

**VILAS COUNTY BOARD PROCEEDINGS
2010**

MARCH 23,

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

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: A 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 and Channel 12 TV were notified on March 19, 2010 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, Sig Hjemvick, Leon Kukanich, Christopher Mayer, Dennis Nielsen, Mary Platner, Charles Rayala, Jr., Fred Radtke, Kathleen Rushlow, Ralph J. Sitzberger, Erv Teichmiller, Linda Thorpe and Stephen Favorite. Jack Harrison were excused. The Clerk reported 20 Supervisors in attendance, constituting a quorum of the County Board.

The Chairman then called for the following motions:

APPROVAL OF THE AGENDA TO BE DISCUSSED IN ANY ORDER

Motion by C. Mayer, seconded by R. Sitzberger to approve the agenda, with the order of discussion to be at the Chair's discretion. All voted aye. Carried.

APPROVAL OF THE MINUTES OF THE JANUARY 19, 2010 MEETING.

Motion by C. Rayala, seconded by D. Nielsen to approve the minutes of the January 19, 2010 meeting as presented. All voted aye. Carried.

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

Motion by L. Thorpe, seconded by L. Kukanich 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 K. Rushlow, 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

This presentation by the Tourism & Publicity Department began at 9:04 A.M. Committee Chair Linda Thorpe introduced Department Director Cindy Burzinski and Administrative Secretary Janet Christianson, who noted that this was the 46th year that Vilas County held a Musky Marathon. It was announced that 20 awards were to be given out to individuals representing various classes of successful anglers. Entrants from 11 states were contestants in this year's event and four of the winning contestants were present to accept their awards. A slide show of muskys caught in 2009 was presented to the audience.

DESIGN CONCEPT UPDATE – COURTHOUSE ADDITION

This presentation began at 9:19 A.M. Kurt Berner of The Samuels Group and Ron Locast of Potter Lawson Architects gave a progress report regarding the design concept for the proposed courthouse addition / remodeling. A question and answer period then followed.

NORTHWOODS DENTAL PROJECT PRESENTATION

Beginning at 10:18 A.M., Public Health Department Director Gina Egan and Dental Hygienist Kelley Moran presented the benefits of the Northwoods Dental Project, which provides a level of dental services free of charge to school age children in Vilas County. It was noted that all schools located in Vilas County were participating in this effort.

At 10:30 A.M. the Chair asked if a short recess would be in order. Motion by E. Bluthardt, seconded by R. Sitzberger to recess the meeting for 5 minutes. All voted aye. Carried.

At 10:38 A.M. a motion was made by L. Kukanich, seconded by R. De Bruyne to reconvene the meeting. All voted aye. Carried.

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. 2010-35

(AMENDMENT TO LEASE AGREEMENT BETWEEN VILAS COUNTY AND THE LANDFILL VENTURE GROUP)

Motion by D. Nielsen, seconded by M. Bedish to adopt. G. Ciszek, L. Kukanich and C. Rayala recused themselves from any discussion or action concerning this resolution and left the meeting room until all action was concluded. Discussion. All voted aye. Carried.

RES. 2010-18

(STANDING RULES AND COMMITTEE DUTIES)

Motion by C. Mayer, seconded by E. Teichmiller to adopt. Discussion. Motion by K. Rushlow, seconded by L. Thorpe to amend the attached Standing Rules on page 2, section III, paragraph 6 under Other Boards, Commissions and Appointments, by changing the name of the Loss Control Committee to the Employee Safety Committee. All voted aye on the amendment. Carried. Motion by R. De Bruyne, seconded by L. Thorpe to amend the attached Standing Rules on page 18, section XVIII, paragraph 4 under Public Property to include Highway Department properties. No sufficient amending language was provided. Discussion. Motion by C. Rayala, seconded by R. Sitzberger to table action on the amendment and the resolution until the Corporation Counsel could review the appropriate state statutes. All voted aye to table. Carried. The Corporation Counsel excused herself from the meeting to review the state statutes.

RES. 2010-19

(TRANSFER FROM GENERAL FUND TO COUNTY CORONER BUDGET)

Motion by D. Nielsen, seconded by K. Rushlow to adopt. Discussion. A $\frac{2}{3}$ majority vote of approval is required for adoption. All voted aye. Carried.

RES. 2010-20

(TRANSFER FROM GENERAL FUND TO JUVENILE INTAKE BUDGET)

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

RES. 2010-21

(AMERICAN RECOVERY AND REINVESTMENT ACT FUNDS FOR CHILD SUPPORT AGENCY)

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

RES. 2010-18

(STANDING RULES AND COMMITTEE DUTIES)

Continued

Upon the return of the Corporation Counsel, a motion was made by D. Nielsen, seconded by K. Rushlow to place Resolution 2010-18 back before the Board for possible action. All voted aye. Carried. The previous motion to amend, made just prior to tabling the resolution, was withdrawn by the makers. Motion by R. De Bruyne, seconded by L. Thorpe to amend the attached Standing Rules on page 18, section XVIII, paragraph 4 under Public Property as follows:

...equipment, ~~excluding~~ including Highway Department properties.

After discussion this motion to amend was again withdrawn by the makers.

Motion by R. De Bruyne, seconded by L. Thorpe to amend the attached Standing Rules on page 18, section XVIII, paragraph 4 under Public Property. Discussion. No amending language was offered prior to this motion to amend again being withdrawn by the makers.

The Chair called for a vote on the resolution as initially amended. All voted aye. Carried.

RES. 2010-22

(JUVENILE INTAKE ADMINISTRATIVE SECRETARY A – JUVENILE CIRCUIT COURT CLERK)

Motion by A. Bauman, seconded by C. Mayer to adopt. Discussion. A $\frac{3}{4}$ majority vote of approval is required for adoption. All voted aye. Carried.

RES. 2010-23

(ECONOMIC SUPPORT WORKER POSITION VACANCY)

Motion by D. Nielsen, seconded by A. Bauman to adopt. Discussion. A $\frac{3}{4}$ majority vote of approval is required for adoption. All voted aye. Carried.

RES. 2010-24

(FUNDS DERIVED THROUGH DONATIONS FOR NUTRITION AND TRANSPORTATION ADDITIONS AND SUBTRACTIONS FOR 2009 BUDGET)

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

RES. 2010-25

(GREATER WISCONSIN AGENCY ON AGING RESOURCES FUNDS AND BUDGET AMENDMENT)

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

RES. 2010-26

(JAG RECOVERY ACT – DRUG TASK FORCES {2009} – DRUG INVESTIGATOR)

Motion by S. Hjemvick, seconded by B. Egan to adopt. Discussion. All voted aye. Carried.

RES. 2010-27

(AUTHORIZATION FOR SHERIFF'S DEPARTMENT TO UPGRADE THE SIMPLEX GRINNELL DOOR ACCESS CONTROL SYSTEM)

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

RES. 2010-28

(HIGHWAY COMMISSIONER'S TERM OF SERVICE)

Motion by C. Mayer, seconded by R. De Bruyne to adopt. Discussion. Motion by E. Bluthardt, seconded by L. Kukanich to amend the resolution by adding the following sentence at the end of line #17: Effective immediately upon the vacancy of the present Highway Commissioner. Discussion. The motion to amend was withdrawn by the makers. Motion by F. Radtke, seconded by E. Bluthardt to postpone indefinitely any action regarding the resolution. Discussion. 4 voted aye on the motion to postpone: E. Bakka, E. Bluthardt, F. Radtke and E. Teichmiller. 16 voted no. Motion to postpone failed. Discussion. 19 voted aye on the resolution. 1 voted no: E. Bluthardt. Carried.

The Chair instructed the Clerk to enter the following into the minutes:

RE: Highway Commissioners term of service.

A joint meeting shall be conducted between the Highway Committee and the Personnel Committee for the purpose of making recommendations to the full County Board in November, 2010.

RES. 2010-29

(TOWN OF PRESQUE ISLE'S CHAPTER 900 COMPREHENSIVE SHORELAND DISTRICT AND ZONING ORDINANCE AMENDMENTS)

Motion by C. Mayer, seconded by B. Egan to adopt. Discussion. 19 voted aye. 1 voted no: R. De Bruyne. Carried.

RES. 2010-30

(HIRE OF LIMITED TERM LAKE CONSERVATION SPECIALIST)

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

RES. 2010-31

(PUBLIC HEALTH BUDGET AMENDMENT)

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

RES. 2010-32

(WIC GRANT FUNDS AND BUDGET AMENDMENT)

Motion by A. Bauman, seconded by L. Kukanich to adopt. Discussion. All voted aye. Carried.

RES. 2010-33

(NORTHWOODS DENTAL SUPPORT PART-TIME POSITION)

Motion by L. Thorpe, seconded by E. Bluthardt to adopt. Discussion. A $\frac{3}{4}$ majority vote of approval is required for adoption. All voted aye. Carried.

RES. 2010-34

(AUTHORIZATION FOR HIGHWAY DEPARTMENT TO PURCHASE ONE {1} NEW PICKUP)

Motion by E. Bluthardt, seconded by C. Rayala to adopt. Discussion. Motion by C. Mayer, seconded by A. Bauman to amend the resolution by imposing the following condition: Upon approval of this resolution, the Highway Department shall have the option to purchase a new pickup truck as proposed, or to acquire a pickup truck that was recently forfeited to the Sheriff's Department. 19 voted aye on the amendment. 1 voted no: E. Bluthardt. Carried. 19 voted aye on the resolution as amended. 1 voted no: E. Bluthardt. Carried.

RES. 2010-36

(DIRECTOR OF SOCIAL SERVICES VACANCY)

Motion by A. Bauman, seconded by E. Bakka to adopt. Discussion. A $\frac{3}{4}$ majority vote of approval is required for adoption. All voted aye. Carried.

**GENERAL CODE OF VILAS COUNTY
ORDINANCE 2010 – 1A**

(CHAPTER 16, COUNTY FOREST AND LAND ORDINANCE)

Motion by F. Radtke, seconded by R. De Bruyne to adopt. Discussion. Motion by S. Hjemvick, seconded by D. Nielsen to amend 16.08(17) 5. by adding the following sentence at the end of the

paragraph: Under the influence of alcohol or illegal drugs means that the actor's ability to handle a firearm is materially impaired because of his or her consumption of an alcohol beverage, of a controlled substance or controlled substance analog under chapter 961 of the Wisconsin Statutes, of any combination of an alcohol beverage, controlled substance and controlled substance analog, or of any other drug or of an alcohol beverage and any other drug. All voted aye on the amendment. Carried. All voted aye on the ordinance as amended. Carried.

**GENERAL CODE OF VILAS COUNTY
ORDINANCE 2010 – 2A**

(CHAPTER 19, PARKS AND RECREATION ORDINANCE)

Motion by B. Egan, seconded by S. Hjemvick to adopt. Discussion. 10 voted aye. 10 voted no: A. Bauman, J. Behling, E. Bluthardt, G. Cizek, R. De Bruyne, L. Kukanich, C. Mayer, F. Radtke, C. Rayala and E. Teichmiller. Tie vote. Failed.

**GENERAL CODE OF VILAS COUNTY
ORDINANCE 2010 – 3A**

(VILAS COUNTY TOBACCO FREE ORDINANCE)

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

RES. 2010-37

(TRANSFER FROM GENERAL FUND FOR 2009 WAGES AND BENEFIT EXPENSES)

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

RES. 2010-38

(LEASE AGREEMENT WITH VILAS COUNTY AGRICULTURAL SOCIETY)

Motion by D. Nielsen, seconded by K. Rushlow to adopt. Discussion. A $\frac{2}{3}$ majority vote of approval is required for adoption. All voted aye. Carried.

APPROVAL FOR 2010 LIST OF FIRE WARDENS

Motion by L. Thorpe, seconded by E. Bakka to approve the list. 19 voted aye. 1 abstention: C. Rayala. Carried.

ANNUAL REPORTS

A. CORPORATION COUNSEL

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

B. FORESTRY

Discussion. Motion by C. Rayala, seconded by L. Thorpe to approve the report. All voted aye. Carried.

C. REGISTER OF DEEDS

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

D. ZONING

Discussion. Motion by C. Rayala, seconded by R. Sitzberger to approve the report. All voted aye. Carried.

COMMITTEE REPORTS

L. Thorpe reported that the Tourism & Publicity Department report would be presented at the next County Board meeting. She encouraged the members to read the report in its entirety.

G. Ciszek reported that the Solid Waste Committee was close to a solution regarding recycling of electronics in Vilas County. It is hoped that a no-cost voucher system can be implemented for county residents.

D. Nielsen also reported that the Solid Waste Committee was close to implementing a prescription drug drop off site in the City of Eagle River.

C. Rayala reported on his recent Wisconsin Counties Highway Association sponsored trip to Washington, D.C. After meeting with legislators, it was his opinion that Wisconsin is not getting its fair share of federal transportation funding.

E. Teichmiller reported that a resolution was going before the Oneida County Board approving of that county's continued participation in the Tri-County Human Services Agreement. He felt that this was a very positive action for the future of the Human Services Center. He also reported that the 5 county / tribal government ADRC Planning Committee continued to meet. He offered to attend any county committee meeting needing information regarding an ADRC.

B. Egan presented a report detailing Sheriff Department and Jail revenues. 2009 revenues exceeded budgeted projections. He also reported on efforts to secure a conduit loan for a local business desiring to provide county wide wireless internet service. He further reported that the Vilas County Economic Development Corporation continued to hold organizational meetings.

S. Hjenvick reported that the Sheriff's Department had improved access to crime measurement data. This data helps the department more accurately prioritize enforcement actions.

LETTERS AND COMMUNICATIONS

The Chair reported on the recent WCA Legislative exchange, held in Madison, WI. After meeting with various state legislators, it was apparent that recent state budget cuts affected Milwaukee County and Dane County the least, compared to other Wisconsin counties.

The Chair also reported that the Ruder Ware law firm was offering an educational seminar for County Board members.

K. Rushlow spoke about conduit loans and their role in local economic development.

PAY PER DIEM

Motion by C. Rayala, seconded by A. Bauman to approve payment of per diem. All voted aye. Carried.

ADJOURNMENT

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

Meeting adjourned at 12:47 P.M.

Prepared and submitted by:

David R. Alleman, Vilas County Clerk