

## **VILAS COUNTY BOARD PROCEEDINGS**

**NOVEMBER 13, 2012**

This annual meeting (pursuant to Wis. Stats. §59.11) of the Vilas County Board of Supervisors was held in the conference rooms located in the Vilas County Courthouse, 330 Court Street, Eagle River, WI.

### **CALL TO ORDER**

Vilas County Board Chairman Stephen Favorite called the assembly to order at 9:00 A.M. and instructed the Clerk to read aloud and insert into the minutes the following: Public meeting notice requirements were fulfilled by posting a notice of this meeting on bulletin boards located in the Vilas County Courthouse, Olson Memorial Library and Eagle River City Hall. Notice of this meeting was posted to the Vilas County Government website. All media outlets and members of the public requesting notification of this meeting were notified on November 13, 2012, at 8:45 A.M., more than twenty-four hours prior to the meeting.

The Clerk requested that all present silence their cell phones and pagers for the duration of the meeting.

### **PLEDGE OF ALLEGIANCE**

The Board Chair asked all in attendance to stand for the Pledge of Allegiance.

### **ROLL CALL**

Roll call found the following members present: Emil Bakka, Alden Bauman, Maynard Bedish, James Behling, Mary Kim Black, Edward Bluthardt, Jr., Ronald De Bruyne, Stephen Favorite, Charles Hayes, Sig Hjemvick, Lorin Johnson, Leon Kukanich, Christopher Mayer, Dennis Nielsen, Gary Peske, Charles Rayala, Jr., Kathleen Rushlow, Ralph Sitzberger, Erv Teichmiller and Linda Thorpe. Mark Rogacki was excused. The Clerk reported 20 Supervisors in attendance, constituting a quorum of the County Board.

### **APPROVAL OF THE 1<sup>st</sup> AMENDED AGENDA TO BE DISCUSSED IN ANY ORDER**

Motion by C. Rayala, seconded by R. De Bruyne to approve the 1<sup>st</sup> amended agenda, with the order of discussion to be at the Chair's discretion. All voted aye. Carried.

### **APPROVAL OF THE MINUTES OF THE OCTOBER 8, 2012 SPECIAL MEETING.**

Motion by E. Bakka, seconded by D. Nielsen to approve the minutes of the October 8, 2012 special meeting as presented. All voted aye. Carried.

### **OMIT READING OF ALL RESOLUTIONS AND ORDINANCES BY THE COUNTY CLERK UNLESS REQUESTED**

Motion by A. Bauman, seconded by K. Rushlow to omit the reading of all resolutions and ordinances by the Clerk, unless requested from the floor. All voted aye. Carried.

### **SUSPEND THE RULES TO ACT ON ANY RESOLUTIONS OR ORDINANCES RECEIVED AFTER THE TEN DAY DEADLINE**

Motion by R. De Bruyne, seconded by C. Rayala to suspend the rules to act on any resolution or ordinance received after the 10-day deadline, but received in time to list to the press and post. All voted aye. Carried.

## RESOLUTIONS TABLED OR POSTPONED TO A DAY CERTAIN

None

### COMMITTEE REPORTS

**Legislative & Judicial Committee:** J. Behling reported on an upcoming WCA resolution sponsored resolution. He also announced the resignation of the Assistant Corporation Counsel. The Corporation Counsel has approval to advertise for outside legal services to fill that vacancy.

**Personnel Committee:** L. Thorpe reported that the committee is considering many Human Resource issues. An employee suggestion box will be provided in 2013. A Paid Time Off (PTO) benefit will be considered in 2013. Several recent vacancies are slated to be filled internally.

**Finance & Budget Committee:** C. Mayer reported that the committee will keep the Board informed of financial policy decisions, as they are implemented. He presented a report, prepared by the Finance Director, indicating the County's current financial position. He also spoke regarding how a neighboring county dealt with their budget deficit.

**Zoning & Planning Committee:** C. Mayer presented a current Zoning Department activity report.

**Highway Committee:** C. Rayala reported complaints regarding the quality of the road gravel, used by the County. He thanked the Board for supporting an increase to the County's road maintenance budget. He also reported attendance at a recent Rustic Road meeting. He underscored the need for County representatives to keep in contact with Department of Transportation officials.

**North Central Wisconsin Regional Planning Commission:** R. Sitzberger reported that Marathon County was joining the Commission. He also recommended that the County and area Towns utilize the Commission to develop local transportation plans.

**Law Enforcement & Emergency Management Committee:** A. Bauman reported on the proposed Civil Service ordinance, slated for discussion later in the meeting.

**Commission on Aging:** E. Teichmiller reported all area ADRCs staffed and open. The Commission on Aging offices has a conference room available for County use.

**Public Health Board:** E. Teichmiller spoke about the proposed Dog License ordinance, which will be discussed later in the meeting. He praised Public Health staff for their quick response to recent public health concerns.

**Human Services/51.42 Board:** E. Teichmiller announced a reduction in the Human Services Board's projected budget deficit.

**Public Property Committee:** J. Behling updated the Board regarding exterior concrete stair and walk way repairs made to the Justice Center building. He reported that the committee was considering major repairs to the Justice Center parking garage floor in 2013.

**UW Extension:** D. Nielsen reported good attendance at a recent UW Extension open house, showcasing County departments.

**Economic Development Committee:** E. Bakka reported that the committee continues to work cooperatively with the Vilas County Economic Development Corporation, to bring new business and employment opportunities to Vilas County.

**Local Emergency Planning Committee (LEPC):** K. Rushlow will provide a comprehensive report of this committee's activities at the next Board meeting.

**Health Insurance Board of Trustees:** S. Favorite reported that the Trustees approved the addition of a Telehealth benefit. He also spoke about the creation of sub-tiers within the current health plan. The sub-tiers are benefit plans designed to enable participation by part-time County employees.

**Forestry, Recreation & Lands Committee:** S. Favorite relayed a request from a Lac du Flambeau group, to develop an ATV route on a County highway. The request was referred to the Highway Committee. He announced an upcoming joint meeting between the Forestry and Communication Committees. The joint meeting will consider tower site issues. S. Hjemvick reported that a recent donation to the Forestry Department enabled that department to replace an obsolete workboat.

**CLOSED SESSION:**

Motion by L. Thorpe, seconded by C. Rayala to enter into a Closed Session pursuant to Wis. Stat. §19.85(1)(g) for the purpose of conferring with legal counsel who is rendering oral or written advice concerning strategy to be adopted by the County Board with respect to litigation in which it is involved (Anne F. Driscoll claim). A roll call vote unanimously approved entering into Closed Session. Closed Session entered into at 9:33 A.M.

**RETURN TO OPEN SESSION:**

Motion by A. Bauman, seconded by E. Teichmiller to return to Open Session pursuant to Wis. Stat. §19.85(1)(g). A roll call vote unanimously approved returning to Open Session. Open Session resumed at 9:38 A.M.

**ALL RESOLUTIONS AND ORDINANCES, IN THEIR ENTIRETY, ARE ON FILE IN THE COUNTY CLERK'S OFFICE.**

The Board then acted on all resolutions and ordinances in the order as listed.

**RESOLUTION 2012 - 109**

**Re: Disallowance of Claim of Anne F. Driscoll**

**WHEREAS**, a Notice of Claim was filed on September 11, 2012 with the Vilas County Clerk's Office by Anne F. Driscoll; and

**WHEREAS**, the Notice of Claim alleges that unknown officers of the Vilas County Sheriff's Department were involved in an incident in Hurley, Wisconsin on June 22, 2012 in which the claimant's father was shot to death; and

**WHEREAS**, after review of this claim with the Executive, Ethics & Insurance Committee and the insurance company, it is recommended that the claim be denied.

**NOW, THEREFORE, BE IT RESOLVED** by the Vilas County Board of Supervisors in session this 13<sup>th</sup> day of November, 2012 that the claim of Anne F. Driscoll be and the same is hereby denied and no action on this claim may be brought against Vilas County or any of its offices, officials, agents or employees after six months from the date of service of this notice, pursuant to Wisconsin State Statutes, Section 893.80.

**BE IT FURTHER RESOLVED** that a copy of this resolution be forwarded to the claimant by certified mail, return receipt requested, as Notice of Disallowance.

**SUBMITTED BY: Executive, Ethics & Insurance Committee**

s/ Stephen Favorite, Chair

s/ Christopher Mayer

s/ Alden Bauman

s/ Erv Teichmiller

s/ Linda Thorpe

Motion by D. Nielsen, seconded by R. Sitzberger to adopt. Discussion. All voted aye. Carried.

**RESOLUTION 2012 – 110**

**Re: 2012 Wage Increase for Sheriff Department Civilian Staff**

**WHEREAS**, the Personnel Committee has reviewed the wages for the non-management civilian Sheriff Department employees of Vilas County; and

**WHEREAS**, the Personnel Committee recommends a 2% across the board increase for all non-management civilian Sheriff's Department employees, including Telecommunicators, Correction Officers, and Law Enforcement Clerks, effective September 30, 2012, in conjunction with a current mandatory 5.9% Wisconsin Retirement System employee contribution (see attached wage schedule); and

**WHEREAS**, the fiscal impact of this wage increase for the remainder of 2012, an unbudgeted amount, will be drawn from the Vilas County General Fund, not to exceed \$6,622.80; and

**WHEREAS**, a two-thirds vote of the County Board of Supervisors is required for a transfer of money from the General Fund.

**NOW, THEREFORE, BE IT RESOLVED** by the Vilas County Board of Supervisors in session this 13<sup>th</sup> day of November, 2012 that the non-management civilian staff of the Vilas County Sheriff Department shall receive a 2% across the board wage increase effective September 30, 2012.

**BE IT FURTHER RESOLVED**, that the amount of \$6,622.80 be transferred from the general fund for purposes of paying for this wage increase.

**SUBMITTED BY: Personnel Committee**

s/ Linda L. Thorpe, Chair

s/ James Behling

Ed Bluthardt

Steve Favorite

s/ Sig Hjemvick

M. Bedish and S. Favorite recused themselves and left the meeting room prior to any discussion or action taken on the resolution. Vice-Chair C. Mayer assumed leadership of the meeting.

Motion by L. Thorpe, seconded by A. Bauman to adopt. Discussion. 9 voted aye. 9 voted no: A. Bauman, E. Bakka, R. De Bruyne, C. Hayes, S. Hjemvick, L. Kukanich, C. Rayala, K. Rushlow and R. Sitzberger. Tie vote. Adoption failed. S. Favorite returned to chair the meeting.

**RESOLUTION 2012 – 111**

**Re: 2012 Wage Increase for ADRC Specialists**

**WHEREAS**, the Personnel Committee has reviewed the wages for the ADRC Specialists of Vilas County; and

**WHEREAS**, upon analysis of neighboring County wages for ADRC Specialists, the Personnel Committee recommends an increase in wages from \$16.66 per hour to a range of \$19.00 - \$22.00 per hour effective September 30, 2012 (see attached wage schedule); and

**WHEREAS**, the two existing ADRC Specialists' current wage will be evaluated and established by the Commission on Aging Interim Supervisor, the ADRC Regional Manager, and the Human Resources Manager; and

**WHEREAS**, the fiscal impact of this wage increase for the remainder of 2012 for the two

ADRC Specialists will be fully reimbursed by the State of Wisconsin, an amount not to exceed \$6,115.55.

**NOW, THEREFORE, BE IT RESOLVED** by the Vilas County Board of Supervisors in session this 13<sup>th</sup> day of November, 2012 that the ADRC Specialists of Vilas County shall receive a wage increase to \$19-\$22/hour, effective September 30, 2012.

**SUBMITTED BY: Personnel Committee**

s/ Linda L. Thorpe, Chair

s/ James Behling

s/ Ed Bluthardt

s/ Steve Favorite

s/ Sig Hjemvick

Motion by E. Teichmiller, seconded by L. Thorpe to adopt. Discussion. A roll call vote returned the following results. 18 voted aye: E. Bakka, A. Bauman, M. Bedish, J. Behling, M. K. Black, E. Bluthardt, S. Favorite, C. Hayes, S. Hjemvick, L. Johnson, L. Kukanich, C. Mayer, D. Nielsen, G. Peske, K. Rushlow, R. Sitzberger, E. Teichmiller and L. Thorpe. 2 voted no: R. De Bruyne and C. Rayala. Carried.

**RESOLUTION 2012 – 112**

**Re: County Aid Culvert on Little Arbor Vitae Drive – Station 1+00 – Town of Arbor Vitae**

**WHEREAS**, the culvert located on Little Arbor Drive – Station 1+00 in the Town of Arbor Vitae has been deemed a traffic hazard by the Town Board of Arbor Vitae and the Vilas County Highway Commissioner; and

**WHEREAS**, the Town Board of Arbor Vitae and the Vilas County Highway Commissioner have deemed it necessary to repair the culvert, because it is a traffic hazard; and

**WHEREAS**, the Town Board of Arbor Vitae hereby submits the actual cost of replacing these culverts in the amount of \$1,500.00; and

**WHEREAS**, pursuant to Wis Stat. 81.38, the County shall pay the cost in excess of \$750.00 up to \$1,500.00 and the Town and County shall each pay one-half of the cost of construction or repair above \$1,500.00.

**NOW, THEREFORE BE IT RESOLVED** by the Vilas County Board of Supervisors in session this 13th day of November, 2012 that the Vilas County Highway Department pay the amount of \$750.00 to defray its share of such culvert repair, and charge it to the County Aid Bridge Fund Account.

**SUBMITTED BY: Vilas County Highway Department**

s/ Charles Rayala Jr., Chair

s/ Alden Bauman

s/ Kathleen Rushlow

s/ Chris Mayer

s/ Ronald De Bruyne

Motion by C. Rayala, seconded by A. Bauman to adopt. Discussion. All voted aye. Carried.

**RESOLUTION 2012 - 113**

**Re: County Aid Culvert on Little Arbor Vitae Drive – Station 13+00 – Town of Arbor Vitae**

**WHEREAS**, the culvert located on Little Arbor Drive – Station 13+00 in the Town of Arbor Vitae has been deemed a traffic hazard by the Town Board of Arbor Vitae and the Vilas County Highway Commissioner; and

**WHEREAS**, the Town Board of Arbor Vitae and the Vilas County Highway Commissioner have deemed it necessary to repair the culvert, because it is a traffic hazard; and

**WHEREAS**, the Town Board of Arbor Vitae hereby submits the actual cost of replacing these culverts in the amount of \$1,500.00; and

**WHEREAS**, pursuant to Wis Stat. 81.38, the County shall pay the cost in excess of \$750.00 up to \$1,500.00 and the Town and County shall each pay one-half of the cost of construction or repair above \$1,500.00.

**NOW, THEREFORE BE IT RESOLVED** by the Vilas County Board of Supervisors in session this 13th day of November, 2012 that the Vilas County Highway Department pay the amount of \$750.00 to defray its share of such culvert repair, and charge it to the County Aid Bridge Fund Account.

**SUBMITTED BY: Vilas County Highway Department**

s/ Charles Rayala Jr., Chair

s/ Alden Bauman

s/ Kathleen Rushlow

s/ Chris Mayer

s/ Ronald De Bruyne

Motion by C. Rayala, seconded by E. Bakka to adopt. Discussion. All voted aye. Carried.

**RESOLUTION 2012 – 114**

**Re: County Aid Culvert on Snyder Road– Town of Arbor Vitae**

**WHEREAS**, the culvert located on Snyder Road in the Town of Arbor Vitae has been deemed a traffic hazard by the Town Board of Arbor Vitae and the Vilas County Highway Commissioner; and

**WHEREAS**, the Town Board of Arbor Vitae and the Vilas County Highway Commissioner have deemed it necessary to repair the culvert, because it is a traffic hazard; and

**WHEREAS**, the Town Board of Arbor Vitae hereby submits the actual cost of replacing these culverts in the amount of \$2,496.93; and

**WHEREAS**, pursuant to Wis Stat. 81.38, the County shall pay the cost in excess of \$750.00 up to \$1,500.00 and the Town and County shall each pay one-half of the cost of construction or repair above \$1,500.00.

**NOW, THEREFORE BE IT RESOLVED** by the Vilas County Board of Supervisors in session this 13th day of November, 2012 that the Vilas County Highway Department pay the amount of \$1,248.47 to defray its share of such culvert repair, and charge it to the County Aid Bridge Fund Account.

**SUBMITTED BY: Vilas County Highway Department**

s/ Charles Rayala Jr., Chair

s/ Alden Bauman

s/ Kathleen Rushlow

s/ Chris Mayer

s/ Ronald De Bruyne

Motion by E. Teichmiller, seconded by R. Sitzberger to adopt. Discussion. All voted aye. Carried.

**RESOLUTION 2012 – 115**

**Re: County Aid Culvert on Schuman Road– Town of Arbor Vitae**

**WHEREAS**, the culvert located on Schuman Road in the Town of Arbor Vitae has been deemed a traffic hazard by the Town Board of Arbor Vitae and the Vilas County Highway Commissioner; and

**WHEREAS**, the Town Board of Arbor Vitae and the Vilas County Highway Commissioner have deemed it necessary to repair the culvert, because it is a traffic hazard; and

**WHEREAS**, the Town Board of Arbor Vitae hereby submits the actual cost of replacing these culverts in the amount of \$2,544.78; and

**WHEREAS**, pursuant to Wis Stat. 81.38, the County shall pay the cost in excess of \$750.00 up to \$1,500.00 and the Town and County shall each pay one-half of the cost of construction or repair above \$1,500.00.

**NOW, THEREFORE BE IT RESOLVED** by the Vilas County Board of Supervisors in session this 13th day of November, 2012 that the Vilas County Highway Department pay the amount of \$1,272.39 to defray its share of such culvert repair, and charge it to the County Aid Bridge Fund Account.

**SUBMITTED BY: Vilas County Highway Department**

s/ Charles Rayala Jr., Chair

s/ Alden Bauman

s/ Kathleen Rushlow

s/ Chris Mayer

s/ Ronald De Bruyne

Motion by R. De Bruyne, seconded by K. Rushlow to adopt. Discussion. All voted aye. Carried.

**RESOLUTION 2012 - 116**

**Re: Vilas County Participation in the WIPLFI Wage Study**

**WHEREAS**, the Personnel Committee and the Human Resources Manager have determined the need for Vilas County to obtain benchmark data of private and public sector compensation levels for current County positions; and

**WHEREAS**, a well-designed base compensation program will provide Vilas County better control over salary expenditures to help maintain a proper balance in the relationship between base pay levels and the relative internal value of jobs and the external labor market; and

**WHEREAS**, Vilas County's current wage scales have been established through years of

collective bargaining, and no formal, comprehensive wage evaluation has been conducted; and

**WHEREAS**, the Personnel Committee and Human Resources Manager recommends the utilization of WIPFLI Financial out of Wausau, Wisconsin to provide these consulting services in an amount not to exceed \$15,000.00 (see attached Engagement Letter); and

**WHEREAS**, there are adequate funds within the 2012 Human Resources Professional Services budget to cover the cost of this wage study.

**NOW, THEREFORE, BE IT RESOLVED** by the Vilas County Board of Supervisors in session this 13<sup>th</sup> day of November, 2012 that the Personnel Committee and Human Resources Manager are authorized, based on the attached proposal to hire WIPFLI Financial to provide wage study consulting services to the County, at a cost not to exceed \$15,000.00.

**BE IT FURTHER RESOLVED** that the cost of Project shall be taken from the 2012 Human Resources Professional Services budget line.

**SUBMITTED BY: Personnel Committee**

s/ Linda Thorpe, Chair

s/ James Behling

s/ Ed Bluthardt

s/ Steve Favorite

s/ Sig Hjemvick

Motion by E. Bluthardt, seconded by R. De Bruyne to adopt. Discussion. 13 voted aye. 7 voted no: E. Bakka, A. Bauman, M. Bedish, D. Nielsen, G. Peske, E. Teichmiller and R. Sitzberger. Carried.

#### **RESOLUTION 2012 - 117**

#### **Re: Wisconsin Lock and Load Prisoner Transports, LLC Contract**

**WHEREAS**, in an effort to reduce costs associated with out of county prisoner transports, the Sheriff has identified the need to enter into a contract for this service; and

**WHEREAS**, Wisconsin Lock and Load Prisoner Transports, LLC has provided the Sheriff with a written contract to perform out of county transports. Wisconsin Lock and Load Prisoner Transports, LLC indicates the county can save 30% on transports by using their services; and

**WHEREAS**, the contract period will be for (1) year with (2) one year renewal options, resulting in a contract term of (3) years. The total annual cost for FY2013 will be \$84,699.96. For FY2014 and FY2015 the percentage of increase shall not exceed more than 3% annually; and

**WHEREAS**, the Vilas County Law Enforcement and Emergency Management Committee recommends approval of a contract for out of county transports with Wisconsin Lock and Load Prisoner Transports, LLC; and

**WHEREAS**, the Vilas County Law Enforcement and Emergency Management Committee recommend reducing the overtime expense line (100.52101.153) in the Sheriff's 2013 budget by \$84,699.96, and increase the contractual services expense line (100.52101.201) in the Sheriff's 2013 budget by \$84,699.96, to offset this contract and not impact the levy.

**NOW, THEREFORE, BE IT RESOLVED** by the Vilas County Board of Supervisors in session this 13<sup>th</sup> day of November 2012 authorize the Sheriff to contract with Wisconsin Lock and Load Prisoner Transports, LLC for out of county prisoner transport beginning on January 1, 2013.

**SUBMITTED BY: Law Enforcement and Emergency Management Committee**

Mark Rogacki, Chair  
s/ Alden Bauman  
s/ James Behling  
s/ Sigurd Hjemvick  
Christopher Mayer

Motion by A. Bauman, seconded by R. De Bruyne to adopt. Discussion. All voted aye. Carried.

**RESOLUTION 2012 - 118**

**RE: COUNTY-TRIBAL LAW ENFORCEMENT AGREEMENT 2013**

**WHEREAS** Wisconsin Statutes § 165.90 provides money to support cooperative law enforcement programs between counties and tribal governments; and

**WHEREAS**, such a cooperative law enforcement program and agreement has been in effect since 1991 between Vilas County and the Lac du Flambeau Band of Lake Superior Chippewa Indians; and

**WHEREAS**, Vilas County believes that this cooperative program has been successful and of mutual benefit to the parties, with the end result being better law enforcement and a safer community; and

**WHEREAS**, Vilas County wishes to continue this cooperative program in 2013, contingent upon the same being approved by the Lac du Flambeau Band of Lake Superior Chippewa Indians; and

**WHEREAS**, said funds must be expended as stipulated in the grant.

**NOW, THEREFORE, BE IT RESOLVED** by the Vilas County Board of Supervisors in session this 13th day of November 2012 that Vilas County is hereby authorized to apply for state funding pursuant to Wis. Stat. § 165.90 and that the County Board Chairman or his designee is authorized to sign the grant application and subsequent cooperative agreement, a copy of which is attached hereto.

**SUBMITTED BY: Vilas County Supervisors**

Mark Rogacki, Chair Law Enforcement Committee  
s/ Alden Bauman, Chair County-Tribal Concerns Committee

Motion by D. Nielsen, seconded by S. Hjemvick to adopt. Discussion. All voted aye. Carried.

**RESOLUTION 2012 - 119**

**Re: 2013 Vilas County Library Service Agreement**

**WHEREAS**, Vilas County is a member of the Northern Waters Library Service; and

**WHEREAS**, the County enters into an annual agreement with the Northern Waters Library Service to fulfill the requirements of Chapter 43 of the Wisconsin Statutes, as set forth in the attached agreement; and

**WHEREAS**, the 2013 County Library Service Fee for Vilas County is \$18,271.00, which will be included in the 2013 Vilas County Budget.

**NOW, THEREFORE, BE IT RESOLVED** by the Vilas County Board of Supervisors in

session this 13<sup>th</sup> day of November, 2012 that the attached agreement between Northern Waters Library Service and Vilas County is hereby approved and the Chair of the Vilas County Board of Supervisors is authorized to sign the same.

**SUBMITTED BY: Vilas County Supervisor**  
s/ Stephen Favorite, Board Chair

Motion by R. De Bruyne, seconded by E. Teichmiller to adopt. Discussion. All voted aye. Carried.

Board Chairman S. Favorite excused himself from the meeting. Vice-Chair C. Mayer assumed leadership of the meeting.

### **RESOLUTION 2012 – 120**

**Re: Wm. Wrigley Jr. Company Foundation Community Service Grant**

**WHEREAS**, lack of access to dental care was identified as a health priority in Vilas County's Community Health Improvement Plan; and

**WHEREAS**, Vilas County is a federally designated Dental Health Professional Shortage area; and

**WHEREAS**, Vilas County children surveyed have a higher rate of untreated dental decay compared to the rest of the State of Wisconsin; and

**WHEREAS**, Vilas County children have a higher rate of caries history compared to the rest of the State of Wisconsin; and

**WHEREAS**, Northwoods Dental Project received Medical Assistance Income Augmentation Funding in 2007 to establish a sustainable oral health prevention program; and

**WHEREAS**, other funding sources will be explored to help sustain this program; and

**WHEREAS**, the Northwoods Dental Program can apply to Wm. Wrigley Jr. Company Foundation for up to \$5,000.00; and

**WHEREAS**, these funds will be used to support the Northwoods Dental Project.

**NOW, THEREFORE, BE IT RESOLVED** by the Vilas County Board of Supervisors in session this 13th day of November, 2012 that the Vilas County Health Department is authorized to apply for the Wm. Wrigley Jr. Company Foundation grant funds on an annual basis, without further County Board approval, as long as no matching funds are required.

**SUBMITTED BY: Vilas County Public Health Board**

s/ Erv Teichmiller, Chair

s/ Linda Thorpe

s/ Emil Bakka

s/ Mary Kim Black

s/ Gary Peske

Michael Schaars, MD

s/ Daniel Paretsky, D.V.M.

Phillip Epping, Ph.D

s/ Laura Magstadt

Motion by E. Teichmiller, seconded by M. K. Black to adopt. Discussion. All voted aye. Carried.

**RESOLUTION 2012 – 121**

**Re: Designation of Authorized Agent for Effective Recycling Program**

**WHEREAS**, the Wisconsin Department of Natural Resources (“Agency”) has been authorized to make grants/funds available to Vilas County Zoning & Planning Committee through the State of Wisconsin Effective Recycling Program; and

**WHEREAS**, Vilas County hereby requests financial assistance under §287.23 and §287.24 Wis. Stats., Chapters NR 542 and NR 544 Wisconsin Administrative Code, for the purpose of planning, constructing, or operating a recycling program with one or more components specified in §287.11(2)(a) to (h), Wis. Stats.,

**NOW, THEREFORE, BE IT RESOLVED** by the Vilas County Board of Supervisors in session this 13<sup>th</sup> day of November, 2012 that we authorize the Zoning and Planning Committee Chair and/or designee to submit an application to the Department of Natural Resources for financial assistance under §287.23, and §287.24, Wis. Stats., Chapter NR 542 and NR 544, Wisconsin Administrative Code; sign necessary documents; and submit a final report.

**BE IT FURTHER RESOLVED** that the Zoning Department is authorized to take all necessary action to undertake, direct and complete an approved grant.

**SUBMITTED BY: Zoning & Planning Committee**

s/ Chris Mayer, Chair

s/ Steve Favorite

s/ Chuck Hayes

s/ Lorin Johnson

s/ Kathleen Rushlow

Motion by G. Peske, seconded by L. Thorpe to adopt. Discussion. All voted aye. Carried.

Board Chairman S. Favorite returned to chair the meeting.

**RESOLUTION 2012 – 122**

**Re: Extend Vilas County Outdoor Recreation Plan**

**WHEREAS**, the Vilas County Outdoor Recreation Plan provides the basis for funding requests for outdoor recreation related projects by the State of Wisconsin; and

**WHEREAS**, Vilas County wishes to be eligible to apply for DNR matching funds in 2013 for projects listed in the 2008-2012 Vilas County Outdoor Recreation Plan; and

**WHEREAS**, the 2013-2018 Vilas County Outdoor Recreation Plan will not be ready until after May of 2013; and

**WHEREAS**, the Vilas County Forestry, Recreation & Land Committee recommends that the Vilas County Board of Supervisors re-adopt the existing 2008-2012 Vilas County Outdoor Recreation Plan without change, and extend the Plan’s effective date until 31 December 2013.

**NOW, THEREFORE, BE IT RESOLVED** by the Vilas County Board of Supervisors in session this 13<sup>th</sup> day of November, 2012 that the 2008-2012 Vilas County Outdoor Recreation Plan is re-adopted to be effective through 31 December 2013.

**SUBMITTED BY: Forestry, Recreation & Land Committee**

Stephen Favorite, Chair

s/ Sig Hjemvick

s/ Leon Kukanich  
s/ Ralph Sitzberger  
s/ Charles Rayala, Jr.

Motion by R. Sitzberger, seconded by S. Hjemvick to adopt. Discussion. All voted aye. Carried.

### **RESOLUTION 2012 – 123**

#### **Re: Supporting Adequate Funding for Rail Preservation**

**WHEREAS**, Vilas County is a member of the Northwoods Rail Transit Commission; and

**WHEREAS**, the Northwoods Rail Transit Commission's mission statement is: "To sustain and enhance safe, reliable and efficient rail service critical to the businesses, communities, and economies in northern Wisconsin and the Upper Peninsula of Michigan; and

**WHEREAS**, rail lines in northern Wisconsin have been reduced and eliminated over the years, forcing increasingly heavier truck traffic to move goods from point to point; and

**WHEREAS**, the Wisconsin Department of Transportation oversees surface transportation as part of their statutory authority; and

**WHEREAS**, the Wisconsin Department of Transportation created a Freight Railroad Preservation Program to help communities and shippers preserve freight rail service during an era when widespread railroad bankruptcies and line abandonments threatened the availability of rail service in Wisconsin; and

**WHEREAS**, the Freight Rail Preservation Program provides grants to local units of government, industries, and railroads for the purpose of preserving essential rail lines and rehabilitating them following purchase, and

**WHEREAS**, the 2009-2011 state budget provided \$60 million for the biennium in bonding authority for the Freight Rail Preservation Program; and

**WHEREAS**, the 2011-2013 state biennium budget for the Freight Rail Preservation Program was reduced to \$30 million; and

**WHEREAS**, the Northwoods Rail Transit Commission has gone on record supporting increased funding for the Freight Rail Preservation Program.

**NOW, THEREFORE, BE IT RESOLVED** by the Vilas County Board of Supervisors in session this 13<sup>th</sup> day of November, 2012, that we support increased funding from the 2011-2013 biennium budget amount to \$90 million for the Freight Rail Preservation Program.

**BE IT FURTHER RESOLVED** that copies of this resolution be sent to Governor Scott Walker, Secretary of Transportation Mark Gottlieb, State Senator Jim Holperin, State Representative Dan Meyer and the Northwoods Rail Transit Commission.

**SUBMITTED BY: Vilas County Supervisor**

s/ Ralph Sitzberger  
s/ Edward Bluthardt, Jr.

Motion by R. Sitzberger, seconded by E. Bakka to adopt. Discussion. All voted aye. Carried.

General Code of Vilas County

### **ORDINANCE 2012 – 5A**

**Re: Chapter 10, Animal Control and Welfare**

**WHEREAS**, Chapter 10 of the Vilas County Code of Ordinances, Section 10.07, Dog

License Tax, identifies the process by which the Dog License Tax is set; and

**WHEREAS**, there is a lack of uniformity across the County as to the amount of Dog License Tax being assessed the Towns and City of Eagle River from between \$3.00 and \$8.00, and \$5.00 and \$10.00; and

**WHEREAS**, the Vilas County Health Department has the responsibility of paying for investigation of dog bites and impounding unlicensed dogs to determine that they are rabies free, and the cost of impounding unlicensed dogs most years exceeds the amount of money received by the County from its share of the Dog License Tax; and

**WHEREAS**, Wis. Stat. §174.05(3) states that “The governing body of any county... may by a majority vote of the members present at any regular meeting raise the minimum dog license tax on dogs within its jurisdiction...If the governing body of any county...increases the minimum tax, it shall provide that the tax for unneutered male dogs and unspayed female dogs is greater than the tax for neutered male dogs and spayed female dogs. The additional tax may not exceed the total cost of all dog licensing, regulating and impounding activities for the previous year...” and;

**WHEREAS**, the attached amendment raises the minimum dog license tax from \$3.00 to \$5.00 for a neutered male or spayed female dog, and from \$8.00 to \$10.00 for an unneutered male or unspayed female dog and is intended to make the Dog License Fee uniform across the entire County and to raise additional revenue for the County.

**NOW, THEREFORE, THE VILAS COUNTY BOARD OF SUPERVISORS IN SESSION THIS 13<sup>TH</sup> DAY OF NOVEMBER, 2012, DOES ORDAIN AS FOLLOWS:**

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

**Section 2:** This ordinance shall take effect upon passage and publication as provided by law.

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

**Section 4.** Section 10.07 of the Vilas County General Code, Vilas County Animal Control and Welfare Ordinance, is hereby amended as set forth in the attached document.

**SUBMITTED BY: Public Health Board**

s/ Erv Teichmiller, Chair

s/ Linda Thorpe

s/ Emil Bakka

s/ Mary Kim Black

s/ Gary Peske

Michael Schaars, MD

s/ Daniel Paretsky, D.V.M.

Phillip Epping

s/ Laura Magstadt, RN

Motion by E. Teichmiller, seconded by E. Bakka to adopt. Discussion. All voted aye. Carried.

General Code of Vilas County  
**ORDINANCE 2012 – 6**  
*As amended by the Vilas County Board*

**Re: Civil Service Ordinance**

**WHEREAS**, the County may adopt a civil service ordinance pursuant to Wis. Stat. §59.26(8) to establish a civil service commission that oversees the hiring/appointment, promotion, demotion and discipline for Sheriff's Office positions including the Chief Deputy, Jail Administrator, Sheriff's Deputies, Correction Officers, Captain and Lieutenants; and

**WHEREAS**, a civil service ordinance may provide for employee grievance procedures and disciplinary actions unless an otherwise covered employee is subject to a union bargaining agreement provision that provides for a different method of resolving grievances related to suspension, demotion or dismissal; and

**WHEREAS**, the undersigned Committees recommend creating a civil service ordinance, as set forth in the attached document.

**NOW, THEREFORE, THE VILAS COUNTY BOARD OF SUPERVISORS IN SESSION THIS 13<sup>TH</sup> DAY OF NOVEMBER, 2012, DOES ORDAIN AS FOLLOWS:**

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

**Section 2:** This ordinance shall take effect upon passage and publication as provided by law.

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

**Section 4.** Chapter 4 of the Vilas County General Code, Vilas County Civil Service Ordinance, is hereby created as set forth in the attached document.

**SUBMITTED BY: Law Enforcement and Emergency Management Committee**

Mark Rogacki, Chair

s/ Al Bauman

s/ Jim Behling

s/ Lorin Johnson

s/ Chris Mayer

**SUBMITTED BY: Personnel Committee**

s/ Linda Thorpe

s/ Jim Behling

s/ Ed Bluthardt, Jr.

s/ Stephen Favorite

s/ Sig Hjemvick

Motion by C. Rayala, seconded by L. Thorpe to adopt. Discussion. Amendments to the ordinance are numbered in the order that they were introduced.

**Amendment #1.** Motion by C. Mayer, seconded by J. Behling to amend the ordinance on page 1, Section I, B by changing the rank order as follows: ...**including these job classes in part-time and limited term statuses: Chief Deputy, Jail Administrator, Captain, Captain, Jail Administrator, Lieutenant, Detective Sergeant, Deputy Sheriff, Jail Sergeant, Jailer.** Discussion. 19 voted aye. 1 voted no: E. Bluthardt. Amendment carried.

**Amendment #2.** Motion by C. Mayer, seconded by S. Favorite to amend the ordinance on page 1, Section II, B by inserting the following sentence: **... all legal residents of Vilas County. No two members shall reside within the same town.** Discussion. Motion withdrawn by its maker. Motion by C. Mayer, seconded by J. Behling to amend the ordinance on page 1, Section II, B by inserting the following sentence: **... all legal residents of Vilas County. No two members shall reside within the same town or city.** Discussion. All voted aye. Amendment carried.

**Amendment #3.** Motion by C. Mayer, seconded by S. Favorite to amend the ordinance on page 2, Section III, C, second sentence, to read as follows: **All competitors rated at the minimum or higher hereinbefore established...** Discussion. All voted aye. Amendment carried.

**Amendment #4.** Motion by C. Mayer, seconded by J. Behling to amend the ordinance on page 2, Section IV, A (1) to read as follows: **Be over 21 18 years of age.** Discussion. A roll call vote on the amendment returned the following results: 8 voted aye: A. Bauman, J. Behling, M. K. Black, R. De Bruyne, C. Mayer, R. Sitzberger, E. Teichmiller and S. Favorite. 12 voted no: E. Bakka, M. Bedish, E. Bluthardt, C. Hayes, S. Hjemvick, L. Johnson, L. Kukanich, D. Nielsen, G. Peske, C. Rayala, K. Rushlow and L. Thorpe. Amendment failed.

**Amendment #5.** Motion by C. Mayer, seconded by J. Behling to amend the ordinance on page 3, section V, 4, third sentence to read as follows: **The Human Resources Manager Sheriff's Department will notify the interviewing applicants and the members of the Civil Service Commission of the interview date.** Discussion. All voted aye. Amendment carried.

**Amendment #6** Motion by C. Mayer, seconded by J. Behling to amend the ordinance on page 7, Section IX, C, first sentence to read as follows: **Promotions to the rank of Lieutenant will be from the ranks of those Deputy Sheriffs, Jailers and/or Sergeants, according to the specific assignment of the position, employed full-time with a minimum of ~~ten (10)~~ four (4) years of continuous service with the Vilas County Sheriff's Department...** Discussion. All voted aye. Amendment carried.

**Amendment #7** Motion by C. Mayer, seconded by S. Favorite to amend the ordinance on page 13, Section XVII, F by adding a fifth qualification and renumbering as indicated: **4. Have a minimum of 4 years supervisory experience. and 4. 5. If there are less than three (3) internal applicants who meet qualifications...** Discussion. All voted aye. Amendment carried.

**Amendment #8** Motion by C. Mayer, seconded by K. Rushlow to amend the ordinance on page 9, Section XIII, G, to read as follows: **The Sheriff may establish an on-call list of ~~casual~~ part-time employees to be used as relief Jailers...** Discussion. All voted aye. Amendment carried.

**Amendment #9** Motion by S. Hjemvick, seconded by D. Nielsen to amend the ordinance on page 7, Section IX, C, to read as follows: **Promotions to the rank of Lieutenant will be from the ranks of those Deputy Sheriffs, ~~Jailers~~ and/or Sergeants, according to the specific assignment of the position...** Discussion. 14 voted aye. 6 voted no: J. Behling, M. K. Black, R. De Bruyne, S. Favorite, C. Mayer and K. Rushlow. Amendment carried.

**Amendment #10** Motion by J. Behling, seconded by K. Rushlow to amend the ordinance on page 8, Section XIII, A, to read as follows: **No full-time person holding the office of...** Discussion. All voted aye. Amendment carried. All voted aye on the ordinance as amended. Carried.

## **RESOLUTION 2012 – 124**

*As amended by the Vilas County Board*

### **Re: Voluntary Reduction in Force**

**WHEREAS**, the proposed Vilas County 2013 Budget includes a reduction in head count of full and part time positions resulting in the involuntary lay-off of County employees; and

**WHEREAS**, on September 18, 2012 the County Board rejected Resolution 2012-96 Voluntary Reduction in Force; and

**WHEREAS**, the attached Voluntary Reduction in Force program and policy would allow employees to exit the organization on a completely voluntary basis in exchange for a lump-sum payment calculated by the employee's annual salary and years of service, payable in exchange for a signed release of claims; and

**WHEREAS**, a voluntary reduction in force is preferable to the involuntary lay-off of County employees; and

**WHEREAS**, a voluntary reduction in force will help accomplish many of the same budgeting goals.

**NOW, THEREFORE, BE IT RESOLVED** by the Vilas County Board of Supervisors in session this 13th day of November, 2012 that the attached Voluntary Reduction in Force policy is hereby approved and will be in effect until further action of the full Board.

**BE IT FURTHER RESOLVED** existing resolutions, ordinances, codes, or portions thereof that are in conflict with this Resolution shall be and are hereby repealed to the extent that any conflict exists.

SUBMITTED BY: **County Board Supervisor**  
s/ Ron De Bruyne

**Vilas County Voluntary RIF**

(As amended at the November 13, 2012 County Board Meeting)

The program intent is to allow for voluntary reductions in force (RIF) for employees of Vilas County. This voluntary reduction in force separation program facilitates an employee's transition to retirement or early separation at-will and provides access to the pursuit of other career opportunities, creates opportunities for Vilas County restructuring and assists Vilas County in meeting its fiscal responsibilities. Use of this program has the same objective as other downsizing initiatives, that is, to allow Vilas County to minimize the impact of downsizing by allowing employees to volunteer to be separated in lieu of another employee who may be involuntarily separated by RIF procedures. This program sets forth the framework under which employees can volunteer to be separated in order to save other employees from RIF.

**APPLICABILITY**

All full-time employees, represented and non-represented (excluding sworn law enforcement subject to WPPA bargaining agreement), are eligible to participate in the voluntary RIF.

**POLICY**

At its discretion, Vilas County will initiate a voluntary RIF separation program. This program may become necessary because of a lack of work or funds, or whenever it is advisable in the interest of economy to reduce the number of regular employees. This program's first step is to seek the necessary staff reductions through voluntary methods. This program is designed to benefit both Vilas County and its employees.

Volunteering for RIF separation under this policy is strictly a voluntary action on the part of any employee to whom this option is offered. Such employee shall not be forced or coerced in any way to volunteer for RIF separation.

This policy is only in effect for the dates indicated below. The County reserves the right to alter or terminate this policy at any time, with the exception of the specific offer and dates below.

## **PROCEDURES**

- a. Vilas County may, in accordance with the principles of this policy, attempt to reduce the number of employees within a department or job classification in order to avoid involuntary layoffs, by seeking separation volunteers.
- b. In accordance with the ADEA, all eligible employees will be given a 45 day window in which to consider this voluntary RIF. If an employee elects to participate in the RIF, that employee must notify the Human Resources Department, by completing the department-issued form, no later than the stated deadline. During this 45 day window, employees are encouraged to consider whether this agreement is right for them, and to consult an attorney, of their own choosing and at their own cost, if so desired.
- c. Employees electing to participate will have a seven (7) day revocation period following the execution of the agreement, wherein the individual may revoke the agreement. The RIF agreement shall not become effective or enforceable until after the revocation period has expired.
- d. If the RIF program is approved by the Vilas County Board of Supervisors at their November 13, 2012 meeting, formal notice will be distributed to all eligible employees within three (3) days following that meeting. In accordance with the 45 day window, all notifications to Human Resources will be due no later than January 2, 2013.
- e. To be eligible for RIF payment, all participating employees must sign a Release of Claims and a statement of their understanding that their action is irrevocable once they have submitted their signed RIF application and surpassed the seven (7) day revocation period.
- f. All approved RIF agreements will take effect on January 18, 2013.
- g. Vilas County may cancel the action if necessary.
- h. RIF payments will be in lump-sum form, and will be deposited into the same account(s) the employee is currently utilizing for bi-weekly payroll deposits.
- i. All applicable state and federal tax deductions will be withheld from the severance payment.
- j. Employees separated due to a RIF may be eligible to collect unemployment insurance provided they meet the normal eligibility requirements. Contact the local unemployment office to file a claim for unemployment compensation.
- k. All accrued, unused vacation and sick time will be paid out to the separating employee in accordance with the County's existing policy(ies).

## **PAYMENT AND BENEFITS**

- a. Volunteers will be eligible for a lump-sum payment of a calculation of 10% for every year of completed service, effective January 18, 2013. For instance, if an employee with 5 years of service on January 18, 2013, earning \$35,000/year, he/she will be eligible for a lump sum payment equivalent to 50% of his/her annual salary (Calculated to be \$17,500).
- b. The RIF payment shall not exceed one-half of the employee's regular, straight-time, annual salary. For example, in the above scenario, the employee's gross RIF payment shall not exceed \$17,500, regardless of the percentage payment or years of service.
- c. All employees participating in the RIF will be allowed access to the County's Health Insurance

Cobra plan, at the applicable rates.

M. Bedish, S. Favorite and L. Kukanich recused themselves and left the meeting room prior to any discussion or action taken on the resolution. Vice-Chair C. Mayer assumed leadership of the meeting.

Motion by R. De Bruyne, seconded by L. Thorpe to adopt. Amendments to the resolution are numbered in the order that they were introduced.

**Amendment #1** Motion by J. Behling, seconded by L. Thorpe to amend the attached Vilas County Voluntary RIF policy on page 1, under Applicability to read as follows: ~~All non-represented, full-time employees, exempt and nonexempt, are eligible to participate in the voluntary RIF~~ All full-time employees, represented and non-represented (excluding sworn law enforcement subject to WPPA bargaining agreement), are eligible to participate in the voluntary RIF. Discussion. All voted aye. Amendment carried.

**Amendment #2** Motion by L. Thorpe, seconded by J. Behling to amend the attached Vilas County Voluntary RIF policy on page 2, under the Procedures Heading, Section J, by inserting the following language as the last sentence: The lump sum RIF payment will be reported to the Unemployment Office as weekly income, at the employee's current weekly payroll rate, until the total RIF payment has been exhausted. Discussion. 7 voted aye. 10 voted no: A. Bauman, M. K. Black, E. Bluthardt, R. De Bruyne, S. Hjemvick, L. Johnson, D. Nielsen, G. Peske, K. Rushlow and E. Teichmiller. Amendment failed.

**Amendment #3** Motion by L. Thorpe, seconded by E. Bluthardt to amend the attached Vilas County Voluntary RIF policy on page 2, under the Payment and Benefits heading, Section B, to read as follows: **The RIF payment shall not exceed one-half of the employee's regular, straight-time, annual salary. For example, in the above scenario, the employee's gross RIF payment shall not exceed ~~\$35,000~~ \$17,500, regardless of the percentage payment or the years of service.** Discussion. 10 voted aye. 7 voted no: A. Bauman, E. Bakka, S. Hjemvick, L. Johnson, D. Nielsen, G. Peske and R. Sitzberger. Amendment carried. A roll call vote on the resolution as amended returned the following results: 10 voted aye: J. Behling, M. K. Black, E. Bluthardt, R. De Bruyne, C. Hayes, L. Johnson, C. Mayer, G. Peske, C. Rayala and L. Thorpe. 7 voted no: E. Bakka, A. Bauman, S. Hjemvick, D. Nielsen, K. Rushlow, R. Sitzberger and E. Teichmiller. Carried.

Board Chairman S. Favorite returned to chair the meeting. A. Bauman excused himself at 12:00 P.M. 19 members remained in attendance. The Chair called for a recess at Noon. The meeting resumed at 12:07 P.M.

## RESOLUTION 2012 – 125

### Re: Create New Recreation Administrator Position with FLSA Salary Adjustment

**WHEREAS**, the Forestry, Recreation, & Land and Personnel Committees have reviewed the roles and responsibilities of the recreational aspects of the Forestry Department; and

**WHEREAS**, the Committees have modified the existing job description of the Snowmobile Program Coordinator/Parks Technician and converted the position to that of Recreation Administrator (job description attached); and

**WHEREAS**, the Personnel Committee and HR Director have reviewed the modified position description as it pertains to the Fair Labor Standards Act (FLSA), as well as internal and external salary data; and

**WHEREAS**, the Personnel Committee recommends a conversion of this position from a non-exempt to an exempt status under the FLSA due to the addition of increased independent judgment job duties to the position description; and to convert the annual salary of the position to \$48,000, to be

adopted effective January 1, 2013 (see attached); and

**WHEREAS**, the additional cost to the County for 2013 is \$6,173.86; and

**WHEREAS**, a three-fourths majority vote of the Vilas County Board of Supervisors is necessary to create new personnel positions.

**NOW, THEREFORE, BE IT RESOLVED**, by the Vilas County Board of Supervisors in session this 13<sup>th</sup> day of November, 2012, that a Recreation Administrator position be created within the Vilas County Forestry Department, effective January 1, 2013.

**BE IT FURTHER RESOLVED** that the 2013 salary & benefits for the Recreation Administrator of Vilas County as shown on the attached schedule are approved, with the additional total cost to the County being \$6,173.86.

**SUBMITTED BY: County Board Supervisor**

s/ Linda L. Thorpe

Motion by C. Rayala, seconded by R. Sitzberger to adopt. Discussion. 18 voted aye. 1 no vote: M. Bedish. Carried.

### **RESOLUTION 2012 - 126**

*As amended by the Vilas County Board*

#### **Re: New Technical Service Fee Policy and Fee Schedule**

**WHEREAS**, all Wisconsin Counties are required by the state to work on prioritized goals outlined in their Land and Water Resource Management (LWRM) Plans which are focused on addressing local conservation concerns identified by a local citizen-based committee; and

**WHEREAS**, to address those conservation concerns and reach specific goals outlined in the current Vilas County Land and Water Resource Management plan it is necessary to consistently maintain professional technical staff within the Land and Water Conservation Department; and

**WHEREAS**, a revenue source(s) must be created for the Land and Water Conservation Committee to help offset county costs for the Department professional staff salaries and benefits; and

**WHEREAS**, the attached *Technical Service Fees Policy and Fee Schedule* outlines the purpose, objectives, administration, specific procedures, and enforcement of charging fees to private landowners when technical services have been provided by Vilas County Land and Water Conservation staff.

**NOW, THEREFORE, BE IT RESOLVED** by the Vilas County Board of Supervisors in session this 13<sup>th</sup> day of November, 2012 that we authorize the Land and Water Conservation Committee to begin charging service fees to private landowners who utilize the professional technical planning services from staff within the Land and Water Conservation Department.

**BE IT FURTHER RESOLVED** that any revenue generated from the Technical Service fees will be non-refundable and will be placed into revenue account 100.46820 to be used by the Land Conservation Committee to offset the salary and benefit costs of Conservation Staff.

**SUBMITTED BY: Land and Water Conservation Committee**

s/ Ralph Sitzberger, Chair

s/ Kathleen Rushlow  
s/ Lorin Johnson  
s/ Dennis Nielsen  
s/ Mary Kim Black

Motion by R. Sitzberger , seconded by E. Teichmiller to adopt. Discussion. Motion by L. Thorpe, seconded by E. Bluthardt to amend the resolution by deleting lines #27, #28 and #29 as follows:  
~~**BE IT FURTHER RESOLVED that if revenues collected exceed the county costs of Land and Water staff in a given year, the LCC is authorized to carryover the non-expended funds to offset Land and Water Conservation staff costs the following year.**~~  
All voted aye on the amendment. Carried. All voted aye on the resolution as amended. Carried.

#### **RESOLUTION 2012 - 127**

**Re: Town of Presque Isle Gayle Strand Zoning District Map Amendment**

**WHEREAS**, the attached Presque Isle Zoning District Map amendment was approved at the Presque Isle Town Board Meeting on the 18<sup>th</sup> day of October, 2012, after a public hearing was held by the Presque Isle Zoning Committee on the 25<sup>th</sup> day of September, 2012.

**WHEREAS**, the Vilas County Board must approve these amendments prior to them taking effect and Wis. Stat. 60.62(3) provides for such procedure; and

**WHEREAS**, the Vilas County Zoning Committee has reviewed the amendment and recommends approval of the attached amendment.

**NOW, THEREFORE, BE IT RESOLVED** by the Vilas County Board of Supervisors in session this 13<sup>th</sup> day of November, 2012 that the attached amendment to the Town of Presque Isle Chapter 900 Comprehensive Shoreland District and Zoning Ordinance is hereby approved pursuant to Wis. Stat. 60.62(3).

**SUBMITTED BY: Zoning and Planning Committee**

s/ Chris Mayer, Chair  
s/ Steve Favorite  
Chuck Hayes  
s/ Lorin Johnson  
s/ Kathleen Rushlow

Motion by C. Rayala, seconded by C. Hayes to adopt. Discussion. All voted aye. Carried.

#### **RESOLUTION 2012 – 128**

**Re: Town of Presque Isle Mermaid Lake Zoning District Map Amendment**

**WHEREAS**, the attached Presque Isle Zoning District Map amendment was approved at the Presque Isle Town Board Meeting on the 18<sup>th</sup> day of October, 2012, after a public hearing was held by the Presque Isle Zoning Committee on the 22<sup>nd</sup> day of September, 2012.

**WHEREAS**, the Vilas County Board must approve these amendments prior to them taking effect and Wis. Stat. 60.62(3) provides for such procedure; and

**WHEREAS**, the Vilas County Zoning Committee has reviewed the amendment and recommends approval of the attached amendment.

**NOW, THEREFORE, BE IT RESOLVED** by the Vilas County Board of Supervisors in session this 13<sup>th</sup> day of November, 2012 that the attached amendment to the Town of Presque Isle Chapter 900 Comprehensive Shoreland District and Zoning Ordinance is hereby approved pursuant to Wis. Stat. 60.62(3).

**SUBMITTED BY: Zoning and Planning Committee**

s/ Chris Mayer, Chair

s/ Steve Favorite

Chuck Hayes

s/ Lorin Johnson

s/ Kathleen Rushlow

Motion by C. Mayer, seconded by S. Favorite to adopt. Discussion. 18 voted aye. 1 voted no: C. Hayes. Carried.

#### **RESOLUTION 2012 - 129**

**Re: Supporting Legislation Requiring Online-Only Retailers to Collect and Remit Wisconsin Sales Tax**

**WHEREAS**, under current law many online-only retailers are refusing to collect and remit sales taxes in states where they do not have a physical presence; and

**WHEREAS**, this creates an unfair price advantage for online-only retailers over traditional brick and mortar Wisconsin businesses that provide Wisconsin based jobs; and

**WHEREAS**, as the amount of unpaid sales tax by some retailers grows, more revenue needs to be collected from everyone else to compensate; and

**WHEREAS**, uncollected Wisconsin state and local sales tax revenue is estimated between \$100 and \$200 million annually; and

**WHEREAS**, sales tax revenues are an important component of state and local government budgets; and

**WHEREAS**, this resolution supports all Wisconsin residents, businesses and units of government.

**NOW, THEREFORE, BE IT RESOLVED** by the Vilas County Board of Supervisors in session this 13<sup>th</sup> day of November, 2012 that Vilas County does hereby support legislation requiring online-only retailers with subsidiaries or affiliates located in Wisconsin to collect and remit Wisconsin state and local sales tax.

**SUBMITTED BY: Legislative and Judicial Committee**

s/ James Behling, Chair

Ron De Bruyne

s/ Chuck Hayes

s/ Gary Peske

s/ Kathleen Rushlow

Motion by L. Thorpe, seconded by C. Hayes to adopt. Discussion. 18 voted aye. 1 voted no: E. Bluthardt. Carried.

**RESOLUTION 2012 – 130**

*As amended by the Vilas County Board*

**RE: Annual Forest Administration Grant & Work Plan**

**WHEREAS**, in accordance with Vilas County Board of Supervisors Resolution No. 94-28, the Vilas County Forestry, Recreation, & Land Committee expressed their desire to participate annually in the County Forest Administration Grant Program which provides State reimbursement to the County for 50% of the Forest Administrator’s salary, up to 50% of fringe benefits, and up to 50% of Wisconsin County Forests Association annual dues; and

**WHEREAS**, the State of Wisconsin requires the filing of a County Forest Administrator Annual Work Plan in order to be eligible to receive said grant.

**NOW, THEREFORE, BE IT RESOLVED** by the Vilas County Board of Supervisors in session this 13<sup>th</sup> day of November 2012 that the attached County Forest Administrator Annual Work Plan is adopted.

**BE IT FURTHER RESOLVED** that a copy of this Resolution, with the attached Work Plan, the Forest, Parks, & Land Administrator salary and benefits statement, and the annual dues invoice with proof of payment to the Wisconsin County Forests Association be submitted to the Wisconsin Department of Natural Resources for the purpose of participating in the County Forest Administration Grant Program.

**SUBMITTED BY: Forestry, Recreation & Land Committee**

s/ Stephen Favorite, Chair

s/ Sig Hjemvick

s/ Leon Kukanich

s/ Ralph Sitzberger

Charles Rayala, Jr.

Motion by C. Mayer, seconded by S. Hjemvick to adopt. Discussion. Motion by S. Hjemvick, seconded by C. Mayer to amend the attached 2013 Work Plan, under the heading Wildlife Conservation, sixth bullet point from the top: **Maintain the deer ~~enclosure~~ enclosure fencing surrounding 4 sites planted to enhance wildlife food and cover on the electric transmission line.** All voted aye on the amendment. Carried. All voted aye on the resolution as amended. Carried.

**RESOLUTION 2012 - 131**

**RE: Vilas County Real Estate Sales/Trades**

**WHEREAS**, lands owned by Vilas County described as Pt. of NESW, Sec. 32, T44N – R5E, also known as tax parcel #28-1363-05 have been appraised for sale or trade; and

**WHEREAS**, the Vilas County Forestry, Recreation, & Land Committee recommends that these lands be approved for sale or trade at the initial bid opening for not less than the minimum bid price of \$7,550.00 and thereafter as allowed by state law.

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

in session this 13<sup>th</sup> day of November 2012 that the Vilas County Forestry, Recreation, & Land Committee on behalf of the Vilas County Board of Supervisors take all necessary action to complete the sale of these lands.

**SUBMITTED BY: Forestry, Recreation and Lands Committee**

s/ Stephen Favorite, Chairman

s/ Sig Hjemvick

s/ Leon Kukanich

s/ Ralph Sitzberger

Charles Rayala, Jr.

Motion by C. Rayala, seconded by R. Sitzberger to adopt. Discussion. All voted aye. Carried.

**CHAIR'S APPOINTMENTS**

- None

**DEPARTMENT ANNUAL REPORTS**

- Social Services Department

Motion by C. Mayer, seconded by E. Teichmiller to accept the Social Services Department annual report. All voted aye. Carried.

**LETTERS AND COMMUNICATIONS**

Board Chairman S. Favorite reaffirmed that the 2013 Budget will be deliberated upon at a special County Board meeting, scheduled for Tuesday, November 27, 2012. He also scheduled a special County Board meeting for Tuesday, December 11, 2012 for purposes of ratifying citizen appointments to the Civil Service Commission. The Board Chairman also announced that the Human Resources Director would prepare a regularly distributed newsletter for department heads, in an effort to improve internal communications. He furthermore announced the resumption of committee restructuring and department consolidation efforts, beginning early in 2013.

**PAY PER DIEM**

Motion by E. Bakka, seconded by R. Sitzberger to approve payment of per diem. All voted aye. Carried. Per diem shall be paid as follows:

E. Bakka \$80.30, A. Bauman \$100.84, M. Bedish \$55.33, J. Behling \$49.22, M. K. Black \$94.73, E. Bluthardt \$52.55, R. De Bruyne \$80.30, S. Favorite \$53.66, C. Hayes \$99.17, S. Hjemvick \$68.09, L. Johnson \$65.32, L. Kukanich \$52.55, C. Mayer \$90.73, D. Nielsen \$70.31, G. Peske \$64.21, C. Rayala \$90.29, K. Rushlow \$50.89, R. Sitzberger \$74.75, E. Teichmiller \$75.31, L. Thorpe \$48.39.

**ADJOURNMENT**

Meeting adjourned by the Chair at 12:54 P.M.

Prepared and submitted by:

David R. Alleman, Vilas County Clerk

Minutes reflect the recorder's notations and are subject to future revision and approval by the Vilas County Board.