

**Minutes**  
**Notice of Regular Meeting**  
**Oneida County Board of Supervisors**  
**Tuesday, October 15, 2019 – 9:30 a.m.**  
**County Board Meeting Room - 2<sup>nd</sup> Floor Oneida County Courthouse**

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**CALL TO ORDER**

Chairman Hintz called the meeting to order at 9:30 a.m. in the County Board 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:** Lance Krolczyk, Robb Jensen, Jim Winkler, Greg Pence, Bob Mott, Alan VanRaalte, Billy Fried, Tom Kelly, Jack Sorensen, Sonny Paszak, Dave Hintz, Ted Cushing, Bob Metropulos, Bill Liebert, Steven Schreier, Greg Oettinger, Bob Almekinder, Mitch Ives and Russ Fisher.

**Members Present:** 19

**Excused Absent:** Scott Holewinski and Mike Timmons.

**ANNOUNCEMENTS BY CHAIR, CORRESPONDENCE AND COMMUNICATIONS:**

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

**ACCEPT THE MINUTES OF THE SEPTEMBER 17, 2019 MEETING.**

**Motion/Second: Cushing/Winkler** to accept the minutes of the September 17, 2019 Meeting. All "Aye", motion approved.

**PUBLIC COMMENT:** Jane Schrameyer spoke in favor of Resolution # 81 – 2019. Dorinda Jensen spoke regarding Resolution # 82 – 2019, she questioned the process of how this came about. She questioned why the newly opened positions in the Buildings and Grounds department were filled, attrition and seniority were discussed. Karl Fate from Crescent spoke regarding Resolution # 81 – 2019. Mike Gabriel from Cassian spoke regarding Resolution # 79 – 2019, he stated his bid was the high bid and was requesting more research be put into the decision. Mike Gabriel, SR spoke regarding the land specified in Resolution # 79 – 2019. Nicole Augustine spoke regarding the gap parcel in Resolution # 79 – 2019, Tim Augustine also spoke regarding this parcel. Jeff Brown of Tripoli spoke regarding Resolution # 81 – 2019. Dave Noel from Sugar Camp read a letter in support of Resolution # 81 – 2019. Tom Jerow spoke in support of Resolution # 81 – 2019 and against Resolution # 82 – 2019. Eric Rempala from Harshaw supported Resolution # 81 – 2019, he stated the voters of the referendum should be heard. Paul Jensen, Buildings and Grounds Assistant Maintenance Technician spoke regarding possible severance for eliminated positions. He stated he appreciated the comments of those who spoke in support of not eliminating this position, he also appreciates and respects the tough decisions that need to be made in efforts of balancing the County Budget.

**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 approved for presentation to the Oneida County Board by the Supervisors of the Land Records Committee. Resolved by the Board of Supervisors of Oneida County, Wisconsin:

**WHEREAS**, Oneida County retained a 100 foot strip of land on each side of the center line of existing roads crossing part of Government Lot 2 of Section 27, Township 39 North, Range 11 East, as recorded in Volume 64 of Deeds, Page 230, Document Number 109139, together with timber rights on said land, recorded in the Register of Deeds on January 13th, 1941; and,

**WHEREAS**, a request has been made to Oneida County from the adjoining landowner listed in Exhibit A below requesting that a portion of said strip of land described above adjacent to Four Mile Creek RD be conveyed to them as they are the present adjoining owner of the land, and have paid the \$100.00 administrative fee to process this request; and,

**WHEREAS**, the Town of Three Lakes has been notified of such request, and if the Town has no objection to conveying the excess lands, the Land Records Committee recommends that the parcel described in Exhibit A be conveyed to the adjoining landowner.

**THEREFORE, BE IT RESOLVED**, that the Oneida County Board of Supervisors hereby approves conveying the parcel described in Exhibit A below to the adjoining landowner as listed in Exhibit A, and the Board authorizes the County Clerk, upon receipt of the \$30 deed recording fees, to issue a quit claim deed conveying any interest the County has in the description described in Exhibit A.

Approved for presentation to the County Board by the Land Records Committee this 1<sup>st</sup> day of October, 2019.  
Offered and passage moved by: Sonny Paszak, Mike Timmons, Greg Pence, Greg Oettinger and Bill Liebert.

**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 approved for presentation to the Oneida County Board by the Supervisors of the Land Records Committee.  
Resolved by the Board of Supervisors of Oneida County, Wisconsin:

**WHEREAS**, the tax foreclosed parcels identified in Exhibit A listed below have been offered for public sale pursuant to the procedures in Chapter 18 of the General Code of Oneida County, WI; and,

**WHEREAS**, the Land Records Committee has determined it would be in the best interest of Oneida County to convey the parcels by quit claim deed to the successful bidders listed in Exhibit A.

**THEREFORE, BE IT RESOLVED**, that the Board of Supervisors of Oneida County hereby approve the sale of the parcels listed in Exhibit A below to the successful bidders listed with any condition or terms listed in Exhibit A; and,

**BE IT FURTHER RESOLVED**, that upon receipt of the bid amount and recording fee from the successful bidders listed in Exhibit A, the County Clerk is authorized to sign and place the county seal upon a quit claim deed for the parcels listed in Exhibit A; and,

**BE IT FURTHER RESOLVED**, that the County Treasurer is authorized and instructed to assign to the successful bidder, at the time of issuance of the quit claim deed, all county certificates on the property sold.

Approved for presentation to the County Board by the Land Committee this 1<sup>st</sup> day of October, 2019.

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

**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 WDNR.

Resolution offered by Supervisors of the Conservation and UW-EX Education Committee.

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

**WHEREAS**, Oneida County has over 1100 lakes, rivers, and streams, and contains one of the highest concentrations of natural lakes in the world; and

**WHEREAS**, the quality of these waters is being threatened by aquatic invasive species; and

**WHEREAS**, Oneida County recognizes the importance of the quality of our waters to its citizens and local economies; and

**WHEREAS**, education is one of the keys to increasing public awareness as to the adverse impacts of aquatic invasive species on the quality of our waters and our local economies; and

**WHEREAS**, Oneida County recognizes the need for a workable plan that will prevent the introduction of aquatic invasive species into new waters, and control, reduce, or eliminate aquatic invasive species already present in some bodies of water; and

**WHEREAS**, the Oneida County Land & Water Conservation Department (LWCD) will continue to increase public awareness of the aquatic invasive species problem by implementing planning and prevention activities to control and prevent the spread of aquatic invasive species; and

**WHEREAS**, 75% percent of the cost of such planning and prevention activities may be paid by a grant from the Wisconsin Department of Natural Resources (WDNR); and

**WHEREAS**, the LWCD must apply for a grant through the “Aquatic Invasive Species” grant program through the WDNR to receive funding.

**NOW, THEREFORE, BE IT RESOLVED**, that the LWCD is authorized to apply for 75% funding assistance for such programming under the “Aquatic Invasive Species” Grant Program from the WDNR.

**BE IT FURTHER RESOLVED**, that the Oneida County Board of Supervisors hereby authorizes the County Conservationist, to submit an application for a one-year grant to the WDNR not to exceed \$50,000 in grant funds for an aquatic invasive species education, planning, and prevention program, to sign documents and take necessary action to undertake, direct, complete the approved aquatic invasive species control grant, and submit reimbursement claims along with necessary supporting documentation within six months of project completion date.

**BE IT FURTHER RESOLVED**, that the LWCD is authorized to meet the County’s 25% share of the financial obligations of this aquatic invasive species grant, through the assignment of LWCD personnel to work on and complete the project, including timely publication of the results.

Approved by the Conservation and UW-EX Education Committee this 4th day of October, 2019.

Offered and passage moved by: Bob Mott, Alan VanRaalte, Jim Winkler and Robb Jensen.

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

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

**Roll Call Vote:** 19 Aye; 2 Absent, Holewinski, Timmons

**Consent Agenda:** Approved

**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 approved for presentation to the Oneida County Board by the Supervisors of the Land Records Committee. Resolved by the Board of Supervisors of Oneida County, Wisconsin:

**WHEREAS**, the tax foreclosed parcels identified in Exhibit A listed below have been offered for public sale pursuant to the procedures in Chapter 18 of the General Code of Oneida County, WI; and,

**WHEREAS**, the Land Records Committee has determined it would be in the best interest of Oneida County to convey the parcels by quit claim deed to the successful bidders listed in Exhibit A.

**THEREFORE, BE IT RESOLVED**, that the Board of Supervisors of Oneida County hereby approve the sale of the parcels listed in Exhibit A below to the successful bidders listed with any condition or terms listed in Exhibit A; and,

**BE IT FURTHER RESOLVED**, that upon receipt of the bid amount and recording fee from the successful bidders listed in Exhibit A, the County Clerk is authorized to sign and place the county seal upon a quit claim deed for the parcels listed in Exhibit A; and,

**BE IT FURTHER RESOLVED**, that the County Treasurer is authorized and instructed to assign to the successful bidder, at the time of issuance of the quit claim deed, all county certificates on the property sold.

Approved for presentation to the County Board by the Land Records Committee this 1<sup>st</sup> day of October, 2019.

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

**Discussion:** Romportl discussed a map that was distributed. He explained the difference between an exception and an easement. The property in Resolution # 79 – 2019 is not an easement road or a public road. There was an interest in the property by Mr. Gabriel, however he is not an adjoining property owner. It was determined by the committee to award the bid to the adjoining land owners. The ordinance allows for the county to award the bid to the person who it is most advantageous and it is allowed to accept a lower bid. Desmond spoke regarding the cost of the property and that the Augustine's bid met the requirements. Discussion ensued regarding current and future access to the property.

**Roll Call Vote on Resolution # 79 – 2019:** 18 Aye; 1 Nay, Winkler; 2 Absent, Holewinski, Timmons

**Resolution # 79 – 2019:** Adopted

**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.

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 #05-2019, which was filed July 11, 2019 (copy attached) to amend Section's 9.36 and 9.42 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 August 7, 2019 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 State of Wisconsin passed 2017 Wisconsin Act 67, Conditional Use Permits; and

**WHEREAS**, the Act requires a City, Village, Town or County to grant a Conditional Use Permit if an applicant meets, or agrees to meet all of the requirements and conditions specified in the relevant ordinance or imposed by the relevant Zoning Board; and

**WHEREAS**, any conditions must be related to the purpose of the ordinance and based on substantial evidence; and  
**WHEREAS**, the Act requires those requirements and conditions to be reasonable, and to the extent practicable, measurable; and

**WHEREAS**, at the public hearing no one testified for or against the changes; 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]:

9.36 PROCEDURE FOR ADMINISTRATIVE REVIEW PERMITS

A and B remain unchanged

~~C. General Standards for Approval~~

~~No application for an administrative review permit for an administrative review use shall be approved or conditionally approved unless the zoning administrator determines that the standards contained in section 9.42(E) are fulfilled. When applying such standards to an administrative review permit application, the phrase "conditional use" shall be replaced with the phrase "administrative review use."~~

D. C. Optional CUP Procedure

As an alternative to the administrative review permit procedures for administrative review uses contained in this section, an applicant may request that the administrative review procedure be waived and that the proposed use be handled under the conditional use procedures. Such request must be made before or at the time the applicant files an administrative review permit application. If the applicant chooses to have an administrative review use handled under the conditional use procedures, the person shall complete a CUP application, pay the CUP fee and otherwise comply with all the provisions applicable to a CUP. The CUP application shall be reviewed and acted upon pursuant to the CUP procedures and provisions contained in sections 9.41 and 9.42.

9.42 CUP APPLICATION REVIEW PROCESS (Amend #2-2008, 9-2009)

A. Completed Applications Referred to Committee

1. The application shall first be reviewed by the Zoning Administrator for completeness. When is deemed complete by the Zoning Administrator, a notation of completeness shall be made on the application, and it shall be referred to the Committee.
- ~~2. When a DNR permit or U.S. Corps of Engineers permit is required in order to undertake or complete the proposed project copies of these permits must be attached to the CUP application. The CUP application will not be deemed complete until these other necessary permits are provided.~~

9.42 B and C remain unchanged

D. Basis of Approval or Denial

1. The Planning and Development Committee shall review each conditional use permit application for compliance with all requirements applicable to that specific use and to all other relevant provisions of this ordinance. The Committee's decision to approve or deny the conditional use permit must be supported by substantial evidence. "Substantial evidence means facts and information, other than merely personal preferences or speculation, directly pertaining to the requirements and conditions an applicant must meet to obtain a conditional use permit and that reasonable persons would accept in support of a conclusion." Wis.Stats. §59.69(5e)(a)(2).
2. To aid in the review of and decision-making regarding the proposed conditional use project, the Planning and Development Committee shall evaluate the following specific criteria as applicable, but shall not be limited thereto:
  - a. The establishment, maintenance or operation of the conditional use will not be detrimental to or endanger the public health, safety, morals, comfort or general welfare.
  - b. The uses, values and enjoyment of neighboring property shall not be substantially impaired or diminished by the establishment, maintenance or operation of the conditional use.
  - c. The proposed conditional use is compatible with the use of adjacent land and any adopted local plans for the area.
  - d. The establishment of the conditional use will not impede the normal and orderly development and improvement of the surrounding property for uses permitted in the district.
  - e. Adequate utilities, access roads, drainage and other necessary site improvements have been or will be provided for the conditional use.
  - f. Adequate measures have been or will be taken to provide ingress and egress so as to minimize traffic congestion in the public streets.
  - g. The conditional use shall conform to all applicable regulations of the district in which it is located.
  - h. The conditional use does not violate shoreland or floodplain regulations governing the site.
  - i. Adequate measures have been or will be taken to prevent and control water pollution, including sedimentation, erosion and runoff.

The foregoing criteria are deemed reasonable and, to the extent practicable, measurable.
3. An applicant's failure to demonstrate, by substantial evidence, that the application and all applicable requirements in this ordinance and conditions established by the county relating to the conditional use are or will be satisfied shall be grounds to deny the conditional use permit. At all times the burden of proof to demonstrate satisfaction of these criteria remains with the applicant.

~~D. E. Conditions~~

The Committee may attach conditions to the CUP deemed necessary or appropriate in furthering the purposes of this ordinance. Such factors to be considered may include, but are not limited to the following:

1. Landscaping
2. Type of construction
3. Sureties
4. Lighting
5. Fencing
6. Planting
7. Screening
8. Operational control
9. Period of operation
10. Improved traffic circulation
11. Deed restrictions
12. Free and unlimited access to the project site during daylight hours to any Committee member or any Planning and Zoning employee investigating the project's construction, operation or maintenance
13. Written notification of the Department at least five days before the project is started and five days after each phase of the project is completed.
- ~~14. The conditions contained in section 9.97(F).~~
- ~~15~~ 14. Parking requirements
- ~~16~~ 15. Erosion control
- ~~17~~ 16. Stormwater management
- ~~18~~ 17. Signage
- ~~19~~ 18. Construction schedule
- ~~20~~ 19. An acknowledgment that the nature and extent of the conditional use shall not change from that described in the application and approved in the CUP

Conditions imposed as part of the conditional use permit shall be achievable, practicable and to the extent possible, measurable. Any conditions imposed must be related to the purpose of the ordinance and be based on substantial evidence.

**E. ~~General Standards for Approval of CUP~~**

~~No application for a CUP shall be approved or conditionally approved, unless the Committee finds that the following standards are fulfilled:~~

- ~~1. The establishment, maintenance or operation of the conditional use will not be detrimental to or endanger the public health, safety, morals, comfort or general welfare.~~
- ~~2. The uses, values and enjoyment of neighboring property shall not be substantially impaired or diminished by the establishment, maintenance or operation of the conditional use.~~
- ~~3. The proposed conditional use is compatible with the use of adjacent land and any adopted local plans for the area.~~
- ~~4. The establishment of the conditional use will not impede the normal and orderly development and improvement of the surrounding property for uses permitted in the district.~~
- ~~5. Adequate utilities, access roads, drainage and other necessary site improvements have been or will be provided for the conditional use.~~
- ~~6. Adequate measures have been or will be taken to provide ingress and egress so as to minimize traffic congestion in the public streets.~~
- ~~7. The conditional use shall conform to all applicable regulations of the district in which it is located.~~
- ~~8. The conditional use does not violate shoreland or floodplain regulations governing the site.~~
- ~~9. Adequate measures have been or will be taken to prevent and control water pollution, including sedimentation, erosion and runoff.~~

9.42 F, G, and H remain unchanged.

The County Clerk shall, within seven (7) days after adoption of Ordinance Amendment #05-2019 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 21st day of August, 2019.

Offered and passage moved by: Scott Holewinski, Jack Sorensen, Ted Cushing, Mike Timmons and Billy Fried.

**Discussion:** Jennrich discussed Act 67, how conditional use permits are approved, and proposed changes. Discussion ensued regarding some of the subjective language. Desmond stated that if a decision is made either way there has to be some evidence in the record that backs up the decision.

**Roll Call Vote on Resolution # 80 – 2019/Ordinance Amendment # 05 – 2019:** 19 Aye; 2 Absent, Holewinski, Timmons

**Resolution # 80 – 2019/Ordinance Amendment # 05 – 2019:** Adopted

**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.

**Seconded by Winkler.**

Resolution offered by Supervisor Alan VanRaalte.

Amendment to Oneida County Zoning & Shoreland Protection Ordinance Chapter 9, Article 6, Section 9.61, Non-ferrous Metallic Mining Ordinance, to reflect the will of the electorate regarding metallic mining on county owned land.

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

**WHEREAS**, on August 21, 2012 the Board of Supervisors of Oneida County, Wisconsin (County Board) considered and ultimately rejected Resolution #59-2012 which would have endorsed Resolutions #94-2009 and #54-87 to pursue entering into mineral prospecting and mining leases on County Forest Land; and

**WHEREAS**, by rejection of Resolution #59-2012 County Board established a policy that the leasing of County Forest Land for the purposes of metallic mining would no longer be pursued; and

**WHEREAS**, County Board has taken no action to rescind that policy, either in whole or in part, except as by offering for consideration to the electors of Oneida County on November 6, 2018, a Referendum asking them whether a de facto exception to that policy should be made to allow the leasing of County owned lands in the Town of Lynne for the purpose of non-ferrous metallic mining activities including exploration, prospecting, bulk sampling and mining; and

**WHEREAS**, 84% of the Oneida County electorate voted in the November 6, 2018 general election; and

**WHEREAS**, 19,056 electors or 98% of those who voted November 6, 2018 cast votes to express their choices on said Referendum; and

**WHEREAS**, 11,927 or 62.59% of those who expressed their choice voted "NO"; and

**WHEREAS**, 7,129 or 37.41% of those who expressed their choice voted "YES"; and

**WHEREAS**, 18 of 21 municipalities reporting Referendum results voted "NO" in the majority; and

**WHEREAS**, only 3 of 21 municipalities reporting Referendum results voted "YES" in the majority; and

**WHEREAS**, while said Referendum was advisory only, County Board acknowledges that, as the elected representatives of the people of Oneida County, it has: 1) statutory responsibilities under §59.69 Wis. Stats. to protect, preserve and promote the public health; property values and the property tax base; groundwater resources; wetlands and natural resources; 2) accountability to the electorate to act in accordance with their will.

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

Direct the Planning & Develop Committee and Planning & Zoning staff to amend the Zoning and Shoreland Protection Ordinance, Chapter 9, Article 6, Section 9.61, Non-ferrous Metallic Mining Ordinance with the following language and conduct public hearings on said changes as required by §59.69 (5) (e):

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:

Add the following language to the Zoning and Shoreland Protection Ordinance, Chapter 9, Article 6, Section 9.61, Non-ferrous Metallic Mining Ordinance [Sections A through U remain unchanged, additions noted by underline]:

:

V. Oneida County Owned Land.

1. The provisions set forth in sections H through U of this ordinance notwithstanding,

all non-ferrous metallic mining activities, including exploration, prospecting, bulk sampling and mining operations are prohibited on Oneida County owned land.

2. The sale of Oneida County owned land for the explicit or implicit purpose of

exploration, prospecting, bulk sampling, or mining operations of non-ferrous metallic minerals located thereon is prohibited.

The County Clerk shall, within seven (7) days after adoption of Ordinance Amendment #NN-2019 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.

Offered and passage moved by: VanRaalte and Winkler.

**Discussion:** VanRaalte stated this resolution is intended to codify the results of the November 6, 2018 referendum. He stated the Board should act in accordance to the will of the voters. Mott expressed concern that the referendum was for property in Lynne and the Resolution is for all land in the county. Discussion as to the future of mining and the current ordinance in place. Desmond stated that passing this resolution does not automatically put this language into the ordinance, there is a process by which Planning and Development has to follow to make it an official Ordinance Amendment. This would just direct the Planning and Development Committee to go through the process and bring it back to the County Board.

**Roll Call Vote on Resolution # 81 – 2019:** 8 Aye, Winkler, VanRaalte, Cushing, Schreier, Pence, Metropulos, Krolczyk, Almekinder; 11 Nay, Kelly, Ives, Paszak, Jensen, Oettinger, Liebert, Sorensen, Fried, Fisher, Mott, Hintz; 2 Absent, Holewinski, Timmons

**Resolution # 81 – 2019:** Failed

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

**Seconded by VanRaalte.**

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

**WHEREAS**, Oneida County hired Carlson Dettmann to conduct and provide information on the County's wage and benefit package; and

**WHEREAS**, Carlson Dettmann has pointed out that not only is the County behind the market in wages, the County is also behind competitively as wages are based on 1950 hours worked per year verses 2080 hours worked per year, which leaves County annual wages behind by 6.25%; and

**WHEREAS**, the LRES Committee has encouraged departments to come forward with ways to restructure their staff in order to move to the 2080 hours worked per year basis with either a savings or a neutral cost to the County; and

**WHEREAS**, the County Board has previously approved resolutions which help to accomplish moving county employees to a wage based on 2080 hours worked per year with either a savings or a neutral cost to the County; and

**WHEREAS**, the Facilities Director has reviewed and provided analysis regarding efficiencies that have been gained based on new technology being implemented in facilities; hours worked by staff; and cost savings that can be achieved to the Facilities Committee; and

**WHEREAS**, the Facilities Committee did approve the concept proposed by the Facilities Director, instructing that the approved concept be forwarded to the Labor Relations Employee Services (LRES) Committee for further consideration; and

**WHEREAS**, the LRES Committee has reviewed and approved the recommended changes and recommends such changes to the County Board.

**NOW, THEREFORE, BE IT RESOLVED**, by the Oneida County Board of Supervisors that the following changes be made effective October 16, 2019:

- Eliminate the full time Assistant Maintenance Technician position
- Increase the following positions from 1950 hours per year to 2080 hours per year:
  - Two Maintenance Technician positions at Law Enforcement Center
  - Two Maintenance Technician positions at the Courthouse
  - Two Cleaning Technician positions at the Courthouse
  - One Cleaning Technician position at the Law Enforcement Center

**BE IT FURTHER RESOLVED**, by the Oneida County Board of Supervisors that the County shall continue to fund the full health insurance premium at Employee +1 coverage for the incumbent Assistant Maintenance Technician for November and December 2019.

**BE IT FURTHER RESOLVED**, by the Oneida County Board of Supervisors that by adoption of this resolution it shall be deemed that all of the savings for the above changes are set forth in the fiscal impact statement which is attached hereto and made apart thereof.

Approved by Ted Cushing this 9<sup>th</sup> day of October, 2019.

Offered and passage moved by: Cushing and VanRaalte.

**Discussion:** Human Resources Director, Lisa Charbarneau discussed the restructuring of the Building and Grounds department and the Carlson Dettmann study. Facilities Director, LuAnn Brunette discussed the background of how this position came about. She compared the equipment in all of the buildings maintained by the department. Finance Director, Darcy Smith discussed the fiscal impact statement. Discussion regarding the feasibility of this change and the financial impact. Fried discussed the options that were brought forward and discussed by the committee. Discussion as to the difficulty of this decision.

**Roll Call Vote on Resolution # 82 – 2019:** 10 Aye, VanRaalte, Cushing, Oettinger, Liebert, Krolczyk, Sorensen, Almekinder, Fried, Fisher, Hintz; 9 Nay, Kelly, Winkler, Ives, Paszak, Jensen, Schreier, Pence, Metropulos, Mott; 2 Absent, Holewinski, Timmons

**Resolution # 82 – 2019:** Adopted

Recess called at 11:32 a.m.

Return from recess at 11:41 a.m.

**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.

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).

**Motion/Second: Cushing/Krolczyk** to go into Closed Session at 11:43 a.m.

**Roll Call Vote:** All Aye

**Motion/Second: Cushing/Almekinder** to return to Open Session at 11:56 a.m.

**Roll Call Vote:** All Aye

**Announcement:** Hintz announced that in closed session the Board denied the waiver request promoted by the attorneys and we discussed our opioid litigation.

**NEXT MEETING DATE AND TIME:** November 12, 2019 @ 9:30 a.m.

Unless a motion is made to change the starting time.

**ADJOURNMENT:**

Chairman Hintz adjourned the meeting at 11:57 a.m.