

Lincoln County Board of Supervisors  
Meeting: October 18, 2016

The Lincoln County Board of Supervisors met at the Lincoln County Service Center, 801 N Sales Street, Room 257, Merrill, WI in session assembled pursuant to law. Chair Lee called the meeting to order at 6:00 p.m., Pledge of allegiance followed. Roll was called with the following present: Allen, Baughan, Bialecki, Breitenmoser, Crosby, Gilk, Hafeman, Heller, Koth, Lee, Loka, Nowak, Pike, Reichelt, Rusch, Voermans, Weaver, Woller, and Zeitz (19); Excused: Mueller, Vander Sanden

4. A. Announcement: None
- B. Service Recognitions for October 2016:
  - 20 Years: Susan Hinz, Pine Crest Nursing Home
  - 25 Years: Sheila Graap, Pine Crest Nursing Home  
Eva Haugen, Pine Crest Nursing Home  
Timothy Sarazin, Highway Department
  - 35 Years: Laurie Wegner, Pine Crest Nursing Home
- C. Appointments & Re-Appointments:
  1. Re-appoint Claude R. Willet to Veterans Service Commission (Term expires November 2019) M/S Hafeman/Koth to Re-appoint Claude R. Willet to Veterans Service commission (Term expires November 2019). Motion carried by a voice vote.
5. Approval of the Journal: M/S Zeitz/Bialecki to approve the September 18, 2016 minutes as presented. Motion carried by a voice vote.
6. A. Letters: None
- B. Memorials: None
7. Reports of Standing & Special Committees:
  - A. Administrative & Legislative Committee: WCA Conference – County Board Supervisor (Julie Allen)
  - B. Finance Committee: 2016 Year-to-Date Budget Report – Finance Director (Dan Leydet)
  - C. Finance Committee: 2017 Preliminary Budget – Finance Director (Dan Leydet)
  - D. Administrative & Legislative Committee: Administrative Coordinator’s Written Report – September (Randy Scholz)
8. Resolutions and Ordinances

A. 1) Resolution 2016–10-33

Approving Capital Improvement Project (CIP) Request Not to Exceed \$265,000 for a Generator to Service Pine Crest and the Social Services Building

WHEREAS, the current generator, a 1974 150 kw Kohler ATK, is past its useful life; and

WHEREAS, the current generator is located inside the Social Services building which is not the standard practice, and

WHEREAS, the current generator is insufficient to power both a portion of Pine Crest and the Social Services building, and

WHEREAS, a transformer will be moved for the Pine Crest building project and Lincoln County will enjoy cost savings if the generator is replaced at the same time ; and

WHEREAS, CIP currently has an available balance of \$1,400,386.52.

NOW, THEREFORE BE IT RESOLVED, that the Lincoln County Board of Supervisors approves allocating up to \$265,000 from CIP funds for the replacement of the generator at the Social Services building.

Dated this 18<sup>th</sup> day of October, 2016.

Introduced by: Finance and Insurance Committee                      Committee Action: Passed 2-1 on October 7, 2016.

Fiscal Impact: \$265,000 from CIP.

M/S Gilk/Hafeman to adopt Resolution 2016-10-33. Discussion followed. Motion carried by a voice vote.

2) Resolution 2016–10–34

RESOLUTION PROVIDING FOR THE SALE OF APPROXIMATELY \$8,570,000  
GENERAL OBLIGATION REFUNDING BONDS

WHEREAS, Lincoln County, Wisconsin (the "County") is presently in need of approximately \$8,570,000 for the public purpose of refunding obligations of the County, including interest on them, specifically, the

General Obligation Refunding Bonds, dated November 15, 2008, maturing in the years 2020 through 2028 (the "Refunded Obligations"); and

WHEREAS, it is desirable to borrow said funds through the issuance of general obligation refunding bonds pursuant to Section 67.04, Wis. Stats.;

NOW, THEREFORE, BE IT RESOLVED by the County Board of Supervisors of Lincoln County, Wisconsin that:

Section 1. Sale of Bonds. The County Board of Supervisors hereby authorizes and directs that General Obligation Refunding Bonds (the "Bonds") in the principal amount of approximately \$8,570,000 shall be issued for the purpose specified above. The sale of the Bonds shall be negotiated with Robert W. Baird & Co. Incorporated ("Baird"), and the terms of the Bonds, including the dating, interest rates, maturity schedule and other details with respect to the Bonds, shall be subject to approval by subsequent resolution of the County Board of Supervisors.

Section 2. Official Statement. The County Clerk shall cause an Official Statement concerning this issue to be prepared by Baird. The appropriate County officials shall determine when the Official Statement is final for purposes of Securities and Exchange Commission Rule 15c2-12 and shall certify said Statement, such certification to constitute full authorization of such Statement under this resolution.

Dated: this 18<sup>th</sup> day of October, 2016

Introduced by: Finance and Insurance Committee      Date Passed: October 7, 2016      Committee Vote: 3-0

Fiscal Impact: Refinancing of current bonds with an anticipated present value savings of \$736,117.

M/S Bialecki/Heller to adopt Resolution 2016-10-34. Discussion followed. Motion carried by a voice vote.

3) Resolution 2016-10-35

Committing \$1,846,708 for Capital Improvement Projects (CIP) from Unassigned Funds in the General Fund WHEREAS, the Finance and Insurance Committee has received CIP requests in the amount of \$4,982,095 for the years 2017 through 2021; and

WHEREAS, the CIP fund has a current balance of \$1,135,387; and

WHEREAS, total funding for the above mentioned five year period including transfers into the CIP fund is expected to be \$3,135,387 which leaves a shortfall of \$ 1,846,708; and

WHEREAS, at the end of 2015, Lincoln County's general fund had an unassigned fund balance of \$3,456,055 after accounting for \$3,972,685 for cash flow purposes.

NOW, THEREFORE BE IT RESOLVED, that the Lincoln County Board of Supervisors commit \$1,846,708 for CIP from unassigned funds in the general fund.

Dated: this 18<sup>th</sup> day of October, 2016

Introduced by: Finance and Insurance Committee      Date Passed: October 7, 2016

Committee Vote: 3-0

Fiscal Impact: \$1,846,708 from unassigned funds in the general fund

M/S Allen/Weaver to adopt Resolution 2106-10-35. Discussion followed. Motion carried by a voice vote.

4) Resolution 2016-10-36

Approving Conveyance of Real Estate

BE IT RESOLVED, by the Lincoln County Board of Supervisors duly assembled this 18th day of October, 2016 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
EVERETT E. AND AMANDA J. HERDT	E 850' OF S 750' OF SE1/4 SW1/4 EX V558 P32 & EX OUTLOT 1 OF CSM 1131 V5 P286 & EX OUTLOT 1 OF CSM 1559 D0401716 SEC 12-31-07 W2704 STATE RD 64, MERRILL P.I.N. #016-3107-123-9965	\$18,003.79
JASON MEISTER		\$16,500.00

COOPER & CURRAN ADD'N  
 LT 4 BLK 1  
 2006 E. MAIN ST., MERRILL  
 P.I.N. #251-3107-073-0069

THEODORE AND  
 JENNIFER BUSHAR

\$10,500.00

ORIGINAL PLAT OF TOMAHAWK  
 LOT 16 BLK 28  
 105 E. WISCONSIN AVE., TOMAHAWK  
 P.I.N. #286-3506-343-0296

Dated: October 18, 2016

Introduced by: Forestry, Land & Parks Committee

Date Passed: October 10, 2016 Committee

Vote: Passed Unanimously Fiscal Impact: \$45,003.79

M/S Koth/Heller to adopt Resolution 2016-10-36. Discussion followed. Motion carried by a voice vote.

5) Resolution 2016-10-37

TO APPROVE THE 2017 LINCOLN COUNTY FOREST ANNUAL WORK PLAN

WHEREAS, Lincoln County has lands enrolled in the Wisconsin County Forest Land Program commonly referred to as the Lincoln County Forest; and

WHEREAS, Wis. State Statute 28.11(5) (b) and Wisconsin Administrative Code 47.70 (4) (f) requires an annual work plan to be approved by the Lincoln County Board of Supervisors to be eligible for the County Forest Administration Grant; and

WHEREAS, the Lincoln County Forestry, Land and Parks Committee reviewed and approved the 2017 County Forest Annual Work Plan to supplement the Fifteen-Year Lincoln County Forest Comprehensive Land Use Plan as a way to help prioritize projects and emphasis the current needs of the County Forest and Recreational System.

NOW, THEREFORE BE IT RESOLVED, the Lincoln County Board of Supervisors does hereby ordain and resolve to approve and adopt the 2017 Lincoln County Forest Annual Work Plan.

BE IT FURTHER RESOLVED, that the 2017 Lincoln County Forest Annual Work Plan will be included as an amendment to the Fifteen-Year Lincoln County Forest Comprehensive Land Use Plan.

AND BE IT FURTHER RESOLVED, that the approved Annual Work Plan be forwarded to the Department of Natural Resources for their acceptance.

Dated: October 18, 2016

Introduced by: Forestry, Land and Parks Committee

Date Passed: October 10, 2016

Committee Vote: Passed Unanimously Fiscal Impact: Loss of approx. \$54,650 of State Grant Funds if not approved.

M/S Koth/Reichelt to adopt Resolution 2016-10-37. Discussion followed. Motion carried by a voice vote.

6) Resolution 2016-10-38

Adopt the 2017-2021 Lincoln County Outdoor Recreation Plan

WHEREAS, the Department of Natural Resources requires counties to have current Outdoor Recreation Plans to be eligible for certain state and federal grant programs and funds; and

WHEREAS, said Outdoor Recreation Plans must be updated every five years; and

WHEREAS, Lincoln County Forestry, Land and Parks Committee retained the North Central Wisconsin Regional Planning Commission to assist in preparing the 2017-2021 Lincoln County Outdoor Recreation Plan; and

WHEREAS, said report sets forth goals and objectives to be used as guidelines in formulating future recreational projects; and

WHEREAS, said report establishes recommendations for improving the recreational system in Lincoln County over the next five years; and

WHEREAS, the Lincoln County Forestry, Land and Parks Committee has taken public comment, reviewed and approved said plan;

NOW, THEREFORE BE IT RESOLVED, this 18<sup>th</sup> day October, 2016 that the Lincoln County Board of Supervisors hereby adopt the proposed 2017-2021 Lincoln County Outdoor Recreation Plan and that the Plan be forwarded to the Wisconsin Department of Natural Resources for their acceptance.

Dated: October 18, 2016.

Introduced by: Forestry, Land and Parks Committee Date Passed: September 12, 2016 Committee

Vote: Passed Unanimously Fiscal Impact: Continued eligibility for certain state and federal grant programs.

M/S Loka/Nowak to adopt Resolution 2016-10-38. Discussion followed. Motion carried by a voice vote.

B. 1) ORDINANCE 2016 –10-633

An Ordinance Amending the General Code of the County of Lincoln (11.06 – Lodging, Recreation and Food Protection)

11.06 Lodging, Recreation and Food Protection.

(1) AUTHORITY. This section is adopted pursuant to that authority provided by §§ 66.0417, 68, 93, 97.41, 125.68(5), 251.04(3), 252.02, 252.03, 254.47, and 254.69(2), Wis. Stats.; and by ATCP 72, 73, 74, 75, 76, 78, 79, ~~DHS 172, 173, 175, 178, 192, 195, 196, 197 and 198~~ Wis. Adm. Code; and SPS 221, 326, 381-386 and 390-391.

(2) PURPOSE. The purpose of this section is to protect and improve the public health and to authorize the Lincoln County Health Department to become the designated agent of the State Department of ~~Health and Family Services~~ Agriculture, Trade, and Consumer Protection for the purpose of establishing permit fees; issuing permits; and making investigations or inspections of retail food establishments, hotels, motels, tourist rooming houses, body piercing and tattooing establishments, restaurants, bed and breakfast establishments, campgrounds and camping resorts, recreational and educational camps, public swimming pools and in making investigations and inspections of food vending machines, their operators and vending machine commissaries; and authorizing the Lincoln County Health Department to become the designated agent of the State ~~Department of Agriculture, Trade, and Consumer Protection~~ of Wisconsin Department of Safety and Professional Services, for the purpose of establishing permit fees, issuing permits and making investigations or inspections of retail food establishments, mobile home communities, body piercing and tattooing establishments; and for the purpose of enacting local regulations governing these establishments.

(4) DEFINITIONS. All definitions as set forth in Chs. 66.0417, 68, 97, 125, 251, 252 and 254, Wis. Stats.; and Chs. ATCP 72, 73, 74, 75, ~~DHS 172, 173, 175, 178, 192, 195, 196, 197 and 198~~ 76, 78, 79, Wis. Adm. Code, and SPS 221, 326, 381-386 and 390-391 are incorporated in this section by reference and they shall be construed, read and interpreted as fully set forth herein until amended and then shall apply as amended. In addition the following terms and phrases have meanings ascribed to them in this section:

(6) LICENSE AND PERMIT.

- a. No person shall operate a retail food establishment, bed and breakfast establishment, hotel, motel, tourist rooming house, body piercing and tattooing establishments, restaurant, campground, and camping resort, recreational and educational camp, public swimming establishments, or manufactured home community without first obtaining a permit from the Health Department. Department of ~~Health Services~~ Agriculture, Trade, & Consumer Protection permits shall expire on June 30 of each year following their issuance except that permits initially issued during the period beginning on April 1 and ending June 30 shall expire June 30 of the following year. Department of Agriculture, Trade and Consumer Protection licenses shall expire on June 30 of each year following their issuance and may be pro-rated throughout the year. Department of Safety and Professional Services permits shall expire on June 30 of each year following their issuance and are not pro-rated. The issuance of a permit may be conditioned upon the operator correcting a violation of this section within a specified period of time, the permit shall be voided. The permit shall not be transferrable to a location other than the one for which it was issues, nor shall a permit be transferred from one operator to another subject to the express exception of:
  1. As to location, temporary permits may be transferred;
  2. The holder of a Department of ~~Health Services~~ Agriculture, Trade & Consumer Protection Health Services permit issued under this section may transfer the permit to an individual who is an immediate family member if the holder is transferring operation of the establishment or vending machine to the immediate family member.
  3. A sole proprietorship that recognizes as a business entity or a business entity that recognizes as either a sole proprietorship or a different type of business entity may transfer a Department of ~~Health Services~~ Agriculture, Trade & Consumer Protection permit issued under this section for operation of an establishment to the newly

