

**Amended REGULAR MEETING  
ONEIDA COUNTY BOARD OF SUPERVISORS  
SEPTEMBER 23, 2014 - 9:30 A.M  
COUNTY BOARD MEETING ROOM 2<sup>ND</sup> FLOOR - ONEIDA COUNTY COURTHOUSE**

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**CALL TO ORDER:**

Chairman Hintz called the meeting to order at 9:30 a.m. in the County Board Meeting Room at the Oneida County Courthouse. There was a brief moment of silence for our troops here and overseas, followed by the Pledge of Allegiance.

**MEMBERS PRESENT:** Supervisors: Ted Cushing, Billy Fried, David Hintz, Scott Holewinski, Jim Intrepidi, Mitchell Ives, Robb Jensen, Tom Kelly, Lance Krolczyk, Bob Metropulos, Bob Mott, Greg Oettinger, Sonny Paszak, Carol Pederson, Tom Rudolph, Jack Sorensen, Michael Timmons, Alan VanRaalte, Alex Young and Lisa Zunker

**# OF MEMBERS PRESENT:** 20

**SUPERVISORS EXCUSED:** 1- Bill Freudenberg

**STUDENT REPRESENTATIVES PRESENT:** 2 - Erin Tenderholt and Bailey Nichols

**OTHERS PRESENT:** Mary Bartelt, County Clerk; Melodie Gauthier, Chief Deputy Clerk; Brian Desmond, Corporation Counsel; Lisa Charbarneau, LRES; Freeman Bennett, Solid Waste and Highway Director; Karl Jennrich, Planning and Zoning Director; Lu Ann Brunette, Building & Grounds Director; Lynn Feldman, Youth Development/4H Agent; Dana DeMet, Rhinelander Chamber of Commerce and Tim Brown, Community Resource Development Agent.

**ANNOUNCEMENTS BY CHAIR, CORRESPONDENCE AND COMMUNICATIONS**

Sign Attendance Form at the Podium

Please Use Microphones When Speaking

**ACCEPT THE MINUTES OF THE AUGUST 19, 2014 REGULAR MEETING AND AUGUST 21, 2014 SPECIAL MEETING.**

**MOTION/SECOND:** Cushing/Metropulos to accept the minutes of August 19, 2014 Regular Meeting and August 21, 2014 Special Meeting. All "Aye" on voice vote, motion carries.

**Correction, additions or deletions:** - Supervisor Rudolph stated on the August 19, 2014 Minutes, page 5, "Bailey excused" should read "Bailey Nichols" excused. August 21, 2014 Minutes, on Page 1, second line under Other Business the word "sight" should be "site".

**REPORTS/PRESENTATIONS**

**4-H Centennial Presentation**- Lynn Feldman, Youth Development/4H Agent stated it is the 100<sup>th</sup> Anniversary of 4H. Feldman gave a brief presentation on the history of 4H and its development through-out the years.

**OCTC Annual Report** - Dana DeMet, Rhinelander Chamber of Commerce, gave a presentation on tourism dollars in Oneida County and the affect of tourism dollars in the last couple of years and why it is important to continue bringing tourism dollars into Oneida County.

**Meeting Times Survey** - Tim Brown, Community Resource Development Agent, has assembled a survey regarding public opinion on meeting times. The survey was open to the public June through August 2014. Out of the total Oneida County population, 256 individuals responded to the survey. The total Oneida County estimated population as of January 1, 2014 is 36,082 and approximately 29,704 of the estimated population for Oneida County are of voting age. In September the survey was closed and the analysis began regarding 4 questions related to meeting times. Representation was through-out the county and approximately 60 % of individuals who responded overall favored evening meetings. Some felt that time doesn't matter; if an issue that they care about is being discussed they would attend that meeting. Others favored evening/night meetings and still others stated they have not attended a meeting because there was not a reason too. The

figures in this survey are based on the 256 individuals who responded to the survey. Approximately 50% of the individuals stated they have attended a County Board meeting. Brown concludes that “people can tell you anything they want but you don’t know what they’re going to do. A survey will only tell you so much; experimentation is really the only way for a question like this”.

Brown feels if the County Board wants to know if people will attend meetings in the evening, then there needs to be a couple meetings in the evening. Then you will have to do a comparison of people that attend in the evening to people that attend a day meeting.

**Presentation on Open Records - Brian Desmond** - postponed to October 21, 2014 Meeting.

**\*PUBLIC COMMENT** - Dennis Garbish - regarding what he feels is harassment about the many items on his property and also discussed his neighbor’s yard.

### **CONSENT AGENDA**

**Resolution # 68-2014** offered by Land Records Committee regarding a quit claim deed for a 100 foot strip of land on each side of the center line, for Barbara A. Hopkins and the Town of Pine Lake as stated in the Resolution under exhibit A and exhibit B.

**Resolution #69-2014** offered by Land Records Committee regarding a quit claim deed for a 100 foot strip of land for Steven A. Woller. Town of Lake Tomahawk.

**Resolution #70-2014** offered by the Public Works Committee authorizing the Public Works Committee and the Highway Department to utilize the available funds in the Machinery Account.

#### **Appointments to committees, commissions and other organizations**

To appoint Bill Freudenberg and Bob Mott to serve on the Transit Commission Committee representing Oneida County.

**MOTION/SECOND: Sorensen/Paszak** to approve the Consent Agenda as presented. All “aye” on voice vote, motion carries.

### **CONSIDERATION OF RESOLUTIONS & ORDINANCES**

(REFERRED BACK TO COMMITTEE) - **RESOLUTION #28-2014**

Resolution offered by the Supervisors of the Administration Committee

Resolved by the Board of Supervisors of Oneida County, Wisconsin:

**WHEREAS**, Oneida County has a \$50 million dollar per year budget; and

**WHEREAS**, Oneida County has approximately 285 full time employees; and

**WHEREAS**, any company with the number of employees and annual budget the size of Oneida County “requires” a Chief Executive Officer; and

**WHEREAS**, Oneida County has no “Chief Executive Officer”; and

**WHEREAS**, Wisconsin State Statute s. 59.18 allows for a County to hire a County Administrator by resolution of the County Board (see below); and

**WHEREAS**, it is in the best interest of Oneida County to hire a County Administrator.

**NOW, THEREFORE, BE IT RESOLVED**, by the Oneida County Board of Supervisors that the Office of County Administrator is hereby created.

**BE IT FURTHER RESOLVED**, that the Labor Relations and Employee Services Committee shall develop a job description, and compensation plan for the County Administrator and staff.

Offered and passage moved by Supervisors: Shidell, Hintz, Thompson and Paszak.

**59.18 County administrator.**

(1) Appointment. Counties having a population of less than 500,000 may by resolution of the board or by petition and referendum create the office of county administrator. The county administrator shall be appointed by majority vote of the board. Such petition and election shall follow the procedure provided in s. 9.20 (1) to (6). If any member of the board is appointed as county administrator, his or her status as a member of the board is thereby terminated, except that in the case of a vacancy in the office of county administrator by reason of removal, resignation or other cause, the board may appoint any member of the board as acting county administrator to serve for a period of 15 days while the board is considering the selection of a county administrator.

(2) Duties and powers. The county administrator shall be the chief administrative officer of the county. The county administrator shall take care that every county ordinance and state or federal law is observed, enforced and administered within his or her county if the ordinance or law is subject to enforcement by the county administrator or any other person supervised by the county administrator. The duties and powers of the county administrator shall be, without limitation because of enumeration, to:

(a) Coordinate and direct all administrative and management functions of the county government not otherwise vested by law in boards or commissions, or in other elected officers.

(b) Appoint and supervise the heads of all departments of the county except those elected by the people and except where the statutes provide that the appointment shall be made by elected officers; but the county administrator shall also appoint and supervise all department heads where the law provides that the appointment shall be made by a board or commission, by the chairperson of the county board or by the county board. Notwithstanding any statutory provision that a board or commission supervise the administration of a department, the department head shall supervise the administration of the department and the board or commission shall perform any advisory or policy-making function authorized by statute. Any appointment by the county administrator under this paragraph requires the confirmation of the county board unless the board, by ordinance, elects to waive confirmation or unless the appointment is made under a civil service system competitive examination procedure established under s. 59.52 (8) or ch. 63. Any department head appointed by a county administrator under this paragraph may be removed at the pleasure of the county administrator unless the department head is appointed under a civil service system competitive examination procedure established under s. 59.52 (8) or ch. 63.

(c) Appoint the members of all boards and commissions where the statutes provide that such appointment shall be made by the county board or by the chairperson of the county board. All appointments to boards and commissions by the county administrator shall be subject to the confirmation of the county board.

(3) Administrative secretary to county administrator; staff. The county administrator may appoint an administrative secretary, and additional staff assistants, as necessary.

(4) Compensation of county administrator and staff. The board shall fix the compensation of the county administrator, the county administrator's administrative secretary and the county administrator's staff assistants.

(5) Message to the board; submission of annual budget. The county administrator shall annually, and otherwise as necessary, communicate to the board the condition of the county, and recommend such matters to the board for its consideration as the county administrator considers expedient. Notwithstanding any other provision of the law, the county administrator shall be responsible for the submission of the annual budget to the board.

(6) Qualifications for appointment. The county administrator shall be appointed solely on merit. In appointing the county administrator, the board shall give due regard to training, experience, administrative ability and general qualifications and fitness for performing the duties of the office, and no person shall be eligible to the office of county administrator, who is not by training, experience, ability and efficiency qualified and generally fit to perform the duties of such office.

No weight or consideration shall be given by the board to residence, to nationality, or to political or religious affiliations.

(7) Removal. The board may remove the county administrator at any time that the county administrator's conduct of the county administration becomes unsatisfactory, and engage a successor. The action of the board in removing the county administrator shall be final.

(8) Vacancy, how filled. A vacancy in the office of the county administrator by reason of removal, resignation or other cause shall be filled by appointment by majority vote of the board.

**ROLL CALL VOTE:** 2 Ayes, 18 Nays - Kelly, Fried, Metropulos, Pederson, Zunker, Ives, Oettinger, Intrepidi, Mott, Rudolph, Paszak, VanRaalte, Krolczyk, Holewinski, Timmons, Hintz Sorensen and Cushing. 1 Absent - Freudenberg.

**STUDENT REPRESENTATIVES:** 2 Nays.

**RESOLUTION # 28-2014** - fails.

(REFERRED BACK TO COMMITTEE)- **RESOLUTION #29-2014 /GENERAL CODE OF ONEIDA COUNTY, WISCONSIN ORDINANCE AMENDMENT #**  
Ordinance Amendment offered by the Administration Committee

**WHEREAS**, Oneida County currently has 21 Supervisory districts; and

**WHEREAS**, Oneida County has determined that a County Administrator shall be hired;

**WHEREAS**, with a County Administrator in place the County Board will have limited duties to perform; and

**WHEREAS**, the current system of multiple committees will be unnecessary once the County Administrator is hired;

**WHEREAS**, as a result a smaller County Board will be able to oversee the County Administrator and make policy decisions; and

**WHEREAS**, a smaller County Board, with the County Administrator in place, will be more efficient; and

**WHEREAS**, Wisconsin Statute s. 59.10(3)(cm)(1) allows for the County Board to reduce its size once after a decennial supervisory district plan has been adopted.

**WHEREAS**, upon the hiring of a County Administrator the County Board for Oneida County can be reduced to 9 members.

**NOW, THEREFORE, THE ONEIDA COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS FOLLOWS:**

Section 1. Any existing ordinances, codes, resolutions, or portions thereof in conflict with this ordinance shall be and hereby are repealed as far as any conflict exists.

Section 2. This ordinance shall take effect the day after passage and publication as required by law.

Section 3. If any claims, provisions or portions of this ordinance are adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of this ordinance shall not be affected thereby.

Section 4. Section 2.01(2) of the General Code of Oneida County, Wisconsin, is amended as follows [additions noted by underline, deletions noted by strikethrough]:

**2.01 RULE 1: GOVERNING BODY.**

(2) SUPERVISORY DISTRICTS. (Rep. and recr. #47-2011) The County Board shall consist of ~~21~~ 9 supervisors to be elected from the supervisory districts as provided on the maps adopted by reference herein and available for inspection in the office of the County Clerk.

[The remainder of Section 2.01 is unchanged]

Offered and passage moved by Supervisors: Shidell, Hintz, Paszak and Thompson.

**ROLL CALL VOTE:** 0 Ayes, 20 Nays, 1 Absent - Freudenberg

**STUDENT REPRESENTATIVES:** 2 Nays.

**RESOLUTION #29-2014/GENERAL CODE O/A** - fails.

(REFERRED BACK TO COMMITTEE)-**RESOLUTION #46-2014 / GENERAL CODE OF ONEIDA COUNTY, WISCONSIN ORDINANCE AMENDMENT #**

Ordinance Amendment offered by Supervisor Jack Sorensen,

**WHEREAS**, currently all County Board meetings are held at 9:30 a.m. pursuant to the Oneida County Code; and

**WHEREAS**, Committees of the Oneida County Board are not required to hold meetings at any specified time, most meetings of the Committees are held during the hours that the Courthouse is open for business; and

**WHEREAS**, more people in Oneida County could run for the position of County Board Supervisor or attend meetings of the County Board or the Committees if meetings were held at night;

**WHEREAS**, the County Board was previously provided with a petition, signed by local residents, requesting that County Board and Committee meetings be held in the evening hours.

**NOW, THEREFORE, THE ONEIDA COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS FOLLOWS:**

Section 1. Any existing ordinances, codes, resolutions, or portions thereof in conflict with this ordinance shall be and hereby are repealed as far as any conflict exists.

Section 2. This ordinance shall take effect the day after passage and publication as required by law.

Section 3. If any claims, provisions or portions of this ordinance are adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of this ordinance shall not be affected thereby.

Section 4. Sections 2.16 and 2.31 of the General Code of Oneida County, Wisconsin, is amended as follows [additions noted by underline, deletions noted by strikethrough]:

**2.16 RULE 16: MEETINGS OF THE BOARD AND COMMITTEES.**

- (1) **DATE OF MEETING.** (Am. #24-90; #61-2002; Am. Res. #20-2009) Except as provided in sub. (3), below, the Board shall meet in the County Courthouse in regular meetings on the following dates and shall be in session until adjourned:
  - (a) The 3rd Tuesday in January.
  - (b) The 3rd Tuesday in February.
  - (c) The 3rd Tuesday in March.
  - (d) The 3rd Tuesday in April (organizational meeting).
  - (e) The 3rd Tuesday in May.
  - (f) The 3rd Tuesday in June.
  - (g) The 3rd Tuesday in August.
  - (h) The 3rd Tuesday in September.
  - (i) The 3rd Tuesday in October.
  - (j) The 1st Tuesday following the second Monday in November (annual meeting). (Am. #133-99)
- (2) **HOUR OF MEETING.** Except as provided in sub. (3), below, the starting time for all regular meetings of the County Board will be ~~9:30 a.m.~~ 4:00 p.m. unless otherwise specified by the County Board. ~~The time of reconvening after lunch shall be 1:30 p.m., and unless otherwise ordered, the Board shall recess at 11:00 p.m. until 9:30 a.m. the next day.~~ The Board may, by majority vote upon the adjourning motion, set the hour of reconvening of the Board. (Am. Res. #45-2013)
- (3) **BOARD MEETINGS AT COUNTY LOCATIONS OTHER THAN COURTHOUSE.** (Am. Res. #92-2009) The Board may schedule regular meetings at locations in the County other than the Courthouse if it is determined that a change of location would be in the

best interest of the Board. A proposed change of location shall be approved not less than 30 days before the scheduled meeting date. An explanation shall be set forth in the notice of the meeting and the place of the same shall be readily accessible to the public and members of the news media who wish to attend.

- (4) RECORDS OF MEETINGS. Accurate copies of all notices of meetings and minutes of meetings shall be promptly filed in the County Clerk's office.

**2.31 RULES GOVERNING COUNTY BOARD COMMITTEES, BOARDS AND COMMISSIONS. (Rep. & recr. #55-2011)**

[Sections 2.31(1) – (7) remain unchanged]

(8) Committee meetings shall be commenced no earlier than 4:00 p.m. This rule applies only to Committees of the County Board that have a majority of members that are County Board Supervisors. The Administration Committee may schedule the annual budget hearings before 4:00 p.m.

Offered and passage moved by Supervisor Sorensen.

**Seconded by:** Supervisor Young.

**Oneida County  
Fiscal Impact of Night Meetings**

The fiscal impact of night meetings is currently unknown. The following information needs to be considered.

Salaried employees will not incur additional costs in salary for meeting attendance outside of regular business hours.

Hourly employees must be compensated in pay or comp time earned for time worked.

Department Heads have the ability to flex an hourly employee's work hours, within limits, without incurring additional costs

- o To avoid incurring additional costs time worked may be flexed within the pay-period as long as no individual week exceeds 40 hours worked.

For hourly employees time worked in excess of their normally scheduled hours are earned at straight time unless the hours exceed 40 hours worked in a week. Over 40 hours worked in a week must be compensated at time and one half.

Calculation of the fiscal impact of night meetings is dependent on the department's capacity to flex hours during regular business hours for hourly employees.

**MOTION/SECOND:** Rudolph/Cushing to amend Resolution #46-2014 / General Code O/A by striking lines 71 through 74.

**ROLL CALL VOTE:** 18 Ayes, 1 Nay - Sorensen, 1 Abstained - Oettinger and 1 Absent - Freudenberg.

**STUDENT REPRESENTATIVES:** 1 Aye, 1 Nay - Nichols.

**MOTION:** - passes

**ROLL CALL VOTE ON AMENDED RESOLUTION #46-2014 / GENERAL CODE O/A:** 7 Ayes, 13 - Nays - Rudolph, Cushing, Kelly, Holewinski, Krolczyk, Jensen, Timmons, Fried, Oettinger, Paszak, Intrepidi, Metropulos and Hintz. 1 Absent - Freudenberg.

**STUDENT REPRESENTATIVES:** 2 Nays.

**RESOLUTION #46-2014/GENERAL CODE O/A:** fails.

**RESOLUTION #71-2014**

Resolution offered by the Supervisors of the Labor Relations Employee Services Committee.  
Resolved by the Board of Supervisors of Oneida County, Wisconsin:

**WHEREAS**, Oneida County hired Carlson Dettmann to complete a Compensation Study, and

**WHEREAS**, as part of the new Compensation Plan, the LRES Committee did recommend a pay for performance structure which includes performance evaluations for all general municipal employees, and

**WHEREAS**, Resolution 20-2014 was adopted by the County Board in February 2014 with a requirement to form a committee of exempt and non-exempt employees to arrive at a fair set of performance standards and a fair appeal process and whose outcome shall be shared for comment with all employees and the County Board, and

**WHEREAS**, an eleven member committee was formed, consisting of two department heads, three exempt employees, five non-exempt employees and one elected official that developed a performance evaluation system including an appeal process, and

**WHEREAS**, this performance evaluation system was sent out to all staff for comments, which were reviewed by the performance evaluation committee and a final product was recommended to the Labor Relations Employee Services Committee, and

**WHEREAS**, the Labor Relations Employee Services Committee did review and recommends the adoption of the performance evaluation system with the established committee to review the system periodically during the next twelve months, and

**WHEREAS**, future changes to the Performance Evaluation System will be reviewed and decided by the Labor Relations Employee Services Committee.

**NOW, THEREFORE, BE IT RESOLVED**, by the Oneida County Supervisors that effective September 24, 2014 the Performance Evaluation System that was developed by a committee of exempt and non-exempt employees and reviewed by all staff for comment and recommended to the County Board by the Labor Relations Employee Services Committee be adopted with the established employee committee to review the system periodically during the next twelve months with future changes to the system to be decided by the Labor Relations Employee Services Committee.

Approved by the Labor Relations Employee Services Committee this 3<sup>rd</sup> day of September, 2014.

Offered and passage moved by Supervisors: Cushing Paszak, Fried and Hintz.

Student Representatives, Nichols excused at 11:00a.m. and Tenderholt excused at 11:15 a.m.

**ROLL CALL VOTE:** 20 Ayes, 0 Nays, 1 Absent - Freudenberg.

**RESOLUTION #71-2014** - Adopted.

**RESOLUTION # 72-2014**

Resolution offered by the Labor Relations Employee Services Committee.

Resolved by the Board of Supervisors of Oneida County, Wisconsin:

**WHEREAS**, a Lieutenant position has been approved to be filled by the Public Safety and Labor Relations Employee Services Committees; and

**WHEREAS**, the Sheriff and the Human Resources Director did recommend to the Labor Relations Employee Services Committee that Oneida County employee, Terri Hook be selected to fill the Lieutenant position; and

**WHEREAS**, any employee hired above Step 6 of the wage schedule must be approved by the County Board; and

**WHEREAS**, based on the needs of the Sheriff's Office and the knowledge, skills and abilities of Ms. Hook, the Labor Relations Employee Services Committee recommends Ms. Hook be placed at Grade Level N, Step 14 of the Exempt Wage Schedule.

**NOW, THEREFORE, BE IT RESOLVED**, by the Oneida County Board of Supervisors that Ms. Hook be placed at Grade Level N, Step 14 of the Exempt Wage Schedule effective September 24, 2014; and

**NOW THEREFORE BE IT FURTHER RESOLVED**, by the Oneida County Board of Supervisors that by adoption of this resolution it shall be deemed that an amendment has been made to the County budget for fiscal year 2014 as set forth in the fiscal impact statement which is attached hereto and made a part hereof.

Approved by the Labor Relations Employee Services Committee this 3rd day of September, 2014.

Offered and passage moved by Supervisors: Cushing, Fried and Hintz

**ROLL CALL VOTE:** 19 Ayes, 0 Nays, 2 Absent - Freudenberg and Mott.

**RESOLUTION #72-2014** - adopted.

| ONEIDA COUNTY<br>FISCAL IMPACT<br>Lieutenant |                         |                                 |                        |
|----------------------------------------------|-------------------------|---------------------------------|------------------------|
| 2014 Rates                                   |                         |                                 |                        |
| 1950 Hours                                   | New Hire<br>Annual Cost | Control<br>Point<br>Annual Cost | Step 14<br>Annual Cost |
| <b>Sheriff's Lieutenant</b>                  |                         |                                 |                        |
| Wages                                        | 51,695                  | 59,085                          | 70,902                 |
| Social Security                              | 3,955                   | 4,520                           | 5,424                  |
| Retirement-er                                | 5,330                   | 6,092                           | 7,310                  |
| Health Ins-Incumbent                         | 15,342                  | 15,342                          | 15,342                 |
| Life Insurance-Estimated                     | 100                     | 120                             | 130                    |
| Workers Comp                                 | 1,070                   | 1,223                           | 1,468                  |
| Income Continuation Ins                      | 130                     | 150                             | 178                    |
| Estimated Cost                               | 77,622                  | 86,532                          | 100,754                |
| Revenue Source: Tax Levy                     |                         |                                 |                        |

**RESOLUTION # 73-2014**

Resolution offered by Supervisors of the Conservation and UW-EX Education Committee. Resolved by the Board of Supervisors of Oneida County, Wisconsin:

**WHEREAS**, Oneida County has over 1300 lakes, rivers, and streams, and contains one of the highest concentrations of natural lakes in the world, and

**WHEREAS**, the quality of these waters is being threatened by aquatic invasive species; and

**WHEREAS**, Oneida County recognizes the importance of the quality of our waters to its citizens and local economies, and

**WHEREAS**, education is one of the keys to increasing public awareness as to the adverse impacts of aquatic invasive species on the quality of our waters and our local economies; and

**WHEREAS**, Oneida County recognizes the need for a workable plan that will prevent the introduction of aquatic invasive species into new waters, and control, reduce, or eliminate aquatic invasive species already present in some bodies of water; and

**WHEREAS**, the Oneida County Land & Water Conservation Department (LWCD) will continue to increase public awareness of the aquatic invasive species problem by implementing

planning and prevention activities to control and prevent the spread of aquatic invasive species at an estimated cost of \$ 62,807.00, which includes Oneida County's 25% match and

**WHEREAS**, 75% percent of the cost of such planning and prevention activities may be paid by a grant from the Wisconsin Department of Natural Resources (WDNR), and

**WHEREAS**, the LWCD must apply for a grant through the "Aquatic Invasive Species" grant program through the WDNR to receive funding.

**NOW, THEREFORE, BE IT RESOLVED**, that the LWCD is authorized to apply for 75% funding assistance for such programming under the "Aquatic Invasive Species" Grant Program from the WDNR.

**BE IT FURTHER RESOLVED**, that the Oneida County Board of Supervisors hereby authorizes the Chairman of the Conservation and UW-EX Education Committee, to submit an application for a one-year grant to the WDNR not to exceed \$50,000 in grant funds for an aquatic invasive species education, planning, and prevention program, to sign documents and take the necessary action to undertake, direct, and complete the approved aquatic invasive species control grant.

**BE IT FURTHER RESOLVED**, that the LWCD is authorized to meet the County's 25% share of the financial obligations of this aquatic invasive species grant, through the assignment of LWCD personnel to work on and complete the project, including timely publication of the results.

Approved by the Conservation and UW-EX Education Committee this 11th day of August, 2014. Offered and passage moved by Supervisors: Rudolph, Holewinski, Mott and Intrepid.

**FISCAL IMPACT –AQUATIC INVASIVE SPECIES GRANT**

Proposed Budget

|                                                               |                    |
|---------------------------------------------------------------|--------------------|
| Salaries (LTE's)                                              | \$28,000.00        |
| Purchased Services (Printing, Postage, Registration, Rentals) | \$ 6,160.00        |
| Other Purchased Services (Travel/ Mileage Expenses)           | \$ 9,849.00        |
| Supplies (General Office, Hardware, etc.)                     | \$ 1,375.00        |
| Other (Workshop & Instructional Kits)                         | \$ 1,475.00        |
| <hr/>                                                         |                    |
| Total Project Cost Estimate                                   | \$62,807.00        |
| State Portion of Grant (Up to 75%)                            | <u>\$46,859.00</u> |
| AIS Coordinator's Time to Oversee Project                     | \$15,948.00        |
| Oneida County's Estimated Grant Match (In Kind)               | \$15,948.00        |
| Oneida County's Required 25% Grant Match                      | <u>\$15,619.67</u> |
| Estimated Amount Over Grant Match                             | \$ 328.33          |
| <hr/>                                                         |                    |
| Total Revenues                                                | \$46,859.00        |

TOTAL PROJECT EXPENSE: \$62,807.00

\*\*Proposed 2015 budget is based on 2014 WDNR grant AEPP-408-14 budget.

**ROLL CALL VOTE:** 20 Ayes, 0 Nays, 1 Absent - Freudenberg.  
**RESOLUTION #73-2014:** adopted.

**RESOLUTION #74-2014**

Resolution offered by the Supervisors of the Highway Committee.  
 Resolved by the Board of Supervisors of Oneida County, Wisconsin:

**WHEREAS**, the Town of Pelican has filed a petition for County aid for the cost of installing a culvert under Section 82.08 over Cuenin Creek on Lassig Road and

**WHEREAS**, the total cost of the labor, materials, and equipment was \$14,790.45 and the County share under Section 82.08 would be 50% of the \$14,790.45 or \$7,395.22

**NOW, THEREFORE, BE IT RESOLVED**, that \$7,395.22 be paid to the Town of Pelican, and the money to come from the County Bridge Aid Account.

Approved by the Highway Committee this 14<sup>th</sup> day of August, 2014.

Offered and passage moved by Supervisors: Cushing, Jensen, Paszak and Timmons.

**ROLL CALL VOTE**: 19 Ayes, 0 Nays, 2 Absent - Freudenberg and Sorensen.

**RESOLUTION #74-2014**: Adopted.

Supervisor Young - excused.

**MOTION/SECOND**: Fried/Holewinski to suspend the rules and take Resolution #77-2014 out of order. All "ayes" on voice vote, motion carries.

**RESOLUTION # 77-2014 / REZONE PETITION #10-2014**

Ordinance Amendment offered by Supervisors of the Planning and Development Committee. Resolved by the Board of Supervisors of Oneida County, Wisconsin:

**WHEREAS**, the Planning & Development Committee, having considered Petition #10-2014, (copy attached) which was filed July 21, 2014, to amend the Master Zoning District Document and the Oneida County Official Zoning District Boundary Map, and having given notice thereof as provided by law and having held a public hearing thereon August 20, 2014 pursuant to Section 59.69(5), Wisconsin Statutes, and having been informed of the facts pertinent to the changes which are as follows:

To rezone land from District #1A Forestry to District #15 Rural Residential on property described as part of the NW NW, Section 7, T39N, R4E, PIN MI 614-1, Town of Minocqua, Oneida County, Wisconsin.

And being duly advised of the wishes of the people in the area affected as follows:

**WHEREAS**; the owner of the property would like to utilize the existing home as a year round residence and;

**WHEREAS**, the Town of Minocqua approved the request (copy attached) and;

**WHEREAS**, On August 20, 2014 the Planning and Development Committee held a Public Hearing and the adjoining landowners were provided with a written notice of the change and nobody had concerns for or against the change and;

**WHEREAS**; The Planning & Development Committee has reviewed the general standards as specified in Section 9.86F of the Oneida County Zoning & Shoreland Protection Ordinance and concluded that the standards have been met. The Planning & Development Committee recommends passage.

**NOW THEREFORE, THE ONEIDA COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS FOLLOWS**: Petition #10-2014:

Section 1: Any existing ordinances, codes, resolutions, or portion thereof in conflict with this ordinance shall be and are hereby repealed as far as any conflict exists.

Section 2: The ordinance shall take effect the day after passage and publication as required by law.

Section 3: If any claims, provisions, or portions of this ordinance are adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of the ordinance shall not be affected thereby.

Section 4: Rezone Petition #10-2014 is hereby adopted amending the Master Zoning District Document and the Oneida County Official Zoning District Boundary Map, by changing

the zoning district classification from District #1A Forestry to District #15 Rural Residential on property described as follows:

NW NW, Section 7, T39N, R4E, PIN MI 614-1, Town of Minocqua, Oneida County, Wisconsin.

The County Clerk shall, within seven (7) days after adoption of Rezone Petition #10-2014 by the Oneida County Board of Supervisors, cause a certified copy thereof to be transmitted by mail to the Minocqua Town Clerk.

Approved by the Planning and Development Committee this 3rd day of September, 2014.  
Offered and passage moved by Supervisors: Holewinski, Hintz, Timmons, Fried and Sorensen.

**ROLL CALL VOTE:** 19 Ayes, 0 Nays, 2 Absent - Freudenberg and Young.

**RESOLUTION # 77-2014 / REZONE PETITION #10-2014:** adopted.

**RESOLUTION #75-2014 / GENERAL CODE OF ONEIDA COUNTY, WISCONSIN  
ORDINANCE AMENDMENT #5-2014**

Ordinance Amendment offered by the Planning and Development Committee

**WHEREAS**, the Planning & Development Committee, having considered Ordinance Amendment #5-2014, (copy attached) which was filed July 1, 2014 (copy attached) to amend Section 9.56, Domesticated Chickens / Ducks of the Oneida County Zoning and Shoreland Protection Ordinance, and having given notice thereof as provided by law and having held a public hearing thereon August 6, 2014 pursuant to Section 59.69(5), Wisconsin Statutes, and having been informed of the facts pertinent to the changes which are as follows:

**WHEREAS**, the Oneida County Board of Supervisors approved Resolution 13-2011 allowing a limited amount of chickens and ducks in District #2 Single Family; and

**WHEREAS**, the Planning and Zoning Department has not received a complaint related to Resolution 13-2011 since adoption; and

**WHEREAS**, the Planning and Development committee has been requested to allow a limited amount of chickens and ducks in additional zoning districts that already allow livestock on parcels 5 acres or greater; and

**WHEREAS**, the Planning and Development committee has carefully studied the proposed changes after listening to comments made at the public hearing and recommends approval.

**NOW, THEREFORE, THE ONEIDA COUNTY BOARD OF SUPERVISORS DOES  
ORDAIN AS FOLLOWS:**

Section 1. Any existing ordinances, codes, resolutions, or portions thereof in conflict with this ordinance shall be and hereby are repealed as far as any conflict exists.

Section 2. This ordinance shall take effect the day after passage and publication as required by law.

Section 3. If any claims, provisions or portions of this ordinance are adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of this ordinance shall not be affected thereby.

Section 4. Chapter 9 of the General Code of Oneida County, Wisconsin, is amended as follows [additions noted by underline, deletions noted by strikethrough]:

**Ordinance Amendment #5-2014** authored by the Planning and Development Committee to amend Section 9.56, Domesticated Chickens / Ducks of the Oneida County Zoning and Shoreland Protection Ordinance as follows:

9.56 DOMESTICATED CHICKENS/DUCKS (#1-2011)

A. Purpose and Intent

It is the purpose of this ordinance to provide standards for the keeping of domesticated chickens/ducks. It is intended to enable residents to keep a small number of chickens/ducks on a non-commercial basis.

B. Definitions

1. Chicken – The common fowl (*Gallus gallus*) especially when young; also - its flesh used as food.
2. Pen – shall mean a wire enclosure connected to a coop for the purpose of allowing chickens/ducks to leave the coop while remaining in an enclosed, predator-safe environment.
3. Duck – Any of various swimming birds (family Anatidae, the duck family) in which the neck and legs are short, the feet typically webbed, the bill often broad and flat, and the sexes usually different from each other in plumage.
4. Coop – shall mean a structure for the sheltering of chickens/ducks. An existing shed or garage can be used for this purpose if it meets the standards contained in this ordinance including the required setbacks from property lines.

C. Number and Type of Chickens/Ducks Allowed

1. The maximum number of chickens and/or ducks allowed is eight (8) per lot.
2. Only female chickens are allowed, no roosters. Male or female ducks are allowed. There is no restriction on chicken or duck species.

D. Coop and Pen Construction

The chickens/ducks shall be provided with a covered coop and attached pen. Chickens/ducks shall not be allowed out of the coop or pen.

E. Location

1. Chicken/duck coops and pens shall not be located closer than fifty (50) feet to any lot line.
2. Chicken/duck coops and pens shall not be located closer than seventy-five (75) feet from the ordinary high water mark (OHWM) of any lake, river or stream.
3. Chicken coops and pens, pursuant to this section are allowed in District #2 - Single Family Residential, District #4 - Residential and Farming, District #10 – General Use, District #14 - Residential & Retail and District #15 – Rural Residential
4. Minimum lot size is one acre.

F. Other Provisions

Poultry are still allowed in District #4 - Residential and Farming, District #10 - General Use, District #14 - Residential and Retail, and District #15 - Rural Residential pursuant to the requirements in those sections.

The County Clerk shall, within seven (7) days after adoption of Ordinance Amendment #5-2014 by the Oneida County Board of Supervisors, cause a certified copy thereof to be transmitted by mail to the Town Clerks of Oneida County and the Wisconsin Department of Natural Resources.

Approved by the Planning and Development Committee this 3rd day of September, 2014.  
Offered and passage moved by Supervisors: Holewinski, Hintz, Timmons, Fried and Sorensen.

**MOTION/SECOND: Rudolph/Cushing** to amend Resolution #75-2014/ General Code O/A #5-2014 lines 17 and 23 by changing the word “amount” to the word “numbers”.

**ROLL CALL VOTE ON MOTION:** 19 Ayes, 0 Nays, 2 Absent - Freudenberg and Young

**MOTION:** passes.

**ROLL CALL VOTE ON AMENDED RESOLUTION #75-2014 / GENERAL O/A #5-2014:** 19 Ayes, 0 Nays, 2 Absent - Freudenberg and Young

**AMENDED RESOLUTION #75-2014 / GENERAL CODE O/A#5-2014:** enacted.

**REOLUTION #76-20014 / REZONE PETITION #8-2014**

Ordinance Amendment offered by Supervisors of the Planning and Development Committee. Resolved by the Board of Supervisors of Oneida County, Wisconsin:

**WHEREAS**, the Planning & Development Committee, having considered Petition #8-2014 (copy attached), which was filed May 20, 2014, and subsequently amended on June 13, 2014 (copy attached), to amend the Master Zoning District Document and the Oneida County Official Zoning District Boundary Map, and having given notice thereof as provided by law and having held a public hearing thereon August 6, 2014 pursuant to Section 59.69(5), Wisconsin Statutes, and having been informed of the facts pertinent to the changes which are as follows:

To rezone land from District #02, Single Family Residential to District #04, Recreational and Farming on property described as Government 1, Section 27, T38N, R11E, PIN TL725, lying East of Big Lake Loop Road E, Town of Three Lakes, Oneida County, Wisconsin.

And being duly advised of the wishes of the people in the area affected as follows:

**WHEREAS**, the Petitioners would like to be able to utilize their properties for uses allowed in District #4, Recreational and Farming; and

**WHEREAS**, the Petitioners amended their request not to include property to the west of East Big Lake Loop Road (waterfront property) at the request of the Town of Three Lakes; and

**WHEREAS**, the Town of Three Lakes approved the request (copy attached); and

**WHEREAS**, On August 6, 2014 the Planning and Development Committee held a Public Hearing in the County Board Room, Oneida County Courthouse, and those properties affected and the adjoining landowners were provided with a written notice of the change; and

**WHEREAS**; The Planning & Development Committee has reviewed the general standards as specified in Section 9.86F of the Oneida County Zoning & Shoreland Protection Ordinance and concluded that the standards have been met. The Planning & Development Committee recommends passage.

**NOW THEREFORE, THE ONEIDA COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS FOLLOWS:** Petition #8-2014:

**Section 1:** Any existing ordinances, codes, resolutions, or portion thereof in conflict with this ordinance shall be and are hereby repealed as far as any conflict exists.

**Section 2:** The ordinance shall take effect the day after passage and publication as required by law.

**Section 3:** If any claims, provisions, or portions of this ordinance are adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of the ordinance shall not be affected thereby.

**Section 4:** Rezone Petition #8-2014 is hereby adopted amending the Master Zoning District Document and the Oneida County Official Zoning District Boundary Map, by changing the zoning district classification from District #02, Single Family Residential to District #04, Recreational and Farming on property described as follows:

All of Government Lot 1, Section 27, T38N, R11E, PIN TL 725, lying East of Big Lake Loop Road E, Town of Three Lakes, Oneida County, Wisconsin.

The County Clerk shall, within seven (7) days after adoption of Rezone Petition #8-2014 by the Oneida County Board of Supervisors, cause a certified copy thereof to be transmitted by mail to the Three Lakes Town Clerk.

Approved by the Planning and Development Committee this 20th day of August, 2014.  
Offered and passage moved by Supervisors: Holewinski, Timmons, Hintz and Sorensen.

**ROLL CALL VOTE:** 19 Ayes, 0 Nays, 2 Absent - Freudenberg and Young.

**RESOLUTION #76-20014 / REZONE PETITION #8-2014:** adopted.

**RESOLUTION #78-2014**

Resolution offered by the Supervisor Alan Van Raalte, District 20.  
Resolved by the Board of Supervisors of Oneida County, Wisconsin:

**WHEREAS**, many lakes and flowages in Oneida County are created by dams, whether located within the boundaries of the county or outside; and

**WHEREAS**, threats to those dams was raised as an issue in various district races in the 2014 Oneida County Board Supervisor election; and

**WHEREAS**, lakes and flowages formed by those dams create recreational opportunities within the county that help to bring tourism revenue into the county; and

**WHEREAS**, many businesses within the county depend on those tourism revenues; and

**WHEREAS**, the county treasury benefits from sales tax revenue generated by that tourism; and

**WHEREAS**, tourism accounts for the equivalent of approximately 2,000 full-time jobs which greatly benefit the economy of the county; and

**WHEREAS**, many residential properties are also located along the shores of those lakes and flowages; and

**WHEREAS**, those residential properties are prime locations and are assessed at higher levels than are non-waterfront properties; and

**WHEREAS**, the property tax revenue generated by those waterfront properties are critical to the treasuries of the towns in which they are located and to the county and;

**WHEREAS**, at least two area paper mills are located on the shores of flowages because of the need for adequate water supplies for the production of paper products; and

**WHEREAS**, those paper mills provide employment to many Oneida County residents that benefit the local economy; and

**WHEREAS**, removal of those dams would have detrimental and far reaching consequences to the economy of Oneida County; to the ability of Oneida County to adequately meet its statutory obligations to the residents of the county; and to the general welfare of the county, its residents and its taxpayers.

**NOW, THEREFORE, BE IT RESOLVED**, by the Oneida County Board of Supervisors that an ad hoc Committee to determine the threat(s) to those dams, the source of the threat(s) and the appropriate action to mitigate the threat(s) shall be created; and

**BE IT FURTHER RESOLVED**, that that committee shall be composed of the following: 5 county board supervisors, 1 each from the following committees: Forestry, Land and Outdoor Recreation; Land Records; Conservation and UW Extension Education; Planning and Development, and County Board 2<sup>nd</sup> Vice Chair who shall function as committee chair; and 3 Department heads, or their designee, from the Forestry Department; Land Records Department; and Land Conservation Department as non-voting members; and

**BE IT FURTHER RESOLVED**, that the committee shall submit a report to the County Board as a whole a report of its findings, including economic impact, and recommendations on how best to mitigate the threat of dam removal within 6 months of its convening or the regularly scheduled County Board meeting in June, 2015, whichever is first.

Offered and passage moved by Supervisor: Van Raalte

**Seconded by:** Supervisor Hintz.

**ROLL CALL VOTE:** 0 Ayes, 19 Nays, 2 Absent - Freudenberg and Young.  
**RESOLUTION #78-2014** - fails.

**RESOLUTION # 79-2014**

Resolution offered by the Supervisors of the Buildings & Grounds Committee  
Resolved by the Board of Supervisors of Oneida County, Wisconsin:

**WHEREAS**, the Oneida County Board of Supervisors passed Resolution #67-2013 appropriating funds to cover the cost of building demolition, site preparation, grading and paving for parking expansion for the Health and Aging Facility; and

**WHEREAS**, Buildings & Grounds did contract for building demolition, site preparation and graving, but has not yet addressed paving because of necessary survey work with a balance of approximately \$30,000 remaining, which is insufficient to pave the expanded parking area; and

**WHEREAS**, the Health and Aging Commission has requested that Buildings & Grounds instead use the remaining fund balance for the purpose of extending the health and aging facility roof line to prevent ice building creating a potential liability for the county; and

**WHEREAS**, the Health and Aging Commission has agreed that if part of the remaining funds are utilized for the roof edge extension the necessary funds for paving the expanded parking area should be budgeted for year 2015 as a Buildings & Grounds special project;

**NOW, THEREFORE, BE IT RESOLVED**, by the Oneida County Board of Supervisors to approve spending up to \$25,000 of funds appropriated for paving of the parking expansion to cover the cost of the roof edge extension for the Oneida County Health and Aging facility and direct the Buildings & Grounds Committee to proceed with the project.

Offered and passage moved by Supervisors: Fried, Young and Oettinger.

Supervisor Rudolph corrected spelling on line 12 from "graving" to the word "grading" and line 17 a correction of the word "building" to "build-up". No motion was made.

**ROLL CALL VOTE:** 19 Ayes, 0 Nays, 2 Absent - Freudenberg and Young.  
**RESOLUTION #79-2014** - adopted.

**OTHER BUSINESS:** - none

**NEXT MEETING DATE AND TIME:** October 21, 2014.

**ADJOURNMENT:**

**MOTION/SECOND:** Cushing/Rudolph to adjourn at 12:10 p.m. All "aye" on voice vote, motion carries.