

2nd AMENDED AGENDA
Notice of Regular Meeting
Oneida County Board of Supervisors
Tuesday, April 18, 2023 – 9:30 a.m.
County Board Meeting Room - 2nd Floor Oneida County Courthouse
Streaming: <https://www.youtube.com/@oneidacountyboardwi/streams>
Zoom Call-in or Video Option - 1-312-626-6799 Meeting ID: 847 9442 3051 Password: 715665
**** If you are having difficulties with zoom please call the County Clerk's Office at 715-369-6125**
Zoom is being offered as a convenience for this meeting.
If zoom functionality drops the meeting will continue in-person at the location listed above.

1. CALL TO ORDER

There will be a brief moment of silence for our troops, law enforcement officers and emergency responders followed by the Pledge of Allegiance.

2. ROLL CALL

3. ANNOUNCEMENT OF IMMEDIATE RESIGNATION OF SUPERVISOR ROBERT THOME, JR FROM DISTRICT 11

4. APPOINTMENT/CONFIRMATION/SWEARING IN OF DISTRICT #11 SUPERVISOR ROBB JENSEN

5. ANNOUNCEMENTS BY CHAIR, CORRESPONDENCE AND COMMUNICATIONS

- Please use a microphone when speaking

6. ACCEPT THE MINUTES OF THE MARCH 21, 2023 MEETING

7. REPORTS/PRESENTATIONS

- Adisyn Schoeneck – Sugar Camp Elementary School – “The Living Fossil”
- Recognition of Michael Fugle's 15 Years of Service
- Oneida County Health Department 2022 Annual Report
- Oneida County Forestry, Land and Recreation Department 2022 Annual Report

8. PUBLIC COMMENT (must be present to give public comment and a time limit of three minutes)

- Sign attendance form at the podium

9. CONSENT AGENDA

Resolution # 40 – 2023: Offered by the Supervisors of the Land Records Committee to convey excess county lands LR-386-11 to Joseph P. Schachinger and Town of Little Rice.

Resolution # 41 – 2023: Offered by the Supervisors of the Land Records Committee to convey tax foreclosed property PL-458-100 to Jerome M. Hribar.

Resolution # 42 – 2023: Offered by the Supervisors of the Land Records Committee to convey excess county lands PL-145-6 to Amy Ruth Steele.

Resolution # 43 – 2023: Offered by the Supervisors of the Land Records Committee to convey excess county lands MI-2330-5 to Danielle A. Kloes and Bonita L. Kloes-Peters.

Resolution # 44 – 2023: Offered by the Supervisors of the Public Works Committee designating the week of April 17 through April 21, 2023 as Work Zone Awareness Week in Oneida County.

Resolution # 45 – 2023: Offered by the Supervisors of the Administration Committee proclaiming April 2023 at Fair Housing Month.

Resolution # 46 – 2023/Ordinance Amendment # 03 – 2023: Offered by the Supervisors of the Administration Committee to amend Section 3.09 Purchasing of the Oneida County Code to reflect procedural improvements to purchasing and vendor payment processes.

Resolution # 47 – 2023/Ordinance Amendment # 04 – 2023: Offered by the Supervisors of the Administration Committee to amend Section 3.11 Budget Responsibility of the Oneida County Code to enhance budgetary reporting and controls.

Resolution # 48 – 2023: Offered by the Supervisors of the Administration Committee to Return Coronavirus Local Fiscal Recovery Fund (CLFRF) back to Oneida County American Rescue Plan Act (ARPA) Contingency which were previously allocated in Resolution #61-2022 for the purpose of Tourist Rooming House Licensing and Enforcement Infrastructure.

10. CONSIDERATION OF RESOLUTIONS & ORDINANCES

Resolution # 49 – 2023: Offered by the Supervisors of the Administration Committee to amend the 2023 Budget to Add Underground Conduit Project to the Capital Improvement Plan.

Resolution # 50 – 2023: Offered by the Supervisors of the Administration Committee to amend the 2023 Budget to add Paving of Landfill Entry and Parking Lot, and to Add Courthouse Annexed Roof Replacement Project to the American Rescue Plan Act (ARPA) Program.

Resolution # 51 – 2023/Ordinance Amendment # 06 – 2022: Offered by the Supervisors of the Planning and Development Committee to Amend Chapter 9 of the Oneida County Zoning and Shoreland Protection Ordinance Section 9.74 Fences, Walls and Hedges.

Resolution # 52 – 2023: Offered by Supervisor Mike Roach to Limit Telephonic or other Electronic Connection During County Board Meetings, Committee Meetings to public viewing only, and to Cease Telephonic or other Electronic Connection during Closed Session Except in Exceptional Circumstances.

Resolution # 53 – 2023/Ordinance Amendment # 05 – 2023: Offered by Supervisor Mike Roach to amend Section 3.10(7)(a) of the General Code of Oneida County – Reimbursement for Expenses.

11. OTHER

- Motion by Billy Fried to Suspend the Rules and permit the Administration Committee to award the contract for conduit as appropriated in Resolution # 49 – 2023.

12. **CLOSED SESSION**: It is anticipated that a motion will be made, seconded and approved by roll call vote to enter into closed session pursuant to Section 19.85(1)(g) Conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved (Topic: Airport PFAS update and expenses **AND Update Case: 3:22-cv-00460-wmc**). It is anticipated that the County Board will return to open session by roll call vote to consider the remainder of the meeting agenda.

Announcement of action taken in closed session, or take action based on closed session (NOTE: If the announcement of action taken in closed session would compromise the need for the closed session, the action taken will not be announced. Any action taken in closed session may be announced when the need for the closed session has passed).

13. **NEXT MEETING DATE AND TIME** May 16, 2023 @ 9:30 a.m.

Unless a motion is made to change the starting time.

14. ADJOURN

This agenda is amended for “good cause” because the Supervisor resignation was received earlier today and it was not possible to provide at least a 24 hour notice.

****NOTICE**”: If you wish to reserve your public comment until such time as the agenda item is before the Board for debate, pursuant to County Board Ordinance 2.06(2) you must convey your request to your supervisor, setting forth the nature of the address which shall be confined to the question under debate. The supervisor on the nonmember’s behalf will present the request to the Chair to approve the request.”

Notice of posting

Time: 3:00 p.m./10:00 am/12:15 p.m.

Date: 04/13/2023 – 04/14/2023 – 04/17/2022

Place: Courthouse Bulletin Board

Scott Holewinski, County Board Chair, Oneida County Board of Supervisors – Tracy Hartman, County Clerk, posted notice. Additional information on a specific agenda item may be obtained by contacting the person who posted this notice at 715-369-6144.

News Media Notified by group e-mail: Time: 3:00 p.m./10:00 am/12:15 p.m.

Date: 04/13/2023 – 04/14/2023 – 04/17/2022

Northwood’s River News
Lakeland Times
North Star Journal
Tomahawk Leader

Vilas News Review
WHDG Radio
WJFW TV
WXPR Radio

WRJO Radio
WLSL-FM 93.7
WPEG Radio
WSAW TV

GENERAL REQUIREMENTS:

1. Must be held in a location which is reasonably accessible to the public.
2. Must be open to all members of the public unless the law specifically provides otherwise.

NOTICE REQUIREMENTS:

1. In addition to any requirements set forth below, notice must also be in compliance with any other specific statute.
2. Chief presiding officer or his/her designee must give notice to the official newspaper and to any members of the news media likely to give notice to the public.

MANNER OF NOTICE:

Date, time, place and subject matter, including subject matter to be considered in a closed session, must be provided in a manner and form reasonably likely to apprise members of the public and news media.

TIME FOR NOTICE:

1. Normally, a minimum of 24 hours prior to the commencement of the meeting.
2. No less than 2 hours prior to the meeting if the presiding officer establishes there is good-cause that such notice is impossible or impractical.
3. Separate notice for each meeting of the governmental body must be given.

EXEMPTIONS FOR COMMITTEES & SUBUNITS

Legally constituted sub-units of a parent governmental body may conduct a meeting during the recess or immediately after the lawful setting to act or deliberate upon the subject which was the subject of the meeting, provided the presiding officer publicly announces the time, place and subject matter of the sub-unit meeting in advance of the meeting of the parent governmental body.

PROCEDURE FOR GOING INTO CLOSED SESSION:

1. Motion must be made, seconded and carried by roll call majority vote and recorded in the minutes.
2. If motion is carried, chief presiding officer must advise those attending the meeting of the nature of the business to be conducted in the closed session, and the specific statutory exemption under which the closed session is authorized.

SYNOPSIS OF STATUTORY EXEMPTIONS UNDER WHICH CLOSED SESSIONS ARE PERMITTED:

1. Concerning a case which was the subject of a Judicial or quasi-judicial trial before this governmental body. Sec. 19.85(1)(a)
2. Considering dismissal, demotion or discipline of any public employee or the investigation of charges against such person and the taking of formal action on any such matter; provided that the person is given actual notice of any evidentiary hearing which may be held prior to final action being taken and of any meeting at which final action is taken. The person under consideration must be advised of his/her right that the evidentiary hearing be held in open session and the notice of the meeting must state the same. Sec. 19.85(1)(b)
3. Considering employment, promotion, compensation or performance evaluation data of any public employee over which this body has jurisdiction or responsibility. Sec. 19.85(1)(c)
4. Considering strategy for crime detection or prevention. Sec. 19.85(1)(d)
5. Deliberating or negotiating the purchase of public properties, the investing of public funds, or conducting other specified public business whenever competitive or bargaining reasons require a closed session. Sec. 19.85(1)(e)
6. 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. Sec. 19.85(1)(f), except where paragraph 2 applies.
7. 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. Sec. 19.85(1)(g)
8. Considering a request for advice from any applicable ethics board. Sec. 19.85(1)(h)

PLEASE REFER TO CURRENT STATUTE SECTION 19.85 FOR FULL TEXT**CLOSED SESSION RESTRICTIONS:**

1. Must convene in open session before going into closed session.
2. May not convene in open session, then convene in closed session and thereafter reconvene in open session within twelve hours unless proper notice of this sequence was given at the same time and in the same manner as the original open meeting.
3. Final approval or ratification of a collective bargaining agreement may not be given in closed session.
4. No business may be taken up at any closed session except that which relates to matters contained in the chief presiding officer's announcement of the closed session.
5. In order for a meeting to be closed under Section 19.85(1)(f) at least one committee member would have to have actual knowledge of information which he or she reasonably believes would be likely to have a substantial adverse effect upon the reputation involved and there must be a probability that such information would be divulged. Thereafter, only that portion of the meeting where such information would be discussed can be closed. The balance of that agenda item must be held in open session.

BALLOTS, VOTES AND RECORDS:

1. Secret ballot is not permitted except for the election of officers of the body or unless otherwise permitted by specific statutes.
2. Except as permitted above, any member may require that the vote of each member be ascertained and recorded.
3. Motions and roll call votes must be preserved in the record and be available for public inspection.

USE OF RECORDING EQUIPMENT:

The meeting may be recorded, filmed, or photographed, provided that it does not interfere with the conduct of the meeting or the rights of the participants.

LEGAL INTERPRETATION:

1. The Wisconsin Attorney General will give advice concerning the applicability or clarification of the Open Meeting Law upon request.
2. The municipal attorney will give advice concerning the applicability or clarification of the Open Meeting Law upon request.

PENALTY:

Upon conviction, any member of a governmental body who knowingly attends a meeting held in violation of Subchapter IV, Chapter 19, Wisconsin Statutes, or who otherwise violates the said law shall be subject to forfeiture of not less than \$25.00 nor more than \$300.00 for each violation.

