



# Dane County

## Minutes - Final Unless Amended by Committee County Board

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Thursday, April 16, 2015

7:00 PM

City-County Building, Room 201

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City-County Building, Room 201

### A. ROLL CALL

The Dane County Board of Supervisors met pursuant to statute. Chair Corrigan called the meeting to order. Clerk McDonell called the roll:

- Present:** 31 - BAYRD, BOLLIG, CHENOWETH, CLAUSIUS, CORRIGAN, DOWNING, ERICKSON, FERRELL, GILLIS, HENDRICK, KIEFER, KOLAR, KRAUSE, LEVIN, MATANO, McCARVILLE, MILES, NELSON, O'LOUGHLIN, PAN, PERTL, RICHMOND, RIPP, RITT, RUSK, SALOV, SCHAUER, STUBBS, VELDRAN, WEGLEITNER and WILLETT
- Excused:** 6 - de FELICE, DYE, SCHMIDT, SOLBERG, WUEST and ZWEIFEL

1. Prayer/Inspirational Message - Supervisor Erickson (Supervisor Ferrell next)
2. Pledge of Allegiance - Supervisor Erickson

### B. SPECIAL MATTERS AND ANNOUNCEMENTS

Collection of Flower Fund

Dane County Cultural Affairs Commissions Annual Art Poster

Announcements

### PUBLIC HEARINGS

### C. APPROVAL OF PAYMENTS

1. [2015](#) [PAY-001](#) BILLS OVER \$10,000 REFERRED TO COUNTY BOARD

**Attachments:** [2015 PAY-001](#)  
[2015 PAY-001 UPDATED](#)

A motion was made by SCHAUER, seconded by ERICKSON, that the amended Payments be adopted. The motion carried unanimously by a voice vote.

**D. CLAIMS RECOMMENDED FOR DENIAL****E. APPROVAL OF COUNTY BOARD MINUTES**

1. [2015](#) County Board Minutes March 26, 2015  
[MIN-008](#)

**Attachments:** [COBOARDMIN032615](#)

A motion was made by MATANO, seconded by NELSON, that the County Board Minutes of March 26, 2015 be adopted. The motion carried unanimously by a voice vote.

**F. CONSENT CALENDAR**

1. [2014](#) AUTHORIZATION TO APPROVE PURCHASE OF SERVICES AGREEMENT  
[RES-493](#) FOR TYPE III (FORMERLY LEVEL B) HAZARDOUS MATERIALS  
RESPONSE

**Attachments:** [2014 RES-493.pdf](#)  
[2014 RES-493 FISCAL NOTE.pdf](#)  
[2014 RES-493 CONTRACT 12305](#)

Public Protection & Judiciary and Personnel & Finance Committees recommend adoption of Res. 493. The motion carried unanimously by a voice vote.

2. [2014](#) 2014 RES-544 AUTHORIZATION TO ENTER INTO AN AGREEMENT  
[RES-544](#) WITH MADISON MUNICIPAL SEWERAGE DISTRICT FOR ADAPTIVE  
MANAGEMENT

**Attachments:** [2014 RES-544.pdf](#)  
[2014 RES-544 Fiscal Note.pdf](#)  
[2014 RES-544 CONTRACT 12296.pdf](#)

Lakes & Watershed Commission, Environment, Agriculture & Natural Resources and Personnel & Finance Committees recommend adoption of Res. 544. The motion carried unanimously by a voice vote.

3. [2014 RES-555](#) AUTHORIZING FIFTH ADDENDUM TO AGREEMENT BETWEEN THE CITY OF MADISON AND DANE COUNTY FOR THE SALE OF SPACE IN THE CITY-COUNTY BUILDING

**Attachments:** [2014 RES-555.pdf](#)  
[2014 RES-555 Fiscal Note.pdf](#)  
[2014 RES-555 CONTRACT 8536D.pdf](#)

City-County Liaison, Public Works & Transportation and Personnel & Finance Committees recommend adoption of Res. 555. The motion carried by a voice vote.

4. [2014 RES-563](#) 2014 RES-563 AUTHORIZING STREAMBANK EASEMENTS FOR SYFTESTAD CREEK AND WEST BRANCH SUGAR RIVER TRIBUTARY

**Attachments:** [2014 RES-563.pdf](#)  
[2014 RES-563 Fiscal Note.pdf](#)  
[MaysStrembankEasementMapBigPicture.pdf](#)  
[LoseneggerMap.pdf](#)

Park Commission, Environment, Agriculture & Natural Resources and Personnel & Finance Committees recommend adoption of Res. 563. The motion carried unanimously by a voice vote.

5. [2014 RES-568](#) AUTHORIZING LEOPOLD LEASE FOR EARLY CHILDHOOD INITIATIVE PROGRAM DCDHS - CYF DIVISION

**Attachments:** [2014 RES-568.pdf](#)  
[2014 Res-568 Fiscal Note.pdf](#)  
[2014 RES-568 CONTRACT 11525B](#)

Health & Human Needs and Personnel & Finance Committees recommend adoption of Res. 568. The motion carried unanimously by a voice vote.

6. [2014 RES-570](#) AUTHORIZING EXECUTION OF LEASES FOR RENTAL CAR CONCESSIONS AT THE DANE COUNTY REGIONAL AIRPORT

**Attachments:** [2014 RES-570.pdf](#)  
[2014 RES-570 Fiscal Note.pdf](#)  
[2014 RES-570 CONTRACT 12318](#)  
[2014 RES-570 CONTRACT 12319](#)  
[2014 RES-570 CONTRACT 12320](#)  
[2014 RES-570 CONTRACT 12321](#)  
[2014 RES-570 CONTRACT 12322](#)

Airport Commission, Public Works & Transportation and Personnel & Finance Committees recommend adoption of Res. 570. The motion carried unanimously by a voice vote.

7. [2014 RES-610](#) AUTHORIZING EMERGENCY FIRE WARDENS FOR DANE COUNTY FOR THE YEAR 2015

**Attachments:** [2014 RES-610](#)

Environment, Agriculture & Natural Resources Committee recommends adoption of Res. 610. The motion carried unanimously by a voice vote.

8. [2014 RES-615](#) APPROVING AGREEMENTS AND PURCHASES SUPPORTING A HOUSING FACILITY AT 715 RETHKE AVENUE IN THE CITY OF MADISON

**Attachments:** [2014 RES-615.pdf](#)  
[2014 RES-615 CONTRACT 12323](#)  
[2014 RES-615 Fiscal Note.pdf](#)

Personnel & Finance Committee recommends adoption of Res. 615. The motion carried unanimously by a voice vote.

9. [2014 RES-616](#) AMENDING AGREEMENT TO TRC ENVIRONMENTAL CORPORATION FOR ENGINEERING SERVICES FOR LANDFILL EXPANSION

**Attachments:** [2014 RES 616.pdf](#)  
[2014 RES 616 FISCAL NOTE.pdf](#)  
[2014 RES-616 CONTRACT 11220A](#)

Public Works & Transportation and Personnel & Finance Committees recommend adoption of Res. 616. The motion carried unanimously by a voice vote.

## G. MOTIONS FROM PREVIOUS MEETINGS

**H. REPORTS ON ZONING PETITIONS**

1. [10801](#)      **PETITION: REZONE 10801**  
APPLICANT: FLOY SAUEY REV TRUST  
LOCATION: 3696 BURKE ROAD, SECTION 22, TOWN OF BURKE  
CHANGE FROM: C-1 Commercial District TO A-1 Agriculture District  
REASON: use property for agricultural purposes

**Attachments:** [10801 Staff Update.pdf](#)  
[10801 Town.pdf](#)  
[10801 Ord Amend.pdf](#)

**The Zoning & Land Regulation Committee recommends that Petition 10801 be adopted. The motion carried unanimously by a voice vote.**

2. [10810](#)      **PETITION: REZONE 10810**  
APPLICANT: ROBERT H JOHNSON  
LOCATION: 282 RODNEY ROAD, SECTION 2, TOWN OF CHRISTIANA  
CHANGE FROM: A-1EX Agriculture District TO C-2 Commercial District, A-2 (8) Agriculture District, and A-2 (2) Agriculture District  
REASON: expand existing commercial lot, revise boundaries of existing residential lot, and create 2 additional residential lots

**Attachments:** [10810 Staff Update.pdf](#)  
[10810 Revised CSM.pdf](#)  
[10810 Town.pdf](#)  
[10810 Map revised proposal.pdf](#)  
[10810 Ord Amend.pdf](#)

**The Zoning & Land Regulation Committee recommends that Petition 10810 be adopted as amended. The motion carried unanimously by a voice vote.**

3. [10814](#)      **PETITION: REZONE 10814**  
APPLICANT: PATRICK J HANDRICK  
LOCATION: 959 PRIMROSE CENTER ROAD, SECTION 16, TOWN OF PRIMROSE  
CHANGE FROM: A-1EX Agriculture District TO A-2 Agriculture District, RH-2 Rural Homes District TO A-2 Agriculture District and RH-2 Rural Homes District TO A-1EX Agriculture District  
REASON: rezone to create separate lot

**Attachments:** [10814 Staff.pdf](#)  
[10814 Town.pdf](#)  
[10814 Ord Amend.pdf](#)

**The Zoning & Land Regulation Committee recommends that Petition 10814 be adopted as amended. The motion carried unanimously by a voice vote.**

4. [10815](#)      **PETITION: REZONE 10815**  
APPLICANT: MICHAEL E JULSETH  
LOCATION: 3766 HALVERSON ROAD, SECTION 27, TOWN OF DUNN  
CHANGE FROM: A-1EX Agriculture District TO A-2 (1) Agriculture District  
REASON: bring property into compliance for existing buildings and use

**Attachments:**   [10815 Staff.pdf](#)  
[10815 Town.pdf](#)  
[10815 Ord Amend.pdf](#)

**The Zoning & Land Regulation Committee recommends that Petition 10815 be adopted. The motion carried unanimously by a voice vote.**

5. [10816](#)      **PETITION: REZONE 10816**  
APPLICANT: CORY K CLEMENS  
LOCATION: ACROSS THE STREET FROM 7858 DUNROVEN ROAD, SECTION 6, TOWN OF VIENNA  
CHANGE FROM: LC-1 Limited Commercial District TO R-1A Residence District  
REASON: creating one residential lot

**Attachments:**   [10816 Staff.pdf](#)  
[10816 Town.pdf](#)  
[10816 Density.pdf](#)  
[10816 Map.pdf](#)  
[10816 App.pdf](#)

**The Zoning & Land Regulation Committee recommends that Petition 10816 be adopted as amended. The motion carried unanimously by a voice vote.**

6. [10817](#)      **PETITION: REZONE 10817**  
APPLICANT: MICKELSON REV TR, GAYLORD O  
LOCATION: NORTH OF 10707 FESENFELD ROAD, SECTION 29, TOWN OF BLACK EARTH  
CHANGE FROM: A-1EX Agriculture District TO RH-4 Rural Homes District and RH-3 Rural Homes District TO A-1EX Agriculture District  
REASON: creating one residential lot

**Attachments:**   [10817 Staff.pdf](#)  
[10817 Town.pdf](#)  
[10817 CSM with Bldg Envelope.pdf](#)  
[10817 Ord Amend.pdf](#)

**The Zoning & Land Regulation Committee recommends that Petition 10817 be adopted as amended. The motion carried unanimously by a voice vote.**

7. [10818](#)      **PETITION: REZONE 10818**  
APPLICANT: RONALD J ANDERSON  
LOCATION: 279 COUNTY HIGHWAY A, SECTION 2, TOWN OF ALBION  
CHANGE FROM: A-1EX Agriculture District TO A-2 (1) Agriculture District  
REASON: separating existing residence from farmland

**Attachments:**   [10818 Staff.pdf](#)  
[10818 Town.pdf](#)  
[10818 Ord Amend.pdf](#)

**The Zoning & Land Regulation Committee recommends that Petition 10818 be adopted. The motion carried unanimously by a voice vote.**

8. [10819](#)      **PETITION: REZONE 10819**  
APPLICANT: D & C RANCH LLC  
LOCATION: WEST OF 4559 WEST RUTLAND RD, SECTION 30, TOWN OF RUTLAND  
CHANGE FROM: A-1EX Agriculture District TO RH-1 Rural Homes District  
REASON: creating one residential lot

**Attachments:**   [10819 Staff.pdf](#)  
[10819 Town.pdf](#)  
[10819 Ord Amend.pdf](#)

**The Zoning & Land Regulation Committee recommends that Petition 10819 be adopted as amended. The motion carried unanimously by a voice vote.**

9. [10820](#)      **PETITION: REZONE 10820**  
APPLICANT: MATTHEW BALLWEG  
LOCATION: 8053 BALLWEG ROAD, SECTION 25, TOWN OF ROXBURY  
CHANGE FROM: A-1EX Agriculture District TO A-2 (4) Agriculture District  
REASON: separating existing residence from farmland

**Attachments:**   [10820 CUP 2306 Staff.pdf](#)  
[10820-CUP 2306 Town.pdf](#)  
[10820 Density.pdf](#)  
[10820 CUP 2306 Map.pdf](#)  
[10820 App.pdf](#)

**The Zoning & Land Regulation Committee recommends that Petition 10820 be adopted as amended. The motion carried unanimously by a voice vote.**

10. [10822](#)                    **PETITION: REZONE 10822**  
APPLICANT: ALLAN L KELLY  
LOCATION: NORTH OF 3577 BAILEY, SECTION 30, TOWN OF SUN PRAIRIE  
CHANGE FROM: A-1EX Agriculture District TO A-B Ag-Business District  
REASON: rezoning to ab for an agricultural nursery business

**Attachments:**    [10822 Staff.pdf](#)  
[10822 Town.pdf](#)  
[10822 Ord Amend.pdf](#)

**The Zoning & Land Regulation Committee recommends that Petition 10822 be adopted as amended. The motion carried unanimously by a voice vote.**

## I. ORDINANCES

1.    [2014](#)                                    AMENDING CHAPTERS 2 & 32 OF THE DANE COUNTY CODE OF  
      [OA-065](#)                                    ORDINANCES, REGARDING STATUTORY OFFENSES

**Attachments:**    [Stubbs 2014 OA 65 drug possession.pdf](#)  
[2014 OA-065 FISCAL NOTE.pdf](#)  
[2014 OA-065 SUB \(PROPOSED-HENDRICK\)](#)  
[2014 OA-065 FISCAL NOTE - SUB 1](#)  
[oa65registrants](#)  
[cleanoa65](#)

**Public Protection & Judiciary and Personnel & Finance Committees recommend adoption of Ord. Amdt. 65. Motion by HENDRICK, seconded by RITT to substitute Sub. 1 to Ord. Amdt. 65 for Ord. Amdt. 65. Roll call requested:**

**Ayes:** 10 - HENDRICK, KIEFER, KRAUSE, MATANO, MILES, PAN, PERTL, RICHMOND, RITT and WEGLEITNER

**Noes:** 21 - BAYRD, BOLLIG, CHENOWETH, CLAUSIUS, CORRIGAN, DOWNING, ERICKSON, FERRELL, GILLIS, KOLAR, LEVIN, McCARVILLE, NELSON, O'LOUGHLIN, RIPP, RUSK, SALOV, SCHAUER, STUBBS, VELDRAN and WILLETT

*Dianne Steinbach, Oregon, spoke in support.*  
*Gary Storck, Madison, spoke in support.*  
*Greg Kinsley, Madison, representing Wisconsin Norml, registered in support.*  
*Nate Petreman, Madison, representing Madison Norml, registered in support.*  
*Kevin Mika, Madison, registered in support of lowering the cannabis fine to \$1.*  
*Karen Kinsley, Madison, representing Madison Norml, registered in support.*  
*Dennis Brenn, Madison, registered in support.*  
*Carol Simba, Sun Prairie, registered in support.*  
*Debbie Denton, Madison, registered in support.*



1. [2014  
OA-065](#) AMENDING CHAPTERS 2 & 32 OF THE DANE COUNTY CODE OF  
ORDINANCES, REGARDING STATUTORY OFFENSES

**Attachments:** [Stubbs 2014 OA 65 drug possession.pdf](#)  
[2014 OA-065 FISCAL NOTE.pdf](#)  
[2014 OA-065 SUB \(PROPOSED-HENDRICK\)](#)  
[2014 OA-065 FISCAL NOTE - SUB 1](#)  
[oa65registrants](#)  
[cleanoa65](#)

Motion by STUBBS, seconded by HENDRICK to amend Ord. Amdt. 65 by changing the dollar amount on lines 16 and 27 from \$10 to \$1. Motion carried by a voice vote.

Question before the Board is adoption of Ord. Amdt. 65, as amended. The motion carried by a voice vote.

2. [2014  
OA-073](#) AMENDING CHAPTER 18 OF THE DANE COUNTY CODE OF  
ORDINANCES,  
REGARDING BENEFITS FOR EMPLOYEES ON MILITARY LEAVE OF  
ABSENCE

**Attachments:** [2014 OA-073](#)

The Personnel & Finance Committee recommends adoption of Ord. Amdt. 73. The motion carried unanimously by a voice vote.

## J. AWARD OF CONTRACTS

1. [2014  
RES-620](#) AWARD OF CONTRACT FOR PEDESTRIAN / BICYCLE BRIDGE ON THE  
MILITARY RIDGE TRAIL

**Attachments:** [2014 RES-620.pdf](#)  
[2014 RES-620 SUB1.pdf](#)  
[2014 RES 620 FISCAL NOTE .pdf](#)  
[2014 RES-620 CONTRACT 12317](#)

Public Works & Transportation and Personnel & Finance Committees recommend adoption of Sub. 1 to Res. 620. The motion carried unanimously by a voice vote.

2. [2014 RES-622](#) AWARD OF CONTRACT FOR ALLIANT ENERGY CENTER PAVILIONS WASH RACKS AT THE ALLIANT ENERGY CENTER

**Attachments:** [2014 RES-622.pdf](#)  
[2014 RES-622 SUB 1.pdf](#)  
[2014 RES-622 FISCAL NOTE.pdf](#)  
[2014 RES-622 CONTRACT 12316](#)

The Public Works & Transportation and Personnel & Finance Committees recommend adoption of Sub. 1 to Res. 622. The motion carried unanimously by a voice vote.

## K. RESOLUTIONS

## L. APPOINTMENTS

## M. ITEMS REQUIRING A TWO-THIRDS MAJORITY FOR PASSAGE

1. [2014 OA-054](#) AMENDING CHAPTER 7 OF THE DANE COUNTY CODE OF ORDINANCES, REGARDING PROCEDURE FOR CONDITIONAL USE PERMIT APPEALS

**Attachments:** [OA 54 sub 1.pdf](#)  
[2014 OA-054.pdf](#)  
[proposed Ord Amend to repeal appeals.pdf](#)

Executive Committee recommends adoption of Ord. Amdt. 54 with the following amendment: Insert on line 38 the following: "(i) Questions to the Zoning Administrator." And change the original sub (i) to (j) and amend to read as follows: "(j) Board Action. Debate, questions of county staff, and final action by the County Board as set forth in these rules.". Zoning & Land Regulation Committee recommends adoption of Sub. 1 to Ord. Amdt. 54.

Motion by MILES, seconded by HENDRICK to substitute Sub. 1 to Ord. Amdt. 54 for Ord. Amdt. 54, as amended. Motion carried unanimously by a voice vote.

Question before the Board is adoption of Sub. 1 to Ord. Amdt. 54. The motion carried unanimously by a voice vote.

2. [2014 RES-598](#) 2014 RES-598 ACCEPTANCE OF A LAKE PLANNING GRANT FOR EVALUATION OF A FLOATING BOG INITIATIVE FROM THE WI DEPARTMENT OF NATURAL RESOURCES

**Attachments:** [2014 RES-598.pdf](#)  
[2014 RES-598 Fiscal Note.pdf](#)  
[2014 RES-598 CONTRACT 12307](#)

Environment, Agriculture & Natural Resources and Personnel & Finance Committees recommend adoption of Res. 598. The motion carried unanimously by a voice vote.

3. [2014 RES-606](#) AUTHORIZING AN AGREEMENT TO ACCEPT HIGHWAY SAFETY GRANT FUNDS FOR A OWI TASK FORCE (FG-2015-02640)

**Attachments:** [2014 RES-606.pdf](#)  
[2014 RES-606 Fiscal Note.pdf](#)  
[2014 RES-606 CONTRACT 12313](#)

Public Protection & Judiciary and Personnel & Finance Committees recommend adoption of Res. 606. The motion carried unanimously by a voice vote.

4. [2014 RES-623](#) AWARD OF CONTRACT FOR ASBESTOS ABATEMENT FOR NORTHPORT NURSES DORM

**Attachments:** [2014 RES-623.pdf](#)  
[2014 RES-623 Fiscal Note.pdf](#)  
[2014 RES-623 CONTRACT 12315](#)  
[cleanres623](#)

Public Works & Transportation and Personnel & Finance Committees recommend adoption of Res. 623. Motion by NELSON, seconded by McCARVILLE to amend Res. 623 with the following: add "VCI Environmental, Inc. for the amount of \$" on line 20. Motion carried unanimously by a voice vote.

Question before the Board is adoption of Res. 623, as amended. The motion carried unanimously by a voice vote.

## N. SPECIAL ORDER OF BUSINESS

## O. SUCH OTHER BUSINESS AS THE COUNTY BOARD IS AUTHORIZED TO CONDUCT BY LAW

## P. ADJOURNMENT

A motion was made by CHENOWETH, seconded by ERICKSON, that the meeting be adjourned. The motion carried at 8:15 p.m. by a voice vote. Subsequent to adjournment the following matters were referred by Chair Corrigan:

[2015](#)  
[RPT-061](#) Referrals to Committee

**Attachments:** [referrallist041615](#)

[2015](#)  
[RPT-062](#) Petitions for Zoning Reclassification

**Attachments:** [zoningreferrals04-16-15](#)

[2015](#)  
[COM-001](#) Communication from the County Clerk regarding effective dates of various  
Zoning Ordinance Amendments

**Attachments:** [zoningeffectivedates04-16-15](#)