

MINUTES
Oneida County Board of Supervisors
Tuesday, February 15, 2022 – 9:30 a.m.
County Board Meeting Room - 2nd Floor Oneida County Courthouse

CALL TO ORDER.

Chairman Hintz called the meeting to order at 9:30 a.m. in the County Board Meeting Room of the Oneida County Courthouse. There was a brief moment of silence for our troops, law enforcement officers and emergency responders followed by the Pledge of Allegiance.

Members Present: Russ Fisher, Bob Mott, Dave Hintz, Scott Holewinski, Mitch Ives, Mike Roach, Greg Pence, Bill Liebert, Alan VanRaalte, Sonny Paszak, Greg Oettinger, Lance Krolczyk, Bob Thome Jr., Jim Winkler, Ted Cushing, Steven Schreier, Tom Kelly, Billy Fried, Mike Timmons and Bob Almekinder.

Members Present: 20

Excused Absent: Jack Sorensen

ANNOUNCEMENTS BY CHAIR, CORRESPONDENCE AND COMMUNICATIONS:

- Sign attendance form at the podium.
- Please use a microphone when speaking.

ACCEPT THE MINUTES OF THE JANUARY 18, 2022 MEETING:

Motion/Second: VanRaalte/Paszak to accept the Minutes of the January 18, 2022 meeting. All "Aye", Motion approved.

REPORTS/PRESENTATIONS

- Register of Deeds, Kyle Franson was presented with a 10 year service award.
- Tourist Rooming House Operations Task Force Report – Supervisor Thome went over a handout that was distributed. Thome stated that there have been five meetings of this Task Force and the public has participated. Thome stated that there are challenges to compliance. Thome reported that one of the challenges is that some of the towns have different zoning requirements so they are not aligned in licensing, sales tax, permit and room tax requirements. Jenrich went over the different zones and the differences. Discussion regarding what the process and barriers would be to gain compliance. Thome stated that the idea is not to continue with the Task Force but let the departments of jurisdiction handle the ongoing process and in a year Planning and Zoning will be reevaluating.

PUBLIC COMMENT: Bill Korrer of Minocqua spoke in favor of the Tourist Rooming House Task Force and in support the proposed Broadband project.

CONSENT AGENDA:

Resolution # 23 – 2022: Resolution offered by the Supervisors of the Administration Committee to Designate Oneida County Public Depositories.

Resolution to: DESIGNATE ONEIDA COUNTY PUBLIC DEPOSITORIES. Resolution approved for presentation to the Oneida County Board by the Supervisors of the Administration Committee.

Resolved by the Board of Supervisors of Oneida County, Wisconsin:

WHEREAS, the governing body of each county is required by Secs. 34.05 and 59.61, Wis. Stats. to designate, by resolution, one or more public depositories, organized and doing business under Wisconsin or U.S. laws and located in Wisconsin; and

WHEREAS, one or more county depositories is required to be designated as a "working bank" under Sec. 59.61, Wis. Stats., and Associated Bank North located at 8 West Davenport Street in the City of Rhinelander, Wisconsin has been so designated; and

WHEREAS, every federal or state credit union, state bank, federal or state savings and loan association, savings and trust company and mutual savings bank and every national bank, located in this State which complies in all respects as to public deposits with Chapter 34, Wis. Stats. and which will accept payments made by the State under sec. 16.412, Wis. Stats., may be designated as a public depository and may receive and hold public deposits; and

WHEREAS, all those banks, credit unions, savings and loan associations, trust companies and mutual savings banks which are state and federally chartered and are located in the State of Wisconsin, are qualified to be a public depository of County funds not immediately needed which funds may be invested in time deposits by the Investment Officer under the authority granted by Secs. 59.61, 59.62, Wis. Stats., and sec.1.27 (2) of the Oneida County General Code.

NOW, THEREFORE, BE IT RESOLVED, by the Oneida County Board of Supervisors that it hereby designates all those banks, credit unions, savings and loan associations, trust companies and mutual savings banks chartered under state and U.S. laws and located in the State of Wisconsin, and the Local Government Investment Pool as County depositories under

Secs. 59.61 and 34.05, Wis. Stats.

For purposes of enumeration, the financial institutions (and/or their successors or assigns) below will be named an Oneida County depository upon filing of the appropriate paperwork with the County and are so designated by way of this resolution:

American Deposit Management Co., W220N3451 Springdale Rd, Pewaukee, WI 53072
Associated Bank NA, 304 Lincoln Street Rhinelander, WI 54501
Associated Bank, Minocqua Branch, 8683 Highway 51N & 70W, Minocqua, WI 54548
Associated Bank, 200 N Adams St. Green Bay, WI 54301
BMO Harris Bank, N.A., 7 N Brown St., Rhinelander, WI 54501
BMO Harris Bank N.A, 790 North Water Street Floor 11 Milwaukee, WI 53202
Charles Schwab & Co. Inc. 1958 Summit Park Dr, Ste 400, Orlando, FL 32810
CoVantage Credit Union, 905 Boyce Dr., Rhinelander WI 54501
Incredible Bank 8590 Hwy 51 North, Minocqua, WI 54548
NKA Nicolet National Bank, 400 East Wall St., Eagle River, WI 54521
Nicolet National Bank, 2170 Lincoln St., Rhinelander, WI 54501
Nicolet National Bank, 8744 US Hwy 51 N, Minocqua, WI 54548
Peoples State Bank, 8 E Anderson St., Rhinelander, WI 54501
Pershing, One Pershing Plaza, Jersey City, NJ 07399
Ripco Credit Union, 121 Sutliff Ave., Rhinelander, WI 54501
US Bank, 9670 Hwy 70 W, Minocqua, WI 54548
US Bank Institutional Trust & Custody, West Side Flats, 60 Livingston Ave., St. Paul, MN 55107
Prudent Man Advisors, 770 N. Jefferson St. Suite 200, Milwaukee, WI 53202
Wisconsin Investment Series Cooperative along with PMA Financial Network, Inc. and/or PMA Securities, Inc.,
770 N. Jefferson St. Suite 200, Milwaukee, WI 53202

This resolution shall be effective until the County Board annual budget hearing.

Approved by the Administration Committee this 3rd day of February, 2022

Offered and passage moved by: Dave Hintz, Alan VanRaalte, Ted Cushing, Bob Mott

Resolution # 24 – 2022: Resolution offered by the Supervisors of the Board of Health and the Labor Relations Employee Services Committees to create a full time Community Health Specialist position at Public Health.

Resolution to create a full time Community Health Specialist position at Public Health.

Resolution offered by the Supervisors of the Board of Health and the Labor Relations Employee Services (LRES) Committee.

WHEREAS, the Public Health Department has received a new grant and additional revenues to fund a full time Community Health Specialist at 100% to work with Public Health programs to promote individual and population health by leading community health planning initiatives; and

WHEREAS, both the Board of Health and LRES Committee agree with the recommendation of the Public Health Director and Human Resources Director do recommend creating a full time Community Health Specialist position in the Public Health Department.

NOW BE IT FURTHER RESOLVED, by the Oneida County Board of Supervisors that effective January 22, 2022, a full time Community Health Specialist position shall be created; and

BE IT FURTHER RESOLVED that by adoption of this resolution it shall be deemed that all associated costs of the position will be covered by non-tax levy money and will be included in the Public Health Department budget for 2022 as set forth in the fiscal impact statement which is attached hereto and made apart thereof, and

BE IT FURTHER RESOLVED the Community Health Specialist position can be increased or decreased in percentage of time based on available non-tax levy dollars with notice to the Committee of Jurisdiction and the LRES Committee.

Approved by the Board of Health this 8th day, February, 2022.

Approved by the LRES Committee this day 2nd day, February, 2022.

Offered and passage moved by: Ted Cushing, Dave Hintz, Scott Holewinski, Sonny Paszak, Tom Kelly, Steven Schreier, Billy Fried

Resolution # 25 – 2022: Resolution offered by the Supervisors of the Board of Health and the Labor Relations Employee Services Committees to create a part time/64% Account Technician position at the Public Health Department.

Resolution to create a part time/64% Account Technician position at the Public Health Department.

Resolution offered by the Supervisors of the Labor Relations Employee Services (LRES) Committee and Board of Health.

WHEREAS, the Public Health Director has recommended that a part-time/64% Account Technician position be created to assist current administrative positions within the department due to the increased level of duties, responsibilities and quantity of work; and

WHEREAS, the Board of Health does support and has recommended to the LRES Committee that a part time/64% Account Technician position be created in the Public Health Department; and

WHEREAS, the LRES Committee does agree with the Board of Health in the creation of a part time/64% Account Technician position.

NOW, THEREFORE, BE IT RESOLVED, by the Oneida County Board of Supervisors that the following will occur effective January 22, 2022:

- A part time/64% Account Technician position is created at Grade Level G of the Non-exempt wage schedule for the Public Health Department.
- Funding from Public Health revenue and grants.

BE IT FURTHER RESOLVED the part-time(64%) Account Technician position can be increased or decreased in percentage of time based on available non-tax levy dollars with notice to the Committee of Jurisdiction and the LRES Committee.

BE IT FURTHER RESOLVED, by the Oneida County Board of Supervisors that by adoption of this resolution it shall be deemed that all associated costs of the position have been covered by non-tax levy money and shall be included in the County Budget for Fiscal year 2022 as set forth in the fiscal impact statement which is attached hereto and made apart thereof.

Approved by the Board of Health this 8th day, February, 2022.

Approved by the LRES Committee this day 2nd day, February, 2022.

Offered and passage moved by: Ted Cushing, Dave Hintz, Scott Holewinski, Sonny Paszak, Tom Kelly, Steven Schreier, Billy Fried

Resolution # 26 – 2022: Resolution offered by the Supervisors of the Board of Health and the Labor Relations Employee Services Committees to create a full-time Sanitarian position in the Public Health Department.

Resolution to create a full-time Sanitarian position in the Public Health Department.

Resolution offered by the Supervisors of the Board of Health and Labor Relations Employee Services (LRES) Committee.

WHEREAS currently there are two full-time Sanitarian positions and one part-time (79%) Environmental Technician position that administer the Environmental Health program; and

WHEREAS, the workload of the Environmental Health Program has continued to increase since its creation in 2008; and

WHEREAS, to manage the increased workload, the Public Health Director and Human Resources Director recommend creating an additional full-time Sanitarian position; and

WHEREAS, both the Board of Health and the LRES Committee agree with the recommendation of the Public Health Director and Human Resources Director and recommend creating an additional full-time Sanitarian position.

NOW BE IT FURTHER RESOLVED, by the Oneida County Board of Supervisors that effective January 22, 2022, an additional full-time Sanitarian position shall be created; and

BE IT FURTHER RESOLVED that by adoption of this resolution it shall be deemed that all associated costs of the position have been covered by non-tax levy money and will be included in the Public Health Department budget for 2022 as set forth in the fiscal impact statement which is attached hereto and made apart thereof, and

BE IT FURTHER RESOLVED the full-time Sanitarian position can be increased or decreased in percentage of time based on available non-tax levy dollars with notice to the Committee of Jurisdiction and the LRES Committee.

Approved by the Board of Health this 8th day, February, 2022.

Approved by the LRES Committee this day 2nd day, February, 2022.

Offered and passage moved by: Ted Cushing, Dave Hintz, Scott Holewinski, Sonny Paszak, Tom Kelly, Steven Schreier, Billy Fried

Resolution # 27 – 2022: Resolution offered by the Supervisors of the Public Works Committee to amend Resolution #74-2019 to change the interest charged to Solid Waste on the General Loan for Construction of Demo Site 4.

Resolution to amend Resolution 74-2019 to change the interest charged to Solid Waste on the General Fund loan for construction of Demo Site 4. Resolution approved for presentation to the Oneida County Board by the Supervisors of the Public Works Committee

Resolved by the Board of Supervisors of Oneida County, Wisconsin:

WHEREAS, the County Board approved resolution 74-2019 on September 16, 2019 to charge the Solid Waste

Department and annual interest rate of 2.38% for a five year loan

WHEREAS, the 2021 General Fund Loans were based on much lower rate, the Solid Waste Department and the Public Works Committee request the amendment to Resolution 74-2019

WHEREAS, the remaining balance on the General Fund loan be repaid in the principal amount plus a fee computed as ten basis points (0.10%) above the Local Investment Pool computed as interest compounded money; and

WHEREAS, the Oneida County General Fund shall be repaid on a monthly basis in amounts to be determined jointly by the Solid Waste Department and the Finance Department, with the intent to repay in full on or before October 30, 2024

THEREFORE, BE IT RESOLVED, resolution 74-2019 be amended to change the interest rate on the General Fund loan for the construction of Demolition Site 4 be amended; and

BE IT FURTHER RESOLVED, the amended resolution will change the interest rate effective January 1, 2022; and

BE IT FURTHER RESOLVED, the Oneida County General Fund shall be paid in full on or before October 30, 2024

Offered and passage moved by: Ted Cushing, Scott Holewinski, Mike Timmons, Bob Almekinder, Sonny Paszak

Resolution # 28 – 2022/Ordinance Amendment # 1 - 2022: Resolution offered by the Supervisors of the Planning and Development Committee to extend the moratorium on Livestock Facilities Licensing date to September 1, 2022.

Resolution to extend the moratorium date to September 1, 2022.

Ordinance Amendment offered by the Planning and Development Committee.

Resolved by the Board of Supervisors of Oneida County, Wisconsin:

WHEREAS, the Planning & Development Committee, having considered Ordinance Amendment #1-2022, which was filed January 11, 2022 (copy attached) to amend Section 9.57 of the Oneida County Zoning and Shoreland Protection Ordinance, and having given notice thereof as provided by law and having held a public hearing thereon February 2, 2022 pursuant to Section 59.69(5), Wisconsin Statutes, and having been informed of the facts pertinent to the changes which are as follows:

WHEREAS, the purpose of the ordinance is to allow Oneida County to impose a moratorium providing adequate time to study, review, consider, and determine amendments to the Oneida County Zoning and Shoreland Protection Ordinance; and

WHEREAS, the moratorium would prohibit new livestock facilities that will have 500 or more animal units; and

WHEREAS, the Planning and Development committee held a public hearing and two people spoke in favor of the moratorium extension and nobody spoke against; and

WHEREAS, the Planning and Development committee is requesting an extension of six (6) months on the moratorium; and

WHEREAS, the Planning and Development committee has carefully studied the proposed changes after listening to comments made at the public hearing and recommends approval.

NOW, THEREFORE, THE ONEIDA COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS FOLLOWS:

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

Section 2. This ordinance shall take effect the day after passage and publication as required by law.

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

Section 4. Chapter 9 of the General Code of Oneida County, Wisconsin, is amended as follows [additions noted by underline, deletions noted by strikethrough]:

9.57 MORATORIUM ON LIVESTOCK FACILITIES LICENSING

F. Duration of Moratorium

~~The moratorium shall expire on March 1, 2022.~~ The moratorium shall expire on September 1, 2022.

The County Clerk shall, within seven (7) days after adoption of Ordinance Amendment #1-2022 by the Oneida County Board of Supervisors, cause a certified copy thereof to be transmitted by mail to the Town Clerks of Oneida County and the Wisconsin Department of Natural Resources.

Approved for presentation to the County Board by the Planning and Development Committee this 2nd day of February, 2022.

Offered and passage moved by: Scott Holewinski, Jack Sorensen, Ted Cushing, Mike Timmons, Bob Almekinder

Resolution # 29 – 2022: Offered by the Supervisors of the Public Works Committee authorizing the purchase of One (1) Skidsteer and Milling Head for the price not to exceed One Hundred Thousand Five Hundred Dollars.

Resolution offered by the Supervisors of the Public Works Committee.

Resolved by the Board of Supervisors of Oneida County, Wisconsin:

WHEREAS, the Oneida County Public Works Committee and the Highway Department seek to purchase one (1) Skidsteer and Milling Head; and

WHEREAS, the Highway Department has an account designated for the purchase of "Machinery" with \$350,000 available for 2022; and

WHEREAS, Oneida County Code sec. 3.09(2) requires County Board approval of purchases over \$100,000; and

WHEREAS, the Highway Department and Public Works Committee believe that a new Skidsteer and Milling Head can be purchased for no more than One Hundred Thousand, Five Hundred dollars (\$100,500.00); and

WHEREAS, the Public Works Committee and the Highway Department have assessed their needs and determined that the purchase of a new Skidsteer and Milling Head is in the best interest of the department; and

WHEREAS, the Public Works Committee and the Highway Department seek to use a portion of the available funds in the "Machinery" account to purchase the aforementioned new Skidsteer and Milling Head.

NOW, THEREFORE, BE IT RESOLVED, the Public Works Committee and the Highway Department are authorized to purchase a new Skidsteer and Milling Head for the price not to exceed One Hundred Thousand, Five Hundred Dollars (\$100,500.00) and

BE IT FURTHER RESOLVED, that the Public Works Committee and the Highway Department are authorized use of the available funds in the "Machinery" account for the aforementioned purchase.

Approved by the Public Works Committee this 10th day of February, 2022.

Offered and passage moved by: Ted Cushing, Sonny Paszak, Bob Almekinder, Scott Holewinski, Mike Timmons

Motion/Second: VanRaalte/Cushing to accept the Consent Agenda as presented.

Roll Call Vote: 20 Aye; 1 Absent, Sorensen

Consent Agenda: Adopted

Supervisor Winkler requested that Resolution # 24- 2022, # 25 – 2022, # 26 - 2022 be pulled from the Consent Agenda.

CONSIDERATION OF RESOLUTIONS & ORDINANCES:

Resolution # 24 – 2022: Resolution offered by the Supervisors of the Board of Health and the Labor Relations Employee Services Committees to create a full time Community Health Specialist position at Public Health.

Resolution to create a full time Community Health Specialist position at Public Health.

Resolution offered by the Supervisors of the Board of Health and the Labor Relations Employee Services (LRES) Committee.

WHEREAS, the Public Health Department has received a new grant and additional revenues to fund a full time Community Health Specialist at 100% to work with Public Health programs to promote individual and population health by leading community health planning initiatives; and

WHEREAS, both the Board of Health and LRES Committee agree with the recommendation of the Public Health Director and Human Resources Director do recommend creating a full time Community Health Specialist position in the Public Health Department.

NOW BE IT FURTHER RESOLVED, by the Oneida County Board of Supervisors that effective January 22, 2022, a full time Community Health Specialist position shall be created; and

BE IT FURTHER RESOLVED that by adoption of this resolution it shall be deemed that all associated costs of the position will be covered by non-tax levy money and will be included in the Public Health Department budget for 2022 as set forth in the fiscal impact statement which is attached hereto and made apart thereof, and

BE IT FURTHER RESOLVED the Community Health Specialist position can be increased or decreased in percentage of time based on available non-tax levy dollars with notice to the Committee of Jurisdiction and the LRES Committee.

Approved by the Board of Health this 8th day, February, 2022.

Approved by the LRES Committee this day 2nd day, February, 2022.

Offered and passage moved by: Ted Cushing, Dave Hintz, Scott Holewinski, Sonny Paszak, Tom Kelly, Steven Schreier, Billy Fried

Discussion: Winkler stated that if we are spending money and adding a position this should be discussed. Cushing stated that this position is grant funded. Charbarneau stated that this went through the Board of Health and then to the Labor Relations Committee. Conlon reported that this position is funded with grant dollars and the grant is specific to Public Health. Conlon stated that it is written into the Resolution that when the grant dollars go away that the position goes away.

Roll Call Vote on Resolution # 24 – 2022: 20 Aye; 1 Absent, Sorensen

Resolution # 24 – 2022: Adopted

Resolution # 25 – 2022: Resolution offered by the Supervisors of the Board of Health and the Labor Relations Employee Services Committees to create a part time/64% Account Technician position at the Public Health Department.

Resolution to create a part time/64% Account Technician position at the Public Health Department.

Resolution offered by the Supervisors of the Labor Relations Employee Services (LRES) Committee and Board of Health.

WHEREAS, the Public Health Director has recommended that a part-time/64% Account Technician position be created to assist current administrative positions within the department due to the increased level of duties, responsibilities and quantity of work; and

WHEREAS, the Board of Health does support and has recommended to the LRES Committee that a part time/64% Account Technician position be created in the Public Health Department; and

WHEREAS, the LRES Committee does agree with the Board of Health in the creation of a part time/64% Account Technician position.

NOW, THEREFORE, BE IT RESOLVED, by the Oneida County Board of Supervisors that the following will occur effective January 22, 2022:

- A part time/64% Account Technician position is created at Grade Level G of the Non-exempt wage schedule for the Public Health Department.
- Funding from Public Health revenue and grants.

BE IT FURTHER RESOLVED the part-time(64%) Account Technician position can be increased or decreased in percentage of time based on available non-tax levy dollars with notice to the Committee of Jurisdiction and the LRES Committee.

BE IT FURTHER RESOLVED, by the Oneida County Board of Supervisors that by adoption of this resolution it shall be deemed that all associated costs of the position have been covered by non-tax levy money and shall be included in the County Budget for Fiscal year 2022 as set forth in the fiscal impact statement which is attached hereto and made apart thereof.

Approved by the Board of Health this 8th day, February, 2022.

Approved by the LRES Committee this day 2nd day, February, 2022.

Offered and passage moved by: Ted Cushing, Dave Hintz, Scott Holewinski, Sonny Paszak, Tom Kelly, Steven Schreier, Billy Fried

Discussion: Charbarneau stated that this Resolution went through the Board of Health and the Labor Relations Committee. Conlon stated that there is an increase in workload and there is a need for this position. Conlon reported that this position will be billed to grants and Public Health revenue.

Roll Call Vote on Resolution # 25 – 2022: 20 Aye; 1 Absent, Sorensen

Resolution # 25 – 2022: Adopted

Resolution # 26 – 2022: Resolution offered by the Supervisors of the Board of Health and the Labor Relations Employee Services Committees to create a full-time Sanitarian position in the Public Health Department.

Resolution to create a full-time Sanitarian position in the Public Health Department.

Resolution offered by the Supervisors of the Board of Health and Labor Relations Employee Services (LRES) Committee.

WHEREAS currently there are two full-time Sanitarian positions and one part-time (79%) Environmental Technician position that administer the Environmental Health program; and

WHEREAS, the workload of the Environmental Health Program has continued to increase since its creation in 2008; and

WHEREAS, to manage the increased workload, the Public Health Director and Human Resources Director recommend creating an additional full-time Sanitarian position; and

WHEREAS, both the Board of Health and the LRES Committee agree with the recommendation of the Public Health Director and Human Recourses Director and recommend creating an additional full-time Sanitarian position.

NOW BE IT FURTHER RESOLVED, by the Oneida County Board of Supervisors that effective January 22, 2022, an additional full-time Sanitarian position shall be created; and

BE IT FURTHER RESOLVED that by adoption of this resolution it shall be deemed that all associated costs of the position have been covered by non-tax levy money and will be included in the Public Health Department budget for 2022 as set forth in the fiscal impact statement which is attached hereto and made apart thereof, and

BE IT FURTHER RESOLVED the full-time Sanitarian position can be increased or decreased in percentage of time based on available non-tax levy dollars with notice to the Committee of Jurisdiction and the LRES Committee.

Approved by the Board of Health this 8th day, February, 2022.

Approved by the LRES Committee this day 2nd day, February, 2022.

Offered and passage moved by: Ted Cushing, Dave Hintz, Scott Holewinski, Sonny Paszak, Tom Kelly, Steven Schreier, Billy Fried

Discussion: Charbarneau stated that if the funding goes away this position will go away. Charbarneau reported that this position will be covered with increased revenues. Conlon stated that this position will be funded through the Sanitary Program. Conlon advised that this position would decrease the number of inspections per inspector ratio back to a reasonable level. Conlon stated that sanitarians do inspections for hotels, pools, restaurants, campgrounds, convenience stores, grocery stores and mobile home parks. Holewinski stated that the requirement is to have a sanitarian for every 280-350 inspections, and that rule needs to be followed. Schreier stated that with bringing all of the Tourist Rooming Houses into compliance and adding additional places that need to be inspected, this will increase that workload. Schreier stated this is not Tax Levy funded.

Roll Call Vote on Resolution # 26 – 2022: 20 Aye; 1 Absent, Sorensen

Resolution # 26 – 2022: Adopted

Resolution # 30 – 2022: Offered by the Supervisors of the Public Works Committee authorizing the purchase of two (2) Patrol Trucks plus attachments for the price not to exceed Seven Hundred Ninety Thousand, Six Hundred Sixty-Four Dollars (\$790,664.00).

Resolution offered by the Supervisors of the Public Works Committee.

Resolved by the Board of Supervisors of Oneida County, Wisconsin:

WHEREAS, the Oneida County Public Works Committee and the Highway Department seek to purchase two (2) Patrol Trucks plus attachments; and

WHEREAS, the Highway Department had this equipment purchase approved through the Capital Improvement Program (CIP) and funds have been designated for the purchase of two (2) Patrol Trucks available for 2022 in the amount of \$300,000 each; and

WHEREAS, nationwide supply-chain issues may cause a potential delay in the manufacture and delivery of the equipment therefore funds are being committed in 2022 but delivery of the equipment may not occur until 2023; and

WHEREAS, Oneida County Code sec. 3.09(2) requires County Board approval of purchases over \$100,000; and

WHEREAS, the Highway Department and Public Works Committee believe that two (2) new Patrol Trucks plus attachments can be purchased for no more than Seven Hundred Ninety Thousand, Six Hundred Sixty-four dollars (\$790,664); and

WHEREAS, the Public Works Committee and the Highway Department have assessed their needs and determined that the purchase of two new Patrol Trucks plus attachments is in the best interest of the department; and

WHEREAS, the Public Works Committee and the Highway Department seek to use a portion of the available funds in the "Machinery" account to purchase the aforementioned new Patrol Trucks.

NOW, THEREFORE, BE IT RESOLVED, the Public Works Committee and the Highway Department are authorized to purchase two (2) new Patrol Trucks plus attachments for the price not to exceed Seven Hundred Ninety Thousand, Six Hundred Sixty-four Dollars (\$790,664) and

BE IT FURTHER RESOLVED, that the Public Works Committee and the Highway Department are authorized use of the available funds in the "Machinery" account and "Capital Improvement Program" for the aforementioned purchase.

Approved by the Public Works Committee this 15th day of February, 2022.

Offered and passage moved by: Ted Cushing, Sonny Paszak, Bob Almekinder, Scott Holewinski, Mike Timmons

Discussion: Highway Commissioner Alex Hegeman stated that these trucks are on the replacement schedule for purchasing. Hegeman stated that the costs have increased significantly for trucks at approximately a \$100,000 increase per truck. Hegeman reported that the estimated delivery date is April 2023. Per Hegeman, two patrol trucks were approved last July as a Capital Improvement Project in the amount of \$600,000 estimating \$300,000 per truck. Hegeman stated these costs have increased and the costs keep skyrocketing. Holewinski stated that the plan is to go back to the CIP committee to get the additional funds needed to purchase these trucks or to use the Equipment Fund. Holewinski reported that this decision cannot be delayed. Holewinski stated that only two trucks per county are allowed to be ordered at this time, giving all counties an opportunity to purchase for their fleet. Schreier stated that we need to order the trucks today, regardless of how it is being funded. Cushing stated that every county and municipality is going through this.

Roll Call Vote on Resolution # 30 – 2022: 20 Aye; 1 Absent, Sorensen

Resolution # 30 – 2022: Adopted

Resolution # 31 – 2022/Ordinance Amendment # 02 – 2022: Offered by the Supervisors of the Land Records Committee to update Chapter 18.01 of the County Code – County Real Estate Transactions.

Resolution to update Chapter 18, titled 'County Real Estate Transactions'.

Ordinance Amendment offered by the Land Records Committee.

WHEREAS, Chapter 18, titled 'County Real Estate Transactions' was reviewed by the Land Records Committee and the Committee recommends that changes be made to various parts of the ordinance for improved administration of the ordinance.

NOW, THEREFORE, THE ONEIDA COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS FOLLOWS:

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

Section 2. This ordinance shall take effect the day after passage and publication as required by law.

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

Section 4. Section 18 of the General Code of Oneida County, Wisconsin, is amended as follows [additions noted by underline, deletions noted by strikethrough]:

18.01 COUNTY REAL ESTATE SUBJECT TO THIS CHAPTER.

- (1) For purposes of administration, development, disposition, use and sale, all real estate owned by the County acquired through tax deed, in rem tax foreclosure judgment, quit claim, purchase, bequest, exchange or other means shall be subject to the administrative procedures established in this chapter, except:
 - (a) Real Estate described as County Forest or Outdoor Recreation areas in Chapter 14 of the General Code of Oneida County shall be administered, acquired, developed and sold or conveyed under the provisions of that chapter, including, but not limited to, county wide snowmobile and ATV easements, recreational areas, access permits across County forest lands pursuant to the execution of logging contracts or to private properties and acquisitions for County forest purposes where such acquisitions are pursuant to the Forestry Department's fifteen-year plan and/or when such acquisition would further the "blocking in" of County forest lands.
 - (b) Those lands determined to be County Highway lands shall be administered, acquired, developed and sold or conveyed, under the provisions of sec. 83 & 84 Wis. Stats.
 - (c) ~~However, such Forestry and Highway lands shall be subject to the provisions of Section 18.05 & 18.06 of the Chapter relating to the value of the property.~~

18.04 REAL ESTATE SALES OF TAX DEED OR IN REM TAX FORECLOSURE PROPERTIES.

- (4) Only one bid, per bidder, per parcel will be accepted. The bid must be a specific value and cannot be an "open ended bid" (i.e., percent or dollar amount more ~~then~~ than the highest bid received). If a bidder submits multiple bids, only the highest will be considered and all others will be automatically rejected. The number of bids received prior to bid opening will not be revealed.
- (5) If two or more bids are submitted for the same real estate and the bidder's price is the same, the tied bids will be determined by a flip of a coin by the Committee at the bid opening.
- (11) The Committee may recommend one or more of the following restrictions in the quit claim deed or as a condition of granting title:
 - (d) Reversionary rights if the real estate is transferred to a governmental agency and the agency no longer uses the real estate ~~or for~~ for the intended public purpose.
 - (e) Easements. (Am. #23-2014)
 - (f) Restrictions or reservations for public or private access to other properties.

18.05 ACQUISITION OR CONVEYANCE OF OTHER COUNTY OWNED REAL ESTATE (AM. #113-2007; Am. #32-2011)

- (2) Conveyance or sale of County owned real estate, other than tax deed or in-rem tax foreclosure parcels, except as noted in 18.01 (a) & (b), shall be accomplished pursuant to the following:
 - (a) Requests for strips of lands that have been retained by the County commonly referred to as 'excess lands that were or are adjacent to public road right-of-way' shall be processed as noted in 18.05 (3) below.

- (3) Requests for conveyance of lands commonly referred to as "excess lands that were or are adjacent to public road right-of-way" which are strips of lands lying on each side of existing public roads (usually 100' on each side of centerline) that the County retained upon previous sale of tax deeded or foreclosed properties shall be submitted to the Committee for processing on a case by case basis.
- (a) The requestor must submit in writing their interest in obtaining the strips along with title evidence, a general description, and if deemed necessary by the Committee, a survey or more detailed description of the land to be conveyed. An administrative fee of ~~\$100~~ \$250 shall be charged to review a request but shall be returned if the request is denied by the Committee or County Board and shall be forfeited if the request is withdrawn or not completed by the requestor. (Am. #23-2014).
- (d) Upon final approval from the County Board or notice of no objection from the Town, the requestor has 60 days to complete the transaction, unless the Committee approves extending the deadline for just cause. Upon receipt of payment from the requestor for the recording fees and as directed by County Board action, the County Clerk shall issue and record a quit claim deed to the landowner titled in the same manner to which the land is to be attached. (Am Res. #29-2009; #23-2014).
- (e) Access permits or easements for utilities, driveways or private roads to serve an adjoining property in the shortest route practical across these strips are not required if the width is 66' or less. This does not prevent any governmental agency from requiring a driveway permit to access a public road. It shall be the responsibility of the landowner(s) using the strip to develop and maintain any part of the strip being used for driveway, utilities or private roads at their own expense. The landowner using the strip assumes all liability and risks associated with the use of the strip. Oneida County will not be responsible for any accident, property damage or any physical or other injury related to the use of said strip.

18.06 EASEMENTS AND LEASES OF COUNTY OWNED REAL ESTATE. (Am. #32-2011)

- (4) ~~The easement shall be conveyed at a minimum value of \$3000 per acre. The value of an easement shall be determined by the Committee depending on the nature of the easement, with a minimum charge being \$500.~~ Upon final approval from the County Board the requestor has 60 days to make payment. Upon receipt of payment for the easement and recording fees, and as directed by County Board action the County Clerk shall issue and record a quit claim deed for the easement on behalf of the County.
- (7) The value of easements or leases for public utilities or requests from the state or municipalities shall be determined by the Committee depending on the nature of the easement.

18.07 RELEASES. (Am. #32-2011)

- (1) The Committee shall review requests for releases of deed restrictions, reservations, covenants and related encumbrances that were placed on record by the County in conveyances of County owned property as follows:
- (a) The requestor must submit in writing their interest in obtaining a release of restrictions, reservations, covenants or related encumbrances with title evidence, a general description detailing the release sought and other information as may be determined by the Committee to make a decision with regard to granting or denying the release. An administrative fee of ~~\$500~~ \$100 shall be charged to review a request but shall be returned if the request is denied by the Committee or County Board and shall be forfeited if the request is withdrawn.
- (b) Any release must be reviewed by the Corporation Counsel prior to being granted and approved by the County Board.

18.08 RESIDENTIAL RELEASE. (Cr. Res. #66-2009)

- (c) Any release must be reviewed by the Corporation Counsel prior to being granted and approved by the County Board.

Offered and passage moved by: Sonny Paszak, Mike Timmons, Bill Liebert, Greg Oettinger

Discussion: Romportl stated that the Ordinance has not been updated in eight or nine years. Romportl reported that this is updating and adjusting the language to clarify changes that have been made.

Roll Call Vote on Resolution # 31 – 2022: 20 Aye; 1 Absent, Sorensen

Resolution # 31 – 2022: Adopted

Resolution # 32 – 2022: Resolution offered by the Supervisors of the Labor Relations Employee Services Committee to eliminate the Payroll Purchasing Technician position and create a Financial Specialist position in the Finance Department.

Resolution to eliminate the Payroll Purchasing Technician position and create a Financial Specialist position in the Finance Department.

Resolution offered by the Supervisors of the Labor Relations Employee Services (LRES) Committees.

WHEREAS, the Administration Committee approved the request to eliminate a Payroll Purchasing Technician and create a Financial Specialist position in the Finance Department and forward the request on to the LRES Committee; and

WHEREAS, and LRES Committee reviewed the request to eliminate a Payroll Purchasing Technician and create a Financial Specialist position in the Finance Department based on the needs of the department; and

WHEREAS, the LRES Committee did recommend that the Payroll Purchasing Technician should be eliminated from the Finance Department and a Financial Specialist position be created in the Finance Department and

NOW, THEREFORE, BE IT RESOLVED, that the Oneida County Board of Supervisors that the Payroll Purchasing Technician Position within the Finance Department shall be eliminated and a Financial Specialist position shall be created at Grade Level I on the Non-exempt Wage Schedule noting the following:

1. The effective date of the change shall be February 19,2022: and
2. Incumbent employee shall be promoted to the newly created Financial Specialist position at Grade Level I at Step 5
3. Upon successful completion of a Fundamental Payroll Certification (FPC) within 12-months of reclassification and a “Valued Employee” performance evaluation, employee is eligible for an additional step increase to scheduled step increase.
4. January 1, 2023 position moves from 1950 hours per year to 2080 hours per year.

BE IT FURTHER RESOLVED, by the Oneida County Board of Supervisors that by adoption of this resolution it shall be deemed that all costs associated with this reclassification are covered by money from the contingency fund added to the 2022 budget of the Finance Department as set forth in the fiscal impact statement which is attached hereto and made a part hereof.

Approved by the LRES Committee this 20th day of January, 2022.

Approved by the Administration Committee this 10th day of January, 2022.

Offered and passage moved by: Ted Cushing, Sonny Paszak, Scott Holewinski, Dave Hintz

Discussion: Charbarneau stated that the new Finance Director has reviewed and adjusted job duties and wants to change these positions. Finance Director Tina Smigielski stated that this adjustment will also help in succession planning and recruiting if this position were to come open again.

Roll Call Vote on Resolution # 32 – 2022: 20 Aye; 1 Absent, Sorensen

Resolution # 32 – 2022: Adopted

Resolution # 33 – 2022: Resolution offered by the Supervisors of the Administration and the Labor Relations Employee Services Committees to reclassify the Secretary I and Secretary II positions in the Corporation Counsel Department to an Administrative Support Specialist and Office Coordinator positions respectively.

Resolution to reclassify the Secretary I and Secretary II positions in the Corporation Counsel Department to an Administrative Support Specialist and Office Coordinator positions respectively.

Resolution offered by the Supervisors of the Labor Relations Employee Services (LRES) and Administration Committees.

WHEREAS, the Public Safety Committee approved the reclassification request and forwarded the request on to the LRES Committee; and

WHEREAS, and LRES Committee reviewed the reclassification request to determine proper placement on the County wage schedule; and

WHEREAS, the LRES Committee did recommend that the current positions be reclassified based on job descriptions that correctly identify the high level of independent decision making and confidential nature that is required in the sensitive matters handled by the Corporation Counsel Office.

NOW, THEREFORE, BE IT RESOLVED, that the Oneida County Board of Supervisors that the Secretary I Position within the Corporation Counsel Department shall be moved from Grade Level G on the Non-exempt Wage Schedule to Grade Level H on the Non-exempt Wage Schedule as an Administrative Support Specialist and the Secretary II position within the Corporation Counsel Department shall be moved from Grade Level H on the Non-Exempt Wage Scheduled to Grade Level I on the Non-Exempt Wage Scheduled as Office Coordinator noting the following:

1. The effective date of the changes shall be February 19,2022: and

2. Incumbent Secretary I employee shall be moved to Grade Level H, Step 8; and
3. Incumbent Secretary II employee shall be moved to Grade Level I, Step 10.

BE IT FURTHER RESOLVED, by the Oneida County Board of Supervisors that by adoption of this resolution it shall be deemed that all costs associated with this reclassification are covered in the current 2022 budget of the Corporation Counsel Department as set forth in the fiscal impact statement which is attached hereto and made a part hereof.

Approved by the LRES Committee this 20th day of January, 2022.

Approved by the Administration Committee this 10th day of January, 2022.

Offered and passage moved by: Ted Cushing, Sonny Paszak, Scott Holewinski, Dave Hintz

Discussion: Charbarneau stated that with the new Corporation Counsel there has been an evaluation of the department. Corporation Counsel Mike Fugle stated that this puts Corporation Counsel on the same pay grade levels as the District Attorney's office. Fugle stated that this is appropriate and the department is fortunate to have these two people in these positions.

Roll Call Vote on Resolution # 33 – 2022: 19 Aye; 1 Nay, Fried; 1 Absent, Sorensen

Resolution # 33 – 2022: Adopted

Resolution # 34 – 2022: Resolution offered by the Supervisors of the Administration Committee to Authorize Creation of Public Private Partnership with Hilbert Communications, LLC.

RESOLUTION AUTHORIZATION CREATION OF PUBLIC PRIVATE PARTNERSHIP WITH HILBERT COMMUNICATIONS, LLC.

WHEREAS, Hilbert Communications, LLC ("Hilbert"), and its subsidiary broadband wireless internet service provider company, Bug Tussel Wireless, LLC ("Bug Tussel"), desire to commence a project consisting of the construction and operation of certain fiber optic assets to provide the most advanced infrastructure to the unserved and underserved residents of Oneida County; and

WHEREAS, Oneida County desires to pursue Broadband Expansion Grants offered by and through the State of Wisconsin Public Service Commission, and

WHEREAS, Oneida County considered Hilbert and Bug Tussel's proven track record of community partnerships and their proposal to expand broadband to unserved and underserved areas of Oneida County, and hereby recommends partnering with Hilbert to pursue broadband expansion grants; and

WHEREAS, Hilbert and Oneida County desire to pursue and make application for any and all grant money available for broadband coverage; and

WHEREAS, Hilbert and Oneida County are willing and able to create a public private partnership to provide the latest advancements in broadband coverage, and to seek all available grants to provide and subsidize the cost of necessary broadband infrastructure; and

NOW THEREFORE, BE IT RESOLVED, that the Oneida County Board of Supervisors, supports the application to the State of Wisconsin Public Service Commission for broadband expansion grants in partnership with Hilbert and Bug Tussel; and

BE IT FURTHER RESOLVED, that the Oneida County Board of Supervisors shall enter into an Agreement to Establish Public Private Partnership for the Purpose of Applying for a Broadband Expansion Grant, in a form substantially similar to the attached Exhibit A; and

BE IT FURTHER RESOLVED, that the appropriate county officials are authorized and empowered to do all such acts and to execute, acknowledge, and deliver all such documents necessary or desirable to fulfill the intent of this resolution.

Approved for presentation to the County Board by the Administration Committee this 3rd day of February, 2021.

Offered and passage moved by: Dave Hintz, Ted Cushing, Alan VanRaalte, Bob Mott

Discussion: Hintz stated that broadband expansion is important. Hintz stated that this is just the start of a process and advised that the County should proceed with caution as there is risk involved. Jeff Verdoorn went over an outline that was presented. Verdoorn stated that they want to develop a partnership which is the first step to getting a contract. Verdoorn discussed what the next steps were if this was to be pursued. Holewinski stated that the county has done this type of project in the past and the service is not great. Discussion ensued regarding concerns with risk, funding and service.

11:00 a.m. – 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)(g), "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."

Topic: The Oneida County Grievance Policy, Section 1.03 (3)(d) states "Prior to the beginning of the hearing, the Impartial Hearing Officer may attempt to mediate the dispute at the request of both parties." The Impartial Hearing Officer

mediated a proposed resolution of Grievance 10-2021 which is being presented to the County Board for consideration and response.

It is anticipated that the County Board will return to open session by roll call vote to consider the remainder of the meeting agenda.

Announcement of action taken in closed session, or take action based on closed session (NOTE: If the announcement of action taken in closed session would compromise the need for the closed session, the action taken will not be announced. Any action taken in closed session may be announced when the need for the closed session has passed).

Break 11:06 am – 11:10

Motion/Second: Cushing/VanRaalte to go into Closed Session at 11:11 p.m.

Roll Call Vote: All Aye

Supervisors Paszak, Oettinger, Holewinski and Cushing left at 12:25 p.m.

Motion/Second: Winkler/VanRaalte to return to Open Session at 12:25 p.m.

Roll Call Vote: All Aye

Announcement: Chairman Hintz announced that while in closed session the County Board approved the proposed settlement agreement as mediated and authorized the County Board Chair to wordsmith the agreement as necessary to finalize.

Discussion: Fried stated there are concerns that Resolution # 35 - 2022 should come first. Jeff Verdoorn Economic Development Corporation Director stated these are linked together and without this partnership the application would not be allowed to be brought forward. Discussion ensued regarding funding. Roach questioned if there was any monetary commitment at this time with either of these Resolutions. Verdoorn stated that in Resolution # 35 – 2022 it states that if the project is successfully negotiated there would be a monetary commitment, but if it is decided not to go forward with the project the commitment is done. Verdoorn stated that this is ARPA funds that are allocated to this project if this is approved. Timmons stated that we have done this type of project before and it did not hit the areas that are underserved. Fried advised there are concerns with the wording in Resolution # 35 - 2022 and the liability of bonding.

Roll Call Vote on Resolution # 34 – 2022: 10 Aye; 6 Nay, Timmons, Ives, Liebert, Roach, Almekinder, Fried; 5 Absent, Cushing, Paszak, Oettinger, Holewinski, Sorensen

Resolution # 34 – 2022: Adopted

Resolution # 35 – 2022: Resolution offered by the Supervisors of the Administration Committee to Request Coronavirus Local Fiscal Recovery Fund (CLFRF) allocated to Oneida County through the American Rescue Plan Act (ARPA) for the Purpose of Oneida County Broadband and Cellular Infrastructure Expansion.

Resolution to Request Coronavirus Local Fiscal Recovery Fund (CLFRF) allocated to Oneida County through the American Rescue Plan Act (ARPA) for the Purpose of Oneida County Broadband and Cellular Infrastructure Expansion. Resolution approved for presentation to the Oneida County Board by the Supervisors of the Administration Committee. Resolved by the Board of Supervisors of Oneida County, Wisconsin:

WHEREAS, The American Rescue Plan Act (ARPA) amends Title VI of the Social Security Act by adding Sections 602 and 603 establishing the Coronavirus Local Fiscal Recovery Fund (CLFRF); and

WHEREAS, Oneida County receives funds through CLFRF to assist the County in responding to the public health emergency or its negative economic impacts; to provide premium pay to eligible workers; to make necessary investments in infrastructure; and/or to provide government services; and

WHEREAS, certain restrictions of the use of these funds are determined by the United States Treasury (UST) Department including the prohibition of depositing the funds into any pension fund; directly or indirectly offsetting tax revenue; and does limit the amount of CLFRF funding to be used for “government services” to a not-to-exceed revenue reduction cap; and

WHEREAS, the County established the Funding Opportunities Committee (FOC) to provide direction and guidance on the use of the CLFRF; and

WHEREAS, the FOC developed an Oneida County Relief Funding Plan dated September 27, 2021 which ranked certain requests as “high” indicating the project or program resolves long-term, pressing issues; and / or addresses serious health and public safety risks; and / or has a widespread impact; and / or addresses a financial burden on the County; and / or has well-defined ancillary benefits; and

WHEREAS, the FOC, after thoughtful consideration of USTD regulations, further recommends County program funding thresholds by CLFRF category as follows: Public Health / Economic Development \$2,000,000; Premium Pay \$0; Infrastructure \$1,700,000; Government Services \$3,000,000; and Contingency of \$200,000; and

WHEREAS, due to the administrative burden of tracking and reporting expenditures under the program only those projects or programs with an aggregate value over a three-year period of \$100,000 are considered; and

WHEREAS, only those projects or programs which are “shovel-ready” or set to commence, if funded, upon approval of this Resolution are entertained at this stage to ensure UST requirements of funding obligation no later than December 31, 2024 and fully expended by December 31, 2026; and

WHEREAS, The FOC and OCEDC ranks Broad Band Expansion in Oneida County as a high priority for Relief Funding and recommends its funding under the Infrastructure category; and

WHEREAS, Oneida County can receive \$2,465,500 dollars from the Public Service Commission (PSC) during the 2022-24 broadband grant cycle, but only by using \$1,500,000 CLFRF dollars as a match, and

WHEREAS, to apply for this funding, Oneida County needs to enter a public/private partnership with Hilbert Communications (Bug Tussel); and

WHEREAS, Oneida County and OCEDC will participate in a negotiation of a Conduit Funding opportunity with Hilbert Communications (Bug Tussel) with bonds held by Fond Du Lac County to bring \$16,307,500 in broadband and cellular infrastructure to much of Oneida County; and

WHEREAS, if negotiations in Conduit Financing for the purpose of joining Fond Du Lac County Broadband Bonding Project are successful, Oneida County would generate approximately \$3,203,000 in revenue during the 30-year life of the infrastructure project; and

WHEREAS, there will be no additional or ongoing costs to Oneida County as the result of this project – whether approved or not approved; and

WHEREAS, the FOC charged OCEDC with developing CLFRF Broadband Project(s), and OCEDC recommends this project be funded using CLFRF funds; and

THEREFORE, BE IT RESOLVED, by the Oneida County Board of Supervisors that effective on 02/03/2022, a public/private partnership be created with Hilbert Communications (Bug Tussel) and that a successfully negotiated project because of the partnership be funded using \$1,500,000 of County CLFRF funds; and

BE IT FURTHER RESOLVED, by the Oneida County Board of Supervisors that by Adoption of this resolution the project will be reevaluated annually as part of the budget process to determine need and available funding for future years.

**Approved for presentation to the County Board by the Administration Committee this 3rd day of February, 2022
Offered and passage moved by:** Dave Hintz, Ted Cushing, Alan VanRaalte, Bob Mott

Discussion: Verdoorn stated that this is the allocation \$1.6 million dollars to broadband expansion throughout Oneida County if this is successfully negotiated. Verdoorn stated that if this does not go forward these funds could be used for something else. Fried stated that wire is being put in the ground with a private company. Fried questioned if Spectrum or any other private entity partner with network. Verdoorn stated this is a contract and partnerships would be the determination from Bug Tussle.

Roll Call Vote on Resolution # 35 – 2022: 9 Aye, Liebert, Thome, Kelly, Fisher, Pence, VanRaalte, Schreier, Mott, Hintz; 6 Nay, Almekinder, Roach, Ives, Timmons, Krolczyk, Fried; 1 Abstain, Winkler; 5 Absent, Cushing, Sorensen, Holewinski, Paszak, Oettinger

Resolution # 35 – 2022: Adopted

Resolution # 36 – 2022/Ordinance Amendment # 03 - 2022: Offered by the Supervisors of the Administration Committee to update Oneida County Code – Ordinance 25.04 Penalty Provisions related to Planning and Zoning Department.

Resolution to update County Code – Ordinance 25.04 Penalty Provisions related to Planning and Zoning Department.

Ordinance Amendment offered by Administration Committee.

WHEREAS, the Planning and Zoning Department administers various chapters of the Oneida County General Code of Ordinances including Chapter 9 - Zoning and Shoreland Protection, Chapter 13 - Private On-site Wastewater Treatment Systems, Chapter 15 - Subdivision and Platting, Chapter 19 - The Airport and Chapter 20 - Floodplain Zoning, Chapter 22 - Nonmetallic Mining Reclamation, and 11.13(4) and 11.16 of Chapter 11 - Health and Social Services and;

WHEREAS, after review of Chapter 25 it was realized that there were no penalty provisions for Chapter 19 - The Airport and Chapter 20 - Floodplain Zoning and;

WHEREAS, the referenced violations in Chapter 25 did not reflect current ordinance language and;

WHEREAS, forfeiture amounts were reviewed and updated and;

WHEREAS, the Planning and Development Committee has reviewed and approved the changes and;

NOW, THEREFORE, THE ONEIDA COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS FOLLOWS:

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

Section 2. This ordinance shall take effect the day after passage and publication as required by law.

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

Section 4. Section 25.04 of the General Code of Oneida County, Wisconsin, is amended as follows [additions noted by underline, deletions noted by strikethrough]:

[The remainder of 25.04 remains unchanged]

(4) CITATION METHOD OF ENFORCEMENT. (Am. #114-88; #55-99; #05-03; #61-2003; Rev. 02/14/06) Citations may be issued for violations of this general code including ordinances for which a statutory counterpart exists. The form of such citation shall comply with § 66.0113 Wis. Stats., as it may be amended from time to time.

(a) The issuance of citations is expressly limited to the following County officials and employees, and the authority delegated to a County official or employee to issue such citations may only be granted or revoked by the County Board:

1. The Planning and Zoning Director, Assistant Planning and Zoning Director, ~~Zoning Code Assistant, Planning Manager,~~ Land Use Specialists, and Zoning Technicians are authorized to issue citations for violations of the provisions of Chapters 9, 13, 15, 19, 20, 22, and §§11.13(4) and 11.16 of the General Code. (Am. #31-80; #7-95; #05-03)

| | | Forfeiture | Total |
|---|--|------------------------------------|------------------------------------|
| NON-METALLIC MINING | | | |
| 22.05(1) | Not fulfilling the requirements of an approved reclamation plan | 50.00 <u>250.00</u> | 186.00 <u>452.50</u> |
| 22.06(1) | Not maintaining required financial assurances | 50.00 <u>250.00</u> | 186.00 <u>452.50</u> |
| 22.08(1) | Not obtaining a nonmetallic mining permit before opening or removing material from a nonmetallic mine | 100.00 <u>250.00</u> | 249.00 <u>452.50</u> |
| MUNICIPAL UTILITIES PRIVATE ON-SITE WASTEWATER TREATMENT SYSTEMS | | | |
| 13.20(1) | Occupying a structure that is not served by a non-plumbing sanitation system or a Private Onsite Wastewater Treatment System | 100.00 | 249.00 <u>263.50</u> |
| 13.23(2) | Installing indoor plumbing into a structure that is served by a non-plumbing sanitation system | 100.00 | 249.00 <u>263.50</u> |
| 13.23(54)(a) | Failing to correct a failing Private Onsite Wastewater Treatment System or non-plumbing sanitation system | 100.00 | 249.00 <u>263.50</u> |
| <u>13.25(4)</u> | <u>Installation of a recreational vehicle transfer container for a recreational vehicle</u> | <u>100.00</u> | <u>263.50</u> |
| 13.26(1) | Failing to abandon a Private Onsite Wastewater Treatment System | 100.00 | 249.00 <u>263.50</u> |
| 13.27(1) | Failing to construct a non-plumbing sanitation system in accordance with Comm 91 | 100.00 | 249.00 <u>263.50</u> |
| 13.27(2) | Failing to construct and maintain a non-plumbing sanitary system in a clean and healthful condition | 100.00 | 249.00 <u>263.50</u> |
| <u>13.28(3)</u> | <u>Placement of a portable restroom as a substitution for a Private Onsite Wastewater Treatment System (POWTS) or a non-plumbing sanitation system (NPSS)</u> | <u>100.00</u> | <u>263.50</u> |
| 13.31(1)(b) | Construction of a structure intended for permanent or temporary habitation without first obtaining an Oneida County or state sanitary permit | 100.00 | 249.00 <u>263.50</u> |
| 13.31(1)(c) | Installation of a Private Onsite Wastewater Treatment System by a property owner, his agent or contractor without a sanitary permit | 100.00 | 249.00 <u>263.50</u> |
| 13.31(1)(d) | Installation of a non-plumbing sanitary system without a county sanitary permit | 100.00 | 249.00 <u>263.50</u> |
| 13.31(1)(e) | Performing soil remediation or sanitary system renovation without a county sanitary permit <u>Failing to obtain a county sanitary permit for soil remediation or renovation</u> | 100.00 | 249.00 <u>263.50</u> |
| 13.32(2)(c) | Failing to properly display the sanitary permit card | 100.00 | 249.00 |

| | | | |
|-------------------------------------|---|-------------------|------------------------------------|
| | | | <u>263.50</u> |
| 13.32(3) | Failing to renew a sanitary permit prior to installation | 100.00 | 249.00 <u>263.50</u> |
| 13.32(4)or(5) | Failing to transfer a sanitary permit when the owner or plumber changes | 100.00 | 249.00 <u>263.50</u> |
| 13.33(1) | Failing to obtain town permission to cross a town road or encroach the right-of-way with a portion of a Private Onsite Wastewater Treatment System | 100.00 | 249.00 <u>263.50</u> |
| 13.34(1) | Failing to obtain a county reconnection permit | 100.00 | 249.00 <u>263.50</u> |
| 13.40(1) | Failing to notify Oneida County for inspection of a Private Onsite Wastewater Treatment System | 100.00 | 249.00 <u>263.50</u> |
| 13.40(4) | Backfilling a Private Onsite Wastewater Treatment System prior to inspection | 100.00 | 249.00 <u>263.50</u> |
| 13.43(1) | Failing to notify Oneida County prior to conducting a test of a Private Onsite Wastewater Treatment System component | 100.00 | 249.00 <u>263.50</u> |
| 13.50(1) | Failing to maintain a Private Onsite Wastewater Treatment System in accordance with the approved Management Plan | 100.00 | 249.00 <u>263.50</u> |
| 13.50(2) | Failing to report an inspection, maintenance or servicing event in accordance with Comm 83 and the approved management plan | 100.00 | 249.00 <u>263.50</u> |
| 13.51(2) | Failing to inspect and maintain a septic tank | 100.00 | 249.00 <u>263.50</u> |
| | | | |
| SUBDIVISION & PLATTING | | | |
| 45.46 <u>15.11</u> | Recording a subdivision or laying out streets or improvement without complying with this chapter | 200.00 | 375.00 <u>389.50</u> |
| <u>15.15</u> | <u>Failure to submit and have reviewed: an access and utility review subdivision</u> | <u>200.00</u> | <u>389.50</u> |
| <u>15.16</u> | <u>Failure to submit and have reviewed: a minor subdivision</u> | <u>200.00</u> | <u>389.50</u> |
| <u>15.18</u> | <u>Failure to submit and have reviewed: a town, county, or state subdivision</u> | <u>200.00</u> | <u>389.50</u> |
| <u>15.18(7)(g)</u> | <u>Recording a final plat that does not substantially conform to the preliminary plat</u> | <u>200.00</u> | <u>389.50</u> |
| <u>15.19</u> | <u>Recording of a sale or exchange of parcels without review of the department</u> | <u>200.00</u> | <u>389.50</u> |
| 15.23(4-6) | Failure to conform to public street and easement road standards | 200.00 | 375.00 <u>389.50</u> |
| 45.24 | Failure to install survey monuments | 200.00 | 375.00 |
| 15.25 | Failure to conduct soil and site evaluation test as required by Chapter 13 <u>Creating and recording a keyhole development with the Oneida County Register of Deeds</u> | 200.00 | 375.00 |
| 15.27(1) | Failure to dedicate to the county or town a street, road or other public way as part of a subdivision approval | 200.00 | 389.50 |
| 45.26 <u>15.27(2)</u> | Failure to notify land purchaser in writing that said parcel is accessed via private road and is not required to be maintained by town or county | 200.00 | 375.00 <u>389.50</u> |
| <u>15.27(3)</u> | <u>Failure to provide public access to navigable waters</u> | <u>200.00</u> | <u>389.50</u> |
| 45.27(1&3) | Failure to follow required procedures and include all necessary information | 200.00 | 375.00 |
| 45.28 | Failure to submit a preliminary plat or provide all necessary information | 200.00 | 375.00 |
| 45.29(1) | Failure to submit a final plat as approved | 200.00 | 375.00 |
| 45.38 <u>15.31(1)(c)</u> | Failure to pay review fee pursuant to the county fee schedule | 200.00 | 375.00 <u>389.50</u> |

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| 15.18 <u>15.31(5)(a)</u> | Building, dividing, conveying, recording or monumenting land in violation of this chapter | 200.00 | 375.00 <u>389.50</u> |
| 15.29(2) <u>15.31(5)(a)(1)(a)</u> | Offering lots for sale prior to submittal of a preliminary or final plat | 200.00 | 375.00 <u>389.50</u> |
| 15.36(1) | Any person who violates, disobeys, omits, neglects or refuses to comply with or who resists the enforcement of any of the provisions of this chapter | 200.00 | 375.00 <u>389.50</u> |
| 15.37 | Violation of this chapter is subject to the provisions of Wis. Stats. 66.119 and 165.87 and Section 25.04 of this general code. The cash deposit schedule shall be \$200 for any violation of this chapter. | 200.00 | 375.00 |
| | | | |

ZONING & SHORELAND PROTECTION ORDINANCE

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| 9.12 | Failure to comply with this ordinance and obtain all necessary permits | 100.00 | 249.00 |
| 9.13 | The use of land or premises, a building or structure erected, altered, moved, occupied, or used, or activities undertaken not in conformity with this ordinance | 100.00 | 249.00 <u>263.50</u> |
| <u>9.15(A)</u> | <u>Establish a permitted use type activity without permit approval</u> | <u>100.00</u> | <u>263.50</u> |
| 9.15(B) | Establish an Administrative Review Permit type activity without permit approval | 250.00 | 438.00 <u>452.50</u> |
| 9.15(C) | Create/establish a Conditional Use Permit <u>type</u> activity without permit approval | 250.00 | 438.00 <u>452.50</u> |
| <u>9.17</u> | <u>Not removing an unsafe and/or dilapidated structure. Unsafe and/or dilapidated structures are prohibited</u> | <u>100.00</u> | <u>263.50</u> |
| 9.18 | The prohibited use of vehicles for human habitation | 100.00 | 249.00 <u>263.50</u> |
| 9.20(D) | A permitted use(s), administrative use(s) or conditional use(s) prohibited within the zoning district | 100.00 | 249.00 <u>263.50</u> |
| 9.20(E) | Creating an accessory use or erecting an accessory structure prior to the construction of a principal structure | 100.00 | 249.00 <u>263.50</u> |
| 9.20(F) | Create or establish a prohibited unclassified or unspecified use | 250.00 | 438.00 <u>452.50</u> |
| 9.21(A)(2) | Prohibited establishment of a year-round dwelling, principal residence or residence requiring year-round dwelling | 250.00 | 438.00 <u>452.50</u> |
| 9.21(A)(6) | Failure to meet the minimum lot size requirements for permitted, administrative review or conditional uses for Forestry 1-A | 100.00 | 249.00 <u>263.50</u> |
| 9.21(B)(6) | Failure to meet the minimum lot size requirements for permitted, administrative review or conditional uses for Forestry 1-B | 100.00 | 249.00 <u>263.50</u> |
| <u>9.21(C)(5)</u> | <u>Failure to meet the minimum lot size requirements for permitted, administrative review or conditional uses for Forestry 1-C</u> | <u>100.00</u> | <u>263.50</u> |
| 9.22(F) | Failure to meet the minimum lot size requirements for permitted, administrative review or conditional uses for Single Family Residential | 100.00 | 249.00 <u>263.50</u> |
| 9.23(E) | Failure to meet the minimum lot size requirements for permitted, administrative review, or conditional uses for Multiple Family Residential | 100.00 | 249.00 <u>263.50</u> |
| 9.24(A)(5) | Failure to meet the minimum lot size requirements for permitted, administrative review, or conditional uses for District 4-A Residential and Farming | 100.00 | 249.00 <u>263.50</u> |
| 9.24(B) (5) | Failure to meet the minimum lot size requirements for permitted, administrative review, or conditional uses for Residential and Retail | 100.00 | 249.00 <u>263.50</u> |

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| 9.25(E) | Failure to meet the minimum lot size requirements for permitted, administrative review, or conditional uses for Recreational | 100.00 | 249.00 <u>263.50</u> |
| 9.26(A)(5) | Failure to meet the minimum lot size requirements for permitted, administrative review, or conditional uses for Business B-1 | 100.00 | 249.00 <u>263.50</u> |
| 9.26(B)(4) | Failure to meet the minimum lot size requirements for permitted, administrative review, or conditional uses for Business B-2 | 100.00 | 249.00 <u>263.50</u> |
| 9.27(F) | Failure to meet the minimum lot size requirements for permitted, administrative review, or conditional uses for Manufacturing and Industrial | 100.00 | 249.00 <u>263.50</u> |
| 9.28(C) | Failure to meet the minimum lot size requirements for permitted, administrative review, or conditional uses for General Use | 100.00 | 249.00 <u>263.50</u> |
| 9.29(E) | Failure to meet the minimum lot size requirements for permitted, administrative review, or conditional uses for Rural Residential | 100.00 | 249.00 <u>263.50</u> |
| 9.32(A) | Build, enlarge, alter, erect or move any building, structure or mobile home prior to obtaining a permit | 100.00 | 249.00 <u>263.50</u> |
| 9.32(D) | <u>Failure to obtain a zoning permit prior to construction, reconstruction, expansion, replacement or relocation of any impervious surface</u> | <u>100.00</u> | <u>263.50</u> |
| 9.32(D) | Failure to obtain a zoning permit prior to the change of the use of a structure or property | 100.00 | 249.00 <u>263.50</u> |
| 9.32(E) | Failure to obtain a zoning permit prior to initiating work on a legal pre-existing structure | 100.00 | 249.00 |
| 9.32(F) | <u>Failure to obtain a zoning permit for the placement of a recreational vehicle that is used for more than five (5) consecutive days</u> | <u>100.00</u> | <u>263.50</u> |
| 9.33(A) | Failure to obtain a zoning permit for a new structure that cost more than \$1,000.00 <u>\$2,500.00</u> or is greater than 200 square feet | 100.00 | 249.00 <u>263.50</u> |
| 9.33(B) | Failure to obtain a zoning permit for work that cost greater than \$5,000.00 <u>\$2,500.00</u> over the lifetime of an existing structure | 100.00 | 249.00 <u>263.50</u> |
| 9.33(F)(1) | Placement of a recreational vehicle on a property where there is no permanent dwelling <u>not in compliance with applicable setbacks or minimum lot area</u> | 100.00 | 249.00 <u>263.50</u> |
| 9.33(F)(2) | Placement and use of a recreational vehicle for greater than two weeks where a permanent dwelling exists | 100.00 | 249.00 |
| 9.33(F)(3) | Use of a recreational vehicle for longer than one year as a construction trailer | 100.00 | 249.00 |
| 9.35(A) | Failure to obtain an Administrative Review Permit for the alteration and or addition of more than 25% of an existing permitted use or building space | 100.00 | 249.00 <u>263.50</u> |
| 9.35(B) | Failure to obtain an Administrative Review Permit when there is a change in or expansion of daily wastewater generation, solid waste or garbage generation, number of customers or employees, use of yard space, storage of commercial vehicles, outdoor operations or noise, air emission or odors, or exterior lighting | 100.00 | 249.00 <u>263.50</u> |
| 9.35(D) | Failure to obtain an Administrative Review Permit when proper approval has not been received for expansion of a building in the road setback area | 100.00 | 249.00 <u>263.50</u> |
| 9.37(C) | Failure to post a permit during construction | 100.00 | 249.00 <u>263.50</u> |
| 9.38(A) | Failure to obtain a sanitary permit prior to the installation or enlargement of a sanitary system | 100.00 | 249.00 <u>263.50</u> |
| 9.38(B) | Beginning work on or changing the use of a structure or facility prior to obtaining a sanitary permit from Oneida County | 100.00 | 249.00 <u>263.50</u> |
| 9.40(B) | Create/establish a conditional use prior to issuance of a Conditional Use Permit | 250.00 | 438.00 <u>452.50</u> |

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| 9.42(E) | Failing to follow conditions of Conditional Use Permit | <u>250.00</u> | <u>452.50</u> |
| 9.42(H) | Create/establish a Conditional Use Permit type activity with alapsed a lapsed Conditional Use Permit | 250.00 | 438.00 <u>452.50</u> |
| 9.43(C) | Establishing a home occupation without completing a home occupation compliance checklist | <u>250.00</u> | 438.00 <u>452.50</u> |
| 9.43(D) | Failure to comply with the home occupation standards | <u>100.00</u> | <u>263.50</u> |
| 9.50(C)(1) | Prohibited expansion or enlargement of a legal pre-existing structure Expanding or enlarging a legal pre-existing use without an Administrative Review Permit | 100.00 | 249.00 <u>263.50</u> |
| 9.50(C)(2) | The legal pre-existing use of a structure or property has been discontinued for greater than 12 months. The new use must conform to the Oneida County Zoning and Shoreland Protection Ordinance | 100.00 | 249.00 <u>263.50</u> |
| 9.50(D)(2)(a) | Structurally altering an unlawfully constructed legal pre-existing building or structure | <u>100.00</u> | <u>263.50</u> |
| 9.50(D)(3) | Prohibited structural improvements to the external walls, roof, and interior structural members to a structure that encroaches over the lot line Structurally altering an accessory structure that encroaches over a lot line, road right of way line, side yard or rear yard line or is located within the road setback, side yard or rear setback. | 100.00 | 249.00 <u>263.50</u> |
| 9.50(D)(4)(b) | Structurally altering a principal building that encroaches over a lot line or road right of way line | <u>100.00</u> | <u>263.50</u> |
| 9.50(D)(5) | Expanding a principal building in a road set back, side yard setback or rear yard setback. | <u>100.00</u> | <u>263.50</u> |
| 9.50(D)(4)(b) | Expansion of a legal pre-existing structure that encroaches into the road right-of-way or setback area without obtaining a written statement from the government entity that has jurisdiction | 100.00 | 249.00 <u>263.50</u> |
| 9.50(D)(5)(b) | Prohibited structural improvements to the external walls, roof, and interior structural members to a structure that exceeds the height restriction | 400.00 | 249.00 |
| 9.51 | Noncompliance with the condominium regulations | 100.00 | 249.00 <u>263.50</u> |
| 9.52 | Noncompliance with the mobile home, manufactured home and house trailer park regulations | 100.00 | 249.00 <u>263.50</u> |
| 9.53 | Noncompliance with the campground and recreational vehicle park regulations | 100.00 | 249.00 <u>263.50</u> |
| 9.54 | Noncompliance with the communication structure regulations Mobile Tower Siting regulations | 100.00 | 249.00 <u>263.50</u> |
| 9.55 | Noncompliance with Adult Orientated Business Ordinance requirements | <u>100.00</u> | <u>263.50</u> |
| 9.56 | Noncompliance with Domesticated Chickens and Ducks Ordinance requirements | <u>100.00</u> | <u>263.50</u> |
| 9.58 | Noncompliance with Tourist Rooming House Ordinance requirements | <u>100.00</u> | <u>263.50</u> |
| 9.60 | Noncompliance with the non-metallic mining regulations | 400.00 <u>250.00</u> | 249.00 <u>452.50</u> |
| 9.61 | Noncompliance with the metallic mineral exploration, prospecting and mining regulations | 400.00 <u>250.00</u> | 249.00 <u>452.50</u> |
| 9.70 | Noncompliance with highway setbacks | 100.00 | 249.00 <u>263.50</u> |
| 9.71 | Noncompliance with side and rear yard setbacks | 100.00 | 249.00 <u>263.50</u> |
| 9.72 | Noncompliance with the building height restrictions | 100.00 | 249.00 |

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| | | | <u>263.50</u> |
| 9.73(A-D) | Placing a structure that does not meet the Overlay District requirements | 100.00 | 249.00 |
| 9.74 | Placement of fence, wall or hedge that does not meet the requirements of the Oneida County Zoning and Shoreland Protection Ordinance | 100.00 | 249.00 <u>263.50</u> |
| 9.76 | Noncompliance with the waste disposal requirements of the Oneida County Zoning and Shoreland Protection Ordinance | 100.00 | 249.00 <u>263.50</u> |
| 9.77 | Noncompliance with the off-street parking and loading space regulations of the Oneida County Zoning and Shoreland Protection Ordinance | 100.00 | 249.00 <u>263.50</u> |
| 9.78 | Noncompliance with the sign regulations | 100.00 | 249.00 <u>263.50</u> |
| 9.82(C) | Failure to comply with permit conditions and requirements | 250.00 | 438.00 <u>452.50</u> |
| <u>9.90(G)</u> | <u>Failure to comply with Shoreland Protection Ordinance</u> | <u>250.00</u> | <u>452.50</u> |
| 9.91(D) | Commencing a project that is not a permitted use or commencing a project prior to obtaining the proper permits for the Shoreland-Wetland Zoning District | 100.00 | 249.00 <u>263.50</u> |
| <u>9.91(E)</u> | <u>Establishing a prohibited use in a Shoreland-Wetland district without rezoning from a Shoreland-Wetland district</u> | <u>100.00</u> | <u>263.50</u> |
| 9.92(C) | Placement or construction of a structure closer than 25 feet to a wetland <u>Grading closer than 5 feet to a Shoreland-Wetland</u> | 100.00 | 249.00 <u>263.50</u> |
| <u>9.93(C)</u> | <u>Create a Planned Unit Development (PUD) without approval from the Planning and Development Committee</u> | <u>250.00</u> | <u>452.50</u> |
| 9.93(HG) | Create/convey/record a keyhole development | 250.00 | 438.00 <u>452.50</u> |
| 9.94(A)(1) | Placement of a structure <u>that is not exempt</u> closer than 75 feet to the OHWM | 100.00 | 249.00 <u>263.50</u> |
| 9.94(A)(2)(c) | Placement of a privy, dry well, or drainfield closer than 50 feet to the OHWM | 100.00 | 249.00 |
| 9.94(A)(2)(d)(1) | Construction of a boathouse-that does not meet the requirements of the Oneida County Zoning and Shoreland Protection Ordinance | 100.00 | 249.00 <u>263.50</u> |
| 9.94(A)(2)(e) | Construction of a boat shelter an open sided and screened structure that does not meet the requirements of the Oneida County Zoning and Shoreland Protection Ordinance | 100.00 | 249.00 <u>263.50</u> |
| <u>9.94(A)(5)</u> | <u>Construction of a walkway, stairway, or rail system greater than five (5) feet in width</u> | <u>100.00</u> | <u>263.50</u> |
| 9.94(A)(3)(D) | Improvements done that do not meet the requirements of the Oneida County Zoning and Shoreland Protection Ordinance | 100.00 | 249.00 <u>263.50</u> |
| 9.94(C) | Placement of a structure that does not comply with the requirements of special zoning permission | 100.00 | 249.00 |
| 9.94(F) | <u>Noncompliance with impervious surface standards</u> | <u>100.00</u> | <u>263.50</u> |
| 9.94(G) | <u>Noncompliance with the height requirements, structure exceeds thirty-five (35) feet</u> | <u>100.00</u> | <u>263.50</u> |
| 9.95 | The prohibited removal of vegetation, excavating, filling or land disturbance activities within the shoreland vegetation protection area | 100.00 | 249.00 <u>263.50</u> |
| 9.96 | Failure to comply with the requirements of shoreland mitigation | 100.00 | 249.00 <u>263.50</u> |
| 9.97 | Failure to obtain a Shoreland Alteration permit and failure to comply with the requirements of a Shoreland Alteration Permit | 100.00 | 249.00 <u>263.50</u> |
| 9.98 | Failure to comply with the pier and other berth structure regulations | 100.00 | 249.00 |

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| 9.99(C)(4) | Prohibited expansion or enlargement of a legal pre-existing use of a structure or premises | 100.00 | 249.00 <u>263.50</u> |
| 9.99(D)(2)(e) | Failure to obtain a Zoning Permit prior to initiating work on an existing legal pre-existing structure that involves structural alterations or replacement of structural members | 100.00 | 249.00 |
| 9.99(D)(3)(a) | Prohibited structural alterations, improvements or expansion to a legal pre-existing accessory structure | 100.00 | 249.00 |
| 9.99(D)(3)(c) | Failure to obtain a Zoning Permit prior to repairing a legal pre-existing boathouse that extends waterward beyond the OHWM | 100.00 | 249.00 |
| 9.99(D)(4)(a) | Prohibited replacement of non-deteriorated structural members to a principal building located within 40' of the OHWM | 100.00 | 249.00 |
| 9.99(D)(4)(a)(3) | Prohibited expansion of the footprint to a principal building located within 40' of the OHWM | 100.00 | 249.00 |
| 9.99(D)(4)(a)(5) | Prohibited horizontal or vertical expansion to a principal building located within 40' of the OHWM | 100.00 | 249.00 |
| 9.99(G)(1) | Prohibited structural improvements to the external walls, roof, and interior structural members to a structure that encroaches over the lot line | 100.00 | <u>263.50</u> |
| 9.99(G)(2)(b) | Horizontal expansion of principal structure within the setback to a road, side yard or rear yard setback | 100.00 | <u>263.50</u> |
| 9.99(D)(4)(d) (G)(2)(c) | Expansion of a legal pre-existing structure located in a road setback, side yard setback or rear yard setback without obtaining a written statement from the government entity that has jurisdiction | 100.00 | 249.00 <u>263.50</u> |
| 9.99(D)(4)(e)(G)(3) | Prohibited structural alterations, improvements or expansion to a building that encroaches over a lot line or road right-of-way | 100.00 | 249.00 <u>263.50</u> |
| <u>THE AIRPORT</u> | | | |
| 19.08 | <u>Constructing a structure that exceeds the height limit indicated on the map referred to in Section 19.06</u> | <u>250.00</u> | <u>452.50</u> |
| <u>FLOODPLAIN ZONING</u> | | | |
| 20.2.4(4) | <u>Campground not having an adequate flood warning procedure</u> | <u>100.00</u> | <u>263.50</u> |
| 20.2.4(7) | <u>Placement of a camping unit in a licensed campground in a floodplain for greater than 180 consecutive days</u> | <u>100.00</u> | <u>263.50</u> |
| 20.3.4 | <u>Conducting a prohibited use in a Floodway District</u> | <u>100.00</u> | <u>263.50</u> |
| 20.4.3 | <u>Not meeting the standards for development in a Floodfringe District</u> | <u>100.00</u> | <u>263.50</u> |
| 20.5.3 | <u>Not meeting the standards of development in a General Floodplain District</u> | <u>100.00</u> | <u>263.50</u> |
| 20.6.1 | <u>Modifying a legal pre-existing use or structure not in compliance with the ordinance</u> | <u>100.00</u> | <u>263.50</u> |
| 20.6.2 | <u>Modifying a legal pre-existing structure in the Floodway district not in compliance with the ordinance</u> | <u>100.00</u> | <u>263.50</u> |
| 20.6.3 | <u>Modifying a legal pre-existing structure in the Floodfringe District not in compliance with the ordinance</u> | <u>100.00</u> | <u>263.50</u> |
| 20.7.1(2) | <u>Not obtaining a zoning permit before any new development repair, modification or addition to any existing structure; or change in the use of a building or structure, including sewer and water facilities</u> | <u>100.00</u> | <u>263.50</u> |
| 20.7.5 | <u>Not floodproofing a structure</u> | <u>100.00</u> | <u>263.50</u> |

Approved for presentation to the County Board by the Administration Committee this 2nd day of February, 2022.
Offered and passage moved by: Dave Hintz, Ted Cushing, Alan VanRaalte

Motion/Second: Mott/Schreier to postpone Resolution # 36 – 2022/Ordinance Amendment # 03 – 2022 to the next meeting.

Roll Call Vote on Resolution # 36 – 2022: 9 Aye, Ives, Pence, Liebert, Schreier, Winkler, Mott, Fisher, Kelly, Hintz; 7 Nay, Timmons, Fried, Almekinder, Krolczyk, VanRaalte, Roach, Thome; 5 Absent, Sorensen, Oettinger, Paszak, Cushing, Holewinski

Resolution # 36 – 2022: Adopted

NEXT MEETING DATE AND TIME: March 15, 2022 @ 9:30 a.m.
Unless a motion is made to change the starting time.

ADJOURNMENT:

Chairman Hintz adjourned the meeting at 12:56 p.m.