

AGENDA
Notice of Regular Meeting
Oneida County Board of Supervisors
Tuesday, October 15, 2019 – 9:30 a.m.
County Board Meeting Room - 2nd Floor Oneida County Courthouse

1. CALL TO ORDER

There will be a brief moment of silence for our troops, law enforcement officers and emergency responders followed by the Pledge of Allegiance.

2. ROLL CALL

3. ANNOUNCEMENTS BY CHAIR, CORRESPONDENCE AND COMMUNICATIONS:

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

4. ACCEPT THE MINUTES OF THE SEPTEMBER 16, 2019 MEETING

5. PUBLIC COMMENT

6. CONSENT AGENDA:

Resolution #76 – 2019: Offered by the Supervisors of the Land Records Committee approving the conveyance of Part of TL 1254-5 to Daniel J Statz and Nancy A. Statz.

Resolution #77 – 2019: Offered by the Supervisors of the Land Records Committee approving the conveyance of PIN CA 1004 to Christian Lyons, PIN MO 757-7 to John A. Ison, PIN NE 94-0 to RJ Kotula LLC, PIN NE 105-8 to William C Brusoe, PIN NO 667 to Patrick and Delores Gillette Living Trust and PIN PE to Sherry Roffers.

Resolution #78 – 2019: Offered by the Supervisors of the Conservation and UW-EX Education Committee authorizing the Land and Water Conservation Department to apply for the “Aquatic Invasive Species” Grant Program from the WNDR.

- Appointments to Committees, Commissions and other Organizations:
 - Reappoint Roger Freund to the Veterans Service Commission for a 3-year term to expire January 2023

7. CONSIDERATION OF RESOLUTIONS & ORDINANCES:

Resolution #79 – 2019: Offered by the Supervisors of the Land Records Committee approving the conveyance of PIN CA 197-3 to Timothy Augustine and Nicole M. Augustine.

Resolution #80 – 2019/Ordinance Amendment #05 – 2019: Offered by the Supervisors of the Planning and Development Committee to amend Chapter 9 of Oneida County Zoning and Shoreland Protection Ordinance, Articles 3 & 4.

Resolution #81 – 2019: Offered by Supervisor Alan VanRaalte to direct the Planning and Development Committee to prepare an ordinance amendment to the Oneida County Zoning and Shoreland Protection Ordinance Chapter 9, Article 6, Section 9.61, Non-ferrous Metallic Mining Ordinance, conduct a public hearing on that ordinance amendment and present said ordinance amendment to the County Board.

Resolution # 82 – 2019: Offered by the Supervisor Ted Cushing to adjust staffing in the Buildings and Grounds Department.

- 8. CLOSED SESSION:** It is anticipated that the committee may meet in closed session pursuant to Wisconsin Statutes, Section 19.85 (1) (g), 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. A roll call vote will be taken to go into closed session. (Topic: Axley Brynelson request for conflict waiver and Opioid Litigation) and it is anticipated that the Committee will return to open session by roll call vote to consider the remainder of the meeting agenda.
- 9.** 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).
- 10. NEXT MEETING DATE AND TIME:** November 12, 2019 @ 9:30 a.m.
Unless a motion is made to change the starting time.

11. ADJOURN

****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."

News Media Notified by group e-mail: Time: 4:30 p.m.
Northwood's River News
Lakeland Times
North Star Journal
Tomahawk Leader

Date: 10/10/2019
Vilas News Review
WHDG Radio
WJFW TV
WXPR Radio
WRJO Radio
WLSL-FM 93.7
WPEG Radio

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.