

**PROCEEDINGS OF THE DOUGLAS COUNTY BOARD OF SUPERVISORS**  
**Thursday, September 18, 2003, 6:00 p.m., Board Room, Government 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 19 present, 8 absent. Absent were Anthony Coletta, John Robinson, Stephen Ward, William Eckman, Carl Zukowski, Therese Hooper, Wes Johnson, Bean Prettie. Eckman and Zukowski arrived at 6:05 p.m.

Motion by Cosgrove, second John O'Brien, to approve minutes of the August 21, 2003 meeting. Motion carried.

**CLAIMS AGAINST THE COUNTY**

Amended Summons and Amended Complaint from Kenneth J. Bartelt and Sandra S. Bartelt seeking a monetary amount for alleged damages sustained as the result of negligence in the installation of a septic system and dry well.

**CORRESPONDENCE**

1. Manitowoc County Ordinance Prohibiting Feeding Deer. Referred to Land Conservation Committee.
2. State Department of Natural Resources regarding reduction in office hours of Superior Department of Natural Resources Service Center. Received and placed on file.
3. Public Service Commission of Wisconsin Scheduling Order and Notice of Hearing into joint application of Minnesota Power Company and Wisconsin Public Service Corporation for authority to construct and place in service electric transmission lines and other electric facilities for the Arrowhead-Weston project. Referred to Corporation Counsel.
4. State Department of Health and Family Services notice of payment of Federal and State Aids costs. Referred to Health and Human Services Board.
5. Public Service Commission of Wisconsin Notice of Hearing into application of American Transmission Company for authority to upgrade, install, operate and maintain certain electric transmission facilities, known as the Rhinelander Area Reliability Project. Referred to Corporation Counsel.

6. State Department of Natural Resources Public Notice of Intent to Reissue a Wisconsin Pollutant Discharge Elimination System. Referred to Environment, Agriculture and Extension Committee.
7. Vilas County Resolution opposing confirmation of Jonathan Ela to the Natural Resources Board. Referred to Forest, Parks and Recreation Committee.
8. Jackson County Resolution supporting Senate Bill 176 allowing municipal mutuals to provide property insurance. Referred to Administration Committee.
9. State Department of Natural Resources assessment of severance share on wood products cut from county forest lands. Referred to Forest, Parks and Recreation Committee.
10. State Department of Workforce Development notice that the single audit report for Douglas County for the year ended December 31, 2002, has met department guidelines. Referred to Health and Human Services Board.
11. Lake Superior Dragon Boat Festival regarding success of this year's event. Received and placed on file.
12. State Waste Facility Siting Board regarding realignment of board. Referred to Zoning Committee.

Correspondence not on agenda:

13. Wisconsin Department of Revenue, notice of estimated 2004 shared revenue and expenditure restraint payments. Referred to Administration Committee.
14. Wisconsin Department of Revenue, notice of revised estimate of 2003 shared revenue, SMSR and expenditure restraint. Referred to Administration Committee.
15. Wisconsin Department of Transportation, fall reminder for State Statute 86.302(2) requirements, pavement ratings and evaluation system. Referred to Highway Committee.
16. Public Service Commission, notice of October 24, 2003 hearing in Madison, on revisions to Strategic Energy Assessment Time Periods. Received and placed on file.

## **PRESENTATIONS**

Employee of the Quarter Award presented by County Administrator Koszarek to Victor Wester, Highway Department Patrol Superintendent, who has worked for Douglas County since 1985. Wester will be retiring this year, and his dedication to the job was acknowledged by both Koszarek and Highway Commissioner Paul Halverson. Halverson announced that Keith Armstrong will serve as Patrol Superintendent upon Wester's retirement. Wester, noting he understands the challenges facing the Highway Department, thanked the Board for the recognition.

Chairman Finn presented a retirement recognition award to Highway Department employee Richard J. Thompson, acknowledging more than 30 years of dedicated service to Douglas County. Halverson added that Thompson will be missed, as with Wester, noting that their knowledge and experience are not easy to replace. Thompson thanked the Board for this recognition.

Recognizing the importance of family and particularly gathering for family meals, Chair Finn read a proclamation designating the fourth Monday in September as “Family Day – Eat Dinner with Your Children”. The proclamation was received by UW-Extension representatives, Lori Ballantine and Grace Gee, who serve with the Nutrition Education Program. Grace Gee noted they work primarily with food stamp eligible recipients, as well as groups and individuals throughout Douglas County. Brief discussion followed on changes that take place in the food pyramid every five years.

Noting the contributions of the Foster Care Program in Douglas County, Chair Finn proclaimed the week of September 21 through 27, 2003, as Foster Family Week in Douglas County. Rhoda Nagorski, Health and Human Services Department, accepted the proclamation on behalf of the Human Services Department and the Foster Care Program. Nagorski acknowledged the sacrifices and contributions foster families make to help needy children. The 20<sup>th</sup> Annual Foster Parent Recognition Dinner will be held Tuesday, September 23, 5:30 p.m., Senior Citizen Center.

Chairman Finn recognized County Board Supervisor John Shepard, Sr., who served this past year as President of the Wisconsin Counties Association. On behalf of the County Board, Finn extended appreciation for Shepard’s dedication and contributions to the work of county government. An official award was presented to Shepard at the WCA Convention in LaCrosse this week. Shepard expressed how proud he was of the WCA organization and their work on behalf of counties. He will serve on the WCA Executive Board for the next year.

**SUSPEND THE RULES:** Motion by Browne, second James O’Brien, to suspend the rules and allow members of the public to address the Board. Motion carried.

David Stannard, City of Superior Councilor, requested the Board consider an increase in the Medical Examiner’s budget, to allow for purchase of a larger ME transport vehicle. Stannard briefed the Board on his experience at the site of the recent North Star building fire, in which he lost his daughter and her mother. He emphasized the ME Astro van was too small for more than one fatality, and stated he hoped his experience will not be repeated. Chair Glenn will bring this before the Law Enforcement Committee which meets next Wednesday.

## **ORDINANCES**

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

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 September 11, 2003, on the following petitions for amendment of the county zoning district ordinance map:

- 1) Lots 1-18 Inclusive and Lots 21 through 32 Inclusive, Block 2, Lots 1-30 Inclusive, Block 3, Lots 1 through 30 Inclusive, Block 10, Lots 1-30 Inclusive, Block 11, Blocks 12, 13, and 14, Lots 35 and 36, Block 15, Lots 37 and 38 Inclusive, Block 15, Lots 1-32 Inclusive, Block 20, Lots 1-32 Inclusive, Block 21, Lots 1-28 Inclusive, Block 23, Lots 1-8 Inclusive, Block 24, Lots 9 and 10, Block 24, Lots 11-23 Inclusive, Block 24, Lots 1-32 Inclusive, Block 27, Irondale Addition to Superior, Section 9, T48N-R14W, Town of Superior, from the F-1: Forestry zoning district to the A-1: Agricultural zoning district, by Rosemarie Lancour, 4940 Michigan Drive, Superior, Wisconsin. Intended use: Residential;
- 2) SE 1/4 of the SE 1/4, Section 10, T47N-R12W, Town of Amnicon, from the F-1: Forestry zoning District to the A-1: Agriculture zoning district, by Kathleen J. Lieble, 5543 S. Lackson Road, Poplar, Wisconsin. Intended use: Mobile home; and
- 3) ~~Part of the W 1/2 of the SE 1/4 of the SW 1/4, Section 28, T48N-R12W, Town of Amnicon, from the F-1: Forestry zoning district to the A-1: Agriculture zoning district, by Amnicon Outdoor, Inc., c/o Steve Johnson, 8123 E. US Hwy. 2, South Range, Wisconsin. Intended use: Retail services and horse farm.~~

WHEREAS, proof of publication of the notice of the public hearing and proof of giving notice to the town clerks of the hearing is as shown on Exhibit A-9-03.

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

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.		
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 _____		

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.		
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 _____		

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

Dated this 18th day of September, 2003.

(Committee Action: Unanimous)

(Fiscal Note: None)

ACTION: . Motion by C. Johnson, second Eckman, to adopt. Motion by C. Johnson, second Liebaert, to amend the ordinance and delete item 3. Motion carried. Motion to adopt ordinance, 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. Prettie		
10. Robinson		
11. Conley		
12. Waterman		
13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Shepard		
17.		
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 _____		

**ORDINANCE #1.26  
 ORDINANCE DESIGNATING ADMINISTRATIVE  
 COORDINATOR WITHOUT AUTHORITY REPEALED  
 PRESENTED BY THE JUDICIARY, LEGISLATIVE  
 AND VETERANS COMMITTEE**

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

Douglas County Ordinance #1.10 is hereby repealed in its entirety.

Dated this 18<sup>th</sup> day of September, 2003.

(Committee Action: Unanimous)

(Fiscal Note: None)

**ACTION:** Motion by McKenzie, second Browne, to adopt. This ordinance is not needed since County Administrator change. 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.		
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 _____		

**ORDINANCE #2.4  
MILEAGE ORDINANCE REPEALED  
PRESENTED BY THE JUDICIARY, LEGISLATIVE  
AND VETERANS COMMITTEE**

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

Douglas County Ordinance #2.1 is hereby repealed in its entirety.

Dated this 18<sup>th</sup> day of September, 2003.

(Committee Action: Unanimous)

(Fiscal Note: None)

ACTION: Motion by Shepard, second Pleski, to adopt. This ordinance is not necessary because mileage is covered under personnel policies. 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.		
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 _____		

**ORDINANCE #4.37  
DOUGLAS COUNTY PARKING ORDINANCE REPEALED  
PRESENTED BY THE JUDICIARY, LEGISLATIVE  
AND VETERANS COMMITTEE**

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

Douglas County Ordinance #4.11 is hereby repealed in its entirety.

Dated this 18<sup>th</sup> day of September, 2003.

(Committee Action: Unanimous)

(Fiscal Note: None)

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

## **RESOLUTIONS**

**RESOLUTION #101-03**  
**RESOLUTION BY THE LAND AND DEVELOPMENT**  
**COMMITTEE**

Subject: Land Sales

WHEREAS, Douglas County has advertised for sale various parcels of land on August 4, 11, and 18, 2003, in accordance with Section 75.69, Wisconsin Statutes, and the highest bids received are as follows:

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.		
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 _____		

\$ 6,125.00	PARCEL #43-03: Block 59, except right-of-way, East Itasca Street, Townsite of Superior, City of Superior, known as 4618-32 East Itasca Street, from William and JoAnne O'Brien. Intended use: Modular home display.
\$ 5,151.00	PARCEL #51-03: Lots 118, 120, 122, and 126, West 1 <sup>st</sup> Street, Townsite of Superior, City of Superior, known as 2704 and 2708-10-12 East 1 <sup>st</sup> Street, from Richard and Brenda Eisenmann. Intended use: Building site for home.
\$ 501.00	PARCEL #53-03: Lot 31, Block 29, South Superior Central Division, Village of Superior, known as 6702 Tower Avenue, from Walter Barnard. Intended use: Owns adjacent property.
\$ 300.00	PARCEL #54-03: East 27 feet of Lots 15 and 16, Block 198, West Superior, 6 <sup>th</sup> Division, City of Superior, known as 1613 North 20 <sup>th</sup> Street, from Virginia Deeds. Intended use: Owns adjacent property.
\$ 571.00	PARCEL #55-03: Lot 2, Block 206, West Superior, 7 <sup>th</sup> Division, City of Superior, known as 2003 Banks Avenue, from Daniel and Jennifer Nykanen. Intended use: Owns adjacent property.
\$ 3,630.00	<del>PARCEL #57-03: East 10 feet of Lot 5, all of Lot 6 and West 10 feet of Lot 7, Block 1, Fish Division of South Superior, City of Superior, known as 2006 North 58<sup>th</sup> Street, from Clarence Brown. Intended use: Building site.</del>
\$ 3,100.00	PARCEL #58-03: Lots 1, 2, 3, and 4, Block 2, South Superior LaBelle Division, City of Superior, known as 5201-07 Banks Avenue, from Corey Verdoljak. 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. Prettie		
10. Robinson		
11. Conley		
12. Waterman		
13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Shepard		
17.		
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 _____		

\$ 5,100.00 PARCEL #59-03: Lot 10, Block 3, Woodstock Division of Superior, City of Superior, known as 5 Royalton Road, from David and Debora Carroll. Intended use: Owns adjacent property.

\$ 375.00 PARCEL #60-03: East 68 feet of Lots 3 and 4, Block 194, West Superior, 7<sup>th</sup> Division, City of Superior, known as 1905-07 Oakes Avenue, from Kenneth and Kathren Reed. Intended use: Owns adjacent property.

\$ 750.00 PARCEL #64-03: South 27 feet of Lots 11, 12, 13, and 14, Block 206, West Superior, 7<sup>th</sup> Division, City of Superior, known as 2031 Banks Avenue, from Robert and Marjorie Norberg. Intended use: Owns adjacent property.

\$ 2,200.00 PARCEL #67-03: Lot 10, Block 57, Superior City, City of Superior, known as 409 East 5<sup>th</sup> Street, from Michael and Patty Milliken. Intended use: Owns adjacent property.

\$ 1,000.00 PARCEL #68-03: The Northerly 208.71 feet of the Easterly 208.71 feet of the Southeast 1/4 of the Southeast 1/4 of Section 21-47N-12W, Town of Hawthorne, from Jim and Lorraine Grymala. Intended use: Needs parcel for access.

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 18th day of September, 2003.

(Committee Action: Unanimous)

(Fiscal Note: Increase Profit and Loss on "Land Sales Account" by \$28,803.00)

ACTION: Motion by Glenn, second Quam, to adopt. Questions arose on item #6 - Parcel 57-03, and Supervisor Quam explained intended use is for building site, but the parcel is non-buildable. Motion by Quam, second Allen, to amend resolution and refer Parcel 57-03 back to committee. Motion carried. Motion to adopt resolution as amended, carried.

**RESOLUTION #102-03**  
**RESOLUTION BY THE LAND AND DEVELOPMENT**  
**COMMITTEE AND SUPERVISORS ON THE**  
**NEGOTIATING COMMITTEE FOR DNR LEASE OF**  
**WILDLIFE AREA**

Subject: Wildlife Management Area Lease

RESOLVED that the Douglas County Board of Supervisors accept the recommendation of the Land and Development Committee and Supervisors on the Negotiating Committee for DNR Lease of Wildlife Area and approve Douglas County Wildlife Management Area Lease Agreement with the Department of Natural Resources (Exhibit B-9-03).

Dated this 18th day of September, 2003.

(Committee Action: Unanimous)

(Fiscal Note: Revenue of \$101,470.70 during term of lease)

**ACTION:** Motion by Zukowski, second Liebaert, to adopt. Motion by Zukowski, second Cosgrove, to amend the lease agreement as follows: (1) Add to legal description, Section 14: **Part of SE 1/4, NW 1/4 (14 acres)**; (2) Correct estimated total acreage to **3,011**; (3) Correct annual payment amounts: 2003-2007 **\$15,055.00**, 2008-2012 **\$17,313.25**, 2013-2017 **\$19,902.71**, 2018-2022 **\$22,883.60**, 2023-2027 **\$26,316.14**; (4) Add the following: **13. That the Lessor retains the right to maintain, develop, and manage structures and facilities which support and complement management and use of the leased lands.;** and (5) Eliminate the first **“on the lands”** in second line, Section B.1. Motion carried. Payments are in advance. Brief discussion followed on control of trails. Motion to adopt resolution 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.		
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 #103-03  
RESOLUTION BY THE  
LAND AND DEVELOPMENT COMMITTEE**

Subject: Wildlife Management Area Lands not  
Appropriate Site for ATV Park

WHEREAS, during negotiation of the Douglas County Wildlife Management Area Lease with the State Department of Natural Resources, it was requested that a portion of the land included in the lease be withheld for purposes of an ATV park, and

WHEREAS, the committee established to negotiate terms of the lease listened to proponents of locating an ATV park in the wildlife management area, as well as opponents of locating an ATV park in this location, and

WHEREAS, the negotiating committee determined that use of land within the Wildlife Management Area for an ATV park was not appropriate and presented this recommendation to the Land and Development Committee.

NOW, THEREFORE, BE IT RESOLVED that the Douglas County Board of Supervisors accept the recommendation of the Land and Development Committee and go on record committing not to locate an ATV park on lands currently included in the Douglas County Wildlife Management Area lease with the Department of Natural Resources.

Dated this 18th day of September, 2003.

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

**ACTION:** Motion by Cosgrove, second Allen, to adopt. Zukowski stated that there never was any intent to use this Wildlife Management Area for an ATV park. Pleski asked if ATV's allowed on the county's trails within this area. Dick Moore indicated that the existing trail system, which includes the Wild River Trail, is open to ATV's. Ordinance and signage will be in place. Discussion followed on the importance of informing residents of the ordinance governing the Wildlife Management Area and trail usage. The Forestry Department is exploring options for an appropriate area for ATV park. 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.		
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 _____ 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		
10. Robinson		
11. Conley		
12. Waterman		
13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Shepard		
17.		
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 <u>  X  </u> _____ Amend _____ Other _____		

**RESOLUTION #104-03**  
**RESOLUTION BY THE JUDICIARY, LEGISLATIVE AND VETERANS COMMITTEE**

Subject: Appointment of County Elected Officials Supported

RESOLVED that the Douglas County Board of Supervisors accept the recommendation of the Judiciary, Legislative and Veterans Committee and support a constitutional amendment which would allow counties to elect or appoint sheriffs, district attorneys, county clerks, treasurers, registers of deeds, coroners, and clerks of circuit court.

BE IT FURTHER RESOLVED that the Douglas County Clerk be directed to forward a copy of this resolution to the Wisconsin Counties Association and electronically forward this resolution to all County Clerks in Wisconsin.

Dated this 18<sup>th</sup> day of September, 2003.

(Committee Action: Unanimous)

(Fiscal Note: None)

ACTION: Motion by Allen, second Pleski, to adopt. Chair Finn stated that he has received a good deal of comments from people about this resolution, and he clarified that the resolution is only supporting legislation that would give counties the option to appoint. Motion by Pleski, second McKenzie, to refer the resolution back to committee, with a recommendation that public information meetings be held, and that there be something in terms of process presented on how anything like this would happen. Time frame for this in the state legislature is not known. McKenzie indicated that the resolution was received from another county, came before the committee with very little or no supporting documentation, and not a lot of committee time spent on it. Ryan supported the referral, stating she wants a great deal more information before a decision is made by this Board. John O'Brien, Cosgrove and Quam stated their opposition. Quam elaborated on how a resolution such as this, would go up against a 150 year old Wisconsin constitutional law. Stating he supports the referral back to committee, Conley posed the scenario of what options, if any, does a county have, when someone extremely incompetent or even dangerous to the county's operation, is elected. Recall is always an option. Zukowski supported the referral, but agreed with Conley regarding credentials of elected officials. Motion to refer carried.

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

**RESOLUTION #105-03**  
**RESOLUTION BY THE ADMINISTRATION COMMITTEE**

Subject: Budgetary Transfer

RESOLVED, that the Douglas County Board of Supervisors accept the recommendations of the Administration Committee and approve the following budgetary transfer:

Register of Deeds        \$15,000.00 (J.E. #106986 - Purchase indexing software for vital records.)

Dated this 21<sup>st</sup> day of August, 2003.

(Committee Action: Unanimous)

(Fiscal Note: Within budget)

(Administrative Note: Two-thirds vote of Board-elect required)

**ACTION:** Motion by Quam, second Glenn, to adopt. Roll call vote taken and passed with 21 Yes, 0 No, 6 Absent. Absent were Anthony Coletta, John Robinson, Stephen Ward, Therese Hooper, Wes Johnson, Bean Prettie.

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.		
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 #106-03**  
**RESOLUTION BY DOUGLAS COUNTY BOARD OF SUPERVISORS**

Subject: Nine Tools of Civility

WHEREAS, the residents of the County of Douglas place a high value on respect and civility in their lives and they understand that these characteristics are essential to any healthy community, and

WHEREAS, the Douglas County Board of Supervisors supports opportunities for civil discourse and discussion in the community and in the Government Center, and

WHEREAS, the Douglas County Board of Supervisors addresses sometimes controversial issues about which people often feel passionately - which at times leads to uncivil behavior, and

WHEREAS, an atmosphere of incivility and disrespect can have a damaging effect on the proceedings, on the quality of debate, and on the practice of democracy itself.

NOW, THEREFORE, BE IT RESOLVED that the Douglas County Board of Supervisors recognizes nine tools of civility that will provide increased opportunities for civil discourse in order to find positive resolutions to the issues that face our county; which are:

1. Pay attention;
2. Listen;
3. Be inclusive;
4. Don't gossip;
5. Show respect;
6. Be agreeable;
7. Apologize;
8. Give constructive criticism; and
9. Take responsibility.

BE IT FURTHER RESOLVED that the Douglas County Board of Supervisors shall promote the use and adherence of these tools, **including the Speak Your Peace Civility Project mission statement**, in conducting the business of the Douglas County Board of Supervisors.

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.		
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 _____		

Dated this 18<sup>th</sup> day of September, 2003.  
 (Fiscal Note: None)

**ACTION:** Motion by Martin, second James O'Brien, to adopt.  
 Motion by Browne, second Zukowski, to amend resolution and have it sponsored by entire County Board. Motion carried. Allen stated he understands the rationale for this and has followed it through St. Louis County and the City of Superior, but takes exception with two rules - having his own opinions and being expected to agree all the time. Dan Blank, District Attorney, summarized objectives of the Speak Your Peace program, noting other elected officials/governing bodies in the Twin Ports, including school districts, have subscribed to the tools. Blank stated his hope is this will be more than symbolic, but that the County Board leads by example, encouraging other organizations, such as townships and villages to adopt the program. James O'Brien suggested "telling the truth" should be the tenth tool of the program. Motion by Pleski, second Quam, to amend the resolution and add the "mission statement" of the program to the resolution. 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		
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7. Ward		
8. Martin		
9. Prettle		
10. Robinson		
11. Conley		
12. Waterman		
13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Shepard		
17.		
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 #107-03**  
**RESOLUTION BY THE DOUGLAS COUNTY BOARD OF SUPERVISORS**

Subject: Senate Bill 176 Supported

WHEREAS, under current law, any number of municipalities or associations of municipalities may organize a municipal insurance mutual to provide worker's compensation insurance, liability insurance or risk management services to the members of the municipal insurance mutual, and

WHEREAS, in 1985, many Wisconsin municipalities lost their liability insurance when several commercial carriers ceased writing municipal business; municipalities were forced to seek liability insurance from a limited commercial market that increased premiums and reduced coverage, and

WHEREAS, municipalities responded to the 1985 liability insurance crisis by creating municipally-owned mutual insurance companies, and

WHEREAS, since that time, additional insurance coverages were added by municipal mutual insurance companies including self insured services, worker's compensation, nursing home liability and owner-controlled insurance purchase programs for public construction projects, and

WHEREAS, under current law, municipal mutual insurance companies are precluded from offering property insurance and are restricted to purchase coverage at renewal rates, which have skyrocketed in recent years, and

WHEREAS, for many years, the Local Government Property Insurance Fund (LGPIF) has met the property insurance needs of Wisconsin's local units of government, and

WHEREAS, adverse changes in the property insurance marketplace began over 24 months ago and escalated following the tragedy of September 11, 2001, and

WHEREAS, while able to compete at the time, the LGPIC was not immune to reinsurance and capacity problems within the industry and due to this, combined with increases in loss activity over the past several

Roll Call		
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1. Finn		
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9. Prettie		
10. Robinson		
11. Conley		
12. Waterman		
13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Shepard		
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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 _____		

years, was forced to take rate actions in response, and

WHEREAS, the recent actions of the LGPIF, combined with the inability to provide property insurance coverage, has placed the municipal mutual insurance companies, owned by local units of government, in the position of purchasing insurance coverage in an uncompetitive market, and

WHEREAS, the solution to this dilemma is a change in the current statutes to allow municipal owned mutual insurance companies to provide quality, cost-effective property insurance coverage to those eligible for coverage through municipally-owned mutual companies or their affiliated insurance companies, and

WHEREAS, Senate Bill 176 authorizes a municipal insurance mutual to provide property insurance to its' members.

NOW, THEREFORE, BE IT RESOLVED that the Douglas County Board of Supervisors recommends the passage of Senate Bill 176 to ensure that municipal mutual insurance companies are allowed the flexibility to respond to skyrocketing property insurance costs.

BE IT FURTHER RESOLVED that a copy of this resolution be sent to Governor Doyle, Senator Jauch, Representative Boyle, and the Wisconsin Counties Association.

Dated this 18<sup>th</sup> day of September, 2003.

(Committee Action: Unanimous)

(Fiscal Note: None)

ACTION: Motion by Glenn, second John O'Brien, to adopt. McKenzie indicated acronym in second sentence of sixth "Whereas" should be changed to LGPIF, and "overage" in second sentence of first "Whereas" on second page should be "coverage". These corrections will be made. Motion by McKenzie, second Pleski, to amend resolution and have it sponsored by entire County Board. Motion carried. Pleski recommended that the attachments to Koszarek's memo be reviewed by the Administration Committee, because the coverages and deductibles seem low. It was noted that more information on this will be coming from WCA in early October. Pleski requested this item be put on Administration Committee agenda. Motion to adopt resolution, as amended, carried.

## **COUNTY ADMINISTRATOR REPORT**

Koszarek reported on several items. A new policy will be implemented prohibiting employees from smoking at main entrances of courthouse or Government Center, due to complaints from people that it is a bad image.

In regard to employee of the quarter selection process, Koszarek stated that over the past few months, employees in the jail have been working in less than desirable conditions. It is his intention to write a letter to Sheriff Dalbec, on behalf of the County, recognizing the work that staff continue to do in the jail under some difficult situations (e.g. hot weather, moving offices, etc.).

Administrative Committee budget sessions start Monday. Koszarek and Finance Director Doucette have met with department heads and standing committees on their respective budgets. All Board members invited to attend the budget sessions, as well as any public who wish to attend.

Government Center Open House is tomorrow and Saturday.

Buildings and Grounds Committee voted to change Government Center address to 1300 Government Center Drive. All that is needed is approval from Post Office.

Zukowski, noting the Buildings and Grounds Committee's decision to move forward with City County Complex demolition, questioned Koszarek on his memo regarding continued discussions on options for the City County Complex. Koszarek responded there still are some requests and ideas, and he just wanted to give it a little time. Zukowski referred to the project when first started, and the intent to tear it down for parking. As far as advertising, Zukowski contended it was on the internet for two years, an RFP went out, and nothing within the specifications was received. If we don't tear it down for parking, residents on the north side of the new building will be upset. The city is going to assist in the demolition, which means a good deal in terms of dollars. Zukowski asked Koszarek to get back to Buildings and Grounds Committee as soon as possible if he has other ideas. When asked where the pressure on this issue is coming from, Koszarek indicated he is going to meet with the Mayor, as there are still people going through the Complex.

Allen questioned Koszarek on leasing of unfinished courtroom space to Probation and Parole Office (PPO). The County was approached by Probation and Parole Office, to see if space would be available for them to lease. Koszarek stated that they discussed the situation with PPO, and have contacted the design team regarding the space. It is a very small portion of the open area. Probation and Parole representatives were at Buildings and Grounds Committee meeting to answer questions, and an RFP will be going out for design of that space. Discussion followed on potential use of other areas, such as the basement. Allen expressed his concern that the space was built for the courtroom, and now the County is going to compete with the private sector.

Koszarek explained budget session schedule did not designate time slots for each department, but that departments were put on notice that they would know after the Monday meeting what will happen. Wednesday session is for non-departmental budgets.

## **COUNTY BOARD CHAIR REPORT AND APPOINTMENTS**

Chair Finn announced Open House for Government Center is tomorrow and Saturday, and encouraged County Board Supervisors to attend.

WCA Convention was held this week in LaCrosse. All counties struggling with budgets. During discussions with County Mutual representatives, Finn and Shepard were informed that a significant refund from the insurance company will be sent to Douglas County in December. It represents probably the largest check the insurance company has rebated for a construction project in Wisconsin. Douglas County's project had very few injuries and no heavy casualties.

Sheriff Dalbec requested that the Judiciary, Legislative, and Veterans Committee agenda be sent to all elected Douglas County officials, specifically the County Clerk, Clerk of Courts, District Attorney, Register of Deeds, Treasurer, and Sheriff.

The following appointments were recommended by Chairman Finn:

**17<sup>th</sup> District County Board Supervisor** - Gerald Egan to replace Lou Willie. Chair Finn introduced Egan, a former employee of Douglas County Human Services and Social Services Departments, and recognized his willingness to serve. Motion by Ryan, second Quam, to approve. Motion carried.

**County Board Compensation Review Committee** - Terry Waterman, Chair; Therese Hooper, Anthony Coletta, Stephen Ward; **Library Board Planning Committee** - Rosemary Washkuhn to replace Renee Hudacek. Motion by Glenn, second Browne, to approve appointments. Motion carried.

## **COMMITTEE REPORTS**

C. Johnson reported that she attended the Fire and Police Hall of Fame ceremonies here in Superior, noting that Gary Graveson and Richard Pukema were inducted into the Hall of Fame. Also, the Zoning Committee is planning public meetings on Shoreland Ordinance - October 20 in Solon Springs, October 22 in Superior. Goal is to have recommendations for November Board meeting.

## **APPROVAL OF BILLS AND CLAIMS**

Motion by Pleski, second Cosgrove, to approve. Motion carried.

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

McKenzie reported on three days of meetings, which she attended, on various programs and information for lake shore protection, erosion rates, GIS and NOAA grants. University of Wisconsin Sea Grant has good programs and dollars to assist with website GIS. McKenzie, and Browne who also attended the meetings, encouraged Douglas County to follow-up on these programs. C. Johnson will include this on Zoning Committee agenda. Ryan stated owners of houses in Oliver that had problems with erosion, are pleased with help received.

Liebaert reported that public hearings scheduled for Solon Springs on Arrowhead to Weston Transmission power line, have been temporarily postponed due to American Transmission Company failure to notify the public and landowners along the route. Land owner list not even in hands of Public

Service Commission yet. Commission will develop the list and do the proper notification. October 1<sup>st</sup> meeting postponement should reach the media today.

Martin reported on a session he attended at WCA Convention this week, emphasizing the need for long range, three to five year planning. He suggested that Board Supervisors are closest to the people in their districts, and need to listen to citizens regarding all issues.

McKenzie reported there are five acres contaminated in the St. Louis River, and Vicki Drake, Douglas County Health Department, has been contacted regarding a meeting on this. It is one of 42 sites of concern around the Great Lakes.

**ADJOURNMENT:** Motion by Shepard, second Ryan, to adjourn. Motion carried. Meeting adjourned 7:30 p.m. Next regularly scheduled meeting - Thursday, October 16, 2003.

Submitted by,

Susan T. Sandvick  
Douglas County Clerk