

Amended Oneida County Board of Supervisors
Tuesday, September 20, 2016 – Regular Meeting - 9:30 a.m.
Oneida County Courthouse
County Board Meeting Room - 2nd Floor

CALL TO ORDER:

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

MEMBERS PRESENT: Supervisors: Ted Cushing, Bill Freudenberg, Billy Fried, David Hintz, Scott Holewinski, Mitch Ives, Robb Jensen, Tom Kelly, Lance Krolczyk, Bob Metropulos, Bob Mott, Greg Oettinger, Sonny Paszak, Greg Pence, Carol Pederson, Jack Sorensen, Michael Timmons, Jim Winkler, Alex Young, and Lisa Zunker.

OF MEMBERS PRESENT: 20.

SUPERVISORS EXCUSED: 1- Alan VanRaalte

STUDENT REPRESENTATIVES PRESENT: 1- Alex Bess.

OTHERS PRESENT: Mary Bartelt, County Clerk; Melodie Gauthier, Chief Deputy Clerk; Brian Desmond, Corporation Counsel; Lisa Charbarneau, Human Resource Director; Mike Romportl, Land Information Director; Bruce Stefonek, Highway Commissioner; Karl Jennrich, Planning and Zoning; Roger Luce, Economic Development and Richard J. Johns, City of Rhinelander Mayor.

ACCEPT THE MINUTES OF THE AUGUST 16, 2016 REGULAR COUNTY BOARD MEETING

Motion/Second: Jensen/Sorensen to accept the August 16, 2016 minutes. All "aye" on voice vote, motion carries.

ANNOUNCEMENTS BY CHAIR, CORRESPONDENCE AND COMMUNICATIONS:

- Sign Attendance Form at the Podium
- Please Use Microphones When Speaking

Chairman Hintz stated per the County Magazine from last month, there was a good article on receiving reports. Generally the appropriate action is to acknowledge the report and thank the presenter, but a motion is not needed to accept the report. There may be some exceptions on reports but most reports, can be acknowledged without a motion to accept.

5. REPORTS/PRESENTATIONS:

Reports and Presentations:

- Emergency Management: All Hazards Mitigation Plan – Ken Korten Hof, Emergency Management. Korten Hof stated every five years an update is needed and asked if Supervisors had any questions. Supervisor Pederson stated the information in this update is really intense. Korten Hof stated the update describes and documents the process used to develop a plan, local government involvement, contact information and the statistics were really interesting. Supervisor Mott stated he wanted to recommend for future amendments to the plan. Supervisor Pederson commented Korten Hof for the help he gave the Town of Schoepke and Enterprise in working with the EMT situation.

- Presentation of 2015 County Audit Report, Schenck & Associates – Scott Sternhagen. A summary of the report was presented, highlighting some points of 2015 Annual Financial Report. Sternhagen stated in Schenck & Associates opinion everything in the report is believed to be true and correct. Financially, Oneida County's total net position is approximately \$81 million (assets that the County maintains on a full accrual basis). The balance sheet, which is the fund balance, was approximately \$18 million at the end

of the year and this is broken into a couple areas. \$3.5 million was put away for future projects and approximately \$12 million was put away as a cushion. In total, the fund balance increased by \$865,000 during the year and the unassigned portion increased \$1.2 million. The business type activities, (Solid Waste and the Highway), both had decreases in their fund balances. County Road and Bridge fund at the end of the year has approximately \$2 million funding. Sternhagen states the County had a good year and is in a good financial position. There were no recommendations for the County throughout the year.

- **UW-Extension nEXT Generation reorganization process presentation:** Lynn Feldman introduced Vice Chancellor Steven Wildeck and Provost Aaron Brower. The current local organization consists of seven full-time and half-time staff members. In the reorganization side, Brower stated the Provost oversees the program side of extension, the research, the education, services. The Vice Chancellor oversees businesses services, operations and finance. A significant state cut in the last bi-annual budget caused the reorganization. A cut approximately of \$5.2 million for the U.W. Extension and Cooperative Extension is one main division within Extension and their portion of is \$3.6 million. Also, state funds, the last 12 years were cut by approximately \$10 million. Brower states they are looking at everything possible to put into this reorganization. Work groups will be set up for each area to develop recommendations. Wildeck states this reduction is bigger than all other cuts that occurred on the state side in the last decade. Wildeck stated they are very committed to looking at all program areas, the administrative structure, how extension ties in to the specialists in the research activity and the entire volunteer network of 20,000 volunteers across the state. Wildeck stated the goal is to have a clear set of reorganization options on the table by February 2017 and ask that the Counties maintain flat budget levels into calendar year of 2017. Discussion followed.

* **PUBLIC COMMENT:** - None at this time.

Supervisor Freudenberg excused at 10:25 am.

CONSENT AGENDA:

Resolution #54-2016- Offered by Public Safety Committee adopting the Oneida County “All Hazards Mitigation Plan” as an official plan.

Resolution #55-2016 – Offered by Forestry, Land, & Outdoor Recreation Committee regarding entering into an agreement with Wisconsin Department of Natural Resources for assistance with approved various outdoor recreation projects / activities.

Resolution # 56-2016 – Offered by Land Records Committee approving a 100 foot strip of land to be conveyed to adjoining landowner, William August Springhorn. Town of Lynne.

Resolution #57-2016 – Offered by Land Records Committee approving a 100 foot strip of land to be conveyed to pending buyers, Jeffrey S. Hanke and Lizabeth J. Hanke, Town of Newbold.

- **APPOINTMENTS TO COMMITTEES, COMMISSIONS AND OTHER ORGANIZATIONS:**

To appoint to the Local Emergency Planning Committee:

- Dana Sampson (St. Mary’s Hospital: 2251 N Shore Dr., Rhinelander) to replace Doug Duchac. LEPC/Hospital-First Aid Representative.
- Bruce Stefonek (Highway Dept. address) to replace Freeman Bennett. LEPC/Transportation Representative.
- Duff Damos (NRG Media: 3616 Highway 47 N, Rhinelander) to replace Walter Gander. LEPC Media Broadcast-Print Media Representative.

Motion/Second: Sorensen/Cushing to approve the consent agenda as presented. All "Aye" on voice, motion carries.

CONSIDERATION OF RESOLUTIONS & ORDINANCES:

(Returning) RESOLUTION # 47-2016

Resolution offered by the Land Records Committee.

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

WHEREAS, the tax foreclosed parcels identified in Exhibit A listed below have been offered for public sale pursuant to the procedures in Chapter 18 of the General Code of Oneida County, WI; and,

WHEREAS, the Land Records Committee has determined it would be in the best interest of Oneida County to convey the parcels by quit claim deed to the successful bidders listed in Exhibit A.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of Oneida County hereby approve the sale of the parcels listed in Exhibit A below to the successful bidders listed with any condition or terms listed in Exhibit A; and,

BE IT FURTHER RESOLVED, that upon receipt of the bid amount and recording fee from the successful bidders listed in Exhibit A, the County Clerk is authorized to sign and place the county seal upon a quit claim deed for the parcels listed in Exhibit A; and,

BE IT FURTHER RESOLVED, that the County Treasurer is authorized and instructed to assign to the successful bidder, at the time of issuance of the quit claim deed, all county certificates on the property sold.

Approved by the Land Records Committee this 9th day of August, 2016.

Offered and passage moved by Supervisors: Paszak, Zunker, Pence, Timmons and Oettinger.

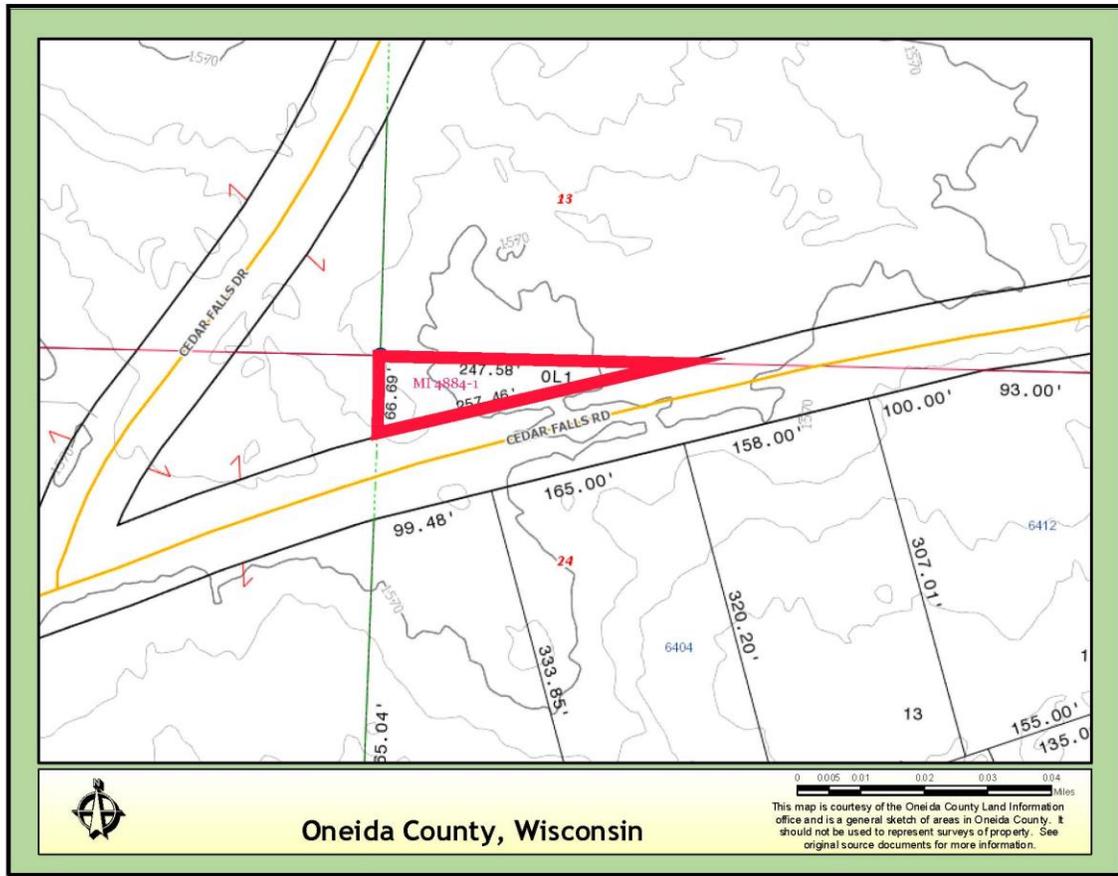
Parcel Identification Number: MI 4884-1

Bid Amount: \$200.00

Successful Bidder: David A Jobelius and Diane F Jobelius, husband and wife as joint tenants, 1024 N 8th AVE, Wausau WI 54401

Description: Outlot 1 of Bear Lake Woods, according to the recorded Plat thereof. Being in Oneida County Wisconsin. Subject to all reservations, restrictions and easements of record. Erection of buildings for human habitation and installation of soil absorption systems for septic tank effluent disposal shall be prohibited on Outlot 1 as stated on the Plat of Bear Lake Woods.

See map next page.



Roll Call Vote: 18 Ayes, 0 Nays, 3 Absent – Kelly, Freudenberg and VanRaalte.

Student Representative: 1 Aye.

Resolution #47-2016: adopted.

RESOLUTION # 58-2016

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

WHEREAS, the Highway Commissioner and Human Resource Director brought forward an issue of wage compression between the exempt assistant patrol superintendent position and the non-exempt mechanic/operator and equipment operator positions to the Public Works Committee; and

WHEREAS, the Public Works Committee did agree that there is a wage compression issue when non-exempt positions are assigned lead-person pay of two dollars (\$2.00) per hour, placing those non-exempt positions higher than the exempt assistant patrol superintendent position; and

WHEREAS, the Public Works Committee, Highway Commissioner and Human Resources Director recommended to the LRES Committee that in order to resolve the wage compression issue the assistant patrol superintendent position needed to be moved to a higher grade level on the exempt wage schedule; and

WHEREAS, the LRES Committee did agree with the Public Works Committee, Highway Commissioner and Human Resource Director that the assistant patrol superintendent position needed to be placed at a higher grade level on the exempt wage schedule.

NOW, THEREFORE, BE IT RESOLVED, by the Oneida County Board of Supervisors

that the Assistant Patrol Superintendent position be moved to Grade Level K of the Exempt Wage schedule, placing the incumbent employee at Step 9; and

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 2016 to reflect all projected costs for the positions as set forth in the fiscal impact statement which is attached hereto and made a part hereof with money to come from the Highway Department budget.

Approved by the Labor Relations Employee Services Committee this 12th day of September, 2016. Offered and passage moved by Supervisors: Fried, Paszak, Cushing, Hintz and Pederson

Resolved by the County Board of Supervisors this 20th day September, 2016.

**ONEIDA COUNTY
FISCAL IMPACT
ASSISTANT PATROL SUPERINTENDENT**

Level K, Step 9

Annual Cost Oct. 1-Dec 31

2016 Wage Rates, 2016 Health Insurance Rates

Assistant Patrol Superintendent

Wages	54,209	6,023
Social Security	4,147	461
Retirement	3,578	398
Health Insurance-Current Coverage	22,956	2,551
Life Insurance	275	31
Income Continuation Ins	-	0
Workers Comp	<u>1,962</u>	<u>218</u>
	87,128	9,681
Currently in Budget	<u>(78,628)</u>	(8,736)
	8,500	945

Revenue Source: Tax Levy

Roll Call Vote: 19 Ayes, 0 Nays, 2 – Absent – Freudenberg and VanRaalte

Student Representative: 1 Aye.

Resolution #58-2016: Adopted.

RESOLUTION # 59-2016

Resolution offered by the Supervisors of the Public Works Committee and Commission on Aging.

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

WHEREAS, local government in Wisconsin is responsible for about 90% of the road miles in the state; and

WHEREAS, Wisconsin's diverse economy is dependent upon county and town roads as well as city and village streets and transit systems across the state; and

WHEREAS, according to "Filling Potholes: A New Look at Funding Local Transportation

in Wisconsin,” commissioned by the Local Government Institute of Wisconsin (LGI) the condition of Wisconsin’s highways is now in the bottom third of the country; and

WHEREAS, state funding for local roads, transit systems and elderly & disabled transportation programs in Wisconsin has failed to keep up with costs over the past several decades which has adversely affected local transportation finances. According to “Filling Potholes,” municipal transportation spending has declined from \$275 per capita in 2000 to \$227 in 2012; and

WHEREAS, Mass Transit Operating Aids and County Elderly and Disabled Transportation assistance programs are funded through the state gas tax and vehicle registration user fee system. These programs are critical to ensuring that transportation services are delivered to vulnerable citizens. Proper funding for these programs helps ensure that all citizens have an opportunity to access the workplace as well as the marketplace; and

WHEREAS, levy limits do not allow local government to make up for the deterioration of state funding; and

WHEREAS, Wisconsin’s over-reliance on borrowing eats away at the state’s segregated funding sources – the state gas tax and vehicle registration fees – which increasingly pay debt service rather than fund transportation needs; and

WHEREAS, safety is a primary concern and responsibility of local governments across Wisconsin. Unfortunately, according to TRIP, a national non-profit transportation research group, Wisconsin had 347 non-interstate, rural road fatalities in 2013; and

WHEREAS, the Oneida County board/ council recognizes that our state highway and interstate system is the backbone of our surface transportation system and plays a vital role in the economy of Wisconsin. Both local and state roads need to be properly maintained in order for our economy to grow; and

WHEREAS, from a competitive standpoint Wisconsin motorists pay significantly less than any of our neighbors when you combine the annual cost of the state gas tax and vehicle registration fees; and

WHEREAS, the Transportation Finance and Policy Commission, appointed by the Governor and Legislature clearly found that if Wisconsin does not adjust its user fees, the condition of both our state and local roads and transit systems will deteriorate significantly over the next decade.

NOW, THEREFORE, BE IT RESOLVED by the Oneida County Board of Supervisors that the Board urges the Governor and Legislature to Just Fix It and agree upon a sustainable solution: one that includes a responsible level of bonding and adjusts our user fees to adequately and sustainably fund Wisconsin’s transportation system.

BE IT FURTHER RESOLVED, that the County Board of Supervisors directs the Clerk to send a copy of this resolution to our State Legislators and to Governor Scott Walker.

Approved by the Public Works Committee and Commission on Aging this 8th day of September, 2016.

Offered and passage moved by Supervisors: Jensen, Paszak, Holewinski, Timmons, Pederson, Freudenberg, Mott and Kelly.

Motion/Second: **Mott/ Young** to amend and insert after Line 48: “BE IT FURTHER RESOLVED, that new revenues gained through the sustainable solution (referenced in lines 46-47 of this resolution) be equitably distributed to towns, cities, and counties throughout the state.”

Roll Call Vote on motion: 18 Ayes, 1 Nay – Sorensen, 2 Absent – Freudenberg and VanRaalte.

Student Representative: 1 Nay.

Motion: Passes.

Roll Call Vote on Amended Resolution: 18 Ayes, 1 Nay – Sorensen and 2 Absent –

Freudenberg and VanRaalte.
Student Representative: 1 Aye.
Resolution #59-2016: Adopted.

RESOLUTION #60-2016 - REZONE PETITION #3-2016

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 #3-2016, (copy attached) which was filed August 2, 2016, 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 24, 2016 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 #04-Residential and Farming to District #05- Recreational on property described as SW ¼ of the SE ¼ lying west of Highway 51, Section 3, T37N, R6E, Town of Cassian, Oneida County, Wisconsin.

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

WHEREAS, the land owner requested the rezone to allow for occasional outdoor events such as car shows, Muscular Dystrophy Association, weddings, and family reunions, and;

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

WHEREAS, On August 24, 2016 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 9.86(F) 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 #3-2016:

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 #3-2016 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 #04-Residential and Farming to District #05-Recreational on property described as follows: SW ¼ of the SE ¼ lying west of Highway 51, Section 3, T37N, R6E, Town of Cassian, Oneida County, Wisconsin.

The County Clerk shall, within seven (7) days after adoption of Rezone Petition # 3-2016 by the Oneida County Board of Supervisors, cause a certified copy thereof to be transmitted by mail to Cassian Town Clerk.

Approved by the Planning and Development Committee this 7th day of September, 2016.
Offered and passage moved by Supervisors: Holewinski, Sorensen, Timmons, Fried and Hintz.

Roll Call Vote: 19 Ayes, 0 Nays, 2 – Absent – Freudenberg and VanRaalte.

Student Representative: 1 Aye.

Resolution #60-2016/Rezone Petition #3-2016: Enacted.

Closed session: It is anticipated that the Committee may meet in closed session pursuant to Wisconsin Statutes, Section 19.85(5)(e), deliberating or negotiating the purchase of public properties, the investing of public funds, or conducting other specified public business whenever competitive or bargaining reasons require a closed session.

(Topics):

- Possible Northeast WI Economic Development Corporation loan
- Offering county owned property for sale in NW-NW Section 34, Township 36 North, Range 7 East, Town of Woodboro.

A roll call vote will be taken to return to open session.

Per Chairman Hintz, the second topic will be taken first out of closed session per Corporation Counselor's advice. Closed session would only be needed if the County Board would like to discuss what the opening bid should be against the appraisals.

Motion/Second: Cushing/Paszak to end discussion and go with the approval Land Records Committee has given. All "ayes" on voice vote. Motion carries.

Romportl, Land Information, states for the record it will be listed at a minimum bid of 60,000 dollars.

Closed Session:

Motion/Second: Jensen/Timmons to enter into closed session. All "ayes" on voice vote.

Motion: Passes.

A motion was taken to return to open session.

Student Representative, Bess excused.

ANNOUNCEMENT OF ACTION TAKEN IN CLOSED SESSION. – No action taken in closed session.

Supervisor Holewinski excused at 11:55 am.

RESOLUTION #61-2016

Resolution offered by the Administration Committee.

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

WHEREAS, by the provision of Sec. 24.66 of the Wisconsin Statutes, all municipalities may borrow money for such purposes in the manner prescribed, and,

WHEREAS, by the provisions of Chapter 24 of the Wisconsin Statutes, the Board of

Commissioners of Public Lands of Wisconsin is authorized to make loans from the State Trust Funds to municipalities for such purposes. (Municipality as described by Sec. 24.60(2) of the Wisconsin Statutes means a town, village, city, county, public inland lake protection and rehabilitation district, town sanitary district created under Sec. 60.71 or 60.72, metropolitan sewerage district created under Sec. 200.05 or 200.23, joint sewerage system created under Sec. 281.43(4), school district or technical college district.)

NOW, THEREFORE, BE IT RESOLVED, that the County of Oneida, Wisconsin, borrow from the Trust Funds of the State of Wisconsin the sum of Fifteen Million and 00/100 Dollars (\$15,000,000.00) for the purpose of financing a pass-through loan to the Northeast Wisconsin Economic Development Corporation for purchase and renovation of a manufacturing facility and purchase of all capital equipment.

The loan is to be payable within 6.5 years from the 15th day of March preceding the date the loan is made. The loan will be repaid in annual installments with interest at the rate of 3.75 percent per annum from the date of making the loan to the 15th day of March next and thereafter annually as provided by law.

BE IT FURTHER RESOLVED that there shall be raised and there is levied upon all taxable property, within the County of Oneida, Wisconsin, a direct annual tax for the purpose of paying interest and principal on the loan as they become due.

BE IT FURTHER RESOLVED, that no money obtained by the County of Oneida by such loan from the state be applied or paid out for any other purpose except financing a pass-through loan to the Northeast Wisconsin Economic Development Corporation for purchase and renovation of a manufacturing facility and purchase of all capital equipment without the consent of the Board of Commissioners of Public Land.

BE IT FURTHER RESOLVED, that in the case the Board of Commissioners of Public Lands of Wisconsin agrees to make the loan, that the chairman and the clerk of the County of Oneida, Wisconsin, are authorized and empowered, in the name of the county to execute and deliver to the Commission, certificated of indebtedness, in such form as required by the Commission, for any sum of money that may be loaned to the county pursuant to this resolution. The chairman and the clerk of the county will perform all necessary actions to fully carry out the provisions of Chapter 24, Wisconsin Statutes, and these resolutions.

BE IT FURTHER RESOLVED, that this preamble and these resolutions and the aye and no vote by which they are adopted, be recorded, and that the clerk of this county forward this certified record, along with the application for the loan, to the Board of Commissioners of Public Lands of Wisconsin.

Offered and passage moved by Supervisor: Hintz, Jensen, Mott and Fried.

Brian Desmond, Corporation Counsel, states a motion needs to be made to Line 55 by adding the following language: "That the County Clerk and County Board Chairman complete and return the attached resolution for the BCPL loan" and attach the agreement presented today to be attached to resolution #61-2016." On the passing of Resolution #61-2016 each member of the Board in favor of the resolution will need to sign the original agreement/resolution.

Motion/Second: Jensen/Cushing to amend Resolution #61-2016 on Line 55 add the following language: "That the County Clerk and County Board Chairman complete and return the attached resolution for the BCPL loan" and attach the resolution/signatures presented today to be attached to resolution #61-2016."

Roll Call Vote on Motion: 18 Ayes, 0 Nays, 3 Absent – Freudenberg, VanRaalte and Holewinski.

Motion to Amend Resolution #61-2016: Passes.

Second Amendment to Resolution #61-2016: - Sorensen/Fried – to further resolve, the City and County enter into an agreement that if the loan becomes unpayable, the City will be responsible for 1/3 of the outstanding debt and Oneida County would be responsible for 2/3 of the outstanding debt.

Desmond, Corporation Counsel stated Supervisor Sorensen's amendment is out of order because we do not have the authority to require the City to do anything by action of this County Board.

Supervisor Young stated he came prepared to discuss the City's finances but stated the City has not discussed this project and due to the time constraints this would be a difficult thing to do at this time.

Discussion followed.

Roll Call Vote: 2 – Ayes -Zunker and Sorensen, 16 Nays, 3 Absent – Holewinski, VanRaalte and Freudenberg.

Motion: Fails.

Supervisor Mott asked Corporation Counsel to explain lines 31 – 33 of Resolution #61-2016. Desmond stated that he believes if the loan would fail, it would come back to the taxable interest of Oneida County to pay the loan.

Supervisor Young stated he feels this is one of the most important projects that have been considered in a while. Supervisor Young thanked Roger Luce, Economic Development, for all his work he put into this project.

Supervisor Young stated he is disgusted with Supervisor Freudenberg who left prior to this vote considering this development is in his district.

Mayor Richard J. Johns stated he supports a project like this for the City of Rhinelander and surrounding areas.

Roll Call Vote on Amended Resolution #61-2016: 17 Ayes, 1 Nay – Sorensen and 3 Absent – VanRaalte, Holewinski and Freudenberg.

Resolution # 61-2016: adopted

PUBLIC COMMENT: Janet Clark, Senator Ron Johnson's Office, commends the Oneida County Board for approving Resolution #61-2016.

OTHER BUSINESS: - none.

NEXT MEETING DATE AND TIME: October 18, 2016 @ 9:30 am.

(unless a motion is made to change the starting time).

ADJOURNMENT:

Motion/Second: Kelly/Young to adjourn at 1:05 pm. All "aye" on voice vote, motion carries.