

NOTICE OF MEETING

COMMITTEE: **JOINT ONEIDA COUNTY PUBLIC WORKS & SOLID WASTE/PLANNING & DEVELOPMENT**

PLACE: **ONEIDA COUNTY HIGHWAY DEPARTMENT
730 W. KEMP STREET, RHINELANDER, WI**

DATE: **THURSDAY, APRIL 6, 2023** **TIME: 8:00 AM**

A quorum may be present consisting of members of the Planning & Development Committee. No governing body will exercise any responsibilities, authority or duties except for the Public Works & Solid Waste Committee.

It is possible that a quorum of county board members will be at this meeting to gather information about a subject over which they have decision-making responsibility. This constitutes a meeting of the county board pursuant to State ex rel Badke v. Greendale Village Board, Wis 2d 553, 494 n.w.2d 408 (1993), and must be noticed as such, although the county board will not take any formal actions at this meeting.

AGENDA:

CALL THE MEETING TO ORDER & ROLL CALL

1. Approve agenda
2. Approve the minutes of the Public Works & Solid Waste Committee meetings held March 23, 2023
3. Public Comments
4. Future meeting dates:
 - April 20, 2023 and May 4, 2023

SOLID WASTE DEPARTMENT

5. General Business Discussion/Act:
 - A. Solid Waste vendor vouchers
6. Discussion/Act on Closed Session: It is anticipated that the committee may meet in closed session pursuant to Wisconsin Statutes, §19.85 (1)(e) 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 (topic: Cell tower placement) and (1)(c) considering employment, promotion, compensation or performance evaluation data of any public employee over which this body has jurisdiction or responsibility (Topic: Highway Commissioner performance evaluation). A roll call vote will be taken to go into closed session
7. Discussion/Act on return to open session. 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.)
8. Solid Waste Report/Discussion
 - General Operations
 - Office Building Update
9. Future agenda items

HIGHWAY DEPARTMENT

10. General Business Discussion/Act:
 - A. Highway Department vendor vouchers
 - B. Out of County Travel for the Commissioner and Committee Members to Summer Road School in Wisconsin Dells, at the Chula Vista Resort, June 5-7, 2023
11. Discussion/Act on approval of resolution to designate April 17-21, 2023 Work Zone Awareness Week
12. Discussion/Act on Equipment Updates
13. Discussion/Act on Wolf River Culvert Project
14. Discussion/Act on Fuel System Update
15. Commissioner's Report/Discussion
16. Future agenda items
17. Public comments
18. Adjourn

NOTICE OF POSTING

TIME: 4:30 PM DATE: 04/2/2023

PLACE: COURTHOUSE/HIGHWAY/SOLID WASTE

TED CUSHING, CHAIRMAN

Notice posted by Dan Gleason, Highway Department

Information on a specific agenda item may be obtained by contacting the highway department at (715) 369-6184.

NEWS MEDIA NOTIFIED BY FAX/EMAIL/MAIL

DATE: 04/2/2023

TIME: 4:30 PM

Northwoods River News

Lakeland Times

North Star Journal

Tomahawk Leader

WHDG Radio Station

WJFW Channel 12

WXPR Radio Station

WRJO Radio Station

Vilas County News Review

WHDG Radio

WCYE Radio

WSAW Channel 7

Notice is hereby further given that pursuant to the Americans with Disabilities Act reasonable accommodations will be provided for qualified individuals with disabilities upon request. Please call Dan Gleason (715) 369-6184 with specific information on your request allowing adequate time to respond to your request.

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 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.

Prepared by Oneida County Corporation Counsel Office - 5