

Minutes
Oneida County Board of Supervisors
February 21, 2017 – 9:30 a.m.
Oneida County Courthouse
County Board Meeting Room 2nd Floor

Call to order

Chairman Hintz called the meeting to order at 9:30 am in the County Board Meeting Room of the Oneida County Courthouse. There was a brief moment of silence for our troops here and overseas followed by the Pledge of Allegiance

Members Present: Supervisors: Greg Oettinger, Bob Mott, Greg Pence, Carol Pederson, Bill Freudenberg, Alex Young, Tom Kelly, Sonny Paszak, Dave Hintz, Ted Cushing, Alan Van Raalte, Lisa Zunker, Lance Krolczyk, Billy Fried, Michael Timmons, Bob Metropulos, Scott Holewinski, Mitchell Ives, Robb Jensen, Jim Winkler.

MEMBERS PRESENT: 20

SUPERVISORS EXCUSED: Jack Sorensen

OTHERS PRESENT: Tracy Hartman, County Clerk; Heidi Nehls, Chief Deputy Clerk; Brian Desmond, Corporation Counsel; Lisa Charbarneau, Labor Relations; Mike Romportl, Land Information; Lynn Feldman, UW Extension; Amanda Morgan, Student Representative; Bridget Billings, Student Representative; Karl Jennrich, Planning and Zoning; Lori Lubinsky, Axley Brynelson; Dan Butkus, Squash Lake Association; Grady Hartman, Sheriff; Andrew Smith, Mallery and Zimmerman.

ANNOUNCEMENTS BY CHAIR, CORRESPONDENCE AND COMMUNICATIONS

- Sign Attendance Form at the Podium
- Please Use Microphones When Speaking

ACCEPT THE MINUTES OF THE JANUARY 17, 2017 REGULAR MEETING.

Motion/Second: Paszak/Jensen to accept minutes of the 1-17-17 meeting.

Corrections, Additions and Deletions: Supervisor Winkler requested the wording "Minutes" be added to the title page. He also requested that the wording be changed from there "is" a brief moment to there "was" a brief moment under the heading of Call to Order. All "Aye" on voice vote to accept minutes.

REPORTS/PRESENTATIONS

- Teens Active In Government (TAG) – Lynn Feldman

Presentation from Lynn Feldman explaining the TAG program. She discussed the value of the program for teens and schools. Bridget Billings was introduced as a new student to the TAG program.

- NEWCAP Presentation- To be rescheduled
- Final Report for the Formation of the Squash Lake Protection and Rehabilitation District.

Karl Jennrich from Planning and Zoning advised to direct any technical questions to him. Supervisor Mott recommended everyone look at the presentation and direct questions to Karl Jennrich or Dan Butkus. Comments from Hintz and Jensen.

- Open Meetings Presentation

Presentation by Lori Lubinsky, Attorney from Axley Brynelson on open meetings laws. Discussion ensued with comments from Hintz, Van Raalte, Jensen, Mott, Winkler, Cushing and Metropulos. Chairman Hintz stated there will be additional training videos available in the future on UW Extension website.

***PUBLIC COMMENT:** Dan Butkus, Squash Lake Association, wanted to thank the County Board and various Oneida County departments for the assistance they have received. He stated if there are any questions regarding the petition he is ready and willing to respond.

Recess: Recessed at 11:16 am. Reconvened at 11:25 am.

Metropulos did not return from recess

Amanda Morgan /TAG student left 11:17

CONSENT AGENDA:

Resolution # 19-2017 offered by the Land Records Committee approving the conveyance of parcel RH 2151 to Dennis Lyman Hooker.

Resolution #20-2017 offered by the Land Records Committee approving the conveyance of part of parcel PL 240-10 to Robert B Holm and Catherine E Holm.

Resolution #21-2017 offered by the Land Records Committee approving the sale of the parcel listed to the successful bidder. Parcel CA 971-8, Donald G. Duchow.

Motion/Second: Cushing/Van Raalte to accept the Consent agenda as presented. Consent agenda approved. All "ayes" on voice vote, motion carries.

APPOINTMENTS TO COMMITTEES, COMMISSIONS AND OTHER ORGANIZATIONS:

Appoint David Hintz to serve on the Human Services Board with a term beginning February 2017 and ending April 2017.

Appoint Tom Rudolph to serve on the Human Services Board with a term beginning February 2017 and ending September 2017.

CONSIDERATION OF RESOLUTIONS & ORDINANCES:

Resolution #18-2017

Ordinance Amendment offered by the Public Safety Committee amending Chapter 10 of the General Code Section 25.04 Contributing to Truancy.

WHEREAS, Oneida County has a comprehensive truancy program that seeks to address all aspects of truancy from the schools in Oneida County; and

WHEREAS, Oneida County has previously adopted the state Statute s. 948.45 into Chapter 10 of the County Code as a citation offense for Contributing to Truancy as opposed to a criminal offense; and

WHEREAS, when originally adopted, the code had fine amounts for first and subsequent offenses for Contributing to Truancy; and

WHEREAS, the Oneida County truancy program would be better served by having Contributing to Truancy Citations be a mandatory appearance in circuit court, with a bond amount to be set by the Court.

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

[The remainder of 25.04 remains unchanged]

| | | | |
|-----------|-------------------------------|--------|------------|
| 10.948.45 | Contributing to Truancy | | <u>M/A</u> |
| | First Offense | 100.00 | 249.00 |
| | Subsequent Offense | 200.00 | 375.00 |

Approved by the Public Safety Committee this 15th day of February, 2017. Offered and passage moved by: Michael Timmons, Bob Metropulos, Ted Cushing and Billy Fried.

Discussion: This item was moved to regular agenda from Consent Agenda. Brain Desmond from Corporation Council advised this is a separate citation for a person who is contributing to truancy and would be a mandatory court appearance.

Roll Call Vote: 19 Ayes, 0 Nays, Absent Metropulos/Sorensen

Student Representative: Absent

Resolution #18-2017: Adopted

Resolution #22-2017

Resolution offered by the Labor Relations Employee Services Committee to reclassify the Chief Deputy and Deputy Clerk positions in the County Clerk's Office.

WHEREAS, the County Clerk and the Human Resources Director did discuss the lack of internal equity of the placement of the County Clerk Deputy positions in relation to the Register of Deeds, Treasurer and Clerk of Court Deputy positions; and

WHEREAS, the County Clerk and the Human Resources Director updated the job descriptions for the deputy positions in the County Clerk's Office to reflect appropriate levels of education and experience for both positions; and

WHEREAS, the Human Resources Director did recommend to the Administration Committee that based on the updated job descriptions, the County Clerk Deputy positions should be placed at the same grade levels as corresponding deputy positions in the other Elected Official Offices; and

WHEREAS, the Administration Committee does support the placement of the County Clerk Deputy positions and does recommend to the LRES Committee to place the positions in corresponding grade levels as other deputy positions; and

WHEREAS, the LRES Committee did agree that based on the updated job descriptions with appropriate levels of education and experience requirements the positions should be placed in the same grade levels as other corresponding deputy positions.

NOW, THEREFORE, BE IT RESOLVED, by the Oneida County Board of Supervisors effective February 25, 2017 the Chief Deputy position in the County Clerk's Office shall be placed at Grade Level H of the Non-exempt Wage Schedule and the Deputy I position in the County Clerk's Office shall be placed at Grade Level G of the Non-exempt Wage Schedule.

BE IT FURTHER RESOLVED, by the Oneida County Board of Supervisors that by adoption of this resolution it shall be deemed that all projected costs for the positions as set forth in the fiscal impact statement which is attached hereto and made a part hereof shall come from the County Clerk's 2017 budget.

Approved by the LRES Committee this 15th day of February, 2017. Offered and passaged moved by: Ted Cushing, Sonny Paszak and Carol Pederson.

Discussion: Lisa Charbarneau discussed Carlson Dettmann wage study and the history of the reason the positions were classed the way they were. She stated the job descriptions were gone over and updated. The decision was made to put the positions in the same pay grade level as the other deputy positions in other elected officials offices.

Roll Call Vote: 18 Ayes, 1 Nay Fried, 2 Absent Metropulos/Sorensen

Student Representative: Absent

Resolution #22-2017: Adopted

Resolution #23-2017

Resolution offered by the Supervisors of the Administration Committee for Application for Divided Worker's Compensation Coverage.

WHEREAS, the State of Wisconsin implement Act 180 which outlines requirements for worker's compensation insurance for Long Term Support providers; and

WHEREAS, Oneida County Department of Social Services (OCDSS) acts as a fiscal agent for these Long Term Support providers, contacted the County's Worker's Compensation provider for options on how to comply with the updated requirements from the State; and

WHEREAS, the Finance Director, Corporation Counsel, Social Services Director and Human Resources Director reviewed options from the Worker's Compensation provider and recommends remaining the fiscal agent for these providers and obtaining a separate stand-alone worker's compensation policy for this group of providers.

NOW, THEREFORE, BE IT RESOLVED, by the Oneida County Board of Supervisors a local government organized and active under the State Laws of Wisconsin directs the drafting of an application for division of insurance coverage under Wisconsin Worker's Compensation Act. Furthermore, the Board directs the drafting of all necessary renewals of these applications, contracts, deeds, leases and agreements as required by the State of Wisconsin Department of Workforce Development. The Board also will execute such other acts as may be necessary or proper to accomplish the purposes and intentions of this resolution. The Chairperson of the Board of Supervisors, the Finance Director, Corporation Counsel, Social Services Director and Human Resources Director are all authorized and empowered to perform such acts as necessary.

Approved by the Administration Committee on this 10th day of February, 2017. Offered and passage moved by: Robb Jensen, Bob Mott, Billy Fried and David Hintz.

Discussion: Lisa Charbarneau discussed change in ACT 180 and how this would affect social services and the long term care program.

Roll Call Vote: 19 Ayes, 0 Nays, 2 Absent Metropulos/Sorensen

Student Representative: Absent

Resolution #23-2017: Adopted

Resolution #12-2017

Resolution offered by the Public Works Committee approving the transfer of lands (Project DJ 7752: Parcels 1,2) to the Wisconsin Department of Transportation.

Discussion: Supervisor Jensen discussed the practice is not to amend a resolution but to rename and create a new resolution.

Roll Call Vote: 0 Ayes, 19 Nays, 2 Absent Metropulos/Sorensen

Student Representative: Absent

Resolution #12-2017: Defeated

Resolution #24-2017

Resolution offered by the Public Works Committee approving the transfer of lands (Project DJ 7752: Parcels 1,2) to the Wisconsin Department of Transportation.

WHEREAS, Oneida County was granted title or easement to a strip of land for purposes of highway right of way (see attached descriptions and maps); and,

WHEREAS, Wisconsin Statute s. 84.09(3)(b) requires that upon order of the Department of Transportation (DOT) the County shall transfer the above referenced lands to the DOT; and,

WHEREAS, the DOT has issued the order requiring the transfer of the above referenced strip of land more specifically described as:

(Project DJ 7752: Parcels 1,2) NE $\frac{1}{4}$ - SW $\frac{1}{4}$ (GL 5) S10 T39N R6E and Gov't Lot 2 & NW $\frac{1}{4}$ - SE $\frac{1}{4}$ S10 T39N R6E & Gov't Lots 2 & 4, S11 T39N R6E [*Fifield – Woodruff Road STH 70 – Oneida County*], and now know as part of Old Highway70 RD; and,

WHEREAS, a part of the above described reference strip of land was not built as indicated in the attached Affidavit from the DOT; and,

WHEREAS, the order of the DOT requires that the County Clerk and the Highway Committee sign the attached quitclaim deed; and,

WHEREAS, Oneida County requires that an Affidavit be recorded by the DOT immediately after the quit claim deed is recorded to indicate that the portion not built is vacated and revoked to avoid questions of title to the strip.

NOW, THEREFORE, BE IT RESOLVED, by the Oneida County Board of Supervisors that the lands described in the attached order and quitclaim deed be transferred to the Wisconsin Department of Transportation pursuant to Wisconsin Statute s. 84.09(3)(b); and

BE IT FURTHER RESOLVED, that the Oneida County Clerk and Highway Committee are authorized and directed to sign the attached quitclaim deed.

Approved by the Public Works/Solid Waste Committee this 9th day of February, 2017.
Offered and passage moved by: Robb Jensen, Scott Holewinski, Michael Timmons and Sonny Paszak.

Discussion: Supervisor Jensen advised the change was on line 22 and 23.

Roll Call Vote: 19 Ayes, 0 Nays, 2 Absent Metropulos/Sorensen

Student Representative: Absent

Resolution #24-2017: Adopted

OTHER BUSINESS:

No other business.

Closed Session: A motion was made, seconded and approved by roll call vote to enter into closed session pursuant to 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".

- 1) Oneida County Case No. 16-CV-211
- 2) Child Support Legal Procedures-Stipulations and Orders

Motion/Second Cushing/Van Raalte to go to closed session at 11:42 am.

Roll Call Vote: 19 Ayes, 0 Nays, 2 Absent Metropulos, Sorensen

Sheriff Grady Hartman allowed to remain.

Motion/Second Cushing/Timmons at 12:18 pm to go into open session.

Roll Call vote: 19 Aye, 0 Nay, Absent Metropulos/Sorensen

While in closed session, no action was taken.

NEXT MEETING DATE AND TIME: March 21, 2017 @ 9:30 am.

(unless a motion is made to change the starting time).

ADJOURNMENT:

Motion made to adjourn at 12:19 by Kelly and seconded by Paszak.

Meeting adjourned at 12:19pm.