

DECEMBER 19, 2006**EVENING SESSION****6:00 P.M.****HEALTH & HUMAN SERVICES BUILDING – LOWER LEVEL CONFERENCE ROOM - MERRILL**

Pledge of Allegiance was given by the Board.

The Lincoln County Board of Supervisors met at the Health & Human Services Building – Lower Level Conference Room, City of Merrill, 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: Berndt, Caylor, Fox, Kahle, Krueger, Lee, Lussow, Meyer, Mittelsteadt, Plant, Powell, Rankin, Rusch, Saal, Schneider, Short, Simon, Weaver, Woller and Zeitz (20). Supervisor Loka excused. Supervisor Alber arrived at 6:03 p.m.

ANNOUNCEMENTS/APPOINTMENTS/RECOGNITIONS/AWARDS

Chair Powell presented the Corrected 2007 Lincoln County Board Meeting Schedule.

Clerk Kunkel announced the new mileage rate for 2007 (.485 cents per mileage) and reminded the Supervisors that they must turn in a new certificate of insurance policy.

SERVICE RECOGNITIONS FOR DECEMBER, 2006

Clerk read a service recognition for Amy Kohnhorst, currently an Account Technician in the Finance Department for 10 years of service. She received a 10-year pin.

Clerk read a service recognition for Larry Crossman, currently Mechanic-Class 5 in the Highway Department 20 years of service. He received a 20-year pin.

Clerk read a service recognition for Lori Koepke, currently a Certified Nursing Assistant at the Pine Crest Nursing Home 20 years of service. She received a 20-year pin.

Clerk read a service recognition for Laura Ruprecht, currently a Restorative Therapy Aide at the Pine Crest Nursing Home for 25 years of service. She received a 25-year pin.

APPOINTMENTS AND REAPPOINTMENTS –

APPOINTMENT TO THE REVOLVING FUND- LOAN REVIEW COMMITTEE

County Board Supervisor – Carl Short; CPA, John Kopp; Banking Professional, John Zulliger; Tomahawk Chamber of Commerce Representative, Dave Koth; Merrill Chamber of Commerce Representative, Mark Zulliger; Merrill Area Economic Development Corporation, Richard Johnson; Tomahawk Economic Development Corporation, Gregg Albert; Citizen, Mike Geisler; Citizen, Tim Sandholm.

RE-APPOINTMENT TO THE PINE CREST BOARD OF TRUSTEES FOR A 3-YEAR TERM

Robert Weaver

RE-APPOINTMENT TO THE L.C. CIVIL SERVICE COMMISSION FOR A 5-YEAR TERM

Dave Bablick

Motion made by Supervisor Woller, seconded by Supervisor Alber to approve the appointments and re-appointments listed above. All Supervisors present voting aye to approve the appointments and reappointments and motion is carried.

APPROVAL OF JOURNAL – NOVEMBER 14 2006

Motion was made by Supervisor Lussow, seconded by Supervisor Caylor to accept the minutes of November 14, 2006 as presented. All Supervisors voting aye and motion carried.

LETTERS, PETITIONS AND MEMORIALS**MEMORIAL – KIM RUSSELL**

In Memoriam Resolved by

The County Board of Supervisors of Lincoln County

**Whereas, the Almighty God in His Infinite wisdom has removed from our midst
by death, one of our most esteemed and respected employees**

KIM R. RUSSELL

**THEREFORE, BE IT RESOLVED, that we as members of Lincoln County
Board of Supervisors deplore this untimely death and consequent
absence from our community.**

BE IT FURTHER RESOLVED, that we extend to Kim's bereaved family our sincere sympathy.

Monthly Mailbox Correspondence – Any Questions

There were no questions on the monthly mailbox correspondence.

ADMINISTRATIVE COORDINATOR'S WRITTEN REPORT – Q & A

John Mulder had nothing to add to his report.

REPORT OF STANDING & SPECIAL COMMITTEE**Year-to-date Budget Report – Dan Leydet, Finance Director**

Dan presented the year-to date Budget Report for the month of November. Discussion was held.

Approval of L.C. Forest Annual Work Plan – 2007 – Jane Severt, Forestry Administrator -

Supervisor Rankin explained the Work Plan. Motion made by Supervisor Rankin, seconded by Supervisor Saal to approve the Lincoln County 2007 Forest Annual Work Plan. All Supervisors present voting aye to adopt the plan and motion is carried. Supervisor Rankin reported that the timber sale totaled \$583,993.50.

RESOLUTIONS AND ORDINANCES FOR BOARD ACTION:

Supervisor Zeitz requested to suspend the rules and allow Resolution 2006-12-78 and Resolution 2006-12-79 to be moved forward and to be heard now. Chair Powell said that a motion was needed.

Motion made by Supervisor Zeitz, seconded by Supervisor Alber to suspend the rules allowing Resolution 2006-12-78 and Resolution 2006-12-79 to be brought forward and to be heard now. A roll call vote was requested. Clerk called roll with Supervisors Alber, Berndt, Fox, Mittelsteadt, Simon, and Zeitz voted aye (7); Supervisors Caylor, Kahle, Krueger, Lussow, Meyer, Plant, Powell, Rusch, Saal, Schneider, Short, Weaver and Woller voting nay (14). Motion failed.

Resolution 2006-12-75**Title: INITIAL RESOLUTION AUTHORIZING GENERAL OBLIGATION BONDS IN AN AMOUNT NOT TO EXCEED \$9,965,000 TO FINANCE COUNTY BUILDING PROGRAM**

WHEREAS, the Board of Supervisors of Lincoln County, Wisconsin (the "County") finds and determines that it is necessary, desirable and in the best interest of the County to raise funds for the public purpose of paying the cost of a County building program, consisting of the construction and equipping of an administration and land use building, remodeling of the Courthouse and construction and equipping of an addition to and remodeling of the County Jail (the "Building Program"), and there are insufficient funds on hand to pay the costs of the Building Program;

WHEREAS, the Board of Supervisors hereby finds and determines that the Building Program is within the County's power to undertake and serves a "public purpose" as that term is defined in Section 67.04(1)(b) of the Wisconsin Statutes;

WHEREAS, counties are authorized by the provisions of Chapter 67 of the Wisconsin Statutes to borrow money and issue general obligation bonds for said public purpose;

WHEREAS, counties may issue general obligation bonds for such public purpose pursuant to Section 67.045(1)(b) of the Wisconsin Statutes if the Board of Supervisors adopts a resolution that sets forth its reasonable expectations that issuance of the bonds will not cause the County to increase the debt levy rate, as defined in Section 59.605(1)(b) of the Wisconsin Statutes;

WHEREAS, the County's 1992 debt levy rate, which is the base for the County's debt levy rate limit, was .000355115 as set forth on the attached Exhibit A;

WHEREAS, the five year historical average percentage of dollar growth in equalized values of taxable property exclusive of tax incremental district value is 7.08% as set forth in the attached Exhibit B.

WHEREAS, the proposed debt service for the general obligation bonds necessary to pay the cost of the Building Program (the "Bonds") is set forth on the attached Exhibit C;

WHEREAS, at this time the County anticipates issuing future debt in the years and amounts shown on Exhibit C;

WHEREAS, the proposed debt service for the Building Program, taking into account the anticipated future debt issuance, shows no debt levy rate in excess of the County's 1992 debt levy rate over the life of the Bonds, as demonstrated on Exhibit C;

WHEREAS, the County's independent certified public accountants have agreed that the Building Program constitutes expenditures which can be associated with the issuance of long term debt in accordance with Generally Accepted Accounting Principles as set forth in the attached Exhibit D;

WHEREAS, the past and anticipated revenues used to abate the County's debt levy are shown on Exhibit E, which also includes supporting documentation regarding the availability of such revenues; and

WHEREAS, there are no balloon payments or variable rate debt contemplated by the County.

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

Section 1. Reasonable Expectations. In accordance with Section 67.045(1)(b) of the Wisconsin Statutes and Wis. Admin. Code Tax 21.06 and on the basis of the information set forth on Exhibits A through E attached hereto, the Board of Supervisors reasonably expects that \$9,965,000 general obligation bonds issued to pay the cost of the Building Program will not cause the County to increase the debt levy rate as defined in Section 59.605(1)(b) of the Wisconsin Statutes.

Section 2. Authorization of the Bonds. For the purpose of paying the cost of the Building Program, there shall be borrowed pursuant to Chapter 67 of the Wisconsin Statutes a principal sum not to exceed NINE MILLION NINE HUNDRED SIXTY-FIVE THOUSAND DOLLARS (\$9,965,000) and there be issued general obligation bonds in an amount not to exceed \$9,965,000 therefor.

Section 3. Notice. Pursuant to Wis. Admin. Code Tax 21.06, the County Clerk is directed to send to the Department of Revenue a copy of this resolution and all supporting documentation appended thereto together with the voting results thereon and a completed county tax levy rate limit reporting form within ten business days of the adoption hereof together with any other information requested by the Department of Revenue.

Dated this 19th day of December, 2006

Introduced: Jointly by the Finance and Insurance Committee and Building Committee

Committee Action: Passed 7-1 on December 11, 2006

Fiscal Impact: See Exhibit C \$9,965,000

By _____
County Clerk

By _____
Chairperson of the Board

Motion made by Supervisor Lussow, seconded by Supervisor Schneider to adopt Resolution 2006-12-75. Chair Powell stated that there were members from the public that wished to speak on Resolutions 2006-12-75 and 2006-12-76. Supervisor Zeitz read a letter from John Bailey. Todd Frederick spoke on the Resolutions. Motion made by Supervisor Alber, seconded by Supervisor Zeitz to include Resolution 2006-12-78 with Resolution 2006-12-75. Discussion was held. Supervisor Fox asked that the minutes reflect the statement given him by Norm Heckendorf. Mr. Heckendorf stated that he helped circulate petitions for the building project and had no trouble getting people to sign. He encourages the Lincoln County Board of Supervisors to contact their people before voting on important issues and let their feelings and input show in how they vote. More discussion was held. Supervisor Mittelsteadt made a motion to layover this Resolution for two months, seconded by Supervisor Alber. Discussion was held. Clerk called roll on the motion to layover with Supervisors Alber, Berndt, Fox, Mittelsteadt, Rankin, Simon, and Zeitz voting aye (7); and Supervisors Caylor, Kahle, Krueger, Lee, Lussow, Meyer, Plant, Powell, Rusch, Saal, Schneider, Short, Weaver and Woller voting nay (14). Motion failed. Clerk called roll on the amendment by Supervisor Alber with Supervisors Alber, Berndt, Fox, Mittelsteadt, Rankin, Simon, and Zeitz voting aye (7); and Supervisors Caylor, Kahle, Krueger, Lee, Lussow, Meyer, Plant, Powell, Rusch, Saal, Schneider, Short, Weaver and Woller voting nay (14). Motion failed. Clerk called roll on the original motion with Supervisors Caylor, Kahle, Krueger, Lee, Lussow, Meyer, Plant, Powell, Rusch, Saal, Schneider, Short, Weaver and Woller voting aye (14); Supervisors Alber, Berndt, Fox, Mittelsteadt, Rankin, Simon and Zeitz voting nay (7). Resolution 2006-12-75 is adopted and motion is carried.

Resolution No. 2006 - 12 - 76

Title: INITIAL RESOLUTION AUTHORIZING GENERAL OBLIGATION BONDS IN AN AMOUNT NOT TO EXCEED \$2,290,000 TO FINANCE JAIL POD PROJECT

WHEREAS, the Board of Supervisors of Lincoln County, Wisconsin (the "County") finds and determines that it is necessary, desirable and in the best interest of the County to raise funds for the public purpose of paying the cost of the construction and equipping of a pod addition to the County Jail (the "Project"), and there are insufficient funds on hand to pay the costs of the Project;

WHEREAS, the Board of Supervisors hereby finds and determines that the Project is within the County's power to undertake and serves a "public purpose" as that term is defined in Section 67.04(1)(b) of the Wisconsin Statutes;

WHEREAS, counties are authorized by the provisions of Chapter 67 of the Wisconsin Statutes to borrow money and issue general obligation bonds for said public purpose;

WHEREAS, counties may issue general obligation bonds for such public purpose pursuant to Section 67.045(1)(b) of the Wisconsin Statutes if the Board of Supervisors adopts a resolution that sets forth its reasonable expectations that issuance of the bonds will not cause the County to increase the debt levy rate, as defined in Section 59.605(1)(b) of the Wisconsin Statutes;

WHEREAS, the County's 1992 debt levy rate, which is the base for the County's debt levy rate limit, was .000355115 as set forth on the attached Exhibit A;

WHEREAS, the five year historical average percentage of dollar growth in equalized values of taxable property exclusive of tax incremental district value is 7.08% as set forth in the attached Exhibit B;

WHEREAS, the proposed debt service for the general obligation bonds necessary to pay the cost of the Project (the "Bonds") is set forth on the attached Exhibit C;

WHEREAS, at this time the County anticipates issuing future debt in the years and amounts shown on Exhibit C;

WHEREAS, the proposed debt service for the Project, taking into account the anticipated future debt issuance, shows no debt levy rate in excess of the County's 1992 debt levy rate over the life of the Bonds, as demonstrated on Exhibit C;

WHEREAS, the County's independent certified public accountants have agreed that the Project constitutes expenditures which can be associated with the issuance of long term debt in accordance with Generally Accepted Accounting Principles as set forth in the attached Exhibit D;

WHEREAS, the past and anticipated revenues used to abate the County's debt levy are shown on Exhibit E, which also includes supporting documentation regarding the availability of such revenues; and

WHEREAS, there are no balloon payments or variable rate debt contemplated by the County.

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

Section 1. Reasonable Expectations. In accordance with Section 67.045(1)(b) of the Wisconsin Statutes and Wis. Admin. Code Tax 21.06 and on the basis of the information set forth on Exhibits A through E attached hereto, the Board of Supervisors reasonably expects that \$2,290,000 general obligation bonds issued to pay the cost of the Project will not cause the County to increase the debt levy rate as defined in Section 59.605(1)(b) of the Wisconsin Statutes.

Section 2. Authorization of the Bonds. For the purpose of paying the cost of the Project, there shall be borrowed pursuant to Chapter 67 of the Wisconsin Statutes a principal sum not to exceed TWO MILLION TWO HUNDRED NINETY THOUSAND DOLLARS (\$2,290,000) and there be issued general obligation bonds in an amount not to exceed \$2,290,000 therefor.

Section 3. Notice. Pursuant to Wis. Admin. Code Tax 21.06, the County Clerk is directed to send to the Department of Revenue a copy of this resolution and all supporting documentation appended thereto together with the voting results thereon and a completed county tax levy rate limit reporting form within ten business days of the adoption hereof together with any other information requested by the Department of Revenue.

Dated this 19th day of December, 2006

Introduced: Jointly by the Finance and Insurance Committee and Building Committee
Committee Action: Passed 7-1 on December 11, 2006
Fiscal Impact: See Exhibit C - \$2,290,000

By _____
County Clerk

By _____
Chairperson of the County Board

Motion made by Supervisor Lussow, seconded by Supervisor Rankin to adopt Resolution 2006-12-76. Chair Powell asked Ray Bloomer to speak on the Resolution. Discussion was held. Clerk called roll with Supervisors Berndt, Caylor, Kahle, Krueger, Lee, Lussow, Meyer, Plant, Powell, Rankin, Rusch, Saal, Schneider, Short, Simon, Weaver and Woller voting aye (17); Supervisors Alber, Fox, Mittelsteadt and Zeitz voting nay (4). Resolution 2006-12-76 is adopted and motion is carried.

Resolution 2006-12-69

Title: AUTHORIZATION TO INCREASE MARRIAGE LICENSE AND WAIVER FEES

WHEREAS, marriage license fees in Lincoln County have not increased since August 1, 1992;
and

WHEREAS, the majority of the counties in the State of Wisconsin charge higher license fees than Lincoln County, and

WHEREAS, Wisconsin State Statute 765.15 states that the county board may increase the license fee by any amount, and

WHEREAS, Lincoln County can use the increase of license fees to reduce the tax levy.

NOW, THEREFORE BE IT RESOLVED, the Lincoln County Board of Supervisors authorizes Lincoln County Clerk to increase marriage license fees from \$55.00 to \$65.00 and to increase the five (5) day waiver fee from \$5.00 to \$10.00 effective January 1, 2007.

Dated this 19th day of December, 2006

Introduced by: Finance and Insurance Committee

Committee Action: Finance and Insurance Committee; Passed 5-0 on 12/8/06

Fiscal Impact: Approximately \$2,000.00 per year

Motion made by Supervisor Woller, seconded by Supervisor Lee to adopt Resolution 2006-12-69. Clerk Kunkel explained the Resolution. Resolution 2006-12-69 is adopted by a voice vote with all Supervisors voting aye except Supervisors Alber and Zeitz voting nay and motion is carried.

Resolution 2006-12-70

Title: Ordering County Clerk to Take Tax Deeds of the 2004 Sale

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) the Property Evaluation Team inspected 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 December 15, 2006; and

NOW, THEREFORE BE IT RESOLVED, by the Lincoln County Board of Supervisors in session on December 19, 2006 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 2004 sale 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 this 19th day of December, 2006

Introduced by: Finance & Insurance Committee

Committee Action: Finance & Insurance Committee; Passed 5-0 on 12/08/06

Fiscal Impact: Unknown

Motion made by Supervisor Lussow, seconded by Supervisor Lee to adopt Resolution 2006-12-70. Resolution 2006-12-70 is adopted by a voice vote and motion is carried.

Resolution 2006 – 12 - 71

Title: Cancellation of County Checks

WHEREAS, it is in the business interest of Lincoln County that all County Checks be negotiated promptly, and

WHEREAS, the following checks have reached their expiration date,

NOW, THEREFORE BE IT RESOLVED, by the Lincoln County Board of Supervisors that the following checks be canceled and returned to the fund from which the check originated:

DATE	CHECK NO.	NAME	AMOUNT
6/23/05	185751	Pizza Hut	\$38.96
7/20/05	186503	David Chapleau	10.80
7/21/05	186797	Andrea Hoffman	10.80
8/11/05	187388	Florence Karpenske	37.05
9/29/05	189099	Gale Peshek-Masters	3.69
11/03/05	190451	Samuel W. Zastrow	3.66
12/01/05	191117	Heidi J. Griebel	16.16
12/22/05	191968	Stephen Cupples	16.16
12/22/05	192022	Kenosha Co.Sheriff	51.25
1/26/06	193198	Jozlynn Baeten	22.60
3/30/06	195386	Alan Hutchison	16.00
5/11/06	197132	Bill Wolff	<u>20.40</u>
GENERAL TOTAL			\$247.53

Adopted this 19th day of December, 2006

Introduced by: Finance Committee

Committee Action: Finance Committee - Passed on 12/08/06

Fiscal Impact: +\$247.53

Motion made by Supervisor Caylor, seconded by Supervisor Lussow to adopt Resolution 2006-12-71. Discussion was held. Resolution 2006-12-71 is adopted by a voice vote and motion is carried.

Resolution No. 2006 - 12 - 72

Title: Designation of Public Depositories

WHEREAS, provisions in Chapter 34 and Chapter 59 of Wisconsin Statutes require that counties designate public depositories;

NOW, THEREFORE BE IT RESOLVED, that the following banking institutions shall be and are hereby designated, until further action, as public depositories for all public monies coming into the hands of the Treasurer of Lincoln County, State of Wisconsin:

Citizens Bank, Tomahawk, WI 54487
 Lincoln County Bank, Merrill, WI 54452
 M & I Citizen's American Bank, Merrill, WI 54452
 River Valley State Bank, Merrill, WI 54452
 Park City Credit Union, Merrill, WI 54452
 Merrill Federal Savings & Loan, Merrill, WI 54452
 State Investment Pool, Madison, WI 53707
 M & I Trust Company, Wausau, WI 54401

NOW, THEREFORE BE IT ALSO RESOLVED, that the list of bank accounts on the accompanying schedule be approved for use by Lincoln County.

Dated this 19th day of December, 2006

Introduced by: Finance and Insurance Committee

Committee Action: Passed 4-0 on December 8, 2006

Fiscal Impact: N/A

Motion made by Supervisor Woller, seconded by Supervisor Caylor to adopt Resolution 2006-12-72. Resolution 2006-12-72 is adopted by a voice vote with Zeitz voting nay and motion is carried.

Resolution 2006-12-73

**Title: Approve Acquisition of Forested Lands for
County Forest Purposes**

WHEREAS, the Lincoln County Forestry, Land and Parks Committee has negotiated and approved the acquisition of 40 acres of forested land in the Township of Russell, Lincoln County, Wisconsin from Laverne and Betty Lemke, and

WHEREAS, the property is further described as NE1/4 NW1/4 Section 9, T33N, R8E and

WHEREAS, this parcel is surrounded by county forest property and the acquisition of this parcel will fulfill county forest blocking goals, provide recreational opportunities, eliminate 1 mile of county forest boundary maintenance, protect lakeshore areas and return revenue to the county through the sale of forest products, and

WHEREAS, blocking of lands within the county forest to provide for efficient administration of the forest is an empowerment of the Forestry, Land and Parks Committee as stated in the Lincoln County Forest Fifteen-Year Comprehensive Land Use Plan and the General Code of Lincoln County, and

WHEREAS, the negotiated price for this parcel is \$70,000 and the source of funds for purchase is the County Forest Land Purchase Account.

NOW, THEREFORE BE IT RESOLVED, the Lincoln County Board of Supervisors do hereby ordain as follows:

1. To authorize the acquisition of the above described lands from Laverne and Betty Lemke using funds from the County Forest Land Purchase Account, and
2. To authorize the proper county officials to execute the documents necessary to complete the transaction.

Dated this 19th day of December, 2006

Introduced by: Forestry, Land and Parks Committee

Committee Action: Dec. 4, 2006; Passed 4-0, James Alber, excused

Fiscal Impact: \$70,000.00

Motion made by Supervisor Caylor, seconded by Supervisor Lussow to adopt Resolution 2006-12-73. Tom Tylanda, Realtor, spoke on this purchase. Jane Severt, Forestry Administrator, also spoke on the Resolution. Discussion was held. Motion made by Supervisor Alber to layover this Resolution for 1 month for the Forestry Committee to see if there is some land to sell off to offset the sale. This motion was seconded by Supervisor Zeitz. Discussion held on the motion to layover. Supervisor Alber stated that he would withdraw his motion to layover after hearing the explanation from Supervisor Rankin. Supervisor Zeitz withdrew his second. Resolution 2006-12-73 is adopted by a voice vote and motion is carried.

Resolution 2006-12-74

Title: Conveyance of Real Estate

BE IT RESOLVED, by the Lincoln County Board of Supervisors duly assembled this 19th day of December, 2006 that the following conveyance of real estate to be made by the County Clerk in behalf of Lincoln County, be and same are hereby ratified, confirmed, and approved:

<u>Purchaser</u>	<u>Description</u>	<u>Amount</u>
Peter Janda Michelle Janda	The East two (2) rods of the Northwest Quarter (NE ¼ NW ¼) of Section Twenty-one (21), Township Thirty-two (32) North, Range Five (5) East.	\$1,500.00

<u>Purchaser</u>	<u>Description</u>	<u>Amount</u>
Robert Zortman Brek Zortman Drake Zortman	The Southeast Quarter of The Southwest Quarter (SE ¼ SW ¼) of Section Five (5), Township Thirty-two (32) North, Range Seven (7) East.	\$105,086.00

Dated this 19th day of December, 2006

Introduced by: Highway Committee:

Committee Action on conveyance of land to Peter Janda and Michelle Janda October 5, 2006
Passed 5-0

Committee Action on conveyance of land to Robert Zortman, Brek Zortman and Drake Zortman
December 7th 2006 - Passed 4-0

Fiscal Impact: \$106,586.00

Motion made by Supervisor Lussow, seconded by Supervisor Meyer to adopt Resolution 2006-12-74. Randy Scholz, Highway Commissioner, explained the Resolution. Resolution 2006-12-74 is adopted by a voice vote and motion is carried.

Resolution 2006-12-77

Title: Approval of Year 2007 Pay rates for Non-represented employees (non-elected)

WHEREAS, the Personnel Committee has reviewed the County's Salary Plan for non-represented employees, and

WHEREAS, the Committee recommends a 3% across the board increase to the DMG pay plan for the year 2007, effective January 1, 2007, and

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

Dated this 19th day of December, 2006

Introduced by: Personnel Committee

Committee Action: Personnel Committee Passed on 12/05/06 4-0 Lussow absent

Fiscal Impact: Approximately \$142,527 increase over 2006

Motion made by Supervisor Caylor, seconded by Supervisor Woller to adopt Resolution 2006-12-77. Discussion was held. Supervisor Zeitz made a motion to table Resolution 2006-12-77, seconded by Supervisor Fox. Chair called a Point of Order – No discussion. Clerk called roll call with Supervisors Fox and Zeitz voting aye (2); all the rest of the Supervisors voting nay (19). Motion failed. Discussion continued. John Mulder, Administrative Coordinator, explained a question asked by Supervisor Short. More discussion held. Resolution 2006-12-77 is adopted by a voice vote and motion is carried.

Resolution 2006 - 12 - 78

Title: Requiring a 3/4 majority vote to authorize bonding

WHEREAS there is no ordinance language requiring a 3/4 majority vote by the County Board to authorize bonding, and

WHEREAS, in the absence of ordinance language, the County Board is referred to statutory interpretation as it applies to the required majority vote for bonding, and

WHEREAS, state statutes do not mandate a simple majority to authorize bonding and allows the County board to chose a higher standard to authorize bonding and,

WHEREAS, the established standard has been a 3/4 majority vote to authorize bonding and

WHEREAS, a 3/4 majority vote is taxpayer insurance that the board meets a higher standard to have access to taxpayer money, now

THEREFORE BE IT RESOLVED that any request for bonding meet the established 3/4 majority vote standard to authorize bonding.

Dated this 19th day of December, 2006

Introduced by: Jim Alber

Fiscal Impact: Unknown

Motion made by Supervisor Alber, seconded by Supervisor Zeitz to adopt Resolution 2006-12-78. Supervisor Alber explained again and requested a roll call vote. Discussion was held. Clerk called roll with Supervisors Alber, Berndt, Fox, Mittelsteadt, Rankin, Simon and Zeitz voting aye (7); Supervisors Caylor, Kahle, Krueger, Lee, Lussow, Meyer, Plant, Powell, Rusch, Saal, Schneider, Short, Weaver and Woller voting nay (14). Motion failed.

Resolution 2006-12-79

Title: A Resolution to Seek Citizen Input Regarding the Lincoln County Building Project

WHEREAS, the Lincoln Board sought citizen input in an April, 1999 referendum on the Lincoln County jail problem; and

WHEREAS, the citizens of Lincoln County voted overwhelmingly 5 – 1 to fix Lincoln County's Jail problem and keep the jail facility at its present location; and

WHEREAS, no voice of the people has since been recorded to support any other building concept, especially an Office/Administration/Service Building.

THEREFORE BE IT RESOLVED, that the Lincoln County Board of Supervisors wishes to seek the opinion of the residents of this County in a referendum vote to be placed on the ballot for the April, 2007 Election. The measure to be voted on by the people shall state:

We the Citizens of Lincoln County approve of a Resolution remodeling the Lincoln County Jail to satisfy the State of Wisconsin Department of Justice concerns in housing prisoners, including the Court System with the Jail, and utilizing the Historic Courthouse for a Lincoln County Administration Facility.

Dated this 19th day of December, 2006

Introduced by: Bill Zeitz

Motion made by Supervisor Zeitz, seconded by Supervisor Alber to adopt Resolution 2006-12-79. Supervisor Zeitz explained. Discussion was held. A roll call vote was called for. Clerk called roll with Supervisors Alber, Fox, Mittelsteadt, Saal and Zeitz voting aye (5); Supervisors Berndt, Caylor, Kahle, Krueger, Lee, Lussow, Meyer, Plant, Powell, Rankin, Rusch, Schneider, Short, Simon, Weaver, and Woller voting nay (16). Motion failed.

ORDINANCE 2006-12-494

AN ORDINANCE AMENDING THE GENERAL CODE OF THE COUNTY OF LINCOLN

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

Section 4.58 and 4.59 are hereby repealed

4.58 EXPENSE REIMBURSEMENT. (Rnbd. #286-96)

- (1) ~~Attendance at conferences, conventions or other formal meetings outside the County must be authorized by the department's supervising committee or board or by the County Board Chairman.~~
- (2) ~~Officials and employees on authorized County business shall have necessary expenses reimbursed at the following rates:~~
- (a) ~~Hotel or Motel. Per receipt.~~

(b) ~~Mileage. Payable at the current I.R.S. rate, for employees complying with insurance requirements at Section 4.39, infra. Those not in compliance will be paid 9 cents less per mile. (Am. #217-92; #260-95; #268-96)~~

(c) ~~Meals. (Am. #200-91)~~

1. ~~When accompanied by a receipt, up to \$5 for breakfast; up to \$7 for lunch; and up to \$11 for evening meal.~~

2. ~~Meals not accompanied by receipt, \$5.~~

~~(3) Other travel expenses may be reimbursed when approved by the Finance and Insurance Committee.~~

~~(4) Claims for expense reimbursement must be approved by the department's oversight committee/board.~~

4.59 AUTOMOBILE INSURANCE. (Rnbd. #286-96)

~~(1) County personnel, including elected public officials, who use their personal vehicle for County travel on a regular and frequent basis are required by our insurance carrier to carry minimum limits of automobile liability insurance. The minimum limits of liability are \$100,000/\$300,000 or a combined single limit of \$300,000. It is understood that the term "regular and frequent" means as required by position description. Personnel in this category must provide the County with evidence of insurance (a certificate of insurance or photocopy of their policy declarations page), showing the minimum limits required on or before January 15 of each year.~~

~~(2) Volunteer drivers must also provide evidence of insurance (a certificate of insurance or a photocopy of their policy declarations page). Volunteer drivers are exempt from the required minimum limits of liability.~~

~~(3) In each case, County personnel using their personal vehicle or volunteer drivers would be covered by their primary automobile liability insurance. The County's automobile liability would act in excess of the primary limits.~~

Dated this 19th day of December, 2006

Introduced by: Personnel Committee

Committee Action: Personnel Committee - Passed 4-0 Lussow absent on 12/5/06

Fiscal Impact: None

LINCOLN COUNTY, WISCONSIN

CURTIS POWELL

Chairman

ROBERT D. KUNKEL

County Clerk

Motion made by Supervisor Plant, seconded by Supervisor Caylor to adopt Ordinance 2006-12-494. John Mulder, Administrative Coordinator, explained the Ordinance. Ordinance 2006-12-494 is adopted by a voice vote and motion is carried.

REPORT OR ACTION ON CLAIMS AGAINST THE COUNTY OF LINCOLN –

STAINLESS STEEL SPECIALISTS, INC. \$1,075.00

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

REPORT OF MILEAGE AND PER DIEM

21 Supervisors will be paid mileage and per diem for attendance at the December 19, 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 meeting will be held at the Health & Human Services Building, Lower Level Conference Room – in the City of Merrill on January 16, 2007 at 6:00 p.m.

Motion made by Supervisor Krueger, seconded by Supervisor Meyer to adjourn the meeting at 7:30 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, December 19, 2006.

Robert D. Kunkel, Lincoln County Clerk