

**Amended Notice of Regular Meeting**  
**Oneida County Board of Supervisors**  
**August 19, 2014 – 9:30 a.m.**  
**Oneida County Courthouse**  
**County Board Meeting Room**

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1. **CALL TO ORDER**

There will be a brief moment of silence for our troops followed by the Pledge of Allegiance.

2. **ROLL CALL**

3. **ANNOUNCEMENTS BY CHAIR, CORRESPONDENCE AND COMMUNICATIONS**

- Sign Attendance Form at the Podium
- Please Use Microphones When Speaking
- Please leave audit report on the table or return to the Finance Department if any County Board member does not want their copy.
- There will be a special meeting on August 21, 2014 to discuss the offer to purchase Oneida County 14 acres (Highway Department grounds) by Kwik Trip.

4. **ACCEPT THE MINUTES OF THE June 17, 2014 REGULAR MEETING.**

5. **REPORTS/PRESENTATIONS**

- 2013 Audit Report by Schenck and Associates
- Veterans' Service Office 2013 Annual Report
- Code of Conduct Hearing Report / Dispute Resolution Committee's Recommendations
- Presentation by the Administration Committee regarding County Administrator and County Board Size.

6. **\*PUBLIC COMMENT**

7. **CONSENT AGENDA**

**Resolution #51- 2014** - Offered by the Administration Committee authorizing 2014 budget transfers.

**Resolution #52 - 2014** Offered by the Highway Committee regarding the cost of installing a culvert in the Town of Sugar Camp of \$4,954.02 (County's share of cost) to come from the County Bridge Aid Account.

**Resolution #53- 2014 / General Code O/A** - Offered by the Forestry, Land and Recreation Committee amending Sections 14.10 and 14.13 of the General Code of Oneida County.

**Resolution #54- 2014** - Offered by the Land Records Committee regarding the sale of a parcel of land, CR 164-9, Town of Crescent, to the successful bidder, George G. Boduch.

**Resolution #55- 2014** - Offered by the Land Records Committee regarding the sale of a parcel of land, RH 2586, City of Rhinelander, to the successful bidder, Karl J. Krouze.

**Resolution #56- 2014** - Offered by the Land Records Committee regarding the sale of a parcel of land, HA 1140 through 1147, Town of Hazelhurst, to the successful bidder, Jason R. Breazlan.

**Resolution #57- 2014** - Offered by the Land Records Committee regarding the sale of a parcel of land, to the State of Wisconsin, Department of Transportation determining that additional right-of-way is required for Highway 51, Parcel 41 of Transportation Project Plat 1177-11-22-4 land being located in the NW ¼ of the NE ¼ of Section 34, T38N, R6E.

- Appointments to committees, commissions and other organizations

To reappoint Richard Johns and Ann Rueckert to the Human Service Committee for a term to expire September 2017.

To reappoint Mary Smeaton to the Housing Authority Committee for a term to expire August 2019.

To appoint John Harmon to the Oneida County Economic Development Corporation Revolving Loan Fund Committee replacing Dale Opperman, for a term to expire April 2015.

## **8. CONSIDERATION OF RESOLUTIONS & ORDINANCES**

**Resolution #58- 2014** - Offered by the Commission on Aging regarding membership of the Northwood's Transit commission and the selection of members for the Transit Commission.

**Resolution #59 - 2014** - Offered by the Board of Health requesting the County Board Committee to have the County Clerk place on the countywide ballot as a advisory referendum "Shall the next State Legislature accept available federal funds for Badger Care to ensure that thousands of Wisconsin citizens have access to quality and affordable health coverage?"

**Resolution #60 - 2014** - Offered by Land Records regarding a quit claim deed to the City of Rhinelander WI, Conveying all of Lot 19, Block 4 of D.B. Stevens first replat of Mill Lot D, except the East 40 feet, to add to the water tower property.

**Resolution #61 - 2014** - Offered by UW-Extension Education Committee regarding the approval and authorization of the Public Participation Plan.

**Resolution #62 - 2014** - Offered by the Public Safety Committee regarding a transfer of \$20,000 to be transferred from the contingency fund to Corporation Counsel for payment of services provided by Attorney Miller.

**Resolution #63- 2014** - Offered by the Buildings and Grounds Committee regarding the authorization to purchase a new video system for Circuit Court Br. I and Br. II in the amount of \$79,500.00.

**Resolution #64-2014 / Rezone Petition #9-2014** - Offered by the Planning and Development Committee amending the Master Zoning District Document and the Oneida County Official Zoning District Boundary Map by changing the zoning district from District #02, single family residential to District #05, Recreational - Government Lot 9, Section 15, T38N, R7E, Town of LakeTomahawk.

**Resolution #65 - 2014** - Offered by the Planning and Development Committee requesting the addition of a cemetery plat including the replat of blocks 6-11 located in part of the SE-SE, Section 34, T39N, R9E, in the Town of Sugar Camp.

**Resolution #66 - 2014 / Rezone Petition #7-2014:** - Offered by the Planning and Development Committee amending the Master Zoning District Document and Boundary map by changing a district classification from a Rural Residential, District #15, to a District #1A-Forestry.

**Resolution #67-2014** Offered by the Labor Relations Employee Services Committee regarding the Electronic maintenance Technician position be downgraded to a Maintenance Technician position at a grade level G, non exempt wage schedule.

**9. OTHER BUSINESS**

**(1) CLOSED SESSION:**

It is anticipated that a motion will be made, seconded and approved by roll call vote to enter into closed session pursuant to Section 19.85(1)(e) & (f), for the purposes of "Deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session" & "Conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved. "

**Topics:**

- (1) County Owned Heal Creek Property, Town of Crescent, Sections 10, 14, & 15, T36N R8E
- (2) County Highway Y lawsuit

Upon completion of this portion of the meeting, it is anticipated the Committee will make a motion to return to open session to consider the remainder of the meeting agenda

- (2) Consideration and action regarding the report on the county owned Heal Creek property in Town of Crescent Sections 10, 14 & 15 T36N R8E.**

**10. NEXT MEETING DATE AND TIME: August 21, 2014 - 9:30 a.m.**

**11. ADJOURNMENT**

\*"**NOTICE**": If you wish to reserve your public comment until such time as the agenda item is before the Board for debate, pursuant to County Board Ordinance 2.06(2) you must convey your request to your supervisor, setting forth the nature of the address which shall be confined to the question under debate. The supervisor on the nonmember's behalf will present the request to the Chair to approve the request."

**Notice of posting**

Time: 2:30 p.m.

Date: August 14 , 2014

Place: Courthouse Bulletin Board

David Hintz, County Board Chair, Oneida County Board of Supervisors – Mary Bartelt, County Clerk, posted notice.

Additional information on a specific agenda item may be obtained by contacting the person who posted this notice at 715-369-6144.

**News Media Notified by group e-mail: Time: 2:30 p.m.**

**Date: August 14, 2014**

Northwoods River News  
 Lakeland Times  
 North Star Journal  
 Tomahawk Leader

Vilas News Review  
 WHDG Radio  
 WJFW TV  
 WXPR Radio

WRJO Radio  
 WLSL-FM 93.7  
 WPEG Radio

**Others Notified:**

**Town Chairs**

**Department Heads**

Notice is hereby further given that pursuant to The Americans with Disabilities Act reasonable accommodations will be provided for qualified individuals with disabilities upon request. Please call **Mary Bartelt at 715-369-6144** with specific information on your request, allowing adequate time to respond to your request. See reverse side of this notice for compliance checklist with the WI Open Meeting Law.

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**GENERAL REQUIREMENTS:**

1. Must be held in a location which is reasonably accessible to the public.
2. Must be open to all members of the public unless the law specifically provides otherwise.

**NOTICE REQUIREMENTS:**

1. In addition to any requirements set forth below, notice must also be in compliance with any other specific statute.
2. Chief presiding officer or his/her designee must give notice to the official newspaper and to any members of the news media likely to give notice to the public.

**MANNER OF NOTICE:**

Date, time, place and subject matter, including subject matter to be considered in a closed session, must be provided in a manner and form reasonably likely to apprise members of the public and news media.

**TIME FOR NOTICE:**

1. Normally, a minimum of 24 hours prior to the commencement of the meeting.
2. No less than 2 hours prior to the meeting if the presiding officer establishes there is good-cause that such notice is impossible or impractical.
3. Separate notice for each meeting of the governmental body must be given.

**EXEMPTIONS FOR COMMITTEES & SUBUNITS**

Legally constituted sub-units of a parent governmental body may conduct a meeting during the recess or immediately after the lawful setting to act or deliberate upon the subject which was the subject of the meeting, provided the presiding officer publicly announces the time, place and subject matter of the sub-unit meeting in advance of the meeting of the parent governmental body.

**PROCEDURE FOR GOING INTO CLOSED SESSION:**

1. Motion must be made, seconded and carried by roll call majority vote and recorded in the minutes.
2. If motion is carried, chief presiding officer must advise those attending the meeting of the nature of the business to be conducted in the closed session, and the specific statutory exemption under which the closed session is authorized.

**SYNOPSIS OF STATUTORY EXEMPTIONS UNDER WHICH CLOSED SESSIONS ARE PERMITTED:**

1. Concerning a case which was the subject of a Judicial or quasi-judicial trial before this governmental body. Sec. 19.85(1)(a)
2. Considering dismissal, demotion or discipline of any public employee or the investigation of charges against such person and the taking of formal action on any such matter; provided that the person is given actual notice of any evidentiary hearing which may be held prior to final action being taken and of any meeting at which final action is taken. The person under consideration must be advised of his/her right that the evidentiary hearing be held in open session and the notice of the meeting must state the same. Sec. 19.85(1)(b)
3. Considering employment, promotion, compensation or performance evaluation data of any public employee over which this body has jurisdiction or responsibility. Sec. 19.85(1)(c)
4. Considering strategy for crime detection or prevention. Sec. 19.85(1)(d)
5. Deliberating or negotiating the purchase of public properties, the investing of public funds, or conducting other specified public business whenever competitive or bargaining reasons require a closed session. Sec. 19.85(1)(e)
6. Considering financial, medical, social or personal histories or disciplinary data of specific person, preliminary consideration of specific personnel problems or the investigation of specific charges, which, if discussed in public, would likely have a substantial adverse effect on the reputation of the person referred to in such data. Sec. 19.85(1)(f), except where paragraph 2 applies.
7. Conferring with legal counsel concerning strategy to be adopted by the governmental body with respect to litigation in which it is or is likely to become involved. Sec. 19.85(1)(g)
8. Considering a request for advice from any applicable ethics board. Sec. 19.85(1)(h)

**PLEASE REFER TO CURRENT STATUTE SECTION 19.85 FOR FULL TEXT**

**CLOSED SESSION RESTRICTIONS:**

1. Must convene in open session before going into closed session.
2. May not convene in open session, then convene in closed session and thereafter reconvene in open session within twelve hours unless proper notice of this sequence was given at the same time and in the same manner as the original open meeting.
3. Final approval or ratification of a collective bargaining agreement may not be given in closed session.
4. No business may be taken up at any closed session except that which relates to matters contained in the chief presiding officer's announcement of the closed session.
5. In order for a meeting to be closed under Section 19.85(1)(f) at least one committee member would have to have actual knowledge of information which he or she reasonably believes would be likely to have a substantial adverse effect upon the reputation involved and there must be a probability that such information would be divulged. Thereafter, only that portion of the meeting where such information would be discussed can be closed. The balance of that agenda item must be held in open session.

**BALLOTS, VOTES AND RECORDS:**

1. Secret ballot is not permitted except for the election of officers of the body or unless otherwise permitted by specific statutes.
2. Except as permitted above, any member may require that the vote of each member be ascertained and recorded.
3. Motions and roll call votes must be preserved in the record and be available for public inspection.

**USE OF RECORDING EQUIPMENT:**

The meeting may be recorded, filmed, or photographed, provided that it does not interfere with the conduct of the meeting or the rights of the participants.

**LEGAL INTERPRETATION:**

1. The Wisconsin Attorney General will give advice concerning the applicability or clarification of the Open Meeting Law upon request.
2. The municipal attorney will give advice concerning the applicability or clarification of the Open Meeting Law upon request.

**PENALTY:**

Upon conviction, any member of a governmental body who knowingly attends a meeting held in violation of Subchapter IV, Chapter 19, Wisconsin Statutes, or who otherwise violates the said law shall be subject to forfeiture of not less than \$25.00 nor more than \$300.00 for each violation.

**Prepared by Oneida County Corporation Counsel Office - 5/16/96**