

Lincoln County Board of Supervisors  
Meeting: February 19, 2013

The Lincoln County Board of Supervisors met at the Lincoln County Service Center, 801 N. Sales Street, Merrill, WI, in session assembled pursuant to law. Chair Lussow called the meeting to order at 9:03 a.m. Pledge of allegiance followed. Roll was called with the following present: Alber, Bailey, Bloomer, Breitenmoser, Caylor, Fox, Giese, Gilk, Lee, Loka, Lussow, Nelson, Pike, Plant, Rankin, Rusch, Saal, Vander Sanden, Weaver, Woller, and Zeitz (21).

4. a. Announcements – None
- b. Service Recognitions for January 2013:
  - 10 Years – Timothy Czaplinski, Highway Department  
                  Alice Heglund, Pine Crest Nursing Home  
                  Sarah Hollinger, Pine Crest Nursing Home
  - 25 Years – Lori Lohfink, Pine Crest Nursing Home
- c. Appointments & Re-Appointments:
  1. M/S Caylor/Woller to approve the appointment of fire wardens for 2013. Motion carried on a voice vote.
5. Approval of Journal – M/S Caylor/Vander Sanden to approve the minutes as printed. Motion carried on a voice vote.
6. a. Letters, Petitions – In packet.
- b. Memorials – None
7. Reports of Standing & Special Committees:
  - a. Wisconsin State Budget: History and What’s to Come – Jon Hochkammer
  - b. 2012 Year-to-Date Budget Report – Finance Director – Dan Leydet
  - c. 2013 Year-to-Date Budget Report – Finance Director – Dan Leydet
  - d. 2014 Budget Timeline/ Budget Guidelines – Finance Director – Dan Leydet
  - e. Administrative Coordinator’s Written Report - January - Randy Scholz - In packet.
  - f. Forestry, Land, and Parks Annual Report – Kevin Kleinschmidt
8. Resolutions and Ordinances for Board Action

1. a. Resolution 2013-02-04

Resolution Urging State Legislators to vote in favor of Transportation Dollars for Transportation

WHEREAS, Wisconsin’s transportation infrastructure is a fundamental component of its ability to attract and retain business and produce jobs; and

WHEREAS, gas tax and vehicle registration fees comprise over 85% of the state’s segregated transportation account. Revenues from these two user fees have been declining and are inadequate to meet the existing transport needs in this state; and

WHEREAS, Wisconsin’s past practice of transferring money from the segregated transportation fund to the general fund has eroded the public’s confidence that the “user fees” they pay through the state gasoline tax and vehicle registration fees will be used for their intended purpose; and

WHEREAS, Wisconsin’s practice of replacing the dollars transferred from the state’s segregated transportation fund with general obligation (GO) bonds put our state in the precarious position of bonding to fund ongoing operations; and

WHEREAS, the debt service for these bonds are being paid for out of the state’s general fund which hinders its ability to fund other programs like Shared Revenue, Youth Aids, Community Aids and courts in the future; and

WHEREAS, Lincoln County placed an advisory referendum on the November 2010 ballot asking “Should the Wisconsin Constitution be amended to prohibit any further transfer or lapses from the segregated transportation fund?”; and

WHEREAS, the people of Lincoln County voted overwhelmingly in favor of this constitutional amendment – over 75% “yes”; and

WHEREAS, Fifty-three other counties in Wisconsin also asked the same advisory referendum question and the support was similar across the state with an average “yes” vote of 70%; and

WHEREAS, first consideration of this constitutional amendment passed the Wisconsin State Legislature overwhelmingly last session, on a bipartisan basis;

WHEREAS, the 2012-13 session of the Wisconsin State Legislature has the opportunity to pass second consideration of this constitutional amendment and in so doing will give the citizens of the entire state the opportunity to vote for amending the state constitution to ensure transportation revenues are spent for transportation purposes;

WHEREAS, providing constitutional protection for transportation user fees will align Wisconsin with our neighbors in Minnesota, Iowa and Michigan.

NOW, THEREFORE BE IT RESOLVED, that the Lincoln County Board of Supervisors strongly urges our state representatives to vote in favor of second consideration of the joint resolution to protect the transportation fund, thereby giving voters across this state the opportunity to vote on a binding referendum to amend the constitution and ensure the transportation user fees they pay will be spent for transportation purposes.

Dated: February 19, 2013

Introduced by: Highway Committee Date Passed: January 3, 2013 Committee Vote: 5 – 0

M/S Lee/Bailey to adopt Resolution 2013-02-04. Following discussion roll was called: Aye’s: Bailey, Bloomer, Fox, Giese, Lee, Loka, Lussow, Nelson, Pike, Plant, Rankin, Rusch, Saal, Vander Sanden, Woller, and Zeitz (16). No’s: Alber, Breitenmoser, Gilk, and Weaver (4). Motion carried 16-4.

b. Resolution 2013-02-05

Approving 2013 Contract between Lincoln County and Board of Regents of the University of Wisconsin System WHEREAS, Lincoln County (County), pursuant to the authority vested in the County Land Information, Conservation and UW-Extension committee by sections 59.22 (2) (d) and 59.56 (3) of Wisconsin Statutes, and Board of Regents of the University of Wisconsin System, on behalf of the University of Wisconsin-Extension, Cooperative Extension Division (Extension) agrees to conduct Cooperative Extension programs in Lincoln County; and

WHEREAS, Extension provides educational programs in agriculture, community and economic development, family living and 4-H youth development to meet local needs which engage people and their communities in positive change where they live and work; and

WHEREAS, as a result of Extension programming Lincoln County receives the additional benefit of inclusion in the federal grant funded Wisconsin Nutrition Education program (approximately \$41,100); and

WHEREAS, Extension agrees to provide staff with specialist support, research, technology, grant writing, publications, program evaluation, and professional development (an additional \$380,614 value) to carry out Extension programming in the county; and

WHEREAS, for the professional positions included in this contract for 2013 Extension agrees to provide \$133,841 and the County agrees to provide \$118,955 for salaries and fringe benefits.

NOW, THEREFORE BE IT RESOLVED, the Lincoln County Board of Supervisors approves the attached contract.

Dated this 19 day of February, 2013

Introduced by: Land Information, Conservation and UW-Extension Committee Committee Action: Land Information, Conservation and UW-Extension Committee; Passed on 02/13/13.

Fiscal Impact: No change in 2013 budgeted amount of \$124,369

M/S Alber/Zeitz to adopt Resolution 2013-02-05. Following discussion, motion carried on a voice vote.

c. Resolution 2013-02-06

Confirm Selection of the Administrator of Pine Crest Nursing Home

WHEREAS the current Administrator of Pine Crest Nursing Home will be retiring on June 3, 2013, and

WHEREAS Resolution # 90 dated January 15, 1976 specifies the procedure for filling the Administrator position at Pine Crest Nursing Home, and

WHEREAS the Pine Crest Nursing Home Board of Trustees has selected Lisa Gervais to fill the Administrator Position, and

WHEREAS Lisa Gervais has extensive experience at Pine Crest Nursing Home and having recently held the Director of Nursing position, and

WHEREAS Lisa Gervais has the licensure necessary to be employed as a nursing home administrator in State of Wisconsin, and

WHEREAS the Personnel Committee has recommended the salary of the incoming Administrator to be at Grade 19, Step 6, on the Lincoln County Pay Plan, \$76,211

NOW, THEREFORE BE IT RESOLVED, that the Lincoln County Board of Supervisors confirms the selection of Lisa Gervais by the Pine Crest Nursing Home Board of Trustees as the Administrator of Pine Crest Nursing Home and confirms the salary recommendation of the Personnel Committee:

Fiscal Impact:

Exact saving unknown – savings with new employee – lower pay, less vacation, less sick leave

Dated this 19th day of February, 2013

Introduced by: Pine Crest Trustees Date Passed: January 28, 2013 Committee Vote: Unanimous

Introduced by: Personnel Committee Date Passed: February 4, 2013 Committee Vote: Unanimous

M/S Weaver/Gilk to adopt Resolution 2013-02-06. Following discussion, motion carried on a voice vote.

d. Resolution 2013-02-07

Approve Filling Authorized Position in Sheriff Office – Correctional Officer

WHEREAS page 7 of the Lincoln County Personnel Policy specifies a procedure for approval authorized positions, and

WHEREAS the Lincoln County Sheriff has recommended filling a vacant position, and

WHEREAS the Administrative Coordinator has recommended filling the vacant position, and

WHEREAS the Law Enforcement Committee and Personnel Committee approved filling the authorized vacant position

NOW, THEREFORE BE IT RESOLVED, that the Lincoln County Board of Supervisors accepts the recommendation of the Law Enforcement Committee and Personnel Committee and approves filling the authorized vacant position:

Fiscal Impact:

Exact saving unknown – savings with new employee – lower pay, less vacation, less sick leave

Dated this 19th day of February, 2013

Introduced by: Law Enforcement Committee Date Passed: February 13, 2013 Committee Vote: Unanimous

Introduced by: Personnel Committee Date Passed: February 4, 2013 Committee Vote: Unanimous

M/S Lee/Woller to adopt Resolution 2013-02-07. Following discussion, motion carried on a voice vote.

e. Resolution 2013-02-08

Approve Filling New Position in Social Services Department – Staff Aide for Lincoln Industries

WHEREAS page 7 of the Lincoln County Personnel Policy specifies a procedure for approval of new positions, and

WHEREAS the Administrative Coordinator has recommended approving the new position, and

WHEREAS the Social Services Committee and Personnel Committee approved the new position

NOW, THEREFORE BE IT RESOLVED, that the Lincoln County Board of Supervisors accepts the recommendation of the Social Services Committee and Personnel Committee and approves filling the new position:

Fiscal Impact:

Cost of New Position: \$9,400

Revenue from New Position: Current approximately \$25,000

Dated this 19th day of February, 2013

Introduced by: Social Services Committee Date Passed: February 7, 2013 Committee Vote: Unanimous

Introduced by: Personnel Committee Date Passed: February 4, 2013 Committee Vote: Unanimous

M/S Geise/Alber to adopt Resolution 2013-02-08. Following discussion, motion carried on a voice vote.

f. Resolution 2013-02-09

Approving Capital Improvement Project (CIP) Request Not to Exceed \$200,000 for New Safety Building South Entrance (the Project) to be Reimbursed by Jail Assessment Fund as Funds Become Available

WHEREAS, the current south entrance of the Safety Building has been flooding when Merrill receives heavy rains causing flooding in the lower level of the Safety Building; and

WHEREAS, a permanent solution to raise the entrance grade to the parking lot level was approved by the Public Property Committee on August 15, 2012, and

WHEREAS, Resolution 2012-09-43 was passed by County Board to approve the new Safety Building south entrance for not more than \$100,000; and

WHEREAS, the bids for the new Safety Building south entrance came in at substantially over \$100,000; and

WHEREAS, the Public Property Committee approved the new Safety Building south entrance for an additional \$100,000 on January 16, 2013; and

WHEREAS, the Capital Improvement Project Fund currently has a balance of \$1,531,485.54 that is not designated for projects at this time; and

WHEREAS, the Finance and Insurance Committee further recommended that the CIP fund be reimbursed by the Jail Assessment Fund as funds become available.

NOW, THEREFORE BE IT RESOLVED, that the Lincoln County Board of Supervisors approves allocating up to \$200,000 from the CIP Fund for the Safety Building south entrance project.

BE IT FURTHER RESOLVED, that the Jail Assessment Fund will reimburse the CIP Fund for the cost of the Safety Building south entrance project as funds become available in the Jail Assessment Fund.

Fiscal Impact: \$200,000 from the Capital Improvement Project Fund (CIP) reimbursed by the Jail Assessment Fund

Dated this 19<sup>th</sup> day of February, 2013

Introduced by: Finance and Insurance Committee Date Passed: February 8, 2013 Committee Vote: Unanimous

M/S Zeitz/Rankin to adopt Resolution 2013-02-09. Following discussion, motion carried on a voice vote.

g. Resolution 2013-02-10

To Approve a Community Development Block Grant Consortium Agreement with Langlade County as the Lead County

WHEREAS, the Department of Administration – Division of Housing (DOH) has changed the method of distribution for the Community Development Block Grant (CDBG) housing funds to require the formation of regional Housing Consortia comprised of county governments; and

WHEREAS, by resolution 2012-06-29, Lincoln County authorized participation in the Northwoods Consortium (Lincoln, Menominee, Florence, Forest, Oconto, Oneida, Shawano, Taylor and Vilas Counties) contingent on approval of the operating contract between these counties; and

WHEREAS, following months of negotiations, the contract attached hereto is ready for adoption; and

NOW, THEREFORE BE IT RESOLVED, that the attached contract be and is hereby approved for signing by appropriate county officials with Shari Wicke (City of Merrill Housing Authority Director) acting as the county's representative to the consortium.

Dated: February 19, 2013

Introduced by: Finance Committee Date Passed: February 8, 2013 Committee Vote: Unanimous

Fiscal Impact: grant funds will become available to county residents through participation in the consortium.

M/S Nelson/Weaver to adopt Resolution 2013-02-10. Following discussion, motion carried on a voice vote.

h. Resolution 2013-02-11

Resolution to uphold the Second Amendment to the United States Constitution

WHEREAS, the 2<sup>nd</sup> Amendment to the U.S. Constitution clearly states "the right of the people to keep and bear arms shall not be infringed" and

WHEREAS, this individual right is also enshrined in the Wisconsin State Constitution and has been upheld by the U.S. Supreme Court (Heller Decision) and

WHEREAS, the Founders of the American Republic clearly recognized this right as essential for citizens to protect their lives, families, property and liberty from tyranny and

WHEREAS, the mainstream news media and politicians with an anti-gun agenda use their influence to highlight tragic shootings while ignoring the many heroic actions by armed citizens responsibly exercising their rights against criminal lawbreakers and

WHEREAS, the proposed anti-gun legislation and executive orders would, if enacted, infringe upon and incrementally eliminate all gun rights and

WHEREAS, throughout history tyrants have disarmed entire populations resulting in enslavement and murder (Rome, Nazi Germany, Soviet Russia, etc.) and

WHEREAS, the Obama Administration by its own actions generates violence against innocent children resulting in death ("Kill List," "Fast & Furious" gunrunning to Mexican cartels and military drone strikes worldwide) and

WHEREAS, the lax enforcement of existing gun laws by the Obama Administration has not reduced gun violence while the lawful actions of citizens under conceal carry laws has lowered crime rates dramatically

THEREFORE BE IT RESOLVED, that the Lincoln County Board of Supervisors opposes any national or state legislation or executive order, past or present, that infringes on the Constitutional 2<sup>nd</sup> Amendment rights of Lincoln County citizens.

NOW, THEREFORE BE IT FURTHER RESOLVED, that this resolution be sent to the President of the United States, the Wisconsin Delegation to the U.S. Senate and House of Representatives, the Wisconsin Governor, the Lincoln County State Senatorial and Assembly members, all Wisconsin Counties and the Wisconsin Counties Association.

Dated: February 19, 2013

Fiscal Impact: not significant

M/S Zeitz /Nelson to adopt Resolution 2013-02-11. M/S Saal/Breitenmoser to amend the title to read "Resolution to Uphold the United States Constitution" and amend second paragraph from the bottom to read "Therefore be it resolved, that the Lincoln County Board of Supervisors opposes any national or state legislation or executive order, past or present, that infringes on any constitutional articles or amendments". Discussion followed. M/S Geise/Alber to table. Roll was called: Aye's: Alber, Breitenmoser, Giese, Gilk, Lee, Loka, Lussow, Nelson, Pike, Plant, Rusch, Saal, Vander Sanden, Weaver, and Woller (15). No's: Bailey, Bloomer, Fox, Rankin, and Zeitz (5). Motion carried 15 – 5.

9. Reports of Claims – None.

10. M/S Vander Sanden/Pike to approve the mileage and per diem for this meeting. Motion carried on a voice vote.

11. Next County Board Meeting: Tuesday, March 19, 2013, at 6:00 p.m., at William Buedingen Training Room, W6147 State RD 86, Tomahawk, WI 54487.

12. M/S Vander Sanden/Pike to adjourn. Motion carried on a voice vote. Meeting adjourned at 12:05 p.m.

I, Christopher J Marlowe, County Clerk in and for said Lincoln County, Wisconsin do hereby certify the within and foregoing is a true and accurate recital of all proceedings by and before the Board of Supervisors at their regular meeting, February 19, 2013.

Christopher J Marlowe, County Clerk