562 (824-8755-H, 246-3140x226-W), to be reappointed. This term will expire 4/17/12.

John A. McNamara, 430 Cantwell Court, #A, Madison 53703 (256-8453-H, 242-2039 x 361-W), to be reappointed. This term will expire 4/19/11.

Steve Verriden, 1817 Spohn Avenue, Madison 53704 (249-4308-H, 242-8484x228-W), to be reappointed. This term will expire 4/19/11.

Submitted by Supervisor McDonell, May 20, 2010.
Referred to EXECUTIVE.

RES. 33, 10-11

FUNDING AND AWARD OF AGREEMENT FOR PRIORITY POLICE DISPATCH TRAINING SERVICES AND SOFTWARE

Sub. 1 to Res. 144 and Sub. 1 to Res. 145, 08-09 authorized initial capital and partial operating funding for a priority police dispatch program. The resolutions delayed the funding pending an audit and further action by the Public Safety Communications Center board and its committees.

The Center Board and its committees support the program, and department staff is prepared to establish the program in the fall of 2010.

Priority Dispatch Corporation of Salt Lake City, UT is uniquely qualified to provide the required training, services and software. Public Safety Communications has employed the corporation's closely related medical and fire protocols since 2002 and 2007, respectively.

NOW, THEREFORE, BE IT RESOLVED that this resolution satisfies the freeze appeal process for 2009 and 2010 capital expenditures as specified in the 2010 budget;

BE IT FURTHER RESOLVED that the capital purchase may occur in advance of borrowing;

BE IT FURTHER RESOLVED that the Department of Public Safety Communications is authorized to proceed with the purchase of software and services as included in the 2009 capital budget;

BE IT FURTHER RESOLVED that this resolution satisfies the waiver of bid requirements in Chapter 25 because the vendor is uniquely qualified to provide the service;

BE IT FURTHER RESOLVED that a contract in the amount of \$163,263 be awarded to Priority Dispatch Corporation, and 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 the 2010 operating budget be amended to allocate \$75,000 to the PSC10027 OVERTIME account, \$5,738 to PSC10108 SOCIAL SECURITY and \$9,150 to 10099 RETIREMENT to fund required staff training;

BE IT FINALLY RESOLVED that the 2010 operating budget be amended to allocate \$15,000 to the PSC32434 HARDWARE/SOFTWARE/CARDSET MTCE account to interface new software with the existing Computer-Aided Dispatch system.

Submitted by Supervisors McDonell, Hampton, Rusk, Imhoff, Corrigan, Bayrd, Wiganowsky and Schlicht, May 20, 2010.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION/JUDICIARY.

RES. 34, 10-11

MAINTAINING FAIRNESS IN COLLECTION OF DANE COUNTY PROPERTY TAXES

The Mayor of Madison introduced an ordinance amendment at the May 18th City Council meeting that will alter the current property tax system in Dane County. The proposal would change due dates, alter responsibilities, and have a significant financial impact on the county.

Under current law, property taxes are due in two installments. The first installment is collected by the local municipality, and the second is collected by the County. Property tax payers may pay as often as they deem necessary as long as the first installment is paid in full by January 31st and all taxes are paid by July 31st.

Under the Mayor's proposal, property owners would be allowed four installments with due dates on January 31, March 31, May 31, and July 31. The City Treasurer would collect taxes for eight months instead of the current seven weeks.

Under current law, all delinquent property taxpayers in Dane County are treated consistently. Penalty and interest is applied uniformly with 1 percent interest and .5 percent penalty per month from January 31st. This money is collected and retained by the County.

Under the proposed City Ordinance, delinquent property owners will be charged 1 percent interest based on the last payment due date, no penalty, and the City will retain the money.

The current property tax collection system is administered by the County Treasurer and is a partnership between 61 municipalities, 27 school districts, two technical colleges, the State, Dane County and other special purpose districts. It treats all taxpayers equally. It collects and distributes over \$1 billion in state aid and property tax revenue for schools, human services, public safety and other government operations at all levels.

The ordinance introduced in the City would direct the City Treasurer to perform numerous of the County Treasurer's responsibilities. However, the ordinance does not replace all existing checks and balances that maintain tax integrity and accuracy.

All tax data is now accessible at the County level and on the Access Dane website. Real estate, title, legal, and financial institutions may no longer be able to find this information at one location, unnecessarily increasing workload and requests for information for those industries and county staff.

Financially, the County will lose millions of dollars in deposits, and thousands in interest income that will be shifted to the city. This will leave county taxpayers with a budget gap to fill, with no resulting new benefits or services. Had this change existed in 2007, it would have resulted in a shift of almost \$900,000 annually due to interest rates. Even in the current historic low interest rate environment, the County on an annual basis would lose approximately \$300,000.

The City will gain financially as they receive the interest on deposits and the revenue from delinquent taxes paid prior to July 31 each year.

An additional cost to the County will be to amend the existing property tax software used by all 61 municipalities to incorporate a four-installment option for one city. This will cost significant reprogramming and devising new processes that assure property tax payments are accounted for appropriately. County taxpayers will pay for the staff time to implement and administer changes to the county collection software solely to accommodate the city changes.

The County will still be required to pay Madison 100% of the delinquent real estate taxes in August each year, and assume complete risk for all unpaid taxes. In addition, foreclosures are estimated to increase in Madison because the proposed system will direct payments to the current tax year instead of paying off past delinquencies that help an owner avoid legal action.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors opposes the introduction of new and different payment dates, as it will introduce unfairness to the tax system and result in taxpayer confusion.

NOW, BE IT FURTHER RESOLVED that the Dane County Supervisors oppose any changes to the property tax system that significantly alters the financial relationship between the County and each of the other taxing jurisdictions;

BE IT FURTHER RESOLVED that the Dane County Treasurer should oppose any changes to the tax collection system that erodes checks and balances or diminishes information available to the public;

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors urges the City Council to reject the proposed changes to the tax collection process and maintain the current tax collection system.

BE IT FINALLY RESOLVED that a copy of this resolution be sent to Madison Mayor Dave Cieslewicz, Members of the Madison City Council, and all municipal Treasurers and Clerks in Dane County.

Submitted by Supervisors McDonell, Bayrd, Hesselbein, Ripp, Salov, Levin, Hendrick, Downing, Corrigan, Sargent, Solberg, Clausius, Schlicht, Miles, Rusk, de Felice, Willett, Hampton, Richmond, Vedder, Imhoff, Hulse, Gau, Jensen, Bruskevitz, Stoebig, Ferrell, Eicher, Martz, Matano, Veldran, Duranczyk, Schmidt, Wiganowsky, O'Loughlin, Erickson and Stubbs, May 20, 2010.

Referred to EXECUTIVE and PERSONNEL/FINANCE.

RES. 35, 10-11

ESTABLISHING AN ADVISORY PANEL TO STUDY THE TREATMENT OF MONKEYS USED IN EXPERIMENTS IN DANE COUNTY AND THE ETHICS OF EXPERIMENTING ON MONKEYS

Experiments are done on about 9,000 monkeys in Dane County every year – more than anywhere else in the world and nearly as many as in all 27 countries of the European Union. Recent news reports about problems in UW-Madison's laboratories have raised citizens' concern about the treatment of monkeys. Citizens are also concerned about the ethics of experimenting on monkeys. WISC-TV, Unity Church, the Unitarian Universalist Animal Ministry, Progressive Dane, the Badger Herald, and the Bay Creek Neighborhood association have called for a formal study of this ethical issue. Almost two thousand people have signed related petitions.

NOW, THEREFORE, BE IT RESOLVED that the Chair of the Dane County Board of Supervisors shall appoint a Citizens Advisory Panel on Primate Experimentation consisting of five-to-nine residents of Dane County.

BE IT FURTHER RESOLVED that the Citizens Advisory Panel will

- Select a chairperson and a vice chairperson
- Identify experts on monkeys, laboratory conditions, and the ethics of experimenting on non-human animals.
- Solicit information and opinions from the experts to help answer these questions:
 - Is the treatment of monkeys in laboratories in Dane County humane?
 - What is needed to enable the retirement of monkeys from UW-Madison's laboratories after they are used in experiments?
 - Is experimenting on monkeys ethical?
- Review other relevant information.
- Write a report documenting and explaining the Panel's conclusions within six months of the Panel's first meeting.

BE IT FURTHER RESOLVED that before conducting hearings, the Citizens Advisory Panel will contact officials of the local institutions involved in primate experimentation (i.e. the University of Wisconsin-Madison and Covance) and the local animal advocacy community (i.e. the Alliance for Animals) and request suggestions for a) experts, b) useful information, and c) available resources that will aid the Citizens Advisory Panel in its work.

BE IT FURTHER RESOLVED that the Panel's "Final Report" will include a recommendation to the Dane County Board of Supervisors either to officially endorse or officially oppose experimenting on monkeys in Dane County.

BE IT FURTHER RESOLVED that after completing the "Final Report", the Citizens Advisory Panel will arrange with the County Board chair for a presentation of its findings to the Dane County Board of Supervisors and for a vote on the Panel's recommendations.

BE IT FURTHER RESOLVED that all meetings of the Citizens Advisory Panel will be public. Meeting space for use by the Citizens Advisory Panel will be provided by Dane County. Costs associated with expert witness travel, lodging, and meals will be the responsibility of the expert witnesses. The County will not be asked or expected to pay for the printing of the final report; that cost will be borne by stakeholders such as UW-Madison, Covance, and the Alliance for Animals. The County will not be asked or expected to provide administrative support for the study. The Panel will ask other stakeholders to provide administrative support for these functions:

- scheduling meetings and reserving rooms
- writing and distributing agendas
- writing and distributing meeting minutes
- any other reasonable administrative support the committees deem necessary in order for it to fulfill its directive.

The Alliance for Animals has already offered this administrative support.

BE IT FURTHER RESOLVED that a copy of the "Final Report" will be placed on the official Dane County website (<http://www.countyofdane.com/>).

BE FURTHER RESOLVED that the Citizens Advisory Panel on Primate Experimentation Panel will be dissolved sixty days after delivery of its Final Report.

Submitted by Supervisors Matano, Richmond, Hendrick, Solberg, Sargent, Stoebig, Stubbs, de Felice, Miles, Veldran, Downing, Vedder and Schlicht, May 20, 2010.

Referred to EXECUTIVE and HEALTH & HUMAN NEEDS.

RES. 36, 10-11

ACCEPTING WISCONSIN WORKS (W-2) FUNDING
DCDHS – EAWS DIVISION

Dane County Human Services has operated the Wisconsin Works (W-2) Program since its inception in 1997. Currently Dane County administers the W-2 program as lead agency in a Consortium with Dodge and Sauk Counties. In recognition of increased W-2 caseloads due to the recession, the consortium has been awarded \$1,680,172 in additional W-2 funding for 2010. This revenue will be used to support staffing, program and benefits in the W-2 program in each of the consortium counties during 2010.

This resolution creates 4.0 FTE Economic Support Specialist positions effective June 1, 2010 in Dane County to administer the W-2 program. This will reduce individual caseload sizes to a more manageable level as well as allowing staff to meet processing timelines for applications. In addition, this revenue will be used to offset increased program participation costs for transportation and Work Related Expenses and increased benefit expenditures due to the recession.

NOW, THEREFORE, BE IT RESOLVED that the following revenue account be increased and that this increase be credited to the County's General Fund:

<u>Account Number</u>	<u>Amount</u>
EACCWW 81371 W-2 Office (Consortium)	\$ 93,716
EAEMPWW 81201 W-2 Transition Benefits	\$ 374,144
EAEMPWW 81203 Community Service Job Benefits	\$ 729,077
EAEDBPER 81471 W-2 Office	\$ 157,600
EAADMIN 81471 W-2 Office	\$ 19,860
EAEMPWW 81471 W-2 Office	<u>\$ 305,775</u>
	\$1,680,172

BE IT FURTHER RESOLVED that the funds above be transferred from the General Fund to the following expenditure accounts:

<u>Account Number</u>	<u>Amount</u>
EAADMIN ABTEAA Telephone	\$ 2,727
EAADMIN ABPRAA Printing, Stationary, and Office	\$ 17,133
EAEDBPER AAYAAA Salaries and Wages	\$ 98,232
EAEDBPER AAYGAA Overtime	\$ 5,000
EAEDBPER AAYMAA Retirement	\$ 11,668
EAEDBPER AAYPAA Social Security	\$ 7,468
EAEDBPER AAYSAA Health	\$ 33,368
EAEDBPER AAZBAA Dental	\$ 3,268
EAEDBPER AAZHAA Disability Insurance	\$ 232
EAEDBPER AAZQAA Worker Comp	\$ 232
EAEDBPER AAZXAA Salary Savings	(\$ 1,868)
EACCDCO WCONAA W-2 Dodge County	\$ 65,972
EACCSAU WCONAA W-2 Sauk County	\$ 27,744
EATRNETA WBEAAA W-2 Benefits – CSJ	\$729,077
EATRNETA WBECAA W-2 Benefits – W-2 T	\$374,144
EATRNTBD TWWEAA Transportation and Work Related Exp	\$203,400
EATRNETA PVETAA EATA Contract	<u>\$102,375</u>
Total	\$1,680,172

BE IT FINALLY RESOLVED that 4.0 FTE Economic Support Specialist positions be created in the Economic Assistance and Work Services (EAWS) Division.

Submitted by Supervisor Stubbs, May 20, 2010.
Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

- Claim from Republic Franklin Insurance Company (subrogee of Badger Bus Lines) against Dane County for damage to a bus. Referred to PUBLIC PROTECTION & JUDICIARY.
- Amended Summons & Complaint from CitiMortgage, Inc. for foreclosure of Mortgage. Referred to PUBLIC PROTECTION & JUDICIARY.
- Claim from Derrell Allen Garrett against Sheriff for loss of property in the jail. Referred to PUBLIC PROTECTION & JUDICIARY.
- Summons & Complaint from Michelle L. Heimann for injuries received. Referred to PUBLIC PROTECTION & JUDICIARY.
- M&I Marshall & Ilsley Bank against William Johnson for foreclosure. Referred to PUBLIC PROTECTION & JUDICIARY.
- Summons & Complaint from Jesenia Rivera for Medical Assistance payments for injuries received in a car accident. Referred to PUBLIC PROTECTION & JUDICIARY.
- Notice of Injury from Phillip H. Nehmer. Referred to PUBLIC PROTECTION & JUDICIARY.
- Claim from Edward Green against Sheriff for lost property in the jail. Referred to PUBLIC PROTECTION & JUDICIARY.
- Claim from Ricardo Rojas Rojas against Sheriff for lost property in the jail. Referred to PUBLIC PROTECTION & JUDICIARY.
- Claim from Cortez Braxton against Sheriff for lost property in the jail. Referred to PUBLIC PROTECTION & JUDICIARY.
- Claim from Justin W. Beasley against Sheriff for lost property in the jail. Referred to PUBLIC PROTECTION & JUDICIARY.
- Claim from Larry Bailey against Sheriff for lost property in the jail. Referred to PUBLIC PROTECTION & JUDICIARY.
- Claim from John Heinz against Highway for damage to his vehicle. Referred to PUBLIC PROTECTION & JUDICIARY.
- Civil Summons & Complaint from Devin K. Evans. Referred to PUBLIC PROTECTION & JUDICIARY.
- Civil Summons & Complaint from Porsche L. Snyder & Jaimie M. Larew. Referred to PUBLIC PROTECTION & JUDICIARY.
- Summons & Complaint from CitiMortgage against Timothy K. Frye-foreclosure of mortgage. Referred to PUBLIC PROTECTION & JUDICIARY.
- Douglas County Resolution #28-10 re: Request for State Law Change Allowing Counties the Use of Design-Build Construction Method. Referred to EXECUTIVE.

RES. 37, 10-11

SUPPORTING APPLICATION FOR STATE PURCHASE OF AGRICULTURAL CONSERVATION
EASEMENT FUNDS IN TOWN OF WINDSOR

On June 29, 2009, Governor Doyle signed the Wisconsin Working Lands Program into law. As part of that program, the Wisconsin Purchase of Agricultural Conservation Easements (PACE) Program provides state funding for the purchase of agricultural conservation easements.

The Town of Windsor has established a voluntary purchase of development rights program to acquire conservation easements in order to protect viable farm operations and farmland. The Town of Windsor is seeking matching grants from the Wisconsin Purchase of Agricultural Conservation Easement program to help finance the purchase of an agricultural conservation easement on 136 acres of land in Section 21 of the Town of Windsor.

Dane County has adopted a farmland preservation plan that is certified under Chapter 91 of the Wisconsin Statutes. The property described above is within a Farmland Preservation Area identified in the *Dane County Farmland Preservation Plan*. The proposed conservation easement purchase is consistent with all goals, objectives and policies of the *Dane County Farmland Preservation Plan* and the *Dane County Comprehensive Plan*.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors supports the Town of Windsor's application for Purchase of Agricultural Conservation Easement funds from the Wisconsin Department of Agriculture, Trade and Consumer Protection.

Submitted by Supervisor Miles, May 26, 2010. Fiscal and Policy Notes not required.
Referred to EXECUTIVE.

ORD. AMDT. 4, 10-11

AMENDING CHAPTERS 2 AND 47 OF THE DANE COUNTY CODE OF ORDINANCES,
PERMITTING AN ANIMAL TO ATTACK, BITE OR INJURE A PERSON OR ANOTHER ANIMAL

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 2.06(262) and (263) are amended to read as follows:

2.06 SCHEDULE OF DEPOSITS.

(262)	47.17(2)	Allowing dog or cat to be untagged, first offense	25.00
(263)	47.17(2)	Allowing dog or cat to be untagged, second or subsequent offense within a twelve month period	45.00
<u>(262)</u>	<u>47.12(2)(a)</u>	<u>Allowing an animal, while off the property of the owner or custodian, to attack, bite or injure an animal, first offense</u>	<u>177.00</u>
<u>(262a)</u>	<u>47.17(2)(a)</u>	<u>Allowing an animal, while off the property of the owner or custodian, to attack, bite or injure an animal, second or subsequent offense</u>	<u>429.00</u>
<u>(262b)</u>	<u>47.17(2)(b)</u>	<u>Allowing an animal to, while off the property of the owner or custodian, to attack, bite or injure a person, first offense</u>	<u>177.00</u>
<u>(262c)</u>	<u>47.17(2)(b)</u>	<u>Allowing an animal, while off the property of the owner or custodian, to attack, bite or injure a person, second or subsequent offense</u>	<u>429.00</u>
<u>(263)</u>	<u>47.17(3)</u>	<u>Allowing dog or cat to be untagged, first offense</u>	<u>25.00</u>
<u>(263a)</u>	<u>47.17(3)</u>	<u>Allowing dog or cat to be untagged, second or subsequent</u>	

ARTICLE 3. Section 47.17 is amended to read as follows:

47.17 OWNERS OR CUSTODIANS TO CONTROL ANIMALS. (1) An owner or custodian of an animal shall not permit, whether negligently or otherwise, the animal to run at large. An animal is considered to be running at large if it is off the premises of the owner or custodian and not under the control of the owner or custodian ~~some other person~~.

(2) When an animal is off the property of its owner or custodian, the owner or custodian shall not permit, whether negligently or otherwise, the animal to attack, bite or otherwise injure:

(a) any other domestic animal; or

(b) any person who is engaged in a lawful activity.

(23) An owner of a dog or cat shall not permit, whether negligently or otherwise, the dog or cat to be untagged. A dog is untagged if a valid license tag is not attached to a collar which is kept on the dog whenever the dog is outdoors. A cat is untagged if an identification tag listing the name, address and phone number of the owner is not attached to a collar which is kept on the cat whenever the cat is outdoors.

(34) Sub. (23) shall only apply to cats owned by an individual residing in an area zoned as a residential district under secs. 10.05-10.08 inclusive.

ARTICLE 4. Subsection 47.51(8m) is created to read as follows:

47.51 PENALTIES.

(8m) Any person who violates section 47.17(2) of this ordinance shall forfeit not more than \$177.00 for the first offense and not less than \$429.00 for the second or subsequent offense.

ARTICLE 5. Subsection 47.51(9) is amended to read as follows:

(9) Any person who violates section 47.17(23) of this ordinance shall forfeit not less than \$25.00 nor more than \$100.00 for the first offense and not less than \$50.00 nor more than \$200.00 for each subsequent offense.

[EXPLANATION: This amendment creates an offense for allowing an animal running at large to attack, bite or injure a person or another animal. This ordinance is enforced by the Public Health Department for Madison and Dane County, and is consistent with an existing City of Madison ordinance.]

Submitted by Supervisors Stoebig, Rusk, Corrigan, Hesselbein, Richmond, Eicher, de Felice, Veldran, Hampton, Sargent and Levin, June 3, 2010.

Referred to HEALTH & HUMAN NEEDS, PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

ORD. AMDT. 5, 10-11

AMENDING CHAPTER 15 OF THE DANE COUNTY CODE OF ORDINANCES,
REGARDING MEMBERSHIP ON THE AIRPORT COMMISSION

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 15.13(1) is amended to read as follows:

15.13 AIRPORT COMMISSION. (1) The airport commission shall consist of ~~nine~~ ten members. ~~Five~~ Six of the members shall be county board supervisors, three of whom shall be appointed from districts with the majority of their populations residing within the City of Madison and ~~two~~ three of whom shall be appointed from districts with

the majority of their populations residing outside the City of Madison. At least one of the city supervisors shall be appointed from District 2, 3, 6, 12, 17, 18 or 21. Four members shall be citizen members, one of whom shall reside in the City of Madison, east of the Capitol, and one of whom shall reside in the City of Madison, west of the Capitol, one of whom shall be from eastern Dane County outside the City of Madison, and one of whom shall be from western Dane County outside the City of Madison.

[EXPLANATION: This amendment increases the number of county supervisor members on the Airport Commission from 5 to 6, by adding an additional supervisor from a district with the majority of the population residing outside the City of Madison.]

Submitted by Supervisors Clausius, Solberg, Martz, Corrigan, Imhoff and Bruskewitz, June 3, 2010.
Referred to EXECUTIVE and AIRPORT COMMISSION.

ORD. AMDT. 6, 10-11

AMENDING CHAPTER 82 OF THE DANE COUNTY CODE OF ORDINANCES,
INCORPORATING THE TOWN OF PRIMROSE 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(22) is amended to read as follows:

82.55 INCORPORATION OF TOWN PLANS. The following town plans are incorporated into the Dane County Comprehensive Plan:

(22) ~~Town of Primrose 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 July 13, 1995~~ *[County Clerk to insert effective date of this amendment.]*

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

Submitted by Supervisors Downing and McDonell, June 3, 2010. Fiscal and Policy notes not required.
Referred to ZONING & LAND REGULATION.

ORD. AMDT. 7, 10-11

AMENDING CHAPTER 29 OF THE DANE COUNTY CODE OF ORDINANCES,
REGARDING REVENUES WHICH MAY BE INCLUDED IN THE COUNTY 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. Section 29.24 is created to read as follows:

29.24 PROJECTED REVENUE. Notwithstanding any other provision in this chapter, the revenues proposed by the Executive in the executive budget or approved by the Board shall not include revenue from the sale of a county asset unless there has been an accepted offer to purchase with a closing date during the ensuring fiscal year.

[EXPLANATION: This amendment prohibits the inclusion of projected revenues in the budget from the sale of an asset unless an offer to purchase has been accepted by the county.]

Submitted by Supervisors Solberg, Schlicht, Ferrell, Willett, Wiganowsky, Imhoff, Gau, Bruskewitz, O'Loughlin, Clausius, Ripp, Martz, Salov, Hendrick and Duranczyk, June 3, 2010. Fiscal and Policy Notes not required.

Referred to PERSONNEL/FINANCE.

ORD. AMDT. 8, 10-11

AMENDING CHAPTER 25 OF THE DANE COUNTY CODE OF ORDINANCES.
CONTRACTING FOR JAIL COMMISSARY 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 25.11(29)(a) is amended to read as follows:

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, or 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.

[EXPLANATION: This amendment deletes the limitation that contracts for jail commissary services may not generate revenue.]

Submitted by Supervisors Rusk, Bayrd and Corrigan, June 3, 2010. Fiscal and Policy Notes not required. Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 39, 10-11

AWARD OF CONTRACT FOR THE PRINTING OF OPTICAL SCAN BALLOTS

The Dane County Clerk's office received bids for the printing of optical scan ballots for all elections within a one year period beginning August 1, 2010 and ending July 31, 2011, Bid #110054. There will be four (4) possible one-year extensions by mutual agreement of the County and the Vendor.

The bids include separate pricings for 2-column and 3-column, 1-sided and 2-sided ballots, with the actual cost to be determined by the total number of ballots printed per election.

2-column, 1-sided ballots - \$0.1288 per ballot
2-column, 2-sided ballots - \$0.1574 per ballot
3-column, 1-sided ballots - \$0.1423 per ballot

3-column, 2-sided ballots - \$0.1709 per ballot
Delivery charge - \$800 for each election plus
\$40 per trip for election day delivery.

A complete tabulation of the bids is on file in the County Clerk's office. The low qualified bidder is:

Littel Printing Company, LLC
4535 Helgesen Drive
Madison, WI 53718-6747

The County Clerk finds the amount of the bid to be reasonable and recommends the contract be awarded to Littel Printing Company, LLC.

NOW, THEREFORE, BE IT RESOLVED that a Contract for the printing of optical scan ballots for a one-year period beginning on August 1, 2010, with four (4) possible one-year extensions, be awarded to Littel Printing Company, LLC; and

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

BE IT FINALLY RESOLVED that the County Clerk be directed to ensure complete performance of this Contract.

Submitted by Supervisors Hesselbein, Solberg, Clausius, Hendrick and O'Loughlin, June 3, 2010.
Referred to EXECUTIVE and PERSONNEL/FINANCE.

RES. 40, 10-11

AWARDING FUNDS FOR MENTAL HEALTH CRISIS STABILIZATION FACILITIES
DCDHS - ACS DIVISION

During 2000 – 2007, Dane County annually funded 3,000 to 3,900 days of care at Mendota Mental Health Institute. Annual days of care never exceeded 4,000 days during that period. In 2008, Dane Co funded over 6,100 days of care. In 2009, utilization dropped to 4,100 days, but 2009 still had the second highest number of days of care of the decade. Utilization was high during the 1st quarter of 2010; if the trend holds, 2010 will have more than 5,900 days of care.

Due to 2008's high utilization, Dane County's 2010 Adopted Budget included \$524,000 for an inpatient diversion facility. Such a facility would serve as an alternative to hospital admission and be a transitional discharge alternative for individuals ready to leave the hospital.

A Request for Proposals was issued in December 2009. Two proposals were received, the proposing agencies being Tellurian UCAN, Inc. and Mental Health Center of Dane County, Inc. Both proposals have attractive features.

Hospital care costs about \$1,000/day, while diversion facility care costs about \$400/day. Given the high volume of inpatient traffic and the fact that care in a diversion facility is much less costly than hospitalization, DCDHS is recommending contracting for two diversion facilities, one operated by Tellurian UCAN, Inc. and the other by the Mental Health Center of Dane County, Inc. Costs of the second facility

will be covered by funds within the DCDHS budget, by a Medicaid Matching Funds grant from the State of Wisconsin and by additional Medicaid Crisis Intervention revenue to be earned by serving MA eligible individuals. These facilities will enhance response capacity for individuals with crisis needs. DCDHS will continue to have over \$2.5 million budgeted for inpatient hospital care for individuals needing hospitalization.

NOW, THEREFORE, BE IT RESOLVED, that the following 2010 Department of Human Services revenue and expense accounts be adjusted.

Revenue Account Number	Account Title	Amount
ACFMHLTH New	MH MA Matching Funds Grant	\$95,734
ACFMHLTH 81439	MA Crisis Intervention	\$122,377
	Total	\$218,111
Expenditure Account Number	Account Title	Amount
ACFCRMHC BCMHAA	Mental Health Center - Diversion Facility	\$520,410
ACFCRTEL BCTEAA	Tellurian UCAN – Diversion Facility	\$520,410
ACFCSUPP CVIPAA	Inpatient/Crisis Diversion	(\$520,410)
ACFIITBD INMDAA	MH Potential Budget Modifications	(\$248,033)
ACFCRSDN AZIPAA	MH Individual Payments	(\$54,266)
	Total	\$218,111

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the professional service contract listed below be amended for 2010:

Tellurian UCAN, Inc.	\$520,410
Mental Health Center of Dane County, Inc.	\$520,410

Submitted by Supervisors Levin, Vedder, Duranczyk and Sargent, June 3, 2010.
 Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

 RES. 41, 10-11

**AUTHORIZING LAND & WATER RESOURCES EXPENDITURE IN
 ADVANCE OF BORROWING FOR 2010 CAPITAL BUDGET ITEMS**

The 2010 Land & Water Resources Capital Budget includes a number of smaller project expenditures that are financed with borrowed funds. On May 24, 2010, the Personnel and Finance Committee approved a capital budget freeze appeal to allow the Department of Land and Water Resources to proceed with two streambank protection projects. 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. This will allow the two streambank protection projects to move forward in advance of the annual borrowing.

NOW THEREFORE BE IT RESOLVED that expenditures of \$45,000 for streambank protection 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.

Submitted by Supervisors Richmond, Downing, Gau, Hampton, Ripp, Salov, de Felice, Stoebig, Eicher and Veldran, June 3, 2010.

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

RES. 42, 10-11

CHANGE ORDERS #54, #56 & #62 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. Change Order #54 is hereby requested to modify kitchen area casework, Change Order #56 to make door and hardware changes and Change Order #62 for electrical and low voltage changes.

NOW, THEREFORE, BE IT RESOLVED, That Change Order #54 to deduct \$-20,242.00, #56 to add \$26,583.00 and #62 to add \$38,117.00 be approved to the Contract for Roberts Construction Associates, Inc.

BE IT FURTHER RESOLVED, That the Dane County Board of Supervisors approves and authorizes these Change Orders; 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 Veldran, Ripp, Salov, Erickson and Schmidt, June 3, 2010.

Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 43, 10-11

AWARD OF CONTRACT TO CONSTRUCT WASTE TRANSFER STATION
AND CLEAN SWEEP BUILDINGS AT LANDFILL SITE #2

The Department of Public Works, Highway & Transportation reports the receipt of bids to Construct Waste Transfer Station Building and Clean Sweep Building at Landfill Site #2, 7102 U.S. Highway 12 & 18, Madison, WI, Bid #310013.

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 Veldran, Ripp, Salov, Erickson and Schmidt, June 3, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 44, 10-11

DANE COUNTY, WISCONSIN RESOLUTION WAIVING THE PUBLIC BIDDING REQUIREMENTS OF WISCONSIN STATUTES SECTION 66.1103(11)(B)1 BY CLEAR HORIZONS LLC FOR CONSTRUCTION OF THE WAUNAKEE COMMUNITY MANURE DIGESTER PROJECT

WHEREAS, Dane County, Wisconsin (the "Municipality"), has by resolution of its County Board expressed its intent to issue bonds in one or more series pursuant to Wisconsin Statutes Section 66.1103 in an amount not to exceed \$6,000,000 for the purpose of financing on behalf of Clear Horizons LLC, a Wisconsin limited liability company, PPC Partners, Inc., a Wisconsin corporation, Clear Horizons Craves LLC, a Wisconsin limited liability company, Clear Horizons Dane LLC, a Wisconsin limited liability company and Clear Horizons XII LLC, a Wisconsin limited liability company (individually or as a part of any combination, joint venture, corporation, limited liability company or limited liability partnership, trust or partnership of which any of the above is a part or of which any of the above is a member, partner or shareholder, directly or indirectly, the "Borrower"), all or a portion of the costs of constructing an anaerobic waste digestion system (the "Project") for use in connection with the business of providing renewable energy and biogas energy systems.

WHEREAS, Wisconsin Statutes Section 66.1103(11)(b)1 provides that construction work which is let by contract and which has an estimated cost exceeding \$5,000 may be financed with industrial revenue bonds only if the contract is let to the lowest responsible bidder and proposals for the contract are advertised by publishing a Class 2 notice under Wisconsin Statutes Chapter 985;

WHEREAS, representations have been made to the Municipality that compliance with the notice and public bidding requirements in Section 66.1103(11)(b)1 may impair the prompt and efficient completion of the Project (a) because of the delays associated with those requirements and (b) because they may prohibit the Borrower from using the contractors and suppliers which, in the Borrower's judgment, are best suited to do work on the Project regardless of whether they are the "lowest responsible bidder" as that term is used in Wisconsin Statutes Section 66.1103(11)(b)1; and

WHEREAS, Wisconsin Statutes Section 66.1103(11)(b)2 gives the Municipality authority to waive the requirements of Wisconsin Statutes Section 66.1103(11)(b)1.

NOW, THEREFORE, IT IS RESOLVED:

1. This County Board finds that the imposition of the public notice and bidding requirements of Wisconsin Statutes Section 66.1103(11)(b)1 may impair the prompt and efficient completion of the Project because of the delays associated with those requirements and because they may prohibit the Borrower from using the contractors and suppliers which, in the Borrower's judgment, are best suited to do work on the Project regardless of whether they are the "lowest responsible bidder" as that term is used in Wisconsin Statutes Section 66.1103(11)(b)1.

2. For the reasons stated above, this County Board, pursuant to the authority granted to it by Wisconsin Statutes Section 66.1103(11)(b)2, waives the requirements of Wisconsin Statutes Section 66.1103(11)(b)1 with respect to the Project.

FURTHER RESOLVED, that the County Clerk is directed to publish this resolution as a Class 1 notice under Wisconsin Statutes Chapter 985 (relating to publication of official notices) in a newspaper eligible to make such a publication for the Municipality.

Submitted by Supervisors Hesselbein, O'Loughlin, Bayrd, Bruskevitz, Salov, Downing, Duranczyk, Matano and Vedder, June 3, 2010.

Referred to PERSONNEL/INANCE.

RES. 45, 10-11

DANE COUNTY, WISCONSIN INITIAL RESOLUTION FOR REVENUE BONDS WHICH ALSO
CONSTITUTES A RESOLUTION DECLARING OFFICIAL INTENT TO REIMBURSE EXPENDITURES
ON THE PROJECT WITH PROCEEDS OF A TAX-EXEMPT BORROWING

WHEREAS, Dane County, Wisconsin (the "Municipality") is authorized by Wisconsin Statutes Section 66.1103 (the "Act") to issue bonds to finance costs of certain projects including manufacturing facilities and facilities with respect to which "recovery zone facility bonds" may be issued; and

WHEREAS, bonds issued pursuant to the Act are to be payable from amounts paid under a revenue agreement (as defined in the Act) relating to the project being financed and not from tax revenues or other funds of the Municipality; and

WHEREAS, Clear Horizons LLC, a Wisconsin limited liability company, PPC Partners, Inc., a Wisconsin corporation, Clear Horizons Craves LLC, a Wisconsin limited liability company, Clear Horizons Dane LLC, a Wisconsin limited liability company and Clear Horizons XII LLC, a Wisconsin limited liability company (individually or as a part of any combination, joint venture, corporation, limited liability company or limited liability partnership, trust or partnership of which any of the above is a part or of which any of the above is a member, partner or shareholder, directly or indirectly, the "Borrower"), wishes to pursue the construction of an anaerobic waste digestion system (the "Project") for use in connection with the business of providing renewable energy and biogas energy systems; and

WHEREAS, the Borrower has asked the Municipality to indicate its intention to provide financing under the Act for all or a portion of the bonds and the Project before it proceeds; and

WHEREAS, the Borrower also has presented the Municipality with evidence of its intention to reimburse itself for expenditures relating to the Project which it pays with funds which are not the proceeds of revenue bonds issued under the Act; and

WHEREAS, the Borrower expects the reimbursement to be funded with the proceeds of bonds which will constitute reimbursement bonds to be issued on its behalf with respect to the Project and has indicated that it does not expect the aggregate principal amount of any bonds to be issued for the Project to exceed \$6,000,000; and

WHEREAS, Borrower has represented that it expects the Project to create approximately one new full-time equivalent job in the Municipality; and

WHEREAS, the Project will benefit the Municipality.

NOW, THEREFORE, IT IS RESOLVED:

1. Intent to Issue Bonds; Reimbursement. The Municipality hereby declares its intent to assist the Borrower with respect to the financing of the Project by issuing the bonds (the "Bonds") in one or more series in an amount not to exceed \$6,000,000 and, under Treas. Reg. Sec. 1.150-2, to reimburse any expenditures made on costs of the Project prior to issuance of the Bonds with proceeds of the Bonds.

2. Financing Plan. To encourage the Borrower to undertake the Project, the Municipality will pursue a financing plan (the "Financing") under which it will:

- (a) sell to one or more purchasers procured by the Borrower bonds under the Act;
- (b) enter into one or more revenue agreements with the Borrower providing the Municipality with revenue sufficient to pay the principal of, premium, if any, and interest on the Bonds when due and requiring the Borrower to provide the portion of the Project to be financed with the Bonds; and
- (c) assign any revenue agreements to the holders of the Bonds or to a trustee for their benefit and enter into any other appropriate arrangements requested by the Borrower to further secure the payment of the Bonds.

3. No Indebtedness or Liability of the Municipality or a Charge Against its Credit. The Bonds shall never constitute an indebtedness of the Municipality within the meaning of any state constitutional provision or statutory limitation and shall not constitute or give rise to a pecuniary liability of the Municipality or its officers or a charge against the Municipality's general credit or taxing powers.

4. Authorization of Officers; Further Conditions. The appropriate officers of the Municipality are authorized to negotiate the terms of the Financing and all related documents. The terms of the Financing and all related documents will be subject to this Resolution and the Act and will not be binding until:

- (a) the details of the Financing and the issuance of the Bonds are approved and authorized by further resolution of this County Board;
- (b) the electors of the Municipality have been given the opportunity to petition for a referendum as required by the Act and either (i) no petition is timely filed or (ii) if a petition is timely filed, a referendum approves the issuance of the Bonds;
- (c) all documents required in connection with the Financing have been duly executed and delivered by the parties; and
- (d) the Borrower has made arrangements for payment of all fees and costs of the Municipality, including attorneys' fees.

5. Publication of Notice; Filing with the Department of Commerce. The County Clerk is hereby directed to:

- (a) publish the Notice to Electors in substantially the form attached to this Resolution as a class 1 notice under Wisconsin Statutes Chapter 985, in a newspaper eligible to make such publication for the Municipality; and

(b) file with the Secretary of the Department of Commerce of the State of Wisconsin a copy of this Resolution and a copy of the Notice to Electors.

Submitted by Supervisors O'Loughlin, Bruskewitz, Salov, Downing, Duranczyk, Matano, Miles and Vedder, June 3, 2010.
Referred to PERSONNEL/FINANCE.

RES. 46, 10-11

SUPPORTING APPLICATION FOR STATE PURCHASE OF AGRICULTURAL CONSERVATION EASEMENT FUNDS IN TOWN OF BLUE MOUNDS

On June 29, 2009, Governor Doyle signed the Wisconsin Working Lands Program into law. As part of that program, the Wisconsin Purchase of Agricultural Conservation Easements (PACE) Program provides state funding for the purchase of agricultural conservation easements.

The Driftless Area Land Conservancy is interested in acquiring conservation easements imposing limitations on the subject lands in order to protect viable farm operations and farmland. The Driftless Area Land Conservancy is seeking matching grants from the Wisconsin Purchase of Agricultural Conservation Easement program to help finance the purchase of an agricultural conservation easement on 203 acres of land in Sections 29, 30, 31 & 32 of the Town of Blue Mounds. A map of the property is included as Attachment A.

Dane County has adopted a farmland preservation plan that is certified under Chapter 91 of the Wisconsin Statutes. The property described above is within a Farmland Preservation Area identified in the *Dane County Farmland Preservation Plan*. The proposed conservation easement purchase is consistent with all goals, objectives and policies of the *Dane County Farmland Preservation Plan* and the *Dane County Comprehensive Plan*.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors supports the Driftless Area Land Conservancy's application for Purchase of Agricultural Conservation Easement funds from the Wisconsin Department of Agriculture, Trade and Consumer Protection.

Submitted by Supervisors Downing and Duranczyk, June 3, 2010. Fiscal and Policy Notes not required.
Referred to EXECUTIVE.

RES. 47, 10-11

AUTHORIZING AN AGREEMENT WITH RCC CONSULTANTS, INC. TO PROVIDE FURTHER 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 outlined the first phase of work in RFP #109084 on July 17, 2009, and received twelve responses. After grading and interviews, RCC Consultants, Inc., of Tallahassee, Florida, was selected and a contract awarded in the amount of \$55,856. Remaining phases of work can be completed by RCC Consultants, Inc. at a cost of \$158,420.

NOW, THEREFORE, BE IT RESOLVED this purchase be authorized in advance of borrowing.

BE IT FURTHER RESOLVED that Dane County enter into an agreement with RCC Consultants, Inc. in the amount of \$158,420.

FINALLY BE IT RESOLVED that the Dane County Executive and the Dane County Clerk authorize this agreement with RCC Consultants, Inc.

Submitted by Supervisors Rusk, Bayrd, Corrigan, Schlicht, Wiganowsky and Imhoff, June 3, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 48, 10-11

AUTHORIZING ACCEPTANCE OF FUNDS FOR HOMELAND SECURITY/SPECIALTY TEAM TRAINING
OVERTIME BACKFILL

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 in the state-wide explosive breaching training of Law Enforcement Specialty Teams.

The Dane County Sheriff's Office will be awarded a total of \$8,018. The grant period begins May 1, 2010 and ends July 31, 2010.

The grant funds will be used to reimburse the Dane County Sheriff's Office for any overtime created to backfill for members of the EOD team who are approved to attend the explosive breaching training.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Sheriff's Office is authorized to accept \$8,018 from the State of Wisconsin, Office of Justice Assistance for the Ultimate Counterterrorism Mission to Israel EOD Conference.

BE IT FURTHER RESOLVED that \$8,018 be set up as additional revenue in the Sheriff's Office, Field Services Division, Explosive Ordinance Team Revenue (SHRFFLD 80546) and be credited to the General Fund.

BE IT FURTHER RESOLVED that \$8,018 be transferred from the General Fund to the following Sheriff's Office, Field Services Division, expenditures accounts:

Overtime (SHRFFLD 10027)	\$6,175
Social Security (SHRFFLD 10108)	\$ 472
Retirement (SHRFFLD 10099)	\$1,371

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 Supervisors Rusk, Bayrd, Corrigan, Schlicht, Wiganowsky and Imhoff, June 3, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 49, 10-11

APPROVING PARK VERNON APARTMENTS AND SUMMERHILL APARTMENTS HOUSING PROJECT
OF THE HOUSING AUTHORITY OF THE COUNTY OF DANE, WISCONSIN

WHEREAS, the Housing Authority of the County of Dane, Wisconsin ("DCHA") has proposed that DCHA acquire, finance, rehabilitate, own and operate the existing apartment developments located in Wisconsin at: 1601, 1625 and 1649 Vernon Street in the City of Stoughton; and Summerhill Apartments, 205 Danbury Court in the Village of DeForest, Wisconsin (the "Project"); and

WHEREAS, Sections 59.53(22) and 66.1201(9)(a), *Wisconsin Statutes*, provide that DCHA cannot undertake the Project unless the County Board of Supervisors approves of the Project; and

WHEREAS, the Project is currently and will continue to be occupied by low-income households, there is a need for such housing in the City, the Project is in need of rehabilitation, DCHA has declared that it is willing and able to undertake the Project; and

WHEREAS, both the Stoughton City Council and DeForest Village Board have approved DCHA undertaking these projects in their respective communities.

NOW, THEREFORE, BE IT RESOLVED that for purposes of Sections 59.53(22) and 66.1201(9)(a), *Wisconsin Statutes*, the Dane County Board of Supervisors hereby approves the Project.

Submitted by Supervisors Bayrd, Duranczyk, Solberg and O'Loughlin, June 3, 2010. Fiscal and Policy Notes not required.

Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

RES. 50, 10-11

AUTHORIZATION TO INCREASE PETTY CASH FOR THEMIS CAFE

Dane County Consolidated Food Services, a Division of the Department of Administration, operates the Themis Cafe in the Dane County Courthouse. In order to process cash transactions, the Cafe maintains a cash drawer of \$485.

The operator of the cafeteria in the City-County Building has closed effective on May 27, 2010. Themis Cafe is willing to provide services in the City-County Building on a pilot basis beginning no later than July 1, 2010 through the end of the year. Since food preparation is already occurring in the Courthouse, food preparation capacity will not need to be increased. As a result, the pilot program carries very little risk of not being self-sustaining. If the pilot program is not self-sustaining by the end of 2010, the service will be discontinued.

NOW, THEREFORE, BE IT RESOLVED that the petty cash for Dane County Consolidated Food Service, Themis Cafe be increased by \$500 to provide a cash drawer for City-County Building cafeteria operations; and

BE IT FINALLY RESOLVED that the Dane County Controller is authorized to issue the additional petty cash authorized by this resolution.

Submitted by Supervisors Hesselbein, Solberg, Clausius, Hendrick and O'Loughlin, June 3, 2010.
Referred to PERSONNEL/FINANCE.

RES. 51, 10-11

APPROVING CONTRACT FOR FINANCIAL ADVISORY SERVICES

The County employs the services of an independent financial advisor to assist in the structuring and marketing of its debt issues. The county issued RFP #110044 to solicit proposals from qualified firms that provide these services. The most successful proposal was submitted by Ehlers and Associates, Inc. of Brookfield, WI. The contract will be for an initial term of three years with two optional one year renewals. The cost of services will be \$18,500 per each bond issue with a discount of \$2,500 when more than one issue is sold on the same date.

THEREFORE, BE IT RESOLVED that the county awards a contract to Ehlers and Associates, Inc. and the County Executive and County Clerk are authorized to execute the contract documents.

Submitted by Supervisors Hesselbein, Solberg, Clausius, Hendrick and O'Loughlin, June 3, 2010.
Referred to PERSONNEL/FINANCE.

RES. 52, 10-11

CREATING THE DANE COUNTY 175TH ANNIVERSARY PLANNING COMMITTEE

Dane County will celebrate its 175th anniversary next year. In 1836, Dane County was created out of sections of Milwaukee and Iowa counties and was constituted during the first session of the territorial legislature in Belmont on December 7th of that year. Dane County is named after Nathan Dane, framer of the Northwest Ordinance of 1787, out of which the state of Wisconsin was formed.

Dane County will rely on a citizen committee to help the county plan for its 175th anniversary celebration in 2011. The Dane County 175th Anniversary Planning Committee will lead the county's efforts in organizing events for next year's celebration. The committee will include community leaders from all walks of life including local artists, photographers and historians.

NOW THEREFORE BE IT RESOLVED that the Dane County 175th Anniversary Planning Committee be created and charged with the task of developing events to recognize and celebrate Dane County's anniversary throughout 2011.

BE IT FURTHER RESOLVED that the County Executive and the County Board Chair jointly appoint members to the Dane County 175th Anniversary Planning Committee.

BE IT FINALLY RESOLVED that staff support to the Dane County 175th Anniversary Planning Committee will be provided by the director of the Dane County Cultural Affairs Commission, and others as necessary.

Submitted by Supervisor McDonell, June 3, 2010.
Referred to EXECUTIVE.

RES. 53, 10-11

APPROVING AGREEMENT FOR COMMUNITY DEVELOPMENT BLOCK GRANT IMAGINATION TRENDS

Dane County administers Community Development Block Grant (CDBG) funds from the U.S. Department of Housing and Urban Development (HUD) as an entitlement community on an annual basis. The funds are allocated within the County's CDBG jurisdiction to implement the strategies of the *Dane County Consolidated Plan for Housing and Community Development: 1999-2003*. As recommended in the *Consolidated Plan*, Dane County created a Commercial Revitalization Loan Fund (CRLF) to provide loans for downtown revitalization and infill commercial development that creates jobs for low to moderate-income residents. The 2005 *Consolidated Plan* recommended a CDBG allocation of \$1.1 million over five years to the CRLF. The current CRLF balance is approximately \$431,100.

Imagination Trends (IT) is a new manufacturing company serving the graphical retail merchandise needs of mass retail businesses. Specifically, they make royalty based graphical products such as interactive wall poster displays, collectable grade posters, and novelty stickers produced under exclusive license for companies such as Disney, Marvel and Sesame Street, NFL, and others.

As a recent start-up, recently re-located to a new facility, 7208 Gene Street in DeForest, IT combines the marketing, design and product development expertise of Magellan Mapping, dba Whopping Big Prints, and their exclusive sales and marketing partner Retail Sales Solutions, LLC, (RSS) with expertise in "big box" marketing, distribution and a seasoned sales force of 14.

Magellan Mapping, established in 1998 by a team of three, Lisa Pertzborn Whiting, Doug Crews-Nelson and Marilyn Crews Nelson, is located in Waunakee. They serve a wide variety of clients including hospitals and museums with personalized mapping and design products. In November 2009, they reached an agreement with 3M for use of a recyclable adhesive material that would cling on a wall but could be peeled off and reused without leaving a residue. Another company is used to provide electrostatic sheets used for printing items that can be used interactively on posters. One of Whopping Big Prints' top selling products "Smart Art," is a stick-on, peel off adhesive fabric wall art that is marketed as a "fun and fabulous way to re-make any space."

Next to enter into the picture is RSS of Waunakee. RSS is a nationwide retail management company, specializing in entertainment, sports and resort programs. They provide merchandising for retailers that include both seasonal and permanent display options. Their list of clients includes representation of Disney, Corona, NFL, NBA, MLB, NASCAR, NHL, as well as college and resort brands. Larry Hooker, owner of RSS has over 25 years of experience in big box retail business, and in 2009, had over \$22 million in sales with 2010 revenue projections of \$30 million. Of particular interest at this point in time is the Disney connection, as they obtained a license to use Disney characters in a product application called "You Make a Scene" boxed set of posters from Disney movies "Cars", Toy Story" and "Tinker Bell". RSS is currently negotiating contracts with several major chain stores. Plastics Ingenuity of Cross Plains will handle the packaging.

RSS is strictly a sales, marketing and distribution partner and does not have any business or financial interest in Imagination Trends. However, they have a mutual goal to share office and warehouse space in their new facility in DeForest and work together to grow this new product and market opportunity.

A final piece to the new business was adding Steve Young to the management team. Steve has over 30 years in the printing industry and will assist in the management of the technical aspects of the business as well as over-all development.

Imagination Trends is approaching Dane County for assistance with Phase One of the business plan for a \$350,000 equipment loan. The total project cost for Phase One is \$750,000. In Phase One, the goal is to begin the high-tech print manufacturing of three new products, all removable wall graphics, including You Make a Scene Interactive Play Poster (YMAS); PinIt, a "modern" version of Pin the Tail on the Donkey; and, licensed theme wall graphics. Disney Corp. has extended exclusive licenses to RSS for the You Make a Scene interactive play posters and other products for Disney US, Canada and Tokyo.

In addition to the \$350,000 funding requested from Dane County, IT will be bringing in \$400,000 of new equity investment from several parties. The \$750,000 will be used to fund purchase of new equipment and operation capital as the company begins to process orders. With this equipment IT can produce enough product to provide initial orders, demos, samples and prototypes for the short term.

For this loan, the CDBG public benefit standard requires that assistance to for-profit entities must result in not less than 1 job for each \$35,000 in CDBG assistance in the project. The Imagination Trends request would qualify as CDBG job creation with the addition of 25-35 new full time employees. In addition, a total of 8 of these jobs would be created for Department of Vocational Rehabilitation clients.

The Dane County RLF Loan Committee met on May 26, 2010. The Loan Committee recommended approval of the loan request for \$350,000 at 5.25% interest for ten years, and a 1-point loan fee of \$3,500.00. In order to disburse funds the following documentation must be provided: 1) verification of matching funds of \$350,000 in the form of a bank account statement, 2) an invoice or official statement of the value of the equipment that will be used for collateral, 3) a letter of intent from RSS regarding their partnership with Imagination Trends, and 4) personal guarantees of the investors as well as their personal financial statements. The CDBG Commission met on May 27th and voted to approve the same terms as well as the requested documentation in items 1-4 above. 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 CRLF loan of \$350,000 with a 10-year term at an annual interest rate of 5.25% and a 1-point loan fee of \$3,500.00 to Imagination Trends, on the condition that they provide the following documentation: 1) verification of matching funds of \$350,000 in the form of a bank account statement, 2) an invoice or official statement of the value of the equipment that will be used for collateral, 3) a letter of intent from RSS regarding their partnership with Imagination Trends, and 4) personal guarantees of the investors as well as their personal financial statements. The loan will be disbursed only after these terms have been met by Imagination Trends and the information has been supplied to the Dane County Revolving Loan Fund Manager.

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, Wiganowsky, Imhoff, Corrigan, Ferrell and Miles, June 3, 2010.
Referred to PERSONNEL/FINANCE, ZONING & LAND REGULATION and ECONOMIC DEVELOPMENT.

RES. 54, 10-11

AUTHORIZING A CONTRACT TO ACCEPT HIGHWAY SAFETY GRANT FUNDS FOR A COMMUNITY TRAFFIC SAFETY PROJECT "2010 SUMMER EVENT CROSS PLAINS WORLDS FAIR"

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 will include 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 \$2,565 from the Department of Transportation, Bureau of Transportation Safety for a 2010 Summer Events grant. \$1,815 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 FURTHER RESOLVED that \$2,565 be set up as additional revenue in the Sheriff, Field Services Division, Community Safety Project Revenue account (SHRFFLD 80708) and be credited to the general fund.

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 FURTHER RESOLVED that \$2,565 be transferred from the general fund to the following accounts in the Sheriff's Office, Field Services Division:

Media Account – (SHRFFLD 21530)	\$1,815
OWI Program Trust Expenditures (SHRFFLD 21839)	\$ 750
TOTAL:	\$2,565

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, Corrigan, Schlicht, Wiganowsky and Imhoff, June 3, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 55, 10-11

AUTHORIZING A CONTRACT TO ACCEPT HIGHWAY SAFETY GRANT FUNDS FOR A COMMUNITY TRAFFIC SAFETY PROJECT "2010 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 people leaving area festivals and community events. The grant will not only include added enforcement hours but 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 \$2,513 from the Department of Transportation, Bureau of Transportation Safety for a 2010 Summer Events grant. \$865

is to be used for materials/supplies and printed advertising, \$998 is to be used by the Dane County Sheriff's Office for an extensive media plan, and \$650 is to be used to contract with Student's First Bus Company to provide a bus for the event.

BE IT FURTHER RESOLVED that \$2,513 be set up as additional revenue in the Sheriff's Office, Field Services Division, Community Safety Project Revenue account (SHRFFLD 80708) and be credited to the general fund.

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 FURTHER RESOLVED that \$2,513 be transferred from the general fund to the following accounts in the Sheriff's Office, Field Services Division:

Media Account – (SHRFFLD 21530)	\$1,863
OWI Program Trust Expenditures (SHRFFLD 21839)	\$ 650
TOTAL:	\$2,513

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, Corrigan, Schlicht, Wiganowsky and Imhoff, June 3, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 56, 10-11

APPROVING AGREEMENT FOR COMMUNITY DEVELOPMENT BLOCK GRANT LOAN WHITE GOLD DAIRY

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.

The purpose of the RFL-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.

In May 2010, the Director of Wisconsin Department of Commerce, Milk Volume Production (MVP) Program forwarded an MVP loan application from White Gold Dairy, a dairy farm in Vienna, WI. The MVP Program provides assistance to dairy farmers to increase milk production in the State. Commerce forwards MVP loan applications to County RLFs when local RLF funding is available.

White Gold Dairy is located in the Town of Vienna. The Maier family has been milking cows since 1922, and in 1978 Wilbert Maier's sons took over the family farm operation growing the herd to 100 cows. In 1993,

ownership was transferred to his grandson's Rich and Jerry and in 1997, the first free stall barn and manure pit were built, expanding the number of cows to 180. In 2001, another barn was added and the herd expended to 450 cows.

White Gold Dairy, LLC is planning an expansion that will consist of building a 350 cow free stall barn with a special needs bedding pack, a 9 million gallon lagoon, 60ft x 125ft bunker silo with run off control system, adding additional stalls to their double 16 parlor to make it a double 20 and installing a direct load to tanker system. White Gold Dairy is one of the three dairies in the Dane County Manure Digester Project.

They will pump their liquid manure to a central anaerobic manure digester and receive digested liquids back. The manure digester is owned by Clear Horizons, LLC, Milwaukee, Wisconsin that will produce and sell electricity from the methane and market the solids for bedding or organic compost to landscapers. They have a fifteen-year contract with Clear Horizons. White Gold Dairy, LLC has applied for a CAFO permit. Their milk is sold to Grande Cheese.

The Maier's have secured \$2.4 million of financing from M & I Bank of Sun Prairie for their expansion. They will create four jobs consisting of three milking positions and one milker manager.

Compliance with Environmental Regulations

White Gold Dairy has an existing Comprehensive Nutrient Management Plan. Going forward, however, White Gold Dairy's expansion will qualify them as a confined animal feeding operation (CAFO) under WI state law – they will have over 1,000 animal units, and the WI Department of Natural Resources will have oversight over all environmental management. Under WI state law, CAFO farm operations are required to keep detailed nutrient management records. All documentation of manure management is sent to the WI Department of Natural Resources on a yearly basis for review. White Gold Dairy has applied for a CAFO permit to accommodate their expansion from 832 cows to 1,182 cows.

The Department of Commerce and Dane County have been asked to provide gap financing in the amount of \$175,000, \$87,500 each, to purchase a total of 350 cows. During this expansion, White Gold Dairy plans to create 4 full-time positions, thus meeting the RLF Loan requirements of 1 job for every \$25,000 that is loaned.

The Dane County RLF Loan Committee met on May 14, 2010, to consider White Gold Dairy loan application. The Loan Committee recommended approval of a loan of \$87,500 at MVP terms (no payments the first year, interest only at 4% the second year, and principal and interest for the remaining 5 years at 4% percent), and no loan fee. A subordinate position on the Farm Security Agreement will be shared with the Department of Commerce and include all business assets currently owned and any purchased in the future, as well as a personal guarantee from Jerry Maier, owner of White Gold Dairy.

NOW, THEREFORE, BE IT RESOLVED that a RLF-ED loan of \$87,500 with a seven-year term at interest rate of 4% [sic]. The loan will be secured by sharing a second position behind the M&I Bank of Sun Prairie, and a personal guarantee from Jerry Maier, which will become due and payable in full in the event the White Gold Dairy, Inc. closes or relocates out of Dane County, is approved by the Dane County Board of Supervisors;

BE IT FURTHER RESOLVED that the Dane County Controller is authorized to issued 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 Supervisor Ripp, June 3, 2010.

Referred to PERSONNEL/FINANCE, ZONING & LAND REGULATION and ECONOMIC DEVELOPMENT.

RES. 57, 10-11

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

Sally P. Probasco, 4914 Marathon Drive, Madison 53705 (231-3037-H), to be reappointed. This term will expire 6/30/13.

Agricultural Advisory Council

Yogi Brown, 1003 Highway PB, Belleville 53508 (424-3984-H), to be reappointed. This term will expire 5/1/13.

B.U.I.L.D. Advisory Committee

Regina M. Millner, 25 Fuller Drive, Madison 53704 (241-8229-H, 241-8660-W), to be reappointed. This term will expire 6/30/13.

C.D.B.G. Commission

Linda Begley-Korth, 151 Highland Drive, Cambridge 53523 (444-8901-C, 327-4173-W), due to the resignation of Michael Lenz. Ms. Begley-Korth is Vice President of Development for Store-N-Save Self Storage, Ltd. (Trachte Building Systems). She is responsible for ensuring the successful operation, development and growth of Canadian based storage facilities. She served for ten years on the Cambridge Village Board of Trustees, served on the Cambridge Economic Development Committee, was Vice-President of the Cambridge Chamber of Commerce, was a founding member of the Cambridge Historic School Foundation, the Community Hope Foundation and the Cambridge Pottery Festival. This term will expire 4/17/12.

Pluma Cool, 11024 Division Street, Blue Mounds 53572 (437-8027-W), due to the resignation of Marc Gofstein. Ms. Cool is a business owner in the Village of Blue Mounds. She is President of the Blue Mounds Chamber of Commerce and a Village Trustee, serving on the Personnel Committee and the Economic Development Committee. This term will expire 4/19/11.

Equal Opportunity Commission

Yolanda Springfield-Woodard, 5943 Schumann Circle, Madison 53711 (271-9202-H, 845-2004-W), to be reappointed. This term will expire 1/01/13.

Ethics Board

Milele Chikasa Anana, 1033 Melvin Court, Madison (242-1400-H&W), due to the resignation of Mark Dunaway. Ms. Chikasa Anana is Publisher and Editor of *Umoja*, a monthly journal of African American people, news, and social justice news. This term will expire 4/17/12.

Monona Terrace Convention & Community Center Board

Glenn R. Krieg, 7412 Old Sauk Road, Madison 53717 (831-0034-H, 277-5193-W), to be reappointed. This term will expire 5/1/13.

Public Safety Communications Operating Practices Advisory Committee

Eric B. Bauman, 1615 Maple Street, Middleton 53562 (469-6200-H), to be reappointed. This term will expire 5/1/12.

Brian Bridges, 5000 Laufenberg Blvd., Cross Plains 53528 (265-0077-W), to be reappointed. This term will expire 5/1/12.

Chief Kevin Plendl, 205 N. Klein Dr., Waunakee 53597 (849-4523-W), to fill the expired term of Chief Scott Gregory, who served in the seat of a representative of a department without a 24-hour communication center. This term will expire 5/1/12.

Specialized Transportation Commission

Jennifer Mortenson, 416 South Main Street, DeForest 53532 (469-3099-H), due to the resignation of Greg Morrison, to fill the seat of a representative of a local specialized transportation provider. Ms. Mortenson works for Transit Solutions as their office manager and schedules, dispatches, provides customer services, and manages personnel. She also worked as a driver for Transit Solutions. This term will expire 4/19/11.

Submitted by Supervisor McDonell, June 3, 2010. Fiscal and Policy Notes not required.
Referred to EXECUTIVE.

COMMUNICATIONS

Claim from Eddie Gene Evans against Jail for missing personal property. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from American Family Insurance rep. Andrea & Rob Gevelinger against Sheriff for damage to vehicle. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from Michael Daly against County for damage to vehicle caused by county employee driving county vehicle. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from Neo Skywalker against Highway for damage to vehicle caused by pothole. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from Barry Pace (for Matthew Pace) against Sheriff for damage to vehicle caused by Sheriff employee. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from Jessica Bagneski against Highway for damage to vehicle caused by debris hitting windshield. Referred to PUBLIC PROTECTION/JUDICIARY.

Credit Based Asset Servicing & Securitization LLC v Kia Thomas summons & complaint. Referred to PUBLIC PROTECTION/JUDICIARY.

Bank of New York Mellon Trust Co. v Jennifer & Spencer Johnson summons & complaint. Referred to PUBLIC PROTECTION/JUDICIARY.

Douglas County Res. 43-10 – Request for Elimination of Potential of Asian Carp Spread throughout Great Lakes and Surrounding Watersheds. Referred to EXECUTIVE.

Douglas County Res. 38-10 – Repeal of Section 79.07 of the Wisconsin Statutes Supported. Referred to EXECUTIVE.

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

Petition 10213 – Town of Rutland – Erwin A. & Joyce M. Sholts Joint Revocable Trust

10215 – Town of Primrose – Grant Slotten

10214 – Town of Cottage Grove – Skaar Living Trust

10216 – Town of Black Earth – Danz Brothers Farms

- 10217 – Town of Roxbury – Marcus Marx
- 10218 – Town of Dane – Greiber Family Trust
- 10219 – Town of Springfield – Thomas Hellenbrand
- 10220 – Town of Berry – Kyle Walser
- 10221 – Town of Springfield – Jeffrey Kruchten
- 10222 – Town of Springfield – Wagners Milky Way Farm

ORD. AMDT. 9, 10-11

AMENDING CHAPTER 82 OF THE DANE COUNTY CODE OF ORDINANCES,
INCORPORATING THE TOWN OF WINDSOR 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(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:

(22) Town of Windsor Comprehensive Plan, including all amendments adopted by the county board of supervisors as of *[County Clerk to insert effective date of this amendment.]*

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

Submitted by Supervisors O'Loughlin and Wiganowsky, June 17, 2010. Fiscal and Policy Notes not required.

Referred to ZONING & LAND REGULATION.

RES. 58, 10-11

AUTHORIZING THE EXCHANGE OF SURPLUS HIGHWAY RIGHT OF WAY
FOR A STREAMBANK EASEMENT ON WEST BRANCH OF SUGAR RIVER

Res. 83, 2009-2010 AUTHORIZING THE SALE OF HIGHWAY SURPLUS LAND IN THE TOWN OF PRIMROSE authorized the sale of 0.38 acres of land in the north right of way of CTH A at STH 92 in the Town of Primrose to adjoining property owner Nick Schultz. A title search revealed that the neighboring land owner, Joanne Hanna-Viney, retained a residual right in the land from a highway sale in 1954.

Coincidentally, Dane County was negotiating with Hanna-Viney for a streambank easement on her property. She has agreed to quit-claim her residual right in the land being sold to Nick Schultz and a streambank easement to Dane County in exchange for the County quit-claiming 1.58 acres of surplus highway right of way abutting her property.

The land values in this area are approximately \$7,000 per acre and the streambank easement value was calculated at \$10,000.

NOW, THEREFORE, BE IT RESOLVED that the County of Dane does hereby approve and authorize the exchange of 1.58 acres of surplus highway right of way at the intersection of CTH A and STH 92 for a streambank easement along the West Branch of the Sugar River and residual interest in right of way north of CTH A, and

BE IT FINALLY RESOLVED that the Dane County Clerk and the County Executive are hereby authorized to execute a conveyance of land to Joanne Hanna-Viney and an acceptance of a streambank easement on behalf of the County of Dane.

Submitted by Supervisors Downing and Miles, June 17, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 59, 10-11

AUTHORIZING ACCEPTANCE OF FUNDS FOR HOMELAND SECURITY/REGIONAL
LAW ENFORCEMENT TEAM 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/Regional Law Enforcement Team Equipment Program and provides funds for the Explosive Ordinance Disposal Team. The grant will fund \$50,000 to purchase robotic equipment to upgrade the Andros F6A robot which the agency received in 2003 and \$11,500 to purchase a wireless bomb suit communications system to allow the bomb technician to communicate with the command post while down range working on a device.

The Dane County Sheriff's Office will be awarded a total of \$61,500. The grant period ends June 30, 2010.

NOW, THEREFORE, BE IT RESOLVED that the Sheriff's Office be permitted to accept the Homeland Security/Regional Law Enforcement Team Equipment Grant, administered by the Office of Justice Assistance, in the amount of \$61,500.

BE IT FURTHER RESOLVED that \$61,500 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 \$61,500 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 Supervisors Rusk, Corrigan, Bayrd, Hulsey, Wiganowsky, O'Loughlin, Imhoff and Schlicht, June 17, 2010.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 60, 10-11

AUTHORIZATION TO LEASE VEHICLE(S)

In 1999, Dane County established a master lease agreement with Ford Motor Credit to provide lease financing for fleet vehicles. As existing leases expire, new vehicles are leased to replace them.

The *Human Services* Department requires the replacement of three vehicles (1997 Plymouth Neon, two 1998 Plymouth Neons), all three being over ten years old with over 100,000 miles on each. The three replacement vehicles are new Dodge Grand Caravan minivans and each is priced under the state contract at \$18,766. Each vehicle has an annual lease payment of \$6,688.97 for an annual payment of \$20,066.91 for all three. The vehicles will be leased over a period of four years with annual payments made in advance. The fourth year of the lease will be a buyout of \$1 for each vehicle. The budgeted line item for Vehicle Leases is CYF ADMIN COZBAA and is budgeted at \$30,000.

THEREFORE, BE IT RESOLVED, that the Controller and County Clerk are authorized to execute addenda to the Ford Motor Credit Master Lease Agreement for three Dodge Grand Caravan's *RFB bid# 28005-SL Passenger Vehicle* for Dane County Department of Human Services.

Submitted by Supervisors Stubbs, Duranczyk, Vedder, Willett, Ferrell, Levin and Sargent, June 17, 2010.
Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

RES. 61, 10-11

2010 DANE COUNTY CONSERVATION FUND GRANT AWARD – NATURAL HERITAGE LAND TRUST

The Natural Heritage Land Trust has applied to the Dane County Conservation Fund Grant Program for financial assistance to purchase approximately 100 acres in the Town of Westport. The property is identified as a prairie remnant site in the *Dane County Parks & Open Space Plan* and buffers the Westport Drumlin prairie within the DNR's Empire Prairie State Natural Area. The property will contribute toward the goals of the project area by its vast restoration potential, protection of endangered and threatened species, and greatly improved public access.

The purchase price for the property has been established at the appraised value of \$1,143,000. The Conservation Fund Grant Advisory Committee recommends \$239,000 in County funds, which represents 21% of the purchase price. The remainder of the acquisition costs will be covered by a federal USFWS grant and a DNR Stewardship grant secured by the Land Trust.

NOW, THEREFORE, BE IT RESOLVED, that a grant to the Natural Heritage Land Trust is approved by the Dane County Board and the Dane County Executive. The County will pay up to the grant amount with reimbursement based on actual project expenses.

BE IT FURTHER RESOLVED, that the grant award totals \$239,000 and that the funds are currently available in the 2010 Dane County Conservation Fund.

BE IT FURTHER RESOLVED, that the Dane County Board of Supervisors authorizes this expenditure in advance of the 2010 borrowing,

BE IT FURTHER RESOLVED, that the Dane County Clerk and Dane County Executive are authorized to execute documents necessary to effectuate the grant award, which may include grant agreements, management agreements, and the transfer of land which will vest in Dane County according to Wisc. Stats. 27.05(3), and that the land be managed under the jurisdiction of the Dane County Park Commission.

BE IT FINALLY RESOLVED, that the Conservation Fund Manager and Acquisition and Planning Specialist are authorized to approve closing and reimbursement documentation for grant projects and the transfer of land to Dane County and the Controller is authorized to issue checks necessary to effectuate the transactions authorized through the grant award.

Submitted by Supervisor Ripp, June 17, 2010.

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

RES. 62, 10-11

AUTHORIZING STREAMBANK EASEMENTS FOR VERMONT CREEK AND GERMAN VALLEY BRANCH

Dane County has negotiated the purchase of eight streambank easements on land stretching 2 miles along the German Valley Branch in the Towns of Perry and Blue Mounds and 3,960 feet along Vermont Creek in the Town of Black Earth. The Madison Community Foundation, the Natural Heritage Land Trust, the DNR and Trout Unlimited are project partners. Vermont Creek and German Valley Branch are Tier I Stream Project Areas as identified in the *Dane County Parks & Open Space Plan 2006 – 2011* and DNR designated trout streams. The purpose of the easements are to provide permanent public fishing access, protect water quality, and preserve fish and wildlife habitat.

Acquisition of these 8 streambank easements will continue the success and popularity of the permanent streambank easement program, which was established through the Land & Water Legacy Fund in 2007. To date over 6 miles have been permanently protected and are available for public use. Overall this program is an affordable and efficient way to provide permanent public access to restored trout streams while keeping the property in private ownership and without negatively impacting surrounding agricultural uses.

The total purchase price of the eight streambank easements is \$321,000. The DNR, Madison Community Foundation, and the Natural Heritage Land Trust are contributing \$67,000 towards the project costs. The remaining \$254,000 is available in the 2010 Dane County Land & Water Legacy Fund. Trout Unlimited will reimburse \$14,000 to the County, bringing the total County expenditure to \$240,000.

NOW, THEREFORE, BE IT RESOLVED, that the Dane County Board of Supervisors and the Dane County Executive hereby authorize the purchase of Streambank Easements plus associated costs from Curran, Spaay, Atkins, Karls, Holms, Kahl, Johnson, Parrell and the Natural Heritage Land Trust and according to Wisc. Stats. 27.05(3), and that the land rights be managed under the jurisdiction of the Dane County Park Commission.

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 Dane County,

BE IT FURTHER RESOLVED, that the Dane County Board of Supervisors authorizes this expenditure in advance of the 2010 borrowing,

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 Dane County and the Controller is authorized to issue checks necessary to effectuate the transaction.

Submitted by Supervisors Downing, Hampton, Martz and Duranczyk, June 17, 2010.

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

RES. 63, 10-11

ACCEPTANCE OF WI DEPARTMENT OF NATURAL RESOURCES
LAKE PLANNING GRANT – ALGAE BOOM STUDY

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 construct algae boom systems, which would be installed in two test locations (one on Lake Mendota, and one on Lake Monona), to determine the feasibility of trapping algae scums to keep nearby beaches cleaner.

The 2010 Lakes & Watersheds Budget includes the required project match.

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 “Algae Boom Study Grant” be established under the Lakes & Watersheds Budget for \$3,000 and that these funds be carried forward until expended.

Submitted by Supervisors Hulsey, Erickson, Corrigan, Eicher and Miles, June 17, 2010.

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

RES. 64, 10-11

ACCEPTANCE OF MADISON COMMUNITY FOUNDATION GRANT

Dane County Land & Water Resources – Lakes & Watersheds Division has received a grant from the Madison Community Foundation for \$75,000. This grant will support phosphorus reduction as part of the Yahara CLEAN Project. \$50,000 is awarded for year one and \$25,000 for year two.

NOW, THEREFORE, BE IT RESOLVED, that the Dane County Board of Supervisors and the Dane County Executive hereby accept the grant award from the Madison Community Foundation for \$75,000.

BE IT FURTHER RESOLVED, that a new revenue account "MCF Grant Revenue" shall be established under the Land Conservation budget for \$75,000. A new expense account "MCF Grant Expense" be established under the Land Conservation budget for \$25,000 and a new expense account "MCF Grant LTE Expense" be established for \$50,000 and that these funds be carried forward until expended.

Submitted by Supervisors Hulsey, Erickson, Corrigan, Eicher and Miles.

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

RES. 65, 10-11

ACCEPTANCE OF WI DEPARTMENT OF NATURAL RESOURCES
LAKE PLANNING GRANT – SURVEY IMPLEMENTATION

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 update a Yahara Lakes Water Recreation Study by surveying water users to assess trends and attitudinal and other changes. This data will be used to develop comprehensive water recreation management plans with recommendations to be posted online at danewaters.com.

The 2010 Lakes & Watersheds Budget includes the required project match.

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 "Implement Lk User Survey Grant" be established under the Lakes & Watersheds Budget for \$3,000 and that these funds be carried forward until expended.

Submitted by Supervisors Hulsey, Erickson, Corrigan, Eicher and Miles, June 17, 2010.

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

RES. 66, 10-11

APPROVING CHANGE ORDER #66 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>\$12,204,773.65</u>
Change Order #66 (deduct)	<u>(\$181,970.27)</u>
Adjusted Value of Contract	<u>\$12,022,803.38</u>

THEREFORE BE IT RESOLVED that change order # 66 for Roberts Construction is approved to deduct \$181,970.27 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 Supervisor Ripp, June 17, 2010.

Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 67, 10-11

APPROVING AGREEMENT FOR COMMUNITY DEVELOPMENT BLOCK GRANT LOAN
MAUNESHA RIVER DAIRY

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, 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.

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.

In May 2010, the Director of Wisconsin Department of Commerce (DOC), Milk Volume Production (MVP) Program forwarded an MVP loan application from Mauneshia River Dairy, farm in the Town of Bristol. The MVP Program provides assistance to dairy farmers to increase milk production in the State. DOC forwards MVP loan applications to County RLFs when local RLF funding is available.

Mauneshia River Dairy is owned by the Ballweg family who have been milking cows since 1946. Their dairy expansion will increase the herd from 644 cows to 1,100 cows by building a 560 stall 8 row cross-ventilated barn and renovate the existing freestall barn. The Department of Commerce and Dane County have been asked to provide gap financing in the amount of \$200,000, \$100,000 each, to purchase approximately 400 cows for this project. During this expansion, Mauneshia River Dairy plans to create 7 full-time positions, one milker/field staff, five additional milkers and one assistant herd manager, thus meeting the RLF Loan requirements of 1 job for every \$25,000 that is loaned.

The Dane County RLF Loan Committee met on May 14, 2010, to consider the Mauneshia River Dairy loan application. The Loan Committee recommended approval of a loan of \$100,000 at MVP farms (no payments

the first year, interest only at 4% the second year, and principal and interest for the remaining 5 years at 4% percent), and no loan fee. A subordinate position on the Farm Security Agreement will be shared with the Department of Commerce and include all business assets currently owned and any purchase in the future, as well as a personal guarantee from Dennis Ballweg, Owner, Maunsha River Dairy.

NOW, THEREFORE, BE IT RESOLVED that a RLF-ED loan of \$100,000 with a seven-year term at interest rate of 4%. The loan will be secured by sharing a second position behind the F & M Bank and SBA, and a personal guarantee from Dennis Ballweg, which will become due and payable in full in the event that Maunsha River Dairy closes or relocates out of Dane County, is approved by the Dane County Board of Supervisors;

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 Clausius, Miles, O'Loughlin and Bruskewitz, June 17, 2010.
Referred to PERSONNEL/FINANCE, ZONING & LAND REGULATION and ECONOMIC DEVELOPMENT.

RES. 68, 10-11

AWARDING CONTRACT FOR TELEPHONE SYSTEM FOR NEW
BADGER PRAIRIE HEALTH CARE CENTER

The Department of Administration issued RFP #110023 for the purchase and installation of a phone system for the New Badger Prairie Health Care Center. Two firms responded to the RFP. The evaluation team rated Enterprise Systems Group the highest of the two respondents. Therefore, the evaluation team recommends that the county contract with Enterprise Systems Group for the purchase and installation of the phone system for the Badger Prairie Health Care Center.

NOW, THEREFORE, BE IT RESOLVED that the County Board awards the contract for the Badger Prairie phone system to Enterprise Systems Group in the amount of \$183,855, and

BE IT FINALLY RESOLVED that County Executive and County Clerk are authorized to execute the contract documents.

Submitted by Supervisors Hesselbein, Solberg and Willett, June 17, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 69, 10-11

CALLING FOR A FEDERAL, PUBLIC AUDIT OF WAR SPENDING AND SUPPORTING
"THE WAR IS MAKING YOU POOR ACT" IN CONGRESS

The United States' military budget is approximately 57 percent of the overall federal budget. Military spending grossly outpaces all other American budget priorities, such as health and human services, education or

transportation. In addition, the United States' military budget is greater than all other nations' military budgets combined.

Furthermore, supplemental spending – outside the budget – for the United States' ongoing military action in Afghanistan and military occupation of Iraq continues to further bloat the gigantic federal deficit and seriously undermine the nation's attempt to pull itself from the worst economic situation since the Great Depression of the 1930s. By autumn 2010, the cost of military ventures in Afghanistan and Iraq will reach \$1 trillion.

Excessive, unchecked U.S. military spending during a time of serious domestic economic trouble contributes greatly to reductions in federal aid to state and local programs at a time when such programs are most needed by average citizens, including U.S. veterans.

The National Priorities Project – which provides breakdowns of the cost of war by community across the United States – estimates the costs of spending in Afghanistan and Iraq for Dane County residents has now been \$1.5 billion, enough to pay for nearly 244,000 people with low-income healthcare, for more than 23,000 patrol officers, or for enough renewable electricity for more than 1.1 million households, for one year.

HR 5353, "The War is Making You Poor Act," has been introduced in the U.S. House of Representatives, which would require that the military actions in Afghanistan and Iraq be paid for from the current military budget. The resulting savings would provide a standard income tax deduction for citizens, and be used to pay down the national debt.

NOW BE IT RESOLVED that the Dane County Board of Supervisors hereby calls upon Wisconsin's Congressional Delegation and President Barack Obama to produce a transparent audit of the ongoing costs of military operations in Afghanistan and Iraq, and present the findings to the public, and

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors hereby calls upon Wisconsin's Congressional Delegation to pass HR 5353, "The War is Making You Poor Act," and upon President Barack Obama to sign the act, and

BE IT FINALLY RESOLVED that a copy of this resolution be sent to all members of Wisconsin's Congressional Delegation and President Barack Obama.

Submitted by Supervisors Richmond, Vedder, Hulsey, Erickson, Matano, Corrigan and Sargent, June 17, 2010. Fiscal and Policy Notes not required.
Referred to EXECUTIVE.

RES. 70, 10-11

REFERENDUM ON MEDICAL MARIJUANA

Current law prohibits the manufacture, distribution, and delivery of marijuana and the possession of marijuana with intent to manufacture, distribute, or deliver it. Additionally, current law prohibits a person from possessing or attempting to possess marijuana. Depending on the amount of marijuana involved, an individual may face fines and potential imprisonment for violating the law.

During the 2009 Wisconsin legislative session, two bills were introduced to establish a medical necessity defense to marijuana-related prosecutions and fines. Assembly Bill 554 (AB 554) and Senate Bill 368 (SB 368) would have allowed a person having or undergoing a debilitating medical condition or treatment to invoke this

defense. The bills would have allowed a qualifying patient to invoke this defense if he or she acquires, possesses, cultivates, transports, or uses marijuana to alleviate the symptoms or effects of his or her debilitating medical condition or treatment, but only if no more than the maximum authorized amount of marijuana is involved. Finally, the bills required the Department of Human Services to establish a registry for medical users of marijuana as well as to license and regulate nonprofit corporations that distribute or deliver marijuana to facilitate its use. The bills failed because the legislative session ended before they could be considered.

Fourteen states across the country have enacted laws that legalized medical marijuana, including Alaska, California, Hawaii, Maine, Michigan, Oregon, and Washington. The Wisconsin legislation would have changed state law regarding marijuana, but would not have affected federal law which prohibits persons from manufacturing, delivering, or possessing marijuana.

There are individuals suffering from serious illnesses who desperately need cannabis to manage their symptoms and they cannot find legal relief in Wisconsin. To further the public debate on whether the State of Wisconsin should allow the use of marijuana for medical purposes, Dane County voters should have the opportunity to voice their opinion via a referendum.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors places the following advisory referendum on the ballot for the November 2010 election:

"Should the Wisconsin Legislature enact legislation allowing residents with debilitating medical conditions to acquire and possess marijuana for medical purposes if supported by their physician?"

BE IT FINALLY RESOLVED that the Dane County Clerk shall take all necessary steps to implement this resolution.

Submitted by Supervisors Hendrick, Stoebig, Jensen, Erickson, Hulse, Solberg, Matano, Hampton, Miles, Vedder, Salov, Eicher and Ripp, June 17, 2010.
Referred to EXECUTIVE.

RES. 71, 10-11

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.

Monona Terrace Convention & Community Center Board

Judith F. Karofsky, 317 North Pinckney Street, Madison 53703 (255-9911-H, 224-0606-W), to fill the expired term of Anne Katz. Ms. Karofsky is the Community Relations/Fund Development Manager for the Coalition of Wisconsin Aging Groups. She is a community activist and advocate for investment in creative, sustainable development. She is a former Mayor of the City of Middleton and a former senior staff member for Governor Schreiber. She is President/Founder of Real Estate Insites, LLC, and was the Managing Director of the Bartell Community Theatre. This term will expire 5/1/13.

Submitted by Supervisor McDonnell, June 17, 2010. Fiscal and Policy Notes not required.
Referred to EXECUTIVE.

COMMUNICATIONS

- Claim from Austin Albrecht against County for damage to vehicle at the county compost site. Referred to PUBLIC PROTECTION/JUDICIARY.
- Civil Case Lashana L. Buckner v Human Services summons & complaint & petition for declaratory judgment. Referred to PUBLIC PROTECTION/JUDICIARY.
- Claim from atty representing Robert P. Gunn against Highway for damage to vehicle caused by county dump truck. Referred to PUBLIC PROTECTION/JUDICIARY.
- Communication from Matt Pace regarding claim. Referred to PUBLIC PROTECTION/JUDICIARY.
- Wells Fargo Bank NA v Mark & Suzanne Anderson amended summons & complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.
- Claim from Elaine C. Parrott against Airport for personal injury. Referred to PUBLIC PROTECTION/JUDICIARY.
- Communication from Gray Bahl Collision Repair re. Orlando Serra. Referred to PUBLIC PROTECTION/JUDICIARY.
- Communication from United Subro Associates re. Badger Mutual Ins. Co. accident claim in Black Earth. Referred to PUBLIC PROTECTION/JUDICIARY.
- Mark S. McGrath & Barbara J. McGrath vs Highway summons & complaint personal injury exceeds \$5,000. Referred to PUBLIC PROTECTION/JUDICIARY.
- Claim from Deanna Smythe and Kimberly Sasso against Sheriff personal injuries from auto accident. Referred to PUBLIC PROTECTION/JUDICIARY.
- Outagamie County Resolution 13-2010-11 Regarding Repealing Changes to Wisconsin's Prevailing Wage Law. Referred to EXECUTIVE.
- Dodge County Resolution Regarding Repealing Changes to Wisconsin's Prevailing Wage Law. Referred to EXECUTIVE.

ORD. AMDT. 10, 10-11

AMENDING CHAPTER 10 OF THE DANE COUNTY CODE
OF ORDINANCES, REGARDING CHANGES TO THE LIMITED COMMERCIAL (LC-1) ZONING DISTRICT AND
ESTABLISHING CONDITIONAL USE PERMIT APPLICATION PROCEDURES

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(27g) is created to read as follows:

(27g) Incidental indoor maintenance. Maintenance and repair of equipment and vehicles owned and operated by a principal business on the premises, and not as a service to others. All maintenance activities must take place within an enclosed building.

ARTICLE 3. Subsection 10.01(27h) is created to read as follows:

(27h) Indoor storage. Uses that are primarily oriented to the receiving, holding and shipping of materials for a single business. Such uses are not for retail sales, storage of personal belongings of others, or warehousing of materials for others. With the exception of loading facilities, such uses are contained entirely within an enclosed building.

ARTICLE 4. Subsection 10.01(30f) is created to read as follows:

(30f) Light industrial. The processing, manufacturing, compounding, assembly, packaging, treatment or fabrication of materials and products, from previously processed or previously manufactured materials. All operations (with the exception of loading operations):

- (a) are conducted entirely within an enclosed building;
- (b) are not potentially associated with nuisances such as odor, noise, heat, vibration, and radiation which are detectable at the property line;
- (c) do not pose a significant safety hazard (such as danger of explosion); and
- (d) include no retail sales.

ARTICLE 5. Subsection 10.01(30g) is created to read as follows:

(30g) Limited rural business. A Limited Rural Business may include any use permitted in the A-B, B-1, C-1 or C-2 zoning districts if it is located exclusively in building(s) in existence prior to April 30, 2005, maintains, restores or enhances the existing exterior character of the building(s), employs no more than 4 non-family employees, and does not conflict with the overall purposes of the LC-1 district. "Family" has the meaning set forth in section 10.01(23).

ARTICLE 6. Subsection 10.01(40m) is created to read as follows:

(40m) Office. An exclusive indoor land use whose primary function is the handling of information or administrative services. Such uses do not typically provide services directly to customers on a walk-in or on-appointment basis.

ARTICLE 7. Subsection 10.01(40t) is created to read as follows:

(40t) Outdoor storage. Outdoor storage is primarily oriented to the receiving, holding and shipping of materials for a single business. Such a use, in which any activity beyond loading and parking is located outdoors, is considered an outdoor storage use. Such uses do not include junk or other materials typically associated with a junkyard, salvage recycling center or solid waste recycling center, as defined in this ordinance. Outdoor storage of materials is not permitted within the building setback area described in s. 10.17.

ARTICLE 8. Section 10.141 is rescinded.

ARTICLE 9. Section 10.111 is created to read as follows:

10.111 LC-1 LIMITED COMMERCIAL DISTRICT. (1) Statement of Purpose. The Limited Commercial Zoning District is intended for small commercial uses that may need to locate in predominantly rural areas due to their often large service areas and their need for larger lot sizes. In appearance and operation, such uses are often similar to agricultural uses and are therefore more suitable to a rural area. Such uses include, but are not limited to, contractor, transportation, building trades and landscaping operations, and are typically characterized by:

- (a) Outdoor stockpiles of materials;
- (b) Storage and maintenance of large construction or transportation equipment;
- (c) No retail sales;
- (d) Low traffic volume;
- (e) Limited outdoor lighting and signage
- (f) Early morning activity, and;
- (g) Large, utilitarian buildings, often with metal siding.

(2) Permitted Uses.

- (a) Office.
- (b) Indoor Storage.
- (c) Incidental Indoor Maintenance.
- (d) Incidental Parking for employees, consistent with s. 10.18.
- (e) Utility Services.

(3) Conditional Uses.

- (a) Outdoor Storage.
- (b) Single Family Residences for a caretaker or owner of the business
- (c) Light Industrial.
- (d) Limited Rural Businesses as defined in s.10.01(30b).
- (e) Storage of more than 12 total vehicles and pieces of construction equipment.

(4) Vehicle and Equipment Limitations.

The total number of vehicles and pieces of construction equipment shall not exceed 12, unless authorized by a conditional use permit.

(5) Building size limitations.

- (a) Commercial buildings shall not exceed 10,000 square feet in total floor area and shall not exceed 35 feet in height or two and one-half (2-1/2) stories.
- (b) Residential buildings shall not exceed 35 feet in height or two and one-half (2-1/2) stories.

(6) Lot area.

- (a) Minimum lot area. Lots shall be not less than 100 feet of lot width and 20,000 square feet of lot area.
- (b) Maximum lot area. Lots shall not exceed 5 acres in area.

(7) Lot area coverage. The total building footprint of commercial buildings, residential buildings and residential accessory buildings shall not exceed 35 percent of the lot area.

(8) Building setback requirements.

- (a) Setback from front lot line to highway right-of-way line shall conform to the requirements of section 10.17.
- (b) Construction equipment, vehicles, or material shall not be stored between the building setback line and the front lot line of any lot.

(9) Side yard requirements. The minimum width for any side yard shall not be less than 10 feet for any building.

(10) Rear yard requirements.

- (a) For buildings used for commercial purposes and residential accessory buildings the minimum rear yard shall be not less than 10 feet.
- (b) For residential buildings the minimum rear yard shall be not less than 25 feet.

(11) Off-street parking. Off-street parking shall be provided as required in section 10.18.

(12) Screening requirements. For lots adjacent to a Residential district, Rural Homes district, or A-2 Agriculture district, the screening provisions of section 10.16(7) shall be complied with prior to the establishment of a commercial use.

ARTICLE 10. Section 10.255(2)(e) is amended to read as follows:

(e) Application for conditional use. An application for a conditional use shall be filed with the zoning administrator on a form prescribed by the zoning administrator. The application shall be accompanied by such plans and other information as required by this section or as may be prescribed by the zoning administrator or the zoning committee, and shall include a statement in writing by the applicant and adequate evidence showing that the proposed conditional use shall conform to the standards set forth in par. (h) hereinafter.

1. Site Plan. All applications for a conditional use permit must be accompanied by a site plan, drawn to a scale large enough to show detail, that includes, at a minimum the following information:

- a. All buildings and all outdoor use and / or storage areas, existing and proposed, including provisions for water and sewer. Existing and proposed uses must be clearly labeled.
- b. All dimensions and required setbacks, side yards and rear yards.
- c. Location and width of all driveway entrances onto public and private roadways, and of all interior roads or driveways. Traffic flow patterns must be indicated.
- d. Parking lot layout in compliance with Section 10.18 of the Dane County Zoning Ordinance.
- e. Proposed loading/unloading areas.
- f. Zoning district boundaries in the immediate area. All districts on the CUP property and on all neighboring properties must be clearly labeled.
- g. All natural features such as lakes, ponds, streams (including intermittent watercourses), flood zone and wetland areas, and slopes over 12% grade.

h. The Zoning Administrator may require, at his or her discretion, site plans to show additional detail, including, but not limited to contours, drainage, screening, fences, landscaping, lighting, signs, refuse dumpsters, and possible future expansion areas.

2. Operational Plan. All applications for a conditional use permit must be accompanied by an operational plan that describes, at a detail acceptable to the Zoning Administrator, the following characteristics of the operation:

a. Hours of operation.

b. Number of employees.

c. Anticipated noise, odors, dust, soot, runoff or pollution and measures taken to mitigate impacts to neighboring properties.

d. Descriptions of any materials stored outside and any activities, processing or other operations taking place outside an enclosed building.

e. Compliance with county stormwater and erosion control standards under Chapter 11 or Chapter 14, Dane County Code.

f. Sanitary facilities, including adequate private onsite wastewater treatment systems and any manure storage or management plans approved by the Madison & Dane County Public Health Agency and/or the Dane County Land and Water Resources Department.

g. Facilities for managing and removal of trash, solid waste and recyclable materials.

h. Anticipated daily traffic, types and weights of vehicles, and any provisions, intersection or road improvements or other measures proposed to accommodate increased traffic.

i. A listing of hazardous, toxic or explosive materials stored on site, and any spill containment, safety or pollution prevention measures taken.

j. Outdoor lighting and measures taken to mitigate light-pollution impacts to neighboring properties.

k. Signage.

[EXPLANATION: This amendment makes revisions to the LC-1 (Limited Commercial) zoning district, including clarification of the permitted uses and conditional uses that are compatible with the purpose of the district. The amendment also adds definitions of several land uses to s. 10.01 that are used in the LC-1 district. The amendment also establishes site plan and operational plan requirements for conditional use permit applications in the district.]

Submitted by Supervisors Hendrick, Downing and Jensen, July 15, 2010. Fiscal and Policy Notes not required.

Referred to ZONING & LAND REGULATION.

RES. 72, 10-11

AUTHORIZING LAND & WATER RESOURCES EXPENDITURES IN ADVANCE OF BORROWING
FOR 2010 CAPITAL BUDGET ITEMS

The 2010 LWRD Capital Budget includes a number of capital project expenditures that are financed with borrowed funds. On June 28, 2010, the Personnel and Finance Committee approved a capital budget freeze appeal to allow the Department of Land and Water Resources to proceed with nine (9) projects. 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	\$ 72,000
CPLWRESC 58923 Vehicle & Equipment Replacement	\$142,800
LWLEGACY 57715 Lake, Stream & River Monitors	\$ 20,000
LWLEGACY 58197 Regional Groundwater Flow Model	\$ 70,000
LWLEGACY 58702 Streambank & Wetland Restoration	\$ 40,000
TOTAL	\$344,800

Submitted by Supervisors Richmond, Gau, and Downing, July 15, 2010.
 Referred to PERSONNEL/FINANCE.

 RES. 73, 10-11

AUTHORIZING PURCHASE OF SERVICES AGREEMENT WITH THE VILLAGE OF BELLEVILLE

In 2008, the Village of Belleville hired a team of consultants lead by Montgomery Associates to review previous lake studies and to identify lake restoration alternatives. The goal of the restoration is to enhance the recreational opportunities of Lake Belle View and the Sugar River through separation of the lake and river, to increase lake depths, to cultivate diversity of aquatic habitat, to improve diversity and quality of wetland habitat and to promote the eco-system’s natural beauty.

Restoration elements include:

- Separating Lake Belle View from the Sugar River with a 3,200 foot long berm
- Restoring 11 acres of wetlands and creating 11 acres of emergent vegetation
- Dredging 105,000 cubic yards
- Creating a new pedestrian path connecting the north side to Community Park
- Using dredged materials to enhance and expand existing island habitat
- Deepening the lake
- Establishing a warm water fishery
- Incorporating a canoe/kayak loop around the lake

The Village of Belleville has obtained funding from various village, state and private contributions. The 2003 Dane County Capital Budget included \$150,000 in funding to assist with the restoration of Lake Belle View. A Purchase of Services Agreement has been drafted by Dane County Land & Water Resources for \$150,000 towards funding the separation of the lake and river and the restoration of the wetlands.

BE IT RESOLVED, that the agreement totals \$150,000 and that the funds are currently available in the 2010 Land & Water Resources – Land Conservation Capital Budget.

BE IT FURTHER RESOLVED, that the Dane County Board of Supervisors authorizes this expenditure in advance of the 2010 borrowing,

BE IT FINALLY RESOLVED that the Purchase of Services Agreement with the Village of Belleville for \$150,000 upon completion of the berm and restoration of wetlands per the terms and conditions listed within the agreement is approved by the Dane County Board and the Dane County Executive.

Submitted by Supervisors Downing, Gau and Richmond, July 15, 2010.
Referred to PERSONNEL/FINANCE.

RES. 74, 10-11

ADJUSTING REVENUE AND EXPENDITURE LINES AND AMENDING A
PROFESSIONAL SERVICE CONTRACT
DEPARTMENT OF HUMAN SERVICES – CYF DIVISION

This resolution increases the Mental Health Center's of Dane County Inc's Family Preservation Program (FPP) 2010 budget by \$41,667 commencing August 1, 2010.

The revenue source for this budget increase comes from a GPR budget adjustment from the Human Services' Department's Foster Care expense line with no net increase in GPR. The Family Preservation Program has safely diverted children from foster care for many years and this program expansion will allow a greater number of families to be served and successfully transitioned to less intensive services.

NOW, THEREFORE, BE IT RESOLVED, that the professional service contract listed below be amended as follows:

Vendor	Amended Amount:
Mental Health Center of Dane County, Inc.	\$41,667

BE IT FURTHER RESOLVED that GPR be adjusted within the Human Services Department budget to the following expenditure accounts in the Children Youth and Families Division.

Expenditure Account Number	Account Title	Amount
CYFALTCR CHFAAA	Child Foster Care	(-41,667)
CYFCTMHC CZFPAA	Family Preservation (C/TR)	+26,250
CYFCTMHC CMFPAA	Family Preservation (CM)	+15,417
<u>TOTAL NET EXPENDITURES</u>		0

Submitted by Supervisors Stubbs, Duranczyk, Ferrell, Sargent and Levin, July 15, 2010.
Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

RES. 75, 10-11

AUTHORIZING RENTAL LEASE BETWEEN THE ALLIANT ENERGY CENTER OF DANE COUNTY
AND FRIENDS OF WHA-TV

The Friends of WHA-TV has negotiated one year lease with the Alliant Energy Center of Dane County for their WPT Garden Expo to be held February 10-13, 2011.

The lease with the Friends of WHA-TV includes rental and services in the amount of \$83,080.00.

In addition to the rental fee listed above all approved parking charges will be assessed for the Friends of WHA-TV 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 Veldran, Ripp, Salov, Schmidt and Erickson , July 15, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 76, 10-11

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 05/01/10 to 04/31/11. This is a renewal of the current lease with no increases in 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 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, Duranczyk, Ferrell and Sargent, July 15, 2010.
Referred to HEALTH & HUMAN NEEDS, PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 77, 10-11

ESTABLISHING REVENUE AND EXPENDITURE ACCOUNTS FOR
DEPARTMENT OF JUSTICE TRAINING FUNDS IN THE DANE COUNTY SHERIFF'S OFFICE

For many years, the State of Wisconsin Department of Justice (DOJ) has supported local law enforcement agencies by funding required recertification training for sworn personnel. Since this program began, the costs of the training were paid directly by DOJ. Recently, the DOJ has changed this procedure and, instead, will now send the money directly to Dane County so that they could pay the costs directly for the appropriate training.

Each year Dane County will receive a payment from DOJ that can be applied to these training activities. The amount will vary each year depending on funds available at the beginning of the state fiscal year. The balance of funds received by Dane County for 2009-2010 was \$67,772.91. Following discussions with the County

Executive and Department of Administration, the Sheriff's Office has determined that establishing revolving revenue and expenditure accounts is the most effective method to account for these restricted funds.

NOW, THEREFORE, BE IT RESOLVED that expenditure account SHRFADM 20655 "Conferences and Training-DOJ Funded" and revenue account SHRFADM 80538 "Conferences and Training-DOJ Revenue" be established in the County's financial system, and

BE IT FURTHER RESOLVED that to the extent revenue is received in account SHRFADM 80538 that expenditures in SHRFADM 20655 be authorized, and

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 expenditures are authorized in the amount of the revenue received and that any amount remaining in the expenditure account at the end of each fiscal year be carried forward to the following fiscal year.

Submitted by Supervisors Rusk, Bayrd, Hulsey, Wiganowsky, Imhoff, Schlicht and Corrigan, July 15, 2010.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 78, 10-11

AUTHORIZING EXECUTION OF AGREEMENT CONCERNING TSA'S SPACE AND UTILITY USAGE AT THE DANE COUNTY REGIONAL AIRPORT

Pursuant to the Aviation and Transportation Security Act of 2001, the Transportation Security Administration ("TSA") conducts baggage and passenger screening at the Dane County Regional Airport. Federal law requires airports to provide to TSA rent-free space in which to perform its screening activities, but provides that airport owners may enter into licensing agreements with the United States for the reimbursement of the cost of electricity used for the operation of screening equipment. The subject License Agreement Between The United States Of America And Dane County, Wisconsin designates security checkpoint and screening areas in the Airport Terminal for TSA's use and occupancy and establishes rates applicable to reimbursement to the County for electricity used by the screening equipment at the Airport. The License Agreement has an initial one-year term, with an annual automatic renewal provision and termination upon sixty days notice by either party.

NOW, THEREFORE BE IT RESOLVED that the Dane County Executive and the Dane County Clerk be authorized to execute the License Agreement Between The United States Of America And Dane County, Wisconsin, as set forth above.

Submitted by Supervisors Veldran, Ripp, Salov, Schmidt and Erickson, July 15, 2010.

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

RES. 79, 10-11

APPROVING CHANGE ORDER #78 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>\$12,065,545.38</u>
Change Order #78 (deduct)	<u>(\$ _____)</u>
Adjusted Value of Contract	<u>\$ _____</u>

THEREFORE BE IT RESOLVED that change order # 78 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 Veldran, Ripp, Salov, Schmidt and Erickson, July 15, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 80, 10-11

CHANGE ORDER # _____ 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. Change Order # _____ is hereby requested to modify the retaining walls construction by the loading dock driveway.

NOW, THEREFORE, BE IT RESOLVED, That Change Order # _____ to add \$ _____ be approved to the Contract for Roberts Construction Associates, Inc.

BE IT FURTHER RESOLVED, That the Dane County Board of Supervisors approves and authorizes these Change Orders; 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 Veldran, Ripp, Salov, Schmidt and Erickson, July 15, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 81, 10-11

AWARD OF CONTRACT FOR INSTALLATION OF HIGH SPEEDDOORS AT ALLIANT ENERGY CENTER

The Department of Public Works, Highway & Transportation reports the receipt of bids for the Installation of Two (2) High Speed Roll-Up Doors at the Alliant Energy Center, 1919 Alliant Energy Center Way, Madison, WI, Bid #310014.

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

Rytec Corporation
One Cedar Parkway
Jackson, WI 53037-0403
Total: \$78,765.00

The Public Works staff finds the amount to be reasonable and recommends the bid be awarded to Rytec Corporation. There are sufficient funds in the Budget for this project.

NOW, THEREFORE, BE IT RESOLVED that a Contract be awarded to Rytec Corporation in the amount of \$78,765.00; 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 Veldran, Ripp, Salov, Schmidt and Erickson, July 15, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 82, 10-11

AWARD OF CONTRACT FOR INTERIOR & EXTERIOR SIGNAGE AT
BADGER PRAIRIE HEALTH CARE CENTER

The Department of Public Works, Highway & Transportation reports the receipt of bids for the Interior & Exterior Signage Package at the New Badger Prairie Health Care Center, 1100 East Verona Avenue, Verona, WI, Bid #310018.

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 Veldran, Ripp, Salov, Schmidt and Erickson, July 15, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 83, 10-11

AWARD OF CONTRACT FOR GARAGE LEVEL AIR HANDLING UNIT IN CITY-COUNTY BUILDING

The Department of Public Works, Highway & Transportation reports the receipt of bids for the replacement of the Garage Level Air Handling Unit in the City-County Building, 210 Martin Luther King, Jr., Blvd., Madison, WI, Bid #310005.

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 Veldran, Ripp, Salov, Schmidt and Erickson, July 15, 2010.
Referred PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 84, 10-11

AWARD OF CONTRACT FOR JAIL CONTROL STATION
COUNTERTOP REPLACEMENT IN CITY-COUNTY BUILDING

The Department of Public Works, Highway & Transportation reports the receipt of bids for the Replacement of the Jail Control Station Countertops in the City-County Building, 210 Martin Luther King, Jr., Blvd., Madison, WI, Bid #309031.

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 Veldran, Ripp, Salov, Schmidt and Erickson, July 15, 2010.
Referred to PERSONNEL/FINANCE, PUBLIC PROTECTION & JUDICIARY and PUBLIC WORKS & TRANSPORTATION.

RES. 85, 10-11

AWARD OF CONTRACT FOR GIRAFFE ROOF REPLACEMENT @ HENRY VILAS ZOO

The Department of Public Works, Highway & Transportation reports the receipt of bids for the Giraffe Roof Replacement at Henry Vilas Zoo, 702 S. Randall Avenue, Madison, WI, Bid #310020.

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

A-Team Construction Unlimited Inc.
5555 Odana Road, Suite 212
Madison, WI 53719
Total: \$62,862.84

The Public Works staff finds the amount to be reasonable and recommends the bid be awarded to A-Team Construction Unlimited, Inc. There are sufficient funds in the Budget for this project.

NOW, THEREFORE, BE IT RESOLVED that a Contract be awarded to A-Team Construction Unlimited, Inc. in the amount of \$62,862.84; 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 Veldran, Ripp, Salov, Schmidt and Erickson, July 15, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 86, 10-11

AUTHORIZATION TO PURCHASE LAND FOR THE DOOR CREEK WILDLIFE AREA AND
LOWER YAHARA RIVER TRAIL

The Dane County Park Commission recommends the acquisition of land for the Door Creek Wildlife Area and the Lower Yahara River Trail. This recommendation is based on the importance of the property for a bicycle and pedestrian trail segment that will run from Fish Camp County Park through Lake Kegonsa State Park. The property is the only acquisition necessary for the trail segment, which is part of the larger Lower Yahara River Trail, which will run from the Capital City Trail at Lake Farm County Park all the way to the City of Stoughton. Planning for the Lower Yahara River Trail has been underway for quite some time and it is anticipated to be an extremely popular recreation and commuter trail.

Furthermore, the property will be added to the Door Creek Wildlife Area, which is available for public use and enjoyment year-round. Services, such as parking, restrooms, boat launch, etc, for the Door Creek Wildlife Area are available at Fish Camp County Park, so no additional infrastructure or staff time are necessary to incorporate this land into the Wildlife Area.

The purchase price for the property has been established at \$315,000 plus miscellaneous costs for a survey, rezoning, closing, etc. The acquisition will encompass approximately 36 acres that will be purchased

outright plus trail easements on approximately 1 acre that the landowner is retaining. A grant application for funding assistance has been submitted to the DNR and funding may be available in late 2010 or 2011. The landowner will also grant a right of first refusal (which grants the right but not the obligation to purchase property if its for sale) on an approximate 4 acre residential parcel that is not part of the sale.

Discussions with the landowner have been ongoing for over a year and the Park Commission and Land & Water Resources Department consider the acquisition to be a top priority for 2010.

NOW THEREFORE BE IT RESOLVED, that the Dane County Board of Supervisors and the Dane County Executive hereby authorize the purchase of land, trail easements and a right of first refusal for \$315,000 plus miscellaneous costs from Dennis Prochnow and Lori Godding, according to Wis. Stats. Chapter 27.05(3).

BE IT FURTHER RESOLVED, that the Dane County Board of Supervisors authorizes this expenditure in advance of the 2010 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 Solberg and Ripp, July 15, 2010.

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

RES. 87, 10-11

APPROVING CONTRACT FOR PURCHASE AND INSTALLATION OF WIRELESS DATA FACILITIES
AT THE BADGER PRAIRIE HEALTH CARE CENTER

The Department of Administration's Information Management Division solicited bids for the purchase and installation of wireless data facilities at the New Badger Prairie Health Care Center. These facilities are essential to data communications as well as voice communications for staff using wireless handsets for the voice over IP phone system.

The county received _____ bids for the project. The Department of Administration recommends the contract be awarded to _____ in the amount of _____.

THEREFORE, BE IT RESOLVED that the contract for wireless data facilities in the amount of _____ be awarded to _____, and

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

Submitted by Supervisors Hesselbein, Hendrick and Levin, July 15, 2010.

Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

ENDORISING AN ALTERNATIVE EMERGENCY RADIO SYSTEM PROPOSAL

Earlier this year, the Dane County Board of Supervisors adopted Resolution 233, Supporting Cost Sharing and Capacity Principles for a Dane County Interoperable Radio Communications System, and requested communities to indicate their support for the cost sharing proposal. However, a sufficient number of communities did not offer support for sharing half the operating and maintenance costs of the new interoperable system. Without local support, Dane County has not moved forward with the “DaneCOM” emergency radio system proposal.

With DaneCOM no longer being pursued, Dane County must make choices soon on an alternative approach for an emergency radio system in order to meet federal requirements by January 2013. The City of Madison does not require any upgrade in their current 800MHz analog system in order to comply with the federal narrow-banding requirements, but their system will have to be replaced in the next seven to fifteen years by an 800MHz digital system at an estimated cost of \$12 million to \$15 million (in 2010 dollars). Dane County must still make a substantial investment in order to bring the system into compliance before January 2013.

Dane County has negotiated a proposal with the City of Madison that would result in a countywide 800MHz digital system with a VHF overlay. This new proposed alternative would allow for – but not mandate – full countywide interoperability by 800 MHz users. Under this proposal the City of Madison would share in the capital costs for this alternative system by paying not more than \$8 million of the estimated \$24 million cost.

The proposal specifies that the City of Madison’s Traffic Engineering Division Radio Shop operate and maintain the new system. The City of Madison Radio Shop currently operates and maintains the city’s existing system and bills users of the system at a rate of \$105 per radio per year. Traffic Engineering staff are currently working on a variety of operating and maintenance cost estimates based on the technical specifications of the new proposed system and anticipated users.

NOW, THEREFORE, BE IT RESOLVED that Dane County is interested in the general proposal to make available a seamless interoperable 800 MHz digital trunked radio communications system that provides the same or better grade of service and system capacity as to the City of Madison’s existing system and makes a dramatically improved grade of service available to all government radio users in the County; and

BE IT FURTHER RESOLVED that Dane County will remain directly involved in the discussions surrounding this proposed alternative system but will not make any formal commitments to any proposed system, including operating and maintenance cost allocation and billing structure, until representative entities including, but not limited to the following, have an opportunity to review the proposal, make recommendations and take a position on the proposed system: Dane County Cities and Villages Association; Dane County Towns Association; Dane County Fire Chiefs Association; Dane County EMS Association; Dane County Chiefs of Police and the Dane County Public Safety Communications Center Board; and

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors recognizes that many outstanding issues exist and require specific attention and agreement including but not limited to: technical elements and features of the system; ownership of the system; governance of the system; operating and maintenance cost allocation and billing structure; handling of future capital costs; and continued provision of emergency and non-emergency dispatching functions through the Dane County Public Safety Communications Center; and

BE IT FINALLY RESOLVED that the Dane County Board of Supervisors recognizes that most municipalities do not wish to adopt the original “DaneCOM” radio communications system proposal and hereby

indicates its interest in partnering with City of Madison and Dane County communities to develop, build, operate and maintain an alternative state-of-the-art digital trunked 800 MHz countywide radio communications system that would allow – but not mandate – full interoperability countywide.

Submitted by Supervisors McDonell, Hesselbein, Schmidt, Eicher, Bayrd, Stubbs, Sargent, Levin, Clausius, Veldran, Richmond, Hampton, Rusk, Hulsey, Stoebig, Erickson, Corrigan, Hendrick, Duranczyk, Miles and Matano, July 15, 2010.

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

RES. 89, 10-11

ENCOURAGING COMPREHENSIVE SCHOOL FUNDING REFORM IN WISCONSIN FOR THE
BENEFIT OF DANE COUNTY'S COMMUNITIES AND STUDENTS

Property taxes are a primary source of revenue not only for county government, but also for municipal government and school districts in Wisconsin. County governments need to be concerned about the state's approach to funding education because over reliance on property taxes places school districts in harmful competition for revenue with counties and municipalities.

Investment in education is essential to the quality of life and future prosperity of Dane County and the State of Wisconsin. Education and strong public schools are necessary not only to assure that our children receive a quality education to assure their future, but to assure our future, as well, and to enable us to attract new businesses and sustain growth in Dane County and the State of Wisconsin.

The current approach to school funding is broken. For the last 17 years the school funding system of the State of Wisconsin has produced annual shortfalls between costs and allowed revenues, resulting in annual program cuts for most of Dane County's school districts. In the 2009-2010 fiscal year cuts in state aid resulted in a net loss of over \$14 million in state support for students in Dane County, increasing the burden to Dane County's property tax payers. The only remedies currently available to school districts are difficult and divisive referenda.

More broadly, the school funding system produces inequities in taxation and educational opportunities in Dane County and statewide. It does not adequately provide for the distribution of resources based on the diverse needs of students and districts. Fundamental changes in Wisconsin's school funding system are necessary.

NOW, THEREFORE, BE IT RESOLVED, that the Dane County Board of Supervisors urges the Wisconsin Legislature to make changes in the school funding system to align revenues with educational costs;

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors supports and encourages legislative changes in the school funding system in order to distribute resources in accordance with the diverse needs of students and districts so that every student in Wisconsin is ensured a quality education;

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors urges the Wisconsin Legislature to explore alternatives that will move school funding away from reliance on property taxes.

BE IT FINALLY RESOLVED, that a copy of the resolution be mailed to Governor Jim Doyle, DPI State Superintendent Tony Evers, and the members of the Dane County legislative delegation, as well as candidates for those offices.

Submitted by Supervisors Sargent, Hesselbein, Corrigan, Eicher, Hampton, Imhoff, Stoebig, Veldran, Richmond, Duranczyk, Willett, Wiganowsky, Miles, Matano, Erickson, Bayrd, McDonell, Hendrick, Schmidt, Clausius, Rusk, Hulsey, de Felice, Solberg, Gau, O'Loughlin, Jensen and Stubbs, July 15, 2010. Fiscal and Policy Notes not required.

Referred to EXECUTIVE.

RES. 90, 10-11

AUTHORIZING ADVISORY REFERENDUM ON CONTINUING PARKS AND OPEN SPACE LAND ACQUISITION PROGRAM IN THE COUNTY CONSERVATION FUND

In April 2000, Dane County citizens approved a non-binding advisory referendum agreeing with the proposal that the county acquire lands to protect streams, rivers, lakes, wetlands, woods, prairies, parks, and trails identified in the Dane County Parks & Open Space Plan over 10 years at a cost of \$30 million, of which up to 20 percent would be used to support similar land acquisitions directly by cities, villages, towns, and non-profit conservation organizations within Dane County.

The county created a Conservation Fund to facilitate these purchases and has largely borrowed the funds used to make these purchases. When the debt service costs are added to the cost of the land, the county has spent more than \$30 million for these purchases.

The citizens of Dane County should be afforded the opportunity to again express their opinion on the continued use of the Conservation Fund to acquire land.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors does direct that the following advisory referendum question be placed on the ballot at the Fall Election scheduled for November 2, 2010 at which the question may lawfully be considered:

Should the County of Dane continue to acquire lands to protect streams, rivers, lakes, wetlands, woods, prairies, parks, and trails identified in the Dane County Parks & Open Space Plan over the next 5 years at a cost of \$25 million, plus interest costs, of which up to 20 percent would be used to support similar land acquisitions directly by cities, villages, towns, and non-profit conservation organizations within Dane County? YES _____ NO _____.

Submitted by Supervisors Gau, Imhoff, Jensen, Solberg, Clausius, Bruskewitz, Schlicht, Ferrell, Willett, Wiganowsky and Salov, July 15, 2010. Fiscal and Policy Notes not required.

Referred to EXECUTIVE, ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and PARKS.

RES. 91, 10-11

REQUIRING A COUNTYWIDE REFERENDUM ON THE LEVYING OF A SALES TAX TO FUND COMMUTER RAIL

The 2009-10 Executive Budget Act, signed on June 29, 2009, provided that the Dane County Board of Supervisors could establish a Regional Transportation Authority (RTA) for certain areas in Dane County, and that additional areas can voluntarily attach themselves to such RTA in the future. Further, the Budget Act provided that the Board of the RTA may levy a 0.5% sales tax within the jurisdictional area of the RTA. The Board of Supervisors subsequently established the RTA in 2009. The Budget Act does not require that a referendum be

held on the sales tax issue. However, 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. The RTA has not yet scheduled a referendum on the sales tax, but the November 2010 general election is approaching, and this election, with its large voter turnout, is the most appropriate time for a referendum on the sales tax to be held. Residents from all of Dane County will be required to pay the sales tax, as they will make purchases within the RTA jurisdictional area, so a countywide referendum is the most appropriate way to conduct this referendum.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors does hereby direct that the following advisory referendum question be placed on the countywide ballot at the November 2, 2010 General Election:

“Shall commuter rail from Middleton to the Town of Burke be funded by up to a half-cent (0.5%) increase in the sales tax? YES _____ NO _____”.

BE IT FURTHER RESOLVED by the Dane County Board of Supervisors that the Dane County Clerk shall take all necessary steps to implement this resolution.

Submitted by Supervisors Clausius, Imhoff, O’Loughlin, Salov, Willett, Gau, Ferrell, Schlicht, Hampton, Ripp, Jensen, Solberg, Wiganowsky and Downing, July 15, 2010. Fiscal and Policy Notes not required.
Referred to EXECUTIVE, PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 92, 10-11

APPROVING AGREEMENT WITH CIVIL AIR PATROL, INC.
FOR TELECOMMUNICATIONS EQUIPMENT ON COUNTY TOWER AT 3160 CTH F IN BLUE MOUNDS

Civil Air Patrol, Inc. (CAP), a federally chartered non-profit, desires to place telecommunication equipment on the county-owned tower at 3160 CTH F in the town of Blue Mounds. Public Safety Communications staff and Dane County’s telecommunications consultant have reviewed the CAP proposal and determined that there is little likelihood that the CAP equipment would interfere with county equipment in its current configuration. The agreement provides that future interference would require the shut down of CAP equipment until interference was resolved or equipment was removed.

The placement of the equipment on the county-owned tower is consistent with the ordinance regarding the collocation of telecommunications equipment in Dane County and with other governmental agencies.

NOW, THEREFORE, BE IT RESOLVED that the County of Dane does hereby approve and authorize an agreement with Civil Air Patrol, Inc., for the placement of its equipment on Dane County’s tower at 3160 CTH F and

BE IT FINALLY RESOLVED that the Dane County Clerk and the County Executive are hereby authorized to execute the above-described agreement and on behalf of the County of Dane.

Submitted by Supervisors Rusk, Hulsey, Imhoff, Corrigan, Wiganowsky and Schlicht, July 15, 2010.
Referred to PUBLIC PROTECTION & JUDICIARY.

RES. 93, 10-11

SUPPORTING DECENTRALIZED DELIVERY OF COUNTY HUMAN SERVICES

The provision of human services in the community has been shown to serve the client and community best. If services are only located in the City of Madison, this creates an additional barrier to people who already may have barriers to accessing services or they may not receive services.

Communities like Stoughton and Sun Prairie are “service hubs” for people requiring human services. At present, these communities offer a “continuum of care” from prevention to intervention. Staff of Dane County Department of Human Services, located in these two communities, work with small-scale agencies like Head Start, Youth Centers, START, food pantries, free health clinic, Senior Centers, MARC, and Habitat for Humanity to mobilize the human service resources in their local communities. In addition, efficiencies are achieved through networking and coordinating services to help benefit those in need. Professionals like social workers, police officers, and teachers work together with other professionals, volunteers, and even friends and neighbors of a client to provide effective case management services.

In addition to increasing the accessibility and depth of services by maintaining a local presence, this approach also has economic efficiencies and can save scarce taxpayer dollars. By siting community based human services in geographical proximity, client and staff travel is minimized while coordination between services is maximized, therefore giving the taxpayer a better value for our dollar.

When services are removed from local communities and only provided in a larger central location, the possibility exists that pockets of the indigent will form near or around service centers. This concentration creates its own set of problems. Those who cannot afford to travel to Madison from one of Dane County’s smaller cities, villages, or towns, may choose to move to Madison instead, thereby increasing the low-income population of Madison and diminishing the economic diversity of less populated communities.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors adopts a decentralized approach as its policy for the delivery of human services.

BE IT FURTHER RESOLVED that the Department of Human Services should work to implement this policy with the continued operation of its current level of services in Stoughton and Sun Prairie, as well as exploring opportunities for a local office in Western Dane County.

BE IT FINALLY RESOLVED that the Department of Human Services report back to the County Board in twelve months regarding implementation of the policy of a decentralized approach to delivery of human services.

Submitted by Supervisors Duranczyk, Downing, Salov, Solberg, Schmidt, Hendrick, Hesselbein, Clausius, Eicher, Corrigan, Miles, Ripp, Imhoff, Bruskewitz, Richmond, Gau, Sargent, Hampton, Stubbs, Rusk, Stoebig, Jensen, Schlicht, Ferrell and Hulsey, July 15, 2010.

Referred to HEALTH & HUMAN NEEDS.

RES. 94, 10-11

AUTHORIZING A CONTRACT TO ACCEPT HIGHWAY SAFETY GRANT FUNDS FOR A COMMUNITY TRAFFIC SAFETY PROJECT “2010 SUMMER EVENT MAZOMANIE WILD WEST DAYS”

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 will include 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 \$2,325 from the Department of Transportation, Bureau of Transportation Safety for a 2010 Summer Events grant. \$1,925 is to be used by the Dane County Sheriff's Office for an extensive media plan and \$400 is to be used to contract with Student's First Bus Company to provide a bus for the event.

BE IT RESOLVED that \$2,325 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 \$2,325 be transferred from the general fund to the following accounts:

Sheriff's Office Field Services Division:

Media Account – (SHRFFLD 21530)	\$1,925
OWI Program Trust – (SHRFFLD 21839)	\$ 400
TOTAL:	\$2,325

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, Hulsey, Wiganowsky, Imhoff, Schlicht and Corrigan, July 15, 2010.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 95, 10-11

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

Ron Miller, 1762 County Road V, Columbus 53925 (852-6732-c), due to the resignation of Tom Miller. Mr. Miller is a member of R and G Miller and Sons, Inc., an organic dairy farm near East Bristol. Currently, the farm milks about 360 cows. Mr. Miller currently serves as the CFO for the business and is most active in the dairy operations on the farm. Mr. Miller has been involved with the farm his entire life, working fulltime since his graduation from high school in 1983. This term will expire 5/1/12.

Commission on Sensitive Crimes

Lt. Kurt Pierce, c/o Dane County Sheriff's Office, 115 West Doty Street, Madison 53703 (284-6109-W), due to the resignation of Lt. Steve Gilmore. Lt. Pierce will fill the seat of a Dane County Sheriff's Office representative. This term will expire 6/30/12.

Cultural Affairs Commission

Kevin Straka, 56 South Garden Way, Fitchburg 53711 (658-5675-H), to be reappointed. This term will expire 6/30/13.

Gwen M. Kong, 5406 Raymond Road, Madison 53711 (274-4628-H), to fill the expired term of Eileen Potts-Dawson. Ms. Kong is an Art Teacher at Lincoln and Midvale Elementary Schools in Madison. She has also taught Art at Chavez, Lowell, and Leopold Schools. She has a B.S. degree in Art Education from the University of Wisconsin-Madison and an M.S. degree in Curriculum and Instruction from National-Louis University. She has worked as an art project workshop leader at Neighborhood House and a Kids' Day Out art project leader at Madison School Community Rec. This term will expire 6/30/13.

George Gonzales, 2045 Rusk Street, Madison 53704 (332-4119-C), due to the resignation of Jerry Minnick. Mr. Gonzales is currently the co-founder/partner/ producer for Bricks Creative LLC, and The Bricks Theatre. Mr. Gonzales has worked as an actor, playwright, director, and producer, served on the Mercury Players Theatre Board of Directors, co- produced the 2009 Madison Young Playwrights Festival, and served as a Teaching Artist for the 2010 Madison Young Playwrights Festival, produced by The Children's Theatre of Madison. He has performed with local theatre companies including Madison Repertory Theatre, Stage Q, Mercury Players, and Madison Theatre Guild. In 2004 he served as Audience Services Manager and later Marketing Director for Madison Repertory Theatre until the company closed in February of 2009. This term will expire 6/30/11.

Public Safety Communications Operating Practices Advisory Committee

Chief Roger Hillebrand, c/o Belleville Police Department, P.O. Box 70, Belleville 53508 (424-3129), due to the resignation of Chief Kevin Plendl. This term will expire 5/1/12.

Crystal, Fish & Mud Lakes Protection & Rehabilitation District

Supervisor Dave Ripp, 7220 Hwy 19, Waunakee 53597 (849-7643). This term will expire 7/15/12.

Dunkirk Dam Lake District

Supervisor Denise Duranczyk, 324 Sherman St, Stoughton 53589 (873-8302). This term will expire 7/15/12.

Lake Windsor Area Public Inland/Lake Protection & Rehabilitation District

Duane Kleinfeldt, 6680 Chestnut Circle, Windsor 53598 (846-1325-H), to be reappointed. This term will expire 7/15/12.

Oak Springs Lake Protection & Rehabilitation District

Susan Gustke, 7018 Bridgeman Road, DeForest 53532 (846-8071-H), to be reappointed. This term will expire 7/15/12.

Submitted by Supervisor McDonell, July 15, 2010. Fiscal and Policy Notes not required.
Referred to EXECUTIVE.

COMMUNICATIONS

Claim from Jaime Caskey against Child Support for lost income and costs incurred. Referred to PUBLIC PROTECTION/JUDICIARY.

Costal States Mortgage Corp. vs. Armando Sanchez summons & complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

Colonial Savings, F.A. vs. Darrell J. Dahlk summons & complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

Wells Fargo Bank, N.A. vs. Paul A. Jensen amended summons & complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

Universal Mortgage Corp. vs. Scott Ray amended summons & complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

Wells Fargo Bank, N.A. vs. Samantha C. Miniatt amended summons & complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

Wells Fargo Bank, N.A.. vs. Thomas A. Ward notice of motion for default judgment of foreclosure. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from Mary Mueller against Public Works for damage to her vehicle caused by mower. Referred to PUBLIC PROTECTION/JUDICIARY.

The Peoples Community Bank vs. Troy J. Kahl & Kelli A. Kahl summons & complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

Wells Fargo Bank, NA vs Sara N. Clark amended summons & complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

CitiMortgage, Inc. vs Kevin Lewis amended summons & complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

Trial Subpoena for Ross L. Elsing – re. Ricky Swensen Trial. Referred to PUBLIC PROTECTION/JUDICIARY.

Notice of Injury re. Eugene L. George against City/County. Referred to PUBLIC PROTECTION/JUDICIARY.

PHH Mortgage Corp. vs. Malisa Yang amended summons & complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

Notice of Injury and Claims re. Jesus J. Guerrero. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from Michael T. Roach against Public Works for damage to vehicle caused by mower. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from AT&T against Public Works for damage to equipment at airport. Referred to PUBLIC PROTECTION/JUDICIARY.

Adams County Res. 2010-31 – Request State Law Changes Allowing Counties the Use of the Design-Build Construction Method. Referred to EXECUTIVE.

Waushara Co. Res. 25-07-10 – Request for Elimination of Potential of Asian Carp Spread Throughout Great Lakes and Surrounding Watersheds. Referred to EXECUTIVE.

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

- Petition 10223 – Town of Vienna – Kelley Trust
- 10224 – Town of York – Wesley Miller
- 10225 – Town of Roxbury – Town of Roxbury
- 10226 – Town of Black Earth – Pork-N-Pines Dairy, Inc.
- 10227 – Town of Primrose – Anton J. & Bernadette A. Beutler Revocable Trust
- 10228 – Town of Christiana – David Podmolik
- 10229 – Town of Vienna – Kaltenberg Farm Partnership LLP
- 10230 – Town of Vienna – Kaltenberg Farm Partnership LLP
- 10231 – Town of Vienna – Kaltenberg Farm Partnership LLP
- 10232 – Town of Verona – John & Geraldine Erickson Revocable Trust
- 10233 – Town of Cross Plains – Bruce Flaig
- 10234 – Town of Christiana – Vasby Farm, Inc.
- 10235 – Town of Bristol – Matthew Hollman

AMENDING THE DANE COUNTY FARMLAND PRESERVATION PLAN BY ADOPTING AMENDMENTS TO THE TOWN OF COTTAGE GROVE COMPREHENSIVE PLAN

On March 24, 2010, the Town Board of the Town of Cottage Grove adopted the *Smart Growth Comprehensive Plan – 2030 Town of Cottage Grove 2010 Phase 2 Amendment*. 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 land use plans as central components. Therefore, amendments to town land use 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 approved *Smart Growth Comprehensive Plan – 2030 Town of Cottage Grove 2010 Phase 2 Amendment* as an amendment to the *Dane County Farmland Preservation Plan*.

Submitted by Supervisors Solberg, and Wiganowsky, July 20, 2010. Fiscal and Policy Notes not required. Referred to ZONING & LAND REGULATION.

ORD. AMDT. 11, 10-11

AMENDING CHAPTER 17 OF THE DANE COUNTY CODE OF ORDINANCES, REVISING THE FLOOD INSURANCE RATE MAPS FOR A PORTION OF BLACK EARTH CREEK

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)(d) 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:

(d) Flood Insurance Rate Maps 55025C0188G, 550250189G, and 55025C0352G, and corresponding Flood Insurance Study data for Black Earth Creek, as revised to reflect a FEMA Letter of Map Revision effective September 24, 2010, as official floodplain zoning maps and data for parts of unincorporated Dane County including Sections 25, 26, 35 and 36, Town of Black Earth and Section 31, Town of Berry.

[EXPLANATION: This amendment brings Dane County into compliance with changes initiated by the Wisconsin Department of Natural Resources (WDNR) to correct inaccurate data used for current Flood Insurance Rate Maps

and Flood Insurance Study, effective 01/02/2009. The changes to the Floodplain, Floodway and Flood Profiles of Black Earth Creek were approved by FEMA and the WDNR. Compliance allows citizens of Dane County to continue to purchase flood insurance.]

Submitted by Supervisors Miles, July 21, 2010. Fiscal and Policy Notes not required.
Referred to ZONING & LAND REGULATION.

RES. 97, 10-11

ELIMINATING THE HIRING MORATORIUM EXEMPTION FOR
DEPUTY SHERIFF POSITIONS

The 2010 Budget imposes a moratorium on all hiring except for specific exemptions and special considerations. The moratorium currently exempts non-general purpose revenue funded positions, direct care positions assigned to the Badger Prairie Health Care Center, Child Protective Services Workers, Economic Support Specialists, 911 Communicators and Communications Supervisors, and a variety of positions assigned to the Sheriff's Office. Departments may appeal to the County Executive to fill vacant positions, and the County Executive must render a decision on whether the position may be filled within 16 weeks.

The County commissioned a staffing study of the Sheriff's Office as authorized by the 2009 Budget. The Matrix Consulting Group was awarded the contract to conduct the staffing study. The study was recently completed and contains a variety of recommendations related to staffing levels. These recommendations are currently being reviewed and analyzed and may be proposed for implementation in the 2011 Budget. Several recommendations call for reductions in various Deputy Sheriff classifications and would result in a net decrease of twenty (20) positions classified as Deputy Sheriffs and an increase of five (5) positions classified as sworn supervisory employees. If these recommendations are implemented, the position eliminations would result in the loss of employment if an insufficient number of vacancies exist to accommodate the bumping process. To reduce the number of personnel that might later experience the loss of employment, this resolution eliminates the hiring moratorium exemption for Deputy Sheriff classifications. Since the staffing study recommendations also propose increases in supervisory classifications, the exemption language applied to those positions will be retained.

NOW, THEREFORE, BE IT RESOLVED that the hiring moratorium language contained in the 2010 Operating Budget Appropriation resolution is amended as follows to eliminate the hiring moratorium exemption for Deputy Sheriff classifications:

- The Chief Deputy, Captain, ~~Deputy IV, Deputy III, Deputy I-II~~, Sheriff Aide, and Jail Clerk positions assigned to the Sheriff's Office are exempt from the moratorium.

Submitted by Supervisor McDonell July 27, 2010. Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION/JUDICIARY.

ORD. AMDT. 12, 10-11

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.

(19) Town of Oregon Comprehensive Plan, including all amendments adopted by the county board of supervisors as of December 18, 2009, and including map amendments adopted by the county board of supervisors as of [county clerk to insert effective date of amendments.]

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

Submitted by Supervisors Jensen, Clausius and Hendrick, August 19, 2010. Fiscal and Policy Notes not required.

Referred to ZONING & LAND REGULATION.

ORD. AMDT. 13, 10-11

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) 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 Plant and incorporates it into the Dane County Farmland Preservation Plan.]

Submitted by Supervisor Ripp, August 19, 2010. Fiscal and Policy Notes not required.

Referred to ZONING & LAND REGULATION.

ORD. AMDT. 14, 10-11

AMENDING CHAPTER 72 OF THE DANE COUNTY CODE OF ORDINANCES,
REGARDING SLOW-NO-WAKE RESTRICTIONS ON YAHARA LAKES

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 72.08(3) is amended to read as follows:

(3)(a) A slow-no-wake zone shall be imposed on Lakes Mendota, Monona, Waubesa, or Kegonsa if the level of the lake reaches a level that is halfway between the summer maximum level and the one hundred year flood level.

1. A slow-no-wake restriction under this subsection shall automatically go into effect at sunrise on the first day after 24 hours have expired since the lake reached the required level.

2. If the County Executive, Sheriff, and County Board Chair agree, a slow-no-wake restriction under this subsection may be terminated at any time, including before it goes into effect.

~~(3)(a)(b)~~ During any periods of high water or other hazardous circumstances posing a threat to life or property, the County Executive, with the approval of the Sheriff and County Board Chair, may declare all or any portion of the surface area of Lakes Mendota, Monona, Waubesa and Kegonsa as a slow-no-wake zone.

~~(b)(c)~~ The exception in s. 72.09(2) does not apply if that area of Lake Monona is declared a no-wake-zone pursuant to subsection (a) of this section.

[EXPLANATION: This amendment creates an automatic slow-no-wake zone on any of the Yahara Lakes if the level of the lake reaches a level halfway between the summer maximum and the 100 hundred year flood level.

Submitted by Supervisors Schmidt, Hendrick, Richmond, Bayrd, Hampton, McDonell, Miles, Rusk, Stubbs, Eicher, Corrigan, Matano, Hesselbein, Veldran, Downing, Duranczyk, Sargent, Levin and Vedder, August 19, 2010. Fiscal and Policy Notes are not required.

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

RES. 99, 10-11

AUTHORIZING GRANT APPLICATION TO THE STATE OF WISCONSIN
DEPARTMENT OF NATURAL RESOURCES (DNR) - AQUATIC INVASIVE SPECIES (AIS) CONTROL FOR
STEWART LAKE

The Department of Land and Water Resources intends to apply for grant funds with the State of Wisconsin Department of Natural Resources (Aquatic Invasive Species –AIS Control Grant). The grant will be used to:

- Apply aquatic herbicide to eradicate and limit spread of Curly Leaf Pondweed which is a invasive species that negatively impacts lakes and decreases recreational and biological values.

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 application 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 Downing, Richmond, Hampton and Gau, August 19, 2010.

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

RES. 100, 10-11

ACCEPTING DONATION FROM ESTATE OF PATRICIA J. HITCHCOCK

Patricia Hitchcock, who was a dedicated supporter of and volunteer at Donald County Park, passed away on July 27, 2009. In her will she indicated a desire to donate a portion of her estate to the County of Dane. The county has recently received funds in the amount of \$36,786.36 from the proceeds of her estate.

NOW, THEREFORE, BE IT RESOLVED that the County of Dane does hereby accept the donation from the estate of Patricia J. Hitchcock "for the education and interpretation of Donald Park for the benefit of its visitors" as stated in her will, and

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors hereby recognizes Patricia Hitchcock's many years of dedicated service to Donald County Park and gives thanks for her final act of generosity, and

BE IT FURTHER RESOLVED that the funds be credited to Revenue Account LWRPKOP NEW "HITCHCOCK DONATION REVENUE" and that expenditure account LWRPKOP NEW "HITCHCOCK DONATION EXPENSE" be created with an appropriation of \$37,786.36 and

BE IT FURTHER RESOLVED that the funds in the expenditure account be carried forward until expended, and

BE IT FINALLY RESOLVED that the Dane County Executive is hereby authorized to execute the Estate Receipt on behalf of the County of Dane.

Submitted by Supervisors Downing, Ripp, Richmond, Hampton and Gau, August 19, 2010.
Referred to PERSONNEL/FINANCE and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

RES. 101, 10-11

AUTHORIZATION TO LEASE BOBCAT

The Human Services Department, Badger Prairie Health Care Center will require a Bobcat skid loader for fire lane and fire exit snow removal, and other tasks to maintain the grounds of the new Badger Prairie Health Care Center. The Bobcat will be leased over a period of four years with annual payments made in advance. The payments will be accommodated in the department's annual operating budget. The fourth year of the lease will be a buyout of \$1 for this equipment. The equipment was priced under the state contract # 08-5755 at \$_____. The current estimated annual lease payment is \$_____.

THEREFORE, BE IT RESOLVED, that the Human Services Department, Badger Prairie Health Care Center is authorized to lease a Bobcat as described above.

BE IT FURTHER RESOLVED that the County Executive and County Clerk are authorized to execute a lease contract.

Submitted by Supervisors Stubbs, Duranczyk, Vedder, Levin and Sargent, August 19, 2010.

Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

RES. 102, 10-11

REQUEST FOR EXTENSION OF LTE HOURS AT THE ALLIANT ENERGY CENTER

In 2009 the Alliant Energy Center’s groundskeeper was diagnosed with a serious illness, which has prevented him from returning to work. During his illness, the groundskeeper elected to remain a County employee. His work on the grounds including, snow clearing and plowing, and lawn/grounds maintenance has been handled by two LTEs. The LTEs under the Local 65 union contract are restricted to 1,040 hours per year. Current projections show both of the LTEs exceeding the 1040 hour limit for 2010. Local 65 has agreed to extend the hours for 2010 for these two employees.

NOW THEREFORE BE IT RESOLVED, that the 1040 hour limit is waived for the following two people: James Krogman and Edwin Howard for 2010.

Submitted by Supervisors Veldran, Ripp, Salov, Erickson and Schmidt, August 19, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 103, 10-11

AUTHORIZING A CONTRACT TO ACCEPT HIGHWAY SAFETY GRANT FUNDS FOR A COMMUNITY TRAFFIC SAFETY PROJECT “2010 SUMMER EVENT RILEY FEST”

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 will include 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 \$1,570 from the Department of Transportation, Bureau of Transportation Safety for a 2010 Summer Events grant. \$970 is to be used by the Dane County Sheriff’s Office for an extensive media plan and \$400 is to be used to contract with Student’s First Bus Company to provide a bus for the event. \$200 is to be used to contract with Disch Towing to provide a storage unit for motorcycles.

BE IT RESOLVED that \$1,570 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 \$1,570 be transferred from the general fund to the following accounts:

Sheriff’s Office Field Services Division:

Media Account- (SHRFFLD 21530)	\$ 970
OWI Program Trust – (SHRFFLD 21839)	\$ 600
TOTAL	\$1,570

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, Hulsey, Wiganowsky, Imhoff, Schlicht and Corrigan, August 19, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 104, 10-11

AUTHORIZING ACCEPTANCE OF FUNDS FOR BUFFER ZONE PROTECTION PLAN LAW ENFORCEMENT
RELATED ITEMS

The Dane County Sheriff's Office has been awarded a grant from the State of Wisconsin Office of Justice Assistance for the Buffer Zone Protection Plan (BZPP). This grant supports the Dane County Sheriff's Office procurement of law enforcement related items to strengthen and enhance the buffer zone protection and critical infrastructure of facilities within its jurisdiction. These items include software and equipment.

NOW, THEREFORE, BE IT RESOLVED that the Sheriff's Office is authorized to accept \$190,959 from the Department of Transportation, Bureau of Transportation Safety, for the Buffer Zone Protection Plan Project to purchase law enforcement related items.

BE IT FURTHER RESOLVED that \$190,959 be set up as additional revenue in the Sheriff's Office, Field Services Division, in a Buffer Zone Protection Plan Revenue Account (SHRFFLD- NEW) and be credited to the General Fund.

BE IT FURTHER RESOLVED that \$190,959 be transferred from the General Fund to the Dane County Sheriff's Office, Field Services Division, Buffer Zone Protection Plan Expenditure Account (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.

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, Hulsey, Wiganowsky, Imhoff, Schlicht and Corrigan, August 19, 2010.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 105, 10-11

CHANGE ORDER #91 & #92 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. Change Order #91 is requested for changes to the snow melt system and Change Order #92 is requested for elimination of the irrigation system.

NOW, THEREFORE, BE IT RESOLVED, That Change Order #91 to add \$103,567.00 and #92 to deduct \$21,442.00 be approved to the Contract for Roberts Construction Associates, Inc.

BE IT FURTHER RESOLVED, That the Dane County Board of Supervisors approves and authorizes these Change Orders; 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 Veldran, Ripp, Salov, Erickson and Schmidt, August 19, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 106, 10-11

CHANGE ORDER #94 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. Change Order #94 is hereby requested to revise the nurse call, door access and fire alarm systems.

NOW, THEREFORE, BE IT RESOLVED, That Change Order #94 to add \$_____ be approved to the Contract for 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 Veldran, Ripp, Salov, Erickson and Schmidt, August 19, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 107, 10-11

CAPITAL BUDGET ADJUSTMENT & CHANGE ORDERS FOR THE
NEW BADGER PRAIRIE HEALTH CARE CENTER

The Department of Public Works, Highway & Transportation awarded an Agreement to Horthy 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 will have \$24,795.00, the cost of renovating four (4) bathrooms to be ADA code compliant, deducted from their fees. Therefore, an adjustment to the capital budget is required to move \$24,795.00 from the design services account to the construction account.

A deduct Change Order #3 in the amount of \$24,795.00 to Horty Elving & Associates and an add Change Order #93 in the amount of \$24,795.00 to Roberts Construction Associates, Inc. will also be required to complete this process.

NOW, THEREFORE, BE IT RESOLVED, That the amount of \$24,795.00 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 deducted amount of (\$24,795.00) and Roberts Construction Associates, Inc. in the added amount of \$24,795.00 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 Veldran, Ripp, Salov, Erickson and Schmidt, August 19, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 108, 10-11

AWARD OF CONTRACT FOR ENGINEERING SERVICES FOR EECBG ELECTRICAL UPGRADES

The Department of Public Works, Highway & Transportation reports the receipt of bids for professional engineering services for EECBG Electrical Upgrades at Multiple Locations in Dane County, Bid #310009.

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

Powrtek Engineering, Inc.
20900 Swenson Drive, Ste. 570
Waukesha, WI 53186

\$13,500.00 - Phase 1 Part A; \$4,500.00 - Phase 1
Part B; \$16,950.00 - 5% of total construction costs

Total: \$34,950.00

The Public Works staff finds the amount to be reasonable and recommends the bid be awarded to Powrtek Engineering, Inc. There are sufficient funds in the Budget for this project.

NOW, THEREFORE, BE IT RESOLVED that a Contract be awarded to Powrtek Engineering, Inc. in the amount of \$34,950.00; 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 Veldran, Ripp, Salov, Schmidt and Erickson, August 19, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 109, 10-11

ACCEPTING COMMUNITY INTEGRATION PROGRAM II REVENUES DCDHS - ACS DIVISION

The DCDHS Adult Community Services Division is billing for substantially more Community Integration Program II (CIP II) funds than are included in the 2010 Adopted Budget. This resolution accepts an additional \$1,700,000 in CIP II revenue for service to individuals with disabilities. This will bring budgeted CIP II revenues to \$8,113,000, which is less than the State/County contract amount of \$8.4 million. The reasons for the difference between budgeted and billed revenues are: (a) the 2009 increase in CIP II billed services was not incorporated in the department's 2010 budget request, which was prepared in the summer of 2009; (b) through the efforts of DCDHS and POS agency staff to divert and relocate individuals from nursing home placements, Dane County has earned additional CIP II revenue; (c) case management positions which had been vacant are now filled, which enables more consumers to be served and reduces waiting lists; and (d) individuals formerly served on the now defunct Community Opportunities and Recovery – Waiver (COR-Waiver) have been transitioned to the CIP II Program. The \$1,700,000 represents services for about fifty-five consumers.

NOW, THEREFORE, BE IT RESOLVED, that the following 2010 Department of Human Services revenue and expense accounts be adjusted.

Revenue Account Number	Account Title	Amount
ACGPYDI 80999	PD CIP II	\$1,700,000
		\$1,700,000
Expenditure Account Number	Account Title	Amount
ACGCLVNG IPPDAA	Individual Payments – CIP II	\$1,700,000
	Total	\$1,700,000

Submitted by Supervisors Stubbs, Duranczyk, Vedder, Levin and Sargent, August 19, 2010.
Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

RES. 110, 10-11

AUTHORIZING SUBMISSION OF SUBSTANTIAL AMENDMENT TO THE 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). 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.

This resolution is to amend the 2010 Action Plan, passed by the County Board on October 1, 2009 and approved by HUD to include the following CDBG-funded projects:

Recipient	Project Description	Amount
Tellurian U.C.A.N., Inc.	Public Facilities	\$47,391
Town of Madison	Sidewalk Project in NRSA	\$250,000
Village of Belleville	Handicapped Accessibility	\$11,500
Village of Cambridge	Handicapped Accessibility	\$12,000
TBD via RFP Process	Handicapped Accessibility	\$104,527

In order to comply with the County's HUD required *Citizen Participation Plan*, the CDBG Commission held public hearings and published summaries of the planned use of the funds both on the County web site and in a local newspaper. The CDBG Commission made its preliminary recommendations at their August 5, 2010 Commission meeting. These recommendations were incorporated into a Substantial Amendment to the 2010 Action Plan. A draft version of the Substantial Amendment was posted on the County web site beginning August 10, 2010 for public review and comment. A summary of the Substantial Amendment to the 2010 Action Plan and notice of public hearing was published in a non-legal section of the *Wisconsin State Journal* on April 29, 2010 for the handicapped accessibility funds and on August 12, 2010 for the remaining dollars. A public hearing for citizen input regarding the handicapped accessibility dollars was held on May 27, 2010 and on the remaining funds on August 26, 2010 after which the CDBG Commission finalized their recommendations. Applications for the handicapped accessibility dollars were solicited at the same time as RFPs were issued for 2011 applications.

NOW, THEREFORE, BE IT RESOLVED that the County Board expresses its appreciation to the CDBG Commission for their hard work and recommendations on the Substantial Amendment to the 2010 Action Plan;

BE IT FURTHER RESOLVED that the County Executive is authorized to submit the above referenced Substantial Amendment to the 2010 Action Plan, as well as, any amendments and additional documentation to HUD relating to the 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, Duranczyk, Willett, Vedder, Ferrell, Levin and Sargent, August 19, 2010.

Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

RES. 111, 10-11

AUTHORIZING THE PURCHASE OF LAND IN THE FISH LAKE NATURAL RESOURCE AREA

The Dane County Parks & Open Space Plan recommends the acquisition of land within the Fish Lake Natural Resource Area in recognition of the unique natural features of the lake and its attractiveness as a recreation destination. Fish Lake is a popular fishing spot and is unusual in that it has no natural inlet/outlet and is one of the deepest lakes in Wisconsin.

A current consequence of the lake's physical characteristics is several years of high water levels, which have negatively impacted properties along Fish Lake Road in a manner that could not have been anticipated when the homes were built. Historical orthophotos show that the majority of homes were constructed hundreds of feet from the shoreline on non-hydric soils. There are now several homes that are uninhabitable due to flooding and related issues (e.g. mold) and in some cases occupancy permits have been revoked.

In recognition of the responsibility to protect life, health, and property from flood damages, the WI DNR has awarded \$650,000 to acquire flood-damaged property from willing sellers along Fish Lake Road. The Town of Roxbury has agreed to act as a fiscal agent to facilitate the grant and the County would take the lead in purchasing properties. All structures would be removed and the land would be restored to natural conditions and available for public use and enjoyment, including hiking, picnicking, swimming and shore fishing. Fish Camp County Park neighbors the properties and therefore public parking, restrooms and shelter space are in place and no additional infrastructure or staffing will be needed to incorporate additional lands into the management regime.

The County is currently working with several landowners that have indicated a willingness to sell their property. Offers are made based on January 2008 appraisals less a 15% discount in the County's favor. The majority of project costs will be covered by the WI DNR grant, with the County providing the necessary match. The first round of property owners along with the acquisition cost (purchase price and lake district special assessment) associated with each property are as follows:

<u>Landowner</u>	<u>Address</u>	<u>Acquisition Cost</u>
Ellestad	7882 Fish Lake Road (Lot 12)	\$131,000
Kaufman	7892 Fish Lake Road (Lot 14)	\$109,000
Olson	7852 Fish Lake Road (Lot 3)	\$182,000
Maddrell	7896 Fish Lake Road (Lots 15/16)	\$32,000
Melville	7848 Fish Lake Road (Lot 2)	\$114,000

NOW THEREFORE BE IT RESOLVED, that the Dane County Board of Supervisors and the Dane County Executive hereby authorize the purchase of property from Ellestad, Kaufman, Olson, Maddrell, and Melville for a total cost not to exceed \$568,000 and 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, which will include temporarily vesting land rights to the Town of Roxbury;

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 O'Loughlin, Miles and Hulsey, August 19, 2010.

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

AUTHORIZING THE PURCHASE OF LAND AT PRAIRIE MORAINES COUNTY PARK

The Department of Land & Water Resources recommends the acquisition of 4.26 acres at Prairie Moraine County Park in order to accomplish the following goals:

1. Address a pressing safety issue by dramatically improving access into and parking at Prairie Moraine County Park.
2. Implement a recommendation of the Prairie Moraine County Park Master Plan to expand opportunities for increased access to the Park.
3. Expand opportunities for public use and enjoyment of one of the most popular and heavily used County Parks.

Prairie Moraine County Park is located in the Town of Verona, just south of 18/151. The Park is approximately 160 acres in size and over 80,000 cars entered the Park over an 11 month period in 2009. These 80,000 cars are estimated to have brought over 200,000 visitors to the Park, or just under 600 visitors per day. Primary uses of the Park are 1. hiking along the Ice Age National Scenic Trail and 2. off-leash dog exercise. Both of these uses help promote healthy, active lifestyles and allow residents an easy opportunity to get outside within close vicinity of their homes.

There is one parking area that serves the entire Park and which is accessed by turning onto Wesner Road off of CTH PB. Due to the popularity and heavy use of the Park traffic is regularly backed up onto CTH PB, which creates serious safety issues.

The proposed purchase of 4.26 acres at the end of Wesner Road will alleviate safety concerns and relieve traffic congestion related to the popularity of Prairie Moraine County Park. The benefits of this acquisition are multiple:

1. The new property is located at the very end of Wesner Road. Parking for the off-leash dog exercise area would be relocated to the new property so that the entire length of Wesner Road could be utilized, thereby eliminating traffic congestion on CTH PB.
2. Provide more overall parking capacity at Prairie Moraine County Park. Increasing the number of authorized parking spots available at the Park should reduce the instances of people illegally parking on neighboring private property. Furthermore it will help ensure that park users aren't turned away due to a full lot.
3. Improve connectivity and increase use of underutilized portions of the park. Due to the location of the existing parking lot, the northwest corner of the Park receives the heaviest use. The new parking lot will help disperse users throughout the entire Park.
4. Increase parking for the Ice Age Trail. The existing parking lot will remain open, however it will be reduced in size and be designated for the Ice Age Trail. The trail segment that runs through Prairie Moraine County Park is considered to be the best example of the terminal moraine and the designated parking area will create improved opportunities for signage and interpretive elements that highlight the unique features of the terminal moraine.

The purchase price for the property has been established at \$325,000. Funding for purchase is available in the Conservation Fund and the Department of Land & Water Resources will seek grant funding to offset the project costs.

NOW THEREFORE BE IT RESOLVED, that the Dane County Board of Supervisors and the Dane County Executive hereby authorize the purchase of approximately 4.26 acres from Hulda Wesner for \$325,000 plus associated costs according to Wis. Stats. Chapter 27.05(3);

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 and Richmond, August 19, 2010.

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

RES. 113, 10-11

AUTHORIZING THE PURCHASE OF LAND FOR THE ICE AGE NATIONAL SCENIC TRAIL IN THE TOWN OF CROSS PLAINS

The Dane County Parks & Open Space Plan recommends the acquisition of lands for the Ice Age National Scenic Trail. The Trail traces Ice Age formations across the state and is one of 11 National Scenic Trails, which are established by Congress through areas of significant scenic, historic, natural or cultural features. The Cross Plains Unit of the Ice Age National Scientific Reserve is an area along the Trail identified for larger protection goals due to its geologic history and the ability to provide outdoor recreational and educational opportunities near a dense population base.

Dane County, in partnership with other government and nonprofit partners, has hoped to purchase land from willing sellers within the Reserve for the past several years. These efforts have culminated in this resolution, which authorizes the purchase of 131 acres. The property will serve conservation, education, 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 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."

The property is in the Driftless Area at the geologic border between the glaciated region and the unglaciated Driftless Area. On the property is an entire, extinct pro-glacial lake that existed 15,000 years ago when the glacier reached its maximum extent. The property includes an intermittent feeder stream to 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. Along the western 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).

The property owner has agreed to sell the property for \$20,000 per acre, for a total purchase price of \$2,620,000. Closing would not occur until the County receives notification from the WI DNR or other project partners of a reimbursement of no less than \$1,572,000.

NOW THEREFORE BE IT RESOLVED, that the Dane County Board of Supervisors and the Dane County Executive hereby authorize the purchase of approximately 131 acres from Ice Age Meadows LLC, Ice Age Downs LLC, and Ice Age Farms, LLC for \$20,000 per acre 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 documents necessary to maximize cost-sharing from project partners, which may include temporarily vesting land rights to another agency;

BE IT FURTHER RESOLVED that staff are instructed to pursue the maximum grant reimbursement that may be possible and that closing not occur until the County receives notification from the WI DNR or other project partners of a reimbursement of no less than \$1,572,000 and;

BE IT FURTHER RESOLVED that this resolution satisfies the freeze appeal process for 2009 and 2010 capital expenditures as specified in the 2010 budget;

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 Hesselbein, Jensen, Levin, Sargent, Corrigan, Clausius, Stoebig, Eicher, Stubbs, Rusk, Ripp, de Felice, Duranczyk, Hendrick, Matano, Vedder, Richmond, Schmidt, Veldran, Hulsey, and McDonell.

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

RES. 114, 10-11

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. This is a continuation of a grant funded project begun in 2009, accepted by Res. 76, 09-10.

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 four primary goals, 1) promote emergency preparedness for people with disabilities and the organizations and agencies that serve them, 2) plan for, establish, and train staff to operate a system for accommodation of persons with disabilities in the event of a mass evacuation, 3) expand and refine the special needs appendix to the county's emergency operations plan, and 4) provide technical assistance and guidance to Rock County Emergency Management related to evacuation planning and people with special needs and disabilities.

The Office of Justice Assistance will provide \$85,000 towards these efforts, with \$74,465 allocated toward personnel costs and \$10,535 allocated for travel, training, and operating expenses. There is no County matching requirement with this grant. The grant period is from 10/1/2010 to 9/30/2011.

Grant funds will be used to extend for one year the full time Special Population Planner project 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 Population Planner is a professional position established at the P-9 range.

NOW, THEREFORE, BE IT RESOLVED that \$85,000 be set up in the Emergency Management, Emergency Planning Division, Catastrophic Planning Project Revenue account, EMEMRPLN 81847 and be credited to the General Fund.

BE IT FURTHER RESOLVED that \$10,535 be transferred from the General Fund to the Emergency Management, Emergency Planning Division, Catastrophic Planning Project operating expense account, EMEMRPLN 20529.

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

EMEMRPLN 10009	Salaries and Wages	\$55,893
EMEMRPLN 10099	Retirement Fund	\$ 7,154
EMEMRPLN 10108	Social Security	\$ 4,276
EMEMRPLN 10117	Health	\$ 6,457
EMEMRPLN 10153	Dental	\$ 533
EMEMRPLN 10180	Life Insurance	\$ 52
EMEMRPLN 10189	Workers Compensation	\$ 100
	Total	\$74,465

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, Hulsey, Wiganowsky, Imhoff, Schlicht and Corrigan, August 19, 2010.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 115, 10-11

AUTHORIZATION TO APPLY FOR STATE OF WISCONSIN DNR COUNTY FISH & GAME PROJECT GRANTS

WHEREAS, the legislature of the State of Wisconsin enacted legislation providing for allocation to the respective counties in the state on an acreage basis for the county fish and game projects on the condition that the counties match the state allocation, and

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

THEREFORE, BE IT RESOLVED by the Dane County Board of Supervisors, in legal session assembled, that the Board is hereby authorized to expend the funds appropriated and the funds to be received from the State of Wisconsin for the improvement of the fish and wildlife habitat, and to operate and maintain or to cause to be operated and maintained the project for its intended purpose. Funds are included in the Land & Water Resources-Land Conservation Budget.

BE IT FINALLY RESOLVED that the County Board of Supervisors and County Executive hereby authorize the Director of Dane County Land & Water Resources to submit grant applications to the State of Wisconsin Department of Natural Resources (DNR) for financial aid for county fish and game projects, 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 Jensen, Duranczyk and Downing, August 19, 2010.

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

RES. 116, 10-11

AUTHORIZING AN EXTENSION OF LTE HOURS IN THE CHILD SUPPORT AGENCY

The Child Support Agency (CSA) has employed two LTEs, Mary Haley and Cassandra Clerkin, to accomplish an imaging project to allow the office to operate in a paperless environment.

Dane County's Civil Service Ordinance, section 18.12(1)(a), limits limited term employees to 1,200 hours per year. The employees in these positions are approaching the limit for LTE's, and the CSA is requesting an extension of hours to allow these essential personnel to complete the imaging project. The Budget contains sufficient funds to support this position for the remainder of this year without any expense to Dane County, through the use of federal funds allocated for this purpose.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors grants an exception to Ordinance 18.21(1)(a) to allow the LTEs, Mary Haley and Cassandra Clerkin, employed in the CSA to exceed 1,200 hours in the 2010 payroll year.

Submitted by Supervisors Rusk, Bayrd, Hulseay, Wiganowsky, Imhoff, Schlicht and Corrigan, August 19, 2010.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 117, 10-11

AUTHORIZING ACCEPTANCE OF U.S. EPA GRANT FUNDING FOR A DANE COUNTY
WOODSTOVE CHANGEOUT PROGRAM

Dane County, through the Dane County Clean Air Coalition, received a 2010 U.S. Environmental Protection Agency (EPA) grant for a "Dane County Woodstove Changeout Program" for \$50,000.

The purpose of the grant is to fund a program to provide rebates, and in turn a financial incentive, to Dane County residents to replace existing, old and inefficient residential woodstoves or fireplace inserts with a pellet or gas stove/insert or an EPA-certified wood-burning stove/insert that produces fewer emissions.

The program will also provide public education and outreach about the impacts of polluted air emissions in Dane County and steps that residents can take to reduce their emissions from residential wood burning. This program will result in a permanent, measurable reduction in fine particle pollution and other air emissions in Dane County by reducing woodstove emissions.

The grant will reimburse Dane County up to \$45,000 to be used to provide rebates to Dane County residents who purchase qualifying stoves during the program period to replace an existing inefficient stove. The remaining \$5,000 will be used to reimburse personnel costs to cover a portion of the administrative time of the Clean Air Coalition Coordinator for this project.

NOW, THEREFORE, BE IT RESOLVED that Dane County authorizes the acceptance of the U.S. EPA Grant of \$50,000 for a 'Dane County Woodstove Changeout Program;'

BE IT FURTHER RESOLVED that the Dane County Executive and Dane County Clerk are authorized to execute documents necessary to effectuate the grant award and subsequent expenditures;

BE IT FURTHER RESOLVED that the expenditure account PDPLNDIV NEW "Woodstove Grant Exp." \$45,000 and revenue account PDPLNDIV NEW "Woodstove Grant Rev." \$50,000 be established in the operating budget; and

BE IT FINALLY RESOLVED that the grant expenditure and revenue accounts be carried forward until fully expended.

Submitted by Supervisors Erickson, Miles, Hampton, Downing, Schmidt, Vedder, Schlicht, Bayrd, Hendrick, Veldran, Duranczyk, Richmond, Willett, Matano, Hulse, Ripp, Solberg, Hesselbein, de Felice, Stubbs, Eicher, Sargent, Clausius, Levin and Corrigan, August 19, 2010.

Referred to PERSONNEL/FINANCE and ZONING & LAND REGULATION.

RES. 118, 10-11

DEVELOPING A PROGRAM FOR ON-GOING COLLECTION AND DISPOSAL OF HOUSEHOLD PHARMACEUTICALS IN DANE COUNTY

The disposal of unused household pharmaceuticals is a public health, public safety, and environmental issue. Unwanted, unused prescriptions and over-the-counter medicines can be found in every household in the county. Un-needed medicines in the house can pose a threat to children and others who may accidentally or intentionally take them. Flushing medicines down the toilet or putting them in the trash is bad for the environment, particularly for waterways and the animals in them.

Research supports the need for an effective approach to collecting and disposing of un-used medications.

- An extensive nationwide study by the US Geologic Survey has found evidence of pharmaceuticals including antibiotics and hormonal drugs, such as birth control pills, in surface waters throughout the nation.
- In Dane County, the Geological and Natural History Survey found acetaminophen and two hormones in water coming from septic systems in a new Sun Prairie subdivision.
- The Wisconsin Laboratory of Hygiene discovered accumulations of endocrine-disrupting chemicals found in drugs such as birth control pills that mimic natural hormones in water entering and leaving Madison's sewage treatment plant.
- According to the World Health Organization, antibiotics in water supplies are a potential concern because the most frequently used antibiotics are becoming less effective as the infections they are designed to combat become resistant. That resistance increases with heightened exposure to the drugs.
- Research has shown that drugs containing hormones are causing changes and deformities in fish and other aquatic creatures.
- Studies conducted throughout the country have uncovered pharmaceuticals in drinking water, and the negative effect of these substances on the general population are only now beginning to be studied and understood.
- Reports from the Drug Abuse Warning Network (DAWN) show the number of emergency room visits more than doubled nationally between 2004-2008, due to misuse of prescription medicines.
- According to the 2009 National Youth Risk Behavior Survey, one in five high school students say they have taken a prescription drug without a doctor's prescription.

- The 2008 National Survey on Drug Use and Health revealed that 582,000 Wisconsin residents, ages 12 and older, used a prescription medication for non-medical purposes in the past year.
- Nationally, 70.2% of respondents said they got the pain medication they misused from a friend or relative. According to the Wisconsin Interactive Statistics on Health (WISH), in Dane County between 2002 and 2006, poisoning is the second leading cause of injury death and hospitalization, and these rates have increased steadily over the past 10 years.
- Prescription drugs are the leading type of poisoning overdoses resulting in death or hospitalization in Dane County, for residents ages 15 years and older.

MedDrop, an effort managed by volunteer pharmacists, hazardous and solid waste and wastewater experts, has held pharmaceutical collection events in Dane County twice a year since 2007. MedDrop accepts prescription medicine, over the counter medicine, medications for pets, vitamins, nebulizer solution, and inhalers. During the collection events, illegal drugs are also taken, no questions asked, and turned over to authorities for immediate disposal. Police officers are on site at the MedDrop events to make sure controlled substances are handled properly.

The MedDrop events have been very successful. For example, the June 5, 2010 MedDrop was the most successful medication collection yet. Over 2,400 cars drove through one of the three MedDrop sites and approximately 5,600 pounds of medications were collected. Over 630 pounds of controlled medications were collected, well over twice any previous MedDrop event. Another event is planned for October 2, 2010 in Madison, Middleton, and Sun Prairie. However, despite this success, it is important to develop a permanent drop-off program in Dane County to expand access for residents year-round and in multiple locations.

Many Wisconsin communities already have on-going programs for collection of un-used medications. For example, Oneida County has collection of pharmaceuticals every Thursday at their solid waste site, and the Dunn County Sheriff's Office has on-going collection of prescription and over the counter medications. Outagamie County residents drop an average of 200 pounds a month of un-used medications into a drop box at the Appleton Police Department. Several Milwaukee County communities also have them.

The MedDrop organization has offered to provide Dane County with permanent drop boxes to initiate an on-going program of pharmaceutical collection and disposal. Development of this program will require working with local police departments, other law enforcement entities and other stakeholders to create secure sites for the drop boxes, a strategy for collection and disposal of the pharmaceuticals, and identification of costs and potential sources of revenue.

NOW, THEREFORE, BE IT RESOLVED that Dane County Board of Supervisors requests the Public Health Madison-Dane County to work with partners to develop a program to provide on-going collection of medications in order to safeguard the public health and safety and to protect Dane County waters. Key partners include the Dane County Department of Land and Water Resources, the Sheriff's Office, Dane County Public Works, Highway and Transportation, other municipalities, area health care providers, local pharmacies, Madison Metropolitan Sewerage District, local police departments, and others.

BE IT FURTHER RESOLVED that Public Health Madison-Dane County is hereby authorized to accept the donation of permanent pharmaceutical drop boxes from MedDrop.

BE IT FINALLY RESOLVED that Public Health Madison-Dane County report to the County Executive and the County Board by November 1, 2010 with recommendations regarding the strategy for program implementation and the budget requirements for 2011.

Submitted by Supervisors Richmond, Bayrd, Matano, Vedder, Sargent, Solberg, Duranczyk, Miles, Schmidt, Hampton, Willett, Schlicht, Wiganowsky, Ripp, Salov, Corrigan, Stubbs, Rusk, Veldran, Hendrick, de

Felice, Levin, Hesselbein, Eicher, Hulsey, Downing, Ferrell, Gau, Imhoff, Erickson, Martz, Jensen, Clausius and Stoebig, August 19, 2010.

Referred to HEALTH & HUMAN NEEDS and BOARD OF HEALTH.

RES. 119, 10-11

AMENDING THE DANE COUNTY FARMLAND PRESERVATION PLAN MAP FOR THE TOWN OF OREGON

On December 18, 2008 the Dane County Board of Supervisors adopted Resolution 241, 2007-08 to amend the *Dane County Farmland Preservation Plan* for the Town of Oregon to comply with state recertification standards under Chapter 91, Wisconsin Statutes. Resolution 241, 2007-2008 was signed by the Dane County Executive on December 23, 2008.

Since that time, the Wisconsin Department of Agriculture, Trade and Consumer Protection, the Dane County Department of Planning and Development and the Town of Oregon have worked together to identify additional farmland preservation plan and zoning map changes needed to bring the *Dane County Farmland Preservation Plan* into full consistency with state certification standards under the state's recently revised Farmland Preservation Law.

Dane County has adopted a farmland preservation plan under the authority of Chapter 91 of the Wisconsin Statutes.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors adopts the Farmland Preservation Map for the Town of Oregon dated August 2, 2010 as part of the *Dane County Farmland Preservation Plan*. A copy of the map of this amendment is on file with the Department of Planning and Development.

[EXPLANATION: This amends the Town of Oregon portion of the Dane County Farmland Preservation Plan to meet certification standards under state law.]

Submitted by Supervisors Jensen, Clausius and Hendrick, August 19, 2010. Fiscal and Policy Notes not required.

Referred to ZONING & LAND REGULATION.

RES. 120, 10-11

RESOLUTION AUTHORIZING THE ISSUANCE AND PROVIDING FOR THE SALE OF NOT TO EXCEED \$17,085,000 TAXABLE GENERAL OBLIGATION REFUNDING BONDS

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 raise funds for the public purpose of paying the cost of refinancing certain outstanding obligations of the County, to wit: its Taxable General Obligation Bonds, Series 2002C, dated December 1, 2002, and its Taxable General Obligation Promissory Notes, Series 2002D, 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 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 hereby finds and determines that general obligation refunding bonds in the amount of not to exceed \$17,085,000 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 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 SEVENTEEN MILLION EIGHTY-FIVE THOUSAND DOLLARS (\$17,085,000) 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, Taxable General Obligation Refunding Bonds aggregating the principal amount of not to exceed SEVENTEEN MILLION EIGHTY-FIVE THOUSAND DOLLARS (\$17,085,000) (the "Bonds").

Section 3. Notice of Sale. The County Clerk (in consultation with the County's financial advisor, Ehlers & Associates, Inc. ("Ehlers")) 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 Ehlers) may determine.

Section 4. Official Statement. The County Clerk (in consultation with Ehlers) 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 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. 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 Supervisors Hesselbein, Solberg, Clausius, O'Loughlin, Hendrick, de Felice and Stoebig, August 19, 2010. Fiscal and Policy Notes not required.
Referred to PERSONNEL/FINANCE.

RES. 121, 10-11

RESOLUTION AUTHORIZING THE ISSUANCE AND PROVIDING FOR THE SALE OF NOT TO EXCEED
\$24,470,000 GENERAL OBLIGATION REFUNDING BONDS

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 raise funds for the public purpose of paying the cost of refinancing certain outstanding obligations of the County, to wit: its General Obligation Bonds, Series 2003B, dated July 1, 2003 (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 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 hereby finds and determines that general obligation refunding bonds in the amount of not to exceed \$24,470,000 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 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-FOUR MILLION FOUR HUNDRED SEVENTY THOUSAND DOLLARS (\$24,470,000) 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 aggregating the principal amount of not to exceed TWENTY-FOUR MILLION FOUR HUNDRED SEVENTY THOUSAND DOLLARS (\$24,470,000) (the "Bonds").

Section 3. Notice of Sale. The County Clerk (in consultation with the County's financial advisor, Ehlers & Associates, Inc. ("Ehlers")) 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 Ehlers) may determine.

Section 4. Official Statement. The County Clerk (in consultation with Ehlers) 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 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. 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 Supervisors Hesselbein, Solberg, Clausius, Hendrick, de Felice and Stoebig, August 19, 2010. Fiscal and Policy Notes not required.

Referred to PERSONNEL/FINANCE.

RES. 122, 10-11

RESOLUTION AUTHORIZING THE ISSUANCE AND PROVIDING FOR THE SALE OF NOT TO EXCEED \$20,325,000 GENERAL OBLIGATION REFUNDING BONDS

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 raise funds for the public purpose of paying the cost of refinancing certain outstanding obligations of the County, to wit: its General Obligation Bonds, Series 2003A, dated July 1, 2003 (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 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 hereby finds and determines that general obligation refunding bonds in the amount of not to exceed \$20,325,000 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 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 THREE HUNDRED TWENTY-FIVE THOUSAND DOLLARS (\$20,325,000) 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 aggregating the principal amount of not to exceed TWENTY MILLION THREE HUNDRED TWENTY-FIVE THOUSAND DOLLARS (\$20,325,000) (the "Bonds").

Section 3. Notice of Sale. The County Clerk (in consultation with the County's financial advisor, Ehlers & Associates, Inc. ("Ehlers")) 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 Ehlers) may determine.

Section 4. Official Statement. The County Clerk (in consultation with Ehlers) 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 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. 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 Supervisors Hesselbein, Solberg, Clausius, O'Loughlin, Hendrick, de Felice and Stoebig, August 19, 2010. Fiscal and Policy Notes not required.
 Referred to PERSONNEL/FINANCE.

RES. 123, 10-11

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 \$19,165,000 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, 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"):

<u>General Government Projects</u>	<u>Project Amount</u>
Compas Software	\$ 8,200.00
Facility Maintenance Projects	130,000.00
Zoning Software	295,000.00
Fly Dane Digital Terrain & ORT	<u>271,500.00</u>
Total	\$704,700.00
<u>Human Services Projects</u>	
Nursing Home Demolition	\$ 500,000.00
Building Repair Projects	<u>73,520.00</u>
Total	\$573,520.00
<u>Conservation Projects</u>	
Chapter 14 Enforcement	\$ 225,000.00

Park Land Purchases	5,977,000.00
Babcock Lake and Dam Rehab	70,000.00
Streambank Protection	45,000.00
Streambank Easements	264,000.00
Groundwater Model and Restoration	115,000.00
Vehicle & Equipment	164,800.00
Compactor	603,500.00
Compost Turner	<u>545,000.00</u>
Total	\$8,009,300.00

	<u>Project</u>
<u>Public Works Projects</u>	<u>Amount</u>
Highway Projects	<u>2,250,000.00</u>
Total	\$2,250,000.00

<u>Education and Recreation Projects</u>	
Capital Springs Park Development	\$ 360,000.00
Park Improvement Projects	222,300.00
Center Improvements	<u>430,000.00</u>
Total	\$1,012,300.00

<u>Public Safety Projects</u>	
Emergency Siren Study	\$ 120,000.00
Siren Replacement	60,000.00
PSB Fire Alarm/Door Control	130,700.00
911 Center Remodel	300,000.00
CAD and Related Systems Replacement	1,000,000.00
Radio System Replacement	3,550,000.00
Priority Police Dispatch	163,000.00
Sheriff Patrol Boat	100,000.00
Sheriff Vehicles	453,700.00
Sheriff Staffing Software	175,000.00
Firing Range Improvements	258,300.00
JPAS Software	<u>30,000.00</u>
Total	<u>\$6,340,700.00</u>

Grand Total: \$18,890,520.00

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; and

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 "2010 Bonds and Notes") for such public purposes.

NOW, THEREFORE, BE IT RESOLVED by the County Board of the County that:

Section 1. Authorization of the 2010 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 SIXTEEN MILLION FIVE HUNDRED FIVE THOUSAND DOLLARS (\$16,505,000) and the 2010 Bonds and Notes shall be issued to a purchaser or purchasers to be determined by competitive sale (the "Purchaser").

Section 2. Sale of the 2010 Bonds and Notes. 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, the 2010 Bonds and Notes aggregating the principal amount of not to exceed SIXTEEN MILLION FIVE HUNDRED FIVE THOUSAND DOLLARS (\$16,505,000).

Section 3. Notice of Sale. The County Clerk (in consultation with the County's financial advisor, Ehlers & Associates, Inc. ("Ehlers")) is hereby authorized and directed to cause the sale of the 2010 Bonds and Notes 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 Ehlers) may determine.

Section 4. Official Statement. The County Clerk (in consultation with Ehlers) 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 2010 Bonds and Notes. Following receipt of bids for the 2010 Bonds and Notes, the County Board shall consider taking further action to provide the details of the 2010 Bonds and Notes; to award the 2010 Bonds and Notes to the lowest responsible bidder therefor; and to levy a direct annual irrevocable tax sufficient to pay the principal of and interest on the 2010 Bonds and Notes as the same becomes due as required by law.

Section 6. 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 Supervisors Hesselbein, Solberg, Clausius, O'Loughlin, Hendrick, de Felice and Stoebig, August 19, 2010. Fiscal and Policy Notes not required.
Referred to PERSONNEL/FINANCE.

RES. 124, 10-11

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.

Area Agency on Aging Board

Supervisor Cynda Solberg, 3703 County Road N, Cottage Grove 53527, due to the resignation of Supervisor Jensen. This term will expire 4/17/12.

Board of Adjustment

Arlan Kay, 5685 Lincoln Rd., Oregon 53575 (835-5882-H), to be reappointed. This term will expire 6/30/12.

Sue Studz, 9310 Turkey Road, Black Earth 53515 (798-4410-H), to be reappointed. This term will expire 6/30/13

Carlton Hamre, 4875 Cuba Valley Road, DeForest 53532 (846-3227-H), to be reappointed. This term will expire 6/30/13.

Environmental Council

Jeffrey K. Soellner, 1402 Wyldhaven Avenue, Monona 53716 (226-9346-H, 445-5572-W), due to the resignation of Subhra Pati. Mr. Soellner is a Grant Administrator for the State of Wisconsin Department of Natural Resources. Mr. Soellner administers several grant programs for the DNR including the areas of lakes and rivers, remediation of contaminated sites, and forestry, and has over twenty-four years of experience at the DNR. This term will expire 1/31/11.

Human Services Board

Elaine DeSmidt, 4709 Milwaukee St., Madison 53714 (246-2700-H), to fill the seat of a member of the Area Agency on Aging Board, replacing Robert Herbst. Ms. DeSmidt is a citizen member of the Area Agency on Aging Board. This term will expire 4/17/12.

Local Emergency Planning Committee

Dustin C. Weis, 406 Castle Place, Madison 53703 (556-3008-H, 271-1301-W), due to the resignation of Ryan Lobenstein. Mr. Weis is a News Anchor and Reporter for AM 16270 WTDY, Midwest Family Broadcasting Group. Prior to that, he was a News Reporter for the Portage Daily Register, a Weekend Board Operator/ Announcer for Wisconsin Public Radio Ideas Network, and a Production Director for SWUMM, UW-Madison Student Radio. He has a B.A. degree in Journalism from the University of Wisconsin-Madison. This term will expire 4/17/12.

Steve Dickson, 2575 Dickson Road, Stoughton 53589 (873-7635-H), to be reappointed. This term will expire 4/17/12.

Richard T. Roth, 2869 Crinkle Root Drive, Fitchburg 53711 (271-8581-H, 266-2438-W), to be reappointed. This term will expire 4/17/12.

Kathy Krusiec, 5901 Country Walk, McFarland 53558 (838-6201-H), to be reappointed. This term will expire 4/17/12.

Chief Roger Hillebrand, 122 East Pearl Street, Belleville 53508 (424-6095-H, 424-3129-W), to be reappointed. This term will expire 4/17/12.

Deputy Fire Chief Ralph North, 409 Powers Avenue, Madison 53714 (241-3717-H, 263-4419-W), to be reappointed. This term will expire 4/17/12.

Division Chief Michael Popovich, 637 Chatham Terrace, Madison 53711 (266-5946-W), to be reappointed. This term will expire 4/17/12.

Marytha Blanchard, P.O. Box 261, Oregon 53575 (835-9413-H, 227-1292-W), to be reappointed. This term will expire 4/17/12.

Dok Tael Stevens, 321 Kensington Drive, Madison 53704 (225-4366-C, 285-3122-W), to be reappointed. This term will expire 4/17/12.

Kevin Wernet, 5010 Paulson Court, #4, McFarland 53558 (712-3864-H, 243-0352), to be reappointed. This term will expire 4/17/12.

Long Term Support Committee

Supervisor Tom Stoebig, 4309 Hegg Avenue, Madison 53716 (222-6429-H), to fill the seat of a member of the Area Agency on Aging Board, replacing Judith Wilson. Supervisor Stoebig is a member of the Area Agency on Aging Board. This term will expire 4/19/11.

Monona Terrace Convention & Community Center Board

Thomas P. Solheim, 1039 Rutledge Street, Madison 53703 (257-4962-H, 282-1234-W), to fill the seat of an alternate, due to the expired term of Wayne Bigelow. Mr. Solheim is a member, founder, and managing partner of Solheim Billing & Grimmer, SC, Attorneys, practicing general business law since 1994. He was previous a member, director, and co-managing partner of Ross & Stevens, SC, in the same capacity. He is a member of Downtown Madison, Inc., a member and past chairman of the State of Wisconsin Rustic Roads Board, a founding member of the board, past president, and chair of the program committee for the Madison Committee on Foreign Relations, and a member of the board, chairman, member of the loan committee, and a member of the venture debt loan committee of the Madison Development Corporation. This term will expire 5/1/13.

Parks Commission

Mary Schlaefer, 118 Chestnut Street, Madison 53705, to fill the expired term of John Hutchinson. Ms. Schlaefer is Executive Director of the Wisconsin Energy Conservation Corporation, (WECC), a Madison-based nonprofit company that provides energy efficiency and renewable energy program planning, design, and implementation services throughout the United States. WECC works with state and local governments, as well as directly with utilities, to design and implement programs to help customers reduce their energy use and increase deployment of renewable energy technologies. Prior to joining WECC, Ms. Schlaefer served as Executive Assistant and Deputy Secretary of the Wisconsin Department of Natural Resources. Her responsibilities at DNR included leading development of the Department's budget, overseeing and approving public land acquisition transactions, and general oversight of all functions related to public land and resource management, including park and land master planning, state park operations and forest management, as well as hunting and fishing regulations. Ms. Schlaefer has also served as Deputy Secretary of the Wisconsin Department of Regulation and Licensing, Tobacco Counsel for the National Association of Attorneys General, and Assistant Attorney General for the State of Wisconsin. This term will expire 7/1/14.

Daniel Wisniewski, 6816 Aldo Leopold Way, Middleton 53562 (824-8621-H, 698-8680-C), to fill the expired term of Tom Dawson. Mr. Wisniewski is retired from a 30 year career in state and local government, including positions as Staff Director for the State Senate Democratic Caucus, Policy Staff for Governors Lucey and Schreiber, Policy Staff for the Madison Mayor's Office, Chief of Staff for Governor Earl, Legislative Lobbyist for Dane County, and Executive Secretary for the Board of Commissioners of Public Lands. He is a member of the Board of Directors of the Northland Land Trust, a member of the Board of Directors of the Friends of Pheasant Branch, and a former representative for Wisconsin on the National Leadership Council of Trout Unlimited. Mr. Wisniewski has been extremely active in restoring streams in Dane County and in raising private donations to the County's Streambank easement program. This term will expire 7/1/14.

Reclassification Appeals Board

Thomas Krauskopf, 657 Hilltop Drive, Madison 53711 (271-3060-H), to be reappointed. This term will expire 6/30/13.

Tree Board

Scott Nelson, 5553 Netherwood Road, Oregon 53575 (835-3411-H, 252-7186-W), to be reappointed. This term will expire 4/16/13.

Youth Commission

Mary Kelley, 217 Windsor Street, Madison 53714 (279-6165-C, 241-2462-H, 204-1605-W), to fill the seat of a Madison Metropolitan School District representative, due to the resignation of Joe Gothard. Ms. Kelley is Principal of East High School, Madison. She has been a principal in the MMSD for nine years and has fifteen years experience as a middle school principal. She worked as a health educator in schools and as the district wellness coordinator, AODA coordinator, and curriculum and grant writer in several schools. She also worked as an outreach worker serving homeless and runaway youth in Minneapolis. This term will expire 4/19/11.

Nichelle Nichols, 736 Odana Lane, Madison 53711 (658-5252-C), to fill a citizen seat due to the resignation of Melissa Sargent. Ms. Nichols is the Director of Learning for the Urban League of Greater Madison. Prior to that, she was the Director of Development & Community for the Community Action Coalition for South Central Wisconsin, Inc., the Resource Development & Volunteer Coordinator for Big Brothers Big Sisters of Dane County, and the Marketing, Media & Development Specialist/Parent Educator for Family Enhancement. This term will expire 4/19/11.

Submitted by Supervisor McDonell, August 19, 2010. Fiscal and Policy Notes not required.
Referred to EXECUTIVE.

COMMUNICATIONS

Wells Fargo Bank, NA vs Thomas P. Brown and Darlene J. Brown amended summons & complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from City of Madison Police against Public Works for damage to police vehicle caused by county vehicle. Referred to PUBLIC PROTECTION/JUDICIARY.

Notice of Claim and Injury Cambridge State Bank vs Cambridge Stoneware Co. Referred to PUBLIC PROTECTION/JUDICIARY.

DLJ Mortgage Capital, Inc. vs. Katherine E. Carlson summons & complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

Wells Fargo Bank, NA vs. Paul M. Stroede amended summons & complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

Wachovia Mortgage, vs. Toule Yang amended summons & complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from Jason & Rebecca Buchda against Public Works for damage to vehicle caused by temporary stop sign. Referred to PUBLIC PROTECTION/JUDICIARY.

Wis. Housing & Economic Development Authority vs. Timothy A. Wilson II – summons & complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

Joanie Tyler and Human Services v Roundy's Supermarkets summons & complaint personal injury case. Referred to PUBLIC PROTECTION/JUDICIARY.

Bac Home Loans Servicing vs Eric P. Engen summons & complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

Chase Home Finance LLC vs May J. Thurber aka May J. Foster summons & complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

Gloria D. Sykes vs Human Services complaint in a civil action. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from Eric Reno against Sheriff for damage to tires caused by spike strips. Referred to PUBLIC PROTECTION/JUDICIARY.

Cambridge State Bank vs Cambridge Stoneware summons and complaint money judgment, other contracts and mortgage foreclosure. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from Blake Swan against Public Works for damage to vehicle caused by gravel in road. Referred to PUBLIC PROTECTION/JUDICIARY.

Deutsche Bank Nat. Trust Co. vs Michael W. Hicks notice of foreclosure sale. Referred to PUBLIC PROTECTION/JUDICIARY.

Notice of Injury and Claim Jeffrey D. Knickmeier against Dane County Jail. Referred to PUBLIC PROTECTION/JUDICIARY.

Evergreen State Bank v William L. Howard summons & complaint foreclosure and replevin. Referred to PUBLIC PROTECTION/JUDICIARY.

Wells Fargo Bank, NA v Sara N. Clark aka Sara Havey amended summons & complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

M&I Marshall & Ilsley Bank v Phalla Sao summons & complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

Federal National Mortgage Association v David M. Hall summons & complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

Wells Fargo Bank NA v Gerald A. Harris summons & complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

First Horizon Home Loans v Mary L. DeYoung & Ronald DeYoung amended summons & complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

BAC Home Loans Servicing LP v Gail Alt & Jeffrey Alt summons & complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

SunTrust Mortgage, Inc. v James Crawford amended summons & complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from Shawn Teed against Highway for damage to vehicle caused by road repair. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from Ann DeTienne against Zoo for damage to vehicle caused by falling tree branches. Referred to PUBLIC PROTECTION/JUDICIARY.

Lincoln Co. Res. 2010-07-29 – Request Rescinding the Changes That Were Made to Prevailing Wage Laws (Sections 66.0903 and 103.49, Wis. Stats.) Effective January 1, 2010, by Enactment of the State Budget. Referred to EXECUTIVE.

Langlade Co. Res. 57-2010 – Rescinding Changes Made to Prevailing Wage Laws. Referred to EXECUTIVE.

Wood Co. Res. 10-7-8 – To require of the State of Wisconsin that funds in the segregated transportation fund be used solely to fund Wisconsin's transportation systems and infrastructure. Referred to EXECUTIVE.

Outagamie Co. Res. 21 – 2010-11 – Approve of an advisory referendum on the November 2010 ballot regarding amending the Wisconsin Constitution to prohibit any further transfers or lapses from the State's segregated Transportation Fund. Referred to EXECUTIVE.

Marquette Co. Res. 34-2010 – Resolution Placing Advisory Referendum Question on November Ballot. Referred to EXECUTIVE.

Ozaukee Co. Res. 10-20 – Repeal of 2009 Wisconsin Act 28 With Regard to Prevailing Wage Requirements. Referred to EXECUTIVE.

Price Co. Res. 37-10 – Resolution Supporting the Legislative Council Study on MFL Program Legislative Study Reviewing the Managed Forest Land Program. Referred to EXECUTIVE.

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

Petition 10236 – Town of Berry – Raphael Ripp

10237 – Town of Bristol – Crystal Heins

10238 – Town of Cross Plains – Kalscheur Rentals LTD Partnership

10239 – Town of Madison – Keith Baal
10240 – Town of Pleasant Springs – Holly Manson
10241 – Town of Albion – Betty Kohel
10242 – Town of Primrose – Nicholas Schultz
10244 – Town of Oregon – Town of Oregon

ORD. AMDT. 15,10-11

AMENDING CHAPTER 82 OF THE DANE COUNTY CODE OF ORDINANCES,
INCORPORATING THE TOWN OF BERRY 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(2) is amended to read as follows:

(2) Town of Berry Comprehensive Plan, including all amendments adopted by the county board of supervisors as of *[County Clerk to insert effective date of this amendment]*.

[EXPLANATION: This amendment adopts the Town of Berry Comprehensive Plan and incorporates them into the Dane County Comprehensive Plan.]

Submitted by Supervisor Schlicht, September 2, 2010.
Referred to ZONING/LAND REGULATION.

RES. 127, 10-11

AUTHORIZING AN AGREEMENT FOR THE JURISDICTIONAL TRANSFER OF CTH MM IN
THE CITY OF FITCHBURG

The Dane County Department of Public Works, Highway & Transportation and representatives of the City of Fitchburg have determined that a part of CTH “MM” north of Rimrock Road within the corporate limits of Fitchburg should be jurisdictionally transferred to the City of Fitchburg on October 1, 2010. This is due to the elimination of the USH 14 slip ramp with the WisDOT reconstruction of Park Street Interchange Project.

The Dane County Department of Public Works, Highway & Transportation Department has drafted an agreement to cover the jurisdictional transfer.

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 City of Fitchburg.

Submitted by Supervisors Stubbs, Veldran, Ripp, Salov and Schmidt, September 2, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 128, 10-11

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

On 7/19/2010, the Town Board adopted amendments to the *Town of Berry Comprehensive Plan*. Portions of that plan, and the Future Land Use map (Map 5), 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 Berry Comprehensive Plan as an amendment to the *Dane County Farmland Preservation Plan*.

Submitted by Supervisor Schlicht, September 2, 2010. Fiscal and Policy Notes not required.
Referred to ZONING & LAND REGULATION.

RES. 129, 10-11

AUTHORIZING EXECUTION OF A LEASE WITH G2 SECURE STAFF, LLC FOR SPACE AT THE DANE
COUNTY REGIONAL AIRPORT

G2 Secure Staff, LLC and the Dane County Regional Airport have negotiated a lease under which G2 Secure Staff, LLC will rent 152 square feet of space in the Airport Terminal for storage associated with the company's aircraft ground support business. The lease is for a one year term, with extension options exercisable by Dane County. Initial rent for the terminal space will be \$33.09 per square foot, subject to adjustment established under the Airport rates and charges ordinance.

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 G2 Secure Staff, LLC for space at the Airport as set forth above.

Submitted by Supervisors Rusk, de Felice and Clausius, September 2, 2010.
Referred to PERSONNEL/FINANCE, PUBLIC WORKS & TRANSPORTATION and AIRPORT.

RES. 130, 10-11

INCREASING A PROFESSIONAL SERVICES CONTRACT FOR ADULT DAY CARE SERVICES
DCDHS - ACS DIVISION

Utilization of the St. Marys Hospital Adult Day Care program by individuals receiving service via COP-Waiver funding is higher than originally budgeted. The 2010 Adopted Budget included \$129,127 for 12,938 hours

of service. Based on current utilization, the program will provide an estimated 19,343 hours of service to 19 individuals. This resolution increases funding by \$63,926 for an additional 6,405 hours of service. The Department of Human Services will reallocate funds from its COP-Waiver 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 Number	Account Title	Amount
ACCWRSMH ATDCAA	St. Marys Hospital Adult Day Care	\$63,926
ACCLEDC IPPWAA	COP-Waiver Individual Payments	(\$63,926)
	Total	\$0

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the professional service contract listed below be amended for 2010:

SSM Health Care of Wisconsin, Inc. \$63,926

Submitted by Supervisors Stubbs, Duranczyk, Willett, Ferrell, Levin and Sargent, September 2, 2010.
 Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

 RES. 131, 10-11

ACCEPTING DONATION OF HENRY VILAS ZOO CHILDREN'S ZOO BARN

Henry Vilas Zoo is constructing a new "green" Children's Zoo Barn. The super insulated, post and beam structure will be heated using geothermal and solar energy and have a rain water recovery system. The new barn will exhibit goats, sheep, pigs, alpaca, and other animals in year round exhibits. The barn will also have a replica silo, windmill, and tractor for kids to climb on. Adjacent to the barn will be new outdoor exhibits for birds of prey.

All funds needed to complete this project have been donated; no County funds will be used.

NOW, THEREFORE, BE IT RESOLVED that the Henry Vilas Park Zoological Society is authorized to build a Children's Zoo Barn at Henry Vilas Zoo.

BE IT FURTHER RESOLVED that Dane County accepts the Donation of a Children's Zoo Barn from the Henry Vilas Park Zoological Society.

BE IT FINALLY RESOLVED that Dane County commends and thanks the Henry Vilas Park Zoological Society and Zoo Donors for their outstanding support of Henry Vilas Zoo.

Submitted by Supervisors Veldran, Ripp, Salov and Schmidt, September 2, 2010.
 Referred to PERSONNEL/FINANCE, PUBLIC WORKS & TRANSPORTATION and ZOO.

 RES. 132, 10-11

AUTHORIZING EMPLOYMENT AGREEMENT FOR DEPUTY ZOO DIRECTOR (RONDA SCHWETZ)

A candidate has been selected to serve as the Deputy Zoo Director for the Henry Vilas Zoo. Consistent with the budget, county ordinances, and existing practice for employment contracts, a contract has been negotiated with Ronda Schwetz. This contract is similar to contracts negotiated with other contract managers.

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 Ronda Schwetz to serve as Deputy Zoo Director for the Henry Vilas Zoo for a five-year period ending October 10, 20105, at a beginning base salary of \$75,000.00.

Submitted by Supervisors Veldran, Ripp, Salov and Schmidt, September 2, 2010.
Referred to PERSONNEL/FINANCE, PUBLIC WORKS & TRANSPORTATION and ZOO.

RES. 133, 10-11

APPROVING THE ISSUANCE OF REVENUE BONDS BY A WISCONSIN BOND ISSUING COMMISSION
(ADAMS-COLUMBIA ELECTRIC COOPERATIVE PROJECT)

The Adams-Columbia Electric Cooperative, a Wisconsin cooperative association (the "Borrower"), has requested the Public Finance Authority, a Wisconsin bond issuing commission created under Section 66.0304 (3) of the Wisconsin Statutes (the "Issuer"), to issue revenue bonds to provide financing for the construction of an office building in Rosholt and various other improvements to the Borrower's existing electric distribution system and related financing costs (the "Project").

A portion of which Project is to be located in Dane County, Wisconsin (the "County"), as described in the notice of public hearing (the "Notice") attached hereto as Exhibit A.

The Act provides that the Issuer may not authorize bonds to finance the Project unless all the political subdivisions within whose boundaries the Project is to be located have approved the financing of the Project.

On August 17, 2010, a public hearing was held before the County Board of Supervisors of Adams County, Wisconsin with respect to the issuance by the Issuer of the revenue bonds referred to in the Notice (the "Bonds") for the purpose of providing financing for the Project. The Notice, in the form attached hereto as Exhibit A and incorporated herein, was published by at least one insertion no less than 14 days prior to the date of the public hearing in the official newspaper of Marathon County for the publication of notices pursuant to Chapter 985 of the Wisconsin Statutes and in a newspaper having general circulation within the locality of the Project. Such public hearing was conducted in a manner that provided a reasonable opportunity to be heard for persons with differing views on both issuance of the Bonds and the location and the nature of the Project which is to be financed by the Bonds.

This County Board of Supervisors (the "County Board") is an elected legislative body of the County and a political subdivision within whose boundaries a portion of the Project is to be located.

The Bonds shall be limited revenue obligations of the Issuer payable solely from revenues provided by the Borrower and derived from the Project, and shall not constitute an indebtedness of the County within the meaning of any State constitutional provision or statutory limitation, and shall not constitute or give rise to a pecuniary liability, direct or contingent, of any kind or degree whatsoever, of the County or a charge against their general credit or taxing powers.

NOW, THEREFORE, BE IT RESOLVED by this County Board that:

Section 1. For the purposes of Section 147(f) of the Internal Revenue Code of 1986, as amended, and Section 66.0304 (11) of the Wisconsin Statutes, the County Board hereby approves the Project (a portion of which will be located in the County) and the financing thereof through the issuance of the Bonds by the Issuer in an aggregate principal amount not to exceed the amount set forth in the Notice attached hereto as Exhibit A.

Section 2. The publication of the Notice and any action taken by the County, or on behalf of the County, with respect to the issuance of the Bonds prior to the date hereof is hereby ratified and approved.

Submitted by Supervisors Hendrick, Hampton, Salov, Miles, Hesselbein, Eicher, Stoebig, Ripp, Vedder, O'Loughlin, Hulsey, Solberg, Clausius, Martz, Matano, Jensen, Schmidt and Bayrd, September 2, 2010. Fiscal and Policy Notes not required.

Referred to PERSONNEL/FINANCE.

COMMUNICATIONS

State Farm Ins. Re Michael T. Roach vs Randy Brunner for damage to vehicle at Highway 14 near Cross Plains. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from Chad Ovshak against Public Works for damage to vehicle caused by rock that flew out of the back of dump truck. Referred to PUBLIC PROTECTION/JUDICIARY.

Amended Complaint Gloria Sykes vs Dane Co. Human Services Referred to PUBLIC PROTECTION/JUDICIARY.
BAC Home Loans Servicing v Timothy L. Johnson summons & complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

Communication from Frontier Claims Dept. re. accident at 7102 Hwy 12 & 18 Referred to PUBLIC PROTECTION/JUDICIARY.

Communication from AT&T regarding claim at 4000 International Lane. Referred to PUBLIC PROTECTION/JUDICIARY.

Kimberly Green v Dane County summons & complaint –Administrative Agency Review. Referred to PUBLIC PROTECTION/JUDICIARY.

Chase Home Finance, LLC v Megan S. Breunig summons & complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

Wells Fargo Bank NA v Brian Richard Jensen summons & complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

Colonial Savings, FA v Timothy P. Price, JR. summons & complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

Forest Co. Res. 24-2010 – Opposing the new law and requests that Sec. 79.07 of the Wisconsin Statutes be repealed so that it restores the authority of local elected officials in setting spending priorities for their city, village, town or county. Referred to EXECUTIVE.

Monroe Co. Res. 08-10-03 – Resolution Authorizing Financial Support of Local Public Health by the State of Wisconsin. Referred to EXECUTIVE.

AMENDING CHAPTER 10 OF THE DANE COUNTY CODE OF ORDINANCES, REGARDING DEFINITIONS OF AGRICULTURAL USES AND REVISIONS TO THE A-4 SMALL LOT AGRICULTURAL 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 10.01(2a) is amended to read as follows:

~~(2a) Agricultural uses. Beekeeping, dairying, egg production; floriculture; fish or fur farming; forest and game management; grazing; livestock raising; orchards; plant greenhouses and nurseries; poultry raising; raising of grain, grass, mint and seed crops; raising of fruits, nuts, berries, sod farming and vegetable raising. Means any of the following activities conducted for the purpose of producing an income or livelihood:~~

~~(a) Crop or forage production.~~

~~(b) Keeping livestock.~~

~~(c) Beekeeping.~~

~~(d) Nursery, sod or Christmas tree production.~~

~~(e) Floriculture.~~

~~(f) Aquaculture.~~

~~(g) Fur farming.~~

~~(h) Forest management.~~

~~(i) Enrolling land in a federal agriculture commodity payment program or federal or state agricultural land conservation payment program.~~

ARTICLE 3. Section 10.01(2b) is created to read as follows:

(2b) Agricultural Accessory Use means any of the following land uses on a farm:

(a) A building, structure, or improvement that is an integral part of, or is incidental to, an agricultural use.

(b) An activity or business operation that is an integral part of, or incidental to, an agricultural use.

(c) Farm residences allowed as a conditional use under s. 10.123(3)(b), (bm) or (br).

(d) A limited family business under s. 10.192 that is entirely within an existing building.

ARTICLE 4. Section 10.01(2c) is created to read as follows:

(2c) Agriculture-Related Use means:

(a) An agricultural equipment dealership;

(b) A facility providing agricultural supplies;

(c) A facility for storing or processing agricultural products, or

(d) A facility for processing agricultural wastes.

ARTICLE 5. Section 10.01(23f) is amended to read as follows:

~~(23f) Farm means a tract of land utilized for the purpose of agricultural production, a tract of land devoted to the raising and breeding of domestic livestock, an area of water devoted to the raising and breeding of aquatic animals, all land under common ownership that is primarily devoted to agricultural use.~~

ARTICLE 6. Section 10.129 is amended to read as follows:

10.129 A-4 SMALL LOT AGRICULTURE DISTRICT. (1) Statement of purpose. The purpose of the A-4 Small Lot Agriculture District is to:

~~(a) preserve agricultural and open space uses on zoning lots between five (5) and thirty-five (35) acres in size; It is intended that the district be applied~~

~~(b) apply to areas where non-agricultural development would be incompatible with agricultural uses, premature or inconsistent with adopted land use or comprehensive plans; and;~~

(c) Meet the criteria for certification as a Farmland Preservation Zoning District under s. 91.38, Wis. Stats.

(2) Permitted uses. The following are permitted uses in this district:

(a) Agricultural uses. The keeping of livestock shall be limited to one (1) animal unit per each full acre.

(b) ~~Utility services.~~ Agricultural accessory uses, consistent with s. 91.01(1), Wis. Stats., specifically limited to:

1. Road side stands.

2. Farm buildings and structures such as, but not limited to, silos, barns, sheds, livestock shelters or storage sheds for farm equipment that are an integral part of, or incidental to, a permitted agricultural use.

3. Sale of unprocessed agricultural products produced on the farm.

4. Farm related exhibitions, sales or events such as auctions, dairy breakfasts, exhibition of farm machinery and technology, agricultural association meetings and similar activities, occurring on five or fewer days in a calendar year.

(c) ~~Road-side stands.~~ Undeveloped natural resource and open space areas.

(d) ~~Farm accessory buildings such as, but not limited to, silos, barns, sheds, livestock shelters or storage sheds for farm equipment that are accessory to a permitted agricultural use.~~ Utility services required under state or federal law to be located in a specific place or that are authorized to be located in a specific place under a state or federal law that preempts the requirement of a conditional use permit.

~~(e) Sale of unprocessed agricultural products produced on the farm.~~

~~(f) Farm related exhibitions, sales or events such as auctions, dairy breakfasts, exhibition of farm machinery and technology, agricultural association meetings and similar activities, occurring on five or fewer days in a calendar year.~~

(3) Conditional uses. The following uses require a Conditional Use Permit in this district:

(a) ~~Governmental uses.~~ Unlimited livestock on parcels over five (5) acres in size.

(b) ~~Religious uses.~~ Agricultural accessory uses, consistent with s. 91.01(1), Wis. Stats., but specifically limited to:

1. The seasonal storage of recreational equipment and motor vehicles owned by private individuals, such storage to be in existing farm accessory buildings. The storage of a dealer's inventory or the construction of any new buildings for storage shall be considered a commercial use and subject to the provisions of this ordinance.

2. Sale of agricultural and dairy products not produced on the premises and incidental sale of non-alcoholic beverages and snacks.

3. Agricultural entertainment activities, not to exceed 45 days per calendar year in aggregate, including incidental preparation and sale of beverages and food. For any such activities planned or anticipated to have attendance of more than 200 persons at any one time during a day, an event plan addressing parking, proposed days of operation, ingress and egress, sanitation and other public safety issues shall be filed annually with the zoning administrator, town clerk, servicing fire department, emergency medical provider, Dane County Sheriff's Office and any local law enforcement agency, at least 30 days prior to the start of the event.

(c) ~~Schools.~~ Governmental uses, schools, or religious uses.

~~(d) The seasonal storage of recreational equipment and motor vehicles owned by private individuals, such storage to be in existing farm accessory buildings. The storage of a dealer's inventory or the construction of any new buildings for storage shall be considered a commercial use and subject to the provisions of this ordinance. Utility services not listed as a permitted use in subsection (2)(d).~~

~~(e) Sale of agricultural and dairy products not produced on the premises and incidental sale of non-alcoholic beverages and snacks.~~

~~(f) Unlimited livestock on parcels over five (5) acres in size.~~

~~(g) Agricultural entertainment activities, not to exceed 45 days per calendar year in the aggregate, including incidental preparation and sale of beverages and food. For any such activities planned or anticipated to have attendance of more than 200 persons at any one time during a day, an event plan addressing parking, proposed days of operation, ingress and egress, sanitation and other public safety issues shall be filed annually with the zoning administrator, town clerk, servicing fire department, emergency medical service provider, Dane County Sheriff's Department and any local law enforcement agency for such agricultural entertainment activities, at least 30 days prior to the start of any agricultural entertainment activities in each calendar year.~~

(4) Standards for conditional uses in the A-4 small lot agriculture zoning district. In addition to the requirements of s. 10.255(2)(h), the zoning committee must find that the following standards are met before approving any conditional use permit in the A-4 small lot agriculture zoning district:

(a) The use and its location are consistent with the purposes of the district.

(b) The use and its location are reasonable and appropriate, considering alternative locations, or are specifically approved under state or federal law.

(c) The use is reasonably designed to minimize the conversion of land, at and around the site of the use, from agricultural use or open space use;

(d) The use does not substantially impair or limit the current or future agricultural use of surrounding parcels of land that are zoned for or legally restricted to agricultural use.

(e) Construction damage to land remaining in agricultural use is minimized and repaired, to the extent feasible.

~~(4)(5)~~ Building height limits. Building height limits shall be the same as those within the A-1 Exclusive Agriculture District.

~~(5)(6)~~ Area, frontage and population density regulations. (a) The minimum lot area shall be not less than 5 acres.

(b) The maximum lot area shall be ~~not greater~~ less than 35 acres.

~~(6)(7)~~ Setback requirements. Setback requirements shall be the same as those within the A-1 Exclusive Agriculture District.

~~(7)(8)~~ Side yard requirements. Side yard requirements shall be the same as those within the A-1 Exclusive Agriculture District. The minimum side yard setback for all structures shall be 10 feet. [Side yards for accessory buildings, cages, or hives housing animals or insects shall be at least 100 feet from any residence (R) district.]

~~(8)(9)~~ Rear yard requirements. Rear yard requirements shall be the same as those within the A-1 Exclusive Agriculture District. The minimum rear yard setback for all structures shall be 10 feet. [Rear yards for accessory buildings, cages, or hives housing animals or insects shall be at least 100 feet from any residence (R) district.]

~~(9)(10)~~ General provisions applicable to the A-4 district. In addition to the conditions provided for in sections 10.16(1) through (6)(a), the following additional conditions shall apply:

(a) Any farm accessory building that is located on a substandard lot as defined herein and which is destroyed by fire, explosion, act of God or act of public enemy may be rebuilt in the same location, even though such location may not comply with the setback requirements of this section.

(b) The provisions of section 10.16(1)(b)1. pertaining to real estate offices do not apply to lands in this district.

~~(c) Any permitted or conditional use in the A-4 Agriculture District must be consistent with agricultural use as defined in s. 91.01, Wis. Stats.~~

(11) Rezoning. No land in the A-4 Small Lot Agricultural District shall be rezoned to a non-certified farmland preservation zoning district unless, after public hearing, the county board makes the following findings of fact, as required by s. 91.48(1)(a), Wis. Stats.:

(a) The land is better suited for a use not allowed in the farmland preservation zoning district.

(b) The rezoning is consistent with any applicable comprehensive plan.

(c) The rezoning is substantially consistent with the county certified farmland preservation plan.

(d) The rezoning will not substantially impair or limit current or future agricultural use of surrounding parcels of land that are zoned for or legally restricted to agricultural use.

(12) Payment of rezoning conversion fees. No land in the A-4 Small Lot Agriculture District shall be rezoned to a non-certified farmland preservation zoning district without payment of rezoning conversion fees as required by s. 91.48(1)(b), Wis. Stats., and s. 12.05(1)(e).

[EXPLANATION: This amendment is proposed so the A-4 small lot agriculture district can meet state requirements for certification as a farmland preservation zoning ordinance. State certification will make owners of A-4 zoned land eligible for farmland preservation tax credits. The amendment revises and adds definitions of agricultural uses in section 10.01 to be consistent with the state farmland preservation statute. The amendment places the district's existing permitted and conditional uses within the broad, state-defined categories of agricultural, agricultural accessory, and agricultural related use, and also updates the statutory criteria that apply to any proposed rezoning or conditional use. Minor changes are also proposed to building setback requirements.]

Submitted by Supervisors Downing, Jensen, Hendrick, and Miles, September 16, 2010.
Referred to ZONING/LAND REGULATION.

ORD. AMDT. 17, 10-11

AMENDING CHAPTER 10 OF THE DANE COUNTY CODE OF ORDINANCES, REGARDING THE ADULT ENTERTAINMENT OVERLAY 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 10.01(2n) is amended to read as follows:

(2n)(a) *Adult entertainment establishment* is any establishment which regularly features for monetary consideration ~~is used for performances or presentations or service which are~~ distinguished or characterized by an emphasis on exposure to view of less than completely or opaquely covered human genitals, pubic area, anus, vulva, female breasts below a point immediately above the top of the areola with less than a complete opaque covering of any part of the nipple or areola; or male genitals in a discernable turgid state, even if opaquely covered; or on acts of or acts which simulate the fondling of another person's genitals, pubic region, anus, or female breasts, sexual intercourse, masturbation, flagellation, sodomy, bestiality, necrophilia, sadomasochistic abuse, fellatio, cunnilingus, or any sexual conduct as defined by s. 944.21(2)(e), Wisconsin Statutes.

(b) The term *regularly features* as used in this subsection means giving special prominence at uniform, orderly intervals on a permanent basis, or always features.

ARTICLE 3. Section 10.151 is amended to read as follows:

10.151 AED ADULT ENTERTAINMENT OVERLAY DISTRICT. (1) Statement of Purpose. It is the purpose of this ordinance to establish reasonable and uniform regulations of the use of property for adult entertainment establishments in order to prevent the adverse secondary effects associated with these businesses and thereby promote the health, safety, morals, and general welfare of the citizens of Dane County. It is not the intent or effect of this ordinance to restrict or deny access by adults to sexually oriented entertainment protected by the First Amendment, or to deny access by the exhibitors of sexually oriented entertainment to their intended market.

(2) Findings. While the County Board recognizes that freedom of speech is among our most precious and highly protected rights, and wishes to act consistently with full protection of those rights, based on evidence concerning the adverse secondary effects of adult entertainment establishments on the community presented in hearings and in reports made available to the Board, and on findings incorporated in the cases of *City of Los Angeles v. Alameda Books, Inc.*, 535 U.S. 425 (2002); *Renton v. Playtime Theaters, Inc.*, 475 U.S. 41 (1986); *Thirteen Mile Rd. Inc. v. Warren*, 626 F. Supp. 803, (E.D. Mich. 1985); *Alexander v. Minneapolis*, 713 F. Supp. 1296 (DC Minn. 1989); *7250 Corp. v. Board of County Comrs.*, 799 P.2d 917 (Col. 1990); *Chicago v. Scandia Books, Inc.*, 102 Ill App. 3d 292 (1st Dist 1981); *Islip v. Caviglia*, 540 N.E.2d 215 (N.Y. 1989); *Dumas v. Dallas*, 648 F. Supp. 1061 (N.D. Tex. 1986); *International Eateries of America, Inc. v. Broward County*, 726 F. Supp. 1568 (S.D. Fla. 1989); *Walnut Properties, Inc. v. City Council of Long Beach*, 100 Cal. App. 3d 1018 (2d Dist. 1980); *S&G News, Inc. v. Southgate*, 638 F. Supp. 1060 (E.D. Mich. 1986); *U.S. Partners Financial Corp. v. Kansas City*, 707 F. Supp. 1090 (W.D. Mo. 1989); *City of Vallejo v. Adult Books*, 167 Cal App. 3d xxx (1st Dist. 1985); *County of Cook v. Renaissance Arcade & Bookstore*, 122 Ill 2d 123 (1988); *Derusso v. City of Albany, NY*, 205 F. Supp.2d 16 (N.D. N.Y. 2002); *Mom N Pops, Inc v. City of Charlotte*, 979 F. Supp. 372 (W.D. N.C. 1997); *Venture I, Inc. v. Orange County, Tex.*, 947 F. Supp. 271 (E.D. Tex 1996); *Community Visual*

Communications, Inc. v. City of San Antonio, 148 F. Supp.2d 764 (W.D. Tex. 2000); Bronco's Entertainment, Ltd. v. Charter Tp. of Van Buren, 421 F.3d 440 (6th Cir. 2005); Brandywine, Inc. v. City of Richmond, Kentucky, 359 F.3d 830 (6th Cir. 2004); Holmberg v. City of Ramsey, 12 F.3d 1413 (8th Cir 1994); Wooster v. Entertainment One, Inc., 158 Ohio App. 3d 161 (2004); Grand Brittain, Inc. v. City of Amarillo, Tex, 27 F.3d 1068 (5th Cir 1994); Tollis, Inc. v. City of County of San Diego, 505 F.3d 935 (9th Cir 2007); as well as findings from papers, articles, studies and information from other communities including, but not limited to, Fort Worth & Dallas, Texas; Palm Beach County, Florida; Garden Grove, California; Austin, Texas; Phoenix, Arizona; Indianapolis, Indiana; and Los Angeles, California, and the County of Dane, relying upon the experience of other local governments in this state and throughout the country, finds as follows:

- (a) That adult entertainment establishments may have an adverse secondary effect on the surrounding community because the sexual nature of the business may, regardless of the intentions of the proprietors, attract persons seeking prostitution or unlawful drugs, or who are inclined to be disorderly or disruptive;
- (b) Adult entertainment establishments are an intense commercial use which create a large volume of foot and automobile traffic in the vicinity of the establishment, which may require police and other municipal services which may not be readily available in towns, and which may conflict with the preservation of farmland by encouraging scattered commercial development;
- (c) Adult entertainment establishments have their peak activity at hours and days which are incompatible with residential uses, and have a larger customer volume than other entertainment establishments; ~~which may be located in rural areas;~~
- (d) Because of the potential for negative impacts on property values, the peace and good order of the community and the welfare of individuals affected by adult entertainment establishments, it is necessary to minimize the secondary effects of adult entertainment; ~~and assure that such establishments are not located in places which pose unacceptable conflicts with existing or planned land uses;~~
- (e) It is the intent of this section to protect the health, safety and welfare of the citizens of Dane County and to further preserve the quality of family life and to preserve the urban and rural characteristics of its neighborhoods. The intent of the Adult Entertainment Overlay District is to regulate the location of such establishments; and
- (f) 1. Nothing in this section shall be construed to permit the regulation of any activities conducted in adult entertainment establishments which are entitled to protection under the First Amendment of the United States Constitution, including:
 - a. plays, operas, musicals or other dramatic works that are not obscene;
 - b. classes, seminars, or lectures which are held for a serious scientific or educational purpose and that are not obscene.
 - c. rental or sale of video cassettes, DVD videodiscs, or other electronic media for private viewing off the premises.
- 2. Whether or not an activity is obscene shall be judged by consideration of the following factors:
 - a. whether the average person, applying contemporary community standards, would find that the activity taken as a whole appeals to prurient interest in sex;
 - b. whether the activity depicts or describes sexual conduct in a patently offensive way, as measured against community standards; and
 - c. whether the activity taken as a whole lacks serious literary, artistic, political or scientific value.
- (2) The overlay district shall apply only to all lands zoned M-1 Industrial.
- (3) An adult entertainment establishment shall be a permitted use within the overlay district.
- (4) *Standards for siting of adult entertainment establishments.* Adult entertainment establishments shall meet all of the following requirements:
 - ~~(a) Only one such use shall be located within a specific M-1 Industrial District;~~
 - (a)(b) Location of any particular adult entertainment establishment must be not less than 1,000 feet from any church, synagogue, temple, mosque or any other place of worship, any residentially zoned district, park, school, playground, day care center, public library and any other adult book store or adult entertainment establishment.

1. Measurement shall be made in a straight line, without regard to intervening structures or objects, from the nearest portion of the building or structure used as the part of the premises where adult entertainment is conducted, to the nearest property line of the premises of a use listed in sub (a). Presence of a City, County or other municipal boundary shall not affect the calculation and application of the distance requirements of sub (a).

~~(b)(e)~~ There shall be no display windows on the premises;

~~(c)(d)~~ The business may have only one (1) non-flashing business sign, ~~which sign may only indicate the name of the business and identify it as an adult entertainment establishment~~ and which shall be not larger than 4 feet by 4 feet;

~~(d)(e)~~ A one square foot sign shall be placed on each public entrance which shall state "Admittance to adults only" and may include other pertinent business information;

~~(e)(f)~~ The owner and operator of an adult entertainment establishment shall agree to comply with all Federal, State and Local laws and ordinances, including those regulating obscenity and alcoholic beverages, and shall further insure that minors are not allowed on the premises. Solicitation for purposes of prostitution shall be strictly prohibited; and

~~(f)(g)~~ There shall be no areas in the adult entertainment establishment in which entertainment is provided which are not fully visible from the main area of the establishment. No entertainment may occur in areas of the establishment which are set off by doors, curtains, screens, barriers, café or saloon doors or other obstructions.

(5) The provisions of this ordinance shall be severable. The County Board finds that it would have enacted all the provisions of this ordinance on the basis of any one of the findings in section (1).

Submitted by Supervisors Miles, Jensen, and Eicher, September 16, 2010.
Referred to ZONING/LAND REGULATION.

ORD. AMDT. 18, 10-11

AMENDING CHAPTERS 2 AND 78 OF THE CODE OF ORDINANCES
REGARDING HEIGHT RESTRICTIONS IN VICINITY OF THE AIRPORT

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 2.02(21) is created to read as follows:

2.02 ORDINANCES AFFECTED. Citations may be issued in the enforcement of the following chapters or sections of the Dane County Ordinances.

(21) Chapter 78, Height and Use Limitations Applicable in the Vicinity of the Dane County Regional Airport.

[EXPLANATION: The amendment made by Article 2 authorizes the use of citations for the enforcement of Chapter 78 height and use limitations applicable in the vicinity of the Dane County Regional Airport.]

ARTICLE 3. Section 2.03(2)(n) is created to read as follows:

2.03 PERSONS AUTHORIZED TO ISSUE CITATIONS. The following persons may issue citations authorized under this ordinance:

(2) The following county officials with respect to the enforcement of only those chapter or sections of the ordinances specified:

(n) Chapter 78, Height and Use Limitations Applicable in the Vicinity of the Dane County Regional Airport: Zoning Administrator and Airport Director of Operations and Public Safety.

[EXPLANATION: The amendment made by Article 3 grants to the Dane County employees in the specified positions the authority to issue citations for violations of the provisions of Chapter 78.]

ARTICLE 4. Section 2.06 (606) is created to read as follows:

2.06 SCHEDULE OF DEPOSITS.

Sub. Ordinance

No.	Number	Offense	Deposit
(606)	78.08	Exceeding Airport Vicinity Height Restrictions	300.00

[EXPLANATION: The amendment establishes the deposit applicable to a citation for violation of Chapter 78 height and use restrictions for objects in the vicinity of the Dane County Regional Airport.]

ARTICLE 5. The title of Chapter 78 shall be amended to read as follows:

HEIGHT AND USE LIMITATIONS APPLICABLE
IN THE VICINITY OF THE DANE COUNTY REGIONAL AIRPORT

[EXPLANATION: The amendment updates and clarifies the title to Chapter 78.]

ARTICLE 6. Sections 78.01 through 78.10 are repealed in their entirety and Sections 78.01 through 78.09 are recreated to read as follows:

78.01 PURPOSE. This chapter is intended to codify height and land use limitations for the purpose of protecting the safety of users of the Dane County Regional Airport and ensuring a compatible relationship between Airport operations and other land uses in the vicinity of the Airport.

78.02 AUTHORITY. This ordinance is enacted pursuant to the authority granted under sections 59.69 and 114.136, Wis. Stats.

78.03 DEFINITIONS. The following definitions are applicable to this chapter.

(1) Airport means the Dane County Regional Airport.

(2) Airport Boundary means the Airport Property Line as shown on the Height Limitation Zoning Map.

(3) Height Limitation Zoning Map means the map on file in the Office of the Dane County Clerk dated April 16, 2010 and entitled "County Height Limitation Zoning Map, Dane County Regional Airport-Truax Field, Madison, Wisconsin".

(4) Nonconforming Use shall mean a use that lawfully existed prior to adoption of an ordinance provision prohibiting such use due to its height. A use that has not commenced but for which a governmental permit allowing the use was properly issued and effective prior to adoption of an ordinance provision prohibiting such use due to its height shall be considered a Nonconforming Use. A Nonconforming Use that is abandoned or otherwise discontinued for a period of one (1) year shall be deemed terminated. A Nonconforming Use that is increased in height or in area on any side above height limitations applicable hereunder shall be deemed terminated.

(5) Zoning Administrator shall mean the Dane County Zoning Administrator.

78.04 ADMINISTRATION. It shall be the duty of the Dane County Zoning Administrator to administer and enforce the provisions of this chapter.

78.05 HEIGHT LIMITATIONS. Except as otherwise provided in this chapter, no object may be constructed, placed or allowed to remain on property within three miles of the Airport Boundary if the height of the object is in excess of the applicable height limitation shown on the Height Limitation Zoning Map.

78.06 TEMPORARY CONSTRUCTION EQUIPMENT. The limitations established in section 78.04 of this ordinance shall not apply to construction cranes, scaffolding or similar equipment or structures that are intended for temporary use during construction, repair or maintenance activities, provided that the Zoning Administrator has

issued a permit allowing location of the structure or equipment at the specified site. The permit may be issued upon written application by the owner or agent of the owner of the land upon which the construction equipment or temporary structure is to be located, and only upon a determination by the Zoning Administrator that the use allowed thereunder will not present a hazard to aviation or public safety. Application for a permit under this section shall be made upon a form available in the offices of the Dane County Zoning Division. A permit issued under this section shall be expressly subject to conditions established by the Airport Director of Operations and Public Safety, based upon his or her determination of the need for such conditions to prevent hazards to aviation and to protect public safety. The Zoning Administrator shall have the right to enter at reasonable times upon the premises identified in a permit issued under this section for the purposes of determining compliance with the conditions established for the permit.

78.07 NONCONFORMING USES. The height limitations established in this chapter shall not be construed to require the removal or modification of a Nonconforming Use that has not been terminated.

78.08 APPEALS AND VARIANCES. In conformity with section 59.69, Wis. Stats., the Dane County Board of Adjustment shall have the exclusive authority to hear requests for variances from the provisions of this chapter and appeals from determinations of the Zoning Administrator under this chapter. Applications for variances and appeals shall be filed with the Zoning Administrator upon a form available in the offices of the Dane County Zoning Division. The applicant shall pay a three hundred fifty dollar (\$350) fee to Dane County upon the filing of an application for a determination by the Board of Adjustment under this chapter. The Board of Adjustment may grant a variance from the provisions of this chapter or overturn a determination of the Zoning Administrator made under this chapter only upon an express finding that granting the variance or overturning the determination of the Zoning Administrator will not result in a hazard to aviation.

78.09 PENALTIES. Any owner, occupant or user of land located within three miles of the Airport Boundary who violates or fails to comply with this ordinance or a condition established for a permit issued under section 78.05 of this ordinance shall forfeit not less than fifty dollars (\$50) nor more than five hundred dollars (\$500) for each violation. Each day that a violation continues to exist shall constitute a separate violation.

[EXPLANATION: The amendment adopts height restrictions established by the Bureau of Aeronautics for objects within three miles of the Airport and allows the Zoning Administrator, in consultation with Airport staff, to issue permits for the temporary location of tall construction related structures and equipment in the vicinity of the Airport without the need for obtaining a variance from the Board of Adjustment. The amendment also updates and clarifies the ordinance language and the range of penalties that may be assessed for violation of the ordinance.]

ARTICLE 7. Section 78.11 is renumbered as section 78.10.

[EXPLANATION: The amendment updates the numbering of section 78.11 to correspond with the changes made pursuant to Article 6 above.]

Submitted by Supervisor Rusk, September 16, 2010.

Referred to PERSONNEL/FINANCE, PUBLIC WORKS/TRANSPORTATION, and ZONING/LAND REGULATION.

RES. 134, 10-11

CHANGE ORDER FOR GAS COMPRESSOR BUILDING
EXPANSION PROJECT AT LANDFILL SITE #2

The Department of Public Works, Highway & Transportation received bids for the Gas Compressor Building Expansion at Dane County Landfill Site #2, 7102 U.S. Highway 12 & 18, Madison, WI, Bid #310007, with a contract being awarded to Advanced Building Corporation for the amount of \$32,450.00.

Change Order No. 1 to add \$5,660.00 is requested for improvements to various buildings for accessibility to equipment, and steel gutters and downspouts to direct water away from buildings during inclement weather.

Funds are available to cover the amount of this change order.

NOW, THEREFORE, BE IT RESOLVED that a Change Order #1 in the amount of \$5,660.00 is requested for Advanced Building Corporation; 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 Veldran, Ripp, Salov, Schmidt, and Erickson, September 16, 2010.
Referred to PERSONNEL/FINANCE, and PUBLIC WORKS/TRANSPORTATION.

RES. 135, 10-11

AUTHORIZING SUBMISSION OF ACTION PLAN TO THE
U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)
FOR PROGRAM YEAR 2011

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. In addition to this funding, the 2011 Action Plan allocates \$50,509 in unexpended CDBG funds from prior years.

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 current Consolidated Plan was approved by the County Executive and Dane County Board in October 2009 and covers a five-year time period through December 31, 2014.

The development of the one-year action plan is based on the priorities identified in the Consolidated Plan and from a public hearing held February 25, 2010 soliciting public input. The County established a competitive application process for the allocation of the projected grant funds. Applications for 2011 CDBG and HOME funds were solicited beginning in April 2010 and due May 28, 2010. The Application Review Team, a subcommittee of the CDBG Commission, met June 26, 2010 and July 10, 2010 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 August 5, 2010 meeting.

A draft version of the 2011 Action Plan was posted on the County web site beginning on July 27, 2010 for public review and comment. A summary of the 2010 Action Plan and notice of public hearing was published in a non-legal section of the *Wisconsin State Journal* on August 12, 2010. Information on these documents and links to them were sent to applicants for 2011 funding the week of July 26, 2010; to the 55 participating municipalities of the Dane County Urban County Consortium and to the County Board of Supervisors on August 11, 2010.

Following a public hearing for citizen input regarding the 2011 Action Plan, the CDBG Commission finalized the following recommendations at their August 26, 2010 meeting:

Recipient	Project Description	CDBG	HOME	Total
City of Stoughton	Major Home Repair	\$50,000	\$50,000	\$100,00
Colonial Club*	Transportation	\$5,000		\$5,000
Dane County Housing Auth.*	Down payment and Closing Cst	\$100,000		\$100,000
DCDHS	Administration	\$225,102	\$54,877	\$279,979
DCDHS	Early Childhood Self-Suff. Fund	\$10,000		\$10,000
DCDHS	Joining Forces for Families	\$138,826		\$138,826
Habitat for Humanity	Homebuilding		\$107,194	\$107,194
Independent Living	Homeowner Rehab	\$50,000		\$50,000
Movin' Out	Homeowner Program	\$100,000		\$100,000
Movin' Out	Rental Program	\$71,929	\$192,071	\$264,000
North/Eastside Senior Coal.	LASSO Transportation	\$5,000		\$5,000
Operation Fresh Start	Housing		\$30,000	\$30,000
Project Home, Inc.	Minor Home Repair	\$50,000		\$50,000
Project Home, Inc.*	Targeted Home Repair		\$114,633	\$114,633
Stoughton United Methodist	Affordable Transportation	\$10,000		\$10,000
TBD	Disaster Assistance	\$22,510		\$22,510
TBD	Economic Development	\$62,551		\$62,551
TBD	Public Facilities	\$225,102		\$225,102
WWBIC	Microenterprise Dev. Contin/	\$50,000		\$50,000
Total		\$1,176,020	\$548,775	\$1,724,795

(*) Asterisks indicate projects that have contingencies to ensure either the eligibility of the project or that funding is expended in a timely fashion. The CDBG Commission will monitor these situations and may reallocate the dollars as needed to assure the funds are spent efficiently and effectively.

The targeted home repair dollars allocated to Project Home, Inc. are for use in the Village of Blue Mounds.

Three projects have recipients yet to be determined. 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 CDBG Commission will be exploring options for jobs creation activities for the economic development dollars. A request for proposal (RFP) will be issued in October for the dollars earmarked for public facilities.

The CDBG Commission recommends that if there are not sufficient funds available for the programs recommended for CDBG or HOME funding that:

- Decreases will be made to comply with the federal caps on administration, community housing development organization (CHDO), and public service funds.
- Up to \$62,000 of unallocated funds will be used from those designated for economic development to offset other CDBG decreases if needed.

In the event additional CDBG funds become available, the CDBG Commission recommends that funding be provided for:

- Home foreclosure counseling – up to \$34,219 to be provided to the Dane County Housing Authority provided that the County is within the allowable 15% cap for public service funds.
- Administration – up to the allowable federal caps on the CDBG and HOME funds if needed.

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 Action Plan for 2011 Program Year Funds;

BE IT FURTHER RESOLVED that the County Executive is authorized to submit the above referenced One Year Action Plan, as well as, any amendments and additional documentation to HUD relating to the 2010-2014 Consolidated Plan and 2011 Action Plan;

BE IT 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 2011 CDBG and HOME programs.

Submitted by Supervisors Stubbs, Duranczyk, Vedder, Willett, Ferrell, Levin, and Sargent, September 16, 2010.

Referred to HEALTH/HUMAN NEEDS and PERSONNEL/FINANCE.

RES. 136, 10-11

AWARD OF AMENDMENT TO CONTRACT FOR LAND RECORDS SOFTWARE

The Register of Deeds office has their current land records software system with Fidlar Technologies. Fidlar Technologies has provided the software for the Register of Deeds office since approx 1994. This amendment to the current contract will allow Fidlar Technologies to export land records data in a format compatible with GSC property and listing software and AccessDane.

BE IT ALSO RESOLVED that the amended contract: is not to exceed a cost of \$200,000.00, which includes 3 years maintenance fees.

NOW, THEREFORE, BE IT RESOLVED that the contract with Fidlar Technologies to provide Land Records Software be amended to a total cost of \$200,000.00 to include the necessary integration functionality needed to allow the Register of Deeds office and property listings to collaborate more efficiently.

BE IT FINALLY RESOLVED that the County Executive and the County Clerk are authorized to execute an amended contract with Fidlar Technologies for the terms set forth above.

Submitted by Supervisor Miles, September 16, 2010.
Referred to PERSONNEL/FINANCE and ZONING/LAND REGULATION.

RES. 137, 10-11

AUTHORIZATION TO ACCEPT DEVELOPMENT FUNDS FOR THE ICE AGE JUNCTION BICYCLE
PEDESTRIAN TRAIL AND ENTER INTO A JOINT TRAIL PLANNING AGREEMENT WITH THE CITY OF
MADISON

In August of 2010, Dane County completed the first phase of the Ice Age Junction bicycle pedestrian trail as identified in the 1993 adopted Ice Age Trail Junction Project Plan and 2006-2011 Dane County Parks and Open Space Plan. The trail extends approximately 2 miles between the Military Ridge State Trail and CTH PD and had a total estimated project cost of \$411,676.00. Dane County has requested \$55,400 from the City of Madison toward phase one trail development and is continuing to investigate phase two trail planning and development opportunities for the segment extending from CTH PD north to CTH M. The City of Madison Engineering Division has drafted an agreement to authorize their financial contribution of \$55,400 toward phase one development of the trail and initiate a planning partnership with the County on phase two.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors, Dane County Park Commission and the Dane County Executive, on behalf of the residents of Dane County, thank the City of Madison for their generous contribution toward the Ice Age Junction Bicycle Pedestrian Trail.

BE IT FURTHER RESOLVED that the Dane County Executive and the County Clerk are hereby authorized to execute the agreement between Dane County and the City of Madison.

BE IT FURTHER RESOLVED, Dane County has requested financial participation from the City of Madison in the amount of \$55,400 since the completed path will provide a benefit to residents of Madison for both recreational and transportation purposes.

BE IT FURTHER RESOLVED that the City of Madison will contribute directly to the County, a lump sum amount of \$55,400 to partially cover the local portion of the project costs, payable upon execution of the cost sharing agreement.

BE IT FINALLY RESOLVED that a new revenue account LWRPKOP "IAJ-Madison Contribution" shall be established with a revenue expectation of \$55,400 and that \$55,400 be added to LWRPKOP 47652 "IAJ-Badger Prairie Bike/Ped Trail Expense". All Funds shall be carried forward until expensed.

Submitted by Supervisors Richmond, Ripp, and Hampton, September 16, 2010.
Referred to PERSONNEL/FINANCE and ENVIRONMENT/AGRICULTURE/NATURAL RESOURCES.

RES. 138, 10-11

AUTHORIZING THE SALE OF LAND IN THE TOWN OF SPRINGFIELD

Dane County purchased 211 acres in 2008 (authorized under Resolution 156, 08-09) for wetland restoration under the Land & Water Legacy Fund. The property is located in the North Mendota Watershed and supplies water to Sixmile Creek, a major stream system of Lake Mendota.

The acquisition included a farmstead and a 38 acre upland field, both of which are separate from the area identified for restoration. Revenue from the sale of the upland field and farmstead is anticipated in the 2010 County Budget. The Land & Water Resources Department has negotiated the exchange of the farmstead and upland field with a neighboring landowner, Jeffrey, Steven and Randall Endres. The County will receive a cash payment of \$642,000 and an easement on 18 acres of land owned by the Endres Family. The easement will allow for a more expansive wetland restoration. The benefits of the exchange are multiple and will:

- Increase the size, quality and function of the Land & Water Legacy Fund restoration;
- Realize \$642,000 in revenue to the County;
- Create an opportunity to sell the farmstead without rezoning, surveying and associated costs;
- Ensure the continued production of the upland field, which will be sold subject to a conservation easement; and
- Encourage the long-term viability of the neighboring farm, which is subject to a conservation easement through the Hwy 12 PDR program and the Farm and Ranchland Protection Program.

Revenue from the exchange is identified in the 2010 County Budget. The purchase price for the farmstead and field is based on appraisals commissioned by the County.

NOW, THEREFORE, BE IT RESOLVED that the County of Dane does hereby approve and authorize the conveyance of the approximate 38-acre upland field subject to a Conservation Easement and the farmstead area to Jeffrey, Steven and Randall Endres, and

BE IT FURTHER RESOLVED that the County of Dane further approves and authorizes the acceptance of an easement on the 18 acres of the Endres farm for wetland restoration and a Conservation Easement on the 38 acres conveyed under this agreement, and

BE IT STILL FURTHER RESOLVED that the County of Dane approves and authorizes entering into a ten-year lease on land retained by the County that will not immediately be restored with Jeffrey, Steven and Randall Endres, and

BE IT FINALLY RESOLVED that the Dane County Clerk and the County Executive are hereby authorized to execute the above-described conveyances, easements, lease and management plan on behalf of the County of Dane.

Submitted by Supervisors Ripp, Richmond, and Corrigan, September 16, 2010.

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

RES. 139, 10-11

AUTHORIZATION TO APPLY FOR STATE OF WISCONSIN DNR
URBAN FORESTRY GRANTS

WHEREAS, Dane County Land & Water Resources hereby requests approval to apply for financial assistance under s. 20.370, Wis. Stats., Chapter NR 47, Wis. Admin. Code, for the purpose of funding urban and

community forestry projects or urban forestry catastrophic storm projects specified in s. 20.37(5)(bw) and (1)(mv), Wis. Stats.,

FURTHERMORE, a subsequent resolution would establish any grant funding awarded to Dane County in the Land & Water Resources budget.

THEREFORE, BE IT RESOLVED, that the County Board of Supervisors and County Executive hereby authorize the Director of Dane County Land & Water Resources to submit grant applications to the State of Wisconsin Department of Natural Resources (DNR) for financial aid for financial assistance for urban and community forestry projects or urban forestry catastrophic storm projects, 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 Richmond, Downing, and Hampton, September 16, 2010.
Referred to PERSONNEL/FINANCE, and ENVIRONMENT/AGRICULTURE/NATURAL RESOURCES.

RES. 140, 10-11

ACCEPTANCE OF SAND COUNTY FOUNDATION GRANT

Dane County Land & Water Resources – Land Conservation Division has received a grant from the Sand County Foundation for \$150,000. This grant will support the Mississippi River Basin Initiative project as part of the Yahara CLEAN Project for staffing support in 2010 through 2013.

NOW, THEREFORE, BE IT RESOLVED, that the Dane County Board of Supervisors and the Dane County Executive hereby accept the grant award from the Sand County Foundation for \$150,000.

THEREFORE, BE IT RESOLVED, that a project position be established under the 2010 Land Conservation budget for \$4,846. Grant funds will be used for a Conservation Specialist project position in the Land Conservation Division. The 2011-2013 Land Conservation budget will contain funds for this project position. This position will be fully funded by the grant and will terminate when all grant funds expire. The Conservation Specialist is a professional position established at the P5-6 range.

THEREFORE, BE IT RESOLVED, that a new revenue account “Sand Co MRBI Grant Revenue” shall be established under the Land Conservation budget for \$25,000. A new expense account “MRBI Grant Expense” shall also be established under the Land Conservation budget for \$20,154.

BE IT FURTHER RESOLVED, that the following be transferred from the General Fund to Land Conservation Personal Services accounts:

LWRCONSV 10009 Salaries and Wages	\$2,997
LWRCONSV 10099 Retirement Fund	\$ 366
LWRCONSV 10108 Social Security	\$ 229
LWRCONSV 10117 Health	\$1,139
LWRCONSV 10153 Dental	\$ 115
Total	\$4,846

BE IT FINALLY RESOLVED, that these funds be carried forward until expended.

Submitted by Supervisors Jensen, Bruskewitz, Downing, and Duranczyk, September 16, 2010

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

RES. 141, 10-11

PROPOSED: A SUBCOMMITTEE OF THE PERSONNEL & FINANCE COMMITTEE TO OVERSEE DANE COUNTY'S WEB SITE

Proposed: A subcommittee of the Personnel & Finance Committee to oversee Dane County's web site.

Submitted by Supervisors de Felice, Martz, Ripp, Stoebig, Hesselbein, Solberg, Matano, Gau, Bruskewitz, Imhoff, McDonell, Eicher, O'Loughlin, Schmidt, Hampton, Hendrick, Vedder, Richmond, and Salov, September 16, 2010. Fiscal and Policy Notes not required.

Referred to PERSONNEL/FINANCE.

RES. 142, 10-11

AUTHORIZING ADDENDUM TO EMPLOYMENT SERVICES AGREEMENT FOR LEGISLATIVE LOBBYIST (MARY ANN "MICKEY" BEIL)

The incumbent holding the position of Legislative Lobbyist and the County Executive have previously entered into an employment services agreement which will expire on October 31, 2010. Consistent with the budget, county ordinances, and existing practice for employment contracts, an addendum to renew this employment agreement has been negotiated with Mary Ann Beil. This addendum is similar to other employment contracts used by the County with the following exceptions:

- The County's Civil Service Ordinance [18.85(h)] limits the term of this contract to three years while other employment contracts are typically for five years.
- The agreement addresses the concern that the Legislative Lobbyist not otherwise involve herself in political matters by prohibiting her from participating in both partisan and nonpartisan races.
- The agreement also incorporates a provision that it is not extended at its expiration unless there is a resolution pending to award a successor agreement.

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 Mary Ann Beil to serve as Legislative Lobbyist for an additional three-year period ending on October 31, 2013 at an annual salary of \$86,881.60, which shall be modified to reflect the wage concession bargained with other employees. Ms. Beil will also receive the same cost of living adjustments that are applied to unrepresented employees through the term of her contract.

Submitted by Supervisor McDonell, September 16, 2010.

Referred to EXECUTIVE and PERSONNEL/FINANCE.

RES. 143, 10-11

AUTHORIZING ADDENDUM TO EMPLOYMENT SERVICES AGREEMENT FOR DIRECTOR OF DEPARTMENT OF PUBLIC HEALTH FOR MADISON AND DANE COUNTY (THOMAS L. SCHLENKER)

The incumbent holding the position of Director of the Department of Public Health for Madison and Dane County and the County Executive have previously entered into an employment services agreement which expires on December 18, 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 Thomas L. Schlenker. This addendum renews the contract of the incumbent Director of the Department of Public Health for Madison and Dane County 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 Thomas L. Schlenker to serve as Director of the Department of Public Health for Madison and Dane County for an additional period of up to five years, at an annual salary of \$140,004.80, which shall be modified to reflect the wage concession bargained with other employees.

Submitted by Supervisor Duranczyk, September 16, 2010.
Referred to HEALTH/HUMAN NEEDS, PERSONNEL/FINANCE, and BOARD OF HEALTH.

RES. 144, 10-11

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)

Frances Huntley-Cooper, 5801 Roanoke Drive, Fitchburg 53719 (274-3619-H), to fill the seat of a Joint Member residing outside the City, due to the resignation of William Sonzogni. Ms. Huntley-Cooper is the Administrator for the Wisconsin Department of Workforce Development's Worker's Compensation Division. Prior to that, she was a Social Work Supervisor for the Dane County Department of Human Services and a Foster Care Specialist for the Wisconsin Department of Health & Social Services. She has over 35 years of government experience at city, county, state, national, and international levels and has served on numerous local, state, national and international boards in the public and service community. She is President and on the Board of Directors for the International Association of Industrial Accident Boards and Commissions, Chair of the Worker's Compensation Advisory Council, Chair/Vice-Chair of the United Way Combined Campaigns, President of the Alpha Kappa Alpha Sorority, President of the *Capital City Hues* Board of Directors, Vice-Chair and Board Trustee of the Madison Area Technical College Board, and a current member of Tempo Madison. This term will expire 4/19/11.

Submitted by Supervisor McDonell, September 16, 2010. Fiscal and Policy Notes not required.
Referred to EXECUTIVE.

RES. 145, 10-11

AUTHORIZING THE CONVEYANCE OF A SIDEWALK EASEMENT ON LAND AT THE DANE COUNTY REGIONAL AIRPORT

The City of Madison and the Wisconsin Department of Transportation are planning a project to repave and improve Packers Avenue/State Highway 113 on the City's north side from First Street to Knutson Drive. The project includes plans for constructing a sidewalk on County-owned land at the Dane County Regional Airport. To accomplish this sidewalk construction, the City is seeking to acquire a sidewalk easement over a strip of land measuring approximately 10 feet by 207 feet along Packers Avenue/State Highway 113 just to the north of its intersection with International Lane. The City of Madison has offered to purchase the easement for the appraised fair market value of \$11,900.

NOW, THEREFORE, BE IT RESOLVED that Dane County accepts the City of Madison's offer to purchase the above described sidewalk easement and authorizes the Dane County Executive and the Dane County Clerk to execute on behalf of the County a permanent limited easement granting to the City of Madison the right to construct and maintain a side walk, as set forth above.

Submitted by Supervisor Rusk, September 16, 2010.
Referred to PERSONNEL/FINANCE, and PUBLIC WORKS/TRANSPORTATION.

RES. 146, 10-11

AUTHORIZING EXECUTION OF OPERATING AND LEASE AGREEMENTS WITH AIRLINES OPERATING AT THE DANE COUNTY REGIONAL AIRPORT

Operating under their own corporate names or through affiliated airlines, American Eagle, Continental, Delta, Republic and United airlines (the "Airlines") provide scheduled passenger air service at the Dane County Regional Airport under Scheduled Airline Operating Agreements and Terminal Building Leases (the "Operating Agreements"). The Operating Agreements establish the terms and conditions under which the airlines lease space and provide air service at the Airport. The Airlines and Airport staff have negotiated successor Operating Agreements under which the Airlines will continue to carry out their activities at the Dane County Regional Airport through the end of 2014.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Executive and the Dane County Clerk are hereby authorized to execute a Scheduled Airline Operating Agreement and Terminal Building Lease with each of the above named Airlines, as set forth above.

Submitted by Supervisor Rusk, September 16, 2010.
Referred to PERSONNEL/FINANCE, and PUBLIC WORKS/TRANSPORTATION.

COMMUNICATIONS

Hunt Club Condominiums Inc. vs Jose Humberto Gomez money judgement and foreclosure. Referred to PUBLIC PROTECTION/JUDICIARY.

Wells Fargo Bank, NA v Michael J. Jones amended summons & complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.
Claim from Deloris Deleon against Public Works for damage to vehicle caused by rock in construction zone. Referred to PUBLIC PROTECTION/JUDICIARY.
Darrel Butcher & Cassandra Butcher and Dane County Human Services vs Jose L. Dominguez, Jr., Badger Cab Co. & Carolina Casualty Ins. Co. personal injury – auto – case. Referred to PUBLIC PROTECTION/JUDICIARY.
Wachovia Mortgage, FSB v Mee Thao aka Mee Thao Yang amended summons & complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.
Ocwen Loan Servicing, LLC vs Bruce Havel and Terri Havel summons & complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.
American Family Insurance Group re Sheila D. Kellar claim against Highway for damage to vehicle caused by Highway Dept. vehicle. Referred to PUBLIC PROTECTION/JUDICIARY.
Wells Fargo Bank, NA v. Thomas A. Ward notice of entry of judgment foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

ORD. AMDT. 19, 10-11

AMENDING CHAPTER 82 OF THE DANE COUNTY CODE OF ORDINANCES,
INCORPORATING THE TOWN OF MONTROSE 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(18) is amended to read as follows:

82.55 INCORPORATION OF TOWN PLANS. The following town plans are incorporated into the Dane County Comprehensive Plan:

(18) Town of Montrose Comprehensive Plan, including all amendments adopted by the county board of supervisors as of *[County Clerk to insert effective date of this amendment]*.

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

Submitted by Supervisors Downing and Willett, October 7, 2010. Fiscal and Policy Notes not required. Referred to ZONING & LAND REGULATION.

ORD. AMDT. 20, 10-11

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. Section 62.13(2) is amended to read as follows:

62.13 FAMILY COURT COUNSELING SERVICE FEES.

(2) For any second referral for mediation involving the same parties, each party shall pay a fee of ~~\$50~~ \$100 to the Family Court Counseling Service.

ARTICLE 3. Section 62.13(4) is amended to read as follows:

(4) Each party referred to Family Court Counseling Service shall pay a ~~\$20~~ \$25 fee for the Parent Education Program. A person whose case jurisdiction is in a county other than Dane County may attend the Family Court Counseling Service Parent Education Program for a fee of \$75 per person.

ARTICLE 4. Subsection 62.13(5)(b) is amended to read as follows:

(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:

(b) For parties with combined annual gross incomes of both households of at least \$60,000 but less than \$120,000 the fee shall be ~~\$750~~ \$1,000;

[EXPLANATION: This amendment proposes increasing the fees charged by the Family Court Counseling Service: for any second referral for mediation from \$50 to \$100, for the Parent Education Program from \$20 to \$25 for Dane County residents, and for parties with combined annual gross incomes of both households of at least \$60,000 but less than \$120,000 from \$750 to \$1,000.]

Submitted by Supervisors Rusk, Bayrd, Corrigan, Hulsey, Wiganowsky, Imhoff and Schlicht, October 7, 2010.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

ORD. AMDT. 21, 10-11

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 ~~\$200~~ \$225 for services rendered in connection with cremation certificates.

[EXPLANATION: This amendment increases the fee charged by the coroner for cremation certificates by \$25.]

Submitted by Supervisors Rusk, Bayrd, Corrigan, Hulsey, Wiganowsky and Schlicht, October 7, 2010.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

ORD. AMDT. 22, 10-11

AMENDING CHAPTER 34 OF THE DANE COUNTY CODE OF ORDINANCES,
REGULATING DIESEL POWERED MOTOR VEHICLE IDLING

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 34.26 is created to read as follows:

34.26 DIESEL POWERED MOTOR VEHICLE IDLING. (1) Purpose and authority. The purpose of this ordinance is to protect the public health of the citizens of Dane County and the environment by reducing emissions from diesel powered motor vehicles. This section is enacted under the authority of s. 59.03(2)(a), Wis. Stats.

(2) Applicability. This ordinance shall apply in the unincorporated areas of Dane County to the operation of diesel powered commercial motor vehicles as defined by s. 340.01(8), Wis. Stats.

(3) Excessive idling prohibited. No person responsible for the operation of a diesel powered commercial vehicle shall allow or cause the vehicle to idle with the motor running in Dane County for more than five (5) minutes in a sixty (60) minute period.

(4) Exceptions. The provisions of sub. (3) shall not apply:

(a) to emergency service vehicles, such as fire apparatus, public safety vehicles or ambulances;

(b) during traffic conditions over which the driver has no control;

(c) to airport support equipment;

(d) to vehicles being serviced or repaired; or

(e) to vehicles idling when necessary to operate auxiliary equipment that is required to accomplish the intended use of the vehicle.

(f) When the outside air temperature is above 80 degrees F a vehicle subject to this ordinance that is equipped with air conditioning may idle for not more than fifteen (15) consecutive minutes.

(g) When the outside air temperature is below 40 degrees F a vehicle subject to this ordinance may idle for not more than fifteen (15) consecutive minutes.

(h) When the outside temperature is below -10 degrees F the restrictions of this ordinance shall not apply.

(5) Penalties. Any person who violates this section shall be subject to a forfeiture of \$50.00 for each violation.

[EXPLANATION: This amendment prohibits allowing a diesel powered commercial vehicle to idle more than 5 minutes in a 60 minute period, subject to certain exceptions.]

Submitted by Supervisors Richmond, Erickson, Hendrick, Bayrd, Duranczyk, Matano, Rusk, Hesselbein, Stubbs and Sargent, October 7, 2010.

Referred to PUBLIC PROTECTION & JUDICIARY and ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES.

ORD. AMDT. 23, 10-11

AMENDING CHAPTERS 12 AND 14 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. Section 12.05(3)(a) is amended to read as follows:

(3)(a) Except as provided in sub. 2(b) and subs. (b) and (c) herein, the fee for an application for a conditional use permit shall be ~~\$350~~450.00. Late Filing Fee: Where work has begun before a permit has been obtained, or where appropriate approvals have not been obtained prior to commencing a change in use which requires a conditional use permit, the fee shall be doubled.

ARTICLE 3. Section 12.05(3)(b) is amended to read as follows:

(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 ~~\$3,000.00~~3,100.00. Late Filing Fee: Where work has begun before a permit has been obtained or appropriate approvals obtained the fee shall be doubled.

ARTICLE 4. Section 12.05(3)(c) is amended to read as follows:

(3)(c) The fee for an application for a conditional use permit for a mineral extraction operation shall be ~~\$1,000.00~~1,100.00. Late Filing Fee: Where work has begun before a permit has been obtained or appropriate approvals are obtained the fee shall be doubled.

ARTICLE 5. Section 12.05(3)(d) is amended to read as follows:

(3)(d) ~~In addition to the fees set forth in paragraphs (a), (b) and (c), there is imposed a digital mapping maintenance fee of \$36.00. The zoning administrator shall collect a conditional use permit annual review fee of \$55.00 for all conditional use permits granted under s. 10.255(2).~~

ARTICLE 6. Section 12.05(3)(e) is created to read as follows:

(4)(3)(e) In addition to the fees set forth in paragraphs (a), (b), (c), and (d), there is imposed a digital mapping maintenance fee of \$36.00.

ARTICLE 7. Section 12.27(1) is amended to read as follows:

(1) An operator of a non-metallic mining site subject to the requirement for a reclamation permit issued under ch. 74 shall pay an annual fee to Dane County according to the following table:

Less than one acre	No fee
From one to not more than five acres	\$430 <u>620</u>
More than 5 acres but less than 10 acres	\$585 <u>775</u>
More than 10 acres but less than 15 acres	\$765 <u>955</u>
More than 15 but less than 25 acres	\$1,020 <u>1,210</u>
More than 25 but less than 50 acres	\$1,120 <u>1,310</u>
More than 50 acres	\$1,275 <u>1,465</u>

ARTICLE 8. Section 14.55(6) regarding exemptions from erosion control and stormwater management fees is rescinded.

~~(6) Nonmetallic mining sites that have been issued a permit and have paid fees under ch. 74 of the Dane County Code of Ordinances are exempt from fees required in this section.~~

[EXPLANATION: This amendment increases the fee for an application for a conditional use permit, creates a new conditional use permit annual review fee, and increases nonmetallic mining annual per acreage fees.]

Submitted by Supervisor Miles, October 7, 2010.
Referred to PERSONNEL/FINANCE and ZONING & LAND REGULATION.

ORD. AMDT. 24, 10-11

AMENDING CHAPTER 18 OF THE DANE COUNTY CODE OF ORDINANCES, REMOVING THE
DIRECTOR OF POLICY IMPLEMENTATION AND PROGRAM IMPROVEMENT FROM THE LIST OF
POSITIONS EXEMPT FROM THE PROVISIONS OF THE DANE COUNTY CIVIL SERVICE 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. Subsection 18.05(1)(q) is repealed.

[EXPLANATION: This amendment removes the position of Director of Policy Implementation and Program Improvement from the list of positions not covered by the provisions of Chapter 18 of the Dane County Code of Ordinances.]

Submitted by Supervisor Hesselbein, October 7, 2010. Fiscal and Policy Notes not required.
Referred to PERSONNEL/FINANCE.

RES. 149, 10-11

RESOLUTION AWARDING THE SALE OF
\$17,085,000 TAXABLE GENERAL OBLIGATION REFUNDING BONDS, SERIES 2010C

WHEREAS, on September 2, 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 \$17,085,000 Taxable General Obligation Refunding Bonds" authorizing the issuance of taxable general obligation refunding bonds for the public purpose of refinancing certain outstanding obligations of the County, to wit: Taxable General Obligation Bonds, Series 2002C, dated December 1, 2002, and Taxable General Obligation Promissory Notes, Series 2002D, dated December 1, 2002 (collectively, the "Refunded Obligations") (hereinafter the refinancing of the Refunded Obligations shall be referred to as the "Refunding");

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 issue general obligation refunding bonds (the "Bonds") to refinance their outstanding obligations;

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 County has directed its financial advisor, Ehlers & Associates, Inc., Brookfield, Wisconsin ("Ehlers") to take the steps necessary to sell the Bonds;

WHEREAS, Ehlers, in consultation with the officials of the County, prepared a 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 October 21, 2010;

WHEREAS, the County Clerk (in consultation with Ehlers) caused a form of notice of the sale to be published and/or announced and caused the Notice of Sale to be distributed to potential bidders offering the Bonds for public sale on October 21, 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");

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 Notice of Sale and is deemed to be the most advantageous to the County. Ehlers 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; and

WHEREAS, due to certain provisions contained in the Internal Revenue Code of 1986, as amended, it is necessary to issue such Bonds on a taxable rather than tax-exempt basis.

NOW, THEREFORE, BE IT RESOLVED by the County Board of Supervisors of the County that:

Section 1A. Ratification of the 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 Notice of Sale and any other offering materials prepared and circulated by Ehlers are hereby ratified and approved in all respects. All actions taken by officers of the County and Ehlers in connection with the preparation and distribution of the 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 true interest cost 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 until the closing of the bond issue, 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 Refunding Bonds, Series 2010C"; shall be issued in the aggregate principal amount of \$17,085,000; shall be dated November 9, 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 December 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, 2011. 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 December 1, 2019 and thereafter shall be subject to redemption prior to maturity, at the option of the County, on December 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 2010 through 2021 for the payments due in the years 2011 through 2022 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 \$17,085,000 Taxable General Obligation Refunding Bonds, Series 2010C, dated November 9, 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 not used for the Refunding 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.

(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 not used for the Refunding 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 has 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. 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 9. 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 10. 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 11. 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 12. 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 13. Payment of Issuance Expenses. The County authorizes the Purchaser to forward the amount of the proceeds of the Bonds allocable to the payment of issuance expenses to KleinBank, Chaska, Minnesota at Closing for further distribution as directed by Ehlers.

Section 14. 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 15. 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 16. Redemption of the Refunded Obligations. The Refunded Obligations are hereby called for prior payment and redemption on December 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 Ehlers to cause timely notices of redemption, in substantially the forms attached hereto as Exhibit F-1 and Exhibit F-2 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. All actions heretofore taken by the officers and agents of the County to effectuate the redemption of the Refunded Obligations are hereby ratified and approved.

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.

Submitted by Supervisors Hesselbein, Sargent, Stoebig, Eicher and Miles, October 7, 2010. Fiscal and Policy Notes not required.

Referred to PERSONNEL/FINANCE.

RES. 150, 10-11

RESOLUTION AWARDING THE SALE OF
\$20,325,000 GENERAL OBLIGATION REFUNDING BONDS, SERIES 2010D

WHEREAS, on September 2, 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 \$20,325,000 General Obligation Refunding Bonds" authorizing the issuance of general obligation refunding bonds for the public purpose of refinancing certain outstanding obligations of the County, to wit: the callable portion of the General Obligation Bonds, Series 2003A, dated July 1, 2003 (the "Refunded Obligations") (hereinafter the refinancing of the Refunded Obligations shall be referred to as the "Refunding");

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 issue general obligation refunding bonds (the "Bonds") to refinance their outstanding obligations;

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 County has directed its financial advisor, Ehlers & Associates, Inc., Brookfield, Wisconsin ("Ehlers") to take the steps necessary to sell the Bonds;

WHEREAS, Ehlers, in consultation with the officials of the County, prepared a 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 October 21, 2010;

WHEREAS, the County Clerk (in consultation with Ehlers) caused a form of notice of the sale to be published and/or announced and caused the Notice of Sale to be distributed to potential bidders offering the Bonds for public sale on October 21, 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 Notice of Sale

and is deemed to be the most advantageous to the County. Ehlers 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 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 Notice of Sale and any other offering materials prepared and circulated by Ehlers are hereby ratified and approved in all respects. All actions taken by officers of the County and Ehlers in connection with the preparation and distribution of the 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 true interest cost 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 until the closing of the bond issue, 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 2010D"; shall be issued in the aggregate principal amount of \$20,325,000; shall be dated November 9, 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 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, 2011. 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 2010 through 2022 for the payments due in the years 2011 through 2023 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 \$20,325,000 General Obligation Refunding Bonds, Series 2010D, dated November 9, 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 not used for the Refunding 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 not used for the Refunding 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. In order to accomplish the purpose for which the Bonds are issued, proceeds of the Bonds shall be transferred to the Escrow Account, as provided in Section 18 hereof. 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. Payment of Issuance Expenses. The County authorizes the Purchaser to forward the amount of the proceeds of the Bonds allocable to the payment of issuance expenses to KleinBank, Chaska, Minnesota at Closing for further distribution as directed by Ehlers.

Section 16. 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 17. 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 18. Escrow Agent; Escrow Agreement; Escrow Account. Associated Trust Company, National Association, Green Bay, Wisconsin, is hereby appointed escrow agent for the County, for the purpose of ensuring the payment of the principal of and interest on the Refunded Obligations (the "Escrow Agent").

The Chairperson and County Clerk are hereby authorized and directed to execute an escrow agreement substantially in the form attached hereto as Exhibit F (the "Escrow Agreement") (such form may be modified by said officers prior to execution, the execution of such agreement by said officers to constitute full approval of the County Board of Supervisors of any such modifications), with the Escrow Agent, for the purpose of effectuating the provisions of this Resolution.

The Bond Proceeds allocable to refunding the Refunded Obligations, other than any premium not used for the Refunding and accrued interest which shall be deposited in the Debt Service Fund Account created above, shall be deposited in a refunding escrow account which is hereby created with the Escrow Agent, pursuant to the Escrow Agreement, for the purpose of retaining the required amount of cash, if any, and acquiring the United States obligations provided for in the Escrow Agreement.

Upon transfer of the Bond Proceeds and any other necessary funds allocable to refunding the Refunded Obligations to the Escrow Account, the taxes heretofore levied to pay debt service on the Refunded Obligations shall be abated to the extent such transfer together with investment earnings thereon is sufficient to pay the

principal of and interest on the Refunded Obligations, but such abatement shall not affect the County's pledge of its full faith, credit and resources to make such payments. The refunding escrow account created by the Escrow Agreement shall hereinafter serve as the debt service (or sinking) fund account for the Refunded Obligations. The Escrow Agent shall serve as custodian of said debt service (or sinking) funds.

Section 19. SLGS Subscriptions. The Escrow Agent and Ehlers are authorized to submit subscriptions for United States Treasury Securities - State and Local Government Series and to purchase other U.S. government securities on behalf of the County in such amount as is necessary in order to carry out the Refunding.

Section 20. Redemption of the Refunded Obligations. The Refunded Obligations are hereby called for prior payment and redemption on June 1, 2011, at a price of par plus accrued interest to the date of redemption.

The County hereby directs the Escrow Agent appointed above to cause timely notice of redemption, in substantially the form attached to the Escrow Agreement (the "Notice"), to be provided at the times, to the parties and in the manner set forth on the Notice.

Section 21. 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 22. 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 23. 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 Hesselbein, Sargent, Stoebig, Eicher and Miles, October 7, 2010. Fiscal and Policy Notes not required.

Referred to PERSONNEL/FINANCE.

RES. 151, 10-11

RESOLUTION AWARDING THE SALE OF
\$24,470,000 GENERAL OBLIGATION REFUNDING BONDS, SERIES 2010E

WHEREAS, on September 2, 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 \$24,470,000 General Obligation Refunding Bonds" authorizing the issuance of general obligation refunding bonds for the public purpose of refinancing certain outstanding obligations of the County, to wit: the callable portion of the General Obligation Bonds, Series 2003B, dated July 1, 2003 (the "Refunded Obligations") (hereinafter the refinancing of the Refunded Obligations shall be referred to as the "Refunding");

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 issue general obligation refunding bonds (the "Bonds") to refinance their outstanding obligations;

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 County has directed its financial advisor, Ehlers & Associates, Inc., Brookfield, Wisconsin ("Ehlers") to take the steps necessary to sell the Bonds;

WHEREAS, Ehlers, in consultation with the officials of the County, prepared a 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 October 21, 2010;

WHEREAS, the County Clerk (in consultation with Ehlers) caused a form of notice of the sale to be published and/or announced and caused the Notice of Sale to be distributed to potential bidders offering the Bonds for public sale on October 21, 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 Notice of Sale and is deemed to be the most advantageous to the County. Ehlers 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 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 Notice of Sale and any other offering materials prepared and circulated by Ehlers are hereby ratified and approved in all respects. All actions taken by officers of the County and Ehlers in connection with the preparation and distribution of the 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 true interest cost 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 until the closing of the bond issue, 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 2010E"; shall be issued in the aggregate principal amount of \$24,470,000; shall be dated November 9, 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 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, 2011. 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 2010 through 2022 for the payments due in the years 2011 through 2023 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 \$24,470,000 General Obligation Refunding Bonds, Series 2010E, dated November 9, 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 not used for the Refunding 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 not used for the Refunding 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. In order to accomplish the purpose for which the Bonds are issued, proceeds of the Bonds shall be transferred to the Escrow Account, as provided in Section 18 hereof. 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. Payment of Issuance Expenses. The County authorizes the Purchaser to forward the amount of the proceeds of the Bonds allocable to the payment of issuance expenses to KleinBank, Chaska, Minnesota at Closing for further distribution as directed by Ehlers.

Section 16. 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 17. 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 18. Escrow Agent; Escrow Agreement; Escrow Account. Associated Trust Company, National Association, Green Bay, Wisconsin, is hereby appointed escrow agent for the County, for the purpose of ensuring the payment of the principal of and interest on the Refunded Obligations (the "Escrow Agent").

The Chairperson and County Clerk are hereby authorized and directed to execute an escrow agreement substantially in the form attached hereto as Exhibit F (the "Escrow Agreement") (such form may be modified by said officers prior to execution, the execution of such agreement by said officers to constitute full approval of the County Board of Supervisors of any such modifications), with the Escrow Agent, for the purpose of effectuating the provisions of this Resolution.

The Bond Proceeds allocable to refunding the Refunded Obligations, other than any premium not used for the Refunding and accrued interest which shall be deposited in the Debt Service Fund Account created above, shall be deposited in a refunding escrow account which is hereby created with the Escrow Agent, pursuant to the Escrow Agreement, for the purpose of retaining the required amount of cash, if any, and acquiring the United States obligations provided for in the Escrow Agreement.

Upon transfer of the Bond Proceeds and any other necessary funds allocable to refunding the Refunded Obligations to the Escrow Account, the taxes heretofore levied to pay debt service on the Refunded Obligations shall be abated to the extent such transfer together with investment earnings thereon is sufficient to pay the principal of and interest on the Refunded Obligations, but such abatement shall not affect the County's pledge of its full faith, credit and resources to make such payments. The refunding escrow account created by the Escrow Agreement shall hereinafter serve as the debt service (or sinking) fund account for the Refunded Obligations. The Escrow Agent shall serve as custodian of said debt service (or sinking) funds.

Section 19. SLGS Subscriptions. The Escrow Agent and Ehlers are authorized to submit subscriptions for United States Treasury Securities - State and Local Government Series and to purchase other U.S. government securities on behalf of the County in such amount as is necessary in order to carry out the Refunding.

Section 20. Redemption of the Refunded Obligations. The Refunded Obligations are hereby called for prior payment and redemption on June 1, 2011, at a price of par plus accrued interest to the date of redemption.

The County hereby directs the Escrow Agent appointed above to cause timely notice of redemption, in substantially the form attached to the Escrow Agreement (the "Notice"), to be provided at the times to the parties and in the manner set forth on the Notice.

Section 21. 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 22. 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 23. 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 Hesselbein, Sargent, Stoebig, Eicher and Miles, October 7, 2010. Fiscal and Policy Notes not required.

Referred to PERSONNEL/FINANCE.

RES. 152, 10-11

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 \$22,210,000 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, 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"):

<u>General Government Projects</u>	<u>Project Amount</u>
Compas Software	\$ 8,200.00
Facility Maintenance Projects	130,000.00
Zoning Software	295,000.00
Fly Dane Digital Terrain & ORT	<u>271,500.00</u>
Total	\$704,700.00
<u>Human Services Projects</u>	
Nursing Home Demolition	\$ 500,000.00
Building Repair Projects	<u>73,520.00</u>
Total	\$573,520.00
<u>Conservation Projects</u>	
Chapter 14 Enforcement	\$ 225,000.00
Park Land Purchases	5,977,000.00
Babcock Lake and Dam Rehab	70,000.00
Streambank Protection	45,000.00
Streambank Easements	264,000.00
Groundwater Model and Restoration	115,000.00
Vehicle & Equipment	164,800.00

Compactor	603,500.00
Compost Turner	<u>545,000.00</u>
Total	\$8,009,300.00

	<u>Project</u>
<u>Public Works Projects</u>	<u>Amount</u>
Highway Projects	<u>2,250,000.00</u>
Total	\$2,250,000.00

<u>Education and Recreation Projects</u>	
Capital Springs Park Development	\$ 360,000.00
Park Improvement Projects	222,300.00
Center Improvements	<u>430,000.00</u>
Total	\$1,012,300.00

<u>Public Safety Projects</u>	
Emergency Siren Study	\$ 120,000.00
Siren Replacement	60,000.00
PSB Fire Alarm/Door Control	130,700.00
911 Center Remodel	300,000.00
CAD and Related Systems Replacement	1,000,000.00
Radio System Replacement	6,550,000.00
Priority Police Dispatch	163,000.00
Sheriff Patrol Boat	100,000.00
Sheriff Vehicles	453,700.00
Sheriff Staffing Software	175,000.00
Firing Range Improvements	258,300.00
JPAS Software	<u>30,000.00</u>
Total	<u>\$9,340,700.00</u>

Grand Total: \$21,890,520.00

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; and

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 "2010 Bonds and Notes") for such public purposes.

NOW, THEREFORE, BE IT RESOLVED by the County Board of the County that:

Section 1. Authorization of the 2010 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 TWENTY-TWO MILLION TWO HUNDRED TEN THOUSAND DOLLARS (\$22,210,000) and the 2010 Bonds and Notes shall be issued to a purchaser or purchasers to be determined by competitive sale (the "Purchaser").

Section 2. Sale of the 2010 Bonds and Notes. 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, the 2010 Bonds and Notes aggregating the principal amount of not to exceed TWENTY-TWO MILLION TWO HUNDRED TEN THOUSAND DOLLARS (\$22,210,000).

Section 3. Notice of Sale. The County Clerk (in consultation with the County's financial advisor, Ehlers & Associates, Inc. ("Ehlers")) is hereby authorized and directed to cause the sale of the 2010 Bonds and Notes 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 Ehlers) may determine.

Section 4. Official Statement. The County Clerk (in consultation with Ehlers) 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 2010 Bonds and Notes. Following receipt of bids for the 2010 Bonds and Notes, the County Board shall consider taking further action to provide the details of the 2010 Bonds and Notes; to award the 2010 Bonds and Notes to the lowest responsible bidder therefor; and to levy a direct annual irrevocable tax sufficient to pay the principal of and interest on the 2010 Bonds and Notes as the same becomes due as required by law.

Section 6. 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 Supervisors Hesselbein, Solberg, Matano, Hendrick, Hampton, Veldran, Duranczyk, Schmidt, Hulseley and Stoebig, October 7, 2010. Fiscal and Policy Notes not required.

Referred to PERSONNEL/FINANCE.

RES. 153, 10-11

RESOLUTION AUTHORIZING DANE COUNTY, WISCONSIN REVENUE BONDS,
SERIES 2010 (CLEAR HORIZONS PROJECT) (THE "BONDS") AND RATIFYING THE INITIAL RESOLUTION
ADOPTED IN CONNECTION THEREWITH

WHEREAS, in a resolution adopted June 17, 2010 (the "Initial Resolution"), by Dane County, Wisconsin (sometimes herein called the "County" or the "Issuer"), the County expressed its intent, and authorized and directed its officers, to work toward the consummation of a financing agreement with Clear Horizons LLC, a Wisconsin limited liability company, PPC Partners, Inc., a Wisconsin corporation, Clear Horizons Craves LLC, a Wisconsin limited liability company, Clear Horizons Dane LLC, a Wisconsin limited liability company and Clear Horizons XII LLC, a Wisconsin limited liability company (individually or as a part of any combination, joint venture, corporation, limited liability company or limited liability partnership, trust or partnership of which any of the above is a part or of which any of the above is a member, partner or shareholder, directly or indirectly), pursuant to which the County would issue its industrial revenue bonds, pursuant to Section 66.1103, Wisconsin Statutes, as amended (the "Act"), for the purpose of financing all or a portion of the costs of the construction of an anaerobic waste digestion system (the "Project") for use in connection with the business of providing renewable energy and biogas energy systems;

WHEREAS, it has now been determined that the Project will be owned by Clear Horizons Dane, LLC, a Wisconsin limited liability company (the "Borrower");

WHEREAS, the Project is located at 6321 Cuba Valley Road, Dane, Wisconsin;

WHEREAS, the Borrower has commenced such construction and the payment of related costs, has entered into negotiations for sale of the Bonds to be so issued and has caused to be herewith submitted to this County Board of Supervisors (the "Board") forms of the following documents:

- (a) Loan Agreement between the Issuer and the Borrower pursuant to which the Issuer agrees to loan the proceeds of the Bonds to the Borrower to finance the Project and related costs, together with the Borrower's Note containing its promise to repay such loan with interest as set forth therein (referred to herein as the "Revenue Agreement" and "Note", respectively); and
- (b) Trust Indenture between the Issuer and U.S. Bank National Association, as Trustee (referred to herein as the "Indenture"); and
- (c) Bond Purchase Agreement among the Borrower, the Issuer, and M&I Marshall & Ilsley Bank (the "Purchaser") (referred to herein as the "Agreement");

WHEREAS, the issuance of the Bonds by the Issuer and the pledge of the Revenue Agreement and its revenues to the Trustee under the Indenture, as herein recited and provided, in the judgment of this Board, will serve the intended accomplishments and in all respects conform to the provisions and requirements of the Act;

WHEREAS, the Borrower has made representations to the Issuer, supported by appropriate documentation, that the estimated cost of the Project, together with related costs, is an amount which will be at least \$6,000,000;

WHEREAS, pursuant to the Act, the Issuer may finance projects eligible to be financed with recovery zone facility bonds under 26 USC 1400U-3, or qualified Midwestern disaster area bonds under 26 USC 1400N(a), as modified by P.L. 110-343, title VII, subtitle A, section 702(d) (intro.) and (1), and it is intended that the Bonds be issued as Midwestern disaster area bonds;

WHEREAS, the Borrower has represented that it will enter into the Revenue Agreement with respect to the Project as described above, issue the Note, pay all expenses with respect thereto, and comply with all the terms and provisions of the Note and Revenue Agreement so that the full debt service will be provided in order to meet payments of principal of, premium, if any, and interest on the Bonds and the Borrower has agreed that its representations have been expressly relied upon by the Issuer in the adoption of this Resolution; and

WHEREAS, the Board hereby finds it necessary, desirable and in the best interest of the County to ratify the adoption of the Initial Resolution at this meeting, which has been duly called, noticed and conducted in full compliance with the Act, to ensure compliance with applicable provisions of the Act.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY BOARD OF DANE COUNTY, WISCONSIN, THAT:

1. Definitions. The terms "Bonds", "Revenue Fund", "Bondholder", "Construction Fund", "Expense Fund" and "Trustee" shall have the same meanings as defined in the Indenture.
2. Ratification of Initial Resolution; Effective Date. The actions of the Board taken on June 17, 2010 to approve the Initial Resolution are hereby ratified, approved and affirmed in all respects. All actions taken by the Board, the County or its representatives on or after the June 17, 2010 meeting and prior to this meeting are hereby effective as of their respective dates and are hereby ratified and affirmed in all respects.
3. Determination. Based on the representation hereinbefore described, this Board hereby finds and determines that:
 - (a) the estimated cost of the Project as more particularly defined in the Loan Agreement, including all costs in connection therewith permitted to be financed with the Bonds under the Act is at least \$6,000,000;

- (b) the payments to be made in each year as specified in the Revenue Agreement are sufficient to pay the principal of, premium, if any, and interest on the Bonds;
- (c) no reserve fund need be established in connection with the retirement of the Bonds or maintenance of the Project;
- (d) the Borrower is obligated to cause the Project to be maintained in good repair, working order and condition, and adequately insured as specified in the Revenue Agreement; and
- (e) all conditions set forth in the Initial Resolution have been satisfactorily met.

4. Issue of Bonds. The Issuer shall issue its Bonds in the aggregate principal amount of Six Million Dollars (\$6,000,000) for the purpose of financing the Project and other authorized costs. The Bonds shall be sold in accordance with the terms and conditions set forth in the Agreement. The Bonds shall be issued pursuant to the Act, shall be designated, dated, in the form, and have the maturities and bear interest as provided in the Indenture. All details pertaining to the Bonds as provided in the Indenture are hereby adopted as and for the details approved by this County Board. The Bonds shall not be an obligation or indebtedness of the Issuer within the meaning of any State constitutional provision or statutory limitation and shall not constitute nor give rise to a pecuniary liability of the Issuer or its officers or a charge against its general credit or taxing powers, but shall be payable solely from the payments and other revenues that may be available therefor from the Revenue Agreement and Note or in the event of default thereon as otherwise provided herein or in the Indenture and permitted by law, and in no event shall the Bonds or the interest thereon or any other costs or expenses in connection therewith or with the Project ever be payable from any funds of the Issuer other than the payments and other revenues to be received by the Issuer under the Revenue Agreement and Note. The payments when paid by or on behalf of the Borrower pursuant to the Revenue Agreement and Note shall be paid directly to the Trustee for the account of the Issuer so long as any of the Bonds shall be outstanding and unpaid. The Bonds shall be executed on behalf of the Issuer by its Chairperson and County Clerk or their authorized deputies in their absence, and shall have its corporate seal impressed or imprinted thereon and may be in typewritten form. Facsimile signatures and seals may be used as permitted by law.

5. Approval and Execution of Documents. Subject to such changes or revisions therein as Quarles & Brady LLP as Bond Counsel to the Issuer ("Bond Counsel") may approve, and provided that the dated date of the documents, any related interest or principal payment dates and maturity dates shall be changed, if necessary, to conform to the month in which the closing of the Bonds occurs, the Indenture, Note, Revenue Agreement and Agreement, in substantially their respective forms presented to this meeting, are hereby approved. The Chairperson and County Clerk, or any of their authorized deputies if necessary, are authorized on behalf of the Issuer to execute and deliver the Indenture, Agreement and Revenue Agreement with such revisions, changes or deletions as may be approved by the signatories thereto, which approval shall be conclusively proved by their execution of such documents. Said Chairperson and County Clerk and their authorized deputies and other officials of the Issuer are hereby authorized to prepare or to have prepared and to execute, file and deliver, as appropriate, all such documents, financing statements, opinions, certificates, tax exemption agreements, affidavits and closing or post-closing instruments (including but not limited to amendments of the Indenture and Revenue Agreement not requiring the consent of the Bondholders pursuant to Article X or Article XI of the Indenture) as may be required by this resolution or deemed necessary by said officials.

6. Appointment of Trustee; Funds; Investment Directions. U.S. Bank National Association is hereby designated as Trustee under the Indenture.

There are hereby created by the Issuer and ordered established with the Trustee the following trust funds:

- (a) The Construction Fund as described in Section 301 of the Indenture to be used only to pay costs of the Project and such other costs as are provided to be paid therefrom in the Indenture. The Issuer hereby authorizes and directs the Trustee (i) to withdraw sufficient funds from said Construction Fund to make the aforesaid payments as the same become due and payable, and (ii) to transfer from the Construction Fund to the Revenue Fund any monies which are not needed for the purposes for which the Bonds are issued in the manner and at the time provided in the Indenture.
- (b) The Revenue Fund as described in Section 402 of the Indenture to be used to pay the principal and interest on the Bonds and such other costs as are provided to be paid

therefrom in the Indenture. The Issuer hereby authorizes and directs the Trustee to withdraw sufficient funds from the Revenue Fund to pay the principal of the Bonds, premium, if any, and interest thereon as the same become due and payable. The Bondholders shall have a first lien on the payments in connection with the Project required to be paid by the Borrower for the payment of principal, premium, if any, and interest on the Bonds under the Revenue Agreement, Note and Indenture. Said payments received under the Revenue Agreement and Note with respect to the Project are hereby irrevocably pledged for the payment of the Bonds and interest thereon.

- (c) The Expense Fund as described in Section 301 of the Indenture to be used to pay issuance costs related to the Bonds as set forth in such section. The Trustee shall transfer any excess funds from the Expense Fund after payment of issuance costs to the Bond Fund to be applied as provided in the Indenture.

The Issuer authorizes and directs the Trustee to invest and reinvest monies in the Construction Fund, the Revenue Fund, and the Expense Fund as set forth in Article 407 of the Indenture.

7. Certain Indenture Provisions and Additional Security. The Bonds shall be secured as provided in the Revenue Agreement and Indenture.

8. Certain Provisions of the Revenue Agreement. The Revenue Agreement provides that:

- (a) The maintenance and repair costs of the Project, taxes in connection therewith, and other charges and insurance with respect to the Project will be taken out, assumed and paid by the Borrower. The Issuer has no obligation with respect thereto. The proceeds of any recovery under the foregoing insurance policies shall be used and disposed of in the manner provided in the Revenue Agreement and the Indenture.
- (b) The Borrower shall arrange for payments to be made pursuant to the Note and Revenue Agreement (directly to the Trustee for deposit in the Revenue Fund and for the account of the Issuer) in the amounts sufficient for payment from the Revenue Fund when due of the principal of, premium, if any, and interest on the Bonds.

9. Covenants Binding Upon Issuer. All covenants, stipulations, obligations and agreements of the Issuer contained in this resolution and in the Bonds, the Revenue Agreement, the Indenture and the Agreement shall be deemed to be the covenants, stipulations, obligations and agreements of the Issuer to the full extent authorized or permitted by law, and such covenants, stipulations, obligations and agreements shall be binding upon the Issuer and its successors from time to time and upon any body to which any powers or duties affecting such covenants, stipulations, obligations and agreements shall be transferred by or in accordance with law. Except as otherwise provided in this resolution, all rights, powers and privileges conferred and duties and liabilities imposed upon the Issuer or the officers thereof by the provisions of this resolution, the Bonds, the Revenue Agreement, the Indenture or the Agreement shall be exercised or performed by the Issuer or by such officers, board or body as may be required by law to exercise such powers and to perform such duties.

No covenant, stipulation, obligation or agreement herein contained or contained in the Bonds, the Revenue Agreement, the Indenture or the Agreement shall be deemed to be a covenant, stipulation, obligation or agreement of any officer, agent or employee of the Issuer or of this County Board in his or her individual capacity and neither the members of this County Board nor any officer executing the Bonds nor any other officer or employee of the Issuer shall be liable personally on the Bonds or be subject to any personal liability or accountability for any act or omission related to the authorization or issuance thereof.

10. Persons Responsible for Issuing the Bonds. The Chairperson and County Clerk and their authorized deputies are hereby designated as the officers responsible for issuing the Bonds within the meaning of the Income Tax Regulations for the Internal Revenue Code of 1986, as amended (the "Code").

11. Approval. This Resolution is our approval as required by Section 147(f) of the Code and the regulations thereunder. This Resolution was adopted after a public hearing held pursuant to reasonable public notice. The Project and the location of the Project, maximum aggregate amount of the Bonds and the initial owner, operator or manager of the Project will be as described in this Resolution.

Submitted by Supervisors Hesselbein, Hulsey and Sargent, October 7, 2010. Fiscal and Policy Notes not required.

Referred to PERSONNEL/FINANCE.

RES. 154, 10-11

2011 DANE COUNTY OPERATING BUDGET APPROPRIATIONS RESOLUTION

The 2011 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 2011 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: 2011 APPROPRIATIONS FOR OPERATIONS
- TABLE 4: EXPENDITURE & REVENUE HISTORY - OPERATIONS
- TABLE 5: CARRY-FORWARDS
- TABLE 6: INDEBTEDNESS
- TABLE 7: 2011 BUDGETED POSITIONS
- APPENDIX A PERSONNEL SAVINGS INITIATIVES

Together with the 2011 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 2011 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 2010 to 2011 as recommended in Table 5.

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors authorizes positions for the 2011 fiscal year as shown in Table 7.

BE IT FURTHER RESOLVED that 2011 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 \$14.29 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".
- The 2011 Budget begins the process to merge the Department of Emergency Management and the Department of Public Safety Communications. The Department of Administration is directed to conduct an implementation study to determine the most effective and efficient way to consolidate the two departments into a single organizational entity. Using the Land and Water Resources Department consolidation effort as a model, the Department of Administration shall create a team including management and staff from each of the departments, representatives of different stakeholder groups, a representative from the County Board as designated by the County Board Chair, and a representative designated by the County Executive. The implementation study shall culminate in a report to the County Executive, County Board Chair, and the Chair of the Public Protection and Judiciary Committee that recommends an organizational and governance structure and roles and responsibilities of the consolidated department by July 1, 2011. The report may propose more than one organizational model for implementation by the County.
- The 2011 Budget eliminates a net of eight (8) of fifteen (15) Deputy Sheriff positions recommended for elimination in the staffing study conducted by the Matrix Consulting Group. The Budget takes an incremental approach to these reductions to allow the Sheriff time to implement new processes as recommended by the staffing study:
 - Community deputies are reduced from nine (9) positions to (6) positions based on workload and the absence of performance measures to judge the effectiveness of the positions. This reduction maintains two (2) Community Deputies at each precinct. This reduction does not impact rural patrol which will be maintained at 72 positions even though the staffing study recommends a reduction of 14 positions.

- Two (2.0) Detective positions are eliminated based on workload indicators. The study recommends a total reduction of five (5.0) FTE Detective positions, reducing the total number of Detectives from seventeen (17) to twelve (12). To maintain unique and critical services in the Investigative Services Bureau, the Sheriff shall implement this reduction by maintaining at least five (5.0) FTE Detectives assigned to domestic violence cases and at least one (1.0) FTE Detective assigned to computer forensics.
 - Two (2.0) Deputy Sheriff positions are reduced in the electronic monitoring program. The program was originally staffed to manage an average daily population of 200. Current average daily populations are approximately one half of that amount.
 - One (1.0) of four (4.0) Deputy Sheriff positions assigned to background investigations is eliminated due to a decrease in background investigations over the past four years.
 - One (1.0) Bailiff position is eliminated. The staffing study recommends a change in staffing protocols for in-custody inmates who are classified as minimum security. The study notes that up to two (2.0) bailiff positions could be eliminated as part of this change.
 - One (1.0) Deputy position assigned to serve civil process papers is eliminated due to decreased workload and the availability of private sector alternatives.
 - Two (2.0) Sergeants are created to address the recommendation to enhance supervision in field services.
- The Sheriff's Office, Clerk of Courts, and the District Attorney are asked to report to the Dane County Criminal Justice Implementation Team for the Dane County Task Force on Racial Disparities in the Criminal Justice System how they are spending at least 1% of their operating budgets to reduce racial disparities in the Dane County Criminal Justice System. The Departments are asked to report by July 1, 2011 and every six months thereafter.
 - This 2011 County Executive budget proposal includes \$947,948 to contract with Tellurian UCAN, Inc. for detoxification services that they have been providing for many years to Dane county clients. This service will continue to be provided in the county's facility on Industrial Drive in Madison. Department staff will work with Tellurian to put in place cost control measures to keep the current operation within the allocated budget.

Dane County Department of Human Services staff will study the utilization and effectiveness of the current detox model and will submit the results of this study to the County Executive and the County Board by 6-1-2011 for possible inclusion of alternative models in the 2012 budget with the goal of maximizing treatment for chronic alcohol and drug abusers. This study will include input from community stakeholders.

- The 2011 Budget includes a reduction of a 1.0 Social Worker in the Department of Human Services assigned to facilitate court actions. The Alternatives to Incarceration Program is not operating at caseload capacity. In 2009, the Electronic Monitoring Program had an average daily population of 18.17 with a capacity of 30, and the Bail Monitoring Program operated with an average daily population of 62 with a program capacity of 75.

Using this excess capacity, the Clerk of Courts shall work with the Department of Human Services to assume responsibility for processing court related paperwork on behalf of the Department. These case processing responsibilities are currently part of the workload of the position that is being eliminated and another full time Social Worker. This realignment of duties will allow the remaining full time Social Worker to participate in court proceedings and provide testimony on behalf of the Department of Human Services on a full time basis.

- 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 2011 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.
- 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 2010 or early 2011, following review and approval by the County Board Chair.

Submitted by Supervisors Hesselbein, Solberg, Clausius and O'Loughlin, October 7, 2010. Fiscal and Policy Notes not required.

Referred to PERSONNEL/FINANCE.

RES. 155, 10-11

2011 DANE COUNTY CAPITAL BUDGET APPROPRIATIONS RESOLUTION

The 2011 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 2011 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: 2011 APPROPRIATIONS FOR CAPITAL EXPENDITURES
- TABLE 4: CAPITAL EXPENDITURE HISTORY
- TABLE 5: CAPITAL BUDGET CARRY-FORWARDS
- TABLE 6: COUNTY INDEBTEDNESS

Together with the 2011 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 2011 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 2010 to 2011 as recommended in Table 5.

BE IT FURTHER RESOLVED that 2011 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.
3. The Capital Budget includes \$1,000,000 for the Partners for Recreation and Conservation program. The purpose of the program is to provide capital assistance for local or nonprofit conservation projects that meet the following criteria:
 - The sponsor must be a local government or nonprofit organization with the capacity to plan, implement, and maintain the project.
 - The project must restore or improve a natural resource or an outdoor recreational facility to create a demonstrable, regional benefit. Those parts of road projects that improve safety for bicyclists and other vehicles are eligible for funding if the sponsor can show that the road is an important regional bicycle route.
 - The maximum amount of assistance to any one project will be \$250,000 and the amount can be no more than 50% of the costs of the project.
 - The Parks Commission will review applications and recommend grants to the County Board and County Executive. Each project will be approved by the County Board and County Executive via the normal resolution process.

In addition, from the \$1,000,000 included in the budget, PARC will fund \$10,000 and \$20,000, respectively, to work with Capitol Water Trails to begin signing the County's rivers and streams and with bicycling organizations to improve bicycle signage on county and town roads. The Land & Water Resources Department and the Public Works, Highways & Transportation Department will cooperate in the administration of these efforts.

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 2010 or early 2011, following review and approval by the County Board Chair.

Submitted by Supervisors Hesselbein, Solberg, Clausius and O'Loughlin, October 7, 2010. Fiscal and Policy Notes not required.

Referred to PERSONNEL/FINANCE.

RES. 156, 10-11

SETTING THE 2010 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 \$8,597,515.80 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. \$589,140 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. \$3,961,709 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. \$4,766,717 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. \$ -31,593 for State Special Charges
 - B. \$ 5,527,600 for Highway
 - C. \$118,229,106 County Taxes

Summary:

Gross County Taxes	\$ 174,846,520
Gross Tax Rate Per \$1,000	\$ 3.59
County Sales Tax Applied	\$ 40,545,275
Net Proposed County Property Taxes	\$ 134,301,245
State Aid – Exempt Computers	\$ 1,258,566
Net Required County Property Taxes	\$ 133,042,679
Net Tax Rate Per \$1,000	\$ 2.73

Submitted by Supervisors Hesselbein, Solberg, Clausius and O’Loughlin, October 7, 2010. Fiscal and Policy Notes not required.

Referred to PERSONNEL/FINANCE.

RES. 157, 10-11

APPROVING LEASE AT 2300 S. PARK STREET AND 2230 S. PARK STREET

FOR PUBLIC HEALTH-MADISON & DANE COUNTY

Access Community Health Center and Public Health have been collaborating at the Villager Mall for almost 20 years. There has been a synergy between the two organizations. Both organizations have grown and both need additional clinical space. The current lease for space at the Village Mall expires October 31, 2010.

The current space cannot accommodate the growth needs of both organizations. Public Health has run out of clinical space for the WIC program, and would like to be able to expand the immunization program and TB services. Access has hoped to build in the parking lot of the Villager Mall so that it could expand medical services and add a 5,000 square foot dental suite. Unfortunately, they were not able to secure funding.

The architect has determined that the space that the South Madison Library will be vacating in October will provide sufficient room to expand from seven to 11 exam rooms. WIC clinic space and Access medical services will continue to be next door to each other, although they will no longer share a front door. The architects have also worked on moving the WIC staff offices into the space adjoining Dane County Human Services on the 2nd floor of the Atrium at the Villager, where we had already planned to move our TB team. That space will provide office space for about 52 staff and allow for clinic space for the TB and HIV/STI programs.

The lease is for approximately 11,317 square feet – 3,500 square feet that will be used for the WIC clinic space and 7,817 for offices with three clinic rooms. The base rent is \$17.25 per square foot and includes a payment in lieu of taxes, common area maintenance and all common area expenses. Rent will be escalated annually at 3 percent. Custodial services are an additional \$1.30 per square foot. The base rent includes a build out of \$40 per square foot. Any additional tenant improvements will be amortized in the initial 10-year lease.

Including janitorial services, the annual lease will be \$209,930 or \$4,900 more than was in the 2010 Public Health budget for space at the Villager. The new space will be about 40 percent larger than the current space.

NOW, THEREFORE, BE IT RESOLVED that the Board of Health for Madison and Dane County on behalf of Public Health-Madison and Dane County is authorized to enter into a lease with the Community Development Authority of the City of Madison, subject to the following terms:

- 1) The leased premises shall be 3,500 of clinic space located at 2230 South Park Street and 7,817 square feet at 2300 South Park Street, Suites #2002, 2006, 2010, 2011, and 2015 in Madison, together consisting of 11,317 square feet with the nonexclusive use in common with others entitled to the use of certain common areas.
- 2) The lease shall be for a term of ten (10) years commencing at occupancy, but no later than one hundred and twenty (120) days after a fully executed lease. The lease expires on December 31, 2020. The lease shall have two (2) five (5)-year renewal options. Rent will increase by three (3) percent every year.
- 3) The annual rent in the first year, including janitorial service, is \$209,930. The base rate is \$17.25 per square foot with an additional \$1.30 per square foot for janitorial services. This will be paid in monthly payments of \$17,494. The base rate includes a build-out allowance of \$40 per square foot. Any additional tenant improvements will be amortized in the initial 10-year lease.
- 4) At the end of the original term of the lease, Public Health may exercise a five year renewal option. The lease includes a provision for a second five-year renewal option. The base rate for the renewal options will be reduced so that it no longer includes the amortized cost of tenant improvements.
- 5) Public Health-Madison and Dane County will occupy and use the premises for clinic and office space.

- 6) The base rent includes all property taxes, assessments, and special assessments that may accrue to the premises.

BE IT FURTHER RESOLVED that the Director of Public Health-Madison and Dane County is authorized to execute any and all additional documents that may be required to complete this transaction, subject to review of those documents by Corporation Counsel and the City Attorney.

Submitted by Supervisor Duranczyk, October 7, 2010.

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

RES. 158, 10-11

APPROVING LEASE EXTENSION AT 2202 S. PARK STREET
FOR PUBLIC HEALTH—MADISON & DANE COUNTY

There has been a WIC office at the Villager Mall for almost 20 years. The current lease for space at the Villager Mall expires October 31, 2010. The new lease for clinic and office space requires that remodeling be done. The new lease will not begin until the work is complete.

The new space will probably not be ready until sometime in March 2011. Public Health—Madison is requesting that the lease with the City of Madison Community Development Authority be extended until they are able to move staff into the remodeled space. The lease extension will have the same terms as the expiring lease.

NOW, THEREFORE, BE IT RESOLVED that the Board of Health for Madison and Dane County on behalf of Public Health—Madison and Dane County is authorized to enter into an extension of the lease with the Community Development Authority of the City of Madison for the space that it is currently occupying at 2202 S. Park Street after the current lease expires on October 31, 2010.

BE IT FURTHER RESOLVED that the lease extension may not extend any later than April 30, 2010.

BE IT FINALLY RESOLVED that the Director of Public Health—Madison and Dane County is authorized to execute any and all documents to extend this lease, subject to review of those documents by Corporation Counsel and the City Attorney.

Submitted by Supervisor Duranczyk, October 7, 2010.

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

RES. 159, 10-11

AUTHORIZING A CONTRACT WITH COINMACH CORPORATION TO
PROVIDE LAUNDRY EQUIPMENT TO THE SHERIFF'S OFFICE

Dane County and the Sheriff are responsible for the keeping of the Dane County Jail and caring for the inmates therein, including the provision of inmate access to laundry services. The existing contract for jail laundry equipment services expired on May 24, 2010.

Dane County engaged in a competitive bidding process for a vendor to provide jail laundry equipment services to inmates in the Dane County Jail. Coinmach Corporation of Wheeling, Illinois, was the successful bidder in this competitive bid process.

NOW, THEREFORE, BE IT RESOLVED that a contract be awarded to Coinmach Corporation of Wheeling, Illinois, for jail laundry equipment services. The contract will be in effect for one (1) year, effective May 25, 2010, with a renewal for four (4) additional one-year periods; and

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

NOW, THEREFORE, BE IT FINALLY RESOLVED that the administrative fee reimbursement of \$1,220 and utility usage fee of \$216 be credited to the Sheriff's Office Security Services, Prisoner Laundry Revenue Account (SHRFSEC 83055). The utility usage reimbursement can range from an annual fee of \$216 up to \$8,772 dependent on gross income per machine.

Submitted by Supervisors Rusk, Bayrd, Corrigan, Hulsey, Wiganowsky, Imhoff and Schlicht, October 7, 2010.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 160, 10-11

ACCEPTING MEDICAL RESERVE CORPS (MRC) TRAINING GRANT FUNDS

The purpose of this resolution is to adjust revenue and expenditures for FY 2010.

The Department of Emergency Management through the Office of Justice Assistance requested funds to support the Dane County Homeland Security Wisconsin Animal Response Corps (WARC) Training Conference.

The County was awarded a total of \$3,400.

The grant funds will be utilized to support the promotion of the MRC program to include but not be limited to supplies and operating expenses.

NOW, THEREFORE, BE IT RESOLVED that \$3,400 be set up as additional revenue in the Emergency Management, Planning Division Medical Reserve Corps Account 81837 and be credit to the General Fund, and that \$3,400 be transferred from the General Fund to the Planning Division Medical Reserve Corps Expense Account 21550.

BE IT FURTHER RESOLVED that \$3,400 is transferred from the General Fund to the following Emergency Management, Planning Division Medical Reserve Account:

Revenue Account	EEMRPLN 81837
Expense Account	EEMRPLN 21550

BE IT FINALLY RSOLVED 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, Corrigan, Hulsey, Wiganowsky, Imhoff and Schlicht, October 7, 2010.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 161, 10-11

AUTHORIZATION TO ACCEPT A DONATION FROM THE MADISON COMMUNITY FOUNDATION FOR THE ICE AGE JUNCTION BICYCLE PEDESTRIAN TRAIL

In 2008, the Madison Community Foundation awarded a critical grant to Dane County for \$150,000 that enabled a bicycle pedestrian underpass to be built at East Verona Avenue that would serve both the Ice Age National Scenic Trail and the future Ice Age Junction bicycle pedestrian trail.

The Madison Community Foundation encourages, facilitates and manages long-term philanthropy. Since 1942, the foundation staff has helped people realize their philanthropic goals, allowing them to support charitable interests anywhere in the world. The community foundation also awards grants throughout Dane County to build communities and has now awarded Dane County Parks \$15,000 for development of the bicycle pedestrian rest stop along the recently completed Ice Age Junction Trail.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors, Dane County Park Commission and the Dane County Executive, on behalf of the residents of Dane County, thank the Madison Community Foundation for their generous contribution toward the Ice Age Junction Bicycle Pedestrian Trail.

BE IT FURTHER RESOLVED that the Madison Community Foundation has agreed to award a grant in the amount of \$15,000 to fund the bicycle pedestrian rest stop on the recently completed Ice Age Junction Trail.

BE IT FINALLY RESOLVED that \$15,000 be added to LWRPKOP 47652 "IAJ-Badger Prairie Bike/Ped Trail Expense" and a new revenue account LWRPKOP "Donation Revenue" be established for \$15,000. All Funds shall be carried forward until expended.

Submitted by Supervisors Ripp, Hampton, Richmond and Willett, October 7, 2010.

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

RES. 162, 10-11

AUTHORIZING RENTAL LEASE BETWEEN THE ALLIANT ENERGY CENTER OF DANE COUNTY AND MADISON AREA BUILDERS ASSOCIATION

The Madison Area Builders Association has negotiated a five year lease with the Alliant Energy Center of Dane County for their Annual Home Products Show to be held February 29-March 5, 2012, February 27-March 4, 2013, February 26-March 3, 2014, March 4-9, 2015 and March 2-7, 2016.

The lease with the Madison Area Builders Association. includes rental and services in the amount of \$75,700.00 for 2012, with increases for 2013-2016 based on rental rate increases at the Alliant Energy Center.

In addition to the rental fee listed above all approved parking charges will be assessed for the Madison Area Builders 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 Veldran, Schmidt, Erickson, Salov and Ripp, October 7, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 163, 10-11

AUTHORIZING A COST SHARING AGREEMENT WITH THE CITY OF MONONA FOR PHASE III
ENGINEERING DESIGN COSTS FOR CTH BB FROM PFLAUM ROAD TO WINNEQUAH ROAD

The Dane County Highway & Transportation Department and representatives of the City of Monona have determined that CTH BB (Monona Drive) from Pflaum Road to Winnequah Road is in need of reconstruction.

The Highway and Transportation Department has agreed to participate in the project engineering costs. This participation is consistent with past agreements for cost sharing on joint projects.

The engineering 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 HWCONST-59109 to cover the County's share of costs. The County's maximum share is \$275,000.

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 City of Monona.

Submitted by Supervisors Schmidt, Veldran, Erickson, Salov and Ripp, October 7, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 164, 10-11

ACCEPTANCE OF USDA WATER MONITORING GRANT
AND AGREEMENT WITH U.S. GEOLOGICAL SURVEY

Dane County Land & Water Resources – Land Conservation Division has received a grant from the USDA Natural Resource Conservation Service for \$50,050. The purpose of this grant is for monitoring the discharge and water quality of agricultural field runoff over a three year period as part of the Mississippi River Basin Initiative (MRBI). The U.S. Geological Survey (USGS) will partner with Dane County in this effort by providing funding of 30% towards the installation and operation of a streamflow and water-quality gage. This will support phosphorus reduction as part of the Yahara CLEAN Project.

NOW, THEREFORE, BE IT RESOLVED, that the Dane County Board of Supervisors and the Dane County Executive hereby accept the grant award from the USDA Natural Resource Conservation Service for \$50,050.

BE IT FURTHER RESOLVED, that the Dane County Board of Supervisors and the Dane County Executive hereby authorize an agreement between Dane County Land & Water Resources – Land Conservation Division and the USGS to provide funding from USGS for up to 30% of the total cost for the project.

BE IT FINALLY RESOLVED, that a new revenue account and expense account “NRCS Monitoring Grant ” shall be established under the Land Conservation budget for \$50,050 and that these funds be carried forward until expended.

Submitted by Supervisors Richmond, Downing, Hampton, Martz and Gau, October 7, 2010.

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

RES. 165, 10-11

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 County’s Energy Efficiency and Conservation Block grant projects. 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 2010.

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 2010. 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 grant 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 2010 payroll year.

Submitted by Supervisors Veldran, Schmidt, Erickson, Salov and Ripp, October 7, 2010.

Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 166, 10-11

DECLARING DANE COUNTY TO BE A COUNTY OF RELIGIOUS TOLERANCE

America was founded by persons interested in practicing their religion in the absence of persecution, and this country was created, in part, on the tenets of religious diversity, freedom and tolerance, and on the idea of protecting minorities as well as the majority. Much of the greatness of this country has come from the contributions of a diverse population.

In recent times, zealots of various persuasions have caused harm to others and their actions have resulted in a lack of tolerance for some religions or any religion. Past atrocities were allowed to occur because people were afraid to speak up and defend the rights of others to practice their religion in a peaceful and meaningful way. A climate of intolerance and separation can result in our terrorizing ourselves more than any others could terrorize us.

It has been said "The only thing necessary for the triumph of evil is for good men to do nothing."

NOW, THEREFORE, BE IT RESOLVED that Dane County declare itself a county of religious tolerance where all people are safe to practice the religion of their choice or no religion if that is their choice.

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors speaks clearly and loudly in support of the tolerance and acceptance of all seeking a peaceful existence in harmony with others.

BE IT FURTHER RESOLVED that Dane County supports and welcomes the peaceful inclusion of members of all religions as well as those who choose not to participate in any religion.

BE IT FINALLY RESOLVED that a copy of this resolution be sent to the following faith-based organizations: the Madison Area Urban Ministry, the Wisconsin Council of Churches, the Greater Madison Interreligious Association, the Lubar Institute for the Study of Abrahamic Religions (UW campus) and the Madison Ecumenical Center of Church Women United; and to the Freedom from Religion Foundation supporting freethinkers.

Submitted by Supervisors Schmidt, Erickson, Veldran, Duranczyk, Bayrd, Hesselbein, de Felice, Hendrick, Hulse, Solberg, Sargent, Corrigan, Salov, Stoebig, Eicher, Stubbs, Rusk and Richmond, October 7, 2010. Fiscal and Policy Notes not required.

Referred to EXECUTIVE.

RES. 167, 10-11

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), to be reappointed. This term will expire 5/17/13.

Cultural Affairs Commission

Supervisor Cynda Solberg, 3703 County Road N, Cottage Grove 53527, due to the resignation of Supervisor O'Loughlin. This term will expire 4/17/12.

Emergency Medical Services Commission

Teresa A. Legler, 227 East Avenue, Belleville 53508 (279-4552-H), to fill the citizen seat previously held by Harold Krantz. Ms. Legler is a volunteer Emergency Medical Technician for the Belleville Area Emergency

Service, having volunteered for the past twenty-nine years. She has also served as President, Vice President, Training Officer, and Assistant Treasurer for the organization. She is a Program Assistant Supervisor in the Division of Cardiothoracic Surgery, Residency Coordinator, and Program Coordinator for the University of Wisconsin Hospital & Clinics' Division of Cardiothoracic Surgery. This term will expire 4/17/12.

Food Council

Nina Berkani, 5113 Holiday Drive, Madison 53711 (273-3211-H, 332-1235-W), due to the resignation of Lisa Weise. Ms. Berkani is a Program & Policy Analyst for the Wisconsin Department of Transportation. She has a Master's degree in Agricultural Economics and a Bachelor's degree in Economics. She has worked for DATCP as Director of the Agricultural Impact Program, analyzing and documenting the impacts of transportation and pipelines on farmland. She has worked for the UW Extension's Environmental Resource Services as a technical editor, writing water quality standards documents, and she has worked as an environmental consultant for twelve years. This term will expire 4/16/13.

Submitted by Supervisor McDonnell, October 7, 2010. Fiscal and Policy Notes not required.
Referred to EXECUTIVE.

COMMUNICATIONS

- Wells Fargo Bank N.A. vs Thao P. Yang and Ying Vang amended summons & complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.
- BAC Home Loans Servicing LP vs Edward S. Holmes and Angliess World-Homes summons & complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.
- Deutsche Bank National Trust Co. vs Robert C. Schultz and Mary Lou Gurney amended summons & complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.
- BAC Home Loans Servicing LP vs Karen Anne Graf and John Doe Graf summons & complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.
- Claim from Dan Risner against Public Works for damage to vehicle caused by gravel on road. Referred to PUBLIC PROTECTION/JUDICIARY.
- Household Finance Corp. III vs. Christopher G. Ash & Kimberly J. Good summons & complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.
- Notice of Injury & Claim from Roy Mitchell against Jail. Referred to PUBLIC PROTECTION/JUDICIARY.
- Claim from Matthew & Michelle Arnett against Highway for damage to vehicle caused by gravel on road. Referred to PUBLIC PROTECTION/JUDICIARY.
- Notice of Claim Susan M. Frank & Allstate Ins. Vehicle damaged by County vehicle. Referred to PUBLIC PROTECTION/JUDICIARY.
- State Bank of Cross Plains v Kevin M. Statz. Summons & complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.
- Wells Fargo Bank, NA vs Leticia Acosta and Federico Garcia amended summons & complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.
- Communication from Dean Health Insurance re. Jessica Mitchell claim. Referred to PUBLIC PROTECTION/JUDICIARY.
- Communication from American Family Insurance Group re. Sheila D. Kellar claim against Highway. Referred to PUBLIC PROTECTION/JUDICIARY.
- Communication from Ameriprise Auto & Home Insurance re claim of Jason & Rebecca Buchda. Referred to PUBLIC PROTECTION/JUDICIARY.
- Wisconsin Housing & Economic Development Authority vs Crystal Lonetree and Dane County CDBG summons & complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.
- PHH Mortgage Corporation vs. Lee A. Nadolny amended summons & complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

BAC Home Loans Servicing, L.P. vs Wesley L. Barbian summons & complaint foreclosure of mortgage. Referred to PUBLIC PROTECTION/JUDICIARY.

Buffalo Co. Res. 10-09-02 – A Resolution to Protect State Segregated Funds. Referred to EXECUTIVE.

Dodge County Res. 10-40 – County Nursing Homes and the 2011-2013 State Biennial Budget. Referred to EXECUTIVE.

Outagamie Co. Res. 48, 10-11 – Supporting the continued care for citizens in need of long-term care services in the Health & Human Services 2011-2013 state biennial budget deliberations. Referred to EXECUTIVE.

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

Petition 10245 – Town of Mazomanie – Donna Drager et. al.

10246 – Town of Vienna – Nature Valley Conservancy Neighborhood LLC

10247 – Town of Windsor – Gary Paulman

10248 – Town of Medina – Adam Scheel

10249 – Town of Vienna – Alexander & Kristine Leonard Revocable Trust

10250 – Town of Vienna – Allen Koch

10251 – Town of Blue Mounds – Randy Docken

10252 – Town of Berry – Onno Brouwer

10253 – Town of Oregon – John Beasley

10254 – Town of Dunkirk – John & Victoria Brueggeman

10255 – Town of Cottage Grove – Melroy Schlueter Le

10256 – Town of Christiana – Philip Vasby

10257 – Town of Blue Mounds – Daniel Atkins

ORD. AMDT. 25, 10-11

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 (3), (4) and (5) of section 67.26 are amended to read as follows:

67.26 LANDING FEES AND SPACE RENTAL.

(3) A nonsignatory commercial air carrier occupying exclusive use terminal space at the airport shall pay an annual base rent of \$34.28 per square foot, payable in advance in equal monthly installments.

(4) In addition to payment for space used exclusively by it, a nonsignatory commercial air carrier shall pay, in equal monthly installments, its pro rata share of the annual rent charged airlines for common use terminal space according to the formula hereinafter set forth.

(a) For common use space a nonsignatory commercial air carrier shall pay each month a sum equal to the total monthly rent due for all common use space multiplied by the quotient of the number of the carrier's passengers enplaning at the airport during the previous month divided by the number of all commercial air carrier passengers enplaning at the airport during the previous month.

(5) A nonsignatory 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 Certificated Gross Landing Weight (GLW) of less than 12,500 pounds: \$34.50.

(b) For landing an aircraft with a GLW equal to or greater than 12,500 pounds but less than 30,000 pounds: \$82.80.

(c) For landing an aircraft with a GLW equal to or greater than 30,000 pounds but less than 70,000 pounds: \$193.20

(d) For landing an aircraft with a GLW equal to or greater than 70,000 pounds: \$2.76 per 1000 pounds of GLW.

[EXPLANATION: The amendment updates the Airport's terminal space rental rates and landing fee schedule for commercial air carriers]

Submitted by Supervisors Gau, Clausius and Matano, October 21, 2010.

Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

ORD. AMDT. 26, 10-11

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)(d)4. is amended to read as follows:

(d) County Trunk Highway "BB"

4. Village of Cottage Grove

Thirty-five miles per hour from a point 0.18 of a mile west of its intersection with Damascus Trail, easterly to a point 0.75 of a mile west of its intersection with CTH "N". Twenty-five miles per hour from a point 0.75 of a mile west of CTH "N", easterly to a point 0.40 of a mile east of said intersection; except in those areas where the Village has accepted jurisdiction of the roadway.

ARTICLE 3. Subsection 69.03(2)(ga)1. is rescinded as follows:

~~**(ga) County Trunk Highway "DV"**~~

~~**1. Village of DeForest**~~

~~Twenty five miles per hour from its intersection with CTH "CV" easterly to its intersection with USH 51.~~

ARTICLE 4. Subsections 69.03(2)(ha)3. ~~A~~ and 4. are rescinded as follows:

~~**(ha) County Trunk Highway "ID"**~~

~~**3. Village of Mount Horeb**~~

~~Thirty miles per hour from its intersection with STH 78 and 92, easterly to its intersection with Telemark Parkway. Forty miles per hour from its intersection with Telemark Parkway, easterly to its intersection with USH 18/151.~~

~~**4. Village of Mount Horeb and Town of Springdale**~~

~~Forty-five miles per hour from a point 500 feet east of its intersection with Brookwood Drive, easterly to the on-ramp of USH 18/151.~~

ARTICLE 5. As of 1-1-2011 Subsection 69.023(i)1 is amended to read as follows:

(i) County Trunk Highway “JG”

1. Village of Mount Horeb, Town of Blue Mounds

Twenty-five miles per hour from its intersection with STH 78 (North Main Street), northerly to a point 1.7 miles north of said intersection, except in those areas where the Village has accepted jurisdiction of the roadway.

ARTICLE ~~56~~. Subsection 69.03(2)(n)1b. is amended to read as follows:

(n) County Trunk Highway “MM”

1b. City of Fitchburg

Fifty miles per hour from a point 0.35 of a mile north of Goodland Park Road northerly to a point 0.10 of a mile south of its intersection with Old Oregon Road. ~~its junction with USH 14(in section 1, T6N, R9E).~~

ARTICLE ~~67~~. Subsection 69.03(2)(n)2. is amended to read as follows:

(n) County Trunk Highway “MM”

2. Rimrock Road, Cities of Madison and Fitchburg and Town of Madison

Thirty-five miles per hour from a point 0.10 of a mile south of its intersection with Old Oregon Road ~~0.04 miles south of the northerly intersection of Andenbug Road and CTH MM(Rimrock Road)~~, northerly to its intersection with CTH “MC” (John Nolen Drive).

ARTICLE ~~78~~. Subsection 69.03(2)(n)7. is amended to read as follows:

(n) County Trunk Highway “MM”

7. Village of Brooklyn

Twenty-five miles per hour from its intersection with Church Street (STH 92), northerly a distance of 0.50 of a mile. Thirty-five miles per hour from a point 0.50 of a mile north of its intersection with Church Street (STH 92) to a point 600 feet north. Except in those areas where the Village has accepted jurisdiction of the roadway.

ARTICLE ~~89~~. Subsection 69.03(2)(p)5. is ~~amended to read~~**rescinded** as follows:

(p) County Trunk Highway “N”

~~**5. City of Sun Prairie and Town of Sun Prairie**~~

~~Thirty-five miles per hour from its easterly intersection with STH 19, southerly for a distance of 0.40 of a mile. Forty-five miles per hour from a point 0.40 of a mile south of STH 19 to a point 0.75 of a mile south of STH 19.~~

ARTICLE ~~910~~. Subsection 69.03(2)(p)6. is rescinded as follows:

(p) County Trunk Highway “N”

~~**6. City of Sun Prairie**~~

~~Twenty-five miles per hour from its westerly intersection with STH 19, northerly to a point 200 feet north of its intersection with Tower Drive.~~

ARTICLE ~~110~~. Subsection 69.03(2)(p)7. is amended to read as follows:

(p) County Trunk Highway “N”

7. City of Sun Prairie and Town of Bristol

Thirty-five miles per hour from a point 250 feet north of its intersection with Tower Drive, northerly to a point 550 feet north of its intersection with Progress Way. Except in those areas where the Village has accepted jurisdiction of the roadway.

ARTICLE ~~124~~. Subsection 69.03(2)(r)3. is ~~add~~**created** to read as follows:

(r) County Trunk Highway “PB”

3. City and Town of Verona

Thirty-five miles per hour from a point 600 feet south of Rolling Oaks northerly to the northern ramp terminus of USH 18/151.

[EXPLANATION: This Amendment removes speed limit requirements for those sections of highways which are no longer under County jurisdiction and establishes speed limits for newly constructed county trunk highways. Article 2 recognizes that the Village of Cottage Grove has accepted jurisdiction of portions of CTH BB within the corporate limits. The County's ordinance only applies to the section of the roadway that is County Highway; Article 3 recognizes that CTH "DV" was jurisdictionally transferred to the Village of DeForest; Article 4 recognizes that a portion of CTH "ID" was jurisdictionally transferred to the Village of Mount Horeb; Article 5 recognizes that the Village of Mount Horeb will accept jurisdiction of portions of CTH JG within the corporate limits as of 1-1-2011. The County's ordinance only applies to the section of roadway that is County Highway; Article 6 modifies the speed limit through the newly constructed intersection of Rimrock Road and Old Oregon Road; Article 7 extends the speed limit through the newly constructed intersection of Rimrock Road and Old Oregon Road; Article 8 recognizes that the Village of Brooklyn has accepted jurisdiction of portions of CTH MM within the corporate limits. The County's ordinance only applies to the section of the roadway that is County Highway; Article 9 recognizes that a portion of CTH "N" was jurisdictionally transferred to the City of Sun Prairie; Article 10 recognizes that a portion of CTH "N" was jurisdictionally transferred to the City of Sun Prairie; Article 11 recognizes that the City has accepted jurisdiction of portions of CTH N within the corporate limits. The County's ordinance only applies to the section of the roadway that is County Highway; Article 12 creates a new speed limit on a semi-urban roadway within the corporate limits of City of Verona.]

Submitted by Supervisors Veldran, Erickson, Ripp, Salov, Schmidt and McDonell, October 21, 2010.
Fiscal and Policy Notes not required.

Referred to PUBLIC WORKS & TRANSPORTATION.

ORD. AMDT. 27, 10-11

AMENDING CHAPTER 20 OF THE DANE COUNTY CODE OF ORDINANCES,
REGARDING PRIOR AUTHORIZATION FOR CONFERENCES & TRAINING

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 29.08(1) is created to read:

20.08 REPORTING REQUIRED. All claims for reimbursement of expenses shall be made on such forms as the committee may from time to time designate. Except for claims under five (5) dollars and termination vouchers, claims for reimbursement shall be submitted on a monthly basis.

(1) Department heads shall maintain a report of training requests approved and denied and associated costs to be presented annually to, or at the request of, the department's oversight committee.

ARTICLE 3. Section 20.09 is amended to read as follows:

20.09 PRIOR AUTHORIZATION REQUIRED.

~~(1) No elected official or employee shall be reimbursed for expenses incurred in connection with attendance at any conference, convention, meeting or seminar where the total cost is expected to exceed \$100.00, except with prior written approval of the county executive.~~

~~(2) (1) No elected official or employee shall be reimbursed for expenses incurred in connection with attendance at any conference, convention, meeting or seminar where the total cost of such persons attending from one~~

~~department is expected to exceed \$500.00, except with prior written approval of the county executive his or her department head.~~

~~(3)~~ (2) No member of the Dane County Board of Supervisors or any volunteer of Dane County service shall be reimbursed for expenses incurred in connection with attendance at any conference, convention, meeting or seminar, except with prior written approval of the county board chairperson.

~~(4)~~ (3) No person shall be reimbursed for expenses incurred in connection with attendance at any conference, convention, meeting or seminar outside the continental United States, except with prior written approval of the county board and the county executive.

~~(5)~~ (4) PSE, LTE, provision employees and other employees having only temporary or part-time status shall not be reimbursed for expenses incurred in connection with attendance at any conference, convention, meeting or seminar, except with prior written approval of ~~the county executive his or her department head.~~

~~(6)~~ (5) In computing *total costs* for purposes of this section, all items of transportation, lodging, meals, fees and other reimbursable expenses shall be included.

[EXPLANATION: This amendment changes the requirement for prior approval to all conference and training requests, and places approval authority with the individual department heads. It also creates a departmental reporting requirement.]

Submitted by Supervisors Hampton, Sargent, Schmidt, Veldran, Richmond, Gau, Hesselbein, Solberg, de Felice, Salov and Clausius, October 21, 2010. Fiscal and Policy Notes not required.
Referred to PERSONNEL/FINANCE.

ORD. AMDT. 28, 10-11

AMENDING CHAPTER 34 OF THE DANE COUNTY CODE OF ORDINANCES,
PROHIBITING THE POSSESSION AND SALE OF SYNTHETIC CANNABINOIDS

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 34.09 is created to read as follows:

34.09 SALE AND POSSESSION OF SYNTHETIC CANNABINOIDS. (1) Purpose and authority. The purpose of this ordinance is to protect the public health and safety of the citizens of Dane County by prohibiting the sale and possession of synthetic cannabinoids. This section is enacted under the authority of s. 59.03(2)(a), Wis. Stats.

(2) Applicability. This ordinance shall apply in the unincorporated areas of Dane County.

(3) Possession and sale are prohibited. No person shall possess, transport, purchase, attempt to purchase, sell, publicly, display for sale or attempt to sell, give, trade or barter any one or more of the following chemicals, or chemical derivatives of marijuana, whether under the common street or trade names of "Spice", "Pep Pourri", "Black Mamba", "Kind Spice", "Life Spice", "Cloud 9", "K2", "Genie", "Flash II", "Yucatan Fire", "legal weed", "synthetic", "fake" or "new" marijuana, or by any other name, label or description:

(a) synthetic cannabinoids, including but not limited to those with the following chemical formulas: 1-Pentyl-3-(1-naphthoyl)indole) or known as JWH-018, [(6aR,10aR)-9-(hydroxymethyl)-6,6-dimethyl-3-(2-methyloctan-2-yl)-6a,7,10, 10a-tetrahydrobenzo[c] chromen-1-ol)] or known as HU-210, 1-Butyl-3-(1-naphthoyl) indole or known as JWH-073, 1-(3{trifluoromethylphenyl} piperazine or known as TFMPP, 2-[(1R,3S)-3-hydroxycyclohexyl]-5-(2-methyloctan-2-yl)phenol) or known as CP 47, 497, and (dexanabinol, (6aS,10aS)-9-(hydroxymethyl)-6,6-dimethyl-3-(2-methyloctan-2-yl)-6a,7,10,10a-tetrahydrobenzo[c]chromen-1-ol) or known as HU-211, or

(b) any other chemical compound with similar structural analogs that are designed to mimic the physical, psychological, intoxicating, narcotic or other effects of marijuana.

(4) Exceptions. The provisions of sub. (3) shall not apply if done by or under the direction or prescription of a licensed physician, dentist or other medical health professional authorized to direct or prescribe such, provided that such use is permitted under state and federal laws.

(5) Enforcement. Violations of this ordinance shall be enforced by the Department of Public Health for Madison and Dane County.

(6) Penalties. Any person who violates this section shall be subject to a forfeiture of \$100 for each violation.

(7) Severability. If any section, provision or portion of this ordinance is for any reason held to be invalid by reason of any decision of any court of competent jurisdiction, the remainder of the ordinance shall not for that reason be rendered ineffective or invalid.

[EXPLANATION: This newly created ordinance seeks to prohibit the sale and possession of synthetic cannabinoids]

Submitted by Supervisors Sargent, Hampton, Schmidt, Corrigan, Clausius, Eicher, Bayrd, Erickson, Veldran, Hulsey, Solberg, Stoebig, and McDonell, October 21, 2010.

Referred to HEALTH & HUMAN NEEDS, PUBLIC PROTECTION & JUDICIARY and BOARD OF HEALTH.

ORD. AMDT. 29, 10-11

AMENDING CHAPTER 62 OF THE DANE COUNTY CODE OF ORDINANCES,
REGARDING DEFERRED PROSECUTION UNIT 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 62.30 is amended to read as follows:

62.30 FEES; DISTRICT ATTORNEY'S DEFERRED PROSECUTION UNIT.

(1) Effective January 1, 2011, for each consecutive 30-day period during which a person participates in the Deferred Prosecution Program, the participant shall pay a fee as follows: \$60.00 per month.

~~(a) Participants having an annual gross income of \$50,000 or more shall pay a fee of \$30.00;~~

~~(b) Participants having an annual gross income of less than \$50,000 shall pay a fee of \$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 \$25.00.~~

(2) The fees established in this section may be waived or reduced by the Director of the Deferred Prosecution Unit Program, upon the Director's determination of financial need.

[EXPLANATION: This amendment amends the fees for the Deferred Prosecution Unit of the District Attorney's Office to a flat fee of \$60.00, unless waived or reduced by the Director.]

Submitted by Supervisors Rusk, Bayrd, Corrigan and Hulsey, October 21, 2010. Fiscal and Policy Notes not required.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 169, 10-11

AUTHORIZING AN AGREEMENT TO ACCEPT THE HIGHWAY SAFETY GRANT FUNDS FOR A COMMUNITY TRAFFIC SAFETY PROJECT "ALCOHOL ENFORCEMENT PROJECT 2010-2011"

The Department of Transportation, Bureau of Transportation Safety, State of Wisconsin, is making funds available for participation in the 2010/11 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 \$60,000 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 \$60,000 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 \$60,000 be transferred from the General Fund to the following accounts:

Overtime-Saturation/Blnkt Patrol (SHRFFLD-10053)	\$41,530
Social Security (SHRFFLD-10108)	\$3,200
Retirement Fund (SHRFFLD-10099)	\$9,500
Workers Compensation (SHRFFLD-10189)	\$1,300
<u>Total</u>	\$55,530
Vehicle & Equipment (SHRFFLD 48935)	\$4,470
Grand Total	\$60,000

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, Corrigan, Schlicht, Imhoff and Hulse, October 21, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 170, 10-11

AUTHORIZING AN AGREEMENT TO ACCEPT ADDITIONAL HIGHWAY SAFETY GRANT FUNDS "SPEED ENFORCEMENT 2010-2011"

The Department of Transportation, Bureau of Transportation Safety, State of Wisconsin, is making funds available for participation in a 2010/11 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 \$45,000 from the Department of Transportation, Bureau of Transportation Safety, for the "Speed Enforcement 2010-11 Grant" and to purchase educational equipment to educate persons on the dangers of drinking and driving.

BE IT FURTHER RESOLVED that \$45,000 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 \$45,000 be transferred from the General Fund to the following Sheriff's Office accounts:

<u>Overtime-Speedwaves –</u>	\$30,900
(SHRFFLD-10066)	
Social Security (SHRFFLD-10108)	\$2,400
Retirement Fund (SHRFFLD-10099)	\$7,000
Workers Compensation (SHRFFLD-10189)	\$992
<u>Total</u>	\$41,292
Vehicle & Equipment (SHRFFLD 48935)	\$3,708
Grand Total	\$45,000

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, Corrigan, Schlicht, Imhoff and Hulse, October 21, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 171, 10-11

AUTHORIZING ACCEPTANCE OF THE FY 2010 JAG (JUSTICE ASSISTANCE GRANT) 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 FY 2010 Federal Justice Assistance Grant, Grant (Fed.16.738 DJ - 8421) is a continuation of the grant identified in Resolution 210, 1991-1992. The total drug grant revenue to be realized as 2011 revenue is in the amount of \$ 141,616.

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 \$141,616 to be credited to the General Fund.

BE IT FURTHER RESOLVED that the \$141,616.00 be set up as additional 2011 Sheriff's Office, Field Services, Drug Enforcement Grant revenue (SHRFFLD 80527) and be credited to the General Fund.

BE IT FURTHER RESOLVED that \$141,616 be transferred from the General Fund to the following Sheriff's Office, Field Services, Drug Enforcement POS Account (SHRFFLD 30925).

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 any of these grant funds that are unexpended as of December 31, 2010, be carried forward to 2012.

Submitted by Supervisors Rusk, Bayrd, Corrigan, Schlicht, Imhoff and Hulse, October 21, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 172, 10-11

AUTHORIZING 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 \$24,574.59 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 eighth such grant awarded to the Sheriff's Office and will allow for the continued replacement of worn body armor as well as to 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 \$24,574.59 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 \$24,574.59 be transferred from the General Fund to the Sheriff's Office, Administration, Bulletproof Vest Partnership expenditure account (SHRFADM 47142).

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 any funds that are part of this grant but not expended and received as of December 31, 2011 be carried forward to future budgets until such funds are expended and revenues received.

Submitted by Supervisors Rusk, Bayrd, Corrigan, Schlicht, Imhoff and Hulse, October 21, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 173, 10-11

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

Dane County and Global Aviation Services, LLC have negotiated a lease under which Global Aviation Services will lease 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 Airport. Rent is \$1,028.43 per month and the initial one year lease term can be extended for up to three more years at the option of the County.

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 Global Aviation Services, LLC for space at the Dane County Regional Airport, as set forth above.

Submitted by Supervisors Gau, Clausius, Matano and de Felice, October 21, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 174, 10-11

AUTHORIZING EXECUTION OF AIRPORT JOINT USE AGREEMENT WITH
THE UNITED STATES AND THE STATE OF WISCONSIN

In common with other users of the Dane County Regional Airport, the United States National Guard Bureau and the State of Wisconsin Department of Military Affairs use runways, taxiways and related Airport facilities for operations involving the Air National Guard, the Army National Guard and transient government aircraft. In consideration for the use of facilities at the Dane County Regional Airport by state and federal aircraft, the National Guard Bureau and the Department of Military Affairs have agreed to enter into an Airport Joint Use Agreement under which the United States and the State of Wisconsin will maintain Airport facilities used exclusively by state and federal aircraft and will provide full time fire protection and crash rescue services for both civil and government aircraft emergencies. The Airport Joint Use Agreement is for a ten year term and does not require Dane County funding.

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 Airport Joint Use Agreement, as set forth above..

Submitted by Supervisors Gau, Clausius, de Felice and Matano, October 21, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 175, 10-11

AWARD OF CONTRACT FOR SOLAR DOMESTIC
HOT WATER SYSTEM INSTALLATION IN PUBLIC SAFETY BUILDING

The Department of Public Works, Highway & Transportation reports the receipt of bids to install a solar domestic hot water system to provide supplementary domestic hot water in the Public Safety Building, 115 W. Doty Street, Madison, WI, Bid #310026.

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

H & H Solar Energy Services, Inc.
818 Post Road
Madison, WI 53713

Total: \$76,500.00

The Public Works staff finds the amount to be reasonable and recommends the bid be awarded to H & H Solar Energy Services.

Funds are available for this project as part of the Energy Efficiency & Conservation Block Grant.

NOW, THEREFORE, BE IT RESOLVED that a Contract be awarded to H & H Solar Energy Services in the amount of \$76,500.00; 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 Veldran, Erickson, Ripp, Salov, Schmidt and McDonell, October 21, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 176, 10-11

AUTHORIZING THE EMERGENCY EXTENSION OF LTE HOURS FOR CLERK TYPIST I-II IN OFFICE
OF THE DIRECTOR OF HUMAN SERVICES

The vacant Clerk III position in the Office of the Director of the Department of Human Services has been filled by a limited term employee (LTE), Tamera Stanley (ID 10527) for most of 2010. She has reached the maximum number of hours that an LTE can work with a Union extension and MOU to 1200 hours. The Department began recruitment for a permanent replacement for the position that is now classified as a Clerk Typist I-II. However that vacant position is now frozen until at least the end of 2010. Because this vacant position is critical to the operation of the Office of the Director, providing clerical support to critical Northport Office (NPO) fourth floor staff, receptionist coverage for the Office of the Director and entire NPO fourth floor staff, as well as backup support for the administrative assistant during vacations and other times when she is out of the office; we are requesting permission to extend her LTE hours by 200 to provide the critical backup support and coverage to the Office of the Director until the end of the year. LTE funds are available to cover this extension of hours.

NOW, THEREFORE, BE IT RESOLVED that Dane County Board of Supervisors authorize the extension of the LTE hours of Tamera Stanley to 1400 hours to fulfill critical duties in the Office of the Director as a Clerk Typist I-II.

Submitted by Supervisors Stubbs, Duranczyk, Vedder, Willett, Ferrell, Levin and Sargent, October 21, 2010.

Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

RES. 177, 10-11

2010 DANE COUNTY CONSERVATION FUND GRANT AWARD FOR BLACK EARTH CREEK NATURAL RESOURCE AREA - NATURAL HERITAGE LAND TRUST

The Natural Heritage Land Trust has applied to the Dane County Conservation Fund Grant Program for financial assistance to purchase an approximately 80-acre conservation easement. The property is within the Black Earth Creek Natural Resource Area as identified in the *Dane County Parks & Open Space Plan*. The conservation easement will protect scenic views from the overlook at Festge County Park and from Black Earth Creek, which are both very popular outdoor recreation destinations. A remnant dry prairie and groundwater recharge functions will also be protected through the easement.

The purchase price for the conservation easement has been established at \$240,750. The conservation easement appraised at \$321,000, and the seller, the Festge family, has agreed to sell for \$80,250 less than the appraised value. The Conservation Fund Grant Advisory Committee recommends \$90,500 in County funds, which represents 38% of the purchase price.

The Conservation Fund Grant Award, if approved, will not be released until the transactions are ready to close. Should the Natural Heritage Land Trust purchase less than the total acreage, County responsibility would remain at no more than 38% of the purchase price and the changes would be subject to approval by the Park Commission.

NOW, THEREFORE, BE IT RESOLVED, that a grant to the Natural Heritage Land Trust per the terms and conditions listed above is approved by the Dane County Board and the Dane County Executive. The County will pay up to the grant amount with reimbursement based on actual project expenses.

BE IT FURTHER RESOLVED, that the grant award totals \$90,500 and that the funds are currently available in the Dane County Conservation Fund.

BE IT FURTHER RESOLVED that the expenditure may occur in advance of borrowing.

BE IT FURTHER RESOLVED, that the Dane County Clerk and Dane County Executive are authorized to execute documents necessary to effectuate the grant award, which may include grant agreements, management agreements, deed restrictions or the transfer of land or land rights which will vest in Dane County.

BE IT FINALLY RESOLVED, that the Conservation Fund Manager or Acquisition and Planning Specialist is authorized to approve closing and reimbursement documentation for grant projects and the Controller is authorized to issue checks necessary to effectuate the transactions authorized through the grant award.

Submitted by Supervisors Richmond, Ripp, Downing, Hampton and Schmidt, October 21, 2010.

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

LAKE LEVEL WINTER MINIMUM POLICY FOR LAKE MENDOTA

The regulation of lake levels for the Yahara Lakes is complex, involving state, county, and local governments. In recent years, concern has grown over the repeated high water levels and flooding throughout the watershed. More intense rainfall events occurring in the last decade have added challenges to lake level management, and extreme rainfall events are predicted to increase in the future.

The Wisconsin Department of Natural Resources (WDNR) is responsible for issuing regulatory orders regarding lake levels, while Dane County is responsible for carrying out the operational strategies to comply with lake level orders set for Lake Mendota, Monona, Waubesa, and Kegonsa. The Dane County Land and Water Resources department manages lake levels for the county. The WDNR orders specify minimum and maximum water levels, minimum flows, and require that each lake be managed as part of the river system. Winter and summer minimum as well as maximum levels are specified. The winter minimum is in effect between November 1st and the first spring runoff occurring after March 1st.

Lake Mendota is the largest of the lakes and its watershed covers approximately 232 square miles. Lake Mendota is regulated to maximize in-lake storage capacity to protect downstream lakes from flooding due to its comparatively large size. Winter minimum for Lake Mendota is 848.2 feet, mean sea level datum.

In the past, Dane County has regarded the winter minimum levels contained in the lake level orders as an absolute minimum. Therefore Lake Mendota was never lowered to the minimum as specified in the DNR order. In general, the Land and Water Resources Department has maintained all three lakes 0.2 feet above winter minimum levels because of concern that low lake levels in the winter could adversely affect hibernating reptiles and amphibians and damage fish habitat.

Also, given recent high-water experience, the department's practice of gradually bringing the lakes up from the winter levels to the summer minimum levels as early as the second week of January may not be the best approach to minimizing spring flooding. The lake level orders require that the lakes be at summer minimum levels after the first runoff event after March 1st, not during January or February. While maintaining Lake Mendota at higher levels may benefit fish and other wildlife, maximum flood storage would be obtained through maximum adherence to the winter minimum specified in the DNR order.

Following a policy to maintain Lake Mendota at the winter minimum from November 1st until after March 1st may help to prevent flooding in the summer, which would protect not only lakeshore property owners, but also the shorelines of all the lakes in the chain. Additionally, having greater capacity in the largest lake may result in fewer instances of having to declare slow no wake in the summer months, thereby insuring that recreation is not negatively impacted.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors adopts a policy of maintaining Lake Mendota at the winter minimum lake level of 848.2 feet until the first run-off after March 1st.

BE IT FURTHER RESOLVED that the Department of Land and Water Resources should have as a goal the implementation of this policy during the 2010-2011 season, and should report to the Environment, Agriculture, and Natural Resources Committee at each committee meeting regarding the status of the lake levels.

BE IT FINALLY RESOLVED that the Environment, Agriculture and Natural Resources Committee can suspend this policy in particularly dry periods to avoid adverse effects on fish, reptiles, and amphibians.

Submitted by Supervisors Sargent, Eicher, Bayrd, Hendrick and Vedder, October 21, 2010.

Referred to EXECUTIVE, ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and LAKES & WATERSHED.

RES. 179, 10-11

NOTICE OF LEVY CERTIFICATION FROM CAPITAL AREA REGIONAL PLANNING COMMISSION

State statutes authorize regional planning commissions to receive a portion of the county property tax levy for the costs of operation. The statutory procedure requires the chairperson of the regional planning commission to certify to the county clerk, before August 1 of each year, the amount of the budget charged to the county for the services of the regional planning commission.

If the county agrees with the levy amount, it appropriates the funds for its share in the county budget process, and collects the appropriate amount in the property tax bills. If the county determines that the amount is unreasonable, it must follow a statutory procedure to either seek arbitration or judicial review to determine a reasonable tax levy.

The statutory procedure requires the county board to make a finding by resolution within 20 days of the certification to its clerk that the charges of the regional planning commission are unreasonable. This is a very short time frame in which to take all of the steps that might be necessary to examine the reasonableness of the request and if needed make a finding by resolution – analyzing the budget request, introducing a resolution to the county board, having perhaps multiple committee hearings, and then final action by the County Board.

In order to give the County Board as much time as possible to formulate an opinion, it would be helpful to have the Capital Area Regional Planning Commission provide advance notice of the impending approval of the certification letter.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors requests the Chairperson of the Capital Area Regional Planning Commission to notify the members of the County Board's Personnel and Finance Committee of the expected approval of the certification letter no less than fourteen days prior to the meeting at which approval is expected; and

BE IT FINALLY RESOLVED that the Dane County Clerk is requested to provide, within 24 hours of receipt, a copy of the certification letter to the County Board Chairperson and to the members of the Personnel and Finance Committee.

Submitted by Supervisors de Felice, Stoebig, Ripp, Martz, Salov, Hampton, Downing, Solberg, Levin, McDonell, Hendrick, Eicher, Bayrd, Erickson, Veldran, Duranczyk, Clausius, O'Loughlin, Ferrell, Bruskewitz, Vedder and Hesselbein, October 21, 2010. Fiscal and Policy Notes not required.

Referred to EXECUTIVE and PERSONNEL/FINANCE.

RES. 180, 10-11

DANE COUNTY URGES STATE TO BAN POSSESSION AND SALE OF SYNTHETIC CANNABINOID

Synthetic cannabinoid, also known as K2, is an unregulated chemical compound sold as incense or herbal smoking blends, and it mimics the effects of marijuana. The chemical compounds in the synthetic cannabinoid

present a public health hazard in that its use has been linked to increased heart rate and blood pressure, vomiting, tremors, seizures and extreme anxiety.

There is growing concern regarding synthetic cannabinoid because it is becoming popular with youth who can easily obtain the drug legally. It is also popular with those who are required to take drug tests because the chemical compounds are not easily detected by the tests. Dr. Mark Kostic, associate director of the Wisconsin Poison Center states, "Experts say K2 users risk exposing themselves to an unexpectedly high dose of the chemical or another additive they weren't expecting due to the lack of regulation."

A number of local governments in Wisconsin have already banned the substance. Municipalities that have banned the sale and possession of synthetic cannabinoid include the cities of Milwaukee, Eau Claire, and LaCrosse. Communities considering action include Kenosha, Waukesha, the Wisconsin Dells, and Greenfield, as well as St. Croix and Brown counties.

Local regulatory initiatives could create islands of regulation across the state. A statewide approach to regulate the sale and possession of this substance that presents a public health risk is the logical next step.

Several states across the country have banned the sale and possession of synthetic cannabinoid, including Kansas, Kentucky, Alabama, Missouri, and Tennessee. Additionally, bans are under consideration by the legislatures in Illinois, Louisiana, Michigan, New Jersey, and New York.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors urges the Wisconsin State Legislature to adopt a law to ban the possession and sale of synthetic cannabinoid to protect the public health and safety.

BE IT FINALLY RESOLVED that a copy of this resolution be sent to Governor Doyle, the governor-elect, and members of the Dane County Legislative delegation.

Submitted by Supervisors Sargent, Hampton, Schmidt, de Felice, Erickson, Corrigan, Clausius, Bayrd, Solberg, Stoebig, Eicher, Hulsey and McDonell, October 21, 2010. Fiscal and Policy Notes not required.
Referred to EXECUTIVE.

RES. 181, 10-11

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

Jeffrey C. Levy, 829 Lakewood Blvd., Madison 53704 (241-5584-H, 222-9177-W), to be reappointed. This term will expire 9/1/13.

Commission on Sensitive Crimes

Dr. Danielle Oakley, 333 East Campus Mall, Madison 53706 (262-8350-W), to fill the seat of the UW Madison Chancellor's designee, due to the resignation of Yolanda Garza. Dr. Oakley is the Director of Counseling and consultative at University Health Services at the University of Wisconsin-Madison. This term will expire 6/30/12.

Elections Commission

Robert Booth Fowler, 108 Pine Ridge Trail, Madison 53711 (833-2489H), to be reappointed. This term will expire 6/30/13.

Madison Metropolitan Sewerage District

Tom Hovel, 6112 Creamery Court, McFarland 53558 (838-3985-H), to be reappointed. This term will expire 6/30/15.

South Central Library System Board

Beth Moss, 2 Highgate Circle, Madison 53717 (833-3166-H), to fill the seat of a representative of the Madison Public Library Board, replacing Maya Cole. This term will expire 12/31/10.

Specialized Transportation Commission

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.

Submitted by Supervisor McDonell, October 21, 2010. Fiscal and Policy Notes not required.
Referred to EXECUTIVE.

RES. 182, 10-11

RESOLUTION AWARDING THE SALE OF
\$14,520,000 TAXABLE GENERAL OBLIGATION PROMISSORY NOTES, SERIES 2010F (BUILD AMERICA
BONDS - DIRECT PAYMENT)

WHEREAS, on October 21, 2010, 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" (the "Authorizing Resolution") authorizing the issuance of general obligation promissory notes for public purposes, including 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 (the "Project");

WHEREAS, the County Board of Supervisors hereby deems it to be necessary, desirable and in the best interest of the County that general obligation promissory notes authorized by the Authoring Resolution be issued in the aggregate principal amount of \$14,520,000 (the "Notes") for the purpose of paying a portion of 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, the County has directed its financial advisor, Ehlers & Associates, Inc., Brookfield, Wisconsin ("Ehlers") to take the steps necessary to sell the Notes;

WHEREAS, Ehlers in consultation with the officials of the County, prepared a 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 November 4, 2010;

WHEREAS, the County Clerk (in consultation with Ehlers) caused a form of notice of the sale to be published and/or announced and caused the Notice of Sale to be distributed to potential bidders offering the Notes for public sale on November 4, 2010;

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");

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 Notice of Sale and is deemed to be the most advantageous to the County. Ehlers 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;

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 Notes 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 Notes, payable to the County by the Secretary of the United States Department of the Treasury ("Treasury"); and

WHEREAS, because the County Board of Supervisors will designate the Notes to be qualified Build America Bonds, the interest on the Notes will be includible in gross income for federal income tax purposes under Subsection 54AA(f)(1) of the Code.

NOW, THEREFORE, BE IT RESOLVED by the County Board of Supervisors of the County that:

Section 1A. Ratification of the 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 Notice of Sale and any other offering materials prepared and circulated by Ehlers are hereby ratified and approved in all respects. All actions taken by officers of the County and Ehlers in connection with the preparation and distribution of the Notice of Sale, and any other offering materials are hereby ratified and approved in all respects.

Section 1B. 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 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 until the closing of the note issue, 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 "Taxable General Obligation Promissory Notes, Series 2010F (Build America Bonds - Direct Payment)"; shall be issued in the aggregate principal amount of \$14,520,000; shall be dated November 23, 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 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, 2011. 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-2 and incorporated herein by this reference (the "Schedule").

Section 3. Redemption Provisions. (a) Optional Redemption: The Notes maturing on June 1, 2018 and thereafter shall be subject to redemption prior to maturity, at the option of the County, on June 1, 2017 or on any date thereafter. Said Notes 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.

(b) Extraordinary Redemption: The Notes shall be subject to redemption prior to maturity, in whole or in part, at the option of the County, on any day, at a redemption price equal to 100% of the principal amount redeemed plus accrued interest to the date of redemption, in the event that an Extraordinary Event occurs.

An "Extraordinary Event" will have occurred if either (a) Section 54AA or 6431 of the Code is repealed, amended or modified in a manner which results in a reduction or elimination of the County's 35% cash subsidy payment from the United States Treasury or (b) the United States Treasury fails to make a cash subsidy payment to which the County is entitled and such failure is not caused by any action or inaction by the County.

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 2010 through 2019 for the payments due in the years 2011 through 2020 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 \$14,520,000 Taxable General Obligation Promissory Notes, Series 2010F (Build America Bonds - Direct Payment), dated November 23, 2010" (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) all Direct Payments (defined below) received by the County; 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 Code and any applicable 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. 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.

Section 8. Qualified Build America Bond Designation; Irrevocable Election; Compliance with Federal Tax Laws. (a) The Notes 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 Notes. The County represents that all Note Proceeds, less costs of issuance financed with such Note Proceeds (which costs shall be in an amount not to exceed 2% of such Note Proceeds) plus all income from temporary Permitted Investments with respect to such Note Proceeds ("Available Project Proceeds") shall be used only for capital expenditures. The County acknowledges that among the requirements for the Notes to qualify and continue to qualify as qualified Build America Bonds is that the Notes, 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 Notes. The County hereby covenants to comply with such requirements.

(b) The County thus further 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 qualified Build America Bond status of 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 the Notes 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 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.

(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 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.

(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 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. 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 Notes 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 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 11. 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 12. 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 13. 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 14. 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 15. Payment of Issuance Expenses. The County authorizes the Purchaser to forward the amount of the proceeds of the Notes allocable to the payment of issuance expenses to KleinBank, Chaska, Minnesota at Closing for further distribution as directed by Ehlers.

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

Notice of Sale

To be provided by Ehlers & Associates, Inc. and incorporated into the Resolution.

(See Attached)

EXHIBIT B

Bid Tabulation

To be provided by Ehlers & Associates, Inc. and incorporated into the Resolution.

(See Attached)

EXHIBIT C

Winning Bid

To be provided by Ehlers & Associates, Inc. and incorporated into the Resolution.

(See Attached)

EXHIBIT D-1

Pricing Summary

To be provided by Ehlers & Associates, Inc. and incorporated into the Resolution.

(See Attached)

EXHIBIT D-2

Debt Service Schedule and Irrepealable Tax Levies

To be provided by Ehlers & Associates, Inc. and incorporated into the Resolution.

(See Attached)

EXHIBIT E

(Form of Note)

REGISTERED	UNITED STATES OF AMERICA	DOLLARS
	STATE OF WISCONSIN	
NO. R-____	DANE COUNTY	\$_____
	TAXABLE GENERAL OBLIGATION PROMISSORY NOTE, SERIES 2010F	
	(BUILD AMERICA BOND - DIRECT PAYMENT)	

MATURITY DATE:	ORIGINAL DATE OF ISSUE:	INTEREST RATE:	CUSIP:
June 1, _____	November 23, 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 June 1, 2011 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 \$14,520,000, 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 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, all as authorized by resolutions of the County Board of Supervisors duly adopted by said governing body at meetings held on October 21, 2010 and November 4, 2010. Said resolutions are recorded in the official minutes of the County Board of Supervisors for said dates.

The Notes maturing on June 1, 2018 and thereafter are subject to redemption prior to maturity, at the option of the County, on June 1, 2017 or on any date thereafter. Said Notes 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 Notes shall also be subject to redemption prior to maturity, in whole or in part, at the option of the County, on any day, at a redemption price equal to 100% of the principal amount redeemed plus accrued interest to the date of redemption, in the event that an Extraordinary Event occurs.

An "Extraordinary Event" will have occurred if either (a) Section 54AA or 6431 of the Internal Revenue Code of 1986, as amended, is repealed, amended or modified in a manner which results in a reduction or elimination of the County's 35% cash subsidy payment from the United States Treasury or (b) the United States Treasury fails to make a cash subsidy payment to which the County is entitled and such failure is not caused by any action or inaction by the County.

In the event the Notes are redeemed prior to maturity, as long as the Notes are in book-entry-only form, official notice of the redemption will be given by providing 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 Notes of a maturity are to be called for redemption, the Notes 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 Notes 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 Notes 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 Notes 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 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; 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 Build America Bond - Direct Payment within the meaning of Subsection 54AA(g) 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 (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 Notes, or (iii) with respect to any particular Note, after such Note has been called for redemption. 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 the original date of issue specified above.

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 Supervisors Hesselbein October 21, 2010. Fiscal and Policy Notes not required.
Referred to PERSONNEL/FINANCE.

RES. 183, 10-11

RESOLUTION AWARDING THE SALE OF
\$7,690,000 TAXABLE GENERAL OBLIGATION CORPORATE PURPOSE BONDS, SERIES 2010G (BUILD
AMERICA BONDS - DIRECT PAYMENT)

WHEREAS, on October 21, 2010, 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" (the "Authorizing Resolution") authorizing the issuance of general obligation corporate purpose bonds for public purposes, including 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 (the "Project");

WHEREAS, the County Board of Supervisors deems it to be necessary, desirable and in the best interest of the County that general obligation corporate purpose bonds authorized by the Authorizing Resolution be issued in the aggregate principal amount of \$7,690,000 (the "Bonds") for the purpose of paying a portion of 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 County has directed its financial advisor, Ehlers & Associates, Inc., Brookfield, Wisconsin ("Ehlers") to take the steps necessary to sell the Bonds;

WHEREAS, Ehlers, in consultation with the officials of the County, prepared a 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 November 4, 2010;

WHEREAS, the County Clerk (in consultation with Ehlers) caused a form of notice of the sale to be published and/or announced and caused the Notice of Sale to be distributed to potential bidders offering the Bonds for public sale on November 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");

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 Notice of Sale and is deemed to be the most advantageous to the County. Ehlers 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;

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"); and

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.

NOW, THEREFORE, BE IT RESOLVED by the County Board of Supervisors of the County that:

Section 1A. Ratification of the 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 Notice of Sale and any other offering materials prepared and circulated by Ehlers are hereby ratified and approved in all respects. All actions taken by officers of the County and Ehlers 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 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 until the closing of the bond issue, 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 2010G (Build America Bonds - Direct Payment)"; shall be issued in the aggregate principal amount of \$7,690,000; shall be dated November 23, 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 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, 2011. 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. (a) Optional Redemption: 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.

(b) Extraordinary Redemption: The Bonds shall be subject to redemption prior to maturity, in whole or in part, at the option of the County, on any day, at a redemption price equal to 100% of the principal amount redeemed plus accrued interest to the date of redemption, in the event that an Extraordinary Event occurs.

An "Extraordinary Event" will have occurred if either (a) Section 54AA or 6431 of the Code is repealed, amended or modified in a manner which results in a reduction or elimination of the County's 35% cash subsidy payment from the United States Treasury or (b) the United States Treasury fails to make a cash subsidy payment to which the County is entitled and such failure is not caused by any action or inaction by the County.

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 2029 for the payments due in the years 2011 through 2030 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 \$7,690,000 Taxable General Obligation Corporate Purpose Bonds, Series 2010G (Build America Bonds - Direct Payment), dated November 23, 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) all Direct Payments (defined below) received by the County; 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 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. 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.

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 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. Payment of Issuance Expenses. The County authorizes the Purchaser to forward the amount of the proceeds of the Bonds allocable to the payment of issuance expenses to KleinBank, Chaska, Minnesota at Closing for further distribution as directed by Ehlers.

Section 16. 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 17. 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 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

Notice of Sale

To be provided by Ehlers & Associates, Inc. and incorporated into the Resolution.

(See Attached)

EXHIBIT B

Bid Tabulation

To be provided by Ehlers & Associates, Inc. and incorporated into the Resolution.

(See Attached)

EXHIBIT C

Winning Bid

To be provided by Ehlers & Associates, Inc. and incorporated into the Resolution.

(See Attached)

EXHIBIT D-1

Pricing Summary

To be provided by Ehlers & Associates, Inc. and incorporated into the Resolution.

(See Attached)

EXHIBIT D-2

Debt Service Schedule and Irrepealable Tax Levies

To be provided by Ehlers & Associates, Inc. and incorporated into the Resolution.

(See Attached)

EXHIBIT E

(Form of Bond)

REGISTERED
NO. R-___

UNITED STATES OF AMERICA
STATE OF WISCONSIN
DANE COUNTY

DOLLARS
\$_____

TAXABLE GENERAL OBLIGATION CORPORATE PURPOSE BOND, SERIES 2010G (BUILD AMERICA BOND
- DIRECT PAYMENT)

MATURITY DATE: ORIGINAL DATE OF ISSUE: INTEREST RATE: CUSIP:
June 1, _____ November 23, 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 June 1, 2011 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 \$7,690,000, 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 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, all as authorized by resolutions of the County Board of Supervisors duly adopted by said governing body at meetings held on October 21, 2010 and November 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, 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 shall also be subject to redemption prior to maturity, in whole or in part, at the option of the County, on any day, at a redemption price equal to 100% of the principal amount redeemed plus accrued interest to the date of redemption, in the event that an Extraordinary Event occurs.

An "Extraordinary Event" will have occurred if either (a) Section 54AA or 6431 of the Internal Revenue Code of 1986, as amended, is repealed, amended or modified in a manner which results in a reduction or elimination of the County's 35% cash subsidy payment from the United States Treasury or (b) the United States Treasury fails to make a cash subsidy payment to which the County is entitled and such failure is not caused by any action or inaction by the County.

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 the original date of issue specified above.

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 Hesselbein October 21, 2010. Fiscal and Policy Notes not required.
Referred to PERSONNEL/FINANCE.

COMMUNICATIONS

Claim from Schwarz Insurance re. Daniel Warner damage to vehicle caused by accident with county vehicle.
Referred to PUBLIC PROTECTION/JUDICIARY.

Lashana L. Buckner v Human Services summons & petition for review of an administrative agency decision. Referred to PUBLIC PROTECTION/JUDICIARY.
Claim from Kimesha McCullough against County for injury from fall outside courthouse. Referred to PUBLIC PROTECTION/JUDICIARY.
Summons & Complaint property damage of \$5,000 Allstate Ins. Co (Robert P. Gunn).vs Dane County for damage to vehicle caused by Public Works vehicle. Referred to PUBLIC PROTECTION/JUDICIARY.
Claim from AMI Telecom against County for damage to vehicle caused by DCRA vehicle. Referred to PUBLIC PROTECTION/JUDICIARY.

ORD. AMDT. 30, 10-11

AMENDING CHAPTER 15 OF THE DANE COUNTY CODE OF ORDINANCES,
CREATING THE LAND INFORMATION COUNCIL

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 15.35 is created to read as follows:

15.35 LAND INFORMATION COUNCIL. (1) The land information council shall consist of eight (8) members, including the register of deeds, the treasurer, the real property lister or their designee, the county surveyor, and four (4) members appointed by the county executive, as follows: a county board supervisor, a realtor employed within the county, a public safety or emergency communications representative employed within the county, and one additional member who resides in Dane County.

(2) The register of deeds, treasurer, property lister and county surveyor shall serve on the council concurrent with their term of office or term of employment. The county supervisor member shall serve two year concurrent terms ending on the third Tuesday in April of even-numbered years or as soon thereafter as a successor is appointed and qualified. The citizen members shall serve staggered three-year terms which shall expire on June 30 or as soon thereafter as their successors are appointed and qualified. To stagger the terms of the citizen members, the county executive shall designate one of the original citizen terms as a one-year term, one as a two-year term and one as a three-year term. All succeeding citizen member appointments shall be for three year terms.

(3) The land information council shall review the priorities, needs, policies, and expenditures of the land information office, and advise the county board and county executive on matters affecting the land information office.

[EXPLANATION: This amendment creates a land information council in conformance with WIS. STAT § 59.72(3m).]

Submitted by Supervisors Miles and Matano, November 4, 2010.
Referred to EXECUTIVE and ZONING & LAND REGULATION.

ORD. AMDT. 31, 10-11

AMENDING CHAPTER 46 OF THE DANE COUNTY CODE OF ORDINANCES,
REGARDING REGULATION OF PUBLIC FACILITIES AND MANUFACTURED HOME COMMUNITIES

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 46.03(5) is amended to read as follows:

(5) *Food* shall have the meaning given in chapter [HFS-DHS](#) 196 of the Wis. Admin. Code.

ARTICLE 3. Section 46.03(15) is amended to read as follows:

(15) *Public swimming pool* has the meaning set forth in [Wis. Admin. Code](#) see. [HSS-171.03\(13\)COMM 90.93\(23\)](#).

ARTICLE 4. Section 46.03(16) is amended to read as follows:

(16) *Restaurant* shall have the meaning given in chapter [HSS-DHS](#) 196 of the Wis. Admin. Code.

ARTICLE 5. Section 46.04(4) is amended to read as follows:

(4) Chapters COMM 81-87, COMM 91, [HFS-171](#), COMM 90, [HFS-DHS](#) 175, ADM 650, [HFSDHS](#) 178, [HFSDHS](#) 195, [HFSDHS](#) 196, [HFSDHS](#) 197, [HFSDHS](#) 198, ATCP 75, NR 812, NR [8113](#), and NR 845 of the Wisconsin Administrative Code are hereby adopted by reference and made a part of this chapter as if fully set forth herein.

ARTICLE 6. Section 46.21 is amended to read as follows:

46.21 FACILITIES REGULATED. (1) Restaurants, public swimming pools [and water attractions, beaches,](#) campgrounds, hotels, motels, recreational and educational camps, tourist rooming houses, bed and breakfasts; retail food establishments, [manufactured home communities](#); ~~counter top freezers; bakeries and confectioneries;~~ wells; servicing of septic tanks, seepage pits, grease traps or privies; and vending machines shall be constructed, operated, performed and maintained in accordance with chapters [HSSDHS](#) 195, [HSSDHS](#) 196, [HSSDHS](#) 197, [HSSDHS](#) 198, ~~[HSS-171](#), [COMDHS](#) 172, [HSSDHS](#) 175, [HSSDHS](#) 178, [AG-32](#), [AG-35](#), [AG-39](#), [ATCP 75](#), [COMM 90](#), [COMM 26](#)~~, NR 812, NR [8113](#) and NR 845 of the Wis. Admin. Code, as appropriate. Each facility identified herein shall be considered a regulated facility under this chapter.

(2) ~~The department shall enforce the above. In doing so, the board is authorized to adopt reasonable regulations from time to time pursuant to s. 140.09(9), Wis. Stats., which shall have the force of ordinance. Regulations so adopted shall be referred to the county board for consideration of incorporation in this ordinance as soon as practicable. Facilities regulated shall be inspected at least once every license year or as required by the applicable provisions of the Wisconsin Administrative Code, by PHMDC for compliance with the applicable Wisconsin Administrative Code and/or County Ordinance. Violations shall be noted and compliance dates set. A reinspection shall be made for all critical violations. Repeat violations shall be grounds for fines, legal action or suspension of permit. The board is authorized to adopt reasonable regulations from time to time pursuant to s. 251.135, Wis. Stats., which shall have the force of ordinance. Regulations so adopted shall be referred to the county board for incorporation into this ordinance as soon as practicable.~~

~~(3) Notwithstanding the exclusion of retail food establishments having less than \$10,000 from state licensing provisions, the same shall be considered to be regulated facilities under this chapter and shall be subject to the requirements hereof.~~

~~(4)(3) Notwithstanding the exclusion of public beaches from the definition of public bathing places in HSS-171 of the Wisconsin Administrative Code, the same shall be considered to be regulated facilities under this chapter and shall be subject to the requirements hereof.~~

ARTICLE 7. Section 46.33(1) & (2) are amended to read as follows:

(1) *Introduction.* Dane County does hereby adopt the following regulations governing the inspection, maintenance and operation of vending machines, restaurants, [public bathing places, swimming pools and water attractions, beaches, mobile home parks, manufactured home communities,](#) campgrounds, hotels, motels, recreational and educational camps, tourist rooming houses, bed and breakfasts, retail food establishments, ~~counter top freezers,~~

~~bakeries and confectioneries~~; construction of wells; servicing of septic tanks, seepage pits, grease traps or privies; and the issuance, suspension and revocation of permits to operators of such facilities or persons engaging in such activities.

(2) Types of facilities and activities regulated. All vending machines, restaurants, ~~public bathing places, swimming pools and water attractions, beaches, mobile home parks, manufactured home communities,~~ campgrounds, hotels, motels, recreational and educational camps, tourist rooming houses, bed and breakfasts, retail food establishments, ~~counter top freezers, bakeries and confectioneries,~~ construction of wells and the servicing of septic tanks, seepage pits, grease traps or privies, subject to the provisions of the Wisconsin Administrative Code, shall also be governed by this section. Hereafter, in this section, such facilities are referred to as regulated facilities and regulated activities, respectively.

ARTICLE 8. Section 46.33(5) is amended to read as follows:

(5) Revocations. Whenever any regulated facility or regulated activity fails to meet the standards established by chapters ~~HSSDHS 195, HSSDHS 196, HSSDHS 197, HSSDHS 198, HSS 171, COMM 26, COMM 90, HSSDHS 172, HSSDHS 175, HSSDHS 177, HSSDHS 178, AG 32, AG 35, AG 39, ATCP 75,~~ NR ~~4812, NR 113 and NR 145~~ of the Wisconsin Administrative Code or any provision of the Dane County Ordinances, the health officer is authorized to seek revocation of the operator's permit. In addition, the health officer is authorized to initiate legal action against the operator, in conjunction with the corporation counsel's office.

ARTICLE 9. Section 46.34(6)(f) is amended to read as follows:

~~**(f) Notwithstanding this subsection, there shall be no county fee for temporary restaurant operations, as defined in s. 254.61(5)(b), Wis. Stats., by churches; religious, fraternal, youth or patriotic organizations; service clubs and civic organizations.**~~ Notwithstanding this subsection, there shall be no county fee for temporary food establishment operations, as defined in s. 254.61(5)(b), Wis. Stats., by churches, religious, fraternal, youth, or patriotic organizations; service clubs and civic organizations that occasionally prepare, serve, or sell meals to transients or to the general public. Occasional means not more than 3 days during any 12 month period.

ARTICLE 10. Sections 46.34(11) & (12) are created to read as follows:

(11) Fees for operating without a license. Any operator of an enterprise requiring a food and drink license; a hotel, motel, tourist rooming house, bed and breakfast establishment license; a public swimming pool license; or recreational, educational camp or campground license; a tattooing and body piercing license, found to be operating without a license, shall pay to the department a forfeiture of \$250.00, in addition to applicable fees.

(12) Fee for operating without a Wisconsin certified food manager. The department shall charge the operator of a restaurant a forfeiture of \$150.00 for operating without a Wisconsin certified food manager.

ARTICLE 11. Section 46.56 (12) & (15) are amended to read as follows:

(12) A supply of potable water meeting the standards of the department of natural resources, including ss. NR 109 and NR ~~48~~12, shall be provided at all beaches. The water shall be obtained from a municipal water supply if it is available. At least one drinking water supply outlet for every 1,000 patrons or fraction thereof shall be provided. The supply outlet shall be protected against backflow and backsiphonage.

(15) When a bathhouse is provided, construction shall be in accordance with chapters ~~LHR 50 to 64~~COMM 60 to 66 and ~~HSS 171~~COMM 90, Wisconsin Administrative Code.

ARTICLE 12. Section 46.60 is amended to read as follows:

46.60 AUTHORITY; PURPOSE. Sections 46.60 through 46.71, inclusive, are created under the authority of section ~~140.09~~251.135, Wis. Stats., for the purpose of promoting the public health.

ARTICLE 13. Section 46.61(1) is amended to read as follows:

46.61 MOBILE HOME PARK MANUFACTURED HOME COMMUNITY PERMITS. (1) Before a mobile home park manufactured home community is opened for public use, the operator shall obtain a permit from the department by application made upon a form furnished by the department.

ARTICLE 14. Section 46.63 is amended to read as follows:

46.63 LOCATION. (1) Every mobile home park manufactured home community and mobile home manufactured home within the park community shall be located on a well-drained area, and shall be properly graded to prevent the accumulation of storm or other waters.

(2) No mobile home park manufactured home community or mobile home manufactured home within the park community may be located in any area that is situated so that drainage of contaminated liquids or solids can be deposited on its location.

ARTICLE 15. Section 46.64(4) is amended to read as follows:

(4) (a) Mobile home parks Manufactured home communities which before February 1, 1986 either complied with existing codes or were in existence prior to 1962 shall be allowed to operate without being in compliance with subs. (1), (2) and (3) unless the department determines that non-compliance endangers the health or safety of occupants.

(b) Any mobile home park manufactured home community expansion shall be in accordance with subs. (1), (2) and (3) and other applicable parts of this chapter.

(c) Any modification of a mobile home park manufactured home community which existed prior to 1962 relating to the size of basic units, the separation between basic units, or the placement of basic units on a lot in relationship to streets and other buildings shall be permitted by the department unless the department determines that the modification endangers the health or safety of occupants. Any modification of a mobile home park manufactured home community which did not exist prior to 1962 shall be in accordance with subs. (1), (2) and (3) and other applicable parts of this chapter.

ARTICLE 16. Section 46.65(1) is amended to read as follows:

46.65 WATER SUPPLY. (1) When a public water supply is available to the mobile home park manufactured home community, connection and use are required.

ARTICLE 17. Section 46.66(1) is amended to read as follows:

46.66 SEWAGE DISPOSAL. (1) When public sewage facilities are available to the mobile home park manufactured home community, connection and use are required.

ARTICLE 18. Section 46.69 is amended to read as follows:

46.69 MANAGEMENT. (1) The operator or a designee in charge of the mobile home park manufactured home community in the absence of the operator shall, during reasonable hours, be available in the park community or in close proximity to the park community.

(2) The operator shall keep a register of all owners of mobile manufactured homes located in the mobile home park manufactured home community, and shall permit the department to inspect the register at all reasonable times and upon reasonable notice.

(3) The operator shall maintain the mobile home park manufactured home community in a clean, orderly and sanitary condition at all times.

(4) The operator shall cooperate with health officers in all cases of persons or animals infected or suspected of being infected with any reportable communicable disease under s. HSS 145.03(2) of the Wisconsin Administrative Code.

ARTICLE 19. Section 46.70 is amended to read as follows:

46.70 DUTIES OF OCCUPANTS. All owners and other occupants of mobile homes manufactured homes in a mobile home park manufactured home community shall:

(1) Register with the operator; and

(2) Maintain their site in a clean, orderly and sanitary condition at all times.

ARTICLE 20. Section 46.71 is amended to read as follows:

46.71 ENFORCEMENT. (1) Any employee of the department, upon presenting proper identification, shall be permitted to enter any mobile home park manufactured home community at any reasonable time for the purpose of inspecting the mobile home park manufactured home community to determine compliance with this chapter. The department's authorized employee or agent shall be permitted to examine the records of the mobile home park manufactured home community, including mobile home park manufactured home community registration records.

(2) (a) If upon inspection of a mobile home park manufactured home community the authorized employee or agent of the department finds that the mobile home park manufactured home community is not planned, operated or equipped as required by this chapter, the employee or agent shall, except as provided under par. (b), notify the operator in writing and shall specify the changes required to make the mobile home park manufactured home community conform to the standards established in this chapter and the time period within which compliance shall take place. If the order to correct violations is not carried out by the expiration of the time period stipulated in the order, or any extension of time granted for compliance, the department may issue an order suspending or revoking the permit to operate the mobile home park manufactured home community. The suspension or revocation order shall take effect 15 days after the date of issuance unless a request for a hearing has been received under sub. (3).

(b) Where there is reasonable cause to believe that any construction, sanitary condition, operation or method of operation of the premises of a mobile home park manufactured home community or of equipment used on the premises creates an immediate danger to health, the department may without advanced written notice, issue a temporary order to remove the immediate danger to health. That order shall take effect on delivery to the operator or other person in charge of the mobile home park manufactured home community. The order shall be limited to prohibiting the continued operation or method of operation of specific equipment, requiring the premises to cease other operations or methods of operations, or a combination of these, except that if a more limited order will not remove the immediate danger to health the order may direct that all operations authorized by the permit shall cease. If, before scheduled expiration of the temporary order, the department determines that an immediate danger to health does in fact exist, the temporary order shall remain in effect. The department shall then schedule and hold a hearing under s. 46.17 unless the immediate danger to health is removed or the order is not contested and the operator and the department mutually agree that no purpose would be served by a hearing. The temporary order is effective for 14 days and may be extended for another 14 days to permit the department to complete its examination. The order expires at the end of the 14-day or 28-day period unless it is terminated by the department by notice to the operator within that period, or is kept in effect beyond that period, pending a hearing, by department notification to the operator. The hearing is to be held no later than 15 days after the notice is served on the operator unless the department and the operator agree on a later date, and the hearing officer or body must issue a final decision on the matter within 10 days after the hearing.

(3) Any operator aggrieved by an order of the department under this section may request a hearing under this subsection to challenge the order. A request for a hearing under this subsection or for an appeal thereof shall be received by the director of environmental health within 15 days after issuance of the order. Procedures for the hearing shall be as set forth in section 46.17. After the hearing, the presiding officer or body shall affirm, set aside or modify the order.

[EXPLANATION: This amendment adds a provision authorizing a late fee for licensees who do not renew licenses on time, and updates citations and terminology to conform to state law.]

Submitted by Supervisors Miles and Matano, November 4, 2010. Fiscal and Policy Notes not required.
Referred to HEALTH & HUMAN NEEDS, ZONING & LAND REGULATION and BOARD OF HEALTH.

RES. 185, 10-11

ACCEPTANCE OF WI DEPARTMENT OF NATURAL RESOURCES
AQUATIC INVASIVE SPECIES GRANT – STEWART LAKE

Dane County Land & Water Resources - Parks Division has received a State of Wisconsin Department of Natural Resources Aquatic Invasive Species Grant for \$15,000. The purpose of the grant is to conduct early spring, whole lake treatment for curly leaf pondweed in Stewart Lake for three (3) consecutive years. Fourth year treatment will be covered under the Parks Budget.

Stewart Lake is for all practical purposes “new” since it has been drained and dredged, yet curly leaf pondweed turions have survived. Control is desired so that the lake will support a healthy diversity of native plants and water quality that is not compromised by extensive annual growth of curly leaf pondweed.

The 2011 Parks and Administration Divisions Budgets include the required project match.

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 \$15,000.

BE IT FURTHER RESOLVED, that new expense and revenue accounts “Stewart Lk-Pondweed Grant” be established under the Parks Budget for \$15,000 and that these funds be carried forward until expended.

Submitted by Supervisor Downing, November 4, 2010.

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

RES. 186, 10-11

AUTHORIZATION TO LEASE VEHICLE(S)

In 1999, Dane County established a master lease agreement with Ford Motor Credit to provide lease financing for fleet vehicles. As existing leases expire, new vehicles are leased to replace them.

The *Human Services* Department requires the replacement of three vehicles (1997 Plymouth Neon, two 1998 Plymouth Neons), all three being over ten years old with over 100,000 miles on each. The three replacement vehicles are new 2010 Dodge Grand Caravan minivans and each is priced under the County Quote Bid #6108026 at \$62,775 for the three vehicles. The annual lease payment of \$22,527.07 for all three for a total finance payout of \$63,200 which includes a documentation fee of \$425.00. The vehicles will be leased over a period of four years with annual payments made in advance. The fourth year of the lease will be a buyout of \$1 for each vehicle. The budgeted line item for Vehicle Leases is CYF-ADM COZBAA and is budgeted at \$30,000.

THEREFORE, BE IT RESOLVED, that the Controller and County Clerk are authorized to execute addenda to the Ford Motor Credit Master Lease Agreement for three Dodge Grand Caravan's *Bid #6108026 for Dane County Department of Human Services.*

Submitted by Supervisors Stubbs, Duranczyk, Willett, Ferrell, Levin, Sargent and Vedder, November 4, 2010.

Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

RES. 187, 10-11

AUTHORIZING PURCHASE OF INSURANCE

The adopted 2011 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 2011 budget.

NOW, THEREFORE, BE IT RESOLVED that the County Controller be authorized to pay the premiums for these contracts.

Submitted by Supervisors Hesselbein, Solberg and Clausius, November 4, 2010.
Referred to PERSONNEL/FINANCE.

RES. 188, 10-11

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 Hesselbein, Solberg and Clausius, November 4, 2010.
Referred to PERSONNEL/FINANCE.

RES. 189, 10-11

AUTHORIZING THE ACQUISITION OF A STREAMBANK EASEMENT ON THE
WEST BRANCH OF THE SUGAR RIVER – M. Rhiner

Dane County has negotiated the purchase of a 33-foot wide streambank easement on land owned by Marc Rhiner in the Town of Primrose. The easement is located along approximately 3,300 of the West Branch of the Sugar River and tributary, a Tier I Stream Project Area as identified in the *Dane County Parks & Open Space Plan 2006 – 2011* and DNR designated trout stream. The purpose of this easement is to provide permanent public fishing access, protect water quality, and improve wildlife and fish habitat.

Purchase of this easement compliments existing conservation programs such as Dane County's Streambank Protection Program and DNR's Targeted Resource Management Program. The Land & Water Legacy Fund was partly established to purchase permanent easements along stream segments that have been previously enhanced or protected through these types of programs.

The purchase price of the Streambank Easement has been established at \$60,390, which is available in the Dane County Land and Water Legacy Fund. The purchase price is based on a sales study completed by a general certified appraiser. The sales study provides a formula for calculating values throughout the project area that takes into account the approximate amount of stream frontage and acreage of land within the streambank easement corridor.

NOW, THEREFORE, BE IT RESOLVED, that the Dane County Board of Supervisors and the Dane County Executive hereby authorize the purchase of the Streambank Easement plus associated costs and according to Wisc. Stats. 27.05(3), and that the land rights be managed under the jurisdiction of the Dane County Park Commission.

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 Dane County.

BE IT FINALLY RESOLVED, that the Dane County Real Estate Officer, Conservation Fund Manager or Acquisition and Planning Specialist is authorized to administer the closings 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 Downing, Ripp and Richmond, November 4, 2010.
Referred to PERSONNEL/FINANCE, PUBLIC WORKS & TRANSPORTATION and ENVIRONMENT,
AGRICULTURE & NATURAL RESOURCES.

RES. 190, 10-11

ACCEPTING THE DONATION OF A CONSERVATION EASEMENT AT DONALD COUNTY PARK

Donald County Park is located in the Town of Springdale along USH 92 south of Mount Horeb. The Park was established in 1993 through the donation of 105 acres from the Donald/Woodburn family. Since then the Park has grown to over 500 acres and is an outstanding destination for equestrian trail riding, hiking, trout fishing and picnicking.

The Donald County Park Master Plan recommends the acquisition of conservation easements in areas surrounding the Park in order to preserve the Park's rural character and views. As such, the Woodburn Family Trust has offered to donate a conservation easement on the property known as the Sweet Farm. The Sweet Farm is approximately 30 acres and is adjacent to the western boundary of the Park. The easement will prohibit non-agricultural development and will include public fishing access along Deer Creek.

NOW, THEREFORE, BE IT RESOLVED that the County of Dane does hereby thank the Woodburn Family Trust for their generous and thoughtful donation, and

BE IT FURTHER RESOLVED that the County of Dane does hereby approve and authorize the acceptance of a conservation easement on approximately 30 acres owned by the Woodburn Family Trust in the Town of Springdale according to Wisc. Stats. Chapter 27.05(3) and that the land rights be managed under the jurisdiction of the Dane County Park Commission, and

BE IT FURTHER RESOLVED that the Dane County Clerk and Dane County Executive are authorized to execute on behalf of the County of Dane the documents, including the conservation and access easements, necessary to expedite the donation, and

BE IT FINALLY RESOLVED that the Dane County Real Estate Officer or Conservation Fund Manager are authorized to administer the closing, the baseline report and the transfer of the above-mentioned rights to Dane County.

Submitted by Supervisors Downing, Ripp and Richmond, November 4, 2010.

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

RES. 191, 10-11

URGING THE WISCONSIN DEPARTMENT OF TRANSPORTATION
TO ADDRESS IMPACTS OF VERONA ROAD PLAN

The Wisconsin Department of Transportation (WisDOT) has prepared a Supplemental Draft Environmental Impact Statement (SDEIS) to address the long-term needs of Verona Road and United States Highway 12/14/18/151 (the beltline) as the first step in planning for long-term infrastructure investments in this area.

WisDOT has a detailed planning process to address the long term needs of Verona Road, including forming technical and advisory committees comprised of representatives from the affected neighborhoods, including Dane County staff and Dane County Supervisors. Throughout the planning process, which began in 1997, WisDOT has made numerous efforts to engage the people who live in the area, concluding with two recent

public hearings held on October 13, 2010 where it received public comments. The department has held numerous neighborhood meetings and workshops throughout Dane County Supervisory districts 7 and 8, including the Dunn's Marsh Neighborhood, the Allied Dunn's Marsh Neighborhood, Nakoma Neighborhood, Summit Woods Neighborhood, Orchard Ridge Neighborhood, Meadowood Neighborhood, Jamestown Neighborhood, Western Hills Neighborhood, and Viroqua Neighborhood.

The SDEIS acknowledges that the Verona Road project will have several impacts on surrounding neighborhoods and local businesses, and the document outlines mitigation measures proposed to avoid, minimize, or mitigate negative impact. As part of the formal comments on the SDEIS, there are several points Dane County believes should be underscored, particularly regarding the need for noise barriers, monitoring air quality, preservation of commercial areas, minimizing impacts on established neighborhoods, storm water management that would steer water away from Dunn's Marsh, and the need for bike lanes, pedestrian/bicycle bridges and sidewalks on frontage and neighborhood roads.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors requests WisDOT integrate the following comments into the Supplemental Final Environmental Impact Statement for the Verona Road/USH 18/151 Project and commit to the implementation of the specific recommendations:

- Construct noise barriers on the northeast, southeast, and northwest corners of the beltline / Verona Road interchange. While WisDOT has indicated support for building noise barriers in northeast and southeast corners, it has not addressed this need in the northwest corner.
- Commit to monitoring the air quality impact of the upgraded road. WisDOT has indicated that the air quality may improve due to streamlining the flow of traffic on Verona Road and on and off the beltline, thereby reducing the need for vehicles to frequently alternate between breaking and accelerating. Air quality monitoring could confirm this improvement.
- Commit to monitoring the noise quality impact. WisDOT has indicated the noise quality may also improve due to decreased traffic congestion.
- Commit to monitoring storm water runoff impacts on Dunn's Marsh.
- Preserve a commercial frontage road on the south side of the beltline between the Verona Road and Seminole Highway exits.
- Install bike lanes and sidewalks on all frontage road and neighborhood roads being constructed and the possibility of building pedestrian/bicycle bridges connecting the Military Ridge Trail and the newly-constructed Cannonball Trail, which both cross County Highway PD.
- Work directly with the City of Madison, City of Fitchburg and Dane County on controlling anticipated increases in traffic flowing into affected neighborhoods.

BE IT FINALLY RESOLVED that a copy of this resolution be sent to the Secretary of the Wisconsin Department of Transportation, State Senator Fred Risser and State Representative Terese Berceau, the mayors of Madison and Fitchburg, and Madison alders Brian Solomon and Thuy Pham-Remmele.

Submitted by Supervisors Bayrd, Veldran, Martz, Schmidt and Erickson, November 4, 2010. Fiscal and Policy Notes not required.

Referred to EXECUTIVE and PUBLIC WORKS & TRANSPORTATION.

RES. 192, 10-11

AUTHORIZING EXTENSION OF AGREEMENT WITH CORRECT CARE SOLUTIONS FOR THE
PROVISION OF INMATE HEALTH CARE SERVICES

Dane County and the Dane County Sheriff presently contract with Correct Care Solutions (CCS) to provide health care and mental health services to inmates of the Dane County Jail. These services are provided at all of the jail facilities including the City-County Building, Public Safety Building, and the William H. Ferris, Jr. Huber Center.

The contract with Correct Care Solutions includes an option to extend the contract for an additional two years by mutual agreement. The County has negotiated with Correct Care Solutions to exercise the renewal option contingent on changes to the current agreement. These changes reduce staffing for a unit clerk and pharmacy technician and increase the per diem rebate the County will receive when the monthly jail population drops below 800 inmates. The contract addendum also provides an opportunity to reopen negotiations if the jail population falls below 725 for three consecutive months during the term of the agreement. This resolution authorizes the optional contract extension with the negotiated changes at a cost of \$4,798,557 in 2011 and \$4,942,514 in 2012.

NOW, THEREFORE, BE IT RESOLVED that the Sheriff and County Executive are hereby authorized to execute, on behalf of the County of Dane, a contract, as described above, with Correct Care Solutions, to provide health care and mental health services to inmates housed in Dane County Jail facilities.

Submitted by Supervisors Rusk, Bayrd, Corrigan, Schlicht and Imhoff, November 4, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 193, 10-11

APPROVE CROP LEASES ON COUNTY PARK LAND – WINTER 2011

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 are new leases for 3 years, commencing January 1, 2011.

1. Blooming Grove Drumlin – City of Madison: 35 acres
\$192.50 per acre; \$6,737.50 per year for 3 years
Lessee: Token Creek Farms
2. Donald County Park – Town of Springdale: 7 acres
\$40.00 per acre; \$280.00 per year for 3 years
Lessee: David Powell
3. Lower Mud Lake Natural Resource Area – Town of Dunn: 68 acres
\$182.50 per acre; \$12,410.00 per year for 3 years
Lessee: Token Creek Farms
4. McCarthy Youth and Conservation Park – Town of Sun Prairie: 34 acres
\$177.50 per acre; \$6,035.00 per year for 3 years
Lessee: Token Creek Farms
5. Patrick Marsh Natural Resource Area– Town of Bristol: 7 acres
\$205.00 per acre; \$1,435.00 per year for 3 years
Lessee: Bruce P. Krebs

6. Walking Iron County Park I – Town of Mazomanie: 145 acres
\$129.00 per acre; \$18,705.00 per year for 3 years
Lessee: Tim Leidig

Following is a lease addendum for 3 years, commencing January 1, 2011.

7. North Mendota Natural Resource Area – Town of Westport: 3 acres
\$110.00 per acre; \$330.00 per year for 3 years
Lessee: James Acker d/b/a J-R Farms

Following are lease addendums for 2 years, commencing January 1, 2011

8. Donald County Park – Town of Springdale: 6.69 acres
\$85.00 per acre; \$568.64 per year for 2 years
Lessee: Matthew Sutter
9. Black Earth Creek Natural Resource Area – Town of Middleton: 55 acres
\$100.00 per acre; \$5,500.00 per year for 2 years
Lessee: William Hinrichs
10. Ice Age National Scenic Trail (Ballweg I) – Town of Roxbury: 7.5 acres
\$92.00 per acre; \$690.00 per year for 2 years
Lessee: Arden and Matt Ballweg
11. Ice Age National Scenic Trail (Ballweg II) – Town of Roxbury: 39 acres
\$92.00 per acre; \$3,588.00 per year for 2 years
Lessee: Allan G. Breunig
12. Ice Age National Scenic Trail (Meyer) – Town of Roxbury: 32 acres
\$186.00 per acre; \$5,952.00 per year for 2 years
Lessee: Stanley Herbrand
13. Phil's Woods Natural Resource Area – Town of Roxbury: 12 acres
\$60.00 per acre; \$720.00 per year for 2 years
Lessee: Robert Ziegler

Following are lease addendums for 1 year, commencing January 1, 2011.

14. Badger Prairie Park, Ice Age National Scenic Trail – Town of Verona: 21 acres
\$50.00 per acre; \$1,050.00
Lessee: Thomas Wagner
15. Dane County Sheriff Gun Range – Town of Westport: 183.8 acres
\$153.41 per acre; \$28,196.80
Lessee: Kippley Farms

The revenue from leases Nos. 2 and 8 is to be included in the 2011 Land and Water Resources budget in Account LWRPKOP 84245.

The revenue from lease No. 3 is to be included in the 2011 Land and Water Resources budget and apportioned between Accounts LWRPKOP 84304 and LWPKLNAQ 84909.

The revenue from lease No. 6 is to be included in the 2011 Land and Water Resources budget and apportioned between Accounts LWRPKOP 84309 and LWPKLNAQ 84909.

The revenue from lease No. 7 is to be included in the 2010 Land and Water Resources budget in Account LWPKLNAQ 84909.

The revenue from leases Nos. 1, 4, 5, 9, 10, 11, 12, 13 and 14 is to be included in the 2011 Land and Water Resources budget in Account LWRPKOP 84911.

The revenue from lease No. 15 is to be included in the 2011 County budget in 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 Supervisor Richmond, November 4, 2010.

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

RES. 194, 10-11

AUTHORIZING THE PURCHASE OF LAND IN THE SUGAR RIVER NATURAL RESOURCE AREA

The Sugar River Natural Resource Area (NRA) lies just west of the City of Verona and includes segments of both the Sugar River and the Military Ridge State Trail. It is one of the largest continuous wetland complexes along the boundary of the driftless area in western Dane County.

The Pellitteri property is approximately 33 acres located within the Sugar River NRA and includes frontage on both the Sugar River and Military Ridge State Trail. The owner has agreed to sell the property for the appraised value of \$153,425 and the Wisconsin Department of Natural Resources has awarded a grant that will reimburse the 50% of the purchase price (\$76,712) to the County. Funds for the acquisition are available in the Conservation Fund.

NOW THEREFORE BE IT RESOLVED, that the Dane County Board of Supervisors and the Dane County Executive hereby authorize the purchase of approximately 33 acres from Thomas and Michele Pellitteri for \$153,425 plus associated costs according to Wis. Stats. Chapter 27.05(3);

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 Supervisor Richmond, November 4, 2010.

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

COMMUNICATIONS

Claim from Allan Vasquez against Jail for missing personal property. Referred to PUBLIC PROTECTION/JUDICIARY.

Allstate Insurance Co. vs Dane County summons & complaint property damage auto amount claimed over \$5,000. Referred to PUBLIC PROTECTION/JUDICIARY.

Summons & Complaint Carole L. Roche vs. Allstate Ins. & County civil case amount greater than the amount under s. 799.01(1)(d). Referred to PUBLIC PROTECTION/JUDICIARY.

Summons & Complaint Small Claims Kimberly Sasso vs Dane County claim for money (\$5,000 or less). Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from Paul Heimann against Public Works for damage to vehicle caused by county vehicle. Referred to PUBLIC PROTECTION/JUDICIARY.

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

Petition 10260 – Town of Dunkirk – Donald Fay

10261 – Town of Cottage Grove – Kendal Uphoff

10262 – Town of Albion – Crazy Acres, Inc.

10263 – Town of Cottage Grove – Patrick Coffey

10264 – Town of Primrose – Gary Berge

10265 – Town of Blooming Grove – Voit Land LLC

10266 – Town of Mazomanie – Carl F. Goodwiler Revocable Trust

10267 – Town of Rutland – Steven Williams

RES. 195, 10-11

AUTHORIZING EXECUTION OF A LEASE FOR MASSAGE CHAIR CONCESSION
AT THE DANE COUNTY REGIONAL AIRPORT

Ozio, LLC presently has four massage chairs located on the concourse level of the Dane County Regional Airport. The Airport and Ozio, LLC have negotiated a new lease for the continuation of the massage chair concession. The new non-exclusive lease is for a five year term and provides for quarterly payment of rent in the amount of 40 percent of gross proceeds.

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 Ozio, LLC, for space at the Airport to be used in the operation of a massage chair concession, as set forth above.

Submitted by Supervisors Veldran, Ripp, Schmidt and Erickson, November 18, 2010.
Referred to PERSONNEL/FINANCE, PUBLIC WORKS & TRANSPORTATION and AIRPORT.

RES. 196, 10-11

AUTHORIZING EXECUTION OF A CONTRACT WITH AMI TELECOM, INC. FOR A TELECOMMUNICATIONS
SYSTEM AT THE DANE COUNTY REGIONAL AIRPORT

Dane County has solicited proposals for a replacement of the obsolete telecommunications system at the Dane County Regional Airport. The successful proposer is Telecom, Inc. of Germantown, Wisconsin. The project will be completed during the first quarter of 2011 at the proposed cost of \$198,875.00, including a five year parts and labor warranty that includes upgrades and updates.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Executive is hereby authorized to execute, on behalf of the County of Dane, a Purchase of Services Agreement for the replacement of the telecommunications system at the Dane County Regional Airport, as set forth above.

Submitted by Supervisors Veldran, Ripp and Erickson, November 18, 2010.
Referred to PERSONNEL/FINANCE, PUBLIC WORKS & TRANSPORTATION and AIRPORT.

RES. 197, 10-11

AUTHORIZING EXECUTION AND SUBMITTAL OF A FOREIGN TRADE ZONE SUBZONE APPLICATION

Cabela's, Inc., a nation-wide camping, hunting and outdoor recreation equipment retailer has requested that Dane County, as Grantee of Foreign-Trade Zone No. 266, submit an application to the United States Foreign-Trade Zone Board requesting subzone status for warehouse and distribution operations of Cabela's Inc., located at 501 Cliffhaven Road in Prairie du Chien, Wisconsin. Fees and charges paid to Dane County by Cabela's Inc. relating to establishing and maintaining the subzone to Foreign-Trade Zone No. 266 will help offset costs incurred by Dane County in establishing and marketing Foreign-Trade Zone No. 266.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Executive is hereby authorized to execute on behalf of Dane County, and submit to the United States Foreign-Trade Zone Board, an application for a subzone to Foreign-Trade Zone No. 266, as set forth above; and

BE IT FURTHER RESOLVED that the Director of the Dane County Regional Airport is authorized to execute on behalf of Dane County, within budgetary limitations adopted by the Dane County Board of Supervisors, any additional documents in furtherance of the foregoing subzone application and the establishment, operation and maintenance of said subzone.

Submitted by Supervisors Rusk, Clausius and Gau, November 18, 2010.
Referred to ZONING & LAND REGULATION, ECONOMIC DEVELOPMENT and AIRPORT.

RES. 198, 10-11

AWARDING 2011 PROFESSIONAL SERVICE CONTRACT
DEPARTMENT OF HUMAN SERVICES

The purpose of this resolution is as follows:

To addend the professional service POS contract to Mendota Mental Health Institute (PACT) for 2011:

The Program of Assertive Community Treatment (PACT) at the Mendota Mental Health Institute is a certified community support program providing services to persons with serious and persistent mental illness and substance abuse issues.

NOW, THEREFORE, BE IT RESOLVED that the professional service contract listed below be addended for the period January 1, 2011, through December 31, 2011.

<u>Adult Community Services Division:</u> Mendota Mental Health Institute – PACT	<u>Contract Amount</u> \$1,860,000
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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 Stubbs, Duranczyk, Willett, Ferrell, Levin and Sargent, November 18, 2010.
Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

RES. 199, 10-11

AWARDING 2011 MENTAL HEALTH CENTER OF DANE COUNTY
PROFESSIONAL SERVICE CONTRACT DEPARTMENT OF HUMAN SERVICES

The purpose of this resolution is as follows:

1. To award the professional service POS contract to Mental Health Center of Dane County for 2011:

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.

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.

NOW, THEREFORE, BE IT RESOLVED that the professional service contracts listed below be awarded for the period January 1, 2011, through December 31, 2011.

<u>Adult Community Services Division:</u> Mental Health Center of Dane County	<u>Contract Amount</u> \$11,055,681
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<u>Children, Youth, and Families Division:</u> Mental Health Center of Dane County	<u>Contract Amount</u> \$3,273,057
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BE IT FURTHER RESOLVED that the following professional service contract be amended to extend the term of the contract through December 31, 2011, at the amount indicated.

<u>Badger Prairie Health Care Center</u> Mental Health Center of Dane County	<u>Contract Amount</u> \$110,000
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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 Stubbs, Duranczyk, Willett, Ferrell, Levin, Sargent and Vedder, November 18, 2010.

Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

RES. 200, 10-11

AWARDING 2011 MERITER HOSPITAL, INC. PROFESSIONAL SERVICE CONTRACT
DEPARTMENT OF HUMAN SERVICES

The purpose of this resolution is as follows:

1. To award the professional service POS contract to Meriter Hospital, Inc. for 2011:

The contract with Meriter Hospital, Inc. provides 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.

NOW, THEREFORE, BE IT RESOLVED that the professional service contract listed below be awarded for the period January 1, 2011, through December 31, 2011.

<u>Adult Community Services Division:</u>	<u>Contract Amount</u>
Meriter Hospital, Inc.	\$118,900

BE IT FINALLY RESOLVED that the payment for the first month of the professional service contract identified above be authorized at this time.

Submitted by Supervisors Stubbs, Duranczyk, Willett, Ferrell, Levin, Sargent and Vedder, November 18, 2010.

Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

RES. 201, 10-11

AWARDING 2011 ST. MARY'S HOSPITAL PROFESSIONAL SERVICE CONTRACT
DEPARTMENT OF HUMAN SERVICES

The purpose of this resolution is as follows:

- To award the professional service POS contract to St. Mary's Hospital for 2011:

The contract with St. Mary's Hospital provides 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.

NOW, THEREFORE, BE IT RESOLVED that the professional service contract listed below be awarded for the period January 1, 2011, through December 31, 2011.

<u>Adult Community Services Division:</u>	<u>Contract Amount</u>
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St. Mary's Hospital

\$338,924

BE IT FINALLY RESOLVED that the payment for the first month of the professional service contract identified above be authorized at this time.

Submitted by Supervisors Stubbs, Duranczyk, Willett, Ferrell, Levin, Sargent and Vedder, November 18, 2010.

Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

RES. 202, 10-11

AWARDING 2011 TELLURIAN UCAN PROFESSIONAL SERVICE CONTRACT
DEPARTMENT OF HUMAN SERVICES

The purpose of this resolution is as follows:

To award the professional service POS contract to Tellurian UCAN for 2011:

Tellurian UCAN provides a variety of services to persons needing treatment for alcohol and drug abuse and/or mental illness.

NOW, THEREFORE, BE IT RESOLVED that the professional service contracts listed below be awarded for the period January 1, 2011, through December 31, 2011.

<u>Adult Community Services Division:</u>	<u>Contract Amount</u>
Tellurian UCAN	\$2,542,431

<u>Children, Youth, and Families Division:</u>	<u>Contract Amount</u>
Tellurian UCAN	\$1,312,401

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 Stubbs, Duranczyk, Willett, Ferrell, Levin, Sargent and Vedder, November 18, 2010.

Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

RES. 203, 10-11

AWARDING 2011 UW HOSPITALS AND CLINICS PROFESSIONAL SERVICE CONTRACT
DEPARTMENT OF HUMAN SERVICES

The purpose of this resolution is as follows:

To award the professional service POS contract to UW Hospitals and Clinics for 2011:

The contract with UW Hospitals and Clinics provides 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.

NOW, THEREFORE, BE IT RESOLVED that the professional service contracts listed below be awarded for the period January 1, 2011, through December 31, 2011.

<u>Children, Youth, and Families Division:</u>	<u>Contract Amount</u>
UW Hospitals and Clinics	\$349,497

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 Stubbs, Duranczyk, Willett, Ferrell, Levin, Sargent and Vedder, November 18, 2010.

Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

RES. 204, 10-11

AWARDING 2011 UNIVERSITY HEALTH CARE, INC. PROFESSIONAL SERVICE CONTRACT
DEPARTMENT OF HUMAN SERVICES

The purpose of this resolution is as follows:

1. To award the professional service POS contract to University Health Care, Inc. for 2011:

The contract with University Health Care, Inc., provides 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.

NOW, THEREFORE, BE IT RESOLVED that the professional service contract listed below be awarded for the period January 1, 2011, through December 31, 2011.

<u>Adult Community Services Division:</u>	<u>Contract Amount</u>
University Health Care, Inc.	\$119,800

BE IT FINALLY RESOLVED that the payment for the first month of the professional service contract identified above be authorized at this time.

Submitted by Supervisors Stubbs, Duranczyk, Willett, Ferrell, Levin, Sargent and Vedder, November 18, 2010.

Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

RES. 205, 10-11

AWARDING 2011 UNIVERSITY OF WISCONSIN MEDICAL FOUNDATION PROFESSIONAL SERVICE
CONTRACT - DEPARTMENT OF HUMAN SERVICES

The purpose of this resolution is as follows:

To award the professional service POS contract to University of Wisconsin Medical Foundation for 2011:

The contract with University of Wisconsin Medical Foundation provides geriatric physician and medical director services for individual patients at the Badger Prairie Health Care Center.

NOW, THEREFORE, BE IT RESOLVED that the professional service contract listed below be awarded for the period January 1, 2011, through December 31, 2011.

<u>Badger Prairie Health Care Center</u>	<u>Contract Amount</u>
University of Wisconsin Medical Foundation	\$107,500

BE IT FINALLY RESOLVED that the payment for the first month of the professional service contract identified above be authorized at this time.

Submitted by Supervisors Stubbs, Duranczyk, Willett, Ferrell, Levin, Sargent and Vedder, November 18, 2010.

Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

RES. 206, 10-11

ACCEPTING INCOME MAINTENANCE ADMINISTRATION
ALLOCATION (IMAA), W-2 FUNDING AND DANE COUNTY PARENT COUNCIL PARTNER FEES
DCDHS – EAWS DIVISION

Dane County Parent Council (DCPC) has requested the services of one Economic Support Specialist from the Dane County EAWS Division, designated for customers served at that facility. This worker will facilitate the application process, determine eligibility for Medicaid and BadgerCare Plus and other Economic Support programs. DCPC will provide the county with 65% of the cost of the position enabling the county to capture matching Income Maintenance Administration and W-2 Office funding to fully cover the cost of the position.

This resolution creates 1.0 FTE Economic Support Specialist project position effective January 1, 2011. This project position will continue as long as this specially designated funding continues. When the designated funding ends, the project position ends.

NOW, THEREFORE, BE IT RESOLVED that the following revenue account be increased and that this increase be credited to the County's General Fund:

<u>Account Number</u>		<u>Amount</u>
EAEDBPER 81NEW	DCPC Partner Fees	\$45,530
EAEDBPER 81350	Income Maintenance Administration	\$11,203
EAEDBPER 81471	W-2 Office	\$ 9,167
		\$65,900

BE IT FURTHER RESOLVED that the funds above be transferred from the General Fund to the following expenditure accounts:

<u>Account Number</u>		<u>Amount</u>
EAEDBPER AAYAAA	Salaries and Wages	\$42,000
EAEDBPER AAYMAA	Retirement	\$ 5,400
EAEDBPER AAYPAA	Social Security	\$ 3,200
EAEDBPER AAYSAA	Health	\$14,600
EAEDBPER AAZBAA	Dental	\$ 1,400
EAEDBPER AAZHAA	Disability Insurance	\$ 100
EAEDBPER AAZQAA	Workers Compensation	\$ 100
EAEDBPER AAZXAA	Salary Savings	<u>(\$ 900)</u>
Total		\$65,900

BE IT FINALLY RESOLVED that a 1.0 FTE Economic Support Specialist project position be created in the Economic Assistance and Work Services (EAWS) Division.

Submitted by Supervisors Stubbs, Duranczyk, Willett, Ferrell, Levin, Sargent and Vedder, November 18, 2010.

Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

RES. 207, 10-11

2011 – 2013 DANE COUNTY LEGISLATIVE AGENDA

General Principles

The unique role counties play in administering state programs---human services, transportation, the environment, surface and ground waters, health, the justice system and other state-mandated services---must be recognized:

1. The state must fairly share responsibility with the counties in determining the scope, design and cost of statewide programs;
2. The state must provide an adequate and predictable share of funding for state services delivered by the counties;
3. The state must help counties reduce the need to rely on property taxes; and
4. The state should enhance the ability of counties to more effectively manage county government.
5. The state shall perform a biennial review of all mandated programs to determine continued need for the programs and annually review all mandated programs funded at 50% or less.

Criminal Justice and Public Safety

- 1) State Court System: Increase state funding of the circuit court system, including court security.
- 2) Juvenile Justice: Support continued funding for early intervention and intensive treatment programs.
- 3) County Jail: Support full state funding for probation/parole holds; continued support for the Treatment Alternative Program (TAP); more funding for incarceration alternatives; support Justice Impact Statements.
- 4) Victim-Witness Program: Support full state funding of program costs.
- 5) Child Support: Request the Legislature designate additional state monies to the Wisconsin County Child Support Program in order to continue to provide the current high level of service.
- 6) Booking Fees: Seek enabling legislation to allow counties to charge a sliding scale booking fee to be refunded if a person is found not guilty and which would be waived for those found indigent.

- 7) EMS Services: Support legislation that encourages financial support of volunteers in emergency medical services and that address liability issues and professional standards. Support state reimbursement for radio frequency and upgrade requirements.
- 8) Clerk of Court Fees: Pursue statutory changes to increase the county share of fines/forfeitures.
- 9) License Fee: Support \$12 for drivers license suspension if the fee is payable by the defendant.
- 10) Communications Surcharge for 911 Systems: Support legislation that authorizes surcharges on telephones, both for landline/wireless phones and any current/future communications technology that accesses the 911 system. Surcharges would be used to defray the property tax cost of operation and equipment for local 911 systems. Remove the Sunset clause within WI Act 48 and include personnel/operational costs as an allowable cost under the surcharge. Provide local government access to landline surcharge funds.
- 11) Recording Fees: Support legislation that allows counties to re-coup the cost of locating/recording 911 records for individuals when the cost of searching/recording those records exceed \$25. Current statutes prohibit counties from recouping the cost when the cost exceeds \$50.
- 12) Conceal and Carry Weapons: Provide an exclusion for the facilities and grounds of the Alliant Energy Center, "Weapons may not be carried onto the grounds, parking lots or areas associated with convention, entertainment and sporting facilities nor brought into venues where the public assembles for tradeshow, demonstrations, conventions, consumer shows, entertainment, sporting or educational events, including zoos, convention centers, arenas, horse arenas, hockey arenas, concert and sporting venues for public assembly events, including when those facilities are used for private events."; and amend conceal and carry legislation to increase all fee amounts to provide County Sheriffs with sufficient funds to administer the conceal and carry law.
- 13) First Responder Training: Require training for first responders (police officers, paramedics...) on appropriate procedures for identifying, assisting and interacting with older adults who may have complications from abuse, dementia, mental health or other disorders.
- 14) Domestic Violence: Support State funding for the three Assistant District Attorney positions dedicated to domestic violence.
- 15) Fee Increase for Jury Trial: Support legislation (WI Stats. Sec. 814.61(4)) to increase the fee for a jury trial from \$6 to \$15. The funding is needed to offset increases in juror compensation.
- 16) Prisoner Hospitalization: Oppose any legislation that would reverse/overturn the WI Supreme Court ruling on the Meriter case. Update the statutory language regarding prisoner hospitalization.
- 17) Industrial Hemp: Support legalizing the production of industrial hemp.
- 18) District Attorney Funding: Support increased state funding for more Assistant District Attorney positions to meet growing caseloads.
- 19) Criminal Background Check: Support additional funds to the Department of Justice to enable the conducting of uniform criminal background checks of to-be-hired direct care workers by public and non-profit agencies.
- 20) State Audit Probation & Parole Program: Request the Legislative Audit Bureau to analyze Wisconsin's probation and parole program for effectiveness and efficiencies; to identify improvements in procedures to streamline revocation process in order to reduce days in jail; and compare Wisconsin program to other states.
- 21) Court Interpreters: Support appointing court interpreters to all cases regardless of indigency and support an increase in state funding for reimbursement to counties for interpreter services.
- 22) Emergency Communications Interoperability: Enact local and state communication networks for disaster events and fund through state grants.
- 23) ~~First Offense OWI: Include within state law, criminalization of 1st Offense OWI(Operating While Intoxicated). WI Act 100 (Misdemeanor if 16-year old or younger in car)~~
- 24) ~~Teen Abuse: Clarify domestic violence statutes to include teens in dating relationships and allow adolescents under the age of 21 to file temporary restraining orders for harassment. WI Act 262~~
- 25) Interstate Traffic Tickets: Amend state statutes allowing Wisconsin to join the Interstate Compact on Traffic Forfeitures to facilitate collection of out of state traffic violators and capture a needed revenue source for the state and county.

Human Services

General Issues

- 1) Key Funding Streams: Support Cost of Living Allowance (COLA) increases in key funding areas from the State including Youth Aids, Community Aids, COP and CIP.
- 2) Minority Outreach: Support state-sponsored outreach to communities about available support services

Economic Assistance

- 3) W-2 Funding: Support funding to pay all W-2 cash benefits and administrative expenses
- 4) TANF Childcare: Support sufficient funding for TANF childcare. Expand eligibility to include childcare support for low-income individuals pursuing higher education leading to employment.
- 5) Income Maintenance Programs: Support funding levels and legislation that provide sufficient resources to administer non-cash benefit programs such as Food Stamps, Medical Assistance, Child Care and issue benefits to all eligible people.
- 6) Homeless Services: Provide additional State funding for services to assist individuals and families who are homeless.
- 7) ~~BadgerCare: Request that the State seek a Federal MA waiver to pilot a program which provides health care coverage through the MA program to farm families who aren't currently eligible for the program but have no health insurance.~~
- 8) Property Tax Exemptions Low Income Housing: Clarify 70.11 Wis. Stats. to define "maintenance" as "repair and maintenance of property, capital replacements, insurance premiums, project management, debt retirement, project-related reserves, general administrative expenses, resident services, utilities, financing costs, preservation expenses and similar project-related expenses." (Res. 304, 2008-2009)

Services to Older Adults, the Developmentally/Physically Disabled and Mentally Ill

- 8) ~~Direct Care Workers: Support legislation that would provide additional funds to enhance salaries, benefits and job related training for direct care workers who provide services to older adults, persons with developmental disabilities, and individuals with mental illness. Include training for workers who provide care to dementia patients. WI Act 247~~
- 9) Birth to Three: Support additional financial support from the State for this program. Support a modification of state statutes to require health insurers to make third party payments to defray the cost of Birth to Three care for families that have private health insurance policies.
- 10) ~~Nursing Home Funding: Support legislation that gives priority for use of Intergovernmental Transfer Program (ITP) revenues to fund losses at county and municipal nursing homes. Support legislation to develop an alternative method of funding for county and municipal nursing homes to replace ITP. Support adjustments in nursing home funding formulas that benefit Badger Prairie Health Care Center. Support legislation, policy changes to allow for operation of Regional Nursing Homes and to allow them to receive market-based payments (modify MA supplementation restrictions). WI Act 283~~
- 11) Community Support Program (CSP): Continue program. Have additional State funding to help reduce county costs and serve those whom can benefit from the program.
- 12) RSVP Services: Support increased funding for the RSVP Program
- 13) Seniorcare: Maintain Seniorcare as a continuing program.
- 14) ~~Mental Health/Substance Abuse Parity: Support legislation and/or administrative changes to provide expanded insurance coverage of mental health and substance treatment services. WI Act 218~~
- 15) ~~Wisconsin Quality Home Care Commission: Support continued state funding for the WI Quality Home Care Commission. WI Act 28~~

- 16) Handicap Access: Support “visit ability” legislation to allow handicap access devices in new homes or eliminate barriers in older homes.
- 17) Long Term Care Reform: Plans developed by the state in the area of long term care need to protect quality and availability of services to consumers and maintain control by the county of programs or relieve the county of financial aid and/or legal obligations for the programs and participants if the county is not involved with these programs in the future. The required county contribution towards LTC should be equitably negotiated. Support adequate funding for the start-up and ongoing funding of ADRCs. Amend Chapter 55 to delineate state and county responsibilities.
- 18) Equitable Funding for Long Term Care: Extend higher federal MA reimbursement rates under the federal stimulus package to current county-administered long term care MA waiver programs where county revenues comprise the non-federal match. Support freezing further county participation in Family Care until the State can fully fund county program start-up costs and find more equitable ways of funding Family Care without penalizing counties, such as Dane, for the substantial financial commitment and innovative approaches already taken to meet long term care needs of its residents.” (Res. 300, 2008-2009)

Programs to Serve Children, Youth and Families

- 18) Kinship Care: Support funding to meet needs of all that are eligible.
- 19) Youth Aids: Support legislation to increase State funding for out-of-home care costs for juvenile offenders now paid for by Dane County. Limit increases in State rates for out of home placements for juveniles (including corrections, child caring institutions, and residential care facilities) to no more than the increase in Youth Aids.
- 20) Prevention Funding: Support initiatives that provide additional funds for primary prevention programs including delinquency and child abuse/neglect.
- 21) Relative Caregivers: Support legislation/policies that provide additional State support to relatives who take care of non-custodial children.
- 22) Wisconsin Medicaid Cost Reporting (WIMCR): Eliminate WIMCR program or fully reimburse counties for the revenues they would have received under the Community Services Deficit Reduction Benefit (CSDRB) and Community Based Medicaid Administrative Claiming (CBMAC) programs which were impacted by the creation of WIMCR.
- 23) Youth Programs: Support continuation and expansions of programs focusing on prevention of delinquency, alcohol and other drug use, child abuse and neglect and domestic violence. Support increased funding and support for youth after school programs, especially at the middle school level.
- 24) Family Child Care: Support legislation to extend the state rules governing foster care background checks to family day care providers.
- ~~25) Early Childhood Initiative: Support legislation to continue funding for the Early Childhood Initiative programs. WI Act 28~~
- 26) Career Development for Youth: Support funding to provide educational, work skill development, transportation and mentoring services for youth or young adults who are at risk of dropping out, have dropped out of high school or who are unemployed post high school and lack the knowledge and skills necessary to secure and maintain gainful employment.
- 27) Apprenticeships/Internships: Encourage the business community and technical college system to create and support apprenticeship/internship opportunities to unemployed post high school young adults.
- ~~28) Autism Parity: Support legislation to provide expanded insurance coverage of autism services. WI Act 282~~

Public Health Services

- 29) Response to Local Public Health Emergencies: Support legislation that recognizes the critical role of local Public Health Departments in responding to public health emergencies and provides adequate funding to respond to all threats to public health.

- 30) Dental Access: Support policies and/or legislation that would ensure access to dental care for all residents including those on Medical Assistance.
- 31) Public Health Prevention: Support initiatives that maintain the integrity and effectiveness of public health prevention services.
- 32) Creutzfeldt-Jakob Disease: Support the WI Department of Health and Family Services in its efforts to amend the administrative code to include Creutzfeldt-Jakob disease as a reportable disease.
- 33) Health Care Costs: Reduce health care costs by 15% and guarantee access to universal, affordable health care coverage for all Wisconsin individuals and families by 2008.
- ~~34) Cigarette Tax: Support a tax increase of at least \$1 per pack to fund tobacco prevention programs and support the Wisconsin Medicaid program. WI Act 28~~
- 35) Medical Marijuana: Support legislation allowing residents with debilitating medical conditions to acquire and possess marijuana for medical purposes if supported by their physician. (Res. 70, 2010-2011)

Veteran Services

- 35) Armed Forces: Support the Dane County soldiers who are presently serving. Support protecting families and jobs rather than utilizing precious resources and funds to wage a war.
- 36) VFW Halls: Support a property tax exemption for chartered veterans organizations.
- 37) Property Tax Credit: Eliminate the 65 year old age limit, drop the disability rating from 100% to 30% or greater, and allow 10 consecutive years of Wisconsin residency after separation (this expands eligibility to veteran applicants whose home of record was not Wisconsin).
- 38) Trust Fund: Support an increase from state GPR to help stabilize the Trust Fund so veterans will no longer pay for their own benefits and programs. The Trust Fund is financed through veteran programs such as personal and home loans.
- 39) Wisconsin GI Bill: Fully fund the Wisconsin GI Bill without any limitations on eligibility.

Transportation, Land Use and the Environment

1) Water Quality: Maintain level of DNR funds for water quality planning and watershed projects. Support increased DNR financial assistance as an incentive to reduce non point source pollution. Seek a fair share of state funding for inland waterways and lakes. Target state funds to where there is a high likelihood of project success, where recipient units of government have a proven track record of meeting state and local water resource goals. Support legislation to provide additional funding and staffing for local water quality protection, improvement and unfunded mandates.

2) Local Transportation: Support a greater share of state and federal transportation funding going toward local transportation needs and services. Funding should be increased for General Transportation Aids, State Highway Maintenance, the County Highway Improvement Program (CHIPS) and Specialized Transportation for older adults and persons with disabilities. Require "farmland mitigation" for highway improvement projects. In addition, funding formulas that discriminate against urban counties should be revised and the local match (now 50%) for CHIPS should be decreased.

Support state-federal funding for Amtrak service to Milwaukee and Madison. Support continued state funding for further planning and implementation of a commuter rail system and regional bus links to outlying communities in Dane County. Also, support increased funding for Transport 2020 and rail rehabilitation and purchases.

Support state/federal funding for the Midwest Regional Rail Initiative.

~~3) Regional Transit Authority (RTA): Support statutory language to allow creation of a Regional Transit Authority or Regional Transit Authorities covering at a minimum the federally designated Metropolitan Planning Area, and support statutory language to allow up to a half-cent sales tax which would go to citizens for a binding referendum, be contingent on receiving federal transit funds and RTA governance/operating structure would be determined after consultation with community partners participating in the RTA. WI Act 28~~

- 4) Bicycle Trail Funding: Work with Legislators and State Agencies to obtain transportation aids for bicycle trails with significant commuter traffic. Support allowing bike path maintenance costs to be eligible for transportation aids. Support the creation and development of a statewide Bike Trail Task Force. Integrate bicycle transportation into future commuter transportation systems.
- 5) Regional Trail System: Request DNR assistance in development of a regional trail system north of Lake Mendota.
- 6) Highway Workers Safety: Earmark a portion of every state construction/maintenance contract to fund increased local law enforcement in construction/maintenance zones.
- 7) Soil Erosion: Support DNR and/or legislative streamlining of NR297 process to deal more quickly with cropland soil erosion that threatens water resources. Control soil erosion to acceptable limits, e.g., tolerable soil loss levels, for the production of food and fiber. Support DATCP Soil and Water Resource Management programs implementation, e.g., NR243 cost sharing and Land and Water Resource Management Plan implementation and cost sharing.
- 8) Recycling: Support long-term state funding for state's recycling program. Support continued state efforts to expand markets for recycled materials. Amend statutes to allow local governments or other entities to receive more than one state grant for innovative demonstration projects.
- 9) Landfill Siting: Allow municipalities to replace existing public landfills without a new DNR needs determination. Amend statutes to modify landfill negotiation-mediation process to include counties as an appropriate governing body for the approval of negotiated agreements. Amend statutes to prohibit the construction of landfills until the mediation-negotiating process is complete.
- 10) Repeal Liability Law: Repeal Section 81.15 of WI Stat., which imposes liability on counties and municipalities for any roadway defect.
- 11) Cleansweep: Support increased state/federal funding for household and Ag Clean Sweep.
- 12) Boating Laws: Support legislation making fines and associated penalties for drunken boating commensurate with those for drunken driving.
- 13) Stewardship Fund: Support state budget proposals regarding funding levels and annually adjust the State Stewardship Fund for inflation to maintain at least 1990 funding levels.
- 14) State Urban Forestry Grants: Allow towns, counties, and non-profits to access both the federal and state funds in the Urban Forestry Grant Program.
- 15) Payments in Lieu of Taxes: Authorize counties to make payments in lieu of taxes to other local units of government when the county takes land off the tax rolls for conservation purposes.
- 16) Holding Tanks as Systems of Last Resort: Support changes in statutes and administrative rules that oppose using holding tanks except as a last resort for new and replacement septic systems. Modify rules and statutes to ensure funding from the Wisconsin Fund is for the least costly systems, excluding holding tanks, unless a holding tank is the system of last resort.
- 17) Revise Formula for DATCP Administrative Funding to Counties: Support a revision in the formula the Department of Agriculture, Trade and Consumer Protection (DATCP) uses to distribute administrative funding to counties for administration of the Farmland Preservation Program, Nutrient Management Program and the implementation of performance standards. Use criteria for distribution that include number of farms, acres of cropland, number of livestock and amount of resource waters in a county.
- 18) State Commercial Building Code: Support the exemption from the state Commercial Building Code of farm buildings used for agricultural purposes or horse boarding/stabling facilities.
- 19) Fair Motorboat Gas Tax Allocation: Support legislation to fairly allocate motorboat fuel tax through a more equitable distribution formula.
- 20) Stormwater Utility: Amend the WI Stats. to allow counties to create and manage a stormwater utility.
- 21) ~~Mercury Products Ban: The State should ban the sale of mercury-containing products, with the exception of dental fillings and fluorescent lamps. If the ban is implemented on a phased-in basis, retailers should be required to take back for recycling those mercury-containing products that they are selling until the ban for each product takes effect. WI Act 44~~
- 22) Boater Registration Act: Authorize the state to license, regulate, and require education/training for operation of motorized watercraft.

- 23) Drainage Districts: Establish a Legislative Council Study Committee to review and update drainage district statutes.
- 24) Mercury Rules: Support changes to the mercury rules to achieve a 90% reduction per DNR rule.
- 25) Wisconsin Land Information Program: Support the continuation of the Wisconsin Land Information Program and grants.
- 26) ~~Phosphorus Ban: Support a statewide phosphorus ban. Oppose any legislation, policy/rule change limiting local government control over the use of phosphorous in lawn fertilizer. WI Act 9~~
- 27) DNR Budget Reductions: Oppose reductions in DNR staffing that affect Dane County water programs (water regulatory programs, lake/fishery, runoff specialists, conservation wardens and others).
- 28) Comprehensive Planning: Oppose legislation, which repeals the comprehensive planning statutes.
- 29) Power Plants: Support efforts to clean up dirty power plants.
- 30) Transmission Lines: Request the State support an independent study of the need for additional high voltage transmission lines through Dane County.
- 31) Takings Legislation: Oppose legislation that would require county government to compensate real property owners for restricted use or loss of property value as a result of law or regulations.
- 32) ~~Electronics Recycling: Support legislation requiring electronics producers to be fiscally responsible for unwanted products, the phase-out of hazardous materials, sound recycling practices and protection of consumer confidentiality in disposal/recycling of computers. WI Act 50~~
- 33) Greenhouse Air Pollution: Reduce greenhouse air pollution by updating and implementing the Governor's Global Warming Task Force recommendations and increasing funding for county energy efficiency measures.
- 34) Airport Authority: Oppose legislation that takes airport governance away from county government and gives it to a private/public airport authority.
- 35) American Transmission Company (ATC) Requirement: Urge Wisconsin Public Service Commission to require ATC to construct power lines underground to protect Dane County economic and environmental resources.
- 36) Reduce Fine Particle Emissions: Target fine particle pollution non-attainment areas by providing increased funding and new incentives for fine particle emission reduction programs, including programs that reduce emissions from transportation sources and point sources through the increased use of alternative fuels, renewable energy sources, and energy efficiency improvements.
- 37) ~~Diesel Idling Reduction: Support statewide implementation of diesel idling reductions for trucks, buses and other diesel engines. WI Act 28~~
- 38) Comprehensive Approach to Control Lake Levels: Request the DNR to adopt a comprehensive approach to managing the levels of the lakes through collaboration with affected parties, including dam operators, municipalities and regulatory agencies." (Res. 303, 2008-2009)
- 39) Oppose State Increases in Landfill/Solid Waste Fees and Program Reductions: Oppose state increases to the landfill recycling tipping fee and environmental repair fee. Oppose the elimination or reduction of recycling and solid waste programs. (Res. 32, 2009-2010)

Local Government Services

- 1) Shared Revenue: Support additional funding for the County Mandate Relief Fund; allow counties to be credited for 100% (now 85%) of local purpose revenues. Oppose elimination of Small Municipalities Shared Revenue program. Support a county expenditure restraint program; and oppose the imposition of cost controls on counties.
- 2) Fees/Licenses: State-set fees collected by counties should fairly cover administrative costs.
- 3) Libraries: Enforce compliance with WI Stats. 43.24(6) which require state funding for public library systems at 13% of local library expenditures.
- 4) Elections: Support state funding for costs of state elections.
- 5) Legislative Mandates: Oppose any state or federal legislation or rules/regulations promulgated by federal or state agencies that would require counties to provide a service or administer any program without adequate

and on-going funding; support creation of a Joint Survey Committee on Local Mandates. Support legislation to allow waivers from state mandates.

6) Association Memberships: Amend WI Stats. 59.07(27) to require a simple majority vote of the county board of supervisors to purchase membership in an association of county boards.

7) Utility Deregulation: Oppose any deregulation that leads to higher consumer rates. Any attempts to restructure the delivery of electricity should address: reliability of electrical service, equitable benefits to large and small rate payers, the social and environmental impacts of restructuring and the ability of counties to aggregate to purchase electricity.

8) Election Reporting Requirements: State election law requires state candidates to report all contributions larger than \$500 made within 15 days of an election to be reported within 24 hours of receipt. Amend the statute to apply to county non-partisan elections and lower the threshold for these elections to \$100. Also require that these reports be delivered or faxed directly (instead of just postmarked) to the county clerk within the 24 hour time period.

State election law requires that campaign finance reports include the name, address, and place of employment of any individual whose cumulative annual contributions total more than \$100. Amend the statutes to set a lower threshold than \$100 for local elections.

9) Elections Board: Support legislation that would provide for county authority to create and administer an elections board modeled after statutory language authorizing county ethics boards.

10) Electronic Filing: Support legislation that allows counties the option to require electronic filing for county campaigns.

11) Alliant Energy Center/World Dairy Expo Grant: Oppose elimination or reduction of State's partnership in funding the expansion of the Exhibition Hall. Maintain the current grant amount and consider alternatives like a lump sum payment of the 1994 State obligation through funding mechanisms like bonds.

12) Room Tax: Amend the room tax statutes to include counties.

13) Alliant Energy Center District: Provide enabling legislation or a grandfather clause within the Wisconsin Center District and Bradley Center agreement to extend the same authority to the Alliant Energy Center.

14) County Board Elections: Change the state statutes requiring County Board members to be sworn in on the third Tuesday to allow the seating of temporary Board members until a recount is completed.

15) Preferential Voting: Support giving local governments the opportunity to adopt preferential voting for nonpartisan elections and guaranteeing trustworthy electronic voting systems.

16) TABOR/Property Tax Freeze: Urge state to pay for required programs to reduce property tax growth, not pass more constitutional amendments.

17) Offshore Contracting: Oppose the practice of contracting state of Wisconsin government functions or services to overseas companies/operations.

~~18) Tobacco Laws: Support statewide efforts to make all Wisconsin workplaces, including restaurants and bars, completely smoke free, while opposing any measures that pre-empt local tobacco control regulations. WI Act 12~~

19) Impact Fees: Support legislation to restore impact fee and other authority, such as that deleted in WI Act 477.

20) Local Government Control: Oppose any legislation that limits or deletes local government control.

21) Reverse Marriage Ban: Support a constitutional amendment to delete the marriage ban amendment adopted in the Fall '06 General Election.

22) Domestic Partnership Benefits: Continue to allow local governments to provide domestic partner benefits.

23) State Contracts: Require the State to award contracts to vendors that extend spousal benefits to include employees in domestic partner relationships.

~~24) Birth Certificate Records: Support preservation, computer modernization and improvements to update birth certificate records to fight identity theft. WI Act 28~~

25) Local Runoff Voting: Support allowing local governments the option of instituting instant runoff voting.

26) Manufactured Housing: Support legislation to amend state statutes to require adequate notice to residents when mobile home parks are closing, require storm cellars/secure areas in manufactured housing communities, encourage WHEDA to provide funding/financing for the purchase of housing on leased

land, remove any barriers to long term leases, allow the purchase of communities by residents and the development of co-operative housing for manufactured housing communities.

27) Grant Program Continuity: Require that when the state awards contracts or otherwise funds a project, the state should require sustainability as one criteria in the decision-making or contract selection process.

~~28) Register of Deeds Fees: Support a flat fee increase for documents. WI Act 314~~

29) Buy Local: Provide and maintain state funding to create incentives for businesses and all levels of government to buy local produce and products.

30) Arts Funding: Support increased funding for the arts across Wisconsin.

31) Restore Impact Fee Authority: Restore counties to the governmental entities that are authorized to levy impact fees.

32) Affordable Housing Trust Fund: Support enabling legislation to allow Dane County to create an Affordable Housing Trust Fund.

33) Dangerous Animals and Vicious Dog Ordinance: Amend state law to allow counties to enact stricter ordinances to regulate dangerous animals and vicious dogs.

34) Comprehensive School Funding Reform: Support changes in the school aid formula to align revenues with educational costs. Distribute resources in accordance with the diverse needs of students and districts to ensure every student receives a quality education. Support moving school funding away from reliance on property taxes. (Res. 89, 2010-2011)

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors goes on record in support of these recommendations of the Executive Committee; and

BE IT FURTHER RESOLVED that the Dane County Legislative Lobbyist be directed to pursue enactment of these legislative positions; and

BE IT FINALLY RESOLVED that copies of this resolution be sent to the Governor, the Leadership of both Houses of the Legislature, legislators representing Dane County, and the Wisconsin Counties Association.

Submitted by Supervisor McDonell, November 18, 2010. Fiscal and Policy Notes not required.

Referred to EXECUTIVE, HEALTH & HUMAN NEEDS, PERSONNEL/FINANCE, PUBLIC PROTECTION & JUDICIARY, PUBLIC WORKS & TRANSPORTATION, ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and ZONING & LAND REGULATION.

RES. 208, 10-11

SALE OF NAME OF EXHIBITION HALL AT ALLIANT ENERGY CENTER

The Alliant Energy Center 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. World Dairy Expo, Inc. has agreed to accept the terms of prior marketing agreements for this project, which include: one twelve month term, non-exclusive, no payments unless the County Board and County Executive approve terms of the agreement with the naming company or individual, World Dairy Expo, Inc. may only 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 World Dairy Expo, Inc, 8501 3310 Latham Dr., Madison, WI 53713 for one, twelve- month term from December 1, 2010 to November 30, 2011 is hereby approved.

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

Submitted by Supervisors Veldran, Ripp and Erickson, November 18, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 209, 10-11

ACCEPTING MEDICAL RESERVE CORPS (MRC) TRAINING GRANT FUNDS

The purpose of this resolution is to adjust revenue and expenditures for FY 2010.

The Department of Emergency Management through the Office of Justice Assistance requested funds to support training for the Dane County Medical Reserve Corps (MRC).

The County was awarded a total of \$3,750.

The grant funds will be utilized to develop and deliver training, and conduct a drill for members of the Medical Reserve Corps and response partners. Participants will learn and step through the organization, management and provision of simulated services at reception center/shelter for the general and/or special needs population(s).

NOW, THEREFORE, BE IT RESOLVED that \$3,750 be set up as additional revenue in the Emergency Management, Planning Division Medical Reserve Corps Account 81837 and be credited to the General Fund, and that \$3,700 be transferred from the General Fund to Planning Division Medical Reserve Corps Expense Account 21550.

BE IT FURTHER RESOLVED that \$3,750 is transferred from the General Fund to the following Emergency Management, Planning Division Medical Reserve Account:

Revenue Account	EEMRPLN 81837
Expense Account	EEMRPLN 21550

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, Hulsey, Wiganowsky, Imhoff, Schlicht and Corrigan, November 18, 2010.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 210, 10-11

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 extend the regional interoperability coordinator position, 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, all of which will be allocated toward personnel costs. There is no County matching requirement with this grant. The grant period is from January 1, 2011 to December 31, 2011. Grant funds will be used to continue funding the part-time Communications Interoperability Planner position in the Department of Emergency Management.

This is the second year of grant funding for this position. The first grant was accepted by Res. 284, 2009-10. Res. 284 accepted funds for the grant period from January 1, 2010 to August 31, 2010. The performance period for the grant accepted by Res. 284 has been extended until December 31, 2010.

NOW, THEREFORE BE IT RESOLVED that the performance period for the Communications Interoperability Planner established by Res. 284, 2009-10 be extended through December 31, 2010.

BE IT FURTHER RESOLVED that the Communications Interoperability Planner position be continued through the 2011 calendar year.

BE IT FURTHER RESOLVED that \$53,333 be set up as additional revenue in the Emergency Management, Emergency Planning Division, Catastrophic Planning Project Revenue and be credited to the General Fund.

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

EMEMRPLN 10009	Salaries and Wages	\$40,518
EMEMRPLN 10099	Retirement Fund	\$4,987
EMEMRPLN 10108	Social Security	\$2,980
EMEMRPLN 10117	Health	\$4,478
EMEMRPLN 10153	Dental	\$370
	Total	\$53,333

Submitted by Supervisors Rusk, Bayrd, Hulsey, Wiganowsky, Imhoff, Schlicht and Corrigan, November 18, 2010.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 211, 10-11

ACCEPTING SPECIAL NEEDS PILOT PROJECT GRANT

The Department of Emergency Management has applied for and received approval for Homeland Security grant funds (called Special Needs Pilot Project) made available through the Wisconsin Office of Justice Assistance. The scope of work for this grant includes:

- Establish a mega-shelter plan for implementation in the event of a large scale or mass evacuation, considering the potential for Dane County to serve as a receiving area for evacuees in a regional evacuation. The plan will accommodate people with disabilities and other special needs and will build on the small to medium scale special needs shelter plans that have already been established.
- Conduct outreach and education to people with disabilities and other special needs to assist with personal and family preparedness. While local emergency responders and relief workers will be on the scene after a disaster, they can not always reach everyone right away. People themselves are often in the best position to plan for their own safety and are best able to know their abilities and needs after an emergency or disaster. Knowing what to do and having a personal or family emergency plan can be people's best protection and can also help to reduce the impacts of the disaster. The program developed will be action-oriented, with the intent of motivating people with special needs to take concrete, measurable steps toward their own personal preparedness, as appropriate to their situation.

The Office of Justice Assistance will provide \$50,000 towards these efforts, with \$35,000 dedicated to shelter planning and \$15,000 toward community outreach and education. There is no County matching requirement with this grant. The grant period is from October 1, 2010 to September 30, 2011.

Dane County Emergency Management has a well-established process for evacuation planning and preparedness. The projects identified in this grant are specifically targeted toward high priority areas identified in this process. Dane County is a statewide leader in this area.

NOW, THEREFORE, BE IT RESOLVED that \$50,000 be set up as additional revenue in the Emergency Management, Emergency Planning Division, Special Needs Evacuation Preparedness Revenue (EMEMRPLN 81842) and be credited to the General Fund.

BE IT FURTHER RESOLVED that \$50,000 be transferred from the General Fund to the Emergency Management, Emergency Planning Division, Special Needs Evacuation Preparedness (EMEMRPLN 22450) operating expense account.

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, Hulsey, Wiganowsky, Imhoff, Schlicht and Corrigan, November 18, 2010.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 212, 10-11

REFERENDUM ON REGULATING CAMPAIGN CONTRIBUTIONS

Presented with a relatively narrow legal issue, the Supreme Court chose to roll back laws that have limited the role of corporate money in federal elections since Teddy Roosevelt was president.

The citizens of Dane County call for reclaiming democracy from the corrupting effects of undue corporate influence by amending the United States Constitution to establish that:

1. Only human beings, not corporations, are entitled to constitutional rights, and
2. Money is not speech, and therefore regulating political contributions and spending is not equivalent to limiting freedom of speech.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors places the following advisory referendum on the ballot for the April 2011 election:

“Should the United States Constitution be amended to establish that regulating political contributions and spending is not equivalent to limiting freedom of speech, by stating that only human beings, not corporations, are entitled to constitutional rights?”

BE IT FINALLY RESOLVED that the Dane County Clerk shall take all necessary steps to implement this resolution.

Submitted by Supervisors Downing, Hesselbein, Hendrick, Matano, Rusk, Stoebig, Sargent, Solberg, Salov, McDonell, Duranczyk, Hulse, Stubbs, Eicher, Corrigan, Levin, Miles and Veldran, November 18, 2010.
Referred to EXECUTIVE.

RES. 213, 10-11

AWARD OF CONTRACT FOR MARQUEE REPLACEMENT AT ALLIANT ENERGY CENTER

The Department of Public Works, Highway & Transportation reports the receipt of bids for the Marquee Replacement at the Alliant Energy Center, Madison, WI, Bid #310031.

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 _____.

Funds are available for this project as part of the Energy Efficiency & Conservation Block Grant.

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 Veldran, Ripp, Schmidt and Erickson, November 18, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 214, 10-11

AWARD OF CONTRACT FOR ELECTRICAL UPGRADES @ MULTIPLE FACILITIES

The Department of Public Works, Highway & Transportation reports the receipt of bids for the Electrical Upgrades at multiple facilities in Dane County, WI, Bid #310032.

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 _____.

Funds are available for this project as part of the Energy Efficiency & Conservation Block Grant.

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 Veldran, Schmidt and Erickson, November 18, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 215, 10-11

AWARD OF CONTRACT FOR CITY-COUNTY BUILDING
DOMESTIC HOT WATER SYSTEM WITH HEAT RECOVERY

The Department of Public Works, Highway & Transportation reports the receipt of bids for the Domestic Hot Water System Replacement with Heat Recovery in the City-County Building, Madison, WI, Bid #310033.

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 _____.

Funds are available for this project as part of the Energy Efficiency & Conservation Block Grant.

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 Veldran, Ripp, Schmidt and Erickson, November 18, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 216, 10-11

AWARD OF CONTRACT FOR SOLAR PHOTOVOLTAIC SYSTEMS AT MULTIPLE LOCATIONS

The Department of Public Works, Highway & Transportation reports the receipt of bids to install several solar photovoltaic systems throughout Dane County. The locations included in the base bid are the Dane County Highway Garage, Dane County Job Center and Springfield Corners Highway Garage, Bid #310034.

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 _____.

Funds are available for this project as part of the Energy Efficiency & Conservation Block Grant.

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 Veldran, Schmidt and Erickson, November 18, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 217, 10-11

AWARD OF CONTRACT FOR
MECHANICAL & ELECTRICAL UPGRADES AT MULTIPLE LOCATIONS

The Department of Public Works, Highway & Transportation reports the receipt of bids for mechanical and electrical equipment upgrades for energy conservation measures. These measures are being implemented based on recommendations resulting from a retro-commissioning investigation, Bid #310035.

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 _____.

Funds are available for this project as part of the Energy Efficiency & Conservation Block Grant.

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 Veldran, Ripp, Schmidt and Erickson, November 18, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 218, 10-11

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. The 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 wages. 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 wages, 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 means of compensation was created in 2009, employed in 2010, and based on the findings reported to Public Protection & Judiciary and Personnel and Finance Committees, was deemed effective in reducing the number of acting supervisor hours needed.

BE IT FINALLY RESOLVED that based on the findings, Communications Supervisors are to be compensated as described above.

Submitted by Supervisors Rusk, Bayrd, Hulsey, Wiganowsky, Imhoff, Schlicht, Corrigan, Veldran, Ripp, Schmidt and Erickson, November 18, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 219, 10-11

RESOLUTION ESTABLISHING AN INDEPENDENT COMMITTEE TO FORMULATE AND RECOMMEND A PLAN OF APPORTIONMENT OF THE DANE COUNTY BOARD OF SUPERVISORS

As a result of the 2010 Census, it will be necessary to redraw boundaries of districts for the Dane County Board of Supervisors in 2011, which is called a plan of apportionment in Wisconsin law. Reapportionment has traditionally been handled by the County Board itself. The Americans for Redistricting Reform has called for redistricting to be conducted by independent commissions. The ARR's organizing principle is that "...**voters should choose elected representatives, not the other way around.**"

ARR's call for independent reapportionment commissions is joined by a large number of progressive reform organizations, including US PIRG, Common Cause, the League of Women Voters and Fair Vote. In Wisconsin, independent groups such as the Wisconsin Democracy Campaign and its director, Michael McCabe, have urged creation of independent reapportionment commissions.

Creation of an independent reapportionment commission for Dane County will expedite preparation of districts that meet the requirement of one person, one vote, are compact and competitive, assure that minority communities have fair representation and which respect communities of interest such as municipal boundaries. An independent commission could retain experts to prepare the demographic data needed to support the process, and make those resources available to all interested persons and groups.

The community interest in fair reapportionment is overwhelming. Dane County has been a leader in increasing transparency in government. The County can set an example which should be followed in the mapping of legislative and congressional districts.

NOW, THEREFORE, BE IT RESOLVED by the Dane County Board of Supervisors, that:

1. There is created a special Dane County Reapportionment Committee which shall be charged with receiving census data from the 2010 census, and use that data as well as other information to prepare a recommended plan of apportionment to be presented to the Dane County Board of Supervisors by May 1, 2011, for consideration and action by them no later than July 1, 2011 as provided in Wis. Stats. ss59.10(3).
2. The Reapportionment Committee shall consist of five (5) retired Dane County circuit judges now residing in Dane County. The County Board Chair shall appoint the members of the Committee from a list of eligible judges prepared by and submitted to the Chair by the Executive Committee of the Board, and such appointments shall be subject to approval by the County Board. No more than two of the members may have originally been appointed as circuit judges by Governors from the same political party. The members of the Reapportionment Committee shall select their own chair and other officers, and establish their own rules of procedure.
3. The County Clerk shall provide administrative support to the Committee. The Committee may retain a consultant experienced in redistricting to assist the Committee in completing the recommended plans.

Submitted by Supervisors Bruskewitz, Imhoff, Willett, Gau, Solberg, Martz, Schlicht, Ferrell, Jensen and Ripp, November 18, 2010.

Referred to EXECUTIVE.

RES. 220, 10-11

AUTHORIZATION TO LEASE VEHICLE(S) FOR CONSOLIDATED FOOD SERVICE

Dane County maintains a master lease agreement with Ford Motor Credit to provide lease financing for fleet vehicles. As existing leases expire or additional vehicles are needed, new vehicles are leased to replace them.

Consolidated Food Services (CFS), a division of the Department of Administration, requires an additional delivery vehicle to be used to deliver meals to the new Badger Prairie Health Care Center (BPHCC) which is no longer attached to the CFS building.

The new delivery vehicle is a 2011 Vantage International Model #EVX1000 electric powered vehicle and is priced at \$23,809. The electric vehicle has an annual lease payment of \$5,494.89. The vehicle will be leased over a period of five years with annual payments made in advance. At term end the vehicle will be purchased for a dollar. The budgeted line item for Vehicle Leases is CFS ADM 32755 and is budgeted at \$15,100.

THEREFORE, BE IT RESOLVED that the Controller and County Clerk are authorized to execute addenda to the Ford Motor Credit Master Lease Agreement for one EVX1000 electric powered vehicle for Dane County Department of Administration, division of Consolidated Food Services.

Submitted by Supervisors Hesselbein, Clausius, Solberg, Hendrick, de Felice, Stoebig, Stubbs and Erickson, November 18, 2010.

Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

RES. 221, 10-11

AUTHORIZING EMPLOYMENT AGREEMENT FOR FORENSIC PATHOLOGIST / MEDICAL EXAMINER
(VINCENT TRANCHIDA)

A candidate has been selected to serve as Forensic Pathologist in the County's Medical Examiner's Office and assume the position of County Medical Examiner. Consistent with the budget, county ordinances, and existing practice for employment contracts, a contract has been negotiated with Vincent Tranchida. 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 Vincent Tranchida to serve as Forensic Pathologist in the Medical Examiner's Office and as Medical Examiner for a five-year period ending January, 31, 2016, at a beginning base salary of \$190,000.00.

Submitted by Supervisors Rusk, Bayrd, Hulsey, Wiganowsky, Imhoff, Schlicht and Corrigan, November 18, 2010.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 222, 10-11

AMENDING THE 2011 DANE COUNTY BUDGET PROVISION
REGARDING EMERGENCY MANAGEMENT / 911 MERGER STUDY GROUP

The adopted 2011 Dane County Operating Budget (Res. 154, 2010-2011, as amended), included a provision establishing a staff team to conduct an implementation study to guide the merger of the Department of Emergency Management and Public Safety Communications Department.

The County Executive's proposed budget provided for the team to include representatives of various stakeholder groups. However, the Public Protection and Judiciary Committee adopted an amendment which removed the stakeholder representatives, and established the committee as a staff team along with two county board supervisors and a representative of the County Executive.

The Dane County Emergency Medical Service Commission on Wednesday November 17th discussed the amendment (# PP&J-1), and approved a motion 7-1 to request a change to the language adding three stakeholders to the study group, as originally provided for. The stakeholders would include representatives from each of the public protection associations.

NOW, THEREFORE, BE IT RESOLVED that Res. 154, 2010-2011, the 2011 Operating Budget, be amended to include the following language – underlined below - to the provision regarding the team studying the merger of the Department of Emergency Management and the Public Safety Communications Department:

“ Using the Land and Water Resources Department consolidation effort as a model, the Department of Administration shall coordinate a management staff team that includes equal representation from each of the departments, (including the Director of Public Safety Communication and the Interim Director of Emergency Management), a representative from each of the Public Protection Associations (Police, Fire, EMS), a representative from the County Board as designated by the County Board Chair, a representative of the Public Protection and Judiciary Committee as designated by the Chair of the Committee, and a representative designated by the County Executive “

Submitted by Supervisors Salov, Martz, Ripp, Duranczyk, Schmidt, Solberg, Bruskwitz and Schlicht, November 18, 2010. Fiscal and Policy Notes not required.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 223, 10-11

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

Jonathan Lipp, 1 Chequamegon Bay, Madison 53719 (288-8008-H, 831-7330-W), to be reappointed. This term will expire 9/1/13.

C.D.B.G. Commission

Richard J. Oberle, 7428 Blazingstars Drive, Middleton 53562 (826-0559-H, 231-8441-W), due to the resignation of Marachiel Santos-Lang. Mr. Oberle is a Systems Programmer at CUNA Mutual Group. He has served for eight years as a Town of Middleton Town Supervisor, is the Town of Middleton Finance Committee Liaison

Director at large for The Prairie Enthusiasts, and is Chair of Fundraising and the Endowment Committee for The Prairie Enthusiasts. This term will expire 4/19/11.

Solid Waste & Recycling Advisory Commission

Jan C. Kucher, 5223 Buttonbush Drive, Fitchburg 53711 (358-5215-H, 662-5121), due to the resignation of James Daubert. Mr. Kucher is a professional civil engineer for RMT, Inc. He has been an Engineer for thirty years and has 21 years of experience working in the solid waste area. Mr. Kucher has worked on key projects for the Kestrel Hawk Park Landfill in Racine, the Sauk County Landfill, and the Winnebago County Landfill. He has extensive experience in wind energy development, electrical generation, civil engineering-infrastructure utilities, solid waste, remediation, and hazardous waste. This term will expire 1/31/13.

Submitted by Supervisor McDonell, November 18, 2010. Fiscal and Policy Notes not required.
Referred to EXECUTIVE.

COMMUNICATIONS

Claim from Richard Eggers against Public Works for damage to vehicle caused by rocks falling from county gravel truck. Referred to PUBLIC PROTECTION/JUDICIARY.

Amanda Alternberger vs Auto Club Ins. – Human Services – Personal Injury Auto claim exceeds \$5,000 summons & complaint. Referred to PUBLIC PROTECTION/JUDICIARY.

Wenda Alison Nora v Clerk of Courts Civil Action summons & complaint

Brown Co. Resolution to Our U.S. Senators and Congressmen: To Urge the US Army Corps of Engineers to Rebid the Renard Island Causeway Project and to Award the Contract to the Low Bidder. Referred to EXECUTIVE.

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

- Petition 10268 – Town of Sun Prairie – Peter Austin
- 10269 – Town of Oregon – Clarice Christensen
- 10270 – Town of Oregon – Town of Oregon

ORD. AMDT. 32, 10-11

AMENDING CHAPTER 15 OF THE DANE COUNTY CODE OF ORDINANCES, REGARDING THE COMPOSITION OF THE DANE COUNTY FOOD COUNCIL

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 (1) and (2) of 15.255 are amended to read as follows:

15.255 FOOD COUNCIL. (1) The Dane County Food Council shall consist of 42-9 members with an interest in local food issues to be appointed as follows:

~~(a) Three members recommended and appointed by the Dane County Executive to represent economic development, food system, and processing and distribution concerns county supervisors appointed by the county executive, including one supervisor who is a member of the Economic Development Committee, one supervisor who is a member of the Environment, Agriculture & Natural Resources Committee, and one supervisor who is a member of the UW Extension Committee.~~

~~(b) Three members recommended and appointed by the Dane County Executive to represent accessibility, urban agriculture, and processing and distribution concerns.~~

~~(c)(b) Three citizen members appointed by the chair of the Dane County UW Extension Committee to represent nutrition, food waste and large-scale agricultural concerns urban agriculture, community food security and nutrition concerns.~~

~~(d)(c) Three citizen members appointed by the chair of the Environment, Agriculture and Natural Resources Committee to represent environmental, planning and small-scale agricultural food grower/producer, food processing/waste, and food retail/distribution concerns.~~

~~(2) Members shall serve staggered three year terms, ending on the third Tuesday in April. Supervisor members shall serve two year terms. Citizen members shall serve staggered four year terms. All terms shall end on the third Tuesday in April.~~

ARTICLE 3. Subsection 15.255(5) is amended to read as follows:

~~(5) The Dane County UW Extension Department, the Dane County Department of Planning and Development, and others as necessary, shall provide support such as advice, educational programming and process facilitation expertise to shall staff and support the Food Council.~~

[EXPLANATION: This amendment changes the number of members of the Food Council from 12 to 9, and amends the composition and terms of the Council.]

Submitted by Supervisors Richmond, Stoebig, Gau, Corrigan, Hesselbein, Downing, Hampton and Vedder, December 16, 2010.

Referred to EXECUTIVE, ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES, UW EXTENSION and ECONOMIC DEVELOPMENT.

ORD. AMDT. 33, 10-11

AMENDING CHAPTER 14 OF THE DANE COUNTY CODE OF ORDINANCES, REGARDING
STORMWATER INFILTRATION

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 14.51(2)(e)3. through 6. are renumbered, respectively, as 4. through 7.

ARTICLE 3. Subsection 14.51(2)(e)1. and 2. are amended to read as follows:

14.51 STORMWATER MANAGEMENT PLAN REQUIREMENTS. (2) *Storm-water management performance standards.* Proposed design, suggested location and phased implementation of effective, practicable stormwater management measures for plans shall be designed, engineered and implemented to achieve the following results:

(e) Infiltration.

1. Residential development. For both residential and nonresidential developments, design practices to infiltrate sufficient runoff volume so that post-development infiltration volume shall be at least 90% of the pre-development infiltration volume, based upon average annual rainfall.

2. The runoff curve numbers used in calculating pre-development conditions shall be based on the pre-development land uses. For agricultural land, the maximum runoff curve number (RCN) used in calculating pre-development conditions shall be 51 for hydrologic soil group (HSG) A, 68 for HSG B, 78 for HSG C, and 83 for HSG D.

3. If, when designing appropriate infiltration systems, more than ~~one two~~ percent (42%) of the site is required to be used as effective infiltration area, the applicant may alternately design infiltration systems and pervious surfaces to meet or exceed the annual pre-development recharge rate. The annual pre-development recharge rate shall be determined from the Wisconsin Geological and Natural History Survey's 2009 report, Groundwater Recharge in Dane County, Estimated by a GIS-Based Water-Balance Model or subsequent updates to this report, or by a site specific analysis using other appropriate techniques. ~~estimated average annual recharge rate (7.6 inches per year).~~ If this alternative design approach is taken, at least ~~one two~~ percent (42%) of the site must be used for infiltration.

~~2. Nonresidential development. For non-residential development, including commercial, industrial and institutional development, design practices to infiltrate sufficient runoff volume so that post-development infiltration volume shall be at least 60% of the pre-development infiltration volume, based on average annual rainfall. If when designing appropriate infiltration systems, more than two percent (2%) of the site is required to be used as effective infiltration area, the applicant may alternately design infiltration systems and pervious surfaces to meet or exceed the estimated average annual recharge rate (7.6 inches per year). If this alternative design approach is taken, at least two percent (2%) of the site must be used for infiltration.~~

[EXPLANATION: This amendment aligns county-wide stormwater volume control (infiltration) requirements with those required by the Capital Area Regional Planning Commission in all new urban service area amendments. It applies the existing requirements for residential infiltration to nonresidential development, and will result in less runoff from sites and pollutant transport to waterways, less flooding and increased groundwater recharge.]

Submitted by Supervisors Richmond, Jensen, Corrigan, Miles and Hulsey, December 16, 2010.
Referred to ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and LAND CONSERVATION.

RES. 225, 10-11

AUTHORIZING AN EXTENSION TO PROVIDE A FREEWAY SERVICE TEAM FOR THE WISCONSIN DEPARTMENT OF TRANSPORTATION

The Wisconsin Department of Transportation requested an extension to continue their agreement with the Dane county Sheriff's Office to provide a Freeway Service Team for USH 12/14/18/151 corridor in Dane County (commonly referred to as the Beltline Highway). The contract extends from July 1, 2010 to June 30, 2011. The estimated expenditures and revenues were handled through the 2010 and 2011 budget process.

The overall goal of providing a service team 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's Office, Dane County Executive, and Dane County Clerk are authorized to enter into an extension of the current Freeway Service Team agreement, Resolution 261, 2004-2005, with the Department of Transportation.

BE IT FURTHER RESOLVED that this agreement will extend the agreement through June 30, 2011 contingent on continued grant funding.

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, Hulsey, Wiganowsky, Imhoff, Schlicht and Corrigan, December 16, 2010.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 226, 10-11

AWARD OF CONTRACT FOR EMS MEDICAL DIRECTOR, 2011 - 2012

To meet the requirements for Emergency Medical Services administrative and evaluative physician services, Dane County has contracted with a physician since January 1989.

A 2011 contract for administrative and evaluative physician services is being awarded to UW Medical Foundation. The contract shall not exceed \$60,000 for the first year and shall not exceed \$60,000.00 for the second year of the contract period.

THEREFORE, BE IT RESOLVED, THAT A CONTRACT BE AWARDED TO UW Medical Foundation. and that the County Executive and the County Clerk are authorized to sign the agreement.

Submitted by Supervisors Rusk, Bayrd, Hulsey, Wiganowsky, Imhoff, Schlicht and Corrigan, December 16, 2010.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 227, 10-11

AUTHORIZING ACCEPTANCE OF WISCONSIN DEPARTMENT OF COMMERCE COMMUNITY DEVELOPMENT BLOCK GRANT – EMERGENCY ASSISTANCE PROGRAM (CDBG-EAP) FUNDS AND AWARDING OF PURCHASE OF SERVICE CONTRACT

This resolution accepts a grant award of \$400,000 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 shall be used to make repairs to Mussen and Crystal Lake Roads in the Town of Roxbury. The roadbeds will also be elevated to a minimum elevation of at least 875 feet and bank stabilization along the edge of the elevated roadway will also be completed. The Town of Roxbury will be contributing any dollars needed to complete the repairs beyond those available through the CDBG-EAP funds.

NOW THEREFORE BE IT RESOLVED that the purchase of service contract listed below be awarded for the period of October 1, 2010 through December 31, 2011:

<u>Vendor</u>	<u>Contract Amount</u>
Town of Roxbury	\$400,000

BE IT FURTHER RESOLVED that the following revenue account be adjusted and the following expenditure account be created:

<u>Revenue Account Number</u>	<u>Account Title</u>	<u>Amount</u>
HSADM CBG 82966	CDBG-EAP	\$400,000

<u>Expenditure Account Number</u>	<u>Account Title</u>	<u>Amount</u>
HSADM CBG-NEW	CDBG-EAP – Town of Roxbury	\$400,000

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) Town of Roxbury project.

Submitted by Supervisors Stubbs, Duranczyk, Vedder, Willett, Ferrell, Levin and Sargent, December 16, 2010.

Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

RES. 228, 10-11

AMENDING 2010 PROFESSIONAL SERVICES CONTRACTS FOR INPATIENT MENTAL HEALTH TREATMENT 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 2010, DCDHS budgeted \$358,900 divided among Meriter, St. Marys and University Health Care. Actual expenses are projected to be \$175,000 higher than budgeted, or \$533,900, due to the fact that inpatient utilization at Mendota Mental Health Institute and community hospitals has been running higher than historical averages. This resolution allocates funds to reflect actual utilization. Funds are transferred from the PACT program account to cover this cost. The PACT program is under budget because furlough days for State of Wisconsin staff and other factors helped control expenses.

University Health Care contract is also modified by \$4,000 due to higher physician expenses, but this does not require a budgetary change as funds are already budgeted in a physician fees account.

NOW, THEREFORE, BE IT RESOLVED, that the following expense accounts be adjusted in the Department of Human Services.

Expenditure Account Number	Account Title	Amount
ACFIISMH INSMAA	St Marys Hospital Inpatient	(\$18,000)
ACFIIMHI INIPAA	Meriter Inpatient	\$72,000
ACFIIUWH INUWAA	University Health Care	\$121,000
ACFCMMH CSATAA	MMHI - PACT	(\$175,000)
	Total	\$0

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the professional services contracts listed below be amended for 2010:

St Marys Hospital	(\$18,000)
Meriter Hospital	\$72,000
University Health Care	\$125,000

Submitted by Supervisors Stubbs, Duranczyk, Vedder, Willett, Sargent, Ferrell and Levin, December 16, 2010.

Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

RES. 229, 10-11

AWARDING AN AGREEMENT FOR INTEROPERABLE RADIO COMMUNICATIONS SYSTEM
AND OTHER SERVICES

Dane County Public Safety Communications and area partners in public safety have worked for years to determine appropriate improvements to local voice radio systems.

Dane County issued RFP #110100 on October 1, 2010 for an interoperable voice radio communications system, and received four responses. After grading and interviews, _____, of _____, was selected.

The capital budget includes funds for this project. The Public Safety Communications Director, with assistance from the Public Safety Communications Technical Committee and professional consultants, will oversee the project on behalf of the County.

NOW, THEREFORE, BE IT RESOLVED that Dane County enter into this Agreement with _____ with the cost being \$_____.

BE IT FUTHER RESOLVED that the Dane County Executive and the Dane County Clerk be authorized to sign this Agreement with _____.

BE IT FINALLY RESOLVED that the Department of Public Safety Communications be directed to ensure complete performance of the Agreement.

Submitted by Supervisor McDonell, December 16, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 230, 10-11

AUTHORIZING ACCEPTANCE OF A WI DNR GRANT AMENDMENT FOR
AIS PREVENTION & CONTROL PLAN IMPLEMENTATION

Res. 228, 09-10 Authorized 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 Wisconsin Department of Natural Resources (WDNR) has provided an additional \$50,000 in grant funding.

NOW, THEREFORE, BE IT RESOLVED that Dane County authorizes the acceptance of an AIS Plan Implementation Grant Amendment from the WDNR.

BE IT FURTHER RESOLVED that revenue account LWRLKSWS AIS Implementation Revenue 81672 be increased by \$50,000

BE IT FINALLY RESOLVED that a new expense account LWRLKSWS LTE AIS Grant Expense be established under the Lakes & Watershed budget for \$46,400 and account LWRLKSWS 20319 AIS Implementation Grant Expense be increased by \$3,600. These funds shall all carry forward until expended.

Submitted by Supervisors Miles and Richmond, December 16, 2010.
Referred to PERSONNEL/FINANCE, ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and LAKES & WATERSHED.

RES. 231, 10-11

AUTHORIZING A CONTRACT POLICING AGREEMENT WITH THE VILLAGE OF ROCKDALE

The Village of Rockdale has requested the Dane County Sheriff's Office to provide additional police services within the boundaries of said municipality, at a level above and beyond the basic level of police services currently provided to their respective village.

The Village of Rockdale has agreed to compensate Dane County for the cost of assigning certified sworn law enforcement officers, on an overtime basis to perform such services. The potential revenue in 2011 is \$3,500.

The Village Board of Rockdale has authorized the Village of Rockdale President and Clerk to enter into an 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 a contract policing agreement with the Village of Rockdale, and

BE IT FURTHER RESOLVED that the Dane County Sheriff's Office is authorized to provide the requested services on an overtime basis, and

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 \$3,500 be set up as additional Sheriff, Field Services, Inter-Agency Revenue (2011) – Rockdale (3390-NEW) and be credited to the General Funds, and that \$3,500 be transferred from the General Fund to the following Sheriff's Office accounts:

Field Services - Overtime Inter-Agency (3390-0034)	\$2,683
Field Services - Retirement Fund (3390-0099)	\$ 612
Field Services - Social Security (3390-0108)	205
TOTAL	\$3,500

Submitted by Supervisors Rusk, Bayrd, Hulse, Wiganowsky, Imhoff, Schlicht and Corrigan, December 16, 2010.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 232, 2010-11

FUND TRANSFER & NEW LINE ITEM ACCOUNT FOR PLOTTER/SCANNER/COPIER
AT DANE COUNTY SOLID WASTE

The Department of Public Works, Highway & Transportation reports the receipt of proposals for the plotter/scanner/copier, Dane County Solid Waste, 1919 Alliant Energy Center Way, Madison, WI 53713.

ERS Digital, 6909 Seybold Road, Madison, WI 53719 will be providing the equipment for a proposal price of \$18,596.45.

A fund transfer and a specific line item account are required.

NOW, THEREFORE, BE IT RESOLVED That \$18,596.45 be transferred from Landfill Site No. 2, Dozer account SWRODFLD 57351 to a new Plotter/Plan Copier/Plan Scanner Account; and

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

Submitted by Supervisors Veldran, Ripp, Salov, Erickson and Schmidt, December 16, 2010.

Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 233, 10-11

AWARD OF CONTRACT FOR ROOM GR-3 ASBESTOS ABATEMENT & REINSULATION

The Department of Public Works, Highway & Transportation reports the receipt of bids to remove and properly dispose of asbestos containing materials in GR-3 Mechanical Room of the City County Building, Bid #310040. The asbestos removal is necessary as part of the EECBG project to replace the CCB hot water system. The asbestos abatement and re-insulation will be paid using EECBG funds.

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 Veldran, Ripp, Salov, Erickson and Schmidt, December 16, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 234, 10-11

CHANGE ORDER #1 FOR EAST SIDE GENERATION STATION ELECTRICAL AT LANDFILL SITE #2

Res. #11, 10-11, awarded a contract to H & H Electric in the amount of \$65,000.00 for East Side Generation Station Electrical at Landfill Site #2, 7102 U.S. Highway 12 & 18, Madison, WI, Bid #310010.

The following changes are being made to the contract:

Change Order No. 1—Additional wire required due to routing: Add: \$15,900.00

Funds are available to cover the amount of this change order.

NOW, THEREFORE, BE IT RESOLVED that a Change Order #1 in the amount of \$15,900.00 is requested for H & H Electric; 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 Veldran, Ripp, Salov, Erickson and Schmidt, December 16, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 235, 10-11

AMENDING THE 2010 CAPITAL BUDGET TO INCREASE BORROWING REVENUE
IN THE METHANE GAS FUND

The Department of Public Works, Highway & Transportation, Solid Waste Division, is asking to extend borrowing on this account because we had extras due to the used equipment we purchased for this project and additional equipment required that we did not anticipate.

To move forward with this project, the 2010 Capital Budget must be amended to include borrowing proceeds to finance the projects.

THEREFORE, BE IT RESOLVED, that revenue account SWMETHGO 84974 "Borrowing Proceeds" be increased by \$100,000 to finance the Generator Set #5 projects and that expenditure account SWMETHGO 59725 5th Generator be increased by \$100,000 and that the department be allowed to continue the project and expend these funds in advance of the county's annual borrowing.

Submitted by Supervisors Veldran, Ripp, Salov, Erickson and Schmidt, December 16, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 236, 10-11

AWARD OF CONTRACT FOR AIR HANDLING UNITS REPLACEMENT - VERTICAL EXPANSION - CCB

The Department of Public Works, Highway & Transportation reports the receipt of bids to provide and install two new air handling units, including temperature control, electrical and piping. Work also includes demolition and proper disposal of existing units, Bid #310039.

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 _____.

Funds are available for this project as part of the Energy Efficiency & Conservation Block Grant.

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 Veldran, Ripp, Salov, Erickson and Schmidt, December 16, 2010.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 237, 10-11

AUTHORIZATION TO PURCHASE LANDS AT McCARTHY COUNTY PARK - WEISENSEL

Dane County has negotiated the acquisition of approximately 25 acres at McCarthy County Park in the Town of Sun Prairie. McCarthy County Park provides a setting for conservation, education and recreation activities for a variety of age groups but primarily youth. Park amenities include a parking and picnic area, hiking trails, equestrian trails, and a new group campground. There is an active Friends group that supports a variety of programs at the Park, including a sledding hill, prairie restoration and youth events.

The property will provide much needed and desired access to County Highway N. Currently access is limited to one entrance on the south end of the Park. The property will enhance access to the park and allow for the expansion of trails and habitat restoration.

The purchase price for the property is the current appraised value of \$325,000. The County's ability to purchase the land for less than the appraised value was limited by the fact that it is held by a Guardian and the sale must be court approved. Dane County Parks staff will apply for grant funds to offset 50% 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 property at McCarthy County Park from the Guardian of the Estate of Leon Weisensel for approximately \$325,000 per the terms identified above and according to Wis. Stats. Chapter 27.05(3) and that the land rights be managed under the jurisdiction of the Dane County Park Commission.

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 Dane County and to structure the transaction to maximize cost-sharing from non-County sources, which may include temporarily vesting the property in a non-profit organization.

BE IT FINALLY RESOLVED, that the Dane County Real Estate Officer and 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 transactions.

Submitted by Supervisors McDonell, Richmond, Corrigan, Sargent, Clausius, Levin, Hesselbein, Miles, Matano, Vedder, Hulsey, Duranczyk, Downing and Ripp, December 16, 2010.

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

RES. 238, 10-11

AUTHORIZING ACCEPTANCE OF TRAINING GRANT 40 HOUR HAZARDOUS MATERIALS
TECHNICIAN TRAINING

Dane County Emergency Management applied for and was awarded a training grant from Wisconsin Emergency Management in the amount of \$4,434.00.

This grant will be used to offset training costs for delivery of a 40 hour Hazardous Materials Technician Training to be offered to selected county emergency first responders.

NOW, THEREFORE, BE IT RESOLVED that \$4,434.00 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 \$4,434.00 be transferred from the General Fund to the 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 2010 to the 2011 budget period.

Submitted by Supervisors Rusk, Bayrd, Hulsey, Wiganowsky, Imhoff, Schlicht and Corrigan, December 16, 2010.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 239, 10-11

AUTHORIZING ACCEPTANCE OF TRAINING GRANT AUTHORIZING FIRE DEPARTMENT
DECONTAMINATION OPERATIONS

Dane County Emergency Management applied for and was awarded a training grant from Wisconsin Emergency Management in the amount of \$12,150.

This grant will be used to offset mass decontamination training costs at each of the Dane County fire departments that host a mass decontamination trailer (Blooming Grove, McFarland, Shorewood Hills, Town of Madison and Marshall).

NOW, THEREFORE, BE IT RESOLVED that \$12,150 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 \$12,150 be transferred from the General Fund to the 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 2010 to the 2011 budget period.

Submitted by Supervisors Rusk, Bayrd, Hulsey, Wiganowsky, Imhoff, Schlicht and Corrigan, December 16, 2010.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 240, 10-11

AUTHORIZING PURCHASE OF LOT ADJACENT TO FISH LAKE COUNTY PARK BOAT LAUNCH
IN FISH LAKE NATURAL RESOURCE AREA

The Dane County Parks & Open Space Plan recommends the acquisition of land within the Fish Lake Natural Resource Area in recognition of the unique natural features of the lake and its attractiveness as a recreation destination. Fish Lake is a popular fishing spot and is unusual in that it has no natural inlet/outlet and is one of the deepest lakes in Wisconsin.

With support from the Town of Roxbury and using WI DNR funding, Dane County acquired six lots and flood-damaged homes and cottages along Fish Lake Road in 2010. The owner of the vacant lot adjacent to the Fish Lake County Park boat launch has agreed to sell his residential-zoned lot to the county for \$7,500. This is below the appraised value of \$10,200 and creates a desirable assemblage along the west shore of Fish Lake.

Acquisition of this property will close the gap between the existing Fish Lake County Park Boat Launch and other lands recently purchased. Acquisition of the property will greatly improve the County's ability to complete demolition of the nearby flood-damaged structures and to restore a continuous swath of shoreline. Over time, ownership of the property will also provide flexibility as the County considers ways to improve the boat launch.

NOW, THEREFORE, BE IT RESOLVED that the County of Dane does hereby approve and authorize the purchase of Lot 1, Gaukel's Fish Lake Subdivision from Daniel C. Saber for \$7,500, 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 right to Dane County and the Controller is authorized to issue checks necessary to effectuate the transaction.

Submitted by Supervisors Schlicht, Ripp, Richmond and Downing, December 16, 2010.

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

RES. 241, 10-11

APPROVING AGREEMENT AND BUDGET AMENDMENT FOR THE DANE COUNTY COW POWER
PROJECT IN THE TOWN OF SPRINGFIELD

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 billion 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 two 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. On November 17, 2010, the State Building Commission approved the second grant of \$3.3 million for the Middleton-area digester project in the Town of Springfield.

The first 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 project began operation on December 16, 2010.

The Town of Vienna digester project has been financed and developed by a private company, Clear Horizons LLC. Clear Horizons LLC will construct, own and operate the digester. In addition to the \$3.3 million provided by the state grant for the primary purpose of purchasing advanced technology to remove phosphorus, provide financing will be provided by Clear Horizons for the \$12 million facility.

The second project is located in the Town of Springfield and will serve four dairy farms that are the second 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. The project is proposed to begin construction in late summer of 2011.

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 components 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 Clear Horizons, and fifth, the county will enter into an agreement to lease the equipment purchased with grant funds to Clear Horizons.

The purpose of this resolution is to provide authorization for the County Executive and County Clerk to execute the necessary documents to enter into a grant agreement with the State of Wisconsin to receive the grant funds for the second manure digester project in the Town of Springfield and to amend the 2011 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 2011 Capital Budget: LWLEGACY NEW "Manure Digester Grant Revenue" \$3,300,000; LWLEGACY NEW "Manure Digester Grant Expenditures".

Submitted by Supervisors Ripp, Downing, Duranczyk, O'Loughlin, Matano, Bayrd, Hampton, Hulsey, Vedder, Richmond, Schmidt, Bruskewitz, Hendrick, Erickson and Veldran, December 16, 2010.
Referred to PERSONNEL/FINANCE.

RES. 242, 10-11

**AUTHORIZING EXPENDITURES IN ADVANCE OF BORROWING FOR SELECT 2011
CAPITAL BUDGET ITEMS**

The 2011 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 last quarter of 2011. 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 the annual borrowing. Larger capital projects that require County Board approval for a contract typically included a provision to allow expenditures in advance of borrowing if they are initiated before the annual borrowing. Most of the smaller projects included in the 2011 Capital Budget do not require separate County Board approval to proceed. To allow such projects to move forward and to avoid a large number of individual resolutions to approve expenditures in advance of borrowing, this resolution seeks approval for a list of projects contained in the 2011 Capital Budget to proceed in advance of the annual borrowing.

THEREFORE BE IT RESOLVED that expenditures for the following projects are approved to proceed in advance of borrowing.

Administration

Automation Projects	\$ 350,000
Computer Equipment	\$ 227,000
Job Center Modifications for Library	\$ 50,000
CCB Electrical Equipment	\$ 15,000
Child Support Office Buildout	\$ 50,000
Vehicle Replacement	\$ 38,000

County Board

Room 201	\$ 200,000
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Medical Examiner

Morgue Equipment	\$ 28,500
ME Vehicles	\$ 138,000

Sheriff

Cell Block 617 improvement	\$ 3,500
Computer panel Upgrade	\$ 7,300
GPS for Field Patrol	\$ 27,000
Saddlebrook Building Modifications	\$ 112,000

Sheriff Equipment	\$ 100,000
Sheriff Vehicles	\$ 472,750

Emergency Mgt.

Siren Replacement	\$ 60,000
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Human Services

BP Resident Care Equip	\$ 89,500
HS Building Repairs	\$ 57,700

Zoo

Zoo Improvements	\$ 80,000
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Land and Water Resources

Lower Yahara River Bike/Ped Trail	\$ 30,000
Park Improvements	\$ 175,000
Stewart Park Parking Lot	\$ 92,400
Stewart Park Stormwater Improvements	\$ 60,000
Stewart Lake Improvements	\$ 32,000
Token Creek Disc Golf Expansion Plan	\$ 20,000
Mendota Park Stormwater & Electric	\$ 10,000
Baxter Park Connector Trail	\$ 190,000
County Emerald Ash Borer Plan - Phase One	\$ 15,000
River Barge, Buoys & Lights	\$ 43,400
Stream bank & Wetland Restoration	\$ 50,000
Stream bank Protection	\$ 30,000
Water Partnership Grant Program	\$ 5,000
Storm water Controls	\$ 200,000
Working Barge	\$ 55,000
Lake Management Operating Capital	\$ 20,000
Shoreland/NR115 Demo	\$ 20,000
Vehicle & Equipment Replacement	\$ 94,400
Energy Saving Equipment	\$ 14,550

Total	\$ 3,263,000
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Submitted by Supervisors Hesselbein, Solberg, Clausius, O'Loughlin, de Felice and Bayrd, December 16, 2010. Fiscal and Policy Notes not required.
 Referred to PERSONNEL/FINANCE.

 RES. 243, 10-11

SUPPORTING APPLICATION FOR STATE PURCHASE OF AGRICULTURAL CONSERVATION EASEMENT FUNDS IN TOWN OF MONTROSE

On June 29, 2009, Governor Doyle signed the Wisconsin Working Lands Program into law. As part of that program, the Wisconsin Purchase of Agricultural Conservation Easements (PACE) Program provides state funding for the purchase of agricultural conservation easements.

The Natural Heritage Land Trust is interested in acquiring conservation easements imposing limitations on the subject lands in order to project viable farm operations and farmland. The Natural Heritage Land Trust is seeking matching grants from the Wisconsin Purchase of Agricultural Conservation Easement program to help finance the purchase of an agricultural conservation easement on 168 acres of land in Sections 32 & 33 of the Town of Montrose. A map of the property is included as Attachment A.

Dane County has adopted a farmland preservation plan that is certified under Chapter 91 of the Wisconsin Statutes. The property described above is within a Farmland Preservation Area identified in the *Dane County Farmland Preservation Plan*. The proposed conservation easement purchase is consistent with all goals, objectives and policies of the *Dane County Farmland Preservation Plan* and the *Dane County Comprehensive Plan*.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors supports the Natural Heritage Land Trust's application for Purchase of Agricultural Conservation Easement funds from the Wisconsin Department of Agriculture, Trade and Consumer Protection.

Submitted by Supervisors Downing, Willett, Duranczyk, Richmond, Vedder, Hulseley and Hesselbein, December 16, 2010. Fiscal and Policy Notes not required.

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

RES. 244, 10-11

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.

Public Safety Communications Operating Practices Advisory Committee

Chief Bernie Coughlin, c/o City of Verona Police Department, 111 Lincoln Street, Verona 53593 (845-7623-W), to fill the seat of a representative of the Dane County Chiefs of Police Association, due to the resignation of Chief Bob Henze. This term will expire 5/1/12.

South Central Library System Board

Carol A. Chapman, 2933 Milwaukee Street, Madison 53704 (244-4973-H, 414-227-4680-W), to be reappointed. This term will expire 12/31/13.

Beth Moss, 2 Highgate Circle, Madison 53717 (833-3166-H), to be reappointed. This term will expire 12/31/13.

W-2 Community Steering Committee

Carmela Mulroe, 5613 Winnequah Road, Monona 53716 (224-1104-H, 845-0582-W), due to the resignation of Michael Schumacher. Ms. Mulroe is Director of Activities & Volunteers for St. Mary's Care Center. Ms. Mulroe has been an active employer of clients for several years. This term will expire 5/1/13.

Submitted by Supervisor McDonell, December 16, 2010. Fiscal and Policy Notes not required.
Referred to EXECUTIVE.

COMMUNICATIONS

- Claim from State Farm Ins. re Joyce Goodger against Highway for damage to vehicle caused by front end loader.
Referred to PUBLIC PROTECTION/JUDICIARY.
- Sandra K. Nelson vs American Family Mutual Ins. Co., John Hale & Dane Co. Human Services summons & complaint civil case regarding motor vehicle accident. Referred to PUBLIC PROTECTION/JUDICIARY.
- Wingra Quarry LLC Notice of Injury, Claim and Lien Claim against County for material removed from the Brunner Quarry. Referred to PUBLIC PROTECTION/JUDICIARY.
- Claim from Samella Johnson against Sheriff for damages for the wrongful death of her son, Lonnie Johnson.
Referred to PUBLIC PROTECTION/JUDICIARY.
- Communication from Alliant Energy regarding claim for \$3,879.56. Referred to PUBLIC PROTECTION/JUDICIARY.
- Claim from Sandra Murphy against Sheriff for damage to vehicle caused by Deputy with the Field Service Division. Referred to PUBLIC PROTECTION/JUDICIARY.
- Civil Summons & Complaint for personal injury-auto - Alamir K. Morning vs. Human Services. Referred to PUBLIC PROTECTION/JUDICIARY.
- Claim by Paige, Eric & Kim Ramsey against Dane County Juvenile Shelter Home. Referred to PUBLIC PROTECTION/JUDICIARY.
- Communication from Parks Dept. re. Vehicle accident by employee. Referred to PUBLIC PROTECTION/JUDICIARY.

Vilas Co. Res. 2010-143 – Rescinding Changes Made to Prevailing Wage Laws. Referred to EXECUTIVE.

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

- Petition 10272 – Town of Black Earth – Adland Investments LLC
- 10273 – Town of Medina – Wayne Reamer
- 10274 – Town of Madison – Hy Cite Corporation
- 10275 – Town of Rutland – Stoughton Farms, Inc.
- 10276 – Town of Springfield – Edward J. Meinholz Family Trust
- 10278 – Town of Cottage Grove – Sandra Whitney

RES. 246, 10-11

AWARDING COLLECTIVE BARGAINING AGREEMENTS TO THE DANE COUNTY AFSCME UNIONS (LOCAL 705/720, LOCAL 1871, LOCAL 2634, AND LOCAL 65)

Tentative agreements have been reached with the Dane County AFSCME Unions (Joint Council Local 705/720, 1871 Professionals, 2634 Social Workers and Local 65) for the 2011 contract year and for a successor agreement covering 2012 through 2014. 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 2011 agreement aligns the AFSCME contracts with settlements currently in place with three other employee groups, the deputies' unit, the law enforcement supervisors association, and the attorneys' unit. All of the proposed modifications to the contracts are detailed in "Attachment A," Tentative Agreements for the 2011 Collective Bargaining Agreement

The second agreement constitutes a successor agreement to the 2011 contract. The proposed modifications are detailed in "Attachment B," Tentative Agreements for the _____ Collective Bargaining Agreement.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors approves the terms and conditions of the 2011 collective bargaining agreement and the _____ collective bargaining agreement between Dane County and its AFSCME member unions for the periods of December 19, 2010 through December 17, 2011 and _____, 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 Supervisor Hendrick, December 29, 2010.
Referred to PERSONNEL/FINANCE.

RES. 247, 10-11

AUTHORIZING 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 reached a tentative agreements with bargaining units represented by AFSCME, AFL-CIO. These units represent over fifty percent (50%) of the County's workforce. The County has traditionally extended the applicable provisions of these contracts to unrepresented and confidential employees.

This resolution authorizes a compensation and benefit modifications on the same basis as the terms and conditions offered to bargaining unit employees. It authorizes those changes for the 2011 contract year for which the County has existing settlements with three other employee groups, the deputies unit, the law enforcement supervisors association, and the attorneys unit. The resolution authorizes additional changes for a __ year duration. The detailed changes to the unrepresented compensation and benefit package are included in "Attachment A" to this resolution.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors authorizes the changes to compensation and benefits for unrepresented and confidential employees as specified in "Attachment A" for the 2011 payroll year and for the subsequent term covering _____; and

BE IT FURTHER RESOLVED that County officials are authorized to take appropriate action to implement these changes.

Submitted by Supervisor Hendrick, December 29, 2010.

Referred to PERSONNEL/FINANCE.

ORD. AMDT. 34, 10-11

AMENDING CHAPTER 7 OF THE DANE COUNTY CODE OF ORDINANCES
REGARDING ELECTION OF COUNTY BOARD OFFICERS

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 7.02(1) is amended to read as follows:

7.02 OFFICERS. (1) At the first meeting after each regular election at which supervisors are elected for full terms, the biennial organizational meeting, the board shall elect a chairperson, two vice-chairpersons, and two sergeants-at-arms. These elections shall use the procedure described as "preferential voting" in the current version of Robert's Rules of Order. These officers shall serve two-year terms or until their successors are elected and qualified.

[EXPLANATION: This amendment sets forth a procedure to establish a majority vote without multiple rounds of separate balloting.]

Submitted by Supervisors Hendrick, Miles, Richmond, Bayrd, Erickson, Duranczyk, Downing, Schmidt, Vedder, Ripp, Salov, Rusk, Stubbs, Eicher, Stoebig, Corrigan, Sargent, Hesselbein and Solberg, January 6, 2011. Fiscal and Policy Notes not required.

Referred to EXECUTIVE.

ORD. AMDT. 35, 10-11

AMENDING CHAPTER 71 OF THE DANE COUNTY CODE OF ORDINANCES,
AUTHORIZING AN EXCEPTION TO WEIGHT RESTRICTIONS AND FLOATATION REQUIREMENTS
FOR HANDICAPPED INDIVIDUALS

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 71.13 is amended to read as follows:

71.13 EXCEPTIONS TO WEIGHT LIMITATIONS. (1) The sheriff may issue a temporary certificate allowing operation of a motor vehicle weighing 850 pounds or more, under the following circumstances where use of a motor vehicle on icebound waters is necessary:

- (a) for the delivery of supplies or equipment to a social event, sponsored by a nonprofit community organization, which takes place on the ice;
- (b) for commercial fishing operations;
- (c) for construction or reconstruction of shoreline;
- (d) for tree trimming or tree removal operations;

- (e) for purposes of preparing the ice for skating or related activities;
- (f) for salvage operations, where there is a need to engage in such activity before the ice thaws; and
- (g) for operation by an individual who has been issued a special license plate by the Wisconsin Department of Transportation pursuant to Wis. Stats. s. 341.14(1a), (1e), (1m), (1q) or 1(r), for recreational purposes such as ice fishing.

(2) Notwithstanding subsection (1) hereof, the operation of motor vehicles on Dane County lakes for recreational purposes which consist solely or principally of the use of a motor vehicle, including racing, is prohibited.

(3) The applicant for a certificate under subsection (1) hereof shall state the reasons why he or she must engage in the activity in question, why such activity must be conducted from a motor vehicle, and why such activities cannot be conducted at other times of the year or by other methods. The certificate shall specify the time of permitted operation, the name of the operator and owner of the motor vehicle, the purpose of the operation, and the lake or lakes on which the activity will be conducted, specifying that part of the lake on which the operation is permitted.

[EXPLANATION: This amendment authorizes the Sheriff to issue a temporary certificate for operation of motor vehicles exceeding 850 pounds on the Yahara Lakes chain for individuals with a handicapped license plate issued by the Wisconsin DOT.]

Submitted by Supervisor Salov, January 6, 2011. Fiscal and Policy Notes not required.
Referred to PUBLIC PROTECTION & JUDICIARY and ZONING & LAND REGULATION.

RES. 248, 10-11

ACCEPTING 12 LEAD PROGRAM GRANT FUNDS

The purpose of this resolution is to accept 12 Lead Program Grants and adjust revenue and expenditures for FY2011 and FY2012 accordingly.

The three hospitals in Dane County – Meriter, St. Mary's and University have agreed to donate to Dane County EMS towards the advancement of the 12 Lead EKG program.

The funds will be used towards equipment upgrades, supplies, and defibrillators for the 12 Lead Electrocardiogram program in the prehospital setting. This upgrade will continue to improve cardiac care to all citizens of Dane County.

NOW, THEREFORE, BE IT RESOLVED that \$75,000.00 be set up as additional revenue in the Emergency Management, Emergency Medical Services Revenue account, EMEMS 84890 and be credited to the General Fund.

BE IT FURTHER RESOLVED that \$75,000.00 be transferred from the General Fund to the following Emergency Management, Emergency Medical Services account, EMEMS 22885.

BE IT FURTHER RESOLVED that all unexpended funds and unrecognized revenues from these accounts be carried forward from the 2011 to the 2012 budget period.

Submitted by Supervisor Salov, January 6, 2011.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 249, 10-11

AUTHORIZING RENTAL LEASE BETWEEN THE ALLIANT ENERGY CENTER OF DANE COUNTY AND
WISCONSIN HORSE COUNCIL

The Wisconsin Horse Council has negotiated a two year lease with the Alliant Energy Center of Dane County for their Annual Midwest Horse Fair to be held April 18-22, 2012 and April 17-21, 2013.

The lease with the Wisconsin Horse Council. includes rental and services in the amount of \$114,610.00 for 2012, with an increase for 2013 based on rental rate increases at the Alliant Energy Center.

In addition to the rental fee listed above all approved parking charges will be assessed for the Wisconsin Horse Council 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 Veldran, Ripp, Salov, Schmidt and Erickson, January 6, 2011.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 250, 10-11

ADOPTING THE DANE COUNTY BASIC EMERGENCY RESPONSE PLAN
AND EMERGENCY SUPPORT FUNCTIONS (ESFS)

The purpose of this resolution is to adopt these updated emergency response plans for Dane County.

The Department of Emergency Management, following National Incident Management System (NIMS) principals, and directives from the Federal Emergency Management Agency (FEMA) and Wisconsin Emergency Management (WEM), has developed a new Basic Emergency Response Plan and Emergency Response Function (ESF) annexes. These plans describe Dane County's emergency response procedures and responsibilities in relation to those of the State of Wisconsin and the United States Federal Government.

The Department of Emergency Management has worked with Dane County departments and associated emergency response organizations to develop these plans. These updated procedures have been reviewed and approved by all of the applicable Dane County departments and organizations. These plans do not replace individual organizations' standard operating procedures, but describe the overall functions the signatory departments will be performing in an emergency.

NOW, THEREFORE, BE IT RESOLVED that these plans be adopted as the official emergency response plans of Dane County.

BE IT FURTHER RESOLVED the County Board hereby approves the Emergency Response Plans on file dated January 3, 2011 in the Dane County Clerk's Office.

BE IT FURTHER RESOLVED that updated plans will be maintained at the Department of Emergency Management's office.

BE IT FURTHER RESOLVED that all Dane County departments will assist and contribute information and resources as required to update and maintain these emergency plans.

BE IT FINALLY RESOLVED that the Department of Emergency Management will maintain and update these plans as appropriate and when required.

Submitted by Supervisors Rusk, Bayrd, Corrigan, Schlicht, Wiganowsky and Imhoff, January 6, 2011.
Referred to PUBLIC PROTECTION & JUDICIARY.

RES.251, 10-11

SUPPORTING APPLICATION FOR STATE PURCHASE OF AGRICULTURAL CONSERVATION EASEMENT FUNDS IN TOWN OF DUNN

On June 29, 2009, Governor Doyle signed the Wisconsin Working Lands Program into law. As part of that program, the Wisconsin Purchase of Agricultural Conservation Easements (PACE) Program provides state funding for the purchase of agricultural conservation easements.

The Town of Dunn has established a Rural Preservation Program to acquire conservation easements imposing limitations on the subject lands in order to protect viable farm operations and farmland. The Town of Dunn is seeking matching grants from the Wisconsin Purchase of Agricultural Conservation Easement program to help finance the purchase of an agricultural conservation easement on 65 acres of land in Section 23 and 49 acres in Section 36 of the Town of Dunn.

Dane County has adopted a farmland preservation plan that is certified under Chapter 91 of the Wisconsin Statutes. The property described above is within a Farmland Preservation Area identified in the *Dane County Farmland Preservation Plan*. The proposed conservation easement purchase is consistent with all goals, objectives and policies of the *Dane County Farmland Preservation Plan* and the *Dane County Comprehensive Plan*.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors supports the Town of Dunn's applications for Purchase of Agricultural Conservation Easement funds from the Wisconsin Department of Agriculture, Trade and Consumer Protection.

Submitted by Supervisors Miles, Richmond, Vedder, Veldran, McDonell, Corrigan, Levin, Hesselbein, Downing, Duranczyk, Bayrd, Ripp, Eicher, Stoebig, Sargent and Solberg, January 6, 2011.
Referred to ZONING & LAND REGULATION.

RES. 252, 10-11

AUTHORIZING AN AGREEMENT BETWEEN DANE COUNTY AND EMERALD CITY SOFTWARE TO PROVIDE A LAW ENFORCEMENT SCHEDULING SOFTWARE SOLUTION FOR THE DANE COUNTY SHERIFF'S OFFICE

The Dane County Sheriff's Office was approved to replace their current scheduling software program with a flexible department-wide system that is accessible by all employees. The new scheduling software system is expected to significantly reduce time and effort in scheduling. It is anticipated it will eliminate manual phone calls for staff, automate and integrate payroll systems, facilitate the reduction of overtime, provide an alerting system for emergency call-in systems, manage off-duty employment scheduling, automate time-off management and provide annual vacation choices through bidding or auctions.

The County issued RFP #110038: Law Enforcement Scheduling Software Solution. As a result of the RFP process, Emerald City Software was selected as the provider for this project.

The contract costs for the first year are \$167,250; year two is \$24,500; year three is \$24,875; year four is \$25,570 and year five is \$26,286. The first year costs are included in the capital budget.

NOW, THEREFORE, BE IT RESOLVED that a Purchase of Service Agreement be awarded to Emerald City Software to commence as of February 1, 2011 and shall end as of December 31, 2015 with options to renew maintenance for the life of the system.

BE IT FINALLY RESOLVED that on behalf of the County of Dane, the county clerk and county executive are authorized and directed to sign the agreement on behalf of Dane County

Submitted by Supervisors Rusk, Bayrd, Corrigan, Schlicht, Wiganowsky and Imhoff, January 6, 2011.
Referred to PERSONNEL/FINANACE and PUBLIC PROTECTION & JUDICIARY.

RES. 253, 10-11

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 \$15,000 from the Department of Transportation, Bureau of Transportation Safety, for the "Youth Alcohol Enforcement Project" contract and to obtain youth alcohol prevention training.

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)	\$11,000
Social Security (SHRFFLD-10108)	\$850
Retirement Fund (SHRFFLD-10099)	\$2,500
Workers Compensation (SHRFFLD-10189)	\$340
<u>Total</u>	\$14,690

Youth Alcohol Prevention Training (SHRFFLD - NEW)	\$310
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Grand Total	\$15,000
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BE IT FINALLY RESOLVED that all unexpended funds and unrecognized revenues from this account be carried forward from the 2011 budget period to the 2012 budget period.

Submitted by Supervisors Rusk, Bayrd, Corrigan, Schlicht, Wiganowsky and Imhoff, January 6, 2011.
 Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 254, 10-11

AUTHORIZING EXECUTION OF AMENDMENT OF PURCHASE OF SERVICES AGREEMENT WITH GREATER MADISON CONVENTION & 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. Under the subject first amendment the term of the CVB's existing purchase of services agreement is extended for an additional year. The rates and charges for the CVB's services remain unchanged, as does the existing maximum annual cost of \$49,000. The Airport's 2011 budget includes funding for the services offered under the amendment.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Executive is authorized to execute on behalf of Dane County a First Amendment of Purchase of Services Agreement with the CVB, as set forth above.

Submitted by Supervisors Rusk, Clausius, Gau and Matano, January 6, 2011.
 Referred to PERSONNEL/FINANCE, PUBLIC WORKS & TRANSPORTATION and AIRPORT.

RES. 255, 10-11

AUTHORIZING EXECUTION OF SIXTH AMENDMENT OF PURCHASE OF SERVICES AGREEMENT FOR MARKETING AND ADVERTISING SERVICES FOR THE DANE COUNTY REGIONAL AIRPORT

Under Dane County Purchase of Services Agreement No. 9079, Glowac Harris Madison, Inc. has been providing marketing and advertising services to the Dane County Regional Airport since 2007. As provided for in the original Purchases of Services Agreement, this amendment extends the term of the agreement for an

additional year. The hourly rate charged by Glowac Harris Madison, Inc. for marketing and advertising services will remain the same for the extended term as established under the original agreement. The maximum amount payable for services rendered during the extended term of the agreement is \$135,000, which is included in the Airport's 2011 budget.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Executive is authorized to execute on behalf of Dane County a Sixth Amendment of Purchase of Services Agreement for the provision of Airport marketing and advertising services as set forth above.

Submitted by Supervisors Rusk, Clausius, Gau and Matano, January 6, 2011.
Referred to PERSONNEL/FINANCE, PUBLIC WORKS & TRANSPORTATION and AIRPORT.

RES. 256, 10-11

ACCEPTANCE OF WI DEPARTMENT OF NATURAL RESOURCES
URBAN FORESTRY GRANT – EAB PLAN PHASE II

Resolution 139, 2010-2011 Authorized Dane County Land & Water Resources to apply for financial assistance from the State of Wisconsin Department of Natural Resources (WDNR) for funding urban and community forestry projects or urban forestry catastrophic storm projects. Dane County Land & Water Resources - Parks Division has received a WDNR Urban Forestry Grant for \$25,000 for the Dane County Emerald Ash Borer Plan – Phase II. The purpose of the grant is to fund ash tree replacement at Lake Farm County Park, Mendota County Park and the Alliant Energy Center. The grant will also provide funds for developing criteria and site designs for wood utilization yards in addition to information, education and outreach concerning the Emerald Ash Borer.

The Lewis Lunney Fund 2011 budget currently recognizes a \$30,000 expenditure for the purchase of trees, \$15,000 in grant revenue and \$15,000 in borrowing proceeds related to the project.

The increased grant award will be used to provide \$10,000 in new LTE expenditures that will be matched by \$10,000 in existing staff costs in the Parks and Land & Water Resources Administration budgets.

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 \$25,000.

BE IT FURTHER RESOLVED, that account LWRPKOP 10105 LTE Invasive Species Expense be increased by \$9,289 and LWRPKOP 10108 Social Security Expense be increased by \$711.

BE IT FURTHER RESOLVED, that a new revenue account LWRPKOP 84391 EAB Plan Phase II be created in the amount of \$10,000.

BE IT FINALLY RESOLVED, that these funds be carried forward until fully expended.

Submitted by Supervisors Richmond, Downing, Veldran, Ripp, Salov, Schmidt, Erickson, Bayrd and Stoebig, January 6, 2011.

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

RES. 257, 10-11

AUTHORIZING A CONTRACT EXTENSION BETWEEN DANE COUNTY AND PRO TECH MONITORING, INC. FOR DANE COUNTY JAIL INMATE ELECTRONIC AND ALCOHOL MONITORING EQUIPMENT

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 (electronic monitoring program).

The Sheriff's Office utilizes electronic and alcohol monitoring equipment to monitor inmate compliance with jail and diversion program rules.

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.

Pro Tech Monitoring Inc., of Odessa, FL currently supplies GPS tracking equipment and the MEMS3000, to include a new cellular version.

The contract costs are included in the 2011 budget expenditures lines: SHRFSEC 30940 Electronic Monitoring-POS \$100,000 and SHRFSEC 30941 Electronic Monitoring POS-CAMP \$450,000. Revenue is based on participant fees collected.

NOW, THEREFORE, BE IT RESOLVED that a contract extension be awarded to Pro Tech Monitoring Inc., of Odessa, FL, for the provision of electronic and alcohol monitoring equipment commencing on January 1, 2011 and continuing for one (1) year.

BE IT FINALLY RESOLVED that on behalf of the County of Dane, the county clerk and county executive are authorized to execute the necessary documents for the contract.

Submitted by Supervisors Rusk, Bayrd and Corrigan, January 6, 2011.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 258, 10-11

AWARDING A COLLECTIVE BARGAINING AGREEMENT TO BUILDING AND CONSTRUCTION TRADES OF SOUTH CENTRAL WISCONSIN, AFL-CIO

Tentative agreements have been reached with the Building and Construction Trades of South Central Wisconsin, AFL-CIO and its appropriate affiliated locals (Trades) for the 2011 contract year and for a successor agreement covering 2012 through 2014. The unit represents approximately 17 full time equivalent employees.

The 2011 agreement aligns the Trades contract with settlements currently in place with other employee groups. This agreement will be effective from December 19, 2010 through December 17, 2011. It contains several non-economic provisions, and a three percent (3%) across the board increase on the last day of the 2011 contract year. This is consistent with the economic terms of the settlements currently in place for 2011. All of the

proposed modifications to the contracts are detailed in "Attachment A," Tentative Agreements for the 2011 Collective Bargaining Agreement

The second agreement constitutes a successor agreement to the 2011 contract. It would begin on December 18, 2011 and continue through December 13, 2014. This agreement does not contain any automatic wage increases for the term of the agreement. Rather, it includes an opportunity to reopen the contract to discuss wages exclusively for each of the three years. The agreement also contains changes to the County's health insurance plan design, office visit co-pays, and larger premium shares for the most expensive plan option. These changes are estimated to save over \$1 million Countywide. In exchange for these changes, the County agrees to remove the cap of 6.5% that had been in place for the employee's share of retirement contributions. This means that the County would be obligated to pay the employee share of the contribution if it exceeds 6.5%. The employee share that will be in place for 2011 will be 6.5%. Finally, this agreement also includes other non-economic modifications to the collective bargaining agreements. The proposed modifications are detailed in "Attachment B," Tentative Agreements for the 2012-2014 Collective Bargaining Agreement.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors approves the terms and conditions of the 2011 collective bargaining agreement and the 2012 through 2014 collective bargaining agreement between Dane County and Building and Construction Trades of South Central Wisconsin, AFL-CIO and its appropriate affiliated locals (Trades) for the periods of December 19, 2010 through December 17, 2011 and December 18, 2011 through December 13, 2014, 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 Hesselbein, Solberg, Clausius and McDonell, January 6, 2011. Fiscal and Policy Notes not required.

Referred to PERSONNEL/FINANCE.

RES. 259, 10-11

AWARDING A COLLECTIVE BARGAINING AGREEMENT TO SERVICE EMPLOYEES INTERNATIONAL UNION HEALTHCARE WISCONSIN, CTW, CLC

Tentative agreements have been reached with the Service Employees International Union Healthcare Wisconsin, CTW, CLC (SEIU) for the 2011 contract year and for a successor agreement covering 2012 through 2014. The unit represents approximately 75 full time equivalent employees employed primarily in the Department of Public Health for Madison and Dane County and in the Badger Prairie Health Care Center.

The 2011 agreement aligns the SEIU contract with settlements currently in place with other employee groups. This agreement will be effective from December 19, 2010 through December 17, 2011. It contains several non-economic provisions, and a three percent (3%) across the board increase on the last day of the 2011 contract year. This is consistent with the economic terms of the settlements currently in place for 2011. All of the proposed modifications to the contracts are detailed in "Attachment A," Tentative Agreements for the 2011 Collective Bargaining Agreement

The second agreement constitutes a successor agreement to the 2011 contract. It would begin on December 18, 2011 and continue through December 13, 2014. This agreement does not contain any automatic wage increases for the term of the agreement. Rather, it includes an opportunity to reopen the contract to discuss wages exclusively for each of the three years. The agreement also contains changes to the County's health

insurance plan design, office visit co-pays, and larger premium shares for the most expensive plan option. These changes are estimated to save over \$1 million Countywide. In exchange for these changes, the County agrees to remove the cap of 6.5% that had been in place for the employee's share of retirement contributions. This means that the County would be obligated to pay the employee share of the contribution if it exceeds 6.5%. The employee share that will be in place for 2011 will be 6.5%. Finally, this agreement also includes other non-economic modifications to the collective bargaining agreements. The proposed modifications are detailed in "Attachment B," Tentative Agreements for the 2012-2014 Collective Bargaining Agreement.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors approves the terms and conditions of the 2011 collective bargaining agreement and the 2012 through 2014 collective bargaining agreement between Dane County and Service Employees International Union Healthcare Wisconsin, CTW, CLC (SEIU) for the periods of December 19, 2010 through December 17, 2011 and December 18, 2011 through December 13, 2014, 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 Hesselbein, Solberg, Clausius and McDonell, January 6, 2011. Fiscal and Policy Notes not required.
Referred to PERSONNEL/FINANCE.

RES. 260, 10-11

SUPPORTING APPLICATION FOR STATE PURCHASE OF AGRICULTURAL CONSERVATION EASEMENT FUNDS IN TOWN OF BLACK EARTH

On June 29, 2009, Governor Doyle signed the Wisconsin Working Lands Program into law. As part of that program, the Wisconsin Purchase of Agricultural Conservation Easements (PACE) Program provides state funding for the purchase of agricultural conservation easements.

The Natural Heritage Land Trust is interested in acquiring conservation easements imposing limitations on the subject lands in order to protect viable farm operations and farmland. The Natural Heritage Land Trust is seeking matching grants from the Wisconsin Purchase of Agricultural Conservation Easement program to help finance the purchase of an agricultural conservation easement on 278 acres of land in Sections 26, 34 and 35 of the Town of Black Earth. A map of the property is included as Attachment A.

Dane County has adopted a farmland preservation plan that is certified under Chapter 91 of the Wisconsin Statutes. The property described above is within a Farmland Preservation Area identified in the *Dane County Farmland Preservation Plan*. The proposed conservation easement purchase is consistent with all goals, objectives and policies of the *Dane County Farmland Preservation Plan* and the *Dane County Comprehensive Plan*.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors supports the Natural Heritage Land Trust's application for Purchase of Agricultural Conservation Easement funds from the Wisconsin Department of Agriculture, Trade and Consumer Protection.

Submitted by Supervisors Miles, Richmond, Schmidt, Duranczyk, McDonell, Eicher, Corrigan, Sargent, Hesselbein, Downing, Vedder, Bayrd, Veldran, Ripp, Stoebig, Levin and Solberg, January 6, 2011. Fiscal and Policy Notes not required.

Referred to ZONING & LAND REGULATION.

RES. 261, 10-11

APPROVING CEMETERY PLAT OF FIRST ADDITION TO ST. MARY'S CEMETERY

WHEREAS, Wisconsin Statutes require all plats of cemeteries to be approved by the respective County Boards. The cemetery plat of FIRST ADDITION TO ST. MARY'S CEMETERY is located in the NE ¼ NE ¼ of Section 15, T8N, R12E, Town of Medina, Dane County, and is desirous of expanding a portion of its property for gravesites.

NOW, THEREFORE, BE IT RESOLVED that, pursuant to Section 157.07 of the Wisconsin Statutes, the Dane County Board of Supervisors does hereby approve the cemetery plat of FIRST ADDITION TO ST. MARY'S CEMETERY, located in the NE ¼ NE ¼ of Section 15, T8N, R12E, Town of Medina, Dane County, Wisconsin. Said plat, dated December 10, 2010 was prepared by Daniel V. Birrenkott, Registered Land Surveyor No. S-1531.

Submitted by Supervisor Salov, January 6, 2011. Fiscal and Policy Notes not required.
Referred to ZONING & LAND REGULATION.

RES. 262, 10-11

AUTHORIZING AGREEMENT BETWEEN DANE COUNTY AND THE HENRY VILAS PARK
ZOOLOGICAL SOCIETY

The Henry Vilas Park Zoological Society, organized under Section 503© of the Internal Revenue Service Code, conducts fund raising to benefit Henry Vilas Zoo. Through an agreement approved by the County Board, the Society is also granted permission to use the zoo grounds for fundraising and to operate concessions and on-site attractions. The latest agreement covers the period from January 1, 2010 through December 31, 2012. The agreement provides for annual payments to the county to support operations of the zoo including full funding for 3.0 FTE positions: the Deputy Director, a Facilities and Animal Welfare Technician and a Zookeeper position. Payment amounts in the agreement total \$557,695 for 2010, \$640,095 for 2011 and a minimum of \$640,095 for 2012.

NOW, THEREFORE, BE IT RESOLVED that an agreement for 2010-2012 between Dane County and the Henry Vilas Park Zoological Society that grants use of Zoo grounds, the Visitor Center and operation of Zoo concessions and includes annual payments to Dane County for Zoo operations is authorized.

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

Submitted by Supervisors Erickson, Veldran, Schmidt, Ripp and Salov, January 6, 2011.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

COMMUNICATIONS

Communication from Utica Mutual Ins. Co. re. Badger Bus Lines accident claim from 11/17/09 at Hwy 12 and Rimrock Rd. Referred to PUBLIC PROTECTION/JUDICIARY.
Claim from Kiley Davidson against Highway for damage to vehicle caused by snow plow. Referred to PUBLIC PROTECTION/JUDICIARY.
Claim from Kristina Bolduc against County for damage to vehicle caused by county vehicle. Referred to PUBLIC PROTECTION/JUDICIARY.
Communication from atty. Re. Wingra Stone Co. Notice of Disputed Claim. Referred to PUBLIC PROTECTION/JUDICIARY.
Claim from David Morse & Assoc. re. Insured Latitude 45 Catering, Inc. for damage to vehicle caused by wind blowing bleacher into vehicle. Referred to PUBLIC PROTECTION/JUDICIARY.

Petition for Zoning Reclassification. Referred by Clerk Ohlsen to ZONING & LAND REGULATION.
Petition 10271 – Town of Albion – Jamie Becker

Petitions for Zoning Reclassification. Referred by Clerk Ohlsen to ZONING & LAND REGULATION.
Petition 10277 – Town of Cross Plains – J & A LLC
10279 – Town of Sun Prairie – Ronald Dorshorst
10280 – Town of Cottage Grove – Donald Viney
10281 – Town of Cottage Grove – Larry Skaar
10282 – Town of Christiana – Mark Halverson



ORD. AMDT. 36, 10-11

AMENDING CHAPTER 15 OF THE DANE COUNTY CODE OF ORDINANCES,
REGARDING THE ZOO COMMISSION

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 15.45 is amended to read as follows:

15.45 ZOO COMMISSION. (1) *Composition; terms.* The County of Dane does hereby create the Henry Vilas Zoo Commission consisting of eight (8) members. ~~sSeven (7) members shall be appointed to staggered three-year terms. The President of the Friends of the Zoo shall be a permanent standing member.~~ All terms shall commence as of May 1 and end as of April 30 of the third year after appointment except for any transitional terms which may be of one, two or three year lengths. An appointee whose term has expired shall serve until a successor is appointed and qualified.

(2) ~~Transitional provisions; eCity and county memberships.~~ Initially, tThe mayor of the City of Madison shall appoint five members, three members to the commission. for a one-year term each (expiring in 1984), one member for a two-year term (expiring in 1985), and one member for a three-year term (expiring in 1986). At the same time, tThe county executive shall appoint one four members to the commission. All appointments shall be made as provided for herein. for a three-year term (expiring in 1986) and one member for a two-year term (expiring in 1985). Of the three terms expiring in 1984, two replacements shall be named by the mayor and one by the county executive, each for three-year terms expiring in 1987. The county executive shall appoint members for two of the three terms expiring in 1987 and these two members shall thereafter be county appointments, the other member remaining a city appointment. All other members shall remain county or city appointments

~~according to the original appointing authority.~~ Members appointed by the City of Madison may be removed according to city regulations, and county members according to county regulations. Appointees are subject to confirmation by the city or county, as appropriate.

(3) ~~Zoological society Friends of the Zoo memberships.~~ The county executive ~~and the mayor~~ shall each designate at least one membership to be filled at all times by a member of the ~~Henry Vilas Park Zoological Society, the Friends of the Zoo Board,~~ Henry Vilas Park Zoological Society, the Friends of the Zoo Board. For each appointment available to a member of the ~~zoological society Friends of the Zoo Board,~~ zoological society Friends of the Zoo Board, the ~~society Friends board~~ shall furnish, within ~~40~~ 14 days of a request to do so, a current ~~society Friends board~~ membership list to the ~~mayor or~~ county executive, ~~as appropriate,~~ and, upon its failure to do so, the appointing authority may appoint any resident of Dane County as provided herein.

(4) ~~City and county elected official representation.~~ The mayor shall designate one of the city terms to be held by a city alderperson and the county executive shall designate one of the county terms to be held by a county board supervisor. The term of a member whose appointment depends on his or her status as an alderperson or a supervisor shall terminate as of the end of the member's elective term unless he or she is re-elected.

(5) ~~Citizen representation.~~ Of the ~~three~~ four citizen members, at all times ~~one~~ two shall be ~~a residents~~ of the City of Madison and two shall be residents of that part of Dane County outside the corporate limits of the City of Madison.

(6) ~~Duties of commission.~~ The zoo commission shall act as the policy-making and budgetary oversight body with respect to the operation of the Henry Vilas Zoo. The commission shall annually supervise the preparation of a budget for operation of the zoo. ~~In calendar years 1983 through 1985, inclusive, the budget shall be submitted to the City of Madison for approval, with copies to the county executive and county board chairperson. Thereafter,~~ The budget shall be submitted to the county for its approval. The commission shall not assign, convey, lease, sell, devise or otherwise alienate any real property at the zoo or any personal property assigned thereto except that the commission, directly or by written delegation to the director, may sell, lease, trade or purchase personal property in accordance with regulations of the City of Madison or the County of Dane as appropriate. The zoo commission shall determine the hours the zoo shall be open to the public, subject to the requirements that it be open at all reasonable hours and that no charge be made for admission to the zoo or any part or exhibit thereof.

(7) ~~Commission to conform to city and county regulations.~~ ~~In the years 1983 through 1986,~~ The zoo commission shall operate in conformity with policies, procedures, rules and regulations of the City of Madison, and thereafter in conformity with those of the County of Dane. Proposed and adopted bylaws, rules and regulations of the commission shall be subject to review, amendment and rescission at any time by the ~~common council during the years 1983 to 1986, inclusive, and by the~~ county board's Public Protection and Judiciary eCommittee in subsequent years.

[EXPLANATION: The amendment changes the membership of the Commission from seven to eight, adding the President of the Friends of The Zoo as a permanent member.]

Submitted by Supervisor Erickson, January 20, 2011. Fiscal and Policy Notes not required.
Referred to EXECUTIVE, PUBLIC WORKS & TRANSPORTATION and ZOO.

RES. 263, 10-11

AUTHORIZING AMENDMENT OF OPERATING AND LEASE AGREEMENT WITH DELTA AIR LINES
-DANE COUNTY REGIONAL AIRPORT-

Delta Air Lines, Inc. and Northwest Airlines, Inc. have recently merged and are now operating at the Dane County Regional Airport exclusively under the Delta Air Lines name. Delta Air Lines' existing Scheduled Airline Operating Agreement and Terminal Building Lease needs to be amended to account for post-merger reallocations and adjustments to the exclusive use space leased by Delta for offices and operations.

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 First Amendment to Operating Agreement and Terminal Building Lease adjusting the exclusive use space rented by Delta Air Lines, Inc. at the Dane County Regional Airport, as set forth above.

Submitted by Supervisor McDonell, January 20, 2011.

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

RES. 264, 10-11

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, 2011 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 agreement.

Submitted by Supervisors Rusk, Bayrd, Corrigan, Wiganowsky, Imhoff and Hulsey, January 20, 2011.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 265, 10-11

SUPPORTING APPLICATION FOR STATE PURCHASE OF AGRICULTURAL CONSERVATION EASEMENT FUNDS IN TOWN OF SPRINGFIELD

On June 29, 2009, Governor Doyle signed the Wisconsin Working Lands Program into law. As part of that program, the Wisconsin Purchase of Agricultural Conservation Easements (PACE) Program provides state funding for the purchase of agricultural conservation easements.

The County of Dane is interested in acquiring conservation easements imposing limitations on the subject lands in order to protect viable farm operations and farmland. A farm owner approached Dane County with an interest in participating in a Conservation Easement program. USDA Farm and Ranchland Protection Program Funds have been secured for purchasing a Conservation Easement on this farm. The County of Dane may seek matching grants from the Wisconsin Purchase of Agricultural Conservation Easement program to help finance the purchase of an agricultural conservation easement on the 167 acres of land in Section 4, Town of Springfield and Sections 33 & 34, Town of Dane. A map of the property is included as Attachment A.

Dane County has adopted a farmland preservation plan that is certified under Chapter 91 of the Wisconsin Statutes. The property described above is within a Farmland Preservation Area identified in the *Dane County Farmland Preservation Plan*. The proposed conservation easement purchase is consistent with all goals, objectives and policies of the *Dane County Farmland Preservation Plan* and the *Dane County Comprehensive Plan*.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors supports the County of Dane's application for Purchase of Agricultural Conservation Easement funds from the Wisconsin Department of Agriculture, Trade and Consumer Protection.

Submitted by Supervisors Ripp and Richmond, January 20, 2011.
 Referred to ZONING & LAND REGULATION.

 RES. 266, 10-11

ACCEPTING FRAUD PREVENTION INVESTIGATION FUNDING
 AND ESTABLISHING PARTNERS FOR PROGRAM INTEGRITY CONSORTIUM
 DCDHS – EAWS DIVISION

The Wisconsin Department of Health Services has awarded \$133,110 to Dane County for Fraud Program Investigation and for establishment of a Consortium. The Partners for Program Integrity Consortium consists of Brown, Crawford, Dane, Dodge, Jefferson, Outagamie, Racine and Sheboygan counties, with Dane County acting as the administrative agency. The other counties will provide the \$9,539 required match to draw their portion of the funding plus \$9,539 in federal matching funds. The funds are intended to cover investigation of fraud allegations in the Food Share, Medical Assistance/BadgerCare, and Caretaker Supplement Programs. Dane County will use its funding to offset existing county costs of fraud investigation, and will provide it's own required match of \$3,773 from existing staff costs to draw matching \$3,773 federal funds.

NOW, THEREFORE, BE IT RESOLVED that the following revenue accounts be increased and that this increase be credited to the County's General Fund:

<u>Account Number</u>	<u>Amount</u>
EAEDBPER 81NEW Public Assistance Fraud Revenue	\$37,732
EACCWW 81NEW Public Assistance Fraud Revenue	\$95,378
EACCWW 81NEW PPI Consortium Matching Revenue	\$ 9,539
EAEDBPER 81350 IMAA	\$ 3,773
EACCWW 81NEW PPI Matching IMAA Funds	<u>\$ 9,539</u>

\$155,961

BE IT FURTHER RESOLVED that the funds above be transferred from the General Fund to the following expenditure accounts:

<u>Account Number</u>		<u>Amount</u>
EAEDBPER AAYGAA	Limited Term Employees	\$ 38,555
EAEDBPER AAYPAA	Social Security	\$ 2,950
EACCPPI PPICAA	Partner Services (new)	<u>\$114,456</u>
Total		\$155,961

Submitted by Supervisors Stubbs, Duranczyk, Vedder, Ferrell and Sargent, January 20, 2011.
Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

RES.267, 10-11

NATIONAL ASSOCIATION OF COUNTY AND CITY HEALTH OFFICIALS
CAPACITY BUILDING AWARD

The purpose of this resolution is to adjust revenue and expenditures for FY 2011.

Dane County Department of Emergency Management submitted a request through the National Association of County and City Health Officials (NACCHO) for funding 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 Medical Reserve Corps is a cadre of trained and credentialed volunteers that can provide community assistance in response to disaster. Dane County's MRC unit is made up of five teams: Medical Section, Mental Health Response Team, Fatality Incident Response Support Team, Animal Response team, and Citizen Corps Section.

The funds will be utilized to support MRC volunteer recruiting and training efforts.

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 2011 to the 2012 budget period.

Submitted by Supervisors Rusk, Bayrd, Corrigan, Wiganowsky, Imhoff and Hulse, January 20, 2011.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

AUTHORIZING THE SALE OF A RIGHT-OF-WAY EASEMENT AT TOKEN CREEK COUNTY PARK

Token Creek County Park is located in the Town of Burke and is over 400 acres in size. The Park is a popular recreation destination for disc golf, shelter use, camping and off-leash dog exercise. Access into the Park is currently off of USH 51.

The Village of DeForest and Savannah Brooks, LLC have requested a right-of-way easement on less than 1/3 of an acre (12,273 square feet) along the Park entry road. The easement would provide vehicular access to Savannah Brooks, a mixed-use plat that borders the north-end of the Park. Additionally, bicycle/pedestrian access will be provided from the new development into the Park.

Staff in the Land & Water Resources Department have reviewed the easement and recommend approval based on the following conditions:

- Savannah Brooks, LLC (owned by Don Tierney and developer of Savannah Brooks) will guarantee continuous and safe public access into Token Creek County Park during construction and after the new road and bicycle/pedestrian trail connection are completed. Savannah Brooks, LLC will provide a written construction schedule and sequence that shall be submitted to the County prior to construction and must be approved. The County understands that maintenance of the road and adjoining paths will become the responsibility of the Village after completion of construction and approval by the Village.
- The County retains the right to halt construction at any point if, in its sole discretion, continuous and safe public access is not provided. The County retains the right to close its westerly park entrance at any time. The County will also have the right to request changes to the plans or to the construction of the new road and bicycle/pedestrian trail connection, at Savannah Brooks' expense, up to the time of acceptance of the completed improvements by the Village and approval by the County.
- The easement shall terminate, and the land shall not be subject to the easement, if the easement area is used for any purpose other than a public road right-of-way, to include a street and public trails. Customary utilities, signage and other appurtenances for a local street may be installed in the public road right-of-way.
- Signage, both temporary and permanent and as specified by Dane County, to direct the public to Token Creek County Park, will be installed at Savannah Brooks, LLC's expense.
- Savannah Brooks, LLC and the Village of DeForest recognize that Dane County intends to close the westerly park entrance, and no compensation will be due to Savannah Brooks, LLC or Don Tierney or any other entity as a result of either the closing of the westerly entrance or a failure to close such entrance.
- Only the County can limit access to and from the Park to Williamsburg Way.
- The Village will not assess the County in connection with the development of the public street within the easement, which work shall be paid for entirely by Savannah Brooks, LLC, and the County understands that it is the policy of the Village to not assess abutting landowners in the future for Village street improvements or maintenance.
- The Village of DeForest and Savannah Brooks, LLC will indemnify and hold the County harmless relating to improvements within the easement.
- Savannah Brooks, LLC will pay the sum of \$75,000 to the County for the easement at the time of execution and recording of the easement, which shall be a perpetual easement, subject to the

rights of the County to use such easement area for access to the Park, and the easement will be ultimately transferable to the Village of DeForest.

- Savannah Brooks, LLC will pay the sum of \$10,000 for a temporary limited easement during the period of construction in the easement area for a distance of 20 feet along the edge of the easement. The temporary limited easement shall run for 25 days, but days with inclement weather conditions will be excluded from the computation of the 25 days, and shall include a penalty of \$200 per day for any time extensions except for those related to final landscaping. Savannah Brooks, LLC shall restore any disturbed area along the easement to County specifications, at the expense of Savannah Brooks, LLC.
- All construction work in the easement area shall be done at the expense of Savannah Brooks, LLC.
- All plans will be prepared by Savannah Brooks, LLC's civil engineers, at the expense of Savannah Brooks, LLC, subject to County staff approval.
-

NOW THEREFORE BE IT RESOLVED that the Dane County Board of Supervisors and Executive authorize the sale of a right-of-way easement and temporary limited construction easement to either Savannah Brooks, LLC or the Village of DeForest for no less than \$85,000 and subject to the above conditions

BE IT FURTHER RESOLVED that the County consents to the attachment of the eased area into the Village of DeForest

BE IT FURTHER RESOLVED that proceeds from the sale are directed to Land & Water Resources/Parks Operations account LWRPKOP 84828 Sale of County Property and Equipment

BE IT FINALLY RESOLVED that the Dane County Clerk and the County Executive are hereby authorized to execute the above-described easements on behalf of the County of Dane and 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 from Dane County.

Submitted by Supervisors O'Loughlin, Wiganowsky, Imhoff, Bruskevitz and Ferrell, January 20, 2011.

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

RES. 269, 10-11

AUTHORIZING ACCEPTANCE OF A WI DNR ANIMAL WASTE MANAGEMENT PROGRAM GRANT – UPPER SUGAR RIVER

Dane County Land & Water Resources – Land Conservation has received a State of Wisconsin Department of Natural Resources Runoff Management grant for \$150,000.

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 August 23, 2010.

NOW, THEREFORE, BE IT RESOLVED that Dane County authorizes the acceptance of a WI DNR Grant for Notice of Discharge-Upper Sugar River.

BE IT FURTHER RESOLVED that a new expense and revenue account LWRCONSV NOD-Upper Sugar River be each established for \$150,000.

These funds shall carry forward until expended.

Submitted by Supervisors Willett, Jensen, Bruskevitz, Downing and Duranczyk, January 20, 2011.
Referred to PERSONNEL/FINANCE.

RES. 270, 10-11

AUTHORIZING ACCEPTANCE OF GRANT FUNDS FOR A COLD CASE INITIATIVE

The Department of Justice, State of Wisconsin, is making funds available for participation in a Cold Case Initiative to create a Cold Case Unit in an attempt to utilize DNA evidence bringing cold cases to resolution. This unit will be comprised of representatives from Dane County Sheriff's Office, Madison Police Department, Dane County Coroner's Office and the Rock County Sheriff's Office.

As a result of advances in DNA testing, smaller samples are now able to produce profiles that have aided in the resolution of unsolved crimes. The members of this unit will submit, and in some cases resubmit evidence for testing and further investigate the cold case. Technological advances have also resulted in additional databases that may not have existed at the time of the initial investigation. These national databases can be a vital tool in investigations of cold cases. These funds will expand the existing Cold Case Unit allowing expanded investigation and possible resolution of more unsolved crimes.

NOW, THEREFORE, BE IT RESOLVED that the Sheriff's Office is hereby authorized to accept \$45,000 from the Department of Justice in support of the Cold Case Initiative, to aid in the investigation of unsolved, cold cases, and providing overtime funds for current detectives to devote time to cold cases.

BE IT FURTHER RESOLVED that \$45,000 be set up as additional revenue in Sheriff, Field Services, Cold Case Initiative revenue account (SHRFFLD NEW) and be credited to the General Fund

BE IT FURTHER RESOLVED that \$45,000 be transferred from General Fund to the following expenditure accounts:

Cold Case Initiative OT (SHRFLD NEW)	\$34,496
Social Security (SHRFFLD 10108)	\$ 2,639
Retirement (SHRFFLD 10099)	\$ 7,865

Total: \$45,000

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

Submitted by Supervisors Rusk, Bayrd, Corrigan, Wiganowsky, Imhoff and Hulse, January 20, 2011.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

OPPOSING CHANGES TO SAME DAY VOTER REGISTRATION
AND OPPOSING VOTER ID REQUIREMENTS IN WISCONSIN

Same day voter registration in the State of Wisconsin contributes to record participation in democracy with high levels of voting and civic participation, increases voter turnout without compromising the integrity of elections or increasing their costs, reduces the need for costly and oftentimes uncouneted provisional ballots, and maintains voters' confidence in the electoral system.

Same day voter registration does not increase the incidence of voter fraud. Voter fraud committed during same day voter registration, or otherwise, is virtually non-existent in the State of Wisconsin. An investigation into statewide voter fraud in the 2008 general election by Wisconsin Attorney General J.B. Van Hollen found only a handful of cases of fraud out of approximately three million total votes cast in Wisconsin.

The right to vote is guaranteed to all United States citizens age 18 and over by Article III, Section I of the Wisconsin State Constitution. Furthermore, all United States citizens are entitled to equal protection of the laws by the 14th Amendment of the United States Constitution. The Dane County Board, being elected to represent the people of Dane County, and being duly sworn by their Oath of Office to uphold the United States Constitution and the Constitution of the State of Wisconsin, should take a position on issues which affect the right to vote.

There has been discussion regarding possible state legislation which would put an end to same day voter registration. This is an anathema to democracy and is an effort to increase barriers to exercising the constitutional right to vote, increase the number of provisional ballots cast, and would cost all levels of government both fiscally and in regards to voter confidence.

Additionally, the Legislature is currently considering Senate Bill 6, 2011-12, which requires each eligible elector who attempts to register or to vote at the polls on election day to present valid Wisconsin identification. This legislation would infringe on the constitutionally given right to vote to citizens and qualified electors in Dane County, would violate the Equal Protection Clause in the 14th Amendment of the United States Constitution, and would place a number of undue burdens on a significant number of qualified electors within Dane County. It would also cost tens of millions of dollars to ensure access for all to Department of Motor Vehicles services, the agency designated to produce the identification. Allocating state resources to this purpose could affect revenue available for the shared revenue funds resulting in increased property taxes and cuts to vital services such as law enforcement, economic development, and aid to the most vulnerable citizens.

NOW THEREFORE BE IT RESOLVED that the Dane County Board of Supervisors opposes legislation which would make change same day voter registration and opposes Senate Bill 6, which requires photo identification to vote.

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors believes changes to same day voter registration and the requirement of photo identification to vote would infringe upon the right to vote and impede on the democratic process at an extreme and unnecessary cost to taxpayers.

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

Submitted by Supervisors Eicher, Rusk, Duranczyk, Corrigan, Schmidt, Hendrick, Richmond, Stoebig, Salov, Hampton, Vedder, Sargent, Veldran, Erickson, Bayrd, Miles, Matano, Stubbs, Hesselbein, Downing and McDonell, January 20, 2011. Fiscal and Policy Notes not required.

Referred to EXECUTIVE.

RES. 272, 10-11

SUPPORTING APPLICATION FOR STATE PURCHASE OF AGRICULTURAL CONSERVATION
EASEMENT FUNDS IN TOWN OF WINDSOR

On June 29, 2009, Governor Doyle signed the Wisconsin Working Lands Program into law. As part of that program, the Wisconsin Purchase of Agricultural Conservation Easements (PACE) Program provides state funding for the purchase of agricultural conservation easements.

The Town of Windsor has established a Purchase of Development Rights Program to acquire conservation easements imposing limitations on the subject lands in order to protect viable farm operations and farmland. The Town of Windsor in partnership with the Natural Heritage Land Trust is seeking matching grants from the Wisconsin Purchase of Agricultural Conservation Easement program to help finance the purchase of an agricultural conservation easement on 32 acres of land in Section 11 and 170 acres in Section 12 of the Town of Windsor.

Dane County has adopted a farmland preservation plan that is certified under Chapter 91 of the Wisconsin Statutes. The property described above is within a Farmland Preservation Area identified in the *Dane County Farmland Preservation Plan*. The proposed conservation easement purchase is consistent with all goals, objectives and policies of the *Dane County Farmland Preservation Plan* and the *Dane County Comprehensive Plan*.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors supports the Town of Windsor's application for Purchase of Agricultural Conservation Easement funds from the Wisconsin Department of Agriculture, Trade and Consumer Protection.

Submitted by Supervisors O'Loughlin, Hesselbein and Ferrell, January 20, 2011. Fiscal and Policy Notes not required.

Referred to ZONING & LAND REGULATION.

RES. 273, 10-11

AWARDING CONTRACT TO PAUL STIEGLER, MD

The 2011 budget included \$30,000 to provide for the medical direction and oversight of the Priority Medical Dispatch System in the Department of Public Safety Communications.

NOW, THEREFORE, BE IT RESOLVED that Purchase of Service agreement be awarded to Paul Stiegler, MD, FACEP, for the period of January 1, 2011 through December 31, 2012, in the annual amount of \$30,000.00 to provide the services contained in the contract with Dr. Stiegler.

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

Submitted by Supervisors Corrigan, Rusk, Bayrd, Wiganowsky, Imhoff and Hulseley, January 20, 2011.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 274, 10-11

AUTHORIZING RENEWAL OF DANE COUNTY SHERIFF SOUTHEAST PRECINCT LEASE
WITH TOWN OF PLEASANT SPRINGS

The Dane County Sheriff's office has been operating a precinct station at the Town of Pleasant Springs town hall since July of 1982. The Sheriff and the town mutually agree that continuing to operate the precinct station from the town hall is beneficial to both the county and the town.

A new five-year lease has been negotiated at an annual rental rate of \$7.50 per square foot for the 2,600 square feet currently occupied. The rent is to be paid in twenty quarterly installments of \$4,875. The Sheriff will also pay utility, maintenance, and janitorial costs on the occupied space. The town maintains the parking, the major mechanicals, and building exterior. The rent is locked for the initial five years and for an additional five years at the Sheriff's option to renew.

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

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 Supervisor Solberg, January 20, 2011.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 275, 10-11

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 K. Soellner, 1402 Wyldhaven Avenue, Monona 53716 (226-9346-H, 445-5572-W), to be reappointed. This term will expire 1/31/14.

Equal Opportunity Commission

Daniel J. Remick, 616 East Dayton Street, #5, Madison 53703 (255-6968-H), to be reappointed. This term will expire 1/1/14.

Georgina Taylor, 1032 South Fourth Street, Stoughton 53589 (873-1832-H, 267-4411), to be reappointed. This term will expire 1/1/14.

Doua Vang, 5205 Piccadilly Drive, Madison 53714 (212-1304-C, 280-4761-W), to be reappointed. This term will expire 1/1/14.

Library Board

John H. Englesby, 4638 CTH DM, Morrisonville, 53571 (846-5519-H), to be reappointed. This term will expire 1/31/14.

Michelle R. Jensen, 3644 Saddle Ridge Road, Deerfield 53531 (764-1318-H, 764-5431-W), to be reappointed. This term will expire 1/31/14.

Public Safety Communications Operating Practices Advisory Committee

Chief Randall Pickering, c/o City of Fitchburg Fire Department, 5791 Lacy Road, Fitchburg 53711 (278-2980-W), to be reappointed. This term will expire 5/1/12.

Steven Wunsch, 5777 Williamsburg Way, Madison 53719 (278-0060-H), to be reappointed. This term will expire 5/1/12.

Gary Ziegler, 53 W. Church St., Belleville 53508 (424-3471-H), to be reappointed. This term will expire 5/1/12.

Tim Hillebrand, 2144 Hillebrand Drive, Cross Plains 53528 (798-3456-H), to be reappointed. This term will expire 5/1/12.

South Central Library System Board

James Wexler, 2118 Allen Blvd., #27, Middleton 53562 (233-9439-H), due to the resignation of Theresa McIlroy. Mr. Wexler is retired from state service, having served as an Executive Assistant and Legislative Aide to several state legislators. In this service, he was involved in the reworking of statewide library laws and worked closely with library directors and systems throughout Wisconsin. Mr. Wexler is the Council President Pro Tem for the Middleton Common Council and has served on the Middleton Common Council since 1988. This term will expire 12/31/12.

South Central Rail Transit Commission

Jay Allen, 5360 Lacy Road, Fitchburg 53711 (438-9261-C, 270-4212-W), due to the resignation of Judy Olson. Mr. Allen is the current Mayor of the City of Fitchburg. This term will expire 4/16/13.

Submitted by Supervisor McDonell, January 20, 2011. Fiscal and Policy Notes not required.
Referred to EXECUTIVE.

COMMUNICATIONS

- Claim from James E. Larson against Public Works for damage to vehicle caused by snow plow. Referred to PUBLIC PROTECTION/JUDICIARY.
- Claim from Robert Hougan against Public Works for damage to electrical service on house caused by snow plow. Referred to PUBLIC PROTECTION/JUDICIARY.
- Communication from Alliant Energy regarding property damage caused by Public Works to power pole near Hwy 12 ramp west bound from Mineral Point Rd. Referred to PUBLIC PROTECTION/JUDICIARY.
- Claim from Gordon & Janice Milbrath against Public Works for damage to vehicle caused by snow plow. Referred to PUBLIC PROTECTION/JUDICIARY.
- Summons & Complain Personal Injury Auto Danny L. Perkins and Jennifer Perkins vs. Jason R. Olson and Human Services. Referred to PUBLIC PROTECTION/JUDICIARY.
- Claim from Phillip Hellmuth Sr. against Sheriff for damage to vehicle caused by deputy sheriff. Referred to PUBLIC PROTECTION/JUDICIARY.
- Ozaukee County Res. 10-56 – The Orville Lemke Bill – Fast Track Process for Purple Heart and Other Military Related Honors. Referred to EXECUTIVE.

RES. 277, 10-11

2011 CONTRACT WITH THE GREATER MADISON CONVENTION AND VISITOR'S BUREAU

The 2011 Dane County Budget includes two categories of funding for the Greater Madison Convention and Visitor's Bureau (GMCVB). The budget includes \$250,000 for general marketing and other services. It also includes \$40,000 for sports development and other event incentives that are reported to the County's Personnel and Finance Committee. The purchase of service contract for these activities requires approval by the County Board.

NOW, THEREFORE BE IT RESOLVED, that the 2011 annual contract with the Greater Madison Convention and Visitor's Bureau, 615 East Washington Ave, Madison, WI 53703 is hereby approved.

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

Submitted by Supervisors Veldran, Ripp, Salov, Erickson and Schmidt, February 3, 2011.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 278, 10-11

AMENDING 2010 PROFESSIONAL SERVICES CONTRACTS WITH HOSPITALS
DCDHS - ACS Division

Purchase of Service Agreements with psychiatric treatment units and St. Marys Adult Day Care program need to be modified because utilization was lower or higher than budgeted. Under-spending in the Meriter Hospital and Dodge County Clearview contracts and COP/CIP Individual Payment accounts is available to cover the costs in contracts in which utilization exceeded expectations. Via this resolution, the professional service contract with University of Wisconsin Hospitals and Clinics is increased by \$33,108 and the professional service contract with St Mary Hospital is increased by \$5,750.

NOW, THEREFORE, BE IT RESOLVED, that the following expense accounts be adjusted in the Department of Human Services.

Expenditure Account Number	Account Title	Amount
ACCWRSMH ATDCAA	SSM Health Care Adult Day Care	\$5,750
ACFIIUWH INUWAA	University Health Care	\$33,108
ACFIIMHI INIPAA	Meriter Inpatient	(\$16,500)
ACFIIDCO INMDAA	Dodge County Clearview	(\$13,608)
ACCLEDC IPIIAA	Individual Payment CIP 2	(\$4,025)
ACCLEDC IPPWAA	Individual Payment COP-W	(\$862)
ACCLEDC OPIPAA	Individual Payment COP	(\$863)
ACFIINST INPFAA	Physicians Fees	(\$3,000)
	Total	\$0

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the professional services contracts listed below be amended for 2010:

St Marys Hospital/SSM Health Care	\$5,750
University Health Care	\$33,108
Meriter Hospital	(\$16,500)

Submitted by Supervisors Stubbs, Vedder, Ferrell, Duranczyk, Sargent and Levin, February 3, 2011.
 Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

RES. 279, 10-11

AUTHORIZING PURCHASE OF SERVICES AGREEMENT
 FOR DEVELOPMENT OF COUNTY EMERGENCY EVACUATION SHELTER PLAN

The Department of Emergency Management has issued a Request for Proposals (RFP) for evacuation and shelter planning services, including accommodations for people with special needs.

Three responses to the RFP were received and are on file in the Purchasing Division of the Department of Administration. A team comprised of staff from Emergency Management, The Red Cross, Dane County Human Services and Dane County United Way evaluated the proposals. Integrated Solutions Consulting (ISC) was the firm selected.

The Department has negotiated with ISC to provide the services as outlined in the contract for a cost of \$34,990. Contracted services include:

- Evaluate and assess the County’s capabilities to conduct a regional evacuation shelter plan.
- Increase the participation of stakeholders in the development of a regional evacuation shelter plan by facilitating an Advisory Committee
- Evaluate best practices and develop a tiered county shelter plan by 9/30/11 to include special populations accommodations.
- Organize and conduct a discussion based exercise that will include the full execution of the developed shelter plan.

There are sufficient funds in the budget for this project. This contract is fully supported by the OJA Special Populations Pilot grant, accepted by Resolution 211, 2010-2011.

NOW, THEREFORE, BE IT RESOLVED that the Purchase Of Services Agreement with Integrated Solutions Consulting be awarded in the amount of \$34,990 for the development of a shelter plan; 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 Emergency Management be directed to ensure complete performance of the Agreement.

Submitted by Supervisors Rusk, Bayrd, Corrigan, Schlicht, Imhoff and Hulse, February 3, 2011.
 Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 280, 10-11

ACCEPTING HOMELAND SECURITY MUTUAL AID RADIO REPLACEMENT ROUND 6 GRANT

The purpose of this resolution is to adjust revenue and expenditures for FY 2011.

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 Police Department, Brooklyn Police Department, Cross Plains Emergency Management, Dane County District One EMS, Fitchburg Fire Department, Fitch-Rona EMS, McFarland Fire Department, Middleton Fire Department, Monona Fire Department, Shorewood Hills Police Department, UW Madison Police Department, Verona Fire Department, and Waunakee Area EMS.

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.

Dane County Emergency Management is also eligible for reimbursement of management and administration costs associated with this grant.

NOW, THEREFORE, BE IT RESOLVED that \$110,787.75 be set up as additional revenue in the Management, Emergency Planning Division, Communications Interoperability Equipment account (EMEMRPLN 84369), and be credited to the General Fund.

BE IT FURTHER RESOLVED that \$110,787.75 is transferred from the General Fund to the following Emergency Management, Emergency Planning Division accounts:

Communications Interoperability Equipment (EMEMRPLN 47221)	\$105,843.82
Communications Interoperability Plan Project (EMEMRPLN 20614)	\$4,943.93

BE IT FURTHER RESOLVED that all unexpended funds and unrecognized revenues from this account be carried forward from the 2011 to the 2012 budget period.

Submitted by Supervisors Rusk, Bayrd, Corrigan, Schlicht, Imhoff and Hulse, February 3, 2011.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 281, 10-11

AWARD OF CONTRACT FOR CONDENSER WATER PIPE REPLACEMENT IN CITY-COUNTY BUILDING

The Department of Public Works, Highway & Transportation reports the receipt of bids for the Condenser Water Pipe Replacement in the City-County Building, Bid #311001.

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 Veldran, Ripp, Salov, Erickson and Schmidt, February 3, 2011.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 282, 10-11

AWARD OF CONTRACT FOR REPLACING FURNACES AT DANE COUNTY LAW ENFORCEMENT TRAINING CENTER AND APPROVAL OF SPENDING IN ADVANCE OF BORROWING

The Department of Public Works, Highway & Transportation received bids for the replacement of four furnaces at the Dane County Law Enforcement Training Center, Waunakee, WI, BID NO. 311003.

A complete tabulation is on file at the Department of Public Works office. The low qualified bidder is:
H & H Industries
2801 Syene Road
Madison, WI 53713

Total Bid Amount: \$20,433.00

The Public Works staff finds the amount to be reasonable and recommends the bid be awarded to H & H Industries. There are sufficient funds in the budget to cover this project.

NOW, THEREFORE, BE IT RESOLVED that a Contract be awarded to H & H Industries in the amount of \$20,433.00 and that the project will move forward and funds expended in advance of the county's annual borrowing.

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 Veldran, Ripp, Salov, Erickson and Schmidt, February 3, 2011.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 283, 10-11

AUTHORIZATION TO APPLY FOR STATE OF WISCONSIN DNR LAKE MANAGEMENT PLANNING GRANT

WHEREAS, Rice Lake is an important local resource bordered by 284 acre Silverwood County Park. A study and examination of the lake will lead to a better understanding of this shallow glacial lake and will allow for responsible long-term planning.

WHEREAS, Dane County Land & Water Resources hereby requests approval to apply for financial assistance to the Wisconsin DNR for the purpose of funding under the "Lake Management Planning Grant Program."

FURTHERMORE, a subsequent resolution would establish any grant funding awarded to Dane County in the Land & Water Resources budget.

THEREFORE, BE IT RESOLVED, that the County Board of Supervisors and County Executive hereby authorize the Director of Dane County Land & Water Resources Department to submit grant applications to the State of Wisconsin Department of Natural Resources (DNR) for financial aid for lake planning purposes, 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 the approved project.

Submitted by Supervisor Duranczyk, February 3, 2011.

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

RES. 284, 10-11

AUTHORIZING ACCEPTANCE OF GRANT FUNDS FOR DANE COUNTY TO
ADMINISTER FUNDING FOR DANENET

The Wisconsin Department of Transportation, Bureau of Transportation Safety (BOTS), is making funds available for Dane County to administer funding for DANENet to publish the quarterly Traffic Safety Reporter (TSR). DANENet is a non-profit organization that has worked with the Department of Transportation to publish this electronic newsletter. By administering this grant, the Sheriff's Office will receive 5% of the total grant, and have the opportunity to contribute to the newsletter.

DANENet staff will research how BOTS can get the most benefit from emailing the TSR. DANENet will also work with BOTS on publishing the Annual Report. DANENet will produce the registration brochure and conference program for the 2011 Governor's Conference on Highway Safety, and will format the 2012 Highway Safety Performance Plan improving its overall look.

DANenet discovered that the pilot agencies for Data-Driven Approaches to Crime and Traffic Safety (DDACTS) were having considerable IT challenges formatting the crime and crash data to be acceptable for the DDACTS maps. DANenet has a person on-staff who has IT and mapping expertise and will be available if BOTS identifies any agencies interested in trying DDACTS and need IT assistance.

NOW, THEREFORE, BE IT RESOLVED that the Sheriff's Office is hereby authorized to accept \$68,408 from the Department of Transportation in support of DANenet publishing the Traffic Safety Reporter and providing other IT assistance as it relates to DDACTS.

BE IT FURTHER RESOLVED that \$68,408 be set up as additional revenue in Sheriff, Field Services, Community Safety Project revenue account (SHRFFLD 80708) and be credited to the General Fund

BE IT FURTHER RESOLVED that \$65,000 be transferred from General Fund to the following expenditure accounts:

Traffic Safety Expenditures (SHRFFLD NEW)	\$65,000
Total:	\$65,000

BE IT FINALLY RESOLVED that all unexpended funds and unrecognized revenues from this account be carried forward until fully expended.

Submitted by Supervisors Rusk, Bayrd, Corrigan, Schlicht, Imhoff and Hulse, February 3, 2011.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 285, 10-11

AUTHORIZING A STATE AND COUNTY MANAGEMENT AGREEMENT FOR CAPITAL SPRINGS
STATE RECREATION AREA

In 2010, the Dane County Board and Wisconsin Department of Natural Resources Board adopted a Master Plan for the Capital Springs State Recreation Area. The Recreation Area is approximately 2500 acres in size and extends from Upper Mud Lake west to the State Nevin fish hatchery facility. The adopted Master Plan recommends a variety of trail, recreation and resource protection initiatives envisioned to be carried out over the next ten years. A Friends of Capital Springs Recreation Area has formed that is made up of individuals, families, and community business partners whose mission is to develop, promote, and maintain the educational and recreational opportunities within the area, as well as to promote the protection of natural habitat encompassed with the Capital Springs Recreational Area.

Dane County and the State have prepared a Management Agreement to outline partner roles and responsibilities for the ongoing operation, maintenance and management of both existing and proposed facilities outlined in the adopted Master Plan. The Management Agreement will be reviewed on an annual basis by the County and State to insure it continues to meet each parties expectations and addresses future changes in recreation use or resource protection needs.

NOW, THEREFORE, BE IT RESOLVED, That Dane County enter into a Management Agreement with the Department of Natural Resources that provides the framework for the cooperative management of the Capital Springs State Recreation Area.

BE IT FURTHER RESOLVED, that the County Executive and the County Clerk are hereby authorized to execute the Management Agreement.

Submitted by Supervisors Ripp, Richmond and Miles, February 3, 2011.
Referred to ENVIRONMENT, AGRICULTURE & NATURAL RESOURCES and PARKS.

RES. 286, 10-11

DEVELOPING AN ENERGY EFFICIENCY PROGRAM

Communities across the country have developed programs to help homeowners, not-for-profit agencies, and businesses to make energy efficiency improvements. The scope and approach to efforts vary greatly. For example, some communities, such as Berkeley, California and Boulder, Colorado, have developed revolving loan funds as pilot programs. Other communities, such as Portland, Oregon, has partnered with the local energy utility to offer a similar program. The City of Madison provides homeowners and businesses with technical assistance regarding solar energy through the Solar Agent initiative, and is implementing a \$2.4 million weatherization grant. The City of Green Bay provides rebates for home energy audits and energy improvements.

Programs to support energy efficiency improvements are not only good for the environment, they are also good for the local economy.

Development of an energy efficiency program for homeowners, not-for-profits, and businesses in Dane County requires consideration of program focus (alternative energy, energy efficiency, or both); appropriate partners, such as utilities, Madison College, and home remodeling associations; grant or loan amounts and payback period, and details of program administration. A task force is necessary to develop key program parameters and make recommendations in time for consideration in the 2012 budget.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors establishes the Dane County Energy Efficiency Task Force.

BE IT FURTHER RESOLVED that the task force shall have the following members:

- A member of the Public Works and Transportation Committee, to be appointed by the chair of the Public Works and Transportation Committee;
- A member of the Personnel and Finance Committee, to be appointed by the chair of the Personnel and Finance Committee;
- A member of the County Board, to be appointed by the County Board chair;
- The County Executive or his or her representative;
- The Dane County Treasurer or his representative;
- A member of the National Association of the Remodeling Industry; to be appointed by the County Board Chair;
- A member of Clean Wisconsin, to be appointed by the Dane County Board Chair;
- Two at-large citizen members who have experience with energy efficiency programs, to be appointed by the Dane County Board Chair.

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

- Assemble and analyze information on programs throughout the country as models for the Dane County effort, focusing on which types of programs generate the most rapid payback of investment through energy savings; the types of energy efficiency improvements which offer the best opportunities for increased employment; the target population for the energy efficiency efforts, and administrative approaches.
- Review the energy efficiency funding available currently and identify gaps in funding to be addressed by the Dane County program;
- Discuss program approaches with stakeholders including banks, the real estate industry, and title companies, among others;
- Make recommendations to the County Board by August 1, 2011.

BE IT FINALLY RESOLVED that the Dane County director of policy and program improvement shall provide staff support for the task force, with additional technical support from other departments, as necessary.

Submitted by Supervisors McDonell, Levin, Rusk, O’Loughlin, Eicher, Richmond, Vedder, Erickson, Veldran, Hampton, Solberg, Hendrick, Stoebig, Miles, Bayrd, Sargent, Clausius, Duranczyk, Downing, Hesselbein, Corrigan and Schmidt, February 3, 2011.

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

RES. 287, 10-11

ACCEPTANCE OF FY 10 FEDERAL BYRNE GRANT #3 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 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 WI Office of Justice Assistance.

The most recent state budget appropriated \$87,500 of federal Byrne JAG funds to pay for a 75% prosecutor position in the Dane County District Attorney’s Office. This award includes \$65,625 for salary (provided by the WI Office of Justice Assistance), and \$21,875 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 #3) in the amount of \$87,500.

BE IT FURTHER RESOLVED that \$87,500 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 Acct.	Revenue Acct.	Description	Amount	ADA	Grant #
32508	80379	Anti-Drug Grant: Byrne Funded #3	\$87,500	Ken Farmer	2010-DJ-02-8518

BE IT FINALLY RESOLVED that any funds not received or expended in FY 10 are carried forward to FY 11.

Submitted by Supervisors Rusk, Bayrd, Corrigan, Schlicht, Imhoff and Hulseley, February 3, 2011.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 288, 10-11

OPPOSING THE DANE COUNTY REGIONAL TRANSIT AUTHORITY SALES TAX LEVY AND
REQUESTING A RE-EXAMINATION OF THE RTA STATUTE

The Dane County Regional Transit Authority (RTA) is in the process of completing a Transit Plan for the RTA area within Dane County ("the Plan"), and the RTA is proposing that there be a sales tax increase of 0.5% or 0.25% to fund the alternative transit plans included in the Plan.

The levying of a sales tax increase at this time by the RTA within a majority of Dane County will impose a regressive tax on the working people of Dane County, at a time when the economy is still weak and wages of many workers in Dane County are stagnant or declining. Hence, the Plan will harm many households in Dane County, and the effect on the people and economy of Dane County of such a sales tax increase will outweigh any benefits from such a tax increase.

Further, the Plan is being rushed to completion by the RTA in order to try to make it available for an April 2011 non-binding referendum in the RTA area of Dane County, but the Plan has not been available for a sufficient period of time for the citizens of Dane County, the Dane County Board, and the cities, towns and villages of Dane County, to thoroughly and carefully examine, debate or improve the Plan, and for the RTA to carefully make needed amendments to the Plan after hearing the interested parties in a series of hearings around Dane County.

Lastly, the RTA statute is still clearly deficient, and no sales tax increase should be adopted until the RTA statute can be restudied and replaced by the Legislature and Governor, including examination of the following issues, among others: the lack of representation of towns on the RTA board, the unbalanced distribution of RTA board appointments generally, the inability of the RTA to fund roads, the lack of a prohibition on RTA funding of rail projects, and the lack of a binding referendum requirement for levying taxes and borrowing of money.

NOW, THEREFORE, BE IT RESOLVED by the Dane County Board of Supervisors, that:

1. The Dane County Board opposes the levying of any sales tax to fund the proposed Transit Plan of the Dane County Regional Transit Authority (RTA) at this time.
2. The Dane County Board requests that the Legislature and Governor undertake a thorough review of the RTA statute, including a repeal of the current statute, so that no sales tax is levied under the current statute.
3. The Dane County Board recommends that the RTA take a period of at least six (6) additional months to properly prepare the Plan and to circulate the Plan to the citizens of Dane County, the County Board and all cities, towns and villages in Dane County, for comment and possible changes, and that thereafter, the RTA conduct a series of hearings around Dane County on the revised Transit Plan, followed by a binding referendum no earlier than April 2012.
4. The County Clerk shall provide a copy of this resolution upon adoption to all members of the RTA, to the Governor, to the members of the Wisconsin Legislature, and to all Mayors, Village Presidents and Town Chairs in Dane County.

Submitted by Supervisors Bruskewitz, Imhoff, Ferrell, Schlicht, Clausius and Martz, February 3, 2011.
Fiscal and Policy Notes not required.

Referred to EXECUTIVE.

RES. 289, 10-11

OFFERING REDUCED MINIMUM PERIODS OF IMPRISONMENT FOR OPERATING WHILE UNDER THE INFLUENCE (OWI) CONVICTIONS IF THE PERSON SUCCESSFULLY COMPLETES A PERIOD OF PROBATION THAT INCLUDES ALCOHOL AND OTHER DRUG TREATMENT

In 2009, the Wisconsin Legislature amended the OWI law to authorize reduced periods of imprisonment for persons convicted of certain OWI offenses if the person completes a period of probation that includes alcohol and other drug treatment. This sentencing option is only available if the county opts to offer such periods of reduced minimum imprisonment.

Wisconsin Statute ss. 346.65(2)(bm), (cm) & (dm) authorizes reduced minimum sentences for violation of ss. 346.63(1) (*operating a motor vehicle under the influence of an intoxicant or controlled substance*). Wisconsin Statute ss. 346.65(2j)(bm), (cm) & (cr) authorizes reduced minimum sentences for violation of ss.346.65(5) (*operating a commercial motor vehicle while under the influence of an intoxicant*). Wisconsin Statute ss. 346.65(3r) authorizes reduced minimum sentences for violation of ss. 346.63(2) or (6) (*causing injury by operation of a motor vehicle or commercial motor vehicle while under the influence of an intoxicant*).

Over the past several years Dane County has recognized that treatment rather than incarceration is needed to prevent recidivism by repeat OWI offenders and has committed to providing alcohol and other drug treatment and other alternatives to incarceration for people convicted of OWI offenses. The Wisconsin Department of Corrections is also planning to offer treatment options for persons placed on probation for OWI offenses.

NOW, THEREFORE, BE IT RESOLVED that Dane County opts to offer as a sentencing option a reduced minimum period of confinement for violation of Wisconsin Statutes ss. 346.63(1), (2), (5) & (6) if the person successfully completes a probation period that includes alcohol and other drug treatment, as authorized by Wisconsin Statutes ss. 346.65(2)(bm), (cm) & (dm); 346.65(2j)(bm), (cm) & (cr); and 346.65(3r).

Submitted by Supervisors Rusk, Bayrd, Corrigan, Schlicht, and Hulse, February 3, 2011. Fiscal and Policy Notes not required.

Referred to PUBLIC PROTECTION & JUDICIARY.

RES. 290, 10-11

ACCEPTANCE OF GRANT FUNDS AND ESTABLISHING AN EXPENDITURE ACCOUNT
FOR THE PACKING HOUSE FEASIBILITY STUDY

The Dane County Department of Planning & Development received \$75,000 from the U.S. Department of Housing and Urban Development (HUD). This is a portion of \$1.8 million of funding awarded to the Capital Region Sustainable Communities Consortium through HUD’s Sustainable Communities Regional Planning Grant Program. The Consortium, led by the Capital Area Regional Planning Commission (CARPC), consists of 25 governmental, business and non-profit organizations.

Dane County’s share of the funds will be used for a feasibility study of developing a fresh market vegetable packing house in Dane County. Such a facility will connect local produce growers to high-volume buyers.

Feasibility study activities include grower survey and outreach, buyer survey and outreach, compilation of data, analysis and site specifications, drafting a final study and development of an action plan. This work will be conducted by various consultants, and Dane County Planning & Development and Extension staff. This project includes matching funds from various entities including MG&E and the City of Madison.

The overall goals of this project are to increase the volume of sales for Dane County growers, increase the number of Dane County growers, and will have an overall positive impact on the Dane County economy.

NOW, THEREFORE, BE IT RESOLVED that the first of the following revenue accounts be increased, and the second 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:

<i>Account Name</i>	<i>Account Number</i>	<i>Adjustment</i>
Packing House Grant Revenue	PDPLNDIV82509	\$70,000
Packing House Contributions	NEW	\$11,000

EXPENDITURE ACCOUNTS:

<i>Account Name</i>	<i>Account Number</i>	<i>Adjustment</i>
Packing House Feasibility - POS	NEW	\$68,900
Packing House Feasibility Expenses	NEW	\$12,100

Submitted by Supervisors Miles, Clausius, Richmond and Hesselbein, February 3, 2011.
Referred to PERSONNEL/FINANCE, ZONING & LAND REGULATION and ECONOMIC DEVELOPMENT.

RES. 291, 10-11

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

Lilada Gee, 8101 Mayo Drive, #112, Madison 53719 (622-7235-C), due to the resignation of Francie Smith Saposnik. Ms. Gee is the founder and executive director of Lilada's Livingroom, a program designed to encourage, inspire, and empower women survivors of sexual abuse. The organization creates healing spaces and opportunities, advocacy, awareness, and prevention through education. Programs for women and teen girl survivors include healing writing groups, empowerment groups, services to incarcerated women, support to women on welfare, Sexual Assault Awareness Month outreach events, special events, workshops and trainings. Key areas of responsibility are program implementation and evaluation, fund development, strategic partnership development, budget oversight and staff training and development. Ms. Gee is also the Director of Programs for The Nehemiah Community Development Corporation, and has been employed as a Dane County Social Worker. This term will expire 6/30/12.

Environmental Council

Richard Bogovich, 3200 Oakridge Avenue, Madison 53704 (244-6903-H), to be reappointed. This term will expire 1/31/14.

Veterans Services Commission

Marjorie Z. Marshman, 1444 E. Dayton St., #24, Madison 53703 (257-1605-H), to be reappointed. This term will expire 12/9/13.

Paul C. Washington, Sr., 522 East Bluff, Madison 53704 (576-1537-H), to be reappointed. This term will expire 12/9/13.

Submitted by Supervisor McDonell, February 3, 2011. Fiscal and Policy Notes not required.
Referred to EXECUTIVE.

COMMUNICATIONS

- Communication from Alliant Energy regarding claim. Referred to PUBLIC PROTECTION/JUDICIARY.
- Notice of Potential Claim from Dean Health Plan re. Jessica Mitchell who sustained injury do to county snow plow hitting school bus. Referred to PUBLIC PROTECTION/JUDICIARY.
- Claim from Susan Turner against Public Works for damage to vehicle caused by rocks in road. Referred to PUBLIC PROTECTION/JUDICIARY.
- Claim from Thomas F. Werzeka against Sheriff for missing clothing. Referred to PUBLIC PROTECTION/JUDICIARY.
- Communication from Phil Hellmuth regarding claim for damage to vehicle. Referred to PUBLIC PROTECTON/JUDICIARY.
- Lincoln County Res. 2011-01-05 – Support Legislative Changes to Modify Binding Arbitratino for Public Employees. Referred to EXECUTIVE.
- Town of Westport Res. No. 10-25 – A Resolution to Support Establishing an Independent Committee to Formulate and Recommend a Plan of Apportionment of the Dane County Board of Supervisors. Referred to EXECUTIVE.
- Racine County Res. 2010-111 – Resolution by Intergovernmental Relations Committee Supporting Action by the Wisconsin State Legislature to end Predatory Lending in Wisconsin. Referred to EXECUTIVE.
- Petitions for Zoning Reclassification. Referred by Clerk Ohlsen to ZONING & LAND REGULATION.
Petition 10284 – Town of Pleasant Springs – Guldsteen Farm LLC

- 10285 – Town of Christiana – Robert Johnson
- 10286 – Town of Rutland – Harley & Barbara Stokstad Revocable Trust
- 10287 – Town of Cottage Grove – John Leonhardt
- 10288 – Town of Westport – Joseph Taylor
- 10289 – Town of Rutland – Robert Everson
- 10290 – Town of Sun Prairie – Douglas W. & Shannon K. Grenier Revocable Trust
- 10291 – Town of Sun Prairie – Jeffrey Zimmerman
- 10292 – Town of Blooming Grove – Michael Peper
- 10293 – Town of Medina – Arlin Lange
- 10294 – Town of Christiana – Dale Lund
- 10295 – Town of Burke – JAD Land Development LLC
- 10296 – Town of Roxbury – Properties on Fish Lake LLC
- 10297 – Town of Madison – 2121 Fish Hatchery Road LLC

RES. 292, 10-11

SUPPORTING WISCONSIN WORKERS' RIGHT TO ORGANIZE AND COLLECTIVELY BARGAIN

Wisconsin workers are some of the most talented, skilled, and hard working employees in the nation.

Dane County's workers provide a vital service in making our communities good places to live, work, and raise our families.

Wisconsin has traditionally honored and safeguarded its middle class and has led the nation in worker protection proposals like banning child labor, ensuring workplace safety, and establishing a reasonable workday.

When asked, organized state, county and local public servants have led the way in willingly making sacrifices to do their part to help during times of economic hardship.

The residents of Dane County understand that the strength of our communities are a reflection of a vibrant middle class. A middle class built on innovation, hard work and rights, victories, and principles of organized labor.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors supports the Wisconsin worker and supports the right to organize and to collectively bargain. We stand opposed to Governor Walker's attack on the middle class and on the rights of Wisconsin workers.

BE IT FURTHER RESOLVED that Dane County is committed to a fair and respectful bargaining process and in bargaining in good faith with our employees, even in the event that state statutes no longer require collective bargaining between Dane County and its employees.

BE IT FINALLY RESOLVED that a copy of this resolution by sent to Governor Scott Walker and to the Dane County legislative delegation.

Submitted by Supervisors Sargent, McDonell, Richmond, Eicher, Stubbs, Levin, Hendrick, Erickson, Rusk, Hesselbein, Downing, Vedder, Miles, Veldran, Schmidt, and Stoebig, February 16, 2011. Referred to EXECUTIVE.

MODIFYING THE DURATION OF CERTAIN COLLECTIVE BARGAINING AGREEMENTS

The County has approved contracts with bargaining units representing AFSCME Locals 705/720, 65, 2634, and 1871; SEIU Healthcare Wisconsin; and the Building and Construction Trades. The sequence of the current agreements is an agreement for 2011 followed by a successor agreement covering 2012 through 2014. The County also has a two year agreement with the Dane County Attorneys Association that expires at the end of 2011 but may be extended for one year under current law.

County staff have reviewed the proposed Budget Adjustment Bill (SS SB 11) being deliberated by the State Legislature and, specifically, the language regarding required employee retirement contributions and changes to collective bargaining. Those provisions would apply on the, "day on which the agreement expires or is terminated, extended, modified, or renewed, whichever occurs first." Under this provision, the terms of the 2011 agreements appear to be sound, but the status of the successor agreements is possibly unclear. The Bill does not contemplate that the parties may have already negotiated successor agreements.

This resolution modifies the duration of the 2011 agreements to include the 2012 payroll year contingent on union approval. A successor agreement would then be in place for 2013 and 2014. The resolution only modifies the duration of the agreement. Other negotiated changes scheduled to occur in 2012 such as the health insurance concessions would be maintained. The resolution also approves a modification to the Attorneys Association contract to include 2012 as long as that agreement includes the health insurance changes negotiated with the other bargaining units.

NOW, THEREFORE, BE IT RESOLVED that pending union approval, the Dane County Board of Supervisors extends the duration of the 2011 contracts between Dane County and AFSCME Locals 705/720, 65, 2634, and 1871; SEIU Healthcare Wisconsin; and the Building and Construction Trades to include the 2012 payroll year including the modifications negotiated in the 2012-2014 agreements to become effective in the 2012 payroll year; and

BE IT FURTHER RESOLVED that pending union approval, the Dane County Board of Supervisors also extends the contract between Dane County and the Dane County Attorneys Association into the 2012 payroll year as long as the terms are consistent with the terms included in the AFSCME, SEIU, and Trades contracts for the 2012 payroll year; and

BE IT FINALLY RESOLVED that County officials are authorized to take appropriate action to implement this resolution.

Submitted by Supervisor McDonell, February 16, 2011.
Referred to PERSONNEL/FINANCE.

ORD. AMDT. 37, 10-11

AMENDING CHAPTER 10 OF THE DANE COUNTY CODE
OF ORDINANCES, DEFINING SMALL SCALE ELECTRIC GENERATING STATIONS AND REQUIRING A
CONDITIONAL USE PERMIT FOR SUCH USES IN THE A-1 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. Subsection 10.01(66a) is created to read as follows:

10.01 DEFINITIONS.

(66a) Small scale electric generating station. The equipment and structures necessary for the production of electricity by converting fossil fuels, bio-fuels, wind, water, sunlight, or radioactive fission into electricity, not requiring approval under section 196.491 Wis. Stats. Personal wood furnaces, wind turbines, solar collectors, and watermills, for the purposes of creating electricity to be used on the property are not considered small scale electric generating stations.

ARTICLE 3. Subsection 10.123(2)(f) is amended to read as follows:

10.123 A-1 EXCLUSIVE AGRICULTURE DISTRICT.

(2) *Permitted Uses.*

(f) Utility services as defined in section 10.01(81), ~~and small scale electric generating stations not requiring approval under section 196.941 of the Wis. Stats.~~

ARTICLE 4. Subsection 10.123(3)(n) is created to read as follows:

10.123 A-1 EXCLUSIVE AGRICULTURE DISTRICT.

(3) *Conditional uses in the A-1 Exclusive Agriculture District.*

(n) Small scale electric generating stations not requiring approval under section 196.491, Wis. Stats.

ARTICLE 5. Subsection 10.255(2)(c)3. is amended to read as follows:

10.255 ZONING COMMITTEE.

(2) *Conditional Uses.*

(c) *Town/zoning committee action.*

3. Town board and zoning committee actions shall be supported by written findings of fact. Failure of a town board or the zoning committee to make written findings of fact shall constitute approval of the application. Except for conditional use permit applications for a small scale electric generating station, using wind or solar energy, under s. 10.123(3)(n), ~~W~~ritten findings of fact shall, at a minimum, address the standards enumerated in sub. (2)(h) and, where applicable, s. 10.123(3). Written findings of fact for conditional use permit applications for a small scale electric generating station under s. 10.123(3)(n), using wind or solar energy, shall exclusively address the standards enumerated in sub. (2)(o). All findings shall be based solely upon the evidence within the public record.

ARTICLE 6. Subsection 10.255(2)(i) is amended to read as follows:

(i) *Conditions and guarantees.* Prior to the granting of any conditional use, the town board and zoning committee may stipulate such conditions and restrictions upon the establishment, location, construction, maintenance and operation of the conditional use as deemed necessary to promote the public health, safety and general welfare of the community and to secure compliance with the standards and requirements specified in subsection (h) above, or subsection (o) in the case of small scale electric generating stations under 10.123(3)(n), using wind or solar energy. In all cases in which conditional uses are granted, the town board and zoning committee shall require such evidence and guarantees as it may deem necessary as proof that the conditions stipulated in connection therewith are being and will be complied with.

ARTICLE 7. Subsection 10.255(2)(j) is amended to read as follows:

(j) *Appeal.* Any person aggrieved by the grant or denial of a conditional use permit, or the county board supervisor of the district in which the affected parcel is located, may appeal the decision of the town board or zoning committee to the county board. Such appeal must specify the grounds thereof in respect to the findings of the zoning committee, town board or both, the reason why the appellant is aggrieved and must be filed with the

office of the zoning administrator within 20 days of the final action. The zoning administrator shall transmit such appeal to the county clerk who shall file such appeal with the county board. The county board shall fix a reasonable time for the hearing of the appeal and give public notice thereof as well as due notice to the applicant and the appellant(s) and decide the same within a reasonable time. The action of the zoning committee, town board or both, shall be deemed just and equitable unless the county board by a three-fourths vote of supervisors present and voting reverses or modifies the action appealed from. An appeal from a decision of the zoning committee, town board or both, shall be taken to the county board. No other entity of county government has jurisdiction to hear any such appeal and the avenue of appeal provided for herein is exclusive, notwithstanding any appeal procedure as may be authorized by state law for specific conditional uses.

ARTICLE 8. Subsection 10.255(2)(o) is created to read as follows:

(o) Standards for the review of small scale electric generating stations using wind or solar energy.

1. An application for a conditional use permit for a small scale electric generating station under s. 10.123(3)(n) using wind or solar energy shall be considered by the town and the committee in conformance with Wis. Stats. s. 66.0401(4).

2. No condition or restriction may be placed upon a wind energy system or solar energy system unless such restriction or condition:

a. serves to preserve or protect the public health or safety;

b. does not significantly increase the cost of the system or significantly decrease its efficiency; or

c. allows for an alternative system of comparable cost and efficiency.

[EXPLANATION: This amendment provides a definition for “small scale electric generating stations”, and requires a conditional use permit for such uses in the A-1 Exclusive Agriculture District. As noted in the definition, electric generating equipment strictly for personal, on-property use, such as solar panels, small wind turbines, etc., are exempt from the requirement of a conditional use permit. The amendment conforms to limitations as specified in state statutes under s. 66.0401.]

Submitted by Supervisors Downing and Jensen, February 17, 2011.
Referred to ZONING & LAND REGULATION.

ORD. AMDT. 38, 10-11

AMENDING CHAPTER 6 OF THE DANE COUNTY CODE OF ORDINANCES,
REGARDING FILING OF CAMPAIGN FINANCE REPORTS

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 6.36 is created to read as follows:

6.36 COUNTY CLERK; FILING OF CAMPAIGN FINANCE REPORTS. (1) All forms and reports required by Wisconsin Statutes Chapter 11 to be filed with the County Clerk, shall be filed by each registrant on paper forms provided by the County Clerk and on electronic forms developed by the County Clerk and available on the county web site.

(2) All reports and forms filed with the County Clerk pursuant to Wisconsin Statutes Chapter 11 shall be posted on the county web site within two days after receipt thereof by the County Clerk.

[EXPLANATION: This amendment requires that all campaign finance documents filed with the County clerk shall be on both a paper form and an electronic form. It also requires that all such forms be posted on the county web site.]

Submitted by Supervisors Richmond, McDonell, Matano, Vedder, Sargent, Hendrick, Bayrd, Erickson, Schmidt, Downing, Veldran, Miles, Hesselbein, Stoebig, Eicher, Rusk, de Felice and Corrigan, February 17, 2011.
Referred to EXECUTIVE.

RES. 294, 10-11

AUTHORIZING SALE OF SURPLUS HIGHWAY
RIGHT OF WAY – FISH HATCHERY ROAD - FITCHBURG

Dane County owns approximately 0.49 acres of property surplus to its needs on the east side of Fish Hatchery Road in the City of Fitchburg. The neighboring property owner, Robert Parnell, desires to acquire the property for storage of equipment for his fencing and landscaping business. Given that the property has no road access except through Mr. Parnell's property, he is the only potential purchaser for the property. County staff entertained an offer from Mr. Parnell for \$40,000. The Offer provides for the Buyer to obtain the survey and legal description and any other zoning and permits at Buyer's expense.

NOW, THEREFORE, BE IT RESOLVED that the County of Dane does hereby approve and authorize the sale of the approximately 0.49 acres of highway surplus to Robert S. and Terri Lynn Parnell for the offered \$40,000, and

BE IT FURTHER RESOLVED that the County Real Estate Officer is directed to order title insurance and prepare the deed to convey the surplus property to Robert S. and Terri Lynn Parnell, and

BE IT STILL FURTHER RESOLVED that the funds realized from the conveyance of the property be deposited in the Highway Sale of Surplus Lands account HWOPRMNT 84829, and

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 Veldran, Ripp, Salov, Erickson and Schmidt, February 17, 2011.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 295, 10-11

AUTHORIZING PURCHASING A CONSERVATION EASEMENT IN THE TOWN OF SPRINGFIELD

Dane County Land Conservation and Eugene Theis recognize the desirability to limit runoff from Mr. Theis' farm in order to improve and protect the water quality in Dorn Creek, a Tier 2 stream as identified in the Dane County Park and Open Space Plan.

The county and Mr. Theis believe that development and implementation of an annual nutrient management plan to handle all manure produced on the property would be effective in achieving that

improvement and meeting current NRCS 590 and NRCS 313 conservation standards. A significant element of the identified nutrient management plan is provision for housing all livestock in roofed structures.

Dane County desires to provide 70%, or up to \$144,727, of the cost of installing a Barnyard Roof System in exchange for a permanent Farmyard Easement requiring the implementation and maintenance of the nutrient management plan to minimize runoff to Dorn Creek.

NOW, THEREFORE, BE IT RESOLVED that the County of Dane does hereby approve and authorize the provision of up to \$144,727 toward the cost of a Barnyard Roofing System in exchange for the described Conservation Easement, and

BE IT FINALLY RESOLVED that the Dane County Clerk and the County Executive are hereby authorized to accept the easement on behalf of the County of Dane.

Submitted by Supervisors Ripp, Richmond, Downing and Duranczyk, February 17, 2011.

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

RES. 296, 10-11

ACCEPTING ADDITIONAL REVENUE TO CONDUCT THE DANE COUNTY YOUTH ASSESSMENT

The purpose of the resolution is to adjust revenue and expenditure for 2011-2012.

Every three years, the Dane County Youth Commission facilitates administration of a countywide Youth Assessment of students in grades 7-12 to assess youth trends, needs and issues. This project is a collaborative effort that includes funding support from participating school districts including the Madison Metropolitan School District, Public Health Madison & Dane County, the City of Madison and the United Way of Dane County. The collaborative partners have committed a maximum of \$23,680 to support this project. In addition, the Youth Commission's 2011 budget includes \$6398 for this project.

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

Revenue Account Number	Account Title	Amount
CYFYTHCM 81553	Needs Assessment-POS	\$23,680
Expenditure Account Number	Account Title	Amount
CYFYTHCM YTHBAA	Needs Assessment-POS	\$23,680

BE IT FINALLY RESOLVED, that any unspent funds be carried forward to 2012.

Submitted by Supervisors Stubbs, Duranczyk, Willett, Ferrell, Levin and Sargent, February 17, 2011.
Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

RES. 297, 10-11

AMENDING THE 2010 PROFESSIONAL SERVICES CONTRACT
WITH THE MENTAL HEALTH CENTER OF DANE COUNTY, INC. DCDHS - ACS DIVISION

Funding for four programs at the Mental Health Center of Dane County, Inc, need to be modified because utilization or revenue earned were different than budgeted. Funding for Kajsia House and Yahara House is reduced by (\$12,570) and (\$33,737) respectively because the programs did not meet contractual revenue targets and the contract stated that funding was dependent on earning the revenue. The Mental Health Center's Crisis Stabilization program is increased by \$62,378 as the program provided crisis intervention and crisis related residential care to more individuals than originally anticipated. The Court Ordered Evaluation program is increased by \$49,673 as the costs of providing court ordered evaluations exceeded budget. The net impact of these changes is that the professional service contract with the Mental Health Center is increased by \$65,744. Due to the MA billing efforts of several mental health system purchase of service agencies, DCDHS has sufficient Medicaid Crisis Intervention/Crisis Stabilization revenue 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
ACFACMHC AMKAAA	MHCDC Kajsia House	(\$12,570)
ACFCTMHC DMDSAA	MHCDC Yahara House	(\$33,737)
ACFCRSDN IPCHAA	MHCDC Crisis Stabilization Program	\$62,378
ACFACMHC COCEAA	MHCDC Court Ordered Evaluations	\$49,673
ACFIITBD INMDAA	Potential Budget Modifications	(\$65,744)
	Total	\$0

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the professional services contract listed below be amended for 2010:

Mental Health Center of Dane County, Inc. \$65,744

Submitted by Supervisors Stubbs, Duranczyk, Vedder, Willett, Ferrell, Levin and Sargent, February 17, 2011.

Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

RES. 298, 10-11

AUTHORIZING A MEMORANDUM OF AGREEMENT WITH WIDOT FOR ACCESS TO THE SUNNYSIDE UNIT

The Sunnyside Unit of the Black Earth Creek Wildlife Area is 292 acres located in the Town of Middleton along U.S. Highway 14. The master plan for the property identifies a future driveway off of U.S. Highway 14 and small parking area for public access. Existing driveways are also identified for maintenance and emergency access and future bicycle/pedestrian use.

The WIDOT US 14 Corridor Study recommends the removal of all direct access from U.S. Highway 14 to the property with alternate access provided from Twin Valley Rd. As such, staff in the Land & Water Resources Department have worked with the Wisconsin Department of Transportation (WIDOT) regarding existing and future driveway access to the property. These efforts have culminated in a Memorandum of Agreement that outlines a collaborative relationship between the two parties. The Memorandum of Agreement provides short, mid, and long-term access recommendations for access to the County property and creates partnerships between the County and WIDOT to improve the safety of U.S. Highway 14 at this location.

NOW, THEREFORE, BE IT RESOLVED that the County of Dane does hereby approve and authorize the described Memorandum of Agreement;

BE IT FINALLY RESOLVED that the Dane County Executive and the Dane County Clerk are authorized to execute the Memorandum of Agreement with WIDOT on behalf of Dane County.

Submitted by Supervisors Ripp, Richmond and Downing, February 17, 2011.

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

RES. 299, 10-11

APPROVING A MASTER PLAN FOR THE BLACK EARTH CREEK WILDLIFE AREA – SUNNYSIDE UNIT

The Black Earth Creek Wildlife Area – Sunnyside Unit is a 292-acre property (the former Sunnyside Seed Farm) within the Black Earth Creek Natural Resource Area. It's located in the Town of Middleton along US Highway 14 between the City of Middleton and Village of Cross Plains. The property extends from the lowlands along Black Earth Creek, a Class I trout stream, to high, glaciated ridges.

The 2009 - 2010 master planning process included three public meetings 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 the Black Earth Creek Wildlife Area – Sunnyside Unit. This Master Plan will designate the property as a Dane County Wildlife Area and provide a framework for access and circulation, development, natural resource and habitat management, future expansion, and recreational use of the site. The property will be open to hunting, trapping, fishing – consistent with State Wildlife Area Wis. Admin. Code Ch. 45 and the Town of Middleton Ordinances – and other recreational uses such as cross-country skiing, snowshoeing, nature study, volunteer habitat improvement activities, and berry and mushroom picking.

NOW, THEREFORE, BE IT RESOLVED, That the Dane County Board of Supervisors and the Dane County Executive adopt the Master Plan for Black Earth Creek Wildlife Area – Sunnyside Unit 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 Supervisors Ripp, Richmond and Downing, February 17, 2011.

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

RES. 300, 10-11

APPROVING AGREEMENTS FOR THE DANE COUNTY COW POWER PROJECT
IN THE TOWN OF SPRINGFIELD

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 billion 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 two 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 in the Town of Vienna. On November 17, 2010, the State Building Commission approved the second grant of \$3.3 million for the Middleton-area digester project in the Town of Springfield. Resolution 241, 10-11 was adopted by the County Board on January 6, 2011 and signed by the County Executive on January 7, 2011 authorizing the execution of necessary documents to secure the \$3.3 million state grant. The contracts for the state grant have been signed by the state and county.

The Town of Vienna project is serving three dairy farms and 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 project began operation on December 16, 2010.

The Town of Vienna digester project has been financed and developed by a private company, Clear Horizons LLC. Clear Horizons LLC constructed the facility, and owns and operates the digester. In addition to the \$3.3 million provided by the state grant for the primary purpose of purchasing advanced technology to remove phosphorus, private financing was provided by Clear Horizons LLC for the \$12 million facility.

The second project is located in the Town of Springfield and will serve four dairy farms that are the second 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. The project is proposed to begin construction in late summer of 2011.

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 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 purchase certain components of the project. These purchase costs include acquisition and improvements to the digester site and equipment related to the project's phosphorous reduction efforts.

First, the county has entered into a grant agreement with the State of Wisconsin to receive the \$3.3 million of 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 Clear Horizons LLC. Fifth, the county will enter into an agreement to lease the equipment purchased with grant funds to Clear Horizons LLC. Sixth, the county will amend the current interconnection agreement with Madison Gas & Electric Company (MGE) to include digester electrical generation of 1.5 MW, and seventh, the county will enter into an agreement with Clear Horizons enabling the county to sell the electrical generation to MGE and transfer the revenue associated with the generation to Clear Horizons LLC.

The purpose of this resolution is to provide authorization for the County Executive and County Clerk to execute the necessary documents.

THEREFORE, BE IT RESOLVED that the County Executive and County Clerk are authorized to execute the 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 FURTHER RESOLVED that the County Executive and County Clerk are authorized to execute the documents necessary to lease the digester equipment, and

BE IT FURTHER RESOLVED that the County Executive and County Clerk are authorized to execute the documents necessary to amend the current interconnection agreement with MGE, and

BE IT FURTHER RESOLVED that the County Executive and County Clerk are authorized to execute the documents necessary enabling the county to sell the digester electrical generation and transfer the revenue associated with the sale.

BE IT FINALLY RESOLVED that to the extent revenues are received by the county from electrical generation at the digester site under the terms of the amended interconnection agreement with MGE that the Controller is authorized to issue checks to the Clear Horizons LLC or its successors or assigns.

Submitted by Supervisors Ripp, Richmond and Downing, February 17, 2011.

Referred to PERSONNEL/FINANCE. Referred February 18, 2011 to PUBLIC WORKS/TRANSPORTATION and ENVIRONMENT/AGRICULTURE/NATURAL RESOURCES.

RES. 301, 10-11

FUND TRANSFER FOR PUBLIC SAFETY BUILDING CHILLER PROJECT

The Department of Public Works, Highway & Transportation is completing the project for the Condenser Water Filtration System in the Public Safety Building.

A fund transfer for \$40,000.00 is required for owner direct purchase of filter and procurement of labor and materials necessary for installation to complete this project. Surplus funds are available in the 911 Center remodel project which was completed in July, 2010.

NOW, THEREFORE, BE IT RESOLVED, That \$40,000.00 be transferred from CPPUBSAF 57223 Communications Center Remodel project account to CPFACMGT 58124 PSCHL Public Safety Building Chiller project account; and

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

Submitted by Supervisors Veldran, Ripp, Salov, Erickson and Schmidt, February 17, 2011.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 302, 10-11

2011 CAPITAL BUDGET AMENDMENT TO EXTEND BORROWING REVENUE IN THE METHANE GAS FUND

The Department of Public Works, Highway & Transportation, Solid Waste Division, is requesting to extend borrowing on this account because of additional utility connection work and unanticipated costs associated with purchasing used generation equipment. While purchasing this equipment used has provided significant savings for the County, more of the used equipment had to be rebuilt than was expected. Additionally, the utility interconnection required additional safety equipment, which exceeded the estimation by MGE.

To move forward with this project, the 2011 Capital Budget must be amended to include borrowing proceeds to finance the projects.

THEREFORE, BE IT RESOLVED, that revenue account SWMETHGO 84974 "Borrowing Proceeds" be increased by \$125,000 to finance the Generator Set #5 projects and that expenditure account SWMETHGO 59725 5TH Generator be increased by \$125,000.00 and that the department be allowed to continue the project and expend these funds in advance of the county's annual borrowing.

Submitted by Supervisors Veldran, Ripp, Salov, Erickson and Schmidt, February 17, 2011.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 303, 10-11

APPROVAL OF FUNDS TO BE CARRIED FORWARD FROM 2010 INTO 2011

The 2011 budget included authorization for certain funds to be carried forward from 2010 to 2011. Those were mainly based on departmental requests that were submitted along with 2011 budget requests. Since that time, for a variety of reasons, it has been determined that additional accounts need to be carried forward to 2011.

NOW, THEREFORE, BE IT RESOLVED that the following funds unexpended and/or unrealized as of December 31, 2010 be carried forward to 2011.

Agency/Program/Account	2010 Appropriation	Actual thru 12/31/10	Projected Carryforward
Alliant Energy Center			
Ag Building Upgrade (AECAGRI 47022)	33,429	228	33,201
Arena Upgrade (AECARNA 47047)	35,465		35,465
Coliseum Upgrade (AECCOLS 47210)	371,883		371,883
Conference Center Upgrade (AECCONF 47278)	43,028		43,028
Exhibition Hall Upgrade (AECXHAL 47403)	47,071		47,071
Landscape Upgrade (AECLAND 47724)	18,960		18,960
Parking Lot Upgrade (AECPARK 48042)	52,124		52,124
Technology Upgrade (AECADMN 48748)	25,641		25,641
Center Improvements (CPAEC 57195)	569,524	375,595	193,929
Dane County Extension			
Tree Board (EXTENSN 20775)	2,250	1,446	803
Human Services			
Burial Assistance (EACGBSVS BUASAA)	459,059	449,266	9,793

Submitted by Supervisor Hesselbein, February 17, 2011.
 Referred to PERSONNEL/FINANCE.

 RES. 304, 10-11

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.

Public Safety Communications Operating Practices Advisory Committee
 Chief Randall Pickering, c/o City of Fitchburg Fire Department, 5791 Lacy Road, Fitchburg 53711 (278-2980-W), to be reappointed. This term will expire 5/1/12.

Submitted by Supervisor McDonell, February 17, 2011. Fiscal and Policy Notes not required.
 Referred to EXECUTIVE.

 COMMUNICATIONS

Claim for Public Improvement Lien for SPS Companies Inc. dba Pipe Fabricators re. Badger Prairie Health Care Center. Referred to PUBLIC PROTECTION/JUDICIARY.
 Communication from Gates Auto Body re Shana Matney claim. Referred to PUBLIC PROTECTION/JUDICIARY.
 Claim from Shana Matney against Public Works for damage to vehicle caused by snow plow. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from State Farm Ins. Re Carol (Diane) D. Halom against Highway for damage to vehicle. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from Darryl Johnson Jr. against Jail for damage of personal property. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from Margaret M. Tebo (and Angelina Buzzelli) from damage to vehicle caused by snow plow. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from Benjamin J. Weiland against Public Works for damage to vehicle caused by county employee driving county vehicle. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from Richard Lemon rep. Madison T-Hangars, Inc. against Airport/Public Works for damage to building caused by snow plow. Referred to PUBLIC PROTECTION/JUDICIARY.

Notice of Injury and Claim of Cal Stankey against City of Madison and Dane County. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from Cincinnati Insurance Companies re. TMH Masonry LLC against Public Works for damage caused by snow plow. Referred to PUBLIC PROTECTION/JUDICIARY.

Summons in Civil Action United States of America v Wisconsin State Circuit Court et al. Referred to PUBLIC PROTECTION/JUDICIARY.

RES. 305, 10-11

ACCEPTING GRANT FUNDS FOR VICTIM/WITNESS UNIT
FOR CRIME VICTIMS' RIGHTS WEEK

The Victim/Witness Unit, within the Dane County District Attorney's Office, provides comprehensive services to victims, their families and witnesses of crime.

The District Attorney's Office has recently been awarded a grant of \$5,000 for National Crime Victims' Rights Week (NCVRW) Community Awareness Project (CAP) by the National Association of VOCA Assistance Administrators (NAVAA) and approved by the Office for Victims of Crime (OVC). The County's project was selected after careful consideration of 167 applications based on its efforts to raise public awareness about crime victims' rights and services available in our community. NAVAA agrees to reimburse the County project costs of up to \$5,000.

NOW THEREFORE BE IT RESOLVED that the Dane County District Attorney's Office Victim/Witness Unit be authorized to receive \$5,000 and that account DAVICWIT NEW "NAVAA Grant Revenue" be established in the District Attorney's Office-Victim/Witness Unit in the amount of \$5,000 and that account DAVICWIT NEW "NAVAA Grant Program Expenses" also be established in an amount of \$5,000.

Submitted by Supervisors Sargent and Rusk, February 22, 2011.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION/JUDICIARY.

ORD. AMDT. 39, 10-11

AMENDING CHAPTER 82 OF THE DANE COUNTY CODE OF ORDINANCES,
INCORPORATING THE CITY OF FITCHBURG FARMLAND PRESERVATION 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 82.555 is created to read as follows:

82.555 INCORPORATION OF COUNTY, REGIONAL AND MUNICIPAL PLANS. The following plans are incorporated into the Dane County Comprehensive Plan:

(1) City of Fitchburg Farmland Preservation Plan, including all amendments adopted by the county board of supervisors as of [County Clerk to insert effective date of this amendment].

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

Submitted by Supervisors Martz, Veldran, Richmond, Wiganowsky, Imhoff, Ripp, Salov, Hendrick, Bayrd, Erickson, Hampton, Downing, Duranczyk, Schmidt and Miles, March 3, 2011. Fiscal and Policy Notes not required.

Referred to ZONING & LAND REGULATION.

RES. 306, 10-11

CHANGE ORDER #3 TO MONTGOMERY ASSOCIATES FOR TENNEY DAM STUDY

Res. #29, 08-09, authorized a fund transfer for engineering services for dam failure analysis, stability analysis, permanent benchmarks and an emergency action plan for the Babcock and Tenney Dams, Bid #108040. The project is being done by Montgomery Associates.

The following changes are being made per DNR requirements:

Survey the elevation of the concrete sill within the existing boathouse to an accuracy of +/-0.10 feet. A total of three shots will be taken. Elevations shall be reported relative to NAVD88 and NGVD29. Develop a one foot topographical map. Survey the elevation and location of the concrete abutments on the Tenney Dam tainter gates and locks. A total of 12 shots should be assumed.

Funds are available in capital project account CPLWRESC – 58755 to cover this change order.

NOW, THEREFORE, BE IT RESOLVED that Change Order #3 in the amount of \$3,100.00 is requested for Montgomery Associates; 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 Veldran, Ripp, Martz, Salov and Erickson, March 3, 2011.

Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 307, 10-11

ACCEPTING MEDICAL RESERVE CORPS EXERCISE GRANT

The purpose of this resolution is to adjust revenue and expenditures for 2011.

The Department of Emergency Management submitted a grant request to the Wisconsin Office of Justice Assistance in support of the development and delivery of an exercise series with the volunteer Medical Reserve Corps.

The county was awarded a total of \$8,530.

Dane County Emergency Management, and the Dane County Medical Reserve Corps unit will host a coordinated exercise series with the six other Medical Reserve Corps units in the state. The Medical Reserve Corps units include Dane County, Eau Claire County, La Crosse County, Lake Geneva, Southeast Wisconsin, the Wisconsin Animal Response Corps, and the Wisconsin Disaster Medical Response Team. These units have all agreed to support one another in the response to a large-scale emergency. This exercise series will test their ability to work together. The exercises will test such skills as communications, coordination, and incident management.

NOW, THEREFORE, BE IT RESOLVED that \$8,530 be set up as revenue in a newly created Emergency Management, Emergency Planning Division revenue account, and be credited to the General Fund.

BE IT FURTHER RESOLVED that \$8,530 be transferred from the General Fund to a newly created Emergency Management, Emergency Planning Division 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 2011 to the 2012 budget period.

Submitted by Supervisors Rusk, Bayrd, Corrigan, Schlicht, Imhoff and Wiganowsky, March 3, 2011.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 308, 10-11

ACCEPTING BIOLOGICAL DETECTION SYSTEM FUNCTIONAL EXERCISE GRANT

The purpose of this resolution is to adjust revenue and expenditures for 2011.

The Department of Emergency Management submitted a grant request to the Wisconsin Office of Justice Assistance in support of the development and delivery of a functional exercise.

The county was awarded a total of \$6,910.

The grant funds will be utilized to develop and deliver a functional exercise with the US Postal Service. The exercise will test the response to an alarm of the post office's Biological Detection System, with a focus on multi-agency coordination and communication. The information collected from the exercise will be used to improve the response plan and prepare for a full-scale exercise in 2012.

NOW, THEREFORE, BE IT RESOLVED that \$6,910 be set up as revenue in a newly created Emergency Management, Emergency Planning Division revenue account, and be credited to the General Fund.

BE IT FURTHER RESOLVED that \$6,910 be transferred from the General Fund to a newly created Emergency Management, Emergency Planning Division 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 2011 to the 2012 budget period.

Submitted by Supervisors Rusk, Bayrd, Corrigan, Schlicht, Imhoff and Wiganowsky, March 3, 2011.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 309, 10-11

AUTHORIZING INCIDENT COMMAND TRAINING GRANT

Dane County Emergency Management applied for and was awarded a training grant from the Wisconsin Office of Justice Assistance for \$13,960.

This grant will be used to conduct Incident Command System ICS-300 and ICS-400 training.

NOW, THEREFORE, BE IT RESOLVED that \$13,960 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 \$13,960 be transferred from the General Fund to Hazardous Materials Planning Division Training Expense Account 31133.

BE IT FURTHER RESOLVED that \$13,960 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 2011 to the 2012 budget period.

Submitted by Supervisors Rusk, Bayrd, Corrigan, Imhoff, Schlicht, and Wiganowsky, March 3, 2011.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 310, 10-11

WI OFFICE OF JUSTICE ASSISTANCE (OJA) – FULL SCALE EXERCISE GRANT AWARD
2011 DANE COUNTY REGIONAL AIRPORT FULL SCALE EXERCISE (FSE)

The purpose of this resolution is to adjust revenue and expenditures for FY 2011.

The Department of Emergency Management, through the Wisconsin Office of Justice Assistance submitted a grant request in support of delivery of a full scale exercise at the Dane County Regional Airport.

The County was awarded a total of \$9,816.00.

The grant funds will be utilized to reimburse participant expenses directly related to the exercise. This includes supply and personnel expenses.

NOW, THEREFORE, BE IT RESOLVED that \$9,816.00 be set up as a newly created Emergency Management, Emergency Planning Division, Airport Full Scale Exercise account, and be credited to the General Fund.

BE IT FURTHER RESOLVED that \$9,816.00 is transferred from the General Fund to a newly created Emergency Management, Emergency Planning Division, Airport Full Scale Exercise account.

Revenue Account	\$9,816.00
Expense Account	\$9,816.00

BE IT FINALLY RESOLVED that all unexpended funds and unrecognized revenues from this account be carried forward from the 2011 to the 2012 budget period.

Submitted by Supervisors Rusk, Bayrd, Corrigan, Schlicht, Imhoff and Wiganowsky, March 3, 2011.
Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 311, 10-11

DETERMINING THE FEASIBILITY OF ALLOWING DANE COUNTY UNITS OF GOVERNMENT TO PURCHASE HEALTH INSURANCE THROUGH DANE COUNTY

Health insurance costs for employees are a large part of municipal budgets for Dane County communities. Recent proposals at the state level increase the need to look carefully at new ways to contain these costs.

Dane County currently provides health insurance coverage through an individual contract with Physicians Plus at a lower rate than the current State of Wisconsin Policy. The county has other insurance carriers that provide coverage that may also be cost effective for municipalities. Allowing municipalities to become part of the group may provide financial relief to local communities and Dane County taxpayers.

NOW, THEREFORE, BE IT RESOLVED that Dane County and its insurance advisor conduct a study to determine the feasibility and cost benefits of providing an option for local governments to purchase health insurance through Dane County

Submitted by Supervisors Schlicht, Ferrell, Imhoff, Wiganowsky, Martz, Jensen, Bruskevitz and O'Loughlin, March 3, 2011.
Referred to PERSONNEL/FINANCE.

RES. 312, 10-11

AUTHORIZING ACCEPTANCE OF DANE COUNTY'S SHARE OF US EPA CLIMATE
SHOWCASE COMMUNITIES GRANT FUNDING

The City of Madison recently was awarded a 2011 US EPA Climate Showcase Communities Grant to expand the Mpower ChaMpsions program, a clean energy campaign mobilizing the business community and the Madison Metropolitan School District to work with the City of Madison and its program partners in a unified effort to reduce greenhouse gases through energy efficiency, resource conservation and transportation emission reductions.

The Dane County Clean Air Coalition has been awarded funding as a sub-awardee on this grant and is one of several program partners that will work with the City of Madison, Sustain Dane and others to achieve the greenhouse gas emission reduction goals of the grant by providing education and outreach services regarding transportation emission reductions to Dane County businesses and the Madison Metropolitan School District.

The Dane County region will benefit from the fact that reducing greenhouse gases also reduces the emission of other pollutants, which helps maintain our federal attainment status for ozone and PM2.5, and the public will benefit because reductions in these pollutants protect and improve public health.

This resolution authorizes Dane County to enter into a contract with the City of Madison to provide education and outreach services as part of the EPA grant. The City will use grant proceeds to reimburse the Dane County Clean Air Coalition up to \$9,200 in the first year of the three-year program. The intention is to contract with Dane County for a total of three years or up to \$39,100.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors authorizes the agreement between Dane County and the City of Madison to provide education and outreach services regarding transportation emission reductions; and

BE IT FINALLY RESOLVED that a new revenue account PDPLNDIV "Clean Air Coalition City of Madison Grant" be established for \$9,200. These funds shall be carried forward until expended.

Submitted by Supervisor Erickson, March 3, 2011.

Referred to PERSONNEL/FINANCE, PUBLIC WORKS & TRANSPORTATION and ZONING & LAND REGULATION.

RES. 313, 10-11

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.

Equal Opportunity Commission

Supervisor Carousel Bayrd, 4901 Sherwood Road, Madison 53711, due to the resignation of Supervisor Scott McDonell. This term will expire 1/1/12.

Submitted by Supervisor McDonell, March 3, 2011. Fiscal and Policy Notes not required.
Referred to EXECUTIVE.

COMMUNICATIONS

- Communication from Melli Law re. Roberts Construction – Badger Prairie Health Care Center. Referred to PUBLIC PROTECTION/JUDICIARY.
- Claim from Shane Dorn against Public Works for damage to vehicle caused by snow plow. Referred to PUBLIC PROTECTION/JUDICIARY.
- Claim from Tara Hopmann against Public Works for damage to vehicle caused by snow plow. Referred to PUBLIC PROTECTION/JUDICIARY.
- Communication from USAA Casualty Ins. Co. re Kevin J. McCarthy claim against County. Referred to PUBLIC PROTECTION/JUDICIARY.
- Claim from Kit Stilwell against AEC for damages and relief. Referred to PUBLIC PROTECTION/JUDICIARY.
- Claim from Kit Stilwell against Sheriff Dept. for damages and relief. Referred to PUBLIC PROTECTION/JUDICIARY.
- Claim from John C. Bottensek against Public Works for damage to vehicle caused by improper maintenance of road. Referred to PUBLIC PROTECTION/JUDICIARY.

RES. 315, 10-11

AUTHORIZING A COST SHARING AGREEMENT

WITH THE VILLAGE OF BELLEVILLE FOR THE RECONSTRUCTION AND JURISDICTIONAL TRANSFER OF CTH CC FROM PEARL STREET TO WEST SCHOOL STREET

The Dane County Department of Public Works, Highway & Transportation and representatives of the Village of Belleville have determined that CTH CC from Pearl St to West School St will be reconstructed and jurisdictionally transferred to the Village of Belleville, and will no longer be a County Trunk Highway.

The Dane County Department of Public Works, Highway & Transportation has drafted an agreement to cover the jurisdictional transfer and cost sharing for the reconstruction 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. The Department has sufficient funds available in account HWCONCAP-59149 to cover the County's share of costs, with County's maximum share of \$80,000.

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 Belleville.

BE IT FINALLY RESOLVED that any unexpended funds as of December 31, 2011, in the above mentioned accounts be carried forward to 2012.

Submitted by Supervisors Willett, Veldran, Ripp, Salov, Erickson and Schmidt, March 17, 2011.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 316, 10-11

AUTHORIZING ACCEPTANCE OF WISCONSIN DEPARTMENT OF COMMERCE COMMUNITY DEVELOPMENT BLOCK GRANT – EMERGENCY ASSISTANCE PROGRAM (CDBG-EAP) FUNDS AND AWARDING OF PURCHASE OF SERVICE CONTRACT

This resolution accepts a grant award of \$245,290 in Community Development Block Grant – Emergency Assistance Program (CDBG-EAP) funds administered by the Wisconsin Department of Commerce for the contract period of December 10, 2010 through December 31, 2011.

The funds shall be used to assist the Town of Albion, Dane County, with the acquisition and demolition of two properties damaged by the 2008 flooding. All recipients of funding under this Agreement must be the owner of the property at the time of the flood and have incomes at or below 80% of the county median income limits as defined by the Department of Housing and Urban Development for Dane County, adjusted for family size.

NOW THEREFORE BE IT RESOLVED that the purchase of service contract listed below be awarded for the period of April 1, 2011 through December 31, 2011:

<u>Vendor</u>	<u>Contract Amount</u>
Town of Albion	\$245,290

BE IT FURTHER RESOLVED that the following revenue account be adjusted and the following expenditure accounts be created:

<u>Revenue Account Number</u>	<u>Account Title</u>	<u>Amount</u>
HSADMCBG 82966	CDBG-EAP	\$245,290

<u>Expenditure Account Number</u>	<u>Account Title</u>	<u>Amount</u>
HSADMCBG-NEW	CDBG-EAP – Town of Albion	\$245,290

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) Town of Albion project.

Submitted by Supervisors Stubbs, Sargent, Levin, Willett and Vedder, March 17, 2011.
Referred to HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

RES. 317, 10-11

ACCEPTING GRANT FUNDS FOR THE OFFICE OF EQUAL OPPORTUNITY FOR CRIMINAL JUSTICE COORDINATING COUNCIL PROGRAM

The Office of Equal Opportunity, within the Dane County Executives Office, provides staffing services to the Dane County Implementation Team for reducing disparities in the criminal justice system.

The Dane County has recently been awarded a grant of \$10,000 to support the Dane County's Criminal Justice Coordinating Council Program. These funds are from the State of Wisconsin, Office of Justice Assistance's (OJA) Byrne Memorial Justice Assistance Grant Program, made available through the US Department of Justice.

NOW THEREFORE BE IT RESOLVED that the Dane County Executives Office, Office of Equal Opportunity be authorized to receive \$10,000 and that account EQOP New "Grant Revenue" be established in the Executives Office-Office of Equal Opportunity in an amount of \$10,000 and that account EQOP New "Grant Program Expenses" also be established in an amount of \$10,000.

Submitted by Supervisors Stubbs, Bayrd, Hendrick and McDonell, March 17, 2011.
Referred to EXECUTIVE, HEALTH & HUMAN NEEDS and PERSONNEL/FINANCE.

RES. 318, 10-11

SUPPORTING A WISCONSIN COMMUNITY JUSTICE REINVESTMENT ACT

The State of Wisconsin will spend approximately \$1.2 billion this year on about 23,000 inmates sentenced to prison terms. One approach to decrease the prison population and save money would be a community reinvestment program. Under such an approach, judges could have more options in sentencing defendants to local treatment, thereby reducing the prison population and Department of Corrections costs, and counties could share equally in the savings to the state.

Recently, the Milwaukee County District Attorney proposed a Wisconsin Community Justice Reinvestment Act in which the state would reimburse counties \$15,000 for every offender not committed to prison, which costs the state approximately \$30,000 per person per year.

This proposal benefits the state, counties, and individuals. The state could save money by funding treatment rather than punishment; the counties could have more effective local treatment options and increased public safety; and offenders would have greater opportunity for success for reentering their local communities. These benefits are consistent with the goal of reducing racial disparities in the criminal justice system in Dane County.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors supports the creation of a Wisconsin Community Justice Reinvestment Act to provide sentencing judges with more effective treatment options and to reduce the prison population.

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors supports the equal sharing the savings from diverting offenders from state prisons between the state and county governments to support local criminal justice initiatives and treatment programs.

BE IT FINALLY RESOLVED that a copy of this resolution be sent to Governor Scott Walker, Department of Corrections Secretary Gary Hamblin, and members of the Dane County legislative delegation.

Submitted by Supervisors Stubbs, Rusk, Eicher, de Felice, Erickson, Vedder, Miles, Hendrick, Bayrd, Downing, Richmond, Sargent, Schmidt and Solberg, March 17, 2011. Fiscal and Policy Notes not required.
Referred to EXECUTIVE.

OPPOSING PROVISIONS OF THE PROPOSED 2011-13 WISCONSIN STATE BUDGET

The proposed 2011-13 Wisconsin State Budget includes cuts to funding for a range of programs. These cuts will negatively affect Dane County residents.

- Medicaid cuts hurt Dane County: BadgerCare enrollees in Dane County number 42,873.
- Cuts to county Youth Services will have a negative affect on delinquency and youth drug diversion programs (Youth Service of Southern Wisconsin – YSSW – Intensive Supervision Service).
- Cuts to the Sexual Offender Program of Recovery and Therapy (SOPORT) will have a negative effect on services to stop all current and future sexual abuse in families.
- Cuts to human services will eliminate the jobs of 80 county workers who determine the eligibility of services for poor individuals and families.
- Cuts to the Working Lands Initiative will eliminate the program that enables farmers to put their land into conservation without undue financial hardship.
- An across-the-board cut of 10 percent to Victim/Witness programs, funding for state courts operated by the county and Guardian Ad Litem fees will seriously affect those services.
- Cuts to recycling programs will pose an additional burden to the county landfill and reduce its years of service.
- Cuts to environmental programs will hurt conservation efforts and programs to reduce the runoff of phosphorous, one of the main pollutants to our lakes in Dane County.
- A major component of the economy in Dane County is farming and the budget could affect BadgerCare health insurance coverage for 11,000 farmers across the state, or one in seven farmers and their family members who receive health coverage through BadgerCare.

At the same time as the proposed budget includes these cuts, the Governor and Legislature recently approved \$140 million in tax breaks, and have also proposed more than \$400 million in spending on new roads.

Recent legislative action eliminated collective bargaining rights for public sector workers in the state. Hundreds of administrators and elected officials in Wisconsin say they use collective bargaining to effect positive change.

Public employee unions are intrinsic to the Wisconsin tradition of innovative and progressive public service. They provide quality public services for residents and businesses in Dane County. The more than 65,000 public sector employees in Dane County should be partners, not adversaries.

Collective bargaining in Dane County has resulted in savings to taxpayers of \$3.6 million in 2009 and \$4.7 million 2010 due to pay reductions. And, the partnership of collective bargaining resulted in a savings of \$1 million in health insurance costs.

NOW, THEREFORE BE IT RESOLVED that the Dane County Board of Supervisors opposes the Governor's 2011-13 budget which targets spending reductions affecting working families, children, the elderly, and environmental protection.

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors calls on the Governor and the Wisconsin State Legislature to restore collective bargaining rights to public employees in Wisconsin.

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

Submitted by Supervisors de Felice, Miles, Eicher, Stubbs, Rusk, Salov, Veldran, Solberg, Vedder, Downing, Schmidt, Richmond, Matano, Sargent, Corrigan and McDonell, March 17, 2011. Fiscal and Policy Notes not required.

Referred to EXECUTIVE.

RES. 320, 10-11

AMENDING 2011 CAPITAL BUDGET FOR ASBESTOS REMEDIATION AT BADGER SCHOOL BUILDING

In 2009, Dane County received an offer to purchase the Badger School Building. A requirement of that offer was that the county remove any asbestos containing materials in the building. The county engaged a contractor for this purpose and removed the known asbestos containing materials. The building was sold in early 2010. The buyer has now engaged a contractor to demolish the building. The contractor has notified the county that some asbestos containing tiles remain in the building. The county must now remove these tiles at an estimated cost not to exceed \$6,000.

Surplus funds are available in the 911 center remodeling account sufficient to fund the removal of the tiles.

THEREFORE, BE IT RESOLVED that account CPADMIN 57090 "Badger School Remediation" be increased by \$6,000 and account CPPUBSAF 57223 "Communications Center Remodel" be decreased by \$6,000.

Submitted by Supervisors Veldran, Ripp, Salov, Erickson and Schmidt, March 17, 2011.
Referred to PERSONNEL/FINANCE and PUBLIC WORKS & TRANSPORTATION.

RES. 321, 10-11

ACCEPTANCE OF FY 11 FEDERAL STOP VIOLENCE AGAINST WOMEN ACT (VAWA) TO ENHANCE THE COMMUNITY COORDINATED RESPONSE TO DOMESTIC VIOLENCE TASK FORCE (CCRDVTF)

The Dane County District Attorney's Office was awarded \$10,000 to enhance our current Community Coordinated Response to Domestic Violence Task Force (CCRDVTF) (\$10,000 grant, \$3,375 in-kind match). This is in response to the increase in domestic violence homicides over the past few years. The grant was awarded by the WI Office of Justice Assistance. Funds must be used by December 31, 2011.

NOW, THEREFORE, BE IT RESOLVED that the Dane County District Attorney's Office be permitted to accept the aforementioned VAWA grant in the amount of \$10,000.

BE IT FURTHER RESOLVED that \$10,000 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 Acct.	Revenue Acct.	Description	Amount	Grant #
New	New	VAWA Grant for CCRDVTF	\$10,000	2010-VA-03-8632

BE IT FINALLY RESOLVED that any funds not received or expended in FY 11 are carried forward to FY 12.

Submitted by Supervisors Rusk, Bayrd, Corrigan, Sargent, Eicher, Schlicht, Imhoff and Hulse, March 17, 2011.

Referred to PERSONNEL/FINANCE and PUBLIC PROTECTION & JUDICIARY.

RES. 322, 10-11

APPROVING NATURAL PATH SANCTUARY A CEMETERY PLAT

WHEREAS, Wisconsin Statutes require all plats of cemeteries to be approved by the respective County Boards. The cemetery plat of NATURAL PATH SANCTUARY is located in the NE ¼ of Section 24, T6N, R7E, Town of Springdale, Dane County, and is desirous of expanding a portion of its property for gravesites.

NOW, THEREFORE, BE IT RESOLVED that, pursuant to Section 157.07 of the Wisconsin Statutes, the Dane County Board of Supervisors does hereby approve the cemetery plat of NATURAL PATH SANCTUARY, located in the NE ¼ of Section 24, T6N, R7E, Town of Springdale, Dane County, Wisconsin. Said plat, dated March 1, 2011 was prepared by Daniel V. Birrenkott, Registered Land Surveyor No. S-1531.

Submitted by Supervisor Downing, March 17, 2011. Fiscal and Policy Notes not required.
Referred to ZONING & LAND REGULATION.

RES. 323, 10-11

REQUESTING THAT THE OFFICE OF THE DANE COUNTY CLERK MAKE PUBLIC OFFICIALS' STATEMENTS OF ECONOMIC INTERESTS AVAILABLE TO THE PUBLIC ONLINE

Democratic government functions best when its institutions and processes are transparent and regularly exposed to the light of public scrutiny. However, the changing nature of journalism and the news media in the United States makes information about local government increasingly scarce.

The Office of the Dane County Clerk is responsible for receiving, maintaining and making available for public viewing Statements of Economic Interests (SEIs) for elected and appointed officials in County government, and for certain County employees. The information contained in those SEIs helps to educate the public about the background and financial interests of elected and appointed officials and public employees.

Statements of Economic Interests are public records, and currently available to the public for viewing in paper format, and stored in the Office of the Dane County Clerk. The Wisconsin Government Accountability Board has found no prohibition in state law that would block local governments from making those SEIs available to the public through a local government Web site.

NOW, BE IT RESOLVED that the Dane County Board of Supervisors – during 2011 “Sunshine Week” – supports a proactive policy of accessibility, transparency, and open government with regard to provision of publicly required information about County elected and appointed public officials, and public employees; and

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors requests that the Office of the Dane County Clerk begin regularly posting the Statements of Economic Interests of Dane County elected officials, appointees and specified employees on the Clerk’s Web pages; and

BE IT FURTHER RESOLVED that the Board of Supervisors requests that the Office of the Dane County Clerk work with County information technology staff to develop and provide an electronic, fillable form for use by those required to file Statements of Economic Interests with the County Clerk; and

BE IT FURTHER RESOLVED that the Board of Supervisors requests that the electronic version of those Statements of Economic Interests be posted online in a secure, unalterable format; and

BE IT FURTHER RESOLVED that the Board of Supervisors requests that the electronic, fillable form be ready for use prior to the next filing deadline/cycle, and that it be promoted and made available to those required to file Statements of Economic Interests with the County Clerk in advance of the next filing deadline; and

BE IT FINALLY RESOLVED that the Board of Supervisors requests that the Office of the Dane County Clerk make this policy of electronic posting of County Statements of Economic Interests permanent, and to inform the affected public officials and employees of that policy.

Submitted by Supervisors Richmond, Matano, Hendrick, Corrigan, de Felice, Rusk, Veldran, Schmidt, Erickson, Levin, Vedder, Sargent, Miles, Eicher, Stubbs, Bayrd, Downing and Solberg, March 17, 2011.
Referred to EXECUTIVE and PERSONNEL/FINANCE.

COMMUNICATIONS

Communication from Cincinnati Insurance Co. re. claim from TMH Masonry LLC for damage to vehicle caused by snow plow. Referred to PUBLIC PROTECTION/JUDICIARY.

Dane County Incident Report from Jeff Lyon at BPHCC re accident with county vehicle. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from USAA Casualty Ins. Co. re. Kevin J. McCarthy damage to vehicle caused by snow plow. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from Eddie Gene Evans against Sheriff for injuries suffered while being in custody. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from Douglas Morgan against Jail for damage to personal property. Referred to PUBLIC PROTECTION/JUDICIARY.

Claim from Chris Taylor against Public Works for damage to vehicle caused by snow plow. Referred to PUBLIC PROTECTION/JUDICIARY.

Communication from Robert Hougan regarding claim against Public Works for wire damage at residence. Referred to PUBLIC PROTECTION/JUDICIARY.

Summons & Complaint Jamie M. Roehling v Daryl A. Rahn and Dane County Human Services. Referred to PUBLIC PROTECTION/JUDICIARY.

Pepin Co. Res. 30-2010 – Resolution to Establish a Non-Partisan Election for the Legislature and County Office. Referred to EXECUTIVE.

Langlade Co. Res. 15-2011 – Support Veteran Benefits Funding. Referred to EXECUTIVE.

Langlade Co. Res. 16-2011 – Support the Orville Lemke Bill – Fast Tract Process for Purple Heart and Other Military Related Honors. Referred to EXECUTIVE.

Langlade Co. Res. 24-2011 – To Oppose the Centralization of Economic Support Programs as Proposed in the Governor's Biennium Budget. Referred to EXECUTIVE.

MITIGATING WISCONSIN RETIREMENT SYSTEM CONTRIBUTIONS
FOR UNREPRESENTED EMPLOYEES

Governor Walker's Budget Repair bill prohibits employers from paying the employee share of Wisconsin Retirement System (WRS) contributions unless employees are covered by a collective bargaining agreement which specifies that the employer will pay those contributions. Dane County has continued its cooperative working relationship with its bargaining units and has approved contracts to extend the practice of the County paying the WRS contribution for its represented employees for the next three to four years.

However, the law does not allow Dane County to extend this same benefit to unrepresented employees. The County's unrepresented managers including the Sheriff's command staff, confidential employees, UW-Extension agents, and elected officials are not covered by a collective bargaining agreement and the employee paid contributions will begin once the bill is published by the Secretary of State. A total of about 230 employees will be affected.

The employee share of the required contribution is set at one half of the actuarially required total contributions. In 2011, that rate will be 5.8% of gross earnings for most employees and 6.65% for elected officials. These required employee contributions will cost unrepresented employees, or save the County, approximately \$900,000 through the end of 2011.

Since the retirement contributions only apply to a portion of the workforce, an imbalance will exist between the unrepresented population and those covered under a collective bargaining agreement for the next three to four years. The unrepresented group will effectively receive a 5.8% reduction in take home pay while the represented group will retain its current level.

The County has traditionally extended the applicable provisions of contracts with bargaining units to unrepresented and confidential employees. The Governor's Budget Repair bill ties the hands of the County for unrepresented employees and creates an imbalance between the two groups this year and going forward. Represented employees are scheduled to receive a 3% across the board increase which would further exacerbate this imbalance as they are protected from making any retirement contributions for the next three to four years.

The Department of Administration has evaluated options that could be used to mitigate the imbalance and reduce the impact on take home pay for unrepresented County employees. Options include adjusting the timing of the 3% across the board increase scheduled for December to the date the required employee WRS contributions are effective for unrepresented employees, allowing unrepresented employees to convert leave time, excluding sick time, into cash to compensate for the retirement contribution, or a combination of these two approaches. The County could also choose to fully compensate unrepresented employees with a 5.8 percent wage adjustment when the WRS contributions go into effect.

Finally, it is important to consider the impact of possible personnel savings measures in 2012. If furloughs or other compensation adjustments are needed, the imbalance between represented and unrepresented employees would be compounded further if the 230 unrepresented employees were paying some portion of retirement contributions and were also required to sacrifice some other portion of compensation.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Board of Supervisors authorizes the following changes to compensation and benefits for unrepresented and confidential employees: Advance the 3% increase currently scheduled for December to take effect on the same date as the WRS contributions are in

effect, and allow the conversion of up to 45 hours of leave time, excluding sick time, to fully compensate for the retirement contribution for the remainder of this year.

BE IT FURTHER RESOLVED that the Dane County Board of Supervisors authorizes unrepresented and confidential employees to convert up to 120 hours of leave, excluding sick time, in 2012 and 2013 to compensate for the retirement contributions.

BE IT FINALLY RESOLVED that County officials are authorized to take appropriate action to implement these changes.

Submitted by Supervisor McDonell, March 24, 2011. Referred to PERSONNEL/FINANCE.

RES. 325, 10-11

MODIFYING THE DURATION OF THE DANE COUNTY DEPUTY SHERIFFS' ASSOCIATION
COLLECTIVE BARGAINING AGREEMENT

The County currently has a collective bargaining agreement in place with the Dane County Deputy Sheriffs' Association, WPPA. This agreement will expire on December 17, 2011.

This resolution modifies the duration of the current agreement to include the 2012 payroll year contingent on union approval. As a condition of this extension, the terms also include negotiated health insurance concessions consistent with the concessions adopted by all of the other bargaining units. Those changes are detailed in "Attachment A," Tentative Agreement for the 2011-2012 Collective Bargaining Agreement."

NOW, THEREFORE, BE IT RESOLVED that pending union approval, the Dane County Board of Supervisors extends the duration of the contract between Dane County and the Dane County Deputy Sheriffs' Association to include the 2012 payroll year and to include the negotiated health insurance concessions effective in 2012 as detailed in Attachment A to the resolution; and

BE IT FINALLY RESOLVED that County officials are authorized to take appropriate action to implement this resolution.

Submitted by Supervisor McDonell, March 24, 2011. Referred to PERSONNEL/FINANCE.

RES. 326, 10-11

MODIFYING THE DURATION OF THE AGREEMENT BETWEEN DANE COUNTY AND THE
SUPERVISORY LAW ENFORCEMENT UNIT

The County currently has an agreement in place between Dane County and the Dane County Supervisory Law Enforcement Unit. This agreement will expire on December 17, 2011.

This resolution modifies the duration of the current agreement to include the 2012 payroll year contingent on association approval. As a condition of this extension, the terms also include negotiated health insurance concessions consistent with the concessions adopted by all of the other bargaining units. Those changes are detailed in "Attachment A," Tentative Agreement for the 2011-2012 Collective Bargaining Agreement."

NOW, THEREFORE, BE IT RESOLVED that pending union approval, the Dane County Board of Supervisors extends the duration of the agreement between Dane County and the Dane County Supervisory Law Enforcement Unit to include the 2012 payroll year and to include the negotiated health insurance concessions effective in 2012 as detailed in Attachment A to the resolution; and

BE IT FINALLY RESOLVED that County officials are authorized to take appropriate action to implement this resolution.

Submitted by Supervisor McDonell, March 24, 2011. Referred to PERSONNEL/FINANCE.

RES. 329, 10-11

IMPLEMENTING COUNTY PICK-UP OF EMPLOYEE RETIREMENT CONTRIBUTIONS
PURSUANT TO 26 U.S.C. SECTION 414(h)(2)

Under 26 U.S.C. § 414(h)(2), employee contributions to a public employer pension plan may be picked up, *i.e.*, paid for, on a pre-tax basis by the public employer and excluded from an employee's yearly gross income (until distributed or made available to the employee) if the employer specifies that the contributions, although designated as employee contributions to the plan, are being paid by the employer in lieu of contributions by the employee, and the employee cannot choose to receive the amounts directly instead of having them paid by the employer; and

The Board of Supervisors has determined that, even though such implementation is not required by law, the tax benefit of Section 414(h)(2) in reducing taxable employee gross income should be provided to all County employees contributing to the Wisconsin Retirement System ("WRS");

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. Pursuant to Section 414(h)(2), the Board of Supervisors hereby elects to implement an employer pick-up of employee retirement contributions as to all County employees.
2. Pursuant to this resolution, picked-up contributions, though designated as employee contributions to WRS, will be picked up on a pre-tax basis by the County in lieu of contributions by the affected employees, and the wages of such employees shall be reduced by a corresponding amount for current income tax purposes, but not FICA purposes.
3. Amounts picked-up by the County shall be paid from the same source of funds as used in paying the wages of the affected employees.
4. Amounts picked-up by the County shall be treated for all purposes, other than taxation on gross income, in the same manner and to the same extent as employee contributions made prior to the effective date of this resolution.

5. The affected employees shall not have the option of receiving the picked-up amounts directly instead of having them paid by the County.

6. The terms of this resolution shall be operative only so long as public employer pick-ups of employee retirement contributions continue to be excludable from employee gross income under the Internal Revenue Code.

7. The Board of Supervisors makes no representations or guarantees regarding the tax or financial consequences of employer pick-ups to any particular employee contributing to WRS and hereby notifies all such employees to seek, at their own expense, appropriate financial, legal or tax advice with respect to their particular financial questions or situation.

8. The terms of this Resolution shall become effective the date that County employees are required to make contributions to The Wisconsin Retirement System.

Submitted by Supervisor McDonell, March 30, 2011. Referred to PERSONNEL/FINANCE.