

**PROCEEDINGS OF THE DOUGLAS COUNTY BOARD OF SUPERVISORS**  
**Wednesday, July 16, 2003, 6:00 p.m., Board Room, Metro Center, Second Floor**  
**1316 North 14<sup>th</sup> Street, Superior, Wisconsin**

Meeting called to order by Chairman Douglas Finn.

Pledge of Allegiance recited.

Roll call taken by County Clerk Susan T. Sandvick. There were 25 present, 3 absent. Absent were Anthony Coletta, Stephen Ward, Michael Glenn.

Judge Lucci was called out of town and could not be here tonight to present some inaugural remarks. Chair Finn briefly commented on his hopes for the future of Douglas County and the new facility. He stated his wish that, as this Board and future County Boards meet, this room represents service to the public and integrity of the elected officials. He added that, 50 years from now, citizens would be able to say that elected officials responded to concerns of citizens, were respectful, and Douglas County was a better place because of decisions made in this room. Chair Finn encouraged the Board to work together, moving forward in the best interest of the people of Douglas County.

Motion by Eckman, second James O'Brien, to approve minutes of the June 19, 2003 meeting. Motion carried.

**CORRESPONDENCE**

1. DNR, notice of preliminary air pollution control permit for Murphy Oil, USA, to operate air contaminant source in Superior. Received and placed on file.
2. Whitefish Lake Conservation Organization, Inc., resolution opposing ATV park, or use of any other motorized vehicles, in area of Douglas County Bird Sanctuary. Referred to Forest, Parks, and Recreation Committee and DNR Lease Negotiating Committee.
3. Florence and Chippewa Counties, resolutions opposing the proposed unfunded, mandated property tax freeze. Received and placed on file.
4. Vilas County, resolution petitioning the Governor and state legislature to rescind "Smart Growth" legislation. Referred to Zoning Committee.
5. U.S. Coast Guard, modification to lease (Superior Range LTS). Referred to Land and Development Committee.
6. SMDC, letter of appreciation for participation in and support of Emergency Rule hearing, to designate St. Mary's Hospital of Superior as a Critical Access Hospital. Received and placed on file.

7. UW-Superior, letter of appreciation for participation in Leadership Superior/Douglas County program, and request for continued participation in 2003-2004. Referred to County Board Chair.
8. DNR, regarding proposed grading/dredging/utility installation on St. Louis River banks, by City of Duluth. Received and placed on file.
9. Vernon and Trempealeau Counties, resolutions supporting continuation of Wisconsin Land Information Program funding mechanisms. Referred to Land Records Committee.
10. DNR, notice of severance share on wood products cut from Douglas County forest lands. Referred to Forest, Parks and Recreation Committee.
11. WCA, notice of "County Budgeting Process" seminar, July 28, 2003, Eau Claire. Referred to Administration Committee and County Board Chair.
12. WCA, invitation to utilize WCA exhibit booth at 2003 NACo Annual Conference for placement of Douglas County promotion materials. Received and placed on file.
13. DNR, notice of permit to City of Superior for grading on bank of Nemadji River in Superior. Received and placed on file.
14. Group of individual letters from citizens opposing location of ATV park in any area near the Douglas County Bird Sanctuary. Referred to Forest, Parks and Recreation Committee and DNR Lease Negotiating Committee.
15. Gordon Flowage Association, regarding action of the association opposing ATV park in area of Bird Sanctuary, and also supporting hiring of additional recreation officer. Referred to Forest, Parks and Recreation Committee, Law Enforcement Committee, and DNR Lease Negotiating Committee.
16. UMD, notice of The Grantsmanship Training Program workshop, August 11 - 15, 2003, in Duluth. Referred to County Board Chair and Administration Committee.
17. American Transmission Company, notice of public information open houses on Arrowhead-Weston transmission project, scheduled for Wausau, Spooner and Superior. Referred to Land and Development Committee and Forest, Parks and Recreation Committee.
18. WCA, notice of "What's New in Collective Bargaining and Binding Arbitration" seminar, August 25<sup>th</sup> in Madison. Referred to Administration Committee.
19. Louis Willie, County Board Supervisor, 17<sup>th</sup> District, letter of resignation to be effective July 18, 2003. Referred to County Board Chair.

20. City of Superior, resolutions supporting Soo Replacement Lock Project. Referred to County Board Chair.
21. Gordon Setter Club of American, Inc., and Northern States Field Trial Association, letters opposing development of ATV park in or near area of the Douglas County Bird Sanctuary. Referred to Forest, Parks and Recreation Committee and DNR Lease Negotiating Committee.

Motion by Hooper, second Martin, to convene into closed session pursuant to Section 19.85(1)(c) of the Wisconsin Statutes, to discuss personnel issues. Roll call vote taken and passed with 25 Yes, 0 No, 3 Absent. Absent were Ward, Glenn, Coletta. Closed session was held in Meeting Room 204, adjacent to the Board Room. Open session recessed at 6:07 p.m. and reconvened at 6:45 p.m.

Prior to Finance Director Larry Kroll's presentation, Koszarek announced to the Board that Larry Kroll is retiring next month, after twenty-two years of service to Douglas County. Koszarek added that no one can deny Kroll's significant role in building this county's excellent financial condition.

### **PRESENTATION**

Kroll prefaced his presentation as his last financial report as Finance Director of Douglas County, and shared his thoughts and perspectives on the condition of the County's financial picture during his tenure. As he approaches his retirement date of July 31, 2003, Kroll assured the Board it is his intention to fully perform his duties and responsibilities to the Board and citizens of Douglas County through that date. Kroll extended appreciation to Chair Finn for incorporating the retirement announcement and remarks into the agenda tonight. He thanked Koszarek for taking advantage of Human Resource Director Mary Lou Andresen's expertise in helping with his retirement plans, noting specifically Andresen's professionalism throughout those discussions. Kroll elaborated on the progress of Douglas County's financial position since 1981, from near bankruptcy to current working capital of \$20,000,000 and capital outlays of \$90,000,000, all with little or no increase in the levy except for the past two years.. Financial reporting and audits, based on financial accounting principles, were instituted under Kroll's direction, along with improved technical and professional expertise of finance personnel. Kroll emphasized this type of progress is achieved through teamwork, noting his discomfort with not having had the latitude the past two years, to carry out the normal oversight duties of the major building project. County weaknesses, strengths, and recommendations for the future were included in Kroll's written report, which was distributed to all County Board members. In closing, Kroll stated appreciation for the opportunity to serve Douglas County, emphasizing his remarks are meant to be sincere, not offensive to any one. Chair Finn thanked Kroll for his excellent work with Douglas County.

### **ORDINANCES**

**AMENDMENT TO ORDINANCE #8.0  
ZONING ORDINANCE  
PRESENTED BY THE ZONING COMMITTEE**

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4. Glenn		
5. Zukowski		
6. Eckman		
7. Ward		
8. Martin		
9. Prettie		
10. Robinson		
11. Conley		
12. Waterman		
13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Shepard		
17. Willie		
18. Allen		
19. Ryan		
20. Hooper		
21. Johnson, Kay		
22. Pleski		
23. Johnson, Wes		
24. Liebaert		
25. Coletta		
26. Johnson, Carol		
27. Cosgrove		
28. Jensen		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed <u>  X  </u> Lost _____ Refer _____ Amend _____ Other _____		

THE COUNTY BOARD OF SUPERVISORS OF THE COUNTY OF DOUGLAS DOES ORDAIN AS FOLLOWS:

WHEREAS, the Douglas County Zoning Committee held a public hearing on July 10, 2003, on the following petitions for amendment of the county zoning district ordinance map:

- 1) Part of the E1/2 of the W1/2 of the NW1/4 of the SE1/4, (WA-032-00024-01), Section 3, T43N-R10W, Town of Wascott, from the F-1: Forestry zoning district to the RR-1: Residential-Recreation zoning district, by Ann L. Anderson, Box 151, Wheeler, Wisconsin. Intended use: Mobile home.
- 2) Part of the NE1/4 of the SE1/4, Section 30, T45N-R14W, (SU-028-00236-00), Town of Summit, from the F-1: Forestry zoning district to the A-1: Agriculture zoning district, by Steven L. Hall, et al., 6081 E. Cox Avenue, South Range, Wisconsin. Intended use: Mobile home.
- 3) Part of the SW1/4 of the SW1/4 and in Part of the SE1/4 of the SW1/4, Section 34, T48N-R12W, (AM-002-00864-00 & AM-002-00865-00), Town of Amnicon, by Robert and Nancy Staurseth, 5051 S. 22 Road, Poplar, Wisconsin. Intended use: Agriculture.

WHEREAS, proof of publication of the notice of the public hearing, proof of giving notice to the town clerks of the hearing, and correspondence from the towns is as shown on Exhibit A-7-03.

NOW, THEREFORE, BE IT RESOLVED that the Douglas County Board of Supervisors accept the recommendation of the Zoning Committee and approve the petitions.

BE IT FURTHER RESOLVED that the County Clerk notify the town clerks of the action.

Dated this 16<sup>th</sup> day of July, 2003.  
(Committee Action: Unanimous)  
(Fiscal Note: None)

**ACTION:** Motion by C. Johnson, second Eckman, to adopt. Motion carried.

**ORDINANCE #1.25**  
**DOUGLAS COUNTY ETHICS ORDINANCE**  
**PRESENTED BY THE EXECUTIVE COMMITTEE**

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1.25 DOUGLAS COUNTY ETHICS ORDINANCE

THE COUNTY BOARD OF SUPERVISORS OF THE COUNTY OF DOUGLAS DOES ORDAIN AS FOLLOWS:

**SECTION I. AUTHORITY**

This ordinance is enacted under the authority of Section 19.59 of the Wisconsin Statutes.

**SECTION II. DECLARATION OF POLICY**

The proper operation of democratic government requires that public officials and employees be independent, impartial and responsible to the people; that governmental decisions and policy be made in proper channels of the governmental structure; that public office not be used for personal gains; and that the public have confidence in the integrity of its government. To assist in attaining these goals, there is established a code of ethics for all County officials including members of boards, committees and commissions, and employees, whether elected or appointed, paid or unpaid. The purpose of this code is to establish guidelines for ethical standards of conduct for all such officials and employees by setting forth those acts or actions which are incompatible with the best interests of the County and by requiring such officials and employees to disclose personal interests, financial or otherwise, in matters affecting the County. The purpose of this code and the rules and regulations established hereby are declared to be in the public interest.

**SECTION III. RESPONSIBILITY OF PUBLIC OFFICE**

Public officials and employees hold office for the benefit of the public. They are bound to uphold the Constitution of the United States and the Constitution of this state; to observe the highest standards of law in the exercise of the powers and duties of their office; to impartially carry out the laws of the nation, state and County; to discharge faithfully the duties of their office regardless of personal

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considerations; and to recognize that the public interest must be their prime concern.

**SECTION IV. DEDICATED SERVICE**

Elective and appointive officials and employees shall adhere to the rules of work and performance standards established for their positions. Officials and employees shall not exceed their authority or breach the law or ask others to do so. They shall cooperate with public officials and employees from other governmental bodies, agencies and jurisdictions unless prohibited from doing so by law.

**SECTION V. FAIR AND EQUAL TREATMENT**

No official or employee shall use or permit the use of County-owned vehicles, equipment, materials or property unless authorized to do so. All officials and employees are obligated to give the same consideration to matters and persons in like or similar circumstances and may not arbitrarily or capriciously treat one person differently from another.

**SECTION VI. STANDARDS OF CONDUCT**

The County Board hereby reaffirms that a County public official holds his or her position as a public trust, and any effort to realize substantial personal gain through official conduct is a violation of that trust. This subsection does not prevent any County public official from accepting other employment or following any pursuit which in no way interferes with the full and faithful discharge of his or her duties to this County. The County Board further recognizes that in a representative democracy, the representatives are drawn from society and, therefore, cannot and should not be without all personal and economic interest in the decisions and policies of government; that citizens who serve as County public officials retain their rights as citizens to interests of a personal or economic nature; that standards of ethical conduct for County public officials need to distinguish between those minor and inconsequential conflicts that are unavoidable in a free society, and those conflicts which are substantial and material; and that County public officials may need to engage in employment, professional or business activities, other than official duties, in order to support themselves or their families and to maintain a continuity of professional or business activity, or may need to maintain investments,

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which activities or investments do not conflict with the specific provisions of this subsection.

**SECTION VII. EXEMPTIONS**

Political contributions which are reported under Chapter 11, Wis. Stats., are exempt from the provisions of this code.

**SECTION VIII. PERMITTED ACTIVITIES**

This section does not prohibit a County public official from taking any action concerning the lawful payment of salaries or employee benefits or reimbursement of actual and necessary expenses, or prohibit a County public official from taking official action with respect to any proposal to modify State law or the State Administrative Code.

- A. Rights Not Restricted. Nothing in this code shall deny any County public official or employee the right as a citizen under the Constitution of the United States of America, Constitution of the State of Wisconsin, Wisconsin Statutes or any other bona fide regulations of the State.

**SECTION IX. DEFINITIONS**

- A. "Person" means any individual, corporation, partnership, joint venture, association or organization.
- B. "Financial Interest" means any interest which yields, directly or indirectly, a monetary or other material benefit to the county officer or employee or to any person employing or retaining services of the county officer or employee.
- C. "Anything of Value" means any money or property, favor, service, payment, advance forbearance, loan or promise of future employment, but DOES NOT INCLUDE such things as compensation and expenses paid by the state or county, fees, honorariums and expenses, unsolicited advertising or promotional material such as pens, pencils, notepads, calendars, informational or educational materials of unexceptional

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value, plaques, other advertising giveaways or any other thing which is not likely to influence the judgment of individuals covered by this code.

- D. "Privileged Information" means any written or oral material related to county government which has not become part of the body of public information and which is designated by statute, court decision, lawful order, ordinance, resolution or custom as privileged.
- E. "Official" means all county department heads or directors, county supervisors, and all other county elected officers, except judges and district attorneys.
- F. "Employee" means all persons filling an allocated position of county employment and all members of boards, committees, and commissions except those individuals included in E.
- G. "Immediate Family" means an individual's spouse; and an individual's relative by marriage, lineal descent, or adoption who receives, directly or indirectly, more than one-half of his or her support from the individual or from whom the individual receives, directly or indirectly, more than one-half of his or her support.

**SECTION X. CONFLICT OF INTEREST**

- A. Receipt of Gifts, Gratuities, and Preferential Treatment Prohibited. An official or employee shall not solicit or accept anything of value whether in the form of a gift, service, loan or promise from any person which may impair independence of judgment or action in the performance of official duties. Nor shall an official or employee accept from any person or organization, directly or indirectly, preferential treatment or any thing of value without full payment, if it could reasonably be expected to influence a vote, a contract, or could reasonably be considered as a reward for any governmental action or inaction.

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B. Exception. It is not a conflict of interest for an official or employee to receive:

- (1) An unsolicited gift or gratuity of insignificant value, or
- (2) Anything given to him or her independent of his or her position as an official or employee.

C. Business Interest. An official or employee shall not engage in any financial transaction which:

- (1) Is incompatible with the proper discharge of official duties for the benefit of the public,
- (2) Is contrary to the provisions of this code, or
- (3) May impair independence of judgment or action in the performance of official duties.

D. Employment. An official or employee shall not engage in or accept any private employment or render any service for a private interest when such employment or service is incompatible with the proper discharge of official duties or which may impair independence of judgment or action in the performance of official duties unless otherwise permitted by law or unless disclosure is made as hereinafter provided.

E. Contracting. An official or employee or a business in which an official or employee holds a 10% or greater interest, may not enter into a contract with the county involving a payment or payments of more than \$ 2,000 within a 12 month period unless the official or employee has made a written disclosure of the nature and extent of such relationship or interest to the County Clerk and reported such interest to the County Board. Further, pursuant to s. 946.13, Wis. Stats., an official or employee is prohibited from participating in the formation of a contract(s) with Douglas County involving the receipts or disbursement of more than \$15,000 in any year, per State Statutes.

F. Financial Interest in Legislation. An official or employee who is requested to give an official opinion or recommendation to the County Board and who has a financial interest in any proposed action before the

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County Board shall disclose the nature and extent of such interest to the County Clerk and the County Board prior to or during the initial discussion of such action. An official or employee who has a financial interest in any proposed action shall abstain from speaking to the issue and from voting on that action. If there is a question to this regard, the official or employee may seek an opinion from the Ethics Board.

- G. Disclosure of Privileged Information. An official or employee shall not knowingly disclose or permit the disclosure of privileged information to any person not lawfully authorized to receive such information. An official or employee shall not use privileged information to advance personal financial interest of himself or herself or his or her immediate family or any other person.
- H. Indirect Actions or Benefits. No county official or employee shall directly or indirectly initiate any action by another county official or employee which would constitute a violation of this Code.

**SECTION XI. COMPLIANCE WITH STATE STATUTES**

- A. Statutes Incorporated by Reference. The following sections of the Wisconsin Statutes are hereby incorporated by reference and made a part of this Code of Ethics:
  - (1) Section. 19.01 Oaths and Bonds ;
  - (2) Section. 19.21 Custody and Delivery of Official Property and Records ;
  - (3) Section 19.81-89 Open Meetings of Governmental Bodies; and
  - (4) Section 19.59 Codes of Ethics for Local Government Officials, Employees and Candidates
- B. Violation of Incorporated Statutes. Officials shall comply with the sections of the Wisconsin Statutes incorporated in this code and failure to do so shall constitute a breach of this Code of Ethics.

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**SECTION XII. DISCLOSURE OF CERTAIN FINANCIAL INTEREST**

Within ten (10) days after swearing in of County Board Supervisors, they shall file a statement of economic interest with the Douglas County Clerk. Amended statements of economic interest as provided by the County Clerk, shall be filed on an annual basis or within 14 calendar days from the date in which the conflict became known or should have been known to the Supervisor.

A. Form of statement. A person filing any statement of economic interest under this section shall file the statement on a form prescribed by the Ethics Board and shall supply the following information to the County Clerk:

- (1) Interest in Land. A description of all parcels of real estate within the County in which the person owns any interest including an option to purchase, but exempting homestead property.
- (2) Corporate Interests. County Board Supervisors shall identify all corporate interests in any business organization, either as an owner, part owner, partner, or silent partner, in which such individual owns more than two percent of the outstanding stock or more than two percent of any other business ownership that is doing business with the County in an amount in excess of \$7,500 annually.
- (3) The identity of each person from which the individual who is required to file received, directly or indirectly, any gift or gifts having an aggregate value of more than \$50 within the taxable year preceding the time of filing, except that the source of a gift need not be identified if the donation is permitted under s. 19.56(3)(e), (em) or (f) of the Wisconsin Statutes or if the donor is the donee's parent, grandparent, child, grandchild, brother, sister, parent-in-law, grandparent-in-law, brother-in-law, sister-in-law, uncle, aunt, niece, nephew, spouse, fiancé or fiancée.

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(4) Lodging, transportation, money or other things of pecuniary value reportable under Section 19.56(2) of the Wisconsin Statutes.

- B. Amended Statements. Any person required to file a statement hereunder shall not be required to file an amended statement unless that person undergoes a change in those economic interests that are required to be disclosed by this section. Such persons shall file the amended statement in the manner prescribed above within fourteen days of the date of any change in circumstances requiring filing thereof.
- C. County Board Supervisors shall comply with the provisions of this section within 30 days after the requirements hereof are imposed upon such office or position.

**SECTION XIII. ETHICS BOARD**

- A. There shall be an Ethics Board which shall consist of five members: one County Board supervisor; one County officer or employee; and four citizens, one of whom shall be an alternate who shall vote only in the absence or abstention of a member. Each member shall be appointed by the County Board Chair and subject to confirmation by the County Board. The citizen members shall be chosen from the private sector and shall not be affiliated with County government in any capacity, including, but not limited to, employment (including employment for which the salary is in any way funded by or through the County), appointment or election. Terms of office of citizens shall be three years, one appointment to be made annually. The Ethics Board shall elect its own chair and vice-chair. If any member of the Ethics Board petitions the Ethics Board for a hearing and advice regarding his or her own conduct, such member shall not be eligible to sit in his or her own case, and the alternate shall substitute therefore when the need arises. The Corporation Counsel shall act in an advisory capacity to the Ethics Board.
- B. The jurisdiction of the Ethics Board is limited to acting within the scope of subs (c), (d), (e), (g), (h) and (Applicability section) of this code.

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- C. The Ethics Board may recommend amendments of this code to the County Board.
- D. Upon the sworn complaint of any person alleging facts which, if true, would constitute a violation of this section, the Ethics Board shall conduct a "due process" public hearing unless a private hearing is authorized by Wisconsin's Open Meeting Law and is requested by the person accused and, in written findings of fact and conclusions based thereon, make a determination concerning the complaint. If the Ethics Board finds there is probable cause a person has violated a provision of this section, it may refer the matter to the District Attorney or County Board for appropriate action. In making such referral, the Ethics Board shall attach the findings and conclusions as well as such documents as it decides are germane to the issue; the statement of determination shall not be admissible as evidence in any court.
- E. A 4/5 vote of the entire membership of the Ethics Board shall be required to make a finding of probable cause.
- F. No action may be taken by the Ethics Board on any complaint which is filed later than three years after a violation of this Code of Ethics is alleged to have occurred or which is filed later than three years from the date of the discovery, upon due diligence by the complaining party, of the facts constituting a violation.
- G. Advisory Opinions. Any person governed by this code may apply in writing to the Ethics Board for an advisory opinion and shall be guided by any opinion rendered. Applicants shall present their interpretation of the facts at issue and of the applicability of the provisions of this code before the advisory opinion is rendered. All opinions shall be in writing and adopted by the Ethics Board. The Ethics Board's deliberations and action upon such applications shall be in meetings not open to the public, but notice of such meetings shall be given pursuant to s. 19.84, Wis. Stats. Records of the Ethics Board's opinions, opinion requests and investigations of violations may be closed to public inspection, as permitted by Chapter 19, Wis. Stats. The Ethics Board, however, may make such records public with the consent of the applicant.

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4. Glenn		
5. Zukowski		
6. Eckman		
7. Ward		
8. Martin		
9. Prettie		
10. Robinson		
11. Conley		
12. Waterman		
13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Shepard		
17. Willie		
18. Allen		
19. Ryan		
20. Hooper		
21. Johnson, Kay		
22. Pleski		
23. Johnson, Wes		
24. Liebaert		
25. Coletta		
26. Johnson, Carol		
27. Cosgrove		
28. Jensen		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed _____ Lost _____ Refer _____ Amend _____ Other _____		

**SECTION XIV. PENALTIES**

Violations of any of the provisions of this ordinance that may constitute a cause for suspension, removal from office or employment or other disciplinary action, shall be brought only under the authority of the applicable Wisconsin Statutes. Anyone violating any provision of this Ordinance is also subject to a civil forfeiture up to \$1,000 for each violation and in addition may be subject to further disciplinary sanctions imposed by the County Board.

**SECTION XV. EFFECTIVE DATE**

This ordinance shall take effect ~~immediately upon passage and publication~~ **October 1, 2003.**

Dated this 16<sup>th</sup> day of July, 2003.

(Committee Action: Unanimous)

(Fiscal Note: None)

**ACTION:** Motion by Hooper, second Martin, to adopt. Zukowski stated he fully supports this ordinance, advised fellow supervisors to read carefully Sections III and X, and asked for roll call vote. Pleski asked for clarification on some of the details in Section 6 - Standards of Conduct. Regarding a potential conflict of interest on an issue, can a supervisor leave his chair, and speak to that issue as a private citizen. Corporation Counsel advised that it would require resignation from the Board, if, as a supervisor, one wanted to speak on an issue as a private citizen. Section 12, Disclosure of Personal Interests, also drew attention from several supervisors. As a hypothetical, Pleski asked, if, as a retiree of SWL&P, he would have a conflict of interest when it comes to payment of services to that entity by the county. Regarding retiree with shares in SWL&P, Felker attenuated that this normally should not be a problem. Development of the financial disclosure form is underway, and will be available for review by the next County Board meeting. Discussion followed on applicability of the Ethics Code to memberships in non-profit, voluntary service types of organizations. Felker explained that some of the disclosure requirements appearing in state statutes do not appear in the proposed Douglas County code. If it is not asked for in the Douglas County disclosure form, it does not have to be disclosed, but this does not mean a conflict of interest may not exist. Specific questions will be the responsibility of the supervisor and/or County Clerk to have clarified through the Ethics Board or Corporation Counsel. Referring to the penalties and violations section of the proposed code, Felker explained the flexibility built into the code, citing an example of a supervisor failing to file the financial

Roll Call		
District Number	Yes	No
1. Finn	X	
2. Browne	X	
3. O'Brien, John	X	
4. Glenn		
5. Zukowski	X	
6. Eckman	X	
7. Ward		
8. Martin	X	
9. Prettie	X	
10. Robinson	X	
11. Conley	X	
12. Waterman	X	
13. Quam	X	
14. O'Brien, James	X	
15. McKenzie	X	
16. Shepard	X	
17. Willie		
18. Allen	X	
19. Ryan	X	
20. Hooper	X	
21. Johnson, Kay	X	
22. Pleski	X	
23. Johnson, Wes	X	
24. Liebaert	X	
25. Coletta		
26. Johnson, Carol	X	
27. Cosgrove	X	
28. Jensen	X	
Roll: Ayes <u>  24  </u> Noes <u>  0  </u> Absent <u>  4  </u> Abstain <u>  0  </u>  Passed <u>  X  </u> Lost <u>      </u> Refer <u>      </u> Amend <u>  X  </u> Other <u>      </u>		

disclosure form within ten days of being sworn in. There are financial and legal consequences, with discretionary license afforded the District Attorney. Felker noted he cannot state for certain how the prosecution would follow up, but there are built-in sanctions and penalties to the code. An Ethics Board needs to be appointed to address questions and any alleged violations. Adoption of the Ethics Code sends a signal to everyone that ethics is important to Douglas County. McKenzie recalled that in the Executive Committee discussion, anyone who serves on state boards connected to County Board business and receives any kind of remuneration, cannot also be compensated through the county. There is no requirement to report such compensation. Brief discussion followed on adoption of the proposed code and the disclosure form separately, relative to the effective date of this ordinance. Motion by Pleski, second Quam, to amend Section XV. Effective Date, changing effective date to October 1, 2003, and that adoption of the financial disclosure form referred to in Section XII., will be presented for review and consideration at the August 21, 2003 County Board meeting. Motion carried. Roll call vote taken on ordinance as amended, and passed with 24 Yes, 0 No, 4 Absent. Absent were Coletta, Ward, Glenn, Willie.

## **RESOLUTIONS**

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4. Glenn		
5. Zukowski		
6. Eckman		
7. Ward		
8. Martin		
9. Prettie		
10. Robinson		
11. Conley		
12. Waterman		
13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Shepard		
17. Willie		
18. Allen		
19. Ryan		
20. Hooper		
21. Johnson, Kay		
22. Pleski		
23. Johnson, Wes		
24. Liebaert		
25. Coletta		
26. Johnson, Carol		
27. Cosgrove		
28. Jensen		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed <u>  X  </u> Lost _____ Refer _____ Amend _____ Other _____		

**RESOLUTION #77-03  
RESOLUTION BY THE LAND AND DEVELOPMENT  
COMMITTEE**

Subject: Land Sales

WHEREAS, Douglas County has advertised for sale various parcels of land on June 2, 9, and 16, 2003, in accordance with Section 75.69, Wisconsin Statutes, and the highest bids received are as follows:

\$ 7,200.00 PARCEL 23-03: Blocks 1, 2, 3, and 4, Carnegie Southern Division, Section 24-48-15, Town of Superior, from Kimmes Construction. Intended use: Future development.

\$ 5,601.00 PARCEL 25-03: Lot 11, Block 3 and Undivided 1/30 Interest in Outlot 2, Block 1 and Undivided 1/30 Interest in Outlots 1 and 2, Block 3 to be used in common with all the other owners of lots located in said plat of Weather All Hills also conveying an Undivided 1/30 Interest in a parcel of land in the Northwest 1/4 of Northwest 1/4, Section 31-43-12, described as follows: Commencing at the Southwest corner of Lot 4, Block 2, Weather All Hills plat; thence South 2 degrees, 27' 30" East 227.60 feet to an iron pipe, being the point of beginning; thence South 1 degree 00' 30" West 339.01 feet to an iron pipe on the shore of Minong Flowage, thence along said shore on a meander line South 47 degrees 17' 30" West 100.23 feet to an iron pipe; thence North 0 degrees 15' 53" West 393.68 feet to an iron pipe; thence North 80 degrees 44' 30" East 82.52 feet to the point of beginning, Town of Wascott, from Robert and Susan Paine. Intended use: Residential.

\$ 1,501.00 PARCEL 36-03: Lots 19 and 20, Block 21, Fairmount Park Addition to West Superior, City of Superior, known as 2713-15 North 34<sup>th</sup> Street, from Alice Allen. Intended use: Owns adjacent property.

\$ 600.00 PARCEL 37-03: Lot 7, Block 28, West Superior, 2<sup>nd</sup> Division, City of Superior, known as 413 Cumming Avenue, from Eugene and Darlene Rochon. Intended use: Owns adjacent property.

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4. Glenn		
5. Zukowski		
6. Eckman		
7. Ward		
8. Martin		
9. Prettle		
10. Robinson		
11. Conley		
12. Waterman		
13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Shepard		
17. Willie		
18. Allen		
19. Ryan		
20. Hooper		
21. Johnson, Kay		
22. Pleski		
23. Johnson, Wes		
24. Liebaert		
25. Coletta		
26. Johnson, Carol		
27. Cosgrove		
28. Jensen		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed <u>  X  </u> Lost _____ Refer _____ Amend _____ Other _____		

\$ 500.00

PARCEL 39-03: Lot 46, Townsite of Patzau, (Section 3-T46-R15), Town of Summit, from Don and Myrna Stansky. Intended use: Owns adjacent property.

\$ 503.00

PARCEL 42-03: Lot 109, West 9<sup>th</sup> Street, Townsite of Superior, City of Superior, known as 2719 East 9<sup>th</sup> Street, from Doug and Mary Sorenson. Intended use: Owns adjacent property.

\$ 4,000.00

PARCEL 44-03: Lots 305, 307 & 309, Block 61, Lots on Aiken Avenue, East. 3<sup>rd</sup> Street, Townsite of Superior, Lots 523, 525 & 527, Block 61, Lots on East 3<sup>rd</sup> Street, East 3<sup>rd</sup> Street, Townsite of Superior, Block 62, East 4<sup>th</sup> Street, Townsite of Superior, Lots 302 thru 310 Even #'s, Block 63, Lots on Hudson Avenue, East 3<sup>rd</sup> Street, Townsite of Superior, Lots 529, 531 & 533, Block 63, Lots on East 3<sup>rd</sup> Street, East 3<sup>rd</sup> Street, Townsite of Superior, Block 64, East 4<sup>th</sup> Street, Townsite of Superior, Lots 401 thru 409 (odd #'s), Block 61, Lots on Aiken Avenue, East 4<sup>th</sup> Street, Townsite of Superior, Lots 523, 525 & 527, Block 61, Lots on East 4<sup>th</sup> Street, East 4<sup>th</sup> Street, Townsite of Superior, Lots 402 thru 410 (even #'s) Block 63, Lots on Hudson Avenue, East 4<sup>th</sup> Street, Townsite of Superior, Lots 529, 531 & 533, Block 63, Lots on East 4<sup>th</sup> Street, East 4<sup>th</sup> Street, Townsite of Superior, Lots 411 thru 419 (odd #'s), Block 62, Lots on Aiken Avenue, East 5<sup>th</sup> Street, Townsite of Superior, Lots 524, 526 & 528, Block 62, Lots on E. 5<sup>th</sup> Street, East 5<sup>th</sup> Street, Townsite of Superior, Lots 412 thru 420 (even #'s) Block 64, Lots on Hudson Avenue, East 5<sup>th</sup> Street, Townsite of Superior, Lots 530, 532, & 534, Block 64, Lots on 5<sup>th</sup> Street, East 5<sup>th</sup> Street, Townsite of Superior, Lots 311-319 (odd #'s) Block 66, Lots on Hudson Avenue, East 4<sup>th</sup> Street, Townsite of Superior, Block 68, East 4<sup>th</sup> Street, Townsite of Superior, Lots 401 thru 409, Block 65, Lots on Hudson Avenue, Townsite of Superior, Lots 555 & 559, Block 65, East 4<sup>th</sup> Street, Townsite of Superior, Lots 404 thru 410, (even #'s), Block 67, Lots on Stillwater Avenue, Lots on East 4<sup>th</sup> Street, Townsite of Superior, Lots 561, 563 & 565, Block 67, Lots on East 4<sup>th</sup> Street, Townsite of Superior, Lots 411, 413 & 415 & 419, Block 66, Lots on Hudson Avenue, East 5<sup>th</sup> Street, Townsite of Superior, Lots 556, 558 & 560, Block 66, Lots on East 5<sup>th</sup> Street, East 5<sup>th</sup> Street, Townsite of Superior, Lots 414 thru 420 (even #'s), Block 68, Lots on Stillwater Avenue, East

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4. Glenn		
5. Zukowski		
6. Eckman		
7. Ward		
8. Martin		
9. Prettie		
10. Robinson		
11. Conley		
12. Waterman		
13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Shepard		
17. Willie		
18. Allen		
19. Ryan		
20. Hooper		
21. Johnson, Kay		
22. Pleski		
23. Johnson, Wes		
24. Liebaert		
25. Coletta		
26. Johnson, Carol		
27. Cosgrove		
28. Jensen		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed <u>  X  </u> Lost _____ Refer _____ Amend _____ Other _____		

5<sup>th</sup> Street, Townsite of Superior, Lots 562, 564 & 566, Block 68, Lots on East 5<sup>th</sup> Street, East 5<sup>th</sup> Street, Townsite of Superior, Cit of Superior, known as 305-09 47<sup>th</sup> Avenue E., 4712-22 E. 3<sup>rd</sup> Street, 302-310 48<sup>th</sup> Avenue E., 4701-31 E. 4<sup>th</sup> Street, 401-19 47<sup>th</sup> Avenue E., 4712-22 E. 4<sup>th</sup> Street, 402-20 48<sup>th</sup> Avenue E., 4711-21 E. 4<sup>th</sup> Street, 311-19 & 401-15 & 419 48<sup>th</sup> Avenue E., 4812, 4816-22 E. 4<sup>th</sup> Street, 4817-31 E. 5<sup>th</sup> Street, 404-420 49<sup>th</sup> Avenue E. & 4811-21 E. 5<sup>th</sup> Street, from Andrew and Amanda Vengrin.  
 Intended use: Building site for home.

NOW, THEREFORE, BE IT RESOLVED by the Douglas County Board of Supervisors, in regular meeting assembled, the County Clerk be, and she hereby is authorized to execute quit claim deeds to the above named persons on the above named properties.

Dated this 16<sup>th</sup> day of July, 2003.

(Committee Action: Unanimous)

(Fiscal Note: Increase Profit and Loss on "Land Sales Account" by \$19,905.00)

**ACTION:** Motion by Allen, second Robinson, to adopt. Motion carried.

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4. Glenn		
5. Zukowski		
6. Eckman		
7. Ward		
8. Martin		
9. Prettie		
10. Robinson		
11. Conley		
12. Waterman		
13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Shepard		
17. Willie		
18. Allen		
19. Ryan		
20. Hooper		
21. Johnson, Kay		
22. Pleski		
23. Johnson, Wes		
24. Liebaert		
25. Coletta		
26. Johnson, Carol		
27. Cosgrove		
28. Jensen		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed <u>  X  </u> Lost _____ Refer _____ Amend _____ Other _____		

**RESOLUTION #78-03**  
**RESOLUTION BY THE LAND AND DEVELOPMENT**  
**COMMITTEE**

Subject: Land Sale - Special

RESOLVED that the Douglas County Board of Supervisors accept the recommendation of the Land and Development Committee and approve sale of the following described property, which was previously advertised and did not sell:

\$ 750.00 PARCEL 32-00: Lot 429, Ely's Addition to Superior, East 10<sup>th</sup> Street and Alley Vacated, City of Superior, known as 1719 East 10<sup>th</sup> Street, to Stuart and Mary Ann Stariha. Intended use: Purchasing adjacent property and plans to build.

BE IT FURTHER RESOLVED by the Douglas County Board of Supervisors, in regular meeting assembled, the County Clerk be, and she hereby is authorized to execute a quit claim deed to the above named persons on the above named property.

Dated this 16<sup>th</sup> day of July, 2003.

(Committee Action: Unanimous)

(Fiscal Note: Increase "Profit and Loss on Land Sales Account" by \$750.00)

**ACTION:** Motion by Allen, second Cosgrove, to adopt. Motion carried.

**RESOLUTION #79-03**  
**RESOLUTION BY THE LAND AND DEVELOPMENT**  
**COMMITTEE**

Subject: Transfer of Property to City of Superior

RESOLVED, that the Douglas County Board of Supervisors accept the recommendation of the Land and Development Committee and transfer ownership of 2332-34 Oakes Avenue to the City of Superior, described as follows:

(Parcel #07-807-02521-00) Lots 9 and 10, Block 2 and Alley Vacated, Wemyss Addition to West Superior, City of Superior.

BE IT FURTHER RESOLVED that this property is being transferred to the City of Superior for the intended purpose of a playground area, and ownership of the property will revert to Douglas County if not used for the intended public purpose.

Dated this 16<sup>th</sup> day of July, 2003.

(Committee Action: Unanimous)

(Fiscal Note: None)

**ACTION:** Motion by Martin, second Hooper, to adopt. City has leased this property for the past twenty five years for a playground, and lease is up. Motion carried.

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4. Glenn		
5. Zukowski		
6. Eckman		
7. Ward		
8. Martin		
9. Prettle		
10. Robinson		
11. Conley		
12. Waterman		
13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Shepard		
17. Willie		
18. Allen		
19. Ryan		
20. Hooper		
21. Johnson, Kay		
22. Pleski		
23. Johnson, Wes		
24. Liebaert		
25. Coletta		
26. Johnson, Carol		
27. Cosgrove		
28. Jensen		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed <u>  X  </u> Lost _____ Refer _____ Amend _____ Other _____		

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4. Glenn		
5. Zukowski		
6. Eckman		
7. Ward		
8. Martin		
9. Prettle		
10. Robinson		
11. Conley		
12. Waterman		
13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Shepard		
17. Willie		
18. Allen		
19. Ryan		
20. Hooper		
21. Johnson, Kay		
22. Pleski		
23. Johnson, Wes		
24. Liebaert		
25. Coletta		
26. Johnson, Carol		
27. Cosgrove		
28. Jensen		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed <input checked="" type="checkbox"/> _____ Lost _____ Refer _____ Amend <input checked="" type="checkbox"/> _____ Other _____		

**RESOLUTION #80-03**  
**RESOLUTION BY THE DOUGLAS COUNTY BOARD OF SUPERVISORS**

Subject: County Administrator Position

RESOLVED that the Douglas County Board of Supervisors accept the recommendation of the Executive Committee and the Administration Committee and reclassify the Administrative Coordinator position to a County Administrator position, Classification D73, with duties, responsibilities, and authority as set forth in Exhibit B-7-03.

BE IT FURTHER RESOLVED that the salary level for 2003 for the County Administrator will remain as budgeted.

BE IT STILL FURTHER RESOLVED that upon passage of this resolution, the Administrator position will become effective.

**BE IT STILL FURTHER RESOLVED that this position will be reviewed in December, 2004, by the Administration Committee, to evaluate how the transition has progressed.**

Dated this 16<sup>th</sup> day of July, 2003.

(Committee Action: Unanimous)  
(Fiscal Note: None; within budget)

**ACTION:** Motion by Allen, second Hooper, to adopt. Motion by Hooper, second Cosgrove, to amend the resolution and add: "Be It Still Further Resolved that this position will be reviewed in December, 2004, by the Administration Committee, to evaluate how the transition has progressed." Discussion followed on the intent of the amendment. Motion carried. Motion by Zukowski, second Pleski, to amend resolution and have it sponsored by the entire County Board. Motion carried. Discussion followed on potential liability if the Board ever decides Administrator position does not work out, and it is decided to go back to Administrative Coordinator. Felker responded that this is not a personnel issue at all, but a legislative policy issue and should not be a concern. Liebaert indicated the only concern of his constituents is the loss of any power by supervisors, and questioned if this is a real concern from the County Board's perspective. Chair Finn responded that there are varying opinions on this. Appointments to various boards and committees is given up by the Chair to the Administrator, but Chair Finn suggested that generally these would include discussions between the County Board Chair and the

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4. Glenn		
5. Zukowski		
6. Eckman		
7. Ward		
8. Martin		
9. Prettle		
10. Robinson		
11. Conley		
12. Waterman		
13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Shepard		
17. Willie		
18. Allen		
19. Ryan		
20. Hooper		
21. Johnson, Kay		
22. Pleski		
23. Johnson, Wes		
24. Liebaert		
25. Coletta		
26. Johnson, Carol		
27. Cosgrove		
28. Jensen		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed <u>  X  </u> Lost _____ Refer _____ Amend <u>  X  </u> Other _____		

Administrator. John O'Brien indicated his support, with the understanding that the Administrator reports to the Board any issue of significant concern. Quam emphasized that as with any corporation, the CEO type of position allows more efficient, effective county operations on a daily basis. McKenzie indicated she cannot support this new position, on the basic premise that it is generally a bad idea to add more administration when financial times are tight. She added that financial/budgetary responsibilities are already part of the Administrative Coordinator's position. Discussion followed on potential financial and power associated impacts. Pleski added his support to Quam's remarks on running a corporation, the Administrator would equate with a Chief Operating Officer, and the electors being the Board of Directors. He added that the increased responsibility and authority is commensurate with the level of accountability. Brief discussion followed on the role of committees with this change. Chair Finn commented that committees will still go over the budgets and have oversight with their respective departments and issues. He added that committees can often become advocates for their assigned departments, which is expected, but sometimes this can cause confusion, cause stalemates and enhanced territorial division. Extensive discussion followed on the daily operation of the county with a \$50,000,000 budget, and the need for leadership – someone who can take on all aspects of a CEO. Browne stated he will support this as long as a review of the position is included. Cosgrove indicated his gradual acceptance of the Administrator position, noting his trust and belief in Koszarek's ability and commitment to the position and County. It was again clarified that the review amendment is intended for review of the position not the person. Evaluation of the individual in the position is already in place as with the Administrative Coordinator, and is the responsibility of the Administration Committee, according to Chair Finn. Hooper explained her amendment was to review the position with the Board, to let them know how things are going or not going, and inform them of any concerns. Exhibit B, second page, item 6, enumerates all accountabilities of the position. Motion to adopt resolution, as amended, carried.

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4. Glenn		
5. Zukowski		
6. Eckman		
7. Ward		
8. Martin		
9. Prettle		
10. Robinson		
11. Conley		
12. Waterman		
13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Shepard		
17. Willie		
18. Allen		
19. Ryan		
20. Hooper		
21. Johnson, Kay		
22. Pleski		
23. Johnson, Wes		
24. Liebaert		
25. Coletta		
26. Johnson, Carol		
27. Cosgrove		
28. Jensen		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed <u>  X  </u> Lost _____ Refer _____ Amend <u>  X  </u> Other _____		

**RESOLUTION #81-03**  
**RESOLUTION BY THE ADMINISTRATION COMMITTEE**

Subject: Administrative Assistant Position

RESOLVED that the Douglas County Board of Supervisors accept the recommendation of the Administration Committee and establish an Administrative Assistant to County Administrator position, Classification B22 (salary range \$27,502 - \$31,906 plus benefits), ~~1950~~ **2080** hours, as described in Exhibit C-7-03.

BE IT FURTHER RESOLVED that funding for the position will come from the Human Resources budget, "Other Professional Services".

BE IT STILL FURTHER RESOLVED that upon passage of this resolution, the Administrative Assistant position will be effective, and that efforts to fill the position from within the ranks of existing Douglas County employees be exhausted before any external recruitment commences.

**BE IT STILL FURTHER RESOLVED that this position be reviewed in December, 2004.**

Dated this 16<sup>th</sup> day of July, 2003.

(Committee Action: Unanimous)

(Fiscal Note: Remainder of 2003 - \$17,553.46 to \$19,571.92 includes salary and benefits; 2004 budget - \$45,639 to \$50,887 includes salary and benefits)

**ACTION:** Motion by Zukowski, second John O'Brien, to adopt. Motion by Allen, second Liebaert, to amend resolution and add "Be It Still Further Resolved, that this position be reviewed in December, 2004. Motion carried. Allen questioned the 1950 versus 2080 hours. Koszarek explained 2080 is typical with a non-represented position. Discussion followed on what happened with human services staff, and that salaried positions should be 2080. Motion by Allen, second Liebaert, to amend the resolution and increase 1950 hours to 2080 hours. Motion carried. Motion to adopt resolution as amended, carried.

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4. Glenn		
5. Zukowski		
6. Eckman		
7. Ward		
8. Martin		
9. Prettle		
10. Robinson		
11. Conley		
12. Waterman		
13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Shepard		
17. Willie		
18. Allen		
19. Ryan		
20. Hooper		
21. Johnson, Kay		
22. Pleski		
23. Johnson, Wes		
24. Liebaert		
25. Coletta		
26. Johnson, Carol		
27. Cosgrove		
28. Jensen		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed <u>  X  </u> Lost _____ Refer _____ Amend _____ Other _____		

**RESOLUTION #82-03**  
**RESOLUTION BY THE ADMINISTRATION COMMITTEE**

Subject: Fixed Asset Threshold Amount Increased

WHEREAS, current county policy identifies fixed assets as individual items having a value of \$2,000 or more, and

WHEREAS, due to inflation and the amount of work related to documentation of fixed assets, the Finance Department has recommended this amount be increased to \$5,000.

NOW, THEREFORE, BE IT RESOLVED, that the Douglas County Board of Supervisors accept the recommendation of the Administration Committee and approve an increase in the threshold amount of a fixed asset from \$2,000 to \$5,000.

Dated this 16<sup>th</sup> day of July, 2003.

(Committee Action: Unanimous)

(Fiscal Note: None)

**ACTION:** Motion by McKenzie, second Quam, to adopt. Motion carried.

**RESOLUTION #83-03**  
**RESOLUTION BY ADMINISTRATION COMMITTEE**

Subject: Human Services Employees Local 2375 Labor Contract

RESOLVED, that the Douglas County Board of Supervisors accept the recommendation of the Administration Committee and approve the labor contract between Douglas County and the Douglas County Professional Human Services Employees Local Union No. 2375, American Federation of State, County and Municipal Employees, for the period January 1, 2003 through December 31, 2004, as set forth in Exhibit D-7-03.

Dated this 16<sup>th</sup> day of July, 2003.

(Committee Action: Unanimous)

(Fiscal Note: Within guidelines established by County Board)

**ACTION:** Motion by Hooper, second James O'Brien, to adopt. Motion carried.

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4. Glenn		
5. Zukowski		
6. Eckman		
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10. Robinson		
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13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Shepard		
17. Willie		
18. Allen		
19. Ryan		
20. Hooper		
21. Johnson, Kay		
22. Pleski		
23. Johnson, Wes		
24. Liebaert		
25. Coletta		
26. Johnson, Carol		
27. Cosgrove		
28. Jensen		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed <u>  X  </u> Lost _____ Refer _____ Amend _____ Other _____		

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4. Glenn		
5. Zukowski		
6. Eckman		
7. Ward		
8. Martin		
9. Prettie		
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24. Liebaert		
25. Coletta		
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27. Cosgrove		
28. Jensen		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed _____ Lost _____ Refer _____ Amend _____ Other _____		

**RESOLUTION #84-03**  
**RESOLUTION BY THE ADMINISTRATION COMMITTEE**

Subject: Opposition to Assembly Bill 133 and Senate Bill 127

WHEREAS, Douglas County has continually opposed various amendments to Chapter 74 of the Wisconsin State Statute pertaining to the payment of taxes and grace period proposals, and

WHEREAS, 2003 Assembly Bill 133, and subsequent amendments, proposes major modifications to the calculation of interest and penalties relating to delinquent payments of property tax installments, and

WHEREAS, 2003 Senate Bill 127 proposes the implementation of a five-day grace period for unpaid delinquent property taxes and removal of penalties, and

WHEREAS, the proposed modifications to the calculation of interest and penalties relating to delinquent payments of property tax installments, implementation of a five-day grace period and the removal of penalties will result in a substantial decline in County revenue, and

WHEREAS, the additional staff and programming costs required to implement the 2003 Assembly Bill 133 and 2003 Senate Bill 127 are significant, and

WHEREAS, the State of Wisconsin grants no grace periods, of any length, for any tax payments owed to them, and

WHEREAS, the Douglas County Treasurer would like to maintain uniformity in tax collections, and

WHEREAS, the majority of taxpayers pay their property taxes in a timely manner, and

WHEREAS, the Douglas County Treasurer makes every effort to inform the taxpayers, through various mediums, regarding payment deadlines, and

WHEREAS, passage of Assembly Bill 133, as well as Senate Bill 127, and proposed amendments, serve only a few and penalize numerous taxpayers.

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
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4. Glenn		
5. Zukowski		
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8. Martin		
9. Prettie		
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12. Waterman		
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21. Johnson, Kay		
22. Pleski		
23. Johnson, Wes		
24. Liebaert		
25. Coletta		
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28. Jensen		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed <u>  X  </u> Lost _____ Refer _____ Amend _____ Other _____		

NOW, THEREFORE, BE IT RESOLVED that the Douglas County Board of Supervisors strongly opposed 2003 Assembly Bill 133, and subsequent amendments containing major modifications to the calculation of interest and penalties relating to delinquent payments of property tax installments, as well as the proposed five-day grace period and removal of penalties contained in 2003 Senate Bill 127.

BE IT FURTHER RESOLVED that upon passage of this resolution, the Douglas County Clerk shall forward a copy of this resolution to Governor James Doyle, Senator Robert Jauch, Assembly Representative Frank Boyle, the Wisconsin Counties Association, and all Wisconsin counties.

Dated this 16<sup>th</sup> day of July, 2003

(Committee Action: Unanimous)  
 (Fiscal Note: None)

**ACTION:** Motion by Martin, second Ryan, to adopt. Motion carried.

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4. Glenn		
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8. Martin		
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Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed <input checked="" type="checkbox"/> _____ Lost _____ Refer _____ Amend <input checked="" type="checkbox"/> _____ Other _____		

**RESOLUTION #85-03**  
**RESOLUTION BY THE ADMINISTRATION COMMITTEE**

Subject: Zoning Department Interim Administration Appointments

RESOLVED, that the Douglas County Board of Supervisors accept the recommendation of the Administration Committee and approve the following interim Zoning Department administration appointments during the military deployment period of Zoning Administrator Steve Rannenber, beginning July 14, 2003 to the anticipated return in April, 2004.

Employee: Keith Wiley  
 Position Title: Interim Zoning Administrator  
 Status: Full time, exempt  
 Classification: C52, Step 1 (\$21.5275/hour)  
 Increased Cost: \$ 6,100.00 salary and fringes  
 Benefits: No changes will occur in the county benefit package currently covering this employee.

Employee: Karl Seckinger  
 Position Title: Interim Assistant Zoning Administrator  
 Status: Full time, exempt  
 Classification: B31, Step 8 (~~\$18,560~~ **\$18,560**/hour)  
 Increased Cost: \$ 4,500.00 salary and fringes  
 Benefits: No changes will occur in the county benefit package currently covering this employee.

Employee: Susan LaVine, Office Manager  
 Position Title: Same  
 Status: Remains the same, full-time, nonexempt  
 Increased Cost: \$ 2,600.00 (\$15.06 increase to \$16.42/hour)  
 Benefits: No changes will occur in the county benefit package currently covering this employee.

Employee: Shannon Pettit, Part-Time Office Specialist  
 Position Title: Same  
 Status: Increase hours from 20 to 25 hours per week (not to exceed 29 hours per week). Increase in hours to be re-evaluated October 15, 2003 for determination of continued need.  
 Increased Cost: Potential maximum increase of \$ 4,600.00  
 Benefits: No benefits.

Roll Call		
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28. Jensen		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed <u>  X  </u> Lost _____ Refer _____ Amend <u>  X  </u> Other _____		

BE IT FURTHER RESOLVED, that Dennis Arras provide additional management assistant to interim administration of the Zoning Department, ~~projected to be one to two hours per week~~ **as is needed.**

Dated this 16<sup>th</sup> day of July, 2003.

(Committee Action: Unanimous)

(Fiscal Note: Minimum net savings to Zoning Department of \$30,000 during military leave of Zoning Administrator Steve Rannenberg)

**ACTION:** Motion by C Johnson, second Ryan, to adopt. A typographical error was noted in Seckinger’s hourly rate, and the comma should be changed to a decimal point. Motion by Robinson, second Pleski, to amend resolution and correct Seckinger hourly rate. Motion carried. Discussion followed on the amount of assistance time allocated for Arras in last paragraph of resolution. Motion by C. Johnson, second Hooper, to amend last paragraph, and replace “projected to be one to two hours per week” to “as is needed”. Brief discussion followed on what duties he will perform. Motion carried. Motion to adopt resolution as amended, carried.

Roll Call		
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Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed _____X____ Lost _____ Refer _____ Amend _____ Other _____		

**RESOLUTION #86-03**  
**RESOLUTION BY SUPERVISORS ON THE RECYCLING/SOLID**  
**WASTE MANAGEMENT ADVISORY COMMITTEE**

Subject: Segregated Recycling Fund Uses

WHEREAS, the State of Wisconsin established recycling mandates in 1989 requiring Responsible Unit (RU) municipalities to provide recycling services to their residents and 93% of Wisconsin residents now participate in recycling programs, and

WHEREAS, the State of Wisconsin created the Segregated Recycling Fund and established a municipal grant program to provide state financial assistance to partially fund RU recycling programs, and

WHEREAS, the 2001-2003 biennial budget increased the landfill tipping fee surcharge from \$0.30 a ton to \$3.00 per ton and designated this revenue be placed in the Segregated Recycling Fund, and

WHEREAS, the State of Wisconsin Joint Committee on Finance, on October 9, 2002, authorized the removal of \$1,000,000 (one million dollars) from the Segregated Recycling Fund to finance the Department of Natural Resource's (DNR) programs on Chronic Wasting Disease for deer, and

WHEREAS, the Wisconsin County Solid Waste Management Association Board unanimously adopted a resolution opposing the transfer of monies from the Segregated Recycling Fund to the Chronic Wasting Disease program of the DNR.

NOW, THEREFORE, BE IT RESOLVED that the Douglas County Board of Supervisors opposes the transfer of monies from the Segregated Recycling Fund to the Chronic Wasting Disease programs of the DNR and considers this a misrepresentation of the landfill tipping fee surcharge's purpose for which it was intended.

BE IT FURTHER RESOLVED that the Douglas County Board of Supervisors opposes all non-recycling related uses of the Segregated Recycling Funds and considers such uses to be irresponsible fiscal policy and a misuse of public funds.

Dated this 16<sup>th</sup> day of July, 2003.  
(Committee Action: Unanimous)  
(Fiscal Note: None)

**ACTION:** Motion by Hooper, second K. Johnson, to adopt. Motion carried.

**RESOLUTION #87-03**  
**RESOLUTION BY THE DOUGLAS COUNTY BOARD OF SUPERVISORS**

Subject: Northern Wisconsin Center for the Developmentally Disabled  
Closing Opposed

WHEREAS, the Secretary of the Department of Health and Family Services, Helen Nelsen, recently issued a directive which would downsize Northern Wisconsin Center (NWC) and end long term residential services, and

WHEREAS, the elimination of long term residential services will cause the community placement of up to 150 residents from 52 counties, and

WHEREAS, the Governor's proposed budget recommends increasing the daily placement rate from \$225 to \$325 for each resident placed in the community from the NWC, Southern Wisconsin Center and Central Wisconsin Center, and

WHEREAS, the Governor's proposed budget holds counties liable for any costs that exceed the \$325 daily rate for Center residents placed in the community, and

WHEREAS, the County estimates that if the Governor's currently proposed budget were to become law, the community placement of its NWC residents would exceed an average of \$325 a day, thus shifting significant costs of care to the County.

NOW, THEREFORE, BE IT RESOLVED, that the Douglas County Board of Supervisors, at the recommendation of Supervisors on the Health and Human Services Board, hereby goes on record opposing the Governor's proposed budget provision limiting State of Wisconsin funding for community placement of Center residents to \$325 a day.

BE IT FURTHER RESOLVED, that the Douglas County Board of Supervisors supports the State of Wisconsin fully funding the community placement from any of the three Centers.

BE IT STILL FURTHER RESOLVED, that upon passage of this resolution, the Douglas County Clerk be directed to send a copy of this resolution to Governor James Doyle, Department of Health and Family Services Secretary Helene Nelsen, Douglas County legislative representatives and all Wisconsin counties.

Roll Call		
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Roll Call		
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Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed <input checked="" type="checkbox"/> _____ Lost _____ Refer _____ Amend <input checked="" type="checkbox"/> _____ Other _____		

Dated this 16<sup>th</sup> day of July, 2003.

(Committee Action: Unanimous)  
 (Fiscal Note: None)

**ACTION:** Motion by James O'Brien, second Martin, to adopt. Motion by McKenzie, second K. Johnson, to amend resolution and have it sponsored by the entire County Board. Motion carried. Conley remarked that this is a continual issue between the counties and the state, and he is convinced the state can provide the services more efficiently than the counties. If these facilities close, it impacts both the county's budget in terms of cost to taxpayers, and the level of service to specialized needs of the Center's residents. Motion to adopt resolution, as amended, carried.

## **ADMINISTRATIVE COORDINATOR REPORT**

Koszarek reported the Administrative offices are moved to the new building. There have been some concerns or problems expressed which are being addressed, but this is not to be unexpected. He recalled SPD Chief Peters comment the other day, restating that he could not be more pleased with the equipment and facilities in this building, and the extent of staff cooperation. An open house is being planned for September. Jail has certificate of occupancy, with October 1<sup>st</sup> as target date for jail operations to be moved. Sheriff Dalbec reported that tomorrow, three interview teams will be conducting a total of 42 interviews. Ten people expected to begin next week. Certification training for new law enforcement staff will begin next month, and classes will take place in the new buildings.

**COUNTY BOARD CHAIR REPORT AND APPOINTMENTS:** Chair Finn recognized the cooperation and communication that has been enhanced since the move to the new building. He added that the county is fortunate to have good employees, and particularly those who can take over in the absence of colleagues.

The following appointments were recommended: **POWTS Advisory Committee** - Remove Steve Rannenber; remove Patrick Heiser as member and appoint as Advisory; accept David Walters resignation and appoint Ryan Jost (6170 S. Pine Grove Road, South Range) as his replacement; **Revolving Loan Fund, Inc.** - Appoint James Zastrow (President of Development Association) to replace Joseph Till (outgoing President of Development Association). Motion by Zukowski, second Ryan, to approve appointments. Motion carried.

## **COMMITTEE REPORTS**

Zukowski reported Buildings and Ground Committee receiving some complaints, such as with parking, but Strauman and Andresen have agreed to process these. Website set-up for logging complaints or questions. [MetroCenter@douglascountywi.org](mailto:MetroCenter@douglascountywi.org), and this has been quite successful.

Ryan reported Fair Board met, and Head of the Lakes Fair is next week. West side of Tower Avenue is being rented by an environmental group for eight months. Arrowhead Emergency Medical Services Association, to which she was recently appointed, will be holding their July 30 meeting in the new building, Meeting Room 204, July 30, 3:00 pm.

**APPROVAL OF BILLS AND CLAIMS:** Motion by Shepard, second James O'Brien, to approve. Motion carried.

## **SUCH OTHER MATTERS AS AUTHORIZED UNDER THE WISCONSIN STATUTES**

Supervisor Willie has resigned and Chair Finn will be advertising the vacancy.

Correspondence #16 from this agenda is information on grant writing workshop at UMD. McKenzie asked if someone from the county will be attending. Koszarek will follow-up.

Browne reminded supervisors of the Lake Superior Appreciation Celebration this Sunday.

Prettie noted her pleasure at seeing the Douglas County Sheriff's Department and Superior Police Department officers walking side-by-side in Superior's Fourth of July parade.

K. Johnson reminded members the 724<sup>th</sup> is in Iraq, and encouraged continued support of our troops.

**ADJOURNMENT:** Motion by Hooper, second Browne, to adjourn. Motion carried. Meeting adjourned at 8:08 p.m. Next regularly scheduled meeting - Thursday, August 21, 2003.

Submitted by,

Susan T. Sandvick  
Douglas County Clerk