

**Pursuant to Section 19.84, Wisconsin Statutes, notice is hereby given to the public that the
Iowa County Board of Supervisors will meet in**

**Regular Session
of the
IOWA COUNTY BOARD
Tuesday September 17, 2019
7:00 p.m.**

**Health and Human Services Center - Community Room
303 West Chapel St., Dodgeville, WI 53533
For information regarding access for the disabled, please call 935-0399.**

Healthy and Safe Place to Live, Work and Play – Iowa County

The Mission of Iowa County Government is to protect and promote the health and safety, economic well being, and environmental quality of our county by providing essential services in a fiscally responsible manner.

Agenda

1. Call to order by Chairman John M. Meyers.
2. Pledge of Allegiance.
3. Roll Call.
4. Approve the agenda for this September 17, 2019 meeting.
5. Approve the minutes of the August 20, 2019 meeting.
6. Special matters and announcements.
 - a) Committee Chair reports.
7. Comments from the public.
8. Land use changes from the Towns:
 - Arena – 1-0919 Rezoning request by Brie & Justin Quick.
 - Dodgeville – 2-0919 Rezoning request by Laura Diederich Trust and Jan Gutherz Trust.
 - Eden – 3-0919 Rezoning request by John Scullion.
 - Highland – 4-0919 Rezoning request by Steve & Cathy Lacy.
 - Pulaski – 5-0919 Rezoning request by Donald Miess.
 - Wyoming – 6-0919 Rezoning request by Kyle Thering.
9. County Administrator's report.

Jail Building Committee:

10. Presentation on the proposed Law Enforcement Center.

11. Accept/Set a guaranteed maximum price on the proposed Law Enforcement Center.
12. Consider putting the Law Enforcement Center project out for bids.

Land Conservation Committee:

13. Introduction of the Manure Waste Ordinance.

Public Works Committee:

14. Resolution No. 7-0919 Amending Ordinance No. 800.02 Highway Access Ordinance.

General Government Committee:

15. Resolution No. 8-0919 Iowa County Board Appointments to the Southwest Wisconsin Regional Planning Commission.
16. Consider the reclassification of the Minimum Data Set (MDS) Nurse to MDS and Infection Prevention Nurse.
17. Consider approving the Iowa County Five-Year Capital Improvement Plan.
18. Update on the Corporation Counsel position.

Executive Committee:

19. Resolution No. 9-0919 Approving the 2020 Low Deductible Plan Option with Iowa County Contributing 85% of the Average Cost of the Two Qualifying Health Plans.
20. Resolution No. 10-0919 Establishing a Public-Private Partnership to Facilitate the Deployment of Affordable, Reliable, High-Speed Internet Services Throughout the County.
21. Consider filing an appeal to the Public Service Commission concerning the Cardinal Hickory Creek Transmission Line.

Other:

22. 2019 State of the County address.
23. Chair's report.
24. Mileage and Per Diem Report for this September 17, 2019 meeting.
25. Motion to adjourn to October 15, 2019.


Greg Klusendorf, County Clerk

Posted 9/12/2019

**PROCEEDINGS OF THE AUGUST SESSION OF
THE BOARD OF COUNTY SUPERVISORS
OF IOWA COUNTY, WISCONSIN**

The Board of Supervisors met in the Health and Human Services Center Community Room in the City of Dodgeville on Tuesday, August 20, 2019 at 7:00 p.m. and was called to order by the Honorable Ronald Benish, Vice-Chair of the Board.

The Board, in unison, led the reciting of the Pledge of Allegiance to the Flag.

Roll call was taken. All members were present except John Meyers who was excused.

Members present: Doug Richter, Stephen Deal, Mark Storti, Dan Nankee, Ronald Benish, David Gollon, Curt Peterson, Joan Davis, Alex Ray, Bruce Haag, James Griffiths, Tom Forbes, Richard Rolfsmeyer, Bruce Paull, Jeremy Meek, Judy Lindholm, Justin O'Brien, Donald Leix, Mel Masters and Kevin Butteris.

Sup. Nankee moved to approve the agenda for this August 20, 2019 meeting. Sup. Davis seconded the motion. Carried.

Aye-20 Nay-0

Sup. Haag moved to approve the minutes of the July 16, 2019 meeting. Sup. Griffiths seconded the motion. Carried.

Aye-20 Nay-0

Special matters and announcements.

- a) Committee Chair reports.
- b) DSS/ADRC 2018 Annual Report.
- c) Report from Forward Analytics.

Comments from the public:

- Margaret Peat voiced concerns about the ADRC bus.
- Shirla Gehrke voiced concerns about the ADRC bus.
- Nancy Tews voiced her concerns about the proposed Law Enforcement Center.
- Barry Hottmann informed the Board that the Community Leadership Program completed its twentieth year.
- Sup. Griffiths thanked the public for their comments.
- Sup. Gollon thanked the Dodgeville Chronicle for its accurate reporting on the ground water study.
- Sup. Leix informed the Board that the PSC has given preliminary approval for the Cardinal Hickory Creek transmission line.
- Sup. Masters wondered why there was not a Corporation Counsel on the dais.
- Sup. Storti would like the County to form a Census Committee for the 2020 census.

Sup. Haag moved to adopt Amendatory Ordinances 1-0819, 2-0819 and 3-0819 as a group. Sup. Leix seconded the motion. Carried.

Aye-20 Nay-0

Amendatory Ordinance No. 1-0819 is made to create three lots of 5.785, 5.206 and 10.658 acres by rezoning from A-1 Agricultural, AR-1 Agricultural Residential and B-2 Highway Business to all AR-1 Agricultural Residential. Furthermore, the remaining approximate 107 acres be zoned A-1 Agricultural with the AC-1 Agricultural Conservancy overlay to meet the Town of Arena density standard was adopted.

Amendatory Ordinance No. 2-0819 for a land use change to rezone 3.41 acres from AR-1 Agricultural Residential to A-1 Agricultural in the Town of Brigham was adopted.

Amendatory Ordinance No. 3-0819 is made to create two lots of 6.84 acres and 9.41 acres by rezoning from A-1 Agricultural and B-2 Highway Business to AR-1 Agricultural Residential in the Town of Wyoming was adopted.

Steve Genoway, Barry Hottmann, Beth Mikrut-Gilles and John & Jessica Fick gave a presentation on how the Dodgeville "Pop-Up Park" came about and how it was accepted.

Administrator Larry Bierke gave a brief report to the Board.

Sup. Ray moved to approve the Administrator's appointment of:

- Larry Nelson to the Southwest Wisconsin Library System Board to fill the remainder of a three-year term ending on June 1, 2020.

Sup. Storti seconded the motion. Carried.

Aye-20 Nay-0

Planning & Zoning Committee:

Sup Richter moved to adopt Resolution No. 4-0819 Waiving the Permit Fee for the Sign Installed to Identify the Bloomfield Prairie by the Iowa County Recreation and Prairie Restoration Group. Sup. O'Brien seconded the motion. Carried.

Aye-20 Nay-0

Public Works Committee:

Sup. Gollon moved to amend the title and adopt Resolution No. 5-0819 Directing Specific Funding for Highway Reconstruction. Sup. Meek seconded the motion.

Sup. Ray moved to amend the resolution by changing "is considering" in the first line of the fifth Whereas to "has approved" and remove the words "if approved" at the end of the same sentence. Sup. Storti seconded the motion. Amendment carried.

Aye-19 Nay-1

Sup. Griffiths voted against the amendment.

A vote was taken on the amended main motion. Carried.

Aye-19 Nay-1

Sup. Griffiths voted against the amended main motion.

Executive Committee:

Sup. Lindholm moved to adopt Resolution No. 6-0819 Existing Employer Update Resolution for the Wisconsin Public Employers' Group Health Insurance Program. Sup. Haag seconded the motion. Carried.

Aye-20 Nay-0

Sup. Griffiths moved to accept Option 1 of the CDBG-Close Program agenda cover sheet for the Community Development Block Grant Revolving Loan Fund utilizing up to \$79,500 from the General Fund Balance and the existing Revolving Loan Fund Balance. Sup. Davis seconded the motion. Carried.
Aye-20 Nay-0

Senior Living 2020 Committee:

No action was taken on the Scenic Hills Application for Non-Profit Status.

Other:

Chair Benish did not have a report for the Board.

Mileage and Per Diem Report for this August 20, 2019 Session of the Board was presented.
20 Members 468 Miles \$1,055.06 Mileage and Per Diem

Sup. Deal moved to approve the report.

Sup. Ray seconded the motion. Carried.

Aye-20 Nay-0

Sup. Haag moved to adjourn to September 17, 2019. Sup. Gollon seconded the motion. Carried.

Aye-20 Nay-0

Meeting adjourned at 8:23 p.m.



Ronald Benish, Vice-Chair



Greg Klusendorf, County Clerk

Amendatory Ordinance No. 1-0919

To the Honorable Iowa County Board of Supervisors:

Whereas a petition for a land use change has been made by Brie and Justin Quick;

For land in the W1/2 of the NE ¼ of Section 30-T8N-R5E in the Town of Arena;
affecting tax parcel 002-0469.F,

And, this petition is made to rezone an existing 5.06-acre lot from A-1 Agricultural to AR-1 Agricultural Residential;

Whereas notice of such petition has been properly advertised and notice has been given to the **Clerk of the Town of Arena** and the Town is recommending approval as it has been deemed to be consistent with the goals and intent of its adopted comprehensive plan,

Whereas a public hearing, designated as zoning hearing number **3058** was last held on **August 29, 2019** in accord with said notice, and said notice, and as a result of said hearing action has been taken by the Iowa County Planning & Zoning Committee to **approve** said petition.

Now therefore be it resolved that official county zoning map be amended as recommended by the Iowa County Planning and Zoning Committee.

Respectfully submitted by the Iowa County Planning & Zoning Committee.

I, the undersigned Iowa County Clerk, hereby certify that the above Amendatory Ordinance No. was _____ approved as recommended _____ approved with amendment _____ denied as recommended _____ denied or _____ rereferred to the Iowa County Planning & Zoning Committee by the Iowa County Board of Supervisors on **September 17, 2019**. The effective date of this ordinance shall be **September 17, 2019**.

Greg Klusendorf
Iowa County Clerk

Date: _____



IOWA COUNTY OFFICE OF PLANNING & DEVELOPMENT

Courthouse - 222 N. Iowa St. - Dodgeville, WI 53533
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e-mail: scott.godfrey@iowacounty.org

Planning & Zoning Committee Recommendation Summary

Public Hearing Held on August 29, 2019

Zoning Hearing 3058

Recommendation: **Approval**

Applicant(s): Brie & Justin Quick

Town of Arena

Site Description: part of the W1/2-NE of S30-T8N-R5E also affecting tax parcel 002-0469.F

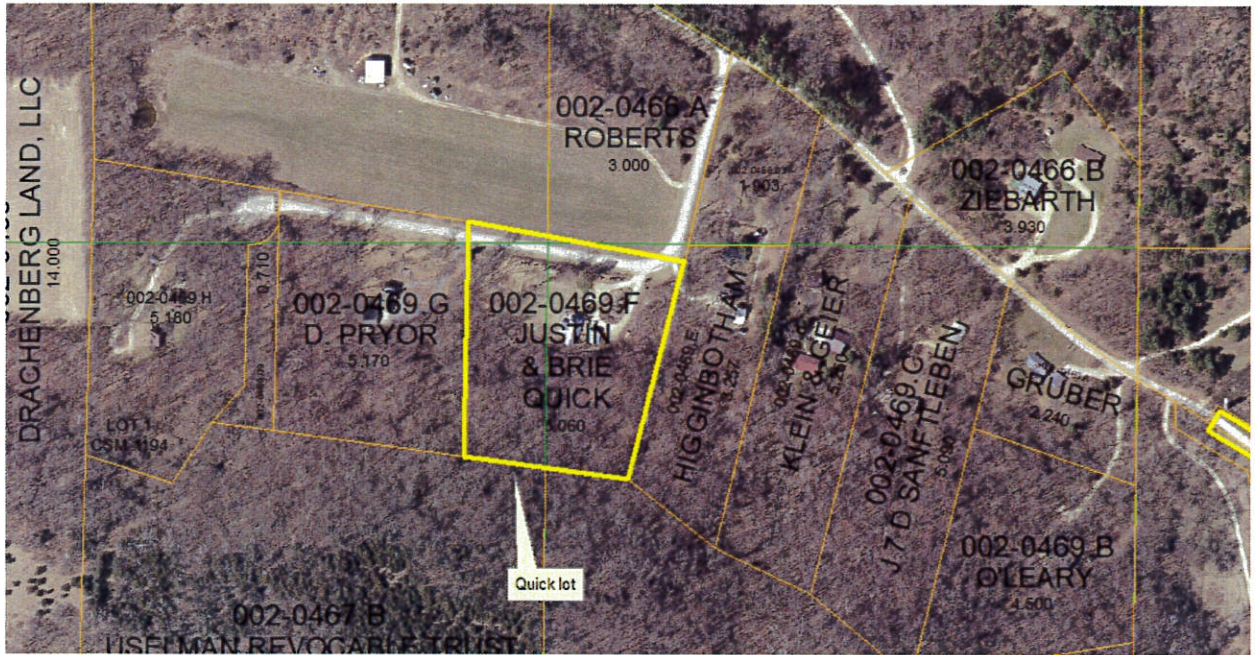
Petition Summary: This is a request to rezone an existing 5.06-acre lot from nonconforming A-1 Ag to AR-1 Ag Res in order to be eligible for livestock type animal units.

Comments/Recommendations

1. The lot is currently nonconforming as it existed when the minimum 40-acre lot size was enacted for the A-1 district. This means only those uses that existed at that time are allowed to continue. The applicants would like to now have livestock type animals, which necessitates the rezoning to the AR-1 district.
2. If approved, the lot would be eligible for one single family residence, accessory structures and limited ag uses, including up to 3 livestock type animals.

Town Recommendation: The Town of Arena feels the proposal is consistent with its comprehensive plan and recommends approval.

Staff Recommendation: Staff recommends approval.



Amendatory Ordinance No. 2-0919

To the Honorable Iowa County Board of Supervisors:

Whereas a petition for a land use change has been made by the Laura Diederich Trust and Jan Gutherz Trust;

For land in the SW ¼ of the SW ¼ of Section 14-T6N-R2E in the Town of Dodgeville; affecting tax parcels 008-1802 and 008-1802.03,

And, this petition is made to create a 19.311-acre lot by rezoning from AR-1 Agricultural Residential and C-1 Conservancy to all C-1 Conservancy;

Whereas notice of such petition has been properly advertised and notice has been given to the **Clerk of the Town of Dodgeville** and the Town is recommending approval as it has been deemed to be consistent with the goals and intent of its adopted comprehensive plan,

Whereas a public hearing, designated as zoning hearing number **3060** was last held on **August 29, 2019** in accord with said notice, and said notice, and as a result of said hearing action has been taken by the Iowa County Planning & Zoning Committee to **approve** said petition with the condition that the associated certified survey map is duly recorded within 6 months.

Now therefore be it resolved that official county zoning map be amended as recommended by the Iowa County Planning and Zoning Committee.

Respectfully submitted by the Iowa County Planning & Zoning Committee.

I, the undersigned Iowa County Clerk, hereby certify that the above Amendatory Ordinance No. was _____ approved as recommended _____ approved with amendment _____ denied as recommended _____ denied or _____ rereferred to the Iowa County Planning & Zoning Committee by the Iowa County Board of Supervisors on **September 17, 2019**. The effective date of this ordinance shall be **September 17, 2019**.

Greg Klusendorf
Iowa County Clerk

Date: _____



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e-mail: scott.godfrey@iowacounty.org

Planning & Zoning Committee Recommendation Summary

Public Hearing Held on August 29, 2019

Zoning Hearing 3060

Recommendation: **Approval**

Applicant(s): Laura Diederich Trust & Jan Guthertz Trust **Town of Dodgeville**

Site Description: part of the SW/SW of S14-T6N-R2E also affecting tax parcels 008-1802; 1802.03

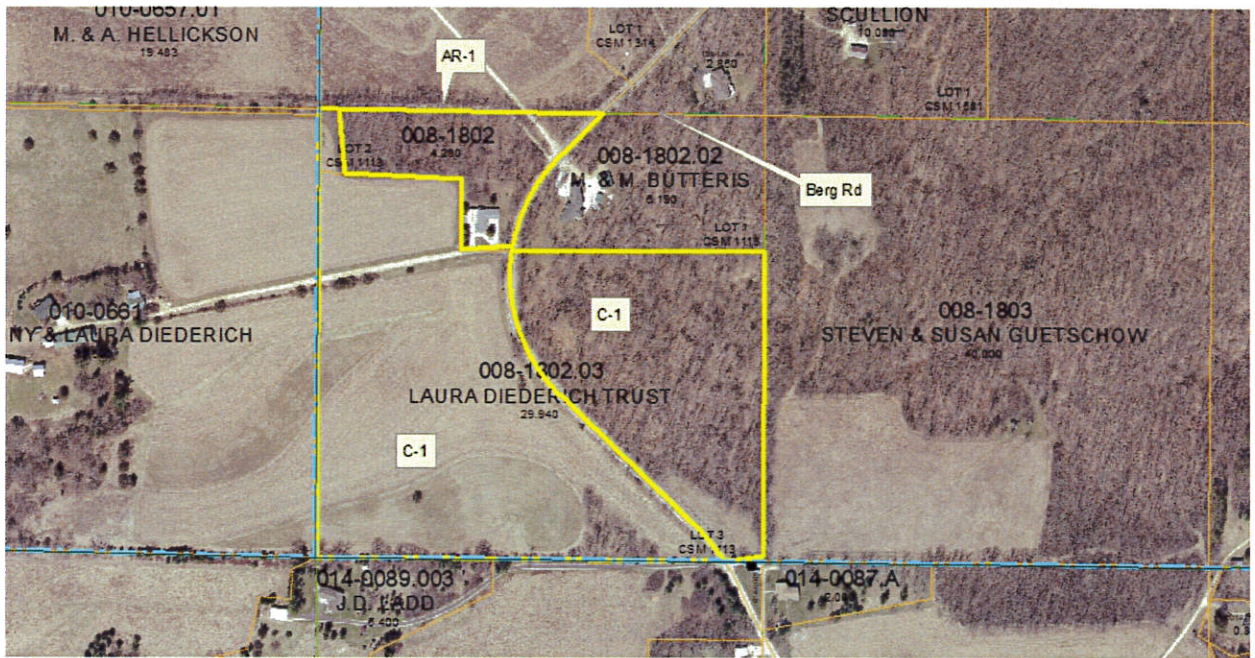
Petition Summary: This is a request to slightly reduce an existing AR-1 Ag Res lot (Guthertz) with the removed area being zoned C-1 to add to an existing C-1 lot.

Comments/Recommendations

1. The applicants are proposing to divide the existing C-1 lot (Diederich). In doing so, the survey found what was thought to be part of the C-1 lot actually being included in the AR-1 lot. This is to correct to what was originally intended.
2. If approved, the use of the AR-1 lot would remain unchanged. The C-1 division doesn't require approval, but would also not cause a change in eligible uses.
3. The associated certified survey map has been submitted for formal review.

Town Recommendation: The Town of Dodgeville feels the proposal is consistent with its comprehensive plan and recommends approval.

Staff Recommendation: Staff recommends approval with the condition that the associated certified survey map is duly recorded within 6 months of the County Board approval.



Amendatory Ordinance No. 3-0919

To the Honorable Iowa County Board of Supervisors:

Whereas a petition for a land use change has been made by John Scullion;

For land in the NE ¼ of the NW ¼ of Section 10-T6N-R1E in the Town of Eden;
affecting tax parcel 010-0025,

**And, this petition is made to rezone 40 acres from A-1 Agricultural to RB-1
Recreational Business;**

Whereas notice of such petition has been properly advertised and notice has been given to
the **Clerk of the Town of Eden** and the Town is recommending approval as it has been
deemed to be consistent with the goals and intent of its adopted comprehensive plan,

Whereas a public hearing, designated as zoning hearing number **3062** was last held on
August 29, 2019 in accord with said notice, and said notice, and as a result of said
hearing action has been taken by the Iowa County Planning & Zoning Committee to
approve said petition.

Now therefore be it resolved that official county zoning map be amended as
recommended by the Iowa County Planning and Zoning Committee.

Respectfully submitted by the Iowa County Planning & Zoning Committee.

I, the undersigned Iowa County Clerk, hereby certify that the above Amendatory
Ordinance No. was _____ approved as recommended _____ approved with
amendment _____ denied as recommended _____ denied or _____ rereferred to the Iowa
County Planning & Zoning Committee by the Iowa County Board of Supervisors on
September 17, 2019. The effective date of this ordinance shall be **September 17, 2019**.

Greg Klusendorf
Iowa County Clerk

Date: _____



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Planning & Zoning Committee Recommendation Summary

Public Hearing Held on August 29, 2019

Zoning Hearing 3062

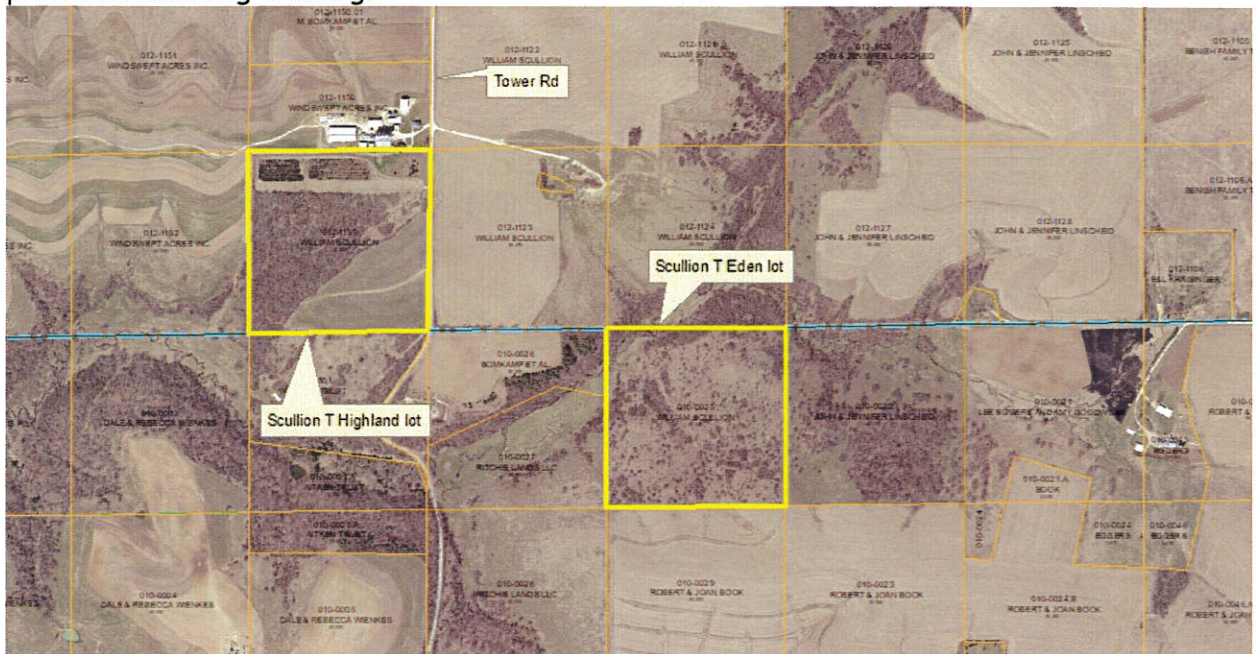
Recommendation: **Approval & Denial**

Applicant(s): John Scullion

Towns of Eden & Highland

Site Description: part of the NE/NW S10-T6N-R1E (Eden) & SE/SE S4-T6N-R1E (Highland) also affecting tax parcels 010-0025; 012-1153

Petition Summary: This is a request to rezone two separate "forties" on the same farm from A-1 Ag to RB-1 Rec Bus with a Conditional Use Permit for a hunting preserve with dog training.



Comments/Recommendations

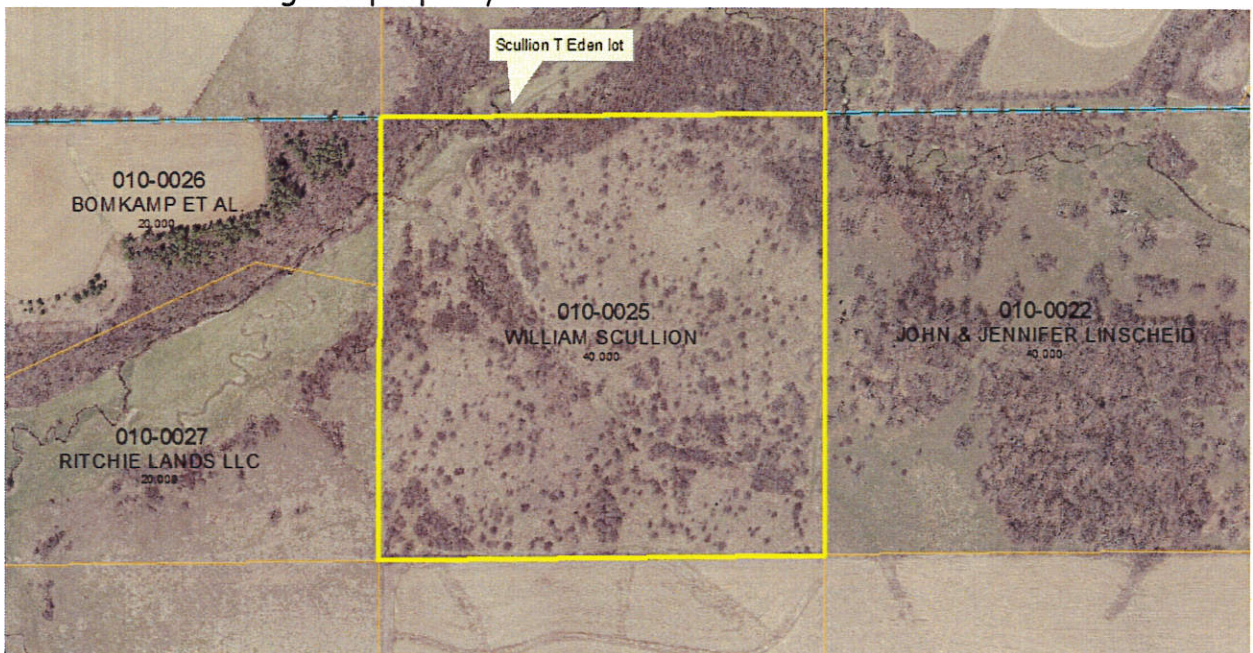
1. The applicant is applying for a Class B Bird Hunting Preserve License from the WDNR which would allow the in-season and off-season raising, release and hunting of game birds. The minimum licensed are

- is 40 acres of the entirety must be eligible for the legal discharge of a firearm.
2. Although hunting within an open WI game season is an allowed use in the A-1 district, the licensing of land as a hunting preserve requires the RB-1 district with a Conditional Use Permit. The reason is primarily because the frequency and scale of hunting can be much greater on licensed land versus unlicensed land.

Town Recommendation: The Town of Eden feels the proposal is consistent with its comprehensive plan and recommends approval. The Town of Highland does not feel the proposal is consistent with its comprehensive plan and is recommending denial due to safety concerns at this site and that Mr. Scullion has other land that may be better suited from a safety point.

Staff Recommendation: Staff recommends agrees with each of the Town approvals and has the following comments:

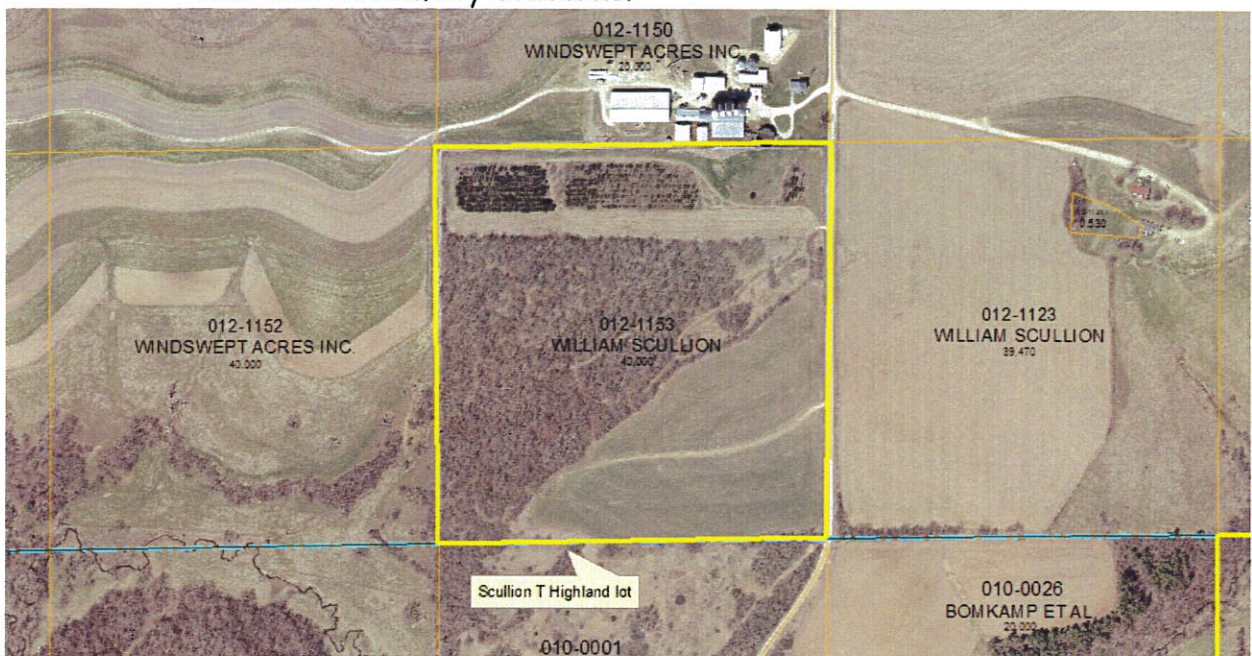
1. The CUP on the Eden site might consider the following conditions:
 - a) Appropriate signage be installed to prevent hunters from leaving the property



2. The Highland site:
 - a) The site currently does not meet the State licensing requirement of its entirety being eligible for the legal

discharge of a firearm because the NE corner is encumbered due to the proximity of the neighbor's house. State law prohibits the discharge of a firearm within 300 feet of a neighboring house. However, the application could be revised to include additional adjacent lands of the applicant in order to maintain the minimum 40-acre licensed are required by the State license.

- b) If the applicant is willing to revise the application to include additional land where the entirety is eligible for the legal discharge of a firearm, there may be conditions imposed to address the safety concerns.



Amendatory Ordinance No. 4-0919

To the Honorable Iowa County Board of Supervisors:

Whereas a petition for a land use change has been made by Steve and Cathy Lacy;

For land in the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 20 and N $\frac{1}{2}$ of the SW $\frac{1}{4}$ of Section 21, all in T7N-R2E in the Town of Highland; affecting tax parcels 012-0162.A, 012-0148, and 012-0163.01,

And, this petition is made to create two lots of 29.753 acres and 11.25 acres by rezoning from A-1 Agricultural to AR-1 Agricultural Residential;

Whereas notice of such petition has been properly advertised and notice has been given to the **Clerk of the Town of Highland** and the Town is recommending approval as it has been deemed to be consistent with the goals and intent of its adopted comprehensive plan,

Whereas a public hearing, designated as zoning hearing number **3061** was last held on **August 29, 2019** in accord with said notice, and said notice, and as a result of said hearing action has been taken by the Iowa County Planning & Zoning Committee to **approve** said petition with the condition that the associated certified survey map is duly recorded within 6 months.

Now therefore be it resolved that official county zoning map be amended as recommended by the Iowa County Planning and Zoning Committee.

Respectfully submitted by the Iowa County Planning & Zoning Committee.

I, the undersigned Iowa County Clerk, hereby certify that the above Amendatory Ordinance No. was _____ approved as recommended _____ approved with amendment _____ denied as recommended _____ denied or _____ rereferred to the Iowa County Planning & Zoning Committee by the Iowa County Board of Supervisors on **September 17, 2019**. The effective date of this ordinance shall be **September 17, 2019**.

Greg Klusendorf
Iowa County Clerk

Date: _____



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e-mail: scott.godfrey@iowacounty.org

Planning & Zoning Committee Recommendation Summary

Public Hearing Held on August 29, 2019

Zoning Hearing 3061

Recommendation: **Approval**

Applicant(s): Steve & Cathy Lacy

Town of Highland

Site Description: part of the NE/SE of S20 & N1/2 SW of S21-T7N-R2E also affecting tax parcels 012-0162.A; 0148; 0163.01

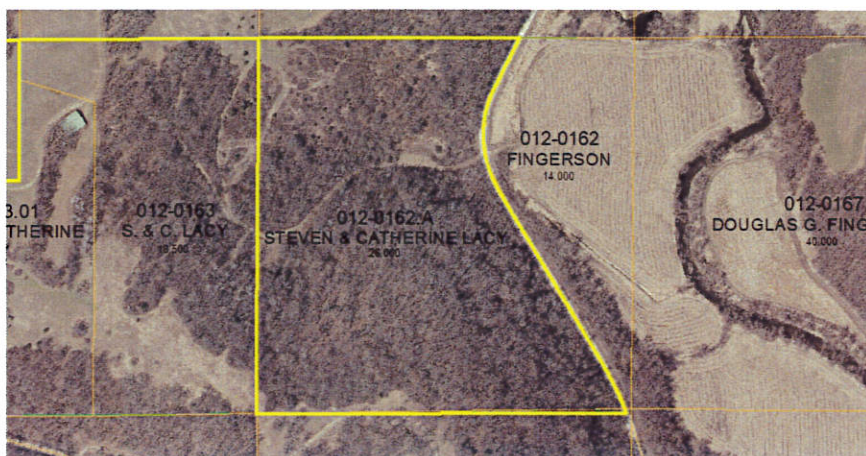
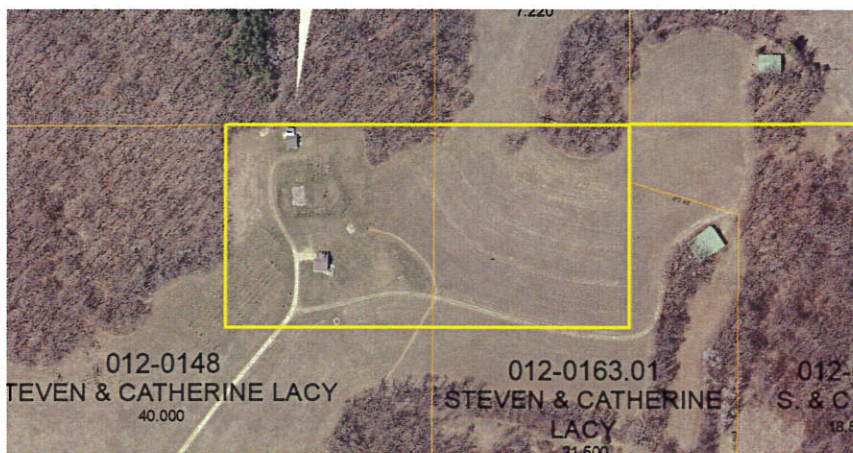
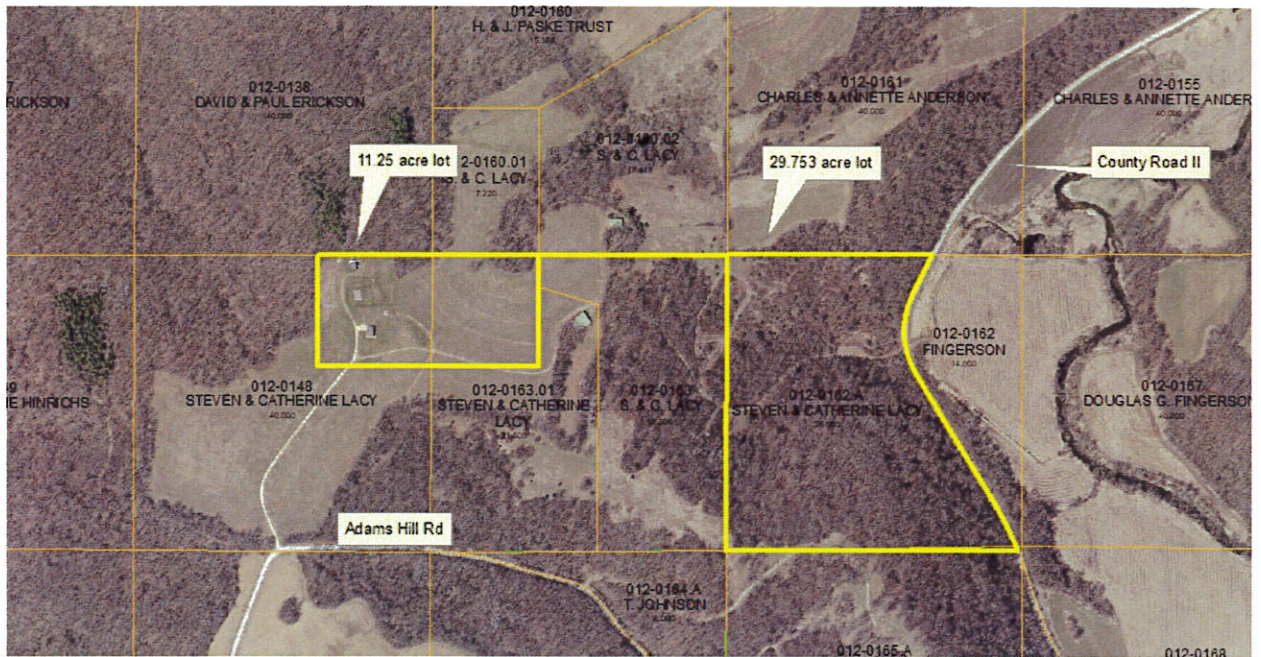
Petition Summary: This is a request to create two new lots of 29.753 & 11.25 acres by rezoning from A-1 Ag to AR-1 Ag Res

Comments/Recommendations

1. The A-1 district has a minimum 40-acre lot size, so the proposed 29.753 & 11.25 acre lots are being petitioned to be zoned AR-1 Ag Res
2. If approved, each lot would be eligible for one single family residence, accessory structures and limited ag uses, including up to 11 livestock type animals on the larger lot and 5 on the smaller.
3. The associated certified survey map has been submitted for formal review.

Town Recommendation: The Town of Highland feels the proposal is consistent with its comprehensive plan and recommends approval.

Staff Recommendation: Staff recommends approval with the condition that the associated certified survey map is duly recorded within 6 months of the County Board approval.



Amendatory Ordinance No. 5-0919

To the Honorable Iowa County Board of Supervisors:

Whereas a petition for a land use change has been made by Donald Miess;

For land in the SE ¼ of the NW ¼ of Section 19-T8N-R2E in the Town of Pulaski affecting tax parcel 022-0105.

And, this petition is made to create a 2.55-acre lot by rezoning from A-1 Agricultural and AR-1 Agricultural Residential to all AR-1 Agricultural Residential;

Whereas notice of such petition has been properly advertised and notice has been given to the **Clerk of the Town of Pulaski** and the Town is recommending approval as it has been deemed to be consistent with the goals and intent of its adopted comprehensive plan,

Whereas a public hearing, designated as zoning hearing number **3056** was last held on **August 29, 2019** in accord with said notice, and said notice, and as a result of said hearing action has been taken by the Iowa County Planning & Zoning Committee to **approve** said petition with the condition that the associated certified survey map be duly recorded within 6 months.

Now therefore be it resolved that official county zoning map be amended as recommended by the Iowa County Planning and Zoning Committee.

Respectfully submitted by the Iowa County Planning & Zoning Committee.

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Greg Klusendorf
Iowa County Clerk

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Planning & Zoning Committee Recommendation Summary

Public Hearing Held on August 29, 2019

Zoning Hearing 3056

Recommendation: **Approval**

Applicant(s): Donald Miess

Town of Pulaski

Site Description: part of the SE/NW of S19-T8N-R2E also affecting tax parcel 022-0105

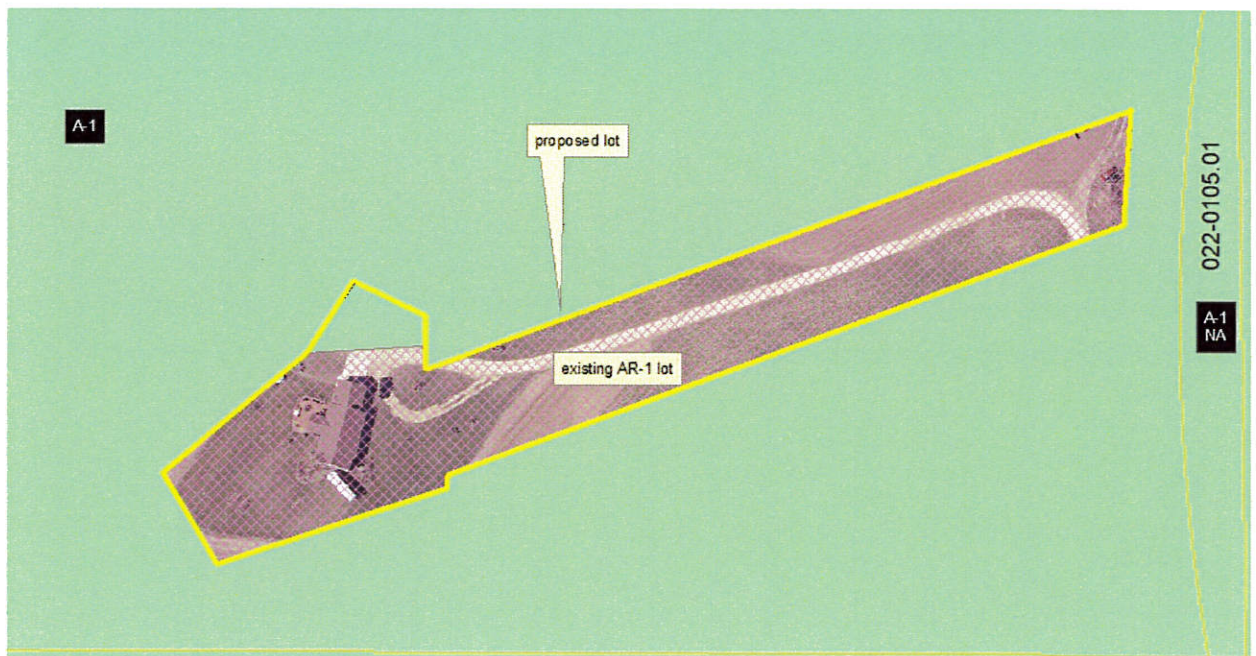
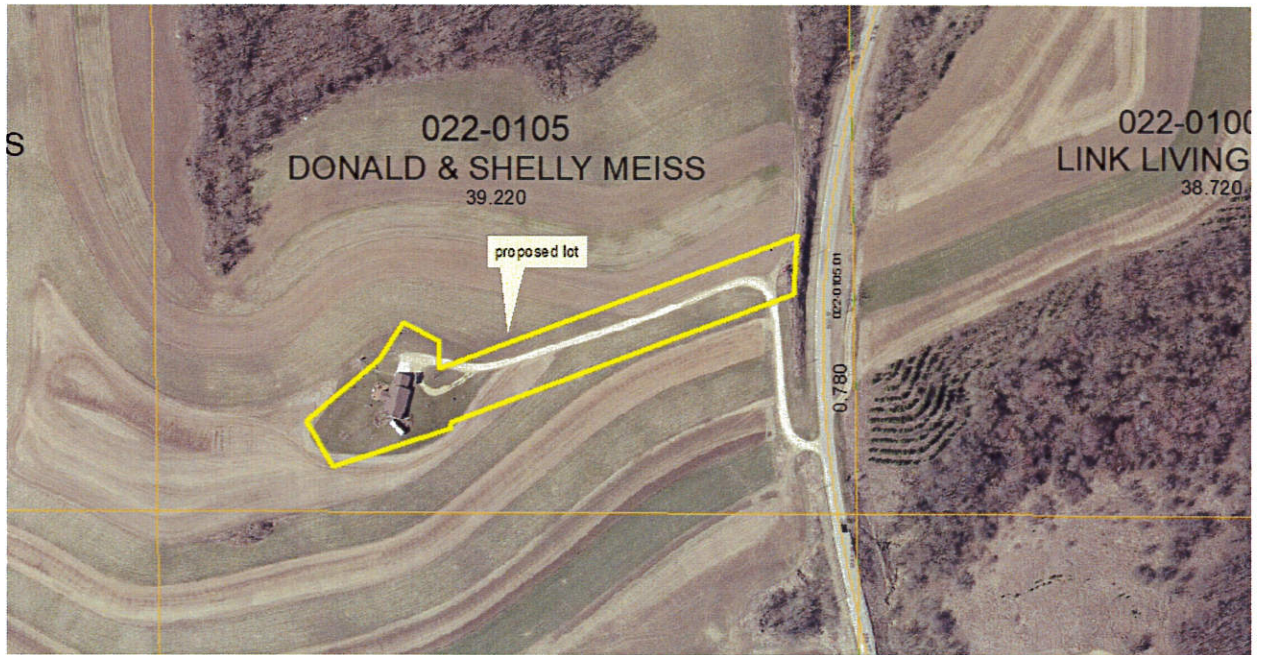
Petition Summary: This is a request to increase the size of an AR-1 lot in order to accommodate a proposed garage.

Comments/Recommendations

1. The existing AR-1 lot was approved in 2002. The applicant is now proposing to build a garage that will straddle the AR-1 lot line, so is proposing to enlarge the lot in order for the garage to be entirely on it.
2. The lot is proposed to be increased from 2.4 acres to 2.55 acres.
3. The preliminary certified survey map has not yet been submitted for formal review.

Town Recommendation: The Town of Pulaski feels the request is consistent with its comprehensive plan and recommends approval.

Staff Recommendation: Staff recommends approval with the condition that the associated certified survey map is duly recorded within 6 months of the County Board approving the zoning change.



Amendatory Ordinance No. 6-0919

To the Honorable Iowa County Board of Supervisors:

Whereas a petition for a land use change has been made by Kyle Thering;

For land in the SW1/4 of the SW ¼ of Section 6-T7N-R4E in the Town of Wyoming;
affecting tax parcel 028-0127.

**And, this petition is made to rezone 10 acres from A-1 Agricultural to AR-1
Agricultural Residential;**

Whereas notice of such petition has been properly advertised and notice has been given to the **Clerk of the Town of Wyoming** and the Town is recommending approval as it has been deemed to be consistent with the goals and intent of its adopted comprehensive plan,

Whereas a public hearing, designated as zoning hearing number **3055** was last held on **August 29, 2019** in accord with said notice, and said notice, and as a result of said hearing action has been taken by the Iowa County Planning & Zoning Committee to **approve** said petition.

Now therefore be it resolved that official county zoning map be amended as recommended by the Iowa County Planning and Zoning Committee.

Respectfully submitted by the Iowa County Planning & Zoning Committee.

I, the undersigned Iowa County Clerk, hereby certify that the above Amendatory Ordinance No. was _____ approved as recommended _____ approved with amendment _____ denied as recommended _____ denied or _____ rereferred to the Iowa County Planning & Zoning Committee by the Iowa County Board of Supervisors on **September 17, 2019**. The effective date of this ordinance shall be **September 17, 2019**.

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Planning & Zoning Committee Recommendation Summary

Public Hearing Held on August 29, 2019

Zoning Hearing 3055

Recommendation: **Approval**

Applicant(s): Kyle Thering

Town of Wyoming

Site Description: part of the SW/SW of S6-T7N-R4E also affecting tax parcel 028-0127

Petition Summary: This is a request to rezone an existing 10-acre nonconforming A-1 Ag lot to AR-1 Ag Res.

Comments/Recommendations

1. This lot is legal nonconforming due to existing at the time the minimum 40-acre lot size was enacted for the A-1 Ag district. As such, it does not meet the definition of a "farm" for the A-1 district. The State Farmland Preservation Law requires a Conditional Use Permit to allow a non-farm residence in the A-1 district. The applicant has instead opted to rezone to the AR-1 Ag Res district and thus not be subject to Farmland Preservation requirements.
2. If approved, the lot would be eligible for one single family residence, accessory structures and limited ag uses including up to 5 livestock type animal units.

Town Recommendation: The Town of Wyoming feels this is consistent with its comprehensive plan and is recommending approval.

Staff Recommendation: Staff recommends approval.



Iowa County

Manure Storage and Management

Ordinance

- 1-1 General Provisions
- 1-2 Definitions
- 1-3 Activities Subject to Regulation
- 1-4 Manure Storage Facilities Performance Standards and Prohibitions
- 1-5 Manure Storage Permits
- 1-6 Certificate of Use
- 1-7 Administration and Enforcement
- 1-8 Violations and Penalties
- 1-9 Appeals and Variances

SECTION 1-1: GENERAL PROVISIONS

- (1) **Authority.** This Ordinance is adopted under authority granted by sections 59.70, 59.02, 59.03, 92.15, and 92.16, Wisconsin Statutes (Stats.), and ss. ATCP 50.56, ATCP 51.12, and NR 151.05, Wisconsin Administrative Code (“Wis. Admin. Code”)
- (2) **Title.** This Ordinance shall be known as, referred to, and may be cited as the Iowa County Manure Storage and Management Ordinance and is hereinafter known as the Ordinance.
- (3) **Findings and Declaration of Policy.** The Iowa County Board of Supervisors finds that the following conditions may threaten the county’s natural and water resources, harm to the health, safety and welfare of people within the county, and adversely impact the property tax base of the county:
 - (a) New and substantially altered manure storage facilities that fail to meet performance and technical standards for proper design, construction and operation.
 - (b) Existing manure storage facilities that are not properly functioning and pose unreasonable risks related to structural failure and leakage.
 - (c) Existing manure storage facilities that overtop or are operated in a manner that creates an unreasonable risk of discharge to waters of the state.
 - (d) Existing manure storage facilities where no manure has been added or removed for a period of 24 months, and are not slated for future use.
 - (e) Management of manure including land application that fails to meet performance and technical standards for proper handling and land application of manure.
 - (f) Additional findings may be added.

The Iowa County Board of Supervisors further finds that the technical standards developed by the USDA Natural Resources Conservation Service (“NRCS”), and performance standards, prohibitions and conservation practices codified by Wisconsin Department of Agriculture, Trade, and Consumer Protection (“DATCP”) and Department of Natural Resources (“DNR”), if adopted by the Iowa County, provide effective, practical, and environmentally protective methods for storing and managing manure.

Iowa County Board of Supervisors further finds the regulation of activities identified in this chapter will protect and promote the county's agricultural industry; prevent pollution of

surface and ground water; protect the health, safety, and general welfare of the people and communities within the county; preserve the health of livestock, aquatic life and other animals and plants; advance the appropriate use of land and water conservation resources within the community; and protect the property tax base of county.

- (4) **Purpose.** The purpose of this Ordinance is to regulate the location, design, construction, installation, alteration, operation, maintenance, closure, and use of manure storage facilities; ensure the proper application of waste and manure from all storage facilities covered by this Ordinance, and prescribe performance standards and prohibitions related to manure and other agricultural management. It is also intended to provide for the administration and enforcement of the Ordinance and to provide penalties for its violation.
- (5) **Applicability.** The permit and other requirements in this Ordinance apply to all of the unincorporated areas of Iowa County.
- (6) **Interpretation.** In its interpretation and application, the provisions of this Ordinance shall be held to be minimum requirements and shall be liberally construed in favor of Iowa County, and shall not be deemed a limitation or repeal of any other power granted by the Wisconsin Statutes (Stats.). Unless a specific provision in this Ordinance seeks to apply requirements that are more stringent than state law, this Ordinance shall be interpreted to be consistent with chs. 92 and 281.16, Stats. and chs. ATCP 50 and NR 151, Wis. Admin. Code.
- (7) **Abrogation, Greater Restrictions, Severability and Repeal Clause.**
 - (a) Abrogation and Greater Restrictions. This Ordinance is not intended to repeal, annul, abrogate, impair or interfere with any existing covenants, deed restrictions, agreements, ordinances, rules, regulations or permits previously adopted or issued pursuant to law. However, wherever this Ordinance imposes greater restrictions, the provisions of this Ordinance shall govern.
 - (b) Severability. Each section, paragraph, sentence, clause, word and provision of this Ordinance is severable and if any portion shall be deemed unconstitutional or invalid for any reason, such decision shall not affect the remainder of the Ordinance nor any part thereof other than the portion affected by such decision.
- (8) **Effective Date.** This Ordinance shall become effective upon its adoption by the Iowa County Board of Supervisors and publication.

SECTION 1-2: DEFINITIONS

- (1) **“Agricultural Waste Management Field Handbook (AWMFH)”** is a manual that provides specific guidance for planning, designing, and managing systems where agricultural wastes are involved, as published by the United States Department of Agriculture (USDA) Natural Resources Conservation Service.
- (2) **“Applicant”** means any person who applies for a permit under this Ordinance
- (3) **“DATCP”** means Wisconsin Department of Agriculture, Trade and Consumer Protection.
- (4) **“Direct Conduits to Groundwater”** means wells, sinkholes, swallets, fractured bedrock at the surface, mine shafts, non-metallic mines, tile inlets discharging to groundwater, quarries, or depressional groundwater recharge areas over shallow fractured bedrock.
- (5) **“Direct Runoff”** has the meaning in NR 151.015(7), Wis. Admin. Code, which includes any of the following:
 - (a) Runoff from a feedlot that can be predicted to discharge a significant amount of pollutants to surface waters of the state or to a direct conduit to ground water.
 - (b) Runoff of stored manure, including manure leachate, that discharges a significant amount of pollutants to surface waters of the state or to a direct conduit to ground water.
 - (c) Construction of a manure storage facility in permeable soils or over fractured bedrock without a liner designed in accordance with s. NR 154.04(3), Wis. Admin. Code.
 - (d) The criteria in s. NR 151.055(3), Wis. Admin. Code, will be used to predict or determine if a discharge is significant.
- (6) **“Land Conservation Committee (LCC)”** is a committee made up of members of the Iowa County Board of Supervisors and others who, by authority from Chap. 92, Wis. Stats., determine policy and give direction for soil and water conservation activities, and provides direction for the Land Conservation Department (LCD).
- (7) **“Manure”** means livestock excreta and the following when intermingled with excreta in normal farming operations: debris including bedding, water, soil, hair, and feathers; processing derivatives including separated sand, separated manure solids, precipitated manure sludges, supernatants, digested liquids, composted bio solids, and process water;

and runoff collected from barnyards, animal lots, and feed storage areas.

- (8) **“Manure Storage Facility”** means one or more impoundments made by constructing an embankment, excavating a pit or dugout, or fabricating a structure specifically for the purpose of temporarily storing manure and related wastes. Included in this definition is stationary equipment and piping used to load or unload a manure storage structure if the equipment is specifically designed for that purpose and is an integral part of the facility, and specifically includes components to transfer waste from milking centers, runoff from barnyards, and leachate and contaminated runoff from feed storage.
- (9) **“Margin of Safety Level”** has the meaning given in s. NR 243.03(37), Wis. Admin. Code, which means the level in a liquid storage or containment facility that is vertically one foot below the lowest point of the top of the facility or structure
- (10) **“Natural Resources Conservation Service (NRCS)”** is an agency of the United States Department of Agriculture which, for purposes of this Ordinance, develops and maintains a technical guide with conservation practice standards and specifications, engineering manuals and handbooks, and other technical documentation related to manure storage facilities, nutrient management plans, and other technical matters covered by this Ordinance.
- (11) **“Navigable Water”** has the meaning given in s. 30.01(4m) Stats, which means any body of water which is navigable under the laws of this state.
- (12) **“Nutrient Management Plan”** means an annual written plan developed and to be implemented to ensure the proper application of manure and other nutrients to any field, including pastures. A nutrient management plan shall meet the requirements in sub. 1-5(6).
- (13) **“Overflow”** has the meaning given in s. NR 151.015 (15e), Wis. Admin. Code, which means discharge of manure to the environment resulting from flow over the brim of a facility or from flow directed onto the ground through man-made device including a pump or pipe.
- (14) **“Percent fines”** means the percentage of a given sample of soil which passes through a #200 (0.075mm) sieve.
- (15) **“Permit”** means the signed, written statement issued under this Ordinance authorizing the applicant to construct, install, reconstruct, extend, enlarge, substantially alter or close a manure storage facility, and to use or dispose of waste from the facility.

- (16) **“Permitting Authority”** means the Iowa County Land Conservation Department or Iowa County Office of Planning & Development who shall act in collaboration. The term “County” may be used in this Ordinance to represent the Permitting Authority.
- (17) **“Permittee”** means any person to whom a permit is issued under this Ordinance.
- (18) **“Person”** means any individual, corporation, partnership, joint venture, agency, unincorporated association, municipal corporation, county or state agency within Wisconsin, the federal government, or any combination thereof.
- (19) **“Safety Devices”** means devices, which are designed to protect humans and livestock from the hazards associated with a storage facility.
- (20) **“Significant discharge”** means a discharge of process waste that is determined as “significant” in accordance with the criteria in s. NR 151.055(3), Wis. Admin. Code.
- (21) **“Site that is susceptible to groundwater contamination”** has the meaning under NR 151.015(18) Wis. Admin. Code, which means any of the following:
- (a) An area within 250 feet of a private well.
 - (b) An area within 1000 feet of a municipal well.
 - (c) An area within 300 feet upslope or 100 feet downslope of a direct conduit to groundwater.
 - (d) A channel that flows to a direct conduit to groundwater.
 - (e) An area where the soil depth to groundwater or bedrock is less than 2 feet.
 - (f) An area where the soil does not exhibit one of the following characteristics:
 - 1. At least a 2-foot soil layer with 40% fines or greater above groundwater and bedrock.
 - 2. At least a 3-foot soil layer with 20% fines or greater above groundwater and bedrock.
 - 3. At least a 5-foot soil layer with 10% fines or greater above groundwater and bedrock.

- (22) **“Stop Work Order”** means an order to cease any activity in the operation or construction of an activity subject to regulation.
- (23) **“Substantially altered”** has the meaning in s. NR 151.015(20), Wis. Admin. Code, which means a change initiated by an owner or operator that results in a relocation of a structure or facility or significant changes to the size, depth or configuration of a structure or facility including:
- (a) Replacement of a liner in a manure storage structure.
 - (b) An increase in the volumetric capacity or area of a structure or facility by greater than 20%.
 - (c) A change in a structure or facility related to a change in livestock management from one species of livestock to another such as cattle to poultry.
- (24) **“Technical Guide”** means the document provided by NRCS at the time of application which contains technical data, including the standards referenced within this Ordinance to properly and safely locate, construct, install, alter, design, operate and maintain a storage facility.
- (25) **“Technical Standard 313”** is a practice standard within the Technical Guide that covers the proper location, design, construction, installation, alteration, operation and maintenance of a manure storage facility.
- (26) **“Technical Standard 360”** is a practice standard within the Technical Guide that covers decommissioning of facilities, and/or the rehabilitation of contaminated soil, in an environmentally safe manner, where agricultural waste has been handled, treated, and/or stored and is no longer used for the intended purpose.
- (27) **“Technical Standard 634”** is a practice standard within the Technical Guide that covers the design, material types and quality, and installation of components such as conduits, pumps, valves, and other structures or devices to transfer manure and waste from buildings and yards and other sources to storage, loading areas, crop fields and other destinations. The standard establishes the minimum acceptable requirements for design, construction, and operation of waste transfer system components.
- (28) **“Technical Standard 590”** is a practice standard within the Technical Guide that covers managing the amount, form, placement and timing of plant nutrients associated with organic wastes (manure and organic by-products), commercial fertilizers, legume crops and

crop residues.

- (29) **“Unconfined Manure Stack”** means a quantity of manure that is at least 175 cubic feet in volume and which covers the ground surface to a depth of at least 2 inches and is not confined within a manure storage facility, livestock housing facility or barnyard runoff control facility or covered or contained in a manner that prevents storm water access and direct runoff to surface water or leaching of pollutants to groundwater.
- (30) **“Unpermitted manure storage facility”** means a manure storage facility constructed, modified, or placed in use without first obtaining a permit, including facilities constructed before the first date of the adoption this ordinance, and may include an earthen structure or impoundment made with a concrete liner which fully or partially covers the bottom and/or the sidewalls of the impoundment.
- (31) **“Waste Transfer System”** means components such as pumps, pipes, conduits, valves, and other mechanisms installed to convey manure, leachate and contaminated runoff, and milking center wastes from livestock structures to a storage structure, loading area, or treatment area.
- (32) **“Water Pollution”** means contaminating or rendering unclean or impure the ground or surface waters of the state, or making the same injurious to public health, harmful for commercial or recreational use, or deleterious to fish, bird, animal, or plant life.
- (33) **“Water Quality Management Area”** or “WQMA” has the meaning in s. NR 151.015(24), Wis. Admin. Code, which means the area within 1,000 feet from the ordinary high water mark of navigable waters that consist of a lake, pond or flowage, except that, for a navigable water that is a glacial pothole lake, the term means the area within 1,000 feet from the high water mark of the lake; the area within 300 feet from the ordinary high water mark of navigable waters that consist of a river or stream; and a site that is susceptible to groundwater contamination, or that has the potential to be a direct conduit for contamination to reach groundwater.
- (34) **“Waters of the State”** is the meaning specified under s. 281.01(18), Stats, which includes those portions of Lake Michigan and Lake Superior within the boundaries of this state, and all lakes, bays, rivers, streams, springs, ponds, wells, impounding reservoirs, marshes, watercourses, drainage systems and other surface water or groundwater, natural or artificial, public or private, within this state or its jurisdiction.

SECTION 1-3: ACTIVITIES SUBJECT TO REGULATION

- (1) **Permit Requirements.** Any person who constructs, substantially alters, changes use of or closes a manure storage facility and related transfer systems, or who employs another person to do the same, shall be subject to the permit requirements of this Ordinance in Sec. 1-5.
- (2) **Performance Standards and Prohibitions.** Any person who owns or operates cropland or livestock facilities in this county is subject to the performance standards and prohibitions in Section 1-4, regardless of whether they received a permit under this Ordinance. This Ordinance incorporates by reference the definitions in chapters ATCP 50 and NR 151, Wis. Admin. Code, to the extent that they are not explicitly referenced herein.
- (3) **Safety Devices.** All manure storage facilities shall be equipped with safety devices including fences and warning signs intended to protect humans and livestock from the hazards associated with a such facilities. Safety devices shall be designed and installed as required by Technical Standard 313.
- (4) **Well, Road, and Property Line Setbacks.** A manure storage facility may not be located within 100 feet of any property line, or within 100 feet of the nearest point of any public road right-of-way, or within 250 feet of a well unless one of the following applies:
 - (a) The manure storage facility lawfully existed prior to the adoption of this ordinance. This paragraph does not authorize an expansion, toward a property line, public road right-of-way, or well of a manure storage facility that is located within 100 feet of that property line or public road right-of-way or 250 feet of that well.
 - (b) The manure storage facility is a single new facility constructed no closer to the relevant property line, public road right-of-way or well than a manure storage facility that lawfully existed on the same lot or parcel prior to the adoption of this ordinance, provided the new facility is no larger than the existing facility and is located within 50 feet of the existing facility.

The setback measurement shall be taken from the nearest point of the structure, including any embankment, to the nearest point of a property line, public road right-of-way, or well. The setback to a property line may be reduced if the affected neighboring landowner is in agreement and signs an affidavit stating the agreement and reduced setback distance. The affidavit must be recorded with the Register of Deeds.

SECTION 1-4: MANURE STORAGE FACILITIES PERFORMANCE STANDARDS AND PROHIBITIONS

- (1) Manure storage facilities constructed or substantially altered after October 1, 2002 shall be designed, constructed and maintained to minimize the risk of structural failure of the facility and minimize leakage of the facility in order to comply with groundwater standards.
 - (a) Storage facilities that are constructed or significantly altered shall be designed and operated to contain the additional volume of runoff and direct precipitation entering the facility as a result of a 25-year, 24-hour storm.
 - (b) A manure storage facility located in permeable soils or over fractured bedrock must be constructed with a liner designed in accordance with Technical Standard 313.
- (2) Closure of a manure storage facility shall occur when the farm where the storage facility is located ceases operation, or manure has not been added or removed from the storage facility for a period of 24 months. Manure storage facilities shall be closed in a manner that prevents future contamination of groundwater and surface waters, and shall conform to the permit and other requirements in this Ordinance.
- (3) The owner or operator may avoid closure of a facility as required under this section by demonstrating to the county that all of the following conditions are met:
 - (a) The facility is designed, constructed and maintained in accordance with this section.
 - (b) The facility is designed to store manure for a period of time longer than 24 months.
 - (c) Retention of the facility is warranted based on anticipated future use.
- (4) Manure storage facilities that pose an imminent threat to public health, fish and aquatic life, or groundwater shall be upgraded, replaced, or closed in accordance with this Ordinance.
- (5) Manure storage facilities constructed or substantially altered after October 1, 2002 may be required to comply with subs. (2) and (4) without cost-sharing.
- (6) Levels of materials in manure storage facilities may not exceed the margin of safety level.
- (7) **Manure management prohibitions:**
 - (a) A livestock operation shall have no overflow of manure storage facilities.

- (b) A livestock operation shall have no unconfined manure stack in a water quality management area.
 - (c) A livestock operation shall have no direct runoff from a feedlot or stored manure into the waters of the state.
 - (d) A livestock operation may not allow unlimited access by livestock to waters of the state in a location where high concentrations of animals prevent the maintenance of adequate sod or self-sustaining vegetative cover. Properly designed, installed and maintained livestock or farm equipment crossings are exempt.
- (8) All owners and operators of permitted manure storage facilities shall apply manure and nutrients to cropland according to a nutrient management plan prepared in compliance with ATPCP 50.04(3), Wis. Admin. Code.
- (9) **Cost-Sharing Required:** The County shall follow the requirements of chapters ATPCP 50 and NR 151, Wis. Admin. Code, to determine if a landowner of existing cropland or livestock facilities must receive a bona fide offer of cost-sharing to achieve compliance with a performance standard or prohibitions. The county shall do all of the following, notifying the landowner regarding its determinations:
- (a) Identify the specific areas where the landowner has failed to comply with the performance standards and prohibitions and the corrective actions the landowner must pursue to achieve compliance.
 - (b) Determine whether that farmland that is out of compliance is “existing cropland” or an “existing livestock facility.” If cropland or a livestock facility has been determined to be in compliance with a performance standard or prohibition, it no longer qualifies as an “existing” cropland or facility for cost-share purposes under that performance standard. If the cropland or facility later falls out of compliance with the performance standard, the landowner must restore compliance regardless of the availability of cost-sharing
 - (c) Determine whether cost-sharing is available following the requirements of ss. NR 151.09(4)(d) or NR151.095(5)(d), Wis. Admin. Code, when funding is provided under §. 281.65, Stats., and use ch. ATPCP 50, Wis. Admin. Code, to make this determination when funds are from any other source.

SECTION 1-5: MANURE STORAGE PERMITS

(1) **Permit Required.**

- (a) No person may do any of the following without obtaining a permit in accordance with this section:
 - 1. Construct a new manure storage facility or substantially alter an existing manure storage facility, including the construction or substantial alteration of waste transfer systems connected to a manure storage facility.
 - 2. Upgrade, repair or replace a manure storage facility that has been identified as posing an imminent threat to public health, fish and aquatic life, or groundwater under Sec. 1-4.
 - 3. Close an existing manure storage facility, including conversion of its use, regardless of whether the facility must be closed in accordance with Sec. 1-4.
- (b) Requirements of this Ordinance shall be in addition to any other legal requirements regulating animal waste. Specific exemptions to cost-share requirements apply to the issuance of permits. See ss. NR 151.095(5)(b)2. and ATCP 50.54(2)(b), Wis. Admin. Code. In the case of conflict, the most stringent provisions shall apply.
- (c) A person is in compliance with this section if he or she follows the application and other procedures specified in this section, receives a permit and approval from the County before beginning activities subject to regulation under this section, complies with the requirements of the permit and receives any required approvals or certifications from the county. The Permitting Authority may establish a timetable for the applicant to complete required activities to ensure compliance with requirements of this ordinance.

(2) **Exception to Permit Requirement.** A permit is not required for:

- (a) Routine maintenance of a manure storage facility, not including activities listed under section 1-5(1)(a) of this ordinance
- (b) Emergency equipment repairs of a manure storage facility, if the following conditions are met:
 - 1. All emergency repairs on a manure storage facility or transfer system which cause any disruption of the original construction of the storage facility shall be done so as to restore the storage facility to the original state, as determined by the technical standards set forth in sub. (6).
 - 2. Such repairs shall be further reported to the Permitting Authority within one (1) working day of the emergency for a determination on whether a permit will be required for any additional alteration or repair to the facility.

3. The Permitting Authority determination shall be rendered within three (3) working days of reporting.
- (3) **Fee.** All fees associated with this ordinance shall be established by County Board resolution.
- (4) **Manure Storage Facility Construction Plan and Nutrient Management Plan Required.** Each application for a permit under par. (1)(a) shall be on a form provided by the County and include plans for the storage facility (including transfer system) and the management of manure prepared in accordance with following requirements:
 - (a) A narrative of the general criteria required within Technical Standard 313, and of other applicable Technical Standards including management and site assessments. The narrative should include, but is not limited to:
 1. The number and type of animals for which storage is provided, the duration for which storage is to be provided, daily gallons and/or cubic feet of waste and manure produced, bedding type, and manure handling practices.
 2. A description and construction plan of the method of transferring animal waste into and from the facility.
 3. Soil test pit or boring logs and their locations with soil descriptions and test results. Soil test pit or boring criteria should follow Technical Standard 313 and characterize the subsurface (soils, saturation, and bedrock). This includes the elevation of redoximorphic features (mottling), gleyed soil and moisture condition.
 - (b) A general location map drawing of the site which shall include:
 1. The location of structures in relation to buildings, homes, property lines, roads, wells, karst features, public or private drainage ditches and creeks, flowages, rivers, streams, lakes, or wetlands within one thousand (1000) feet of the proposed facility or system.
 2. The scale of the drawing and the north arrow with the date the general location map was prepared.
 3. The location of any floodplains.
 - (c) Engineering design drawings of the manure storage facility or transfer system which shall include:
 1. Specific design components that shall comply with Technical Standard 313, and additional applicable Technical Standards such as 634.
 2. A recoverable benchmark(s) including elevation(s) expressed in feet and tenths.

3. The scale of the drawings and the north arrow. The engineering design drawing shall be drawn to a scale no smaller than one (1) inch equals one hundred (100) feet.
 4. The date the engineering design drawings were prepared.
- (d) The structural details, including but not limited to dimensions, cross-sections, concrete thickness, concrete joint design and placement, design loads, design computations, reinforcement schedules, thickness and placement of groundwater protection liners, and all material specifications.
 - (e) Provisions for adequate drainage and control of runoff to prevent pollution of surface water and groundwater.
 - (f) A construction site erosion control plan.
 - (g) Estimated start of construction and construction schedule.
 - (h) A safety plan that identifies hazards to animals and people in the production area, and design features to minimize those hazards.
 - (i) An operation and maintenance plan for installed practices.
 - (j) A nutrient management plan prepared in compliance requirements of this Ordinance, including sub. (6).
 - (k) Other additional information requested by the county to comply with this Ordinance.
- (5) **Manure Storage Closure Plan Required.** Each application for a closure permit under subsections (1)(a)3. shall be on form provided by the county and include a closure plan. The plan shall include:
- (a) A general location map drawing of the manure storage facility which shall include:
 1. The location of the manure storage facility in relation to buildings, homes, property lines, roads, wells, karst features, public or private drainage ditches and creeks, flowages, rivers, streams, lakes, or wetlands within one thousand (1000) feet of the existing facility.
 2. The scale of the drawing and an arrow indicating north.
 3. The date the general location map was prepared.

- (b) A description of the method and specifications in transferring manure into and from the manure storage facility to ensure proper closure of transfer systems.
- (c) Provisions to remove or permanently plug the manure transfer system serving the manure storage facility.
- (d) Provisions to remove and properly dispose of all accumulated manure in the manure facility in compliance with applicable Technical Standards.
- (e) For all waste impoundments, plan requirements and provisions shall be in compliance and consistent with applicable Technical Standards.
- (f) The manure storage facility may be converted to other uses, where it is demonstrated the conversion will not result in a degradation of ground and/or surface waters or be a threat to public health, safety or general welfare. Approval of the proposed use may be required under general zoning regulations.
- (g) Manure storage facility closures and conversions shall implement safety measures to ensure the protection of the public from hazardous conditions.
- (h) Any other additional information required by the County to protect water quality and achieve compliance with the requirements of this Ordinance.

(6) **Permit Standards**

- (a) Manure Storage Construction. Permit applications under sub (4) shall provide sufficient documentation to demonstrate that a new or substantially altered storage facility:
 - 1. Is designed in accordance with Technical Standard 313 and Technical Standard 634.
 - 2. Meets the performance standards in Sec. 1-4.
- (b) Manure Storage Closure. Permit applications under sub. (5) shall provide sufficient documentation to demonstrate that the plan for manure storage facility closure meets Technical Standard 360.
- (c) Manure and Nutrient Management. Nutrient management plans submitted under sub. (4) and sub. (5) shall comply with Technical Standard 590, s. ATCP 50.04 (3), Wis. Admin. Code, and s. NR 151.07, Wis. Admin. Code.

- (d) Other Standards. Other technical guides such as AWMFH or EFH may be used to evaluate compliance with the requirements of this Ordinance.
 - (e) Incorporation of Standards and Specifications. All standards and specifications are incorporated by reference and made part of this Ordinance. Any future amendment, revision or modification of the standards or specifications incorporated herein are made a part of this ordinance, unless the County specifically affirmatively acts to a different version. Copies of all applicable standards and specifications may be obtained from the Iowa County Land & Conservation Department or on Iowa County's website at www.iowacounty.org.
 - (f) Certification. All permit applications must include a certification provided by a qualified person that the designs and plans meet the technical standards and specifications in this subsection. A qualified person is someone who is either a Wisconsin licensed engineer, certified crop advisor, or technical service provider with state job approval authority.
 - (g) Variances. Variances from these standards and specifications can only be granted in accordance with sec. 1-9 of this Ordinance
- (7) **Review of Application.** All applications are to be submitted to the Office of Planning and Development. Said Office will determine the completeness of the applications. Within 45 calendar days after deeming the application complete, the Office shall inform the applicant in writing whether the permit application is approved or disapproved. If additional information is required, the Office shall so notify the permit applicant. The Office has thirty (30) calendar days from the receipt of the additional information in which to approve or disapprove the application. No construction may commence without the approval permit issued by the Office.
- (8) **Permit Approval Conditions.** All permits issued under this Ordinance shall be issued subject to the following conditions and requirements:
- (a) Facility and system design, construction, and closure shall be carried out in accordance with the approved plans and applicable standards.
 - (b) Permittees must obtain all required permits and authorizations before commencing construction activities.
 - (c) The permittee shall give five (5) working days written notice to the Iowa County Office of Planning and Development before starting any construction activity authorized by

the permit.

- (d) Approval in writing must be obtained from the Office of Planning and Development prior to making any changes or modifications to the approved plans and specifications.
 - (e) Following completion of construction and prior to use, practitioner Wisconsin licensed engineer, certified crop advisor, or technical service provider with state job approval authority and the permittee and, if applicable, the contractor, shall certify in writing that all facilities and systems were installed as planned, including as-built dimensions and changes or modifications as authorized per par. (8)(d) made during construction.
 - (f) The County shall provide onsite inspection and final approval (via a Certificate of Use) for all construction projects conducted under a permit issued under this Ordinance. To receive approval Certificate of Use, a manure storage facility must be fully constructed as designed including the marking of the maximum operating level and implementation of all safety devices.
 - (g) No permitted manure storage facility may receive manure until the County provides a Certificate of Use. No manure may be emptied from permitted manure storage facility until the County approves the nutrient management plan submitted by the applicant.
- (9) **Permit Expiration.** All activities authorized by a permit shall be completed within two (2) years from the date of issuance after which time such permit shall be void. No work shall commence or continue at a site where a permit has expired unless a new, subsequent permit has been applied for and issued.
- (10) **Permit Revocation.** In addition to any other actions authorized under this ordinance, the County may revoke any permit issued under this Ordinance if the holder of the permit has misrepresented any material fact in the permit application, plan or specification, or if the holder of the permit violates any of the conditions of the permit. The decision to revoke a permit may be appealed to the Board of Adjustment.

SECTION 1-6: CERTIFICATE OF USE

- (1) **Certificate Purpose.** The purpose of a Certificate of Use is to monitor and regulate the operation of a manure storage facility and adequacy of related nutrient management practices.
- (2) **Certificate Requirement.** No person may operate or use a manure storage facility permitted under this Ordinance unless the person has a valid Certificate of Use for the

storage facility or portion of the storage facility that is being operated or used.

- (3) **Issuance.** The County may issue a Certificate of Use upon the operator's compliance with conditions in Sec. 1-5(8) and the certificate shall remain in effect for as long as the manure storage facility is operated under the terms of the Certificate and this Ordinance.
- (4) **Operating Requirements.** The operator of a manure storage facility is in compliance with the Certificate of Use if the person does all of the following:
 - (a) Updates and follows an annual nutrient management plan that complies with requirements in this Ordinance and covers all manure from the manure storage facility subject to the Certificate of Use.
 - (b) Provides the most current DATCP 590 Nutrient Management Checklist by March 1st annually to the Land Conservation Department to document compliance with ordinance requirements. The Department may ask the operator to submit further documentation to substantiate an answer to one or more questions on the nutrient management checklist. The County may take appropriate action authorized by this Ordinance if the submitted documentation does not reasonably substantiate a checklist answer. Checklists may be obtained from the Land Conservation Department or the DATCP website.
 - (c) Properly operates the storage facility in accordance with performance standards and prohibitions in sec. 1-4 and consistent with the recommended operating methods as defined by the Technical Guide, AWMFH and EFH.
 - (d) Properly maintains the storage facility free from visible and serious damage, erosion, or deformities that would impair the facility's safety or function as determined by the Technical Guide, AWMFH, and the EFH.
 - (e) Properly maintains the safety devices.
 - (f) Provides the Land Conservation Department proof of compliance with the requirements in (4)(c) and (d) upon request and submits to periodic inspections of the storage facility with advance notice from the Department.
 - (g) Develops and implements a plan for closure of the manure storage facility when the operator ceases use of the facility or closure is required based on conditions specified in this ordinance.

- (h) The operating requirements shall remain with the facility regardless of property sale or transfer. In the event of a property sale or transfer, the new owner shall contact the Land Conservation Department to ensure compliance with the Certificate of Use.
- (5) **Certificate Revocation.** In addition to any other actions specified under this ordinance, the Permitting Authority may revoke a Certificate of Use if there is a misrepresentation of any material fact in the documents submitted in connection with the certificate use, a misrepresentation of any material fact in the nutrient management plan, a failure to submit required documentation or allow inspection, a condition that immediately threatens public health and safety, or for multiple or repeat violations of this ordinance. The operator will be immediately provided written notice of the revocation and the reasons for the revocation. No manure be added or removed from a manure storage facility whose certificate has been revoked.

SECTION 1-7: ADMINISTRATION AND ENFORCEMENT

- (1) **Delegation of Authority.** The Iowa County Board of Supervisors hereby designates the Land Conservation Department and Office of Planning & Development with the authority to administer and enforce this Ordinance.
- (2) **Administrative Duties.** The administration and enforcement of this Ordinance, shall entail:
 - (a) Keeping an accurate record of all permit applications, animal waste facility plans, nutrient management plans, permits issued, inspections made, and other official actions.
 - (b) Reviewing permit applications and issue permits in accordance with Section 1-5 of this Ordinance.
 - (c) Conducting, or cause to conduct, inspections of manure storage facilities to determine if the facility construction, closure or operation meet the requirements of this Ordinance.
 - (d) Conducting, or cause to conduct, reviews of the nutrient management plans.
 - (e) Implementing the performance standards and prohibitions in accordance with Section 1-4 of this Ordinance.

- (f) Reviewing certificate applications and issuing Certificates of Use in accordance with Section 1-6 of this Ordinance.
 - (g) Investigating complaints relating to compliance with the requirements of this Ordinance and act upon the findings in accordance with provisions of this Ordinance.
 - (h) Performing other duties as specified in this Ordinance.
- (3) **Inspection Authority.** The Permitting Authority or its representative, is authorized to enter upon any lands affected by this Ordinance to inspect the land, and request records to determine compliance with this Ordinance including inspection of sites prior to or after the issuance of a permit or certificate, and sites with unpermitted manure storage facilities. See s. 92.07(14), Stats. If permission cannot be received from the applicant or permittee, entry by the Permitting Authority or its representative may proceed in accordance with s. 66.0119, Stats., to obtain a special inspection warrant. Refusal to grant permission to enter lands affected by this Ordinance for purposes of inspection shall be grounds for permit or Certificate of Use denial or revocation. The county may take any action authorized by this Ordinance to enforce this right of inspection.
- (4) **Enforcement Authority.** In addition to the authority to revoke permits and certificates specified in this Ordinance, the Permitting Authority is authorized to issue Stop Work Orders for development that has started without a required permit or approval. Notice is given by mailing a copy of the order or delivering it in person to the person whose activity is in violation of this Ordinance. The order shall specify that the activity must cease immediately or be brought into compliance within a period of time agreed upon by the Permitting Authority.

Any permit revocation or order stopping work shall remain in effect unless retracted by the appropriate authority (e.g., Board of Adjustment, Land Conservation Committee, or a court of general jurisdiction); or until the activity is brought into compliance with this Ordinance.

Where an after-the-fact permit is required in order to bring the activity into compliance, there may be an additional fee as established by County Board resolution.

- (5) **Abatement Order Authority.** The Permitting Authority may issue an order to abate any violation of this Ordinance with proper authorization. In the event an offense is not abated as ordered, the county may take such action as is necessary to abate the offense and the cost of such abatement will become a lien upon the person's property and may be collected in the same manner as other taxes.

- (6) Failure of the permit holder to resolve the issues for which a stop work order is issued, or to seek compliance in the case of a violation, may result in an enforcement action including, but not limited to, the issuance of a citation or referring the matter to the Iowa County Corporation Counsel.
- (7) **Other Lawful Remedies.** Nothing in this section may be construed to prevent the County from using any other lawful means to enforce this Ordinance.

SECTION 1-8: VIOLATIONS AND PENALTIES

- (1) It is unlawful for a person to violate any provision of this Ordinance or any condition contained in a permit or certificate issued pursuant to this Ordinance.
- (2) It is unlawful for any person to knowingly provide false information, make a false statement, or misrepresent or fail to provide any material fact to a county agent, board, commission, committee, department, employee, officer, or official acting in an official capacity under this Ordinance.
- (3) It is unlawful for a person to disobey; fail, neglect, or refuse to comply with; or otherwise resist an order issued pursuant to this Ordinance.
- (4) A separate offense is deemed committed on each day that a violation occurs or continues.

SECTION 1-9: APPEALS AND VARIANCES

- (1) **Appeals**
 - (a) An appeal may be made to the Iowa County Board of Adjustment of any order, requirement, decision, or determination by the Permitting Authority in administering this Ordinance.
 - (b) Any person having a substantial interest, which is adversely affected by the order, requirement, decision, or determination made under this ordinance may file an appeal.
 - (c) All appeals shall specify written evidence and the reason for the request, including which requirements from this Ordinance are involved.
 - (d) The Board of Adjustment shall consider an appeal as outlined in Section 10.0 of the Iowa County Zoning Ordinance.
- (2) **Variances**

- (a) The Land Conservation Committee may consider an appeal for a variance from the requirements of this ordinance.
- (b) A variance shall:
 - 1. Be consistent with the spirit and purpose of this ordinance.
 - 2. Be based on unique circumstances and not to the general conditions of the area.
 - 3. Not be granted for a self-created hardship.
 - 4. Not permit an activity or practice that may fail structurally or otherwise and cause significant water pollution or other off-site impacts.
 - 5. Not be granted if the variance will result in an outcome that is contrary to the public interest and be damaging to the rights of other persons.
 - 6. Not be granted solely on the basis of economic gain or loss.
 - 7. Not be granted solely on the fact that certain conditions existed prior to the effective date of the ordinance
- (c) No variance from the standards in Technical Guide may be approved unless the county receives a variance or waiver from the technical standards through the NRCS or other qualified engineering authority. If public funds are involved, this may be a program requirement.
- (d) No variance from the performance standards and prohibitions in sec. 1-4 may be granted unless the County complies with the variance requirements specified in s. NR 151.097, Wis. Admin. Code, and receives approval from the Department of Natural Resources. Requests for a variance shall be made in writing and shall provide information documenting the following:
 - 1. Compliance with the performance standard or technical standard is not feasible due to site conditions.
 - 2. The landowner or operator will implement best management practices or other corrective measures that ensure a level of pollution control that will achieve a level of water quality protection comparable to that afforded by the performance standards in ch. NR 151, Wis. Admin. Code.
 - 3. The landowner or operator or their agents or assigns did not create the conditions for which the variance is requested.

Resolution No. 7-0919

WHEREAS, the current Highway Access Ordinance was created on February 16, 2010 and amended on August 8, 2015 and December 18, 2018;

WHEREAS, since the time of its' adoption and subsequent amendment(s) there have been instances related to requests for variances for access locations due to the spacing siting criteria, disagreement between adjoining landowners of access rights and ownership of grandfathered and proposed driveway accesses, and claims for damages involving the County with regards to grandfathered and adjoining driveways;

WHEREAS, the previous verbiage within section 5 subsection (d) Accessing Spacing and Frequency in some instances caused undue hardship on property owners by requiring a landowner to coordinate driveways with their neighboring parcels some of which consist of a grandfathered accesses; whereby the ability to site the location of a driveway access for a parcel lies with the cooperation of the adjoining landowner which in some instances restricted access to parcels and thereby limited the use thereof the parcel / property;

WHEREAS, the Highway Access Ordinance was established to create uniform, concise, and consistent guidance for the control of ingress/egress to/from private entrances to the County Trunk Highway system by regulating the location of accesses for the purposes of safe ingress/egress to or from properties to the County Trunk Highway system and not as a limitation on development or improvement of properties;

WHEREAS, the Iowa County Public Works Committee held a meeting on September 9, 2019 and reviewed issues surrounding driveway access requests for adjoining properties, grandfathered accesses, previously permitted existing accesses, and proposed driveway accesses regarding use of property, use of driveways, and the Spacing and Frequency requirements thereof;

WHEREAS, said Committee is recommending adoption of an amendment to Section 5 sub-section d) of the Highway Access Ordinance with regards to Spacing and Frequency for accesses;

NOW THEREFORE BE IT RESOLVED THAT the Iowa County Board of Supervisors adopt the proposed changes for section 5 subsection d) which shall be incorporated into the Ordinance by amendment within subpart (3):

3) Remove the verbiage with regards to applicant requirements for notification of their neighbors, obtaining an agreement for a shared access, or receiving a waiver of rights from their neighbor regarding future use of an access.

And to create verbiage within 3) establishing situations and criteria allowing for the installation of a driveway access at less than the recommended horizontal spacing distance criteria provided, given certain parcel restraints;

- a. If reasonably possible given other site considerations including topography and the required sight and stopping distances; highway driveway accesses shall be shared at the property line with an adjacent parcel. In the instance of installing a shared contiguous access drive; each driveway shall be considered individually, require a permit, and shall meet the requirements of Section 5 (f) Design Standards of this Ordinance with exception to Existing Driveways as defined in Section 5 (a).
- b. If an applicant does not request a shared property line access and the width of the parcel is less than the minimum horizontal spacing distance listed above, such that a highway access cannot be installed and meet the offset distances listed above; the access shall be placed to be in compliance with the required sight and stopping distances while maintaining the largest horizontal spacing distance possible given the constraints of the width of the parcel.
- c. Otherwise, the access location shall meet the horizontal spacing dimensions listed above and be situated where topography sight and stopping distance criteria can be met.

Adopted this _____ day of _____, 2019.

IOWA COUNTY

**HIGHWAY ACCESS CONTROL
ORDINANCE**

Adopted on 02/16/2010

Adopted as amended 08/18/2015

[Adopted Draft as Amended-Amendment 124/1829/2018](#)

[Draft of Amendments 09-09-2019](#)

Highway Access Control

Section 1 Title and Purpose

(a) Title

This ordinance shall be known, cited and referred to as:
THE IOWA COUNTY HIGHWAY ACCESS CONTROL ORDINANCE.

(b) Purpose

This Ordinance shall be established to create uniform, concise, and consistent guidance for the control of ingress/egress access to/from the County Trunk Highway System.

Section 2 Authorization, Jurisdiction and Severability

(a) Statutory Authorization

This ordinance is established by the provisions set forth in Section 86.07(2) of the State of Wisconsin Statutes and Chapter TRANS205 and TRANS231 of the Wisconsin Administrative Code.

(b) Jurisdiction

This Ordinance shall have jurisdiction over all existing or proposed accesses to County Highways within Iowa County. Standards set forth by this Ordinance apply only within the right-of-way of County Highways. Townships regulate construction of driveways beyond the right of way line. Landowners should contact their township clerk to determine what additional requirements may exist in the respective townships.

(c) Severability

Should any section, clause, provision or portion of this Ordinance be adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of this Ordinance shall not be affected thereby.

Section 3 Definitions

For the purpose of simplicity, the following terms shall be applied as indicated throughout this ordinance.

(a) **General**

- (1) The present tense includes the future tense and the singular tense includes the plural.
- (2) The word “shall” is mandatory; the word “may/should” is permissive.
- (3) The words “used” or “occupied” also mean intended, designed or arranged to be used or occupied.
- (4) The word “person” includes any individual, firm, association, joint stock association, organization, partnership, limited, trust, body politic, governmental agency, company, corporation and includes any trustee, receiver, assignee, or other representative thereof.
- (5) All distances unless otherwise stated shall be measured in the horizontal direction.

(b) **Definitions**

ACCESS – Driveway or road access point for any motorized/non-motorized Vehicle, except for State of Wisconsin funded snowmobile trails.

ACCESS PERMIT – A permit from the Iowa County Highway and Transportation Department granting access onto a CTH.

ADT – Average Daily Traffic generated on a given road or highway.

ALTER, MODIFY, RECONSTRUCT – To change the slope, location, length, width, access point, to completely remove and rebuild in whole or in part, or to conduct any similar activity with regard to an access.

COUNTY HIGHWAY – Any segment of a road under the jurisdictional maintenance authority of the Iowa County Highway Department.

DRIVEWAY – Any access for motorized/non-motorized vehicles to one or two parcels.

HIGH HAZARD POTENTIAL – shall be a phrase utilized for driveway access locations which contribute to traffic accidents or accident history as a result of its physical location and restrictions in visibility due to terrain, highway construction, or other geographical features. May also be utilized

for driveway access locations which do not meet adequate stopping sight distance criteria for visibility.

HIGHWAY COMMISSIONER – Iowa County Highway Commissioner or his/her designee

LANDOWNER – shall be the person(s) whom have legal possession of or legal access to; via an easement or other legal document, the land abutting, adjoining, and contiguous to the County highway Right-of-Way.

LIMITED ACCESS HIGHWAY – Highways (or segments of highways) on which access is provided with entrance and exit ramps (US Hwy 151).

PARCEL – The area of land within the property lines of a given piece of property.

ROAD – Any road, street, alley, expressway, highway, avenue, parkway, lane, drive, boulevard, circle, bypass or other pathways intended for the use of motorized/non-motorized vehicles to obtain access to more than two parcels.

ROUTINE MAINTENANCE – Regular or customary maintenance activity for an access point, to include; for example, snow removal, mowing, and addition/grading of gravel for gravel driveways or road access points so long as the slope, location, length, width, or type of surface material of the driveway or access point is not substantially altered.

RURAL Highway – Any County Highway with a 55 M.P.H. speed limit.

SEMI-URBAN Highway– Any County Highway outside of the municipal boundaries of a city or village with a speed limit below 55 M.P.H.

URBAN Highway – Any County Highway within the municipal boundaries of a city, village, or township with a speed limit below 36 M.P.H.

Section 4 Permit Required

No access subject to this Ordinance shall be installed, altered, changed, replaced or extended until an application for an access permit has been approved by the Iowa County Highway Commissioner or his/her designee. Application forms and information can be obtained from the Iowa County Highway Department.

Section 5 Regulations

a) Existing Access

An access that existed prior to the adoption or amendment of this ordinance may be continued to be used although it does not meet the standards of this Ordinance. However, except for routine maintenance; any act to alter, modify or reconstruct the access or a change in the nature of its use shall require full compliance with this Ordinance. It is the responsibility of the applicant to provide adequate evidence of an existing access to the Highway Commissioner.

When an existing access is identified as causing damage to the highway or shoulder, the lack of maintenance thereof causes drainage issues or obstructions to the county right-of-way, or the lack of maintenance thereof is leading to erosion of surface materials and deposits onto the county highway; the Highway Commissioner may deem the access as deficient and issue a written Notice of Deficiency and Order for Remediation. In cases of excessive surface erosion onto the highway system, the Highway Commissioner may order the landowner to pave the access portion within the right-of-way. Any access improved in response to a Notice of Deficiency and Order for Remediation shall comply with these Ordinance requirements and be required to obtain a permit.

When an existing access creates a high hazard potential; either due to accident history or sight visibility concerns, the Highway Commissioner is hereby authorized to declare it closed provided a new access can be provided that will serve the same purpose of the existing, in a location that is deemed a lower hazard potential. The landowner shall relocate said access to be in compliance with these Ordinance requirements, and obtain a permit. In any case, a high hazard potential access shall be encouraged to be discontinued as soon as practicable.

b) Vacated access

If the Highway Commissioner considers the use of an existing access to have been discontinued to the point where it is not being properly maintained, the Highway Commissioner shall notify the owner that the access is to be brought into proper condition or it will be considered vacated. The Notice from the Highway Commissioner shall identify what work must be completed to bring the access into proper condition and the timeframe within which that work must be completed. If the requirements of the Notice are not timely satisfied and the Highway Commissioner deems the access as vacated, the landowner will be required to obtain a permit and be subject to the regulations of this Ordinance as a request for new access, including relocation if necessary. And, the access will no longer be considered an existing access.

c) Access to Highway

1. Entrance upon or departure from a County Highway shall be prohibited except at locations specifically designated by this section. No road shall be opened into or connected with any County Highway, under this section or converted from one use of access to another use of access without an access permit.
2. Access permits onto a County Highway shall only be granted to a landowner as defined in Section 3 of this Ordinance.
3. The permit applicant shall state the purposes for the type of access to be requested as one of the following, which shall set forth the requirements for construction or improvement;
 - a. TYPE A – AGRICULTURAL RESIDENTIAL OR RESIDENTIAL – access to one or two agricultural-residential or residential parcels. Agricultural-residential zoned properties which are also utilized as an agricultural equipment access point should be applied for as a Type B agricultural/field access.
 - b. TYPE B – AGRICULTURAL/FIELD – access for the primary purpose of agricultural equipment access to/from agricultural or horticultural field parcels or homesteads.
 - c. TYPE C – COMMERCIAL – access to residential parcels with 3 to 20 units or less or commercial/industrial land-use zoning with 25,000 square feet or less of improvements

- d. TYPE D – INDUSTRIAL – access to residential parcels of 20+ units and commercial or industrial parcels with 25,000 square feet or more of improvements.

d) Access Spacing and Frequency

- (1) No more than six (6) accesses for agricultural use shall be allowed along the same side of a County Highway within a linear mile for any single property owner.
- (2) Only one access for residential use shall be allowed per a given residence. In the event where a second access for a U-shaped driveway is proposed, the minimum access spacing listed in (6) shall be met.
- (3) When a landowner requests an access to be installed within the minimum horizontal spacing distance from the property line as measured at the Highway centerline to be less than :

300 feet for a Rural County Highway

150 feet for a Semi-urban County Highway

100 feet for an urban County Highway.

a. If reasonably possible given other site considerations including topography and the required sight and stopping distances; access driveways shall be shared at the property line with an adjacent parcel. In the instance of installing a shared access drive, each driveway shall require a permit and shall meet the requirements of Section (f) Design Standards of this Ordinance with exception to Existing Driveways as defined in Section (a).

b. If the width of the parcel is less than the minimum horizontal spacing distance listed above such that a drive cannot be installed and meet the offset distances listed; the drive shall be placed to be in compliance with the required sight and stopping distances while maintaining the largest horizontal spacing distance possible.

c. Otherwise, the drive location shall meet the horizontal spacing dimensions listed above and sited where sight and stopping distances criteria can be met.

~~The applicant shall notify the adjacent landowner for concurrence on the proposed driveway location, obtain an agreement to a shared access installation at the property line; or receive a waiver of their rights for a future access within the dimensions outlined in subsection (6) below.~~

- (4) The number of accesses for commercial and/or industrial use shall be commensurate with the demonstrated need and suitable for the anticipated traffic conditions.
- (5) When there is an option between granting an access to more than one road for a given property, the road with the lowest average daily traffic and hazard potential shall be favored.
- (6) The minimum horizontal distance between accesses along the same side of a County Highway as measured at the centerline shall be:
 - 300 feet for a Rural County Highway
 - 150 feet for a Semi-urban County Highway
 - 100 feet for an Urban County Highway
- (7) The minimum distance that an access shall be from the intersection of a public road with a County Highway, as measured to the centerline of the intersecting public roads, shall be:
 - 600 feet for a Rural County Highway
 - 450 feet for Semi-urban County Highway
 - 250 feet for an Urban County HighwayWhere possible, roads should not be staggered, creating “T” intersections, but connect with another road on the other side of the highway.
- (8) Safety shall not be interfered with due to access locations near hills, curves, or other locations; which may not be in clear and apparent view of on-coming traffic.

e) Paved Apron

Access onto a County Highway may require a paved apron within the right-of-way of the County Highway, at the owner's expense, in instances when usage or drainage warrants as may be determined by the County Highway Commissioner.

f) Design Standards

Accesses within the County Highway right-of-way must comply with the following design standards:

- (1) CULVERTS, when required, must be at least 30 feet in length plus apron end walls, placed at a depth of at least 1 foot under the surface of the access, be a minimum of 15 inches (38.1 cm) or equivalent in diameter or as large as determined necessary for adequate drainage by the County Highway Commissioner, be at least 10 feet (3.048 m) from the end of the nearest culvert, and be constructed of corrugated metal or concrete, with apron end walls.

Polyethylene, Polypropylene, or Plastic pipe and/or apron end walls shall not be allowed.

- (2) ACCESS HEIGHT at the point of the culvert shall be equal to or lower than the level of the outside edge of the County Highway shoulder.
- (3) SLOPES to the side of the access shall not be steeper than 4 to 1 (25 percent desirable) or that of the embankment of the existing County Highway, whichever is less.
- (4) RETAINING WALLS, STONE WALLS, ETC. shall not be allowed on driveways within right-of-way.
- (5) ANY PAVEMENT surface or combination of base coarse aggregate, asphalt, or concrete shall be a minimum thickness as specified in (12). Any pavement of access shall consist of asphalt or be similar in material to the adjoining County Highway surface (concrete shall only be allowed if the adjoining County Highway surface is concrete) to a minimum distance of 5 feet from the outside edge of the existing paved portion of the highway.
- (6) ANY PAVEMENT in the right-of-way, whether new, resurface, or replacement may be required to be replaced at the owner's expense when it causes a safety or drainage problem, as deemed necessary by the Highway Commissioner.
- (7) CROWNING of access shall be provided with a minimum pitch of 2 percent towards the side of the access. Ditches may have to be created along the driveway to accommodate runoff from the driveway entrance to control and preclude runoff entry onto the county highway.
- (8) CURB AND GUTTER shall not be allowed within the County Highway right-of-way for private accesses; except for type C or D accesses as approved on a case by case basis.
- (9) ANGLE of a driveway shall be as close to 90 degrees with the center-line of the County Highway as possible, but not less than 75 degrees.
- (10) FACING ACCESS on opposite sides of a County Highway shall be located directly opposite each other whenever possible.
- (11) SHARED ACCESS is encouraged to minimize the number of access points and interruption of traffic flow.

(12) TYPE OF DRIVEWAY ACCESS being requested shall be specified by the landowner/applicant based on the following criterion:

1. TYPE "A" ACCESS: PRIVATE DRIVEWAYS with access to one or two zoned agricultural-residential or residential parcels must have a minimum driveway width of 12 ft. (3.6575 m) as measured at the right-of-way line and a return radius of 20 feet (6,096 m). The driveway surface shall be a minimum of 12-inches of thickness. Owner shall determine the thickness of desired paved surface, if so desired at the location. The paved surface may be asphalt, concrete, or other non-porous materials in compliance with this ordinance. For concrete surface driveways, a minimum of 6-inches of base coarse shall be installed as a sub-material. For asphaltic pavement surfaces, a minimum of 8-inches of $\frac{3}{4}$ -inch or 1-1/4 -inch crushed aggregate base coarse shall be installed under the asphaltic surface. For unpaved entrances, there shall be a minimum of 6-inches of nominal 3-inch to 6-inch breaker run and 6 inches of $\frac{3}{4}$ -inch or 1-1/4-inch dense crushed aggregate base coarse. Sand or existing bedrock may be utilized to meet the breaker run requirements specified herein, if part of the natural geology of the location.(see drawing attached hereto).
- b. Type "B" ACCESS standards (see diagram attached hereto) must be used for agricultural equipment access parcels or field entrances to agricultural parcels or agricultural-residential parcels or homestead access, must have a minimum driveway width of 16 ft. (4.8767m or greater) as measured at the right-of-way line, and a return radius as illustrated in the drawings attached hereto for Type B driveways. Owner shall determine overall thickness of base coarse based upon the size of equipment utilizing the access, it is recommended to follow the NRCS and FHWA guidance on base coarse design for agricultural equipment. As a minimum, the drive shall consist of 12-inches of nominal 6-inch breaker run and 8-inches of nominal $\frac{3}{4}$ -inch crushed aggregate base coarse or 1-1/4-inch crushed dense aggregate base coarse within the right-of-way. Sand or existing bedrock may be utilized to meet the

- breaker run requirements specified herein, if part fo the natural geology of the location.
- c. TYPE "C" ACCESS standards (see diagram attached hereto) must be used for residential parcels with 3-20 units and commercial or industrial parcels with up to 25,000 square feet of improvements (2,322.5 sq. m), must have a minimum driveway width of 22 ft or more (6.705m or greater), and radii as illustrated in the drawings attached hereto for Type C driveways. As a minimum non-paved accesses shall consist of 6-inches of nominal 6-inch breaker run and 8-inches of nominal $\frac{3}{4}$ -inch or 1-1/4-inch dense base coarse aggregate. Accesses which contribute 101 ingress/egress uses per day or more shall have a paved surface.
 - d. TYPE "D" ACCESS standards (see diagram attached hereto) must be used for residential parcels with over 20 units and commercial or industrial parcels over 25,000 square feet of improvements (2,322.5 sq. m), must have a minimum driveway width of 22 ft. or more (6.705m or greater), and return radii as illustrated in the drawings attached hereto for Type D driveways. As a minimum non-paved accesses shall consist of 6-inches of nominal 6-inch breaker run and 8-inches of nominal $\frac{3}{4}$ -inch or 1-1/4-inch dense base coarse aggregate. Accesses which contribute to 101 ingress/egress uses or more shall have a paved surface. BYPASS LANE is required where the ADT of the County Highway the access enters onto is 2500 or more for type C access and 1000 or more for type D access.
- (13) TURNAROUNDS should be provided on the property so that vehicles do not back out onto a County Highway.
 - (14) EXISTING CTH PROPERTY including road surfaces, curbs, shoulders, slopes, ditches and vegetation shall be restored to its original condition.
 - (15) VISION CORNERS must be free of all obstructions at each access point in accordance with the applicable Vision Corner diagram attached hereto. Driveway vision corners are to be measured from a point 3.5 feet (1.0668 meter) above the driveway surface at the center of the proposed access, 15 feet (4.572 meter) back from the edge of the pavement of the County Highway, to two points 4.5 feet (1.3716 meter) above the surface of the center of the nearest on-

coming lane of the County Highway in each direction, at a distance of “D” from the point where the County Highway meets the center of the proposed access. The “D” = Distance Table shall correspond to the posted speed limit of the County Highway in the vicinity of the access. If the posted speed limit of the County Highway is not given in the attached Vision Corner diagram D = Distance Table, the next highest speed limit shall be used. Signalized intersections at an access shall need to meet the standards provided for driveways, in addition to review and approval by the Highway Commissioner.

Section 6 Administration and Enforcement

(a) Administration

The Highway Commissioner is hereby authorized to administer this ordinance.

Applications for permits shall be made to the County Highway Commissioner or his/her designee who shall review the proposed development or construction and shall either grant or deny the proposed access based upon the provisions, standards, and requirements of this ordinance, within fifteen (15) working days. A working day shall be determined as those days in which the County Highway Department performs its’ daily operations.

(b) Interpretation

All restrictions on the use of land are restricted to the objects, growth, and use of land within the right-of-way of the Iowa County Highways.

Whenever it is questionable as to whether or not an object or a part of an object is within the jurisdiction of this ordinance, the entire object shall be considered to be entirely within.

(c) Permits for Driveways and Obstructions such as Fences, Shrubs, Etc., On Highway Access

No structure, object, excavation nor growth shall be constructed, reconstructed, altered, placed, installed, or planted within the right-of-way of a County Highway until an access permit has been issued by the Highway Commissioner. Any proposed placement of an object, structure, or growth shall be clearly noted on the access permit application and shall be limited to

items such as mail boxes, fire number posts, culverts, apron end walls, delineators, reflectors, and items specifically required for construction of an access. No objects which are of a non-breakaway design shall be allowed within the clear zone of the County Trunk Highway, as defined by the Wisconsin Department of Transportation Facilities Development Manual Chapter 11.0. Said permit shall be placed in clear view as near to the point of proposed construction or access as possible.

An access permit shall expire one year from the date of issuance. All construction must be completed within this time with the final approval inspection made by the Highway Commissioner. The Highway Commissioner may extend approval of an access permit once for a maximum of an additional six (6) months.

The permit recipient shall be liable for all materials, labor and other costs connected with the construction of the access within the highway right-of-way. The County shall not be liable for any damage or injury which results from the construction of an access. Iowa County shall not be responsible for any maintenance of a private access/access culvert including the removal of snow, ice, or sleet from the access.

Temporary driveways. A temporary driveway may be installed under the issuance of a one-time per property Work-in-Right-of-Way permit; however, the temporary driveway must be removed within one year of the date of the issuance of the Work-in-Right-of-Way permit. The removal of the driveway must restore the right-of-way to its' pre-existing condition. And any temporary driveway constructed shall meet the requirements of this ordinance with exception to the centerline-to-centerline driveway spacing requirements listed in Section 5 (d) (6) listed herein.

(d) Hazard Marking and Lighting

Any access location during construction within the right-of-way shall be provided with adequate hazard marking and lighting to prevent possible accidents. The hazard marking and lighting shall be the responsibility of the owner of the parcel to which the access will enter. Driveway markers may be installed at access points to aid in entry during low visibility timeframes. Any markers utilized shall be designed as a breakaway type when struck by a vehicle.

Lighting for delineation of driveways shall not be allowed within the right of way. Owners may install lighting of low intensity along their driveways on private property; off of highway right of way in accordance with any zoning requirements.

Wisconsin State Statute 346.41 (3) precludes the use of any red or amber reflector within the highway right of way. Landowners shall be allowed to install blue reflectors to illuminate private entrances at night or during poor visibility to facilitate entry. Reflectors, if installed on the right-of-way; shall be located within ten (10) feet of the right-of-way line and along the driveway. Reflectors installed on right-of-way shall be retroreflective in compliance with the Manual of Uniform Traffic Control Devices and 3 inches in diameter. Reflectors shall be allowed in a vertical arrangement of one to three. The top of the top reflector shall be mounted at a height of four (4) feet above the near edge of the driveway surface it is installed to delineate.

(f) Appeals

Any person aggrieved by any decision made in the administration of this ordinance may appeal to the Iowa County Public Works Committee. Appeals shall be filed within thirty (30) calendar days following the administrative decision by the Highway Commissioner. Appeals shall be filed in writing with the Highway Commissioner. The appeal shall specify the legal description of the parcel and access location in question and the reason given for the appeal.

The Public Works Committee shall make a decision on the appeal within sixty (60) calendar days from the day the appeal was filed. The decision of the Public Works Committee shall be made by the majority present.

(g) Violations and Penalties

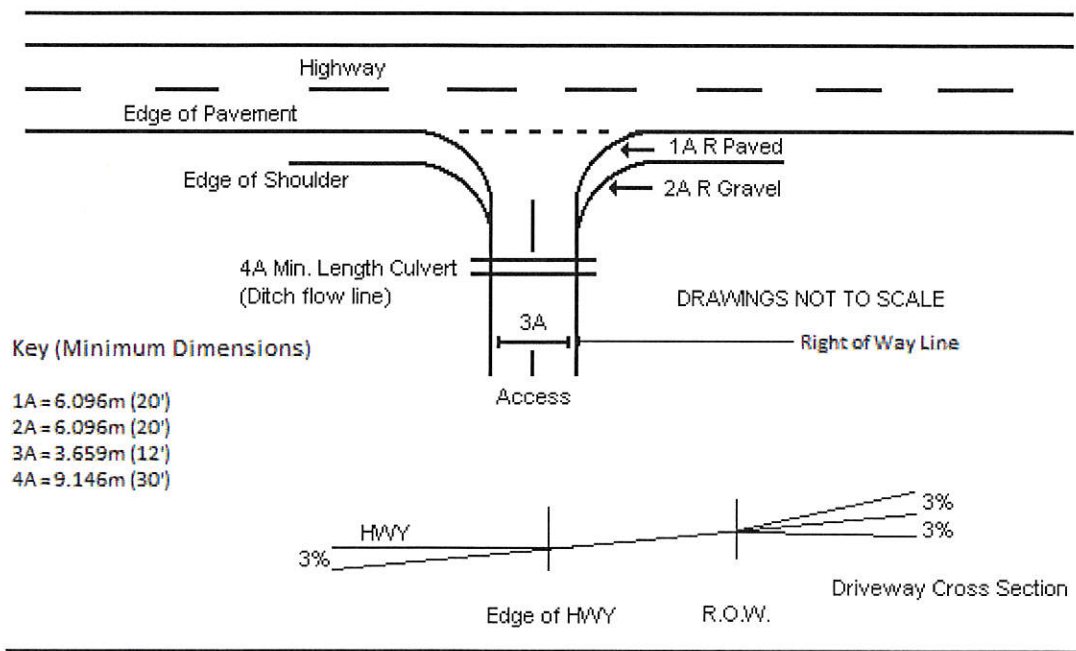
- 1) Violations may be pursued by either the issuance of a citation, referral to the District Attorney's Office as a formal complaint or both as authorized by this Ordinance.
- 2) Any construction which is in violation of this Ordinance shall immediately cease upon written order or the placement of a notification of violation at the site by Iowa County or the Highway Commissioner, and construction may not resume until the order is released by the County or the Highway Commissioner.

- 3) Violations of this Ordinance shall be prosecuted by Iowa County Corporation Counsel upon referral from the Highway Commissioner.
- 4) Any person who fails to comply with the provisions of this ordinance, or with any order of Iowa County or the Highway Commissioner issued in accordance with this ordinance, may be subject to a forfeiture of not less than \$10.00 nor more than \$200.00 plus court costs for each violation. The issuance of a citation by Iowa County shall not be deemed as waiver of further enforcement action, and payment of this citation shall not be deemed as compliance. Each violation and each day in which a violation continues to exist shall constitute a separate offense.
- 5) After the fact fees: The following fees apply for construction of a driveway begun before a required permit is secured:
 - a. First Offense – Triple the regular fee
 - b. Second Offense - Quadruple the regular fee
 - c. Third Offense - Quadruple the regular fee plus a citation.

Each offense is exonerated if, after 36 months, there have been no subsequent offenses by the property owner. These fees pertain to the property owner regardless whether the effected property is the same from one offense to another; and regardless of who may have installed the driveway.

TYPE “A” RESIDENTIAL ACCESS

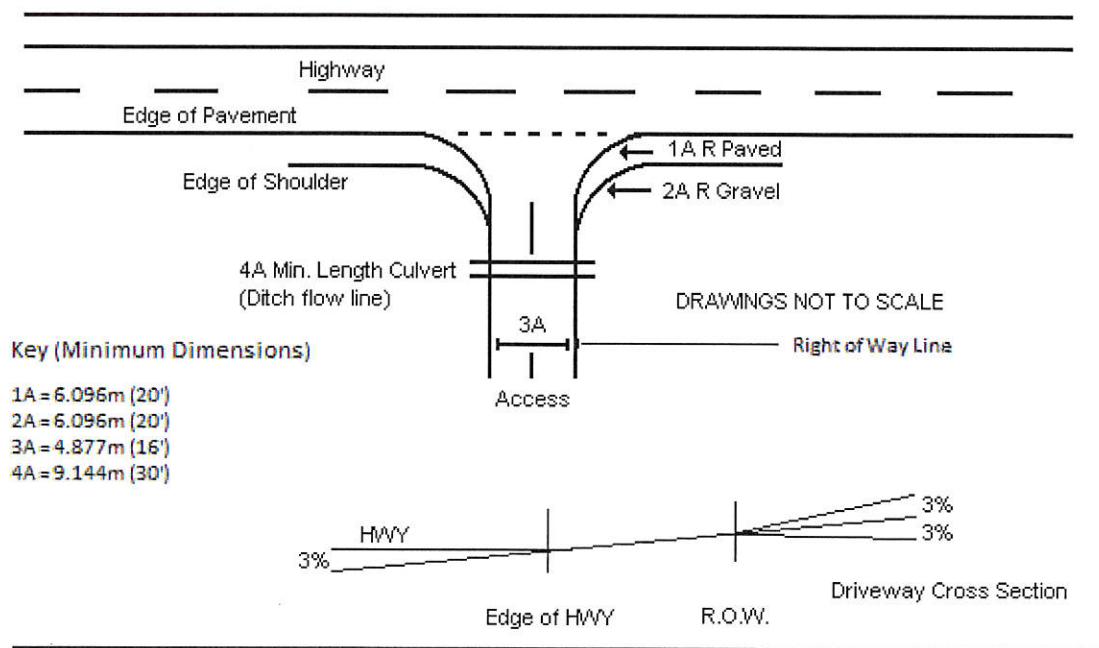
Access Design Standards



For Access Described in Section 5 f. (12a)

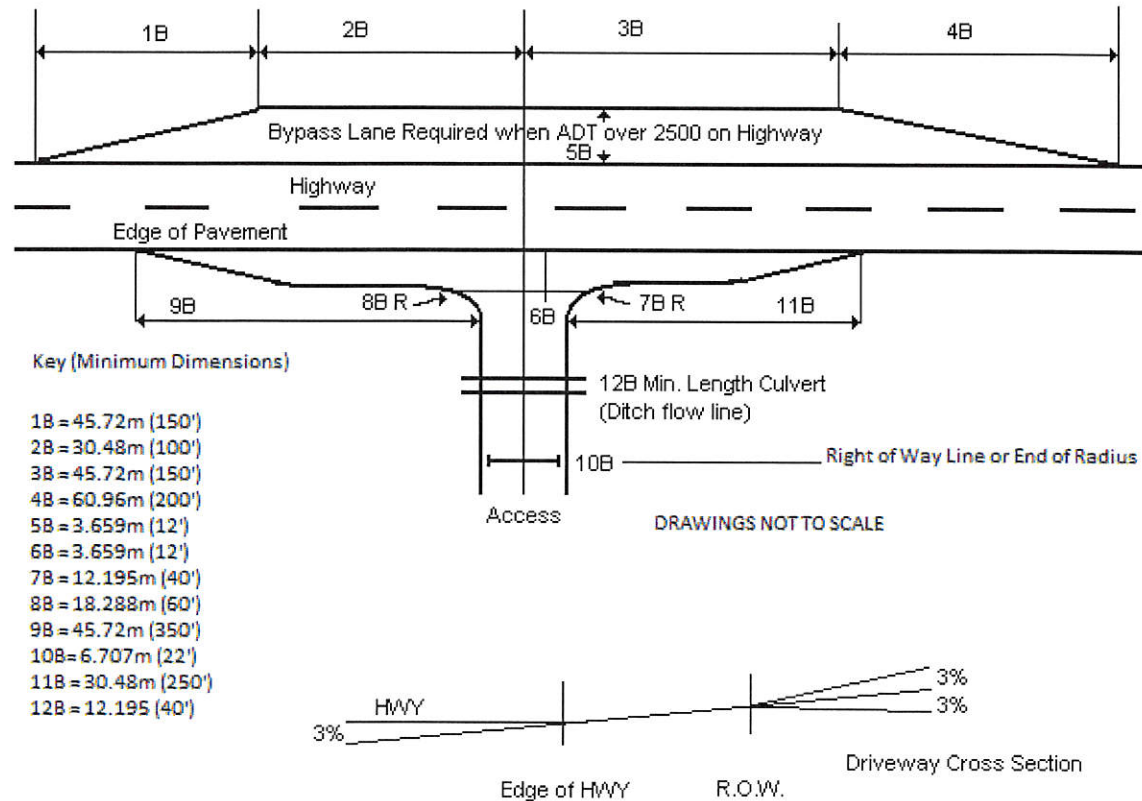
TYPE “B” AGRICULTURAL FIELD ACCESS

Access Design Standards



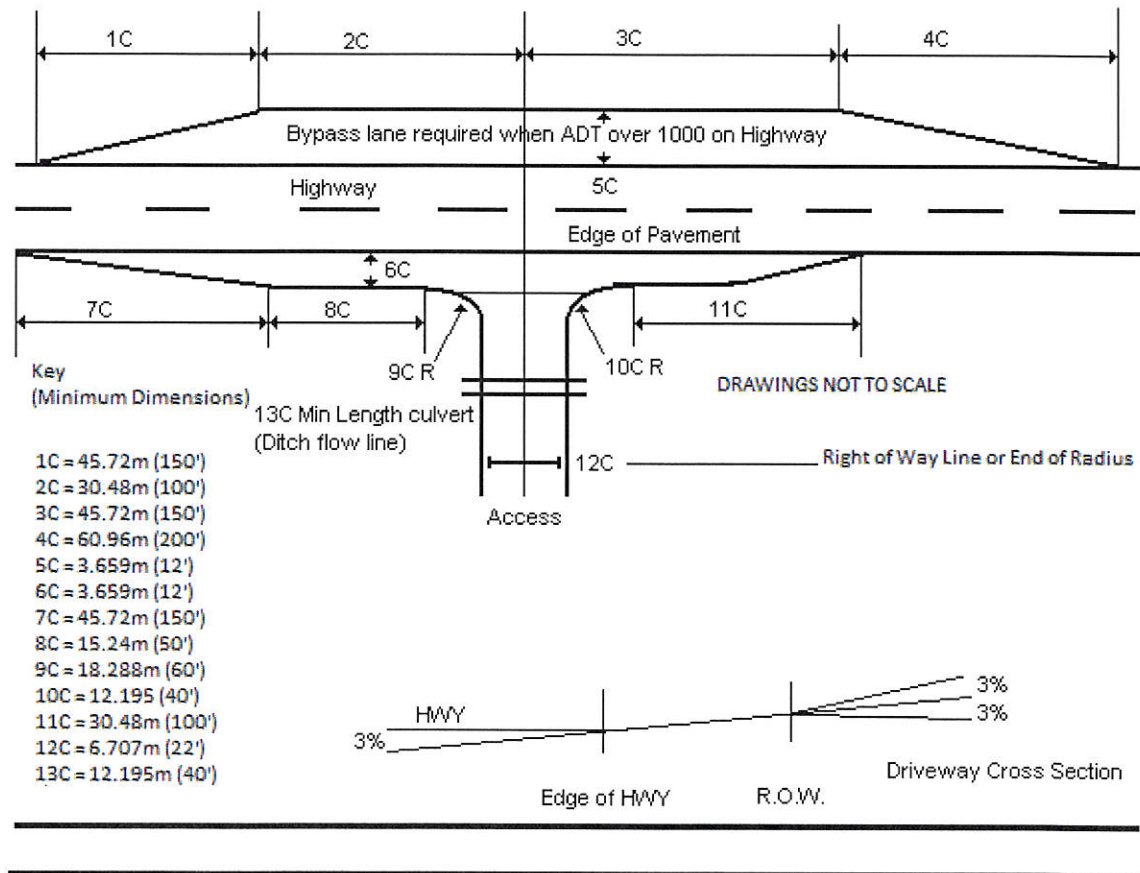
For Access Described in Section 5 f. (12b)

TYPE "C" COMMERCIAL ACCESS



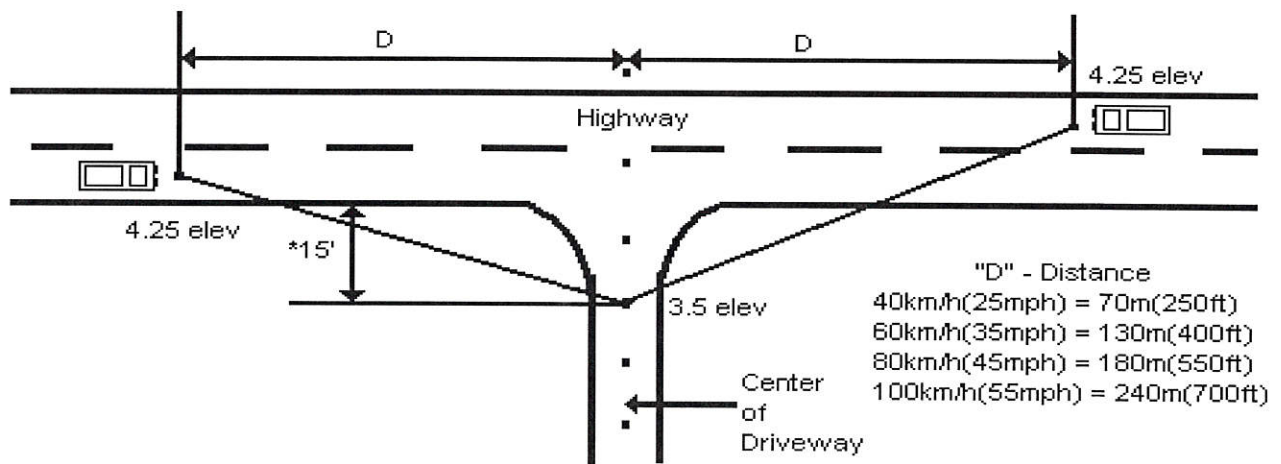
For Access Described in Section 5 f. (12c)

TYPE "D" INDUSTRIAL ACCESS



For Access Described in Section 5 f. (12d)

VISION CORNER DIAGRAM



DRAWINGS NOT TO SCALE

For Access Described in Section 5 f. (15)

RESOLUTION NO. 8-0919

**IOWA COUNTY BOARD APPOINTMENTS TO THE SOUTHWEST WISCONSIN
REGIONAL PLANNING COMMISSION**

WHEREAS, the Southwest Wisconsin Regional Planning Commission ("Commission") current bylaws allow the governor, pursuant to Wis. Stats. §66.0309(3) (a), to appoint two members from each county in the region;

WHEREAS, the Commission now determines that the foregoing is cumbersome in light of the fact that it causes significant delays in appointments and thereby negatively affects the Commission's purpose;

WHEREAS, Wis. Stats. §66.0309(3)(b) (hereinafter "Statute") allows a regional planning commission that does not have a 1st class city to set the membership composition of its commission with resolutions approved by the governing bodies of the local units in the region;

WHEREAS, the Statute states that the local units in the region are the counties; and,

WHEREAS, the Commission desires to amend its bylaws to allow each local unit to appoint the two members that the governor currently appoints.

NOW, THEREFORE, BE IT RESOLVED by the Iowa County Board that:

1. Amendment to Commission Bylaws. Iowa County hereby approves of the amendment of the Commission bylaws as follows: Commission Bylaws are hereby amended as follows: "The membership of the Commission shall consist of two appointed persons from each of those counties which comprise and are participants of the Commission. Appointments can be from the membership of the County Board or citizens at large. In nominating private citizens, the County Board shall give preference to those persons having experience in multi-jurisdictional efforts in one or more of the following areas: land use planning, transportation, law, finance, engineering, recreation and natural resources development, social or economic planning. The County Board and Commission shall endeavor to have the three Commissioners of each county represent various regions or geographies of each county to ensure broad county representation."

PASSED BY THE IOWA COUNTY BOARD on the ____ day of _____, 2019.

John M. Meyers, Board Chair

ATTEST:

Greg Klusendorf, Clerk

AGENDA ITEM COVER SHEET

Title:Reclassification of MDS & Infection Prevention Nurse

☒ Original

☐ Update

TO BE COMPLETED BY COUNTY DEPARTMENT HEAD

DESCRIPTION OF AGENDA ITEM (Please provide detailed information, including deadline):

The Director of Nursing position used to take care of Infection Control, however per regulations, it cannot be the Director of Nursing position as of October 1, 2019.

The Infection Control/Prevention responsibilities were added to the updated MDS essential function and was sent for reclassification.

Grade classification of L

RECOMMENDATIONS (IF ANY):

Recommend the classification to Grade L.

ANY ATTACHMENTS? (Only 1 copy is needed)

☒ Yes

☐ No

If yes, please list below:

Job Description and Wage Scale

FISCAL IMPACT:

There will be no 2019 financial impact due to budgeting positions not being filled.

LEGAL REVIEW PERFORMED:

☐ Yes

☒ No

PUBLICATION REQUIRED:

☐ Yes

☒ No

STAFF PRESENTATION?:

☐ Yes

☒ No

How much time is needed? _____

COMPLETED BY: Rochelle Kruchten

DEPT: Bloomfield - Administrator

2/3 VOTE REQUIRED:

☐ Yes

☒ No

TO BE COMPLETED BY COMMITTEE CHAIR

MEETING DATE:

AGENDA ITEM #

COMMITTEE ACTION:



IOWA COUNTY POSITION DESCRIPTION

JOB TITLE: MDS and Infection Prevention Nurse			
DEPARTMENT / SECTION: Bloomfield Healthcare and Rehabilitation Center		DATE REVIEWED: 08/2019	
TITLE OF IMMEDIATE SUPERVISOR: Director of Nursing		GRADE: L	
JOB SUMMARY: The purpose of this position is assuring the timely completion of accurate assessments and interdisciplinary care plans that meet Federal and State guidelines. Included are identifying resident acuity and needs, helping to determine specific care needs and communication needs/ expectations to families and responsible parties.			
TASK NO.	DESCRIPTION	FREQUENCY	BAND/ GRADE
1	Completes assessments, Minimum Data Set (MDS) and care plans for all residents assigned.		
2	Monitors completion of MDSs by other disciplines within timeframes prescribed by regulatory guidelines.		
3	Advises supervisor of incomplete and/or untimely assessments by disciplines other than nursing		
4	Ensures accurate, timely completion of the MDS and CAA's for all residents.		
5	Initiates care plans and supporting activities that will result in the best possible outcome for assigned residents.		
6	Distributes weekly MDS schedule to all necessary staff.		
7	Schedules and conducts care plan conferences for assigned residents with all necessary staff.		
8	Maintains and updates all care plans and assessments for assigned residents on a quarterly basis (at minimum) and as necessary.		

TASK NO.	DESCRIPTION	FREQUENCY	BAND/ GRADE
9	Reviews all resident incidents and accidents and the 24-hour report daily to ensure that care plans for assigned residents reflect current and changing needs.		
11	Monitors and ensures completion of 7-day look-back documentation by nursing staff within prescribed MDS timeframe.		
12	Participates in facility management meetings as requested.		
13	Monitors and audits clinical record documentation on assigned residents to ensure accuracy and timeliness.		
14	Advises Director of Nursing Care of persistent issues related to non-compliant documentation on assigned residents.		
15	Promotes and participates in ongoing education, inside and outside the facility, to maintain and enhance knowledge of current / new regulations.		
16	Maintains current knowledge of RAI Manual and MDS assessment process.		
18	Perform administrative duties such as completing medical forms, reports, evaluations, studies, charting, etc., as necessary.		
19	Participate in survey (inspections) made by authorized government agencies.		
20	Oversee Certified Nursing Assistants with ongoing education.		
21	Complete accident/incident reports as necessary.		
22	Demonstrate competency in electronic records utilizing assessment skills.		
23	Communicate needed information to physicians promptly. In an emergency, if regular physicians is not available, contact and alternate physician immediately.		
25	Report all discrepancies noted concerning physician's order, diet change, charting error, etc., to the Director of Nursing.		
26	Provide leadership to nursing personnel.		
27	Participate in the admission and orientation of new residents/family members to the facility.		

TASK NO.	DESCRIPTION	FREQUENCY	BAND/ GRADE
28	Help to oversee and carry out restorative and rehabilitative programs, to include self-help and care.		
29	Interacts with physicians, nurses, department managers, supervisors and occupational health and other professional/non-professional staff members to provide resource information, resolve infection control problems, and identify new opportunities to improve service and reduce costs.		
30	Establishes implements and administers departmental goals, objectives, policies and procedures; conducts ongoing review of facility polies, procedures and guidelines to identify infection control discrepancies and implements revisions as necessary.		
31	Develops and coordinates the infection prevention and control program throughout the facility. Implements the program by formulating, establishing and evaluating policies and procedures relating to patient care infection control measures throughout the facility. Performs an annual assessment and develops action plans from the prior year activities.		
32	Ensure that personnel follow established hand washing techniques in the administering of nursing care procedures.		
33	Ensure that all personnel operate nursing services equipment in a safe manner.		
34	Directs and assists in preparing reports and statistical data for the infection control committee, medical staff committees, medical executive committee and the facility's administration and other committees as needed.		
35	Ensure that all nursing service personnel are knowledgeable of the resident's rights.		
36	Performs all job duties in a manner that ensures confidentiality and that confidential information and resident rights are protected at all times.		
37	Supports quality of care and operational efficiency by maintaining acceptable attendance record.		
38	Performs all job duties in a safe manner in accordance with established safety guidelines, protocols and expectations.		
39	Reports unsafe conditions when noted and immediately reports accidents to immediate supervisor or other designated on-duty manager.		

TASK NO.	DESCRIPTION	FREQUENCY	BAND/ GRADE
40	Supports and promotes facility standards for superior customer service by exhibiting positive, courteous, and helpful behavior when dealing with all internal and external customers.		
41	Complies with established standards described in facility policies and procedures, code of conduct, employee handbook and other company documents and publications.		
42	Create and maintain an atmosphere of warmth, personal interest and positive emphasis, as well as a calm environment throughout the unit and shift.		
43	Participates in the Admission process to include assessments and consent form along with annual consent forms.		
44	Maintain RN license and CPR certification.		
45	Must demonstrate regular and dependable attendance.		
	<u>Minimum Qualifications</u> • Must be licensed as a Registered Nurse in the State of Wisconsin. • Minimum of two (2) years of MDS experience in Long-Term Care. • Minimum of two (2) years of Infection Control experience. • ANAC Certificate preferred • Must be CPR certified.		
	<u>Conditions of Employment</u> • Must be able to crouch, grasp, kneel, lift, pull, push, reach, stand, sit and stoop intermittently within a ten hour day. • Bending/twisting of the neck, back or torso in order to reach, lift or move materials or people may be required approximately 50% of your shift. • Reaching in order to push, pull or grasp an object may be required approximately half 50% of your shift. • Low level lifting of 10 lbs. or less is required. • Medium level lifting of objects weighing 20-40 lbs. is required about 25% of your shift. • High level lifting of objects weighing 50-80 lbs. required in unusual situations.		

This position description has been prepared to assist in defining job responsibilities, physical demands, working conditions, and skills needed for compliance with the Americans with Disabilities Act. It is not intended as a complete list of job duties, responsibilities, or essential functions, is not exhaustive and may be supplemented as necessary. This description is not intended to limit or modify the right of any supervisor to assign, direct, and control the work of employees under supervision. The county retains and reserves any or all rights to change, modify, amend, add to or delete, from any section of this document as it deems, in its judgement, to be proper.		
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DATE: _____

EMPLOYEE SIGNATURE: _____

DATE: _____

DEPARTMENT HEAD SIGNATURE: _____

DATE: _____

COUNTY ADMINISTRATOR APPROVAL: _____

Original Pay Plan Matrix was Adopted by County Board on September 16, 2014 with an implementation date of October 5, 2014

1.5% Market Adjustment adopted by County Board on October 16, 2015 with an implementation date of January 1, 2016

2.25% Market Adjustment adopted by County Board on November 15, 2016 with an implementation date of January 1, 2017

2.25% Market Adjustment adopted by County Board on October 17, 2017 with an implementation date of January 1, 2018

2.5% Market Adjustment adopted by County Board on October 17, 2017 with an implementation date of July 1, 2018

2.5% Market Adjustment adopted by County Board on October 16, 2018 with an implementation date of January 1, 2019

Job Code In Payroll	Grade	Job Title	Department	Minimum					Control Point			Maximum	
				90%	92.5%	95.0%	97.5%	100%	Pay For Performance	Maximum			
422	L	Public Health Nurse	Health	\$ 27.62	\$ 28.39	\$ 29.16	\$ 29.92	\$ 30.69	➔	\$ 36.83			
134		Business Manager	Social Services										
134	K	Business Manager	Bloomfield Healthcare	\$ 25.71	\$ 26.43	\$ 27.14	\$ 27.86	\$ 28.57	➔	\$ 34.28			
385		GIS Coordinator	Planning & Development										
271		Judicial Assistant/Register In Probate	Judicial/Probate										
454		Lead Social Worker	Social Services										
609		Registered Nurse	Bloomfield Healthcare										
610		MDS Nurse	Bloomfield Healthcare										
366	J	ADRC Information & Assistance Specialist Lead	ADRC	\$ 23.79	\$ 24.45	\$ 25.11	\$ 25.77	\$ 26.43	➔	\$ 31.72			
310		Airport Manager	Airport										
381		Conservation Planner/Conservationist	Land Conservation										
384		Engineering Tech-Planner/Conservationist	Land Conservation										
456		Social Worker	Bloomfield, Social Services/ADRC										
456		Veterans Officer	Veterans										
503		Shop Operations Lead	Highway										
617	I	Activity Director	Bloomfield Healthcare	\$ 21.88	\$ 22.49	\$ 23.09	\$ 23.70	\$ 24.31	➔	\$ 29.17			
367		ADRC Information & Assistance Specialist	ADRC										
365 & 371		Benefit Specialist	ADRC										
606		Dietary Supervisor	Bloomfield Healthcare										
365		Elderly Benefits & Wellness / Prevention Coord	ADRC										
388		County Sanitarian/Asst Zoning Administrator	Planning & Development										
495		Highway Crew Lead	Highway										
491		Mechanic	Highway										
280		Drug Treatment Court Coordinator	Drug Treatment Court										
465		Economic Support Specialist Lead	Social Services										

AGENDA ITEM COVER SHEET

Title: 2020-2024 Capital Improvement Plan

☒ Original

☐ Update

TO BE COMPLETED BY COUNTY DEPARTMENT HEAD

DESCRIPTION OF AGENDA ITEM (Please provide detailed information, including deadline):

Attached is a copy of the proposed 2020-2024 Capital Improvement Plan. The Long Range Planning Committee spent several months reviewing and revising the draft proposal. The attached is recommended by the Long Range Planning Committee.

When this plan is approved by the County Board, it will be used as as part of the 2020 Iowa County budget proposal. Therefore, County Supervisors will continue to have the opportunity to modify the capital and operating priorities of Iowa County as the budget process proceeds.

RECOMMENDATIONS (IF ANY):

The Long Range Planning Committee is recommending approval and that the plan be forwarded on to the Iowa County Board.

ANY ATTACHMENTS? (Only 1 copy is needed)

☒ Yes

☐ No

If yes, please list below:

Attached is a copy of the 2020-2024 Capital Improvement Plan.

FISCAL IMPACT:

The plan has no fiscal impact, though it does recommend that certain items be included in the Iowa County Budget, which will have a significant impact on Iowa County Capital Spending.

LEGAL REVIEW PERFORMED:

☐ Yes

☒ No

PUBLICATION REQUIRED:

☐ Yes

☒ No

STAFF PRESENTATION?:

☐ Yes

☒ No

How much time is needed? _____

COMPLETED BY: Larry Bierke

DEPT: County Administrator

2/3 VOTE REQUIRED:

☐ Yes

☒ No

TO BE COMPLETED BY COMMITTEE CHAIR

MEETING DATE:

AGENDA ITEM #

COMMITTEE ACTION:

IOWA COUNTY CAPITAL IMPROVEMENT PLAN 2020-2024

"Capital Improvement Program"

Capital Improvements and Capital expenditures are any items which are expected to have a useful life of 3 years or more and costing over \$5,000. Items generally under \$5,000 will be paid for in the operating budget; items over \$5,000 will be included in the Capital Improvement Fund and may be borrowed for.



2020 SUMMARY

Highway	\$	3,171,678
Sheriff's Office	\$	27,309,000
Building Maintenance	\$	476,000
Information Technology	\$	20,000
Other Departments	\$	534,500

Proposed Debt Service Levy (/\$100,000)

2020	\$	133.22
2021	\$	133.53
2022	\$	208.52
2023	\$	217.01
2024	\$	184.56

2020 TOTAL INVESTMENT	\$	31,511,178
2021 Total Investment	\$	8,145,117
2022 Total Investment	\$	5,224,570
2023 Total Investment	\$	4,035,606
2024 Total Investment	\$	3,392,762
5 Year Capital Plan	\$	52,309,233

Iowa County has a five year plan for Capital Expenditures. This five year plan will be submitted by May of each year from the Long Range Planning Committee to the Iowa County Board for approval. The Capital Improvement Plan has been subdivided into improvements which are to be levied for, paid for by sources other than tax levy, or borrowed for. County Staff will ensure that all expenditures that meet the definition of "Capital Project" are included in this plan annually prior to the start of the County Budget approval process. When the County budget process begins, the Capital Improvement Plan will guide what is included in the budget presented to the County Executive Committee. The Capital Improvement Plan shall be used as a planning tool to assist with the annual budget and certain projects may remain unfunded when the County Budget is ultimately adopted by the County Board.

	Total Investment	Loan Funded	Grant Funded	Highway Fees	HWY & Other Depts. Included within Budget	Capital Fund Levy Supported
2020	\$ 31,511,178	\$ 27,328,745	\$ 1,494,359	\$ 416,682	\$ 1,337,892	\$ 933,500
2021	\$ 8,145,117	\$ 1,286,188	\$ 4,240,000	\$ 415,800	\$ 969,929	\$ 1,233,200
2022	\$ 5,224,570	\$ 1,047,160	\$ 1,374,644	\$ 415,262	\$ 1,363,704	\$ 1,023,800
2023	\$ 4,035,606	\$ 600,000	\$ 832,335	\$ 415,871	\$ 1,169,900	\$ 1,017,500
2024	\$ 3,392,762	\$ 600,000	\$ 466,024	\$ 415,871	\$ 1,277,867	\$ 633,000

HIGHWAY DEPARTMENT

		REVENUE SOURCES				
		TAX LEVY	G.O. DEBT	Included in DEPT. Budget - no additional levy & Transfer from General Fund	FED OR STATE GOVERNMENT/ GRANTS	FEES
TOTAL						
2020 Projects & Equipment						
2/3 & 3/3rds	A CTH II - Otter Creek Bridge Replacement/Relocation - Highl	\$ 69,896		\$ 13,979	\$ 55,917	
2/3rds	B CTH H - Mill Creek - Arena/Ridgeway Bridge Design	\$ 115,238		\$ 92,191	\$ 23,047	
	C CTH HH - Knight Hollow Creek - Arena Bridge Construction	\$ 424,000		\$ 339,200	\$ 84,800	
	D CTH Y - Blotz Branch Bridge Construction - Mineral Point	\$ 450,840		\$ 360,240	\$ 90,600	
	E 2017 CTH BB CHIP Pulverize and Relay (Sunsets 07/2023)	\$ 538,812		\$ 171,766	\$ 148,811	\$ 218,235
2/5th	F Replace Construction Machinery - 5Yr Lease + Balloon	\$ 112,301		\$ 112,301		
1/4th	G Replace Construction Machinery - 4Yr Lease D3CAT, Asph	\$ 130,200		\$ 130,200		
2/5th	H Replace Loaders - 5Yr+ Balloon Lease Program	\$ 106,953		\$ 106,953		
1/2nd	I Replace Asphalt Steel Drum Roller	\$ 93,188		\$ 93,188		
	J Replace Tri-axle Plow Truck	\$ 217,500		\$ 217,500		
	K Replace Tri-axle Plow Truck	\$ 217,500	\$ 128,745	\$ 88,755		
	L Paint Supply Truck or Agricultural Tractors & Bench Wing	\$ 217,500	\$ 200,000	\$ 17,500		
	M Concrete Pavement Saw	\$ 48,000		\$ 48,000		
	N Trailer Mount Message Board	\$ 25,000		\$ 25,000		
	O Agricultural Tractor Lease conversion - New Mowers for 3	\$ 60,000		\$ 60,000		
	P Annual Tractor Leases - 5 Units @ 350Hrs	\$ 44,000		\$ 44,000		
	Q Replace One Section Crew Fleet Vehicle OR One Used Ber	\$ 58,500		\$ 58,500		
	R Replace One Shop Utility Box Fleet Vehicle	\$ 73,500		\$ 73,500		
	S Replace One Section Crew Fleet Vehicle	\$ 55,000		\$ 55,000		
	T Replace Skidloaders - 3-Year cycle upgrades	\$ 9,750		\$ 9,750		
	R Dodgeville Parking Lot & Entrance	\$ 104,000	\$ 104,000			
	Subtotal	\$ 3,171,678	\$ 328,745	\$ 1,325,892	\$ 996,359	\$ 416,682

HIGHWAY DEPARTMENT

REVENUE SOURCES				
TAX LEVY	G.O. DEBT	Included in DEPT. Budget - no additional levy & Transfer from General Fund	FED OR STATE GOVERNMENT/ GRANTS	FEES

TOTAL

Note: Column H includes a transfer of \$457,000 from the General Fund to the Highway Department

2021 Projects & Equipment

3/3rds	A	CTH H - Mill Creek - Arena/Ridgeway Bridge Construction	\$ 1,175,000						
1/3rd	B	2017 CHIP-D Phase 1 CTH F (STH 39 to Pecatonica Road)	\$ 961,800	\$					
3/5ths	C	Replace Construction Machinery - 5Yr Lease + Balloon	\$ 112,301		\$ 362,000	\$ 19,000	\$ 940,000	\$ 235,000	
2/4ths	D	Replace Construction Machinery - 4Yr Lease D3CAT, Asph	\$ 130,200			\$ 112,301	\$ 400,000	\$ 180,800	
3/5ths	E	Replace Loaders - 5Yr+ Balloon Lease Program	\$ 106,953			\$ 130,200			
2/2nd	F	Replace Steel Drum Asphalt Roller	\$ 93,188	\$	93,188	\$ 106,953			
	G	Replace one Tri-axle Plow Truck	\$ 215,500	\$	205,500	\$ 10,000			
	H	Replace One Tri-axle Plow Truck	\$ 215,000			\$ 215,000			
	I	Replace one Shop Fleet Pickup Vehicle	\$ 61,500			\$ 61,500			
	J	Trade-in CAT 430F Tractor Backhoe Loader	\$ 20,275			\$ 20,275			
	K	Trade-in Track Skid Loader	\$ 6,500			\$ 6,500			
	L	Replace Two Section Crew Pickup Vehicles or One Bench	\$ 110,000			\$ 110,000			
	M	3 Mower setups - Rear and Side Mount Flail	\$ 67,000			\$ 67,000			
	N	Annual Tractor Leases - 5 Units @ 400Hrs	\$ 44,000			\$ 44,000			
	O	Replace Digger-Derrick Sign Truck	\$ 215,500	\$	189,500	\$ 26,000			
	P	Hollandale Salt Shed	\$ 600,000	\$	436,000	\$ 14,000	\$ 150,000		
			\$ -	\$					
		Subtotal	\$ 4,134,717	\$ -	\$ 1,286,188	\$ 942,729	\$ 1,490,000	\$ 415,800	

HIGHWAY DEPARTMENT

REVENUE SOURCES				
TAX LEVY	G.O. DEBT	Included in DEPT. Budget - no additional levy & Transfer from General Fund	FED OR STATE GOVERNMENT/ GRANTS	FEES

TOTAL

2022 Projects & Equipment

A	CTH II - Otter Creek Bridge Replacement/Relocation - Higl	\$ 1,143,055			\$ 914,444	\$ 228,611
B	CTH II - Otter Creek Bridge Approaches - Highland - Const	\$ 355,000			\$	\$ 73,000
C	2019 Eligible CHIP Phase 2 CTH F (Sunsets 07/2025)	\$ 998,811	\$ 485,160	\$ 282,000	\$ 400,000	\$ 113,651
D	Replace Construction Machinery - 5Yr Lease + Balloon	\$ 112,301		\$ 112,301		
E	Replace Construction Machinery - 4Yr Lease D3CAT, Asph	\$ 130,200		\$ 130,200		
F	Replace Loaders - 5Yr+ Balloon Lease Program	\$ 106,953		\$ 106,953		
G	Annual Tractor Leases - 5 Units @ 400Hrs	\$ 44,000		\$ 44,000		
H	Replace Road Oil Equipment Trailer - Tag	\$ 65,000		\$ 65,000		
I	Replace Grade Crew Tiltbed Tag Trailer	\$ 50,000		\$ 50,000		
J	Replace one Tri-axle Plow Truck	\$ 215,500	\$ 200,000	\$ 15,500		
K	Replace one Tri-axle Plow Truck	\$ 215,500	\$ 200,000	\$ 15,500		
L	Replace one Tri-axle Plow Truck	\$ 215,500	\$ 162,000	\$ 53,500		
M	Track Skid Loader Lease	\$ 9,750		\$ 9,750		
N	Replace Self-contained Sweeper Unit - Broce	\$ 54,000		\$ 54,000		
O	Replace Wobble Wheel Roller	\$ 180,000		\$ 180,000		
P	Replace Truck 184 - Brine Tanker Chassis	\$ 135,000		\$ 135,000		
Q	Replace One Section Crew Truck	\$ 55,000		\$ 55,000		
R	Replace One Section Crew Truck	\$ 55,000		\$ 55,000		
	Subtotal	\$ 4,140,570	\$ 1,047,160	\$ 1,363,704	\$ 1,314,444	\$ 415,262

HIGHWAY DEPARTMENT

	REVENUE SOURCES				
	TAX LEVY	G.O. DEBT	Included in DEPT. Budget - no additional levy & Transfer from General Fund	FED OR STATE GOVERNMENT/ GRANTS	FEES
TOTAL					

2023 Projects & Equipment

1/2	A	CTH W Bridge & Approaches - Jonesdale Design	\$ 31,980			\$ 25,584	\$ 6,396
	2-Jan	B CTH E Bridge & Approaches - Keough Springs Design	\$ 50,550	\$ 10,110		\$ 40,440	
	C	2021 Eligible CHIP Project from Backlog Sunset 7/2027 CT	\$ 564,682	\$ 6,396		\$ 148,811	\$ 409,475
5/5ths	D	Replace Construction Machinery - 5Yr Lease + Balloon	\$ 112,301		\$ 112,301		
5/5ths	E	Replace Loaders - 5Yr+ Balloon Lease Program	\$ 106,953		\$ 106,953		
	F	Annual Tractor Leases - 5 Units / Year turnover	\$ 47,950		\$ 47,950		
4/4ths	G	Replace Construction Machinery - 4Yr Lease D3CAT, Asph	\$ 130,200		\$ 130,200		
	H	Addition Wobble Wheel Roller	\$ 185,000		\$ 185,000		
	I	Replace One Plow Truck	\$ 215,490	\$ 183,494	\$ 31,996		
	J	Track Skid Loader Lease	\$ 6,500		\$ 6,500		
	K	6/8" Pump w/ Hose Reel	\$ 75,000		\$ 75,000		
	L	Replace One Plow Truck	\$ 215,500	\$ 200,000	\$ 15,500		
	M	2 Section Crew Pickups	\$ 120,000		\$ 120,000		
	N	Agricultural Mowing Tractor	\$ 85,000		\$ 85,000		
	O	Agricultural Mowing Tractor	\$ 85,000		\$ 85,000		
	P	4WD Benchwing Plow Truck	\$ 58,000		\$ 58,000		
	Q	Management Pickup Truck	\$ 42,000		\$ 42,000		
	R	Replace One Plow Truck	\$ 215,500	\$ 200,000	\$ 15,500		
	S	Message Board or Attenuator	\$ 23,000		\$ 23,000		
	T	Replace Small Equipment Trailers	\$ 30,000		\$ 30,000		
		Subtotal	\$ 2,400,606	\$ -	\$ 1,169,900	\$ 214,835	\$ 415,871

HIGHWAY DEPARTMENT

REVENUE SOURCES				
	TAX LEVY	G.O. DEBT	Included in DEPT. Budget - no additional levy & Transfer from General Fund	FED OR STATE GOVERNMENT/ GRANTS
TOTAL				FEES

2024 Projects & Equipment

2/2nd	A	CTH W Bridge & Approaches - Jonesdale Design	\$ 31,980	\$	6,325	\$ 25,584	\$ 71
2/2nd	B	CTH E Bridge & Approaches - Keough Springs Design	\$ 50,550	\$	10,110	\$ 40,440	
	C	2021 Eligible CHIPD Project from Backlog Sunset 7/2027 (	\$ 1,065,800		\$ 250,000	\$ 400,000	\$ 415,800
	D	Replace Construction Machinery - 5Yr Lease + Balloon	\$ 246,997		\$ 246,997		
	E	Replace Loaders - 5Yr+ Balloon Lease Program	\$ 235,235		\$ 235,235		
	F	Annual Tractor Leases - 5 Units / Year turnover	\$ 47,950		\$ 47,950		
	G	Track Skid Loader Lease	\$ 9,750		\$ 9,750		
	H	Construction Equipment Replacement (Paver/Mulcher)	\$ 325,000		\$ 325,000		
	I	Replace One Plow Truck	\$ 215,500	\$ 200,000	\$ 15,500		
	J	Replace One Plow Truck	\$ 215,500	\$ 200,000	\$ 15,500		
	K	Asphalt Hotmix Plant Repairs / Rehabilitation	\$ 100,000		\$ 100,000		
	L	Replace One Plow Truck	\$ 215,500	\$ 200,000	\$ 15,500		
		Subtotal	\$ 2,759,762	\$ -	\$ 1,277,867	\$ 466,024	\$ 415,871

SHERIFF'S OFFICE

		REVENUE SOURCES			
		TAX LEVY	G.O. DEBT	DEPT. FUND BALANCE	FED OR STATE GOVERNMENT/ GRANTS
TOTAL					
2020 Projects & Equipment					
A	Squad Cars + equipment	\$ 185,000	\$ 185,000		
B	UTV-ATV Patrol Vehicle and Equipment	\$ 30,000	\$ 15,000		\$ 15,000
C	Automated External Defibrillators	\$ 18,000	\$ 9,000	\$ 4,000	\$ 5,000
D	Redaction Software for Video (body & car)	\$ 16,000	\$ 8,000	\$ 8,000	
E	Repeater for Radio System	\$ 30,000	\$ 30,000		
F	Power Phone - Emergency Dispatch	\$ 30,000	\$ 30,000		
G	Law Enforcement Center	\$ 27,000,000	\$ 27,000,000		
	Subtotal	\$ 27,309,000	\$ 277,000	\$ 27,000,000	\$ 20,000
2021 Projects & Equipment					
A	Squad Cars + equipment	\$ 185,000	\$ 185,000		
B	Replace Tasers	\$ 30,000	\$ 25,000		\$ 5,000
C	Replace 32 Handheld radios	\$ 54,400	\$ 27,200	\$ 27,200	
D	Dispatch Console for EOC or Replacement	\$ 60,000	\$ 60,000		
E	Repeater for Radio System	\$ 30,000	\$ 30,000		
	Subtotal	\$ 359,400	\$ 327,200	\$ -	\$ 27,200
					\$ 5,000

SHERIFF'S OFFICE

REVENUE SOURCES				
	TAX LEVY	G.O. DEBT	DEPT. FUND BALANCE	FED OR STATE GOVERNMENT/ GRANTS

TOTAL

2022 Projects & Equipment

A	Squad Cars + equipment	\$	190,000	\$	190,000			
B	Mobile Radios In Cars	\$	110,000	\$	110,000			
C	Replace Additional Dispatch Consoles (2)	\$	54,000	\$	54,000			
D	Storage Facility for SO and EM Equipment Trailers	\$	80,000	\$	80,000			
E	Replace AEDs	\$	14,000	\$	7,000			\$ 7,000
G	Replace 3 Radio System Repeaters	\$	100,000	\$	100,000			
H	Body Scanner Equipment for Jail	\$	100,000	\$	100,000			
	Subtotal	\$	648,000	\$	641,000	\$	-	\$ 7,000

2023 Projects & Equipment

A	Squad Cars + equipment	\$	190,000	\$	190,000			
B	Replace/Upgrade Radio or Firstnet Equipment	\$	250,000	\$	250,000			
C	Replacement of Other Patrol Equipment/Trailers	\$	50,000	\$	50,000			
	Subtotal	\$	490,000	\$	490,000	\$	-	\$ -

2024 Projects & Equipment

A	Squad Cars + equipment	\$	190,000	\$	190,000			
B	Replace/Upgrade Radio or Firstnet Equipment	\$	70,000	\$	70,000			
C	Firearms Replacement	\$	30,000	\$	30,000			
D	Computer Software Upgrade	\$	275,000	\$	275,000			
	Subtotal	\$	565,000	\$	565,000	\$	-	\$ -

COURTHOUSE BUILDING

REVENUE SOURCES			
TAX LEVY	G.O. DEBT	DEPT. FUND BALANCE	FED OR STATE GOVERNMENT/ GRANTS

TOTAL

2020 Projects & Equipment

A	Replace aged landscaping on west side of building	\$	10,000	\$	10,000		
B	Engineering/Architect for chiller replace/move	\$	15,000	\$	15,000		
C	Courthouse Exterior Wall Study	\$	5,000	\$	5,000		
D	Furniture replacement	\$	10,000	\$	10,000		
E	Remodel DA's Office front glass area	\$	6,000	\$	6,000		
F	Painting and replace carpeting in clerks offices	\$	10,000	\$	10,000		
G	Parking Lot replacement/security upgrade	\$	140,000	\$	140,000		

Subtotal

\$ 196,000 \$ 196,000 \$ - \$ - \$ -

2021 Projects & Equipment

A	Replace aged landscaping on SE side of building	\$	10,000	\$	10,000		
B	Furniture replacement	\$	10,000	\$	10,000		
C	Carpet and counter upgrade in Treasures Dept.	\$	15,000	\$	15,000		
D	Courtroom #2	\$	215,000	\$	215,000		
D	Replace Plumbing Joints on Boilers	\$	10,000	\$	10,000		
E	Replace Chiller (if needed)	\$	100,000	\$	100,000		

Subtotal

\$ 360,000 \$ 360,000 \$ - \$ - \$ -

2022 Projects & Equipment

A	Furniture replacement	\$	10,000	\$	10,000		
B	Replace roof on 1996 addition and old jail	\$	15,000	\$	15,000		
C	Replace Carpet & counter in Register/Admin	\$	15,000	\$	15,000		

Subtotal

\$ 40,000 \$ 40,000 \$ - \$ - \$ -

COURTHOUSE BUILDING

		REVENUE SOURCES			
		TAX LEVY	G.O. DEBT	DEPT. FUND BALANCE	FED OR STATE GOVERNMENT/ GRANTS
TOTAL					
2023 Projects & Equipment					
A	Furniture replacement	\$ 10,000	\$ 10,000		
B	Solar options for Courthouse	\$ 50,000	\$ 50,000		
C	Sprinkler System for Courthouse	\$ 275,000	\$ 275,000		
	Subtotal	\$ 335,000	\$ 335,000	\$ -	\$ -
2024 Projects & Equipment					
A		\$ -			
B					
	Subtotal	\$ -	\$ -	\$ -	\$ -

AIRPORTS

		REVENUE SOURCES			
		TAX LEVY	G.O. DEBT	DEPT. FUND BALANCE	FED OR STATE GOVERNMENT/ GRANTS
TOTAL					
2020 Projects & Equipment					
A	(MP) Design and Secure Funding for Rwy 11/29 Rehab	\$ 150,000	\$ 7,500	\$	142,500
B	(MP) 10 Unit Nested Tee Hanger Design	\$ 60,000	\$ 3,000	\$	57,000
C	(MP) SRE - Snow Removal Equipment	\$ 230,000	\$ 11,500	\$	218,500
	Subtotal	\$ 440,000	\$ 22,000	\$ -	\$ 418,000
2021 Projects & Equipment					
A	(MP) Rehab Runway 11/29	\$ 2,100,000	\$ 105,000	\$	1,995,000
	Subtotal	\$ 2,100,000	\$ 105,000	\$ -	\$ 1,995,000
2022 Projects & Equipment					
A	(MP) Wildlife Site Visit	\$ 6,000	\$ 300	\$	5,700
B	(MP) Commercial Hangers TWY Design and Env.	\$ 50,000	\$ 2,500	\$	47,500
	Subtotal	\$ 56,000	\$ 2,800	\$ -	\$ 53,200
2023 Projects & Equipment					
A	(MP) Nested Tee Hanger Construction	\$ 650,000	\$ 32,500	\$	617,500
	Subtotal	\$ 650,000	\$ 32,500	\$ -	\$ 617,500
2024 Projects & Equipment					
A		\$ -			
	Subtotal	\$ -	\$ -	\$ -	\$ -

BLOOMFIELD NURSING HOME

		REVENUE SOURCES			
		TAX LEVY	G.O. DEBT	DEPT. FUND BALANCE	FED OR STATE GOVERNMENT/ GRANTS
TOTAL					
2020 Projects & Equipment					
A	Replace furniture in 12 resident rooms	\$ 17,000	\$ 17,000		
B	Replace Windows on East Porch	\$ 50,000	\$ 50,000		
C	Sewer Plant upgrade to meet Phos limits	\$ 10,000	\$ 10,000		
D	County Farm: Repair/Repaint Machine Shed	\$ 8,000	\$ 8,000		
E	County Farm: Fencing Replacement	\$ 5,000	\$ 5,000		
Subtotal		\$ 90,000	\$ 90,000	\$ -	\$ -
2021 Projects & Equipment					
A	Replace Windows in Governor Dodge Room and	\$ 50,000	\$ 50,000		
B	Lawn Mowing Equipment	\$ 10,000	\$ 10,000		
Subtotal		\$ 60,000	\$ 60,000	\$ -	\$ -
2022 Projects & Equipment					
A	Replace windows on East wing, North side of Bldg	\$ 30,000	\$ 30,000		
Subtotal		\$ 30,000	\$ 30,000	\$ -	\$ -
2023 Projects & Equipment					
A	Replace windows on East wing, South side of Bldg	\$ 30,000	\$ 30,000		
Subtotal		\$ 30,000	\$ 30,000	\$ -	\$ -
2024 Projects & Equipment					

BLOOMFIELD NURSING HOME

		REVENUE SOURCES			
		TAX LEVY	G.O. DEBT	DEPT. FUND BALANCE	FED OR STATE GOVERNMENT/ GRANTS
TOTAL		30,000			
A	Replace windows in Admin Offices,	\$ 30,000	\$	30,000	
Subtotal		\$ 30,000	\$	30,000	\$ -

JAIL BUILDING

		REVENUE SOURCES			
		TAX LEVY	G.O. DEBT	DEPT. FUND BALANCE	FED OR STATE GOVERNMENT/ GRANTS
TOTAL					
2020 Projects & Equipment					
A	Contingency (as needed)	\$ -	\$ -		
	1 Outside Security Lighting Upgrade				
	2 Replace Furnace/AC				
	3 Rebuild Jail Cell Doors				
	4 Replace Food warmer in Kitchen				
	Subtotal	\$ -	\$ -	\$ -	\$ -
2021 Projects & Equipment					
A	Contingency (as needed)	\$ -	\$ -		
	1 Outside Security Lighting Upgrade				
	2 Replace Furnace/AC Unit	\$ -			
	3 Rebuild 9 Jail Cell Doors				
	Subtotal	\$ -	\$ -	\$ -	\$ -

JAIL BUILDING

TOTAL	REVENUE SOURCES			
	TAX LEVY	G.O. DEBT	DEPT. FUND BALANCE	FED OR STATE GOVERNMENT/ GRANTS

2022 Projects & Equipment

A	Contingency	\$ -	\$ -	-	
	Subtotal	\$ -	\$ -	\$ -	\$ -

2023 Projects & Equipment

A					
	Subtotal	\$ -	\$ -	\$ -	\$ -

2024 Projects & Equipment

A					
	Subtotal	\$ -	\$ -	\$ -	\$ -

HEALTH AND HUMAN SERVICES BUILDING

		REVENUE SOURCES			
		TAX LEVY	G.O. DEBT	DEPT. FUND BALANCE	FED OR STATE GOVERNMENT/ GRANTS
TOTAL					
2020 Projects & Equipment					
A	Add alarms to Metasys system	\$ 10,000	\$ 10,000		
B	Penthouse upgrade (East)	\$ 15,000	\$ 15,000		
C	Conference room chairs	\$ 5,000	5,000		
D	HHS site plan: fix grading/add sidewalk	\$ 5,000	\$ 5,000		
E	Move LCD to HHS	\$ 25,000	\$ 25,000		
F	Solar Installation	\$ 120,000	\$ 60,000	\$	60,000
G	Add electrical outlets to offices	\$ 10,000	\$ 10,000		
	Subtotal	\$ 190,000	\$ 130,000	\$ -	\$ 60,000
2021 Projects & Equipment					
A	Penthouse Upgrade (West)	\$ 15,000	\$ 15,000		
B	Motorized Blinds for Community Room	\$ 10,000	\$ 10,000		
	Subtotal	\$ 25,000	\$ 25,000	\$ -	\$ -
2022 Projects & Equipment					
A	Replace remaining bark areas with rock and shrubs	\$ 10,000	\$ 10,000		
B	Construct Building for Storage/Vehicles	\$ 150,000	\$ 150,000		
	Subtotal	\$ 160,000	\$ 160,000	\$ -	\$ -
2023 Projects & Equipment					
A	Generator Replacement	\$ 50,000	\$ 50,000		
B	Anti Freeze System Replacement	\$ 60,000	\$ 60,000		
	Subtotal	\$ 110,000	\$ 110,000	\$ -	\$ -

HEALTH AND HUMAN SERVICES BUILDING

REVENUE SOURCES				
	TAX LEVY	G.O. DEBT	DEPT. FUND BALANCE	FED OR STATE GOVERNMENT/ GRANTS

TOTAL

2024 Projects & Equipment

A

B

\$	-	\$	-	\$	-	\$	-	\$	-
\$	-	\$	-	\$	-	\$	-	\$	-
Subtotal									

LAND CONSERVATION OFFICE

		REVENUE SOURCES			
		TAX LEVY	G.O. DEBT	DEPT. FUND BALANCE	FED OR STATE GOVERNMENT/ GRANTS
TOTAL					
2020 Projects & Equipment					
A	Groundwater Study	\$ 18,000	\$ 18,000		
B	Dam Repair/Replacement Fund	\$ 10,000	\$ 10,000		
C	LCD Office Moving Expenses	\$ 10,000	\$ 10,000		
	Subtotal	\$ 38,000	\$ 38,000	\$ -	\$ -
2021 Projects & Equipment					
A	2nd LCD Field Vehicle - from Sheriff Department.	\$ 5,000	\$ 5,000		
B	Dam Repair/Replacement Fund	\$ 15,000	\$ 15,000		
	Subtotal	\$ 20,000	\$ 20,000	\$ -	\$ -
2022 Projects & Equipment					
A	Survey-grade GPS	\$ 20,000	\$ 20,000		
B	Dam Repair/Replacement Fund	\$ 15,000	\$ 15,000		
	Subtotal	\$ 35,000	\$ 35,000	\$ -	\$ -
2023 Projects & Equipment					
A	Dam Repair/Replacement Fund	\$ 20,000	\$ 20,000		
	Subtotal	\$ 20,000	\$ 20,000	\$ -	\$ -
2024 Projects & Equipment					
A	Dam Repair/Replacement Fund	\$ 30,000	\$ 30,000		
	Subtotal	\$ 30,000	\$ 30,000	\$ -	\$ -

EMERGENCY MANAGEMENT

REVENUE SOURCES				
	TAX LEVY	G.O. DEBT	DEPT. FUND BALANCE	FED OR STATE GOVERNMENT/ GRANTS

TOTAL

2020 Projects & Equipment

A	Inflatable Shelter Tent	\$	6,500	\$	6,500				
	Subtotal	\$	6,500	\$	6,500	\$	-	\$	-

2021 Projects & Equipment

A	24 Portable Radios - EM Radio Cache	\$	48,000	\$	48,000	Today, there are 0 grant dollars available			
B	6 Mobile Radio Replacements	\$	30,000	\$	30,000				
C	New Truck w/sale of current truck	\$	8,000	\$	8,000				
	Subtotal	\$	86,000	\$	86,000	\$	-	\$	-

2022 Projects & Equipment

A	Heated Trailer/Equipment Storage Garage	\$	100,000	\$	100,000				
B		\$	-						
	Subtotal	\$	100,000	\$	100,000	\$	-	\$	-

2023 Projects & Equipment

A		\$	-						
B		\$	-	\$	-	\$	-	\$	-
	Subtotal	\$	-	\$	-	\$	-	\$	-

2024 Projects & Equipment

A	New Truck with sale of Current Truck	\$	8,000	\$	8,000				
	Subtotal	\$	8,000	\$	8,000	\$	-	\$	-

INFORMATION TECHNOLOGY

		REVENUE SOURCES				
		TAX LEVY	G.O. DEBT	DEPT. FUND BALANCE	FED OR STATE GOVERNMENT/ GRANTS	
2020 Projects & Equipment		TOTAL				
A	County Board Room -New Supervisor Voting System	\$ 20,000	\$ 20,000	\$ -	\$ -	\$ -
	Subtotal	\$ 20,000	\$ 20,000	\$ -	\$ -	\$ -
2021 Projects & Equipment						
A		\$ -				
	Subtotal	\$ -	\$ -	\$ -	\$ -	\$ -
2022 Projects & Equipment						
A		\$ -				
	Subtotal	\$ -	\$ -	\$ -	\$ -	\$ -
2023 Projects & Equipment						
A		\$ -				
	Subtotal	\$ -	\$ -	\$ -	\$ -	\$ -
2024 Projects & Equipment						
A		\$ -				
	Subtotal	\$ -	\$ -	\$ -	\$ -	\$ -

PLANNING DEPARTMENT

		REVENUE SOURCES			
		TAX LEVY	G.O. DEBT	DEPT. FUND BALANCE	FED OR STATE GOVERNMENT/ GRANTS
TOTAL					
2020 Projects & Equipment					
A	Business Incubator Feasibility Study	\$ 20,000	\$ 10,000		\$ 10,000
B	Comprehensive Plan Update	\$ 50,000	\$ 50,000		
	Subtotal	\$ 50,000	\$ 50,000	\$ -	\$ -
2021 Projects & Equipment					
A	Permit Management Software	\$ 25,000	\$ 25,000		
B	Build an Incubator Space with SWTECH	\$ 1,000,000	\$ 250,000		\$ 750,000
	Subtotal	\$ 1,000,000	\$ 250,000	\$ -	\$ 750,000
2022 Projects & Equipment					
A	Vehicle Purchase	\$ 15,000	\$ 15,000		
	Subtotal	\$ 15,000	\$ 15,000	\$ -	\$ -
2023 Projects & Equipment					
A		\$ -			
	Subtotal	\$ -	\$ -	\$ -	\$ -
2024 Projects & Equipment					
A		\$ -			
	Subtotal	\$ -	\$ -	\$ -	\$ -

TRICOUNTY AIRPORT

										REVENUE SOURCES			
										TAX LEVY	G.O. DEBT	DEPT. FUND BALANCE	FED OR STATE GOVERNMENT/ GRANTS
TOTAL													
2020 Projects & Equipment													
D	(TRI) Airport Layout Plan - Lone Rock	\$	30,000	\$	500				\$	29,500			
	Subtotal	\$	30,000	\$	500	\$	-	\$	-	\$	29,500		
2021 Projects & Equipment													
A	(TRI) Runway 9/27 Design - Lone Rock	\$	100,000	\$	1,667				\$	98,333			
	Subtotal	\$	100,000	\$	1,667	\$	-	\$	-	\$	98,333		
2022 Projects & Equipment													
C	(TRI) Move Runway 36 - Lone Rock	\$	105,000	\$	1,667				\$	103,333			
D	(TRI) Construction of Parallel Runway 9/27 - Lone Rock	\$	171,667	\$	2,778				\$	168,889			
E	(TRI) Reconstruct Runway 9/27 & Taxiway - Lone Rock	\$	2,206,000	\$	42,000				\$	2,164,000			
	Subtotal	\$	2,482,667	\$	46,445	\$	-	\$	-	\$	2,436,222		
2023 Projects & Equipment													
	Subtotal	\$	-	\$	-	\$	-	\$	-	\$	-		
2024 Projects & Equipment													
A		\$	-										
	Subtotal	\$	-	\$	-	\$	-	\$	-	\$	-		

Unfunded Bloomfield Improvements

1	Hot water heater replacement	\$10,000	
2	EZ Stand/Lift Replacement	\$16,000	
3	Call Light System Replacement	\$125,000	If this fails replacement is required.
4	Wander alarm replacement	\$10,000	
5	Replace one Dryer	\$10,000	
6	Nursing bed replacement	\$15,000	
7	Replace furniture in rooms	\$25,000	
8	Patch, seal, and re-line parking lot	\$12,000	2021 or sooner
9	Life Safety Code Inspection	\$20,000	Put in yearly for mandated inspection repairs
10	Chiller Replacement	\$100,000	
11	Sewer line cleaning, televising, Inspect	\$12,000	2020
12	Sludge holding tank roof recoat	\$20,000	2022
13	Comminutor Replacement	\$15,000	2022
14	UV Disinfection Replacement	\$20,000	2022
15	Electrical wiring replacement	\$250,000	To be done if cited.
16	Repair terrazzo flooring	\$10,000	
17	Ceiling Replacement in stairwells	\$15,000	
18	Therapy floor Replacement	\$10,000	To be done if cited.
19	Water Tower repair/paint	\$150,000	Depends on DNR inspection 2020
20	Replace Spa Tub on 2nd Floor	\$20,000	
21	Remodel walk in freezer	\$15,000	
22	Repair and seal roof	\$100,000	
23	Convert antifreeze to dry system in chapel	\$25,000	
24	Replace Dishwasher	\$10,000	
25	Window replacements	\$150,000	
26	Maintenance Vehicle Replacement	\$25,000	
27	Sewer line Repair	?	Scheduled for 2022 based on Sewer Line Inspections
28	Laundry Washer	\$15,000	
29	Exterior door replacement	\$15,000	
30	Sewer plant Splitter box replacement	\$10,000	
31	Sewer Plant Clarifier Resurfacing	?	
32	Resident room floor replacement	\$5,000	
33		\$0	
	5 year total	\$1,235,000	

9-0919

AGENDA ITEM COVER SHEET

Title: 2020 Employee Trust Funds Health

☒ Original

☐ Update

TO BE COMPLETED BY COUNTY DEPARTMENT HEAD

DESCRIPTION OF AGENDA ITEM (Please provide detailed information, including deadline):

Iowa County has received the 2020 Health Insurance rates to include four program options:

-Traditional Plan

-Local Deductible (\$500 single/\$1000 family) **CURRENT PROGRAM

-Local Health Plan (\$250 single/\$500 family Deductible, Co-pay and Co-insurance)

-Local High Deductible Plan (\$1,500 single/\$3,000 family Deductible, Co-pays and Co-insurance)

All four plans have the option to include dental insurance or without dental.

It's Your Choice Open Enrollment period is from September 30 - October 25. It is crucial to have rates set before Open Enrollment so employees are aware and can make an informed decisions during IYC Open Enrollment.

RECOMMENDATIONS (IF ANY):

To move forward with the Low Deductible Plan without Dental, with Iowa County contributing 85% of the average of the two qualifying plans.

ANY ATTACHMENTS? (Only 1 copy is needed)

☒ Yes

☐ No

If yes, please list below:

Page H1: Resolution to adopt 85% of the average of the three qualifying plans on the Local (Low) Deductible plan without dental.

Page H2: 2019 Adopted Health Insurance Rates

Page H3/H4 - Proposed Recommendation, includes employer and employee costs.

FISCAL IMPACT:

\$92,938.32 (Page H3 of the Health Insurance handouts)

LEGAL REVIEW PERFORMED:

☐ Yes

☐ No

PUBLICATION REQUIRED:

☐ Yes

☒ No

PRESENTATION?:

☒ Yes

☐ No

How much time is needed? 10 minutes

COMPLETED BY: Allison Leitzinger

DEPT: Employee Relations

2/3 VOTE REQUIRED:

☐ Yes

☒ No

TO BE COMPLETED BY COMMITTEE CHAIR

MEETING DATE:

AGENDA ITEM #

COMMITTEE ACTION:

RESOLUTION NO. 9-0919

TO THE HONORABLE IOWA COUNTY BOARD OF SUPERVISORS:

WHEREAS, the Iowa County General Government Committee has evaluated the Wisconsin Public Employers Group (ETF) Health Insurance premium rate scheduled to be implemented January 1, 2020; and

WHEREAS, current law states that local governments such as Iowa County who subscribe to the ETF health insurance plan are prohibited from paying more than 88% of the average cost of their respective qualified ETF plans, which began with premiums from January 2012 coverage forward; and

WHEREAS, Iowa County must comply with the requirements of current law based upon an average cost assessment, while at the same time providing reasonably-priced health insurance coverage with multiple options to qualified employees; and

WHEREAS, with the recognition that the average cost of the three qualified Iowa County ETF plans presents a mandated solution that must consider equity in the contributions toward health care options across all plans.

NOW THEREFORE, BE IT RESOLVED, the Committee recommends for fiscal year 2020 premiums, Iowa County as employer will pay the equivalent of 85% of the average cost of the two qualifying ETF Local Deductible plans (without dental) in the County toward the cost of the ETF family or single plan selected by the employee.

Respectfully submitted by the Iowa County General Government Committee:

Dated this 5th day of September, 2019.

	A	B	C	D	E	F	G	H	I	J	K
1	Adopted - Iowa County - 2019 Health Insurance Rates										
2	Adopted at the September 25, 2018 County Board Meeting										
3											
4											
5	<i>All Rates are Monthly Rates</i>										
6	Please Note: Medical Associates is the lowest qualified plan for 2019										
7											
8	<u>Covers all eligible Iowa County Employees except Sheriff's Department Represented Employees & Sheriff Management</u>										
9											
10	Iowa County contributes 88% of the average premium cost of qualified plans										
11	These rates apply to all Full-Time Employees. Rates for Part-Time Employees are pro-rated.										
12											
13	<u>LOW DEDUCTIBLE PLAN - \$500 Single Plan and \$1,000 Family Plan</u>										
14											Employee Share Per Pay Period
15	Plan	Single Monthly Premium	Family Monthly Premium	Employee Share Single Plan Monthly Premium (Deduction)	Employer Share Single Monthly Premium (Benefit)	Employee Share Family Plan Monthly Premium (Deduction)	Employer Share Family Monthly Premium (Benefit)	Employee % of Single Monthly Premium Rate	Employee % of Family Monthly Premium Rate	1/2 of single ded.	1/2 of family ded.
16	Dean Health	623.70	1,528.40	104.36	519.34	257.18	1,271.22	16.73%	16.83%	52.18	128.59
17	Medical Associates	556.64	1,360.76	37.30	519.34	89.54	1,271.22	6.70%	6.58%	18.65	44.77
18	Quartz Community	717.30	1,762.40	197.96	519.34	491.18	1,271.22	27.60%	27.87%	98.98	245.59
19	Quartz UW	601.34	1,472.50	82.00	519.34	201.28	1,271.22	13.64%	13.67%	41.00	100.64
20											
21											
22	Annual Employer Cost per Single & Family Plan:				6,232.08		15,254.64				
23											

CURRENT

	A	B	C	D	E	F	G	H	I	J
1									Prepared 9/4/19 RRH	
2	Projected 2020 Health Insurance Rates - Low Deductible Plan									
3										
4	2020 - 85% if the Average Cost of the Average of the 2 qualified Plans for Iowa County									
5	2019 - 88% if the Average Cost of the Average of the 2 qualified Plans for Iowa County									
6	LOW DEDUCTIBLE PLAN - \$500 single plan & \$1,000 family plan									
7										
8	Iowa County									
9	Compare 2020 (85% of Average) and 2019 Adopted Monthly Health Insurance Rates									
10										
11	Please Note: Medical Associates was the lowest qualified plan for 2020									
12										
13	Plan	2019 Single Plan Monthly Premium	2020 Projected Single Plan Monthly Premium	Amount of Increase	% of Increase		2019 Family Plan Monthly Premium	2020 Projected Family Plan Monthly Premium	Amount of Increase	% of Increase
14	Dean Health	623.70	664.24	40.54	6.5%		1,528.40	1,627.08	98.68	6.5%
15	Medical Associates	556.64	597.98	41.34	7.4%		1,360.76	1,461.44	100.68	7.4%
16										
17	Average Cost of the Qualified Plans for Iowa County	590.17	631.11	40.94	6.9%		1,444.58	1,544.26	99.68	6.9%
18										
19	Monthly County Contribution 88% based on average premiums of the qualified plans for 2019 & 85% on Average of plans for 2020	519.34	536.44	17.10	3.3%		1,271.22	1,312.62	41.40	3.3%
20										
21	Current # of Plans for the September 2019 Health Insurance Invoice:			37					118	
22										
23	Projected Decrease County Cost per Month for Employees			632.70					4,885.20	
24										
25	Total Projected Increase in Annual 2020 County Cost - EE's other than Sheriff			7,592.40					58,622.40	\$ 66,214.80
26	Total Projected Increase in Annual 2020 County Cost - Sheriff Department									\$ 26,723.52
27										
28	Total Projected Increase in Annual 2020 County									\$ 92,938.32

H3

	A	B	C	D	E	F	G	H	I	J	K
1	Proposed - Iowa County - 2020 Health Insurance Rates										
2	For the September 15, 2019 County Board Meeting										
3											
4											
5	All Rates are Monthly Rates										
6	Please Note: Medical Associates is the lowest qualified plan for 2020										
7											
8	Covers all eligible Iowa County Employees except Sheriff's Department Represented Employees & Sheriff Management										
9											
10	Iowa County contributes 85% of the average premium cost of qualified plans										
11	These rates apply to all Full-Time Employees. Rates for Part-Time Employees are pro-rated.										
12											
13	LOW DEDUCTIBLE PLAN - \$500 Single Plan and \$1,000 Family Plan										
14											Employee Share Per Pay Period
15	Plan	Single Monthly Premium	Family Monthly Premium	Employee Share Single Plan Monthly Premium (Deduction)	Employee Share Single Plan Monthly Premium (Benefit)	Employee Share Family Plan Monthly Premium (Deduction)	Employee Share Family Plan Monthly Premium (Benefit)	Employee % of Single Monthly Premium Rate	Employee % of Family Monthly Premium Rate	1/2 of single ded.	1/2 of family ded.
16	Dean Health	664.24	1,627.08	127.80	536.44	314.46	1,312.62	19.24%	19.33%	63.90	157.23
17	Medical Associates	597.98	1,461.44	61.54	536.44	148.82	1,312.62	10.29%	10.18%	30.77	74.41
18	Quartz Community	793.70	1,950.74	257.26	536.44	638.12	1,312.62	32.41%	32.71%	128.63	319.06
19	Quartz UW	615.36	1,504.88	78.92	536.44	192.26	1,312.62	12.83%	12.78%	39.46	96.13
20											
21											
22	Annual Employer Cost per Single & Family Plan:					6,437.28	15,751.44				
23											
24											
25	All Rates are Monthly Rates										
26	Please Note: Medical Associates is the lowest qualified plan for 2020										
27											
28	Covers all eligible Sheriff's Department Represented and Management Employees										
29											
30	Iowa County contributes 85% of the average premium cost of qualified plans										
31	These rates apply to all Full-Time Employees. Rates for Part-Time Employees are pro-rated.										
32											
33	LOW DEDUCTIBLE PLAN - \$500 Single Plan and \$1,000 Family Plan										
34											Employee Share
35	Plan	Single Monthly Premium	Family Monthly Premium	Employee Share Single Plan Monthly Premium (Deduction)	Employee Share Single Plan Monthly Premium (Benefit)	Employee Share Family Plan Monthly Premium (Deduction)	Employee Share Family Plan Monthly Premium (Benefit)	Employee % of Single Monthly Premium Rate	Employee % of Family Monthly Premium Rate	1/2 of single ded.	1/2 of family ded.
36	Dean Health	664.24	1,627.08	127.80	536.44	314.46	1,312.62	19.24%	19.33%	63.90	157.23
37	Medical Associates	597.98	1,461.44	61.54	536.44	148.82	1,312.62	10.29%	10.18%	30.77	74.41
38	Quartz Community	793.70	1,950.74	257.26	536.44	638.12	1,312.62	32.41%	32.71%	128.63	319.06
39	Quartz UW	615.36	1,504.88	78.92	536.44	192.26	1,312.62	12.83%	12.78%	39.46	96.13
40											
41											
42	Annual Employer Cost per Single & Family Plan:					6,437.28	15,751.44				

RESOLUTION NO. 10-0919

**RESOLUTION ESTABLISHING A PUBLIC-PRIVATE PARTNERSHIP TO FACILITATE THE
DEPLOYMENT OF AFFORDABLE, RELIABLE, HIGH-SPEED INTERNET
SERVICES THROUGHOUT THE COUNTY**

WHEREAS, access to affordable, reliable, high-speed broadband services, including for residential, commercial, and governmental use, provides enhanced educational possibilities, furthers workforce development opportunities, and stimulates economic development within the County; and

WHEREAS, the County's residents increasingly depend on their ability to access affordable, reliable, high-speed broadband services to improve their economic and financial position, to enhance their social networking capabilities, and to meet their basic consumer needs; and

WHEREAS, the County's businesses rely on their ability to access affordable, reliable, high-speed broadband services to effectively compete in a global economy; and

WHEREAS, the County's ability to timely deliver cost-effective governmental services to its residents, including emergency medical services and law enforcement protection, is enhanced by its ability to access affordable, reliable, high-speed broadband; and

WHEREAS, the County, along with its residents and businesses, desire expanded access to affordable, reliable, high-speed broadband services to effectively deliver basic services to its residents, to more fully engage in commerce, and to better compete in a global economy; and

WHEREAS, the County's topography and population density has made it cost-prohibitive for private sector development of a reliable, affordable, high-speed broadband network throughout the County; and

WHEREAS, as a result, many areas of the County have limited or no access to affordable, reliable, high-speed broadband services; and

WHEREAS, the County desires to develop and implement a plan to facilitate the provision of reliable, affordable, high-speed broadband services to residents and businesses throughout the County; and

WHEREAS, the County believes that cooperation with private-sector partners is necessary for the development of a county-wide broadband network that meets the needs of the County, its residents, and its businesses; and

WHEREAS, Hilbert Communications, LLC is an ISP with experience providing reliable, affordable, high-speed broadband services to underserved and unserved communities throughout Wisconsin for commercial, governmental, and emergency response purposes; and

WHEREAS, Hilbert Communications, LLC is able to and desires to assist the County with the development of a plan to facilitate the deployment of reliable, affordable, high-speed broadband services throughout the County; and

WHEREAS, the County believes that the economic activity and public benefits likely to occur as a result of the development and deployment of a reliable, affordable, high-speed broadband network throughout the County constitutes a valid public purpose; and

WHEREAS, the Parties desire to work together for the mutual benefit of the County's residents, businesses, government, and emergency responders by jointly developing a plan to facilitate the provision of reliable, affordable, high-speed broadband services throughout the County.

NOW, THEREFORE, BE IT RESOLVED, the Iowa County Board of Supervisors authorizes and directs the Chairman of the Board of Supervisors, or his designee, to execute a Memorandum of Understanding ("MOU"), attached as **Exhibit A**, with Hilbert Communications, LLC expressing the parties' desire and intent to develop a plan to construct develop, and deploy high-speed internet infrastructure to facilitate the provision of affordable, reliable, high-speed internet services throughout the County.

BE IT FURTHER RESOLVED, the Iowa County Board of Supervisors authorizes and directs staff to immediately enter into negotiations with Hilbert Communications, LLC to develop a comprehensive plan, including all necessary agreements and other documentation, setting forth all relevant aspects necessary for the parties to jointly, or in partnership, construct, develop, and deploy high-speed internet infrastructure throughout the County.

BE IT FURTHER RESOLVED, the Iowa County Board of Supervisors authorizes and directs staff to immediately develop and prepare a complete Broadband Expansion Grant Application, including all necessary agreements and other documentation, in partnership with Hilbert Communications LLC, for joint submission to the Public Service Commission of Wisconsin not later than December 19, 2019.

BE IT FUTHER RESOLVED, all plans, applications, and Agreements referenced herein shall not become effective unless and until each has received approval by the Board of Supervisors in accordance with Iowa County's General Code of Ordinances and/or as otherwise required by law.

Respectfully submitted by the Executive Committee.

Adopted by the Iowa County Board of Supervisors this ___ day of _____, 2019.

John M. Meyers, Chairman
Iowa County Board of Supervisors

Attest:

Greg Klusendorf, Clerk

EXHIBIT A

MEMORANDUM OF UNDERSTANDING BETWEEN IOWA COUNTY, WISCONSIN AND HILBERT COMMUNICATIONS, LLC ESTABLISHING A PUBLIC-PRIVATE PARTNERSHIP TO FACILITATE THE DEPLOYMENT OF AFFORDABLE, RELIABLE, HIGH-SPEED INTERNET THROUGHOUT THE COUNTY

This MEMORANDUM OF UNDERSTANDING ("MOU") is made and entered into this ____ day of September, 2019, by and between IOWA COUNTY, WISCONSIN (the "County"), a political subdivision of the State of Wisconsin with its principal office located at 222 North Iowa Street, Dodgeville, Wisconsin, 53533 and HILBERT COMMUNICATIONS, LLC ("Hilbert") a Wisconsin corporation with its principal office located at 130 East Walnut Street, Suite 301, Green Bay, Wisconsin, 54301 (collectively, the "Parties").

RECITALS

WHEREAS, the County seeks to promote the development of affordable, reliable, high-speed broadband service within its boundaries for the public purpose of supporting its residents' desired quality of life and its businesses' need to compete in a global economy; and

WHEREAS, the County believes that the economic activity and public benefits likely to be generated by studying, analyzing, developing, and, ultimately, providing reliable, affordable, high-speed broadband services throughout the County constitutes a valid public purpose; and

WHEREAS, the County has areas that are underserved or unserved by affordable, reliable, high-speed broadband service; and

WHEREAS, the County desires to expand its residents' and businesses' access to affordable, reliable, high-speed broadband service; and

WHEREAS, the County has requested Hilbert to partner with it to produce and implement a plan that will result in the development and deployment of affordable, reliable, high-speed broadband service throughout the County (the "Project"); and

WHEREAS, Hilbert is an ISP with experience providing reliable, affordable, high-speed broadband access to underserved and unserved communities throughout Wisconsin for commercial, governmental, and emergency response purposes; and

WHEREAS, the parties intend that the County, with Hilbert as its private-sector partner, will develop and submit a complete Broadband Expansion Grant Application to the Public Service Commission of Wisconsin (the "PSC") in furtherance of the expansion of broadband service throughout the County not later than December 19, 2019; and

WHEREAS, the County desires to enter into exclusive negotiations with Hilbert to develop and implement a plan to provide affordable, high-speed broadband service throughout the County (the "Broadband Expansion Plan"), subject only to those limitations under the County's ordinances and Wisconsin and federal law; and

WHEREAS, the Parties acknowledge that this MOU is merely a representation of the Parties' desire to develop, construct and provide broadband services throughout the County and does not constitute an authorization, express or otherwise, for the County to construct, own, or operate any facility for providing video service, telecommunications service, or broadband service, directly or indirectly, to the public; and

WHEREAS, the Parties acknowledge that the terms of this MOU may be subject to modification in order to assure compliance with the County's ordinances, state regulatory agencies' guidance and rules, and Wisconsin and federal law.

The Parties to this MOU acknowledge the foregoing recitals and agree to participate in and perform the following actions:

GENERAL PROVISIONS

- I. Preliminary Agreement. This MOU is a preliminary agreement between the Parties and, unless expressly stated otherwise, is not intended to create a binding agreement to finance, provide, maintain, develop, construct, or otherwise obligate the Parties to build or operate a broadband network within the County.
- II. Parties' Support for the Project. Notwithstanding any law, rule, guidance, ordinance, or conflicting provision contained herein, the Parties do hereby express support for the provisions contained within this MOU. The Parties acknowledge that the Project may not materialize despite their best efforts.
- III. Good Faith Negotiations. The Parties agree to identify and pursue all reasonable alternatives to effect the intent of this MOU and, where possible, take affirmative steps to implement those alternatives. The Parties further agree to voluntarily comply with the provisions of this MOU and, upon approval of the Broadband Expansion Plan by both Parties' respective governing bodies, negotiate in good faith to finalize and adopt a Final Broadband Expansion Plan Agreement that is separate and distinct from this MOU and which authorizes the Parties to construct and operate an affordable, reliable, high-speed broadband network throughout the County.
- IV. Preliminary Costs. The Parties agree that unless otherwise expressly agreed to in writing, each Party will be responsible for its own expenses incurred in furtherance of this MOU.
- V. Public Purpose. The Parties acknowledge that the expansion of broadband service throughout the County will provide a public benefit to the County, its residents, and its businesses. Accordingly, the Parties agree to cooperate with one another, and diligently undertake all reasonable actions and execute all reasonable efforts to secure funding to advance the Project.

OBLIGATIONS OF THE PARTIES

- VI. Preliminary Preparations. The Parties shall make all reasonable efforts to independently and collaboratively engage all stakeholders necessary to study, analyze, and execute the provisions of this MOU, including, but not limited to, the PSC, industry stakeholders, telecommunications providers, financial advisors, legal counsel, and other professionals, as necessary to realize the Project.
- VII. Broadband Expansion Grant Application. The Parties agree to work collaboratively to jointly prepare a complete Broadband Expansion Grant Application with the intent to submit the completed Broadband Expansion Grant Application (the "Application") to the PSC no later than December 31, 2019.
- VIII. Broadband Expansion Plan. The Parties shall make all reasonable efforts to develop a comprehensive Broadband Expansion Plan, the purpose of which shall be to develop and deploy reliable, affordable, high-speed broadband service throughout the County. The Parties agree to work together to jointly develop the Broadband Expansion Plan and the Application.
- IX. Broadband Expansion Plan Approval. After developing and finalizing the Broadband Expansion Plan and Application, the Parties shall submit the Broadband Expansion Plan and Application to their respective governing bodies for consideration and approval.
- X. Broadband Expansion Plan Agreement. Should both Parties' respective governing bodies approve the Broadband Expansion Plan and Application, the Parties shall submit the Application to the PSC. Should the PSC award the Parties' the requested grant amount, the Parties shall use reasonable efforts to negotiate the specific terms of the Broadband Expansion Plan in a Broadband Expansion Plan Agreement. Development, approval, and execution of the Broadband Expansion Plan Agreement shall be separate and distinct from this MOU and shall be subject to and conditioned upon successful negotiations between the Parties and approval by both Parties' respective governing bodies.
- XI. Costs. Parties acknowledge that all costs borne by the Parties in executing this MOU shall be the sole liability of the Party that incurred the costs, unless otherwise agreed to in writing.

MISCELLANEOUS PROVISIONS

- XII. Duration and Termination. The Parties are entitled to terminate this MOU immediately upon written notice to the other Party. Unless one or both Parties, or a court of law, terminates or invalidates this MOU, this MOU shall remain in full force and effect until the Parties' obligations described hereunder are completed.

- XIII. Non-Binding Effect. The Parties acknowledge that unless expressly stated otherwise, this MOU is not a binding agreement and the obligations and rights of the Parties are yet to be negotiated and memorialized through the adoption of the Broadband Expansion Plan Agreement. The Broadband Expansion Plan Agreement shall not become effective unless and until it is approved by both Parties' respective governing bodies.
- XIV. Disclaimer. The Parties acknowledge that this MOU does not obligate either Party to provide, construct, finance, or develop a broadband network within the County or to execute a Broadband Expansion Plan Agreement. The Parties further acknowledge that the provisions of this MOU shall not be relied upon nor construed as an inducement for either party to take any action(s) or incur any costs not explicitly set forth by this MOU.
- XV. Representations and Warranties. The Parties acknowledge that this MOU does not create a financial obligation between the Parties. The Parties further acknowledge that this MOU does not guarantee completion of the Broadband Expansion Plan or execution of a Broadband Expansion Plan Agreement. Nor does this MOU represent a financing guarantee between a potential lender and a potential buyer. Any financing terms referenced in this MOU shall become effective only upon the development and ratification of the Broadband Expansion Plan Agreement by both Parties' respective governing bodies. The Parties acknowledge that the Broadband Expansion Plan Agreement is separate and distinct from this MOU.
- XVI. Confidentiality. Because of the competitive nature of the broadband industry, the County acknowledges that certain information Hilbert provides to the County may be proprietary and, if specified as such, should be treated by the County as confidential and shall not be disclosed to third parties unless required by law.
- XVII. Amendments. This MOU may not be amended or modified, except in writing, by mutual agreement of the Parties.
- XVIII. Governing Law. This MOU is intended to be performed in the State of Wisconsin and shall be construed and enforced by the laws of the State of Wisconsin.
- XIX. Counterparts. This MOU may be executed in one or more counterparts, each of which shall be an original, and all of which together shall be one and the same instrument.

IN WITNESS WHEREOF, the Parties hereto have caused the execution of this MOU by the authority of their respective governing bodies and/or authorized signatory as an expression of the Parties' formal intent.

[Signature pages follow.]

IOWA COUNTY

The undersigned Iowa County officials have executed this Agreement pursuant to duly adopted Resolution No. _____ dated: _____, 2019.

John M. Meyers, Chairman
Iowa County Board of Supervisors

Attest:

County Clerk

STATE OF WISCONSIN)
)
COUNTY OF IOWA)

Personally came before me on _____, 2019, the above named
_____, to me known to be the persons who executed the
foregoing instrument and acknowledge same.

Notary Public, State of Wisconsin
My Commission expires: _____

HILBERT COMMUNICATIONS, LLC

Authorized Signatory

Date

Attest:

Notary Public

STATE OF WISCONSIN)
)
COUNTY OF BROWN)

Personally came before me on _____, 2019, the above named
_____, to me known to be the persons who executed the
foregoing instrument and acknowledge same.

Notary Public, State of Wisconsin
My Commission expires: _____