

**Oneida County Board of Supervisors
Regular Meeting May 19th 2009**

Chair Smith called the meeting to order at 9:30 a.m. in the County Board Meeting Room at the Oneida County Courthouse. There was a brief moment of silence, followed by the Pledge of Allegiance.

Members present: Supervisors Ted Cushing, Paul Dean, Franklin H. Greb, John Hoffman, Scott Holewinski, Jack Martinson, Matt Matteson, David O'Melia, Sonny Paszak, Patricia L. Peters, Wilbur Petroskey, Tom Rudolph, Jim Sharon, Andrew Smith, Denny Thompson, Charles Wickman, Peter Wolk and John R. Young.

Supervisors excused absent: Gary Baier, Larry Greschner, Romelle Vandervest.

Student Representatives: Laci McCann.

Others present: Robert Bruso, County Clerk, Mary Bartelt, Deputy County Clerk, Brian Desmond, Corporation Counsel and John Potters, County Coordinator.

Chair Smith reminded Supervisors to use their microphones when addressing the floor and those addressing the Board to sign the attendance form at the podium.

Motion/second Hoffman/Rudolph to accept the minutes of the April 21st 2009 regular meeting. All "ayes" on voice vote.

Supervisor Gary Baier arrived at approximately 9:32 a.m.

Reports –

Three Lakes Town Chairman – Don Sidlowski

Supervisor Frank Greb introduced the new Three Lakes Town Chairman, Don Sidlowski, to the Board. Mr. Sidlowski stated that it is a pleasure to be able to attend a County Board meeting and get to know all of the Supervisors. He also stated that the Town of Three Lakes wishes to continue their relationship with the County and thanked the Board for letting him briefly speak.

2008 Oneida County Emergency Management Annual Report

Motion/second Petroskey/Martinson to accept the 2008 Oneida County Emergency Management Annual Report as presented. All "ayes" on voice vote.

Presentations-

"Oneida County Ambulance Service" – Ken Korten Hof

Mr. Korten Hof stated that there will be some significant ambulance service adjustments for Oneida County. Starting in June 2009, an ambulance is being moved from the Rhinelander area and will be relocated to the Town of Nokomis area and starting in 2010, the City of Rhinelander will provide there own ambulance service.

Mr. Korten Hof briefly explained the layout of the existing ambulance service. There are Medic #1, 2 & 3 stationed at St. Mary's Hospital, Medics #5, 6 and 7 located at Howard Young and then there are three outlying squads (Medic #10, 11 and 12, which is located in Sugar Camp and Pelican Lake). Medic #1 is staffed year round at the hospital, twenty-four hours a day, seven days a week for three-hundred and sixty-five days a year. Medic #2 is paid on call all year round and Medic #3 is volunteered. Medic #5 (Howard Young) is very similar to St. Mary's. Medic #6 is paid on-call and Medic #7 is volunteered. Medic #10, 11 and 12 are on-call, but are paid by the townships.

The issue is that we are unable to adequately staff Medic #6 (paid on-call, second out ambulance for Howard Young) Therefore, this is why an ambulance will be moved from Rhinelander to the Town of Nokomis and this ambulance (Medic #4, staffed at three hundred and sixty-five days a year) will roam and service as second out ambulance for both St. Mary's and Howard Young. Medic #4 will also service the first out ambulance for the Towns of Nokomis, Little Rice, Woodboro, Cassian and Lynne.

The annual cost for ambulance services will be approximately \$200,000.00 yearly, but rates to customers will lessen. When the City of Rhinelander provides there own ambulance service in 2010 the County's revenue from ambulance service will reduce.

Unfinished Business - None

Considerations of resolutions & ordinances

Postponed Resolution #35-2009 – offered by Supervisors of the Human Service Coordinating Work Group - Recommending remaining in the tri-county system.

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

WHEREAS, the Finance and Insurance Committee commissioned a study of the Human Service Center for the purpose of analyzing the organizational and programmatic capacity of the Human Service Center (HSC) to deliver services to the tri-county area, and

WHEREAS, The Management Group's study of the HSC recommended that a Human Service Center Coordinating Work Group (Work Group) be established in Oneida County to implement a comprehensive and inclusive planning process for Oneida County and its delivery of Human Services programs, and

WHEREAS, Resolution 71-2008 established the Work Group with one of the tasks to review the Human Services coordination related to access to services and service delivery, and

WHEREAS, the Work Group met with several organizations with different organizational structures and held a public comment meeting regarding the tri-county system, and

WHEREAS, the Work Group recommends remaining in the tri-county system as long as certain prerequisites are met by the Human Service Board, and

WHEREAS, the prerequisites are attached hereto and made a part hereof,

WHEREAS, the Work Group requires the Human Service Board to respond to the Work Group within 60 days with their decision regarding implementing the changes,

NOW, THEREFORE, BE IT RESOLVED, the Oneida County Board of Supervisors approves remaining in the tri-county system providing the prerequisites are followed by the Human Service Board within the defined time line,

BE IT FURTHER RESOLVED, the Work Group will receive, at a minimum, quarterly updates on the progress that is being made on implementing these prerequisites and the Committee Chair will inform the Oneida, Vilas and Forest County Boards

Approved by the Human Service Center Study Work Group this 15th day of April 2009.

Offered and passage moved by Supervisors Ted Cushing, Peter Wolk and Frank H. Greb.

Motion/second Cushing/Wolk to delete the prerequisite from the Postponed Resolution #35-2009 and replace with the new prerequisites distributed to the Board, on salmon paper. All "ayes" on voice vote.

Roll call: 19 ayes 0 nay 2 absent (Greschner, Vandervest)

Student Representatives: 1 aye.

Resolution #36-2009/General Code/OA – offered by Supervisors of the Law Enforcement and Judiciary Committee amending Section 23.10 Restraint – Animal Control Ordinance.

Ordinance Amendment offered by Supervisors of the Law Enforcement and Judiciary Committee

Whereas, the Oneida County Sheriff Department currently has two trained Humane Officers, and

Whereas, the Humane Officers have specialized training for handling matters beyond the current scope of the Oneida County Ordinances, and

Whereas, the adoption of a new chapter to the Oneida County Ordinances focused on Animal Control would allow for the Humane Officers to take advantage of their specialized training, and

Whereas, the adoption of a new chapter of the Oneida County Ordinances focused on Animal Control would also benefit the citizens of Oneida County.

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 23.10-3 of the General Code of Oneida County, Wisconsin, is amended as follows [additions noted by underline, deletions noted by strikethrough]:

23.10 RESTRAINT

3. Declaration of a Vicious Animal: The Animal Control Officer of the County or town or any Law Enforcement Officer, after conducting an investigation into the circumstances surrounding an unprovoked attack, is hereby empowered to declare an owned animal in question vicious. The owner or caretaker of the animal shall be served personally or by certified mail with return receipt requested, with an order declaring the animal vicious. Any owner or caretaker aggrieved by said order may petition the Oneida County Law Enforcement and Judiciary Committee to request review of the order

by filing a notice with the Oneida County Clerk within 30 days from the date of service of the Order or within 30 days from the date of mailing of the Order. Upon receipt of the petition, the Committee shall schedule and conduct a hearing in conformance with Wisconsin Statutes, Chapter 227. After the hearing, the owner or caretaker shall be notified in writing of the determination. If the owner or caretaker of the animal contests the determination, he/she may, ~~(within 30 days)~~ within 30 days of the date of mailing of the determination of the Oneida County Law Enforcement and Judiciary Committee, seek review of the decision by filing pursuant to Wisconsin Statutes Chapter 227 with the circuit court.

Approved by the Law Enforcement and Judiciary Committee on this 6th, day of May, 2009.
Offered and passage moved by Supervisors Paul Dean, Peter Wolk, John R. Young and Ted Cushing.

Motion/second Cushing/Rudolph to waive the reading of Resolution #36-2009. All “ayes” on voice vote.
Roll call: 19 ayes 0 nay 2 absent (Greschner, Vandervest)
Student Representatives: 1 aye.

Resolution #37-2009/General Code/OA – offered by Supervisors of the Law Enforcement and Judiciary Committee amending Section 1.30 - Public Records – Table Insert.

Ordinance Amendment offered by Supervisors of the Law Enforcement and Judiciary Committee.

Whereas, the Oneida County Sheriff uses various recording equipment; and

Whereas, the squad camera recording equipment utilizes proprietary Panasonic “.av” format; E911 Center Phone and Radio Recordings utilizes “.wav” format, and Corrections Camera Recordings utilizes “.vgz” format; and

Whereas, the purpose of the Non-Evidentiary Squad Camera Recordings, E911 Center Phone and Radio Recordings, and Corrections Camera recordings are to ensure public safety, officer safety, and to provide training materials; and

Whereas, the retention of Non-Evidentiary Squad Camera Recordings, E911 Center Phone and Radio Recordings, and Corrections Camera recordings, beyond the Wis. Stat. Ch. 893 and Wis. Stat. Ch. 19 time periods serves no legal, historical or audit purpose.

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 1.30, PUBLIC RECORDS, (9)(aa) Sheriff TABLE INSERT is amended as follows [only those underlined provisions shall be inserted, no current portions thereof are changed]:

TABLE INSERT

Record	Retention	Authority	SHSW
Dockets, daily jail records and cash books	8 years	<u>§59.27(8)</u>	N
Register of inmates (Huber)	8 years	<u>Wis. Admin. Code DOC 348.09(1)</u>	W
Inmate medical records (Huber)	<u>8 years</u>	<u>Wis. Admin. Code DOC 348.09(2)</u>	W
Inmate discipline records (Huber)	8 years	<u>Wis. Admin. Code DOC 348.09(3)</u>	W
Registration of visitors (Huber)	<u>8 years</u>	<u>Wis. Admin. Code DOC 348.09(4)</u>	W
Booking records	8 years		N
Correspondence	<u>8 years</u>		W
Incident reports	8 years		W
Court orders	Release of inmate or <u>8 years</u> whichever is later		W
Receipts, money records, except cash books	<u>8 years</u>		W
Accident reports (copies)	3 years		W

Insurance reports (copies)	3 years		W
Fuel usage reports	2 years		W
Vehicle maintenance histories	Life of vehicle (if such vehicle is sold or traded, such records may be offered to purchaser)		W
Vehicle expense reports	Life of vehicle		W
Vehicle usage reports	2 years		W
Non-Evidentiary Squad Camera Recordings	180 days **	Public Records Board Approval	W
Non-Evidentiary E-911 Center Phone and Radio Recordings	1 year**	Public Records Board Approval	W
Non-Evidentiary Corrections Camera Recordings	180 days**	Public Records Board Approval	W

**If the record is the subject of litigation or an open records request has been made, then the record shall not be destroyed until the litigation has been resolved and/or the open records request has been filled

Approved by the Law Enforcement and Judiciary Committee this 6th day of May 2009.
Offered and passage moved by Supervisors John R. Young, Ted Cushing and David O'Melia.

Motion/second Rudolph/Cushing to waive the reading of Resolution #36-2009. All "ayes" on voice vote.
Roll call: 18 ayes 0 nay 3 absent (Baier, Greschner, Vandervest)
Student Representatives: 1 aye.

Resolution #38-2009/General Code/OA – offered by Supervisors of the Finance and Insurance Committee amending Section 3.16 - Issue of Worthless Checks.

Ordinance Amendment offered by Supervisors of the Finance & Insurance Committee

Whereas, all financial institutions charge a fee for processing various financial transactions, and

Whereas, the financial institutions also charge the County an additional fee for handling checks that are written on accounts without sufficient funds, and

Whereas, the Finance & Insurance Committee has determined that a \$20 fee for processing returned checks is appropriate.

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

3.16 ISSUE OF WORTHLESS CHECKS.

The County Board authorizes and directs the County Treasurer to charge a service fee of ~~\$15~~ \$20 for all checks returned by financial institutions due to insufficient funds.

Approved by the Finance & Insurance Committee on April 27, 2009.
Offered and passage moved by Supervisors Ted Cushing, John Hoffman and John R. Young.

Motion/second Cushing/Martinson to waive the reading of Resolution #38-2009. All "ayes" on voice vote.
Roll call: 19 ayes 0 nay 2 absent (Greschner, Vandervest)

Student Representatives: 1 aye.

Resolution #39-2009 – offered by Supervisors of the Labor Relations and Employee Services Committee regarding eliminating the Assistant Highway Commission position, reclassifying the Patrol Superintendent position and creating a new non-union Assistant Patrol Superintendent position.

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

WHEREAS, the Oneida County Board of Supervisors previously approved resolution #02-2004 creating an Assistant Highway Commissioner position; and

WHEREAS, as a result of the Assistant Highway Commissioner position becoming vacant, the Highway Commissioner and Highway Committee have reviewed the management structure at the Highway Department; and

WHEREAS, based upon the review of the Highway Department management structure the Highway Committee has recommended changes thereto; and

WHEREAS, the proposed Highway Department management structure would involve elimination of the Assistant Highway Commissioner position; and

WHEREAS, the restructuring would move the duties of the Assistant Highway Commissioner to the Patrol Superintendent position and creating a new non-union Assistant Patrol Superintendent position; and

WHEREAS, the Labor Relations and Employee Services Committee did review the Highway Commissioner and Highway Committee's recommendation, and is in agreement with the changes to the management structure at the Highway Department.

NOW, THEREFORE, BE IT RESOLVED, by the Oneida County Board of Supervisors effective May 2, 2009 the position of Assistant Highway Commissioner shall be eliminated; and

BE IT FURTHER RESOLVED, that the position of Patrol Superintendent will be reclassified due to a significant change of duties and responsibilities from Grade Level eleven of the Non-represented Classification and Pay Plan to Grade Level twelve; and

BE IT FURTHER RESOLVED, the creation of a new non-represented Assistant Patrol Superintendent position will be created at Grade Level eleven of the Non-represented Classification and Pay Plan; and

BE IT FURTHER RESOLVED, by the Oneida County Board of Supervisors that all changes made are to be consistent with the fiscal impact statement attached hereto and incorporated by reference.

Approved by the Labor Relations and Employee Services Committee this 22nd day of April 2009.

Offered and passage moved by Supervisors John R. Young, Scott Holewinski, Charles Wickman and Paul Dean.

**ONEIDA COUNTY
FISCAL IMPACT**

**ELIMINATE ASST HWY COMMISSIONER, RECLASS PATROL SUPERINTENDANT
CREATE ASST PATROL SUPERINTENDANT (RENAME)**

2008 Wage Rates

2009 Fringe Benefit Rates

**Annual Cost
Grade 13, Step One**

**Annual Cost
Grade 13, Step 6**

Assistant Highway Commissioner

Wages	(46,428)	(54,439)
Social Security	(3,552)	(4,165)
Retirement	(5,293)	(6,206)
Health Ins-Maximum	(18,463)	(18,463)
Life Ins-Estimated	(300)	(300)
Income Continuation Ins	(118)	(138)
Workers Comp	(1,332)	(1,562)
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	(75,486)	(85,273)

	Annual Cost Grade 12, Step One	Annual Cost Grade 12, Step 6
Creation of Patrol Super		
Wages	43,780	51,283
Social Security	3,349	3,923

Retirement	4,991	5,846
Health Ins (maximum)	18,463	18,463
Life Ins-Estimated	300	300
Income Continuation Ins	110	130
Workers Comp	<u>1,256</u>	<u>1,472</u>
	72,249	81,417
Difference-Reduction in Cost	(3,237)	(3,856)

Revenue Source: 65% Fees from State, 35% Tax Levy

Create Assistant Patrol Superintendent

	Annual Cost Grade 11, Step One	Annual Cost Grade 11, Step 6
Wages	41,088	48,150
Social Security	3,143	3,683
Retirement	4,684	5,489
Health Ins (maximum)	18,463	18,463
Life Ins-Estimated	300	300
Income Continuation Ins	105	123
Workers Comp	<u>1,179</u>	<u>1,382</u>
	68,962	77,590
Less wages currently in budget	(68,962)	(77,590)
Difference	0	(0)

**Roll call: 19 ayes 0 nay 2 absent (Greschner, Vandervest)
Student Representatives: 1 aye.**

Resolution #40-2009 – offered by Supervisors of the Finance and Insurance Committee regarding a State Trust Fund Loan for the construction and establishment of Eight Broadband Towers – Oneida County Economic Development.

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

WHEREAS, the following preamble and resolutions were presented by Supervisors Smith, Cushing, Hoffman, Greb and Young and read to the meeting, and

WHEREAS, by the provisions of Sec. 24.66 of the Wisconsin Statutes, all municipalities may borrow money for such purposes in the manner prescribed, and

WHEREAS, by the provisions of Chapter 214 of the Wisconsin Statutes, the Board of Commissioners of Public Lands of Wisconsin is authorized to make loans from the State Trust Funds to municipalities for such purposes. (Municipality as defined by Sec. 24.60(2) of the Wisconsin Statutes means a town, village, city, county, public inland lake protection and rehabilitation district created under Sec. 200.05 or 200.23, joint sewerage system created under Sec. 281.43(4), school district or technical college district.)

NOW, THEREFORE, BE IT RESOLVED THAT the County of Oneida, Wisconsin borrow from the Trust Funds of the State of Wisconsin the sum of up to Two Hundred Thousand and 00/100 Dollars (\$200,000.00) for the purpose of reloaning for the development, construction and establishment of eight (8) Broadband towers to promote economic development and education opportunities and for no other purpose.

The loan is to be payable within 20 years from the 15th day of March preceding the date the loan is made. The loan will be repaid in annual installments with interest at a rate of 5.5 percent per annum from the date of making the loan to the 15th day of March next and thereafter annually as provided by law.

BE IT FURTHER RESOLVED that there shall be raised and there is levied upon all taxable property within the County of Oneida, Wisconsin, a direct annual tax for the purpose of paying interest and principal on the loan as they become due.

BE IT FURTHER RESOLVED that no money obtained by the County of Oneida by such loan from the state be applied or paid out for any purpose except for the development, construction and establishment of eight (8) Broadband towers to promote economic development and education opportunities without the consent of the Board of Commissioners of Public Lands.

BE IT FURTHER RESOLVED that in case the Board of Commissioners of Public Lands agrees to make the loan, the chairman and the clerk of the County of Oneida, Wisconsin are authorized and empowered, in the name of the county to execute and deliver to the Commission, certificates of indebtedness, in such form as required by the Commission, for any sum of money that may be loaned to the county pursuant to this resolution. The chairman and clerk of the county will perform all necessary actions to fully carry out the provisions of Chapter 24, Wisconsin Statutes, and these resolutions.

BE IT FURTHER RESOLVED that this preamble and these resolutions and the aye or no vote by which they are adopted be recorded and that the clerk of this county forward this certified record, along with the application for the loan to the Board of Commissioners of Public Lands of Wisconsin.

Approved by the Finance & Insurance Committee this 11th day of May 2009.

Offered and passage moved by Supervisors Frank H. Greb, Ted Cushing, John Hoffman, John R. Young and Andrew P. Smith.

**Roll call: 18 ayes 1 nay (Wickman) 2 absent (Greschner, Vandervest)
Student Representatives: 1 aye.**

Resolution #41-2009/OA #6-2009 – offered by Supervisors of the Planning and Zoning Committee amending the Oneida County Zoning and Shoreland Protection Ordinance – Section 9.53 – Campgrounds and Recreational Vehicle Parks.

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

WHEREAS, the Planning & Zoning Committee, having considered Ordinance Amendment #6-2009, (copy attached) which was filed April 14, 2009 to amend the Oneida County Zoning and Shoreland Protection Ordinance, and having given notice thereof as provided by law and having held a public hearing thereon April 29, 2009 pursuant to Section 59.69(5), Wisconsin Statutes, and having been informed of the facts pertinent to the changes which are as follows:

WHEREAS, campground owners requested modifications to Section 9.53, Campgrounds and Recreational vehicle Parks to allow year round use, a small three season room addition to a recreational vehicle and modifications to the minimum setback regulations; and

WHEREAS, all Towns were provided with written notice of said changes and no Town objected; and

WHEREAS, at the Public Hearing there were no comments against the proposed changes and several comments in support of the changes; and

WHEREAS, the Planning & Zoning Committee has carefully studied the proposed changes after listening to comments made at the public hearing and recommends approval; and

NOW THEREFORE, THE ONEIDA COUNTY BOARD OF SUPERVIORS DOES ORDAIN AS FOLLOWS:

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: 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 the ordinance shall not be affected thereby.

Section 4: Additions noted by underline; deletions noted by ~~strike through~~.

Chapter 9 of the Oneida County Zoning & Shoreland Protection Ordinance is amended as follows:

9.53 CAMPGROUNDS AND RECREATIONAL VEHICLE PARKS

A. Size

Campground and recreational vehicle parks shall comply with the following requirements:

1. No permit shall be issued for the establishment of a campground or recreational vehicle park unless such park is situated on a minimum of 20 acres of land.
2. Campgrounds which provide sites for primitive camping, tent camping and camping trailers shall not contain a total number of campsites that exceed eight campsites per acre, excluding any acreage located in a shore land- wetland or floodplain district. No acre shall contain more than 20 campsites.

3. Recreational vehicle parks which provide sites for a mixture of recreational vehicles, motor homes, camping trailers, tent sites and primitive camping shall not contain a total number of campsites that exceed five camping sites per acre, excluding any acreage located in a Shoreland-wetland or floodplain district. No acre shall contain more than 20 campsites.
4. Each individual campsite or recreational vehicle site shall be no less than 25 feet in width and 40 feet in length. ~~All campgrounds and recreational vehicle parks shall limit the occupancy of recreational vehicles, motor homes and camper trailers from May 1 to October 31 in the same calendar year. Recreational vehicles, motor homes and camper trailers shall not be hooked up to water and sewer beyond November 30 and not reconnected to utilities until April 24 of the following year. Recreational vehicles, motor homes and camping trailers shall not be attached to a permanent foundation or permanent structure in Oneida County. No skirting or decking shall be attached to any recreational vehicle in a campground or recreational park. All recreational vehicles, motor homes and camping trailers shall be removed from all campgrounds and recreational vehicle parks unless a conditional use permit is obtained by the property owner for cold storage of the recreational vehicle, motor home or camping trailer for the campground or recreational vehicle park. Campgrounds existing prior to the effective date of ordinance Amendment #534 shall comply with this subsection by October 1999.~~
5. Where the campground or recreational vehicle park fronts on a lake or other water frontage, the frontage width shall be not less than 500 feet per every 20 acres. The number of campsites and recreational vehicle sites to be allowed on a body of water shall be determined by the conditional use permit procedure set forth in sections 9.41 and 9.42 of this ordinance including but not limited to considering the gross water area, the number of such sites in a campground or recreational vehicle park, the number of permanent and seasonal residents on the body of water and the total amount of frontage owned by such other residents, the amount of frontage for future residential development and water frontage values. All other applicable provisions of this ordinance must also be met.
6. ~~No decks shall be attached to recreational vehicles, motor homes, and/or camping trailers.~~ No decks shall be permitted at campsites located in campgrounds or recreational vehicle parks in excess of 200 square feet including steps provided for ingress and egress.
7. No more than one mobile home in excess of 400 square feet shall be permitted in a campground in a temporary or permanent nature.
8. No mobile homes in excess of 400 square feet shall be permitted in a campsite.
9. Subleasing of campsites or recreational vehicles, motor homes and camping trailers located in campgrounds and recreational vehicle parks is strictly prohibited.
10. ~~No permanent accessory structures shall be permitted at the individual campsites except earth-tone colored small storage sheds no larger than 48 square feet and those structures commonly associated with campsites, such as fire rings, picnic tables, grills and necessary utility hook-ups.~~
10. A 48 square feet, earth tone colored storage shed shall be permitted at an individual camp site.
11. Structures commonly associated with a campsite such as fire rings, picnic tables, grills and necessary utility hook-ups shall be permitted at an individual campsite.
12. A 400 square foot three season room with no bedroom or bathroom attached to the recreational vehicle shall be permitted at an individual camp site.

B. Yards and Setbacks

The following minimum setback regulations shall apply:

1. No building, structure, camp site or recreational vehicle site shall be located within 200 feet of adjacent property lines when the adjacent property is zoned single or multiple-family residential districts. For all other use districts, the minimum distance shall be 100 feet. No building, structure, campsite or recreational vehicle shall be closer than 75 feet to any state, County or town highway or road or arterial street or roadway right-of-way.
2. ~~Campsite and recreational vehicles shall not be located closer than 15 feet to the traveled portion of any streets or roadways within such park.~~
2. Recreational vehicles or tents shall not be located so close to the traveled portion of any streets or roadway within such park as to create a safety hazard.
3. No part of any recreational vehicle or tent, or any addition or appurtenance thereto, shall be placed within ~~20~~ 10 feet of any other recreational vehicle or tent, or addition or appurtenance thereto, nor within 50 feet of any accessory / service building or structure.

C. Height

No building, structure or recreational vehicle located in a campground and Recreational Vehicle Park shall exceed two stories or 25 feet in height.

D. Parking

There shall be at least one off-street parking space available for each individual camp site or recreational vehicle site which shall be located within 100 feet of such site. However, the total number of parking spaces provided in each campground and Recreational Vehicle Park shall be equal to no less than 1-1/3 times the maximum number of sites which can be located in compliance with this ordinance.

E. Landscaping

Within a 50 foot peripheral setback area along each property line of such a park, designated screen fencing or landscape planting shall be placed so as to be 50% or more opaque between the heights of two feet and eight feet from the average ground elevation when viewed from any point along each property line.

F. Design and Improvement

The design and improvements provided in such proposed parks, including street widths and construction of approach streets or ways, shall conform to the requirements of the Oneida County Subdivision Regulations. However, the street widths and construction requirements in the Subdivision Regulations shall be applied only to those streets which would be necessary to service a future conventional residential subdivision on such tract of land and need not be applied to secondary mobile home site access streets or ways unless the Committee determines certain requirements are necessary for ingress and egress of public emergency or service vehicles.

G. Common Space

Each park shall provide at least three acres of common space, exclusive of the required 50 foot peripheral setback area in which common recreational or service facilities can be located. An additional 200 square feet of common space shall be provided for each campground or recreational vehicle in excess of 160 located within such park. Any such common space shall be reasonably compact in area so as to be usable and shall be located on well-drained land which is not subject to periodic flooding or lengthy periods of wet conditions.

H. Exception, Special Event Campground

A campground designed, maintained, intended or used for the purpose of providing sites for non-permanent overnight use of camping units at a special event, as those terms are defined in Wis. Admin. Code HFS 178, the operator of which special event campground has applied for and obtained a permit under HFS 178 and who has provided the County Clerk with a copy of the application and permit, shall not be required to meet the requirements of this section during the period of the special event, subject to the condition that the remaining provisions of Chapter 9, Oneida County Zoning and Shoreland Protection Ordinance, and section 12.04 of the General Code of Oneida County, Wisconsin are otherwise met.

The County Clerk shall, within seven (7) days after adoption of Ordinance Amendment #6-2009 by the Oneida County Board of Supervisors, cause a certified copy thereof to be transmitted by mail to all Town Clerks.

Approved by the Planning and Zoning Committee this 6th day of May 2009.

Offered and passage moved by Supervisors Scott Holewinski, Charles Wickman, Frank H. Greb, Larry Greschner and Ted Cushing.

Motion/second Martinson/Paszak to waive the reading of Resolution #41-2009. All "ayes" on voice vote.

Motion/second Rudolph/Holewinski to amend Line 105 to read "An earth tone colored storage shed, of up to 48 square feet, shall be permitted at an individual camp site." And amend Line 110 to read "A three season room, of up to 400 square feet, with no bedroom or bathroom attached to the recreational vehicle shall be permitted at an individual camp site."

Roll call to amend resolution: 19 ayes 0 nay 2 absent (Greschner, Vandervest)

Student Representatives: 1 aye.

Roll call on amended resolution: 19 ayes 0 nay 2 absent (Greschner, Vandervest)

Student Representatives: 1 aye.

Resolution #42-2009/Rezone Petition #3-2009 – offered by Supervisors of the Planning and Zoning Committee amending the Master Zoning District Document and the Oneida County Official Zoning District Boundary Map – Town of Minocqua.

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

WHEREAS, the Planning & Zoning Committee, having considered Petition #3-2009, (copy attached) which was filed January 22, 2009, 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 April 29, 2009 pursuant to Section 59.69(5), Wisconsin Statutes, and having been informed of the facts pertinent to the changes which are as follows:

Part of Gov't Lot 4, Section 9, T39N, R6E from District #5 Recreational to District #7 Business. Said property is the former Circle M property and is located at the intersection of Highway 70 West and Pinemere Road, PIN# MI 2148, Town of Minocqua.

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

The landowners stated the change is necessary to allow for future development of a Minocqua Business park and to eliminate the split zoning district on this property. The northerly portion of this parcel (500' north and south of Hwy 70) is currently zoned business so this change only involves the southerly part. This request, if approved, will have all of this property zoned identically, District #07 Business. The size of this parcel is 28.08 acres.

The Town of Minocqua approved the request in writing (copy attached). The Minocqua Town Chairman appeared at the public hearing in support of the proposed change. Adjoining and all affected landowners were provided with a written notice of the change and no one objected to this request. The Planning and Zoning Committee also reviewed the amended legal description and certified survey map and therefore recognized the technical need to correct the legal description and boundary. The Planning & Zoning Committee has reviewed the general standards as specified in Section 9.86F of the Oneida County Zoning & Shoreland Protection Ordinance and concluded that the standards have been met. The Planning & Zoning Committee recommends passage as amended.

NOW THEREFORE, THE ONEIDA COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS FOLLOWS:

Petition #3-2009:

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 # 3-2009 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 #5 Recreational to District #7 Business on property described as follows:

Lot 1 Certified Survey Map Volume 16 Page 3690 further described as Part of Gov't Lots 1 and 4 and parts lying outside the original meander (NW SW), Section 9, T39N, R6E from District #5 Recreational to District #7 Business. Said property is the former Circle M property and is located at the intersection of Highway 70 West and Pinemere Road, PIN# MI 2148, Town of Minocqua.

The County Clerk shall, within seven (7) days after adoption of Rezone Petition #3-2009 by the Oneida County Board of Supervisors, cause a certified copy thereof to be transmitted by mail to the Minocqua Town Clerk.

Approved by the Planning and Zoning Committee this 6th day of May 2009.

Offered and passage moved by Supervisors Scott Holewinski, Charles Wickman, Frank H. Greb, Larry Greschner and Ted Cushing.

Motion/second Cushing/Baier to waive the reading of Resolution #42-2009. All "ayes" on voice vote.

Roll call: 19 ayes 0 nay 2 absent (Greschner, Vandervest)

Student Representatives: 1 ayes.

Resolution #43-2009/General Code/OA – offered by Supervisors of the Resolutions & Ordinances/Legislative Committee amending the General Code – Section 3.10 Reimbursement for Expenses (8) Per Diem.

Ordinance Amendment offered by Supervisors of the Resolutions & Ordinances/Legislative Committee

Whereas, for many years, County Board Supervisors and citizen members of committees and commissions were limited to a maximum daily per diem regardless of the number of meetings they attended, and

Whereas, recent amendments to the County Code of Ordinances allow supervisors and citizens to be compensated for each meeting they attend without limits, and

Whereas, the Resolutions and Ordinances/Legislative committee deems it prudent and fiscally responsible to place a maximum daily limit on County Board Supervisors' per diem the day of County Board meetings.

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 3.10(8) of the General Code of Oneida County, Wisconsin, is amended as follows [additions noted by underline, deletions noted by strikethrough]:

3.10 REIMBURSEMENT FOR EXPENSES.

Sections (1) through (7) remain unchanged

(8) PER DIEM. (Am. #96-2003)

(a) County Board Meetings. (Am. #102-2007) County Board supervisors shall be paid \$75 per day for actual attendance at meetings of the County Board. Supervisors shall not be allowed any other per diem on the day of a board meeting but may be entitled to additional reimbursements as provided in this code.

The balance of the section remains unchanged.

Approved by the Resolutions & Ordinances/Legislative Committee on April 16 2009.

Offered and passage moved by Supervisors David O'Melia, Andrew P. Smith and John R. Young.

Motion/second Baier/Matteson to waive the reading of Resolution #43-2009. All "ayes" on voice vote.

Roll call: 19 ayes 0 nay 2 absent (Greschner, Vandervest)

Student Representatives: 1 aye.

Resolution #44-2009 – offered by Supervisors of the Land Records Committee increasing the Register of Deeds recording fees for Land Information.

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

WHEREAS, the Oneida County Register of Deeds files and records documents as prescribed by Wisconsin Statute 59.43 and sets the recording fee in 59.43(2)(ag)1. at \$11 for the first page and \$2 for each additional page, and;

WHEREAS, Oneida County Board of Supervisors Resolution 30-90 created the Oneida County Land Information Office per Wisconsin Statute 59.72(3) and developed a countywide plan for land modernization, and;

WHEREAS, Wisconsin Statute 59.72(5) indicates that \$5 of the recording fee retained by the County must be used to develop, implement and maintain a countywide plan for land records modernization, and \$2 is sent to the State Department of Administration to fund aid to counties for land information projects, and the remaining \$4 plus the additional per page charge is retained by the County for general purpose revenue, and;

WHEREAS, various statewide land records professional groups are advocating increasing the funding for land records modernization and proposes a flat fee of \$25 for recording a document to eliminate the confusion of the charge for multiple page recordings, and;

WHEREAS, the Land Records Committee has reviewed the proposal and recommends that the County Board supports setting the fee at \$25 per document and be distributed as set forth below.

NOW, THEREFORE, BE IT RESOLVED, the Oneida County Board of Supervisors supports changing the recording fee collected under State Statute 59.43 (2) (ag) to a flat fee of \$25 per document and that the distribution of the fee under State Statute 59.72 (5)(a) be changed to '... \$10 to the department of administration ...', and 59.72(5)(b) be changed to 'A County may retain \$8 of the \$10 submitted under 59.72(5)(a) ...', and 59.72(5)(b)3 be changed to 'The county uses \$6 of each \$8 fee retained to develop, implement, and maintain the countywide plan for land records modernization and \$2 of each \$8 fee retained for the provision of land information on the Internet; and, the remaining \$15 of the \$25 flat fee be retained by the County for general purpose revenue.

BE IT FURTHER RESOLVED, that this resolution be sent to our state Legislators, Wisconsin Counties Association and other entities that will help advance this proposal.

Approved by the Land Records Committee this 13th day of May 2009.

Offered and passage moved by Supervisors Gary Baier, Denny Thompson, Peter Wolk and Frank H. Greb.

Motion/second Wolk/Petroskey to waive the reading of Resolution #44-2009. All “ayes” on voice vote.
Roll call: 19 ayes 0 nay 2 absent (Greschner, Vandervest)
Student Representatives: 1 aye.

County Treasurer declaration of unlawful tax WI Stats 74.35/74.33. – NONE

Other business - NONE

Appointments to committees, commissions and other organizations - NONE

Adjournment – **Motion/second Rudolph/Paszak** to adjourn at 11:43 a.m.. All “ayes” on voice vote.