

PROCEEDINGS OF THE DOUGLAS COUNTY BOARD OF SUPERVISORS
Thursday, July 15, 2004, 6:00 p.m., Board Room, Government Center Second Floor
1316 North 14th Street, Superior, Wisconsin

Meeting called to order by Chairman Douglas Finn.

Pledge of Allegiance to be recited.

Roll call taken by Linda Fritz for the County Clerk. There were 26 present, 2 absent. Absent/excused were Larry Quam, Lew Martin. Patricia Ryan left at 8:25 p.m. Carol Johnson left at 8:50 p.m. Youth representative present was Michael Johansen. Absent/excused were youth representatives Jamie Kauther, Benjamin Sorensen.

Motion by Baker, second Prettie, to approve minutes of the June 17, 2004 meeting. Motion carried.

CORRESPONDENCE

1. Ruben Barrales, Deputy Assistant to the President, thank you for copy of Douglas County resolution on Twin Ports Veterans Outpatient Clinic support. Received and placed on file.
2. Wisconsin Dept. of Commerce, notice of changes to Uniform Dwelling Code Law. Referred to Zoning Committee.
3. Vilas County, resolution supporting legislation prohibiting State of Wisconsin from using any State highway funds for any purpose other than highway activities. Referred to Highway Committee.
4. Vilas County, resolution requesting public input sessions before proposed legislative changes to Wisconsin Constitution. Referred to Judiciary, Legislative and Veterans Committee.
5. Wisconsin Dept. of Health and Family Services, notice of federal and state aids deposit. Referred to Health and Human Services Board.
6. WCA, notice of "What's New in Collective Bargaining and Interest-Arbitration?" seminar, July 26, 2004, in Madison. Received and placed on file.
7. Oneida County, resolution regarding legal and legislative issues related to DNR determination of ordinary high water mark of various waterways, and related property rights and ownership issues. Referred to Zoning Committee.
8. Wisconsin Dept. of Health and Family Services, notice of federal and state aids deposit. Referred to Health and Human Services Board.
9. Wisconsin DNR, notice of severance share for wood products cut from Douglas County Forest Lands. Referred to Forest, Parks and Recreation Committee.

10. Wisconsin Dept. of Veterans Affairs, approval of County Veterans Service 2004 Grant in the amount of \$10,000.00. Referred to Judiciary, Legislative and Veterans Committee.

Correspondence not on agenda:

11. Wisconsin DNR, notice of proposed state purchase of 10 acres of land for Brule River State Forest in Town of Brule. Referred to Forest, Parks and Recreation Committee.
12. UW-Superior, notice that UW System will not grant award to T&L Research Center for Economic Development Plan for Superior/Douglas County Bicycle Trails, and request for County Board input on proposed public bike trail economic development roundtable. Referred to Forest, Parks and Recreation Committee and Recreational Trail Committee.
13. Douglas County Fish and Game Inc., regarding purchase or lease of Tallas Island. Referred to Land and Development Committee.
14. WCA, notice of ITBEC 2004 Annual Conference, July 27-28, 2004, in Baraboo, Wisconsin. Received and placed on file.
15. Fred Anderson, Douglas County Association of Lakes & Streams, request to change current zoning permit process policy for campground construction. Referred to Zoning Committee.
16. Mary Brill and Paul Scott, letter opposing Ordinance #3.11, Public Health Ordinance, scheduled to be presented to County Board for adoption at July 15, 2004 meeting. Referred to Health and Human Services Board.
17. James A. Rausch, POWTS Advisory Committee member and Town of Oakland Supervisor, letter opposing Ordinance #3.11, Public Health Ordinance, scheduled to be presented to the County Board for adoption at its July 15, 2004 meeting. Referred to Health and Human Services Board.

PRESENTATIONS

Douglas County Comprehensive Annual Financial Report (2003) - Ann Doucette, Finance Director, summarized the 2003 financial report, which had been distributed to the County Board members. Financial statements have changed somewhat, to comply with Government Accounting Standards Board Statement 34. Statement of Net Assets is a new statement, which gives overview of the entire county. All assets and liabilities are in one place now. Added to assets are infrastructure values such as roads, bridges, culverts, etc. Debt service has been added to liabilities. The statement includes two types of activities – Governmental and Business-Related. Only business type activity is forestry, the rest is under governmental. Total net assets \$64,000,000, almost exactly 50% of the total assets. Auditor has indicated having 50% net assets is a fairly solid position. Statement of Net Activities resembles income statement - reflects the various programs and activities of the county. All expenses fit into those categories. Revenues are specific to those activities. General Revenues are those that apply to the whole county, not one program area. Bottom line indicates the Changes in Net Assets is \$1,120,235, which is revenues exceeding expenditures. All the other statements in the report are details of the specific program or service categories. Unreserved

such as the Land Improvement Account. Subtracting the designations, the Unreserved Undesignated Fund Balance is approximately \$4,900,000. The county's policy states that that balance should be at least 25% of General Fund expenditures, or approximately 3 months worth of expenditures. Douglas County's year-end 2003 Fund Balance is about 37% of General Fund expenditures, which means the county was in good shape at the end of 2003. Net change in fund balances before transfers, shows \$770,000 which was revenues exceeding expenses for Human Services. Debt service shows expenditures over revenue of \$305,000, which was the YMCA payment. Budget actual comparisons shows very few departments were over-budget. Capital projects cover the completion of the Government Center building project. The report now contains the normal financial statements and reports, as well as a financial/operational analysis, executive summary, and statistics pertaining to the county's activities. Doucette encouraged anyone with questions to stop by her office. She thanked Brenda Nelson and Judy Nicoski for their time and assistance in developing the report. As of December 31, 2003, the county was above the recommended fund balances. All fund balances grew about \$1.1 million. Chair Finn thanked Doucette and the Finance Department staff, along with all departments for their attention to budgets in 2003.

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 June 10, 2004, on the following petition for amendment of the county zoning district ordinance map:

Part of the SW1/4 of the NW1/4, N1/2 of the NW1/4, NE1/4, NW1/4 of the SE1/4, NE1/4 of the SE1/4, Pt. of the SE1/4 of the NW1/4, SE1/4 of the SE1/4, and the SW1/4 of the SE1/4 of Section 29 and in the NE1/4 of the NE1/4, SE1/4 of the NE1/4, SW1/4 of the NE1/4, NW1/4 of the NE1/4, NE1/4 of the SW1/4, SE1/4 of the NW1/4, NE1/4 of the NW1/4, NE1/4 of the SE1/4, SE1/4 of the SW1/4, SW1/4 of the SW1/4, SW1/4 of the SE1/4, and the NW1/4 of the SE1/4 of Section 32, T47N-R10W, (BR-006-00413-00, 00414, 00415, 00417, 00423, 00424, 00425, 00426, 00427, 00428, 00429, 00430, 00431, 00434, 00435, 00437, 00438, 00439, 00440, 00441, County Road B), Town of Brule, from the F-1: Forestry zoning district to the A-1: Agriculture zoning district, by Link Bros. Inc., P.O. Box 397, Minong, Wisconsin. Intended use: Farming/pasture; and

WHEREAS, the Douglas County Zoning Committee held a public hearing on July 8, 2004, on the following petitions for amendment of the county zoning district ordinance map:

(1) ~~Part of the SE1/4 of the NE1/4, S of R/W, Section 3, T47N-R11W, (MA-020-00146-00, County Road F), Town of Maple, from the R-1: Residential zoning district to the A-1: Agriculture zoning district, by Michael & Aimee Lundeen, 4931 S. County Road F, Maple, Wisconsin. Intended use: Horses; and~~

(2) Part of the NW1/4 of the NW1/4, Section 5, T45N-R14W, (SU-028-00047-00, Reid Road), Town of Summit, from the F-1: Forestry zoning district to the R-2: Residential zoning district, by Patsy Wendt and Stephanie Wendt, c/o N9708 370th, Boyceville, Wisconsin. Intended use: Subdivision.

WHEREAS, proof of publication of the notices of the public hearings, proof of giving notice to the town clerks of the hearings, and correspondence from the towns is as shown on Exhibit A-7-04.

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

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
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8. Martin		
9. Prettie		
10. Robinson		
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22. Thompson		
23. Johnson, Wes		
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25. Budnick		
26. Johnson, Carol		
27. Stewart		
28. Jensen		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____ Passed <u> X </u> Lost _____ Refer <u> X </u> Amend <u> X </u> Other _____		

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 15th day of July, 2004.

(Committee Action: Unanimous)

(Fiscal Note: None)

ACTION: Motion by C. Johnson, second Ryan, to adopt. Motion by C. Johnson, second Baker, to amend the ordinance and refer the Lundeen petition, item (1), back to the Zoning Department until word is received from the town. Motion carried. Motion to adopt ordinance, as amended, carried.

**ORDINANCE #3.11
PUBLIC HEALTH ORDINANCE
PRESENTED BY SUPERVISORS ON THE HEALTH AND
HUMAN SERVICES BOARD**

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

3.11 PUBLIC HEALTH ORDINANCE

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

SECTION I. AUTHORITY

Pursuant to the authority of Chapters 32, 66, 250 through 254 and 280, Wisconsin Statutes, the Douglas County Board of Supervisors does hereby establish rules and regulations regulating Human Health Hazards.

SECTION II. PURPOSE AND INTENT

General Provisions - The purpose and intent of this ordinance is to protect the public health, safety and general welfare and to maintain and protect the environment for the people and communities of Douglas County and to:

- (1) Prevent communicable diseases.
- (2) Prevent human health hazards.
- (3) Assure that State air quality standards are complied with.
- (4) Assure that insects and rodents do not create human health hazards.
- (5) Assure that solid waste is handled, stored and disposed of according to Douglas County and State standards and regulations.
- (6) Assure that citizens are protected from unhealthy, or unsafe substances.
- (7) Provide for the administration and enforcement of this ordinance, and provide penalties for its violation.

Roll Call		
District Number	Yes	No
1. Finn		
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Roll: Ayes <u> 15 </u> Noes <u> 11 </u> Absent <u> 2 </u> Abstain <u> </u> Passed <u> X </u> Lost <u> </u> Refer <u> </u> Amend <u> X </u> Other <u> </u>		

SECTION III. DEFINITIONS

The following definitions apply throughout the entire Ordinance:

- (1) County - means Douglas County, Wisconsin.
- (2) Groundwater - all water found beneath the surface of Douglas County, whether located in sand, gravel, lime rock, or sandstone geological formations or any combination of these formations.
- (3) Human Health Hazard - means a substance, activity or condition that is known to have potential to cause acute or chronic illness or death if exposure to the substance, activity or condition is not abated.
- (4) Douglas County Health Officer - means the Douglas County Health Officer or Environmental Health Specialist II ~~or his or her designee or other health professional.~~
- (5) Immediate Health Hazard - a condition which exists or has the potential to exist which should, in the opinion of the Health Officer, be abated or corrected immediately, or at least within a 24 hour period, to prevent possible severe damage to human health and/or the environment.
- (6) Municipality - means any political unit, such as a city, township, or village, incorporated for local self-government within the limits of Douglas County.
- (7) Ordinance - means the "Douglas County Public Health Ordinance".
- (8) Person - means any individual, firm, corporation, society, institution, public body or any other entry.
- (9) Pollution - the contaminating or rendering unclean or impure the land or waters of Douglas County, or making the same injurious to public health harmful for commercial or recreational use or deleterious to fish, bird, animal or plant life.
- (10) ~~Public or Private Sanitary system - means a conventional septic system, mound system, holding tank, pit privy depending on sealed-vault privy for seasonable dwellings, or other systems approved by the Department of Commerce.~~

Roll Call		
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Roll: Ayes <u> 15 </u> Noes <u> 11 </u> Absent <u> 2 </u> Abstain <u> </u> Passed <u> X </u> Lost <u> </u> Refer <u> </u> Amend <u> X </u> Other <u> </u>		

(11) Solid Waste - means garbage, refuse and all other discarded or salvageable solid materials, including solid waste materials resulting from industrial, commercial, and agricultural operations, and from domestic use and public service activities, but does not include solids or dissolved material in waste water effluent or other common water pollutants.

(12) State - means State of Wisconsin

(13) Structure, Dwelling or Building - means a building or structure having walls and a roof erected or set upon an individual foundation or slab constructed base designed or used for the housing, shelter, enclosure, or support of persons, animals or property of any kind. This definition includes manufactured or mobile homes.

(14) Toxic and Hazardous Materials - any chemical and/or biological material that is or has the potential to create a public health hazard.

(15) Waste Water - means water contaminated by waste materials, urine, feces, toilet paper, other human bodily fluids or waste water from washing or cleaning, or any other material intended to be deposited in a receptor of human waste, industrial waste, sludge, sewage or any combination thereof.

SECTION IV. INTERPRETATION

Interpretation - The provisions of this ordinance shall be interpreted to be minimum requirements and shall be liberally construed in favor of Douglas County and shall not be deemed a limitation or repeal of any power granted by the Wisconsin Statutes.

SECTION V. JURISDICTION

The jurisdiction of this ordinance shall include all land and water (both surface and ground) within Douglas County but shall not apply within the corporate limits of any municipality that has a full-time health department.

SECTION VI. COMPLIANCE

Written Orders - Compliance with this ordinance shall include compliance with written orders issued under this ordinance or State Health Laws by the Douglas County Health Officer to abate and/or correct a human health hazard or bring any other situation or condition in noncompliance with this ordinance into compliance.

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Roll: Ayes <u> 15 </u> Noes <u> 11 </u> Absent <u> 2 </u> Abstain <u> </u> Passed <u> X </u> Lost <u> </u> Refer <u> </u> Amend <u> X </u> Other <u> </u>		

SECTION VII. SEVERABILITY AND REPEAL

(1) Severability - Each section, paragraph, sentence, clause, word and provision of this ordinance is severable, and if any provisions shall be held unconstitutional or invalid for any reason such decisions shall not affect the remainder of the ordinance nor any part thereof other than that affected by such decision.

(2) Repeal - All other ordinances or parts of ordinances of Douglas County inconsistent or conflicting with this ordinance to the extent of the inconsistency only, are hereby repealed.

SECTION VIII. ADMINISTRATION

(1) General Provisions - The Public Health Ordinance shall be interpreted, administered, and enforced by the Douglas County Health Officer.

(2) Powers - The Health Officer shall have all the powers necessary to enforce the provisions of this ordinance without limitation by reasoning of enumeration including the following:

- (a) May enter during reasonable business hours, any entity, business, facility or other required to be licensed by the State, for the purpose of performing duties under this ordinance or other law.
- (b) Upon consent of the owner, agent or occupant, or by order of the court pursuant to § 66.019, Stats., may enter at a reasonable time, any structure, dwelling or premises for the purpose of performing duties under this ordinance or other law.
- (c) To order abatement and/or correction of any human health hazard in compliance with this ordinance or State Statutes.
- (d) To delegate the responsibilities of administration and enforcement of this ordinance to a registered environmental health sanitarian or another person qualified in the field of public health.
- (e) To initiate any other action authorized under law or this ordinance to insure compliance with the purpose and intent of this ordinance and the requirements of this ordinance.

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27. Stewart		
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Roll: Ayes <u> 15 </u> Noes <u> 11 </u> Absent <u> 2 </u> Abstain <u> </u> Passed <u> X </u> Lost <u> </u> Refer <u> </u> Amend <u> X </u> Other <u> </u>		

SECTION IX. PUBLIC HEALTH HAZARD

(1) Human Health Hazard prohibited - No person shall erect, construe, cause, continue, maintain, or permit any human health hazard within Douglas County. Any person who shall cause, create or maintain a human health hazard or who shall in any way aid or contribute to the causing, creating or maintenance thereof, shall be guilty of a violation of this Ordinance, and shall be liable for all costs and expenses attendant upon the removal and correction of such hazard and to the penalty provided in this ordinance.

(2) Responsibility of Property Owner - It shall be the responsibility of the property owner, agent or occupant to maintain such owner's property in a hazard-free manner, and also to be responsible for the abatement and/or correction of any human health hazard that has been determined to exist on their property.

(3) Human Health Hazard Enumerated - Specifically, but not limited by enumeration, the following are human health hazards if determined to meet the Human Health Hazard definition of this ordinance:

- (a) Unburied Carcasses - Carcasses of animals, birds, or fowl not intended for human consumption, use or food, which are not buried or otherwise disposed of in a sanitary manner within the time period specified by the Health Officer or as required by Section 95.50, Stats. Carcasses of animals, birds, or fowl, whether or not intended for human consumption, use or food, shall be handled, stored or disposed of in a manner which does not create a human health hazard.
- (b) Manure - Accumulations of the bodily waste from all domestic animals and fowl that are handled, stored, or disposed of in a manner that creates a health hazard.
- (c) Solid Waste - Any solid waste which is stored or disposed of in a manner which may pose a Human Health Hazard as defined in this ordinance.
- (d) Toxic and Hazardous Material - Any chemical and/or biological material that is stored, used, or disposed of in such quality or manner that it is, or has, the potential to create a public health hazard.

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
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Roll: Ayes <u> 15 </u> Noes <u> 11 </u> Absent <u> 2 </u> Abstain <u> </u> Passed <u> X </u> Lost <u> </u> Refer <u> </u> Amend <u> X </u> Other <u> </u>		

- (e) Waste Water - The presence of waste water or sewage effluent from buildings on the ground surface, backing up into a building, dwelling or structure, running into a surface water, and/or into ground water, caused by a damaged, malfunctioning, improperly constructed, or inadequately maintained private sewage system, or private sewage lateral. Also, any waste water or sewage effluent that is not handled and disposed of in compliance with all applicable County and State codes.
- (f) Groundwater Pollution - Addition of any chemical and/or biological substance that would cause groundwater to be unpalatable or unfit for human consumption. These substances include but are not limited to, the chemical and/or biological substances listed in Chapter NR 140 of the Wisconsin Administrative Code.
- (g) Holes or Openings - Any hole or opening caused by an improperly abandoned cistern, septic tank, dug well, or any other improperly abandoned barricaded or covered up excavation.
- (h) Nonfunctional Public Building Fixtures - Nonfunctioning water supply systems, toilets, urinals, lavatories or other fixtures considered necessary to insure a sanitary condition in a public building.
- (i) Unhealthy or Unsanitary Condition - Any condition or situation which renders a structure or any part thereof unsanitary, unhealthy and unfit for human habitation, occupancy or use, or renders any property unsanitary or unhealthy.
- (j) Other - Any other situation determined to meet the definition of a Human Health Hazard as per this ordinance.

(4) Investigation of Possible Human Health Hazard - The Health Officer shall investigate all potential human health hazards and shall determine whether or not a human health hazard exist.

(5) Abatement, Correction and Enforcement - Abatement, correction and enforcement of a human health ordinance will be according to the provisions of this ordinance.

Roll Call		
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1. Finn		
2. Browne		
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Roll: Ayes <u> 15 </u> Noes <u> 11 </u> Absent <u> 2 </u> Abstain <u> </u> Passed <u> X </u> Lost <u> </u> Refer <u> </u> Amend <u> X </u> Other <u> </u>		

SECTION X.

DESIGNATION OF HOUSING AS HUMAN HEALTH HAZARD

(1) The Health Officer may condemn, or deem as unfit for human habitation and cause to be placarded any structure, dwelling or dwelling unit found to have any of the following defects:

- (a) A structure or dwelling which is so damaged, decayed, dilapidated, unsanitary, unsafe, or vermin infested that it creates a serious hazard to the health or safety of the occupants or the public.
- ~~(b) A structure or dwelling which lacks a potable water supply, a properly functioning public or private sanitary sewer system, or a functioning heating system adequate to protect the health or safety of the occupants or the public.~~
- (c) A structure or dwelling, because of its general condition or location, is unsanitary or otherwise dangerous to the health or safety of the occupants or the public.
- (d) A structure or dwelling, because of its condition, has been implicated as the source of a confirmed case of lead poisoning or asbestosis.

(2) No person shall continue to occupy, rent or lease quarters for human habitation which have been condemned, or declared unfit for human habitation by the Health Officer.

(3) Any structure, dwelling or dwelling unit condemned as unfit for human habitation, and so designated and placarded by the Health Officer, shall be vacated within a reasonable time, as specified by the Health Officer.

(4) No structure or dwelling or dwelling unit which has been condemned and placarded as unfit for human habitation shall again be used for human habitation until written approval is secured from, and such placard is removed by, the Health Officer. The Health Officer shall remove such placard whenever the defect or defects upon which the condemnation and placarding were based have been inspected and verified as eliminated.

(5) No person shall deface or remove the placard from any structure, dwelling or dwelling unit which has been condemned as unfit for human habitation.

Roll Call		
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1. Finn		
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Roll: Ayes <u> 15 </u> Noes <u> 11 </u> Absent <u> 2 </u> Abstain <u> </u> Passed <u> X </u> Lost <u> </u> Refer <u> </u> Amend <u> X </u> Other <u> </u>		

(6) Any person affected by any notice or order relating to the condemning or placarding of a dwelling or dwelling unit for human habitation may request and shall be granted a hearing in the matter before the Douglas County Board of Health.

(7) Whenever the Health Officer determines that a violation exists or has reasonable grounds to believe that there has been a violation of any provision of this section, or any rule or regulation adopted pursuant thereto, s/he shall give or cause to be given, notice of such violation to the person or persons responsible therefore. Such notice shall be in writing including a description of the real estate involved, a statement of violations and corrective actions required, and a reasonable time for the performance of any act required. Such notice shall be served upon the owner, **and** operator or occupant as the case may require, and may be served by certified mail or in the manner provided by Chapter 801, Wisconsin Statutes for service of summons.

SECTION XI. ENFORCEMENT

(1) Written Order - When a violation of this ordinance is encountered the Health Officer shall issue the violator a written order, served personally or by registered mail **to the owner, and tenant if applicable**, with return receipt requested. This order shall specify the following:

- (a) The nature of the violation and the steps needed to abate and/or correct it.
- (b) The time period in which the violation must be corrected and/or abated (usually 30, 60 or 90 days depending on the nature of the violation).
- (c) The penalty the violator would be subject to if the apparent violation is not abated and/or corrected within the given time period.

(2) Exceptions to Written Order - In extreme cases where a violation poses an immediate health hazard as determined by the Health Officer or in the case of repeating occurrences of the same violation by the same person, the action(s) specified in the subsection below can be initiated immediately.

(3) Noncompliance with Order - If a person does not comply with a written order from the Health Officer the person may be subject to one or more of the following actions and/or penalties.

Roll Call		
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Roll: Ayes <u> 15 </u> Noes <u> 11 </u> Absent <u> 2 </u> Abstain <u> </u> Passed <u> X </u> Lost <u> </u> Refer <u> </u> Amend <u> X </u> Other <u> </u>		

- (a) Issuance of a citation.
- (b) Commencement of legal action seeking a court imposed forfeiture.
- (c) Commencement of legal action seeking an injunction to abate the violation and/or correct the damage created by the violation.
- (d) Any other action authorized by this ordinance or by other applicable laws as deemed necessary by the Health Officer.
- (e) The initiation of one action or penalty under this section does not exempt the apparent violator from any additional actions and/or penalties listed in this section.

(4) Abatement and Penalties.

- (a) Abatement or Removal of Health Hazards - If the human health hazard is not abated or removed by the date specified, the Health Officer or ~~designee~~ **or other health professional** shall immediately enter upon property and abate or remove the human health hazard. The cost of the abatement or removal may be recovered from the person permitting the violation, or may be paid by the County Treasurer, and the account, after being paid by the County Treasurer, shall be filed with the County Clerk, who shall enter the amount chargeable to the property in the next tax roll in a column headed "For Abatement of a Human Health Hazard" as a special tax on the lands upon which the human health hazard was abated and the tax shall be collected as are other taxes.
- (b) Penalties - Anyone maintaining such a human health hazard may also be subject to forfeiture of up to \$500 in addition to court costs. A separate offense may be deemed committed during each day during or upon which a violation occurs or continues.

(5) Initiation of Legal Action - Legal action shall be initiated against a violator, as requested by the Health Officer in cases where an injunction to correct and/or abate a violation is being sought, or where a court-imposed forfeiture is being sought.

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SECTION XII. RIGHT TO APPEAL

Any person aggrieved by a decision of the Health Officer under this ordinance shall have the right of appeal pursuant to Chapters 68 or 227 of the Wisconsin Statutes. The Health Officer shall provide to any person aggrieved detailed notice of that person's rights to appeal and the appeal procedures.

SECTION XIII. EFFECTIVE DATE

Following passage and publication by the Douglas County Board of Supervisors this ordinance shall be in full force and effect.

SECTION XIV. ADOPTION

Passed and approved by the Douglas County Board of Supervisors this 15th day of July, 2004.

Dated this 15th day of July, 2004.

(Committee action: Unanimous)

(Fiscal Note: None)

ACTION: Motion by Conley, second Tribbey, to adopt. Chair Finn indicated there are members of the public present who want to discuss the ordinance, but first he asked Assistant Corporation Counsel Lovejoy to summarize the ordinance changes since referred back a couple months ago. Lovejoy briefly elaborated on the changes as follows.

Section III. (6) Defined "municipality" per statute, as "any political unit, such as a city, township, or village, incorporated for local self-government within the limits of Douglas County."

Section III. (10) Inserted some examples of Public or Private Sanitary Systems taken from the statutes and regulations of Department of Commerce – "conventional septic system, mound system.....or other systems approved by the Department of Commerce."

Section V. Jurisdiction – Removed the exemption for City of Superior, as the city does not have its own Health Officer, the exemption would only be applicable to municipalities who have full time health officer.

Section VIII - Administration. There were concerns about language about enforcement in private homes versus businesses. Statutes treat these differently. (a) and (b) now distinguish between business facility

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and private home - health officer can only enter private home with consent of the owner or resident during reasonable hours. Otherwise a court order is required. This does not apply to a public business, because state laws, permitting and licensing require those businesses open their business to inspections by a health officer. No court order required in those cases.

Section IX. (3) - Human Health Hazard Enumerated. There are changes to the unburied carcasses, as the language was not complete with regard to carcasses intended or not intended for human use or consumption. Language was added to further define (3) (a) Unburied Carcasses.

Section X. (1) (b). Lovejoy noted this is where the sanitary systems are mentioned and is not a change, but is what precipitated the changes in definitions in Section III. (10).

Section X (2). The initial language about condemning was in error. After discussions with Health Officers, Lovejoy found there is a distinction between condemning a property and declaring it unfit for human habitation. The language has been changed to include two distinct actions -”which have been condemned, or declared unfit for human habitation by the Health Officer.”

Section XII. Right To Appeal - This is a new section added so an individual has a venue to dispute the ordinance and/or enforcement actions. State statute already has the right to appeal language, so the basic statutory rights are now included in the ordinance, without the procedure.

Allen asked for clarification on notification to the property owner or tenant when a problem is cited. Lovejoy responded the general statutes and ordinance follows the policy that notification goes to the owner. On some occasions, the Health Officer may be dealing with a renter as a first contact with a property, but normally the written orders, abatement and contact would be to the owner, and always contacted enforcement action. Asked if Section X. (1) (b) applies to cabin owners without a well, but with an outdoor privy, Lovejoy did not know how the Health Officer would handle this. Chair Finn is going to recommend that subsection be pulled.

Liebaert questioned the need for Section IX. (3) (a) Unburied Carcasses, and (b) Manure, both of which are already covered under state law, Department of Agriculture regulations. He suggested this ordinance may begin to hold individuals to different standards than the Department of Agriculture, and in fact may be in opposition with some of those regulations. Extensive discussion followed on whether the

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DNR will be held to the same ordinance regulations as the residents of Douglas County. Responding to the dead deer issue, Lovejoy stated that this ordinance derives directly from state statute, and there is no statute for Public Health Officers to enforce dead deer disposal. Regarding disposal of domestic animal waste, Lovejoy stated this ordinance generally complies with state statute for storage of animal waste for agricultural purposes. She added that most of this section, if not all, is covered under state statute. It was noted that state statutes give enforcement to different agencies not counties. Lovejoy replied that health officials in Douglas County follow the statutes, but this ordinance will allow them to respond more expeditiously to complaints, and provide for more local control. Lengthy discussion followed on the need for the ordinance, if the content is already covered by the state statutes. Lovejoy deferred to the Health and Human Services Department officials who initially asked her office to draft the ordinance.

Pat Heiser, Health Officer for Douglas County, addressed the questions posed by the Supervisors. As to a cabin with an outhouse and no running water, the ordinance only requires that there be potable water, and a pit privy would not be in violation of the code. Some of the animal health provisions go back a few years when there were concerns about glanders and other animal health issues. This is one reason the Department of Agriculture has maintained those codes. However, there have been cases where the Health Department is called in to investigate animal waste or waste as a health hazard to humans, and generally the Health Department would refer these to the Department of Agriculture. Basically, the Health Department's process has been to educate citizens and collaborate with other agencies for problem rectification and sometimes enforcement purposes. Asked why the county wants an ordinance when the state statutes cover everything, Heiser noted that the statutes usually make local public health professionals responsible to protect the community's health through enforcement of state statutes. Until recently, the Douglas County Health Department was under the impression the county was responsible for having a human health hazard ordinance. The state has clarified this by stating that this is not necessary as long as procedures are in place locally to enforce the statutes. Adoption of the ordinance provides a more concise and accessible source of the public health expectations of the state statutes. The ordinance itself gives the local agency no more authority than already given them by state statute, and in no way attempts to take away people's rights. Revenue from citations is split between the state and the county, and if there is a local ordinance citation, the county receives a larger percentage.

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Discussion turned to Section VIII. (1) - Administration. W. Johnson objected specifically to the word "interpreted" in relation to the Health Officer's decision-making duties and authority, stating this is too broad. Heiser replied this is adopted according to the state statute, and the statute entrusts the decision-making process to the health professional who has the required training and education. Asked when an animal carcass becomes a human health hazard, Heiser responded that if human illnesses are identified to be the probable result of animal illness transmission, either animal carcasses or waste, the Health Department becomes involved. There is a problem with expedient response to complaints, and Heiser cited an example of ongoing problems out in the county that have been tied up in the legal system, which may have an easier resolution with a local ordinance in place. Unless the courts can specify that someone go out and clean up a situation, the department has no way to deal with these issues.

Several questions were asked regarding whether the Health Department held any public hearings out in the rural areas regarding the ordinance. Heiser explained that County Clerk Sandvick, following the March County Board meeting, sent a letter with the ordinance attached, to town and village clerks, informing them to call the county to schedule a presentation by the county's health officials. Vicki Drake met with several communities, including the city, who requested the presentation. Heiser added that several of the community concerns were incorporated into the ordinance revisions. In terms of the county taking tax deeded property, if the land is found to have conditions hazardous to human health, the county would be covered under current state statute which exempts the county from the responsibility for clean-up. Liebaert noted that his township did not have anyone present the information to them, nor did the Towns Association. Heiser repeated that Sandvick had sent the letter regarding the ordinance presentation to the public. Drake made the presentation to any town or village that requested her to do so. Egan clarified that this is an attempt by the Health Department to codify the state statutes to assist the county professionals in not having to search the various statutes, and jump through the legal systems and agencies to get things done. W. Johnson emphasized the citizens are in favor of protecting their health and the environment, but are afraid of having their rights taken away.

The last sentence of Section X. (7) was questioned, regarding which parties are served notice of a violation. The statement reads the notice shall be served upon the owner, operator OR occupant, and Allen wanted to be certain the owner is always notified. Discussion followed. Heiser explained the Health Department's policy of courtesy notices to renters or lessees. Lovejoy added the owner would

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have to be notified before any regulatory action could be taken, and the statutes are clear on this. This ordinance provides that the notice of a violation can be given to a renter or operator, but before any Health Officers could begin regulatory process or enforcement, the owner needs to be notified. A recommendation was made to change the last sentence in Section X. (7) to read such notice to be served upon owner and operator or occupant.

It was noted that there is nothing in this ordinance that is not in the state law. Conley asked Drake to whom she made presentations. Drake responded it was her understanding that the County Board's directive was for her to speak to the Zoning Committee, POWTS Committee, villages and towns that indicated concern about the ordinance. She met with POWTS, Zoning Committee, Village of Superior, City of Superior Public Works Committee, and was in contact with the Villages of Lake Nebagamon and Solon Springs. Drake stated she never made presentation to the Towns Association because she did not know when their meetings were held, and she was not aware she was supposed to. W. Johnson commended Drake for her POWTS presentation, but noted POWTS overwhelmingly rejected this ordinance. Chair Finn asked if this ordinance would make it easier to enforce the regulations within the city limits, and Drake responded in the affirmative. With any city complaints, Drake explained that Section 254 of the statutes is so cumbersome, the health officers end up doing the investigation work, then the city's Building Inspector is called in on the corrective action required. The city consequently gets the money for that citation.

Public Input on Ordinance #3.11:

Harry Wester, Bennett, opined that this ordinance is more invasive of private property rights than Comm 83, and briefly elaborated on his interpretation of why the ordinance is not needed. He urged members to reject this ordinance, and stop taking citizens rights away from them.

John Rolf, Town of Superior, suggested the ordinance applies double standards, and that residents are not aware of any major problems with the current use of the state statutes.

Jim Rausch, a member of the POWTS Committee, read a prepared statement which addressed several issues within the ordinance. He prefaced his remarks contending the groundwater definition per state statute (Chapter 280) differs from that within the proposed ordinance. Rausch asked the County Board to table the ordinance permanently. Several Rausch statements were ruled out of order, and the Chair asked Rausch to refrain from personal attacks on Douglas County employees.

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Barry Carlson, Town of Bennett, opposed the ordinance, and stated the Health Department never contacted his township about making a presentation. He stated the issues addressed in the ordinance are already in the state statutes, and the county doesn't need this ordinance. It appears to him that the Zoning Department has control of any problems. In terms of animal carcasses, the townships can take care of it upon request.

Ted Nelson, Town of Superior, urged the Board to reject the ordinance, and opined people are over-regulated as it is. He suggested public health professionals should know their way around the statutes under which they work. He added that he felt the towns/villages were not properly informed.

Ryan Jost, POWTS Committee member, suggested this ordinance is redundant and superfluous, and provides much more than needed. Citing data on annual water sample tests conducted by Douglas County's public health officials, he noted only five incidents over the past ten years people became deathly ill from E. coli bacteria.

Betty Nelson, Town of Superior, urged the Board to reject this ordinance.

Roy Peterson, Oakland Town Chair, indicated the town can be contacted to dispose of animal carcasses. He invited County Board members to attend the Towns Association meeting, next Tuesday, 7:00 p.m., Hawthorne Town Hall, and to have the ordinance presentation at that time. He offered to have it put on that agenda.

Ryan noted she was not in favor of this ordinance when the Health and Human Services Board presented it. She emphasize that Health and Human Services Department Director Schanen was not the individual bringing this before that Board.

Lovejoy explained the process for bringing an ordinance before the County Board, and noted the ordinance was on the committee's agenda, the ordinance was presented to various venues, notice of the ordinance was made to towns and villages, and it was properly placed on tonight's agenda. It was not required to have a public hearing in the towns, etc.

Vince Lippai asked how the county can feel another regulation is needed, and urged the Board to reject it.

Conley noted his committee brought this to the County Board, and it is time to remember that the county pays people to safeguard public health and respond to potential health hazards. The county wants to

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have some mechanism in place so officials can respond adequately and efficiently. This ordinance allows the county to have more local control.

Heiser read Sue Sandvick’s letter to all town and village boards, dated April 29, 2004, following the April County Board meeting, which accompanied a copy of the proposed ordinance. The letter asked each town and village board to contact Drake for a presentation, and asked each municipality to provide the county with citizen input and suggestions.

Motion by Egan, second Allen, to amend the ordinance and delete Section X. (1) (b) and Section III. (10). Motion carried.

Motion by W. Johnson, second Allen, to amend the ordinance and strike the word “interpreted” in Section VIII. (1); replace “or his or her designee” with “or other health professional” in Section III. (4); and replace “designee” with “or other health professional” in the fourth line of Section XI. (4) (a). Schanen stated that from a staffing perspective, there are others, aside from Drake, who are approved health officials. Brief discussion followed. Motion carried.

Motion by Robinson, second Liebaert, to refer this back to the Health and Human Services Board, and direct that a highly advertised public hearing be scheduled so that public input can be gathered. Discussion followed on voting this up or down at this time. Roll call vote taken on the referral and failed with 15 No, 11 Yes, 2 Absent. Voting yes were Browne, Baker, Livingston, Prettie, Robinson, Ryan, Thompson, W. Johnson, Liebaert, Budnick, Stewart. Absent were Martin and Quam.

Motion by Allen, second Egan, to amend last sentence of Section X. (7) as follows: Such notice shall be served upon the owner, and operator or occupant....“, and add to Section XI. (1) that the written order be served personally or by registered mail “to the owner, and tenant if applicable,” with return receipt requested. Motion carried.

Liebaert’s motion to add a section to the ordinance was ruled out of order by Chair Finn, because it is a controversial issue which should have had public notice as part of the proposed ordinance.

Motion by W. Johnson, second Liebaert, to amend the ordinance and strike Section IX. (3) (a) (b) and (c). Discussion followed. K. Johnson suggested leaving the carcass statements in the ordinance, to perhaps provide some leverage to get the DNR to start picking dead deer up again. Motion to amend failed.

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Chair Finn called for the vote. Roll call vote was taken on adoption of Ordinance #3.11, Public Health Ordinance, as amended, and passed with 15 Yes, 11 No, 2 Absent. Voting no were Glenn, Eckman, Prettie, James O'Brien, Ryan, Thompson, W. Johnson, Liebaert, Budnick, C. Johnson, Stewart. Absent were Quam and Martin.

RESOLUTIONS

RESOLUTION #57-04
RESOLUTION BY THE LAND AND DEVELOPMENT
COMMITTEE

Subject: Land Sales

WHEREAS, Douglas County has advertised for sale various parcels of land on June 7, 14 and 21, 2004 in accordance with Section 75.69, Wisconsin Statutes, and the highest bids received are as follows:

\$ 32,200.00 PARCEL 11-04 - That part of the South 2/3 of the SW1/4 of Section 12-48N, 13W, Douglas County, Wisconsin, described as follows: Beginning at a point 450.52 feet North and 454.88 feet East of the SW corner of said SW1/4: thence on a bearing of East, 417.42 feet, thence on a bearing of North 208.71 feet: thence on a bearing of East, 417.42 feet: thence on a bearing of North, 1100 feet, more or less, to the N'y line of the South 2/3 of the SW1/4: thence W'y along said N'y line to the intersection of a line bearing North from the point of beginning: thence on a bearing of South 1,310 feet, more or less, to the point of beginning, Town of Parkland, from Greg and Kurt Standen. Intended use: Future homesite.

\$ 2,600.00 PARCEL 12-04 - That part of the South 2/3 of the SW1/4 of Section 12-48N-13W, Douglas County, Wisconsin, described as follows: Beginning at a point 1,285.26 feet North and 1,327.18 feet East of the Southwest corner of said Southwest Quarter: thence on a bearing of East, 417.42 feet, thence on a bearing North, 475 feet, more or less, to the northerly line of the South 2/3 of said Southwest Quarter; thence westerly along said Northerly line to the intersection of a line bearing North from the point of beginning: thence on a bearing South, 475 feet, more or less to the Point of beginning, Town of Parkland, from Greg and Kurt Standen. Intended use: Forestry.

\$ 26,100.00 PARCEL 19A-04 - Lots 20 & 21, Block 384, West Superior, 17th Division, City of Superior, known as 1816-18 Lackawanna Avenue, from Aaron Sotak and Amanda Bruce. Note: Purchaser must comply with City Building Inspection Orders to bring the house up to code. Intended use: Rental unit.

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16. Shepard		
17. Egan		
18. Allen		
19. Ryan		
20. Hendrickson		
21. Johnson, Kay		
22. Thompson		
23. Johnson, Wes		
24. Liebaert		
25. Budnick		
26. Johnson, Carol		
27. Stewart		
28. Jensen		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____ Passed <u> X </u> Lost _____ Refer _____ Amend _____ Other _____		

\$ 44,970.00 PARCEL 20-04 -.S1/2 of N1/2 of NW1/4 of SE1/4, Section 26-43-13, Town of Wascott, from James and Kimberly Murray. Intended use: Residential and recreation.

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 15th day of July, 2004.

(Committee Action: Unanimous)

(Fiscal Note: Increase Profit and Loss on "Land Sales Account" by \$105,870.00)

ACTION: Motion by Allen, second Baker, to adopt. Motion carried.

RESOLUTION #58-04
RESOLUTION BY THE LAND AND DEVELOPMENT
COMMITTEE

Subject: Transfer of Property to Village of Oliver

RESOLVED that the Douglas County Board of Supervisors accept the recommendations of the Land and Development Committee and transfer ownership of the following described property to the Village of Oliver:

Parcel 14A-04: Lots 26, 27, and 28, Block 14, Carnegie Eastern Division, street and alley vacated, Village of Oliver.

Dated this 15th day of July, 2004.

(Committee Action: Unanimous)

(Fiscal Note: None)

ACTION: Motion by Shepard, second Allen, to adopt. Motion by Allen, second Ryan, to refer back to Land and Development Committee. Motion to refer carried.

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

Roll Call		
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21. Johnson, Kay		
22. Thompson		
23. Johnson, Wes		
24. Liebaert		
25. Budnick		
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28. Jensen		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____ Passed <u> X </u> Lost _____ Refer _____ Amend _____ Other _____		

**RESOLUTION #59-04
RESOLUTION BY THE ZONING COMMITTEE**

Subject: Hazard Mitigation Plan

RESOLVED that the Douglas County Board of Supervisors accepts the recommendation of the Zoning Committee and approves the Douglas County Hazard Mitigation Plan, as set forth in Exhibit B-7-04.

Dated this 15th day of July, 2004.

(Committee Action: Unanimous)

(Fiscal Note: None)

ACTION: Motion by John O'Brien, second C. Johnson, to adopt. Steve Rannenberg, Zoning Administrator, presented a brief history on the flood plain ordinance, and the need for and development of the Hazard Mitigation Plan. The 2000 Disaster Mitigation Plan Act requires all counties create a Hazard Mitigation Plan if they are to qualify for emergency hazard grants and funding. After two years, the draft document is ready to be presented to the agencies for approval. Liebaert stated he reviewed the Town of Amnicon properties in the flood plain, and noted several inaccuracies regarding whether homes were in or outside the flood plain. He found the data used to develop the plan is old, and therefore inaccurate. It was noted the Forestry Department has a computer program that can be used to identify the flood plain areas and residences within those. Extensive discussion followed on how to update the maps and funding to do so. There was concern by some supervisors that some residents have spent thousands of dollars to prove the maps relating to their properties are wrong. Allen noted several errors in Rannenberg's figures in the plan. Page 177 - Cost of \$800 should be \$1,500; page 182 - \$250 instead of \$2,000 (item 11); page 184, number 16, should be \$5,000 not \$4,000. Concern was also noted regarding the maps in the area of the Bird Sanctuary. W. Johnson emphasized the need to have the figures and information accurate on the maps. Chair Finn suggested to C. Johnson, Zoning Committee Chair, that the committee consider the issue of how to get the maps updated and accurate. Rannenberg stated that it would be prudent expenditure of public funds to use the current maps as a basis to update the data, targeting specific areas. He has been in contact with the Department of Natural Resources Flood Plain Engineer, and there are federal funds available to go into specific areas where it is believed the maps are in error. A watershed study would be beneficial, targeting specific areas rather than a comprehensive re-creation of the flood plain maps. C. Johnson noted her concerns have

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

been discussed with Rannenber, and map inaccuracies are the kinds of things the zoning staff and committee deal with every week. She assured the Chair that the committee will address the problem. Rannenber explained the process with substantial hazards, and the time it takes to get funding from the federal government. W. Johnson reiterated his frustrations with going forward with a plan that is not accurate. C. Johnson responded to W. Johnson's concerns, by sharing an experience of property owner a couple years ago, citing this is all the county has to work with at this time. She emphasized the county and residents need to let our federal legislators know of the problems. Motion carried.

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23. Johnson, Wes		
24. Liebaert		
25. Budnick		
26. Johnson, Carol		
27. Stewart		
28. Jensen		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____ Passed <u> X </u> Lost _____ Refer _____ Amend _____ Other _____ Exhibit B-7-04 Policy Amended		

RESOLUTION #60-04
RESOLUTION BY THE ADMINISTRATION COMMITTEE

Subject: Automobile Usage Policy Amendment

RESOLVED, that the Douglas County Board of Supervisors accept the recommendation of the Administration Committee and approve amendment to the Douglas County Automobile Usage Policy, as set forth in Exhibit C-7-04.

Dated this 15th day of July, 2004.

(Committee Action: Unanimous)

(Fiscal Note: None)

ACTION: Motion by Egan, second Hendrickson, to adopt. Motion by Allen, second Budnick, to amend the policy as follows: "All vehicles owned by Douglas County shall be identified as a county vehicle at the discretion of the Department Supervisor, with the exception of investigative vehicles." Allen clarified the intent of the Administration Committee. Baker recalled the concern with employees who are assigned county vehicles, and vandalism by certain individuals. Discussion followed. W. Johnson asked for the real intent of this amendment. Paul Halverson, Highway Commissioner, indicated this was discussed at the Highway Committee meeting yesterday. His concern is being put into a position to justify where meetings may be held during a highway project, which sometimes might be a bar that is the closest, most reasonable place near a project site. He suggested the language as written originally, did not appear to give the supervisor that discretion. W. Johnson disagreed, stating everyone needs to be accountable. Motion to amend policy carried. Motion to adopt resolution carried.

COUNTY ADMINISTRATOR REPORT: Written report was distributed with agenda. Forestry Department Director hired and will start July 19, 2004. He is Jeff Weatherly. Jail is progressing, and the choice has been made to start taking state prisoners.

COUNTY BOARD CHAIR REPORT AND APPOINTMENTS

The following appointments were recommended: **Library Board Planning Committee:** - Linda Olson, Superior Public Library, to replace Julie Kapke; Councilor Tom Quick to replace Councilor Jackie Stenberg. Motion by Stewart, second Browne, to approve appointments. Motion carried.

Anyone planning to attend WCA Convention needs to confirm plans. Contact Pam Tafelski in the County Clerk's Office no later than Monday, July 19th.

Bill McCoshen, lobbyist, is tentatively scheduled to present a report on September 8th or 15th. Location and confirmed date will be announced.

Arrowhead to Weston Power Line Committee will meet Monday, July 19th in Government Center Board Room, at 5:30 p.m.

COMMITTEE REPORTS

Robinson reported Veterans Commission meeting will be Wednesday, 4:30 p.m., in the courthouse. James O'Brien announced that Dr. Clyde Markon has been named the new administrator for the Twin Ports Outpatient Veterans Clinic.

Liebaert reported Forest, Parks and Recreation Committee, will have a welcome for the new Forestry Director, at their August meeting. Last timber sale brought \$750,000.

Browne reported Environment, Agriculture and Extension Committee met. 4-H busy with upcoming fair, with over 3,000 entries.

K. Johnson reported Library Board Planning Committee met yesterday and reviewed the Northern Waters Library Services agreement and Douglas County mission statement. Final copies will be distributed to the County Board.

BILLS AND CLAIMS

Motion by Shepard, second Allen, to approve bills and claims. Motion carried.

SUCH OTHER MATTERS AS AUTHORIZED UNDER THE WISCONSIN STATUTES

Prettie announced Aging Resource Center picnic for seniors is July 18th at Fairgrounds multi-purpose building. Also, the Farmers Market started on Barker's Island this week. She thanked Taxpayers Association for putting up new sign that has a positive message about Douglas County as a place to live and work.

Motion by Liebaert, second Baker, that the amendment to the Public Health Ordinance which Liebaert has drafted, be referred to the Health and Human Services Board. Motion carried.

Budnick recalled that at the Highway Department yesterday, Halverson suggested taking a real look at the poor condition of Douglas County's roadways. Budnick strongly recommended the County Board needs to begin to look at ways to fund the repairs and upgrades.

ADJOURNMENT: Motion by John O'Brien, second Stewart, to adjourn. Motion carried. Meeting adjourned 9:10 p.m. Next regularly scheduled meeting - Thursday, August 19, 2004.

Submitted by,

Susan T. Sandvick
Douglas County Clerk