

RESOLUTION #42-2010

1 **Resolution offered by Supervisors of the Labor Relations and Employee Services**
2 **Committee**

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

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6 **WHEREAS, there has been a complaint filed against the Clerk of Circuit**
7 **Courts for engaging in sexual relations with another County employee using**
8 **County facilities; and**

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10 **WHEREAS, the Clerk of Circuit Courts is a constitutional officer elected at**
11 **large by the people of Oneida County; and**

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13 **WHEREAS, Oneida County holds all elected officials to the highest moral,**
14 **ethical and legal standards of conduct while in office, whether elected or**
15 **appointed; and**

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17 **WHEREAS, in addition to the moral, ethical and legal implications, the**
18 **conduct complained of implicates possible blood-borne pathogen issues and risk**
19 **management requires all employees to be aware of and follow all measures that**
20 **reduce the risk of transmission and the spread of blood-borne pathogens; and**

21
22 **WHEREAS, this behavior if conducted by a County employee would not**
23 **have been tolerated and would have resulted in immediate termination of**
24 **employment; and**

25
26 **WHEREAS, Pursuant to Section 17.09 (2), *Wis. Stats.*, removal from office**
27 **is the only disciplinary action that may be taken against a Clerk of Circuit Court**
28 **and the Oneida County Clerk of Circuit Court may only be removed by a majority**
29 **of the Oneida County Circuit Court judges, for cause; and**

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31 **WHEREAS, the Oneida County Board of Supervisors has no authority to**
32 **remove or otherwise discipline the Clerk of Circuit Court; and**

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34 **NOW, THEREFORE, BE IT RESOLVED, the Oneida County Board of**
35 **Supervisors does hereby go on record stating that the appropriate remedy for the**
36 **Clerk of Circuit Court's conduct is termination and demands her immediate**
37 **resignation from office.**

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40 **Approved by the Labor Relations and Employee Services Committee**

41
42 **Vote Required:** Majority = _____ 2/3 Majority = _____ ¾ Majority = _____

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44 **The County Board has the legal authority to adopt: Yes _____ No _____ as reviewed by the**
45 **Corporation Counsel, _____, Date: _____**

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Offered and passage moved by: _____
Supervisor

Supervisor

Supervisor

Supervisor

Supervisor

Seconded by: _____

_____ Ayes
_____ Nays
_____ Absent
_____ Abstain

_____ Adopted
_____ Defeated

by the County Board of Supervisors this _____ day of _____ 2010

Robert Brusio, Clerk Ted Cushing, County Board Chair