

VILAS COUNTY BOARD PROCEEDINGS

MARCH 24, 2009

This meeting 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

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: AA Public meeting notice was given to the public by posting on the bulletin boards in the hall by the main entrance to the Vilas County Courthouse, Olson Memorial Library and Eagle River City Hall. The Vilas County News-Review; the Rhinelander Daily News; the Lakeland Times; the Ironwood Daily Globe; W.E.R.L. Radio; W.R.J.O. Radio; W.L.S.L Radio; W.H.D.G. Radio; and Channel 12 TV were notified on January 15, 2009 more than twenty-four hours prior to the meeting. @ The Clerk then requested that all present silence their cell phones and pagers for the duration of the meeting.

PLEDGE OF ALLEGIANCE

The Chairman 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, Edward Bluthardt, Jr., Gene Ciszek, Ronald De Bruyne, Bob Egan, Jack Harrison, Sig Hjemvick, Leon Kukanich, Christopher Mayer, Mary Platner, Fred Radtke, Charles Rayala, Jr., Kathleen Rushlow, Ralph J. Sitzberger, Erv Teichmiller, Linda Thorpe and Stephen Favorite. Dennis Nielsen was previously excused. The Clerk reported 20 Supervisors, constituting a quorum of the County Board, in attendance.

The Chairman then called for the following motions:

APPROVAL OF THE AGENDA TO BE DISCUSSED IN ANY ORDER

Motion by C. Rayala, seconded by A. Bauman to approve the agenda to be discussed in any order at the Chair's discretion. All voted aye. Carried.

APPROVAL OF THE MINUTES OF THE JANUARY 20, 2009 MEETING

Motion by L. Thorpe, seconded by K. Rushlow to approve the minutes of the January 20, 2009 meeting as presented. All voted aye. Carried.

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

Motion by C. Rayala, seconded by L. Thorpe 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 ORDINANCE RECEIVED AFTER THE TEN DAY DEADLINE

Motion by G. Ciszek, seconded by R. Sitzberger 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.

VILAS COUNTY MUSKY MARATHON PRESENTATION

At 9:06 A.M., Cindy Burzinski, Vilas County Tourism & Promotion Department Director, began the annual Vilas County Musky Marathon awards presentation. A power point slide show was followed by awards given to the participants in attendance. This presentation concluded at 9:30 A.M.

AIS / TIS PROGRAM REPORT – TED RITTER

Aquatic Invasive Species Coordinator Ted Ritter gave a report detailing actions taken to mitigate AIS and TIS infestations in Vilas County. This report concluded at 9:52 A.M.

PRESENTATION OF EMPLOYEE RECOGNITION CERTIFICATES

Public Health Director Gina Egan and County Board Chairman Stephen Favorite began the annual Employee Recognition Award presentation, where county employees with 5 to 35 years of service were recognized for their service to Vilas County. This presentation concluded at 10:07 A.M.

EPCRA COMPUTER / HAZMAT GRANT

This agenda item was postponed until a future meeting.

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

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

RES. 2009-11

(VILAS COUNTY OUTDOOR RECREATION PLAN)

Motion by R. De Bruyne, seconded by S. Hjemvick to adopt. Discussion. Motion by R. De Bruyne, seconded by S. Hjemvick to amend the resolution, by instructing the Forestry Department to correct the errors and omissions contained within the Outdoor Recreation Plan pertaining to the Town of Arbor Vitae as discussed. All voted aye. Amendment carried. All voted aye on the resolution as amended. Carried.

RES. 2009-12

(HIRING ONE PART TIME CORRECTION OFFICER DUE TO VACANCY)

Motion by E. Bluthardt, seconded by R. De Bruyne to adopt. Discussion. A $\frac{3}{4}$ positive majority vote is required for adoption. Motion by R. De Bruyne, seconded by C. Rayala to amend the resolution as follows:

Line #8) add part time before the job title - Corrections Officer.

Line #10) add part time before the job title - Corrections Officer.

Line #17) add part time before the job title - Corrections Officer.

Discussion. 16 voted aye on the amendment. 4 voted nay: A. Bauman, E. Bluthardt, B. Egan and S. Hjemvick. Amendment carried. 19 voted aye on the resolution as amended. 1 voted nay: B. Egan. Carried.

RES. 2009-13

(TRANSFER FROM GENERAL FUND FOR COURTHOUSE ENTRANCES SAFETY STUDY)

Motion by R. De Bruyne, seconded by L. Thorpe to adopt. Discussion. A $\frac{2}{3}$ majority positive vote is required for adoption. 16 voted aye. 4 voted nay: A. Bauman, J. Behling, S. Hjenvick and E. Teichmiller. Carried.

RES. 2009-14

(ECONOMIC SUPPORT WORKER POSITION VACANCIES)

Motion by A. Bauman, seconded by L. Kukanich to adopt. Discussion. A $\frac{3}{4}$ majority positive vote is required for adoption. All voted aye. Carried.

RES. 2009-15

(ECONOMIC SUPPORT WORKER FIFTH POSITION VACANCY)

Motion by S. Hjenvick, seconded by M. Platner to adopt. Discussion. A $\frac{3}{4}$ majority positive vote is required for adoption. All voted aye. Carried.

RES. 2009-16

(ADDING SAFETY MANAGEMENT TO EMERGENCY MANAGEMENT DIRECTOR DUTIES / SALARY INCREASE)

Motion by K. Rushlow, seconded by L. Thorpe to adopt. Discussion. A $\frac{2}{3}$ majority positive vote is required for adoption. Motion by K. Rushlow, seconded by L. Thorpe to amend the resolution to read as follows:

Line # 25) into the Emergency Management Directors 2009 salary and benefit line items.

Discussion. All voted aye. Amendment carried.

Motion by F. Radtke, seconded by L. Kukanich to amend the resolution by removing all language pertinent to granting an increase of salary and benefits regarding the Safety Management position. Discussion. 4 voted aye on the amendment: A. Bauman, M. Bedish, L. Kukanich and F. Radtke. 16 voted nay. Amendment defeated. Roll call vote requested. 14 voted aye to adopt the resolution as amended: E. Bakka, J. Behling, E. Bluthardt, G. Cizek, R. De Bruyne, B. Egan, S. Hjenvick, M. Platner, C. Rayala, K. Rushlow, R. Sitzberger, E. Teichmiller, L. Thorpe and S. Favorite. 6 voted nay: A. Bauman, M. Bedish, J. Harrison, L. Kukanich, C. Mayer and F. Radtke. Carried.

At 11:00 A.M. the Chairman called for a five minute recess. The meeting resumed at 11:05 A.M.

RES. 2009-29

(CODE RED EMERGENCY COMMUNICATIONS NETWORK, INC)

Motion by E. Bluthardt, seconded by L. Thorpe to adopt. Discussion. A $\frac{2}{3}$ majority positive vote is required for adoption. All voted aye. Carried.

RES. 2009-17

(REPORT FOR DENIAL-RESORT OF THE WOODS PETITION FOR MAP AMENDMENT TO SHORELAND-WETLAND DISTRICT)

Motion by C. Rayala, seconded by C. Mayer to adopt. Discussion. 18 voted aye. 2 nay votes: R. De Bruyne and C. Rayala. Carried.

RES. 2009-30

(CLERK OF COURTS ADMINISTRATIVE SECRETARY A POSITIONS)

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

RES. 2009-18

(PROJECT LIFESAVER FISCAL AGENT)

Motion by E. Bluthardt, seconded by L. Kukanich. Discussion. All voted aye. Carried.

RES. 2009-19

**(AN ACT TO CREATE 94.643 OF THE WISCONSIN STATUTES; RELATING TO:
RESTRICTIONS ON THE USE AND SALE OF FERTILIZER CONTAINING
PHOSPHORUS AND OTHER TURF FERTILIZER AND PROVIDING A PENALTY
{2009 AB3 AND SB5})**

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

RES. 2009-20

(PUBLIC PARTICIPATION PLAN {PPP})

Motion by L. Thorpe, seconded by R. Sitzberger to adopt. Discussion. All voted aye. Carried.

RES. 2009-21

(BOARD OF ADJUSTMENT APPEAL FEE INCREASE)

Motion by R. Sitzberger, seconded by E. Bakka to adopt. Discussion. Motion by S. Favorite, seconded by C. Rayala to amend the motion as follows:

Line #3) ...Board of Adjustment Appeal fee from \$550.00 to ~~\$775.00~~ \$750.00.

18 voted aye on the amendment. 2 voted nay: R. De Bruyne and E. Teichmiller. Amendment carried. 14 voted aye on the resolution as amended. 6 voted no: A. Bauman, J. Behling, E. Bluthardt, R. De Bruyne, S. Hjemvick and E. Teichmiller. Carried.

RES. 2009-22

(2009 COUNTY VETERANS SERVICE OFFICER GRANT)

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

RES. 2009-23

(AMENDMENT OF STANDING RULES FOR VILAS COUNTY)

Motion by J. Harrison, seconded by L. Kukanich to adopt. Discussion. Motion by C. Mayer, seconded by E. Bluthardt to postpone consideration of this resolution until the next County Board meeting. All voting aye to postpone. Carried.

RES. 2009-24

**(VILAS COUNTY COMMISSION ON AGING, NUTRITION PROGRAM BOULDER
JUNCTION MEAL SITE MANAGER POSITION VACANCY)**

Motion by F. Radtke, seconded by L. Thorpe to adopt. Discussion. All voted aye. Carried.

RES. 2009-25

(CHARGE ON RETURN CHECKS FOR NON-SUFFICIENT FUNDS)

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

RES. 2009-26

(CANCEL 2005 TAXES IN THE TOWN OF LAC DU FLAMBEAU)

Motion by L. Thorpe, seconded by C. Mayer to adopt. Discussion. All voted aye. Carried

RES. 2009-27

(CANCEL 2008 TAXES IN THE TOWN OF ST. GERMAIN)

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

RES. 2009-28

(CANCEL 2005, 2006 AND 2007 TAXES IN TOWN OF LAND O' LAKES)

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

GENERAL CODE OF VILAS COUNTY

ORDINANCE 2009-1A

(CHAPTER 9 – TRUANCY ORDINANCE AMENDMENT)

Motion by S. Hjemvick, seconded by C. Mayer to adopt. Discussion. All voted aye. Carried.

GENERAL CODE OF VILAS COUNTY

ORDINANCE 2009-2A

(VILAS COUNTY SMOKE-FREE AIR ORDINANCE)

Motion by C. Rayala, seconded by J. Harrison to adopt. Discussion. Motion by S. Favorite, seconded by L. Thorpe to correct an error on page 1 of the ordinance under 2.04 (5) as follows: The Public Property Committee may make modifications to the designated smoking areas listed in subsection ~~(4)~~ (3) above. All voted aye on the amendment. Amendment carried. Motion by S. Hjemvick, seconded by A. Bauman to postpone consideration of the ordinance as amended until the next County Board meeting for the purpose of obtaining further information. 9 voted aye to postpone. 11 voted nay. Motion to postpone defeated. Discussion. 19 voted aye on the ordinance as amended. 1 nay vote: R. Sitzberger. Carried.

APPROVAL FOR 2009 LIST OF FIRE WARDENS

Motion by S. Favorite, seconded by G. Ciszek to approve the list. All voted aye. Carried. C. Rayala abstained from voting on this item.

APPOINTMENTS TO THE HUMAN SERVICE CENTER 51.42 BOARD – STEVE FAVORITE, ERV TEICHMILLER, LISA KUNELIUS-CITIZEN MEMBER

Motion by K. Rushlow, seconded by L. Thorpe to approve the appointments. All voted aye. Carried.

APPOINTMENT TO PROJECT LIFESAVER – LINDA THORPE

Motion by K. Rushlow, seconded by E. Bakka to approve the appointment. All voted aye. Carried.

APPOINTMENT TO RESTORATIVE JUSTICE – RON DE BRUYNE

Motion by K. Rushlow, seconded by L. Thorpe to approve the appointment. All voted aye. Carried.

ANNUAL REPORTS – FORESTRY

Motion by C. Rayala, seconded by R. Sitzberger to approve the Forestry Department report as presented. All voted aye. Carried.

COMMITTEE REPORTS

G. Ciszek reported on the UW-Extension Community Connection Survey, which is being conducted throughout the county. He encouraged all Board Members to fill out and turn in their survey forms.

E. Teichmiller reported on the ADRC Task Force Study Committee. Vilas County is one of several counties that will not be eligible for State funding until the 2011-2013 biennium. The study group has also recommended to Oneida County that the longstanding tri-county partnership continue into the future.

A. Bauman and J. Harrison reported that 50% funding had been secured from the B.I.A, allowing road improvements to take place on county trunk highways transecting the Lac du Flambeau reservation.

LETTERS AND COMMUNICATIONS

1. S. Favorite read cards of thanks sent to Vilas County regarding the recent adoption of In Memoriam resolutions for Fran Dussault and Ron Shuchart.

2. S. Favorite reported that hearings concerning the State budget would be held in various parts of the State. He encouraged attendance by County Board members.

3. S. Favorite authorized attendance at a seminar given by Ruder & Ware that would be especially beneficial to new County Board members.

4. S. Favorite announced an upcoming meeting to be held in Rhinelander concerning public transportation issues.

5. M. Platner announced that a WCA hearing would be held in Tomahawk, WI, concerning upcoming legislative issues. The Highway Committee will attend this hearing.

PAY PER DIEM

Motion by C. Rayala, seconded by J. Harrison to approve payment of per diem. All voting aye. Carried.

ADJOURNMENT

Motion by C. Rayala, seconded by J. Harrison to adjourn. All voting aye. Carried.
Meeting adjourned at 12:54 P.M.

Prepared and submitted by:
David R. Alleman
Vilas County Clerk