



Dane County

Minutes - Final Unless Amended by Committee County Board

Thursday, April 16, 2015

7:00 PM

City-County Building, Room 201

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](#)