

Minutes
Oneida County Board of Supervisors
Tuesday, September 15, 2020 – 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: Greg Pence, Bob Mott, Alan VanRaalte, Billy Fried, Lance Krolczyk, Tom Kelly, Stephanie Sowatzka, Bob Almekinder, Ted Cushing, Bill Liebert, Steven Schreier, Sonny Paszak, Dave Hintz, Mike Timmons, Mitch Ives, Scott Holewinski, Russ Fisher, Greg Oettinger, Bob Thome Jr., Jim Winkler and Jack Sorensen.

Members Present: 21

ANNOUNCEMENTS BY CHAIR, CORRESPONDENCE AND COMMUNICATIONS

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

ACCEPT THE MINUTES OF THE AUGUST 18, 2020 MEETING.

Motion/Second: Sorensen/Thome to accept the minutes of the August 18, 2020 meeting as presented. All "Aye", Motion approved.

Supervisor Liebert stated he would like the Minutes of the August 18th meeting be adjusted to notate the reason that he voted no for Resolution # 59 – 2020 was that there were no supporting documents.

REPORTS/PRESENTATIONS:

- Veterans Service Office 2019 Annual Report – Veterans Service Officer Tammy Javenkoski reported on Veteran's benefits issued in Oneida County, she stated that benefits have increased every year. Javenkoski reported on a joint county Benefits Expo that was put on. Per Javenkoski the DAV van is a large savings to Oneida County. Javenkoski gave an update on the new Veterans Cemetery. Javenkoski went over some changes to Tricare, as it pertains to Tricare Select a military retiree Health Care.
- Forestry, Land, and Recreation 2019 Annual Report – Forest Director Paul Fiene reported that for 2019 they were short staffed and had many changes within the department. Fiene went over the reasons that stumpage came in under budget. Fiene stated that the Enterprise ATV trail was added to with the majority being paid for by grants, there are a total of ten ATV clubs in the county at this time. Fiene reported that safety protocols have been maintained and there have been no incidents within the year. Discussion ensued regarding the sale of the Townline property that was supposed to have been sold in combination of the purchase of the Gillette/Wickham property.

CONSENT AGENDA

Resolution # 64 – 2020/Ordinance Amendment # 6 – 2020: Offered by the Supervisor of the Forestry, Land, & Recreation Committee amending the General Code of Oneida County, Section 14.17(2)(i) – All Terrain Vehicles.

Ordinance Amendment offered by the Forestry, Land, & Recreation Committee.

WHEREAS, the Forestry Committee recognizes the primary purpose of the County Forest road system is that of transporting harvested wood products to market; and

WHEREAS, the Forestry Committee is also obligated to safeguard the County's ongoing financial investment to improve the efficiency and safety of the county forest road system for hauling timber,

WHEREAS, the Forestry Committee also recognizes that by adding ATV/UTV trails and routes, the quality and size of the riding opportunity provided in Oneida County for said recreational vehicles would increase, which would benefit both resident ATV/UTV enthusiasts and tourists alike; and

WHEREAS, in an effort to expand the ATV/UTV riding opportunities in Oneida County, opening Oneida County Forest roads, as shown on the Wisconsin Department of Transportation (WDOT) official gas tax road maps, to ATV/UTV use, the Pel-Cho Mudd Nutz ATV/UTV Club and the Hodag 4-Wheelers Club submitted a request to the Oneida County Forestry Committee to designate the following County Forest Roads as ATV/UTV Routes: Shingle Mill Rd, Zimmer Rd, Camp Six Rd, Bowman Rd, John's Memorial Dr, South Exit Rd and Cruiser's Rd; and

WHEREAS, the segments of road being proposed for use as ATV/UTV routes fall under the jurisdiction of the Oneida County Forestry, Land, & Recreation Committee; and

WHEREAS, the Oneida County Forestry, Land, & Recreation Committee has reviewed the request to designate the above-described roads as ATV/UTV routes and has determined that designating said roads as ATV/UTV routes should not significantly impact the County's timber production program or the improvements made to the roads; and

WHEREAS, in an effort to acknowledge the importance of both the timber and tourism industries to Oneida County, the Forestry Committee has requested the Pel-Cho Mudd Nutz ATV/UTV Club and the Hodag 4-Wheelers Club to work with the Oneida County Forestry Department to formulate a plan whereby the Clubs will assist with the maintenance and repair of those roads lying in the Enterprise Block of the Oneida County Forest; 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 14.17(2)(i) of the General Code of Oneida County, Wisconsin, is amended as follows [additions noted by underline, deletions noted by strikethrough]:

- (i) All terrain vehicles (ATVs), utility terrain vehicles (UTVs), off-road motorcycles, mini-bikes, go carts, and other non-street-legal vehicles may not be operated on the County forest road system, except that ATVs and UTVs may travel on the following: the entire length of Shingle Mill Rd lying in Oneida County a distance of 8.23 miles, the entire length of Zimmer Rd a distance of 7.09 miles, the entire length of Cruiser's Rd a distance of 2.60 miles, the entire length of Bass Lake Rd, a distance of 3.59 miles, the entire length of Bowman Rd lying in Oneida County, a distance of 2.99 miles, the entire length of Camp Six Rd a distance of 5.76 miles, the entire length of South Exit Rd a distance of 2.24 miles, the entire length of John's Memorial Dr lying in Oneida County, a distance of 0.93 miles that segment of the following road segments: Camp Six Road from a point 0.6 mile north of the intersection of the Camp Six Road and the Wickham Road to a point on the Camp Six Road 0.2 mile south of the intersection of the Camp Six Road and the Wickham Road, and the entire length of Rozell Road, a distance of 5.50 miles, between Kelly Fire Lane and McCord Road, and Bowman Road from the Oneida/Lincoln County line to a point on Bowman Road located 0.45 miles east and the entire 3.59 mile segment of Bass Lake Road from County Highway Q north to Shingle Mill Road, and 7.05 miles of Shingle Mill Road from the westernmost ATV/UTV trail crossing of Shingle Mill Road east to County Highway G. The aforementioned segments of the County Forest road system shall be signed with ATV/UTV route signs to indicate the road is legal for ATV and UTV operation.

[Amended by Ord. No. 22-2003; Ord. No. 63-2003; Ord. No. 95-2012]

Approved by the Forestry, Land & Recreation Committee this 5th day of August, 2020.

Offered and passage moved by: Jack Sorensen, Greg Pence, Alan VanRaalte and Bob Almekinder.

Resolution # 65 – 2020: Offered by the Supervisors of the Forestry, Land, & Recreation Committee accepting jurisdictional transfer of John's Memorial Drive from the Town of Enterprise.

Resolution to accept jurisdictional transfer of John's Memorial Drive from the Town of Enterprise.

Resolution approved for presentation to the Oneida County Board by the Supervisors of the Forestry, Land & Recreation Committee.

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

WHEREAS, Oneida County purchased the Haug and Houle properties in Section 19, T35N, R09E, Town of Enterprise, which represented the last of the private property in that section; and

WHEREAS; The Knowles-Nelson Stewardship grant to purchase the Haug & Houle properties noted the request to have John's Memorial Drive (a town highway) taken over by Oneida County (as shown on Exhibit #1); and

WHEREAS; The Forestry, Land & Recreation Committee minutes of 6 Feb.'19 note the Town of Enterprise will need to complete appropriate forms to abandon John's Memorial Dr. as requested; and

WHEREAS; After some review, it has been determined that John's Memorial Drive is to be improved by the County Forestry Department, enhancing the recreational value of the property, but not altering the property in any manner, to allow it to become a part of the county forest roads and that the proper process is a jurisdictional transfer; and

WHEREAS; No records have been located to show that John's Memorial Drive was ever laid out, with right of way granted or the location changed, other than the WISLR (GTA) gas tax certifications as submitted by the Town of Enterprise. The present certification and inventory of April 2, 2018 shows the present location and length and this is to be transferred to Oneida County, because access to the County properties is still in place via John's Memorial Drive, Town of Harrison, Lincoln County and therefore there is no need to maintain access to any private lands by the Town of Enterprise.

THEREFORE, BE IT RESOLVED, the County of Oneida and the Town of Enterprise agree to a Jurisdictional Transfer Agreement regarding John's Memorial Drive from the Town of Enterprise to Oneida County for all jurisdictional & maintenance authority it for John's Memorial Drive.

BE IT FURTHER RESOLVED that the County Clerk is hereby directed to file the quit claim deed transferring jurisdiction of that portion of John's Memorial Drive, as shown in Exhibit # 1, to Oneida County and the Forestry Department is hereby directed to add that same section of road to the County Forest Road inventory and to apply to the WI DOT for County Forest Road Aids on said 0.83 miles of John's Memorial Drive.

Offered and passage moved by: Jack Sorensen, Greg Pence, Alan VanRaalte and Bob Almekinder.

Resolution # 67 – 2020/Ordinance Amendment # 7 – 2020: Offered by the Supervisors of the Public Works Committee amending the General Code of Oneida County, Section 7.07 – Speed Zone.

Ordinance Amendment offered by the Public Works Committee.

WHEREAS, traffic conditions on sections of County Highway B and G in the Town of Enterprise and a section of County Highway B in the Town of Schoepke were reported to be dangerous; and

WHEREAS, it was requested that the speed limit in that area be reduced from 45 m.p.h. to 35 m.p.h.; and

WHEREAS, it is necessary for Oneida County to amend their ordinances in order to put the new speed limits into effect.

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

7.07 SPEED ZONE. (Rn. #77-2000)

Based upon a traffic investigation conducted by the Oneida County Highway Commissioner, the maximum permissible speed at which vehicles may be operated on the following described highways, which is established as reasonable and safe pursuant to §349.11, Wis. Stats., shall be effective, subject to approval by the State Highway Commission and upon erection of standard signs giving notice thereof:

(1) 45 MPH.

CTH "L", from the south county line limit, northerly for a distance of approximately 3.65 mile, to Rocky Road, and 55 mph from a point of approximately 3.65 miles from the south county limits to the junction of US Highway 51 and CTH "L".

CTH "D", between the bridge over the channel between Chain and Echo Lakes and CTH "H". (Cr. Res. #94-91)

CTH "G", between its junctions with CTH "Q" and US 45. (Cr. #72-85)

CTH "J", from Fischer Landing Road east to the junction of STH 70. (Cr. #107-99)

CTH "Q", between its junction with CTH "G" and US 45. (Cr. #72-85)

STH 13, between its junction with CTH "G" and US 45. (Cr. #72-85)

STATION 134 to STATION 176, a distance of 4,200 feet. (Cr. Res. #2-92)

CTH "D" from a point 0.08 miles northeast of its junction with West Bluebird Road easterly to a point 0.02 miles southwest of its junction with Bird Lake Road.

CTH "D" from a point 0.19 miles east of its junction with Rainbow Road easterly to a point 0.05 miles west of its junction with Elm Road.

(2) 35 MPH

CTH "B", from its junction with State Highway 45 west to its junction with County G, approximately 1.05 miles.

CTH "G" from its junction with South Shore Drive easterly to a point 220' south of its junction with County Highway B, approximately 1.38 miles.

CTH "G", from the south corporate limits of the City of Rhinelander, southerly for a distance of 0.4 miles, and 45 mph from a point 0.4 from the south corporate limits of the City of Rhinelander to a point 300' south of the junction of the entrance road to the Lake Julia Campus of Nicolet College and Technical Institute and CTH "G".

CTH "J", from its junction with US 51 to its junction with STH 47. (Am. Res. #60-94)

CTH "J", from STH 47 east to Fischer Landing Road. (Cr. #108-99)

CTH "J", from Pinewood Drive to North Rainbow Drive. (Cr. Res. #85-2000)

CTH "D" from a point 0.02 miles southwest of its junction with Bird Lake Road easterly to a point 0.19 miles east of its junction with Rainbow Road.

(3) 40 MPH.

CTH "K", from its intersection with STH 47 easterly to the west corporate limits of the City of Rhinelander.

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

Supervisor Holewinski requested that Resolution # 66 – 2020 be pulled from the Consent Agenda.

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

Roll Call Vote: 21 Aye

Consent Agenda: Approved

CONSIDERATION OF RESOLUTIONS & ORDINANCES:

Resolution # 66 – 2020/Rezone Petition # 7 – 2020: Offered by the Supervisors of the Planning and Development Committee amending the Master Zoning District Document and the Oneida County Official Zoning District Boundary Map to rezone land from District # 04, Residential Farming to District # 02, Single Family Residential on property in the Town of Woodboro.

Ordinance Amendment offered by the Planning and Development Committee.

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

WHEREAS, the Planning and Development Committee having considered Rezone Petition 07-2020 (copy attached), which was filed July 24, 2020, to amend the Master Zoning District Document and the Oneida County Official Zoning District Boundary Map, and having given notice thereof as provided by law and having held a public hearing thereon August 19, 2020 pursuant to Section 59.69(5), Wisconsin Statutes, and having been informed of the facts pertinent to the changes which are as follows:

To rezone land from District #04, Residential Farming to District #02, Single Family Residential on property described as part NW ¼ NW ¼ and NE ¼ NW ¼, lying between County Highway K and Old Highway K, Section 4, T36N, R7E, Town of Woodboro, Oneida County, Wisconsin.

And being duly advised of the wishes of the people in the area affected as follows:

WHEREAS, the property subject to the Rezone Petition is currently being subdivided, and;

WHEREAS, the Town of Woodboro is requesting the property to be rezoned as part of the subdivision approval (copy attached) and;

WHEREAS, the Town of Woodboro is sponsoring the Rezone Petition and the home owner is agreeing to the proposed change, and;

WHEREAS, On August 19, 2020, the Planning and Development Committee held a public hearing and the adjoining landowners were provided with a written notice of the change and nobody had concerns against the change and one individual testified in support of the change and;

WHEREAS, the Planning & Development Committee has reviewed the general standards as specified in Section 9.86(F) of the Oneida County Zoning & Shoreland Protection Ordinance and concluded that the standards have been met. The Planning & Development Committee recommends passage.

NOW THEREFORE, THE ONEIDA COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS FOLLOWS: Petition #07-2020:

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

Section 2: The 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 the ordinance shall not be affected thereby.

Section 4: Rezone Petition #07-2020 is hereby adopted amending the Master Zoning District Document and the Oneida County Official Zoning District Boundary Map, by changing the zoning district classification from District #04, Residential Farming to District #02, Single Family Residential on property described as follows:

Part NW ¼, NW ¼ of the NE ¼ NW ¼, lying between County Highway K and Old Highway K, Section 4, T36N, R7E, Town of Woodboro, Oneida County, Wisconsin.

The County Clerk shall, within seven (7) days after adoption of Rezone Petition # 07-2020 by the Oneida County Board of Supervisors, cause a certified copy thereof to be transmitted by mail to Woodboro Town Clerk.

Approved for presentation to the County Board by the Planning and Development Committee this 2nd day of September, 2020.

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

Motion/Second: Holewinski/Sorensen to postpone Resolution # 66 – 2020 to the next County board meeting.

Roll Call Vote: 21 Aye

Motion: Adopted

Resolution # 68 – 2020/Ordinance Amendment # 8 – 2020: Offered by the Supervisors of the Public Works Committee amending the General Code of Oneida County, Section 7.095 – All Terrain/Utility Vehicle Trails and Routes on County Highways and Bridge Crossings.

Ordinance Amendment offered by the Forestry, Land, & Recreation Committee

WHEREAS, the Forestry Committee recognizes the primary purpose of the County Forest road system is that of transporting harvested wood products to market; and

WHEREAS, the Forestry Committee is also obligated to safeguard the County's ongoing financial investment to improve the efficiency and safety of the county forest road system for hauling timber,

WHEREAS, the Forestry Committee also recognizes that by adding ATV/UTV trails and routes, the quality and size of the riding opportunity provided in Oneida County for said recreational vehicles would increase, which would benefit both resident ATV/UTV enthusiasts and tourists alike; and

WHEREAS, in an effort to expand the ATV/UTV riding opportunities in Oneida County, opening Oneida County Forest roads, as shown on the Wisconsin Department of Transportation (WDOT) official gas tax road maps, to ATV/UTV use, the Pel-Cho Mudd Nutz ATV/UTV Club and the Hodag 4-Wheelers Club submitted a request to the Oneida County Forestry Committee to designate the following County Forest Roads as ATV/UTV Routes: Shingle Mill Rd, Zimmer Rd, Camp Six Rd, Bowman Rd, John's Memorial Dr, South Exit Rd and Cruiser's Rd; and

WHEREAS, the segments of road being proposed for use as ATV/UTV routes fall under the jurisdiction of the Oneida County Forestry, Land, & Recreation Committee; and

WHEREAS, the Oneida County Forestry, Land, & Recreation Committee has reviewed the request to designate the above-described roads as ATV/UTV routes and has determined that designating said roads as ATV/UTV routes should not significantly impact the County's timber production program or the improvements made to the roads; and

WHEREAS, in an effort to acknowledge the importance of both the timber and tourism industries to Oneida County, the Forestry Committee has requested the Pel-Cho Mudd Nutz ATV/UTV Club and the Hodag 4-Wheelers Club to work with the Oneida County Forestry Department to formulate a plan whereby the Clubs will assist with the maintenance and repair of those roads lying in the Enterprise Block of the Oneida County Forest; 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 14.17(2)(i) of the General Code of Oneida County, Wisconsin, is amended as follows [additions noted by underline, deletions noted by strikethrough]:

- (i) All terrain vehicles (ATVs), utility terrain vehicles (UTVs), off-road motorcycles, mini-bikes, go carts, and other non-street-legal vehicles may not be operated on the County forest road system, except that ATVs and UTVs may travel on the following: the entire length of Shingle Mill Rd lying in Oneida County a distance of 8.23 miles, the entire length of Zimmer Rd a distance of 7.09 miles, the entire length of Cruiser's Rd a distance of 2.60 miles, the entire length of Bass Lake Rd, a distance of 3.59 miles, the entire length of Bowman Rd lying in Oneida County, a distance of 2.99 miles, the entire length of Camp Six Rd a distance of 5.76 miles, the entire length of South Exit Rd a distance of 2.24 miles, the entire length of John's Memorial Dr lying in Oneida County, a distance of 0.93 miles that segment of the following road segments: Camp Six Road from a point 0.6 mile north of the intersection of the Camp Six Road and the Wickham Road to a point on the Camp Six Road 0.2 mile south of the intersection of the Camp Six Road and the Wickham Road, and the entire length of Rozell Road, a distance of 5.50 miles, between Kelly Fire Lane and McCord Road, and Bowman Road from the Oneida/Lincoln County line to a point on Bowman Road located 0.45 miles east and the entire 3.59 mile segment of Bass Lake Road from County Highway Q north to Shingle Mill Road, and 7.05 miles of Shingle Mill Road from the westernmost ATV/UTV trail crossing of Shingle Mill Road east to County Highway G. The aforementioned segments of the County Forest road system shall be signed with ATV/UTV route signs to indicate the road is legal for ATV and UTV operation.

[Amended by Ord. No. 22-2003; Ord. No. 63-2003; Ord. No. 95-2012]

Approved by the Forestry, Land & Recreation Committee this 5th day of August, 2020

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

Discussion: Highway Commissioner Bruce Stefonek reported that this is a request to open up a section of road on County Rd. D, he stated that most of our County roads are already open. Discussion ensued regarding ATV routes. Stefonek clarified that they are required to travel on the blacktop and not the shoulders. Stefonek stated there have been no problems or complaints to date regarding ATV usage. Holewinski stated that these requests originate in the town and they have to approve it prior to the request coming to the County.

Roll Call Vote on Resolution # 68 – 2020/Ordinance Amendment # 8 – 2020: 21 Aye

Resolution # 68 – 2020/Ordinance Amendment # 8 – 2020: Adopted

Resolution # 69 – 2020: Offered by the Supervisors of the Labor Relation Employee Services (LRES) Committee to eliminate a full time scale operator and full time Mechanic position and create a full time Solid Waste Technician position and a Limited Term Employee Scale Operator position at the Solid Waste Department.

Resolution to eliminate a full time Scale Operator and full time Mechanic position and create a full time Solid Waste Technician position and a Limited Term Employee Scale Operator position at the Solid Waste Department.

Resolution approved for presentation to the Oneida County Board by the Supervisors of the Labor Relation Employee Services (LRES) Committee.

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

WHEREAS, the Oneida County Solid Waste Department is totally funded by non-tax levy dollars; and

WHEREAS, the Solid Waste Director has evaluated the staffing levels and made recommendations on changes at the Solid Waste Department; and

WHEREAS, the Public Works Committee did approve the concept proposed by the Solid Waste 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 September 19, 2020:

- Eliminate the full time Mechanic position
- Eliminate the full time Scale Operator position
- Create a full time Solid Waste Technician position
- Create a Limited Term Employee Scale Operator position for 1547 hours per year; and

NOW, THEREFORE, 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; and

NOW, THEREFORE, BE IT FURTHER RESOLVED, by the Oneida county Board of

Supervisors that by adoption of this resolution it shall be deemed that should non-tax levy monies decrease or increase the percentage of the above positions would be adjusted accordingly after Committee of Jurisdiction and LRES Committee approval.

A fiscal impact statement is attached hereto and made a part hereof.

Approved by the LRES Committee this 2nd day of September, 2020.

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

Discussion: Lisa Charbarneau stated that the mechanic position was not being utilized at a high enough degree. Per Charbarneau it was recommended that the Mechanic position be eliminated as well as a full time scale operator. Charbarneau stated this change will be much more efficient. Charbarneau advised that the fiscal impact statement was distributed.

Roll Call Vote on Resolution # 69 – 2020: 21 Aye

Resolution # 69 – 2020: Adopted

OTHER BUSINESS

Oneida County Open Records Policy, Procedures and Practices –

Hintz went over handouts that had been distributed. Hintz advised that each individual is the custodian of their own records. Hintz went over potential fees charged for requests. Per Hintz Page 4 states that Corporation Counsel should be consulted when the request is a complicated request. Hintz stated this is the Ordinance at this time. Desmond clarified that there is a difference in a request for records and a request for your opinion, discussion ensued. Sorensen stated that there should be a presentation to the County Board with outside counsel regarding open records. Hintz stated that Corporation Counsel should be consulted, Desmond stated that attorney client privilege is determined solely by Corporation Counsel. Schreier asked for clarification of what are the processes and procedures that need to be followed. Desmond stated there is no procedure or practice that is in place. Corporation Counsel stated the reason that a consult should be done is that there could be repercussions of releasing something that should not be released as well as not releasing a record that should be released. Sorensen stated it would be more prudent for outside counsel to present requirements regarding Open Records as opposed to this discussion. Fried stated there should be a policy set to clarify a timeline and detail a policy in regarding open records. Hintz stated that the Administration Committee will take a look at the current Ordinance. Desmond stated we should look at the Public Records Board and look at the updated records retention schedule.

*Recess called at 11:05 a.m.
Resume at 11:15 a.m.*

CLOSED SESSION: It is anticipated that the County Board may meet in closed session pursuant to Wisconsin Statutes §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. (Topic: Lakeland Times Open Records Requests). A roll call vote will be taken to go into closed session and 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).

Motion/Second: Scheier/Paszak to go into Closed Session at 11:15 a.m.

Discussion: Question from Holewinski as to why a closed session is needed as there is no law suit at this time. Holewinski stated this is a potential suit, not an ongoing suit. Liebert stated the closed session wording on the Agenda is misleading as we are not in a law suit.

Roll Call Vote: 10 Aye, Paszak, Schreier, Fisher, Mott, Winkler, Thome, Ives, Hintz, Sowatzka, Krolczyk; 11 Nay, Kelly, Liebert, Pence, Oettinger, Sorensen, Holewinski, Timmons, Fried, Almekinder, VanRaalte, Cushing.

Motion: Failed

NEXT MEETING DATE AND TIME October 20, 2020 @ 9:30 a.m.
Unless a motion is made to change the starting time.

ADJOURNMENT:

Chairman Hintz adjourned the meeting at 11:20 a.m.