

LINCOLN COUNTY BOARD OF SUPERVISORS

Tuesday, April 21, 2020 - 9:00 a.m.

Meeting Location: Room 257/Government Services Center 801 N. Sales St., Merrill, WI 54452

Via Teleconference and In-Person Attendance

Persons wishing to attend the meeting by phone may call into the telephone conference beginning ten minutes prior to the start time indicated above using the following number:

Conference Call: 1-402-780-1526

Access Code: 202 073 128#

Meeting ID: <https://meet.google.com/uwi-ivyr-kvf?hs=122>

Due to COVID-19 restrictions on mass gatherings, you are encouraged to attend by phone. Preference for in-person attendance will be given to County Board members and essential staff. For those attending in person, please observe social-distancing by staggering your arrival time and by maintaining spacing between attendees of at least 6 feet. Attendees should spread out around the perimeter of the room.

PUBLIC COMMENT ON AGENDA ITEMS: Under the current (COVID-19 pandemic) circumstances, citizens attending by teleconference may have floor privileges to speak on agenda items without signing-in at the meeting location. Before the meeting is called to order, the Clerk will ask teleconference attendees whether any public comment is being offered. When called upon by the Clerk or Board Chair by name, any persons offering public comment should state his/her name and express in good order his/her comments upon the topic under consideration for no more than 5 minutes.

Request for reasonable accommodations for disabilities or limitations should be made prior to the date of this meeting. You may contact the County Clerk at 715.539.1019. Please do so as early as possible so that proper arrangements can be made. Requests are kept confidential.

AGENDA

1. Call to Order
2. Roll Call
3. Oath of Office (administered by County Clerk)
4. Reading & Approval of the Board Minutes – February 18,2020 and April 3, 2020
5. Reports of Standing & Special Committees
 - A. Board of Health: Public Health Officer’s COVID-19 Update - Shelley Hersil
 - B. Administrative & Legislative Committee: Administrative Coordinator’s COVID-19 Situation Report (county operations impacts)
6. Resolutions and Ordinances
 - a) Resolution 2020-04-13 County Board Organization During Public Health Emergency and Safer-at-Home Order
7. Approval for Mileage and Per Diem for Board Meeting
8. Next County Board Meeting Date: Tuesday, May 19, 2020, 6:00 P.M. or at the Call of the Chair
Meeting Location: Lincoln County Service Center, 801 N Sales Street, Room 257, Merrill, WI 54452
9. Adjourn

Posted: Website Date _____ Time _____ a.m./p.m. by _____

News Media Date _____ Time _____ a.m. /p.m. By _____

Service Center Date _____ Time _____ a.m./p.m. By _____

GENERAL REQUIREMENTS:

1. Must be held in a location which is reasonably accessible to the public.
2. Must be open to all members of the public unless the law specifically provides otherwise.

NOTICE REQUIREMENTS:

1. In addition to any requirements set forth below, notice must also be in compliance with any other specific statute.
2. Chief presiding officer or his/her designee must give notice to the official newspaper and to any members of the news media likely to give notice to the public.

MANNER OF NOTICE:

Date, time, place, and subject matter, including subject matter to be considered in a closed session, must be provided in a manner and form reasonably likely to give notice to the public.

TIME FOR NOTICE:

1. Normally, a minimum of 24 hours prior to the commencement of the meeting.
2. No less than 2 hours prior to the meeting if the presiding officer establishes there is a good cause that such notice is impossible or impractical.

EXEMPTIONS FOR COMMITTEES AND SUB-UNITS:

Legally constituted sub-units of a parent governmental body may conduct a meeting during the recess or immediately after the lawful meeting to act or deliberate upon a subject which was the subject of the meeting, provided the presiding officer publicly announces the time, place, and subject matter of the sub-unit meeting in advance of the meeting of the parent governmental body.

PROCEDURE FOR GOING INTO CLOSED SESSION:

1. Motion must be made, seconded, and carried by roll call majority vote and recorded in the minutes.
2. If motion is carried, chief presiding officer must advise those attending the meeting of the nature of the business to be conducted in the closed session, and the specific statutory exemption under which the closed session is authorized.

STATUTORY EXEMPTIONS UNDER WHICH CLOSED SESSIONS ARE PERMITTED:

1. Deliberation of judicial or quasi-judicial matters. Sec. 19.85(1)(a)
2. Considering dismissal, demotion, or discipline of any public employee or the investigation of charges against such person and the taking of formal action on any such matter; provided that the person is given actual notice of any evidentiary hearing which may be held prior to final action being taken and of any meeting at which final action is taken. The person under consideration must be advised of his/her right that the evidentiary hearing be held in open session and the notice of the meeting must state the same. Sec. 19.85(1)(b).
3. Considering employment, promotion, compensation, or performance evaluation data of any public employee. Sec. 19.85(1)(c).
4. Considering strategy for crime detection or prevention. Sec. 19.85(1)(d).
5. Deliberating or negotiating the purchase of public properties, the investing of public funds, or conducting other specified public business whenever competitive or bargaining reasons require a closed session. Sec. 19.85(1)(e).
6. Considering financial, medical, social, or personal histories or disciplinary data of specific persons, preliminary consideration of specific personnel problems or the investigation of specific charges, which, if discussed in public would likely have an adverse effect on the reputation of the person referred to in such data. Sec. 19.85(1)(f).
7. Conferring with legal counsel concerning strategy to be adopted by the governmental body with respect to litigation in which it is or is likely to become involved. Sec. 19.85(1)(g).
8. Considering a request for advice from any applicable ethics board. Sec. 19.85(1)(h).

CLOSED SESSION RESTRICTIONS:

1. Must convene in open session before going into closed session.
2. May not convene in open session, then convene in closed session and thereafter reconvene in open session with twelve (12) hours unless proper notice of this sequence was given at the same time and in the same manner as the original open meeting.
3. Final approval or ratification of a collective bargaining agreement may not be given in closed session.

BALLOTS, VOTES, AND RECORDS:

1. Secret ballot is not permitted except for the election of officers of the body or unless otherwise permitted by specific statutes.
2. Except as permitted above, any member may require that the vote of each member be ascertained and recorded.
3. Motions and roll call votes must be preserved in the record and be available for public inspection.

USE OF RECORDING EQUIPMENT:

The meeting may be recorded, filmed, or photographed, provided that it does not interfere with the conduct of the meeting or the rights of the participants.

LEGAL INTERPRETATION:

1. The Wisconsin Attorney General will give advice concerning the applicability or clarification of the Open Meeting Law upon request.
2. The municipal attorney will give advice concerning the applicability or clarification of the Open Meeting Law upon request.

PENALTY:

Upon conviction, any member of a governmental body who knowingly attends a meeting held in violation of Subchapter IV, Chapter 19, Wisconsin Statutes, or who otherwise violates the said law shall be subject to forfeiture of not less than \$25.00 nor more than \$300.00 for each violation.

Lincoln County Board of Supervisors

Meeting: February 18, 2020

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 9:00 a.m., Pledge of allegiance followed. Roll was called with the following present: Allen, Ashbeck, Bialecki, Bolder, Breitenmoser, Callahan, Gilk, Gorski, Lee, Loka, Mueller, Panfil, Rusch, Saal, Voermans, Weaver, and Woellner (17). Excused: Heller, Koth, Hafeman, Nowak, and Ratliff

4. Announcements/Recognitions/Awards/Appointments

A. Announcements: None

B. Service Recognitions for February 2020:

20 Years: Anthony (Tony) Dallman, Land Services Department

25 Years: David Pankow, Highway Department

C. Appointments & Re-Appointments:

1) Appoint Hans Breitenmoser to Board of Wisconsin PACE Commission (Term expires 4/21/2020). M/S Bialecki/Allen to appoint Hans Breitenmoser to Board of Wisconsin PACE Commission (Term expires 4/21/2020). Motion carried by a voice vote.

5. Approval of the Minutes: M/S Panfil/Bolder to approve the January 21, 2020 minutes as presented. Motion carried by a voice vote.

6. A. Letters: None

B. Memorials: None

7. Reports of Standing & Special Committees:

A. Finance Committee: 2020 Year-to-date Report – Finance Director (Dan Leydet) Mr. Leydet gave an overview of his report and answered questions. Report was placed on file.

B. Administrative & Legislative Committee: Administrative Coordinator's Written Report – January - (Jason Hake) Mr. Hake gave an overview of his report and answered questions. Report was placed on file.

8. Resolutions and Ordinances

A. 1) Resolution 2020-02-03

Resolution Accepting and Expressing Gratitude to Ascension Good Samaritan Hospital for the donation of \$1300, for implementing the Live Well Lincoln Community Health Improvement Plan.

Whereas, Lincoln County Health Department has health priorities identified in its five year Community Health Improvement Plan,

Whereas Ascension Good Samaritan Hospital is a community partner in implementing the Community Health Improvement Plan for Lincoln County,

Whereas a letter was sent to Ascension Good Samaritan Hospital requesting a donation to purchase dental sealant supplies for school-based clinics.

Whereas Ascension Good Samaritan Hospital responded with a donation of \$1,300 which was accepted by the Board of Health on January 30, 2020.

NOW, THEREFORE BE IT RESOLVED, that on behalf of the Citizens of Lincoln County and the Lincoln County Board of Supervisors, accepts and expresses sincere gratitude for the \$1,300 donation from the Ascension Good Samaritan Hospital.

BE IT FURTHER RESOLVED that this resolution be sent to the Ascension Good Samaritan Hospital with sincerest gratitude.

Dated: 2/18/2020

Introduced by: Board of Health Date Passed: January 30, 2020 Committee Vote: 7-0

Fiscal Impact: Savings of \$1300

Prior to adoption, Clerk Marlowe announced that resolution 2020-02-03 had not been included in the meeting packet and that the resolution would be brought to March County Board for consideration.

2) Resolution 2020-02-04

Resolution Accepting \$4,655 Donation from Merrill Area United Way

WHEREAS, the Healthy Minds for Lincoln County brings the community together to empower people through education and resources to support healthy choices regarding substances and social and emotional well-being.; and

WHEREAS, the Healthy Minds for Lincoln County is currently co-chaired by Debbie Moellendorf, UW-Madison Division of Extension and Kristin Bath, Health Department; and

WHEREAS, a donation of \$4,655 has been received from Merrill Area United Way to assist to offset the costs to implement the following projects:

- Purchasing new items for Mock Teen Bedroom to keep this educational program for parents and other adults current with items local law enforcement are seeing in the community; and
- Administering the 2020 Social Norms Student survey at the Merrill High School and Prairie River Middle School; and
- Implementing a marketing campaign to promote the Lincoln County Parent Pact, that provides parents with guidelines about alcohol, bullying, weapons, cellphone and Internet use, along with conversation starters to use with other parents when children and their friends are at each other's houses; and
- Implementing the 2020 Merrill Social Norms educational marketing campaign (<https://lincoln.uwex.edu/p/dfc/social-norms/merrill-social-norms/>) to correct the misperceptions that students, parents and others have on the prevalence of teen alcohol, tobacco and other drug use.

NOW, THEREFORE BE IT RESOLVED that the Lincoln County Board of Supervisors accepts and expresses gratitude for the \$4,655 donation from Merrill Area United Way on behalf of the Lincoln County Drug Free Coalition who is responsible for implementing these projects.

Dated: February 18, 2020

Introduced by: Administrative and Legislative Committee

Date Passed: February 5, 2020

Committee Vote: 7-0

Fiscal Impact: Receiving \$4,655 for Healthy Minds for Lincoln County to implement projects.

M/S Breitenmoser/Ashbeck to adopt Resolution 2020-02-04. Motion carried by voice vote.

3) Resolution 2020-02-05

Resolution accepting \$400 through the Wisconsin Health Literacy, Inc.

WHEREAS, the Healthy Minds Coalition brings the community together to empower people through education and resources to support healthy choices regarding substances and social and emotional wellbeing; and

WHEREAS, the Healthy Minds for Lincoln County is currently co-chaired by Debbie Moellendorf, UW-Madison Division of Extension and Kristin Bath, Health Departments; and

WHEREAS, the Healthy Minds for Lincoln County is eligible to receive a \$400 stipend from the Wisconsin Health Literacy, Inc. for hosting two "Let's Talk about Pain Medicines" educational programs on November 13, 2019 in Merrill and on December 5, 2019 in Tomahawk.

NOW, THEREFORE BE IT RESOLVED, that the Lincoln County Board of Supervisors accepts the \$400 from Wisconsin Health Literacy, Inc. on behalf of the Healthy Minds for Lincoln County who implemented these two educational events.

Dated: February 18, 2020

Introduced by: Administrative and Legislative Committee

Date Passed: February 5, 2020

Committee Vote: 7-0 Fiscal Impact: Receiving \$400 towards implementation of projects identified above.

M/S Panfil/Voermans to adopt Resolution 2020-02-05. Motion carried by a voice vote.

4) Resolution 2020-02-06

APPROVE THE 2019 LINCOLN COUNTY FOREST ANNUAL REPORT AND ADD TO CHAPTER 3000 OF THE 15-YEAR LINCOLN COUNTY FOREST COMPREHENSIVE LAND USE PLAN

WHEREAS, The Lincoln County Board of Supervisors approved the 2006-2020 Lincoln County Forest Comprehensive Land Use Plan on October 18, 2005; and

WHEREAS, This 15-year plan is a working dynamic document, subject to amendments and additions by the Lincoln County Forestry, Land and Parks Committee and the Lincoln County Board of Supervisors; and

WHEREAS, the Lincoln County Forest Annual Report is routinely added to chapter 3000 of the Lincoln County Forest Comprehensive Land Use Plan as a way to summarize its main accomplishments over the past year for historical record and to evaluate progress on short and long-term goals of the County Forest and Recreational System; and

WHEREAS, the Lincoln County Forestry, Land and Parks Committee has reviewed and approved the 2019 County Forest Annual Report to supplement the Fifteen-Year Lincoln County Forest Comprehensive Land Use Plan.

NOW, THEREFORE BE IT RESOLVED, the Lincoln County Board of Supervisors does hereby ordain and resolve to approve and adopt the 2019 Lincoln County Forest Annual Report.

AND BE IT FURTHER RESOLVED, that the 2019 Lincoln County Forest Annual Report will be included as an amendment to chapter 3000 of the Fifteen-Year Lincoln County Forest Comprehensive Land Use Plan.

Dated: This 18th day of February, 2020

Introduced by: Forestry, Land & Parks Committee Date Passed: February 10, 2020

Committee Vote: Passed Unanimously Fiscal Impact: None

M/S Saal/Bialecki to adopt Resolution 2020-02-06. Motion carried by a voice vote. (The Annual Report can be viewed at the Forestry, Land & Parks Department, County Clerk’s Office and on the Lincoln County Website.)

5) Resolution 2020-02-07

SETTING TOTAL ANNUAL COMPENSATION FOR COUNTY ELECTED OFFICIALS PURSUANT TO SEC. 59.22, WIS. STATS.

(County Clerk, Treasurer, Register of Deeds/ Jan, 2021 – Jan, 2025)

WHEREAS, pursuant to sec. 59.22, Wis. Stats., the Board must establish the total annual compensation to be paid to county elected officials (other than supervisors and circuit judges) prior to the earliest time for filing nomination papers for the county elective office; and

WHEREAS, the Board desires to establish the total annual compensation for county elected officials, which is separate and distinct from the fringe benefits offered by the County to elected officials, and which fringe benefits are subject to increase or decrease during the officer’s term at the discretion of the Board and in accordance with state and federal law; and

WHEREAS, as part of the County’s fringe benefit program county elected officials (a) may participate in the Wisconsin Retirement System in accordance with state law; and (b) are eligible to receive health insurance coverage under the same terms and conditions as the health insurance coverage offered to non-represented managerial county employees who are not law enforcement managerial employees or non-represented managerial employees described in sec. 111.70(1)(mm)2, Wis. Stats.; and

WHEREAS, for each month served, \$150 is contributed to the post employment health plan (PEHP) of each county elected official; and

NOW, THEREFORE BE IT RESOLVED, that the total annual compensation for county elected officers under sec. 59.22(1), Wis. Stats. shall be as follows, effective on the first day of a term of office that begins after the date of this resolution:

Elected Official	Total Annual Compensation			
	2021	2022	2023	2024
County Clerk	\$63,128	\$65,270	\$67,475	\$69,680
Treasurer	\$63,128	\$65,270	\$67,475	\$69,680
Register of Deeds	\$63,128	\$65,270	\$67,475	\$69,680
Total Annual Post-Employment Health Plan (\$150/month)				
Elected Official	2021	2022	2023	2024
County Clerk	\$9,000*	\$1,800	\$1,800	\$1,800
Treasurer	\$9,000*	\$1,800	\$1,800	\$1,800
Register of Deeds	\$9,000*	\$1,800	\$1,800	\$1,800

*This amount also compensates these officials for the 2017-2020 term during which they were not paid this type of compensation. This is a one-time non-precedent payment.

Mileage, Meals and Lodging Expenses

Reimbursed on the terms set forth in the Lincoln County Personnel Policy, which may be modified from time to time; and

No Fee for Service

This compensation shall be in lieu of any fee for service or any other payments of any kind.

BE IT FURTHER RESOLVED that as and for fringe benefits, the aforementioned county elected officials are entitled to (a) participate in the Wisconsin Retirement System in accordance with law and the County shall pay only its share of contributions required by law; and (b) are eligible to participate in the County’s health insurance program subject to the terms and conditions of the program, which may be modified from time to time, under the same terms and conditions as the plan and coverage offered to non-represented managerial county employees who are

not law enforcement managerial employees or non-represented managerial employees described in sec. 111.70(1)(mm2, Wis. Stats.; and

Dated this 18th day of February, 2020

Introduced by: Personnel Committee Committee Action:

Fiscal Impact:

Wages

The total wage increase for the 4 year term is \$19,656 (\$6,552 per person) which is set forth in the County’s pay plan salary schedule that was implemented in 2017.

Post-Employment Health Plan (PEHP)

The total cost of the PEHP is \$43,200 (\$14,400/person) for the 4 year term. In 2021 there is a one-time lump sum payment of \$21,600 (\$7,200 per elected official). In additional, each elected official will receive an annual PEHP payment of \$1,800 (\$150 per month x 12 months). County employees do not receive this compensation.

M/S Panfil/Callahan to adopt Resolution 2020-02-07. Motion carried by a voice vote.

B. Ordinances - None

9. Reports of Claims: None

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

11. Next County Board Meeting: Tuesday, March 17, 2020, at 6:00 p.m., at William Buedingen Training Center, W6147 State Road 86, Tomahawk, WI 54487

12. M/S Callahan/Ashbeck to adjourn. Motion carried by a voice vote. Meeting adjourned at 9:30 a.m.

STATE OF WISCONSIN)

) SS

COUNTY OF LINCOLN)

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 18, 2020.

Christopher J Marlowe, County Clerk

Lincoln County Board of Supervisors

Meeting: April 3, 2020

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 9:00 a.m. Roll was called with the following present: Allen, Ashbeck, Bialecki, Breitenmoser, Callahan, Gilk, Hafeman, Heller, Koth, Lee, Loka, Nowak, Panfil, Saal, Voermans, and Weaver (16). Excused: Bolder, Gorski, Mueller, Ratliff, Rusch, and Woellner (6).

3. Reports of Standing & Special Committees:

- A. Board of Health: Public Health Officer’s COVID-19 Update – Health Officer (Shelley Hersil) Ms. Hersil gave an update on COVID-19 in Lincoln County. So far there are no reported cases in Lincoln County.
- B. Administrative & Legislative Committee: Administrative Coordinator’s COVID-19 Situation Report - (Jason Hake) Mr. Hake gave an overview of how Lincoln County is handling staffing and having employees work from home.

4. Resolutions and Ordinances

A. 1) Resolution 2020-04-11

Ratification, Alteration, Modification or Repeal of March 19, 2020 Proclamation

Declaring A State of Emergency

WHEREAS, on 3/19/20, Lincoln County Board Chair Robert J. Lee declared that a state of emergency exists in Lincoln County because of the COVID-10 pandemic consistent with sec. 323.14(4)(a), Wis. Stats.; and WHEREAS, pursuant to sec. 323.14(4)(a), Wis. Stats, the proclamation is “...subject to ratification, alteration, modification or repeal by the County Board as soon thereafter as the Board can meet, but the subsequent action taken by the governing body shall not affect the prior validity of the proclamation...”; and WHEREAS, it is deemed appropriate and necessary to provide Lincoln County Board Chair Robert Lee and County Administrative Coordinator Jason Hake the general authority to order, subject to ratification if practicable, whatever is necessary and expedient for the health, safety, protection, and welfare of the persons and property within Lincoln County in the emergency; and WHEREAS, the County Board and its subunits could be prevented from meeting physically, by reason of the COVID-19 pandemic, and may need to do/continue to do virtual meetings; and NOW, THEREFORE BE IT RESOLVED, that the Lincoln County Board of Supervisors hereby vests the Lincoln County Board Chair and Lincoln County Administrative Coordinator with the general authority, subject to ratification if practicable, whatever is necessary and expedient for the health, safety, protection, and protection and welfare of persons and property within Lincoln County in the emergency. BE IT FURTHER RESOLVED, that the County Board or its subunits are, for the duration of the COVID-19 pandemic, authorized to hold a virtual meeting that is reasonably accessible consistent with Wisconsin’s Open Meetings Law. Dated this 3rd day of April, 2020

Introduced by: Robert J. Lee, Chair Fiscal Impact: none

M/S Breitenmoser/Bialecki to adopt Resolution 2020-04-11. Discussion followed. Roll call was needed. (Ayes) Allen, Ashbeck, Bialecki, Breitenmoser, Callahan, Gilk, Hafeman, Heller, Koth, Lee, Loka, Nowak, Panfil, Saal, Voermans, and Weaver (16). (Nays) (0). Resolution passed 16-0 with 6 members not in attendance.

2) Resolution 2020-04-12

[NOTE: This Resolution will only be considered if the Spring Election is postponed.]

Appointing Incumbent County Board Supervisors Due to Postponement of the Spring Election (COVID-19 Pandemic)

BE IT RESOLVED by the Lincoln County Board of Supervisors that, because the county board supervisor election will not be held prior to the expiration of the current supervisors’ terms, the following persons are appointed to fill vacant supervisor offices, effective 12:01 am on Tuesday, April 21, 2020:

- District 1 William Bialecki
- District 2 Robert Weaver
- District 3 Tyler Mueller
- District 4 Derek R. Woellner
- District 5 Frank Saal, Jr.
- District 6 Norbert Ashbeck
- District 7 Greta Rusch

