

**Oneida County Board of Supervisors
Regular Meeting October 20th 2009**

Chairman 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 Gary Baier, Ted Cushing, Paul Dean, Larry Greschner, John Hoffman, Jack Martinson, Matt Matteson, David O'Melia, Wilbur Petroskey, Tom Rudolph, Jim Sharon, Andrew Smith, Denny Thompson, Romelle Vandervest, Charles Wickman, Peter Wolk and John R. Young.

Supervisors excused: Scott Holewinski, Sonny Paszak and Patricia L. Peters. 1 Vacancy

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

Introduction – “Teens Active in Government”

Mr. Jim Winkler, University of Wisconsin-Extension, 4-H and Youth Development Agent, introduced the “Teens Active in Government” - Representing Lakeland Union High School, Mary Benbenek, Erin Lawrence (Alternate), representing Rhinelander High School/Charter School, Ben Bruso, Melissa Scheffer (Alternate), representing Three Lakes High School, Laci McCann.

Election of Vice Chairman

Supervisor Matteson nominates Supervisor John Hoffman.
Supervisor Wickman nominates Supervisor David O'Melia.
Supervisor Wolk nominates Supervisor Larry Greschner.
Supervisor Martinson nominates Supervisor Romelle Vandervest.

Motion/second O'Melia/Petroskey to close nominations. All “aye” on voice vote.

First votes cast: 5 (Hoffman) 5 (O'Melia) 4 (Greschner) 3 (Vandervest). TIE. **Motion/second O'Melia/Cushing** to remove the lowest vote getter and revote for the top three nominees. All “aye” on voice vote.

Second votes cast: 8 (Hoffman) 3 (O'Melia) 6 (Greschner). (Not a 2/3 majority vote) **Motion/second Cushing/Petroskey** to remove the lowest vote getter. All “aye” on voice vote.

Third votes cast: 11 (Hoffman) 6 (Greschner). Supervisor John Hoffman will serve as Vice Chair for the Oneida County Board of Supervisors.

Motion/second Rudolph/Vandervest to accept the minutes of the September 22nd 2009 regular meeting. All “aye” on voice vote.

Reports - NONE

Presentations - Actuarial Valuation – Postemployment Benefits – John P. Frederick

Mr. Frederick handed out two exhibits: 1. The Basis for a Change in Accounting Procedures and 2. Expected Claims Cost by Age. The County divides health care costs and health care benefits to their retiring employees. In the past, these benefits would accrue and actually be recognized after they were paid. These benefits should actually be recognized during the period of employment and accrued in annual allotments over the period from the time of hire to the time of retiring.

Supervisor Rudolph asks, “What is the bottom line here?” “Are we, as a county, setting aside enough money for the expected future benefits that will incur?”

Mr. Frederick, “Under the standards, the County is not required to fund these benefits.” “The County is only required to pay these benefits as they are incurred.” “At this point, benefits are accruing faster than what is being paid out.” “In the near future this liability will continue to increase.”

Unfinished Business - NONE

Considerations of resolutions & ordinances

Resolution #90-2009/General Code/OA - offered by Supervisors of the Finance and Insurance Committee amending Section 12.01 (3) - Transient Merchants Fee.

Whereas, the fee for a Transient Merchant's Permit has been the same for many years, and

Whereas, the fee for a background check now exceeds the Permit fee.

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 12.01(3) of the General Code of Oneida County, Wisconsin, is amended as follows [additions noted by underline, deletions noted by strikethrough]:

Chapter 12 LICENSES AND PERMITS

12.01 LICENSES REQUIRED.

A license shall be required for each of the following businesses or activities at the indicated license fee, which shall be for one year unless otherwise indicated:

(1) & (2) Remain unchanged

(3) TRANSIENT MERCHANTS. ~~\$5~~ \$50 investigation fee.

Approved by the Finance & Insurance Committee on September 21, 2009.

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

Roll call: 17 ayes 0 nay 3 absent (Holewinski, Paszak, Peters) 1 vacancy

Student Representatives: 4 aye.

Resolution #91-2009/General Code/OA- offered by Supervisors of the Resolutions & Ordinances/Legislative Committee amending Section 2.01 – Create the position of Second Vice Chair of The Board of Supervisors.

Whereas, County Code section 6.03(1) states in part: "it is necessary to provide for emergency interim officers who can exercise the powers and discharge the duties of the County Board Chair", and

Whereas, the code continues at section 2.01(4): "At the time of the election of the Chairperson of the Board, the Board shall also elect a Vice-Chairperson for a term of two years.", and

Whereas, the Resolutions and Ordinances/Legislative Committee recommends amending the code and adding a Second Vice-Chair.

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 on April 20, 2010.

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 2.01(4) of the General Code of Oneida County, Wisconsin, is amended as follows [additions noted by underline, deletions noted by strikethrough]:

RULES OF PROCEDURE

2.01 RULE 1: GOVERNING BODY.

Sections (1),(2) and (3) remain unchanged.

(4) VICE-CHAIRPERSON and SECOND VICE-CHAIRPERSON. At the time of the election of the Chairperson of the Board, the Board shall also elect a Vice-Chairperson and Second Vice-Chairperson (hereafter referred to as Vice-Chair and Second Vice-Chair) for a term of 2 years. The Vice-Chair shall perform the duties of the Chair when she/he is absent or disabled or when the Chair wishes temporarily to vacate the chair. In case of the absence of both the Chair and the Vice-Chair, the Second Vice-Chair shall perform the duties of the Chair. In case of the absence of the Chair, Vice-Chair or Second Vice-Chair for any meeting, the members present shall choose another member to be the temporary chair.

(5) PROCEDURE FOR SELECTION OF CHAIR AND VICE-CHAIR and SECOND VICE-CHAIR. The Chair and Vice-Chair and Second Vice-Chair shall be selected at the first meeting after each regular election at which members are elected for full terms according to the following procedure:

(a) Temporary Chair. The County Clerk shall serve as temporary chair until after the Chair is elected.

(b) Nominations. Nominations from the members shall be accepted for the position of Chair. No member may nominate more than one person. After motion to close nominations, which requires a 2/3 vote, election of the Chair shall take place as provided below. After election of the Chair, the procedure shall be repeated for the position of Vice-Chair and repeated again for the position of Second Vice-Chair.

(c) Election. The Chair ~~and~~ Vice-Chair and Second Vice-Chair shall be elected by a majority vote of those members of the Board in attendance from the list of members nominated. Election shall be by secret ballot as permitted by §19.88(1), Wis. Stats.

Approved by the Resolutions and Ordinances/Legislative Committee on September 17th, 2009.
Offered and passage moved by Supervisors John R. Young, Andrew P. Smith and David O'Melia.

Motion/second Hoffman/Vandervest to waive the reading of Resolution #91-2009. All "aye" on voice vote.

Roll call: 16 ayes 1 nay (Baier) 3 absent (Holewinski, Paszak, Peters) 1 vacancy

Student Representatives: 4 aye.

Resolution #92-2009/General Code/OA— offered by Supervisors of the Resolutions & Ordinances/Legislative Committee amending Section 2.16 (3) Board Meetings At County Locations Other Than Courthouse.

Whereas, County Board Meetings have traditionally been held at the Courthouse. and

Whereas, there are now several Town office buildings with accessible meeting rooms large enough to accommodate a County Board meeting, and

Whereas, the Board should consider holding a limited number of meetings at alternate sites throughout the 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 2.16 of the General Code of Oneida County, Wisconsin, is amended as follows [additions noted by underline, deletions noted by strikethrough]:

2.16 RULE 16: MEETINGS OF THE BOARD AND COMMITTEES

Sections (1) and (2) remain unchanged.

(3) BOARD MEETINGS AT COUNTY LOCATIONS OTHER THAN COURTHOUSE. The Board may schedule regular meetings at locations in the County other than the Courthouse if it is determined that a change of location would be in the best interest of the Board. ~~the best interests of the County would be served due to the existence of unusual conditions or reasons.~~ A proposed change of location shall be approved not less than 30 days before the scheduled meeting date. If such unusual conditions or reasons exist, An explanation shall be set forth in the notice of the meeting and the place of the same shall be readily accessible to the public and members of the news media who wish to attend.

Section (4) remains unchanged.

Approved by the Resolutions & Ordinances/Legislative Committee on September 17, 2009.
Offered and passage moved by Supervisors John R. Young, Andrew P. Smith and David O'Melia.

Motion/second Cushing/Vandervest to waive the reading of Resolution #92-2009. All "aye" on voice vote.

Roll call: 17 ayes 0 nay 3 absent (Holewinski, Paszak, Peters) 1 vacancy

Student Representatives: 4 aye.

Resolution #93-2009/General Code/OA — offered by Supervisors of the Forestry, Land, & Outdoor Recreation Committee amending Sections 14.10 (Definitions) 14.13 (Rules & Regulations) and 25.04 (Penalty Provisions).

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

Whereas, over of course of the past 2-years, the Forestry, Land, and Outdoor Recreation Department has made numerous changes and improvements to Perch Lake Park and the surrounding silent sports trails located in the Cassian-

Woodboro Block of the Oneida County Forest; and

Whereas, the Forestry, Land, and Outdoor Recreation Committee and Department have recognized that the management of Perch Lake Park and the surrounding trail network requires the establishment of specialized regulations to address public use of this unique facility and the surrounding trails; and

Whereas, the Forestry, Land, and Outdoor Recreation Department, has developed a comprehensive list of regulations and administrative policies for the management of recreation facilities, and

Whereas, the Forestry, Land, and Outdoor Recreation Committee has reviewed the proposed Ordinance Amendment and have determined that Sections 14.10, 14.13, and 25.04 of the Oneida County General Code should be amended to include said regulations and administrative policies.

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. Sections 14.10, 14.13, and 25.04 of the General Code of Oneida County, Wisconsin, is amended as follows [additions noted by underline, deletions noted by strikethrough]:

14.10 DEFINITIONS.

Unless the context specifically indicated otherwise, the meaning of the terms used in this subchapter shall be as follows:

(1) RECREATION AREAS. (Am. #107-2005; #53-2008) All lands and water heretofore and hereafter acquired by the County or placed under the jurisdiction of the Committee and designated by signage or, as a matter of record, as a distinct unit for special recreational functions to include swimming areas, picnicking areas, fishing areas, nature study areas, campgrounds and general recreation areas. The following are designated as County recreation areas:

(a) Almon Park Recreation Area.

(b) ~~Town-Line~~ Townline Park Recreation Area.

(c) Perch Lake Park Picnic Area.

(d) ~~Bass Lake Picnic Area~~. Enterprise Forest Campground.

(e) ~~Willow Rapids Picnic Area~~.

(f) ~~Enterprise Forest Campground~~.

(2) BOAT LANDING AND PUBLIC ACCESS AREAS. All lands and water heretofore and hereafter acquired by the County or placed under the jurisdiction of the Committee which are signed and developed for water access purposes. The following areas are designated as County boat landings:

Sections (a) through (f) remain unchanged.

(g) Townline Park Boat Landing.

Sections (3) remains unchanged.

(4) ~~NON-MOTORIZED~~ SILENT SPORTS TRAIL FACILITIES. (Am. #107-2005) All lands heretofore and hereafter acquired by the County and developed into non-motorized trail systems which are signed, groomed, or otherwise maintained for any of the following activities: hiking, biking, snow-shoeing, or cross country skiing. Those designated ~~non-motorized~~ silent sports trail facilities are listed as follows:

Sections (a) remains unchanged.

(b) Washburn ~~Non-Motorized Silent Sports Trails Network~~.

Sections (c) and (d) remain unchanged.

(e) Almon Park Trails (for winter ~~snow-shoeing~~ snowshoeing).

Sections 1. remains unchanged.

2. Upland Trail.

(5) Pet. means a domesticated dog or cat.

(6) Silent Sports Trails. trails formally designated and maintained for any of the following activities: hiking, biking, skiing, or snowshoeing.

14.13 RULES AND REGULATIONS. (Am. #53-2008)

(1) CLOSING HOURS. (Am. #53-2008) No person shall enter or be in any County recreation area between the hours of ~~sunset and the following sunrise~~ 10:00PM and 6:00AM. ~~All County recreation areas, waysides, boat landings and special use areas, shall only be considered day use facilities, and no~~ No overnight camping shall be allowed at any County recreation area, boat landing, or special use area. County campgrounds are exempt from closing hour regulations. Regulations pertaining to designated campground use are listed in section 14.18 of this code. Persons transporting watercraft to and from designated boat landings are permitted at any hour.

(2) ~~RECREATION AREA INFRASTRUCTURE MAINTENANCE SCHEDULE CLOSING DATES~~. Picnic areas and other recreation area facilities are not plowed for vehicle traffic during the winter months. All County recreation areas are open year-round for public use. However, infrastructure of some County recreation areas are only seasonally maintained.

resulting in access roads, parking lots, and toilet buildings to be un-plowed, gated, or locked during specific dates. The infrastructure maintenance schedule for County Recreation Areas are as follows:

(a) Almon Park:

1. Toilet buildings are seasonally maintained and remain open for public use between the dates of May 15th and October 31st.

2. Access road and parking lots are seasonally maintained and open to public use between the dates of May 15th and November 15th.

(b) Townline Park:

1. Toilet buildings are seasonally maintained and remain open for public use between the dates of May 15th and October 31st.

2. Access road and parking lots are seasonally maintained and open to public use between the dates of April 30th and November 15th.

(c) Perch Lake Park: All park infrastructure is open and maintained year-round for public use.

(d) Enterprise Forest Campground: All campground infrastructure is seasonally maintained and open to public use between the dates of May 22nd and December 2nd.

Sections (3) through (5) remain unchanged.

(6) DESTRUCTION, DEFACEMENT OR REMOVAL. Except for the picking of edible fruits or nuts for noncommercial purposes, the following are prohibited:

Sections (a) through (c) remain unchanged.

(d) Removing, ~~injuring~~ damaging or defacing in any manner any structures including buildings, signs, fences, tables, or other County property.

Sections (7) and (8) remain unchanged.

(9) DISPOSAL OF REFUSE. No person shall dispose of any litter, garbage, sewage, bottles, tin cans, cigarette butts, paper or any other waste material by dumping such refuse in any County recreation area, forest land, boat landing, or special use area, or forest land, except by placing it said refuse in receptacles provided for such purposes. Charcoal residue in any grill, fire-ring, or fireplace shall be left in its place of origin a grate or fireplace until completely extinguished and cool.

(10) GLASS PROHIBITED. (Am. #53-2008) No glass containers are allowed in any County recreation areas ~~except in designated campgrounds~~.

(11) VEHICLES AND BOAT RESTRICTIONS.

Sections (a) remains unchanged.

(b) Reckless driving prohibited. No person shall operate any vehicle ~~in any park~~ in a reckless manner or contrary to §346.62, Wis. Stats., in any Recreation Area.

Sections (c) remains unchanged.

(d) Use of motor boats restricted. By order of the Town Board of the Town of Pelican, no person shall operate any motor-driven boat in waters of Buck Lake; nor shall any person operate any ~~motor-driven~~ motor-driven boat in waters of Perch Lake by order of the Town Board of the Town of Woodboro.

(e) Parking restricted. No person shall park, stop or leave standing, whether attended or unattended, any vehicle, obstruction, or watercraft:

1. Blocking, obstructing, or limiting the use of any road, trail, gate, parking lot, boat landing, or waterway, ~~or winter sport facility~~.

Sections 2. and 3. remain unchanged.

4. In any recreation area between the hours of ~~sunset and the following sunrise~~ 10:00PM and 6:00AM, except in ~~designated as follows: campgrounds~~. Vehicles used to transport watercraft are permitted at designated boat landings at any time. Regulations pertaining to campground parking are listed in section 14.18 (4)(f) of this Code.

~~a. Vehicles of registered campers may be parked in campgrounds owned by Oneida County at any hour. Specific regulations pertaining to campground parking are listed in section 14.18 (4)(f) of this Code.~~

~~b. Vehicles used to transport watercraft to and from the boat landing at Townline Park may be parked at said boat landing at any hour.~~

(12) FIRES. (Am. #53-2008) No person shall start, tend or maintain any fire except for cooking, ~~or~~ heating, or when camping, and then only in designated fireplaces, fire-rings, or grills in any County recreation area, boat landing and public access area. Further, no person shall leave any fire unattended at designated fireplaces, fire-rings, or grills or throw away any matches, cigarettes, cigars, pipe ashes or any embers without extinguishing them, and then only in the proper receptacle.

Sections (13) remains unchanged.

(14) FIREARMS. (Am. #53-2008) No person shall possess or have under their control any firearm, airgun, bow, crossbow, slingshot or dangerous weapon as defined in §939.22, Wis. Stats., unless it is unloaded and enclosed in a carrying case, in any County recreation area. Firearms, bows, and crossbows used for the purpose of participating in a State hunting season with a valid State hunting license are authorized at boat landings, and public access areas, special use areas, ~~and ski trail facilities~~, silent sports trails located outside County recreation areas, and other County forest lands. See section 14.18 of this Code for regulations related to hunting and trapping in County owned campgrounds.

(15) PETS REGULATIONS FOR RECREATION AREAS. (Am. #107-2005; #53-2008) No person shall allow pets to enter any public building, ~~bathing swimming beach, picnic area grounds, or playgrounds, or to be on any ski trail when snow covered, or concrete pad surrounding a water pump within any County Recreation Area, or to run at large at any time on County Recreation Area grounds.~~ Pets are allowed in all other areas of County Recreation facilities, provided they are leashed and under the owner's control at all times. No person shall allow their pet to deprive or disrupt the enjoyment or use of any County Recreation Area by others. Regulations pertaining to pets at on formally designated Non-Motorized Trail Facilities Silent Sports Trails are listed under 14.13 ~~(20)(e)~~ (21). Regulations pertaining to pets at designated campgrounds are listed under 14.18 (4)(c). ~~In other County facilities, pets are permitted provided they are effectively restrained or under the owner's control at all times, no person shall allow their pet to deprive or disrupt the enjoyment or use of any area by others.~~

(16) HORSES. (Am. #107-2005) No person shall ride a horse on any ~~non-motorized trails~~ formally designated silent sports trails or have a horse in any County recreation area. Organized events or commercial rides will require Committee approval as set forth in 525.5 of the current County Forest ~~Ten Fifteen-Year Plan.~~

(17) BICYCLES. (Am. #107-2005) No person shall ride a bicycle in any County recreation area except on asphalt roads or parking areas, unless signed or formally designated otherwise.

Sections (18) remains unchanged.

(19) BEACHES.

(a) ~~Bathing dress.~~ No person shall sunbathe or swim at enter the water, onto any bathing beach, or County recreation area or beach without wearing a swimsuit or other appropriate attire, unless clothed in a suitable bathing dress or suit. The object of this subsection is to prevent nudity.

The balance of this section remains unchanged.

(20) ~~NON-MOTORIZED SILENT SPORTS TRAIL FACILITIES.~~ (Am. #107-2005)

(a) No motorized vehicles are allowed on ~~the non-motorized trail network~~ silent sports trails except those being used for inspection, ~~or maintenance, or as authorized by the Forestry Department.~~

Sections (b) and (c) remain unchanged.

~~(d) A non-transferable valid trail pass is required by individuals eighteen years of age and older to bike, ski, or snowshoe on trails designated, signed, and otherwise maintained specifically for said activities.~~

~~(1)1.~~ Annual Trail Passes are available for a cost of \$20.00 each. Annual Trail Passes are valid for a 1-year period from January 1st through December 31st of each calendar year.

~~(2)2.~~ Daily Trail Passes are available for a cost of \$5.00 each. Daily Trail Passes are only valid for the date that is entered on the registration form.

~~(3)3.~~ Trail users must have a valid trail pass in their possession while biking, skiing or snowshoeing on designated trails.

~~(4)4.~~ Trail Passes become valid upon a (completed registration form and appropriate user fee) being submitted to the Oneida County Forestry, Land, and Outdoor Recreation Department in any one of the following acceptable methods:

The balance of this section remains unchanged.

(e) Pet regulations for Silent Sports Trails:

1. When silent sports trails are located within the boundary of a formally designated County Recreation Area, pet regulations for County Recreation Areas supersede those for Silent Sports Trails. The following silent sports trails, or segments thereof, must follow pet regulations for County Recreation Facilities listed under 14.13(15):

a. That portion of the Washburn Silent Sports Trail located within the boundary of Perch Lake Park.

b. The Upland Trail located within the boundary of Almon Park.

c. The Wetland Trail located within the boundary of Almon Park.

2. Pets are permitted on all silent sports trails when said trails are not snow covered, provided that said pets are under the owners voice control or leashed.

3. Winter ski trail pet regulations. The following regulations are enforced when ski trails are snow covered or being periodically groomed for cross-country skiing:

a. Pets are not allowed on the following ski trails: Washburn ski trail, and the Cassian Two-Way Ski Trail.

b. Pets are allowed on the following ski trails: Enterprise Primitive Ski Trail, and the Nose Lake Ski Trail.

4. Snowshoe trail pet regulations. The following regulations are enforced when snowshoe trails are snow covered:

a. Pets are not allowed on the Washburn Snowshoe Trail.

b. Pets are allowed on the following snowshoe trails: Enterprise Primitive Snowshoe Trail, Almon Park Wetland Trail, and the Almon Park Upland Trail.

(e) During periods of snow cover, dogs are permitted on signed or otherwise maintained snow-shoe and or cross country ski trails at the following Non-Motorized Trail Facilities, provided that the dog is under the owner's voice control at all times.

~~1. Enterprise Primitive Cross-Country Skiing, and Snowshoe Trail.~~

~~2. Nose Lake Ski Trail.~~

~~3. Almon Park Wetland Trail.~~

4. Almon Park Upland Trail.

Sections (21) and (22) remain unchanged.

Section 25.04 PENALTY PROVISIONS.

FORESTRY AND OUTDOOR RECREATION		Forfeiture	Total
14.13(1)	County recreation area closing hours	100.00	249.00
14.13(3)	Disorderly conduct, intoxication on county-owned property	100.00	249.00
14.13(4)	Destruction/removal of personal property of another	100.00	249.00
14.13(5)	Unnecessary Noise	100.00	249.00
14.13(6)(a)	Destruction/removal of trees, shrubs, plants or natural growth	100.00	249.00
14.13(6)(b)	Carving on rocks, archeological features, signs or wall structures	100.00	249.00
14.13(6)(c)	Driving nails, placing screws, or other metal into trees	100.00	249.00
14.13(6)(d)	Destruction/removal of buildings, fences, tables, or any other county property	100.00	249.00
14.13(7)(a)	Entry of any building, installation or area under construction or closed to public use	100.00	249.00
14.13(7)(b)	Molest or manipulate any water control structure, dam, or culvert	100.00	249.00
14.13(7)(c)	Entry to any building, installation or area after the posted closing time or before the posted opening time	100.00	249.00
14.13(8)	Cleaning restricted-washing	100.00	249.00
14.13(9)	Disposal of refuse	100.00	249.00
14.13(10)	Glass containers prohibited in county recreation areas	100.00	249.00
14.13(11)(a)	Excessive speed prohibited	100.00	249.00
14.13(11)(b)	Reckless driving prohibited	100.00	249.00
14.13(11)(c)	Operation/parking of motor vehicle restrictions	100.00	249.00
14.13(11)(d)	Use of motor boats restricted (Buck Lake, Town of Pelican, and Perch Lake, Town of Woodboro)	100.00	249.00
14.13(11)(e)1,2,3,4	Parking restrictions	20.00	148.20
14.13(12)	Unauthorized/unattended fires	100.00	249.00
14.13(13)	Illegal fireworks prohibited	100.00	249.00

14.13(14)	Firearms prohibited in county recreation area	100.00	249.00
14.13(15)	Pets prohibited in county recreation areas <u>except as authorized</u> playgrounds, picnic areas, beaches, and buildings	100.00	249.00
14.13(16)	Horses prohibited in county recreation areas and on silent sports trails	50.00	186.00
14.13(17)	Bicycles only in established area of county recreation facility	20.00	148.20
14.13(18)	Athletics prohibited in county recreation area	20.00	148.20
14.13(19)(a)	Bathing dress in county recreation area	100.00	249.00
14.13(19)(b)	Bathing, changing clothes only in beach house or enclosed area	100.00	249.00
14.13(20)(a)	Motorized vehicles <u>are</u> prohibited on ski-trail network silent sports trails <u>except as authorized</u>	100.00	249.00
14.13(20)(b)	Damage to groomed portion of ski trail is prohibited	100.00	249.00
14.13(20)(c)	Skiing contrary to sign directions	100.00	249.00
14.13(20)(d)	Trail Pass Required	50.00	186.00
14.13(20)(e)	<u>Dogs</u> Pets on ski silent sports trails <u>are</u> prohibited <u>except as authorized</u>	50.00	186.00
14.13(21)(a)(b)(c)	Elevated platform, nails, lag screws, screw steps prohibited. Violation of portable tree stand removal requirements	100.00	249.00
14.13(22)(a)(b)(c)	Violation of ground blind construction, use and removal requirements	100.00	249.00

The balance of this section remains unchanged.

Approved by the Forestry, Land, & Outdoor Recreation Committee on October 7, 2009.

Offered and passage moved by Supervisors Wilbur Petroskey, Thomas D. Rudolph, Denny Thompson and Gary Baier.

Motion/second Greschner/Cushing to waive the reading of Resolution #93-2009. All "aye" on voice vote.

Roll call: 17 ayes 0 nay 3 absent (Holewinski, Paszak, Peters) 1 vacancy

Student Representatives: 4 aye.

Resolution #94-2009 – offered by Supervisors of the Mining Oversight Committee and Forestry, Land, and Outdoor

Recreation Committee regarding the adoption and endorsement of Resolution #54-1987, relating to mineral leasing and mining policies.

Joint Resolution offered by the Mining Oversight Committee and Forestry, Land, and Outdoor Recreation Committee.

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

WHEREAS, on June 5, 1987, the Oneida County Board passed Resolution # 54-87, which is attached.

WHEREAS, Resolution #54-87 set forth the policy of the County Board as relates to mineral leasing and mining policy for Oneida County forest lands.

WHEREAS, the composition of the Board has significantly changed since the adoption of Resolution #54-87.

WHEREAS, the Oneida County Mining Oversight Committee and the Oneida County Forestry, Land, and Outdoor Recreation Committee wish to seek direction from the current Board.

WHEREAS, the Oneida County Mining Oversight Committee and the Oneida County Forestry, Land, and Outdoor Recreation Committee each endorse the policy set forth in Resolution # 54-87.

NOW, THEREFORE, BE IT RESOLVED, that the 2009 County Board adopts and endorses Resolution # 54-87 and the attached policy for Oneida County forest lands.

BE IT FURTHER RESOLVED that the Oneida County Board directs the Oneida County Mining Oversight Committee to implement this policy and report back to the Board when any mining or prospecting lease agreement is ready for approval.

RESOLUTION

54-87

Resolution offered by ~~Supervisor~~ FORESTRY AND OUTDOOR RECREATION COMMITTEE

RESOLVED by the Board of Supervisors of Oneida County, Wisconsin, That

1 WHEREAS, the Oneida County Forestry and Outdoor Recreation Committee has had many
2 requests over the past several years in which mineral leasing companies have expressed
3 a desire to explore and mine on Oneida County Forest lands, and

4 WHEREAS, it has been the policy of the Forestry and Outdoor Recreation Committee not
5 to enter into any exploration and mining agreements, and

6 WHEREAS, it is now felt by the Committee that ample guidelines have been formulated
7 and sufficient laws have ^{been} passed to insure safe and sensible extraction of metallic
8 minerals, and

9 WHEREAS, the Committee has studied the situation and drawn on the advice and exper-
10 ience of experts in the field, so

11 THEREFORE, BE IT RESOLVED THAT, the attached policy statement be approved by the
12 Oneida County Board of Supervisors and adopted as the official policy for the Oneida
13 County Forest, and

14 BE IT FURTHER RESOLVED THAT, the County Board direct the Forestry and Outdoor Recrea-
15 tion Committee to proceed with implementation of this policy and to report back to
16 the Board when a mining and prospecting lease agreement is ready for approval.

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W. S. Lovestrag
Clarence J. Neudorff
Thomas D. Rudolph
James Busch

Dated this 5 day of June 19 87

Offered and passage moved by _____

Seconded by Pat Stafford Supervisor

ONEIDA COUNTY METALLIC ORE PROSPECTING & MINING POLICY

It is the policy of the Oneida County Forestry and Outdoor Recreation Committee to enter into mineral prospecting and mining leases for lands in the County Forest. This will be done in a competitive bid system with one mile square blocks (sections) being the size areas used for nominations and bidding. Some areas will not be offered for mining leases such as recreational areas, sensitive lands, historical sites, etc. The Committee will hold informational meetings prior to entering into any mining agreements to assess public reaction. The County will use the royalty payment as the bid variable and the acreage payment will be fixed. This will share the risk with the mineral company and give the County the highest income from the mine if a mineable deposit is found. A royalty payment consisting of net smelter return plus net proceeds will be used in an effort to allow even low grade ore to be mined, thereby attempting to fully utilize the resource and extend the life of the mine. Acreage rental and bonus money will not be accepted as advance royalty payments.

Since the mineral deposit is a non-renewable resource, portions of the income will be put in a trust fund or other use that will benefit future generations.

Based on Attorney General opinions which support County ownership of mineral rights and due to lack of evidence that other mineral rights claimants exist, the County will lease the mineral rights confident that severed mineral rights, even if they should exist, can be dealt with through lease wording which would place the burden of dealing with these claimants with the mining company.

Any lease the County would enter into would prevent the mining of uranium or other fissionable metals. A mining lease would exclude sand, gravel, gas, and oil. These resources would be dealt with separately.

ONEIDA COUNTY METALLIC ORE PROSPECTING & MINING POLICY

PAGE 2

Since environmental protection is a Department of Natural Resources responsibility, the County will work closely with that agency and the mining company to see that all guide lines and laws are adhered to. If strip mining can be done along with a mining company financed program of reforestation and revegetation to prevent erosion and other adverse environmental damage, then it should be allowed.

Approved by the Mining Oversight Committee this 3rd.day of September 2009.

Offered and passage moved by Supervisors Thomas D. Rudolph, Frank H. Greb, Gary Baier and Larry Greschner.

Approved by the Forestry and Outdoor Recreation Committee this 7th day of October 2009.

Offered and passage moved by Supervisors Wilbur Petroskey, Gary Baier, Denny Thompson and Thomas D. Rudolph.

Kathleen Kelly, City of Rhinelander, representing concerned citizens of the Town of Lynne, requests the Board to continue with the policy not to mine or explore in the Town of Lynne for reasons of potential pollution down stream to the Wisconsin and Tomahawk Rivers.

Supervisor Rudolph stated that the policy adopted by the County Board in Resolution #54-1987 was, in fact, to allow exploration and possibly mining in the future.

**Roll call: 17 ayes 0 nay 3 absent (Holewinski, Paszak, Peters) 1 vacancy
Student Representatives: 4 aye.**

Resolution #95-2009/General Code/OA - offered by Supervisors of the Planning and Zoning Committee amending Chapter 17, Zoning Board of Adjustment.

Ordinance Amendment offered by Supervisors of the Planning and Zoning Committee

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. Chapter 17 of the General Code of Oneida County, Wisconsin, is amended as follows [additions noted by underline, deletions noted by strikethrough]:

CHAPTER 17, ONEIDA COUNTY CODE OF ORDINANCES

Section 17.01 General Provisions.

(4) DEFINITIONS.

Appear or Appearance at a meeting or hearing means to be physically present.

Section 17.03 Meetings and Hearing Procedures.

(2) ~~Date, Time and Location of Meetings and Hearings.~~

~~Meetings and hearings of the Board shall be held at the call of the Chairperson and at such other times as the Board may determine. Public notice of hearings shall be made in accordance with law and as prescribed in Section 17.05(11) herein. Written notice to each member and the Director shall be hand delivered or sent by mail or electronic means not less than five two business days prior to the a hearing or meeting date. Should a regular member or the Director not receive written notice but nevertheless be present, or represented in the case of the Director, at the meeting unless excused for good cause by the Chairperson, the requirement for written notice is waived.~~

Section 17.06(2) Appearance.

The appellant ~~may~~ shall appear in person, or be represented in person by an attorney, agent, or other representative. If the appellant does not appear and is not represented by a person present at the hearing, and at the on-site inspection if conducted, the Board may dismiss, deny, or continue the appeal, or may dispose of it entirely on the basis of testimony and evidence from others. Testimony shall be accepted only from persons physically present.

Section 17.07(6) Filing and Notice of Decision.

Every Board decision on an appeal shall be officially filed in the office of record of the Board not later than by close of business of the ~~next~~ third business day after the rendering of the decision unless a later date is set by motion of the Board. (Balance of section unchanged.)

Approved by the Planning and Zoning Committee on October 5, 2009.

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

Motion/second Cushing/Petroskey to waive the reading of Resolution #95-2009. All "aye" on voice vote.

Roll call: 16 aye 0 nay 4 absent (Dean, Holewinski, Paszak, Peters) 1 vacancy

Student Representatives: 4 aye.

Resolution #96-2009/Rezone Pet. #8-2009/OA – 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 Newbold.

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

WHEREAS, the Planning & Zoning Committee, having considered Petition #8-2009, (copy attached) which was filed July 22, 2009, as amended August 19, 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 September 16, 2009 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 property described as SE ¼ SW ¼, Section 16, T38N, R8E from District #02, Single Family Residential to District #15, Rural Residential.

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

The landowners sought the change to allow for raising horses on the property. The current zoning district, District #02 Single Family Residential prohibits horses. The property owner revised the original request at the request of the Town of Newbold which then sought a zoning district change to District #15 Rural Residential instead of District #4 Residential Farming. Both districts allow the raising of animals.

The landowners amended the change at the request of the Newbold Town Board. No one appeared in opposition to the change. No written objections were received.

The Town of Newbold approved the request as amended in writing (copy attached). Adjoining landowners were provided with a written notice of the change and no one objected to this request. 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.

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

Petition #8-2009:

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 #8-2009 is hereby adopted amending the Master Zoning District Document and the Oneida County Official Zoning District Boundary Map, by changing the zoning district classification District #2, Single Family Residential to District # 15 Rural Residential on property described as follows:

To rezone property described as SE ¼ SW ¼, Section 16, T38N, R8E from District #02, Single Family Residential to District #15, Rural Residential.

The County Clerk shall, within seven (7) days after adoption of Rezone Petition #8-2009 by the Oneida County Board of Supervisors, cause a certified copy thereof to be transmitted by mail to the Newbold Town Clerk.

Approved by the Planning and Zoning Committee this 5th day of October, 2009.

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

**Roll call: 17 aye 0 nay 3 absent (Holewinski, Paszak, Peters) 1 vacancy
 Student Representatives: 4 aye**

Resolution #97-2009 – offered by Supervisor Paul Dean regarding rescinding Amended Ordinance Amendment #86-2009.

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

WHEREAS, Amended Ordinance Amendment # 86-2009 required that Agricultural & Extension Education/Land Water Conservation Committees work under one agenda as a joint meeting with only one per diem; and

WHEREAS, this requirement is unduly burdensome upon both committees by requiring each committee to have a quorum present for the other committee's portion of the meeting; and

WHEREAS, the quorum of the second committee that is required for a joint meeting of the committees is conducting no business during the time of the other committee's agenda items; and

WHEREAS, the attached fiscal impact statement indicates that the financial gain to the county by requiring a joint meeting is minimal.

NOW, THEREFORE, BE IT RESOLVED, that the requirement that the Agricultural and Extension Education and Land & Water Conservation Committees work under one agenda as a joint meeting is hereby rescinded.

ONEIDA COUNTY

FISCAL IMPACT

SAVINGS OF COMBINING MEETINGS OF LAND CONSERVATION AND UW-EX

OCTOBER 14, 2009-APRIL 19, 2010

TWO MEMBERS REPRESENT BOTH COMMITTEES

	# OF MEETINGS	ESTIMATED SAVINGS PER MEETING	ESTIMATED SAVINGS OF SIX MEETINGS
Committee meetings-monthly	6	90	540
Social Security		7	41
Workers Compensation		0	1
		<hr/> 97	<hr/> 582
Estimated Mileage Amount	6	7	42
Savings		<hr/> 104	<hr/> 625

Revenue Source: Tax Levy

Offered and passage moved by Supervisor Paul Dean this 14th day of October, 2009. Seconded by Supervisor Thomas D. Rudolph.

**Roll call: 17 ayes 0 nay 3 absent (Holewinski, Paszak, Peters) 1 vacancy
 Student Representatives: 4 aye**

Resolution #98-2009/General Code/OA – offered by Supervisors of the Finance and Insurance Committee amending Section 3.10 – Reimbursement for Expenses.

Whereas, County Board Supervisors and citizen members of committees and commissions deserve to be compensated for their services, and

Whereas, on November 13, 2007 the Board enacted ordinance amendment #102/2007 that allowed for an

increase in per diem for Supervisors and increased the salary of the Board Chair effective in April of 2008, and
Whereas, due to a reduction in state funding, sales tax revenue and various county fees, the County is now faced with an uncertain fiscal future, and

Whereas, WI Statute 59.10(3)(f) requires that the compensation of board members to be next elected must be set at the annual board meeting.

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 4/20/2010.

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 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 (5) remain unchanged

(6) MEALS, TIPS AND LODGING.

Sections (a) and (b)1-4 remain unchanged.

5. County business outside the County. Persons who qualify under this section shall be allowed the following outside the County:

Sections a and b remain unchanged

c. Maximum allowance. No County supervisor, except the County Board Chairman, may incur out-of-County expenses, including lodging, meals, mileage or per diem in excess of ~~42~~ 6 such events per calendar year, not including the WI Counties Association annual conference. ~~without prior approval of the Finance Committee or the County Board.~~

Section (7) remains unchanged.

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

(a) County Board Meetings. County Board supervisors shall be paid ~~\$75~~ \$65 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.

(b) Committee meetings. As used in this section, committee meeting means the convening of a standing or special committee of the County Board for an authorized purpose and in public session pursuant to the provisions of Ch. 19, subch. IV, Wis. Stats., and pursuant to the rules of the County Board wherein an agenda is prepared and regular business is conducted. Committee meeting also includes attendance at any school, institute, conference or meeting which the County Board or the committee of which the individual is a member directs him to attend. This includes, without enumeration, all boards, councils, commissions and committees to which any supervisor or citizen member has been appointed by the County Board or the Board Chair to represent the County.

1. County board supervisors. For each committee meeting attended, a County Board supervisor shall receive a per diem of ~~\$45.~~ \$40.

2. Citizen members. For each meeting attended of ~~less than three hours,~~ a citizen member of a committee, commission or board shall receive a per diem of ~~\$35.00.~~ \$40 ~~For each meeting attended of three hours or more, a citizen member of a committee, commission or board shall receive a per diem of \$55.00.~~

3. County board chair. In addition to the per diem payments received, the County Board Chair shall be compensated at the annual rate of ~~\$3,600~~ \$3,000 payable in 26 equal installments on the same payroll schedule which applies to County employees. Such compensation shall be for all services to the County excluding attendance at Board meetings and meetings of committees to which he is appointed.

4. Chairs and acting chairs of committees, commissions and boards. County Board supervisors or citizen members who are chairs of any Oneida County committees, commissions or boards shall receive an additional per diem of ~~\$10~~ \$5 for each meeting they preside over. This section shall not apply to the County Board Chair when conducting County Board meetings. This section shall not apply to County Board supervisors presiding over committee, commission or board meetings held on County Board meeting days.

The balance of the section remains unchanged.

ONEIDA COUNTY
 FISCAL IMPACT
 COUNTY BOARD AND COMMISSIONS AND COMMITTEES

	ESTIMATED ANNUAL # OF PER DIEM	ESTIMATED ANNUAL COST	ESTIMATED APRIL 15- DECEMBER 31
County Board Chairman Annual Salary		(600)	(425)
Co Bd decrease from \$75 to \$65 per meeting	210	(2,100)	(1,488)
Committee meeting from \$45 to \$40	2000	(10,000)	(7,083)
Commission members from \$35/\$55 to \$40	300	1,000	708
Limit out of County meetings to 6	50	(2,000)	(1,417)
Chair of Committee decrease from \$10 to \$5	250	<u>(1,250)</u>	<u>(885)</u>
Per Diem Increase		(14,950)	(10,590)
Social Security		(1,144)	(810)
Retirement-er		(100)	(71)
Retirement-ee		(30)	(21)
Workers Compensation		<u>(30)</u>	<u>(21)</u>
		(16,254)	(11,513)

Revenue Source: Tax Levy

Approved by the Finance & Insurance Committee October 12, 2009.
 Offered and passage moved by Supervisors Ted Cushing, Andrew P. Smith and John R. Young.

Motion/second Cushing/Hoffman to postpone Resolution #98-2009 and bring back to the November 10th 2009 County Board meeting.

Roll call: 17 ayes 0 nay 3 absent (Holewinski, Paszak, Peters) 1 vacancy

Student Representatives: 4 aye

Resolution #99-2009 – offered by Supervisors of the Finance and Insurance Committee regarding 2009 Line Item Transfers.

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

WHEREAS, Section 65.90(5)(a) dictates that appropriations in the Oneida County budget may not be changed unless authorized by a vote of two-thirds of the entire membership of the County Board of Supervisors, and

WHEREAS, the Finance and Insurance Committee has reviewed and does recommend the 2009 transfers listed below,

NOW, THEREFORE, BE IT RESOLVED the Oneida County Board of Supervisors authorizes and directs the budget transfers as listed below:

Transfer from:	Comm: Land Records Land Record Fees
Transfer to:	Register of Deeds Expenses
Amount:	\$2,368
Re:	To apply revenues received to related expenses

Transfer from:	Comm: Law Enforcement Fund Balance Applied-Radio Project
Transfer to:	Radio Project Expenses
Amount:	\$913,291
Re:	To apply carryforward balance to 2009 expenses

Transfer from:	Comm: Law Enforcement State Aid-Radio Project
Transfer to:	Radio Project Expenses
Amount:	\$30,329
Re:	To apply revenues received to related expenses

Transfer from:	Comm: Emergency Management Public Charges-HAZMAT Fees
Transfer to:	HAZMAT Expenses
Amount:	\$6,168
Re:	To apply revenues received to related expenses

Transfer from:	Comm: Finance and Insurance Applied Cont Appn-Hard/Soft Maint.
Transfer to:	Hardware and Software Maintenance
Amount:	\$8,000
Re:	To apply carryforward balance to 2009 expenses

Transfer from:	Comm: Emergency Management State Aid-Ambulance
Transfer to:	Ambulance Expenses
Amount:	\$8,816
Re:	To apply revenues received to related expenses

Approved by the Finance Committee this 12th day of October 2009.
Offered and passage moved by Supervisors Ted Cushing, Frank H. Greb, Andrew P. Smith and John R. Young.

Motion/second Cushing/Vandervest to waive the reading of Resolution #99-2009. All “aye” on voice vote.
Roll call: 17 ayes 0 nay 3 absent (Holewinski, Paszak, Peters) 1 vacancy
Student Representatives: 4 aye

Resolution #100-2009/General Code/OA – offered by Supervisors of the Resolutions and Ordinances/Legislative Committee amending Section 2.01 – Supervisory Districts following the 2010 Census.

Whereas, WI Statutes 59.10(3)(a)3 states: “Counties with a population of less than 50,000 but at least 25,000 shall have no more than thirty-one supervisors, and

Whereas, WI Statutes 59.10 continues: “...no later than July 1st. following the year of each decennial census, each board shall propose a tentative county supervisory district plan setting forth the number of supervisory districts and tentative boundaries...”, and

Whereas, a Redistricting Committee will be appointed in 2010 and will be charged with creating a tentative plan for Supervisory Districts following the decennial census of 2010.

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

2.01 RULE 1: GOVERNING BODY

- (1) TITLE. The governing body of Oneida County as constituted by law shall be known as the “Oneida County Board of Supervisors,” hereafter referred to as the “County Board” or “Board”.
- (2) SUPERVISORY DISTRICTS. The County Board shall consist of 24–13 supervisors to be elected from the supervisory districts as ~~provided on the maps adopted by reference herein and available for inspection in the office of the County Clerk.~~ created following the 2010 Decennial Census.

The balance of the section remains unchanged.

Approved by the Resolutions & Ordinances/Legislative Committee on September 17, 2009.
Offered and passage moved by Supervisors John R. Young, Andrew P. Smith and David O’Melia.
Supervisor Young gave a presentation explaining the reason for Resolution #100-2009. In 2010 there will be a census and after the census there will be redistricting. Redistricting must be done by July 1, 2011 and the County Board must

approve the new redistricting. Supervisor Young handed out two exhibits: Oneida County Possible Consolidation of Committees and Possible Consolidation of Committees-Change to 3 members per committee and 13 County Board Members. The 5 possible consolidation of committees could be **Public Works** consisting of Highway, Landfill and Buildings and Grounds, **Health and Human Services** consisting of Public Health, Social Services, Department on Aging and possibly Veterans, **Planning and Development** consisting of UW-Extension/Land Conservation, Planning and Zoning, Land Information, Register of Deeds, Tourism, Forestry and Outdoor Recreation and Mining, **Public Safety and Judiciary** consisting of Emergency Management, Circuit Courts, Clerk of Courts, Sheriff, District Attorney, Corporation Counsel and Medical Examiner and **Administrative** consisting of Finance, ITS, County Clerk, County Treasurer, LRES and Resolutions Review.

The County Board Chair would still be head of these 5 committees and by code has the authority to attend any committee and vote. Supervisor Young pointed out the savings between the number of meetings (24 or 12) and the number of committee members (5,4,3,2,1) versus 3 committee members (Per Diems Saved) to the Board. The current number of meetings is 1,188. By having 5 committees with 3 members per committee the number of meetings would be 912 meetings with a total amount of savings of approximately \$68,284 annually.

More discussion took place.

Motion/second Hoffman/Matteson to postpone until the January 19, 2010 County Board meeting.

Roll call: 17 aye 0 nay 3 absent (Holewinski, Paszak, Peters) 1 vacancy

Student Representatives: 4 aye

Resolution #101-2009 – offered by Supervisors of the Labor Relations and Employee Services Committee regarding the renewal of the Community Policing Deputy Sheriff position.

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

WHEREAS, the Board of Supervisors of Oneida County, Wisconsin has ratified resolution #81-2005, resolution #91-2006, resolution #87-2007, and resolution #97-2008 which renewed the community policing Deputy Sheriff position for calendar year 2006, 2007, 2008 and 2009; and

WHEREAS, the Sheriff will apply for a new fifty thousand dollar (\$50,000.00) State of Wisconsin Community Policing grant, the 2009 award is anticipated to be fifty thousand dollars (\$50,000.00), to be applied to this Deputy Sheriff position for fiscal year 2010; and

WHEREAS, the Law Enforcement and Judiciary and Labor Relations and Employee Services Committees are in support of continuing the Community Policing Deputy Sheriff position provided the 2010 amount of fifty thousand dollars (\$50,000.00) in grant monies are available to be applied to the cost of the position; and

WHEREAS, should the Community Policing Grant be awarded at an amount other than fifty thousand dollars (\$50,000.00), the Sheriff's Department will notify the Law Enforcement, Finance and LRES Committees for further consideration.

NOW, THEREFORE, BE IT RESOLVED, by the Oneida County Board of Supervisors that the Community Policing Deputy Sheriff position is hereby renewed for fiscal year 2010, contingent upon the Sheriff's department being awarded Wisconsin Community Policing grant monies in the amount of fifty thousand dollars (\$50,000.00) to be applied toward the cost of the position for 2010. This position will be reviewed on an annual basis by the Labor Relations Employee Services Committee. If funding for the position decreases, the position will decrease accordingly.

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

Approved by the Labor Relations and Employee Services Committee this 14th day of October 2009.

Offered and passage moved by Supervisors John R. Young, Paul Dean, Ted Cushing and Charles Wickman.

**ONEIDA COUNTY
FISCAL IMPACT
NORTHWEST COMMUNITY POLICING OFFICER**

2008 Wage Rates, 2010 Health Insurance Rates

	Annual Cost
Patrolman	
Wages	43,457
Social Security	

	3,324
Retirement-er	4,997
Retirement-ee	2,390
Health Ins-Incumbent	20,333
Life Insurance	125
Workers Comp	943
Income Continuation Ins	<u>115</u>
Estimated Cost	75,684
Revenue Source:	
State Aid-NW Comm Policing Grant	<u>43,900</u>
Tax Levy	31,784
Tax Levy in 2009 Budget	<u>23,537</u>
Increase in 2010 Tax Levy	8,247

Motion/second Young/Greschner to amend resolutions on Line 25 and insert “**Whereas**, the Labor Relations and Employee Services Committee has reviewed the position and has approved the increase in tax levy as shown by the fiscal impact statement attached” and also amend Line 35 by a strikethrough the word “~~will~~” and insert the word “may”.

Roll call: 1 aye (Greschner) 16 nay 3 absent (Holewinski, Paszak, Peters) 1 vacancy

Student Representatives: 2 nay

Motion to amend Fails.

Motion/second Cushing/Greschner to amend and insert on Line 25 “**Whereas**, the Labor Relations and Employee Services Committee has reviewed the position and has approved the increase in tax levy as shown by the fiscal impact statement attached”.

Roll call to amend: 17 aye 0 nay 3 absent (Holewinski, Paszak, Peters.) 1 vacancy

Student Representatives: 2 aye

Roll call on amended resolution: 17 aye 0 nay 3 absent (Holewinski, Paszak, Peters) 1 vacancy

Student Representatives: 2 aye

Supervisor Petroskey is excused from the County Board meeting – 11:43 a.m.

County Treasurer declaration of unlawful tax WI Stats 74.35/74.33. – TL 504-1 (Tax Year – 2005) - TL 504-1 (Tax Year – 2006) - TL 504-1 (Tax Year 2007) - TL 504-1 (Tax Year – 2008)

Motion/second Cushing/Vandervest to approve the declaration of unlawful tax WI States 74.35/74.33 for TL 504-1 for years 2005, 2006, 2007 and 2008.

Roll call: 16 aye 0 nay 4 absent (Holewinski, Paszak, Peters, Petroskey) 1 vacancy

Student Representatives: 2 aye

Other business – NONE

Appointments to committees, commissions and other organizations – NONE

Adjournment – Motion/second Rudolph/Cushing to adjourn at 11:46 a.m. All “aye” on voice vote.