

**Oneida County Board of Supervisors
Regular Meeting May 18th 2010**

County Board Chair Cushing 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, Greg Berard, Ted Cushing, Paul Dean, Billy Fried, Larry Greschner, David Hintz, John Hoffman, Scott Holewinski, Jack Martinson, Matt Matteson, Bob Metropulos, David O'Melia, Sonny Paszak, Carol Pederson, Tom Rudolph, Jim Sharon, Denny Thompson and Peter Wolk.

Excused Supervisors: Romelle Vandervest, John R. Young

Student Representatives: Ben Bruso.

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

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

Motion/second Martinson/Holewinski to accept the May 18th. 2010 amended agenda. All "ayes" on voice vote.

Accept the minutes of the April 20th organizational meeting

Motion/second Hoffman/Greschner to accept the minutes of the April 20th. 2010, Organizational Meeting. All "aye" on voice vote.

Reports

Veteran's Office – 2009 Annual Report

Forestry Land & Outdoor Recreation – 2009 Annual Report

Motion/second Rudolph/Wolk to accept the Veteran's Office and Forestry Land & Outdoor Recreation 2009 Annual Reports as presented. All "ayes" on voice vote.

Unfinished Business - None

Public Comment – Ms. Gina Olson asks County Board Chair Cushing if she could address the Board prior to Resolution #42-2010.

Motion/second Martinson/O'Melia to accept Ms. Olson's statement to the Board. All "ayes" on voice vote.

Considerations of resolutions & ordinances

It is anticipated that the Board may make a motion and take a roll call vote to adjourn to closed session pursuant to WI Statute 19.85 (1)(f), Considering financial, medical, social or personal histories or disciplinary data of specific person, preliminary consideration of specific personnel problems or the investigation of specific charges, which, if discussed in public, would likely have a substantial adverse effect on the reputation of the person referred to in such data. (Clerk of Circuit Court).

Supervisor O'Melia asks Corporation Counsel, Brian Desmond that in Resolution #42-2010, Lines 31 and 32, "Whereas, the Oneida County Board of Supervisors has no authority to remove or otherwise discipline the Clerk of Circuit Court", why does the Board have to enter into closed session.

Desmond referred to the fact that the closed session was on the agenda in case the Board wanted or needed to enter into a closed session. It does not necessarily mean that the Board will enter into closed session. If the Board has an adequate understanding of this situation and what transpired there is no need to enter into a closed session. Therefore, there was no closed session.

Resolution #42-2010 – offered by Supervisors of the Labor Relations and Employee Services Committee regarding the Clerk of Circuit Court.

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

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

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

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

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

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

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

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

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

Approved by the Labor Relations and Employee Services Committee

Offered and passage moved by Supervisors Ted Cushing, John R. Young, Scott Holewinski, Paul Dean and Sonny Paszak.

Motion/second Fried/O'Melia to table Resolution #42-2010 indefinitely.

Roll call vote: 13 aye 6 nay (Holewinski, Baier, Thompson, Pederson, Paszak, Cushing) 2 absent (Vandervest, Young)

Student Representatives: 0 aye 1 nay

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

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

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 this 17th day of September 2009.
Offered and passage moved by Supervisors John R. Young, Andrew P. Smith and David O'Melia.

Motion/second O'Melia/Metropulos to table Postponed Resolution #100-2009 until June 15, 2010.

Roll call vote: 6 aye (Hoffman, O'Melia, Greschner, Sharon, Pederson, Cushing) 13 nay (Thompson, Martinson, Baier, Paszak, Dean, Hintz, Rudolph, Metropulos, Berard, Matteson, Wolk, Fried, Holeywinski) 2 absent (Vandervest, Young)

Student Representatives: 1 aye

Motion Fails

Motion/second Baier/Wolk to table Postponed Resolution #100-2009 indefinitely.

Roll call vote: 16 aye 3 nay (Pederson, O'Melia, Cushing) 2 absent (Vandervest, Young)

Student Representatives: 1 aye

Resolution #43-2010/General Code/OA – offered by Supervisors of the Resolutions/ Ordinances and Legislative Committee – amending the General Code of Oneida County.

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

WHEREAS, it is deemed expedient and necessary that the General Code of the County of Oneida, Wisconsin be brought up-to-date; and

WHEREAS, resolutions and ordinances adopted through February 16th 2010 and changes necessitated by changes in State law have been incorporated into the General Code by the Reviser, which has provided Oneida County with corrected printed revisions, pursuant to Statute 25.08 of the General Code of Oneida County, Wisconsin; and

WHEREAS, a copy of such amended General Code of Oneida County, Wisconsin, has been on file and open for public inspection in the office of the County clerk for not less than two weeks, as required by Statute 66.035, Wis. Stats., and notice thereof has been provided by publication on March 31st 2010 in the Rhinelander Daily News;

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

Section 1. The Code of Ordinances in book form entitled: General Code of Oneida County, Wisconsin, as amended through February 16th 2010 shall be and hereby is adopted as the general ordinances in and for the County of Oneida, Wisconsin.

Section 2. Any ordinance in conflict with this ordinance shall be and hereby is repealed as far as any conflict exists.

Section 3. This ordinance shall take effect the day after passage and publication as provided by law.

Approved by the Resolutions & Ordinances/Legislative Committee this 15th day of April 2010.

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

Roll call vote: 19 aye 0 nay 2 absent (Vandervest, Young)

Student Representatives: 1 aye

Resolution #44-2010 – offered by Supervisors of the Planning and Zoning Committee regarding inspection fee increase.

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

WHEREAS, the Oneida County Planning and Zoning Department has the responsibility to review all permit applications, preliminary surveys for subdivisions, and condominium documents pursuant to the Oneida County Zoning and Shorelands protection Ordinance, the Private Sewage System Ordinance, and the Subdivision Control Ordinance; and

WHEREAS, Oneida County staff labor costs have steadily increased; and

WHEREAS, the Oneida County Planning and Zoning Committee desires this department to be financially self-supporting as much as possible; and

WHEREAS, the Oneida County Planning and Zoning Committee recommends the fees associated with an onsite inspection be increased to \$125.00, and each return inspection fee to be \$125.00 as stated on the attached fee schedule.

NOW, THEREFORE, BE IT RESOLVED, the Oneida County Board of Supervisors adopts the attached fee schedule with an effective date commencing on June 1, 2010.

Effective Date:
06/01/10
Resolution: # _____

APPLICATION REVIEW FEE SCHEDULE

**ONEIDA COUNTY ZONING & SHORELANDS PROTECTION ORDINANCE
ONEIDA COUNTY PRIVATE SEWAGE SYSTEM ORDINANCE**

STAFF REVIEW FEE ASSOCIATED WITH:

**1. Zoning Permits: based on square footage as follows with a minimum fee of \$75.00
(*Note: Always round cents to nearest dollar)**

- A. **Dwelling units**
Each full story, unfinished or finished basement, ½ story
or loft area sq ft X
.14
- B. **Commercial structures (including apartment bldgs & duplexes)**
Each full story, unfinished or finished basement,
½ story or loft area sq ft X
.16
Commercial cold storage. sq ft X
.14
- C. **Accessory buildings - garages, storage buildings, barns; additions,
alterations or remodeling to same**
Each full story, finished or unfinished basement,
½ story, loft area sq ft X
.12
- D. **Boathouses**
One story only sq ft X
.20
- E. **Pole buildings**
Each full story, basement, ½ story or loft area. sq ft X
.12
- F. **Other**
 - 1. **Residential additions, alterations, remodeling**
Each full story, unfinished or finished basement,
½ story or loft area. sq ft X
.14
 - 2. **Commercial additions, alterations, remodeling**
Each full story, unfinished or finished basement,
½ story or loft area. sq ft X
.16
 - 3. **Change of Use** sq ft X
.14
 - 4. **Anything that cannot be figured on square footage such as adding
a
fireplace, change pitch of roof, etc. fee shall be \$75.00.**

- 5. Deck sq ft X
.12
- 6. Footings or crawl space sq ft X
.10
- 7. Early Start \$75.00
- 8. Raze Structure No
Charge
A permit is required to remove/raze structure from a
property, but there will be no charge for the permit.
- 2. SUBDIVISION OF LAND - \$100.00 per lot; \$100.00 per outlot
- 3. CONDITIONAL USE PERMITS - \$500.00
- 4. MINING
 - A. SPECIAL CONDITIONAL USE PERMIT - \$50,000.00
 - B. EXPLORATION PERMIT - \$1,500 Annually
- 5. ADMINISTRATIVE REVIEW PERMIT - \$250.00
- 6. SEXUALLY ORIENTED BUSINESS PERMIT - \$250.00; BI-ANNUAL RENEWAL FEE -
\$75.00
- 7. SHORELAND ALTERATION PERMIT - \$150.00
- 8. HOME OCCUPATION COMPLIANCE CHECKLIST - \$50.00
- 9. SIGN APPLICATION - \$100.00 per sign
- 10. AFTER THE FACT APPLICATION - Triple the application fee.
- 11. APPEALS TO THE BOARD OF ADJUSTMENT - \$500.00; Contested case appeals -
minimum fee of \$500.00 plus actual costs incurred as determined by the
Oneida County Board of Adjustment. Rescheduling of an appeal - \$350.00
for each rescheduled event.
- 12. No fee is required for any structure or use by any municipality, public
school, state or federal governmental agency. These agencies must,
however, submit application for a permit.
- 13. A \$500.00 fee shall be charged to any individual or corporation, firm,
etc., for filing a petition for amending the Ordinance. No fee shall be
charged for any petition filed by a town, the Oneida County Planning and
Zoning Committee, or the Oneida County Zoning Administrator.
- 14. RENEWALS - On or after 3/25/03 permits are good for two years from the
date of issuance and may not be renewed. (Resolution #25-2003)
- 15. COPY WORK or FAX - \$.25 each page
- 16. SEARCH REQUEST/SANITARY MAINTENANCE PROGRAM - \$1.00/request
- 17. CONDOMINIUM FEES - \$100.00 for each unit.
- 18. ~~STAFF ONSITE INSPECTION - As requested by public - \$75.00 and \$75.00 per
hour after first hour.~~ \$125.00 and \$125.00 for each return inspection.

**ONEIDA COUNTY PRIVATE SEWAGE SYSTEM FEE SCHEDULE IS SUBJECT TO CHANGE IF FEES
ARE INCREASED BY DEPT OF COMMERCE OR THE DNR**

1. Conventional sewage system and/or septic tank	\$300.00
2. Alternate design: mound, at grade	\$410.00
3. In-ground pressure	\$410.00
4. Holding tank	\$425.00
5. Drip irrigation	\$425.00
6. Pretreatment units, sand filters, aerobic treatment units, etc	\$425.00

7. Soil remediation	\$100.00
8. Privy	\$200.00
9. Transfer fee (between owners only)	\$ 50.00
10. Renewal fee (can only be renewed once)	\$ 50.00
11. Reconnect or repair	\$ 75.00
12. Revisions (change in plans or change of plumber)	\$ 75.00
13. Filter installation	\$175.00
14. Administrative fee for receipt of the Wisconsin Fund Grant Program	\$125.00
15. Sewage system inspection fee for building additions or Remodeling	\$ 75.00
16. Return septic inspection fee (excluding regular alternative system inspections)	\$ 75.00
17. Existing POWTS Evaluation submittal for "55" record	\$ 50.00
18. Large scale sewage systems (over 2,000 gallons based on daily wastewater flow) charged at \$.13 cents X gallonage (rounded off to the nearest dollar) In addition to the original permit cost.	
18. Copy work or FAX: \$.25 each page	

ONEIDA COUNTY POWTS PLAN REVIEW FEE SCHEDULE IS SUBJECT TO CHANGE IF FEES ARE INCREASED BY DEPT OF COMMERCE OR THE DNR

Plan review non-pressurized in-ground system, public or commercial

- A. 1000 gallons per day or less \$175.00
- B. 1001 - 5000 gallons per day. \$225.00

Approved by the Planning and Zoning Committee this 21st day of April 2010.

Offered and passage moved by Supervisors Larry Greschner, Scott Holewinski, David Hintz, Gary Baier and Billy Fried.

**Roll call vote: 19 aye 0 nay 2 absent (Vandervest, Young)
Student Representatives: 1 aye**

Resolution #45-2010 – offered by Supervisors of the Forestry, Land & Outdoor Recreation Committee regarding applying for funds with the Wisconsin Department of Natural Resources for different projects.
Resolved by the Board of Supervisors of Oneida County, Wisconsin:

WHEREAS, the Oneida County Forestry Department is charged with, among other things, providing opportunities for various outdoor recreation activities for both Oneida County residents and visitors alike; and

WHEREAS, these recreational activities include but are not limited to hunting, fishing, game and non-game wildlife viewing, hiking, snowmobiling, cross country skiing, picnicking, swimming, and ATV riding; and

WHEREAS, funds are available through application to the Wisconsin Department of Natural Resources for financial assistance for approved projects regarding the aforementioned activities; and

WHEREAS, Oneida County agrees to comply with State rules for the programs, may perform force account work, will maintain the completed projects in an attractive, inviting, and safe manner; will keep the facilities open to the general public during reasonable hours consistent with the type of facility and will obtain from the State of Wisconsin Department of Natural Resources approval in writing before any change is made in the use of the project site; so

NOW, THEREFORE, BE IT RESOLVED, that the Oneida County Forest Administrator is authorized to enter into agreements with the Wisconsin Department of Natural Resources for projects under County Fish and Game Aids (Wis.S.S. Chapter 23.09(12), Wildlife Habitat Aids (Wis.S.S.Chapter 23.07(17), Snowmobile Trail Funding Programs (Wis.S.S.Chapter 350), and All Terrain Vehicle Program (Wis.S.S.23.33).

Approved by the Forestry Committee this 5th day of May 2010.

Offered and passage moved by Supervisors Gary Baier, Greg Berard, Jack Martinson and Thomas Rudolph.

Roll call vote: 19 aye 0 nay 2 absent (Vandervest, Young)

Student Representatives: 1 aye

Resolution #46-2010 – offered by Supervisors of the Finance and Insurance Committee regarding denial of claim.

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

WHEREAS, a Notice of Claim was filed by Jack and Debra Conley on March 4, 2010 in the Oneida County Clerk's Office; and

WHEREAS, said Notice of Claim alleges that Jack and Debra Conley sustained damages and alleges that said damages were caused by Oneida County and employees of Oneida County; and

WHEREAS, the Notice of Claim has been referred to the County's appropriate insurance carrier which has investigated the matter and determined the claim should be denied; and

WHEREAS, after a review of this matter by the Corporation Counsel's Office, said office recommends that the claim be denied.

NOW, THEREFORE, BE IT RESOLVED, by the Oneida County Board of Supervisors that the claim submitted by Jack and Debra Conley be and the same is hereby denied and notice is hereby given that no action on this claim may be brought against Oneida County or any of its officers, officials, agents or employees after six months from the date of service of this notice.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded by the County Clerk to the claimant by certified mail, return receipt requested, as a notice of disallowance.

Approved by the Finance & Insurance Committee this 10th day of May 2010.

Offered and passage moved by Supervisors Ted Cushing, John Hoffman, David Hintz and Peter Wolk.

Roll call vote: 19 aye 0 nay 2 absent (Vandervest, Young)

Student Representatives: 1 aye

Resolution #47-2010 – offered by Supervisors of the Planning and Zoning Committee conducting public hearings regarding revisions to Chapter 9 - Oneida County Zoning and Shoreland Protection Ordinance.

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

WHEREAS, The State has revised the statewide minimum standards for shoreland zoning, Chapter NR 115; and

WHEREAS, Oneida County will be required to have a new ordinance to meet statewide minimums in place before February 1, 2012; and

WHEREAS, the Planning and Zoning Committee is the Committee of jurisdiction to oversee Chapter 9, The Oneida County Zoning and Shoreland Protection Ordinance; and

WHEREAS, the Planning and Zoning Committee has the experience of public hearings, listening to the public, consulting with experts to develop an ordinance that meets statutory goals and protecting the rights of the citizens of Oneida County; and

NOW, THEREFORE, BE IT RESOLVED, that the Oneida County Planning and Zoning Committee be assigned the duty to make revisions to Chapter 9, The Oneida County Zoning and Shoreland Protection Ordinance to comply with Wisconsin Shoreland Protection Program, Chapter NR 115; and

BE IT FURTHER RESOLVED, that the Planning and Zoning Committee may have additional meetings as a result of the revisions and a fiscal impact statement is attached hereto and made a part hereof.

BE IT FURTHER RESOLVED, The Oneida County Planning and Zoning Committee in an attempt to solicit public input, conduct three public hearings, one in Minocqua, one in Three Lakes and one in Rhinelander and if necessary additional public hearings; and

BE IT FURTHER RESOLVED, that the Planning and Zoning Committee bring forth to the Oneida County Board of Supervisors, revisions to Chapter 9, The Oneida County Zoning and Shoreland Protection Ordinance in a timely manner to meet the February 1, 2012 deadline.

**ONEIDA COUNTY
FISCAL IMPACT**

Additional meetings for Planning and Zoning-NR115

Per Diem	12 meetings/5 Co Bd Members	2,820
Social Security		216
Workers Comp		<u>5</u>
Subtotal		3,041
Mileage estimated		<u>1,500</u>
		4,541

Funding Source: Commission and Committee Budget for Per Diems, Fringe Benefits and Mileage

Approved by the Planning & Zoning Committee this day of May 5th 2010.

Offered and passage moved by Scott Holewinski, David Hintz, Gary Baier, Larry Greschner and William Fried.

Roll call vote: 18 aye 1 nay (Martinson) 2 absent (Vandervest, Young)

Student Representatives: 1 aye

Resolution #48-2010 – offered by Supervisors of the Department on Aging Building Committee regarding a six month extension.

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

WHEREAS, the Oneida County Board, by enacting Resolution #77-2007, created the Department on Aging Building Committee to complete the following tasks:

1. Research, evaluate and recommend for approval by the Oneida County Board of Supervisors a suitable property for a Department on Aging facility, taking into consideration the cost of the purchase and development of the site, including utilities, and the indirect and continuing costs which will be incurred by the County, including personnel costs, and to allow for reasonably anticipated expansion of the facility in the future, so as to best serve the overall interests of Oneida County.
2. Recommend for approval by the Oneida County Board of Supervisors a necessary advance from the General Fund for the purchase of the property referred to in paragraph 2, site development, including the cost of bringing necessary utilities to the site or any other related site requirements.
3. Develop the Requests for Proposals necessary for the provision of architectural and engineering services relative to design, development of construction documents and construction contract administration, for the development of a Department on Aging facility, to be located in the Rhinelander, Wisconsin, area, the solicitation of appropriate architectural and engineering firms to provide such Statements of Qualifications, and the review and selection of an architectural and engineering firm for such project subject to final review and approval by the Oneida County Board of Supervisors.
4. Develop Requests for Proposals for financial services for such project for final review and approval by the Oneida County Board of Supervisors.
5. Retain a Project Advisor possessing demonstrated architectural and engineering training and construction experience to assist the Committee in defining the level of services which should be required from the architectural and engineering firm, subject to final review and approval by the Oneida County Board of Supervisors, to assist the committee in monitoring the contracts for architectural and engineering services and the construction project itself and to report to the committee any violations, changes or need to enforce the provisions of said contracts.; and

WHEREAS, the Department on Aging Building Committee was re-enacted by resolution #67-2009 for a six month period to accomplish these goals ; and

WHEREAS, the Department on Aging Building Committee was extended by resolution #01-2010 for four months of operation until June 2010 and will not have accomplished the goals set forth in Resolution #77-2007 (listed above); and

WHEREAS, the County Board recognizes the need for the continuation of the Department on Aging Building Committee in order to accomplish the above listed goals; and

WHEREAS, the Department on Aging Building Committee requires another 6-month period in order to accomplish the above listed goals;

NOW, THEREFORE, BE IT RESOLVED, that the Oneida County Board of Supervisors does hereby extend the authorization of the Department on Aging Building Committee for a period of one (6) months under the same terms and conditions as set forth in Resolution #77-2007; and

BE IT FURTHER RESOLVED, that this the Department on Aging Building Committee shall bring to the December County Board meeting a report outlining its efforts to accomplish the tasks assigned to it in Resolution #77-2007; and

BE IT FURTHER RESOLVED, that the Department on Aging Building Committee shall then disband and cease operation effective at the close of business after the December 2010 Oneida County Board meeting unless the County Board grants a further extension of time to complete the goals set forth in Resolution #77-2007.

**ONEIDA COUNTY
FISCAL IMPACT
DEPARTMENT ON AGING BUILDING COMMITTEE**

Per Diem	12 meetings/4 Co Bd Members	2,280
Per Diem	12 meetings/1 Citizen Member	<u>420</u>
		2,700
Social Security		207
Workers Comp		<u>4</u>
Subtotal		5,611
Mileage estimated		<u>1,000</u>
		6,611

Mileage dependant on members selected

Funding Source: Commission and Committee Budget for Per Diems, Fringe Benefits and Mileage

Approved by the Department on Aging Building Committee this 10th day of May 2010.

Offered and passage moved by Supervisors Gary Baier, Nancy Schmidt, Matt Matteson, Peter Wolk and Ted Cushing.

Motion/second Rudolph/Pederson to postpone Resolution #48-2010 and bring back to the next County Board meeting, June 14, 2010.

Discussion took place.

Roll call vote: 9 aye (Pederson, Hoffman, Sharon, Rudolph, Metropulos, Paszak, Martinson, Greschner, Hintz) 10 nay (Holewinski, Berard, Matteson, O'Melia, Fried, Wolk, Thompson, Dean, Baier, Cushing) 2 absent (Vandervest, Young)

Student Representatives: 1 aye

Motion Fails.

Motion/second Hoffman/O'Melia to amend Line 52 "period of (6) months" to "period of (5) months" Line 55 "December" to "November" and Line 58 "December 2010" to "November 2010."

Roll call to amend: 16 aye 3 nay (Rudolph, Metropulos, Greschner) 2 absent (Vandervest, Young)

Student Representatives: 1 aye

Roll call vote on amended resolution: 17 aye 2 nay (Rudolph, Greschner) 2 absent (Vandervest, Young)

Student Representative: 1 aye

Resolution #49-2010 – offered by Supervisors of the Labor Relations Employee Service Committee regarding wages for elected officials – Sheriff and Clerk of Circuit Court.

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

WHEREAS, it is the opinion of the Oneida County Corporation Counsel that after the earliest time for filing nomination papers, the County cannot enact any salary adjustments pertaining to the elected positions of Sheriff and Clerk of Court, and

WHEREAS, it is appropriate to provide fair and equitable wage increase to the Offices of Sheriff and Clerk of Court, for the term of office, and

WHEREAS, the Labor Relations Employee Services Committee, having reviewed the internal and external wage comparables of the elected positions, does recommend a wage adjustment for each calendar year 2011, 2012, 2013 and 2014.

NOW, THEREFORE, BE IT RESOLVED, that the Oneida County Board of Supervisors authorizes and directs that the annual salaries for the positions of Sheriff and Clerk of Court be established as of January 1st of the year indicated below.

<u>ELECTED OFFICIAL</u>	<u>ANNUAL RATE</u>			
	<u>2011</u>	<u>2012</u>	<u>2013</u>	<u>2014</u>
Sheriff	\$78,040	\$80,381	\$81,989	\$83,629
Clerk of Court	\$56,688	\$58,389	\$59,556	\$60,748

BE IT FURTHER RESOLVED, that an employee in one of the positions identified above who takes the County's health plan shall pay 5% of the monthly premium towards the cost of the health plan.

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

Approved by the Labor Relations Employee Services Committee this 5th day of May 2010.

Offered and passage moved by Supervisors John R. Young, Scott Holewinski, Ted Cushing and Sonny Paszak.

Roll call vote: 17 aye 2 nay (Dean, Fried) 2 absent (Vandervest, Young)

Student Representatives: 1 aye

Resolution #50-2010 – offered by Supervisors of the Labor Relations Employee Services and Finance Committees regarding payroll/purchasing clerk position.

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

WHEREAS, due to the retirement of the current Payroll/Purchasing Clerk position in the Finance Department, the Finance Director and County Coordinator have reviewed the essential duties and responsibilities and qualifications of the position as well as the efficiency of the Finance Department, and

WHEREAS, the Finance Committee and Labor Relations Employee Services Committee have reviewed the recommendation of the Finance Director and County Coordinator to reclassify the Courthouse Union Payroll/Purchasing Clerk position and are in complete agreement with said recommendations.

NOW, THEREFORE, BE IT RESOLVED, by the Oneida County Board of Supervisors that effective July 3, 2010 the Courthouse Union position of Payroll/Purchasing Clerk shall be reclassified from a Grade Level 7 to a Grade Level 8 on the Courthouse Union Pay Schedule.

BE IT FURTHER RESOLVED, by the Oneida County Board of Supervisors that by adoption of this resolution it shall be deemed that an amendment has been made to the County budget for fiscal year 2010 to meet all projected costs for the position as set forth in the fiscal impact statement which is attached hereto and made a part hereof with monies to come from the contingency fund.

**ONEIDA COUNTY
FISCAL IMPACT
PAYROLL/PURCHASING CLERK**

2010 Wage Rates

2010 Fringe Benefit Rates

**Annual Cost
Grade 8, Step One**

**Annual Cost
Grade 8, Step 5**

Payroll Purchasing Clerk

Wages	30,342	34,180
Social Security	2,321	2,615
Retirement	3,641	4,102
Health Ins-Maximum	20,333	20,333
Life Ins-Estimated	30	30
Income Continuation Ins	78	88
Workers Comp	<u>61</u>	<u>68</u>
	56,805	61,415
Less amt currently in 2010 budget	(53,820)	(53,820)
Increase in Cost	2,985	7,595
July 3-December 31	1,493	3,797

Revenue Source: Tax Levy

Cost of increase from Grade 7 to Grade 8-Step 5

Wages	1,515
Social Security	116
Retirement	182
Income Continuation Ins	5
Workers Comp	<u>3</u>
	1,821

Approved by the Labor Relations Employee Services Committee this 5th day of May 2010.

Approved by the Finance Committee this 10th day of May 2010.

Offered and passage moved by Supervisors John R. Young, Scott Holewinski, Ted Cushing, Paul Dean, Sonny Paszak, Ted Cushing, John R. Young, John Hoffman, David Hintz and Peter Wolk.

Roll call vote: 19 aye 0 nay 2 absent

Student Representatives: 1 aye

Resolution #51-2010 – offered by County Board Chair Ted Cushing regarding County Clerk position.

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

WHEREAS, the County Clerk has announced his retirement effective May 31, 2010, and

WHEREAS, the County Board Chair must make a recommendation to the County Board of Supervisors of an individual to serve the remainder of the current term, and

WHEREAS, the County Board Chair, Ted Cushing, First Vice Chair, John Hoffman and Supervisor, David Hintz have interviewed ten qualified individuals for the County Clerk position.

NOW, THEREFORE, BE IT RESOLVED, the interview committee recommends that Sheila M. Schmidt be appointed to fill the remainder of the County Clerk term.

BE IT FURTHER RESOLVED, that the Oneida County Board of Supervisors hereby confirms the appointment of Sheila M Schmidt to the remainder of the term of County Clerk effective June 1, 2010. Approved by County Board Chairman Ted Cushing this 12th day of May, 2010. Seconded by

Corporation Counsel, Brian Desmond again explained to the Board that a closed session was placed on the agenda because if in any point of time during discussion the Board would like to discuss qualifications or compare any qualifications of the candidates that went through the interview process, then a closed session may be necessary.

Discussion took place.

Chair Cushing announced that it was the recommendation of Corporation Counsel, Brian Desmond to re-interview these ten candidates and offer this opportunity to all ten candidates. In addition, Chair Cushing will be asking two additional Supervisors to sit in on the interview process. They are Supervisor Rudolph and Supervisor Holewinski. Supervisors Hoffman, Greschner, Holewinski, Rudolph and Chair Cushing will interview all the candidates and come up with a recommendation for the County Board.

More discussion took place.

Corporation Counsel, Brian Desmond stated that legally the best thing to do at this time is to go through the interview process properly, take the chances of re-interviewing and when a decision has been made and a resolution has been passed on by the County Board that we are in a legal sensible position.

Motion/second O'Melia/Martinson to postpone Resolution #51-2010 until June 14, 2010.

Roll call vote: 0 aye 19 nay 2 absent (Vandervest, Young)

Student Representatives: 0 aye 1 nay

Motion fails.

It is anticipated that the Board may meet in Closed Session pursuant to Wisconsin Statutes, Section 19.85(1) (c) Considering employment, promotion, compensation or performance evaluation data of any public employee over which this body has jurisdiction or responsibility. Topic: County Clerk.

Motion/second Greschner/Matteson to enter into Closed Session pursuant to Wisconsin Statutes, Section 19.85 (1) (c) Considering employment, promotion, compensation or performance evaluation data of any public employee over which this body has jurisdiction or responsibility. Topic: County Clerk.

Roll call vote: 17 aye 2 nay (Berard, Paszak) 2 absent (Vandervest, Young) Time: 11:50 a.m.

Motion/second O'Melia/Metropulos to return to open session.

Roll call vote: 19 aye 0 nay 2 absent (Vandervest, Young) Time: 12:30 p.m.

Chair Cushing stated that no decisions were made.

Motion/second Cushing/Greschner to table Resolution #51-2010 indefinitely.

Roll call vote: 19 aye 0 nay 2 absent

Other business

It is anticipated that the Board may meet in Closed Session pursuant to Wisconsin Statutes, Section 19.85 (1) (g), conferring with legal counsel concerning strategy to be adopted by the governmental body with respect to litigation in which it is or is likely to become involved. A roll call vote will be taken to go into Closed Session. (Legal Opinion OCZ&SPO Sec. 9.78)

Roll Call:

Time:

Roll call vote will be taken to return to open session.

Roll Call:

Time:

Discussion on waiver of attorney client privilege with regard to legal opinion of OCZ

and SPO Ord. Sec. 9.78.

Corporation Counsel, Brian Desmond, again briefly stated that a closed session was placed on the agenda if a closed session was necessary. Desmond stated that a request from the town of Minocqua and Three Lakes for the County Board to waive the attorney/client privilege in regards to a memo Mr. Desmond wrote to the Planning & Zoning Director, Karl Jennrich, on the subject of "on premise signs". The town of Three Lakes is seeking to generate and enforce there own sign ordinance, which is less restricted than the County's sign ordinance.

Supervisor Holewinski, Planning & Zoning Chair, stated that the Planning & Zoning Committee is in favor of the County Board releasing the attorney/client privilege on this item so differences may be worked out on the "sign provisions" in both the town of Minocqua and the town of Three Lakes.

More discussion took place.

Motion/second Holewinski/Greschner to postpone this agenda item and bring back to the next County Board meeting scheduled for June 15, 2010. All "ayes" on voice vote.

- a. County Clerk Report of zoning petitions - None
- b. County Treasurer declaration of unlawful taxes - None
- c. Appointments to committees, commissions and other organizations
 Appoint Nancy Schmidt to serve on the Human Services Board for a three-year term to expire September 2011.

Appoint Deborah Van Swol to serve on the Commission on Aging Committee with a term to expire in 2013.

Lake District Appointments: Oneida County Board representatives to these Lake Districts – Bear Lake District (Greg Berard), Horsehead Lake District (Tom Rudolph) Mid Lake District (Romelle Vandervest) and Thunder Lake District (Carol Pederson.)

Motion/second O'Melia/Matteson to accept all appointments listed on the agenda. All "ayes" on voice vote.

Chair Cushing announced that County Clerk, Bob Brusio was retiring after nineteen and a half years of service and the Full County Board congratulated him with a standing ovation.

Adjournment

Motion/second Rudolph/Cushing to adjourn at 12:50 p.m. All "ayes" on voice vote.