



COUNTY BOARD STAFF COMMITTEE
Minutes – August 28, 2018

Call to Order. Chair Podzilni called the meeting of the County Board Staff Committee to order at 4:00 P.M. in Conference Room N-1 on the fifth floor of the Rock County Courthouse-East.

Committee Members Present: Supervisors Podzilni, Mawhinney, Bostwick, Brill, Bussie, Peer, Sweeney, Thomas and Yeomans.

Committee Members Excused: None.

Staff Members Present: Josh Smith, County Administrator; Randy Terronez and Nick Osborne, Assistants to the County Administrator; Annette Mikula, Human Resources Director; Richard Greenlee, Corporation Counsel; and Kate Luster, Human Services Director.

Others Present: Supervisors Tom Brien and Vicki Brown; Ruth Kolpack and Wayne Skottum, Justice Overcoming Borders (JOB).

Approval of Agenda. Supervisor Bostwick moved approval of the agenda as presented, second by Supervisor Peer. ADOPTED.

Citizen Participation, Communications and Announcements. Supervisor Bussie complimented Mr. Smith on the nice article in the newspaper. Supervisor Bussie said her grandson was on the front page of the newspaper, though they spelled his name wrong.

Supervisor Mawhinney said the County Clerk has been receiving some bad press lately due to the overload of the website during this past election, that all the municipal clerks are in support of her, feel she is doing a very good job, and have confidence in her and the job she is doing.

Approval of Minutes – July 24, 2018 and Joint Minutes with Finance Committee of July 23, 2018. Supervisor Yeomans moved approval of the minutes of July 24, 2018 and joint meeting of July 23, 2018 as presented, second by Supervisor Bussie. ADOPTED.

Transfers. None.

Review of Payments. The Committee accepted the reports.

Resolutions.

Recognizing Suzann Wimmer for Service to Rock Haven

“NOW, THEREFORE, BE IT RESOLVED, that the Rock County Board of Supervisors duly assembled this ___ day _____, 2018 does hereby recognize Suzann Wimmer for her 30 years, 3 months of service and extend their best wishes to her in her future endeavors.”

Supervisor Sweeney moved approval of the above resolution, second by Supervisor Mawhinney. ADOPTED.

Recognizing Brain Thostenson

“NOW, THEREFORE, BE IT RESOLVED, by the Rock County Board of Supervisors at its regular meeting this ___ day _____, 2018, directs that a sincere expression of recognition be given to Mr. Thostenson for his over thirty-four years of service and expresses to him best wishes for the future.”

Supervisor Bussie moved approval of the above resolution, second by Supervisor Thomas. ADOPTED.

Jury Appreciation Month

“NOW, THEREFORE, BE IT RESOLVED that the Rock County Board of Supervisors duly assembled this ___ day _____, 2018

- Educate the public about jury duty and the importance of jury service; and,
- Applaud the efforts of jurors who fulfill their civic duty; and,
- Ensure that all jurors are treated with respect and that their service is not unduly burdensome.

BE IT FURTHER RESOLVED, by the Rock County Board of Supervisors extends its sincere thanks and appreciation to all employers who pay employees their normal wages while allowing them to serve as jurors, preventing financial hardship and fostering community strength.

BE IT FURTHER RESOLVED, by the Rock County Board Supervisors honors the service and commitment of citizens who perform jury duty, who by participating in the judicial process aid those elected to serve the citizens of Rock County by preserving the rule of law, the basis for a free society.”

Supervisor Peer moved approval of the above resolution, second by Supervisor Brill. ADOPTED.

Creating Two 0.4 FTE Psychiatric Technician Positions

“NOW, THEREFORE, BE IT RESOLVED, that the Rock County Board of Supervisors duly assembled this ___ day _____, 2018 does hereby approve the creation of two 0.4 FTE Psychiatric Technician positions based on the

recommendation of the Human Services Director and authorize the Human Services Department to fill the positions..”

Supervisor Thomas moved approval of the above resolution, second by Supervisor Bostwick.

Supervisor Yeomans asked how many visits are done. Ms. Luster said there are 35-50 on any given night, these are chronic mentally ill clients and need to be checked on, face-to-face, as part of their treatment. Supervisor Peer added, in his experience, they also need to make sure the medication has been swallowed

ADOPTED.

Amending Section 3.209 of the Rock County Ordinances

“The Rock County Rock County Board of Supervisors at its regular meeting this ____ day of _____, 2018, does ordain as follows:

I. Section 3.209 of the Rock County Code of Ordinances shall be amended to read as follow (new language underscored, deleted language crossed out);

3.209 ~~Dogs Running~~ Animals at Large, Untagged Dogs and Dogs Rabies Program

(1) An owner, keeper, or custodian of an animal shall not permit, whether negligently or otherwise, the animal to run at large. An animal is considered to be running at large if it is off the premises of the owner, keeper, or custodian and not under the control of the owner, keeper, or custodian.

(2) If the owner, keeper, or custodian of an animal negligently or otherwise permits an animal to run at large, he/she shall forfeit not less than \$25 nor more than \$100 for the first offense and not less than \$50 nor more than \$200 for subsequent offenses.

(3) The following Wisconsin Statutes relating to dogs are hereby adopted and incorporated herein by reference including all changes, amendments and revisions now or hereafter made thereto:

(A)1- 174.02 (2) PENALTIES IMPOSED ON OWNER OF DOG CAUSING DAMAGE.

(a) *Without notice.* The owner of a dog shall forfeit not less than \$50 nor more than \$1002,500 if the dog injures or causes injury to a person, domestic animal livestock, property, deer, game birds or the nests or eggs of game birds.

(b) *After notice.* The owner of a dog shall forfeit not less than ~~\$100~~200 nor more than ~~\$500~~5,000 if the dog injures or causes injury to a person, domestic animal ~~livestock~~, property, deer, game birds or the nests or eggs of game birds, and if the owner was notified or knew that the dog previously injured or caused injury to a person, domestic animal ~~livestock~~, property, deer, game birds or the nests or eggs of game birds.

~~(B)2.~~ 174.042 (2) & (3) ~~Dogs running at large and Untagged Dogs~~ Subject to Impoundment; Penalties.

~~(1) — Dogs Running At Large. A dog is considered to be running at large if it is off the premises of its owner and not under the control of the owner or some other person.~~

(2) UNTAGGED DOG. A dog is considered to be untagged if a valid license tag is not attached to a collar which is kept on the dog whenever the dog is outdoors unless the dog is securely confined in a fenced area.

(3) DOG RUNNING AT LARGE OR UNTAGGED DOG SUBJECT TO IMPOUNDMENT. Any officer ~~may~~ and a humane officer shall attempt to capture and restrain any dog running at large and any untagged dog.

~~(4) — Penalties. If the owner of a dog negligently or otherwise permits the dog to run at large or be untagged, the owner shall forfeit not less than \$25 nor more than \$100 for the first offense and not less than \$50 nor more than \$200 for subsequent offenses.~~

~~(C)3.~~ 95.21 Rabies control program.

(2) RABIES VACCINATION REQUIRED FOR DOGS.

(a) *Requirement for vaccination.* Except as required in s. 174.054 or sub. (9)(d), ~~Wis. Stats.~~, the owner of a dog shall have the dog vaccinated against rabies by a veterinarian or, if a veterinarian is physically present at the location the vaccine is administered, by a veterinary technician, pursuant to s. 89.05(2)(d), at no later than 5 months ~~within 30 days after the dog reaches 4 months~~ of age and revaccinated within one year after the initial vaccination. If the owner obtains the dog or brings the dog into this state after the dog has reached 5 4 months of age, the owner shall have the dog vaccinated against rabies within 30 days after the dog is

obtained or brought into the state unless the dog has been vaccinated as evidenced by a current certificate of rabies vaccination from this state or another state. The owner of a dog shall have the dog revaccinated against rabies by a veterinarian or, if a veterinarian is physically present at the location the vaccine is administered, by a veterinary technician, pursuant to s. 89.05(2)(d), before the date that the immunization expires as stated on the certificate of vaccination or, if no date is specified, within 3 years after the previous vaccination.

(4) QUARANTINE OR SACRIFICE OF AN ANIMAL SUSPECTED OF BITING A PERSON OR BEING INFECTED OR EXPOSED TO RABIES.

(a) *Quarantine or sacrifice of dog or cat.* An officer shall order a dog or cat quarantined if the officer has reason to believe that the animal bit a person, is infected with rabies or has been in contact with a rabid animal. If a quarantine cannot be imposed because the dog or cat cannot be captured, the officer may kill the animal. The officer may kill a dog or cat only as a last resort or if the owner agrees. The officer shall attempt to kill the animal in a humane manner and in a manner which avoids damage to the animal's head.

(5) QUARANTINE OF DOG OR CAT.

(a) *Delivery to isolation facility or quarantine on premises of owner.* An officer who orders a dog or cat to be quarantined shall deliver the animal or shall order the animal delivered to an isolation facility as soon as possible but no later than 24 hours after the original order is issued or the officer may order the animal to be quarantined on the premises of the owner if the animal is immunized currently against rabies as evidenced by a valid certificate of rabies vaccination or other evidence. If an officer delivers a dog or orders a dog to be delivered to an isolation facility and the dog is exempt from the requirement to be vaccinated against rabies under sub. (9)(d), the owner of the dog may choose an isolation facility that is a veterinary hospital.

(10) PENALTIES.

(a) *Failure to obtain rabies vaccination.* An owner who fails to have a dog vaccinated against rabies as required under sub. (2)(a) may be required to forfeit not less than \$50 nor more than \$100.

(b) *Refusal to comply with order or quarantine.* An owner who refuses to comply with an order issued under this section to deliver an animal to an officer, isolation facility or veterinarian or who does not comply with the conditions of an order that an animal be quarantined shall be fined not less than \$100 nor more than \$1,000.

(4) Abatement of Violations.

(A) Issuance of Order. If a humane officer or law enforcement officer after investigation has reasonable grounds to believe that a violation of a statute or ordinance is occurring and the violation is causing or has the potential to cause injury to an animal, the humane officer or law enforcement officer may issue and serve an order of abatement directed to named persons.

(B) Content of Order. An abatement order issued under sub. (A) shall contain all of the following:

- (1) The name and address of the person to whom directed.
- (2) The statute or ordinance alleged to be violated.
- (3) A prohibition on further violations.
- (4) A description of measures necessary to correct the alleged violation.
- (5) A description of the hearing and appeal provisions under subs. (C) and (E)

(C) Hearing. Any person named in an abatement order may appeal such order to the Rock County Administrator or his/her designee within 10 days of service of the order. The hearing shall be held within 10 days after the request is made, unless the requester agrees to a later date. The hearing shall be informal in nature.

(D) Decision. Within 10 days after the hearing, the Rock County Administrator or his/her designee shall affirm the order, modify and affirm the order or withdraw the order.

(E) Appeal. Any person adversely affected by a decision under sub. (3) may seek judicial review by commencing an action in circuit court within 30 days after the day that the decision is issued.

II. Section 3.209 shall be effective upon publication.”

Supervisor Mawhinney moved approval of the above resolution, second by Supervisor Sweeney.

Mr. Greenlee said the Sheriff's Office Humane Officer has had issues with a couple farmers on their cattle getting loose and wandering the roads. He said the County does not have an ordinance to give law enforcement a tool to enforce and allows them to obtain a court order if necessary. This ordinance is for any animal getting loose and it also cleans up some of the current wording to be what is in State Statutes. Mr. Greenlee added that this does not cover any damage to a vehicle if an animal gets loose.

Supervisor Brill said he is not happy that a farmer would be fined if an animal would get out due to thunderstorms, coyotes, etc., that it is hard enough for farmers. Mr. Greenlee said this request came from the Humane Officer and is mainly due to a couple farmers with consistent issues. Supervisor Mawhinney added that in some cases the farmer just needs to mend a fence.

ADOPTED.

In Support of Increasing State Funding for and Expanding Access to the Treatment Alternatives and Diversion (TAD) Grant Program

“NOW, THEREFORE, BE IT RESOLVED that the Rock County Board of Supervisors duly assembled this _____ day of _____, 2018, does hereby urge the Governor and State Legislature to enhance public safety and reduce unnecessary Corrections related expenditures by:

1. Increasing funding for the Treatment Alternatives and Diversion (TAD) Grant Program by \$15 million annually;
2. Changing the TAD statute so that people who were once convicted of a violent crime can be eligible if the new crime is non-violent in nature;
3. Focusing the growth in TAD in four main areas;
 - a. Expansion of all forms of treatment courts;
 - b. Expansion of programs that address substance abuse treatment for those in the criminal justice system;
 - c. Expansion of funding for treatment alternatives that are targeted to the communities that have the state's highest incarceration rates.
 - d. Provide adequate administrative support at the Wisconsin Department of Justice to administer TAD funded programs;

BE IT FURTHER RESOLVED that the County Clerk be authorized and directed to send a copy of this resolution to Governor Walker, the Wisconsin Counties Association and the Rock County Legislative Delegation.”

Supervisor Thomas moved approval of the above resolution, second by Supervisor Sweeney.

Supervisor Brown said this is in regards to State funding and is advisory only.

Ms. Kolpack said she is the JOB president and are one of eleven affiliates in Wisconsin. She said TAD, and some of the other programs, helped so a Jail expansion was not needed, and has kept the Jail population down.

Mr. Skottum said he is a member of WISDOM, which is a faith based organization working across the state on social justice issues, and this is part of a lobbying effort to keep this in front of the legislators.

Supervisor Yeomans asked what the budget is at this time. Supervisor Brown said it is \$6 million. Mr. Skottum said \$22 million would provide enough to treat everyone.

Supervisor Brown said Dane and Brown Counties have also passed a resolution.

Supervisor Brill suggested they contact Representative Amy Loudbeck. Ms. Kolpack said she would.

ADOPTED.

Updates.

Review and Possible Approval of US Cellular Project Request for West Court Street Tower Site Supervisor Peer moved approval of the request to install new underground fiber line, second by Supervisor Bostwick.

Mr. Terronez said there would be no cost to the County.

ADOPTED.

Update on Town of Beloit Incorporation Mr. Smith said the last time they met he had been directed to ask the Town of Beloit to provide a better dollar amount. He spoke with the Town Administrator and the Town Board elected not to make any further offers. Mr. Smith said he gave testimony in opposition to the incorporation at the August 20, 2018 public hearing. Mr. Smith handed out copies of the Town of Beloit Incorporation Process (attached) and stated there will be two more meetings, one on November 13, 2018 and the other on December 13, 2018. On December 21, 2018 the Incorporation Review Board will submit their findings and one of three things will occur; 1) the Board finds the standards are not met and recommends dismissal - the Court would dismisses the petition and it will stop; 2) the Board finds the standards are not met but recommends that it be re-filed with different boundaries – the Court dismisses the petition and the petitioner may re-file a petition with different boundaries; 3) the Board find the standards are met and recommends the petition be granted – the Court grants the petition and orders that an incorporation referendum be held, if the majority of residents vote in favor, then the territory is incorporated.

Chair Podzilni mentioned that the City of Beloit and Mr. Smith made very good presentations. He said Rob Gerbitz, spoke on behalf of Diane Hendricks in opposition to the incorporation. He added that he found it interesting that the Town of Beloit debt level is 74%,

the County of Rock has a debt level of 4%. If the incorporation would go through, the Town of Beloit debt would be split between the new village and the remnant town.

Adjournment. Supervisor Brill moved adjournment at 4:48 P.M., second by Supervisor Bostwick. ADOPTED.

Respectfully submitted,

Marilyn Bondehagen
Confidential Administrative Assistant

NOT OFFICIAL UNTIL APPROVED BY COMMITTEE.

T. Beloit Incorporation Process

See sections 66.0203-66.0213 of the Wisconsin Statutes

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