

Postponed  
to June  
2023

Resolution # 00-2023  
GENERAL CODE OF ONEIDA COUNTY, WISCONSIN  
ORDINANCE AMENDMENT # 06-2023

Ordinance amendment to amend the County Board meeting agenda to include an invocation/prayer.

Ordinance Amendment offered by Supervisor Jim Winkler, District 10.

WHEREAS, the Constitution of the United States of America guarantee's free speech; and

WHEREAS, our nation has relied on a tradition of prayer before conducting its business at national, state and local levels of government; and

WHEREAS, the Unites States Supreme Court Case of *Town of Greece, N.Y. v. Galloway*, 134 S.Ct. 1811 (2014) has found that prayer before a government meeting does not violate the Establishment Clause of the United States Constitution; and

WHEREAS, that same case found that prayer before a government meeting "comports with our tradition and does not coerce participation by non-adherents"; and

WHEREAS, in conformity with the constitutionally permitted practice from *Town of Greece, N.Y.*, a prayer/invocation should be offered for our troops and for guidance over business to be performed at that meeting, prior to the pledge of allegiance to the flag at each County Board meeting.

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existing ordinances, codes, resolutions, or portions thereof in conflict with this ordinance shall be and hereby are repealed as far as any conflict exists.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 2.02 of the General Code of Oneida County, Wisconsin, is amended as follows [additions noted by underline, deletions noted by strikethrough]:

2.02 RULE 2: ORDER OF BUSINESS. (Am. #51-94; #72-94; #20-2008; #15-2010; #54-2012; #45-2013; #52-2017)

The order of business shall be as follows:

(1) CALL TO ORDER. At the appointed hour for the meeting, the Chair shall call the Board to order requesting that the members rise for a brief moment of silence followed by a prayer/invocation and the Pledge of Allegiance.

(2) The remainder of the order of business shall be at the discretion of the County Board Chairperson.

Approved by the Supervisor Jim Winkler, District 10, this 4<sup>th</sup> day of May, 2023.

Consent Agenda Item:        YES        NO

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Vote Required: Majority = \_\_\_\_\_ 2/3 Majority = \_\_\_\_\_ 3/4 Majority = \_\_\_\_\_

The County Board has the legal authority to adopt: Yes \_\_\_\_\_ No \_\_\_\_\_ as reviewed by the Corporation Counsel, \_\_\_\_\_, Date: \_\_\_\_\_

Offered and passage moved by: Jim Winkler  
Supervisor

Seconded by: \_\_\_\_\_  
Supervisor

- \_\_\_\_\_ Ayes
- \_\_\_\_\_ Nays
- \_\_\_\_\_ Absent
- \_\_\_\_\_ Abstain
- \_\_\_\_\_ Enacted

by the County Board of Supervisors this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

\_\_\_\_\_ Defeated

\_\_\_\_\_  
Tracy Hartman, County Clerk

\_\_\_\_\_  
Scott Holewinski, County Board Chair

**Resolution #60-2023**

**Passed**

Supervisors	AYE	NAY	ABS	ABSTAIN
Condado	X			
Sorgel	X			
Roach	-	-	X	
Almekinder	X			
Newman	X			
Winkler	X			
Harris	X			
Fisher	X			
Jensen	X			
Schultz	X			
Rio	-	-	X	
Fried	X			
Kelly	X			
Timmons	X			
Oettinger	X			
Briggs	X			
Ryden	X			
Showalter	-	-	X	
Schreier	X			
Cushing	X			
Holewinski	X			
<b>TOTALS</b>	<b>18</b>		<b>3</b>	
TAGS				

Motion by Winkler to postpone Resolution #60-2023 to the June County Board meeting.

Seconded by Timmons.

**Resolution: 60-2023 / OA 06-2023**

Supervisors	AYE	NAY	ABS	ABSTAIN
Showalter				
Jensen				
Timmons				
Roach				
Briggs				
Cushing				
Sorgel				
Winkler				
Schultz				
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Oettinger				
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Harris				
Almekinder				
Condado				
Ryden				
Rio				
Holewinski				
<b>TOTALS</b>				
TAGS				

Resolution # 60 – 2023/Ordinance Amendment # 06 – 2023:  
 Offered by Supervisor Jim Winkler amending the General  
 Code of Oneida County Section 2.02 – Order of Business to  
 include an invocation/prayer.

*Seconded - Oettinger*