

PROCEEDINGS OF THE DOUGLAS COUNTY BOARD OF SUPERVISORS
Thursday, July 20, 2006, 6:00 p.m., Board Room, Second Floor, Government Center
1316 North 14th 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 23 present, 4 absent. Absent and excused were Larry Quam, Keith Allen, Woody Budnick, Jack Sweeney. Youth representatives present were Caitlin Knoll and Lindsey Schiff.

Motion by James O'Brien, second Jaques, to approve minutes of the June 15, 2006 meeting. Motion carried.

CLAIMS

Notice of Claim from Attorney Stephen J. Olson on behalf of Superior Speedway, Inc., alleging monetary damages resulting from loss of profits from beer sales during race events. No action at this time.

CORRESPONDENCE

Seventeen items of correspondence were either received and filed or referred to the appropriate committees. County Board members can request a copy of any of the items by returning the Copy Request Form (attached to their agendas) to County Clerk

PRESENTATIONS

County Administrator Koszarek recognized Cheryl Kelly, Human Services Department, as the Employee of the Quarter. Kelly could not be present this evening, and accepting the award on behalf of Kelly were Julie Peters, Human Services Department, and two of Cheryl Kelly's sisters.

Chair Finn read a Certificate of Recognition for Supervisor Michael Glenn who resigned from the County Board effective July 1, 2006. Glenn was unable to attend this evening.

Jim Stauber presented an update on Gold Cross Ambulance services in Douglas County for the past ten years. Mayo Medical Transport (MMT) is the umbrella organization for Emergency Communications, Gold Cross Ambulance, Mayo One, and Mayo MedAir services. Stauber summarized the history of how Gold Cross came to a medical transportation agreement with Douglas County in 1996, and the professional services that have evolved since that time as part of MMT. Responding to questions on staffing of the Hawthorne Gold Cross station, Stauber stated Hawthorne is staffed 24/7 and is left unstaffed only if the unit is required to take a call as backup for a unit already at another event. Hawthorne station runs the lowest of the Twin Ports stations, about 1.7 calls per day. Regarding payment options, MMT accepts Medicare as full payment, and MA is required to be considered payment in full, but is on the low side of payment for the services.

Brief discussion followed on LifeFlight (SMDC) and Luke's One (MMT flight medics). Stauber explained how Gold Cross and Luke's One integrate their services. Less than 35 miles from the hospital, the ambulance is faster than utilizing helicopter service. Responding to several supervisors' concern about the rumored closing of the Hawthorne station, Stauber stated closing Hawthorne is not on the horizon. Noting that Gold Cross/MMT no longer utilize contracts with municipalities/counties, Stauber indicated that is one reason he asked to address the County Board tonight. He'd like to work with the board towards eliminating the contract as with other service areas, and MMT will continue to provide the services. Law Enforcement Committee, Administration, and Corporation Counsel will need to review this potential arrangement.

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 July 12, 2006, on the following petitions for amendments of the county zoning district ordinance map:

- (1) E1/2 of the NE1/4 of the NW1/4, Section 33, T44N-R11W, (GO-012-01302-01/County Road Y), Town of Gordon., from the A-1: Agriculture zoning district to the R-2: Residential zoning district, by Finstad Holdings Inc., P.O. Box 274, Gordon, Wisconsin. Intended use: Residential; and
- (2) Part of the S1/2 of the SE1/4 of the SW1/4, Section 6, T46N-R14W, (SU-028-00494-00/State Highway 35), Town of Summit, from the C-1: Commercial zoning district to the R-2: Residential zoning district, by Ricky & Julie Nindorf, 7583 S State Road 35, Foxboro, Wisconsin. Intended use: Residential.

WHEREAS, proof of publication of the notice of the public hearing, and proof of giving notice to the town clerks of the hearing, are as shown in Exhibit A-7-06.

NOW, THEREFORE, BE IT RESOLVED that the Douglas County Board of Supervisors accept the recommendations of the Zoning Committee and approve the petitions upon receipt of approval letters from the respective town boards.

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

Dated this 20th day of July, 2006.

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

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

Roll Call		
District Number	Yes	No
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Roll: Ayes _____ Noes _____ Absent _____ Abstain _____ Passed <u> X </u> Lost _____ Refer _____ Amend _____ Other _____		
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**AMENDMENT TO ORDINANCE #7.2
LAND RECREATION ORDINANCE
PRESENTED BY THE FOREST, PARKS AND
RECREATION COMMITTEE**

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

7.2 LAND RECREATION ORDINANCE

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

An ordinance to establish regulation in the recreation areas owned and maintained by Douglas County, Wisconsin, pursuant to authorities and purposes of Chapter 28.11(3)(b) and 59.54(6).

SECTION I. Definitions

The recreation areas within Douglas County shall be classified as follows:

A. Class 1 recreation areas shall be as follows:

- Gordon Dam County Park
- Lucius Woods County Park
- Mooney Dam County Park
- The clubhouse, kennels, stables, and corral areas of the Bird Sanctuary

B. Class 2 recreation areas include the following:

- Long Lake County Park
- Bass Lake County Park
- Tozer County Park
- Minnesuing County Park
- Anna-Genie County Park
- Lyman Lake boat landings
- North Flowage boat landing
- Minnesuing boat landing
- Park Creek Pond recreation area

C. Class 3 recreation areas are "Wild Riverway Zone" and defined as all county lands within 412 feet of the St. Croix River's edge. Also all State Natural/Scientific areas located on Douglas County

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lands.

D. Class 4 recreation areas shall be as follows:

All designated trails (snowmobile, All Terrain Vehicle, cross country ski, multiple use, hunter walking) on County owned lands or lands on which the County has obtained easements/agreements for trail use.

E. Class 5 recreation area shall be as follows:

All other county owned and county forest lands not designated as Class 1, Class 2, Class 3, or Class 4.

Firearm, and Vehicle, and Camping Definitions:

- “All-terrain vehicle” means an engine-driven device which has a net weight of 700 pounds or less, which has a width of 48 inches or less, which is equipped with a seat designed to be straddled by the operator and which is designed to travel on 3 or more low-pressure tires. A low-pressure tire is a tire which has a minimum width of 6 inches, which is designed to be mounted on a rim with a maximum diameter of 12 inches and which is designed to be inflated with an operating pressure not to exceed 6 pounds per square inch as recommended by the manufacturer. [WI Stat.340.01 (2g)]
- “Firearm” is defined as a weapon that acts by force of gun powder. [WI Stat.167.31 (c)]
- “Moped” means any of the following motor vehicles capable of speeds of not more than 30 miles per hour with a 150-pound rider on a dry, level, hard surface with no wind, excluding a tractor, a power source as an integral part of the vehicle and a seat for the operator:
 - (a) A bicycle-type vehicle with fully operative pedals for propulsion by human power and an engine certified by the manufacturer at not more than 50 cubic centimeters or an equivalent power unit.
 - (b) A Type 1 motorcycle with an automatic transmission and an engine certified by the manufacturer at not more than 50 cubic centimeters or an equivalent power unit. [WI Stat.340.01 (29m)]
- “Motor bicycle” means a bicycle to which a power unit not an

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integral part of the vehicle has been added to permit the vehicle to travel at a speed of not more than 30 miles per hour with a 150-pound rider on a dry, level, hard surface with no wind and having a seat for the operator. [WI Stat.340.01 (30)]

- “Motorcycle” means a motor vehicle, excluding a tractor or an all-terrain vehicle, which is capable of speeds in excess of 30 miles per hour with a 150-pound rider on a dry, level, hard surface with no wind, with a power source as an integral part of the vehicle, and which meets the conditions under par. (a) or (b):

(a) Type 1 is a motor vehicle which meets either of the following conditions:

1. Is designed and built with 2 wheels in tandem and a seat for the operator, and may be modified to have no more than 3 wheels by attaching a sidecar to one side of the wheels in tandem without changing the location of the power source.
2. Is designed and built to have no more than 3 wheels, seating for the operator and no more than 3 passengers, and does not have the operator area enclosed.

(b) Type 2 is a motor vehicle designed and built to have at least 3 wheels in contact with the ground, a curb weight of less than 1,500 pounds, and a passenger and operator area with sides permanently enclosed with rigid construction and a top which may be convertible. [WI Stat.340.01 (32)]

- “Motor vehicle” means a vehicle, including a combination of 2 or more vehicles or an articulated vehicle, which is self-propelled, except a vehicle operated exclusively on a rail. “Motor vehicle” includes, without limitation, a commercial motor vehicle or a vehicle which is propelled by electric power obtained from overhead trolley wires but not operated on rails. A snowmobile and an all-terrain vehicle shall only be considered motor vehicles for purposes made specifically applicable by statute. [WI Stat.340.01 (35)]

- “Vehicle” means every device in, upon or by which any person or property is or may be transported or drawn upon a highway, except railroad trains. A snowmobile or electric personal assistive mobility device shall not be considered a vehicle except for purposes made specifically applicable by

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statute. [WI Stat.340.01 (74)]

- “Cross country” means land or water travel by a motor vehicle, ATV, snowmobile, moped, motor bicycle or motorcycle off of a designated road or designated trail.
- “Pit” means any area which has been or is currently being utilized for it’s natural materials such as, but not limited to, gravel, sand, clay, or dirt.
- **“Camping unit” means any single shelter except bedrolls and sleeping bags used for a camp by a camping party.**
- **“Family” means a camping party composed of a parent, parents, or step-parent with their unemancipated children.**
- **“Non Family” means a camping party composed of 8 or less persons who do not meet the definition of family.**

SECTION II.

All recreation areas hereinafter created by the Douglas County Board of Supervisors shall be designated either a Class 1, 2, 3, 4 or 5 recreation area and upon classification the conditions and restrictions imposed by this Ordinance shall apply to such area.

SECTION III.

The Director of Forestry and Natural Resources, Sheriff, or their designees may expel any person or persons from lands under the management, supervision, and control of the County for violations of any state law, administrative rule or posted rules or regulations. The period of time for which a person may be expelled is 48 hours, or for the period of their camping permit, whichever is longer. No expelled person may return to the property before the eviction period has elapsed. Persons expelled are not eligible for refunds for unused camping fees or vehicle admission fees. People charged with violent, assaultive or disorderly behavior may be expelled until after the case is adjudicated in court. [Nr 45.04 (3) (b)]

SECTION IV.

No person or persons shall within a Class 1 recreation area:

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- A. Camp at any site other than a designated site for camping.
- B. Dispose of park generated trash or rubbish in any manner other than depositing it in provided containers. No household trash or rubbish allowed in park waste containers.
- C. Discharge, or keep an uncased or loaded firearm, BB gun, pellet gun, air gun, slingshot, bow or crossbow within the boundaries of such area.
- D. Ignite an open fire (meaning wood, charcoal, or solid fuel) within such area unless such fire is in a fireplace, grill, or other suitable container provided by the County, or in a container specifically constructed to contain a fire.
- E. Refuse to leave such area when directed to leave by Director of Forestry and Natural Resources, Sheriff, or their designees.
- F. Take or keep within such area a pet or domestic animal unless the same is kept at all times on leash which prevents the pet or domestic animal from running at large. No pets or domestic animals allowed in the beach areas. Animals specially trained to provide services for people with disabilities shall be exempt from this requirement.
- G. Use or be within the recreational area for any purpose between the hours of 10:00 p.m. and 6:00 a.m. of each day, unless such person is a registered camper or otherwise has the permission of the attendant in charge. Designated motorized use trails may be used 24 hours per day, for the designated uses, when the trails are officially open to the public.
- H. Cause damage to the natural features, resources, trails, or facilities owned and operated by the County.
- I. Clean fish or game within the recreational area, except at designated sites provided for such purposes.
- J. Create noise with radios, televisions, or other

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instrument which can be heard from a distance of more than 20 feet.

- K. Dump ashes or charcoal, unless they are cool enough to touch with a hand.
- L. Operate any motor vehicle in any area, except for developed road surfaces and parking lots.
- M. Operate any ATV, snowmobile, motor vehicle, moped, motor bicycle or motorcycle on any trail, road, or other surface, except for those trails designated and signed for seasonal or year round motorized use during that period when the trail is officially open for the specific designated use.
- N. Use or possess any glass bottles or containers in a recreation area posted "*NO -GLASS CONTAINERS*".
- O. Camp without paying current registration or self-registration fees and obtaining appropriate camping permit. Violation of any state law or any rules of the county by a member or guest of a member of a camping party is cause for revocation of the camping permit and eviction from the property.
- P. Violate the quiet hours of 10:00 p.m. to 8:00 a.m. by creating excessive noise or causing a disturbance.
- Q. Engage in any activity which inhibits someone from engaging in the purpose for which the area was intended.
- R. Leave an open fire (meaning wood, charcoal, or solid fuel) unless it has no smoke and entire coal or ash bed is cool enough to touch with a hand without incurring visible injury.
- S. Construct, place, occupy, or use structures, or store personal property without the written permission of the Director of Forestry and Natural Resources, County Clerk, or their designee.
- T. Possess or discharge any fireworks regulated by WI Stat 167.10 (1).

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- U. Damage, destroy, mar, or misuse any County asset, improvement or property.
- V. Leave any vehicle unattended without prior departmental approval for more than 72 hours under such circumstances as to cause the vehicle to reasonably appear to have been abandoned. An abandoned vehicle shall constitute a public nuisance.
- W. Erect or place a sign of any description without the permission of the Director of Forestry and Natural Resources or their designee.
- X. Place, occupy or use any more than one camping unit per designated camping site.**
- Y. Occupy or use a designated campsite with a non-family group which exceeds 8 persons.**

SECTION V.

No person or persons shall, within a Class 2 recreation area:

- A. Use such area as a camp site for overnight camping.
- B. Dispose of park generated trash or rubbish in any manner other than depositing in provided containers. No household trash or rubbish allowed in park waste containers.
- C. Discharge, or keep an uncased or loaded firearm, BB gun, pellet gun, air gun, slingshot, bow or crossbow within the boundaries of such area.
- D. Ignite an open fire (meaning wood, charcoal, or solid fuel) within such area unless such fire is in a fireplace, grill, other suitable container provided by the County, or in a container specifically constructed to contain a fire.
- E. Use or be within a recreation area for any purpose, except at designated boat launching site and fishing, between the hours of 10:00 p.m. and 6:00 a.m. of each day.

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- F. Cause damage to the natural features, resources, trails, or facilities owned and operated by the County.
- G. Leave an open fire (meaning wood, charcoal, or solid fuel) unless it has no smoke and entire coal or ash bed is cool enough to touch with a hand.
- H. Take or keep within such area a pet or domestic animal unless the same is kept at all times on leash which prevents the pet or domestic animal from running at large. No pets or domestic animals are allowed in beach areas (Dogs specially trained to lead blind or deaf persons or to provide support for mobility-impaired persons shall be exempt from this requirement).
- I. Dump ashes or charcoal, unless they are cool enough to touch with a hand without incurring visible injury.
- J. Operate any ATV, snowmobile, motor vehicle, moped, motor bicycle or motorcycle on any trail or other surface, except for those trails designated and signed for seasonal or year around motorized use during that period when the trail is officially open for the specific designated use.
- K. Operate any motor vehicle in any area, except for developed road surfaces and parking lots.
- L. Use or possess any glass bottles or containers in a recreation area posted "NO -GLASS CONTAINERS".
- M. Engage in any activity which inhibits someone from engaging in the purpose for which the area was intended.
- N. Refuse to leave an area when directed to by Director of Forestry and Natural Resources, Sheriff, or their designees.
- O. Clean fish or game within the recreational area, except at designated sites provided for such purposes.

Roll Call		
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- P. Construct, place, occupy or use structures, or store personal property without the written permission of the Director of Forestry and Natural Resources, County Clerk, or their designee.
- Q. Possess or discharge any fireworks regulated by WI Stat 167.10 (1).
- R. Damage, destroy, mar, or misuse any County asset, improvement or property
- S. Leave any vehicle unattended without prior departmental approval for more than 72 hours under such circumstances as to cause the vehicle to reasonably appear to have been abandoned. An abandoned vehicle shall constitute a public nuisance.
- T. Erect or place a sign of any description without the permission of the Director of Forestry and Natural Resources or their designee.

SECTION VI.

No person or persons shall within a Class 3 recreation area:

- A. Camp or ignite a fire except on designated sites (designated sites are those where steel fire rings are provided by the County or the National Park Service).
- B. Ignite an open fire (meaning wood, charcoal or solid fuel) unless within provided fire ring.
- C. Leave an open fire (meaning wood, charcoal or solid fuel) unless it has no smoke and entire coal or ash bed is cool enough to touch with a hand without incurring visible injury.
- D. Occupy single site for a period exceeding three consecutive days.
- E. Refuse to leave an area when directed to by Director of Forestry and Natural Resources, sheriff, or their designees.

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- F. Dispose of park generated trash or rubbish in any manner other than depositing in containers provided by the County or the National Park Service. No household trash or rubbish allowed in park waste containers.
- G. Cause damage to the natural features, resources, trails, or facilities owned and operated by the County or the Natural Park Service.
- H. Operate any motor vehicle, in any area, except for developed road surfaces and parking lots.
- I. Operate any ATV, snowmobile, motor vehicle, moped, motor bicycle or motorcycle on any trail, road or other surface, except for those trails designated and signed for seasonal or year round motorized use during that period when the trail is officially open for the specific designated use.
- J. Engage in any activity which inhibits someone from engaging in the purpose for which the area was intended.
- K. Construct, place, occupy, or use structures, or store personal property without the written permission of the Director of Forestry and Natural Resources, County Clerk, or their designee.
- L. Possess or discharge any fireworks regulated by WI Stat 167.10 (1).
- M. Damage, destroy, mar or misuse any County asset, improvement or property.
- N. Leave any vehicle unattended without prior departmental approval for more than 72 hours under such circumstances as to cause the vehicle to reasonably appear to have been abandoned. An abandoned vehicle shall constitute a public nuisance.
- O. Erect or place a sign of any description without the permission of the Director of Forestry and Natural Resources or their designee.

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SECTION VII.

No person or persons shall within a Class 4 recreation area:

- A. Operate a motor vehicle, snowmobile, ATV, moped, motor bicycle or motorcycle on county designated ski trails or other trails designated non-motorized by the Forestry Committee without permission of the Director of Forestry and Natural Resources or their designee.
- B. Operate a motor vehicle, snowmobile, ATV, moped, motor bicycle or motorcycle on state approved and funded trails when the trails **or trail segment has have** been officially closed by **posting, gating, signing or and** a Class 1 legal notification, to that effect, has been published in the newspaper of record for Douglas County.
- C. Cause damage to the natural features, resources, trails, or facilities owned and operated by the County.
- D. Leave the designated trail.
- E. Erect any signs that do not conform to Natural Resources Law 350.13 and County policy.
- F. Construct trails alter, re-route, or in any manner change existing trails, without the permission of the Director of Forestry and Natural Resources or their designee.
- G. Operate motor vehicles on any trail during Department of Natural Resources (DNR) ordered fire ban.
- H. Operate a motor vehicle on state approved and funded snowmobile/ATV trails without the permission of the Director of Forestry and Natural Resources or their designee. However, motor vehicles may operate on designated county forest roads.
- I. Engage in any activity which inhibits someone from engaging in the purpose for which the area was intended.
- J. Operate a motor vehicle, ATV, moped, motor bicycle or motorcycle on county designated snowmobile only

Roll Call		
District Number	Yes	No
1. Finn		
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21. Johnson, Kay		
22. Thompson		
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25. Budnick		
26. Johnson, Carol		
27. Stewart		
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Roll: Ayes _____ Noes _____ Absent _____ Abstain _____ Passed _____ Lost _____ Refer _____ Amend _____ Other _____		
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trails.

- K. Construct, place, occupy or use structures, or store personal property without the written permission of the Director of Forestry and Natural Resources, County Clerk, or their designee.
- L. Damage, destroy, mar, or misuse any County asset, improvement or property.
- M. Leave any vehicle unattended without prior departmental approval for more than 72 hours under such circumstances as to cause the vehicle to reasonably appear to have been abandoned. An abandoned vehicle shall constitute a public nuisance.
- N. Erect or place a sign of any description without the permission of the Director of Forestry and Natural Resources or their designee.

SECTION VIII.

No person or persons shall within a Class 5 recreation area:

- A. Use such area as a campsite for overnight camping except:
 - 1. With a valid camping permit for each camping unit from the Forestry Department. Violation of any state law or any rules of the County by a member or guest of a member of a camping party is cause for revocation of the camping permit and eviction from the property.
 - 2. As expressed by permit of the Forestry Committee or Director of Forestry and Natural Resources or their designee.
- B. Camp for a period exceeding thirty consecutive days (three consecutive camping permits) or as permitted by timber sale contract or planting contract, Forestry Committee or Director of Forestry and Natural Resources in writing.
- C. Litter, or deposit trash or rubbish in any manner other than depositing it in containers that may be provided by the County. No household trash or rubbish allowed in County containers.

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Roll: Ayes _____ Noes _____ Absent _____ Abstain _____ Passed _____ Lost _____ Refer _____ Amend _____ Other _____		
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- D. Refuse to leave such area in camping capacity when directed to leave by the Director of Forestry and Natural Resources, sheriff or their designees.
- E. Cause damage to the natural features, resources, trails, or facilities owned and operated by the County.
- F. ~~To cut, or harvest,~~ **or remove** any vegetation, that is not to be consumed without permission of the Director of Forestry and Natural Resources or their designee. This shall not be construed to permit harvest of vegetation otherwise controlled. Vegetation cut in conjunction with an official land survey, cutting of stakes used for trapping or any other use which does not cause damage to the resource involved or otherwise controlled is allowed. **Cut, harvest or remove firewood or wood bought without a permit from the Douglas County Forestry Department. Tap any tree for the purpose of syrup production.**
- G. Operate a motor vehicle, snowmobile, ATV, moped, motor bicycle or motorcycle on county designated ski trails or other trails designated and posted by the Forestry Committee without permission of the Director of Forestry and Natural Resources or their designee.
- H. Place, occupy or use a tree stand which uses a material which penetrates the bark of the tree (includes both the tree stand and "climbing aids"). Screw in tree steps, landscape spikes, nails, railroad spikes, and bolts are all prohibited. Place, occupy or use a tree stand, **elevated platforms or ground blind** which does not have the owner's name, address, and telephone number displayed in a minimum of 1 inch lettering which must be visible from the ground. Place, occupy, or use a tree stand, **free standing platform or ground blind** which utilizes artificial shooting lanes created by cutting, brushing, trimming, or otherwise damaging or altering trees, brush or terrain. Place, occupy or use more than two tree stands, **elevated platforms or grounds blinds in combination** per valid, current Wisconsin deer/bear license holder. Place, occupy or use a tree stand which is larger than 52 inches by 36 inches measured at the base, **ground blind which measures larger than 7 ft X 7 ft X 7 ft, or elevated**

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Roll: Ayes _____ Noes _____ Absent _____ Abstain _____ Passed _____ Lost _____ Refer _____ Amend _____ Other _____		
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platform which the platform measures more than 7 ft X 7 ft X 7 ft. Place, occupy or use a tree stand **elevated platform or ground blind** in the period of February 1 to **March 31 and June 1 to August 31** of each calendar year. Place, occupy or use any tree stand that is not a hang-on style, self climbing style or a ladder stand style. **Occupy or use any tree stand, free standing platform or ground blind except for one-half hour before to the end of legal hunting hours for that given day.** Any tree stand, **free standing platform or ground blind** which is found in violation of this ordinance shall be confiscated and disposed of at the user's expense by Douglas County Forestry Department personnel or the Douglas County Sheriff's Department, or their designees.

- I. Construct, occupy or use a blind for waterfowl hunting more than 7 days prior to the opening of the waterfowl hunting season or fail to remove the blind within 7 days after the close of season. All blinds used exclusively for waterfowl hunting as provided in s. 29.327 (2) must bear the name of the owner affixed permanently to the blind in lettering one-inch square or larger.
- J. Leave an open fire (meaning wood, charcoal or solid fuel) unless it has no smoke and the entire coal or ash bed is cool enough to touch with a hand.
- K. Operate a motor vehicle, snowmobile, ATV, moped, motor bicycle or motorcycle on any gated, bermed with native materials, barricaded or signed as closed trail or road.
- L. Block in any manner a county road or trail which prohibits access by others.
- M. Engage in any activity which inhibits someone from engaging in the purpose for which the area was intended.
- N. Operate a motor vehicle for cross country travel. All travel must be confined to open roads and trails that can accommodate a licensed 4-wheeled highway vehicle during the intended period of use.

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Roll: Ayes _____ Noes _____ Absent _____ Abstain _____ Passed _____ Lost _____ Refer _____ Amend _____ Other _____		
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- O. Construct, place, occupy, or use structures, or store personal property without the written permission of the Director of Forestry and Natural Resources, County Clerk, or their designee.
- P. Possess or discharge any fireworks regulated by WI Stat 167.10 (1).
- Q. Operate any unregistered or unlicensed motor vehicle on any County Forest road or trail.
- R. Leave any vehicle unattended without prior departmental approval for more than 72 hours under such circumstances as to cause the vehicle to reasonably appear to have been abandoned. An abandoned vehicle shall constitute a public nuisance.
- S. Damage, destroy, mar, or misuse any County asset, improvement or property.
- T. Erect or place a sign of any description without the permission of the Director of Forestry and Natural Resources or their designee.
- U. Operate a motor vehicle, snowmobile, ATV, moped, motor bicycle, or motorcycle in any county owned or operated pit.
- V. **Cultivate, disk, rototill, plant, hunt over, or utilize any type of seed, plant, tree, or food plot without permission from the Douglas County Forestry Department. Cultivate, disk, rototill or plant any controlled substance or illegal drug.**
- W. **Construct trails, alter, re-route, or in any manner change existing trails, without the permission of the Director of Forestry and Natural Resources or their designee.**

SECTION IX.

The Douglas County Director of Forestry and Natural Resources shall be and is hereby directed to post signs in each of the above listed Class 1 and Class 2 areas, which signs shall summarize the regulations set forth in this Ordinance and shall recite that the regulations are imposed pursuant to Douglas County Ordinance.

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Roll: Ayes _____ Noes _____ Absent _____ Abstain _____ Passed _____ Lost _____ Refer _____ Amend _____ Other _____		
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SECTION X.

- A. Department of Natural Resource emergency fire regulations will supersede in all areas and classes during periods of severe fire danger as declared by the Wisconsin DNR.
- B. This ordinance excludes law enforcement officers or Douglas County Forestry employees from operating snowmobiles, ATV's, motor vehicles or motorcycles while engaged in their respective official duties.

SECTION XI. PENALTIES FOR VIOLATION OF SECTIONS III, IV, V, VI, VII AND IX

Any person who violates, disobeys, neglects, omits or refuses to comply with any of the provisions of this ordinance shall forfeit not less than Fifty nor more than Two Thousand Dollars, together with the costs of prosecution and damages, and in default of payment thereof, by imprisonment in the County Jail of Douglas County, Wisconsin, for a term of not more than 30 days or until such judgement is paid. Each day a violation exists or continues shall constitute a separate offense. Pursuant to Section 66.119 of the Wisconsin Statutes and Douglas County Ordinance #1.1, the provisions of this ordinance may be enforced through issuance of a citation. Enforcement of ordinances contained in Chapter 7 is delegated to the Douglas County Sheriff's Department, the Director of Forestry and Natural Resources, and Town and Village law enforcement, or their designees.

SECTION XII. RESPONSIBILITY OF VEHICLE OWNERS.

Owners of any ATV, snowmobile, motor vehicle, moped, motor bicycle or motorcycle operated in violation of the ordinance shall be in violation of this ordinance and be subject to all allowable penalties herein.

SECTION XIII.

Should any sub-section, clause, or provision of this ordinance be declared by the Court to be invalid, the same shall not affect the validity of the section as a whole or any part thereof, other than the part so declared to be invalid.

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Roll: Ayes _____ Noes _____ Absent _____ Abstain _____ Passed _____ Lost _____ Refer _____ Amend _____ Other _____		
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SECTION XIV.

This Ordinance shall take effect and be in force after its passage and publication as required by law.

DEPOSIT SCHEDULE FOR RECREATION ORDINANCE #7.2

Section 66.119 of the Wisconsin Statutes requires that there be a deposit schedule to establish a uniform deposit for violations of specific ordinance provisions. These uniform deposit amounts must include a 20% law enforcement training penalty under Section 165.87 and a jail assessment imposed by Section 302.46(1) which is to be 1% of the original forfeiture but in no event less than \$10.00. The law enforcement training penalty and jail assessment are in **addition** on to the below described deposits.

- | | | |
|-----|--|----------------------|
| 1. | Camping at an undesignated site/camping without a permit /camping beyond length of stay policy/camping within 200 foot privacy radius of another camper/ camping in excess of camping units and/or# of campers per site | \$147.00 |
| 2. | Littering/household trash
2 nd and subsequent offenses | \$209.00
\$275.00 |
| 3. | Firearms (uncased or loaded) or prohibited weapon/illegal discharge or keep | \$275.00 |
| 4. | Improper fire/leaving fire | \$209.00 |
| 5. | Disorderly conduct:
A. Excessive noise
B. Refusal to leave | \$185.00
\$185.00 |
| 6. | Pets not on leash/pets on beach | \$147.00 |
| 7. | In park when closed | \$209.00 |
| 8. | Vandalism | \$275.00 |
| 9. | Own or operate a motor vehicles, snowmobile, ATV, motor bicycle or motorcycle in prohibited areas
(2 nd and subsequent offenses) | \$147.00
\$275.00 |
| 10. | Own or operate a motor vehicle, snowmobile, ATV, motor bicycle or motorcycle on a trail when trails are closed
(2 nd and subsequent offenses) | \$147.00
\$275.00 |
| 11. | Erect, post, or place illegal signs | \$147.00 |
| 12. | Illegal trail construction | \$335.00 |
| 13. | Illegal harvest or cutting of forest products | \$335.00 |
| 14. | Illegal tree stands, tree steps, spikes, waterfowl blinds, ground blinds, elevated platforms
(2 nd and subsequent offenses) | \$147.50
\$275.00 |

Roll Call		
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Roll: Ayes _____ Noes _____ Absent _____ Abstain _____ Passed <u> X </u> Lost _____ Refer _____ Amend _____ Other _____		
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| 15. | Fire during DNR imposed fire bans | \$147.00 |
| 16. | Glass on beach | \$147.00 |
| 17. | Clean fish/game | \$147.00 |
| 18. | Dump ashes or charcoal | \$147.00 |
| 19. | Possess or discharge fireworks | \$147.00 |
| 20. | Construct, place, occupy or use structures or store personal property without permission | \$209.00 |
| 21. | Abandoned vehicle | \$275.00 |
| 22. | Unregistered or unlicensed vehicle | \$147.00 |
| 23. | Cross country travel by a motor vehicle, snowmobile, ATV, motor bicycle or motorcycle | \$147.00 |
| 24. | Engage in any activity which inhibits others from engaging in the purpose for which the area was intended | \$147.00 |
| 25. | Block a County road or trail in any manner | \$147.00 |
| 26. | Illegal planting of seeds, plants or vegetation | \$275.00 |

Dated this 20th day of July, 2006.

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

ACTION: Motion by Robinson, second Liebaert, to adopt. Motion carried.

**AMENDMENT TO ORDINANCE #2.0
CIVIL SERVICE COMMISSION FOR SHERIFF'S
DEPARTMENT**

PRESENTED BY THE ADMINISTRATION COMMITTEE

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

SECTION VIII. SUSPENSION, DEMOTION OR DISMISSAL.

A. For the purposes of this section and Section 58.21 (8) of the Wisconsin Statutes, **unless otherwise covered employee is subject to a union bargaining agreement provision which provides for a different method of resolving grievances related to suspension, demotion or dismissal**, the Douglas County Administration Committee is hereby designated as the Grievance Committee. The Grievance Committee members shall be paid in the same manner as members of other County Board committees.

Dated this 20th day of July, 2006.

(Committee Action: Unanimous)

(Fiscal Note: None)

ACTION: Motion by McKenzie, second Corbin, to adopt. Motion carried.

Roll Call		
District Number	Yes	No
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RESOLUTIONS

RESOLUTION #60-06
RESOLUTION BY THE LAND AND DEVELOPMENT
COMMITTEE

Subject: Land Sales

WHEREAS, on June 5, 12 and 19, 2006, Douglas County advertised for sale various parcels of land, in accordance with Section 75.69, Wisconsin Statutes, and the highest bids received are as follows:

\$ 2,312.00 PARCEL 15-06 - North 4 Rods of Government Lot 2, except Crooked Lake Road right-of-way, Section 13-43-11, Town of Wascott, (PT WA-032-00490-00), from Rick C. and Rebecca R. Wietersen. Intended use: Owns cabin in the area;

\$ 2,850.00 PARCEL 16-06 - Lot 200, Block 22, Subdivision of Block 22 and 24 on East 1st Street, City of Superior (formerly known as 3707 E. 1st Street), (10-810-00045-00), from Kraig L. Reed. Intended use: yard and parking area;

\$ 3,500.00 PARCEL 17-06 - Fractional Lots 568 through 576 even numbers, 9th Street, except right-of-way, Ely's Addition to Superior, City of Superior, (PT 02-802-02261-00 and 02-802-02267-00), from Bruce W. and Tamara L. Johnson. Intended use: Adjacent property owner;

\$ 2,050.00 PARCEL 18-06 - Lot 8, Block 157, West Superior 1st Division, except right-of-way, City of Superior, (04-804-00886-00), from Leamon Mercantile Company. Intended use: Development;

\$ 53,000.00 PARCEL 20-06 - That part of NE1/4 of SW1/4 of NW1/4 lying SE'yly of Soo Line right-of-way, Section 2-48-14, and also Lots 1-14 Inclusive, Block 1, and also Lots 1-4 and Lots 11-14, except Soo Line right-of-way, Block 2, Albany Addition to South Superior, and also Fractional Lots 1 through 7 Inclusive, Block 3, McQuaids Addition to South Superior, City of Superior, (08-808-09931-00, 08-808-01281-00, 08-808-01295-00, 08-808-05310-00), from Superior Water Light and Power Company. Intended use: Water tower;

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Roll: Ayes _____ Noes _____ Absent _____ Abstain _____ Passed <u> X </u> Lost _____ Refer _____ Amend _____ Other _____		
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Roll Call		
District Number	Yes	No
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Roll: Ayes _____ Noes _____ Absent _____ Abstain _____ Passed <u> X </u> Lost _____ Refer _____ Amend _____ Other _____		
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\$ 712.00 PARCEL 22-06 - Lot 18, Block 5, Townsite of Oliver, Section 12-48-15, Village of Oliver, (OL-165-02407-00), from Gregory J. and Shiela M. Matthews. Intended use: Adjacent property owner; and

WHEREAS, the following parcels of land were also previously advertised on the dates indicated, in accordance with Section 75.69, Wisconsin Statutes, and the highest bid received is as follows:

\$ 3,200.00 PARCEL 35-03 (June 2, 9, 16, 2003) - Lots 1-5 Inclusive and Lots 16-20 Inclusive, Block 4, Central Business Addition to Carnegie, Section 13-48-15, Village of Oliver, (OL-165-01171-00 and OL-165-01173-00), from Jason M and Christa J. Kalin. Intended use: Construct garage.

\$ 563.00 PARCEL 33-04 (July 5, 12, 19, 2004) - Fractional Lot 1, Block 266, West Superior, 13th Division, and Diagram Lots, part of Diagram Lot 146 West Superior beginning at NE'yly corner of Lot 1, Block 266 West Superior 13th Division, thence E'yly along S'yly boundary line of North 14th Street extended to the intersection with the alley running North and South through said Diagram Lot 146, thence S'yly along W'yly line of said alley 25 feet, then W'yly in a direct line to an intersection with SE'yly corner of said Lot 1, thence North along E'yly line of said Lot 1 to beginning, known as 1402 Weeks Avenue, City of Superior, (05-805-00350-00, 05-805-02581-00), from Rochelle Ennis Steinhilb and Oscar Steinhilb. Intended use: Adjacent property owner.

\$ 200.00 PARCEL 37-04 (July 5, 12, 19, 2004) - Lot 6, Block 206, West Superior 7th Division, known as 2011 Banks Avenue, City of Superior, (07-807-00870-00), from Suzanne K. Jaques. Intended use: Adjacent property owner.

NOW, THEREFORE, BE IT RESOLVED that the Douglas County Board of Supervisors, in regular meeting assembled, authorizes the County Clerk to execute quit claim deeds to the above named persons on the above named properties.

Dated this 20th day of July, 2006.

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Roll: Ayes _____ Noes _____ Absent _____ Abstain _____ Passed <u> X </u> Lost _____ Refer _____ Amend _____ Other _____		
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(Committee Action: Unanimous)

(Fiscal Note: Increase "Profit and Loss on Land Sales Account" by \$68,387.00)

ACTION: Motion by Egan, second Thompson, to adopt. Motion carried.

RESOLUTION #61-06
RESOLUTION BY THE LAND AND DEVELOPMENT
COMMITTEE

Subject: Sale of Property to Village of Oliver

RESOLVED that the Douglas County Board of Supervisors accept the recommendation of the Land and Development Committee and sell the following described property to the Village of Oliver

Lot 2, Block 13, Oliver Bridge Division, and also Lots 1, 2, 4, 5, 7, 9 through 17 Inclusive, 24 through 27 Inclusive, and 29 through 32 Inclusive, Block 1, Carnegie Second Division, Section 12-48-15, Village of Oliver.

BE IT FURTHER RESOLVED that transfer of ownership of the property will be made upon payment of \$11,500.00.

BE IT STILL FURTHER RESOLVED that this transfer is also contingent on the Village of Oliver agreeing that any proceeds above \$11,500.00 result from future sale of the property by the Village, be paid to Douglas County.

Dated this 20th day of July, 2006.

(Committee Action: Unanimous)

(Fiscal Note: Increase "Profit and Loss in "Land Sales Account" by \$11,500.00)

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

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RESOLUTION #62-06
RESOLUTION BY THE LAND AND DEVELOPMENT
COMMITTEE

Subject: Cancellation of Real Estate Taxes

RESOLVED that the Douglas County Board of Supervisors accept the recommendations of the Land and Development Committee and cancel the delinquent taxes owing against 1402-1412 Tower Avenue (Lots 27-32, Block 142, West Superior 4th Division, City of Superior), in the amount of \$67,676.53.

BE IT FURTHER RESOLVED that this action is a requirement of the State of Wisconsin Department of Revenue Brownfield Site Assessment Grant that Douglas County has been awarded for the subject property, for the removal of an underground storage tank.

Dated this 20th day of July, 2006.

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

ACTION: Motion by McKenzie, second John O'Brien, to adopt. Motion carried.

Motion by Hendrickson, second C. Johnson, to suspend agenda and take up Resolution #71-06, resolution not on agenda. Motion carried.

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4.		
5. Baker		
6. Ritscher		
7. Livingston		
8. Martin		
9. Prettie		
10. Robinson		
11. Conley		
12. Jaques		
13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Sweeney		
17. Egan		
18. Allen		
19. Miller		
20. Hendrickson		
21. Johnson, Kay		
22. Thompson		
23. Corbin		
24. Liebaert		
25. Budnick		
26. Johnson, Carol		
27. Stewart		
28. Graven		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____ Passed <u> X </u> Lost _____ Refer _____ Amend _____ Other _____		
Rev. 07-01-06		

RESOLUTION #63-06
RESOLUTION BY THE LAND AND DEVELOPMENT
COMMITTEE

Subject: Land Sale Policies and Procedures Amended

RESOLVED that the Douglas County Board of Supervisors accept the recommendations of the Land and Development Committee and amend the Procedure for Sale of Tax Deeded Lands, 9(b), as follows:

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4.		
5. Baker		
6. Ritscher		
7. Livingston		
8. Martin		
9. Prettie		
10. Robinson		
11. Conley		
12. Jaques		
13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Sweeney		
17. Egan		
18. Allen		
19. Miller		
20. Hendrickson		
21. Johnson, Kay		
22. Thompson		
23. Corbin		
24. Liebaert		
25. Budnick		
26. Johnson, Carol		
27. Stewart		
28. Graven		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____ Passed <u> X </u> Lost _____ Refer _____ Amend <u> X </u> Other _____		
Rev. 07-01-06		

9. Those properties that have been previously advertised for sale may be sold according to the following procedure:

- (a) Property is advertised for sale by publication of a Class 1 notice;
- (b) **Adjacent property owner(s) (as defined in 4 above) is notified of potential sale;**
- (b c) The Land and Development Committee reviews the bids, may reject any or all bids, or may accept a bid that is less than the appraised value but, cannot accept a bid that is less than the highest bid, unless the committee outlines in the resolution the reasons for accepting a bid that is less than the highest bid. **As a general practice, the committee will not consider a bid that is less than 75% of the appraised value. However, the committee reserves the right to accept any bid if the proposed use and/or development of the property is deemed desirable and advantageous to the county;**
- (c d) Those properties not sold after the Class I bid opening will remain available for purchase by bid, with any bids received referred to the Land and Development Committee, in accordance with the process set out in (b) above.
- (d e) A resolution is presented to the Board approving the sale; and
- (e f) A Quit Claim Deed is made out to the successful bidder.

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4.		
5. Baker		
6. Ritscher		
7. Livingston		
8. Martin		
9. Prettie		
10. Robinson		
11. Conley		
12. Jaques		
13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Sweeney		
17. Egan		
18. Allen		
19. Miller		
20. Hendrickson		
21. Johnson, Kay		
22. Thompson		
23. Corbin		
24. Liebaert		
25. Budnick		
26. Johnson, Carol		
27. Stewart		
28. Graven		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____ Passed <u> X </u> Lost _____ Refer _____ Amend <u> X </u> Other _____		
Rev. 07-01-06		

Dated this 20th day of July, 2006

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

ACTION: Motion by Martin, second Conley, to adopt. Motion by Conley, second Liebaert, to amend Policies and Procedures, inserting new paragraph as 9. (b) "Adjacent property owner(s) (as defined in 4 above) is notified of potential sale", and re-letter subsequent paragraphs. Sandvick explained the rationale for this amendment. Motion carried. Motion to adopt resolution as amended, carried.

Roll Call		
District Number	Yes	No
1. Finn	X	
2. Browne	X	
3. O'Brien, John	X	
4.		
5. Baker	X	
6. Ritscher	X	
7. Livingston	X	
8. Martin	X	
9. Prettie	X	
10. Robinson	X	
11. Conley	X	
12. Jaques	X	
13. Quam		
14. O'Brien, James	X	
15. McKenzie	X	
16. Sweeney	X	
17. Egan	X	
18. Allen		
19. Miller	X	
20. Hendrickson	X	
21. Johnson, Kay	X	
22. Thompson	X	
23. Corbin	X	
24. Liebaert	X	
25. Budnick		
26. Johnson, Carol		X
27. Stewart	X	
28. Graven	X	
Roll: Ayes <u> 23 </u> Noes <u> 1 </u> Absent <u> 3 </u> Abstain <u> </u> Passed <u> X </u> Lost <u> </u> Refer <u> </u> Amend <u> </u> Other <u> </u>		
Rev. 07-01-06		

RESOLUTION #64-06
RESOLUTION BY THE ADMINISTRATION COMMITTEE

Subject: POWTS Experimental Systems Funded

RESOLVED that the Douglas County Board of Supervisors accept the recommendation of the Administration Committee and approve establishing a reserve account in the amount of \$25,000.00 to come from ATC economic development account funds, for POWTS experimental systems authorized by the Department of Commerce.

BE IT FURTHER RESOLVED that before any funds are released, the Administration Committee must approve a detailed system plan.

Dated this 20th day of July, 2006.

(Committee Action: Unanimous)

(Fiscal Note: Reduce ATC economic development fund by \$25,000.00)

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

ACTION: Motion by Corbin, second Hendrickson, to adopt. C. Johnson, Chair of the Zoning Committee, questioned the amount and if DOC has some experimental systems listed. Rannenberg responded that since 2002 DOC has approved some experimental systems that are now in the Code. Egan explained that the Administration Committee approved the ATC funds allocated for environmental purposes for the experimental system sites. She questioned why it did not go through Zoning Committee. Corbin explained that if POWTS was to do any kind of demonstration systems, it would need to have the blessing of the DOC. This process will take some time, and it may be next year before the funds will be used. POWTS Committee has worked very long and hard on demonstration system development, and the funding request went to the Administration Committee directly to help move the process forward. McKenzie cautioned that all protocols be followed with the demonstration systems. C. Johnson was assured that the Zoning Committee will be included once the experimental process actually begins. Browne stated he was hoping the environmental funds paid to the county would have been committed to alternative energy. Chair Finn stated he thought the ATC funds were set aside in two different funds, and he'll check on this. Discussion followed on potential additional ATC environmental dollars once the power line is constructed. Roll call vote taken and passed with 23 Yes, 1 No, 3 Absent. Voting no was C. Johnson. Absent were Allen, Budnick, Quam.

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4.		
5. Baker		
6. Ritscher		
7. Livingston		
8. Martin		
9. Prettie		
10. Robinson		
11. Conley		
12. Jaques		
13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Sweeney		
17. Egan		
18. Allen		
19. Miller		
20. Hendrickson		
21. Johnson, Kay		
22. Thompson		
23. Corbin		
24. Liebaert		
25. Budnick		
26. Johnson, Carol		
27. Stewart		
28. Graven		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____ Passed <u> X </u> Lost _____ Refer _____ Amend _____ Other _____		
Rev. 07-01-06		

RESOLUTION #65-06

RESOLUTION BY THE ADMINISTRATION COMMITTEE

Subject: Non-Represented Employee Compensation Plan Amended

RESOLVED that the Douglas County Board of Supervisors accept the recommendation of the Administration Committee and amend the Non-Represented Employee Compensation Plan as follows:

Non-represented non-exempt

Employees shall be paid one and one-half times for the hours worked beyond 40 in a week. For employees whose workweek is 37.5 hours per week, hours worked beyond 37.5 to 40 will be paid at straight time. Hours taken off for vacation, sick leave, or personal leave do not count toward the accumulation of 40 hours to receive one and one-half time overtime pay. ~~There will be no compensatory time accrued in lieu of cash overtime for non-represented non-exempt employees.~~

Dated this 20th day of July, 2006.

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

ACTION: Motion by Hendrickson, second K. Johnson, to adopt. Ritscher asked Koszarek for an explanation. Koszarek stated these individuals are subject to Fair Labor Standards Act (FLSA) 40 hour work rule as opposed to salaried employees. The current policy stated these individuals could not accrue compensatory time, but in reality the practice is that some of them do accrue compensatory time and this line in the policy should not be there. Koszarek stated it does not really serve a purpose to say these individuals can not have comp. time. Egan explained further that FLSA applies after the 40 hours for those on the 2080 hours per year. For those on the 37.5 hour work week the federal law does not apply. If you are a union employee, the contract probably gives time and one-half over 37.5 hours. These non-rep. employees on 37.5 hour work week, but they do not get time and one-half until they work 40 hours. Koszarek stated to allow these individuals to build a little comp. time makes sense, to help them get time off. Motion carried.

Roll Call		
District Number	Yes	No
1. Finn	X	
2. Browne	X	
3. O'Brien, John	X	
4.		
5. Baker	X	
6. Ritscher		X
7. Livingston	X	
8. Martin	X	
9. Prettie		X
10. Robinson	X	
11. Conley	X	
12. Jaques	X	
13. Quam		
14. O'Brien, James	X	
15. McKenzie	X	
16. Sweeney	X	
17. Egan	X	
18. Allen		
19. Miller	X	
20. Hendrickson	X	
21. Johnson, Kay	X	
22. Thompson	X	
23. Corbin	X	
24. Liebaert	X	
25. Budnick		
26. Johnson, Carol		X
27. Stewart	X	
28. Graven	X	
Roll: Ayes <u> 21 </u> Noes <u> 3 </u> Absent <u> 3 </u> Abstain <u> </u>		
Passed <u> X </u> Lost <u> </u> Refer <u> </u> Amend <u> X </u> Other <u> </u>		
Rev. 07-01-06		

RESOLUTION #66-06
RESOLUTION BY THE ADMINISTRATION COMMITTEE
AND LAW ENFORCEMENT COMMITTEE

Subject: Storage Building for Sheriff's Department Funding
Authorized

RESOLVED that the Douglas County Board of Supervisors accept the recommendation of the Administration Committee and Law Enforcement Committee and authorize funding not to exceed \$72,474.00 (composed of \$12,474.00 previously approved capital projects funding for shooting range; \$60,000.00 from **General Fund contingency fund**) for construction of a Sheriff's Department storage building to be located at the Douglas County Highway Department.

Dated this 20th day of July, 2006.

(Committee Action: Unanimous)
(Fiscal Note: Reduce ~~contingency fund~~ **General Fund** by \$60,000.00; reduce shooting range reserve account by \$12,474.00)
(Administrative Note: Two-thirds vote of Board-elect required)

ACTION: Motion by Baker, second Livingston, to adopt. Motion by Corbin, second Baker, to amend resolution and change \$60,000 to come from General Fund, not Contingency Fund. Baker explained the Sheriff's Department, as well as Emergency Management, has various specialized vehicles and equipment that need storage in the winter, and in addition, the building will eventually be equipped with the capability to continue county operations should a disaster strike and displace county operations. Brief discussion. This allocation of dollars will allow Sheriff to put out RFP for the facility. Needed storage has also increased due to equipment grants from Homeland Security. The concrete floor will be paid by an outside source. Roll call vote taken and passed with 21 Yes, 3 No, 3 Absent. Voting no were Ritscher, Prettie, C. Johnson. Absent were Quam, Allen, Budnick.

RESOLUTION #67-06
RESOLUTION BY SUPERVISORS ON THE LAND
RECORDS COMMITTEE

Subject: Land Information Officer Appointment

RESOLVED that the Douglas County Board of Supervisors accept the recommendation of Supervisors on the Land Records Committee and appoint Ben Klitzke, Douglas County Surveyor, as Land Information Officer for Douglas County.

Dated this 20th day of July, 2006.

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

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

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4.		
5. Baker		
6. Ritscher		
7. Livingston		
8. Martin		
9. Prettie		
10. Robinson		
11. Conley		
12. Jaques		
13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Sweeney		
17. Egan		
18. Allen		
19. Miller		
20. Hendrickson		
21. Johnson, Kay		
22. Thompson		
23. Corbin		
24. Liebaert		
25. Budnick		
26. Johnson, Carol		
27. Stewart		
28. Graven		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____ Passed <u> X </u> Lost _____ Refer _____ Amend _____ Other _____		
Rev. 07-01-06		

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4.		
5. Baker		
6. Ritscher		
7. Livingston		
8. Martin		
9. Prettie		
10. Robinson		
11. Conley		
12. Jaques		
13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Sweeney		
17. Egan		
18. Allen		
19. Miller		
20. Hendrickson		
21. Johnson, Kay		
22. Thompson		
23. Corbin		
24. Liebaert		
25. Budnick		
26. Johnson, Carol		
27. Stewart		
28. Graven		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____ Passed <u> X </u> Lost _____ Refer _____ Amend <u> X </u> Other _____		
Rev. 07-01-06		

RESOLUTION #68-06
RESOLUTION BY THE DOUGLAS COUNTY BOARD OF SUPERVISORS

Subject: Government Spending Limit State Constitutional Amendment Opposed

WHEREAS, the Wisconsin Legislature is considering a proposal for a state constitutional amendment to limit government spending; such an amendment would limit counties levy rate to the rate of inflation and the population growth, and

WHEREAS, such limitations would endanger all nonmandated services, including those that are designed to prevent utilizing more expensive services to residents of the county, and

WHEREAS, the State of Colorado has suspended the legislation known as the Taxpayers Bill of Rights since it dramatically reduced the quality of life for residents of that state, and

WHEREAS, local elected officials are in a better position to understand the local needs of citizens than state legislators, and

WHEREAS, local elected officials are directly accountable to the local electorate and can be removed at the behest of the local voter, and

WHEREAS, the Wisconsin State Legislature has a history of encouraging local control, which is contrary to this legislation, and

WHEREAS, the State of Wisconsin has already enacted law establishing statutory control over the ability of local governments to increase property taxes, and

WHEREAS, Douglas County has been a leader in innovative services to its citizens while also being responsive to the taxpayer and community needs.

NOW, THEREFORE, BE IT RESOLVED, that the Douglas County Board of Supervisors accept the recommendations of the Judiciary, Legislative and Veterans Committee and oppose the fiscal restrictions which would be placed on this local unit of government by implementation of an amendment to the Constitution of the State of Wisconsin known as the Wisconsin Taxpayer Protection Amendment.

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4.		
5. Baker		
6. Ritscher		
7. Livingston		
8. Martin		
9. Prettie		
10. Robinson		
11. Conley		
12. Jaques		
13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Sweeney		
17. Egan		
18. Allen		
19. Miller		
20. Hendrickson		
21. Johnson, Kay		
22. Thompson		
23. Corbin		
24. Liebaert		
25. Budnick		
26. Johnson, Carol		
27. Stewart		
28. Graven		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____ Passed <u> X </u> Lost _____ Refer _____ Amend <u> X </u> Other _____		
Rev. 07-01-06		

BE IT FURTHER RESOLVED that upon passage of this resolution, copies be sent to all Wisconsin state legislators and the Wisconsin Counties Association.

Dated this 20th day of July, 2006.

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

ACTION: Motion by Martin, second Prettie, to adopt. Motion by McKenzie, second Browne, to amend resolution and have it sponsored by the entire county board. Motion carried. Motion to adopt resolution as amended, carried.

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4.		
5. Baker		
6. Ritscher		
7. Livingston		
8. Martin		
9. Prettie		
10. Robinson		
11. Conley		
12. Jaques		
13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Sweeney		
17. Egan		
18. Allen		
19. Miller		
20. Hendrickson		
21. Johnson, Kay		
22. Thompson		
23. Corbin		
24. Liebaert		
25. Budnick		
26. Johnson, Carol		
27. Stewart		
28. Graven		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____ Passed <u> X </u> Lost _____ Refer _____ Amend <u> X </u> Other _____		
Rev. 07-01-06		

RESOLUTION #69-06
RESOLUTION BY THE DOUGLAS COUNTY BOARD OF SUPERVISORS

Subject: Assembly Substitute Amendment to Senate Bill 1 (2005)
 Opposed

WHEREAS, Assembly Substitute Amendment to Senate Bill 1 would require a candidate for local public office (including all elected town, village, city, county, school district and town sanitary district officers) to file a "Statement of Economic Interests" within three days of filing nomination papers, and failure to file such a "Statement of Economic Interests" would disqualify the candidate from being placed on the ballot and could result in a forfeiture, and

WHEREAS, the "Statement of Economic Interests" (which currently applies to positions of higher elective State offices) requires candidates to file a comprehensive disclosure and listing of investments, business activities, commercial customers, clients, tenants, business partners, real estate holdings, creditors, etc., and

WHEREAS, while the requirement of filing a "Statement of Economic Interests" makes sense for individuals pursuing higher positions of elective office within state government, extending this requirements to local public offices will only serve to further limit the number of individuals who may be interested in serving on their local County Board, Town Board or School Board.

NOW, THEREFORE, BE IT RESOLVED that the Douglas County Board of Supervisors opposes Assembly Substitute Amendment to Senate Bill 1 (2005) requiring a "Statement of Economic Interests" to be filed by candidates for local public offices and respectfully requests that this amendment be removed from Senate Bill 1.

BE IT FURTHER RESOLVED that upon passage of this resolution, copies be sent to Senator Jauch, Representative Boyle, and the Wisconsin Counties Association.

Dated this 20th day of July, 2006.

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

ACTION: Motion by McKenzie, second Corbin, to adopt. Motion by McKenzie, second Liebaert, to amend resolution and have it sponsored by entire county board. Motion carried. This was proposed at the state level for full time legislators, and the Substitute

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4.		
5. Baker		
6. Ritscher		
7. Livingston		
8. Martin		
9. Prettie		
10. Robinson		
11. Conley		
12. Jaques		
13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Sweeney		
17. Egan		
18. Allen		
19. Miller		
20. Hendrickson		
21. Johnson, Kay		
22. Thompson		
23. Corbin		
24. Liebaert		
25. Budnick		
26. Johnson, Carol		
27. Stewart		
28. Graven		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____ Passed <input checked="" type="checkbox"/> _____ Lost _____ Refer _____ Amend <input checked="" type="checkbox"/> _____ Other _____		
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Amendment will include the lowest level local elected positions. Liebaert agreed with the intent of the initial legislation, but that local boards should have control through their own ethics regulations. This resolution only opposes the Substitute Amendment, not the original bill. Motion carried.

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4.		
5. Baker		
6. Ritscher		
7. Livingston		
8. Martin		
9. Prettie		
10. Robinson		
11. Conley		
12. Jaques		
13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Sweeney		
17. Egan		
18. Allen		
19. Miller		
20. Hendrickson		
21. Johnson, Kay		
22. Thompson		
23. Corbin		
24. Liebaert		
25. Budnick		
26. Johnson, Carol		
27. Stewart		
28. Graven		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____ Passed _____ Lost _____ Refer _____ Amend _____ Other _____		
Rev. 07-01-06		

RESOLUTION #70-06
RESOLUTION BY THE ADMINISTRATION COMMITTEE

Subject: Budgetary Transfers

RESOLVED that the Douglas County Board of Supervisors accept the recommendation of the Administration Committee and approve the following budgetary transfers:

- | | |
|-------------------------|---|
| (1) Capital Projects | \$1,000.00 (J.E. #128731 Transfer from Capital Projects Reserve Account to Parking Lot Expense to pay bill for engineering services related to handicap parking on Cumming Avenue); |
| (2) Buildings & Grounds | \$3,990.50 (J.E. #128661 Transfer from Reserve Account to Buildings and Grounds for purchase of new auto scrubber); |
| (3) Sheriff | \$10,000.00 (J.E. #128749 Transfer from Contingency Fund to Sheriff's Department budget for wireless internet cards and boat equipment); and |
| (4) Buildings & Grounds | \$18,667.50 (J.E. #128987 Transfer \$8,000 for courthouse doors and \$10,667.50 balance from glass cleaning in Capital Projects Reserve Account to Buildings and Grounds for replacement of courthouse doors) |

Dated this 20th day of July, 2006.

(Committee Action: Unanimous)
 (Fiscal Note: Transfer from Reserve Funds to increase Buildings and Grounds budget \$22,658.00 and Parking Lot budget by \$1,000.00)
 (Administrative Note: Two-thirds vote of Board-elect required)

ACTION: Motion by K. Johnson, second Corbin, to adopt. Brief discussion on the Cumming Avenue new handicap parking, and it was suggested those three spaces be identified as handicap specific for vehicles with wheelchair ramps, etc. The wireless internet cards and

Roll Call		
District Number	Yes	No
1. Finn	X x	
2. Browne	x x	
3. O'Brien, John	x x	
4.		
5. Baker	X x	
6. Ritscher	x	X
7. Livingston	X x	
8. Martin	X x	
9. Prettie	X x	
10. Robinson	X x	
11. Conley	X x	
12. Jaques	X x	
13. Quam		
14. O'Brien, James	X x	
15. McKenzie	X x	
16. Sweeney	X x	
17. Egan	X x	
18. Allen		
19. Miller	X x	
20. Hendrickson	X x	
21. Johnson, Kay	X x	
22. Thompson	X x	
23. Corbin	X x	
24. Liebaert	x	X
25. Budnick		
26. Johnson, Carol	x	X
27. Stewart	X x	
28. Graven	X x	
Roll: Ayes <u> X 21 x 24 </u> Noes <u> X 3 x 0 </u> Absent <u> X 3 x 3 </u> Abstain _____ Passed <u> X x </u> Lost _____ Refer _____ Amend _____ Other _____ X = First Roll Call vote x = Second Roll Call vote		
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boat safety equipment for Sheriff's Department were explained. It was noted that oftentimes along with grant awards, there is eventual added cost to grantee. Motion by Ritscher, second Thompson, to vote on the Sheriff's Department item separately. Motion carried. Brief discussion. Roll call vote taken on item #3 and passed with 21 Yes, 3 No, 3 Absent. Voting no were Ritscher, Liebaert, C. Johnson. Absent were Allen, Quam, Budnick. Roll call vote taken on items #1, 2 and 4 taken and passed with 24 Yes, 0 No, 3 Absent. Absent were Quam, Budnick, Allen.

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4.		
5. Baker		
6. Ritscher		
7. Livingston		
8. Martin		
9. Prettie		
10. Robinson		
11. Conley		
12. Jaques		
13. Quam		
14. O'Brien, James		
15. McKenzie		
16. Sweeney		
17. Egan		
18. Allen		
19. Miller		
20. Hendrickson		
21. Johnson, Kay		
22. Thompson		
23. Corbin		
24. Liebaert		
25. Budnick		
26. Johnson, Carol		
27. Stewart		
28. Graven		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____ Passed <u> X </u> Lost _____ Refer _____ Amend _____ Other _____		
Rev. 07-01-06		

RESOLUTION #71-06
RESOLUTION BY SUPERVISORS LIEBAERT, BROWNE,
AND ROBINSON

Subject: Forestry and Natural Resources Director Hired

RESOLVED that the Douglas County Board of Supervisors accept the recommendation of Supervisors Liebaert, Browne, and Robinson, and County Administrator Steve Koszarek and approve the hiring of Jon Harris as the Douglas County Forestry and Natural Resources Director, with starting to be determined.

Dated this 20th day of July, 2006.

(Fiscal Note: None)

ACTION: Motion by Liebaert, second James O'Brien, to adopt. Liebaert indicated this is a required resolution to complete the hiring process. Motion by Robinson, second Browne, to amend resolution and add starting date of July 24, 2006. Motion carried. Motion to adopt resolution as amended, carried.

Harris, who was present, thanked the County Board for their approval, and stated he looks forward to working with everyone.

COUNTY ADMINISTRATOR REPORT

The decision has been made to move forward with advertising for a Buildings and Grounds Department/Risk Manager. In the interim, Arras continues to oversee the operations. Regarding Human Resources Department, the county has a consulting contract with Mary Lou Andresen. One person in Human Resources retiring in the fall. Koszarek indicated he has had discussions with Administration Committee and department heads on restructuring Human Resources Department.

COUNTY BOARD CHAIR REPORT AND APPOINTMENTS

Finn and Sandvick met with Enbridge regarding the pipeline expansion, and a dollar proposal will be presented to the Forest, Parks and Recreation Committee and Land and Development Committee.

The following appointment was recommended: **Land Records Committee** - Ben Klitzke. Motion by Baker, second Robinson, to approve appointment. Motion carried.

COMMITTEE REPORTS

K. Johnson reported on highway improvements to date.

C. Johnson reported the County Organizational Study Group met this past Tuesday and there was enlightening discussion on size of the county board. WCA representative will make presentation to the group at their August 1st meeting. A Comprehensive Plan Committee is in the formative stages, and C. Johnson encouraged interested citizens to write letters stating their willingness to serve on the committee.

Robinson reported Veterans Commission met and a group of citizens will be working on the veterans nursing home project. He also reported on the Wisconsin Forestry Association meeting and will distribute information to board members on the emerald ash bore problem.

Liebaert reported the Forest, Parks and Recreation Committee agenda for July 31st includes Enbridge easement. \$1.2 million was total of last timber sale. Some adjustments were made to pulp contracts due to the market at this time. Also, Administration Committee does not have a representative on the Forest, Parks and Recreation Committee, which Liebaert recommended Chair Finn consider.

Hendrickson reported Recycling Committee cancelled July meeting, because there will be two meetings in August due to budget planning. She commended all who worked on Lake Superior Day.

Martin reported Farmers' Market open and to call Aging Resources Center for locations and dates.

McKenzie reported Farmer of the Year tour she attended was valuable. The State Land and Water Conservation Board continues to work on mission and goals, with a primary focus on education for the public. There will be a public hearing on Manure Management Ordinance, August 9th. She suggested student reps be assigned committee function in the future.

Stewart, reporting on the Law Enforcement Committee, clarified that the specific items for Sheriff's budgetary transfer were for wireless internet cards and boat safety equipment.

Jaques reported the Land and Development Committee is issuing an RFP for use of the race track

next year.

James O'Brien reported the Senior Picnic will be August 16th at Billings Park.

Browne reported Lake Superior Days was successful, and recognized the excellent work youth of the community did with Joan Wimme's leadership. "The Inconvenient Truth", a movie on global warming, is playing in Duluth, and should be of interest to everyone.

Egan reported HOL Fair is in town, and exhibits, plus youth events, do not start until Tuesday.

YOUTH REPRESENTATIVE REPORTS

Knoll and Schiff reported summer break is moving fast and they had nothing to report. Chair thanked both of them for their participation this past year.

APPROVAL OF BILLS AND CLAIMS

Motion by Baker, second Stewart, to approve. Motion carried.

SUCH OTHER MATTERS AS AUTHORIZED UNDER THE WISCONSIN STATUTES

Gold Cross Contract: Liebaert cautioned the board and Koszarek to be diligent in looking at that contract, because of the Hawthorne station closing question that continues to be of concern.

Cumming Avenue Fencing Project. Koszarek explained the purpose for the project and the parking additions that will be made once the area is completely fenced.

Committee Attendance: On a question of supervisors not attending committee meetings to which they are assigned, Chair Finn indicated there can be no policy on this, as these are elected positions.

ADJOURNMENT: Motion by Jaques, second James O'Brien, to adjourn. Motion carried. Meeting adjourned at 8:08 p.m. Next regularly scheduled meeting - Thursday, August 17, 2006.

Submitted by,

Susan T. Sandvick
Douglas County Clerk