



**OFFICE OF THE COUNTY CLERK
MARATHON COUNTY**



***Marathon County Mission Statement:** Marathon County Government serves people by leading, coordinating, and providing county, regional, and statewide initiatives. It directly or in cooperation with other public and private partners provides services and creates opportunities that make Marathon County and the surrounding area a preferred place to live, work, visit, and do business.*

ADJOURNED ORGANIZATIONAL MEETING

THE ADJOURNED ORGANIZATIONAL MEETING of the Marathon County Board of Supervisors, composed of thirty-eight (38) members, will convene at the Marathon County Courthouse, Assembly Room, 500 Forest Street, Wausau, on Tuesday, September 17, 2019, at 7:00 p.m. to consider the following matters:

A. OPENING OF SESSION:

1. Meeting called to order by Chairperson Gibbs at 7:00 p.m., the agenda being duly signed and posted
2. Pledge of Allegiance to the Flag; Followed by a Moment of Silence/Reflection
3. Reading of Notice
4. Request for silencing of cellphones and other electronic devices
5. Roll Call
6. Acknowledgment of visitors

B. PRESENTATIONS / REPORTS:

7. Sheriff's Department Lifesaving Awards

C. PROCLAMATION:

8. Declaring September 15-21, 2019 Farm Safety and Health Week in Marathon County

D. CONSENT AGENDA:

9. Approval of minutes from the August 22 and 27, 2019 meetings
10. Referral of bills and communications to respective committees
11. Authorizing the Clerk to issue orders, bills and claims from the last session through this session
12. Enactment of Ordinances:
 - a) Environmental Resources Committee:
 1. Town of Plover Rezone – Tim Vreeland for Jeff Fraaza #O-16-19
 2. Town of Holton Rezone – Jason & Stacy Brusky #O-17-19
 3. Town of Wien Rezone – Justin & Brittini Krzanowski #O-18-19
13. Adoption of Resolutions:
 - a) Health & Human Services Committee:
 1. To Amend the Administrator's Work Plan to Include Investigation Regarding Whether it Would Be Appropriate to Develop a Workplace Naloxone Use Program #R-49-19

E. ORDINANCES:

14. Ordinance Amending General Code of Ordinances for Marathon County Chapter 13 Livestock Facilities Licensing Ordinance Code #O-19-19
15. Motion to Reconsider – Amending Sec. 2.05 (XX) of the General Code of Ordinances: Administrator Recruitment Task Force Charter to Correct Error in Membership #O-20-19

F. APPOINTMENT:

16. Administrator Recruitment Task Force

RESOLUTIONS

G. HUMAN RESOURCES, FINANCE, AND PROPERTY COMMITTEE:

17. A Resolution Approving the 2020 Capital Improvement Program Projects #R-50-19

H. INFRASTRUCTURE COMMITTEE:

18. County Bridge / Culvert Aid #R-51-19

I. HEALTH AND HUMAN SERVICES COMMITTEE:

19. Declaring September as National Suicide Prevention Awareness Month in Marathon County
#R-52-19

- 19a. Resolution Approving the Cooperation Agreement for Community Development Block Grant
(CBDG) Program #R-53-19

- J. MOTION TO GO INTO CLOSED SESSION (roll call vote suggested): Pursuant to Section 19.85(1)(f) Wisconsin Statutes for the purpose of “[c]onsidering financial, medical, social or personal histories or disciplinary data of specific persons, preliminary consideration of specific personnel problems or the investigation of charges against specific persons except where par. [19.85(1)] (b) applies which, if discussed in public, would be likely to have a substantial adverse effect upon the reputation of any person referred to in such histories or data, or involved in such problems or investigations.” To wit: Appointment of successor County Clerk.

K. MOTION TO RETURN TO OPEN SESSION

L. POSSIBLE ANNOUNCEMENTS OR ACTION RESULTING FROM CLOSED SESSION

20. Appointment – County Clerk
- Oath of Office

M. MISCELLANEOUS BUSINESS

21. Announcements or Requests
22. Motion to Adjourn

WITNESS: My signature this 17th day of September, 2019

Nan Kottke
Marathon County Clerk

NOTE: The next meeting of the County Board will be the Educational Meeting on Thursday, October 17, 2019 at 7:00 p.m. The Business Meeting will be on Tuesday, October 22, 2019 at **7:30 p.m.** Both meetings will be held in the Assembly Room of the Courthouse.

NOTICE PROVIDED TO: County Board Members
Marathon County Departments
News Media
Posted on County Website: www.co.marathon.wi.us

Any person planning to attend this meeting who needs some type of special accommodation in order to participate should call the County Clerk's Office at 715-261-1500 or e-mail infomarathon@mail.co.marathon.wi.us one business day before the meeting.



PROCLAMATION

SEPTEMBER 15-21, 2019 FARM SAFETY AND HEALTH WEEK IN MARATHON COUNTY

WHEREAS, in 1944, President [Franklin D. Roosevelt](#) signed the first proclamation for [farm safety](#) due to the high injury rate in agriculture; and

WHEREAS, agriculture is at the core of Marathon County's heritage, identity, plans for the future and land use; and

WHEREAS, dairy is the predominant agriculture enterprise in Marathon County and the diversity of agricultural enterprises is growing to include Christmas trees, ginseng, maple syrup, vegetables, fruits and horticulture; and

WHEREAS, Marathon County farmers and their families are exposed to hazards inherent to farming such as tractors, machinery, livestock, chemicals, and workplace environments. These hazards can have a significant adverse impact on health and safety; and

WHEREAS, agriculture is one of the most hazardous industries in the United States with a death rate of 21.3 per 100,000 workers and approximately 130,000 disabling injuries; and

WHEREAS, the average age of an agricultural producer is 53 years old and older farmers may be at greater risk due to reduced physical ability. Children and youth may not have the maturity or expertise to fully understand the risks or have the physical or cognitive ability to perform tasks safely; and

WHEREAS, many injuries are preventable through education. Serious injuries and death can be prevented by cautiously approaching field adjustments or repairs, taking precautions to avoid slips and falls, making smart decisions while assigning tasks to youth, using and maintaining the slow moving vehicle emblem correctly, and retrofitting tractors with rollover structures; and

WHEREAS, self-employed farm operators and their family members, as well as hired workers, manage and sustain our country's farm production operations. This healthy and productive workforce is critical to ensuring the long-term sustainability and success of family farms and overall rural prosperity; and

WHEREAS, National Farm Safety and Health Week serves as a great opportunity to reflect and revisit the importance of safety on farms, as well as adopt new and innovative practices to promote the awareness of safety solutions year round.

NOW THEREFORE BE IT RESOLVED that Marathon County encourages all our agricultural producers to integrate safe practices and technologies into our agricultural production systems.

BE IT FURTHER RESOLVED that the week on September 15-21, 2019 is declared "Farm Safety and Health Week" in Marathon County and all Marathon County producers, along with agriculture safety and health organizations are encouraged to work together to mitigate farm risks.

Dated this 17th day of September, 2019.



Kurt Gibbs
Marathon County Board Chair

ORDINANCE # O - _____ -19

Town of Plover Rezone

WHEREAS, the Marathon County Board of Supervisors has been petitioned to amend the General Code of Ordinances for Marathon County Chapter 17 Zoning Code Chapter 17; by Tim Vreeland on behalf of Jeff Fraaza to rezone from: G-A General Agriculture to R-R Rural Residential in the Town of Plover; described as part of the SW ¼ of the SW ¼ of Section 20, Township 29 North, Range 10 East, Town of Plover. Part of parent parcel PIN # 062-2910-203-0997.

WHEREAS, the petition was referred to the Marathon County Environmental Resources Committee (the Committee) for public hearing; and

WHEREAS, the Committee, on due notice, conducted a public hearing thereon, pursuant to Section 59.69, Wisconsin Statutes on September 5, 2019 to consider the petition to amend Chapter 17; and





WHEREAS, the Committee being duly informed of the facts pertinent to the changes proposed, having reviewed the staff report, and duly advised of the recommendations of the Town of Plover, hereby recommends the petition be GRANTED AS APPLIED FOR

NOW, THEREFORE, the County Board of Supervisors of the County of Marathon does ordain as follows: The General Code of Ordinances for Marathon County Chapter 17 Zoning Code (and accompanying Zoning Map) is amended as stated above.

Dated this 5th day of September, 2019

ENVIRONMENTAL RESOURCES COMMITTEE

_____ Chair

_____ 
_____ 
_____ 
_____ 
_____ 
_____ 

Dated this _____ day of _____, 2019

CERTIFIED SURVEY MAP

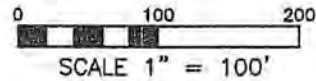
MARATHON COUNTY NO. _____

VOLUME _____ PAGE _____

ALL OF OUTLOT 1 OF CSM 12347-53-55, LOCATED IN THE NW1/4 OF THE NW1/4 OF SECTION 29 AND PART OF THE SW1/4 OF THE SW1/4 OF SECTION 20, ALL IN TOWNSHIP 29 NORTH, RANGE 10 EAST, TOWN OF PLOVER, MARATHON COUNTY, WISCONSIN.

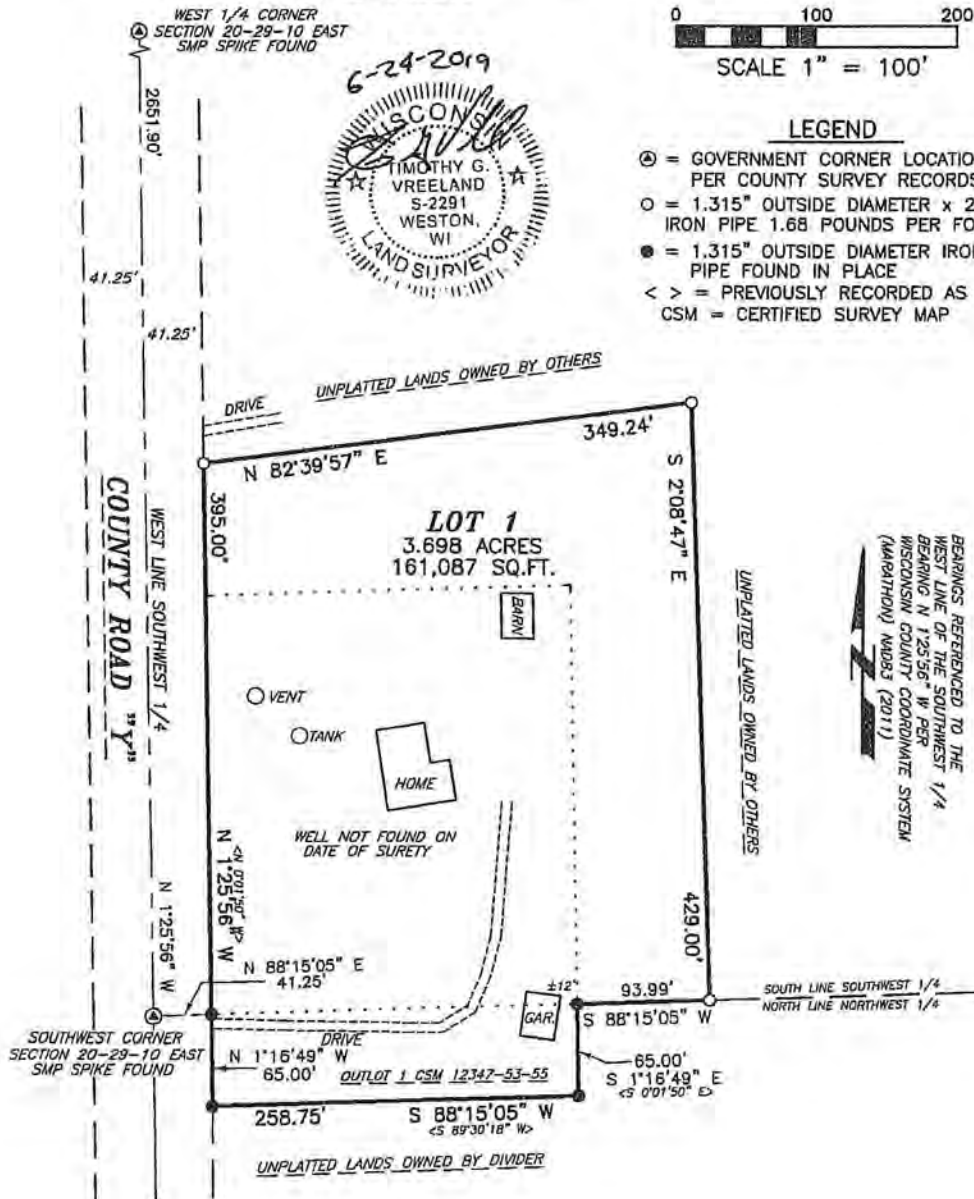
VREELAND ASSOCIATES, INC. 6103 DAWN STREET WESTON, WI. 54476 PH (715) 241-0947 OR FAX 715-241-9826 tim@vreelandassociates.us	
OWNER:	JEFF FRAAZA
FILE #:	F-264-19
DRAFTED AND DRAWN BY: TIMOTHY G. VREELAND	

SHEET 1 OF 2 SHEETS



LEGEND

- ⊙ = GOVERNMENT CORNER LOCATION PER COUNTY SURVEY RECORDS
- = 1.315" OUTSIDE DIAMETER x 24" IRON PIPE 1.68 POUNDS PER FOOT SET
- = 1.315" OUTSIDE DIAMETER IRON PIPE FOUND IN PLACE
- < > = PREVIOUSLY RECORDED AS CSM = CERTIFIED SURVEY MAP



STATE OF WISCONSIN)
MARATHON COUNTY)
TOWN OF PLOVER)

RESOLUTION ON ZONING ORDINANCE AMENDMENT

TO THE MARATHON COUNTY ENVIRONMENTAL RESOURCES COMMITTEE

I, Doreen Erbrecht, Clerk of the Town of Plover, Marathon County, State of Wisconsin, do hereby certify that the following is a true and correct copy of a resolution adopted by the Town of Plover Town Board at a meeting held on the 27th day of August, 2019.

RESOLUTION

WHEREAS, Section 59.69(5)(e)3m., Wisconsin Statutes, provides that if a town affected by a proposed amendment disapproves of the proposed amendment, the town board may file a certified copy of a resolution adopted by such board disapproving of the petition with the Environmental Resources Committee prior to, at or within ten (10) days after the public hearing, and

WHEREAS, if the town board of the town affected in the case of an ordinance relating to the location of boundaries of districts files such a resolution, the Environmental Resources Committee may not recommend to the County Board approval of the petition without change, but may only recommend approval with change or recommend disapproval.

NOW, THEREFORE BE IT RESOLVED that the Town of Plover Town Board considered on the 27th day of August, 2019, petition by Tim Vreeland on behalf of Jeff Fraaza to amend the Marathon County Zoning Ordinance from G-A General Agriculture to R-R Rural Residential described SW ¼ of the SW ¼ of Section 20, (approximately 1.61 acres) Township 29 North, Range 10 East, Town of Plover parent of parent parcel PIN # 062-2910-203-0997.

The Town of Plover hereby has considered the following standards for rezoning above property (use additional sheets if necessary):

- 1) Has the applicant provided what public facilities and/or services currently serve the proposed development, what additional services may be required, and how the additional services will be provided?
 No Yes Explain: _____
- 2) Has the applicant demonstrated how the provision of the public facilities will not be an unreasonable burden to local government?
 No Yes Explain: _____
- 3) Has the applicant determined that the land is suitable for the development proposed? Explain.
 No Yes Explain: _____
- 4) Has the applicant demonstrated what will have to be done so the development will not cause unreasonable air and water pollution, soil erosion, or adverse effects on rare or irreplaceable natural areas? Explain.
 No Yes Explain: _____
- 5) Is there any potential for conflict with existing land uses in the area?
 No Yes Explain: _____

(OVER)

- 6) Has the applicant demonstrated the need for the proposed development at this location? Explain.
 No Yes Explain: _____

- 7) Has the applicant demonstrated the availability of alternative locations? Be specific
 No Yes Explain: _____

- 8) Is cropland is being consumed by this zone change? What is the productivity of the agricultural lands involved?
 No Yes Explain: _____

- 9) Has the applicant explained how the proposed development will be located to minimize the amount of agricultural land converted?
 No Yes Explain: _____

- 10) Is proposed rezone request consistent with the town's adopted Comprehensive Plan? Explain.
 No Yes Explain: _____

- 11) Is there anything else the Town wishes to present or comment on regarding this application to the Marathon County Environmental Resources (ERC) Committee?
 No Yes Explain: _____

The Town of Plover recommends: **Approval** **Disapproval** of the amendment and/or zone change.

OR **Requests an Extension*** for the following reasons: _____

*Wis. Stats §59.69(5)(e), (3), and (3m) authorizes Towns to extend the time to disapprove a zone change for a total of thirty (30) days beyond the date of the public hearing. The extension must be by Town Board Resolution and remains in effect until the Town Board adopts a resolution rescinding the extension.

Clerk *Debra Ebrecht*
Town Board *Tony Kautza - text ok*
Peter Madien - email ok
Scott McRae - email ok

NOTE: If you recommend disapproval of this request, please make every effort to send a representative to the Environmental Resources Committee Public Hearing. Town input at the hearing is always appreciated. Please return this form before August 16, 2019 to:

Marathon County Conservation, Planning and Zoning Department
210 River Drive
Wausau, WI 54403

ORDINANCE # O - _____ -19

Town of Holton Rezone

WHEREAS, the Marathon County Board of Supervisors has been petitioned to amend the General Code of Ordinances for Marathon County Chapter 17 Zoning Code Chapter 17; by Jason & Stacy Brusky to rezone from R-R Rural Residential to G-A General Agriculture described as part of the NE ¼ of the NE ¼ of Section 12, Township 29 North, Range 2 East, Town of Holton, proposed area to be rezoned (approximately 3.01 acres) of the Preliminary Certified Survey Map submitted by Krueger Surveying LLC. Part of parent parcel 042-2902-121-0990.

WHEREAS, the petition was referred to the Marathon County Environmental Resources Committee (the Committee) for public hearing; and





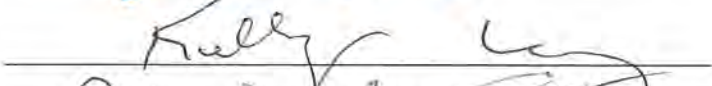


WHEREAS, the Committee, on due notice, conducted a public hearing thereon, pursuant to Section 59.69, Wisconsin Statutes on September 5, 2019 to consider the petition to amend Chapter 17; and

WHEREAS, the Committee being duly informed of the facts pertinent to the changes proposed, having reviewed the staff report, and duly advised of the recommendations of the Town of Holton, hereby recommends the petition be GRANTED AS APPLIED FOR

NOW, THEREFORE, the County Board of Supervisors of the County of Marathon does ordain as follows: The General Code of Ordinances for Marathon County Chapter 17 Zoning Code (and accompanying Zoning Map) is amended as stated above.

Dated this 5th day of September, 2019

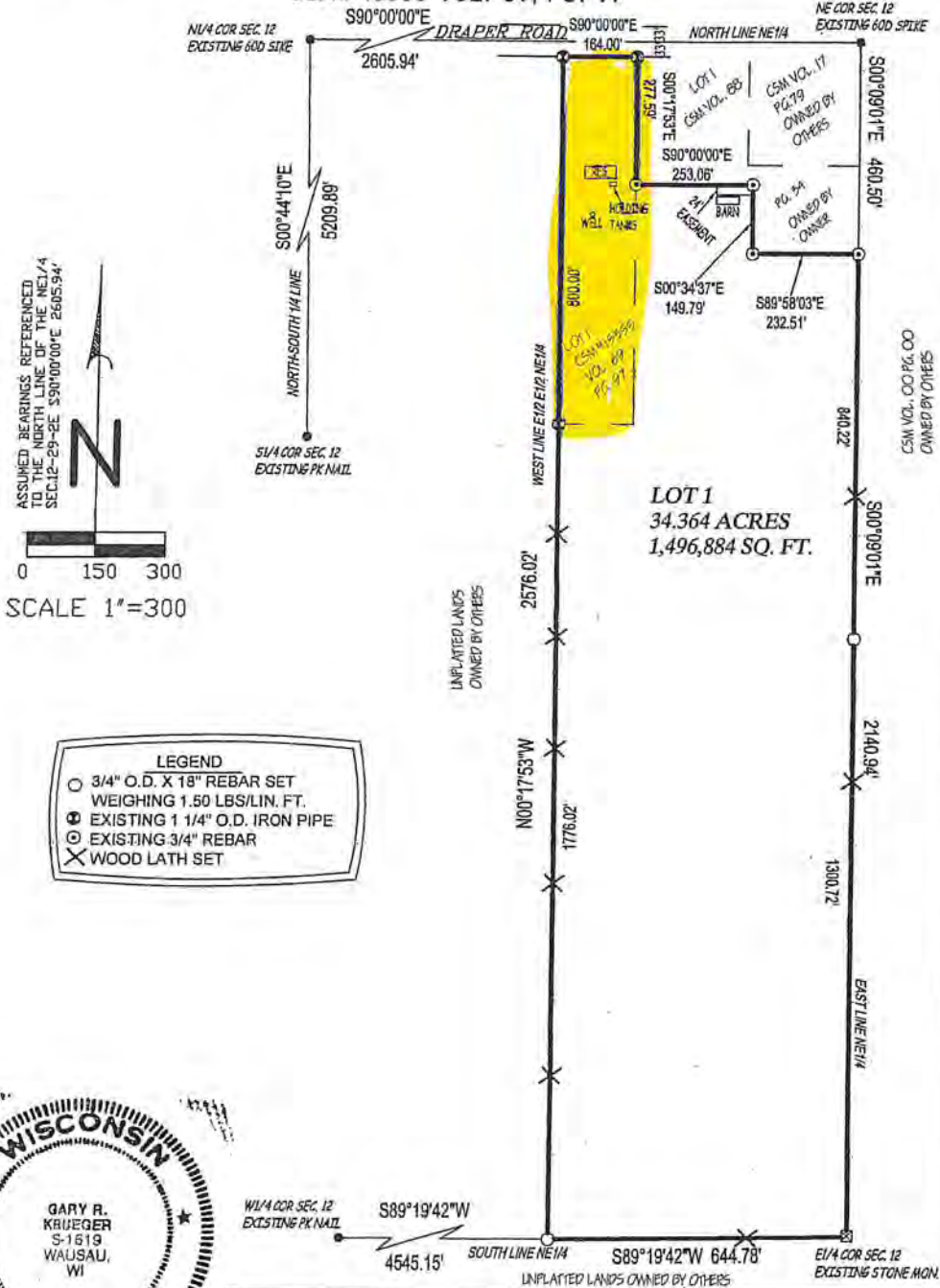
ENVIRONMENTAL RESOURCES COMMITTEE

_____ Chair

_____ Chair

_____ Chair

_____ Chair

_____ Chair

_____ Chair

_____ Chair


Dated this ____ day of _____, 2019

Kurt Gibbs – Marathon County Board Chair

PART OF THE E1/2 OF THE E1/2 OF THE NE1/4 OF SECTION 12, TOWNSHIP 29 NORTH, RANGE 2 EAST, TOWN OF HOLTON, MARATHON COUNTY, WISCONSIN INCLUDING LOT 1 CSM# 15355 VOL. 69, PG. 97



LEGEND
 ○ 3/4" O.D. X 18" REBAR SET WEIGHING 1.50 LBS/LIN. FT.
 ⊕ EXISTING 1 1/4" O.D. IRON PIPE
 ⊙ EXISTING 3/4" REBAR
 X WOOD LATH SET



GARY R. KRUEGER PLS. NO. 1619
 SURVEY COMPLETED 5/29/2018

PREPARED FOR:
 OWNERS
 JANICE & ALOY'S BRUSKY
 2513 DRAPER ROAD
 DORCHESTER, WI 54425
 JASON BRUSKY
 2521 DRAPER ROAD
 DORCHESTER, WI 54425
 PROJECT #BRUSKYJASON

KRUEGER SURVEYING LLC
 220 SHERMAN ST.
 WAUSAU, WI 54401
 PHONE: 715-945-6666 CELL: 715-218-5150
 EMAIL: KREEGS1619@AOL.COM

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DATE: 5/9/2018
 DRAWN BY: DRO.
 SHEET 2 OF 2

STATE OF WISCONSIN)
MARATHON COUNTY)
TOWN OF HOLTON)

RESOLUTION ON ZONING ORDINANCE AMENDMENT

TO THE MARATHON COUNTY ENVIRONMENTAL RESOURCES COMMITTEE

I, Jennifer Schreiber, Clerk of the Town of Holton, Marathon County, State of Wisconsin, do hereby certify that the following is a true and correct copy of a resolution adopted by the Town of Holton Town Board at a meeting held on the 14th day of AUGUST, 2019.

RESOLUTION

WHEREAS, Section 59.69(5)(e)3m., Wisconsin Statutes, provides that if a town affected by a proposed amendment disapproves of the proposed amendment, the town board may file a certified copy of a resolution adopted by such board disapproving of the petition with the Environmental Resources Committee prior to, at or within ten (10) days after the public hearing, and

WHEREAS, if the town board of the town affected in the case of an ordinance relating to the location of boundaries of districts files such a resolution, the Environmental Resources Committee may not recommend to the County Board approval of the petition without change, but may only recommend approval with change or recommend disapproval.

NOW, THEREFORE BE IT RESOLVED that the Town of Holton Town Board considered on the _____ day of _____, 2019, petition by Jason & Stacy Brusky to amend the Marathon County Zoning Ordinance from R-R Rural Residential to G-A General Agriculture described as part of the NE ¼ of the NE ¼ of Section 12, Township 29 North, Range 2 East, Town of Holton, proposed area to be rezoned (approximately 3.01 acres) of the Preliminary Certified Survey Map submitted by Krueger Surveying LLC. Part of parent parcel 042-2902-121-0990.

The Town of Holton hereby has considered the following standards for rezoning above property (use additional sheets if necessary):

- 1) Has the applicant provided what public facilities and/or services currently serve the proposed development, what additional services may be required, and how the additional services will be provided?
 No Yes Explain: NO ISSUES WILL EVOLVE
- 2) Has the applicant demonstrated how the provision of the public facilities will not be an unreasonable burden to local government?
 No Yes Explain: NO BURDEN WILL BE INVOLVED
- 3) Has the applicant determined that the land is suitable for the development proposed? Explain.
 No Yes Explain: SURROUNDING LAND IS ALREADY ZONED AG.
- 4) Has the applicant demonstrated what will have to be done so the development will not cause unreasonable air and water pollution, soil erosion, or adverse effects on rare or irreplaceable natural areas? Explain.
 No Yes Explain: _____
- 5) Is there any potential for conflict with existing land uses in the area?
 No Yes Explain: _____

(OVER)

- 6) Has the applicant demonstrated the need for the proposed development at this location? Explain.
 No Yes Explain: Reasonable explanation on why the need for zoning change
- 7) Has the applicant demonstrated the availability of alternative locations? Be specific
 No Yes Explain: There is no alternative location this is their land already
- 8) Is cropland is being consumed by this zone change? What is the productivity of the agricultural lands involved?
 No Yes Explain: It will not change any of the land usage
- 9) Has the applicant explained how the proposed development will be located to minimize the amount of agricultural land converted?
 No Yes Explain: only small portion to be re-zoned
- 10) Is proposed rezone request consistent with the town's adopted Comprehensive Plan? Explain.
 No Yes Explain: _____
- 11) Is there anything else the Town wishes to present or comment on regarding this application to the Marathon County Environmental Resources (ERC) Committee?
 No Yes Explain: WE ARE UNANIMOUSLY IN FAVOR OF THIS ZONING CHANGE.

The Town of Holton recommends: **Approval** **Disapproval** of the amendment and/or zone change.

OR **Requests an Extension*** for the following reasons: _____

*Wis. Stats §59.69(5)(e), (3), and (3m) authorizes Towns to extend the time to disapprove a zone change for a total of thirty (30) days beyond the date of the public hearing. The extension must be by Town Board Resolution and remains in effect until the Town Board adopts a resolution rescinding the extension.

Clerk Jennigh Schmeber
 Town Board TOWN OF HOLTON
Fence Rd
Abbotsford, WI 54405

NOTE: If you recommend disapproval of this request, please make every effort to send a representative to the Environmental Resources Committee Public Hearing. Town input at the hearing is always appreciated. Please return this form before August 16, 2019 to:

Marathon County Conservation, Planning and Zoning Department
 210 River Drive
 Wausau, WI 54403

ORDINANCE # O - _____ -19

Town of Wien Rezone

WHEREAS, the Marathon County Board of Supervisors has been petitioned to amend the General Code of Ordinances for Marathon County Chapter 17 Zoning Code Chapter 17; by Justin and Brittni Krzanowski to rezone from: G-A General Agriculture to R-R Rural Residential in the Town of Wien described as part of the SW ¼ of the SW ¼ of Section 35, Township 28 North, Range 4 East, Town of Wien. Part of parent parcel PIN # 084-2804-353-0996.

WHEREAS, the petition was referred to the Marathon County Environmental Resources Committee (the Committee) for public hearing; and

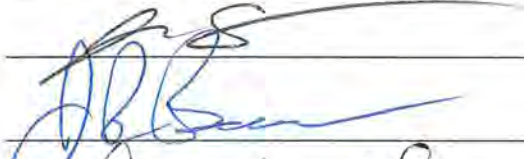
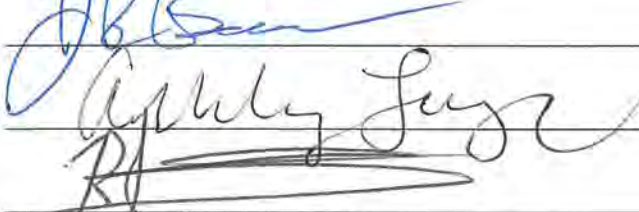



WHEREAS, the Committee, on due notice, conducted a public hearing thereon, pursuant to Section 59.69, Wisconsin Statutes on September 5, 2019 to consider the petition to amend Chapter 17; and

WHEREAS, the Committee being duly informed of the facts pertinent to the changes proposed, having reviewed the staff report, and duly advised of the recommendations of the Town of Wien, hereby recommends the petition be GRANTED AS APPLIED FOR

NOW, THEREFORE, the County Board of Supervisors of the County of Marathon does ordain as follows: The General Code of Ordinances for Marathon County Chapter 17 Zoning Code (and accompanying Zoning Map) is amended as stated above.

Dated this 5th day of September, 2019

ENVIRONMENTAL RESOURCES COMMITTEE

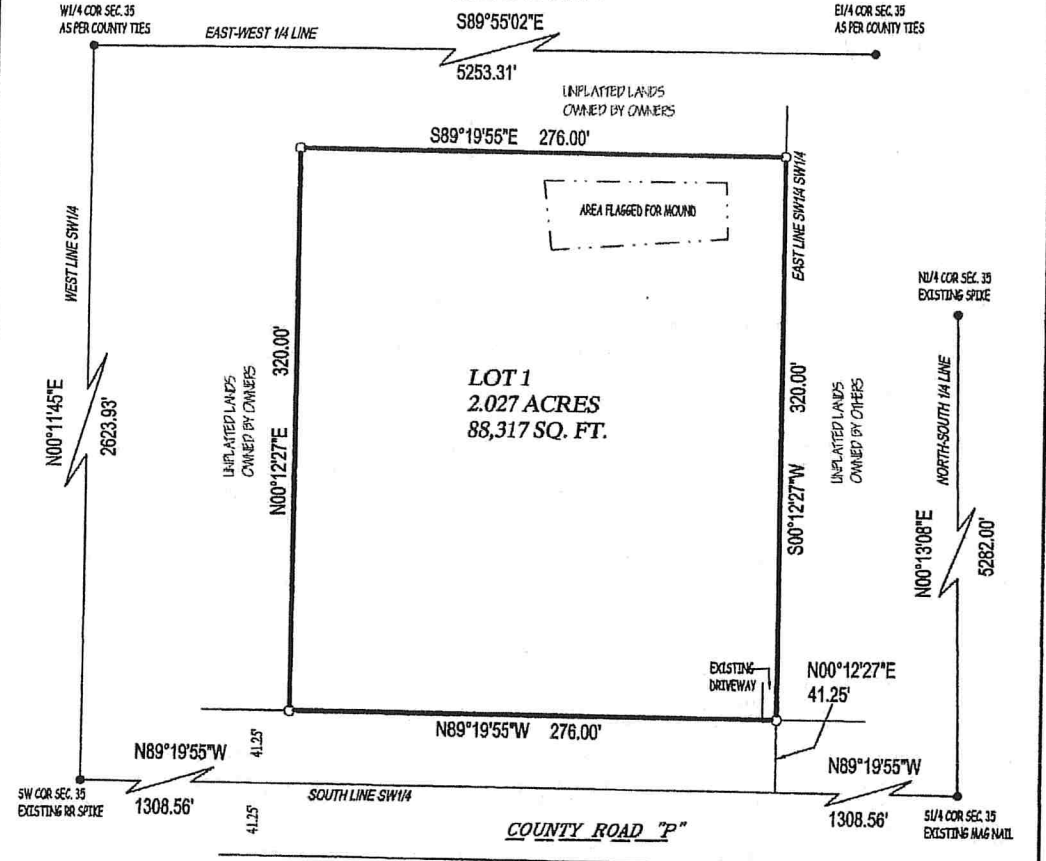
_____ Chair

_____ 
_____ 
_____ 
_____ 

Dated this _____ day of _____, 2019

Kurt Gibbs – Marathon County Board Chair

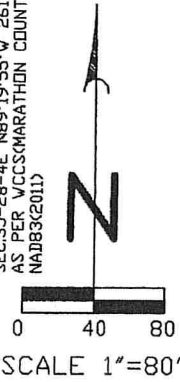
MARATHON COUNTY CERTIFIED SURVEY MAP NO. _____ VOL. _____ PG. _____

PART OF THE SW1/4 OF THE SW1/4 OF SECTION 35, TOWNSHIP 28 NORTH, RANGE 4 EAST, TOWN OF WIEN, MARATHON COUNTY, WISCONSIN




LEGEND
 ○ 3/4" O.D. X 18" IREBAR WEIGHING 1.50 LBS/LIN. FT.

BEARINGS REFERENCED TO THE SOUTH LINE OF THE SW1/4 SEC. 35-28-4E, N89°19'55"W, 2617.12' AS PER V.C.C.S. (MARATHON COUNTY) NAD83(2011)



GARY R. KRUEGER PLS. NO. 1619
 SURVEY COMPLETED 6/7/2019

PREPARED FOR:
 OWNERS:
 DALE J. & DARLENE K. KRZANDWSKI
 124750 COUNTY ROAD "P"
 EDGAR, WI 54426
 PROJECT #KRZANDWSKIJUSTIN

 KRUEGER SURVEYING LLC
 220 SHERMAN ST.
 WAUSAU, WI 54401
 PHONE: 715-845-6666 CELL: 715-218-5150
 EMAIL: KREEGS1619@AOL.COM

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 DATE: 6/6/2019
 DRAWN BY: DRO
 SHEET 2 OF 2

MARATHON COUNTY CERTIFIED SURVEY MAP
NO. _____ VOL. _____ PG. _____

PART OF THE SW1/4 OF THE SW1/4
OF SECTION 35, TOWNSHIP 28
NORTH, RANGE 4 EAST, TOWN OF
WIEN, MARATHON COUNTY,
WISCONSIN

SURVEYOR CERTIFICATE

I, GARY R. KRUEGER, PROFESSIONAL LAND SURVEYOR, DO HEREBY CERTIFY:
THAT I HAVE SURVEYED, DIVIDED AND MAPPED AT THE DIRECTION OF JUSTIN KRZANOWSKI, SON OF
OWNERS, A PARCEL OF LAND LOCATED IN PART OF THE SOUTHWEST 1/4 OF THE SOUTHWEST 1/4 OF
SECTION 35, TOWNSHIP 28 NORTH, RANGE 4 EAST, TOWN OF WIEN, MARATHON COUNTY, WISCONSIN
AND IS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTH 1/4 CORNER OF SECTION 35; THENCE N89°19'55"W, ALONG THE SOUTH
LINE OF THE SOUTHWEST 1/4, 1308.56 FEET; THENCE N00°12'27"E, ALONG THE EAST LINE OF THE
SOUTHWEST 1/4 OF THE SOUTHWEST 1/4, 41.25 FEET TO THE POINT OF BEGINNING. THENCE
N89°19'55"W, PARALLEL TO THE SOUTH LINE OF THE SOUTHWEST 1/4, 276.00 FEET; THENCE
N00°12'27"E, PARALLEL TO THE EAST LINE OF THE SOUTHWEST 1/4 OF THE SOUTHWEST 1/4, 320.00
FEET; THENCE S89°19'55"E, PARALLEL TO THE SOUTH LINE OF THE SOUTHWEST 1/4, 276.00 FEET;
THENCE S00°12'27"W, ALONG THE EAST LINE OF THE SOUTHWEST 1/4 OF THE SOUTHWEST 1/4, 320.00
FEET TO THE POINT OF BEGINNING.

THAT THE ABOVE DESCRIBED PARCEL IS SUBJECT TO ALL RIGHT-OF-WAYS, RESERVATIONS,
RESTRICTIONS AND EASEMENTS OF RECORD.
THAT SUCH PLAT IS A CORRECT REPRESENTATION OF ALL EXTERIOR BOUNDARIES OF THE LAND
SURVEYED, THE DIVISION AND THE CERTIFIED SURVEY MAP THEREOF MADE.
THAT I HAVE FULLY COMPLIED WITH THE PROVISIONS OF CHAPTER 236.34 OF THE WISCONSIN
STATUTES, CHAPTER A-E7 OF THE WISCONSIN ADMINISTRATIVE CODE AND LAND DIVISION
REGULATIONS OF THE COUNTY OF MARATHON AND THE TOWN OF WIEN IN SURVEYING, DIVIDING AND
MAPPING THE SAME.
THAT THIS SURVEY IS CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.


APPROVED FOR RECORDING
UNDER THE TERMS OF THE
MARATHON CO. LAND DIVISION
REGULATIONS.

BY _____

DATE _____

MARATHON CO. CONSERVATION,
PLANNING AND ZONING DEPT.

PREPARED FOR:
OWNERS:
DALE J. & DARLENE K.
KRZANOWSKI
124750 COUNTY ROAD 'P'
EDGAR, WI 54426

 KRUEGER SURVEYING LLC
220 SHERMAN ST.
WAUSAU, WI 54401
PHONE: 715-845-6666 CELL: 715-218-5150
EMAIL: KREEGS1619AOL.COM

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FURNISHED.

DATE: 6/6/2019
DRAWN BY: DRO
SHEET 1 OF 2

GARY R. KRUEGER PLS. NO. 1619
SURVEY COMPLETED 6/7/2019

PROJECT #KRZANOWSKIJUSTINDES

RECEIVED

AUG 14 2019

MARATHON CO. CONSERVATION,
PLANNING & ZONING DEPT

STATE OF WISCONSIN)
MARATHON COUNTY)
TOWN OF WIEN)

RESOLUTION ON ZONING ORDINANCE AMENDMENT

TO THE MARATHON COUNTY ENVIRONMENTAL RESOURCES COMMITTEE

I, Diane Drinsinger, Clerk of the Town of Wien, Marathon County, State of Wisconsin, do hereby certify that the following is a true and correct copy of a resolution adopted by the Town of Wien Town Board at a meeting held on the 12 day of August, 2019.

RESOLUTION

WHEREAS, Section 59.69(5)(e)3m., Wisconsin Statutes, provides that if a town affected by a proposed amendment disapproves of the proposed amendment, the town board may file a certified copy of a resolution adopted by such board disapproving of the petition with the Environmental Resources Committee prior to, at or within ten (10) days after the public hearing, and

WHEREAS, if the town board of the town affected in the case of an ordinance relating to the location of boundaries of districts files such a resolution, the Environmental Resources Committee may not recommend to the County Board approval of the petition without change, but may only recommend approval with change or recommend disapproval.

NOW, THEREFORE BE IT RESOLVED that the Town of Wien Town Board considered on the 12th day of August, 2019, petition by Justin & Britni Krzanowski to amend the Marathon County Zoning Ordinance from G-A General Agriculture to R-R Rural Residential, described as part of the SW 1/4 of the SW 1/4 of Section 35, Township 28 North, Range 4 East, Town of Wien, proposed area to be rezoned (approximately 2.027 acres) of the Preliminary Certified Survey Map submitted by Krueger Surveying LLC. Part of parent parcel PIN # 084-2804-353-0996.

The Town of Wien hereby has considered the following standards for rezoning above property (use additional sheets if necessary);

1) Has the applicant provided what public facilities and/or services currently serve the proposed development, what additional services may be required, and how the additional services will be provided?

No Yes Explain: None Needed

2) Has the applicant demonstrated how the provision of the public facilities will not be an unreasonable burden to local government?

No Yes Explain: No Burden

3) Has the applicant determined that the land is suitable for the development proposed? Explain.

No Yes Explain: Suitable Building site

4) Has the applicant demonstrated what will have to be done so the development will not cause unreasonable air and water pollution, soil erosion, or adverse effects on rare or irreplaceable natural areas? Explain.

No Yes Explain: No effects expected

5) Is there any potential for conflict with existing land uses in the area?

No Yes Explain: None

(OVER)

- 6) Has the applicant demonstrated the need for the proposed development at this location? Explain.
 No Yes Explain: Needs a home
-
- 7) Has the applicant demonstrated the availability of alternative locations? Be specific
 No Yes Explain: No available land
-
- 8) Is cropland is being consumed by this zone change? What is the productivity of the agricultural lands involved?
 No Yes Explain: Partly Hay field
-
- 9) Has the applicant explained how the proposed development will be located to minimize the amount of agricultural land converted?
 No Yes Explain: Used the least amount of land
-
- 10) Is proposed rezone request consistent with the town's adopted Comprehensive Plan? Explain.
 No Yes Explain: _____
-
- 11) Is there anything else the Town wishes to present or comment on regarding this application to the Marathon County Environmental Resources (ERC) Committee?
 No Yes Explain: _____

The Town of Wien recommends: **Approval** **Disapproval** of the amendment and/or zone change.

OR **Requests an Extension*** for the following reasons: _____

*Wis. Stats §59.69(5)(e), (3), and (3m) authorizes Towns to extend the time to disapprove a zone change for a total of thirty (30) days beyond the date of the public hearing. The extension must be by Town Board Resolution and remains in effect until the Town Board adopts a resolution rescinding the extension.

Clerk Rigwe Pringinger
 Town Board Wesley M. Menez Chair
Steph Schult Supervisor
Dan Bannan Supervisor

NOTE: If you recommend disapproval of this request, please make every effort to send a representative to the Environmental Resources Committee Public Hearing. Town input at the hearing is always appreciated. Please return this form before August 15, 2019 to:

Marathon County Conservation, Planning and Zoning Department
 210 River Drive
 Wausau, WI 54403

Resolution #R- 49 -19

AMENDMENT OF THE 2019 ADMINISTRATION WORK PLAN TO INVESTIGATE WHETHER IT WOULD BE APPROPRIATE TO DEVELOP A WORKPLACE NALOXONE USE PROGRAM

WHEREAS, the County Board is responsible for oversight and monitoring of the annual work plan of the County Administrator; and

WHEREAS, the work plan clarifies priorities of work, establishes timelines and sets some performance standards; and

WHEREAS, the 2019 Administration work plan was first presented to the Board of Supervisors on February 19, 2019; and

WHEREAS, based on the significant risk of overdose and death associated with the abuse of opioids and the effectiveness of naloxone in reversing the immediate effects of opioid overdose, the Marathon County Board of Health, at its August 6, 2019 meeting, voted to recommend to the Health & Human Services Committee that the County Administrator direct county departments to assess the need and feasibility of implementing a program to make naloxone available in the workplace in the event of overdose; and

WHEREAS, the Health & Human Services Committee, at its August 26, 2019 meeting, voted to recommend that the Board of Supervisors amend the Administrator's Annual Work Plan to investigate whether it would be appropriate to develop a workplace naloxone use program.

NOW THEREFORE, BE IT RESOLVED, that the Marathon County Board of Supervisors amend the 2019 Administration work plan to call that the Administrator investigate whether it would be appropriate to develop a workplace naloxone use program.

Dated this 17th day of September, 2019.

HEALTH & HUMAN SERVICES

_____	_____
_____	_____
_____	_____
_____	_____

Fiscal Impact: No fiscal impact

ORDINANCE# O-19-19

ORDINANCE AMENDING GENERAL CODE OF ORDINANCES FOR MARATHON COUNTY CHAPTER 13 LIVESTOCK FACILITIES LICENSING ORDINANCE CODE

WHEREAS, the Marathon County Board of Supervisors has the authority to enact and amend Livestock Facilities Licensing Ordinances, pursuant to Wis. Stats., §92.15 and §93.90 and Wis. Admin. Code ATCP Chap. 51; and

WHEREAS, the Marathon County Environmental Resources Committee, on due notice, conducted a public hearing on the proposed amendments, and filed their recommendation with the Board, pursuant to the attached Addendum REDLINE version showing the proposed changes.

NOW, THEREFORE, the County Board of Supervisors of the County of Marathon does ordain as follows:

The General Code of Ordinances for Marathon County Chapter 13 Livestock Facilities Licensing Code is hereby amended pursuant to the terms and conditions set forth in the attached Addendum.

BE IT FURTHER RESOLVED that the ordinance shall take effect upon passage and publication as required by law.

Dated this 17th day of September, 2019

ENVIRONMENTAL RESOURCES COMMITTEE

Fiscal Impact: None



MEMORANDUM

DATE: September 5, 2019

TO: Environmental Resources Committee (ERC)

FROM: Paul Daigle-Land and Water Program Director

SUBJECT: Public hearing- Livestock Facilities Licensing Ordinance-Text Amendments

A public hearing was held on December 6, 2018 to consider changes to the Livestock Facilities Licensing ordinance. Public testimony was provided and the hearing was recessed to provide an opportunity for additional information and discussion. Educational information and opportunities for policy discussion has been provided to ERC over the last several months. Although the committee has not completed their policy discussions in regards to staff recommendations for changes, ordinance revisions are being requested at this time to assure proper administration and to correct deficiencies. The committee has the ability to move forward with some of these revisions while continuing to have policy discussions on the policy items recommended by staff such as high risk manure applications.

Included in the packet is a red-line draft code, with current code language in black and proposed code revisions in red. *NOTE: This draft code does **not** include language addressing high risk manure applications.*

The following is a summary of the revisions:

Definitions: There are a number of definitions that needed updating and clarification in the code.

Administration: When the ordinance was originally passed by the county board, all operations over 500 animal units were required to obtain a license. At that time the WI Department of Natural Resources (DNR) was and still is responsible for permitting livestock operations over 1000 animal units (1 animal unit is the equivalent of 1000 pounds of livestock), Concentrated Animal Feeding Operations (CAFO's). There was a period of time where there was a duplication of regulations as Marathon County also issued licenses for livestock operations over 1000 animal units. To eliminate this duplication of regulations, in 2012, Marathon County revised the ordinance to require certain livestock operators in the unincorporated areas owning **more than 500** animal units but **less than 1000** animal units to have a license. In 2012, the transition from a County permitted facility to a DNR permitted facility through the State was rather seamless and timely. Since that time though, livestock operations exceeding 1000 animal units, while relieved of

their need to have a license through the county, sometimes have not received a DNR permit in a timely manner, in some cases exceeding 3 years. Because of this delay, some operations do not have a county license nor do they have a DNR CAFO permit. To close the gap, staff has worked with DNR, DATCP and Corporation Counsel to develop language to ensure no lapse of license or code requirements occur during the transition period from County jurisdiction to DNR jurisdiction. The change requires all facilities over the 1000 animal unit threshold to continue to maintain the Livestock Siting license through the County until a DNR permit is obtained.

Enforcement: Language was enhanced to provide clear guidance on compliance monitoring and any enforcement action, if needed. An appeal process for enforcement decisions was also added. The only appeal provision in the previous ordinance was to the State Livestock Licensing Board, if the original license application was denied.

If the committee agrees with the above proposed language revisions and the other minor language revisions, it can forward their recommendation to the county board for consideration.

The proposed revisions are consistent with the Marathon County Comprehensive Plan, Strategic Plan (Objective 5.2 and 6.3), as well as the Land and Water Resource Management Plan.

CONCLUSION: These text amendments are being recommended to further clarify, streamline and enhance the purpose of the original ordinance passed in 2006.

BACKGROUND INFORMATION:

Relationship to Strategic Plan:

Objective 5.2 – Promote sound land use decisions that conserve and preserve natural resources in decisions with economic development and growth. Strategy A and Outcome Measure #1

Objective 6.3 – Protect and enhance the quality of potable groundwater and potable surface water supplies. Strategy B

The State of Wisconsin enacted ATCP 51 which allows counties to put safeguards and protections in place to regulate new or expanding livestock operations greater than 500 animal units. In 2006, the Marathon County Board of Supervisors enacted the first ordinance in Marathon County to regulate the siting and management of livestock facilities. The intent and purpose of the regulation is:

The purpose of this ordinance is to comply with requirements of Section 93.90 of Wis. Statutes and Ch. ATCP 51, Wis. Adm. Code (ATCP51), and to establish standards and authority to protect the public health and safety of the people of Marathon County (County). This ordinance sets forth the procedures for obtaining a license for the siting of new and expanded livestock facilities in Marathon County. It is also intended to provide for the administration and enforcement of the ordinance and provide penalties for its violations.

Marathon County government has a business interest in regulating livestock facilities within its borders to ensure the health, safety and prosperity of the people living, working, and visiting the county. It is Marathon County's intention to coordinate the requirements of the livestock facilities regulations with applicable state and federal requirements.

General Code of Ordinances for Marathon County Chapter 13 – Livestock Facilities Licensing Ordinance

**November 2012
September 2019**



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Title 1: TITLE, PURPOSE AND SCOPE

Chapter 13.101

The County of Marathon does hereby ordain as follows:

Section 13.101.01 TITLE

This section shall be known, referred to and cited as the “Livestock Facilities Licensing Ordinance.”

Section 13.101.02 PURPOSE

The purpose of this ordinance is to comply with requirements of Section 93.90 of Wis. Statutes and ch. ATCP 51, Wis. Adm. Code (ATCP51), and to establish standards and authority to protect the public health and safety of the people of Marathon County (County). This ordinance sets forth the procedures for obtaining a license for the siting of new and expanded livestock facilities in Marathon County. It is also intended to provide for the administration and enforcement of the ordinance and provide penalties for its violations.

Section 13.101.03 STATUTORY AUTHORITY

This ordinance is adopted pursuant to the powers granted under the Wisconsin Constitution, and Wisconsin Statutes including but not limited to Section 92.15 and 93.90, WI Administrative Code ATCP51, or any successor Statutes or Administrative Code.

Title 2: LICENSING

Chapter 13.201

Section 13.201.01 LICENSE REQUIRED

- A. A license issued by the Department is required for new or expanded livestock facilities that has or will have 500 or more animal units. A livestock facility shall remain licensed under this ordinance until such time as the facility is designated as a Concentrated Animal Feeding Operation (CAFO) by the Wisconsin Department of Natural Resources (DNR), issued a Wisconsin Pollutant Discharge Elimination System (WPDES) permit by the DNR, and provides documentation to the county of its WPDES permit. A license issued by the Marathon County Conservation, Planning, and Zoning (CPZ) Department is required for new or expanded livestock facilities that will have 500 to 999 animal units
- B. By applying and/or receiving a license, an applicant consents to allow the Director or their designee to enter upon and inspect the property as needed.
- C. Licenses for existing Livestock Facilities
 - 1. A license is required for the expansion of a pre-existing or previously approved livestock facility if the number of animal units kept at the expanded livestock facility will exceed all of the following:
 - a. The applicable size threshold for a license.
 - b. The maximum number previously approved or, if no maximum number was previously approved, a number that is 20% higher than the number kept on May 1, 2006 or on the effective date of the license requirement, whichever date is later.

2. A license is not required for a livestock facility that existed before May 1, 2006 or before the effective date of the license requirement in this ordinance, except as provided in sub. (1).
3. A license is not required for a livestock facility that was previously issued a conditional use permit, license or other local approval, except as provided in sub. (1). A prior approval for the construction of a livestock facility implies approval for the maximum number of animal units that the approved livestock facility was reasonably designed to house, except as otherwise clearly provided in the approval. Prior approval of a single livestock structure, such as a waste storage structure, does not constitute prior approval of an entire livestock facility.

Section 13.201.02 LICENSE ADMINISTRATION

- A. The Director (Director) of the **Conservation, Planning and Zoning (CPZ) Department** for Marathon County hereby holds the position of Livestock Facility Siting Administrator, who shall have the primary responsibility of administering this ordinance and related matters thereto, and may designate/delegate these duties to other **CPZ** Department staff.
- B. Powers and Duties of the Director or their designee: In the administration and enforcement of this ordinance, the Director or designee shall have the following powers and duties:
 1. Advise applicants as to the provisions of this ordinance and assist them in preparing permit applications.
 2. Require owners and/or operators of livestock facilities that may be subject to the provisions of this ordinance to submit an animal unit worksheet to verify animal numbers.
 3. Receive and review applications and records related to application and license. Investigate permit applications and collect fees. Make on-site inspections to determine application completeness and compliance with the provisions of this ordinance in order to document findings.
 4. Issue licenses and take any and all actions in conformance with the provisions of this ordinance to ensure compliance.
 5. Upon reasonable cause to believe a violation has occurred, order the cessation of construction, suspend and/or revoke the license.
 6. Make administrative decisions and determinations as are specifically assigned to the Director, or their designee, by the terms of this ordinance
 7. Report violations of this ordinance or other land use regulations to the Environmental Resources Committee and/or Corporation Counsel, as necessary
- C. Maintenance of Records: Records shall be maintained in the county office:
 1. Records of applications received, committee, board, and/or department action on such applications, permits issued, inspections made, enforcement actions undertaken, and other similar activities.
 2. An original or master of the ordinance shall be maintained current with amendments.

Section 13.201.03 LICENSE STANDARDS

The standards for issuing a license are as follows:

- A. The state livestock facility siting standards adopted under ATCP51, Wis. Adm. Code, inclusive of all appendices and worksheets and any future amendments to this ordinance, except as may be noted in this section of the ordinance, are incorporated by reference in this ordinance, without reproducing them in full.
- B. The following setbacks shall apply to livestock structures:
 1. Property lines

Except as provided for waste storage structures, livestock structures must be located a minimum of

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100 feet from the property line if the livestock facility will have fewer than 1,000 animal units, and 200 feet from the property line if the livestock facility will have 1,000 or more animal units. The setback requirement does not prevent the use or expansion of a livestock structure that was located within the setback area prior to the effective date of the setback requirement, except that a structure may not be expanded closer to the property line.

2. Public road right-of-way

Except as provided for waste storage structures, livestock structures must be located a minimum of 100 feet from public road rights-of-way if the livestock facility will have fewer than 1,000 animal units, and 150 feet from a public road right of way if the livestock facility will have 1,000 or more animal units. The setback requirement does not prevent the use or expansion of a livestock structure that was located within the setback area prior to the effective date of the setback requirement, except that a structure may not be expanded closer to the public road right-of-way.

3. Waste Storage Structure

a. A new waste storage structure may not be located within 350 feet of a property line, or within 350 feet of the nearest point of any public road right-of-way.

b. Except, a single new waste storage structure may be constructed closer to the property line or public road if a new structure is:

1) Located on the same tax parcel as a waste storage structure in existence before May 1, 2006.

2) No larger than the existing structure.

3) No further than 50 feet from the existing structure.

4) No closer to the road or property line than the existing structure.

5) This setback requirement *does not apply* to existing waste storage structures except that an existing structure within 350 feet of a property line or road may not expand *toward* that property line or road.

4. Waste storage structures shall comply with the General Code of Ordinances for Marathon County Chapter 11, Animal Waste and Manure Management Code.

5. At all times during the exercise of the license, the applicant shall have ownership of acreage, or shall provide to the Department copies of contracts or agreements for the spreading of manure on acreage, sufficient to comply with the most current Natural Resource Conservation Service (NRCS) Nutrient Management Standard 590 (Standard 590 is updated regularly by NRCS). All contracts or agreements will be provided at the time of application and must remain current, by April 1st of each succeeding cropping year when nutrient management plan updates are due. Agreements will indicate:

a. Landowner name, address, and contact information

b. Duration for which the agreement is valid

c. Acreage of each field

d. Field tracking that identifies each field in relation to the nutrient management plan.

6. No license will be issued where the applicant is in violation of this or any code administered by the Department, nor for any parcel(s) of land which have an outstanding violation, until the violation has been corrected, if the violation has bearing upon the license application.

Section 13.201.04 LICENSE APPLICATION

A livestock operator must complete the application form and worksheets prescribed by ATCP51, including any authorized Conservation, Planning and Zoning Department modifications. The application form and worksheets demonstrate compliance with standards in ATCP51 and this ordinance.

The operator must file four (4) duplicate copies of the application form, including worksheets, maps and documents (other than engineering design specifications) included in the application.

Section 13.201.05 ~~LICENSE APPLICATION~~ FEES

A non-refundable application fee in accordance with the current department fee schedule approved by the committee payable to Marathon County shall accompany an application for the purpose of offsetting the county costs to review and process the application. In addition, fees may be set by the committee to cover annual costs to monitor the licensee for compliance and modifications to the license.

Section 13.201.06 APPLICATION PROCEDURE

- A. Pursuant to ATCP 51.30(5), within 45 days after ~~Conservation, Planning, and Zoning~~ the Department receives an application, it shall notify the applicant whether or not the application is complete. If the application is not complete, the notice shall describe the additional information needed. Within 14 days after the applicant provides all of the required information, the department shall notify the applicant that the application is complete. This notice of completion does not constitute an approval of the proposed livestock facility license.
- B. Pursuant to ATCP 51.30(6), within 14 days after ~~Conservation, Planning, and Zoning~~ the Department notifies an applicant that the application is complete; ~~Conservation, Planning, and Zoning~~ the Department shall notify adjacent landowners of the application. The Department shall use the approved notice form in ATCP51, and mail by first class mail a written notice to each owner of lands adjacent to lands owned, or rented by the applicant or lands that are otherwise controlled by the applicant for the purpose of satisfying the conditions of the license.
- C. Upon determination of completeness the Director or their designee shall provide an opportunity for a public informational hearing as follows: Any person identified in 13.201.06(B) may request a public informational hearing in writing and must state in the written request why such request is being made based upon conditions covered by the proposed license. Requests based upon unrelated issues will not be considered for an informational hearing. The request must be made within 30 days of the date of the public notice specified in 13.201.06(B). The hearing shall be held no sooner than 30 days nor later than 60 days after being requested. The hearing shall be conducted as an informational hearing for the purpose of explaining and receiving comment from affected persons on the nature, feasibility, and effects of the proposed license. The person requesting the public informational hearing and the person applying for the license shall be notified of the time and place of the public informational hearing. All persons identified in 13.201.06(B) and the Town Clerk shall also be notified of the informational hearing.
- D. Pursuant to ATCP 51.32, ~~Conservation, Planning, and Zoning~~ the Department shall grant or deny an application within 90 days after the ~~Conservation, Planning, and Zoning~~ Department gives notice that the application is complete under paragraph (2) above. The ~~Conservation, Planning, and Zoning~~ Department may extend this time limit for good cause, including any of the following:
 - 1. The ~~Conservation, Planning, and Zoning~~ Department needs additional information to act on the application.
 - 2. The applicant materially modifies the application or agrees to an extension.

The ~~Conservation, Planning, and Zoning~~ Department shall give written notice of any extension. The notice shall specify the reason for the extension, and the extended deadline date by which the ~~Conservation, Planning, and Zoning~~ Department will act on the application.

Section 13.201.07 CRITERIA FOR ISSUANCE OF A LICENSE

- A. A license shall be issued if the application for the proposed livestock facility:
 - 1. Complies with this ordinance, and

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2. Is complete, and
 3. Contains sufficient credible information to show, in the absence of clear and convincing information to the contrary, that the proposed livestock facility meets the standards specified in this ordinance, specifically [13.201.03](#).
- B. A license shall be denied if any of the following apply:
1. The application, on its face, fails to meet the standard for approval in the previous paragraph.
 2. The [Conservation, Planning, and Zoning Department](#) finds, based on other clear and convincing information in the [record, which](#) the proposed livestock facility does not comply with applicable standards in this ordinance.
 3. Other grounds authorized by § 93.90 Stats, that warrant disapproving the proposed livestock facility.

Section 13.201.08 RECORD OF DECISION

- A. The [Department](#) must issue its decision in writing. The decision must be based on written findings of fact supported by evidence in the record. Findings may be based in part on the presumptions created by ATCP51.
- B. [Upon reaching a decision, Conservation, Planning, and Zoning the Department](#) must give the applicant a duplicate copy of the application, marked “approved” or “denied” The duplicate copy must include worksheets, maps, and other documents (other than engineering specifications included in the application).
- C. The Director [or their designee](#), as required by ATCP 51.36 within 30 days of the county decision on the application, shall do all of the following:
1. Give the Department of Agriculture, Trade, and Consumer Protection (ATCP) written notice of the county decision.
 2. File with the ATCP a copy of the final application granted or denied, if the county has granted or denied an application under this ordinance. (The copy shall include all of the worksheets, maps and other attachments included in the application, except that it is not required to include the engineering design specifications.)
 3. If the county has withdrawn a local approval under this ordinance, file with the ATCP a copy of the county final notice or order withdrawing the local approval.

Section 13.201.09 TRANSFERABILITY OF LICENSE

A license and the privileges granted by this license run with the land approved under the license and remain in effect, despite a change in ownership of the livestock facility, as long as the operator does not violate the terms of the license.

Upon change of ownership of the livestock facility, the new owner of the facility shall file information with the [Conservation, Planning, and Zoning Department](#) providing pertinent information, including but not limited to such information as the name, address, [contact information, date of transfer of ownership, updates related to any changes in the operation including but not limited to the employee training plan, nutrient management plan, and the emergency incident response plan](#), of the new owner.

[A new licensee may record with the register of deeds, at the licensee’s expense, a duplicate copy of the approved application.](#)

Section 13.201.10 EXPIRATION OF LICENSE

- A. A license remains in effect regardless of the amount of time that elapses before the livestock operator exercises the authority granted under license, and regardless of whether the livestock operator exercises the full authority granted by the license. However, the Conservation, Planning, and Zoning Department shall treat a license as lapsed and withdraw the license if the license holder fails to do all of the following within 2 years after issuance of license:
 1. Begin populating the new or expanded livestock facility.
 2. Begin constructing all of the new or expanded livestock housing or waste storage structures proposed in the application for local approval.

Section 13.201.11 LICENSE TERMS AND MODIFICATIONS

A license and the privileges granted by a license issued under this ordinance are conditioned upon the livestock ~~operator's licensee's~~ compliance with the standards in this ordinance, and with commitments made in the application for a license. The operator may make reasonable changes upon prior written notice and approval by the Department Director or their designee, which are compliant with the standards in this ordinance, and the Director or their designee, shall not unreasonably withhold approval. A violation of the license or a failure to comply with the commitments made in the application may result in suspension and/or termination of the license as provided in 13.201.10 or 13.201.13 of this ordinance. Any modification which exceeds the current number of animals licensed for the facility shall require a new application for license.

Section 13.201.12 COMPLIANCE MONITORING

- A. The Conservation, Planning, and Zoning Department shall monitor compliance with the ordinance as follows:
 1. Upon notice of the livestock facility owner, view the licensed premises at a reasonable time and date to ensure that all commitments of the application and Findings of Fact, as approved are in compliance. being-complied-with.
 2. If the livestock facility owner refuses the Director or their designee the right to view the licensed premises, the Director may pursue enforcement action under Section 13.201.13. request the assistance of the Corporation Counsel to obtain an inspection warrant from the circuit court to inspect the licensed premises for the purpose of protection of the public health and safety under Sec. 66.0119 of the Wis. Statutes.
 3. If a licensed premises livestock facility is found non-compliant with the commitments made in the approved application and Findings of Fact, the Director shall issue a written notice to the livestock facility owner stating the conditions of non-compliance and directing that compliance with the commitments of the approved application and Findings of Fact occur license be-complied within a reasonable amount of time stated in the written notice.
 4. If non-compliance of the license conditions are not met by the deadline described in the written notice, given-by the Director continue past the stated reasonable time to comply, the Director may take further enforcement action may be taken as set forth below.
 5. If the livestock facility owner disputes that the conditions of the license have not been complied with, the livestock facility owner may request a hearing in writing within five days of receipt of the notice of non-compliance. The Committee shall schedule a hearing within five days to determine if the conditions of the license have been complied with or whether non-compliance of other commitments of the approved application and local approval exists.

(NOTE: Moves appeals from the committee to the Board of Adjustment. This is consistent with procedure set forth the zoning code.)

Section 13.201.13 ENFORCEMENT/PENALTIES

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- A. Any person who violates any of the provisions of this ordinance, or who fails, neglects, or refuses to comply with the provisions of this ordinance, or who knowingly makes any material false statement or knowing omission in any document required to be submitted under the provisions hereof, shall be subject to the following penalties.
1. Citation of not less than \$5 nor more than \$500 for each offense , plus the applicable surcharges, assessments and costs for each violation.
 2. Pursue a long form summons and complaint through a court of law.
 3. Upon conviction by a court of law, pay a forfeiture of not less than \$500 nor more than \$5,000, plus the applicable surcharges, assessments and costs for each violation.
 4. Each day a violation exists or continues shall be considered a separate offense under this ordinance.
 5. In addition, the Director may seek injunctive relief from a court of record to enjoin further violations.
 6. In addition, the Conservation, Planning, and Zoning Department may suspend or revoke the approval of a license under this ordinance after notice to the livestock facility owner.
- B. ~~The committee~~ The Director or their designee shall exercise sound judgment in deciding whether to suspend or revoke a license. ~~Conservation, Planning and Zoning shall consider extenuation circumstances, such as adverse weather conditions, that may affect an operators ability to comply.~~
- C. In addition to any other penalty imposed by this ordinance, the cost of abatement of any public nuisance on the licensed premises by the County may be collected under this ordinance or Sec. 823.06 of Wis. Statutes against the owner of the real estate upon which the public nuisance exists. Such costs of abatement may be recovered against the real estate as a special charge under Sec. 66.027 of Wis. Statutes unless paid earlier.
- ~~D. — No permit or approval pursuant to this chapter shall be issued where the applicant is in violation of this or any code administered by the Department, nor for any parcel(s) of land which have an outstanding violation, until the violation has been corrected. A request for waiver of these provisions may be made to the Corporation Counsel to review and the Committee to grant or deny a permit or approval on the merits of the application.~~

Section 13.201.14 APPEALS

- A. Purpose: The purpose of this section is to provide guidelines for appealable matters.
- B. In addition to other appeal rights provided by law, Sec 93.90(5), Stats, provides that any “aggrieved person” may request review by the Livestock Facility Siting Review Board of any decision by Conservation, Planning and Zoning the Department in connection with a permit license application. An “aggrieved person” may challenge the decision on the grounds that the county incorrectly applied the standards under this ordinance or violated sec. 93.30, Stats.
1. An “aggrieved person” under this section as defined in Sec. 93.90(5) of Wis. Statutes means a person who applied to Conservation, Planning, and Zoning the Department for approval of a livestock siting or expansion license, a person who lives within 2 miles of the livestock facility that is proposed to be sited or expanded, or a person who owns land within 2 miles of a livestock facility that is proposed to be sited or expanded.
 2. An “aggrieved person” may request review of any decision of the Director or any decision or action by the Committee.
 3. Any appeal brought under this section must be requested within 30 days of the Conservation, Planning, and Zoning Department approval or disapproval or within 30 days after the decision on appeal before the Committee
 4. Any appeal to the State Livestock Facility Siting Review Board shall comply with Sec. 93.90 of Wis. Statutes and administrative rules of said board

C. Decisions by the Director or their designee to issue an enforcement demand (eg. stop work order, abatement order, suspension, revocation or non-compliance notice) are appealable to the Board of Adjustment as an administrative appeal as set forth in Chapter 17, Marathon County Zoning Code, Section 17.804.

Section 13.201.15 SEVERABILITY

If any provision of this ordinance or its application to any person or circumstance is held invalid by a court of competent jurisdiction, the invalidity does not affect other provisions or applications of this ordinance that can be given effect without the invalid provision or application, and to that end, the provisions of this ordinance are severable.

Title 3: DEFINITIONS

Chapter 13.301

Section 13.301 DEFINITIONS

ADJACENT - Located on land parcels that touch each other, or on land parcels that are separated only by a river, stream, or transportation or utility right-of-way.

AFFECTED NEIGHBOR - For purposes of the odor score calculation under s. ATCP 51.14, a residence or high-use building located within 2,500 feet of any livestock structure at a proposed livestock facility. "Affected neighbor" does not include a residence or high-use building owned by any of the following:

- a. The livestock facility operator.
- b. A person who affirmatively agrees to have the residence or high-use building excluded from the odor score calculation under s. ATCP 51.14.

Note: The odor score calculation under s. ATCP 51.14 is based, in part, on the proximity and density of "affected neighbors."

ANIMAL LOT - A feedlot, barnyard or other outdoor facility where livestock are concentrated for feeding or other purposes. "Animal lot" does not include a pasture or winter grazing area. Two or more animal lots at the same livestock facility constitute a single animal lot, for the purposes of this chapter, if runoff from the animal lots drain to the same treatment area under s. ATCP 51.20(2) or if runoff from the animal lot treatment areas converges or reaches the same surface water within 200 feet of any of those treatment areas.

ANIMAL UNIT - The meaning that was given in s NR 243.03(3), ~~as of April 27, 2004.~~

BARNY MODEL means the NRCS "Evaluation System to Rate Feedlot Pollution Potential," ARM-NC-17 (April 1982 version with modifications as of August 2005).

Note: The BARNY model is a commonly used computer model that predicts nutrient runoff from animal lots. Copies of the BARNY model are on file with the department, the secretary of state and the legislative reference bureau. An Excel computer spreadsheet version is available at www.datcp.state.wi.us.

CERTIFIED AGRICULTURAL ENGINEERING PRACTITIONER - An agricultural engineering practitioner who is certified under s. ATCP 50.46 with a rating under s. ATCP 50.46(5) that authorizes the practitioner to certify every matter that the practitioner certifies under this chapter.

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CLUSTER - Any group of one or more livestock structures within a livestock facility.

COMMITTEE – ~~Land Conservation and Zoning Committee~~ A committee established by the Marathon County Board of Supervisors which, by authority from Chap. 92 Wisconsin Statutes, determine policy and give direction for soil and water conservation activities. The ~~Land Conservation~~ Environmental Resources Committee also provides direction for the Department. The ~~Land Conservation~~ Environmental Resources Committee shall be the decision making board for purposes of this ordinance.

COMPLETE APPLICATION FOR LOCAL APPROVAL - An application that contains everything required under s. ATCP 51.30(1) to (4).

CONCENTRATED ANIMAL FEEDING OPERATION (CAFO) - An animal feeding operation to which any of the following apply:

- The operation has 1,000 animal units or more at any time and stores manure or process wastewater in a below or at grade level storage structure or land applied manure or process wastewater.
- The operation has 300 to 999 animals units and has a category I unacceptable practice under s. NR 243.24(1)(a).
- Under s.NR 243.26(2), the operation is designated by the Wisconsin Department of Natural Resources as having a significant discharge of pollutants to navigable waters or has caused the fecal contamination of water in a well.

DEPARTMENT - Means the Marathon County Conservation, Planning, and Zoning Department.

EXPANDED LIVESTOCK FACILITY. The entire livestock facility that is created by the expansion, after May 1, 2006 of an existing livestock facility. Includes all livestock structures in the expanded facility, regardless of whether those structures are new, existing, or altered.

EXPANSION. An increase in the largest number of animal units kept at a livestock facility on at least 90 days in any 12-month period. The acquisition of an existing livestock facility, by operator of an adjacent livestock facility, does not constitute an “expansion” unless that operator increases the largest number of animal units kept at the combined livestock facilities on at least 90 days in any 12-month period.

Note: See s. ATCP 51.04

FINDINGS OF FACT - The summary of Marathon County Conservation Planning and Zoning Department review and decision to either approve or deny a Livestock Facility License application on the merits based on the department’s evaluation and determination of relevant evidence.

HIGH-USE BUILDING - Any of the following buildings:

- a. A residential building that has at least 6 distinct dwelling units.
- b. A restaurant, hotel, motel or tourist rooming house that holds a permit under s. 254.64 Stats.
- c. A school classroom building.
- d. A hospital or licensed care facility.
- e. A non-farm business or workplace that is normally occupied, during at least 40 hours of each week of the year, by customers or employed workers.

LIVESTOCK - Domestic animals traditionally used in this State in the production of food, fiber or other animal products. “Livestock” includes cattle, swine, poultry, sheep, and goats. “Livestock” does not include equine animals, bison, farm-raised deer, fish, captive game birds, ratites, camelids or mink.

LIVESTOCK FACILITY - A feedlot, dairy farm or other operation where livestock are, or will be, fed, confined, maintained or stabled for a total of 45 days or more in any 12-month period. A “livestock facility” includes all of the tax parcels of land on which the facility is located, but does not include a pasture or winter grazing area. Related livestock facilities are collectively treated as a single “livestock facility” for the

purposes of this chapter, except that an operator may elect to treat a separate species facility as a separate “livestock facility”.

Note: See definition of “related livestock facilities” and “separate species facility”.

LIVESTOCK STRUCTURE - A building or other structure used to house or feed livestock, to confine livestock for milking, to confine livestock for feeding other than grazing, to store livestock feed, or to collect or store waste generated at a livestock facility. “Livestock structure” includes a barn, milking parlor, feed storage facility, feeding facility, animal lot or waste storage facility. “Livestock structure” does not include a pasture or winter grazing area, a fence surrounding a pasture or winter grazing area, a livestock watering or feeding facility in a pasture or winter grazing area, or a machine shed or like facility that is not used for livestock.

Revised 11/2012

LOCAL APPROVAL - An approval, required by local ordinance, or a new or expanded livestock facility. “Local approval” includes a license, permit, special exception, conditional use permit or other form of local authorization. “Local approval” does not include any of the following.

- (a) An approval required by a political subdivision within the scope of its authority under s.59.692, 59.693, 60.627, 61.351, 61.354, 62.231, 62.234 or 87.30 Stats.

Note: See s.93.90(3)(a)3., Stats. The statutes listed in par. (a) pertain to shoreland zoning, floodplain zoning, construction site erosion control and stormwater management.

LOCAL ORDINANCE or LOCAL CODE - An ordinance enacted by a political subdivision.

MANURE - Excreta from livestock kept at a livestock facility. “Manure” includes livestock bedding, water, soil, hair, feathers, and other debris that becomes intermingled with livestock excreta in normal manure handling operations.

MINOR ALTERATION of a livestock structure. A repair or improvement in the construction of an existing livestock structure that does not result in a substantially altered livestock structure.

NUTRIENT MANAGEMENT PLAN - A document that is annually updated outlining the requirements for managing the amount (rate), source, placement (method of application), and timing of applications of all source of plant nutrients to cropland and pastures as identified in ATCP 50.04(3).

NEW LIVESTOCK FACILITY - A livestock facility that will be used as a livestock facility for the first time, or for the first time in at least 5 years. “New livestock facility” does not include an expanded livestock facility if any portion of that facility has been used as a livestock facility in the preceding 5 years.

OPERATOR - A person who applies for or holds a local approval for a livestock facility.

PASTURE - Land on which livestock graze or otherwise seek feed in a manner that maintains the vegetative cover over all of the grazing or feeding area. Pastures may include limited areas of bare soil such as cattle lanes and supplemental feeding areas provided the bare soil areas are not significant sources of pollution to waters of the state.

PERSON - An individual, corporation, partnership, cooperative, limited liability company, trust or other legal entity.

POPULATE - To add animal units for which local approval is required.

PROPERTY LINE - A line that separates parcels of land owned by different persons.

RELATED LIVESTOCK FACILITIES - Livestock facilities that are owned or managed by the same person, and related to each other in at least one of the following ways:

- e. They are located on the same tax parcel or adjacent tax parcel of land.

Note: A mere acquisition of a neighboring livestock facility does not constitute an “expansion” unless more animal units are added to the combined facilities. See definition of “Expansion”.

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- b. They use one or more of the same livestock structures to collect or store manure.
- c. At least a portion of their manure is applied to the same landspreading acreage.

SEPARATE SPECIES FACILITY - A livestock facility that meets all of the following criteria:

- a. It has only one of the following types of livestock, and that type of livestock is not kept on any other livestock facility to which the separate species facility is related under the definition of “Related Livestock Facilities”.

- 1. Cattle
- 2. Swine
- 3. Poultry
- 4. Sheep
- 5. Goats

Note: For purposes of par. (a), cattle and poultry are different “types” of livestock, but dairy and beef cattle are livestock of the same “type” (“cattle”). Milking cows, heifers, calves and steers (all “cattle”) are livestock of the same “type”. Turkeys, ducks, geese and chickens are livestock of the same “type” (“poultry”).

- (b) It has no more than 500 animals.
- (c) Its livestock housing and manure storage structures, if any, are separate from the livestock housing and manure storage structures used by livestock facilities to which it is related.
- (d) It meets one of the following criteria:

- 1. Its livestock housing and manure storage structures, if any, are located at least 750 feet from the nearest livestock housing or manure storage structure used by a livestock facility to which it is related.
- 2. It and the other livestock facilities to which it is related have a combined total of fewer than 1,000 animal units.

SITE THAT IS SUSCEPTIBLE TO GROUNDWATER CONTAMINATION - Any of the following:

- a. An area within 250 feet of a private well.
- b. An area within 1,000 feet of a municipal well.
- c. An area within 300 feet upslope or 100 feet downslope of a karst feature.
- d. A channel with a cross-sectional area equal to or greater than 3 square feet that flows to a karst feature.
- e. An area where the soil depth to groundwater or bedrock is less than 2 feet.
- f. An area where none of the following separates the ground surface from groundwater and bedrock:
 - 1. A soil layer at least 2 feet deep that has at least 40% fine soil particles.
 - 2. A soil layer at least 3 feet deep that has at least 20% fine soil particles.
 - 3. A soil layer at least 5 feet deep that has at least 10% fine soil particles.

Note: See s. NR 151.015(18).

SUBSTANTIALLY ALTERED - A livestock structure that undergoes a material change in construction or use, including any of the following material changes:

- a. An increase in the capacity of a waste storage facility.
- b. The addition of a liner to a waste storage facility.
- c. An increase of more than 20% in the area or capacity of a livestock structure used to house, feed or

confine livestock, or to store livestock feed.

d. An increase of more than 20% in the number of animal units that will be kept in a livestock structure on at least 90 days in any 12-month period.

UNCONFINED MANURE PILE - A quantity of manure at least 175 cubic feet in volume that covers the ground surface to a depth of at least 2 inches, but does not include any of the following:

a. Manure that is confined within a manure storage facility, livestock housing structure or barnyard runoff control facility.

b. Manure that is covered or contained in a manner that prevents storm water access and direct runoff to surface water or leaching of pollutants to groundwater.

WASTE - Manure, milking center waste and other organic waste generated by a livestock facility.

WASTE STORAGE FACILITY - One or more waste storage structures. "Waste storage facility" includes stationary equipment and piping used to load or unload a waste storage structure if the equipment is specifically designed for that purpose and is an integral part of the facility. "Waste storage facility" does not include equipment used to apply waste to land.

WASTE STORAGE STRUCTURE - A waste storage impoundment made by constructing embankments, excavating a pit or dugout, or fabricating a structure. "Waste storage structure" does not include equipment used to apply waste to land. For purposes of ss. ATCP 51.12(2) and 51.14, "waste storage structure" does not include any of the following.

a. A structure used to collect and store waste under a livestock housing facility.

b. A manure digester consisting of a sealed structure in which manure is subjected to managed biological decomposition.

WINTER GRAZING AREA - Cropland or pasture where livestock feed on dormant vegetation or crop residue, with or without supplementary feed, during the period October 1 to April 30. "Winter grazing area" does not include any of the following:

a. An area, other than a pasture, where livestock are kept during the period from May 1 to September 30.

b. An area which at any time has an average of more than 4 livestock animal units per acre.

c. An area from which livestock have unrestricted access to navigable waters of the state, such that the livestock access prevents adequate vegetative cover on banks adjoining the water.

d. An area in which manure deposited by livestock causes nutrient levels to exceed standards in s. ATCP 51.16.

WPDES PERMIT - A Wisconsin Pollutant Discharge Elimination System permit issued by DNR under ch. NR 243.

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ORDINANCE O- 20 -19

AMENDING SEC. 2.05 (XX) OF THE GENERAL CODE OF ORDINANCES: ADMINISTRATOR RECRUITMENT TASK FORCE CHARTER TO CORRECT ERROR IN MEMBERSHIP

WHEREAS, on August 27, 2019 the County Board approved the creation of a Task Force to assist the Executive Committee and the Board in the development of a process for hiring a new County Administrator in light of the incumbent’s retirement, effective Dec. 30, 2019; and

WHEREAS, the Task Force Charter presented to the Board was erroneous in that the version passed by the Executive Committee included under par. 2. Membership:

E. A representative of the County Executives and Administrators’ Association; and

WHEREAS, the version presented to the County Board by Corporation Counsel was an earlier Draft that included under par. 2. Membership:

E. A representative municipal government (city, village, town); and

WHEREAS, the Board has voted to reconsider the Charter at the request of Corporation Counsel in order to correct his error.

NOW THEREFORE, BE IT HEREBY ORDAINED AND RESOLVED by the Board of Supervisors of the County of Marathon that sec. 2.05(XX), General Code of Ordinances, is hereby amended pursuant to the attached.

~~STRIKE: A representative municipal government (city, village, town)~~

REPLACE: A representative of the County Executives and Administrators’ Association

BE IT FURTHER ORDAINED AND RESOLVED that said ordinance shall be effective upon passage and publication as prescribed by law.

Dated this 17th day of September, 2019.

EXECUTIVE COMMITTEE

Fiscal Impact: None

APPOINTMENT
County Administrator Recruitment Task Force

I, Kurt Gibbs, Marathon County Board Chair, do hereby, upon approval of the Board of Supervisors, appoint the following individuals to serve on the Marathon County Administrator Recruitment Task Force, created by Ordinance #O-15-19, dated August 27, 2019:

Kurt Gibbs, Chair
Craig McEwen, Vice-Chair
Romey Wagner, 1st Term Supervisor
Mike Tomsyck, Vice President – Finance & Treasurer, Kolbe & Kolbe
Adam Payne, Sheboygan County Administrator
Dr. Lori Weyers, President, NTC

Mileage will be reimbursable upon request.

Dated this 17th day of September, 2019.

Kurt Gibbs
Marathon County Board Chair

STATE OF WISCONSIN)
)SS.
COUNTY OF MARATHON)

I, Barb Stepan, Assistant County Clerk in and for Marathon County, Wisconsin, hereby certify that the above appointments were confirmed by the Marathon County Board of Supervisors at their Adjourned Organizational Meeting which was held on September 17, 2019.

Barb Stepan
Assistant County Clerk

SEAL

Administrator Recruitment Task Force

Kurt Gibbs, Chair

Craig McEwen, Vice Chair

Romey Wagner, 1st Term Supervisor

Mike Tomsyck, Vice President, Kolbe and Kolbe

Adam Payne, Sheboygan County Administrator

Dr. Lori Weyers, President, NTC

Attorney is pending employer approval

Resolution # R-50-19

**A RESOLUTION APPROVING
THE 2020 CAPITAL IMPROVEMENT PROGRAM PROJECTS**

WHEREAS, the Human Resources and Finance and Property Committee of the Board of Supervisors of Marathon County received and reviewed the 2020 Capital Improvement Program Projects; and

WHEREAS, the Capital Improvement Program is a dynamic process and subject, pursuant to Resolution R-89-91, to periodic review and/or amendment; and,

WHEREAS, the Human Resources and Finance and Property Committee of the Board of Supervisors of Marathon County recommends approval of the 2020 Capital Improvement Program Projects.

NOW, THEREFORE BE IT RESOLVED, that the Board of Supervisors of the County of Marathon does hereby resolve and ordain to approve the 2020 Capital Improvement Program Projects.

Dated this 17th day of September, 2019.

HUMAN RESOURCES AND FINANCE AND PROPERTY COMMITTEE

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

Fiscal Impact: This reflects the proposed 2020 capital improvement program projects and does not commit funds.

2020 CIP PROJECT REQUESTS		Project Request Cost	Years Previously Funded	ASSIGNED #	PROJECT DESCRIPTION	Project Rank	TOTAL
PAGE 1 OF 1							
PROJECTS NOT FUNDED BY CIP							
Imp	HWY	\$6,600,000	Continuous	N/A	Bituminous Surfacing.	N/A	\$0
Imp	HWY	\$550,000	Continuous	N/A	Replace and Rehabilitate County Bridges and Culverts.	N/A	\$0
Imp	HWY	\$587,480	Continuous	N/A	Replace and Rehabilitate Federally Funded Bridges and Culverts.	N/A	\$0
Imp	HWY	\$315,954	Continuous	N/A	Replace and Rehabilitate Municipality Funded Bridges and Culverts (Bridge Aid).	N/A	\$0
Imp	CWA	\$1,490,000	N/A	N/A	Airport Improvement Program / Passanger Facility Charge. \$1,490,000.	N/A	\$0
Imp	CWA	\$300,000	N/A	N/A	General Aviation Development. \$300,000.	N/A	
Imp	CWA	\$1,400,000	N/A	N/A	CWA Automated Parking Lot System. \$1,400,000.	N/A	
Imp	Solid Waste	\$1,400,000	N/A	N/A	HHW Facility and Repair Shop. \$1,400,000.	N/A	\$0
Imp	Solid Waste	\$130,000	N/A	N/A	Bluebird Ridge Gas System Expansion. \$130,000.		
Imp	Solid Waste	\$4,750,000	N/A	N/A	Area B Closure. \$4,750,000.		
Imp	Solid Waste	\$60,000	N/A	N/A	Solar Array Installation. \$60,000.	N/A	\$0
	Sub Total	\$17,583,434					\$0
RECURRING PROJECTS							
Imp	FCM	\$50,000	Recurring	8269	County Facility Parking Lot Fund s/b @ \$50,000.	N/A	\$0
Imp	HWY	\$300,000	Recurring	N/A	Right-of-Way Fund s/b @ \$300,000.	N/A	\$0
	Sub Total	\$350,000					\$0
PROPOSE PROJECT TO ADD							
Imp	SHERIFF	\$610,000			Jail Roof Project		\$0
Imp	LIBRARY	\$150,000			Library Stonework Repair		\$0
		\$760,000					\$0
TECHNOLOGY PROJECTS @ 30% \$537,176							
Equip	CCIT	\$166,000	Recurring	8137	PC Upgrade Fund.	N/A	\$0
Equip	CCIT	\$101,000	Recurring	8136	Network / Server Upgrade Fund.	N/A	\$0
Equip	CCIT	\$40,000	Recurring	8108	Video Equipment Upgrade Fund.	N/A	\$0
Equip	CCIT	\$40,000	Recurring	8422	Voice Equipment / Phone System Upgrade Fund.	N/A	\$0
Equip	CCIT	\$1,500,000	2019 / \$350k	20IT-01C	Financial / Human Resource Management Solution. 650,000/500,000 in 2020/2021.	N/A	
Equip	CCIT	\$250,000	2019 / \$141,176	20IT-02C	Technology Small Capital.	N/A	\$0
Equip	CCIT	\$38,000	2013	20IT-03C	Laserfiche Licenceing.	N/A	\$0
	Sub Total	\$2,135,000					\$0
ROLLING STOCK							
Equip	FCM	\$52,876	N/A	20BM-01R	Rolling Stock Replace Enterprise Fleet Management. Central Service Lease.	N/A	\$0
Equip	CPZ	\$0	N/A	20CP-01R	Rolling Stock Replace Enterprise Fleet Management.	N/A	\$0
Equip	CWA	\$11,840	N/A		Rolling Stock Replace Enterprise Fleet Management.	N/A	
Equip	EM	\$280,000	N/A	20EM-01R	Rolling Stock Replace (\$280,500).	N/A	
Equip	FCM	\$40,000	N/A	20BM-02R	Rolling Stock Replace (\$40,000).	N/A	
Equip	NCHC	\$28,000	N/A	20NC-01R	Rolling Stock Replace (\$28,000).	N/A	\$0
Equip	PR&F	\$173,460	Recurring	20PO-01R	Rolling Stock Fund s/b @ \$173,460.	N/A	\$0
Equip	Sheriff	\$333,696	Recurring	20SH-01R	Rolling Stock Fund s/b @ \$333,696.	N/A	\$0
Equip	HWY	\$957,600	Recurring	20HI-01R	Rolling Stock Fund s/b @ \$957,600.	N/A	\$0
	Sub Total	\$1,877,472					\$0

PROJECTS RANKED IN PRIORITY ORDER BY CIP COMMITTEE							
Imp	Highway	\$153,400		20HI-02C	County road M - Fenwood Creek.	616	
Imp	Highway	\$299,305		20HI-01C	County Road G - Branch Trappe River.	583	
Imp	Parks	\$150,000		20PO-01C	Playground Replacement.	568	
Imp	Highway	\$128,620		20HI-03C	County Road Y - Plover River.	554	
Imp	FCM	\$84,000		20BM-01C	Social Services Boiler Replacement.	544	
Imp	FCM	\$84,000		20BM-02C	Sheriff Dept. Boiler Replacement.	544	\$0
Imp	CPZ	\$64,730		20CP-02C	Stormwater Quality Plan Updates.	542	\$0
Imp	UWSP-Wausau	\$114,500		20UM-01C	Roof Replacement - Academic and Heating Plant Buildings.	536	
Imp	Parks	\$45,000		20PO-05C	Ice Arena Refrigeration Controller Replacement.	533	
Imp	CPZ	\$160,000	2015 / \$150k	20CP-01C	2020 Marathon County Digital Orthophoto Acquisition.	516	\$0
Imp	FCM	\$302,000		20BM-03C	Lake View Professional Plaza Boiler Install.	505	\$0
Imp	UWSP-Wausau	\$89,000		20UM-02C	Carpet and Vinyl Flooring Replacement.	502	
Imp	Parks	\$150,000	2018 / \$150k	20PO-06C	Big Eau Pleine Road Repairs.	464	
Imp	FCM	\$298,000		20BM-04C	LVPP Elevator Replacement.	431	\$0
Imp	Parks	\$80,600		20PO-04C	Big Eau Pleine Campground Electrical Upgrade.	427	
Imp	FCM	\$148,000		20BM-05C	Social Services Roof Replacement.	404	\$0
Imp	FCM	\$465,600		20BM-07C	Juvenile Roof Replacement.	382	\$0
Imp	FCM	\$640,000		20BM-08C	LVPP Window Replacement.	365	\$0
Imp	FCM	\$75,000		20BM-06C	West Street fire and Security System Replacement.	361	\$0
Imp	Parks	\$50,000		20PO-07C	Marathon Park Master Plan.	349	
Imp	Parks	\$35,000		20PO-08C	Marathon Park Marquee.	342	
	Sub Total	\$3,616,755					\$0
2020 Total of All Project Requests		\$26,322,661					\$0
Type: Equip = Equipment Imp = Improvement Bldg = Building							Total Amount of all Project Requests (Funded & Un-Funded)

RESOLUTION# _____

County Bridge / Culvert Aid

WHEREAS, various towns and villages hereinafter named have filed petitions for County Aid for construction of bridges under Section 81.38 of the Statutes, said petitions are hereby granted and the County's share is appropriated as follows:

Town-Village-City	Bridge or Culvert	Project Cost	County Aid Granted
Berlin	Rainbow Drive, P37-132	\$ 95,635.76	\$ 47,817.88
Berlin	Sunny Hill	\$ 6,656.80	\$ 3,328.40
Bern	Windfall Hill Road	\$ 48,086.00	\$ 24,043.00
Bern	Haymarsh Road	\$ 6,475.96	\$ 3,237.98
Cleveland	Holstein Road	\$ 7,375.18	\$ 3,687.59
Eau Pleine	Staad Road	\$ 13,132.56	\$ 6,566.28
Village of Edgar	Chesak Avenue	\$ 21,369.04	\$ 10,684.52
Emmet	Maple Leaf Road	\$ 29,087.62	\$ 14,543.81
Emmet	Brookfield Road	\$ 6,940.30	\$ 3,470.15
Emmet	Cardinal Lane	\$ 5,432.18	\$ 2,716.09
Halsey	Kufahl Road	\$ 11,213.82	\$ 5,606.91
Holton	Rosedale Avenue	\$ 10,668.82	\$ 5,334.41
Hull	Huckleberry Road	\$ 9,325.74	\$ 4,662.87
Hull	Elm Road Bridge	\$ 70,432.62	\$ 35,216.31
Hull	Dill Creek Bridge	\$ 11,925.36	\$ 5,962.68
Hull	E. Spence Street	\$ 7,264.22	\$ 3,632.11
Johnson	Randall Road	\$ 28,552.40	\$ 14,276.20
Johnson	United Road	\$ 1,959.06	\$ 979.53
V. Kronenwetter	Maple Ridge Bridge P37-324	\$ 24,958.50	\$ 12,479.25
V. Kronenwetter	16th Road	\$ 27,664.46	\$ 13,832.23
City of Marshfield	E. McMillan Street*	\$ 92,447.30	\$ 46,223.65
McMillan	Galvin Avenue	\$ 4,172.52	\$ 2,086.26
McMillan	Drake Avenue	\$ 1,321.44	\$ 660.72
Reid	Litza Road	\$ 5,280.00	\$ 2,640.00
Spencer	Eagle Road	\$ 3,876.82	\$ 1,938.41
Stettin	152nd Avenue	\$ 4,647.44	\$ 2,323.72
Stettin	88th Avenue	\$ 6,884.00	\$ 3,442.00
Wausau	Cloverbelt Road	\$ 9,612.82	\$ 4,806.41
Wausau	Wellborn Road	\$ 2,980.20	\$ 1,490.10
City of Wausau	Scott Street Bridge B37-203	\$ 5,189.74	\$ 2,594.87
Weston	Lester Street	\$ 44,536.66	\$ 22,268.33
Wien	Elderberry Street	\$ 6,801.00	\$ 3,400.50
	Totals	\$ 631,906.34	\$ 315,953.17

* Project is on the County line and only 1/2 of the project costs are allocated to Marathon County; total project cost was \$184894.60

THEREFORE, BE IT RESOLVED, that the County Board does hereby levy a tax on all of the property in the County which is taxable for such purposes as to meet such appropriations; and

BE IT FURTHER RESOLVED, that the provisions for this levy shall be made in the County Budget, but that this levy shall not be duplicated.

Dated the 12th day of September, 2019

SUBMITTED BY MARATHON COUNTY INFRASTRUCTURE COMMITTEE

John Robinson, Chairman

Richard Gumz, Vice-Chairman

Tom Seubert

Alan Christensen

Jeff Johnson

Allen Opall

Sandi Cihlar

Signed this _____ day of _____ 2019, pursuant to SS59.12(1), Stats.

County Board Chair

RESOLUTION R-52-19

**DECLARING SEPTEMBER AS
NATIONAL SUICIDE PREVENTION AWARENESS MONTH IN
MARATHON COUNTY**

WHEREAS, suicide is the act of intentionally causing one’s own death. Depression, bi-polar disorder, schizophrenia, personality disorders and substance abuse are risk factors; and

WHEREAS, childhood trauma puts a person at high risk for suicidality. This includes bullying, prejudice, sexual abuse and being separated from family in foster care; and

WHEREAS, September is known around the United States as National Suicide Prevention Awareness Month and is intended to encourage people to learn more about suicide and resources available to prevent suicide; and

WHEREAS, in a typical year Marathon County will experience 16 – 18 deaths by suicide; and

WHEREAS, 2018 is an atypical year and we experienced 24 suicide deaths and thus far in 2019 we have already had 19 confirmed suicides; and

WHEREAS, suicidal thoughts and suicide can affect anyone regardless of age, sex, income level or race. Our 2018 Marathon County data shows more male deaths (19) than female (5) and the most prominent age range is 30 – 39 (9), while our 2019 Marathon County data shows thirteen (13) male deaths and six (6) female deaths, with the most prominent age range being 40 – 49 (5); and

WHEREAS, local organizations like Prevent Suicide Marathon County and national organizations like the National Alliance on Mental Illness (NAMI) are on the front lines of a battle that too many still find difficult to discuss in public, as suicide and mental illness can be difficult subjects for many that have not been educated on the topics; and

WHEREAS, the Marathon County Strategic Plan prioritizes areas that can help reduce the number of suicides including better access to mental health treatment and addressing the heroin and methamphetamine epidemic; and

WHEREAS, consistent with our goal of being the healthiest and safest County in Wisconsin, we encourage all residents to learn more about suicide and resources that are available in our community and nationally to help people who are considering suicide receive treatment to address their underlying issues.

NOW, THEREFORE, I, Kurt Gibbs, Chair of the Marathon County Board of Supervisors, do hereby proclaim each September as Suicide Prevention Awareness Month in Marathon County.

Dated this 17th day of September, 2019.

HEALTH AND HUMAN SERVICES COMMITTEE

_____	_____
_____	_____
_____	_____

Fiscal Impact: None

RESOLUTION R- 53 - 19

**COOPERATION AGREEMENT FOR
COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM**

This agreement entered into on the 17th day of September, 2019 by and between Marathon County and the Central Wisconsin Housing Region.

WHEREAS, Marathon County has an identified need and interest in joining the Central Wisconsin Housing Region, which includes the counties of Adams, Green Lake, Juneau, Marathon, Marquette, Portage, Waupaca, Waushara, and Wood, to provide decent housing, and

WHEREAS, Marathon County contemplates submitting jointly with the Central Wisconsin Housing Region an application for funds under the Community Development Block Grant (CDBG) housing program of the Wisconsin Division of Housing (DOH) for the purpose of meeting those needs, and

WHEREAS, Marathon County and the Central Wisconsin Housing Region desire to and are required to, enter into a written cooperative agreement with each other to participate in such CDBG program, and

WHEREAS, Marathon County and the Central Wisconsin Housing Region understand that Juneau County will act as the applicant (Lead), and will have the ultimate responsibility to assume all obligations under the terms of the grant including assuring compliance with all applicable laws and program regulations and performance of all work in accordance with the grant contract, and

WHEREAS, it is understood that the Department of Housing and Urban Development and DOH have access to all participants' grant records and authority to monitor all activities.

NOW, THEREFORE, pursuant to Wisconsin Statutes 66.0301, Marathon County and the Central Wisconsin Housing Region agree to cooperate in the submission of an application for such funds, and agree to cooperate in the implementation of the submitted CDBG program, as approved by the Department of Administration.

Nothing contained in this agreement shall deprive any municipality of any power or zoning, development control or other lawful authority which it presently possesses.

Dated this 17th day of September, 2019.

HEALTH AND HUMAN SERVICES COMMITTEE

Fiscal Impact: None

APPOINTMENT
Marathon County Clerk

I, Kurt Gibbs, Marathon County Board Chair, on behalf of the Employee Resources Department Workgroup to Assist in the Selection of the County Clerk of Marathon County, do hereby submit for approval of the Board of Supervisors, the name of Kim Trueblood, 902 Stewart Ave., Wausau, WI 54401, for appointment by the Board, pursuant to §17.21(3), Wis. Stats., to the position of County Clerk for Marathon County for the residue of the unexpired term, effective September 18, 2019 through the end of the current term of office, January 4, 2021.

Kim Trueblood was identified as the best qualified candidate to fill the remaining term for Marathon County Clerk through an open recruitment and selection process that included:

Kurt Gibbs, Marathon County Board Chair
Craig McEwen, Marathon County Board Vice Chair
Lance Leonhard, Deputy County Administrator
Frank Matel, Employee Resources Director
Sue Fox, Employee Resources Specialist

Kim Trueblood was unanimously determined to be the best qualified candidate for the position by all of the people listed above who participated in the selection process.

Ms. Trueblood will be compensated at \$83,422 annually.

Dated this 17th day of September, 2019.

Kurt Gibbs
Marathon County Board Chair

Fiscal Impact: \$83,422 annually (salary only - 2019 rate).

STATE OF WISCONSIN)
) SS.
COUNTY OF MARATHON)

I, Barb Stepan, Deputy County Clerk in and for Marathon County, Wisconsin, hereby certify that the above appointment was confirmed by the Marathon County Board of Supervisors at their meeting which was held September 17, 2019.

S E A L

Barb Stepan
Marathon Deputy County Clerk