



*Sawyer County Wisconsin*



County Board 03/15/2012

**DRAFT** - minutes of the meeting of the Sawyer County Board of Supervisors

Thursday, March 15, 2012, 6:30 p.m., Large Courtroom, Sawyer County Courthouse

County Board Chair Hal Helwig called the March meeting of the Sawyer County Board of Supervisors to order. Roll call was as follows:

<u>present</u>	<u>district</u>	<u>supervisor - T = Town, V = Village, C = City, W = Ward</u>
x	01	Dale Schleeter – T Lenroot W 1 and 2
x	02	Kathy McCoy – T Lenroot W 3, T Round Lake W 1, T Spider Lake
x	03	Ken Maki – T Hayward W 3 and 4
x	04	Walter Jaeger – T Hayward W 1 and 2
x	05	Fred Zietlow – T Hayward W 5 and 6
x	06	Dean Pearson – C Hayward W 1 and 2
x	07	Thomas W. Duffy – C Hayward W 3 and 4
x	08	Bruce Paulsen – T Bass Lake W 1 and 2
x	09	Charles Gundersen – T Bass Lake W 3 and 4
x	10	Hal Helwig – T Couderay W 2, T Sand Lake
x	11	James Bassett – T Couderay W 1, T Edgewater, T Meteor, V Couderay
x	12	Ron Kinsley – T Hunter W 2, T Ojibwa, T Radisson W 1, V Radisson
x	13	Melvin Olson – T Draper, T Hunter W 1, T Round Lake W 2, T Winter W 2
x	14	Dale Thompson – T Meadowbrook, T Radisson W 2, T Weirgor, V Exeland
x	15	Warren Johnson – T Winter W 1, V Winter

The agenda for the meeting was presented as follows:

01. Call to order, roll call, Pledge of Allegiance, meeting agenda, audience recognition
02. Minutes of the meeting of February 16, 2012
03. Agriculture and Extension Education Committee report, including 2012 Superior Days report
04. Zoning Committee report, including Plum Creek Timberlands rezone in Town of Ojibwa
05. Zoning and Conservation Committee report, including proposal for engineering services for reconstruction of Carlson Road bridge at outlet of Little Round Lake
06. Forestry Committee report, including:
  - 2012 Emergency Fire Warden list
  - resolution in support of Silviculture Regulatory Consistency Act
  - request for \$5,000 for snowmobile and ATV Coordinator position
07. Economic Development and Planning Committee report, including request that Wisconsin Department of Natural Resources transfer Hayward Forestry Nursery
08. Public Safety Committee report, including request to fill vacant patrol deputy position
09. Property and Airport Committee report, including:
  - request to fill vacant Maintenance Department position
  - Assistant Maintenance Department Supervisor position
10. Health and Human Services Board report, including request to fill Social Worker position

11. Finance Committee, including:

- payment of expense voucher(s) and procedure for payments for Winter Depot project
- Springsted proposal concerning compliance with federal rules following issuance of tax-exempt bonds
- transfer of funds for 2011 youth aid expenses

12. Personnel and Administrative Committee report, including:

- revisions to Personnel Administration Policies, including computer use and hiring policy
- elected officials compensation and benefits resolution
- compensation for Administrative Coordinator position for 2013
- health reimbursement account benefit

13. Namekagon Transportation Commission – increased estimate of building project costs, County matching funds/in-kind contributions/use of County land for project; and reallocation of 2012 vehicle purchase money towards project

14. Appointments, including representative to “Visions Northwest” (regional economic development business group)

15. Government crime policy renewal for April 1, 2012 to April 1, 2013

16. Correspondence, reports from conferences and meetings, and other matters for discussion only

17. Closed session, pursuant to section 19.85(1)(c), Wisconsin Statutes to discuss the Assistant Maintenance Department Supervisor position; and to discuss compensation for the County Clerk, County Treasurer, and Register of Deeds positions for the term beginning January 1, 2013, and for the Administrative Coordinator position beginning January 1, 2013. The Board may then reconvene into open session to announce or take action on matters discussed in closed session.

Motion by Kinsley, 2<sup>nd</sup> by Zietlow, to approve the meeting agenda as presented. Motion carried.

Motion by Johnson, 2<sup>nd</sup> by Kinsley, to approve the February 16, 2012 meeting minutes. Motion carried.

Sawyer County University of Wisconsin-Extension 4-H Youth Development Educator Lori Laberee introduced Hayward High School students Taylor Stroede, Vanessa Smith, and Michael Braatz for a report on Sawyer County's preparation for and participation in the 2012 Superior Days event held in Madison February 20-22, 2012. The students reported that the highlighted issues of the delegation included the University of Wisconsin System, technical colleges, and Pre K-12 education; mining permit and reclamation legislation; Wisconsin-Minnesota tax reciprocity; U.S. Highway 2 improvements; the E-911 surcharge; and legislation to protect animals from neglect and/or abandonment. Board members expressed appreciation for the contributions of the students and for their report to the Board.

Zoning and Conservation Department Director Dale Olson presented the following Zoning Committee report:

The Sawyer County Zoning Committee, having held a public hearing on February 17, 2012, pursuant to Section 59.69 (5) (e), Wisconsin Statutes, notice thereof having been given as provided by law and being duly informed of the facts pertinent to the proposed changes, hereby recommends that the petitions described as follows be approved:

TOWN OF OJIBWA

1) Plum Creek Timberlands LP, c/o Dan Lemke. Section 2: The NW 1/4 of the SW1/4, and the S1/2 of the SW 1/4; Section 3: The NW 1/4 of the NE 1/4, the S1/2 of the NE 1/4, the entire NW1/4, the entire SW 1/4 and the entire SE 1/4; Section 4: The NE 1/4 of the NE 1/4, the SE1/4 of the NE 1/4, the entire NW 1/4, the entire SW 1/4 and the entire SE1/4; All of Section 5; Section 6: The NE 1/4 of the NE 1/4, the SW 1/4 of the NE 1/4, the SE 1/4 of the NE 1/4, the entire SW1/4 and the entire SE 1/4; All of Sections 7,8,9 and 10; Section 11: The NW 1/4 of the NE 1/4 lying West of the road, the SW 1/4 of the NE 1/4 Except Lot 1 of CSM Volume 28 page 58, the entire NW 1/4, the NW 1/4 of the SW 1/4, the S 1/2 of the SW 1/4, and the SW 1/4 of the SE 1/4; Section 14: The W1/2 of the NE1/4, the N1/2 of the NW 1/4, the SW1/4 of the NW 1/4, the NW 1/4 of the SE 1/4 and all that part of Government Lot 2 lying northerly and westerly of Dam Road; All of Sections 15, 16, 17, 18, 20, 21 and 22; Section 23: The NW 1/4 of the NW 1/4 and the West 30 acres of Government Lot 5, all of the above in Township 39N, Range 6 West Town of Ojibwa. WD Volume 828 Records page 788. Approximately 10,012 acres to be rezoned. Change from District Residential/ Recreational Two to District Forestry One. Findings of Fact of the Zoning Committee: It would be compatible with the surrounding uses and the area.

Motion by Thompson, 2<sup>nd</sup> by Pearson, to dispense reading the report as everyone present had a copy of the report. Motion carried.

Motion by Bassett, 2<sup>nd</sup> by Kinsley, to approve the Zoning Committee recommendation. Motion carried.

Zoning and Conservation Committee member Bruce Paulsen presented the Committee recommendation to approve an expenditure of up to \$29,250 for Short Elliott Hendrickson to develop plans and specifications for the removal of the Carlson Road Dam and replacement of the Carlson Road Bridge at the outlet of Little Round Lake. The Finance Committee concurs with the recommendation and recommends that the \$29,250 comes from any available State of Wisconsin grants, and that the balance comes from the Sawyer County Environmental Impact Fund. Motion by Paulsen, 2<sup>nd</sup> by Johnson, to approve the recommendations. Motion carried. Mr. Zietlow voted no.

Forestry Committee Chair Dean Pearson presented the Committee's recommendation to approve the Emergency Fire Warden Organization List for 2012. Motion by Paulsen, 2<sup>nd</sup> by Jaeger, to approve the recommendation. Motion carried. Mr. Bassett abstained. (Mr. Bassett's name is on the list.)

Forestry Committee Chair Dean Pearson presented the Committee recommendation to approve the following resolution:

RESOLUTION #4-2012

TO APPROVE SENDING A LETTER TO PRESIDENT BARACK OBAMA

IN SUPPORT OF THE SILVICULTURE REGULATORY CONSISTENCY ACT

WHEREAS, the Environmental Protection Agency's Silvicultural Rule 40 C.F.R. §122.27(b) specifically defines harvesting operations, surface drainage, or road construction and maintenance from which there is natural runoff to be non-point source silvicultural activities and therefore exempt from the National Pollution Discharge Elimination System (NPDES) permit requirement; and

WHEREAS, the Clean Water Act requires NPDES permits for point source discharges of pollutants into waters of the United States; and

WHEREAS, an August 2010 ruling by the United States Court of Appeals for the Ninth Circuit disagreed with the 1976 Silvicultural Rule by holding that a NPDES Permit is required for storm water runoff from logging roads; and

WHEREAS, the State of Wisconsin has been delegated NPDES authority to issue its own Wisconsin Pollution Discharge Elimination System (WPDES) permits, based on the same underlying federal requirements, including the 1976 Silvicultural Rule, and

WHEREAS, if the Ninth Circuit decision is applied broadly by either the United States Supreme Court or United States Environmental Protection Agency, and

WHEREAS, this decision has potentially devastating implications for the forest industry which employs over 65,000 people and contributes over 20 billion to Wisconsin's economy; and

WHEREAS, in Wisconsin our forestry practices are governed by Forestry Best Management Practices for Water Quality (BMP's); and

WHEREAS, BMP's have been in place since 1995 and when applied correctly during silviculture activities, it has shown that over 99% of the time there are no impacts to water quality; and

WHEREAS, if rural County owned roads such as logging or forest roads, were required to obtain WPDES permits, this will be an unfunded mandate and preemption on County governments, add unnecessary red tape, and have no increase in environmental protection; and

WHEREAS, the United States Court of Appeals for the Ninth Circuit consists primarily of Western Mountain States where forestry activities often occur on steep slopes and highly erodable soils quite dissimilar to Wisconsin and other Midwest and Eastern States with significant forest resources.

NOW, THEREFORE, BE IT ORDAINED AND RESOLVED, by the Board Supervisors of the County of Sawyer to support enacting "The Silviculture Regulatory Consistency Act" introduced as S.1369 and H.R. 2541 into law.

BE IT FURTHER ORDAINED AND RESOLVED to authorize the County Clerk to forward this resolution and the attached letter to President Barack Obama, Lisa Perez Jackson, Administrator of the Environmental Protection Agency, Jon Carson, White House Staff, Senator Ron Johnson, Senator Herb Kohl, Representative Sean Duffy, Representative Reid Ribble, Representative Paul Ryan, Representative Tammy Baldwin, Representative Ron Kind, Representative Gwendolynne Moore, Representative Tom Petri, Representative James Sensenbrenner Jr., Wisconsin Counties Association, and the Wisconsin County Forests Association.

Motion by Paulsen, 2<sup>nd</sup> by Gundersen, to approve RESOLUTION #4-2012. Motion carried.

Forestry Committee Chair Dean Pearson presented the Forestry Committee recommendation for approval to appropriate \$5,000 for the expenses of the Sawyer County ATV/Snowmobile Alliance coordinator position which was omitted from the 2012 Sawyer County Budget. The Finance Committee discussed that the Alliance has not submitted invoices for their expenses on a timely basis and recommends approval for payment of up to \$5,000 from the Sawyer County Resource Development Fund for these expenses in 2012 providing the Alliance submits expense invoices (if any) on a quarterly basis. Motion by Bassett, 2<sup>nd</sup> by Paulsen, to approve the recommendation. Motion carried.

Economic Development and Planning Committee Chair Ken Maki presented the Committee recommendation that a letter be sent to the Wisconsin Department of Natural Resources (DNR) requesting that the Hayward DNR Forestry Nursery property be transferred to Sawyer County so that the property may be re-purposed and included in a manufacturing industrial park development. The Board reviewed a draft of the letter proposed to be sent. Motion by Maki, 2<sup>nd</sup> by Zietlow, to approve the recommendation. Motion carried.

Public Safety Committee Chair Fred Zietlow presented the Committee recommendation to approve filling the vacant budgeted Deputy position in the Sheriff's Department. The Personnel and Administrative Committee concurs with the recommendation. Motion by Maki, 2<sup>nd</sup> by Duffy, to approve the recommendation. Motion carried.

Property and Airport Committee Chair Fred Zietlow presented the Committee recommendation to approve filling the vacant (due to a retirement) maintenance/custodian position in the Maintenance Department. The Personnel and Administrative Committee concurs with the recommendation. Motion by Duffy, 2<sup>nd</sup> by Jaeger, to approve the recommendation. Motion carried.

The request to fill a Social Worker position in the Health and Human Services Department was referred to the Personnel and Administrative Committee for their recommendation.

Finance Committee Chair Warren Johnson reported that the Committee reviewed an invoice from Structural Integrity Inc. for \$28,733.05 for services rendered for the Winter Railroad Depot project. County Clerk Kris Mayberry had reported that Friends of the Tuscobia President Ron Petit reviewed the invoice and supporting documentation. The County's role as the fiscal agent for the project is to pay the expenses and to submit them to the Wisconsin Department of Transportation for reimbursement. Motion by Kinsley, 2<sup>nd</sup> by Bassett, to approve the Finance Committee recommendation to pay the \$28,733.05 and to submit the same for reimbursement. Motion carried.

Finance Committee Chair Warren Johnson reported that the Committee reviewed and discussed information provided by Springsted Incorporated concerning compliance with federal rules following the issuance of tax-exempt bonds and Springsted's proposal for an agreement to have Springsted provide Sawyer County with continuing disclosure services and/or arbitrage and rebate monitoring following the 2012 issuance of general obligation bonds. Motion by McCoy, 2<sup>nd</sup> by Paulsen, to approve the Finance Committee recommendation for approval of the agreement. Motion carried.

Finance Committee Chair Warren Johnson reported that the Committee reviewed a report which indicated that a total of \$41,180 was expended by the Sawyer County Health and Human Services Department in 2011 for youth aid expenses. The Committee discussed whether this amount should come from the Contingency Fund Account of the General Fund of the 2011 Sawyer County Budget or from the Health and Human Services Fund balance and determined to recommend County Board approval to expend this amount from the Health and Human Services Fund balance. Motion by Duffy, 2<sup>nd</sup> by Paulsen, to approve the recommendation. Motion carried.

Human Resource Manager Michelle Jepson presented the Personnel and Administrative Committee recommendation to approve proposed revisions to the Sawyer County Personnel Administration Policies pertaining to employee use of the internet access and computers of the County. Ms. Jepson prepared the revisions after reviewing input provided by County department heads concerning these issues and after reviewing such policies now in effect for Health and Human Services Department, Sheriff's Department, and Highway Department employees. Ms. Jepson also presented the Personnel and Administrative Committee recommendation to approve revisions to the Sawyer County Personnel Administration Policies regarding procedures for the recruitment and selection of employees. Motion by Kinsley, 2<sup>nd</sup> by Jaeger, to approve the amendments. Motion carried.

Human Resource Manager Michelle Jepson requested that the Board approve the Sawyer County Personnel Administration Policies, including all of the revisions they have reviewed and approved to date. Motion by Zietlow, 2<sup>nd</sup> by Schleeter, to approve the request. Motion carried.

Human Resource Manager Michelle Jepson presented the Finance Committee and Personnel and Administrative Committee recommendation to approve following proposed resolution:

RESOLUTION # 5-2012

Establishing Total Annual Compensation for County Elected Officials Pursuant to Wis. Stat. § 59.22

WHEREAS, pursuant to Wis. Stat. § 59.22(1), the Board must establish the total annual compensation for services to be paid to county elected officials (other than supervisors and circuit judges) prior to the earliest time for filing nomination papers for the county elective office; and

WHEREAS, the County Clerk, County Treasurer and Register of Deeds shall be elected to four-year terms which begin on January 1, 2013; and,

WHEREAS, the Board desires to establish the total annual compensation for county elected officials, which is separate and distinct from the fringe benefits offered by the County to elected officials, and which fringe benefits are subject to increase or decrease during the officer's term at the discretion of the Board and in accordance with state and federal law; and

WHEREAS, as part of the County's fringe benefit program, county elected officials may participate in the Wisconsin Retirement System in accordance with state law; and

WHEREAS, as part of the County's fringe benefit program, county elected officials may elect to receive health insurance coverage under the same terms and conditions as the health insurance coverage offered to non-represented managerial county employees who are not law enforcement managerial employees or non-represented managerial employees described in Wis. Stat. § 111.70(1)(mm)2;

NOW, THEREFORE, BE IT RESOLVED by the Sawyer County Board of Supervisors, that the total annual compensation for county elected officers under Wis. Stat. § 59.22(1) shall be as follows, effective on the first day of a term of office that begins after the date of this Resolution:

Position	End 2012	2013 – 5%	2014 – 1%	2015 – 1%	2016 – 1%
County Clerk	\$53,034	\$51,667	\$52,184	\$52,705	\$53,233
Treasurer	\$49,207	\$51,667	\$52,184	\$52,705	\$53,233
Register of Deeds	\$49,207	\$51,667	\$52,184	\$52,705	\$53,233

BE IT FURTHER RESOLVED that the aforementioned county elected officials are entitled to participate in the Wisconsin Retirement System in accordance with law and that the Elected Official will pay their share according to what the law states; and

BE IT FURTHER RESOLVED that the aforementioned county elected officials are entitled to participate in the County's health insurance program subject to the terms and conditions of the program, which may be modified from time to time, under the same terms and conditions as the health insurance coverage offered to non-represented managerial county employees who are not law enforcement managerial employees or non-represented managerial employees described in Wis. Stat. § 111.70(1)(mm)2.

Motion by Bassett, 2<sup>nd</sup> by Johnson, to approve RESOLUTION # 5-2012. Motion carried.

Human Resource Manager Michelle Jepson presented the Finance Committee and Personnel and Administrative Committee recommendation to approve compensation of \$5,000 for the Administrative Coordinator position for 2013, and that this amount will be reviewed annually thereafter. Motion by Zietlow, 2<sup>nd</sup> by Kinsley, to approve the recommendation. Motion carried.

Human Resource Manager Michelle Jepson presented information concerning the provisions of the Courthouse, Professional, and Paraprofessional employee bargaining unit agreements pertaining to the County contribution to employee health reimbursement accounts and the effect of these provisions in instances where newly-hired employees decide to elect participation in the health reimbursement account plan during the policy year. The Personnel and Administrative Committee recommends that, for new employees electing to participate in the health reimbursement account plan during the policy year, the County make a pro-rated contribution to that employee's health insurance plan. Motion by Kinsley, 2<sup>nd</sup> by Schleeter, to approve recommendation. Motion carried.

Namekagon Transportation Commission Director Karen Melassecca and Health and Human Services Department Director Pete Sanders presented information about the Namekagon Transit building project and advised that the estimate of costs for the project (reduced by eliminating the cold storage building that had been included in the project) now indicate that the County may need to contribute as much as a \$87,940 match towards the cost of the project. The Board discussed that the value of the real estate upon which the Transit building will be constructed may be included as an in-kind contribution towards the match. Ms. Melassecca indicated that using the value of the County Surveyor's work to survey the property and/or the value of site work done by the Highway Department may qualify towards the County's match but may not be to the County's advantage. The Board discussed a source for any County's funds needed for the County's match, that an appraisal of the land value needs to be done to determine the value of the match, and that using the County's real estate for the project commits the property to that use (or an alternative public transportation use if the Transit is no longer in operation) for up to 50 years. Motion by Schleeter, 2<sup>nd</sup> by Zietlow, to approve a County commitment of up to \$87,940 toward the project, and to refer the issue of determining a source for the \$87,940, including potential in-kind contributions, to the Finance Committee for their review and for their recommendation to the County Board. Motion carried. Mr. Bassett abstained from voting.

County Board Chair Hal Helwig presented his recommendation for the appointment of Sawyer County resident Wendy Schroeder to represent Sawyer County as a member of the "Visions Northwest" business group, a Wisconsin Business Innovation Corporation which is part of Northwest Regional Planning Commission. Ms. Schroeder currently serves on the Hayward Visitors and Convention Bureau Board of Directors. Motion by Kinsley, 2<sup>nd</sup> by Jaeger, to approve the recommendation. Motion carried.

The Board reviewed a proposal from Aegis Corporation to provide government crime policy coverage (through Fidelity and Deposit Company of Maryland) for the County from April 1, 2012 to April 1, 2013, at a cost of \$1,279. Motion by Johnson, 2<sup>nd</sup> by Jaeger, to approve the proposal. Motion carried.

County Board member Dean Pearson offered to donate a map of southwest Sawyer County produced around the year 1900 by the A. Wise Land Company. Mr. Pearson placed the map in the County Clerk's Office and suggested that Board members view the map to determine if it should be framed and put on display in the Courthouse.

The Board expressed their appreciation for the contributions made by County Board members Ken Maki and Mel Olson during their years of service on the Board. The meeting is the last for Mr. Maki and Mr. Olson as they are not seeking reelection at the April 3, 2012 County Board election.

County Board Chair Hal Helwig requested a moment of silence in memory of former Sawyer County Zoning Department Administrator Bill Christman who passed away February 17, 2012. Mr. Christman served with honor as the Zoning Department Administrator from 1998 to 2010.

Motion by Kinsley, 2<sup>nd</sup> by Gundersen, to convene into closed session, pursuant to section 19.85(1)(c), Wisconsin Statutes to discuss the Assistant Maintenance Department Supervisor position. Motion carried by unanimous voice vote.

[The Board announced that following the closed session they would reconvene into open session to announce or take action on matters discussed in closed session.]

[Minutes of closed sessions are kept in a confidential file in the County Clerk's Office.]

Motion by Thompson, 2<sup>nd</sup> by Zietlow, to reconvene into open session. Motion carried.

Human Resource Manager Michelle Jepson presented the Personnel and Administrative Committee recommendation to eliminate the Assistant Maintenance Supervisor position and to offer the employee now in that position a maintenance/custodian position in the Maintenance Department. Motion by Jaeger, 2<sup>nd</sup> by Thompson, to approve the recommendation. Motion carried.

Motion by Olson, 2<sup>nd</sup> by Maki, to adjourn the meeting. Motion carried.

minutes prepared by Sawyer County Clerk Kris Mayberry