

ORDINANCE

SUBJECT: GENERAL GOVERNMENT

COMMITTEE: EXECUTIVE COMMITTEE

FIRST CONSIDERATION: February 16, 2012

FINAL CONSIDERATION: March 15, 2012

ORDINANCE # 103 - 3/12 **PUBLICATION DATE** March 23, 2012

The County Board of Supervisors of La Crosse County does ordain as follows:

AN ORDINANCE TO AMEND SS. 1.01(1)(f) AND (2)(a), 1.02, 1.16(2)(f) AND (3), 1.21(4)(b)5., 1.28, 1.30, 1.31, 1.41(3), 1.47(1), 1.48, AND TO REPEAL SS. 1.37 AND 1.42(2)(h), OF CHAPTER 1 ENTITLED "GENERAL GOVERNMENT" OF THE GENERAL CODE OF LA CROSSE COUNTY, WISCONSIN

ANALYSIS

These amendments to Chapter 1 change some general provisions regarding Standing Committees and the membership on several committees. The County Board Chair or committee chair, if the Board Chair is not present, shall have authority to appoint 1 or more temporary replacements to assure that a quorum is present for a committee meeting. A section was added to provide that no County Board Supervisor shall serve as a permanent member on more than 2 Standing Committees. The ordinance change also reduces the size of the Judiciary & Law Committee from 7 to 5 members and the Aging & Long Term Care Committee from 7 to 5 County Board Supervisors. The amendment also changes the name of the Aging and Long Term Care Committee to Veterans, Aging and Long Term Care Committee.

The other changes to the ordinance are primarily housekeeping changes. Changes were made to the section involving the elected officials to reflect the size of the County Board of 29 members and to reflect the change in terms for County Treasurer, County Clerk, Register of Deeds and Clerk of Courts to 4 year terms. Other changes include reflecting that the term of a number of officials is indefinite, adding sections for the County Administrator to provide for the appointment of Deputy County Administrators and the designation of other persons as the Administrative Board of Review. An amendment to s. 1.40(3)(b) provides that the County Administrator may delegate his authority to appoint members to boards and commissions to the County Board Chair, which reflects the current practice. Printing Department Director is deleted as a County official, and Zoning and Planning Administrator replaces Zoning, Planning and Land Information Director. Finally, a section was added to the duties or powers of the Corporation Counsel to allow the Corporation Counsel to settle claims that do not exceed \$5,000 and also to approve settlements of state or federal citations against County nursing homes.

INFORMATION:

County Board Rules: Governing Body s. 2.02(8) states, in part: Ordinances are drafted by the Corporation Counsel. After the ordinance has been reviewed by a standing committee, each Supervisor will be given a copy of the ordinance showing the deleted language (grayed) and the new language (underlined) and an analysis of the intent of the ordinance. After introduction to the County Board, the ordinance shall be referred to the next monthly meeting unless waived by a 2/3 vote of the Supervisors present and a public hearing may be held if requested by a Supervisor. An amendment may be introduced and debated at either the original or the referred meeting. Copies of the ordinances of the County of La Crosse in their entirety are available with Corporation Counsel, County Clerk, or www.co.la-crosse.wi.us/code/.

ORDINANCE #103 - 3/12

AN ORDINANCE TO AMEND SS. 1.01(1)(f) AND (2)(a), 1.02, 1.16(2)(f) AND (3), 1.21(4)(b)5., 1.28, 1.30, 1.31, 1.41(3), 1.47(1), 1.48, AND TO REPEAL SS. 1.37 AND 1.42(2)(h), OF CHAPTER 1 ENTITLED "GENERAL GOVERNMENT" OF THE GENERAL CODE OF LA CROSSE COUNTY, WISCONSIN

The County Board of Supervisors of the County of La Crosse does hereby ordain as follows:

Section 1. Section 1.01(1)(f) of the County Code is amended to read:

1.01(1)(f) Supervisors (29 each)

Section 2. Section 1.01(2)(a) of the County Code is amended to read:

1.01(2)(a) Elected Constitutional Officials. The Sheriff and Clerk of Courts shall be elected to 4 year terms beginning with the general election held in 2002, such term to commence on the first Monday of January next succeeding their election and to continue 4 years and until their successors qualify. The County Clerk, County Treasurer, and Register of Deeds shall be elected to 4 year terms at the general election held in 2008, such terms to commence on the first Monday of January next succeeding their election and to continue 4 years and until their successors qualify.

Section 3. Section 1.02 of the County Code is amended to read:

1.02 APPOINTED OFFICIALS. The following shall be appointed officials:

OFFICIAL	APPOINTING AUTHORITY	TERM
County Administrator	County Board	Per Contract
Auditor/Finance Director	County Administrator	Indefinite
Information Technology Director	County Administrator	Indefinite
Corporation Counsel	County Administrator	Indefinite
County Aging Director	County Administrator	Indefinite
Land Conservation Director	County Administrator	Indefinite
County Surveyor	County Administrator	Indefinite
Emergency Services Administrator	Emergency Dispatch Governing Bd	Indefinite
Family Court Commissioner	Circuit Court Judges	Indefinite
Health Officer	County Administrator	Indefinite
Highway Commissioner	County Administrator	Indefinite
Hillview Administrator	County Administrator	Indefinite
Human Services Director	County Administrator	Indefinite
Lakeview Administrator	County Administrator	Indefinite
Library Director	Library Board	Indefinite
Mediation & Family Court Services Director	Circuit Court Judges	Indefinite
Medical Examiner	County Administrator	Indefinite

Facilities Director	County Administrator	Indefinite
Personnel Director	County Administrator	Indefinite
Solid Waste Director	County Administrator	Indefinite
University Extension Office Department Head	County Administrator/University Extension	Indefinite
Veterans' Service Officer	County Administrator	Indefinite
Zoning and Planning Administrator	County Administrator	Indefinite

Section 4. Section 1.16(2)(f) of the County Code is amended to read:

1.16(2)(f) Act as Administrative Board of Review pursuant to s. 68.09, Wis. Stats., to provide an independent review of an initial determination by another person, committee or agency of La Crosse County. The County Administrator may designate another person or persons to act as the Administrative Board of Review.

Section 5. Section 1.16(3) of the County Code is amended to read:

1.16(3) Deputy County Administrator. The County Administrator is authorized to appoint up to 2 department heads as Deputy County Administrators, subject to approval by the County Board. The Deputy County Administrator is authorized to serve as acting County Administrator with all of the duties and powers of the position when the County Administrator is unavailable to perform his or her duties.

Section 6. Section 1.21(4)(b)5. of the County Code is amended to read:

1.21(4)(b)5. Have authority to settle claims against the County in an amount not to exceed \$5,000 per claim and to approve settlements of state or federal citations against Hillview Health Care Center, Lakeview Health Center, or any associated entities, provided that the appropriate Standing Committee shall be notified of any settlement exceeding \$5,000 at the next scheduled meeting after approval.

Section 7. Section 1.28 of the County Code is amended to read:

1.28 HILLVIEW ADMINISTRATOR. Duties. The Hillview Administrator shall be responsible for planning, organizing, directing, and controlling the operations of the Hillview Health Care Center and Carroll Heights apartment complex. Responsibilities include taking all reasonable steps to provide qualified staffing to assure the health, safety, and rights of the residents. The Administrator works under the general supervision of the County Administrator and policy guidance of the Veterans, Aging and Long Term Care Committee, and must be licensed pursuant to Wisconsin Administrative Code NHA 1-6, s. 50.04 and Chapter 456, Wis. Stats.

Section 8. Section 1.30 of the County Code is amended to read:

1.30 LAKEVIEW ADMINISTRATOR. Duties. The Lakeview Administrator shall be responsible for planning, organizing, directing, and controlling the operations of the Lakeview Health Center. Responsibilities include taking all reasonable steps to provide qualified staffing to assure the health, safety, and rights of the residents. The Administrator works under the general supervision of the County Administrator and policy guidance of the Veterans, Aging and Long Term Care Committee, and must be licensed pursuant to Wisconsin Administrative Code NHA 1-6, s. 50.04 and Chapter 456, Wis. Stats.

Section 9. Section 1.31 of the County Code is amended to read:

1.31 ZONING AND PLANNING ADMINISTRATOR. Duties. The Zoning and Planning Administrator prepares and maintains descriptions, ownership, and map information for all real estate parcels in the County, and coordinates the tax and assessment processes with all the townships, villages and cities. The Administrator also coordinates planning and land information projects within the County and between the

County, local, state, and federal governments and the private sector pursuant to ss. 59.69(2)(a)3.(bm), 59.72(3), and 70.09(1), Wis. Stats. The Administrator supervises office staff in the Zoning, Planning and Land Information Department. The Administrator shall enforce the County Zoning Code, Floodplain Zoning, Shoreland Zoning and Non-Metallic Mining Ordinances. The Administrator supervises the issuance of permits for new building construction and land use activities. The Administrator is also responsible for the administration of Farmland Preservation, Federal Emergency Management Agency Flood Hazard Areas, Wisconsin Land Information Program, and Comprehensive Development Smart Growth Legislation.

Section 10. Section 1.37 entitled "Printing Department Director" of the County Code is repealed.

Section 11. Section 1.41(3) of the County Code is amended to read:

1.41(3) Membership.

(a) Appointments.

1. The County Board Chair is authorized to make new appointments or reappoint members to the standing committees except the Health and Human Services Board at or after the County Board April organizational meeting. Unless otherwise specified, appointments to Special Committees and other organizations shall be made by the County Board Chair with the approval of the County Board. There are no tenured appointments to any committee.

2. The County Administrator shall appoint the members of all boards and commissions where state statutes provide that such appointment shall be made by the County Board or by the County Board Chair. All appointments to boards and commissions by the County Administrator shall be subject to the confirmation of the County Board. The County Administrator may delegate this appointment authority to the County Board Chair.

(b) The County Board Chair is authorized to fill vacancies and to make membership changes upon the request of a particular Supervisor wishing to change.

(c) In addition, the County Board Chair shall fill vacancies that are created by chronic absenteeism. Chronic absenteeism is defined as at least 3 unexcused absences from committee meetings during a calendar year. The chair of the committee, board or commission shall determine if the absence is excused.

(d) In order to assure a quorum for a County Board committee meeting, the County Board Chair or committee chair, if the County Board Chair is not present, may appoint 1 or more Supervisors to serve as temporary replacements for those committees that provide for chair appointment. The County Board Chair shall serve as an ex-officio member of all committees, with voting privileges when a regular committee member is not present at the beginning of the meeting and the County Board Chair has been present throughout the meeting.

(e) No County Board Supervisor shall serve as a permanent member on more than 2 Standing Committees.

Section 12. Section 1.42(2)(h) regarding printing department of the County Code is repealed.

Section 13. Section 1.47(1) of the County Code is amended to read:

1.47 JUDICIARY AND LAW COMMITTEE.

(1) Membership. The Judiciary & Law Committee shall be composed of 5 Supervisors appointed by the County Board Chair.

Section 14. Section 1.48 of the County Code is amended to read:

1.48 VETERANS, AGING & LONG TERM CARE COMMITTEE

(1) Membership. The Veterans, Aging & Long Term Care Committee shall be composed of 5 Supervisors appointed by the County Board Chair. The membership may be increased to 6 members if 1 member is also a member of the Health and Human Services Board.

(2) The Committee shall act as the policy oversight committee for the following departments:

- (a) Hillview Health Care Center;
- (b) Carroll Heights;
- (c) Lakeview Health Center;
- (d) Veterans' Services; and,
- (e) Aging.

(3) Duties and Powers of the Veterans, Aging and Long Term Care Committee.

(a) Functions as the board of trustees in managing the county institutions including Hillview Health Care Center, Carroll Heights Apartments, and Lakeview Health Center pursuant to s. 46.18, Wis. Stats.

(b) Responsible for developing policies and procedures adequate to the mission of the institutions.

(c) Responsible for developing and implementing health programs and budgets within the funding sources available to the institutions.

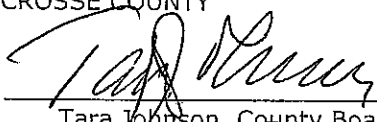
(d) Audits all claims against the County incurred on behalf of the institutions at least once a month.

(e) Exercises policy making and legislative authority over the county institutions.

(4) Special Committees, Boards and Commissions. The Veterans, Aging and Long Term Care Committee acts as a liaison for Commission on Aging and Veterans' Services Commission.

Section 15. This Ordinance shall take effect the day after passage and publication as required by law.

LA CROSSE COUNTY

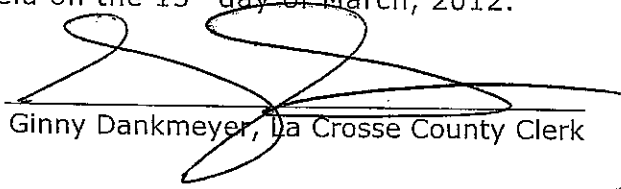
By: 
Tara Johnson, County Board Chair

By: 
Ginny Dankmeyer, County Clerk

PASSED: March 15, 2012
PUBLISHED: March 23, 2012

STATE OF WISCONSIN
COUNTY OF LA CROSSE

I, Ginny Dankmeyer, County Clerk of La Crosse County do hereby certify that this document is a true and correct copy of the original resolution required by law to be in my custody and which the County Board of Supervisors of La Crosse County adopted at a meeting held on the 15th day of March, 2012.


Ginny Dankmeyer, La Crosse County Clerk