



GREEN LAKE COUNTY

571 County Road A, Green Lake, WI 54941

Original Post Date: 02/14/2018

Amended* Post Date:

The following documents are included in the packet for the County Board on February 20, 2018:

- 1) Agenda
- 2) Draft minutes from the December 19, 2017 meeting
- 3) Resolution 1-2018 Green Lake County Buffer Program
- 4) Resolution 2-2018 Relating to Cancellation of Outstanding Checks
- 5) Resolution 3-2018 Relating to Creating a New Patrol Officer Position
- 6) Resolution 4-2018 Resolution Creating Green Lake County Parks Commission
- 7) Ordinance 1-2018 Rezone in the Town of Brooklyn: Mark E. & Chardra J. Draeger Revocable Trust
- 8) Ordinance 2-2018 Rezone in the Town of Brooklyn: Paul Koehn
- 9) Ordinance 3-2018 Rezone in the Town of Brooklyn: William H. & Martha Pickrell
- 10) Ordinance 4-2018 Rezone in the Town of Brooklyn: Ione Pischke Irrevocable Income Trust
- 11) Ordinance 5-2018 Rezone in the Town of Brooklyn: Nolan Francis Wallenfang Revocable Inter Vivos Trust
- 12) Ordinance 6-2018 Rezone in the Town of Mackford: Steven D. & Irene E. Dzbinski
- 13) Ordinance 7-2018 Ordinance Amending Chapter 9 – Board of Supervisors



Green Lake County Board of Supervisors
Meeting Notice

The Green Lake County Board of Supervisors will convene at the **Government Center** in Room #0902 in the City of Green Lake, Wisconsin on Tuesday, the **20th day of February, 2018 at 6:00 PM** for the regular meeting of the Board. Business to be transacted include:

AMENDED AGENDA*

County Board of Supervisors

Harley Reabe, Chair
Nick Toney, Vice-Chair

- Dist. 1 Larry Jenkins*
- Dist. 2 Vicki Bernhagen*
- Dist. 3 Rich Slate*
- Dist. 4 Paul Schwandt*
- Dist. 5 Peter Wallace*
- Dist. 6 Joy Waterbury*
- Dist. 7 Michael Starshak*
- Dist. 8 Patricia Garro*
- Dist. 9 VACANT*
- Dist. 10 Sue Wendt*
- Dist. 11 Harley Reabe*
- Dist. 12 Robert Schweder*
- Dist. 13 Nick Toney*
- Dist. 14 Dennis Mulder*
- Dist. 15 Katie Mehn*
- Dist. 16 Joe Gonyo*
- Dist. 17 Joanne Guden*
- Dist. 18 Richard Trochinski*
- Dist. 19 Robert Lyon*

GREEN LAKE COUNTY
MISSION:

- 1) *Fiscal Responsibility*
- 2) *Quality Service*
- 3) *Innovative Leadership*
- 4) *Continual Improvement in County Government*

- 1. Call to Order**
- 2. Roll Call**
- 3. Reading of the Call**
- 4. Pledge of Allegiance**
- 5. *Appointment of District #9 Supervisor – William Boutwell**
- 6. Minutes of 12/19/17 meeting**
- 7. Announcements**
- 8. Public Comment (3 minute limit)**
- 9. Correspondence**
- 10. Appearances**
- 11. Department Reports**
 - Derek Kavanaugh, LCC – update on County lakes
 - Mike Bonertz, Deputy Director – ADVOCAP
- 12. Resolutions**
 - Res 1-2018 Green Lake County Buffer Program
 - Res 2-2018 Relating to Cancellation of Outstanding Checks
 - Res 3-2018 Relating to Creating a New Patrol Officer Position
 - Res 4-2018 Resolution Creating Green Lake County Parks Commission
- 13. Ordinances**
 - Ord 1-2018 Rezone in the Town of Brooklyn: Mark E. & Chardra J. Draeger Revocable Trust
 - Ord 2-2018 Rezone in the Town of Brooklyn: Paul Koehn
 - Ord 3-2018 Rezone in the Town of Brooklyn: William H. & Martha Pickrell
 - Ord 4-2018 Rezone in the Town of Brooklyn: Ione Pischke Irrevocable Income Trust
 - Ord 5-2018 Rezone in the Town of Brooklyn: Nolan Francis Wallenfang Revocable Inter Vivos Trust
 - Ord 6-2018 Rezone in the Town of Mackford: Steven D. & Irene E. Dzbinski
 - Ord 7-2018 Ordinance Amending Chapter 9 – Board of Supervisors
- 14. Committee Appointments**
- 15. Departments to Report on March 20, 2018**
- 16. Future Agenda Items for Action & Discussion**
- 17. And such other business as may properly come before the Board of Supervisors**
- 18. Adjourn**

The several committees of the Board may also meet for the purpose of discussing or acting upon matters which are the subject matter of the meeting of the County Board of Supervisors.

Given under my hand and official seal at the Government Center in the City of Green Lake, Wisconsin, this 16th day of February, 2018.

Elizabeth A. Otto, Green Lake County Clerk

GREEN LAKE COUNTY

BOARD PROCEEDINGS

REGULAR SESSION

December 19, 2017

The Green Lake County Board of Supervisors met in regular session, Tuesday, December 19, 2017, at 6:00 PM in the County Board Room, Green Lake, Wisconsin.

The Board was called to order by Harley Reabe, Chairman.

Present – 15, Absent – 3 (Patti Garro-District 8, Sue Wendt-District 10, Joanne Guden-District 17), Vacant – 1 (District 9)

<u>Supervisor</u>	<u>Supervisor Districts</u>
Larry Jenkins	1
Vicki Bernhagen	2
Rich Slate	3
Paul Schwandt	4
Peter Wallace	5
Joy Waterbury	6
Michael Starshak	7
Harley Reabe	11
Robert Schweder	12
Nick Toney	13
Dennis Mulder	14
Katie Mehn	15
Joe Gonyo	16
Richard Trochinski	18
Robert Lyon	19

READING OF THE CALL

1. The Green Lake County Board of Supervisors will convene at the Courthouse at the Government Center in the City of Green Lake, Wisconsin on Tuesday the 19th day of December, 2017 at 6:00 PM for the regular meeting of the Board. Monthly business to be transacted includes:

- CALL TO ORDER
- ROLL CALL
- READING OF THE CALL
- PLEDGE OF ALLEGIANCE
- MINUTES OF 11/14/17
- ANNOUNCEMENTS
- PUBLIC COMMENT (3 MIN LIMIT)

DRAFT

TO BE APPROVED AT THE February 20, 2018 MEETING

CORRESPONDENCE

RECOGNITION OF SERVICE – DEB DAVEY AND TRACY SODA

APPEARANCES

DEPARTMENT REPORTS

BUDGET ADJUSTMENTS

RESOLUTIONS

- Resolution 28-2017 Creation of One Chief Deputy Position and Eliminate One Court Records Clerk Position in the Clerk of Courts Office
- Resolution 29-2017 Resolution Relating to the Contract for Creating a New Multi-County Aging and Disability Resource Center
- Resolution 30-2017 Green Lake County Buffer Program

ORDINANCES

COMMITTEE APPOINTMENTS

DEPARTMENTS TO REPORT ON February 20, 2018

FUTURE AGENDA ITEMS FOR ACTION & DISCUSSION

The several committees of the Board may also meet for the purpose of discussing or acting upon matters, which are the subject matter of the meeting of the County Board of Supervisors.

Given under my hand and official seal at the Government Center in the City of Green Lake, Wisconsin this 8th day of December, 2017.

Elizabeth A. Otto
Green Lake County Clerk

PLEDGE OF ALLEGIANCE

1. The Pledge of Allegiance to the Flag was recited.

MINUTES OF 11/14/2017

2. **Motion/second (Jenkins/Toney)** to approve the minutes of November 14, 2017 as presented. **Motion/second (Slate/Starshak)** to amend the minutes to correct the motion made to amend Ordinance 23-2017. All Ayes. Motion carried to approve the minutes as amended.

ANNOUNCEMENTS

3. Chairman Reabe informed the supervisors that the new mileage rate of .545/mile as determined by the IRS will go into effect on January 1, 2018.
4. Supervisors were reminded to turn in their candidacy paperwork by January 2, 2018 at 5:00 PM. Anyone not running should turn in a Declaration of Noncandidacy by 5:00 PM on December 22.
5. Chairman Reabe stated that the annual reports from departments will not be reviewed by County Board until April of 2018 to allow more time to submit an accurate report and review by the committee of jurisdiction.
6. The next County Board meeting will take place on February 20, 2018 at 6:00 PM.

RECOGNITION OF SERVICE – DEB DAVEY AND TRACY SODA

DRAFT

TO BE APPROVED AT THE February 20, 2018 MEETING

7. Chairman Reabe presented Deb Davey, Maintenance/Mail Clerk, and Tracy Soda, Public Health Nurse, with plaques and thanked them for their years of service. Deb Davey has worked for Green Lake County for 25 years and Tracy Soda for 24 years. Reabe wished both of them well in their retirement.
8. Kathy Munsey, Green Lake County Public Health Officer, also thanked Tracy Soda for her years of service to the health department. Munsey read a plaque from the Wisconsin Department of Health Services recognizing Soda for her service to Green Lake County.

PUBLIC COMMENTS (3 Minute Limit)

9. Sheriff Mark Podoll spoke in recognition of retiring employees Deb Davey and Tracy Soda citing their dedication and service to fellow employees and citizens.

CORRESPONDENCE

10. None

APPEARANCES

11. None

DEPARTMENT REPORTS

12. None

BUDGET ADJUSTMENTS

13. Maintenance (Safety & Securities) – transfer \$9,300 from Contingency to cover the cost of a security study to be provided by Potter Lawson for the West Wing.
Motion/second (Jenkins/Schweder) to approve budget adjustment. Discussion held. Roll call vote – Ayes – 12, Nays – 3 (Slate, Schwandt, Starshak), Absent – 3 (Garro, Wendt, Guden), Vacant – 1 (District 9), Abstain – 0.
14. Land Use Planning & Zoning – adjust the budget for revenue and expenses by \$3,785 due to increased activity by the County Surveyor.
Motion/second (Toney/Wallace) to approve budget adjustment. Roll call vote – Ayes – 14, Nays – 1 (Schwandt), Absent – 3 (Garro, Wendt, Guden), Vacant – 1 (District 9), Abstain – 0.

RESOLUTIONS

15. Resolution No. 28-2017 Creation of One Chief Deputy Position and Eliminate One Court Records Clerk Position in the Clerk of Courts Office. **Motion/second (Schwandt/Trochinski)** to adopt Resolution No. 28-2017. Roll call vote to adopt Resolution No. 28-2017 – Ayes – 14, Nays – 1 (Starshak), Absent – 3 (Garro, Wendt, Guden), Vacant – 1 (District 9), Abstain – 0. Motion carried. Resolution No. 28-2017 passed as adopted.

DRAFT

TO BE APPROVED AT THE February 20, 2018 MEETING

16. Resolution No. 29-2017 Resolution Relating to the Contract for Creating a New Multi-County Aging and Disability Resource Center. **Motion/second (Gonyo/Lyon)** to adopt Resolution No. 29-2017. Discussion held regarding fiscal impact. Roll call vote to adopt Resolution No. 29-2017 – Ayes – 15, Nays – 0, Absent – 3 (Garro, Wendt, Guden), Vacant – 1 (District 9), Abstain – 0. Motion carried. Resolution No. 29-2017 passed as adopted.
17. Chairman Reabe stated that Resolution No. 30-2017 Green Lake County Buffer Program will not be acted on due to the inability of the County Conservationist to attend the meeting. This will be put on the February 2018 agenda.

ORDINANCES

18. None

COMMITTEE APPOINTMENTS

19. Chairman Reabe appointed John Gende to the Veterans Service Commission to complete the term of Anthony Soda which expires in 2018. He also appointed Victor Shrock to another term which expires in 2020.
20. **Motion/second (Schweder/Toney)** to approve the appointments. All ayes. Motion carried.

DEPARTMENTS TO REPORT ON February 20, 2018

21. Chairman Reabe stated that Advocap and Derek Kavanaugh of Land Conservation will give reports in February.

FUTURE AGENDA ITEMS FOR ACTION AND DISCUSSION

22. None

ADJOURN

23. **Motion/second (Schweder/Starshak)** to adjourn at 6:24 PM. All Ayes. Motion carried.

Respectfully Submitted,

Elizabeth Otto
Green Lake County Clerk

RESOLUTION NUMBER 1-2018

Green Lake County Buffer Program

The County Board of Supervisors of Green Lake County, Green Lake, Wisconsin, duly assembled at its regular meeting begun on the 20th day of February 2018, does resolve as follows:

- 1 1. **WHEREAS**, Green Lake County recognizes that our lakes and streams are valuable
- 2 resources used by the public for recreation and enjoyment of natural beauty; and,
- 3
- 4 2. **WHEREAS**, Green Lake County currently has 6 watersheds that do not meet the
- 5 water quality standards set forth by the Wisconsin Department of Natural Resources;
- 6 and,
- 7
- 8 3. **WHEREAS**, Riparian buffers are strips of vegetation established next to waterways
- 9 designed to capture runoff, nutrients and sediment from adjacent cropland. If
- 10 properly installed and maintained, they have the capacity of reducing sediment and
- 11 nutrient delivery significantly.
- 12
- 13 4. **WHEREAS**, within the Green Lake County Land & Water Resource Management Plan
- 14 from October 1999 and subsequent updates in 2005 and 2011, a clear objective was
- 15 to reduce rural sediment loading through the use of buffers and set up a cost share
- 16 program to secure such riparian buffers through rental agreements; and,

Roll Call on Resolution No. 1-2018

Submitted by Land Conservation Committee:

Ayes , Nays , Absent , Abstain 0

/s/ Robert Schweder

Robert Schweder, Chair

Passed and Adopted/Rejected this 20th day of February, 2018.

/s/ Katie Mehn

Katie Mehn, Vice Chair

County Board Chairman

/s/ Joanne Guden

Joanne Guden

ATTEST: County Clerk
Approve as to Form:

/s/ Patricia Garro

Patricia Garro

Corporation Counsel

/s/ Arnold Dahlke

Arnold Dahlke

- 17 5. **WHEREAS**, Green Lake County Land Conservation Department set up a
18 conservation fund in 1999, and have contributed each year since then, to put money
19 aside for the use of a Green Lake County Buffer Program; and,
20
- 21 6. **WHEREAS**, the conservation fund has financially grown to a point where the Green
22 Lake County Land Conservation Department can sustainably implement a Green Lake
23 County Buffer Program; and,
24
- 25 7. **WHEREAS**, the Green Lake Land Conservation Committee has set the qualifications
26 and parameters of the Green Lake County Buffer Program including contract
27 agreements and operation & maintenance plans; and,
28
- 29 8. **NOW THEREFORE BE IT RESOLVED** that the Green Lake County Board of
30 Supervisors utilize the conservation fund to establish a Green Lake County Buffer
31 Program; and,
32
- 33 9. **BE IT FURTHER RESOLVED** that the Green Lake County Land Conservation
34 Committee shall act on behalf of Green Lake County to: Manage and administer the
35 Green Lake County Buffer Program in an unbiased and fiscally responsible manner.

Green Lake County Buffer Program

1) Criteria

- a. Eligible cropland includes:
 - i. Cropland adjacent to perennial, intermittent streams or drainage ditches. All buffers will be measured from the top edge of the bank outward.
 - ii. End rows around cropped fields for access to buffers.
- b. Buffer area must encompass more than 50% cropland.
- c. A minimum buffer strip width of 30 feet with a maximum width of 120 feet.
- d. If contracted area includes 66 percent or more of the field, the recipient has the option to enroll the whole field.
- e. With limited funding, only buffers ranking as medium or high, using the **Green Lake County Buffer Ranking Calculator**, will be considered eligible for the program. Precedence will be given to buffers ranked as high. A designated sign-up period will be determined.
- f. Maximum annual payments will be established at the beginning of the contract period. Payments could be reduced based on detrimental changes to the original agreed upon supporting practices.

2) Responsibilities

- a. Land Conservation Department (LCD)
 - i. LCD will identify and inventory all requested land to determine eligibility.
 - ii. LCD will rank the buffer area to determine size and value.
 - iii. LCD will put together contract agreement.
 - iv. LCD will submit contract agreement to Land Conservation Committee (LCC) for approval.
 - v. LCD will verify seeding establishment prior to payment.
 - vi. LCD will inspect the buffers a minimum of every 2 years for verification of vegetative cover & supporting practices and after extreme weather events for possible reseeding or repairs.
- b. Landowner
 - i. Landowner shall sign the cost share agreement for the identified acres.
 - ii. Landowner shall seed the acres to an approved seed mix.
 - iii. Landowner shall be responsible for maintaining the grass cover for the contract period.
 - iv. Landowner shall be responsible for controlling undesirable weeds and woody plants from the buffer area as deemed necessary by the LCD.
 - v. Landowner shall allow LCD to inspect buffer areas, upon proper notification, for compliance of the program.
 - vi. Landowner may:
 1. Harvest and/or cut the vegetation on the buffered area. It is recommended that the landowner avoid disturbance of cover between May 15th and August 1st to help prevent injury to nesting and fledging birds.
 2. Reseed any areas for reestablishment with a no-till system or approved method upon authorization from the LCD.
 3. Use the buffer area for hunting and recreation as long as the vegetation remains established.
 - vii. Landowner may not:
 1. Spread manure or other forms of phosphorus on the enrolled acres.
 2. Till or destroy the vegetation including adding spoil or other material in the agreed upon buffer area. Any land disturbing activities or development to the buffer site must conform to local, state, and federal regulations.
 3. Park any personal property on the buffer area.

3) Payments

- a. To determine the value paid to the landowner for the contract period, all buffers shall be ranked using the **Green Lake County Buffer Ranking Calculator**. Factors such as location, supporting practices, calculated size, and current Soil Rental Rate (estab. by USDA) are used to determine the buffer value.
- b. LCD shall pay for all costs associated with seeding establishment.
- c. LCD shall pay for all costs associated with grading, leveling or filling if needed to control concentrated flow as deemed necessary by the LCD.
- d. LCD shall pay for all costs associated with alternative cost effective accesses to buffers.
- e. LCD shall pay the contract amount, divided annually, for the 25 year contract period.
- f. LCD shall pay for reseeding or repair costs associated with extreme weather events if deemed necessary and approved by the LCC.
- g. Any wishes to break the contract must be approved by the LCC. Penalties include the cost of one annual implementation payment.

Note: The specifications of the Green Lake County Buffer Program may be modified on an annual basis with Land Conservation Committee approval.



Vegetated Buffers

Vegetated buffers are small areas or strips of land in permanent vegetation, designed to intercept pollutants and manage other environmental concerns.

Benefits of Vegetated Buffers

- **slow water runoff**
- **trap sediment**
- **enhance infiltration within the buffer**
- **reduce flooding**
- **trap fertilizers, pesticides and pathogens**
- **help trap snow**
- **cut down on blowing soil**
- **source of food, nesting cover, and shelter for many wildlife species**
- **stabilize a stream**
- **reduces water temperature of stream**
- **offers a setback distance to meet the requirements of the Farmland Preservation Program**

If properly installed and maintained, they have the capacity to

- **remove up to 50 percent or more of nutrients and pesticides.**
- **remove up to 60 percent or more of certain pathogens.**
- **remove up to 75 percent or more of sediment.**

Conservation buffers are a visual demonstration of commitment to land stewardship.

1 **Resolution Number 2-2018**

2
3 **Relating to Cancellation of Outstanding Checks**

4
5 The County Board of Supervisors of Green Lake County, Green Lake, Wisconsin, duly
6 assembled at its regular meeting begun on the 20th day of February, 2018, does resolve as
7 follows:
8

9 **WHEREAS**, Seven checks issued by the Treasurer of Green Lake County, drawn against
10 the County’s account at Horicon Bank have not been presented for payment by the payees
11 of said checks in excess of one (1) year since said checks were issued;
12

13 **NOW, THEREFORE BE IT RESOLVED**, that said outstanding checks as listed below be
14 cancelled, and the amounts represented thereby be restored to the County’s general
15 account:

<u>Check Number</u>	<u>Date of Check</u>	<u>Amount</u>	<u>Payee</u>
18 182253	08/12/16	\$3.12	Mark and Lori Ellis
19 182584	08/24/16	\$120.00	WSACVSC
20 182717	09/16/16	\$200.00	Division of Quality Assurance
21 182897	09/16/16	\$15.00	Redbook
22 183765	11/16/16	\$100.00	WI Association of Drainage District
23 183936	11/18/16	\$20.00	SEACVSO
24 184174	12/16/16	\$27.54	Nichol Grathen

25
26 **BE IT FURTHER RESOLVED**, that a copy of this resolution be furnished to the Horicon
27 Bank.

28 **NOTE:** The above checks contain the notation “Void after six months

Roll Call on Resolution No. 2-2018

Submitted by Finance Committee:

Ayes , Nays , Absent , Abstain 0

/s/ Harley Reabe

Harley Reabe, Chair

Passed and Adopted/Rejected this 20th
day of February, 2018.

/s/ Larry Jenkins

Larry Jenkins, Vice- Chair

County Board Chairman

/s/ Robert Lyon

Robert Lyon

ATTEST: County Clerk
Approve as to Form:

Dennis Mulder

Corporation Counsel

/s/ Joanne Guden

Joanne Guden

RESOLUTION NUMBER 3-2018

Resolution to Create One Full-Time Patrol Deputy Position

The County Board of Supervisors of Green Lake County, Green Lake, Wisconsin, duly assembled at its regular meeting begun on the 20th day of February 2018, does resolve as follows:

- 1 **Whereas**, changes in society over the past few years are quite evident, bringing an
- 2 increase in the severity of crime and an escalation of drug related crime, and
- 3 **Whereas**, the Sheriff’s Office has found it increasingly difficult to maintain the services it
- 4 provides to the residents and visitors of Green Lake County, and

Fiscal note is attached. Approved by Finance Disapproved by Finance

Approved by Personnel Disapproved by Personnel

Majority vote is needed to pass.

Roll Call on Resolution No. 3-2018

Submitted by Judicial/Law Enforcement & Emergency Management Committee:

Ayes , Nays , Absent , Abstain

/s/ Michael Starshak

Michael Starshak, Chair

Passed and Adopted/Rejected this 20th day of February, 2018.

/s/ Larry Jenkins

Larry Jenkins, Vice-chair

Harley Reabe, County Board Chairman

Sue Wendt

ATTEST: Elizabeth A. Otto, County Clerk

/s/ Peter Wallace

Peter Wallace

Approve as to Form:
Corporation Counsel

Dawn N. Klockow

5 **Whereas**, the Sheriff's Office has found it difficult to recruit and retain part-time Water
6 Safety Patrol Officers, for example, in 2016, the Sheriff's Office recruited 9 part-time
7 Water Safety Patrol Officers in March and by July 4, 2016, each Water Safety Patrol
8 Officer was hired by another Department and could no longer work for the Boat Patrol,
9 and

10 **Whereas**, in 2017, the Sheriff's Office had difficulty recruiting part-time Water Safety
11 Patrol Officers and was unable to maintain sufficient staffing to adequately patrol any of
12 the waters of Big Green Lake for the season, and

13 **Whereas**, due to lack of staffing, little or no Snowmobile/ATV Patrol has been
14 conducted in the County over the last few years, and

15 **Whereas**, the DNR funds up to 75% of the Water, Snowmobile and ATV Safety Patrol
16 staff, and

17 **Whereas**, the new generation of millennial employees strives for balance of family and
18 work in their lives and does not desire to work the hours of overtime that retiring senior
19 Patrol Officers took, and

20 **Whereas**, two senior patrol officers have retired within the last year, and

21 **Whereas**, the overtime budget in the Patrol Division was over \$217,000 in 2017, and

22 **Whereas**, it would be more cost effective and DNR Safety Patrol hours could be more
23 adequately covered, if a full-time Patrol Officer position would be created and,

24 **WHEREAS**, funding from this position would come from the Sheriff's Office budget, as
25 noted on the attached fiscal impact.

26 **NOW THEREFORE BE IT RESOLVED** that the Green Lake County Board of
27 Supervisors creates one new Patrol Deputy Position beginning with the 2018 fiscal year.
28 The position shall be filled no earlier than April 3, 2018.

New Patrol Deputy 2018-Annual Budget listed below.
This position won't start until April 3, 2018, thus saving \$24,254.41 in 2017

POSITION TITLE	HIRE	RATE	HOURS	WAGES	FICA	R-employee	Duty Dis Ret	-employer	H-INS	LTD-INS	L-INS	TOTAL
Deputy Sheriff	Hire Full Time	25.19	1950	49,120.50	3,757.72	1,080.65	112.98	5,255.89	22,484.00	160.20	48.72	82,020.66
Boat	Use 275 hours leave 225 Reduced to 12 hrs. wk	18	275	4950	378.675							5,328.68
PT Dispatch Hrs		22.52	516	11620.32	888.9545	778.5614						13,287.84
Patrol OT		43.41	1166	50616.06	3872.129	3391.276	116.42	5,415.92				63,411.80
												82,028.31

Equipment	Value
Uniforms	1500
Taser w/Accessories	1406
Portable Radio	1800
Cell Phone & Plan	544
Ballistic Vest	1000
Total	6250

All equipment except the following will be utilized from our current inventory

NEW POSITION ANALYSIS

New position
 Increased part-time
 Additional existing position (attach job description, do not need to complete sections C, D, E, and G & H)

A. Department: Sheriff's Office - Patrol Date: December 28, 2017

Department Head: Mark A. Podoll, Sheriff

B. Explain the necessity of the position (be specific as to reasons why this position is needed, include reasons why present staff cannot accomplish tasks):

As part of our Vision Statement, we are here to prevent crime, enforce laws, and resolve conflicts, thereby improving the quality of life for all of our citizens. I would like to take this opportunity to bring to your attention a need in the County to increase our presence in order to maintain those services.

Changes in society that are being seen worldwide are beginning to have their affect known locally. We are seeing a definite increase in the use of illicit drugs. It got to the point in 2017 that we felt it necessary to equip our squads with Narcan for the safety of our officers and the public. Being a patrol officer no longer garners the respect it had in the past and thus fewer and fewer people are going into public safety jobs. To entice people to come into the field, better benefit packages are being offered, which includes more time off. This entails increasing overtime to cover open shifts. Shortages in qualified applicants has been very evident in the past two years when we have tried aggressively, yet unsuccessfully to fill part-time Deputy Sheriff positions assigned to the Boat Patrol. We have heard multiple complaints from residents on Big Green Lake about the lack of Patrol and the smaller lakes and rivers have not seen a patrol boat in 2 years.

I feel that the time has come to hire another full-time Deputy Sheriff assigned to Patrol. The patrol schedule can be rearranged to schedule an increase in boat patrol presence for which partial reimbursement can be acquired from the State DNR. This will also give us one additional staff member working at regular wage to cover shifts that were formerly covered at overtime. The Deputy Sheriff overtime budget exceeded \$215,000 in 2017. With the increased dangers we are seeing in the field, this will, on occasion, allow us to have three officers out on the road to back-up one another and protect our citizens. I welcome you to ride along anytime and experience for yourself the dangers that they face in this new society.

I feel that we can reallocate already budgeted funds to accomplish the goal of funding the position, with the largest modification being a decrease in overtime. A detailed fiscal impact is attached. Most ancillary costs have been accounted for through the retaining of major pieces of equipment that would have formerly been traded in for cents on the dollar. A few specific items will

need to be purchased such as uniforms, a ballistic vest, Taser and a portable radio, for which Squad and Squad Equipment Committed Funds could be used.

The need is great, the anticipated expenses are relatively minor. I believe this would be a very cost effect solution to returning to the level of services our residents and visitors expect and additionally providing increased safety to the public as well as staff. I ask for your sincere consideration and support of this proposal.

Suggested Title: Deputy Sheriff - Full Time x Part Time __ __ /hrs

HR Coordinator's Recommended Classification: Grade _____

Projected Start Date: April 3, 2018 _____

B. General Description of the Position: Under the general supervision of the Sheriff, serves and protects the citizenry by maintaining law and order, preventing crime, preserving the peace, and controlling traffic, and by making arrests, both on land and on water, working a schedule in accordance with the needs of the Sheriff' Office.

C. Typical Examples of Work to be Performed (in detail):

1. Responds and conducts initial felony, misdemeanor, forfeiture, ordinance and accident investigations.
2. Interrogates individuals
3. Issues warnings and citations
4. Conducts arrest when appropriate
5. Dictates and/or prepares detailed reports of arrests and investigations
6. Collects and preserves evidence
7. Appears as witness in Court
8. Delivers and services Warrants
9. Transports individuals to jail
10. Provides search and rescue operations
11. Responds to emergency situations and major disasters
12. Serves civil process
13. Provides safety escorts on public roadways
14. Assists stranded boaters
15. Enforces state laws and local ordinances on land and water

E. Minimum Qualifications of a Candidate:

Education: High School graduate or equivalent with 60 post- high school credits required. At the time of hire, requirements include Wisconsin Law Enforcement Standards Board Basic Police Certification wit Arrest powers. Must qualify annually or as required by LESB Unified Tactical Concepts. Must possess and maintain a valid Wisconsin Driver's License with visual acuity correctable to 20/20. Must obtain CPR/AED and TIME certifications

within the probationary period and retain those certifications for the term of employment in that position.

Experience: Civil or military law enforcement work or any equivalent combination of education or experience which provides the necessary knowledge, skills and abilities.

F: Funding:

Annual costs (with full family insurance coverage):

Hourly	Annually	Retirement Employee	Retirement Employer	Social Security	Health Insurance	Life Insurance	Duty Disability	LTD Insurance
\$25.19	49,120.50	\$1,080.65	\$5,255.89	\$3,757.72	\$22,484.00	\$48.72	\$112.98	\$160.20

1. Where will the funds for this position come from? Boat Patrol, Reduction of Part-time Communications Officer hours, Patrol Overtime

2. What equipment will need to be purchased (desk, etc.)? Uniforms, Taser, Portable Radio, Ballistic Vest

Is office space presently available? Yes Where? Patrol Office

Estimated equipment cost: \$6,250

Is this cost in the department budget? Yes-Squad/Squad Equipment Committed Funds

3. Grand total cost, all items, this fiscal year: \$64,023.90

4. Thereafter, annual cost of salary and fringes: \$82,020.66

G. Supervisory responsibility (if applicable):

1. In brief detail, explain the supervisory authority this position Will have: None

Employees directly supervised: 0 Indirectly: 0

List title of employees reporting to this position:

H. Who will this person be responsible to? Sgt. Of Patrol

COUNTY ADMINISTRATOR Action:

Position Approved: Y N

Date: 12-29-17

Comments: _____

COMMITTEE OF JURISDICTION Action:

Position Approved: (Y) / N Date: 1/10/18

By a vote of 3 aye, 0 nay, 1 absent/abstention

PERSONNEL COMMITTEE Action:

Support New Position as Proposed: (Y) / N Date: 1/18/18

By a vote of 4 aye, 0 nay, 1 absent/abstention

FINANCE COMMITTEE Action:

Fiscal Note Approved: (Y) / N Date: 1/24/18

By a vote of 3 aye, 0 nay, 2 absent/abstention

COUNTY BOARD Action:

Approved: Y / N Date: _____

By a vote of _____ aye, _____ nay, _____ absent/abstention

GREEN LAKE COUNTY JOB DESCRIPTION

TITLE: DEPUTY SHERIFF

DEPARTMENT: GREEN LAKE COUNTY SHERIFF'S OFFICE

LOCATION: GOVERNMENT CENTER

SUPERVISOR: SHERIFF

SUMMARY:

Under the general supervision of the Sheriff, serves and protects the citizenry by maintaining law and order, preventing crime, preserving the peace, controlling traffic, and by making arrests, working a schedule in accordance with the needs of the Sheriff's Office.

DUTIES AND RESPONSIBILITIES: (ILLUSTRATIVE AND NOT INCLUSIVE)

- Responds to and conducts initial felony, misdemeanor, forfeiture, ordinance and accident investigations, interrogates individuals, issues warnings and citations, and conducts arrests when appropriate.
- Dictates and/or prepares detailed reports of arrests and investigations according to department policy.
- Responds to incidents and complaints from citizens, acting as First Responder when necessary.
- Collects and preserves evidence in accordance with appropriate procedures; appears as witness in court, providing clear and accurate testimony.
- Delivers and serves warrants on individuals, transporting individuals to jail as directed by the warrant.
- Provides search and rescue operations, as needed; responds to emergency situations and major disasters.
- Transports prisoners, serves civil process and provides safety escorts on public roadways.
- Performs other related duties, as assigned.

SKILLS AND ABILITIES:

- Ability to establish and maintain effective working relationships with various officials, agencies, co-workers and the general public on a daily basis in a positive manner.
- Ability to communicate effectively orally and in writing in English.
- Ability to understand, retain and follow written oral instruction in English.
- Thorough knowledge of the operations and requirements of a Sheriff's Office to ensure efficient and effective operation at all times.

- Ability to apply effective problem-solving techniques such as conflict resolution.
- Ability to react quickly, efficiently and calmly in an emergency situation and adopt an effective course of action.
- Ability to maintain a high level of confidentiality in all aspects of job functions.
- Working knowledge of County and Sheriff's Office rules, policies and procedures with the ability and skill to apply them to various situations.
- Considerable knowledge of and ability to explain and enforce federal, state and county laws, ordinances and regulations; knowledge of civil and criminal law.
- Knowledge, skill and ability to appropriately engage the methods and practices employed in the detection and apprehension of criminals.
- Ability to maintain composure and exercise sound judgment, especially in emergency situations.
- Ability and skill in the use of firearms and defense and arrest tactics; demonstrated ability to comply with defined safety regulations.
- Ability to add, subtract, multiply, divide and complete simple mathematical calculations.
- Ability to budget time and schedule work to efficiently complete assigned tasks.
- Ability to meet department standards of physical condition.
- Skill in the use of a Police vehicle, departmental issued firearms, bullet resistant vest, handcuffs, radar, police radio, siren, emergency lights, OC spray, fire extinguisher, office equipment, computer and software, PBT, telephone, cuff belt, ankle restraints, Taser, recording devices, flash light, spot light, car opening tools, pry bar, flares, traffic cones, first aid kit, bio-hazard kit, MDC, TIME System and all other software programs used by the Sheriff's Office, printer, baton, Defibrillator and CPR mask. May be required to carry and answer an assigned cell phone and be subject to call-out.

QUALIFICATIONS:

EDUCATION: High school graduate or equivalent with 60 post-high school credits required.

EXPERIENCE / JOB KNOWLEDGE: Civil or military law enforcement work or any equivalent combination of education or experience which provides the necessary knowledge, skills and abilities.

At the time of hire, requirements include Wisconsin Law Enforcement Standards Board (LESB) Basic Police Certification with arrest powers. Must qualify annually or as required by LESB Unified Tactical Concepts Must possess and maintain a valid Wisconsin Driver's License with visual acuity correctable to 20/20 Must obtain CPR/AED and TIME certifications within the probationary period and retain those certifications for term of employment in the position.

WORKING CONDITIONS:

PHYSICAL DEMANDS: About 90% of the time is spent walking, standing, sitting, talking, hearing, using near and far vision and low to medium fingering for typing. Kneeling, stooping, crouching, grappling, crawling, running, climbing, balancing, bending, jumping, reaching and feeling are performed about 10% of the time. Other actions may be required in unusual or non-regular situations. The Department reserves the right to assess the medical and physical fitness of each employee's ability to fully perform the expected duties of the position.

ENVIRONMENTAL DEMANDS: Over 75% of the time is spent either inside a climate controlled building or vehicle. Approximately 25% may be spent outside in possibly adverse weather conditions, including but not limited to extreme cold, heat, rain, sleet, snow, wind and noise. It may be necessary to traverse uneven or hilly terrain while in the field.

This is a public service position, and employee is required to be courteous, cooperative and respectful at all times with the public and clients; also establishes and maintains a courteous and cooperative and respectful working relationship with other employees, supervisors and public officials.

This position description has been prepared to assist in defining job responsibilities, physical demands, working conditions and needed skills. It is not intended as a complete list of job duties, responsibilities and/or essential functions. This description is not intended to limit or modify the rights of any supervisor to assign, direct, and control the work of employees under supervision. The county retains and reserves any and all rights to change, modify, amend, add to or delete from, any section of this document as it deems, in its' judgment, to be proper.

January 2018

RESOLUTION NUMBER 4-2018

Resolution Creating Green Lake County Parks Commission

The County Board of Supervisors of Green Lake County, Green Lake, Wisconsin, duly assembled at its regular meeting begun on the 20TH day of February 2018, does resolve as follows:

- 1 **WHEREAS**, Wis. Stat. §27.02(1) allows a county to create a county parks commission
- 2 in lieu of a rural planning committee; and,
- 3 **WHEREAS**, the Administrative Committee has studied the County Board Rules of Order
- 4 and determined that a county parks commission is necessary under statute.

Majority vote is needed to pass.

Roll Call on Resolution No. 4-2018

Submitted by Administrative Committee:

Ayes , Nays , Absent , Abstain

/s/ Harley Reabe

Harley Reabe, Chair

Passed and Adopted/Rejected this 20th day of February 2018.

Nick Toney, Vice-chair

/s/ Robert Lyon

Robert Lyon

County Board Chairman

/s/ Paul Schwandt

Paul Schwandt

ATTEST: County Clerk
Approve as to Form:

/s/ Michael Starshak

Michael Starshak

Corporation Counsel

ORDINANCE NO. 1-2018

The County Board of Supervisors of Green Lake County, Green Lake Wisconsin, duly assembled at its regular meeting begun on the 20th day of February, 2018, does ordain as follows:

1 **NOW, THEREFORE, BE IT ORDAINED**, that the Green Lake County Zoning
2 Ordinance, Chapter 350 as amended, Article IV Zoning Districts, Section 350-26,
3 Zoning Map, as relates to the Town of Brooklyn, shall be amended as follows:

4
5 Mark E. & Chardra J. Draeger Revocable Trust, N7014 County Road PP, Parcel
6 #004-00026-0000, Part of the SW¼ of Section 1, T16N, R13E, Town of
7 Brooklyn. Rezone ±3.51 acres from A-1 Farmland Preservation District to R-4
8 Rural Residential District. To be determined by Certified Survey Map.

9
10 **BE IT FURTHER ORDAINED**, that this ordinance shall become effective upon passage
11 and publication.

Roll Call on Ordinance No. 1-2018

Ayes , Nays , Absent , Abstain

Submitted by Land Use Planning and
Zoning Committee:

Committee Vote:

Ayes 4, Nays 0, Absent 1, Abstain 0

Passed and Enacted/Rejected this 20th
day of February, 2018.

/s/ Michael Starshak

Michael Starshak, Chair

County Board Chairman

Robert Lyon, Vice Chair

ATTEST: County Clerk
Approve as to Form:

/s/ Harley Reabe

Harley Reabe

/s/ Dawn N. Klockow

Dawn N. Klockow
Corporation Counsel

/s/ Rich Slate

Rich Slate

/s/ Peter Wallace

Peter Wallace

5 **NOW THEREFORE BE IT RESOLVED**, that the Green Lake County Board of
6 Supervisors hereby create the Green Lake County Parks Commission.

7 **BE IT FURTHER RESOLVED**, the Chair of the Green Lake County Board of
8 Supervisors shall appoint the seven members of the commission, in writing, and file the
9 appointments in the office of the County Clerk. Three of the seven members shall be
10 members of the Green Lake County Board of Supervisors.

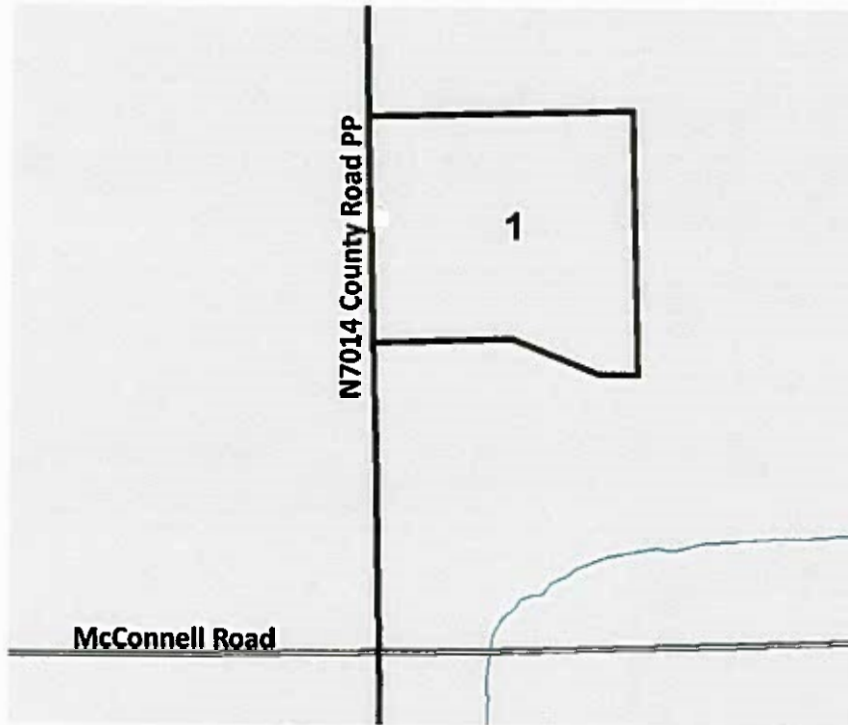
11 **BE IT FURTHER RESOLVED**, the Green Lake County Administrator shall appoint and
12 supervise a general manager of the park system, subject to confirmation by the County
13 Board of Supervisors.

14 **BE IT FINALLY RESOLVED**, the Green Lake County Parks Commission shall meet
15 within 30 days of the last appointment to organize, create by-laws and elect its officers.

Mark E. and Chardra J. Draeger Revocable Trust – Town of Brooklyn
N7014 County Road PP, Parcel #004-00026-0000, Part of the SW¼ of Section 1, T16N, R12E
Request to rezone ±3.51 acres from A-1 Farmland Preservation District to R-4 Rural Residential District.

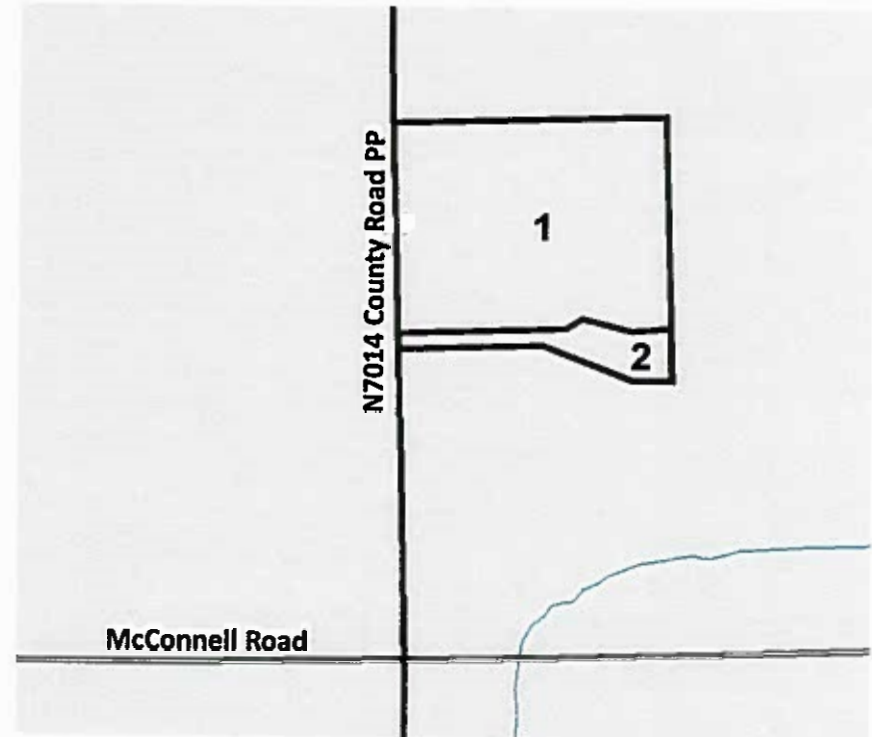
Existing Configuration:

±35.0 acre parcel zoned A-1 Farmland Preservation



Proposed Configuration:

1 = ±31.49 acre parcel zoned A-1 Farmland Preservation
2 = ±3.51 acre parcel rezoned to R-4 Rural Residential



ORDINANCE NO. 2-2018

The County Board of Supervisors of Green Lake County, Green Lake Wisconsin, duly assembled at its regular meeting begun on the 20th day of February, 2018, does ordain as follows:

1 **NOW, THEREFORE, BE IT ORDAINED**, that the Green Lake County Zoning
2 Ordinance, Chapter 350 as amended, Article IV Zoning, Section 350-26, Zoning Map,
3 as relates to the Town of Brooklyn, shall be amended as follows:

4
5 Paul Koehn, W2466 Princeton Road, Parcel #004-00425-0000, Part of the SW¼
6 of Section 18, T16N, R13E, Town of Brooklyn. Rezone ±3.3 acres from A-1
7 Farmland Preservation District to R-4 Rural Residential District. To be
8 determined by Certified Survey Map.

9
10 **BE IT FURTHER ORDAINED**, that this ordinance shall become effective upon passage
11 and publication.

Roll Call on Ordinance No. 2-2018

Ayes , Nays , Absent , Abstain

Submitted by Land Use Planning and
Zoning Committee:

Committee Vote:

Ayes 3, Nays 1, Absent 1, Abstain 0

Passed and Enacted/Rejected this 20th
day of February, 2018.

/s/ Michael Starshak

Michael Starshak, Chair

County Board Chairman

Robert Lyon, Vice Chair

ATTEST: County Clerk
Approve as to Form:

/s/ Harley Reabe

Harley Reabe

/s/ Dawn N. Klockow

Dawn N. Klockow
Corporation Counsel

/s/ Rich Slate

Rich Slate

/s/ Peter Wallace

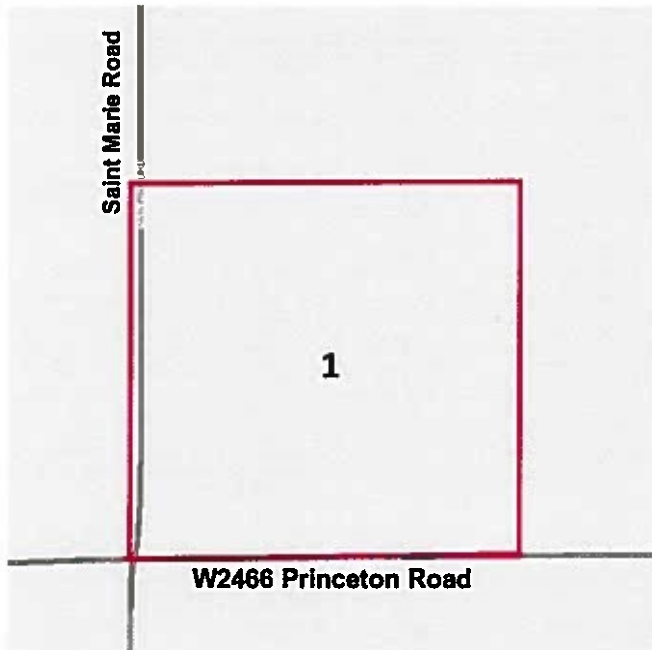
Peter Wallace

**Paul Koehn – W2466 Princeton Road, Town of Brooklyn
Parcel #004-00425-0000, Part of the SW¼ of Section 18, T16N, R13E
Rezone ±3.3 acres from A-1 Farmland Preservation District to R-4 Rural Residential District.**

Existing Configuration:

#1 = ±41.42 acres

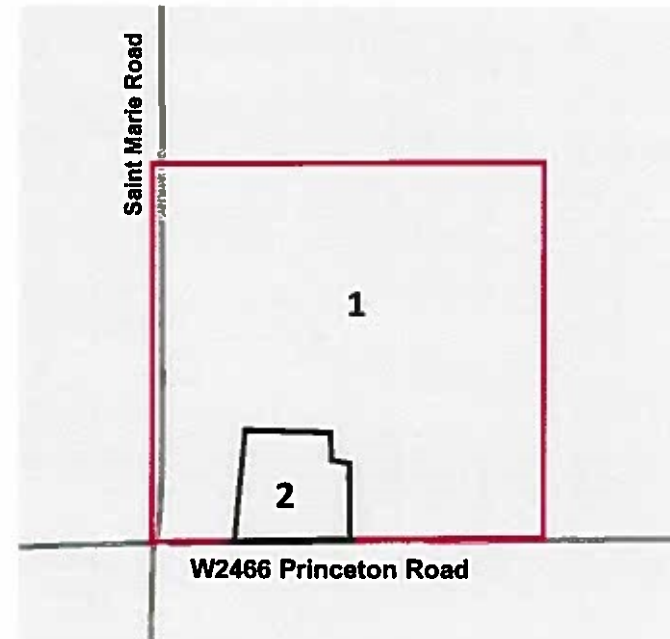
zoned A-1 Farmland Preservation District



Proposed Configuration:

#1 = ±38.12 acres zoned A-1 Farmland Preservation District

#2 = ±3.3 acres zoned Rural Residential District



ORDINANCE NUMBER 3-2018

1 **Relating to: Rezone in the Town of Brooklyn**
2 **Owners: William H. & Martha Pickrell**
3 **Agent: Jared Kohlenberg**

4 The County Board of Supervisors of Green Lake County, Green Lake Wisconsin, duly
5 assembled at its regular meeting begun on the 20th day of February, 2018, does ordain
6 as follows:

7 **NOW, THEREFORE, BE IT ORDAINED**, that the Green Lake County Zoning
8 Ordinance, Chapter 350 as amended, Article IV Zoning Districts, Section 350-26.
9 Official Map, as relates to the Town of Brooklyn, shall be amended as follows:

10 William H. & Martha Pickrell, owners, Jared Kohlenberg, Agent, W730 Sunnyside
11 Road, Parcel #004-00559-0000, Part of the NW¼ of Section 23 T16N, R13E,
12 Town of Brooklyn. Rezone ±6.5 acres from A-1 Farmland Preservation District
13 to R-4 Rural Residential District. To be determined by Certified Survey Map.

14 **BE IT FURTHER ORDAINED**, that this ordinance shall become effective upon passage
15 and publication.

Roll Call on Ordinance No. 3-2018

Ayes , Nays , Absent , Abstain

Submitted by Land Use Planning and
Zoning Committee:

Committee Vote:

Ayes 5, Nays 0, Absent 0, Abstain 0

Passed and Enacted/Rejected this 20th
day of February, 2018.

/s/ Michael Starshak

Michael Starshak, Chair

/s/ Robert Lyon

Robert Lyon, Vice Chair

/s/ Harley Reabe

Harley Reabe

ATTEST: County Clerk
Approve as to Form:

/s/ Dawn N. Klockow

Dawn N. Klockow
Corporation Counsel

/s/ Rich Slate

Rich Slate

/s/ Peter Wallace

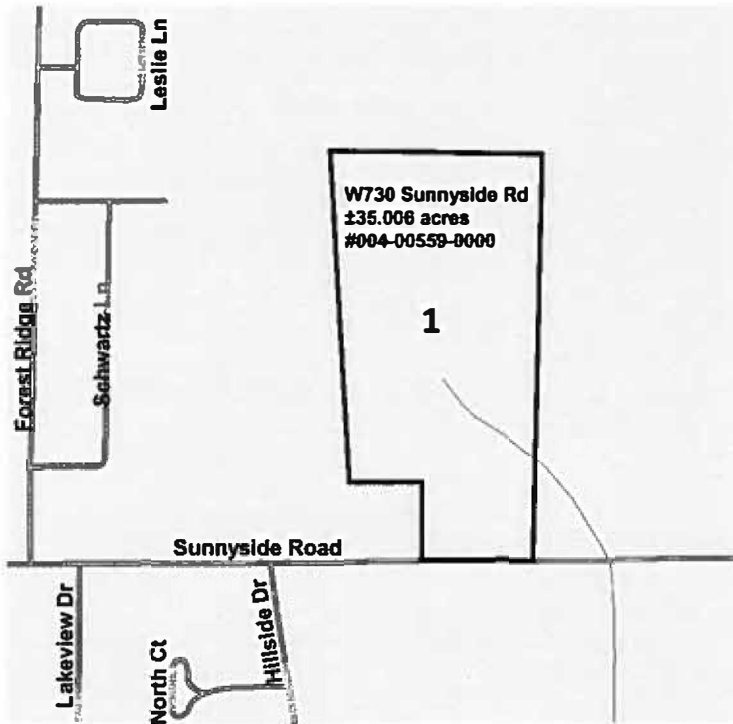
Peter Wallace

William H. & Martha Pickrell – Town of Brooklyn

W730 Sunnyside Road, Parcel #004-00559-0000, Part of the NW¼ of Section 23 T16N, R13E, ±35.006 acres.
Request to rezone ±6.5 acres from A-1 Farmland Preservation District to R-4 Rural Residential District.

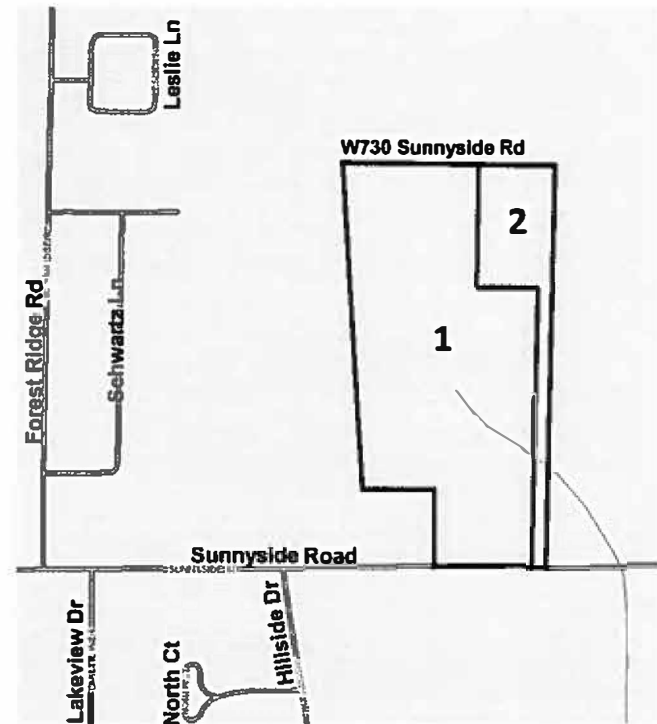
Existing Configuration:

1 = ±35.006 acre parcel zoned
A-1 Farmland Preservation



Proposed Configuration:

1 = ±28.5 acre parcel zoned
A-1 Farmland Preservation
2 = ±6.5 acre parcel rezoned
R-4 Rural Residential



ORDINANCE NUMBER 4-2018

1 **Relating to: Rezone in the Town of Brooklyn**
2 **Owner: Ione Pischke Irrevocable Income Trust; Sharon Timm, Trustee**

3 The County Board of Supervisors of Green Lake County, Green Lake Wisconsin, duly
4 assembled at its regular meeting begun on the 20th day of February, 2018, does ordain
5 as follows:

6 **NOW, THEREFORE, BE IT ORDAINED**, that the Green Lake County Zoning
7 Ordinance, Chapter 350 as amended, Article IV Zoning, Section 350-26, Zoning Map,
8 as relates to the Town of Brooklyn, shall be amended as follows:

9 Ione Pischke Irrevocable Income Trust, Sharon Timm, Trustee
10 W1773 County Road J, Parcel #004-00161-0000, Part of the SE¼ of Section 8,
11 T16N, R13E, Town of Brooklyn. Rezone ±5.36 acres from A-1 Farmland
12 Preservation District to R-4 Rural Residential District. To be determined by
13 Certified Survey Map.

14 **BE IT FURTHER ORDAINED**, that this ordinance shall become effective upon passage
15 and publication.

Roll Call on Ordinance No. 4-2018

Ayes , Nays , Absent , Abstain

Submitted by Land Use Planning and
Zoning Committee:

Committee Vote:
Ayes 5, Nays 0, Absent 0, Abstain 0

Passed and Enacted/Rejected this 20th
day of February, 2018.

/s/ Michael Starshak

Michael Starshak, Chair

/s/ Robert Lyon

Robert Lyon, Vice Chair

/s/ Harley Reabe

Harley Reabe

County Board Chairman

ATTEST: County Clerk
Approve as to Form:

/s/ Dawn N. Klockow

Dawn N. Klockow
Corporation Counsel

/s/ Rich Slate

Rich Slate

/s/ Peter Wallace

Peter Wallace

Ione Pischke Irrevocable Income Trust – Sharon Timm, Trustee – Town of Brooklyn
Part of the SE¼ of Section 8, T16N, R13E, W1773 County Road J, Parcel #004-00161-0000, ±40.0 acres
Request: Rezone ±5.36 acres from A-1 Farmland Preservation to R-4 Rural Residential.

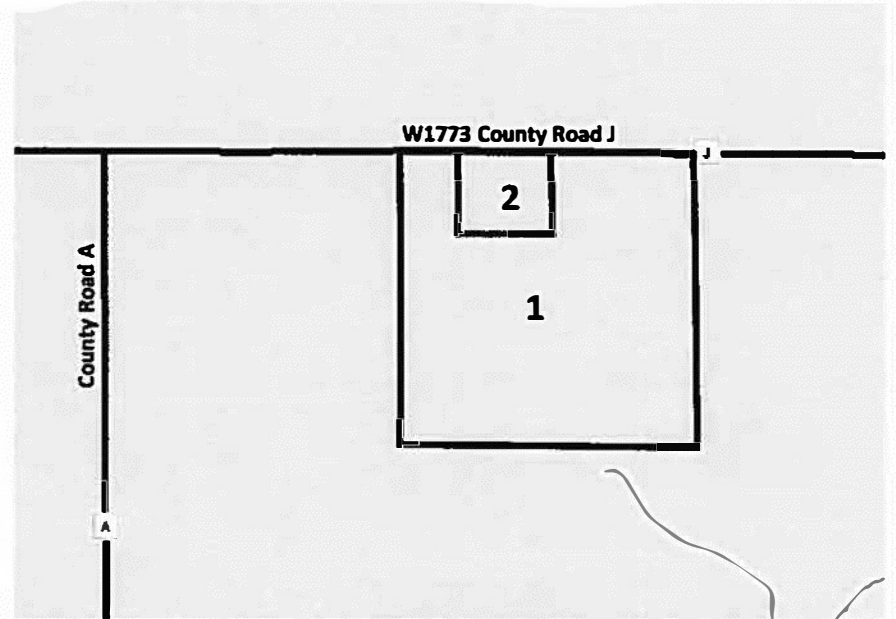
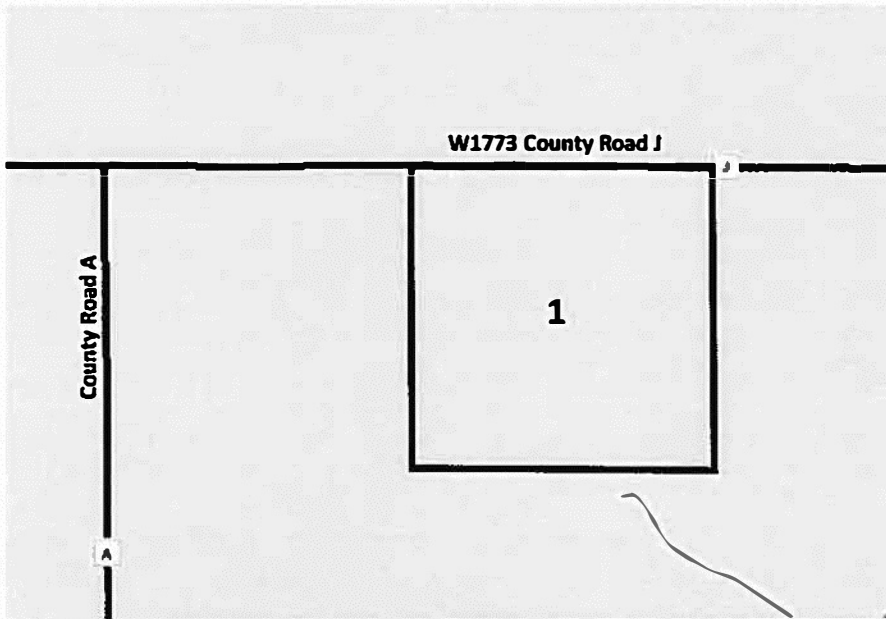
Existing Configuration:

1 = ±40 acre parcel zoned A-1 Farmland Preservation

Proposed Configuration:

1 = ±34.64 acre parcel remains A-1 Farmland Preservation

2 = ±5.36 acre parcel rezoned R-4 Rural Residential



ORDINANCE NUMBER 5-2018

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Relating to: Rezone in the Town of Brooklyn
Owner: Nolan Francis Wallenfang Revocable Inter Vivos Trust
Nolan F. Wallenfang, Trustee

The County Board of Supervisors of Green Lake County, Green Lake Wisconsin, duly assembled at its regular meeting begun on the 20th day of February, 2018, does ordain as follows:

NOW, THEREFORE, BE IT ORDAINED, that the Green Lake County Zoning Ordinance, Chapter 350 as amended, Article IV Zoning Districts, Section 350-26. Official Map, as relates to the Town of Brooklyn, shall be amended as follows:

Nolan Francis Wallenfang Revocable Inter Vivos Trust, Nolan F. Wallenfang, Trustee, W963 State Road 23 49, Parcel #004-00320-0300, Part of the SE¼ of Section 15, T16N, R13E, Town of Brooklyn. Rezone ±3 acres from A-1 Farmland Preservation District to R-4 Rural Residential District. To be determined by Certified Survey Map.

BE IT FURTHER ORDAINED, that this ordinance shall become effective upon passage and publication.

Roll Call on Ordinance No. 5-2018

Ayes , Nays , Absent , Abstain

Submitted by Land Use Planning and Zoning Committee:
Committee Vote:
Ayes 5, Nays 0, Absent 0, Abstain 0

Passed and Enacted/Rejected this 20th day of February, 2018.

/s/ Michael Starshak

Michael Starshak, Chair

County Board Chairman

/s/ Robert Lyon

Robert Lyon, Vice Chair

ATTEST: County Clerk
Approve as to Form:

/s/ Harley Reabe

Harley Reabe

/s/ Dawn N. Klockow

Dawn N. Klockow
Corporation Counsel

/s/ Rich Slate

Rich Slate

/s/ Peter Wallace

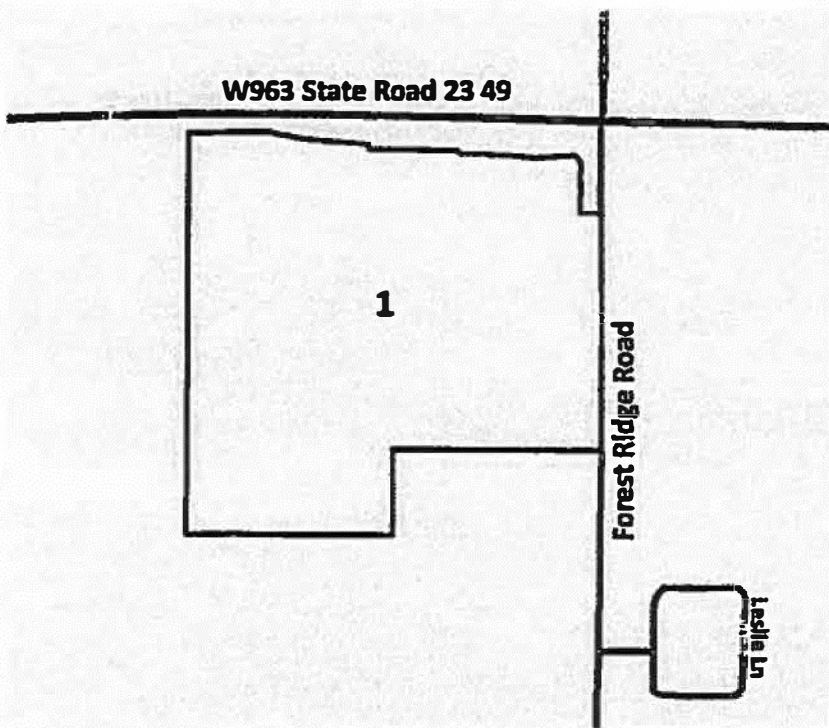
Peter Wallace

Nolan Francis Wallenfang Rev. Inter Vivos Trust – Nolan Wallenfang, Trustee

Part of the SE¼ of Section 15, T16N, R13E, W963 State Road 23 49, Parcel #004-00320-0300, ±33.93 acres, Town of Brooklyn
Request to rezone +3.0 acres from A-1 Farmland Preservation District to R-4 Rural Residential District.

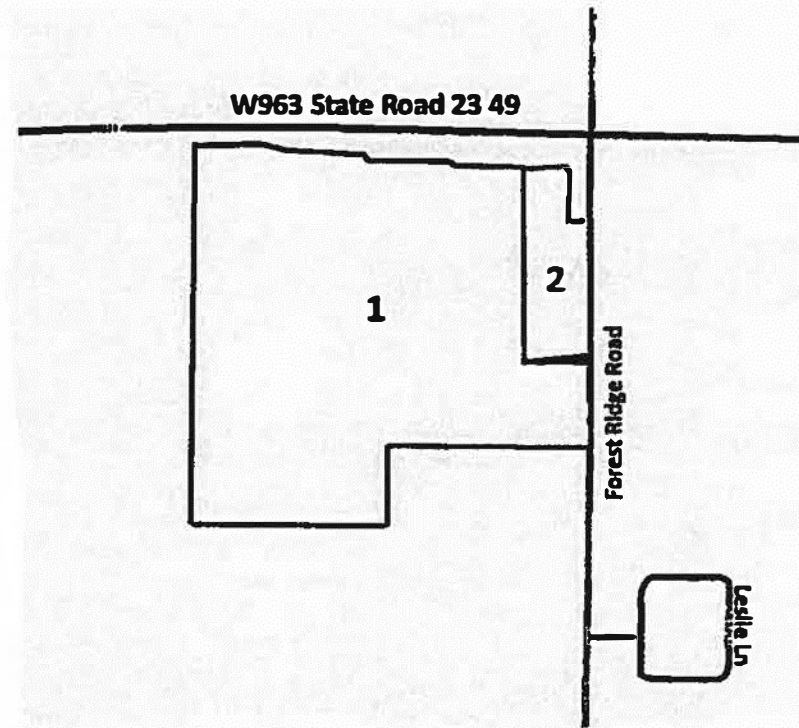
Existing Configuration:

1 = ±33.93 acre parcel zoned A-1 Farmland Preservation District



Proposed Configuration:

1 = ±30.93 acre parcel remains zoned A-1 Farmland Preservation District
2 = +3.0 acre parcel rezoned to R-4 Rural Residential District



ORDINANCE NUMBER 6-2018

1 **Relating to: Rezone in the Town of Mackford**
2 **Owners: Steven D. & Irene E. Dzbinski**

3 The County Board of Supervisors of Green Lake County, Green Lake Wisconsin, duly
4 assembled at its regular meeting begun on the 20th day of February, 2018, does ordain
5 as follows:

6 **NOW, THEREFORE, BE IT ORDAINED**, that the Green Lake County Zoning
7 Ordinance, Chapter 350 as amended, Article IV Zoning Districts, Section 350-26.
8 Official Map, as relates to the Town of Mackford, shall be amended as follows:

9 Steven D. & Irene E. Dzbinski, N1096 & N1098 Pleasant Drive, Parcel #010-
10 00464-0300, Lot 1 Certified Survey Map 3583 located in the SE¼ of Section 22,
11 T14N, R13E, Town of Mackford. Rezone ±1.27 acres from A-1 Farmland
12 Preservation District to R-3 Multiple Family Residence District.

13 **BE IT FURTHER ORDAINED**, that this ordinance shall become effective upon passage
14 and publication.

Roll Call on Ordinance No. 6-2018

Ayes , Nays , Absent , Abstain

Submitted by Land Use Planning and
Zoning Committee:

Committee Vote:
Ayes 2, Nays 3, Absent 0, Abstain 0

Passed and Enacted/Rejected this 20th
day of February, 2018.

/s/ Michael Starshak

Michael Starshak, Chair

/s/ Robert Lyon

Robert Lyon, Vice Chair

/s/ Harley Reabe

Harley Reabe

County Board Chairman

ATTEST: County Clerk
Approve as to Form:

/s/ Dawn N. Klockow

Dawn N. Klockow
Corporation Counsel

/s/ Rich Slate

Rich Slate

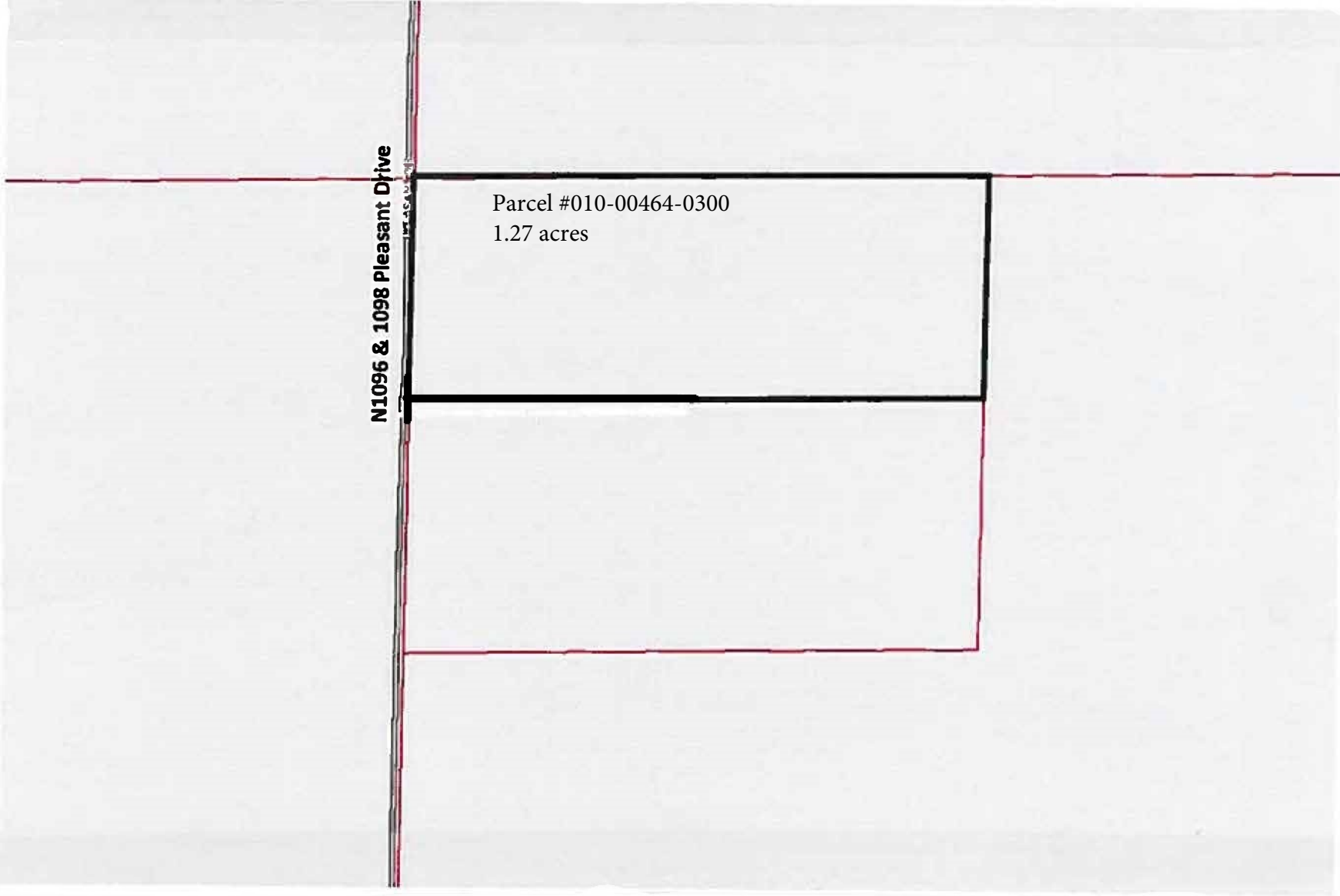
/s/ Peter Wallace

Peter Wallace

Steven D. & Irene E. Dzbinski – Town of Mackford

Part of the SE¼ of Section 22 T14N, R13E, N1096 & N1098 Pleasant Drive, Parcel #010-00464-0300

Request to rezone 1.27 acres from A-1 Farmland Preservation to R-3 Multiple Family Residence District.





Land Use Planning & Zoning Committee

County Government Center
571 County Road A P.O. Box 3188
Green Lake, WI 54941

Committee Chair – Michael Starshak, Vice Chair – Robert Lyon

Other Members: Harley Reabe, Peter Wallace and Rich Slate

REPORT TO COUNTY BOARD

February 2, 2018

Re: Dzbinski Rezone Request

Owners/Applicants: Steven D. and Irene E. Dzbinski,, **Site address:** N1096 and N1098 Pleasant Drive, **General legal description:** Lot 1 of CSM 3583 located in the SE¼ of Section 22, T14N, R13E, Town of Mackford. **Request:** Rezone 1.27 acres from A-1, Farmland Preservation District to R-3, Multiple Family Residence District.

To the Honorable Board of Supervisors, Green Lake County,

On February 1, 2018, the Land Use Planning & Zoning Committee held a public hearing on the above referenced rezone request. After the public hearing, the committee voted to deny the rezone request. Under 59.69(5)(e)4. Wis. Stats. the Land Use Planning and Zoning Committee must report the reason for recommending the County Board deny the rezone request.

The rezone from A-1, Farmland Preservation District to R-3, Multiple Family Residence District, was identified by the committee as an illegal “spot zone”. The Committee used the following factors cited from recent court cases in making its determination:

- Is the rezoning consistent with long-range planning and based upon considerations, which affect the whole community; and,
- Does the rezone fit nature and character of the parcel; and,
- Is the rezone consistent with the use of the surrounding land and overall scheme or zoning plan; and
- Does the rezone promote the public health, morals and safety, including the promotion of public welfare, convenience and general prosperity?

The Land Use Planning and Zoning Committee does not recommend that the County Board approve the Ordinance change, which would change the zoning of the parcel from A-1 to R-3 because the Committee believes this would be illegal spot zoning. Wisconsin Case Law has determined that spot zoning should only be granted when it is in the public interest and not solely for the benefit of the property who requests the rezone. The request is inconsistent with the County’s comprehensive plan as the plan calls for multi-family housing to be located near compatible and service-oriented locations (i.e. cities and villages). The surrounding land is agricultural, there are no other multi-family homes in the area, and the rezone does not promote the public health and safety. This rezone would be a personal benefit to the owner.

Furthermore, the property owner converted his barn into a single family dwelling and later to a two-family dwelling without land use permits and without building permits. For years, the converted barn/duplex has been rented and occupied without being inspected by a building inspector. Case law does not favor allowing a non-conforming parcel to determine the zoning in an area.

Approving this rezone request could potentially open the door to similar rezone requests to resolve illegal use violations that property owners have initiated without disclosing the use or obtaining the necessary permits. The Committee is concerned that, if the County Board approved this request, future rezone requests from applicants that have engaged in other long-term violations would claim differential treatment if their application for rezones were not approved.

It is important to note that courts have held that denying a rezone does not necessarily deprive the owner of all use of the parcel, especially when the property owner creates their own hardship. Each individual parcel of land is not entitled to be zoned for its highest financial use. Rather, rezoning is to be based on long range planning and the purposes for the whole community (i.e. comprehensive plan).

Under §59.69(5)(e)5, the board may upon receipt of the committee's report:

1. enact the ordinance as drafted by the zoning agency or with amendments, or
2. it may deny the petition for amendment, or
3. it may refuse to deny the petition as recommended by the agency in which case it shall rerefer the petition to the agency with directions to draft an ordinance to effectuate the petition and report the ordinance back to the board which may then enact or reject the ordinance.

Sincerely,

Michael Starshak
Chairman Land Use Planning and Zoning Committee

TOWN BOARD ACTION

Rezone Request

Dear Land Use Planning and Zoning Committee:

Please be advised that the Town Board of Mackford, County of Green Lake, took the following action on _____.

Does not object to and approves of ✓

No action taken _____

Objects to and requests denial of _____

Reason(s) for objection _____

**** NOTE: *If denial – please enclose Town Resolution of Denial.***

Owner/Applicant: Steven D. & Irene E. Dzbinski

General legal description: Lot 1 Certified Survey Map 3583, Part of the SE¼ of Section 22 T14N, R13E, Town of Mackford, ±1.274 acres

Parcel numbers: #010-00464-0300

Location of request: N1096 & N1098 Pleasant Drive

Planned public hearing date: February 1, 2018

Request: Rezone ±1.274 acres from A-1 Farmland Preservation District to R-3 Multiple Family Residence District.

Steve Dawson
Town Representative ST

1-23-18
Date Signed

NOTES: _____

Please return this form to the Land Use Planning & Zoning Office by: January 21, 2018

ORDINANCE NO. 7-2018

Amending Chapter 9 – Board of Supervisors

The County Board of Supervisors of Green Lake County, Green Lake Wisconsin, duly assembled at its regular meeting begun on the 20th day of February 2018, does ordain as follows:

- 1 **NOW, THEREFORE, THE COUNTY BOARD OR SUPERVISORS OF THE COUNTY**
- 2 **OF GREEN LAKE DOES ORDAIN AS FOLLOWS:**

Roll Call on Resolution No. 7-2018

Submitted by Administrative Committee:

Ayes , Nays , Absent , Abstain

/s/ Harley Reabe

Harley Reabe, Chair

Passed and Enacted/Rejected this 20th day of February 2018.

Nick Toney, Vice-chair

/s/ Robert Lyon

Robert Lyon

County Board Chairman

/s/ Paul Schwandt

Paul Schwandt

ATTEST: County Clerk
Approve as to Form:

/s/ Michael Starshak

Michael Starshak

Corporation Counsel

4 Section 1. Green Lake County Ordinance, 9-34, section B (1) is amended as follows:

5 B. The powers, duties, and responsibilities of the Finance Committee shall
6 be as follows:

7 (1) Pursuant to Wisconsin Statute section ~~59.12(a)~~ 59.52(12)(a) the
8 Committee shall examine and settle all accounts of the County, and all
9 claims and demands against the County that do not exceed \$5,000 and
10 cause to be issued orders therefore.

11 Section 2. This ordinance shall become effective upon passage and publication.

12 Section 3. The repeal and recreation of any section herein shall not have any effect on
13 existing litigation and shall not operate as an abatement of any action or proceeding then
14 pending or by virtue of the repealed sections.