

## Lincoln County Board of Supervisors

Meeting: May 19, 2015

The Lincoln County Board of Supervisors met at the William Buedingen Training Center, W6147 State Road 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, Allen, Baughan, Breitenmoser, Caylor, Gilk, Hetfeld, Koth, Lee, Loka, Lussow, Pike, Plant, Powell, Rusch, Schwartzman, Swanson, Vander Sanden, Weaver, Woller, and Zeitz (21) Excused:

4. A. Appoint Robert Reichelt to the Lincoln County Board of supervisors – District 22 (Term expires 4/12/2016) M/S Caylor/Powell to appoint Robert Reichelt to District 22. Motion carried on a voice vote
  - 1) Oath of Office – Clerk Marlowe administered the oath.
  - 2) Appoint Robert Reichelt to Community Care of Central Wisconsin (CCCW) Board of Directors (Term expires 5/1/2017). Appointment no longer needed per CCCW reorganization. Due to no committees being available to Supervisor Reichelt, Chairman Lussow asked if anyone would want or be willing to give up a committee. If so, they are to contact Chairman Lussow.
- B. Announcement: None
- C. Service Recognitions for May 2015:
 

10 Years:	Maureen Sutherland, Pine Crest Nursing Home
15 Years:	Kevin Orzech, Sheriff's Office
	Anne Rochon, Sheriff's Office
20 Years:	Becky Byer, Register In Probate
	Dean Bowe, Forestry Department
30 Years:	Warren Steffenhagen, Sheriff's Office
	Tom Seslar, Sheriff's Office
- D. Appointments & Re-Appointments:
  - 1) Re-appoint Steven Silverman to Civil Service Grievance Committee (Term expires 4/1/2020) Lee/Zeitz to re-appoint Steven Silverman to Civil Service Grievance Committee. Motion carried on a voice vote.
5. Approval of the Journal –M/S Caylor/ Vander Sanden to approve the minutes as printed. Motion carried on a voice vote.
6. A. Letters: None
- B. Memorials – None
7. Reports of Standing & Special Committees:
  - A. Public Property Committee: Social Service Parking Lot Repair/Resurfacing Project (Vote to approve work to be done by Highway Department) – Maintenance Director (Pat Gierl) M/S Alber/Gilk to approve work to be done by Highway Department. Discussion followed. Roll was called due to motion needing a  $\frac{3}{4}$  approval. Motion carried unanimously.
  - B. Finance Committee: 2015 Year-to-Date Budget Report – Finance Director (Dan Leydet)
  - C. Finance Committee: 2016 Budget – Finance Director (Dan Leydet)
  - D. Administrative & Legislative Committee:
 

Administrative Coordinator's Written Report – April (Randy Scholz)
8. Resolutions and Ordinances for Board Action

## A. 1) Resolution 2015-05-25

Ordering County Clerk to Take Tax Deeds of the  
2010 Tax 2011 Sale Properties

WHEREAS, consistent with ordinance 410-2002 adopting section 3.17, Lincoln County Code (Lincoln County Policy for Screening of Tax Delinquent Property for Possible Acquisition) upon approval by the Property Evaluation Team after the inspection of tax delinquent properties; and

WHEREAS, the Property Evaluation Team will not accept those properties with visible evidence of contamination; and

WHEREAS, the Finance & Insurance Committee has approved the acquisition of any one of these tax deeds whose owner does not pay the delinquent taxes on their parcel by November 30, 2011; and

NOW, THEREFORE BE IT RESOLVED, by the Lincoln County Board of Supervisors in session on March 20, 2012 that the County Clerk be and is hereby ordered to take tax deeds from the said tax delinquent properties

inspected by the Property Evaluation Team on the unredeemed tax certificates of the 2007 tax 2008 sale properties, and also those of prior years, which have not been deeded to Lincoln County, pursuant to Section 75.14 of the Wisconsin Statutes, excepting that no tax deed will be taken for any description upon which the County already holds a good tax deed.

Dated: May 19, 2015

Introduced by: Finance Committee      Date Passed: May 1, 2015      Committee Vote: Passed Unanimously

Fiscal Impact: \$11,004.11

M/S Allen/Powell to adopt Resolution 2015-05-25. Discussion followed. Motion carried on a voice vote.

2) Resolution 2015-05-26

Approving Conveyance of Real Estate

BE IT RESOLVED, by the Lincoln County Board of Supervisors duly assembled this 19th day of May, 2015 that the following conveyance of real estate to be made by the County Clerk on behalf of Lincoln County, be and same are hereby ratified, confirmed, and approved:

Purchaser	Description	Amount
CITY OF MERRILL	LOTS ONE (1) AND TWO (2), BLOCK ELEVEN (11), MATHEW AND MC CORD'S ADDITION TO JENNY (NOW THE CITY OF MERRILL), LINCOLN COUNTY, WISCONSIN, EXCEPT THE NORTH 30 FEET OF SAID LOTS P.I.N. #251-3106-121-0091 1008 E. 7 <sup>th</sup> STREET	\$6,095.81
CITY OF MERRILL	LOT 7, BLOCK 3, ASSESSOR'S PLAT OF V.R. WILLARD'S ADDITION, CITY OF MERRILL, LINCOLN COUNTY, WISCONSIN P.I.N. #251-3106-114-0287 310 BLAINE STREET	\$4,908.30

Dated: May 19, 2015

Introduced by: Forestry, Land & Parks Committee      Date Passed: May 11, 2015  
Committee Vote: Passed Unanimously      Fiscal Impact: \$11,004.11

M/S Baughan/Caylor to adopt Resolution 2015-05-26. Discussion followed. Motion carried on a voice vote.

3) Resolution 2015 -05-27

Convey Fairgrounds Ownership to City of Merrill – Offer

WHEREAS, the "Fairgrounds" is located in the City of Merrill; and  
 WHEREAS, after decades of ongoing study and discussion about how to make the Fairgrounds viable, there continues to be no clear consensus among stakeholders about how to move forward with development and management; and  
 WHEREAS, the County has concluded that the City of Merrill has a clear, vested interest in its' maintenance and development; and  
 WHEREAS, the City of Merrill has indicated a willingness to invest in the property  
 NOW, THEREFORE BE IT RESOLVED, that in the interest of moving this issue forward for both the City of Merrill and the greater county interests, the County Board of Supervisors does hereby offer the property known as the Fairgrounds to the City of Merrill (via Quit Claim Deed containing a deed restriction that the property remain in public use) for \$1.00; and  
 BE IT FURTHER RESOLVED, that the county reimburse the City for capital improvements not to exceed \$1,220,687; and  
 BE IT FURTHER RESOLVED that should the City of Merrill Common Council fail to officially accept this offer by July 1, 2015, that the Forestry, Land & Parks Committee is authorized to dispose of the property by public sale. The committee chair and department administrator are authorized to sign such documents as may be necessary.

Dated this 19<sup>th</sup> day of May, 2015.

Introduced by the Public Property Committee Passed 5-0 on 5/12/15

Fiscal Impact: \$1.00 revenue/ins proceeds to City not to exceed \$1,220,687.00

M/S Woller/Baughan to adopt Resolution 2015-05-27. M/S Zeitz/Powell to change the word "pubic" to public in the "Now, Therefore Be It Resolved" paragraph. Motion carried on a voice vote. Discussion followed. M/S Swanson/Schwartzman to strike from paragraph 5 after Deed through public use and strike final paragraph. Discussion followed. Swanson withdrew his motion. Schwartzman withdrew his second. Discussion followed. M/S Swanson/Schwartzman to strike from paragraph 5 after Deed through public use and strike everything after 2015 in the final paragraph. Discussion followed. Roll call; Aye's: Caylor, Lee, Schwartzman, Swanson, Weaver, and Zeitz (6); Nay's: Alber, Allen, Baughan, Breitenmoser, Gilk, Hetfeld, Koth, Loka, Lussow, Pike, Plant, Powell, Reichelt, Rusch, Vander Sanden and Woller (16) Amendment defeated (6 ayes/16 nays). Discussion followed. M/S Zeitz/Swanson to add \$250,000 deferred maintenance allocated from CIP to be added to the \$1,220,687.00 dollar figure for a total of \$1,470,687. Following discussion roll was called; Aye's: Swanson, and Zeitz (2); Nay's: Alber, Allen, Baughan, Breitenmoser, Caylor, Gilk, Hetfeld, Koth, Lee Loka, Lussow, Pike, Plant, Powell, Reichelt, Rusch, Vander Sanden, Weaver, and Woller (20) Amendment defeated (2 ayes/20 nays). Discussion followed. M/S Gilk/Zeitz to have paragraph 7 read as follows: "Be It Further Resolved that the City of Merrill Common Council should respond to this offer not later than July 1, 2015." Following discussion roll was called; Aye's: Breitenmoser, Caylor, Gilk, Pike, Reichelt, Rusch, Schwartzman, Swanson, Weaver, and Zeitz (10) Nay's: Alber, Allen, Baughan, Hetfeld, Koth, Lee Loka, Lussow, Plant, Powell, Vander Sanden, and Woller (12); Amendment defeated (10 ayes/12 nays). Powell called the question. Roll was called for resolution; Aye's: Alber, Allen, Baughan, Breitenmoser, Hetfeld, Koth, Lee, Loka, Lussow, Plant, Powell, Vander Sanden, Weaver, and Woller (15); Nay's: Caylor, Gilk, Pike, Rusch, Schwartzman, Swanson, and Zeitz (7). Motion carried 15-7.

#### 4) Resolution 2015-05-28

Authorizing Transfer of County Owned Group Homes to Our Way, Inc.

WHEREAS, Lincoln County owns and maintains said group home operated by Our Way, Inc. in the City of Tomahawk; and,

WHEREAS, this group home is located at 825 Charles Avenue in the City of Tomahawk; and

WHEREAS, Lincoln County incurs direct costs through the maintenance and administration of this home; and

WHEREAS, Our Way, Inc. has provided vital services for developmental disabled residents of Lincoln County since 1978; and

WHEREAS, Lincoln County and Our Way, Inc. are interested in entering into a mutually beneficial agreement to allow Our Way, Inc. to continue providing vital services to the residents of Lincoln County.

WHEREAS, Lincoln County had a home inspection done at the request of Our Way Inc. to ensure that said property is free of any major impediments that would deem the property unsafe or uninhabitable.

NOW THEREFORE, BE IT RESOLVED, that the Lincoln County Board of Supervisors does hereby ordain that Lincoln County shall transfer ownership to the Our Way, Inc. in exchange for the following consideration:

\*Our Way, Inc. will pay \$1.00 plus any title, legal and recording fees to purchase this property; and

\*Lincoln County will retain the right of first refusal to repurchase said property (for \$1.00) in the event that Our Way, Inc. would cease utilizing the property for (a) group home(s) or elect to sell the property or cease to operate as a nonprofit service provider.

BE IT FURTHER RESOLVED, that the appropriate County officials are authorized to sign the necessary papers to conduct and finalize the transfer of ownership.

Fiscal Impact:

\$1,000.00

Dated this 19<sup>th</sup> day of May 2015

Introduced by: Public Property Committee Date Passed: May 12<sup>th</sup>, 2015 Committee Vote:

M/S Alber/Pike to adopt Resolution 2015-05-28. Discussion followed. Motion carried on a voice vote.

B. Ordinance: None

9. Reports of Claims – None

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

11. Next County Board Meeting: Tuesday, June 16, 2015, at 6:00 p.m., at Lincoln County Service Center, 801 N Sales Street, Room 257, Merrill, WI 54452

