

MAY 16, 2006

EVENING SESSION

6:00 P.M.

WILLIAM BUEDINGEN TRAINING ROOM – TOWN OF BRADLEY

The Lincoln County Board of Supervisors met at the William Buedingen Training Room, Town of Bradley in session assembled pursuant to law. The meeting was called to order at 6:00 p.m. by Chairman Powell. Roll was called by the Clerk and the following answered present: Alber, Berndt, Caylor, Fox, Kahle, Krueger, Lee, Loka, Lussow, Meyer, Mittelsteadt, Plant, Powell, Rankin, Rusch, Saal, Schneider, Short, Simon, Weaver, Woller and Zeitz (22).

Pledge of Allegiance was given by the Board.

ANNOUNCEMENTS/APPOINTMENTS/RECOGNITIONS/AWARDS

Clerk Kunkel announced that the WCA Annual Conference will be held September 17-19, 2006 in La Crosse. Supervisors who plan on attending should get their reservations in as soon as possible. Supervisors will need a credit card number to register for the hotel room.

SERVICE RECOGNITIONS FOR MAY, 2006

Clerk read a service recognition for Christine Imhoff, currently a Staff Aide at the Developmental Disabilities Department. She received a 15-year pin.

Clerk read a service recognition for Beverly Prentice, currently a Staff Aide at the Developmental Disabilities Department. She received a 15-year pin.

Clerk read a service recognition for Beryl Vandre-Emerich, currently a Program Assistant at the U.W. Extension Office. She received a 15-year pin.

Clerk read a service recognition for Kevin Kleinschmidt, currently an Assistant Administrator at the Forestry, Land & Parks Department. He received a 20-year pin.

Clerk read a service recognition for Michael Woller, currently a Parts Clerk at the Highway Department. He received a 25-year pin.

Clerk read a service recognition for Jean Curtis, currently the Recreation Director at the Pine Crest Nursing Home. She received a 25-year pin.

Clerk read a service recognition for Gary Boes, currently a Certified Dietary Manager at the Pine Crest Nursing Home. He received a 30-year pin.

APPOINTMENTS AND REAPPOINTMENTS –

Motion made by Supervisor Caylor, seconded by Supervisor Woller to approve all the appointments for the following Committees or Boards– all ayes.

APPOINTMENTS TO THE LOCAL EMERGENCY PLANNING COMMITTEE:

Brian M. Sladek - Emergency Management Director

Curtis W. Powell – County Board Chairman

Sharon Jaeger – Merrill Courier

Tom Koth – Lincoln County Sheriff
 Doug Williams – Merrill Mayor
 Norm Hanson – Merrill Fire Chief
 John Peeters – Tomahawk Fire Chief
 Neil Strobel – Merrill Police Chief
 Shelley Hersil – Lincoln County Health Dept. Director
 Robert Pound – NTC Fire Sciences Instructor/Maine Fire Dept.
 Jane Ann Savaske- Merrill Chamber of Commerce Executive Director
 Paul Winter – Harley-Davidson Motor Co. - Industry Representative
 Don Friske - 35th District Assemblyman

APPOINTMENTS TO THE TRAFFIC SAFETY COMMITTEE:

Brian M. Sladek – Lincoln County Highway Safety Coordinator
 Tom Koth – Lincoln County Sheriff
 Randy Scholz – Lincoln County Highway Commissioner
 Doug Duchac – Tomahawk EMS Medical Representative
 Nancy Bergstrom – Lincoln County Corporation Counsel
 Neil Strobel – Merrill Police Chief
 Vacant– Citizen Representative
 David Jackson – Citizen Representative
 Robert Lee – Tomahawk Mayor
 Allan Prosser - Education Representative
 WI-DOT State Patrol Representative
 WI-DOT District #7 Representative
 WI-DOT Bureau of Transportation Safety Representative

APPOINTMENTS TO THE LINCOLN COUNTY ECONOMIC DEVELOPMENT CORPORATION BOARD – R. Wayne Plant and Robert Lussow

APPOINTMENTS TO THE WISCONSIN COUNTIES ASSOCIATION ITBEC TOURISM COMMITTEE – Jane Ann Savaske and Virginia Jach-Richards

APPOINTMENT TO SERVE AS LAKE DISTRICT REPRESENTATIVE – R. Wayne Plant

APPOINTMENT TO WISCONSIN COUNTIES ASSOCIATION ITBEC BOARD – Virginia Jach-Richards

APPOINTMENTS TO NEWCOM Advisory Board – Ron Krueger and Mark Handlin

RE-APPOINTMENTS TO THE COMMISSION ON AGING CITIZEN COMMITTEE

Helene Hogland and Robert Hirschall

Motion made by Supervisor Krueger, seconded by Supervisor Lussow to approve the re-appointments of Helene Hoglund and Robert Hirschall to the Commission on Aging Citizen Committee. All Supervisors present voting aye to approve the re-appointments and motion is carried.

APPROVAL OF JOURNAL – APRIL 18 & 25, 2006

Clerk reported that there were two errors on the April 25, 2006 Journal. On page 10 – in the roll call add Supervisor Zeitz and delete Supervisor Plant from the list.

Motion was made by Supervisor Lussow, seconded by Supervisor Caylor to accept the minutes of April 18, 2006 presented and April 25, 2006 as amended. All Supervisors voting aye and Motion carried.

LETTERS, PETITIONS AND MEMORIALS

Monthly Mailbox Correspondence – Any Questions

Supervisor Meyer commented on the Wisconsin County Mutual Insurance Corp. Spring issue, The Mutual Effort. She referred to the report written by Randy Scholz, Highway Commissioner, on methamphetamines and our Highway. She urged the other Supervisors to read it.

ADMINISTRATIVE COORDINATOR'S WRITTEN REPORT – Q & A

John Mulder had nothing to add to his report. Administrative Coordinator's Report is to be filed.

REPORT OF STANDING & SPECIAL COMMITTEE

North Central Health Care – Margaret Parsons, Director for Lincoln County Health Care Center

Margaret Parson gave a report on the North Central Health Care Annual Report. They serve about 1,000 clients per year. Their budget for Lincoln County is approximately 2.4 million.

Supervisor Zeitz asked about the special Committee on the Committee of Committee from the April 18, 2006 Organizational Meeting and if it was called out of order by the Chair. Chair Powell called that it was out of order to address this at this meeting as it was not listed on the agenda as an item.

RESOLUTIONS AND ORDINANCES FOR BOARD ACTION

Resolution 2006-05-32

Title: APPROVAL OF FARMLAND PRESERVATION AGREEMENT APPLICATION

WHEREAS, a Farmland Preservation Agreement was filed in the County Clerk's office by Hans, Jr. and Katherine Breitenmoser, and

WHEREAS, The County Clerk has notified the reviewing agencies as described in Chapter 91.13(2) Wisconsin Statutes, and

WHEREAS, In accordance with Chapter 91.13(3) Wisconsin Statutes, the review period has passed without any comments and the above applicant meets all the eligibility requirements.

NOW, THEREFORE BE IT RESOLVED, that in accordance with Chapter 91.13(4) Wisconsin Statutes, the Lincoln County Board of Supervisors approves the above application, and

BE IT FURTHER RESOLVED that the County Clerk should proceed in accordance with Chapter 91.13(5) Wisconsin Statutes and submit this application to the State of Wisconsin.

Dated this 16th day of May, 2006

Introduced by: Land Information, Conservation and University Extension Committee

Committee Action: Approved unanimously (6-0) by Land Information, Conservation and University Extension Committee on April 7th, 2006

Fiscal Impact: \$0

Motion made by Supervisor Mittelsteadt, seconded by Supervisor Albert to adopt Resolution 2006-05-32. Diane Hanson, County Conservationist, explained the Resolution. Discussion was held. Resolution 2006-05-32 is adopted by a voice vote and motion is carried.

Resolution: 2006-05-33

Title: AUTHORIZATION TO TAKE TAX DEED AND TRANSFER PROPERTY TO CITY OF MERRILL

WHEREAS, the former Modern Cleaners site at 806 North Center Ave., Merrill, WI has been tax delinquent since 2001; and

WHEREAS, the City of Merrill has expressed interest in acquiring this property; and

WHEREAS, the City of Merrill has applied for and was awarded a \$30,000 Brownfield Site Assessment Grant from the Wisconsin Department of Natural Resources for clean-up and redevelopment of the site, and.

WHEREAS, Lincoln County and the Redevelopment Authority of the City of Merrill have received a March 13, 2006 LGU Liability Clarification Letter for Hazardous Substances and Waste (see attached); and

NOW, THEREFORE BE IT RESOLVED, that the Lincoln County Board of Supervisors hereby authorize the County Clerk to take the tax deed on this parcel contingent on the City's commitment to take title immediately; and.

BE IT FURTHER RESOLVED, that this conveyance is also contingent on the City of Merrill's assumption of all legal/title costs associated with this transfer of ownership.

Dated this 16th day of May, 2006

Introduced by: Finance & Insurance Committee

Committee Action: Finance & Insurance Committee; Passed 5-0 on 05/05/06

Fiscal Impact: \$8,592.69 unpaid taxes and interest through May, 2006

Motion made by Supervisor Saal, seconded by Supervisor Lee to adopt Resolution 2006-05-33. Clerk Kunkel explained. Nancy Bergstrom, Corporation Counsel explained why the Finance Committee took the action. Discussion was held. Resolution 2006-05-33 is adopted by a voice vote and motion is carried.

Resolution 2006-05-34

Title: Approving 2006-2007 Collective Bargaining Agreement between Lincoln County and Courthouse Union (AFSCME Local 332-A)

WHEREAS the County and the Union have met on 5 occasions including a mediation session to reach an agreement for the labor agreement for 2006-2007, and

WHEREAS the Personnel Committee has reviewed the tentative agreements and recommends that the County Board approve the settlement of the contract, now

THEREFORE BE IT RESOLVED that the Lincoln County Board of Supervisors accepts the recommendation of the Personnel Committee and approves the 2006-2007 collective bargaining agreement between Lincoln County and the Courthouse Employees Union (AFSCME Local 332-A) as outlined on the attached tentative agreements April 13, 2006 and authorizes the necessary County officials to sign the contract.

Dated this 16th day of May, 2006

Introduced by: Personnel Committee

Committee Action: Personnel Committee Passed unanimously on 04/04/06

Fiscal Impact: Approximate annual increase in costs each year – 2006 - \$118,079 2007 - \$130,363

Motion made by Supervisor Caylor, seconded by Supervisor Lussow to adopt Resolution 2006-05-34. John Mulder, Administrative Coordinator, explained the Resolution. Discussion was held. Resolution 2006-05-34 is adopted by a voice vote and motion is carried with one nay.

Resolution 2006-05-35

Title: Setting Salaries for Elected Officials

WHEREAS the Personnel Committee has reviewed salaries and fringe benefits for the elected official’s positions, and

WHEREAS the Personnel Committee recommends that the salaries and fringe benefits indicated below be paid for the year 2007:

<u>Position</u>	<u>Term</u> <u>Years</u>	<u>2006</u> <u>Rate</u>	<u>2007</u> <u>Rate</u>
County Clerk	2	\$48,442	\$50,925
County Treasurer	2	\$48,442	\$50,925
Register of Deeds	2	\$48,442	\$50,925
Clerk of Courts	4	\$50,626	\$53,175
Coroner	4	\$20,259	\$21,897
Sheriff	4	\$58,180	\$60,955

WHEREAS the Personnel Committee recommends that the elected officials receive the same across the board increases as non-represented employees during the remaining years of their current terms of their respected elected offices, and

WHEREAS persons holding the elected positions listed above are not eligible for vacation pay, holiday pay, or longevity pay, nor are they eligible for sick leave accrual except to the extent it was earned in County employment outside their elective office, and

WHEREAS, beginning holding the elected positions are eligible to participate in other benefits on the same terms as they are available to other County management employees, and

WHEREAS no fees or any portion thereof may be retained by any elected official,

NOW THEREFORE BE IT RESOLVED that the Lincoln County Board of Supervisors does hereby approve the recommendations of the Personnel Committee.

Dated this 16th day of May, 2006

Introduced by Personnel Committee

Committee Action: Personnel Committee passed 4 - 1 on 5/2/06 Saal voting no.

Fiscal Impact: 2005 - \$17,268 increase over 2006

(\$1,000 + 3% to each)

Motion made by Supervisor Caylor, seconded by Supervisor Krueger to adopt Resolution 2006-05-35. John Mulder, Administrative Coordinator, explained the Resolution. Discussion was held. Motion made by Supervisor Alber, seconded by Supervisor Zeitz to amend the fiscal impact by deleting the \$1,000.00 and leaving the 3% in the fiscal impact. Discussion was held. Supervisor Zeitz requested a roll call vote. Clerk called roll with Supervisors Alber, Kahle, Krueger, Meyer and Zeitz voting aye (5); Supervisors Berndt, Caylor, Fox, Lee, Loka, Lussow, Mittelsteadt, Plant, Powell, Rankin, Rusch, Saal, Schneider, Short, Simon, Weaver and Woller voting nay (17). Motion failed. Clerk called roll on original motion with all Supervisors Berndt, Caylor, Fox, Krueger, Lee, Loka, Lussow, Meyer, Mittelsteadt, Plant, Powell, Rankin, Rusch, Short, Weaver and Woller voting aye (16); Supervisors Alber, Kahle, Saal, Schneider, Simon and Zeitz voting nay (6). Motion is carried.

Supervisor Alber left at 6:35 p.m.

Resolution 2006-05-36

Title: Resolution to Rescind Year 2006 Pay Rates for Non-Represented Employees (Non-elected)

WHEREAS, April 2006 elected supervisors did not have the opportunity to review this pay increase prior to April 18, 2006 County Board Meeting, and

WHEREAS, in the opinion of Supervisor Zeitz, the pay increase negotiated by the Administrative Coordinator, a recipient of the same pay increase, represents a possible conflict of interest, and

WHEREAS, the fiscal impact of the non-represented employee increase is \$141,197, a large expenditure, and

WHEREAS, in light of this information, further discussion is needed,

NOW, THEREFORE BE IT RESOLVED, that the Lincoln County Board of Supervisors does hereby rescind the previous Resolution 2006-04-29 adopted April 18, 2006.

Dated this 16th day of May, 2006

Introduced by: William Zeitz, Supervisor District 9

Supervisor Rusch abstained from voting on this Resolution because she was a non-represented employee until April 7, 2006. Motion made by Supervisor Zeitz, seconded by Supervisor Fox to adopt Resolution 2006-05-36. Supervisor Zeitz explained. Discussion was held. Motion made by Supervisor

Lussow, seconded by Supervisor Weaver to table. Resolution 2006-05-36 is tabled by a voice vote with 20 Supervisors voting and motion is carried.

Resolution 2006-05-37

Title: Resolution to Adopt a County Employee Incentive Bonus

WHEREAS, the taxpayers of Lincoln County deserve the most frugal expenditure of public funds, and

WHEREAS, the employees, non-represented, represented and elected, are most familiar with the day-to-day expenditure of tax revenues,

NOW, THEREFORE BE IT RESOLVED, that the Lincoln County Board of Supervisors adopts a 10% one-time bonus payment for any county employee providing the county with a savings of tax revenues, such savings have been adopted by the Lincoln County Board of Supervisors.

Dated this 16th day of May, 2006

Committee Action: none

Fiscal Impact: positive

Introduced by: William Zeitz, Supervisor District 9

Motion made by Supervisor Zeitz, seconded by Supervisor Fox to adopt Resolution 2006-05-37. Supervisor Zeitz explained. Discussion was held. Motion made by Supervisor Caylor, seconded by Supervisor Loka to table the Resolution. Resolution 2006-05-37 is table by a voice vote with 20 Supervisors voting and motion is carried.

ORDINANCE 2006 -04-476

AN ORDINANCE ABOLISHING THE OFFICE OF CORONER AND ESTABLISHING THE POSITION OF MEDICAL EXAMINER

WHEREAS Article VI of the Wisconsin Constitution allows counties to either retain the elective office of coroner or instituting a medical examiner system, now:

THEREFORE the Lincoln County Board of Supervisors does ordain as follows:

1.01 ELECTED OFFICIALS Elected officials of the County shall be the County Clerk, Treasurer, Register of Deeds, Clerk of Court, Sheriff, ~~Coroner~~ and 22 supervisors.

1.02 APPOINTED OFFICIALS (The position of Medical Examiner should be included in the list in the appropriate alphabetical order)

Medical Examiner County Board Indefinite

1.19 (1) The County Board by passage of this ordinance abolishes the position of Coroner and establishes a Medical Examiner system for Lincoln County. The Medical Examiner shall be appointed

by the County Board of Supervisors and shall be under the authority of the Law Enforcement, Judicial & Emergency Medical Services Committee.

(2) Duties: The duties of the Medical Examiner shall be as outlined in WI Statutes and as may be amended in the future and the job description as approved by the County Board.

(3) Assistants: The Medical Examiner may appoint Assistant Medical Examiners as authorized by the County Board.

(4) Compensation: The Medical Examiner and any Assistant Medical Examiners authorized by the County Board shall be paid at least monthly out of the County Treasury for the performance of all their official duties and in lieu of all other compensation. The compensation shall be established by the Board of Supervisors. Expenses will be paid per the County's expense reimbursement policy as established by the County Board.

5) Term: The term of appointment of the Medical Examiner shall be by and at the pleasure of a majority of the County Board of Supervisors and shall continue in office until a successor is named.

This Ordinance shall take effect after its passage and publication and at the conclusion of the current term of the office of the coroner.

Dated this 18th day of April, 2006

Introduced by: Law Enforcement

Committee Action: Law Enforcement referred to County Board without recommendation passed unanimously on 04/12/06. Lee was absent.

Fiscal Impact: Undetermined

LINCOLN COUNTY, WISCONSIN

CURTIS G. POWELL
Chairman

ROBERT D. KUNKEL
County Clerk

Ordinance 2006-04-476 was withdrawn by the Law Enforcement Committee.

REPORT OR ACTION ON CLAIMS AGAINST THE COUNTY OF LINCOLN –

Approval of Jail Assessment Vouchers –

Per Mar Security Services: \$144.00 Filing Systems Specialists, Inc: \$21,530.42

Motion made by Supervisor Caylor, seconded by Supervisor Mittelsteadt to approve the Jail Assessment Vouchers listed above. All Supervisors present voting aye and motion is carried.

REPORT OF MILEAGE AND PER DIEM

22 Supervisors will be paid mileage and per diem for attendance at the May 16, 2006 County Board Meeting per roll call. Motion made by Supervisor Caylor, seconded by Supervisor Lussow to approve the report on mileage and per diem. Motion carried – all ayes.

Next regular meeting will be held at the Health & Human Services Building – Lower Level Conference Room in the City of Merrill on June 20, 2006 at 6:00 p.m.

Motion made by Supervisor Krueger, seconded by Supervisor Lussow to adjourn the meeting at 7:00 p.m. Motion carried – all ayes.

STATE OF WISCONSIN)

) SS

COUNTY OF LINCOLN)

I, Robert D. Kunkel, County Clerk in and for said Lincoln County, Wisconsin do hereby certify that the within and foregoing is a true and correct copy of all proceedings by and before the Board of Supervisors at their regular meeting, May 16, 2006.

Robert D. Kunkel, Lincoln County Clerk