

Lincoln County Board of Supervisors

Meeting: March 19, 2013

The Lincoln County Board of Supervisors met at the William Buedingen Training Room, W6147 State RD 86, Tomahawk, WI, in session assembled pursuant to law. Chair Lussow called the meeting to order at 6:00 p.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, Rusch, Saal, Vander Sanden, Woller, and Zeitz (18). Excused: Plant, Rankin, and Weaver

4. a. Announcements – None
- b. Service Recognitions for January 2013:
 - 15 Years – Jerry Schoepke, Highway Department
 - 20 Years – Grant Peterson, Sheriff's Office
 - 30 Years – Christine Imhoff, Lincoln Industries
- c. Appointments & Re-Appointments: None
5. Approval of Journal – M/S Caylor/Woller 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. 2012 Year-to-Date Budget Report – Finance Director – Dan Leydet
 - b. 2013 Year-to-Date Budget Report – Finance Director – Dan Leydet
 - c. 2014 Budget Timeline/ Budget Guidelines – Finance Director – Dan Leydet
 - d. Administrative Coordinator's Written Report – February - Randy Scholz - In packet.
8. Resolutions and Ordinances for Board Action

A.1) Resolution 2013-03-12

Approving the Local Siting Agreement for the Lincoln County Landfill North Expansion

WHEREAS, landfill owners wishing to expand or build a new facility in the State of Wisconsin must notify and negotiate with affected local communities to create a "Local Siting Agreement" for that expansion or new facility; and

WHEREAS, §289 of the Wisconsin State Statutes establishes the requirement to provide such notice, the parameters for the negotiation discussions and how to adopt such agreements once accomplished; and

WHEREAS, Lincoln County has provided proper notice to the Towns of Birch and Merrill as well as to Lincoln County via their Clerks and has participated in negotiations with a Local Siting Committee, formed and authorized by the State of Wisconsin Waste Facility Siting Board, made up of representatives from the Towns of Birch and Merrill; and

WHEREAS, The discussions have resulted in a negotiated agreement; and

WHEREAS, The Solid Waste Committee has reviewed the agreement and recommended its approval to the Lincoln County Board of Supervisors; and

WHEREAS, The complete "Local Siting Agreement" is attached hereto.

NOW, THEREFORE BE IT RESOLVED, the Lincoln County Board of Supervisors hereby approves the "Local Siting Agreement" and authorizes its submittal to the State of Wisconsin Waste Facility Siting Board.

Dated this 19th day of March, 2013.

Introduced by: Solid Waste Committee Date Passed Out of Committee: March 6, 2013 by a vote of 5-0

Fiscal Impact: \$16,666 in annual host fee payments, paid over 16 years beginning in 2014 (total of \$266,666), and reimbursement of actual negotiation expenses to the Local Siting Committee of up to \$20,000; financed by operating revenues

M/S Fox/Vander Sanden to adopt Resolution 2013-03-12. Following discussion roll was called: Aye's: Alber, Bailey, Bloomer, Breitenmoser, Caylor, Fox, Giese, Gilk, Lee, Loka, Pike, Rusch, Saal, Vander Sanden, Woller, and Zeitz (16). No's: Lussow, and Nelson (2). Motion carried 16-2.

2) Resolution 2013-03-13

Purchase of Truck Chassis and Equipment

WHEREAS, it is deemed advisable by the Lincoln County Highway Committee the machinery savings and production increase would be made by the replacement of its trucks; and

WHEREAS, with the need to increase efficiency and extend the versatility of machinery throughout the year, the purchase of this transformer type quad axle-plow truck fulfills this requirement; and

WHEREAS, the Lincoln County Highway Committee has deemed the quotation of Scaffidi Motors Inc. for one (1) 2014 Mack GU 713 truck chassis with extended warranties for \$117,621 to be the most advantageous to Lincoln County; and

WHEREAS, the Lincoln County Highway Committee has deemed the quotation of Truck Equipment Inc. for one (1) dump box, two (2) tag axles, one (1) reversible plow with hitch, one (1) right hand patrol wing, one (1) underbody plow and one (1) salt spreader with installation for \$100,802 to be the most advantageous to Lincoln County; and

NOW, THEREFORE BE IT RESOLVED, that the Lincoln County Board of Supervisors authorizes the Lincoln County Highway Department to purchase the above stated truck chassis and equipment and charge the cost to the Highway Department Revenue account.

Dated this 19th day of March, 2013

Introduced by: Highway Committee Date passed: March 7, 2013 (4-0)

Fiscal Impact: No tax levy – funded by Equipment Revenue Account

M/S Lee/Pike to adopt Resolution 2013-03-13. Following discussion, motion carried on a voice vote.

3) Resolution 2013-03-14

Resolution to uphold the Second Amendment to the United States Constitution

WHEREAS, the 2nd 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 agendas use their influence to highlight tragic shootings while often ignoring the many heroic actions made 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 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 that include universal background checks or executive orders, past or present, that infringes on the Constitutional 2nd Amendment rights of Lincoln County citizens.

BE IT FURTHER RESOLVED, that the Lincoln County Board of Supervisors petition those U.S. Senators and Representatives who represent us in Washington D.C. to oppose any legislation that include universal background checks or executive orders, past or present that infringe on the constitutional rights of any law abiding citizen of the United States.

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 Alber/Breitenmoser to table. Roll was called Aye’s: Alber, Breitenmoser, Caylor, Gilk, Lussow, Rusch, Saal, and Woller (8). No’s: Bailey, Bloomer, Fox, Giese, Lee, Loka, Nelson, Pike, Vander Sanden, and Zeitz (10). Motion defeated 8 – 10. Following discussion, M/S Fox/ Lee to amend by striking paragraph seven (7)

“Whereas, the law 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.” Roll was called Aye’s: Alber, Bailey, Bloomer, Breitenmoser, Fox, Giese, Gilk, Lee, Loka, Lussow, Nelson, Pike, Saal, Vander Sanden, and Woller (15). No’s: Caylor, Rusch, and Zeitz (3). Motion carried 15-3. Four (4) citizens spoke and following discussion, M/S Fox/Lee to adopt resolution 2013-03-14 as amended. Roll was called Aye’s: Bailey, Bloomer, Fox, Lee, Nelson, Pike, Saal, and Zeitz (8). No’s: Alber, Breitenmoser, Caylor, Giese, Gilk, Loka, Lussow, Rusch, Vander Sanden, and Woller (10). Motion defeated 8-10.

B.1) Ordinance 2013-03-595

An Ordinance Amending the General Code of the County of Lincoln (Creating Ch.7.04 (2)(n)– All-Terrain Vehicle Routes Designated)

The County Board of Supervisors of Lincoln County, Wisconsin, does hereby ordain:

Chapter 7.04(2), Lincoln County Code is amended to read as follows:

7.04(2)(n) CTH “Y”.

1. From USH 8 to Oneida County line. Posted ATV speed limit is 35 MPH.

This ordinance shall take effect following its passage and publication.

Dated: March 19, 2013

Introduced by: Highway Committee Date Passed: 3/7/13 Committee Vote: (4-0) Fiscal Impact: None

M/S Pike/ Vander Sanden to adopt Ordinance 2013-03-595. Following discussion, motion carried by voice vote.

9. Reports of Claims – None.

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

11. Next County Board Meeting: Tuesday, April 16, 2013, at 8:00 a.m., at Lincoln County Service Center, 801 N. Sales Street, County Board Room, Merrill, WI 54452

12. M/S Caylor/Nelson to adjourn. Motion carried on a voice vote. Meeting adjourned at 7:58 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, March 19, 2013.

Christopher J Marlowe, County Clerk