

PROCEEDINGS OF THE GREEN COUNTY BOARD OF SUPERVISORS

April 21, 2020

County Board Room, Green County Courthouse, 1016 16th Ave, Monroe, WI

Michael Doyle, County Clerk, called the meeting to order at 7:00 PM.

The Clerk read the roll with 30 present, and 1 absent being Supervisor Hoesly.

The Board recited the Pledge of Allegiance.

County Clerk Doyle administered the oath of office to the members of the Green County Board of Supervisors for the new two-year term. Supervisors by District are:

(District Number, Name and Address)

1. Linda Boll, 318 27th Avenue, Monroe
2. Gary Neuenschwander, 2814 7th St, Monroe
3. Joe Snow, 2123 20th Ave, Monroe
4. Jerry Guth, 1322 21st St, Monroe
5. Kate Maresch, 1500 10th St, Monroe
6. Michael Furgal, 1411 14th Ave, Monroe
7. Steve Borowski, 2103 11th St, Monroe
8. Joan Rufenacht, 923 4th St, Monroe
9. Richard Thoman, 419 4th Ave, Monroe
10. Oscar Olson, W7760 County Rd P, Browntown
11. Alex Lonien, N2112 County Rd. K, Monroe
12. Harvey Mandel, W3227 Middle Juda Rd, Juda
13. Jeff Williams, N1093 Mill Rd, Juda
14. Susan Nelson, N2668 Cadiz Springs Rd, Monroe
15. Nick Hartwig, N3391 Joy-Del Rd, Monroe
16. Arthur Carter, N2659 Richland Rd, Monroe
17. Dennis Schwartz, N4094 Back Nine Court, Brodhead
18. Barb Krattiger, 1902 W 4th Ave, Brodhead
19. Aaron Withee, 907 1st Center Ave, Brodhead
20. John Bernstein, 707 9th Street, Brodhead
21. Russ Torkelson, W6398 Highpoint Rd, Monticello
22. Harvey Kubly, PO Box 695, Monticello
23. Karl Blumer, 500 S Mill St, Albany
24. Erica Roth, W898 Bump Rd, Albany
25. Kristi Leonard, W9020 Yankee Hollow Rd, Blanchardville
26. Jody Hoesly, N8982 Old Madison Rd, New Glarus
27. Roger Truttman, PO Box 213, New Glarus
28. Beth Luchsinger, 318 9th Ave, New Glarus
29. Mark Gundlach, W4182 Wirth Ln, Monticello
30. Dawn Sass, 356 Sugar Avenue, Belleville
31. Herb Hanson, W997 State Rd 92, Brooklyn

ELECTION FOR CHAIR OF THE BOARD

Nominated were Art Carter, Jerry Guth, and Harvey Mandel. On the first elective ballot, Art Carter received the majority vote and was declared duly elected as County Board Chair and officially installed.

ELECTION FOR THE FIRST VICE-CHAIR

Nominated were Jerry Guth, Harvey Mandel, and Mike Furgal. On the first elective ballot, Jerry Guth received the majority vote and was declared duly elected as County Board First Vice-Chair.

ELECTION FOR THE SECOND VICE-CHAIR

Nominated were Harvey Mandel, Steve Borowski, Erica Roth, Richard Thoman, and Michael Furgal. On the first elective ballot, there was not a majority vote. On the second elective ballot, Harvey Mandel received the majority vote and was declared duly elected as the County Board Second Vice-Chair. The new County Board members were introduced.

RoAnn Warden, Green County Public Health Director, gave an update on COVID-19.

Motion by Furgal, seconded by Neuenschwander, to approve the minutes of the March 10, 2020 meeting.

Motion carried on unanimous voice vote.

RESOLUTION 4-1-20

Resolution Adopting Green County Residential Antidisplacement and Relocation Assistance Plan for CDBG Programs

WHEREAS, This Residential Anti-Displacement and Relocation Assistance Plan (RARAP) is prepared by Green County in accordance with the Housing and Community Development Act of 1974, as amended; and HUD regulation at 24 CFR 42.325 and is applicable to our CDBG projects.

WHEREAS, Consistent with the goals and objectives of activities assisted under the Act, Green County will take the following steps to minimize the direct and indirect displacement of persons from their homes:

- Coordinate code enforcement with rehabilitation and housing assistance programs.
- Stage rehabilitation of apartment units to allow tenants to remain in the building/complex during and after the rehabilitation, working with empty units first.
- Arrange for facilities to house persons who must be relocated temporarily during rehabilitation.
- Adopt policies which provide reasonable protections for tenants faced with conversion to a condominium or cooperative.
- Establish counseling centers to provide homeowners and tenants with information on assistance available to help them remain in their neighborhood in the face of revitalization pressures.
- Where feasible, give priority to rehabilitation of housing, as opposed to demolition, to avoid displacement.
- If feasible, demolish or convert only dwelling units that are not occupied or vacant occupiably dwelling units (especially those units which are "lower-income dwelling units" as defined in 24 CFR 42.305).
- Target only those properties deemed essential to the need or success of the project.
- Additional action that will be taken to address local needs & priorities, as determined by Green County.

WHEREAS, Green County will provide relocation assistance for lower-income tenants who, in connection with an activity assisted under the CDBG Program, move permanently or move personal property from real property as a direct result of the demolition of any dwelling unit or the conversion of a low-income dwelling unit in accordance with the requirements of 24 CFR 42.350. A displaced person who is not a lower-income tenant, will be provided relocation assistance in accordance with the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended, and implementing regulations at 49 CFR Part 24.

WHEREAS, Green County will replace all occupied and vacant occupiable lower-income dwelling units demolished or converted to a use other than lower-income housing in connection with a project assisted with funds provided under the CDBG Program in accordance with 24 CFR 42.375.

Before entering into a contract committing Green County to provide funds for a project that will directly result in demolition or conversion of lower-income dwelling units, Green County will make public by notification in the local designated newspaper and submit to the Department of Administration the following information in writing:

1. A description of the proposed assisted project;
2. The address, number of bedrooms, and location on map of lower-income dwelling units that will be demolished or converted to a use other than as lower-income dwelling units as a result of an assisted project;
3. A time schedule for the commencement and completion of demolition or conversion.
4. To the extent-known, the address, number of lower-income dwelling units by size (number of bedrooms) and location on a map of the replacement lower-income housing that has been or will be provided. **NOTE: See also 24 CFR 42.375 (d).**
5. The source of funding and a time schedule for the provision of the replacement dwelling units;
6. The basis for concluding that each replacement dwelling unit will remain a lower-income dwelling for at least 10 years from the date of initial occupancy; and
7. Information demonstrating that any proposed replacement of lower-income dwelling units with smaller dwelling units (e.g., a 2-bedroom unit with two 1-bedroom unit), or any proposed replacement of efficiency or single-room occupancy (SRO) units with units of a different size, is appropriate and consistent with the housing needs and priorities identified in the HUD-approved Consolidated Plan and 24 CFR 42.375(b).

To the extent that the specific location of the replacement dwelling units and other in items 4 through 7 are not available at the time of the general submission, Green County will identify the general location of

such dwelling units on a map and complete the disclosure and submission requirements as soon as the specific data is available.

WHEREAS, Under 24 CFR 42.375(d), Green County may submit a request to the Department of Administration for a determination that the one-for-one replacement requirement does not apply based on the objective data that there is an adequate supply of vacant lower-income dwelling units in standard condition available on a discriminatory basis within the area.

WHEREAS, The County Clerk at 608-328-9430 or such other agency as designated by the County Board Chair is responsible for tracing the replacement of lower-income dwelling units and ensuring that they are provided within the required period.

WHEREAS, The County Clerk at 608-328-9430 or such other agency as designated by the County Board Chair is responsible for providing relocation payments and other relocation assistance, as required by state or federal rules, to any lower-income person displaced by the demolition of any dwelling unit or the conversion of lower-income dwelling units to another use.

NOW, THEREFORE, BE IT RESOLVED, that the County Board of the County of Green officially adopts the Residential Antidisplacement and Relocation Assistance Plan for CDBG Programs.

SIGNED:

Art Carter, Chair

Green County Board of Supervisors

Mike Doyle

Green County Clerk

Motion by Guth, seconded by Leonard, to approve Resolution 4-1-20. Motion carried on unanimous voice vote.

RESOLUTION 4-2-20

Resolution Designating County Investment Depositories

WHEREAS, pursuant to County Code section 1-11-4 provides that the Finance and Accounting Committee of the Green County Board shall consider investment of funds not needed for current use by Green County and the County Treasurer in any manner permitted pursuant to Wisconsin State Statutes 66.0603(1m), where investments and deposits may be made to the reasonable advantage of Green County and its taxpayers; and

WHEREAS, pursuant to County Code section 1-11-3:B(1). Green County has elected to participate in the State of Wisconsin's Local Government Pooled Investment Fund; and

WHEREAS, County Code section 1-6-10 authorizes the Treasurer to invest county funds, provided that he or she consult with the Finance and Accounting Committee on a regular basis regarding investment policy and procedure.

NOW, THEREFORE, BE IT RESOLVED by the Green County Board of Supervisors, in legal session assembled, that the Board approve the recommendation of the Finance and Accounting Committee authorizing the Treasurer to invest surplus county funds at the following depositories:

Local Government Investment Pool Fund

First National Bank and Trust Company

Wisconsin Bank & Trust

Town Bank

Woodford State Bank

Marine Credit Union

The Bank of New Glarus and Sugar River Bank Branches

Associated Bank

Bank of Brodhead

Greenwoods State Bank

State Bank of Cross Plains

Monona Bank

First Business Bank

PFM Funds

; and

BE IT FURTHER RESOLVED, that the Treasurer shall provide monthly reports of where the investments are held and the yields offered to the Finance and Accounting Committee.

SIGNED: THE FINANCE AND ACCOUNTING COMMITTEE:

Jerry Guth, Chair

Kristi Leonard

Arthur Carter
Harvey Mandel

Steve Borowski

Motion by Guth, seconded by Leonard, to approve Resolution 4-2-20. Motion carried on unanimous voice vote.

RESOLUTION 4-3-20

***Resolution to Adopt the Policy to
Prohibit the Use of Excessive Force and the Barring of Entrances/Exits
for Non-Violent Civil Rights Demonstrations***

WHEREAS, Section 104 (L)(1) of Title I of the Housing and Community Development Act of 1974 as amended (42 U.S.C. 69 §5304) prohibits the State from expending or obligating any Community Development Block Grant funds to any unit of general local government that does not have or adopt a policy prohibiting the use of excessive force by local law enforcement agencies within its jurisdiction against any individuals engaged in nonviolent civil rights demonstrations; and a policy of enforcing State and local laws against physically barring entrance to or exit from a facility or location which is the subject of such nonviolent civil rights demonstration within its jurisdiction; and

WHEREAS, it is in the interest of Green County to pursue Community Development Block Grant Funds and to adopt policy that complies with Section 104 (L)(1) of Title I of the Housing and Community Development Act of 1974 as amended (42 USC 69 §5304);

NOW THEREFORE, BE IT RESOLVED by the County Board Chair and the County Board of Green County:

It is POLICY of Green County to prohibit the use of excessive force by law enforcement agencies within the COUNTY'S jurisdiction against any individuals engaged in nonviolent civil rights demonstrations.

It is POLICY of the COUNTY to enforce applicable State and local laws against physically barring entrance to or exit from a facility or location which is the subject of such nonviolent civil rights demonstration within the COUNTY'S jurisdiction.

The officials and employees of the COUNTY shall assist in the orderly prevention of all excessive force within GREEN COUNTY by implementing the authority and enforcement procedures set forth in Title I of the Housing and Community Development Act of 1974.

The COUNTY BOARD directs the Green County Sheriff's Dept. to implement this Resolution by amending applicable Green County Sheriff's Dept. procedures.

PASSED BY THE COUNTY BOARD CHAIR AND THE COUNTY BOARD OF GREEN COUNTY.

Arthur Carter – County Board Chair

ATTEST:

Michael Doyle - County Clerk

Motion by Guth, seconded by Roth, to approve resolution 4-3-20. Motion carried on unanimous voice vote.

RESOLUTION 4-6-20

Designation of "emergency responder" and "healthcare provider" employees

WHEREAS, in December, 2019, a novel strain of the coronavirus was detected, now named COVID-19, and it has spread throughout the world, including every state in the United States;

WHEREAS, on January 3, 2020, the World Health Organization declared COVID-19 to be a Public Health Emergency of International Concern;

WHEREAS, on March 12, 2020, Governor Tony Evers declared a public health emergency to direct all resources needed to respond to and contain COVID-19 in Wisconsin;

WHEREAS, on March 13, 2020, President Donald Trump proclaimed a National Emergency concerning COVID- 19;

WHEREAS, on March 18, 2020, President Donald Trump signed the Families First Coronavirus Response Act ("FFCRA"), which expands the Family and Medical Leave Act (Emergency Family and Medical Leave Expansion Act), and creates a paid sick leave entitlement for certain eligible employees (Emergency Paid Sick Leave Act);

WHEREAS, the provisions of the FFCRA allows employers to exempt "emergency responders" and "health care providers" from provisions of the FFCRA;

WHEREAS, on March 24, 2020, the State of Wisconsin issued a Safer at Home Emergency Order, Emergency Order #12, in response to the emergency;

WHEREAS, Paragraphs 1 and 12 recognize that all services provided by local governments to ensure the continuing operation of the government body and provide and support the health, safety, and

welfare of the public are considered "Essential Governmental Functions" that must continue during the duration of Emergency Order #12;

WHEREAS, Emergency Order #12 categorically exempts broad categories of local government employees from the restrictions contained therein and otherwise provides local governments with broad discretion to identify employees and contractors necessary for the performance of a local government's "Essential Governmental Functions;" and

WHEREAS, the purpose of this Resolution is to provide the process for identifying employees, categories of employment, positions and/or departments that are "emergency responders" or "health care providers" under the FFCRA and, as a result, exempt from the provisions of the FFCRA.

NOW, THEREFORE, BE IT RESOLVED:

1. The following positions in Green County are hereby designated as "emergency responder" or "health care provider" for purposes of the application and implementation of the FFCRA:

All employees of the Green County Sheriff's Department;
all employees of the Green County Health Department;
all employees of Pleasant View Nursing Home;
all employee of the Green County Coroner's Office;
all employees of the Green County Human Services Department's Children, Youth, and Families Unit, Adult Protective Services Staff and Community Support Program Unit;
all building and facility maintenance and custodial employees;

all employees of the Green County Highway Department. (added through amendment)

2. It is the intent of this Resolution to define the terms "emergency responder" and "health care provider" in the broadest sense possible consistent with the law in an effort to ensure and continue our essential functions during this time of emergency. Final determinations regarding the definition of emergency responder and/or health care provider as applied to any employment position with Green County shall be determined by the Green County Board of Supervisors with such decision being final.

3. This Resolution is effective immediately.

Art Carter, Chair

Green County Board of Supervisors

Mike Doyle

Green County Administrative Coordinator

The proposed resolution did not include the Green County Highway Department. Motion by Torkelson, seconded by Snow, to amend the Resolution 4-6-20 to include the Highway Department. Upon voice vote of the amendment, motion carried unanimously. Motion by Schwartz, seconded by Blumer, to approve Resolution 4-6-20. Upon voice vote, motion carried unanimously.

ORDINANCE 20-0401

Ordinance Rezoning Parcel in Town of Sylvester

WHEREAS, the Green County Board of Supervisors has adopted the Green County Land Use and Zoning Ordinance; and

WHEREAS, the Green County Land Use and Zoning Committee has been petitioned to rezone a certain parcel of land from agricultural to industrial; and

WHEREAS, the Green County Land Use and Zoning Committee held a public hearing on the Petition on March 9, 2020, and has taken into consideration all of the testimony heard at such public hearing; and

WHEREAS, it is the recommendation of the Green County Land Use and Zoning Committee that the land area described below be rezoned from agricultural to industrial.

NOW, THEREFORE, BE IT ORDAINED by the Green County Board of Supervisors in legal session assembled, that the following described parcel of land be rezoned from agricultural to industrial, to-wit:

Commencing at the Southeast corner of the Northeast Quarter of Section Thirty-Five (35), Town Two (2) North, Range Eight (8) East; thence West along quarter line 161 feet; thence North 135.5 feet to an iron stake; thence East 161 feet to center line of road; thence South along center line of road and East line of Section a distance of 135.5 feet to point of beginning and being a part of the Southeast Quarter of the Northeast Quarter of Section Thirty-Five (35), Town Two (2) North, Range Eight (8) East, Township of Sylvester, Green County, Wisconsin.

and

BE IT FURTHER ORDAINED that this amendment shall not take effect until more than 40 days after the adoption of the Ordinance by the County Board unless the Town affected files a Resolution with

the County Clerk approving the Ordinance, then said Ordinance shall become effective upon the filing of the Resolution of the Town approving the same with the County Clerk; and

BE IT FURTHER ORDAINED that this Ordinance shall be published in the official newspaper of the County.

SIGNED: LAND USE AND ZONING COMMITTEE:

Barb Krattiger, Chair

Paul Beach

Mark Gundlach

Kristi Leonard

Motion by Krattiger, seconded by Gundlach, to approve Ordinance 20-0401. Motion carried upon unanimous voice vote.

The board discussed a rule or ordinance to allow for electronic appearances at County meetings. No action was taken.

The board discussed the ratification of the Proclamation Declaring a State of Emergency in Green County. Motion by Furgal, seconded by Maresch, to ratify the proclamation until the May County Board Meeting. Motion carried on unanimous voice vote.

Motion by Furgal, seconded by Mandel to accept the County Clerk’s annual report. Motion carried on unanimous voice vote.

Motion by Leonard, seconded by Williams to approve the Land and Water Conservation annual report. Motion carried on unanimous voice vote.

Motion by Furgal, seconded by Kubly, to approve the following appointments:

Sandy Horn and Anita Huffman to the Human Services Board for three-year terms expiring on the third Tuesday in April 2023; Donna Douglas and Paul Fredrickson to the Tourism Committee for two-year terms expiring on the third Tuesday in April 2022; Samuel Beuschel and Vicki Evenson to the Green County Health Committee for two-year terms expiring on the third Tuesday in April 2022; Craig Ellefson and Anita Huffman to the Green County Library Board for three-year terms expiring on the third Tuesday in April 2023; Aaron Withee and Steve Scanlan to the Solid Waste Management Board for three-year terms expiring the third Tuesday in April 2023, and Ray Francois as a citizen member to the Solid Waste Management Board for a three-term expiring on the third Tuesday in April 2023; Kenneth Clark, Wayne Dieckhoff, and Larry Eakins to the Board of Adjustment for three-year terms expiring July 1, 2023; Cindy Klein, Service Provider Representative, to the Aging and Disability Advisory Committee for a three-year term expiring the third Tuesday in April 2023; Sandy Horn and Linda Yates as Elderly Representatives to the Aging and Disability Advisory Committee for three-year terms expiring on the third Tuesday in April 2023. Motion carried on unanimous voice vote.

There were no out of state travel requests. County Clerk Mike Doyle announced thanks to the municipal clerks and pollworkers for their work on the election. Chair Art Carter announced the appointment committee to consist of Supervisors Mandel, Guth, Roth, and Carter.

The new County Board Members gave an additional introduction of themselves. Motion by Kubly, seconded by Boll to adjourn. Motion carried on unanimous voice vote.

STATE OF WISCONSIN)
)SS
COUNTY OF GREEN)

I, Michael J. Doyle, County Clerk, in and for said County, do hereby certify that the above and foregoing is a true and correct copy of the proceedings of the County Board of Supervisors of Green County, Wisconsin, on their meeting of April 21, 2020, A.D.

Michael J. Doyle, Green County Clerk