ROCK COUNTY BOARD OF SUPERVISORS' MEETING
THURSDAY, OCTOBER 13, 2016 – 6:00 P.M.
COUNTY BOARD ROOM/COURTROOM H
FOURTH FLOOR/COURTHOUSE EAST

Agenda

1. CALL TO ORDER
2. INVOCATION & PLEDGE OF ALLEGIANCE
3. ROLL CALL
4. ADOPTION OF AGENDA

EXECUTIVE SESSION: Per Section 19.85(1)(g), Wis. Stats. – Confer with Legal Counsel Regarding Pending Litigation

Reconvene at Approximately 6:15 P.M.

5. APPROVAL OF MINUTES – September 22, 2016
6. PUBLIC HEARING
   A. Repealing and Recreating Rock County Ordinance 4.2 Zoning of Shorelands and County-Owned Lands (First Reading)

7. CITIZEN PARTICIPATION, COMMUNICATIONS AND ANNOUNCEMENTS
8. NOMINATIONS, APPOINTMENTS AND CONFIRMATION
   A. Appointments to the 911 Communications Commission
   B. Appointment to the Coordinated Services Team (CST) Advisory Committee
   C. Appointment to Emergency Medical Services Advisory Council
   D. Appointment to the City of Janesville Joint Review Board for Tax Incremental Financing District #22, Amendment #3
   E. Appointment to the City of Janesville Joint Review Board for Tax Incremental Financing District #37
   F. Appointment to Health Services Committee

9. RECOGNITION OF COUNTY EMPLOYEES OR OTHERS
10. INTRODUCTION OF NEW RESOLUTIONS OR ORDINANCES BY SUPERVISORS FOR REFERRAL TO APPROPRIATE COMMITTEE
11. REPORTS
12. NEW BUSINESS

A. Supplementary Appropriations and Budget Changes - Roll Call
   1) Awarding the Contract for Repairing Courthouse Masonry and Amending 2016 Facilities Management Capital Budget

B. Contracts – Roll Call
   1) Awarding Contract for Correctional Healthcare Services at the Rock County Jail for 2017 - 2021
   3) Awarding Contract for Financial Audit of County Books for Fiscal Years 2016-2017
   4) Approving Intergovernmental Agreement with Dane County for Medical Examiner Services

NOTE: Item 12.B.4. will be considered by the County Board Staff Committee on October 11, 2016

   5) Authorizing Sale of the Milton Salt Shed (Chicago St.)

NOTE: Item 12.B.5. will be considered by the County Board Staff Committee on October 11, 2016 and Public Works Committee on October 13, 2016

   6) Awarding of Contract for Carver-Roehl Park Toilet Project

NOTE: Item 12.B.6. will be considered by the Public Works Committee on October 11, 2016

   7) Authorizing Purchase of Motor Pool Vehicle for the Rock County Department of Public Works

NOTE: Item 12.B.7. will be considered by the Public Works Committee on October 13, 2016

C. In Support of Increased Funding in the Children and Family Allocation (CFA)
D. Approving the 2017 Base Wage Rates for all Employees Except Represented Law Enforcement Employees, and Amending the Personnel Policy Wage Appendixes
E. Setting the 2017 Salary of the County Administrator

NOTE: Items 12.D. and 12.E. will be considered by the County Board Staff Committee on October 11, 2016

F. Claims

G. Presentation of the 2017 Recommended Budget – County Administrator

13. ADJOURNMENT
RESOLUTION
ROCK COUNTY BOARD OF SUPERVISORS

PLANNING & DEVELOPMENT
COMMITTEE
INITIATED BY

JEFFREY S. KUGLITSCH
DRAFTED BY

SEPTEMBER 21, 2016
DATE DRAFTED

PLANNING & DEVELOPMENT
COMMITTEE
SUBMITTED BY

REPEALING AND RECREATING ROCK COUNTY ORDINANCE 4.2 ZONING OF SHORELANDS AND COUNTY-OWNED LANDS

The Rock County Board of Supervisors at its regular meeting this ___ day of __________, 2016, does ordain as follows:

I. Ordinance 4.2, Zoning of Shorelands and County-Owned Lands is hereby repealed and recreated to read as follows:

Part 2 – Zoning of Shorelands and County-Owned Lands

Subpart 1: Zoning of Shorelands

4.201 Statutory Authorization, Finding of Fact, Statement of Purpose And Title

(1) Statutory Authorization. This ordinance is adopted pursuant to the authorization in ss. 59.692 Wis. Stats to implement 59.69, 59.692, 59.694, 87.30, 236.45, and 281.31 and to parallel as closely as possible the regulatory provisions of ch. NR 115 Wis. Adm. Code and the statutory language reflected in Act 55, 167 and 391 (2015).

(2) Finding of Fact. Uncontrolled use of the shorelands and pollution of the navigable waters of Rock County will adversely affect the public health, safety, convenience, and general welfare and impair the tax base. The legislature of Wisconsin has delegated responsibility to the counties to further the maintenance of safe and healthful conditions; prevent and control water pollution; protect spawning grounds, fish and aquatic life; control building sites, placement of structures and land uses; and to preserve shore cover and natural beauty. This responsibility is hereby recognized by the County of Rock, Wisconsin.

(3) Purpose and Intent. For the purpose of promoting the public health, safety, convenience and welfare, and promote and protect the public trust in navigable waters this ordinance has been established to:

(A) Further the Maintenance of Safe and Healthful Conditions and Prevent and Control Water Pollution Through:
   1. Limiting structures to those areas where soil and geological conditions will provide a safe foundation.
   2. Establishing minimum lot sizes to provide adequate area for private on-site waste treatment systems.
   3. Controlling filling and grading to prevent soil erosion problems.
   4. Limiting impervious surfaces to control runoff which carries pollutants.

(B) Protect Spawning Grounds, Fish and Aquatic Life Through:
   1. Preserving wetlands and other fish and aquatic habitat.
   2. Regulating pollution sources.
   3. Controlling shoreline alterations, dredging and lagooning.

(C) Control Building Sites, Placement of Structures and Land Uses Through:
1. Prohibiting certain uses detrimental to the shoreland-wetlands.
2. Setting minimum lot sizes and widths.
3. Setting minimum building setbacks from waterways.
4. Setting the maximum height of near shore structures.

(D) Preserve and Restore Shoreland Vegetation and Natural Scenic Beauty Through:
1. Restricting the removal of natural shoreland cover.
2. Preventing shoreline encroachment by structures.
3. Controlling shoreland excavation and other earth moving activities.
4. Regulating the use and placement of boathouses and other structures.

(4) Title. The Rock County Shoreland Zoning Ordinance.


(1) Areas to be Regulated. Areas regulated by this ordinance shall include all the lands (referred to herein as shorelands) in the unincorporated areas of Rock County which are:

(A) Within one thousand (1,000) feet of the ordinary high-water mark of navigable lakes, ponds or flowages. The Rock River is considered a flowage within Rock County.

(B) Within three hundred (300) feet of the ordinary high-water mark of navigable rivers or streams, or to the landward side of the floodplain, whichever distance is greater.

(C) The provisions of this chapter apply to regulation of the use and development of unincorporated shoreland areas. Unless specifically exempted by law, all cities, villages, towns, counties and, when s. 13.48 (13), Stats., applies, state agencies are required to comply with, and obtain all necessary permits under, local shoreland ordinances. The construction, reconstruction, maintenance or repair of state highways and bridges carried out under the direction and supervision of the Wisconsin Department of Transportation is not subject to local shoreland zoning ordinances if s. 30.2022, Stats., applies. Shoreland zoning requirements in annexed or incorporated areas are provided in s. 61.353 and s. 62.233, Stats.

(D) Determinations of navigability and ordinary high-water mark location shall initially be made by the Zoning Administrator. When questions arise, the Zoning Administrator shall contact the appropriate office of the Department for a final determination of navigability or ordinary high-water mark. The County may work with surveyors in regard to s. 59.692(1h).

(E) Under s. 281.31(2m) Wis. Stats., notwithstanding any other provision of law or administrative rule promulgated thereunder, this shoreland zoning ordinance does not apply to:
1. Lands adjacent to farm drainage ditches if:
   (a) Such lands are not adjacent to a natural navigable stream or river;
   (b) Those parts of such drainage ditches adjacent to such lands were not navigable streams before ditching; and
2. Lands adjacent to artificially constructed drainage ditches, ponds or stormwater retention basins that are not hydrologically connected to a natural navigable water body.

(2) Shoreland-Wetland Maps. The most recent version of the Wisconsin Wetland Inventory maps (available at http://dnrmaps.wi.gov/SL/Viewer.html?Viewer=SWDV&runWorkflow=Wetland) are made part of this ordinance along with other maps and images that can be readily used to help the Zoning Administrator and landowners evaluate the presence or absence and likely extent of wetlands on the property, as further defined in section 4.203(1)(A) of this ordinance.

(3) Compliance. The use of any land, the size, shape and placement of lots, the use, size, type and location of structures on lots, the installation and maintenance of water supply and waste disposal facilities, the filling, grading, lagooning, dredging of any lands, the cutting of shoreland vegetation, the subdivision of lots, shall be in full compliance with the terms of this
ordinance and other applicable local, state or federal regulations. Buildings and other structures shall require a permit unless otherwise expressly excluded by a provision of this ordinance. Property owners, builders and contractors are responsible for compliance with the terms of this ordinance.

(4) Municipalities and State Agencies Regulated. Unless specifically exempted by law, all cities, villages, towns, and counties are required to comply with this ordinance and obtain all necessary permits. State agencies are required to comply when s. 13.48(13), Wis. Stats., applies. The construction, reconstruction, maintenance and repair of state highways and bridges carried out under the direction and supervision of the Wisconsin Department of Transportation are exempt when s. 30.2022 Wis. Stats., applies.

(5) Abrogation and Greater Restrictions. The provisions of this ordinance supersede all the provisions of any county zoning ordinance adopted under s. 59.692, Wis. Stats., which relate to shorelands. In other words if a zoning standard only applies to lands that lie within the shoreland and applies because the lands are in shoreland, then this ordinance supersedes those provisions. However, where an ordinance adopted under a statute other than s. 59.692, Wis. Stats., is more restrictive than this ordinance, for example the Floodplain Zoning Ordinance, that ordinance shall continue in full force and effect to the extent of the greater restrictions, but not otherwise.

(A) Pursuant to s. 59.692(2)(a), Wis. Stats., this ordinance shall not require approval or be subject to disapproval by any town or town board.

(B) Pursuant to s. 59.692(2)(b), Wis. Stats., if an existing town ordinance relating to shorelands is more restrictive than this ordinance or any amendments thereto, the town ordinance continues in all respects to the extent of the greater restrictions but not otherwise.

(C) This ordinance is not intended to repeal, abrogate or impair any existing deed restrictions, covenants or easements. However, where this ordinance imposes greater restrictions, the provisions of this ordinance shall prevail.

(D) This ordinance may establish standards to regulate matters that are not regulated in NR 115, but that further the purposes of shoreland zoning as described in section 4.201(3) of this ordinance.

(E) Counties may not establish shoreland zoning standards in a shoreland zoning ordinance that requires any of the following:
  1. Approval to install or maintain outdoor lighting in shorelands, impose any fee or mitigation requirement to install or maintain outdoor lighting in shorelands, or otherwise prohibits or regulates outdoor lighting in shorelands if the lighting is designed or intended for residential use.
  2. Requires any inspection or upgrade of a structure before the sale or other transfer of the structure may be made.

(F) (s.59.692(7), Stats) The construction and maintenance of a facility is considered to satisfy the requirements of a shoreland zoning ordinance if:
  1. The department has issued all required permits or approvals authorizing the construction or maintenance under ch. 30, 31, 281, or 283.

A "facility" means any property or equipment of a public utility, as defined in s. 196.01 (3), or a cooperative association organized under ch. 185 for the purpose of producing or furnishing heat, light, or power to its members only, that is used for the transmission, delivery, or furnishing of natural gas, heat, light, or power.

(6) Interpretation. In their interpretation and application, the provisions of this ordinance shall be held to be minimum requirements and shall be liberally construed in favor of the County of Rock and shall not be deemed a limitation or repeal of any other powers granted by Wisconsin Statutes. Where a provision of this ordinance is required by statute and a standard in ch. NR 115, Wis. Adm. Code, and where the ordinance provision is unclear, the provision shall be interpreted in light of the statute and ch. NR 115 standards in effect on the date of the adoption of this ordinance or in effect on the date of the most recent text amendment to this ordinance.
(7) Severability. If any portion of this ordinance is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of this ordinance shall not be affected.

4.203 Shoreland-Wetland District

(1) Designation. This district shall include all shorelands within the jurisdiction of this ordinance which are designated as wetlands on the most recent version of the Wisconsin Wetland Inventory as depicted on the Department of Natural Resources Surface Water Data Viewer.

(2) Locating Shoreland-Wetland Boundaries. Where an apparent discrepancy exists between the shoreland-wetland district boundary shown on the Wisconsin Wetland Inventory maps and actual field conditions, the County shall contact the Department to determine if the map is in error. If the Department determines that a particular area was incorrectly mapped as wetland or meets the wetland definition but was not shown as wetland on the map, the county shall have the authority to immediately grant or deny a shoreland zoning permit in accordance with the applicable regulations based on the Department determination as to whether the area is wetland.

Depending on the scope of the proposed activity, a third-party wetland delineation may be required by the Department or the County and all costs shall be assumed by the applicant. Maps do not represent the definitive presence and boundaries of wetlands and cannot serve as a substitute for a delineation of wetland boundaries. In order to correct wetland mapping errors on the official zoning map, an official zoning map amendment must be initiated within a reasonable period of time.

(3) Purpose. This district is created to maintain safe and healthful conditions, to prevent water pollution, to protect fish spawning grounds and wildlife habitat, to preserve shore cover and natural beauty and to control building and development in wetlands whenever possible. When development is permitted in a wetland, the development should occur in a manner that minimizes adverse impacts upon the wetland.

(4) Permitted Uses. The following uses shall be allowed, subject to general shoreland zoning regulations contained in this ordinance, the provisions of chs. 30, 31 and 281.36, Wis. Stats. and the provisions of other applicable local, state and federal laws:

(A) Activities and uses which do not require the issuance of a zoning permit, but which must be carried out without any filling, flooding, draining, dredging, ditching, tiling or excavating.
   1. Hiking, fishing, trapping, hunting, swimming, and boating;
   2. The harvesting of wild crops, such as marsh hay, ferns, moss, wild rice, berries, tree fruits, and tree seeds, in a manner that is not injurious to the natural reproduction of such crops;
   3. The pasturing of livestock;
   4. The cultivation of agricultural crops;
   5. The practice of silviculture, including the planting, thinning, and harvesting of timber; and
   6. The construction or maintenance of duck blinds.

(B) Uses which do not require the issuance of a zoning permit and which may include limited filling, flooding, draining, dredging, ditching, tiling, or excavating but only to the extent specifically provided below:
   1. Temporary water level stabilization measures necessary to alleviate abnormally wet or dry conditions that would have an adverse impact on silvicultural activities if not corrected;
   2. The cultivation of cranberries including flooding, dike and dam construction or ditching necessary for the growing and harvesting of cranberries,
   3. The maintenance and repair of existing agricultural drainage systems including ditching, tiling, dredging, excavating and filling necessary to maintain the level of drainage required to continue the existing agricultural use. This includes the minimum filling necessary for disposal of dredged spoil adjacent to the drainage system provided that dredged spoil is placed on existing spoil banks where possible;
4. The construction or maintenance of fences for the pasturing of livestock, including limited excavating and filling necessary for such construction or maintenance; and

5. The maintenance, repair, replacement or reconstruction of existing town and county highways and bridges, including limited excavating and filling necessary for such maintenance, repair, replacement or reconstruction.

(C) Uses which require the issuance of a zoning permit and which may include limited filling, flooding, draining, dredging, ditching, tiling or excavating, but only to the extent specifically provided below. These uses may also require a Shoreland Conditional Use Permit under this ordinance.

1. The construction and maintenance of roads which are necessary to conduct silvicultural activities or agricultural cultivation, provided that:
   (a) The road cannot as a practical matter be located outside the wetland;
   (b) The road is designed and constructed to minimize adverse impact upon the natural functions of the wetland enumerated in section 4.203(6)(B);
   (c) The road is designed and constructed with the minimum cross-sectional area practical to serve the intended use;
   (d) Road construction activities are carried out in the immediate area of the roadbed only.

2. The construction or maintenance of nonresidential buildings, provided that:
   (a) The building is essential for and used solely in conjunction with the raising of waterfowl, minnows or other wetland or aquatic animals; or some other use permitted in the shoreland-wetland district;
   (b) The building cannot, as a practical matter, be located outside the wetland;
   (c) Such building is not designed for human habitation and does not exceed 500 sq. ft. in floor area; and
   (d) Only limited filling or excavating necessary to provide structural support for the building is authorized.

3. The establishment of public and private parks and recreation areas, natural and outdoor education areas, historic and scientific areas, wildlife refuges, game bird and animal farms, fur animal farms, fish hatcheries, and public boat launching ramps and attendant access roads, provided that:
   (a) Any private development is used exclusively for the permitted use and the applicant has received a permit or license under ch. 29, Wis. Stats., where applicable;
   (b) Filling or excavating necessary for the construction or maintenance of public boat launching ramps or attendant access roads is allowed only where such construction or maintenance meets the criteria in section 4.203(3)(C1). (a)-(d) and;
   (c) Ditching, excavating, dredging, or dike and dam construction in public and private parks and recreation areas, natural and outdoor education areas, historic and scientific areas, wildlife refuges, game bird and animal farms, fur animal farms, and fish hatcheries is allowed only for the purpose of improving wildlife habitat and to otherwise enhance wetland values.

4. The construction or maintenance of electric, gas, telephone, water and sewer transmission and distribution facilities, by public utilities and cooperative associations organized for the purpose of producing or furnishing heat, light, power or water to their members and the construction or maintenance of railroad lines provided that:
   (a) The transmission and distribution facilities and railroad lines cannot, as a practical matter, be located outside the wetland;
   (b) Such construction or maintenance is done in a manner designed to minimize adverse impact upon the natural functions of the wetland enumerated in section 4.203(6)(B).

5. The construction or maintenance of piers, docks or walkways built on pilings, including limited excavating and filling necessary for such construction and maintenance.

(5) Prohibited Uses. Any use not listed in sections 4.203(3)(A), (B) or (C) is prohibited, unless the wetland or portion of the wetland has been rezoned by amendment of this ordinance in accordance with section 4.203(6) of this ordinance and s. 59.69(5)(e), Wis. Stats.
(6) Rezoning of Lands in the Shoreland-Wetland District.

(A) For all proposed text and map amendments to the shoreland-wetland provisions of this ordinance, the appropriate office with the Department shall be provided with the following:

1. A copy of every petition for a text or map amendment to the shoreland-wetland provisions of this ordinance, within 5 days of the filing of such petition with the county clerk. Such petition shall include a copy of the Wisconsin Wetland Inventory map adopted as part of this ordinance describing any proposed rezoning of a shoreland-wetland;

2. Written notice of the public hearing to be held on a proposed amendment at least 10 days prior to such hearing;

3. A copy of the Rock County Planning and Development Agency's findings and recommendations on each proposed amendment within 10 days after the submission of those findings and recommendations to the Rock County Board of Supervisors (County Board); and

4. Written notice of the County Board's decision on the proposed amendment within 10 days after it is issued.

(B) A wetland, or a portion thereof, in the shoreland-wetland district shall not be rezoned if the proposed rezoning may result in a significant adverse impact upon any of the following:

1. Storm and flood water storage capacity;

2. Maintenance of dry season stream flow, the discharge of groundwater to a wetland, the recharge of groundwater from a wetland to another area, or the flow of groundwater through a wetland;

3. Filtering or storage of sediments, nutrients, heavy metals or organic compounds that would otherwise drain into navigable waters;

4. Shoreline protection against soil erosion;

5. Fish spawning, breeding, nursery or feeding grounds;

6. Wildlife habitat; or

7. Wetlands both within the boundary of designated areas of special natural resource interest and those wetlands which are in proximity to or have a direct hydrologic connection to such designated areas as defined in NR 103.04 which can be accessed at the following web site: http://www.legis.state.wi.us/rsb/code/nr/nr103.pdf.

(C) If the Department notifies the Rock County Planning And Development Agency that a proposed text or map amendment to the shoreland-wetland provisions of this ordinance may have a significant adverse impact upon any of the criteria listed in section 4.203(6)(B) of this ordinance, that amendment, if approved by the County Board, shall contain the following provision:

"This amendment shall not take effect until more than 30 days have elapsed after written notice of the County Board's approval of this amendment is mailed to the Department of Natural Resources. During that 30-day period the Department of Natural Resources may notify the County Board that it will adopt a superseding shoreland ordinance for the county under s. 59.692(6), Wis. Stats. If the Department does so notify the County Board, the effect of this amendment shall be stayed until the s. 59.692(6) adoption procedure is completed or otherwise terminated."

4.204 Land Division Review and Sanitary Regulations

(1) Land Division Review.

(A) The county shall review, pursuant to s. 236.45, Wis. Stats., all land divisions in shoreland areas which create 3 or more parcels or building sites of 5 acres each or less within a 5-year period. In such review all of the following factors shall be considered:

1. Hazards to the health, safety or welfare of future residents.

2. Proper relationship to adjoining areas.

3. Public access to navigable waters, as required by law.
4. Adequate stormwater drainage facilities.
5. Conformity to state law and administrative code provisions.

(B) Land Division review under this section is separate from land divisions review authorized by the Rock County Land Division and Development Ordinance.

(2) Planned Residential Unit Development (PUD).

(A) Purpose. The Planned Residential Unit Development is intended to permit smaller non-riparian lots where the physical layout of the lots is so arranged as to better assure the control of pollution and preservation of ground cover than would be expected if the lots were developed with the normal lot sizes and setbacks and without special conditions placed upon the Planned Residential Unit Development at the time of its approval. A condition of all Planned Residential Unit Development is the preservation of certain open space, preferably on the shoreland, in perpetuity.

(B) Requirements for Planned Residential Unit Development. The Committee may at its discretion, upon its own motion or upon petition, approve a Planned Residential Unit Development Overlay District upon finding, after a public hearing, that all of the following facts exist:

1. Area. The area proposed for the Planned Residential Unit Development shall be at least 2 acres in size or have a minimum of 200 feet of frontage on a navigable water.

2. Lots. Any proposed lot in the Planned Residential Unit Development that does not meet the minimum size standards of Section 4.205 shall be a non-riparian lot.

3. Vegetative buffer zone and preservation of ground cover. The location of lots and the dedication of part of the land for use by the public or residents of the Planned Residential Unit Development shall preserve the vegetative buffer zone and ground cover of the shoreland to enhance scenic beauty of the navigable water, prevent erosion, and provide wildlife habitat. All lands not used for lots and streets shall be dedicated in perpetuity to remain in open space. This may be accomplished by conveyance in common to each of the owners of lots in the development or to a corporation formed by them, or by dedication to the county, town or municipality. Lands dedicated to the public must be accepted by action of the governing body of the accepting unit of government. If the land is to be conveyed to owners of lots in the development, a homeowner's association or similar legally constituted body shall be created to maintain the open space land. Any restriction placed on platted land by covenant, grant of easement or any other manner which was required by a public body or which names a public body as grantee, promisee or beneficiary, shall vest in the public body the right to enforce the restriction at law or in equity against anyone who has or acquires an interest in the land subject to the restriction.

4. Density. The number of platted lots shall not exceed those which would have been possible if the same land were platted in accordance with the minimum lot sizes and widths provided by the applicable provisions of the zoning ordinance. This figure shall be determined by dividing the total developable area of the subdivision by the minimum lot size required by Section 4.205 of this ordinance.

5. Lot sizes, widths, setbacks, and vegetation removal. When considering approval of a Planned Residential Unit Development the Committee shall consider whether proposed lot sizes, widths, and setbacks are of adequate size and distance to prevent pollution or erosion along streets or other public ways and waterways. Increased shoreland setbacks shall be a condition of approval as a way of minimizing adverse impacts of development. Shore cover provisions in Section 4.207 (2) shall apply except that maximum width of a lake frontage opening shall be 100 feet and minimum vegetative buffer depth shall be increased to offset the impact of the proposed development.

6. Consistency with other development ordinances. Planned Residential Unit Development shall be consistent with standards in other development ordinances administered by the County of Rock.
(3) Sanitary Regulations. Each county shall adopt sanitary regulations for the protection of health and the preservation and enhancement of water quality.

(A) Where public water supply systems are not available, private well construction shall be required to conform to ch. NR 812, Wis. Adm. Code.

(B) Where a public sewage collection and treatment system is not available, design and construction of private on-site waste treatment system shall, prior to July 1, 1980, be required to comply with ch. SPS 383, and after June 30, 1980 be governed by a private sewage system ordinance adopted by the county under s. 59.70(5), Wis. Stats.

4.205 Minimum Lot Size and Setbacks

(1) Purpose. Minimum lot sizes and setbacks in the shoreland area shall be established to afford protection against danger to health, safety and welfare, preserve natural beauty, reduce flood hazards and protect against pollution of the adjacent body of water. Shoreland setback standards are addressed in Section 4.206 of this Ordinance.

In calculating the minimum area or width of a lot, the beds of navigable waters shall not be included.

(2) Sewered Lots

(A) Minimum Area and Width for Each New Lot. The minimum lot area shall be 10,000 sq. ft. and the minimum average lot width shall be 65 feet.

1. The width shall be calculated by averaging measurements at the following 4 locations:
   (a) The ordinary high water mark.
   (b) The building setback line.
   (c) One other location on the lot within 300 feet of the ordinary highwater mark.
   (d) The rear lot line

(B) Setbacks (Applicable to New and Existing Lots)

1. There shall be a side yard for each principal structure or building. The minimum width of one side yard shall be 8 feet. The minimum combined width of both principal side yards shall be 20 feet. There shall be a side yard of 5 feet for accessory structures excluding fences.

2. The rear yard setback for all structures shall be 25 feet.

3. The front yard setback for all structures shall be 25 feet.

(3) Unsewered Lots

(A) Minimum Area and Width for Each New Lot. The minimum lot area shall be 20,000 sq. ft. and the minimum average lot width shall be 100 feet with at least 100 feet of frontage at the ordinary high-water mark.

1. The width shall be calculated by averaging measurements at the following 4 locations:
   (a) The ordinary high water mark.
   (b) The building setback line.
   (c) One other location on the lot within 300 feet of the ordinary highwater mark.
   (d) The rear lot line.

(B) Setbacks (Applicable to New and Existing Lots)

1. There shall be a side yard for each principal structure or building. The minimum width of one side yard shall be 15 feet. The minimum combined width of both
principal side yards shall be 40 feet. There shall be a side yard of 5 feet for accessory structures excluding fences.

2. The rear yard setback for all structures shall be 25 feet.
3. The front yard setback for all structures shall be 50 feet.

(4) Substandard Lots

(A) A legally created lot or parcel that met minimum area and minimum average width requirements when created, but does not meet current lot size requirements, may be used as a building site if all of the following apply:

1. The substandard lot or parcel was never reconfigured or combined with another lot or parcel by plat, survey, or consolidation by the owner into one property tax parcel.
2. The substandard lot or parcel has never been developed with one or more of its structures placed partly upon an adjacent lot or parcel.
3. The substandard lot or parcel is developed to comply with all other ordinance requirements, including setbacks.

(B) Other Substandard Lots. Except for lots which meet the requirements of sections 4.205(4)(A) a building permit for the improvement of a lot having lesser dimensions than those stated in sections 4.205(2)(A) and 4.205(3)(A) shall be issued only if a variance is granted by the Rock County Board of Adjustment.

4.206 Setbacks. Permitted setbacks shall be established to conform to health, safety and welfare requirements, preserve natural beauty, reduce flood hazards and avoid water pollution. Additional setback standards are established in Section 4.205 of this ordinance.

(1) Shoreland Setback. Unless exempt under section 4.206(1)(A), or reduced under section 4.206(2), a setback of 75 feet from the ordinary high-water mark of any navigable waters to the nearest part of a building or structure shall be required for all buildings and structures.

(A) Exempt Structures. All of the following structures are exempt from the shoreland setback standards in section 4.206(1):

1. Boathouses located entirely above the ordinary high-water mark and entirely within the access and viewing corridor that do not contain plumbing and are not used for human habitation.
   (a) The use of boathouses for human habitation and the construction or placing of boathouses beyond the ordinary highwater mark of any navigable waters shall be prohibited.
   (b) Boathouses shall be designed and constructed solely for the storage of boats and related equipment and shall not be used for human habitation. The main door shall face the water.
   (c) One boathouse is permitted on a lot as an accessory structure.
   (d) Boathouses shall be set back a minimum 10 feet from the ordinary highwater mark and shall be constructed in conformity with local floodplain zoning standards.
   (e) Boathouses shall not exceed one story and 500 square feet in floor area.
   (f) Boathouses permitted after October 1, 2016 shall have a pitched roof of no flatter than 4/12 pitch.
   (g) The roof of an existing boathouse may be used as a deck provided that:
      1. The boathouse has a flat roof and was built prior to October 1, 2016
      2. The roof has no side walls or screens.
      3. The roof may have a railing that meets the Department of Safety and Professional Services standards.
   (h) All other ordinance requirements shall be met, including impervious surface standards.

2. Open sided and screened structures such as gazebos, decks, patios and screen houses in the shoreland setback area that satisfy the requirements in s. 59.692(1v), Stats.
(a) The part of the structure that is nearest to the water is located at least 35 feet landward from the ordinary-high water mark.

(b) The floor area of all the structures in the shoreland setback area (excluding boathouses) will not exceed 200 square feet.

(c) The structure that is the subject of the request for special zoning permission has no sides or has open or screened sides.

(d) The county must approve a plan that will be implemented by the owner of the property to preserve or establish a vegetative buffer zone that covers at least 70% of the half of the shoreland setback area that is nearest to the water.

(e) An enforceable affidavit must be filed with the register of deeds prior to construction acknowledging the limitations on vegetation.

3. Broadcast signal receivers, including satellite dishes or antennas that are one meter or less in diameter and satellite earth station antennas that are 2 meters or less in diameter.

4. Utility transmission and distribution lines, poles, towers, water towers, pumping stations, well pumphouse covers, private on-site wastewater treatment systems that comply with ch. SPS 383, and other utility structures that have no feasible alternative location outside of the minimum setback and that employ best management practices to infiltrate or otherwise control storm water runoff from the structure.

5. Walkways, stairways or rail systems that are necessary to provide pedestrian access to the shoreline and are a maximum of 60-inches in width.

6. Devices or systems used to treat runoff from impervious surfaces.

(B) Existing Exempt Structures. Existing exempt structures may be maintained, repaired, replaced, restored, rebuilt and remodeled provided the activity does not expand the footprint and does not go beyond the three-dimensional building envelope of the existing structure. Counties may allow expansion of a structure beyond the existing footprint if the expansion is necessary to comply with applicable state or federal requirements.

(2) Reduced Principal Structure Setback. A setback less than the 75' required setback from the ordinary high water mark shall be permitted for a proposed principal structure and shall be determined as follows:

(A) Where there are existing principal structures in both directions, the setback shall equal the average of the distances the two existing principal structures are set back from the ordinary high water mark provided all of the following are met:

   1. Both of the existing principal structures are located on adjacent lot to the proposed principal structure.

   2. Both of the existing principal structures are located within 250' of the proposed principal structure and are the closest structure.

   3. Both of the existing principal structures are located less than 75' from the ordinary high water mark.

   4. The average setback shall not be reduced to less than 35' from the ordinary high water mark of any navigable water.

(3) Floodplain Structures. Buildings and structures to be constructed or placed in a floodplain shall be required to comply with any applicable floodplain zoning ordinance.

4.207 Vegetation

(1) Purpose. To protect natural scenic beauty, fish and wildlife habitat, and water quality, the county shall regulate removal of vegetation in shoreland areas, consistent with sound forestry and soil conservation practices and considering the effect of vegetation removal on water quality, including soil erosion, and the flow of effluents, sediments and nutrients.
(2) Activities allowed within Vegetative Buffer. To protect water quality, fish and wildlife habitat and natural scenic beauty, and to promote preservation and restoration of native vegetation, this ordinance shall designate land that extends from the ordinary high water mark to a minimum of 35 feet inland as a vegetative buffer zone and prohibit removal of vegetation in the vegetative buffer zone except as follows.

(A) The county may allow routine maintenance of vegetation.

(B) The county may allow removal of trees and shrubs in the vegetative buffer zone to create access and viewing corridors.

   Per s. 59.692(1f)(b), Stats. the viewing corridor may be at least 35 feet wide for every 100 feet of shoreline frontage. The viewing corridor may run contiguously for the entire maximum width of shoreline frontage owned.

(C) The county may allow removal of trees and shrubs in the vegetative buffer zone on a parcel with 10 or more acres of forested land consistent with “generally accepted forestry management practices” as defined in s. NR 1.25 (2) (b), and described in Department publication “Wisconsin Forest Management Guidelines” (publication FR-226), provided that vegetation removal be consistent with these practices.

(D) The county may allow removal of vegetation within the vegetative buffer zone to manage exotic or invasive species, damaged vegetation, vegetation that must be removed to control disease, or vegetation creating an imminent safety hazard, provided that any vegetation removed under the permit be replaced by replanting in the same area as soon as practicable.

(E) The county may authorize by permit additional vegetation management activities in the vegetative buffer zone. The permit issued under this subparagraph shall require that all management activities comply with detailed plans approved by the county and designed to control erosion by limiting sedimentation into the waterbody, to improve the plant community by replanting in the same area, and to maintain and monitor the newly restored area. The permit also shall require an enforceable restriction to preserve the newly restored area.

(3) Cutting More Than 35 Feet Inland. From the inland edge of the 35 foot area to the outer limits of the shoreland, the cutting of vegetation shall be allowed when accomplished using accepted forest management and soil conservation practices which protect water quality.

4.208 Filling, Grading, Lagooning, Dredging, Ditching and Excavating. Filling, grading, lagooning, dredging, ditching and excavating may be permitted only in accordance with the provisions of s. NR 115.04, the requirements of ch. 30, Stats., and other local, state and federal laws where applicable, and only if done in a manner designed to minimize erosion, sedimentation and impairment of fish and wildlife habitat and natural scenic beauty in compliance with the standards below:

(1) General Standards. Filling, grading, lagooning, dredging, ditching or excavating which does not require a permit under section 4.208 may be permitted in the shoreland area provided that:

(A) It is done in a manner designed to minimize erosion, sedimentation and impairment of fish and wildlife habitat.

(B) Filling, grading, lagooning, dredging, ditching or excavating in a shoreland-wetland district meets the requirements of sections 4.203(4)(B) and 4.203(4)(c) of this ordinance.

(C) All applicable federal, state and local authority is obtained in addition to a permit under this ordinance.

(D) Any fill placed in the shoreland area is protected against erosion by the use of riprap, vegetative cover or a bulkhead.
(E) No filling or grading shall be done from the ordinary high water mark to 35 feet
landward unless necessary to establish or re-establish the vegetative buffer or for the
construction of a boathouse.

(2) Conditional Use Permit Required. Except as provided in section 4.208(3) conditional use
permit is required:

(A) For any filling or grading of any area which is within the Shoreland Zoning District
which consists of:
1. A single area of more than 1,000 sq. ft. exposed or the cumulative exposed area
   exceeds 1,000 sq. ft. or
2. More than 40 cubic yards of fill is deposited

(B) For any construction or dredging commenced on any existing artificial waterway,
    canal, ditch, lagoon, pond, lake or similar waterway which is within the jurisdiction
    of this ordinance or where the purpose is the ultimate connection with a navigable
    body of water.

(3) Soil Conservation Practices and Agricultural Drainage Maintenance.

(A) Soil conservation practices such as tiled terraces, runoff diversions and grassed
    waterways used for erosion control shall not require a permit under section 4.208(2)
    when designed and constructed to Natural Resources Conservation Service technical
    standards.

(B) The maintenance of existing agricultural drainage systems shall be allowed in
    conformity with the following construction standards:
    1. The maintenance dredging of farm drainage ditches is limited to reestablishing
       the original ditch cross section unless a conditional use permit under section
       8.22 is obtained.
    2. Ditch banks shall be constructed at a slope of 2 horizontal to 1 vertical (50% grade) or flatter.
    3. Ditch banks shall be maintained in a sod cover and free of woody vegetation.
    4. A 35 foot wide buffer strip of untillled, ungrazed sod cover shall be maintained
       adjacent to the ditch bank.

(4) Permit Conditions. In granting a permit under section 4.208(2), the County shall attach
the following conditions, where appropriate, in addition to other appropriate conditions and
provisions resulting in permit review specified in sections 4.214(2) or 4.214(3).

(A) The smallest amount of bare ground shall be exposed for as short a time as feasible.

(B) Temporary ground cover (such as mulch or jute netting) shall be used and
    permanent vegetative cover shall be established.

(C) Diversion berms or bales, silting basins, terraces, filter fabric fencing, and other
    methods shall be used to prevent erosion.

(D) Lagoons shall be constructed to avoid fish trap conditions.

(E) Fill shall be stabilized according to accepted engineering standards.

(F) Filling shall comply with any local floodplain zoning ordinance and shall not restrict
    a floodway or destroy the flood storage capacity of a floodplain.

(G) Consideration and care shall be taken to inhibit transfer of invasive species when fill
    material is relocated to or from a site as part of construction project.

(H) Channels or artificial watercourses shall be constructed with side slopes of two (2)
    units horizontal distance to one (1) unit vertical or flatter (50% slope or less) which
    shall be promptly vegetated, unless bulkheads or riprap are provided.

4.209 Impervious Surface Standards
(1) Purpose. Establish impervious surface standards to protect water quality and fish and
wildlife habitat and to protect against pollution of navigable waters. County impervious surface
standards shall apply to the construction, reconstruction, expansion, replacement or relocation
of any impervious surface on a riparian lot or parcel and any nonriparian lot or parcel that is
located entirely within 300 feet of the ordinary high-water mark of any navigable waterway.

(2) Calculation of Impervious Surface. Percentage of impervious surface shall be calculated
by dividing the surface area of existing and proposed impervious surfaces on the portion of a lot
or parcel that is within 300 feet of the ordinary high water mark by the total surface area of that
lot or parcel and multiplied by 100. Impervious surfaces described in 4.209(6) shall be
excluded from the calculation of impervious surface on the lot or parcel. If an outlot lies
between the ordinary high water mark and the developable lot or parcel and both are in
common ownership, the lot or parcel and the outlot shall be considered one lot or parcel for the
purposes of calculating the percentage of impervious surface.

(3) Impervious Surface Standard. Except as otherwise allowed in sections (4)-(6) below, the
County shall allow up to 15% impervious surface on the portion of a lot or parcel that is within
300 of the ordinary high-water mark

(4) Maximum Impervious Surface. More than 15% impervious surface but not more than
30% impervious surface on the portion of a lot or parcel that is within 300 feet of the ordinary
high water mark shall be permitted with a mitigation plan that meets the standards found in
section 4.213.

(5) Existing Impervious Surfaces. For existing impervious surfaces that were lawfully placed
when constructed but that do not comply with the impervious surface standard in section
4.209(3) or the maximum impervious surface standard in section 4.209(4), the property owner
may do any of the following:

   (A) maintain and repair the existing impervious surfaces;

   (B) replace existing impervious surfaces with similar surfaces within the existing
   building envelope;

   (C) relocate or modify an existing impervious surface with similar or different
   impervious surface, provided that the relocation or modification does not result in an
   increase in the percentage of impervious surface that existed on the effective date of
   the county shoreland ordinance, and the impervious surface meets the applicable
   setback requirements of this ordinance.

(6) Treated Impervious Surfaces. Impervious surfaces that can be documented to show they
meet either of the following standards shall be excluded from the impervious surface
calculations under section 4.209(2):

   (A) The impervious surface is treated by devices such as stormwater ponds, constructed
   wetlands, infiltration basins, rain gardens, bio-swales or other engineered systems.

   (B) The runoff from the impervious surface discharges to an internally drained pervious
   area that retains the runoff on or off the parcel and allows infiltration into the soil.

   (C) To qualify for the statutory exemption, property owners shall submit a complete
   permit application that is reviewed and approved by the county. The application shall
   include 1) calculations showing how much runoff is coming from the impervious
   surface area; 2) documentation that the runoff from the impervious surface is being
   treated by a proposed treatment system, treatment device, or internally drained area;
   and 3) an implementation schedule and enforceable obligation on the property owner
   to establish and maintain the treatment system, treatment devices, or internally
   drained area. The enforceable obligations shall be evidenced by an instrument
   recorded in the office of the Register of Deeds prior to the issuance of the permit.

(7) This section of the ordinance shall not be construed to supersede other provisions in this
ordinance. Maintenance, reconstruction, relocation and expansion of existing structures must
comply with other provisions including the shoreland setback standards in sections 4.206(1) or 4.206(2) and the nonconforming structure provisions of sections 4.11(1) through 4.211(8).

4.210 Heights. To protect and preserve wildlife habitat and natural scenic beauty, on or after February 1, 2010, no construction that results in a structure taller than 35 feet shall be permitted within the Shoreland Zoning District.

Structure height is the measurement of the vertical line segment starting at the lowest point of any exposed wall and it's intersect with the ground (Point A Below) to a line horizontal to the highest point of a structure (Point B Below) unless specified under other sections of this code. This includes partially exposed basements.

4.211 Nonconforming Uses and Structures.

(1) Purpose. To protect water quality, fish and wildlife habitat, and natural scenic beauty, some control is needed over the modification and reconstruction of these structures.

(2) Discontinued Nonconforming Use. If a nonconforming use is discontinued for a period of 12 months, any future use of the building, structure or property shall conform to this ordinance.

(3) Maintenance, Repair, Replacement or Vertical Expansion of Nonconforming Structures. An existing structure that was lawfully placed when constructed but that does not comply with the required shoreland setback may be maintained, repaired, replaced, restored, rebuilt or remodeled if the activity does not expand the footprint of the nonconforming structure. Further, an existing structure that was lawfully placed when constructed but that does not comply with the required shoreland setback may be vertically expanded unless the vertical expansion would extend more than 35 feet above grade level. Counties may allow expansion of a structure beyond the existing footprint if the expansion is necessary to comply with applicable state or federal requirements.

Pursuant to s. 59.692(1k)(a)1.b. and d. Stats., the County may not require any approval or impose any fee or mitigation requirement for the activities specified in section 4.211(3) if the activity does not expand the footprint of the nonconforming structure or extend the height more than 35 feet above grade level.

(4) Lateral Expansion of Nonconforming Principal Structure Within the Setback. An existing principal structure that was lawfully placed when constructed but that does not comply with the required building setback per sections 4.205 and 4.206(1) may be expanded laterally, provided that all of the following requirements are met:

(A) The use of the structure has not been discontinued for a period of 12 months or more if a nonconforming use.

(B) The existing principal structure is at least 35 feet from the ordinary high-water mark.

(C) Lateral expansions are limited to a maximum of 200 square feet over the life of the structure. No portion of the expansion may be any closer to the ordinary high-water mark than the closest point of the existing principal structure.
(D) The county shall issue a permit that requires a mitigation plan that shall be approved by the county and implemented by the property owner by the date specified in the permit. The mitigation plan shall meet the standards found in section 4.213.

(E) All other provisions of the shoreland ordinance shall be met.

(5) Expansion of a Nonconforming Principal Structure Beyond Setback. An existing principal structure that was lawfully placed when constructed but that does not comply with the required building setbacks may be expanded horizontally, landward or vertically provided that the expanded area meets the building setback requirements per sections 4.205 and 4.206(1) and that all other provisions of the shoreland ordinance are met. A mitigation plan is not required solely for expansion under this paragraph, but may be required under the impervious surface standards of this ordinance.

(6) Relocation of Nonconforming Principal Structure. An existing principal structure that was lawfully placed when constructed but that does not comply with the required building setbacks may be relocated on the property provided all of the following requirements are met:

(A) The use of the structure has not been discontinued for a period of 12 months or more.

(B) The existing principal structure is at least 35 feet from the ordinary high-water mark.

(C) No portion of the relocated structure is located any closer to the ordinary high-water mark than the closest point of the existing principal structure.

(D) The county determines that no other location is available on the property to build a principal structure of a comparable size to the structure proposed for relocation that will result in compliance with the shoreland setback requirements.

(E) The county shall issue a permit that requires a mitigation plan that shall be approved by the county and implemented by the property owner by the date specified in the permit. The mitigation plan shall meet the standards found in section 4.213 including enforceable obligations of the property owner to establish or maintain measures that the county determines are adequate to offset the impacts of the permitted expansion on water quality, near-shore aquatic habitat, upland wildlife habitat and natural scenic beauty. The mitigation measures shall be proportional to the amount and impacts of the replaced or relocated structure being permitted. The obligations of the property owner under the mitigation plan shall be evidenced by an instrument recorded in the office of the County Register of Deeds.

(F) All other provisions of the shoreland ordinance shall be met.

(7) Wet Boathouses. The maintenance and repair of nonconforming boathouses which extend beyond the ordinary high-water mark of any navigable waters shall be required to comply with s. 30.121, Stats.

4.212 Maintenance, repair, replacement or vertical expansion of a structures that were authorized by a variance.

A structure of which any part has been authorized to be located within the shoreland setback area by a variance granted before July 13, 2015 may be maintained, repaired, replaced, restored, rebuilt or remodeled if the activity does not expand the footprint of the authorized structure. Additionally, the structure may be vertically expanded unless the vertical expansion would extend more than 35 feet above grade level. Counties may allow expansion of a structure beyond the existing footprint if the expansion is necessary to comply with applicable state or federal requirements.

4.213 Mitigation.
(1) Application for Mitigation Permit Requirements. When the county issues a permit requiring mitigation under sections 4.206(1)(A)2, 4.209(2), 4.211(5) and 4.211(7), the property owner must submit a complete permit application that is reviewed and approved by the county. The application shall include the following:

(A) A mitigation plan shall be submitted on forms provided by the Zoning Administrator for review and approval. The mitigation measures shall be proportional in scope to the impacts on water quality, near-shore aquatic habitat, upland wildlife habitat and natural scenic beauty. The site plan shall be designed and implemented to restore natural functions lost through development and human activities. Plan review will be based on current guidance from sources such as the Wisconsin Department of Natural Resources, the USDA-Natural Resources Conservation Service, University of Wisconsin-Extension or other appropriate sources. The plan shall be signed by the property owner and filed with the Zoning Administrator prior to issuance of the zoning permit. The plan shall include, at a minimum:

1. Name and Address of property owner
2. Property address and legal description
3. Extent of the shoreland buffer
4. Scale (e.g. 1 inch = 10 feet)
5. Existing and planned topography
6. Ordinary high water mark (OHWM) location
7. Location of all structures on the property including those planned as part of mitigation
8. Viewing and access corridor
9. Boundary of the shoreland buffer zone
10. Existing trees, shrubs, and native ground cover
11. Areas to be planted with trees, shrubs, and groundcovers
12. Implementation schedule (see detail below)
13. A plant species list and potential substitutions if availability is an issue (see restoration standards and specifications below)
14. Erosion control practices (to be installed prior to and during buffer establishment)
15. Water diversions and channelized flow areas
16. Buffer Maintenance (watering, weeding, replanting, etc)

(B) Implementation schedule. The approved mitigation plan must be started within one year from the issue date of applicable permit. All plantings and any other required activities in the mitigation plan must be completed within two years of the permit issue date.

(C) The mitigation measures shall be maintained in perpetuity, unless the property owner receives approval of a new, approved mitigation plan meeting the same point requirements. The maintenance obligations shall be evidenced by an instrument, provided by the Agency, recorded in the office of the Register of Deeds prior to issuance of the permit.

(D) Certification of Completion. Within two years of issuance of the related zoning permit, the property owner shall complete the mitigation practices and shall certify in writing to the Zoning Administrator that the required mitigation has been completed. As part of the certification, the property owner shall submit photos documenting the mitigation measures.

(E) Subsequent Development. Subsequent zoning permit applications in compliance with all new development standards of this ordinance shall not require additional mitigation provided the mitigation measures are maintained.

(2) Determination of Level or Required Mitigation. A plan to mitigate for the adverse effects of construction on a waterfront property is required under other sections of this Ordinance and will be based on a point system. The number of mitigation points necessary for a zoning permit depends on the type, size and location of the construction activity. Similarly, the various mitigation practices have been assigned point values to be accumulated to an amount equal or greater than the point value of the adverse construction activity. The Zoning Administrator
shall determine the number of points necessary and the landowner shall choose mitigation
options in consideration the impact of the project based on the following:

(A) Points are required for developing property under the following conditions and shall
be cumulative when more than one condition applies:

1. Installation of impervious surfaces on greater than 15% (but less than 30%) of
the portion of the lot within 300' of the ordinary high water mark (section
4.209(4)) - 2 points.
2. Lateral expansion of a non conforming principal structure (section 4.211(4)) ---
   2 points.
3. Relocation of a non conforming principal structure (section 4.211(6)) - 6 points.
4. Building or excavating on slopes greater than or equal to 20 % - 1 additional
   point

(B) Approved Mitigation Practices. Property owners may choose among the following
mitigation practices to achieve the number mitigation points chosen. Practices shall
be chosen in consideration of the project impact on the purposes and intent of this
ordinance.

1. The associated privately owned wastewater treatment system must be evaluated
   and upgraded as appropriate in compliance with SPS 383, Wis. Administrative
   Code. Replacement of failing septic system due to setbacks or sizing - 2 points.
   Replacement of failing septic system due to surface water or groundwater
   impacts - 3 points

2. Native vegetation and water quality protection functions of the shore buffer area
   must be restored to the extent practicable following the standards in Section
   4.213(3). Points may be obtained for maintaining existing buffer zones or for
   creating and maintaining new buffer zones as set forth below.
   When a shoreland buffer restoration is required as part of the mitigation plan, the
   buffer type shall be either woodland, prairie, wetland or a combination if the site
   characteristics permit. The woodland and prairie buffers shall comply with the
   standards set forth in Sec. 4.213(3). Wetland buffers will also be permitted
   where deemed appropriate by the Zoning Administrator.
   a. Primary Active Buffer Zone: Shore buffer zone within thirty-five feet (35')
      of the OHWM, including trees, shrubbery, underbrush and other natural
      vegetation, and subject to the standards in Sec. 4.213(3) - 3 points.
   b. Secondary Active Buffer Zone: An additional fifteen feet (15') of buffer
      zone depth inland from the OHWM beyond the thirty-five feet (35') of buffer
      zone already established, providing a total of fifty feet (50') of buffer zone
      depth, subject to Sec. 4.213(3) - 2 points.
   c. Increasing buffer depths - ½ point for each rounded 5 ft increment beyond
      the secondary active buffer zone.
   d. Passive Buffer Zone: Shoreland vegetation buffer area within thirty-five feet
      (35') of the OHWM, including un-mowed, grass or other under story
      vegetation, but without the tree and shrub layers required to meet the three-
      point mitigation standard - 1 point.
   e. Side lot Buffer Zone: A ten foot (10') wide side lot buffer zone including
      trees, shrubbery, underbrush and other natural vegetation extending along a
      side lot line for a depth of at least one hundred feet (100') from the OHWM.
      One point. The side lot buffer area is subject to the same standards and
      conditions as the active buffer zone. Points for side lot line buffers may be
      additive, for a maximum of two (2) points, if buffer areas exist and are
      maintained along both side lot lines.
3. Nonconforming structures removed from the shore setback area. Points may be
obtained for the removal of structures as set forth below.
   a. Removal of a principal structure located within seventy-five feet (75') of the
      OHWM to a site that meets the OHWM setback requirements for new
development on that water body - 3 points.
   b. Removal of all non-principal, accessory structures located within thirty-five
      feet (35') of the OHWM, with the result that all such structures, including
      boathouses, are set back at least thirty-five feet (35') from the ordinary high
      water mark - 2 points.
   c. Removal of all non-principal, accessory structures located between thirty-
      five feet (35') and seventy-five feet (75') from the ordinary high water mark,
with the result that all such structures, including boathouses, are set back at
least seventy-five feet (75') from the ordinary high water mark - 1 point.

   d. No non-principal, accessory structures are located less than seventy-five feet
      (75') from the ordinary high water mark. This point is not added to points
      awarded for removal of structures from para. ii and iii above - 1 point.

   e. Removal of non-structural impervious surfaces - ¥ point for each rounded
      500 sq. ft. of pavement or hardpacked gravel.

   4. Exterior building materials shall blend with the natural ground cover in the
      vicinity of the construction - 1 point

   5. Having percentages of the parcel in a natural state. 25-49% - 1 point. 50-74% - 2
      points. >74% - 3 points

   6. Other Practices. At the discretion of the Zoning Administrator, up to three (3)
      additional mitigation points may be approved for restoration or protection
      activities that are likely to provide significant benefits to meet the objectives of
      this ordinance. Examples may include construction of a storm water detention
      basin or implementation of other storm water management plan activities,
      replacement of seawalls with bio-engineered structures, installation of rain
      barrels, compaction mitigation or removal of artificial sand beaches.

Factors to be considered in making the determination of number of points and
approval of alternative mitigation practices include, but are not limited to:

   a. Cost of implementation;
   b. Runoff diversion and/or retention;
   c. Lot configuration;
   d. Parcel size;
   e. Location of impervious areas;
   f. Sensitivity and level of development of the water body; and
   g. Significance toward meeting ordinance objectives.

(3) Restoration Standards and Specifications. All shoreland restoration projects shall be
designed based on the following standards and specifications:

   (A) Natural Recovery. Shoreland buffer areas that are suited for natural recovery will be
       allowed only after Zoning Administrator approval.

   (B) Accelerated recovery. Areas not suited to natural recovery will require plantings to
       establish native vegetation. Areas such as lawns or eroded sites with no seed source
       will require plantings following site preparation including turf removal. Planted
       buffers must meet the required plant densities based on square footage of buffer area
       and the type of buffer (Table 1).

   (C) Planting credits will be allowed for the viewing corridor, areas of existing native
       vegetation, and areas suited for natural recovery.

   (D) Viewing Corridor. Sod, mulch, or other approved non-erodible natural material is
       allowed in the view corridor to the minimum extent necessary for access and
       recreation as stipulated below:

       1. Wherever feasible, grass species used shall be no-mow/low-grow grasses which
          do not require cutting.

       2. One path with a maximum width of 4 feet as allowed by this ordinance.

   (E) Vegetation used in any restoration shall be native to the state of Wisconsin and shall
       be installed at densities that are adequate to reestablish the water quality, habitat and
       natural beauty protection functions of a shoreline buffer area.

   (F) Planting densities are based on the total area of the required buffer. Area credits
       calculated are subtracted from the total required density on an equal square footage
       of coverage basis. Trees must be at least 2 years old and greater than 1 foot tall to
       qualify as a credit or planting.

   (G) Pre-existing structures. For lots with legal pre-existing structures, restoration is not
       required within 15 feet of the principal structure.
Once the shoreline buffer has been reestablished, vegetation removal and land disturbing activities are generally prohibited as outlined in the recorded maintenance agreement.

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<thead>
<tr>
<th>Woodland Buffer</th>
<th>Prairie Buffer</th>
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<tbody>
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<td><strong>Layer</strong></td>
<td><strong>Minimum number of species</strong></td>
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<td>Shrub Understory</td>
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<td>Groundcover Plant Plugs</td>
<td>3</td>
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<tr>
<td>Groundcover seeding</td>
<td>3</td>
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</tbody>
</table>

Table 1


(1) Zoning Administrator. The Zoning Administrator shall have the following duties and powers:

(A) System of permits for new construction, development, reconstruction, structural alteration or moving of buildings and structures. A copy of applications shall be required to be filed in the office of the County Zoning Administrator, unless prohibited by s. 59.692(1k), Stats.

(B) Regular inspection of permitted work in progress to insure conformity of the finished structures with the terms of the ordinance.

(C) A variance procedure which authorizes the board of adjustment to grant such variance from the terms of the ordinance as will not be contrary to the public interest where, owing to special conditions and the adoption of the shoreland zoning ordinance, a literal enforcement of the provisions of the ordinance will result in unnecessary hardship.

(D) A conditional use procedure.

(E) The county shall keep a complete record of all proceedings before the Board of Adjustment, and Planning and Development Agency.

(F) Written notice to the appropriate office of the Department at least 10 days prior to any hearing on a proposed variance, special exception or conditional use permit, appeal for a map or text interpretation, map or text amendment, and copies of all proposed land divisions submitted to the county for review under section 4.204. Upon request of the Department a county shall provide to the appropriate office a copy of any permit issued under section 4.214.

(G) Submission to the appropriate office of the Department, within 10 days after grant or denial, copies of any permit related to a nonconforming structure, any decision on a variance, special exception or conditional use permit, or appeal for a map or text interpretation, and any decision to amend a map or text of an ordinance.
(H) Mapped zoning districts and the recording, on an official copy of such map, of all district boundary amendments.

(I) The establishment of appropriate penalties for violations of various provisions of the ordinance, including forfeitures. Compliance with the ordinance shall be enforceable by the use of injunctions to prevent or abate a violation, as provided in s. 59.69 (11), Stats.

(J) The prosecution of violations of the shoreland ordinance.

(2) Permits

(A) When Required. Except where another section of this ordinance specifically exempts certain types of development from this requirement, a permit shall be obtained from the Zoning Administrator before any new development.

(B) Application. An application for a permit shall be made to the Zoning Administrator upon forms furnished by the county and shall include for the purpose of proper enforcement of these regulations, the following information:

1. Name and address of applicant and property owner.

2. Legal description of the property and type of proposed use.

3. A scaled drawing of the dimensions of the lot and location of all existing and proposed structures and impervious surfaces relative to the lot lines, center line of abutting highways, the ordinary high water mark and floodplain of any abutting waterways.

4. Location and description of any existing private water supply or sewage system or notification of plans for any such installation.

5. Plans for appropriate mitigation when required.

6. Payment of the appropriate fee established by the Rock County Board of Supervisors.

7. Additional information required by the Zoning Administrator.

(C) Expiration of Permit. Zoning permits shall expire 12 months from date issued.

(D) Certificates of Compliance of Mitigation. For permitted projects that require mitigation under this ordinance, no land or building shall be occupied or used until a certificate of compliance is issued by the Zoning Administrator.

1. The certificate of compliance shall certify that the building or premises or part thereof, and the proposed use thereof, and associated mitigation practices conform to the provisions of this ordinance and the approved permit.

2. The certificate of compliance shall be issued within 10 days after notification of the completion of the work specified in the zoning permit and mitigation plan, if the building or premises or proposed use thereof conforms with all the provisions of this ordinance.

3. The Zoning Administrator may issue a temporary certificate of compliance for part of a building, pursuant to rules and regulations established by the County Board.

(3) Conditional Use Permits.

(A) Application for a Conditional Use Permit. Any use listed as a conditional use in this ordinance shall be permitted only after an application has been submitted to the Zoning Administrator and a conditional use permit has been granted by the Committee. To secure information upon which to base its determination, the Committee may require the applicant to furnish, in addition to the information required for a zoning permit, the following information:

1. Name and address of applicant and property owner.

2. Legal description of the property and type of proposed use.

3. A plan of the area showing surface contours, soil types, ordinary high-water marks, ground water conditions, subsurface geology and vegetative cover.

4. A scaled drawing of the dimensions of the lot and location of all existing and proposed structures and impervious surfaces relative to the lot lines, center line
of abutting highways, the ordinary high-water mark and floodplain of any
abutting waterways.

5. Location and description of any existing private water supply or sewage system
or notification of plans for any such installation.

6. Plans for appropriate mitigation when required.

7. Specifications for areas of proposed filling, grading, lagooning or dredging.

8. Rationale for why the proposed conditional use meets all of the conditional use
permit criteria listed in the ordinance

9. Other pertinent information necessary to determine if the proposed use meets the
requirements of this ordinance as required by the Zoning Administrator.

(B) Notice, Public Hearing and Decision. Before deciding whether to grant or deny an
application for a conditional use permit, the Committee shall hold a public hearing.
Notice of such public hearing, specifying the time, place and matters to come before
the Committee, shall be given as a Class 2 notice under ch. 985, Wis. Stats and via
mail to surrounding landowners (those within 1000 feet in areas not served by
sanitary sewer and those landowners within 500 feet in areas served by sanitary
sewer). Such notice shall be provided to the appropriate office of the Department at
least 10 days prior to the hearing. The Committee shall state in writing the grounds
for granting or denying a conditional use permit.

(C) Standards Applicable to All Conditional Uses. In deciding a conditional use permit
application, the Committee shall evaluate the effect of the proposed use upon:
1. The maintenance of safe and healthful conditions.
2. The prevention and control of water pollution including sedimentation.
3. Compliance with local floodplain zoning ordinances and opportunity for damage
to adjacent properties due to altered surface water drainage.
4. The erosion potential of the site based upon degree and direction of slope, soil
type and vegetative cover.
5. The location of the site with respect to existing or future access roads.
6. The need of the proposed use in a shoreland location.
7. Its compatibility with uses on adjacent land.
8. The amount of liquid and solid wastes to be generated and the adequacy of the
proposed disposal systems.
9. Location factors under which:
a. Domestic uses shall be generally preferred;
b. Uses not inherently a source of pollution within an area shall be preferred
over uses that are or may be a pollution source;
c. Use locations within an area tending to minimize the possibility of pollution
shall be preferred over use locations tending to increase that possibility.

(D) Conditions Attached to Conditional Use Permits.

1. Such conditions may include specifications for, without limitation because of
specific enumeration: type of shore cover; specific sewage disposal and water
supply facilities; landscaping and planting screens; period of operation;
operational control; sureties; deed restrictions; location of piers, docks, parking
and signs; and type of construction. Upon consideration of the factors listed
above, the Committee shall attach such conditions, in addition to those required
elsewhere in this ordinance, as are necessary to further the purposes of this
ordinance. Violations of any of these conditions shall be deemed a violation of
this ordinance.

2. In granting a conditional use permit, the Committee may not impose conditions
which are more restrictive than any of the specific standards in the ordinance.
Where the ordinance is silent as to the extent of restriction, the Committee may
impose any reasonable permit conditions to affect the purpose of this ordinance.
Minimum conditions of approval are found in section 4.208.

(E) Recording. When a conditional use permit is approved, an appropriate record shall
be made of the land use and structures permitted. Such permit shall be applicable
solely to the structures, use and property so described. A copy of any decision on a
conditional use permit shall be provided to the appropriate office of the Department within 10 days after it is granted or denied.

(F) Revocation. Where the conditions of a conditional use permit are violated, the permit may be revoked.

(4) Variances. The Board of Adjustment may grant upon appeal a variance from the standards of this ordinance where an applicant convincingly demonstrates that:

(A) Power to Grant.

1. literal enforcement of the provisions of the ordinance will result in unnecessary hardship on the applicant;
2. the hardship is due to special conditions unique to the property; and
3. is not contrary to the public interest.

(B) Notice, Hearing and Decision. Before deciding on an application for a variance, the Board of Adjustment shall hold a public hearing. Notice of such hearing specifying the time, place and matters of concern, shall be given a Class 2 notice under ch. 985, Wis. Stats and via mail to surrounding landowners (those within 1000 feet in areas not served by sanitary sewer and those landowners within 500 feet in areas served by sanitary sewer). Such notice shall be provided to the appropriate office of the Department at least 10 days prior to the hearing. The Board shall state in writing the reasons for granting or refusing a variance and shall provide a copy of such decision to the appropriate Department office within 10 days of the decision.

(5) Board of Adjustment.

(A) The Rock County Board of Adjustment created by the Rock County Board of Supervisors in accordance with s. 59.694, Wis. Stats., as provided in Chapter 4 Part 12 of the Rock County Code, shall serve as the board of adjustment provided for in this ordinance and all provisions of Part 12 consistent with the terms of this ordinance shall apply to the Board of Adjustment and its proceedings under this ordinance.

(B) Powers and Duties

1. The board of adjustment shall adopt such additional rules as it deems necessary and may exercise all of the powers conferred on such boards by s. 59.694, Wis. Stats. The County Board has adopted such rules for the conduct of the business of the board of adjustment as required by s. 59.694(3), Wis. Stats known as the “Rock County Board of Adjustment Rules and Procedures.”
2. It shall hear and decide appeals where it is alleged there is error in any order, requirements, decision or determination made by an administrative official in the enforcement or administration of this ordinance.
3. It may grant a variance from the standards of this ordinance pursuant to section 4.214(4).
4. In granting a variance, the board may impose any reasonable permit conditions to effect the purpose of this ordinance.

(C) Appeals to the Board. Appeals to the board of adjustment may be made by any person aggrieved or by an officer, department, board or bureau of the county affected by any decision of the Zoning Administrator or other administrative officer. Such appeal shall be made within 30 days, as provided by the rules of the board, by filing with the officer whose decision is in question, and with the board of adjustment, a notice of appeal specifying the reasons for the appeal. The Zoning Administrator or other officer whose decision is in question shall promptly transmit to the board all the papers constituting the record concerning the matter appealed.

(D) Hearing Appeals and Applications for Variances.

1. The board of adjustment shall fix a reasonable time for a hearing on the appeal or application. The board shall give public notice thereof by publishing a Class
2 notice under ch. 985, Wis. Stats, specifying the date, time and place of the hearing and the matters to come before the board. Notice shall be mailed to the parties in interest. Written notice shall be given to the appropriate office of the Department at least 10 days prior to hearings on proposed shoreland variances and appeals for map or text interpretations.

2. A decision regarding the appeal or application shall be made as soon as practical. Copies of all decisions on shoreland variances and appeals for map or text interpretations shall be submitted to the appropriate office of the Department within 10 days after they are granted or denied.

3. The final disposition of an appeal or application to the board of adjustment shall be in the form of a written resolution or order signed by the chairman and secretary of the board. Such resolution shall state the specific facts which are the basis of the board's determination and shall either affirm, reverse, vary or modify the order, requirement, decision or determination appealed, in whole or in part, dismiss the appeal for lack of jurisdiction or prosecution or grant the application.

4. At the public hearing, any party may appear in person or by agent or by attorney.

(6) Fees. The County Board may, by resolution, adopt fees for the following:

(A) Zoning permits.
(B) Certificates of compliance.
(C) Planned Unit Development reviews.
(D) Public hearings.
(E) Legal notice publications.
(F) Conditional use permits.
(G) Variances.
(H) Administrative appeals.
(I) Other duties as determined by the County Board.

4.215 Changes and Amendments. The County Board may from time to time, alter, supplement or change the regulations contained in this ordinance in accordance with the requirements of s. 59.69(5)(e), Wis. Stats, ch. NR 115, Wis. Adm. Code and this ordinance where applicable.

(1) Amendments to this ordinance may be made on petition of any interested party as provided in s. 59.69(5), Wis. Stats.

(2) Shoreland Wetland Map Amendments

(A) Every petition for a shoreland-wetland map amendment shall be referred to the Rock County Planning and Development Agency. A copy of each petition shall be provided to the appropriate office of the Department within 5 days of the filing of the petition with the Planning and Development Agency. Written notice of the public hearing to be held on a proposed amendment shall be provided to the appropriate office of the Department at least 10 days prior to the hearing.

(B) A copy of the County Board's decision on each proposed amendment shall be forwarded to the appropriate office of the Department within 10 days after the decision is issued.

4.216 Enforcement and Penalties

(1) Forfeitures. Any person, firm or corporation who fails to comply with, or violates, the provisions of this Ordinance shall, upon conviction thereof, forfeit those amounts as established by reference in Resolution 08-SA-054 and any subsequent amendments thereto. Each day a violation exists or continues shall constitute a separate offense and is considered a public nuisance.

(2) Enforcement. It shall be unlawful to construct or use any structure, land, or water in violation of any of the provisions of this Ordinance. In case of any violation, the Zoning Administrator, the County Planning and Development Committee, or any neighboring property owner may institute appropriate action or proceeding to enjoin a violation of this Ordinance or cause a structure or use to be vacated or removed.
(A) The Planning & Development Agency Director or Zoning Administrator or their
designee, are authorized to issue an ordinance citation, pursuant to Chapter 21 of the
County Code of Ordinances to any person, firm, association or corporation for
engaging in activities that are in violation of this ordinance. Each day of violation,
and each section violated, shall be considered a separate offense and subject to
additional enforcement action, including, but not limited to the issuance of
additional ordinance citations. Issuing a citation shall not release the applicant from
full compliance with this ordinance nor from prosecution for violation of this
ordinance.

(B) The Planning & Development Agency shall notify the landowner/permit holder by
certified mail of any non-complying activity or structure. The notice shall describe
the nature of the violation, remedial actions needed, a schedule for remedial action,
and additional enforcement action that may be taken.

(C) Upon receipt of written notification from the Planning & Development Agency
under paragraph (2) the landowner/permit holder shall comply with the remedial
actions described in the notice.

(D) If a landowner/permit holder does not comply with the provisions of a notice of non-
compliance, the Planning & Development Agency may issue a citation(s) and/or
revoke the permit.

(E) If non-compliance with this ordinance is determined by the Planning &
Development Agency as likely to result in damage to adjacent property, public
facilities, or waters of the state, the Planning & Development Agency may post a
stop-work order at the time of notification.

(F) If the landowner/permit holder does not comply with the provisions of a notice of
non-compliance, or violates a stop-work order, the Planning & Development
Agency may request the Corporation Counsel to obtain a cease and desist order in
any court with jurisdiction.

(G) Any permit revocation, stop-work order, or cease and desist order shall remain in
effect unless retracted by the Planning and Development Agency, Board of
Adjustment, or by a court with jurisdiction.

(3) Civil Enforcement

Appropriate actions and proceeding may be taken by Law or in equity to prevent any violation
of these regulations, to prevent unlawful construction to recover damages, to restrain, correct,
or abate a violation, and to prevent illegal occupancy of a building, structure, premises or use.
These remedies shall be in addition to the Penalties described above.

4.217 Definitions

(1) For the purpose of administering and enforcing this ordinance, the terms or words used
herein shall be interpreted as follows: Words used in the present tense include the future;
words in the singular number include the plural number; and words in the plural number
include the singular number. The word "shall" is mandatory, not permissive. All distances
unless otherwise specified shall be measured horizontally.

(2) The following terms used in this ordinance mean:

ACCESS AND VIEWING CORRIDOR means a strip of vegetated land that allows safe
pedestrian access to the shore through the vegetative buffer zone.

ACCESSORY STRUCTURE means a subordinate structure which is clearly incidental
to, and customarily found in connection with, the principal structure or use to which it is
related, and which is located on the same lot as the principal structure or use.
BOATHOUSE means a permanent structure used for the storage of watercraft and associated materials and includes all structures which are totally enclosed, have roofs or walls or any combination of these structural parts.

BUILDING ENVELOPE means the three dimensional space within which a structure is built.

COUNTY ZONING AGENCY means that committee or commission created or designated by the County Board under s. 59.69(2)(a), Wis. Stats, to act in all matters pertaining to county planning and zoning. In Rock County, it is referred to as the Rock County P&D Agency.

CONDITIONAL USE means a use which is permitted by this ordinance provided that certain conditions specified in the ordinance are met and that a permit is granted by the Planning and Development Committee.

DEPARTMENT means the Department of Natural Resources.

DEVELOPMENT means any artificial change to improved or unimproved real estate, including but not limited to, the construction of buildings, structures or accessory structures; the construction of additions or substantial improvements to buildings, structures or accessory structures; the placement of buildings or structures; mining, dredging, filling, grading, paving, excavation, or drilling operations; and the storage, deposition or extraction of materials.

EXISTING DEVELOPMENT PATTERN means that principal structures exist within 250 feet of a proposed principal structure in both directions along the shoreline.

FLOODPLAIN means the land which has been or may be hereafter covered by flood water during the regional flood. The floodplain includes the floodway and the flood fringe as those terms are defined in ch. NR 116, Wis. Adm. Code.

FOOTPRINT means the land area covered by a structure at ground level measured on a horizontal plane. The footprint of a residence or building includes the horizontal plane bounded by the furthest exterior wall and eave if present, projected to natural grade. For structures without walls (decks, stairways, patios, carports) – a single horizontal plane bounded by the furthest portion of the structure projected to natural grade. Note: For the purposes of replacing or reconstructing a nonconforming building with walls, the footprint shall not be expanded by enclosing the area that is located within the horizontal plane from the exterior wall to the eaves projected to natural grade. This constitutes a lateral expansion under NR 115 and would need to follow NR 115.05 (1)(g)5 and provision of this Ordinance.

GENERALLY ACCEPTED FORESTRY MANAGEMENT PRACTICES means forestry management practices that promote sound management of a forest. Generally accepted forestry management practices include those practices contained in the most recent version of the department publication known as Wisconsin Forest Management Guidelines and identified as PUB FR-226.

IMPERVIOUS SURFACE means an area that releases as runoff all or a majority of the precipitation that falls on it. "Impervious surface" excludes frozen soil but includes and is not limited by enumeration to rooftops, sidewalks, driveways, parking lots, and streets unless specifically designed, constructed, and maintained to be pervious. Roadways as defined in s. 340.01(54), Wis. Adm. Code, or sidewalks as defined in s. 340.01(58), Wis. Adm. Code, are not considered impervious surfaces.

MAINTENANCE AND REPAIR includes such activities as interior remodeling, painting, decorating, paneling, plumbing, insulation, and replacement of windows, doors, wiring, siding, roof and other nonstructural components; and the repair of cracks in foundations, sidewalks, walkways and the application of waterproof coatings to foundations.
MITIGATION means balancing measures that are designed, implemented and function to restore natural functions and values that are otherwise lost through development and human activities.

NAVIGABLE WATERS means Lake Superior, Lake Michigan, all natural inland lakes within Wisconsin and all streams, ponds, sloughs, flowages and other waters within the territorial limits of this state, including the Wisconsin portion of boundary waters, which are navigable under the laws of this state. Under s. 281.31(2)(m), Wis. Stats., notwithstanding any other provision of law or administrative rule promulgated thereunder, shorland ordinances required under s. 59.692, Wis. Stats., and ch. NR 115, Wis. Adm. Code, do not apply to lands adjacent to:

(1) Farm drainage ditches where such lands are not adjacent to a natural navigable stream or river and such lands were not navigable streams before ditching; and,
(2) Artificially constructed drainage ditches, ponds or storm water retention basin that are not hydrologically connected to a natural navigable water body.

ORDINARY HIGH-WATER MARK means the point on the bank or shore up to which the presence and action of surface water is so continuous as to leave a distinctive mark such as by erosion, destruction or prevention of terrestrial vegetation, predominance of aquatic vegetation, or other easily recognized characteristics.

REGIONAL FLOOD means a flood determined to be representative of large floods known to have generally occurred in Wisconsin and which may be expected to occur on a particular stream because of like physical characteristics, once in every 100 years.

REPLACEMENT CONSTRUCTION in which the principal building or portion thereof is torn down and replaced by a new structure or building or portion thereof.

ROUTINE MAINTENANCE OF VEGETATION means normally accepted horticultural practices that do not result in the loss of any layer of existing vegetation and do not require earth disturbance.

SHORELAND means lands within the following distances from the ordinary highwater mark of navigable waters: 1,000 feet from a lake, pond or flowage; and 300 feet from a river or stream or to the landward side of the floodplain, whichever distance is greater.

SHORELAND SETBACK also known as the “Shoreland setback area” in s. 59.692(1)(bn) means an area in a shoreland that is within a certain distance of the ordinary high-water mark in which the construction or placement of buildings or structures has been limited or prohibited under an ordinance enacted under section 59.692, Wis. Stats. In this ordinance, the shoreland setback is seventy-five feet.

SHORELAND-WETLAND DISTRICT means the zoning district, created as a part of this shoreland zoning ordinance, comprised of shorelands that are designated as wetlands on the wetland maps which have been adopted and made a part of this ordinance.

STRUCTURAL ALTERATIONS means any changes in the supporting members of a structure such as foundations, bearing walls, columns, beams or girders, footing and piles or any substantial change in the roof structure, or in the exterior walls.

STRUCTURE means a principal structure or any accessory structure including a garage, shed, boathouse, sidewalk, walkway, patio, deck, retaining wall, porch or firepit.

STRUCTURE, PRINCIPAL means the main structure on a lot, intended for primary use as permitted by the regulations of the district in which it is located. A lot on which more than one principal use is located may have more than one principal structure.

STRUCTURE, TEMPORARY A structure which is built of such materials and in such a way that it would commonly be expected to have a relatively short useful life, or is built for a purpose that would commonly be expected to be relatively short-term.
UNNECESSARY HARDSHIP means that circumstance where special conditions, which
were not self-created, affect a particular property and make strict conformity with
restrictions governing area, setbacks, frontage, height or density unnecessarily
burdensome or unreasonable in light of the purposes of this ordinance.

VARIANCE means an authorization granted by the board of adjustment to construct, alter
or use a building or structure in a manner that deviates from the dimensional standards of
this ordinance.

WETLANDS means those areas where water is at, near or above the land surface long
enough to be capable of supporting aquatic or hydrophytic vegetation and which have
soils indicative of wet conditions.

Subpart 2: Zoning of County-Owned Lands

4.217 Statutory Provisions and Statement of County Policy

(1) Subsection 59.69(9) of the Wisconsin Statutes provides as follows: with regard to the
Zoning of County-Owned Lands:

(A) The County Board may by ordinance zone and rezone lands owned by the County
without necessity of securing the approval of the town boards of the towns wherein
such lands are situated and without following the procedure outlined in sec. 59.69(5),
Wis. Stats., provided that the County Board shall give written notice to the town board
of the town wherein such lands are situated of its intent to so rezone and shall hold a
public hearing on the proposed rezoning ordinance and give notice of such hearing by
posting in 5 public places in the town.

(B) This subsection shall not apply to land that is subject to a town zoning ordinance
which is purchased by the county for use as a solid or hazardous waste disposal
facility or hazardous waste storage or treatment facility, as these terms are defined
under sec. 289.01, Wis. Stats.

(2) If current land uses and Town designated zoning do not correspond on County-owned
lands the Planning and Development Committee will seek to zone the property within the
context of Town Zoning Authority.

4.218 Town Zoning in Shoreland Zoning

(1) The County Board adopts and incorporates by reference, as if set forth in full, the town
zoning ordinances for each of the 20 respective towns in Rock County, by text and by map as
may be amended from time to time.

(2) The County Board authorizes the creation of an Intergovernmental Agreement with each
town in Rock County, pursuant to Wis. Stat. §§ 59.692(4) and 66.0301 for the purpose of
delivering the administration and enforcement of town zoning, as it relates to shoreland areas,
back to each respective town in Rock County.

(3) This subsection shall be repealed effective December 31, 2016, along with each
Intergovernmental Agreement, unless earlier repealed or extended upon the agreement of the parties.
Respectfully submitted:

PLANNING & DEVELOPMENT COMMITTEE

Alan Sweeney, Chair

Mary Mawhinney, Vice Chair

Wes Davis

Wayne Gustina

Jason Heidenreich

LEGAL NOTE:

The County Board is authorized to take this action by Wisconsin Statutes section 59.02(2).

Jeffrey S. Kuglitsch
Corporation Counsel

FISCAL NOTE:

No fiscal impact.

Sherry O'K
Finance Director

ADMINISTRATIVE NOTE:

Recommended.

Josh Smith
County Administrator

Repeal & Recreate Shoreland Zoning 4.2 2016
Executive Summary

REPEALING AND RECREATING ROCK COUNTY ORDINANCE 4.2 ZONING OF SHORELANDS AND COUNTY-OWNED LANDS

The Wisconsin Legislature has recently made changes to the laws implementing Shoreland Zoning in Wisconsin through Wisconsin Acts 55, 167 and 391 (2015). These revisions to State Law require counties to adopt and implement the amendments in the respective local ordinance. Notable revisions pertain to (but are not limited to) the inability of counties to regulate matters more restrictively than the matter is regulated under the state minimum standards, the regulation of nonconforming structures and structures authorized by a variance, shoreland setback averaging, impervious surface limit standards and definitions.

Wisconsin counties are required to adopt and enforce Shoreland Zoning regulations to “further the maintenance of safe and healthful conditions; prevent and control water pollution; protect spawning grounds, fish and aquatic life; control building sites, placement of structures and land uses and reserve shore cover and natural beauty.” Rock County has enforced a shoreland zoning ordinance in the unincorporated areas of the county, with amendments, since the 1970s.

Planning and Development Agency staff have drafted the necessary revisions based on State Law and the model ordinance created by the DNR. Due to the number of changes proposed, repealing and recreating the ordinance is the most efficient way to complete this process. An underline/strike out version of the draft ordinance (showing all of the revisions) is available for review at the Planning office and on the department’s website. The draft ordinance has been reviewed and approved by the DNR, assuring the ordinance meets the current standards.

A Public Hearing was held Thursday, October 13, 2016 at the regular meeting of the Rock County Planning and Development Committee. Legal Notices were posted and interested parties were invited to attend and/or submit comments prior to the meeting.
APPOINTMENTS TO THE 911 COMMUNICATIONS COMMISSION

POSITION: Members of the 911 Communications Commission

AUTHORITY: County Board Resolution #91-7A-053

TERM: Two Years Ending November 15, 2018

PER DIEM: Yes, Per Board Rule IV.J.
For County Board Supervisors Only

PRESENT MEMBERS: Chief David Hooker, Clinton Police
Officer Dan Stearns, Clinton Police (Alternate)
Chief David Wickstrum, Orfordville Police

CONFIRMATION: Yes, by County Board of Supervisors

NEW APPOINTMENTS:  

<table>
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<th>Member</th>
<th>Alternate</th>
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</table>
| Chief Scott Marquardt  
Milton Police Department  
690 S. Janesville Street  
Milton, WI 53563 | Lieutenant Mike Chesmore  
Milton Police Department  
690 S. Janesville Street  
Milton, WI 53563 |
| Chief Steven Kopp  
Town of Beloit Police  
1133 Inman Parkway  
Beloit, WI 53511 | Sergeant Laura Palmer  
Town of Beloit Police  
1133 Inman Parkway  
Beloit, WI 53511 |

EFFECTIVE DATE: October 13, 2016
APPOINTMENT TO THE COORDINATED SERVICES TEAM (CST) ADVISORY COMMITTEE

POSITION: Member of the Coordinated Services Team (CST) Advisory Committee

AUTHORITY: County Board Resolution 12-4A-642

TERM: Unexpired Term Ending April 30, 2019

PER DIEM: For County Board Supervisors Only (Per Board Rule IV.J.)

PRESENT MEMBERS: Jerome DeForest-Davis

CONFIRMATION: Yes, by County Board of Supervisors

APPOINTMENTS: Melissa Zanzinger
9209 N. County Rd. H
Edgerton, WI 53534

EFFECTIVE DATE: October 13, 2016
APPOINTMENT TO EMERGENCY MEDICAL SERVICES ADVISORY COUNCIL

POSITION: Member of the Emergency Medical Services Advisory Council

AUTHORITY: County Board Resolution #96-9A-071

TERM: Term Expiring September 30, 2019

PER DIEM: For County Board Supervisors Only
Yes, Per Board Rule IV.J.

PRESENT MEMBER: Erik Severson

CONFIRMATION: Yes, by County Board of Supervisors

NEW APPOINTMENT: Robert Balsamo
Blackhawk Technical College
6004 S. County Highway G
Janesville, WI 53546

EFFECTIVE DATE: October 13, 2016
APPOINTMENT TO THE CITY OF JANESVILLE JOINT REVIEW BOARD FOR
TAX INCREMENTAL FINANCING DISTRICT #22, AMENDMENT #3

POSITION: Member of TIF District No. 22, Amendment #3

AUTHORITY: Wis. Stats. 66.1105(4)

TERM: Indefinite

PER DIEM: Yes, Per Board Rule IV.J.

CONFIRMATION: Yes, by County Board of Supervisors

NEW APPOINTMENT: J. Russell Podzilni
1421 Laramie Lane
Janesville, WI 53546

EFFECTIVE DATE: October 13, 2016
APPOINTMENT TO THE CITY OF JANESVILLE JOINT REVIEW BOARD FOR
TAX INCREMENTAL FINANCING DISTRICT #37

POSITION: Member of TIF District No. 37

AUTHORITY: Wis. Stats. 66.1105(4)

TERM: Indefinite

PER DIEM: Yes, Per Board Rule IV.J.

CONFIRMATION: Yes, by County Board of Supervisors

NEW APPOINTMENT: Terry Thomas
1425 Clover Lane
Janesville, WI 53545

EFFECTIVE DATE: October 13, 2016
APPOINTMENT TO HEALTH SERVICES COMMITTEE

POSITION: Member of the Health Services Committee

AUTHORITY: County Board Rule IV.G.

TERM: To Complete the Unexpired Term of Supervisor Anders Dowd, ending April, 2018

PER DIEM: Yes, Per Board Rule IV.J.

PRESENT MEMBER: Anders Dowd

CONFIRMATION: Yes, by County Board of Supervisors

NEW APPOINTMENT: Supervisor Kara Hawes
2011 Arbutus Street
Janesville, WI 53546

EFFECTIVE DATE: October 13, 2016
RESOLUTION

ROCK COUNTY BOARD OF SUPERVISORS

Awarding the Contract for Repairing Courthouse Masonry and Amending 2016 Facilities Management Capital Budget

WHEREAS, funds were not budgeted in 2016 for the masonry repair of the southwest wall of the courthouse; and

WHEREAS, the masonry repair needs are immediate to prevent further structural damage of the southwest wall of the courthouse; and

WHEREAS, specifications were drafted and bids solicited from qualified contractors for this work with three bidders responding.

NOW, THEREFORE, BE IT RESOLVED, that the Rock County Board of Supervisors duly assembled this _____ day of __________, 2016 does hereby approve and authorize awarding a contract in the amount of $18,500 to Eugene Mathews Inc. out of Broadview, IL, for the repair of the masonry wall at the Courthouse.

BE IT FURTHER RESOLVED, that the Facilities Management 2016 budget be amended as follows:

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</tr>
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</table>

Respectfully submitted,

GENERAL SERVICES COMMITTEE

Henry Brill, Chair

Jason Heidenreich, Vice Chair

Robert Yeomans

David Homan

Jeremy Zajac

FINANCE COMMITTEE ENDORSEMENT

Reviewed and approved on a vote of 4-0

Mary Mawhinney, Chair
FISCAL NOTE:

This resolution authorizes the masonry repair of the southwest wall of the courthouse. The cost of the project is being funded by a requested transfer in of sales tax revenues collected in prior years. As of 10/1/16, there is approximately $1.8 million of prior years' sales tax revenues available for appropriation.

Sherry Oja
Finance Director

LEGAL NOTE:

The County Board is authorized to take this action pursuant to secs. 59.01 and 59.51, Wis. Stats. As an amendment to the adopted 2016 County Budget, this Resolution requires a 2/3 vote of the entire membership of the County Board pursuant to sec. 65.90(5)(a), Wis. Stats.

Jeffrey S. Kuglitsch
Corporation Counsel

ADMINISTRATIVE NOTE:

Recommended.

Josh Smith
County Administrator
Executive Summary

Awarding the Contract for Repairing Courthouse Masonry and Amending
2016 Facilities Management Capital Budget

The Courthouse building southwest exterior masonry wall is in need of tuck pointing, replacing bricks and repairing the steel lintel to prevent further deterioration due to water damage behind the wall.

Bids were solicited with three contractors responding. The lowest bid was $18,500.00.

Director of Facilities Management and Purchasing Manager are recommending awarding the bid to the lowest, most responsive and responsible bidder, Eugene Mathews Inc. from Broadview, Illinois.
**BID SUMMARY FORM**

**BID NUMBER**  2016-54  
**BID NAME**  COURTHOUSE MASONRY REPAIRS  
**BID DUE DATE**  SEPTEMBER 21, 2016 – 1:30 P.M.  
**DEPARTMENT**  FACILITIES MANAGEMENT

<table>
<thead>
<tr>
<th></th>
<th>EUGENE MATHEWS BROADVIEW IL</th>
<th>RD WOODS WEST ALLIS WI</th>
<th>SHOWERS BUILDING RESTORATION MCFARLAND WI</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>BID PRICE</strong></td>
<td>$18,500.00</td>
<td>$19,500.00</td>
<td>$39,700.00</td>
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<tr>
<td><strong>ADDENDUM RECEIVED</strong></td>
<td>YES</td>
<td>YES</td>
<td>YES</td>
</tr>
<tr>
<td><strong>START</strong></td>
<td>10/17/16</td>
<td>10/17/16</td>
<td>11/15/16</td>
</tr>
<tr>
<td><strong>COMPLETION</strong></td>
<td>11/10/16</td>
<td>11/14/16</td>
<td>12/15/16</td>
</tr>
</tbody>
</table>

Invitation to Bid was advertised in the Janesville Gazette and on the Internet. Six additional vendors were solicited that did not respond.

**PREPARED BY:**  JODI MILLIS, PURCHASING MANAGER

**DEPARTMENT HEAD RECOMMENDATION:**  I recommend EUGENE MATHEWS Inc.

**SIGNATURE**

**GOVERNING COMMITTEE APPROVAL:**

<table>
<thead>
<tr>
<th>CHAIR</th>
<th>VOTE</th>
<th>DATE</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>5-0</td>
<td>10/14/16</td>
</tr>
</tbody>
</table>
RESOLUTION NO. 16-10A-128

RESOLUTION
ROCK COUNTY BOARD OF SUPERVISORS

SHERIFF ROBERT SPODEN
INITIATED BY

PUBLIC SAFETY & JUSTICE
COMMITTEE
SUBMITTED BY

COMMANDER CHELLEVOLD
DRAFTED BY

AGENDA NO. 12.B.1.(1)

AWARDING CONTRACT FOR CORRECTIONAL HEALTHCARE SERVICES
AT THE ROCK COUNTY JAIL FOR 2017 - 2021

WHEREAS, funds have been incorporated into the 2017 Budget to contract with a private firm for inmate healthcare services at the Rock County Jail; and,

WHEREAS, Rock County requested sealed proposals from healthcare providers to provide correctional healthcare services for inmates incarcerated in the Rock County Jail, with four firms responding; and,

WHEREAS, this request covered comprehensive correctional healthcare services including, at a minimum, physicians, nursing, sick call, medication dispensing, pharmaceuticals, TB testing, x-ray, mental health services, laboratory, off-site dental services, ambulance service, off-site hospitalization, blood draws and medical supplies; and,

WHEREAS, these comprehensive healthcare services will cover all costs associated with Rock County Jail inmate healthcare and treatment subject to the terms and limitations as outlined in the proposal and contract; and,

WHEREAS, the proposals were reviewed by a panel consisting of Sheriff's Office personnel and purchasing staff with the recommendation to enter into a contract with Advanced Correctional Healthcare of Peoria, Illinois.

NOW, THEREFORE, BE IT RESOLVED, by the Rock County Board of Supervisors duly assembled this _______ day of ________, 2016, that a contract for Correctional Healthcare Services for 2017 through 2021 be awarded to Advanced Correctional Healthcare of Peoria, Illinois in the annual amount of $889,419 based on the terms and conditions set forth in the contract; and,

BE IT FURTHER RESOLVED that the contract may be extended for an additional three years.

Respectfully Submitted

PUBLIC SAFETY & JUSTICE COMMITTEE

Mary Beaver, Chair

Henry Brill, Vice Chair

Terry Fell

Brian Knudsen

Phillip Owens
FISCAL NOTE:

Funds will need to be included in the 2017 budget and future budgets for the cost of these services.

Sherry Oja
Finance Director

LEGAL NOTE:

The County Board is authorized to take this action pursuant to secs. 59.01 and 59.51, Wis. Stats. Professional services are not subject to the bidding requirements of § 59.52(29), Stats.

Jeffrey S. Kuglitsch
Corporation Counsel

ADMINISTRATIVE NOTE:

Providing appropriate medical care to inmates housed in jails is required by state law and ensures illnesses are not spread among the jail population and the general population upon release, results in improved behavior, and respects the dignity of inmates in the care of the County. Regardless of provider, inmate care can be costly and subject the County to liability. Based on the recommendation of the Sheriff and the review team, I am recommending approval of this resolution.

Josh Smith
County Administrator
EXECUTIVE SUMMARY

Request for Proposals were sent to ten firms with four firms responding. This Request for Proposal was also advertised in the Janesville Gazette and posted on Rock County's website. Proposals were received from the following:

Correct Care Solutions, Nashville TN
Advanced Correctional Healthcare, Peoria IL
Southern Health Partners, Chattanooga TN
MTC Medical, Centerville UT

Sheriff's Office and Purchasing staff are recommending Advanced Correctional Healthcare as the most-qualified and lowest cost. This firm has extensive experience in providing correctional medical services in many mid-west correctional facilities. At the Rock County Jail they will provide 24-hour nursing and comprehensive medical services, seven days a week, 365 days a year. Services to be provided will include preliminary health screening, infirmary care, daily sick call, physician care, 24-hour nursing care, pharmaceuticals, emergency medical care, x-rays, vision/hearing/dental services, specialty and chronic disease assessment and TB screening. Additional off-site services in this package would include hospital outpatient and emergency room services, in-patient hospitalizations, mental health, and women's health care including OB/GYN and emergency dentistry with a $64,300.00 annual pool to cover such costs. Advanced Correctional Healthcare, under this contract, will cover all costs associated with Rock County inmate health care and treatment subject to the terms and limitations as outlined in the proposal and contract.

The 2017 Sheriff's Budget will contain funds to contract for these healthcare services.
# Proposal Summary Form

**Project #:** 2017-01  
**Project Name:** Correctional Healthcare Services  
**Due Date:** July 20, 2016 – 12:00 Noon  
**Department:** Sheriff's Office

<table>
<thead>
<tr>
<th>Rater</th>
<th>Advanced Correctional Healthcare Peoria IL</th>
<th>Correct Care Solutions Nashville TN</th>
<th>Southern Health Partners Chattanooga TN</th>
<th>MTC Medical Centerville UT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Rater 1</td>
<td>83</td>
<td>76</td>
<td>72</td>
<td>68</td>
</tr>
<tr>
<td>Rater 2</td>
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<td>82</td>
<td>63</td>
<td>80</td>
</tr>
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<td>Rater 3</td>
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<td>Rater 4</td>
<td>89</td>
<td>85</td>
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<tr>
<td>Rater 5</td>
<td>89</td>
<td>77</td>
<td>81</td>
<td>63</td>
</tr>
<tr>
<td>Total</td>
<td>420</td>
<td>401</td>
<td>381</td>
<td>369</td>
</tr>
</tbody>
</table>

Proposals were evaluated and rated based on the following criteria:
- General Quality and Adequacy of Response
- Quality of Package Provided
- Organization, Personnel, Experience
- Reasonableness of Cost Estimates

Request for Proposal was advertised in the Janesville Gazette on the Internet. Six additional agencies were solicited that did not respond.
PREPARED BY:  JODI L. MILLIS, PURCHASING MANAGER

DEPARTMENT HEAD RECOMMENDATION:  ACH

Signature:  Robert Smith  10-3-16

GOVERNING COMMITTEE APPROVAL:

Chair:  5-0  10-3-16
RESOLUTION
ROCK COUNTY BOARD OF SUPERVISORS

Diana Arneson
INITIATED BY

Finance Committee
SUBMITTED BY

Diana Arneson
DRAFTED BY

September 20, 2016
DATE DRAFTED

Authorizing Purchase of Netsmart Document Capture Scanning Software for 2016

WHEREAS, the Rock County Information Technology Department is authorized to purchase computer software on behalf of the County; and,

WHEREAS, the Information Technology and Human Services departments procured a new Electronic Health Record system, Avatar by Netsmart Technologies Inc., in June of 2012; and,

WHEREAS, the installation of the Netsmart Avatar software solution has been accomplished thus far with the additions of relevant modules that have built upon the initial core business and clinical Avatar modules; and,

WHEREAS, the purchase of the Document Capture Scanning module would give the Human Services department the ability to scan current paper forms into an electronic format within the Avatar system which would provide a complete and uniform electronic record; and,

WHEREAS, the 2016 Budget did designate funds for the purchase of the Netsmart Document Capture Software module.

NOW, THEREFORE, BE IT RESOLVED that the Rock County Board of Supervisors duly assembled this ________ day of ____________, 2016 that a purchase order be issued to Netsmart Technologies, Inc., of Philadelphia, PA for $41,000.04.

Respectfully submitted,

FINANCE COMMITTEE

Mary Mawhinney, Chair
Sandra Kraft, Vice Chair
J. Russell Podzilni

Mary Beaver

Brent Fox

FISCAL NOTE:

Funds were included in the 2016 budget for the purchase of this software module.

Sherry Oja
Finance Director

LEGAL NOTE:

The County Board is authorized to take this action pursuant to secs. 59.01 and 59.51, Wis. Stats. In addition, sec. 59.52(29), Wis. Stats. requires the project to be let to the lowest responsible bidder. Netsmart is the sole source provider of the software.

Jeffrey G. Kuglitsch
Corporation Counsel

ADMINISTRATIVE NOTE:

Recommended.

Josh Smith
County Administrator
Executive Summary

Netsmart Document Capture Executive Summary

The Rock County Human Services Department (HSD) procured a new Electronic Health Record (EHR) solution, Avatar, provided by Netsmart Technologies in June 2012. This solution was selected after an extensive internal review and RFP process to replace the department’s obsolete legacy system, MedSys.

Netsmart offers Avatar as a modular solution, with the ability to extend the functionality of the software in a staged approach. For the initial purchase, HSD decided to select the two core modules of Practice Management (PM) and Clinical Workstation (CWS).

PM performs the core business functions that include billing, client demographic and admission information, state reporting. CWS is the clinical documentation functionality that includes progress notes, assessments and treatment plans.

The PM and CWS modules provided for the immediate impact of reducing paper documentation, improved accountability for practitioners, reduced billing cycle latency, and enriched the coordination of care provided to clients.

Avatar is intended to be the comprehensive Electronic Health Record (EHR) solution for HSD. This means that all elements of the record would be included in the EHR.

Presently, HSD is using a hybrid record, which means that there are elements of the consumer record in both Avatar and a physical chart. The Department of Health Services (DHS) surveyor assigned to HSD provided clear feedback within the past year that the hybrid record should only be a transitional concept, and not a long-term practice.

With the purchase of the Document Capture Scanning Module, the ability to achieve a uniform electronic record will be attained. All ancillary materials that are presently in the physical chart of an open consumer would be scanned in to Avatar and available for access by all appropriate users.

Examples of these materials would be signed Releases of Information (ROI), insurance card, financial eligibility information and other documents currently provided on paper
Quote Summary - Rock County Document Capture - 2nd quote

<table>
<thead>
<tr>
<th>Non-Recurring Fees</th>
<th>Recurring Fees</th>
</tr>
</thead>
<tbody>
<tr>
<td>Software</td>
<td>Support Services</td>
</tr>
<tr>
<td>$17,500.00</td>
<td>$3,500.04</td>
</tr>
<tr>
<td>Professional Services</td>
<td>Total Recurring Fees</td>
</tr>
<tr>
<td>$20,000.00</td>
<td>$3,500.04</td>
</tr>
<tr>
<td>Total Non-Recurring Fees</td>
<td>Total Fees</td>
</tr>
</tbody>
</table>
| $37,500.00               | $41,000.04           

Solution Summary

*Professional Services

Professional Services are based on Netsmart's Scope of Work document, which is contained in a separate document. Professional Services are for a set level of effort that is based on Netsmart's exclusive understanding of the requirements. Any changes to the requirements or Netsmart's understanding thereof, may require additional funds from the client. Netsmart will notify the client in advance of any changes to the required funding and the client shall have the right to either purchase the additional level of effort or stay with the initial scope of work.
## Non-Recurring Fees Detail

<table>
<thead>
<tr>
<th>Qty</th>
<th>Unit</th>
<th>Price</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td><strong>$37,500.00</strong></td>
<td></td>
</tr>
</tbody>
</table>

**Software**
- Document Capture - Powered by Perceptive
  - 1 | EACH | **$17,500.00** | **$17,500.00** |

**Professional Services**
- Perceptive Software Professional Services
  - **$20,000.00**

Total Fees **$37,500.00**

## Recurring Fees Detail

<table>
<thead>
<tr>
<th>Qty</th>
<th>Unit</th>
<th>Price</th>
<th>Term (mo)</th>
<th>Total (First Year)</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td><strong>$3,500.04</strong></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**Support Services**
- Document Capture Mnt - Powered by Perceptive
  - 1 | EACH/MO | **$291.67** | 12 | **$3,500.04**

Total Fees **$3,500.04**
Terms and Conditions

Netsmart Pricing and Payment Policies

The following price and payment policy will apply to the software, hardware and/or services quoted above unless you have an existing agreement that will apply to the software, hardware and/or services in this Proposal that is identified at the end of this proposal. Delinquent accounts will be subject to Netsmart’s Delinquent Account Escalation Policy set forth at http://www.ntst.com/ARpolicy

This quote

• Is valid until the expiration date shown above.
• Will terminate on the expiration date unless you and Netsmart Technologies, Inc. execute a binding commitment for the software, hardware and/or services in this quote.
• Is subject to other terms and conditions in Netsmart’s standard contracts for the software, hardware and/or services.
• Unless identified separately below, does not include on site services or assistance, or estimated charges for travel and living expense or travel time. Travel and living expenses and travel time are subject to the terms and conditions of the Netsmart Master Agreement.

• License, hardware, hosting set-up fees and 1st year of support/maintenance are 100% due on the date a legally binding commitment is executed by you and Netsmart ("Execution Date").
• The initial support period of maintenance/support is deemed to be the period from the Execution Date to December 31 of the same year ("First Billing Cycle"), and on each following January 1 for each subsequent calendar year during the support service agreement.
• Charges for Hosting, PaaS, SaaS and subscription services are payable on the Execution Date.
• Professional Services
  • Fixed Fee quoted professional services totaling less than or equal to $2,000 are payable on the Execution Date.
  • Fixed Fee quoted professional service totaling more than $2,000 are payable 50% on the Execution Date with the balance due upon project completion or 90 days from the Execution Date, whichever occurs first.
  • As incurred fees are billed monthly, in arrears, payable net 30 days from the invoice date.
  • Professional services quotes do not include on site services or assistance.
  • Professional services quotes do not include travel and living expense or travel time. Netsmart’s travel policy will be provided on request.
• "FOB Origin" Shipping and taxes will be separately charged and added to the invoice with other charges quoted above.
• If Revenue Cycle Management (RCM) is offered in this Proposal, the initial set-up fees are due on the Execution Date and monthly fees are due in arrears unless otherwise specified in the Agreement.
• Netsmart has no obligation with respect to the software, hardware and/or services described in this proposal until a binding agreement incorporating the terms of this proposal is executed between you and Netsmart.
• If you currently have an agreement with Netsmart that is identified below, and you accept this Proposal the terms of that Agreement except as provided in this Proposal, will also apply to the quoted products and services.

CONTRACT TO BE APPLIED TO THIS QUOTE BY REFERENCE

Rock County Avatar License and Service Agreement 06292012

[Leave blank if this is a Quote subject to a new agreement]

QUOTE ACCEPTED AND INCLUDED UNDER THE REFERENCED AGREEMENT

Signature: __________________________

Name and Title: __________________________

Date: __________________________
Resolution

Rock County Board of Supervisors

Finance Committee
 INITIATED BY

Sherry Oja, Finance Director
 DRAFTED BY

Finance Committee
 SUBMITTED BY

September 27, 2016
 DATE DRAFTED

Awarding Contract for Financial Audit of County Books for Fiscal Years 2016-2017

WHEREAS, entities that receive federal funds are required to obtain financial audits per the Single Audit Act of 1984, as amended in 1996; and,

WHEREAS, entities that receive funds from the State of Wisconsin are required to obtain financial audits; and,

WHEREAS, Baker Tilly Virchow Krause, LLP is qualified to perform the required audits in accordance with all applicable standards, which include auditing standards generally accepted in the United State of America, Government Auditing Standards, the Uniform Guidance, the State Single Audit Guidelines and any other standards specific to the various grant programs; and,

WHEREAS, Baker Tilly Virchow Krause, LLP has quoted fees of $97,000 for the 2016 audit and $100,000 for the 2017 audit.

NOW, THEREFORE, BE IT RESOLVED, by the Rock County Board of Supervisors duly assembled this ______ day of __________, 2016 that Baker Tilly Virchow Krause, LLP, Madison, WI be awarded the audit contract for calendar years 2016-2017.

Respectfully submitted,

FINANCE COMMITTEE

Mary Mawhinney, Chair

Sandra Kraft, Vice Chair

Mary Beaver

Brent Fox

J. Russell Podzilni

FISCAL NOTE:

Funds will need to be included in the 2017 budget for the 2016 audit and in the 2018 budget for the 2017 audit.

Sherry Oja
Finance Director

LEGAL NOTE:

The County Board is authorized to take this action pursuant to secs. 59.01 and 59.51, Wis. Stats. Professional services are not subject to bidding requirements of § 59.52 (2)(a) Stats.

Jeffrey S. Kuglitsch
Corporation Counsel

ADMINISTRATIVE NOTE:

Recommended.

Josh Smith
County Administrator
EXECUTIVE SUMMARY

Entities that receive federal and/or state funds are required to obtain financial audits (called Single Audits). The audits are required to conform to several standards including (but not limited to): auditing standards generally accepted in the United States of America, Government Auditing Standards, the Uniform Guidance, the State Single Audit Guidelines and any other standards specific to the various grant programs.

Baker Tilly Virchow Krause, LLP (Baker Tilly) has been the County's auditor for several years and is well qualified to perform the required audits per all applicable standards. Baker Tilly has expertise and experience in providing Single Audit services, has always provided a quality product to the County, and has in-depth knowledge of Rock County's financials. Therefore, the Finance Director recommends awarding Baker Tilly a contract to provide audit services for the County for FYs 2016-2017.

Baker Tilly has quoted the following fees:

FY 2016 audit services - $97,000
FY 2017 audit services - $100,000
RESOLUTION
ROCK COUNTY BOARD OF SUPERVISORS

Public Safety & Justice
INITIATED BY

Public Safety & Justice Committee
SUBMITTED BY

Randy Terronez
DRAFTED BY

September 25, 2016
DATE DRAFTED

APPROVING INTERGOVERNMENTAL AGREEMENT WITH DANE COUNTY FOR MEDICAL EXAMINER SERVICES

WHEREAS, the Rock County Board of Supervisors approved Resolution #14-9A-110 on September 11, 2014 that approved an Intergovernmental Agreement with Dane County to provide Medical Examiners services as a result of the transition from an elected Coroner system to an appointed Medical Examiner system; and

WHEREAS, the Intergovernmental Agreement expires on December 31, 2016; and,

WHEREAS, staff have conducted meetings with stakeholders (Law Enforcement, Fire Department/EMS, Funeral Homes, etc.) and have received complimentary feedback on the quality of services provided by the Intergovernmental Agreement with Dane County; and,

WHEREAS, Dane County is agreeable to another two-year agreement to provide professional and administrative services which have been incorporated into the preliminary 2017 budget.

NOW, THEREFORE, BE IT RESOLVED, that the Rock County Board of Supervisors duly assembled this ___ day of __________, 2016 approves the Dane County Intergovernmental Agreement that delineates the roles and responsibilities of each county for the period January 1, 2017 through December 31, 2019.

Respectfully Submitted,

PUBLIC SAFETY & JUSTICE COMMITTEE

Mary Beaver, Chair

Henry Brill, Vice Chair

Terry Fell

Brian Knudson

Phil Owens
APPROVING THE INTERGOVERNMENTAL AGREEMENT WITH DANE COUNTY FOR MEDICAL EXAMINER SERVICES
Page 2

COUNTY BOARD STAFF COMMITTEE

J. Russell Podzilni, Chair

Sandra Kraft, Vice Chair

Eva Arnold

Henry Brill

Betty Jo Bussie

Mary Mawhinney

Louis Peer

Alan Sweeney

Terry Thomas

ADMINISTRATIVE NOTE:
Recommended.

Josh Smith
County Administrator

FISCAL NOTE:
Funding for the contract with Dane County is recommended in the 2017 budget.

Sherry Oja
Finance Director

LEGAL NOTE:
The County Board is authorized to take this action pursuant to secs. 59.01, 59.51 and 66.0301, Wis. Stats.

Jeffrey S. Juglitsch
Corporation Counsel
Executive Summary
Approving the Intergovernmental Agreement with Dane County for Medical Examiner Services

The Rock County Board of Supervisors approved the conversion of the Coroner’s Office to a Medical Examiner in January 2011 (refer to Resolution #11-IB-270). One of the major reasons for this decision was to operate in a more efficient, professional manner that would ensure the highest quality of services to the residents of Rock County. The effective date of the change was January 5, 2015.

During the planning for the transition, the County investigated various options on establishing a Medical Examiner system and partnered with Dane County to provide professional and administrative services through an Intergovernmental Agreement. The initial two-year agreement expires on December 31, 2016.

A renewal of the Dane County IGA is being recommended and includes:

1. The Chief Medical Examiner, the Deputy Chief Medical Examiner, and the Deputy Medical Examiner of Dane County shall act as the Chief Medical Examiner, Deputy Chief Medical Examiner and the Deputy Medical Examiner for Rock County. The Dane County Director of Operations, under the direction of the Dane County Medical Examiner, shall act as the Director of Operations for Rock County and shall provide oversight and administrative services. The Dane County Director of Operations, Chief Medical Examiner or designee shall be available at all times (24 hours per day, 7 days per week) to provide direction to Rock County investigative staff. The Dane County Director of Operations, Deputy Director of Operations or Chief of Investigations shall be on site an average of 12 hours per week.

2. Case Review and Autopsy Services:
   a. Dane County’s Chief Medical Examiner, Deputy Chief Medical Examiner, and Deputy Medical Examiner shall perform the statutory functions of Medical Examiner in Rock County;
   b. During death scene response or other death investigations, the Director of Operations for Dane County will work with Rock County staff to establish case review protocols, and to facilitate communication with the Dane County Medical Examiner to allow for case triage. The Chief Medical Examiner, Deputy Chief Medical Examiner, or Deputy Medical Examiner from Dane County will work with medicolegal death investigators to determine whether an autopsy or additional forensic examination should take place. Consideration will be given to the needs of other criminal justice partners, and the statutory authority of the District Attorney to independently order an autopsy will be recognized and followed.
   c. Dane County shall provide a forensic pathologist response to homicide cases or other cases where a complicated scene examination is appropriate. The need for this response shall be determined by the Medical Examiner in consultation with those at the scene;
   d. Dane County shall provide autopsy-related services pursuant to this Agreement.

3. A schedule of charges is included in the Intergovernmental Agreement and includes:

<table>
<thead>
<tr>
<th>Caseload</th>
<th>Budget 2017</th>
<th>Budget 2018</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>2017</td>
<td>2018</td>
</tr>
<tr>
<td>A. Office Admin./Oversight</td>
<td>12 hrs/wk.</td>
<td>12 hrs/wk.</td>
</tr>
<tr>
<td>B. Forensic Case Review</td>
<td>750</td>
<td>750</td>
</tr>
<tr>
<td>C. Management - Pathologists</td>
<td>2 hrs./wk.</td>
<td>2 hrs./wk.</td>
</tr>
<tr>
<td>D. Autopsy Medicine</td>
<td>145</td>
<td>145</td>
</tr>
<tr>
<td>E. Transportation</td>
<td>159</td>
<td>159</td>
</tr>
<tr>
<td>F. External Exams</td>
<td>14</td>
<td>14</td>
</tr>
<tr>
<td>Total - IGA Payment</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

G. Mass Fatality Autopsy Fee  
   if > 5 deaths/incident       | 0           | 0           | $1,250  | $1,250  |

Of the above services, Item F - External Exams is a new cost.

Major stakeholders (law enforcement/EMS-fire representatives and the funeral home industry) have been very positive of the change to the new Medical Examiner system and the services provided by Dane County via the IGA.

IGA contract costs have increased over the current IGA contract primarily due to more realistic caseload projections. Costs are projected to increased $121,648 or 23.8% more and are included in the 2017 budget.
RESOLUTION NO. 16-10A-132

RESOLUTION
ROCK COUNTY BOARD OF SUPERVISORS

Public Works Committee
INITIATED BY

Benjamin Coopman, Jr., Director
of Public Works
DRAFTED BY

October 3, 2016
DATE DRAFTED

Public Works Committee
SUBMITTED BY

Authorizing the Sale of the Milton Salt Shed (Chicago St.)

WHEREAS, Rock County had acquired 0.16 acres of land and erected a wooden timber salt storage building and a small storage shed on property at 218 Chicago Street (formerly County Road M) in the City of Milton; and,

WHEREAS, the Wisconsin Department of Transportation has recently purchased property and erected a similar facility in the Town of Milton on County Road M and East Milton-Harmony Townline Road and has offered Rock County shared use of that new facility; and,

WHEREAS, the former site and buildings are of no use to Rock County for the stated purpose of roadway maintenance material storage; and,

WHEREAS, the City of Milton wishes to buy the former site and buildings to improve its operations and services.

NOW, THEREFORE, BE IT RESOLVED that the Rock County Board of Supervisors duly assembled this ______ day of _________, 2016, authorizes the sale of the Chicago Street property and buildings to the City of Milton for the purchase price of $2,000, the amount the County paid for it previously; and,

BE IT FURTHER RESOLVED, that the County Board Chair is authorized to execute any and all legal documents concerning the sale of said site and improvements.

Respectfully submitted,

PUBLIC WORKS COMMITTEE

Betty Jo Bussie, Chair

Brent Fox, Vice Chair

Eva Arnold

Rick Richard

Brenton Driscoll
COUNTY BOARD STAFF COMMITTEE

J. Russell Podzilni, Chair

Sandra Kraft, Vice Chair

Eva Arnold

Henry Brill

Betty Jo Bussie

Mary Mawhinney

Louis Peer

Alan Sweeney

Terry Thomas

FISCAL NOTE:
Per Res #14-9A-099, proceeds from the sale of all County owned real estate holdings (except park land and In Rem properties) will be deposited to the PACE account.

Sherry Oja
Finance Director

LEGAL NOTE:
The County Board is authorized to take this action pursuant to secs. 59.01, 59.54 and 59.52(6), Wis. Stats.

Jeffrey S. Kuglitsch
Corporation Counsel

ADMINISTRATIVE NOTE:
Recommended.

Josh Smith
County Administrator
Executive Summary

Authorizing the Sale of the Milton Salt Shed (Chicago St.)

Rock County acquired the property of 0.16 acres at 218 Chicago Street from the Milton Lumber Company in 1959 for $2,000. Subsequently, the Rock County Department of Public Works (DPW) erected a creosote treated timber building in 1971 to store road salt and sand. A second small metal building was built nearby on the property to house a front end loader and other roadway supplies. The improvements are fully depreciated, but still very serviceable.

The Wisconsin Department of Transportation (WisDOT) has purchased some property near Milton in connection with their two roadway projects on STH 26 and STH 59 in the Milton area. Since WisDOT and the County have a goal to increase salt storage capacity in Rock County, it was decided to build a new salt storage building with a lean-to structure to accommodate a loader and other roadway material storage. This structure was built near the intersection of CTH M and East Milton-Harmony Townline Road in the Town of Milton.

DPW will be able to store county salt, sand and other roadway maintenance materials at the new site. The Chicago St. site will no longer be needed.

The City of Milton works collaboratively with DPW to buy its road salt and sand, but must come to Janesville to pick up those materials. They are eager to acquire a site closer to or in Milton that is properly zoned and developed for their salt storage needs.

This action authorizes the sale of the Chicago Street property and buildings, as is, to the City of Milton for the exact cost of what the County acquired the property originally.
RESOLUTION

ROCK COUNTY BOARD OF SUPERVISORS

Lori Williams, Parks Director
INITIATED BY

Public Works Committee
SUBMITTED BY

Lori Williams, Parks Director
DRAFTED BY

September 28, 2016
DATE DRAFTED

AWARDING OF CONTRACT FOR
CARVER-ROEHL PARK TOILET PROJECT

WHEREAS, the Rock County Board of Supervisors approved the purchase of one double
vault toilet building in the 2016 County Budget to be constructed at Carver-Roehl Park; and,

WHEREAS, Rock County Purchasing requested bids for this toilet building; and,

WHEREAS, Purchasing and Parks staff reviewed all bids received and are recommending
the lowest bid from Huffcut Concrete of Chippewa Falls, Wisconsin.

NOW, THEREFORE, BE IT RESOLVED, that the Rock County Board of Supervisors
duly assembled on this _____ day of ________, 2016, does hereby authorize that
a contract be awarded to Huffcut Concrete of Chippewa Falls, Wisconsin in the amount of
$34,230 for the construction of this toilet building.

Respectfully submitted,

PUBLIC WORKS COMMITTEE

Betty Jo Bussie, Chair

Brent Fox, Vice-Chair

Eva M. Arnold

Brenton Driscoll

Rick Richard

ENDORSED BY

PARKS ADVISORY COMMITTEE

Floyd Finney

Dean Paynter

Thomas Presny
FISCAL NOTE:

Sufficient funds were included in the 2016 budget for the cost of this project. Since the project will not begin until 2017, Parks will need to request a carryover of funds to the 2017 budget. This project is being funded with sales tax revenues.

Sherry Oja
Finance Director

LEGAL NOTE:

The County Board is authorized to take this action pursuant to secs. 59.01 and 59.51, Wis. Stats. In addition, sec. 59.52(29), Wis. Stats. requires the project to be let to the lowest responsible bidder.

Jeffrey S. Kuglitsch
Corporation Counsel

ADMINISTRATIVE NOTE:

Recommended.

Josh Smith
County Administrator
EXECUTIVE SUMMARY

AWARDING OF CONTRACT FOR
CARVER-ROEHL PARK TOILET PROJECT

This resolution provides final authorization to award the contract for construction of one double vault toilet building at Carver-Roehl County Park in the amount of $34,230. This resolution awards the contract to low bidder, Huffcut Concrete of Chippewa Falls, Wisconsin.

Project will be funded through the Parks Capital Improvement Account (Account 41-4592-4800-67200). This project was planned and budgeted at $50,000, thus resulting in a favorable balance to cover the demolition of current structure and site preparation costs for the new toilet building.
COUNTY OF ROCK

FINANCE DEPARTMENT
PURCHASING DIVISION

BID SUMMARY FORM

PROJECT NAME: CARVER ROEHL PARK VAULT TOILET BUILDING
PROJECT NUMBER: #2016-55
BID DUE DATE: SEPTEMBER 26, 2016 – 1:30 PM
DEPARTMENT: PUBLIC WORKS – PARKS DEPARTMENT

<table>
<thead>
<tr>
<th></th>
<th>HUFFCUTT CONCRETE CHIPPEWA FALLS WI</th>
<th>GILBANK CONSTRUCTION CLINTON WI</th>
</tr>
</thead>
<tbody>
<tr>
<td>VAULT TOILET</td>
<td>24,550.00</td>
<td>28,100.00</td>
</tr>
<tr>
<td>INSTALLATION</td>
<td>9,680.00</td>
<td>13,000.00</td>
</tr>
<tr>
<td>TOTAL PROJECT COST</td>
<td>$34,230.00</td>
<td>$41,100.00</td>
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| ADDENDUM RECEIVED   | YES                                  | YES                              |
| START DATE          | SPRING 2017 UNLESS WEATHER PERMITS EARLIER | 1/17/17                          |
| COMPLETION DATE     | 3/1/17                                |                                  |
| MODEL BID           | HUFFCUT PT275                         | CXT-TIOGA                        |
| WARRANTY            | 20 YEARS CONCRETE                     | 1 YEAR                           |
|                      | 1 YEAR ALL OTHER PARTS                |                                  |

Invitation to bid was advertised in the Janesville Gazette and on the internet. Two additional vendors were solicited that did not respond.

PREPARED BY: JODI MILLIS, PURCHASING MANAGER

DEPARTMENT HEAD RECOMMENDATION: HUFFCUT concrete $34,230 00

SIGNATURE

DATE 9-27-16

GOVERNING COMMITTEE APPROVAL:

CHAIR VOTE DATE
RESOLUTION
ROCK COUNTY BOARD OF SUPERVISORS

1 WHEREAS, the Department of Public Works procures and maintains a pool of vehicles utilized by
2 various Rock County departments; and,
3
4 WHEREAS, Ewald Automotive Group of Oconomowoc, Wisconsin is authorized to sell standard
5 sized Ford, Chevrolet and Dodge vehicles under State of Wisconsin Contract #503ENT-M16-
6 2016VEHICS-00 for passenger vehicles; and,
7
8 WHEREAS, the Purchasing Division and Public Works Department did review the State of Wisconsin
9 bid specifications for compliance with the Rock County Health Department’s needs and recommends
10 purchasing one (1), 2017 Ford Escape automobile from Ewald Automotive Group.
11
12 NOW, THEREFORE, BE IT RESOLVED, by the Rock County Board of Supervisors duly
13 assembled this ______ day of __________, 2016 to authorize the purchase from the Ewald
14 Automotive Group of Oconomowoc, Wisconsin, of one Ford Escape Automobile in the amount of
15 $21,820.00.

Respectfully submitted,

PUBLIC WORKS COMMITTEE

__________________________
Betty Jo Bussie, Chair

__________________________
Brent Fox, Vice Chair

__________________________
Eva Arnold

__________________________
Brenton Driscoll

__________________________
Rick Richard

FISCAL NOTE:
This additional vehicle for the Health Department was part of the 2016 budget.

__________________________
Sherry Opal
Finance Director

LEGAL NOTE:
The County Board is authorized to take this action pursuant to secs. 59.01 and
59.451, Wis. Stats.

__________________________
Jeffrey J. Kuglis
Corporate Counsel

ADMINISTRATIVE NOTE:
Recommended.

__________________________
Josh Smith
County Administrator
EXECUTIVE SUMMARY

The Rock County Purchasing Ordinance permits the purchase of vehicles from the State of Wisconsin bids. The vehicle being recommended would be purchased from the Ewald Automotive Group under State of Wisconsin Bid #505ENT-M16-2016VEHICS-00.

This vehicle will be an addition to the motor pool fleet in order to fulfill the needs of the Rock County Health Department. This item was reviewed and approved as part of the 2016 budget process.
RESOLUTION NO. 16-10A-135

RESOLUTION
ROCK COUNTY BOARD OF SUPERVISORS

Katherine Luster
INITIATED BY

Human Service Board
SUBMITTED BY

Lance Horozewski
DRAFTED BY

September 19, 2016
DATE DRAFTED

In Support of Increased Funding in the Children and Family Allocation (CFA)

WHEREAS, the Department of Children and Families provides funding to Rock County through the Children and Family Allocation for the provision of child abuse and neglect services, including prevention, investigation, treatment, and out-of-home placement costs; and,

WHEREAS, base funding for child welfare services has not increased since the Department of Children and Families was created in 2009; and,

WHEREAS, over the past few years, the child welfare workload has increased in Rock County and throughout the state; and,

WHEREAS, the number of Rock County child protective services (CPS) referrals has increased by 25 percent since 2011 – from 2,829 referrals in 2011 to 3,535 referrals in 2015; and,

WHEREAS, the number of children in out-of-home care has increased 19 percent since 2011 from 165 children in care in 2011 to 197 children in care in 2015; and,

WHEREAS, the number of same day initial assessment responses has increased by 91 percent since 2014 from 94 same days in 2014 to 180 same days in 2016; and,

WHEREAS, the number of Children in Need of Protection and Services (CHIPS) petitions filed with the court has increased 15 percent since 2011 from 111 petitions in 2011 to 128 petitions in 2015; and,

WHEREAS, Rock County is struggling to recruit and retain CPS social workers; and,

WHEREAS, the stress of increasing caseloads is taking its toll on CPS social workers, causing many experienced CPS social workers to leave the profession; and,

WHEREAS, the leading cause of these increases is the use of heroin, opiates, and complex mental health issues; and,

WHEREAS, it is critical that counties have the resources necessary to ensure the safety of children; and,

WHEREAS, Rock County and counties throughout the state are struggling to identify resources to increase child welfare staff, especially given the significant overmatch counties already put in the human services system.

NOW, THEREFORE, BE IT RESOLVED that the Rock County Board of Supervisors does hereby request that the state of Wisconsin, in its 2017-19 state biennial budget, increase funding to counties in the Children and Family Allocation to assist counties in serving the increasing number of children and families in the child welfare system; and,

BE IT FURTHER RESOLVED that a copy of this resolution be sent to Governor Scott Walker, Department of Children and Families Secretary Eloise Anderson, Department of
In Support of Increased Funding in the Children and Family Allocation (CFA)

Page 2

Administration Secretary Scott Neitzel, Rock County legislative delegation, and the
Wisconsin Counties Association.

Respectfully Submitted,

HUMAN SERVICES BOARD

Brian Knudson
Brian Knudson, Chair

Sally Jean Weaver-Landers, Vice Chair

Karl Dommershausen

Terry Fell

Linda Garrett

Ashley Klein

Kathy Schmitz

Terry Thomas

Shirley Williams

FISCAL NOTE:

This resolution is a request for additional children and family funding to be included in the
next state budget.

Sherry Oja
Finance Director

LEGAL NOTE:

Advisory only.

Jeffrey S. Kuglitsch
Corporation Counsel

ADMINISTRATIVE NOTE:

Recommended.

Josh Smith
County Administrator
CONTACT INFORMATION

Honorable Scott Walker
Governor, State of Wisconsin
115 East Capitol
Madison, WI 53702

Secretary Eloise Anderson
Wisconsin Department of Children and Families
201 East Washington Avenue, Second Floor
P.O. Box 8916
Madison, WI 53708-8916

Secretary Scott Neitzel
Wisconsin Department of Administration
101 E. Wilson Street, 10th Floor
P.O. Box 7864
Madison, WI 53707
DOASecretarysOffice@wisconsin.gov

Wisconsin Counties Association
Attn: Sarah Diedrick-Kasdorf
22 E. Mifflin Street, Suite 900
Madison, WI 53703
diedrick@wicounties.org

Area Legislators:

Honorable Janis Ringhand
Wisconsin State Senate
P.O. Box 7882
Madison, WI 53707-7882

Honorable Andy Jorgensen
Wisconsin State Assembly
P.O. Box 8952
Madison, WI 53708

Honorable Amy Loudenbeck
Wisconsin State Assembly
P.O. Box 8953
Madison, WI 53708

Stephen Nass
Wisconsin State Senate
P.O. Box 7882
Madison, WI 53707-7882

Mark Spreitzer
Wisconsin State Assembly
P.O. Box 8952
Madison, WI 53708

Debra Kolste
Wisconsin State Assembly
P.O. Box 8953
Madison, WI 53708
RESOLUTION NO. 16-10A-136

AGENDA NO. 12.D.(1)

RESOLUTION
ROCK COUNTY BOARD OF SUPERVISORS

County Board Staff Committee
INITIATED BY

Annette Mikula, HR Director
DRAFTED BY

September 23, 2016
DATE DRAFTED

County Board Staff Committee
SUBMITTED BY

APPROVING THE 2017 BASE WAGE RATES FOR ALL EMPLOYEES EXCEPT
REPRESENTED LAW ENFORCEMENT EMPLOYEES, AND AMENDING THE
PERSONNEL POLICY WAGE APPENDIXES

1 WHEREAS, it is necessary to adjust the Employee Pay Plans periodically to ensure that they continue
2 to reflect salary rates which are competitive for those job classes covered by the Plans; and,
3
4 WHEREAS, the Deputy Sheriff’s Association, Correctional Officers Association, and Deputy Sheriff
5 Supervisor’s Association labor units have received 2017 base wage increases of 1.25% effective
6 January 1, 2017; and,
7
8 WHEREAS, it is proposed to increase all employee Pay Plans by 1.25% effective January 1, 2017.
9
10 NOW, THEREFORE, BE IT RESOLVED, that the Rock County Board of Supervisors duly
11 assembled this _______ day of ________, 2016 does hereby approve the County’s 2017 Pay
12 Plans by increasing each step by 1.25% effective January 1, 2017.

Respectfully submitted,

COUNTY BOARD STAFF COMMITTEE

J. Russell Podzilni, Chair

Mary Mawhinney

Sandra Kraft, Vice Chair

Louis Peer

Eva Arnold

Alan Sweeney

Henry Brill

Terry Thomas

Betty Jo Bussie
## FISCAL NOTE:

<table>
<thead>
<tr>
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<th>Projected Base Compensation</th>
<th>Add'l Base Compensation</th>
<th>Wage Increase</th>
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<tbody>
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<td>2017</td>
<td>$54,885,013.64</td>
<td>$686,062.67</td>
<td>1.25%</td>
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Sherry Oja  
Finance Director

## LEGAL NOTE:

The County Board is authorized to take this action pursuant to §59.22(2), Wis. Stats.

Jeffrey S. Kuglitsch  
Corporation Counsel

## ADMINISTRATIVE NOTE:

Recommended.

Josh Smith  
County Administrator
APPROVING THE 2017 WAGE RATES FOR EMPLOYEES, EXCEPT REPRESENTED LAW ENFORCEMENT EMPLOYEES, AND AMENDING THE PERSONNEL POLICY WAGE APPENDIXES
Page 3

Executive Summary

The purpose of this resolution is to provide wage rate increases for County employees who are not represented by a law enforcement labor unit.

The County has already settled with the Deputy Sheriff’s Association, Correctional Officers Association and the Deputy Sheriff Supervisor’s Association for a contract with a total wage increase of 1.25% effective January 1, 2017.

To keep employees on pace with cost of living, inflation, and external market factors this resolution provides for a 1.25% increase for wage rates effective January 1, 2017.
RESOLUTION
ROCK COUNTY BOARD OF SUPERVISORS

County Board Staff Committee INITIATED BY
Annette Mikula, HR Director DRAFTED BY
County Board Staff Committee SUBMITTED BY
September 23, 2016 DATE DRAFTED

SETTING THE 2017 SALARY OF THE COUNTY ADMINISTRATOR

1 WHEREAS, the County Administrator’s current salary is $131,030.16; and,
2
3 WHEREAS, the County Board Staff Committee reviewed the County Administrator’s salary, other benefits,
4 and the annual adjustments recommended and received by other County employees for 2017; and,
5
6 WHEREAS, the County Board Staff Committee recommends a 1.25% increase to the County Administrator’s
7 salary and benefits effective 1-1-17, which is consistent with adjustments for other County employees.
8
9 NOW, THEREFORE, BE IT RESOLVED, that the Rock County Board of Supervisors duly assembled on
10 this ____ day of ____, 2017 does hereby authorize that the County Administrator’s salary
11 be adjusted by 1.25% effective 1-1-17.
12
13 BE IT FURTHER RESOLVED, that the health insurance plan granted other Unilateral employees be
14 continued.
15
16 BE IT FURTHER RESOLVED, that the dental plan available to Unilateral employees be continued.
17
18 BE IT FURTHER RESOLVED, that the current car allowance of $6,000 annually be continued and the
19 current expense allowance of $2,000 annually be continued.
20
21 BE IT FURTHER RESOLVED, that the County continues to contribute annually to a deferred compensation
22 program and the contribution in 2017 increase from $4,500 to $5,000.

Respectfully Submitted,
COUNTY BOARD STAFF COMMITTEE

__________________________
J. Russell Podzilni, Chair

__________________________
Sandra Kraft, Vice Chair

__________________________
Eva Arnold

__________________________
Henry Brill

__________________________
Betty Jo Bussie

__________________________
Mary Mawhinney

__________________________
Louis Peer

__________________________
Alan Sweeney

__________________________
Terry Thomas
LEGAL NOTE:
The County Board is authorized to take this action pursuant to §59.22(2), Wis. Stats.

Jeffrey S Kuglitsch
Corporation Counsel

FISCAL NOTE:

<table>
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<tr>
<th>Year</th>
<th>Base Compensation</th>
<th>Additional Compensation</th>
<th>% Wage Increase</th>
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<tbody>
<tr>
<td>2017</td>
<td>$162,718.40</td>
<td>$2,137.88</td>
<td>1.25%</td>
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Sherry Oja
Finance Director

ADMINISTRATIVE NOTE:
Matter of Policy.

Josh Smith
County Administrator
Executive Summary

The purpose of this resolution is to provide a wage rate increase for the County Administrator.

The County has already settled with the Deputy Sheriff’s Association, Correctional Officers Association and the Deputy Sheriff Supervisor’s Association for a contract with a total wage increase of 1.25% effective January 1, 2017.

The proposed wage increase for all other employees is 1.25%.

This resolution provides for a 1.25% wage rate increase for the County Administrator, to keep pace with cost of living, inflation, and external market factors, effective January 1, 2017.
MEMORANDUM

TO: County Board Staff Committee
FROM: Jeffrey S. Kuglitsch Corporation Counsel
DATE: August 25, 2016
RE: Notice of Claim

CLAIMANT: Ronald Arthur Vidas II
DATE OF INCIDENT: July 27, 2016
DATE OF NOTICE OF CLAIM: August 22, 2016
AMOUNT CLAIMED: $7,200.00 - $12,200.00
NATURE OF CLAIM: Vidas' vehicle sustained damage when it traveled on Hwy 14 during the seal coating project. Rock County was acting under contract with the Wisconsin Department of Transportation. Signage was in place 10 days prior to and warning signs were placed the day of the work being done.

RECOMMENDATION: Denial.
MEMORANDUM

TO: County Board Staff Committee
FROM: Jeffrey S. Kuglitsch Corporation Counsel
DATE: September 14, 2016
RE: Notice of Claim

CLAIMANT: RJ Mohrland Trucking and Great West Casualty Company
DATE OF INCIDENT: July 27, 2016
DATE OF NOTICE OF CLAIM: September 6, 2016
AMOUNT CLAIMED: $15,002.87
NATURE OF CLAIM: RJ Mohrland Trucking’s vehicle sustained damage when it traveled on Hwy 14 during the seal coating project. Rock County was acting under contract with the Wisconsin Department of Transportation. Signage was in place 10 days prior to and warning signs were placed the day of the work being done.
RECOMMENDATION: Denial.