

**VILAS COUNTY BOARD PROCEEDINGS
2012**

JANUARY 24,

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. All media outlets and members of the public requesting notification of this meeting were notified on January 20, 2012 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 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., Ronald De Bruyne, Bob Egan, Sig Hjenvick, Leon Kukanich, Christopher Mayer, Dennis Nielsen, Mary Platner, Fred Radtke, Charles Rayala, Jr., Ralph J. Sitzberger, Erv Teichmiller, Linda Thorpe and Stephen Favorite. Kathleen Rushlow was excused. Two seats on the County Board remain vacant due to resignations. The Clerk reported 18 Supervisors in attendance, constituting a quorum of the County Board.

The Chairman then called for the following motions:

APPROVAL OF AN AGENDA TO BE DISCUSSED IN ANY ORDER AT THE CHAIR'S DISCRETION

Motion by A. Bauman, seconded by C. Mayer 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 NOVEMBER 8, 2011 REGULAR MEETING AND 2012 BUDGET HEARING

Motion by C. Rayala, seconded by D. Nielsen to approve the minutes of the November 8, 2011 regular meeting and the 2012 Budget hearing as presented. All voted aye. Carried.

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

Motion by L. Kukanich, 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 ORDINANCES RECEIVED AFTER THE TEN DAY DEADLINE

Motion by C. Rayala, 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.

SCHENCK SC – PRESENTATION OF COMPLETED STUDY FINDINGS

At 9:04 A.M., David Maccoux and Michael Konecny of Schenck SC presented the final draft of the Review of Financial Systems study. The findings were discussed. A question and answer period followed. Motion by C. Rayala, seconded by E. Bluthardt to approve the final draft of Review of Financial Systems as presented. All voted aye. Carried.

LAND & WATER CONSERVATION DEPARTMENT PRESENTATION – CAROLYN SCHOLL

At 9:55 A.M., County Conservationist Carolyn Scholl gave a power point presentation, focusing on a recent Vilas County well testing program.

REFINANCING PRESENTATION – BRADLEY VIEGUT OF RW BAIRD

At 10:09 A.M., Bradley Viegut, representing RW Baird, presented information regarding a refinancing resolution that is coming before the board this morning.

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. RESOLUTIONS AND ORDINANCES ARE LISTED IN THE ORDER AS ACTED UPON

RES. 2012-01

(RESOLUTION PROVIDING FOR THE SALE OF APPROXIMATELY \$1,930,000 GENERAL OBLIGATION REFUNDING BONDS)

Motion by E. Bluthardt, seconded by A. Bauman to adopt. Discussion. All voted aye. Carried.

RES. 2012-02

(INTERIM WORK RULES FOR COUNTY COURTHOUSE, HIGHWAY, FORESTRY AND SOCIAL SERVICES EMPLOYEES)

Motion by D. Nielsen, seconded by E. Bakka to adopt. Discussion. All vote aye. Carried.

RES. 2012-03

(LAYOFF & RECALL POLICY)

Motion by E. Bluthardt, seconded by L. Kukanich to adopt. Discussion. Motion by J. Behling, seconded by E. Teichmiller to amend the attached Layoff and Recall Policy, in the section titled Separation Agreement and Release of Claims, on page 3, paragraph 7 of said section as follows: ~~Employee agrees that he/she will not disparage or otherwise attempt to discredit County, with customers who are presently doing business with the County, or with customers that could~~

~~reasonably be expected to do business with the County. Employee agrees that he/she will direct all reference checks and communications to the Human Resources Manager.~~

Employee and the County agree that neither will engage in any conduct or communications designed to disparage the other. Employee agrees that he/she will direct all reference checks and communications to the Human Resources Manager.

Discussion. All voted aye on the amendment. Amendment carried. All voted aye on the resolution as amended. Carried.

RES. 2012-04

(PART-TIME OFFICE ASSISTANT FOR COUNTY CLERK'S OFFICE)

A ¾ majority vote in favor is required for adoption

Motion by R. De Bruyne, seconded by L. Kukanich to adopt. Discussion. All voted aye. Carried.

RES. 2012-05

(ACCOUNT TECHNICIAN II POSITION – SOCIAL SERVICES FISCAL UNIT)

A ¾ majority vote in favor is required for adoption

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

RES. 2012-06

(HIRING ONE FULL TIME LAW ENFORCEMENT CLERK – EVIDENCE CLERK DUE TO VACANCY)

A ¾ majority vote in favor is required for adoption

County Board Chairman S. Favorite left the meeting room, recusing himself from any discussion or action concerning this resolution. Vice Chairman C. Mayer assumed leadership of the meeting.

Motion by D. Nielsen, seconded by L. Kukanich to adopt. Discussion. All voted aye. Carried.

County Board Chairman S. Favorite returned to chair the remainder of the meeting.

RES. 2012-07

(DESIGNATING COUNTY CLERK AS ADMINISTRATIVE COORDINATOR WITH LIMITED AUTHORITY)

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

RES. 2012-14

(TOWN OF LAC DU FLAMBEAU COMPREHENSIVE ZONING ORDINANCE 93-4 AMENDMENTS)

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

RES. 2012-17

(APPOINTMENT OF VILAS COUNTY HIGHWAY COMMISSIONER)

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

RES. 2012-09
(PROCEED WITH CREATION OF ADRC OF THE NORTHWOODS LONG-TERM CARE DISTRICT)

Motion by A. Bauman, seconded by D. Nielsen to adopt. Discussion. All voted aye. Carried.

RES. 2012-10
(REJECTION OF DATCP PROPOSAL TO FURTHER CUT COUNTY CONSERVATION STAFFING GRANTS)

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

RES. 2012-11
(COUNTY AID CULVERT ON CTH W (REARING POND PARK) – TOWN OF PRESQUE ISLE)

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

RES. 2012-12
(PURCHASE ¾ TON PICKUP TRUCK)

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

RES. 2012-13
(RECOGNITION OF ATTORNEY CALVIN BURTON)

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

RES. 2012-15
(FUNDS AND BUDGET AMENDMENT FOR THE VILAS COUNTY COMMISSION ON AGING)

PLEASE TAKE NOTICE that the Vilas County Board of Supervisors amended their budget according to **Resolution No. 2012-15 Funds and Budget Amendment for the Vilas County Commission on Aging**, on January 24, 2012, pursuant to Wis. Stat. §65.90(5), to include the following additions to the expenditure and revenue line items:

Revenue or Expense	Line Item Number	Description	Amount
2011 Budget			
Revenue	260.43550	Program Income C-2	\$15,045.28
Revenue	260.43545	USDA C-2	\$287.00
Revenue	260.43556	Program Income Escort	\$1,252.85

2012 Budget

Revenue	260.43600	SHIP Award Grant	\$3,000.00
2011 Budget			
Expense	260.54600.982	Program Income C-2	\$15,045.28
Expense	260.54600.907	USDA C-2	\$287.00
Expense	260.54600.985	Program Income Escort	\$1,252.85
2012 Budget			
Expense	260.54600.712	SHIP Award Grant	\$3,000.00

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

**ORD. AMEND. 2012-01A
(VILAS COUNTY COMPREHENSIVE PLAN AMENDMENT – LAND USE MAP #7-2;
TOWNLIN RD AND PINE LN, TOWN OF MANITOWISH WATERS)**

ORDINANCE PUBLICATION SUMMARY, PURSUANT TO WIS. STAT. SEC. 59.14(1)

PLEASE TAKE NOTICE that the Vilas County Board of Supervisors enacted Ordinance Amendment 2012-01A on January 24, 2012, at a duly noticed Vilas County Board meeting. A summary of this enactment is as follows:

1. NUMBER AND TITLE OF THE ORDINANCE: Ordinance 2012-01A, Vilas County General Code of Ordinances, VILAS COUNTY COMPREHENSIVE PLAN.
2. DATE OF ENACTMENT: January 24, 2012
3. SUMMARY OF THE SUBJECT MATTER AND MAIN POINTS OF THE ORDINANCE:
The Vilas County Land Use Plan is adopted pursuant to Wis. Stat. §66.1001 and contains a comprehensive plan for development within Vilas County and, a series of maps. This amendment changes the official Vilas County Comprehensive Plan Generalized Future Land Use Map #7-2 from Residential to Agriculture for the following property: SE ¼, SE ¼, Section 25, Town 42 North, Range 5 East, Town of Manitowish Waters, Vilas County, Wisconsin; know as Vilas County Computer Parcel Number 16-1310-04.
4. An amended map of this parcel may be obtained at the Vilas County Zoning Office located at 330 Court Street, Eagle River, WI 54521, (715) 479-3620, during the hours of 8:00 a.m. to 4:00 p.m., Monday through Friday. The map may also be accessed through Vilas County’s official website, www.co.vilas.wi.us.

*This summary must be published as a Class I notice under Chapter 985.

Motion by C. Mayer, seconded by M. Bedish to adopt. Discussion. Motion by E. Bakka, seconded by D. Nielsen to amend the ordinance amendment on page 2, line #9 as follows:

NOW THEREFORE, the Vilas County Board of Supervisors in session this 17th 24th day of January, 2012...

All voted aye on the amendment. Amendment carried. All voted aye on the ordinance amendment as amended. Carried.

**ORD. AMEND. 2012-02A
(BROKEN ARRPW HOLDINGS, LLC REZONING – TOWNLINE RD AND PINE LN,
TOWN OF MANITOWISH WATERS)**

ORDINANCE PUBLICATION SUMMARY, PURSUANT TO WIS. STAT. SEC. 59.14(1)

PLEASE TAKE NOTICE that the Vilas County Board of Supervisors enacted Ordinance Amendment 2012-02A on January 24, 2012 at a duly noticed Vilas County Board meeting. A summary of this enactment is as follows:

5. NUMBER AND TITLE OF THE ORDINANCE: Chapter 17, Vilas County General Code of Ordinances, Ordinance Amendment 2012-02A, Vilas County General Zoning Ordinance #85.
6. DATE OF ENACTMENT: January 24, 2012.
7. SUMMARY OF THE SUBJECT MATTER AND MAIN POINTS OF THE ORDINANCE:
Map amendment, rezone from Single Family Residential (R1) to Agricultural (AG) property legal description as follows: SE ¼, SE ¼, Section 25, Town 42 North, Range 5 East, Town of Manitowish Waters, Vilas County, Wisconsin; know as Vilas County Computer Parcel Number 16-1310-04.
8. An amended map of this parcel may be obtained at the Vilas County Zoning Office located at 330 Court Street, Eagle River, WI 54521, (715) 479-3620, during the hours of 8:00 a.m. to 4:00 p.m., Monday through Friday. The map may also be accessed through Vilas County's official website, www.co.vilas.wi.us.

*This summary must be published as a Class I notice under Chapter 985.

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

**ORD. AMEND. 2012-03A
(VILAS COUNTY COMPREHENSIVE PLAN AMENDMENT – LAND USE MAP #7-2;
USH 51 AND DEER PARK ROAD, TOWN OF MANITOWISH WATERS)**

ORDINANCE PUBLICATION SUMMARY, PURSUANT TO WIS. STAT. SEC. 59.14(1)

PLEASE TAKE NOTICE that the Vilas County Board of Supervisors enacted Ordinance Amendment 2012-03A on January 24, 2012, at a duly noticed Vilas County Board meeting. A summary of this enactment is as follows:

9. NUMBER AND TITLE OF THE ORDINANCE: Ordinance Amendment 2012-03A, Vilas County General Code of Ordinances, VILAS COUNTY COMPREHENSIVE PLAN.
10. DATE OF ENACTMENT: January 24, 2012
11. SUMMARY OF THE SUBJECT MATTER AND MAIN POINTS OF THE ORDINANCE:
The Vilas County Land Use Plan is adopted pursuant to Wis. Stat. §66.1001 and contains a comprehensive plan for development within Vilas County and, a series of maps. This amendment changes the official Vilas County Comprehensive Plan Generalized Future Land Use Map #7-2 from Residential to Commercial for the following property: Government Lot 8, Section 13, and the NW ¼, Section 24, Town 42 North, Range 5 East, Town of Manitowish Waters, Vilas County, Wisconsin; know as Vilas County Computer Parcel Numbers 16-618-13, 16-1224, and 16-1225.
12. An amended map of this parcel may be obtained at the Vilas County Zoning Office located at 330 Court Street, Eagle River, WI 54521, (715) 479-3620, during the hours of 8:00 a.m. to 4:00 p.m., Monday through Friday. The map may also be accessed through Vilas County's official website, www.co.vilas.wi.us.

*This summary must be published as a Class I notice under Chapter 985.

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

**ORD. AMEND. 2012-04A
(HIGHWAY 51 PROPERTIES, LLC REZONING – USH 51, TOWN OF MANITOWISH
WATERS)**

ORDINANCE PUBLICATION SUMMARY, PURSUANT TO WIS. STAT. SEC. 59.14(1)

PLEASE TAKE NOTICE that the Vilas County Board of Supervisors enacted Ordinance Amendment 2012-04A on January 24, 2012 at a duly noticed Vilas County Board meeting. A summary of this enactment is as follows:

13. NUMBER AND TITLE OF THE ORDINANCE: Chapter 17, Vilas County General Code of Ordinances, Ordinance Amendment 2012-04A, Vilas County General Zoning Ordinance #85.
14. DATE OF ENACTMENT: January 24, 2012.

15. SUMMARY OF THE SUBJECT MATTER AND MAIN POINTS OF THE ORDINANCE:
Map amendment, rezone from Single Family Residential (R1) and Multi-Family Residential (R2) to Community Business, property legal description as follows: Government Lot 8, Section 13, and the NW ¼, Section 24, Town 42 North, Range 5 East, Town of Manitowish Waters, Vilas County, Wisconsin; know as Vilas County Computer Parcel Numbers 16-618-13, 16-1224, and 16-1225.
16. An amended map of these parcels may be obtained at the Vilas County Zoning Office located at 330 Court Street, Eagle River, WI 54521, (715) 479-3620, during the hours of 8:00 a.m. to 4:00 p.m., Monday through Friday. The map may also be accessed through Vilas County's official website, www.co.vilas.wi.us.

*This summary must be published as a Class I notice under Chapter 985.

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

**RES. 2012-16
(HONORING GENE CISZEK)**

Motion by A. Bauman, seconded by S. Hjemvick to adopt. Discussion. All voted aye. Carried.

**RES. 2012-18
(PARCEL MAPPING/SURVEYOR SPECIALIST)**

A ¾ majority vote in favor is required for adoption

Motion by F. Radtke, seconded by B. Egan to adopt. Discussion. Motion by S. Hjemvick, seconded by C. Rayala to place consideration of this resolution back on the table for possible future action, pending additional information. All voted aye. Carried. Resolution placed on the table for possible future action.

**RES. 2012-19
(CANCELLATION OF OUTSTANDING CHECKS)**

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

**RES. 2012-20
(APPROVING OPT-OUT TO PUBLIC ACCESS TO PROPERTY OWNER NAMES ON
THE VILAS COUNTY INTERNET WEBSITE)**

Motion by R. De Bruyne, seconded by M. Platner to adopt. Discussion. All voted aye. Carried.

**RES. 2012-21
(PURCHASE OF SERVICES AGREEMENT BETWEEN VILAS COUNTY
COMMISSION ON AGING AND COMMUNITY MENTAL HEALTH SERVICES, INC.)**

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

RES. 2012-22
(BUDGET AMENDMENT – COMMISSION ON AGING)

PLEASE TAKE NOTICE that the Vilas County Board of Supervisors amended their budget according to **Resolution No. 2012-22 Budget Amendment –Commission on Aging**, on January 24, 2012, pursuant to Wis. Stat. §65.90(5), to include the following additions to the expenditure and revenue line items:

Revenue or Expense	Line Item Number	Description	Amount
Revenue	260.46591	Prog Inc Health & Wellness	\$700.00
Expense	260.54600.719	Prog Inc Health & Wellness	\$700.00

Motion by L. Thorpe, seconded by B. Egan to adopt. Discussion. All voted aye. Carried.

RES. 2012-18
(PARCEL MAPPING/SURVEYOR SPECIALIST)

A ¾ majority vote in favor is required for adoption

Motion by E. Teichmiller, seconded by C. Rayala to place this previously tabled resolution back before the Board for further consideration. All voted aye to place the resolution back before the Board. Carried. Discussion. All voted aye on the resolution. Carried.

CHAIRS APPOINTMENTS

a. ADRC of the Northwoods Long Term Care District

Motion by C. Rayala, seconded by A. Bauman to ratify the Chair’s appointment of Erv Teichmiller as Vilas County Board Representative. All voted aye. Carried.

b. Northern Waters Library Service Board of Trustees

Motion by R. De Bruyne, seconded by L. Thorpe to ratify the Chair’s appointment of Mary Platner as Vilas County Citizen Representative. All voted aye. Carried.

c. L.E.P.C. Committee

Motion by C. Rayala, seconded by S. Hjemvick to ratify the Chair’s appointment of the following individuals to the L.E.P.C. Committee. All voted aye. Carried.

- | | |
|---|--------------------------------|
| Kathleen Rushlow - Local Elected Official | Tom Numrich - Transportation |
| Leon Kukanich - Local Elected Official | Regina Egan - Health Official |
| James Galloway - Civil Defense | Russ Kennedy - Law Enforcement |
| Roger Weber - Citizen at Large | Jamie Remme - Environmental |
| Pat Weber - Fire Dept. Official | Cindy Burzinski - Print Media |
| Kristen Hansen - Tribal Official | Jeff Freese - Hospital/EMS |

COMMITTEE REPORTS

C. Mayer commented on Finance & Budget Committee overtime and sick time reports, and the monthly Treasurer’s report, as provided to Board members at today’s meeting.

B. Egan reported that the Vilas County Economic Development Corporation's annual report would be complete for presentation at the next Board meeting. He read a letter from Nicolet College, addressed to the Sheriff, commending the Vilas County Jail for their partnership efforts, involving the training of individuals pursuing and working in jails and corrections careers. He also reported on the Governor's Economic Conference recently held in St. Germain.

S. Hjemvick reported that due to the cooperative efforts of the Snowmobile Safety Committee and the Sheriff's Dept., area snowmobilers were enjoying a much safer season. He praised Cindy Burzinski, Vilas County Tourism & Publicity Director, for her efforts regarding snowmobile safety public service announcements.

R. De Bruyne reported on Communication Committee efforts to resolve Fire & EMS dispatch/paging issues. He recognized Sheriff's Dept. Lt. Gary Peske, who presented a preliminary plan offering solutions to the problems.

M. Platner commented on a recent article in the Wisconsin Counties concerning the UW Extension system. She also updated the Board regarding UW Extension Dept. vacancies.

J. Behling reported that the Public Health Dept. would soon move into offsite leased office space. An open house of that facility is being planned.

E. Teichmiller reported that end of year public donations helped mitigate funding cuts experienced in October and November, allowing for the continuation of meal services provided to area seniors. He wishes to thank everybody that donated funds. He also reported that the Library Committee

disbursed 2012 aid to area library funds, along with annual funds provided to Northern Waters Library Service. He urged the Board to continue their support for area libraries.

S. Favorite reported on proposed committee restructuring and department consolidation efforts.

CLOSED SESSION

Motion by J. Behling, seconded by L. Thorpe to convene into closed session pursuant to Wis. Stat. sec. 19.85(1)(g) for the purpose of conferring with legal counsel who is rendering oral advice concerning strategy to be adopted by the Board regarding the following litigation:

Cira/Weissman

v. Vilas County, Vilas County Case No. 2010CV259. A roll call vote found all members present

voting aye. Carried. Closed session convened at 12:13 P.M.

RETURN TO OPEN SESSION

Motion by C. Rayala, seconded by A. Bauman to return to open session pursuant to Wis. Stat. §19.85(1)(g). A roll call vote found all members present voting aye. Carried. Return to open session at 12:22 P.M.

RES. 2012-08

(SETTLEMENT OF CIRA/WEISSMANN 10CV259)

Motion by S. Hjemvick, seconded by M. Bedish to adopt. Discussion. All voted aye. Carried.

LETTERS AND COMMUNICATIONS

Nothing presented.

PAY MILEAGE AND PER DIEM

Motion by E. Bluthardt, seconded by R. Sitzberger to approve payment of mileage and per diem. All voted aye. Carried. Mileage and per diem shall be paid as listed below.

E. Bakka \$80.30, A. Bauman \$100.84, M. Bedish \$55.33, J. Behling \$49.22 Bluthardt \$52.55, \$86.96, R. De Bruyne \$80.30, B. Egan \$56.99, S. Favorite \$53.66, S. Hjemvick \$68.09, L. Kukanich \$52.55, C. Mayer \$90.73, D. Nielsen \$70.31, M. Platner \$59.21, F. Radtke \$63.65, C. Rayala \$90.29, R. Sitzberger \$74.75, E. Teichmiller \$75.31, L. Thorpe \$48.39.

ADJOURNMENT

Motion by C. Rayala, seconded by A. Bauman to adjourn. All voted aye. Carried. Meeting adjourned at 12:24 P.M.

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

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