

RESOLUTION # 72-2023

Resolution to Return Coronavirus Local Fiscal Recovery Fund (CLFRF) back to Oneida County American Rescue Plan Act (ARPA) Contingency which were previously allocated in Resolution #35-2022 for the purpose of 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**, Hilbert Communications (Bug Tussel) requested the County contribute \$1,500,000 in local matching funds toward a Public Service Commission broadband grant using CLFRF dollars; and

**WHEREAS**, Hilbert Communications has consulted with the Public Service Commission and advises that the grant match may take the form of a loan in that amount by Oneida County to Hilbert Communications, and

**WHEREAS**, Hilbert Communications and the County are in concurrence that due to timing constraints and other factors it is more advantageous to use general corporate funds via a promissory note by and between the County and Hilbert Communications instead of CLFRF funds for said match, and

**WHEREAS**, a separate Resolution regarding the aforementioned promissory note will be forthcoming, and

**THEREFORE, BE IT RESOLVED**, by the Oneida County Board of Supervisors that \$1,500,000 in CLFRF funds be returned to the ARPA Contingency for future allocation; and

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

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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:

7-18-23

Approved for presentation to the County Board by the Administration Committee this 17th day of July, 2023.

Consent Agenda Item:  YES \_\_\_\_\_ NO

Offered and passage moved by:

William Mc  
Supervisor

Julie Ashing  
Supervisor

Ryan Kelly  
Supervisor

Bob Schum  
Supervisor

Tom Kelly  
Supervisor

19 Ayes  
0 Nays  
2 Absent  
0 Abstain  
X Adopted

by the County Board of Supervisors this this 15<sup>th</sup> day of August, 2023.

\_\_\_\_\_  
Defeated

Tracy Hartman  
Tracy Hartman, County Clerk

Scott Holewinski  
Scott Holewinski, County Board Chair

# Consent Agenda

Roach / Sorger

Supervisors	AYE	NAY	ABS	ABSTAIN
Showalter	X			
Jensen	X			
Timmons	X			
Roach	X			
Briggs	X			
Cushing	X			
Sorgel	X			
Winkler	X			
Schultz	X			
Fisher	X			
Kelly	X			
Oettinger	X			
Newman	X			
Schreier	X			
Fried	X			
Harris	X			
Almekinder	X			
Condado	X			
Ryden	X		X	
Rio	X		X	
Holewinski	X			
<b>TOTALS</b>	<b>19</b>		<b>2</b>	
TAGS				

Resolution # 71 – 2023: Offered by the Supervisors of the Land Records Committee to grant WPS an Easement for Electric Distribution.

Resolution # 72 – 2023: Offered by the Supervisors of the Administration Committee to Return Coronavirus Local Fiscal Recovery Fund (CLFRF) back to Oneida County American Rescue Plan Act (ARPA) Contingency which were previously allocated in Resolution #35-2022 for the purpose of Broadband and Cellular Infrastructure Expansion.

Resolution # 73 – 2023: Offered by the Supervisors of the Administration Committee to Amend Resolution # 110-2022 Returning Coronavirus Local Fiscal Recovery Fund (CLFRF) back to Oneida County American Rescue Plan Act (ARPA) Contingency which were previously allocated for the purpose of the Jail Dorm Pod Fire Suppression System Replacement Project.

Resolution # 74 – 2023: Offered by the Supervisors of the Public Works Committee to fund a new Salt Dome Roof for the price not to exceed One Hundred Eighty Thousand, Eight Hundred Fifty Six Dollars (\$180,856.00).  
 Resolution # 75 – 2023: Offered by the Supervisors of the Administration Committee to Amend Resolution # 50 -2023 to Amend the 2023 Budget Relative to the Landfill Entry and Parking Lot Project.

~~Resolution # 76 – 2023: Offered by the Supervisors of the Public Works Committee to award a Contract for the Purpose of the Solid Waste Paving Project.~~  
 Resolution # 77 – 2023/ Ordinance Amendment # 06 – 2023: Offered by the Supervisors of the Planning and Development Committee amending Chapter 9 of the Oneida county Zoning and Shoreland Protection Ordinance, Article 7, Section 9.78 – Sign Regulations.

Appointments to Committees, Commissions and other Organizations:  
 Re-Appoint Guy Hansen to the Zoning Board of Adjustment for a 3-year term to expire in July 2026  
 Re-Appoint Jeff Viegut to the Zoning Board of Adjustment for a 3-year term to expire in July 2026

RESOLUTION # 35-2022

**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

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**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.

*Wf - Budget not amended*

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

The County Board has the legal authority to adopt: Yes ✓ No \_\_\_\_\_ as reviewed by the Corporation Counsel, \_\_\_\_\_, Date: 2-3-22

Approved for presentation to the County Board by the Administration Committee this 3rd day of February, 2022

Consent Agenda Item: YES X NO





**Oneida County**  
**Administration Committee**  
**Relief Funding Fiscal Impact Form**  
*American Rescue Plan*  
**Coronavirus State and Local Fiscal Recovery Fund (SLFRF)**

Project Overview		
	Project Title	Broadband Middle Mile and End of Mile Expansion - Oneida county
	County Department(s)	
	Project Manager(s)	OCEDC

Category Overview		
	SLFRF Use of Funds Category	PUBLIC HEALTH / ECONOMIC IMPACT
	Select Public Health / Economic Impact Sub-Category ->	Assistance to households

**Please provide a detailed explanation of the project including estimated timeline. If applicable attach bid or proposal to this form.**

Install 225 miles of middle mile fiber, creating an open fiber backbone for Oneida County, along with building 6 new 300' cell towers, as well as connecting several existing cell towers with fiber, delivering dramatically improved fixed wireless and cell service plus enhanced first responder access, in addition to wide broadband access (access to ~18,000 Oneida residences and businesses). In addition to ARPA and PSC dollars, Oneida County would join a public/private partnership and tap into \$240 million existing bond structure for balance of project, creating long term income source for the county. Project proposal is attached.

**Describe how this project resolves long-term, pressing issue; addresses serious health/public safety risk; has a widespread impact; addresses financial burden on County; and / or has well-defined ancillary benefits.**

Lack of Broadband access in rural Oneida County is severely limiting to rural residents. High speed internet is now essential, not just a "nice to have" for everyday life. The project is county wide and also provides enhanced cell service, as well as improved first responder communication throughout the county. Benefits include a 30-year income source for the county.

Year	SLFRF Funding	Other Funding Source	Total Funding Required
2022	\$ -	\$ -	\$ -
2023	\$ 700,000.00	\$ 7,500,000.00	\$ 8,200,000.00
2024	\$ 800,000.00	\$ 8,000,000.00	\$ 8,800,000.00
<b>TOTAL</b>	<b>\$ 1,500,000.00</b>	<b>\$ 15,500,000.00</b>	<b>\$ 17,000,000.00</b>

**Please use this space for additional information or narrative.**

Please see attached presentation which includes details on funding sources and cost breakdowns.

TO BE COMPLETED BY FINANCE, BUDGET TRANSFER INFORMATION		
	Description	Budget Code      Amount
FROM		
TO		

**Resolution # 35-2022**

Supervisors	AYE	NAY	ABS	ABSTAIN
Liebert	X			
Almekinder		X		
Cushing			X	
Thome	X			
Kelly	X			
Fisher	X			
Pence	X			
Sorensen			X	
Holewinski			X	
VanRaalte	X			
Roach		X		
Paszak			X	
Schreier	X			
Ives		X		
Timmons		X		
Krolczyk		X		
Mott	X			
Fried		X		
Winkler				X
Oettinger			X	
Hintz	X			
<b>TOTALS</b>	<b>9</b>	<b>6</b>	<b>5</b>	<b>1</b>
TAGS				

**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.

*Adopted.*