

**PROCEEDINGS OF THE DOUGLAS COUNTY BOARD OF SUPERVISORS**  
**Thursday, November 16, 2006, 6:00 p.m., Board Room, Second Floor, Government Center**  
**1316 North 14<sup>th</sup> Street, Superior, Wisconsin**

Meeting called to order by Chairman Douglas Finn.

Pledge of Allegiance recited.

Roll call taken by County Clerk Susan T. Sandvick. There were 26 present, 2 absent. Absent and excused were Woody Budnick and Adam Ritscher. Student representatives present were Alanna Naughton, Megan Dalbec, Kelly Nys.

Motion by Corbin, second Hendrickson, to approve minutes of the October 19, 2006 and October 31, 2006 meetings. Motion carried.

**CORRESPONDENCE**

Ten 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**

Tobacco Free Coalition - John Kunz. Presentation has been postponed until December meeting.

**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 November 8, 2006, on the following petitions for amendment of the county zoning district ordinance map:

Part of the N1/2 of the NE1/4 of the SW1/4, Section 3, T46N-R12W, (HA-014-00185-00/County Road E), Town of Hawthorne, from the R-2: Residential zoning district to the I-1: Industrial zoning district, by Douglas County (Highway/Sheriff's Departments), 1313 Belknap Street, Superior, Wisconsin. Intended use: Storage building; and

Part of the SW1/4 of the NW1/4 of the SE1/4, Section 15, T48N-R14W, (TS-030-01417-00), Town of Superior, from the F-1: Forestry zoning district to the A-1: Agriculture zoning district, by Greenwood Cemetery Association, 8402 Tower Avenue, Superior, Wisconsin. Intended use: Cemetery expansion.

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-11-06.

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

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

Dated this 16<sup>th</sup> day of November, 2006.

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

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

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4. Isackson		
5. Baker		
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8. Martin		
9. Prettie		
10. Robinson		
11. Conley		
12. Jaques		
13. Quam		
14. O'Brien, James		
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18. Allen		
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20. Hendrickson		
21. Johnson, Kay		
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25. Budnick		
26. Johnson, Carol		
27. Stewart		
28. Graven		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed <u>  X  </u> Lost _____ Refer _____ Amend _____ Other _____		
Rev. 09-21-06		

**ORDINANCE #2.0  
CIVIL SERVICE COMMISSION TO SHERIFF'S  
DEPARTMENT  
PRESENTED BY THE LAW ENFORCEMENT  
COMMITTEE**

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

**SECTION IV. QUALIFICATIONS**

A. To be eligible to apply for the position of deputy sheriff, and/or jailer the applicant shall:

1. Be over 21 years of age
2. Not have been convicted of an offense amounting to a felony, unless judgement of conviction has been reversed or a complete pardon has been granted;
3. Possess a valid driver's license;
4. Possess a High School Diploma or GED;
5. Possess the education as required by the State of Wisconsin.
6. Satisfactorily complete written, oral and physical **agility** exams as required by the Commission.
7. Applicants for deputy and jailer positions will be exempt from taking the entry-level exam if they have met the Civil Service Ordinance requirements of a previous employer and are jail certified or law enforcement certified by the State of Wisconsin.

B. The qualifications for covered job classes other than deputy sheriff or jailer will be documented in a job description and published in the official posting for establishing an eligible list.

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Rev. 09-21-06		

**AMENDMENT TO**

Roll Call		
District Number	Yes	No
1. Finn		
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**SECTION V. CERTIFICATION PROCESS**

**A. Deputy Sheriff and Jailer Certification Process:**

1. The ~~candidates~~ **applicants** for the office of Deputy Sheriff and Jailer shall file an application, in writing, with the Human Resources Department of Douglas County, on forms furnished by the Department. The applications should included a copy of transcripts showing the required education and the applicants driver's license number. Applicants who may wish to receive Veteran's preference added to their final score should submit documentation showing their Veteran's status. The Personnel Department shall screen the applications to determine if the applicants have demonstrated they have met the qualifications.
  
2. All applicants who have demonstrated that they have met the qualifications in Section IV. 1-6 must take the written examination prescribed by the commission. Separate tests will be administered for the positions of Deputy and Jailer. Applicants must obtain a grade of (70%) in order to pass this phase of the examination. If an applicant fails to obtain a passing grade of (70%), the individual is considered as failing to pass and will be declared ineligible.
  
3. **Applicants passing the written examination will be scheduled for a structured interview. The Sheriff's Department will notify the members of the Civil Service Commission of the interview date. The interviews will be conducted by a representative of the Human Resource Department, the Sheriff or his/her designee and shall include a member of the Civil Service Commission. In some instances interviews will include others familiar with the knowledge, skills and abilities required for the position. Individuals will be scored on their interview and must achieve a passing score to be considered for continued consideration in the process.**

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3 4. ~~That a~~ All applicants passing the **examination structured interview** hereinbefore set forth shall be placed on an eligibility list in order of their passing grade subject to the addition of veteran's preference points to their score in accordance with Wisconsin Statutes Section 230.16(7)a. **The ranking of these candidates for appointment will occur after the addition of the veteran's points to the passing grade. In the event of a tie, the written examination score will be used to break the tie for the higher rank. In the event of a tie score on the written examination, the date and time the application was received will be used to break the tie for ranking the candidates.**

4 5. Two lists shall be maintained for the deputies and two lists will be maintained for the jailers by the Human Resources Department. List #1 will be comprised of the **applicants candidates** that meet the eligibility criteria listed in Section IV. 1-6 and List #2 will be comprised of the **applicants candidates** that are exempt from the entry level testing process, but meet the all the other eligibility criteria listed in Section IV. **Applicants Candidates** will be notified of their standing on the final lists. Applicants will have the responsibility to keep the County informed of any change of address or phone number during the time the list is valid. Applications will become the property of Douglas County and will not be returned.

B. Covered Job Classes Other Than Deputy Sheriff and Jailer Certification Process:

1. The candidates for the positions of covered job classes other than Deputy Sheriff and Jailer shall file an application, in writing, with the Human Resources Department of Douglas County, on forms furnished by the Department. The applications should included a copy of transcripts showing the required education and the applicants driver's license number. Applicants who may wish to receive

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Veteran's preference added to their final score should submit documentation showing their Veteran's status. The Human Resources Department shall screen the applications to determine if the applicants have demonstrated they have met the qualifications.

2. All applicants who have demonstrated that they have met the qualifications must take any examination prescribed by the commission and posted in the official job posting. Applicants must obtain a passing grade in order to pass this phase of the examination. If an applicant fails to obtain a passing grade, the individual is considered as failing to pass and will be declared ineligible.
3. That all applicants passing the examination hereinbefore set forth shall be placed on an eligibility list in order of their passing grade subject to the addition of veteran's preference points to their score in accordance with Wisconsin Statutes Section 230.16(7)a.
4. Lists of eligible candidates shall be maintained by the Human Resources Department. Applicants will be notified of their standing on the final lists. Applicants will have the responsibility to keep the County informed of any change of address or phone number during the time the list is valid. Applications will become the property of Douglas County and will not be returned.

**SECTION VI. APPOINTMENT**

A. When an opening occurs it will be the responsibility of the Sheriff to notify the Human Resources Department by submitting a staffing requisition form and a current job description to the Human Resources Department.

B. For Deputy Sheriff and Jailer the Human Resources Department will schedule interviews with the ~~five (5)~~ **three (3)** highest persons on List #1 and List #2. The ranking on List #2 will be determined by the entry on duty date from their most recent law

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Deputy Sheriff and Jailer the Human Resources Department will schedule interviews with the ~~five (5)~~ **three (3)** highest persons from the eligible list. ~~The Sheriff's Department will notify the members of the Civil Service Commission of the interview date. The interviews will be conducted by a representative of the Human Resources Department, the Sheriff or his/her designee and shall include a member of the Civil Service Commission. In some instances interviews will include others familiar with the knowledge, skills and abilities required for the position.~~ From these ~~five (5)~~ **three (3)** applicants the Sheriff selects the candidate for appointment and the Human Resources Department shall make a conditional job offer contingent upon passing physical, psychological and background tests. This selection will be made by the Sheriff considering the recommendations from the Human Resources representative and/or others involved in the hiring process. In the case of appointment of Jailers, the Sheriff may select from the top ~~five (5)~~ **three (3)** of a specific gender when gender is a bona fide qualification. The Sheriff shall discuss with the Human Resources Department those cases when gender may be a bona fide qualification.

C. The Human Resources Department will schedule both physical and psychological exams for the applicant. The physical exam may include a drug test which conforms to state statutes and/or regulations. The Sheriff or the Sheriff's staff will conduct a criminal background check on the applicant and file a written report with the Human Resources Department. If the candidate fails any one of these background tests, the conditional offer will be withdrawn and the applicant's name will be withdrawn from the list of eligible candidates.

D. If the applicant successfully passes all the required background tests a confirmation appointment letter will be sent by the Human Resources Department to the applicant. A copy of the appointment letter will be provided to each member of the Civil Service Commission.

E. All new Deputies and Jailers or new employee to other covered positions appointed under this ordinance shall be deemed on probation for the first twelve (12) months or a length of time consistent with the current labor agreement of their appointment and may be discharged by the Sheriff or Civil Service Commission at any time before the termination of the probationary period.

F. Promotion to the rank of Sergeant will be from the ranks of those deputies or jailers, according to the specific assignment of the position, employed full time with a minimum of three (3) years experience on the first date of the posting for the vacancy. The County

enforcement position with their most recent employer. For covered job classes other than

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and the Sheriff may add additional job related qualifications for the position of Sergeants or Lieutenant. Candidates for promotion must submit a completed application form to the Human Resources Department. The vacancy will be filled by structured interviews conducted by a representative of the Human Resources Department and the Sheriff and/or his/her designee. The Sheriff in consultation with the Human Resources Department may use other testing procedures approved by the Civil Service Commission to determine the relative qualifications of the candidates. The Sheriff shall make the selection from not more than the highest three names certified.

Addendum: Due to the anticipated staffing issues for the new jail, the Civil Service Commission hereby grants a waiver to the (3) years of experience in law enforcement or jail operations required to be eligible for promotion to a Sergeant position. This waiver will sunset August 2, 2005.

G. Promotions to the rank of Lieutenant will be from the ranks of those deputies or jailers according to the specific assignment of the position, employed full time with a minimum of 10 years of continuous service. The County and the Sheriff may add additional job related qualifications for the position of Lieutenant. Candidates for promotion must submit a completed application form to the Human Resources Department. The vacancy will be filled by structured interviews conducted by a representative of the Human Resources Department and the Sheriff and/or his/her designee. The Sheriff in consultation with the Human Resources Department may use other testing procedures approved by the Civil Service Commission to determine the relative qualifications of the candidates.

**SECTION VII. TERM**

Employees appointed in conformity with the provisions of this ordinance to covered job classes, shall hold office on good behavior and efficiency and shall not be dismissed from such office or suspended except as provided in this ordinance.

**SECTION VIII. SUSPENSION, DEMOTION OR DISMISSAL**

A. For the purposes of this section and Section 59.21(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

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Dated this 16<sup>th</sup> day of November, 2006.

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

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

members shall be paid in the same manner as members of other County Board committees.

## **RESOLUTIONS**

**RESOLUTION #99-06  
RESOLUTION BY THE LAND AND DEVELOPMENT  
COMMITTEE**

Subject: Land Sale

WHEREAS, the following parcel of land was advertised on October 2, 9, and 16, 2006, and also previously advertised on the dates indicated, in accordance with Section 75.69, Wisconsin Statutes, and the highest bid received is as follows:

\$ 2,700.00 PARCEL 23-06 (July 3, 10, 17, 2006) - Lots 193 through 209, odd numbers, except right of way, West 9<sup>th</sup> Street, City of Superior, Townsite of Superior, (PT 01-801-02655-00), from Arnold R. Prochazka and Jane L. Prochazka. 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 a quit claim deed to the above named persons on the above named property.

Dated this 16<sup>th</sup> day of November, 2006.

(Committee Action: Unanimous)

(Fiscal Note: Increase "Profit and Loss on Land Sales Account" by \$2,700.00)

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

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1. Finn		
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Rev. 09-21-06		

**RESOLUTION #100-06**  
**RESOLUTION BY THE LAND AND DEVELOPMENT**  
**COMMITTEE**

Subject: Sale of Property to Wisconsin Department of  
Transportation

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 State Department of Transportation:

Parcel 5 of Transportation Project Plat 8150-18-21- 4.07 recorded in Tp1 Page 7 as Document Number 800423, on 10/13/2006 in the Douglas County Office of the Register of Deeds, located in the SW1/4 of SE1/4 and the SE1/4 of the SE1/4 of Section 23, T47N, R10W, Town of Brule. (Approximately 4.53 acres.)

BE IT FURTHER RESOLVED that this property will be used for right-of -way need of a highway improvement project.

Dated this 16<sup>th</sup> day of November, 2006.

(Committee Action: Unanimous)

(Fiscal Note: Increase "Profit and Loss on Land Sales Account" by \$9,100)

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

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Rev. 09-21-06		

**RESOLUTION #101-06**  
**RESOLUTION BY THE LAND AND DEVELOPMENT**  
**COMMITTEE**

Subject: Repurchase of Property

RESOLVED that the Douglas County Board of Supervisors accept the recommendation of the Land and Development Committee and approve the following requests to repurchase tax delinquent property, pursuant to Douglas County Ordinance #1.5:

- (1) From Larry Lund, Sr., to repurchase Parcel #05-805-00579-00, described as West 28 feet of East 53.9 feet of Lots 1, 2, and 3, Block 287, West Superior, 14<sup>th</sup> Division, City of Superior, having paid delinquent taxes and fees in the amount of \$7,396.55; and
- (2) From Mark Gary, to repurchase Parcel #09-809-00905-00 and Parcel #09-809-00904-00, described as Lot 26, and the West 62 feet of Lots 27, and 28, block 392, West Superior 17<sup>th</sup> Division, City of Superior, upon payment of delinquent taxes and fees in the amount of \$40,981.60.

Dated this 16<sup>th</sup> day of November, 2006.

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

**ACTION:** Motion by Jaques, second Corbin, to adopt. Motion carried.

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Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed <u>  X  </u> Lost _____ Refer _____ Amend _____ Other _____		
Rev. 09-21-06		

**RESOLUTION #102-06**  
**RESOLUTION BY THE LAND AND DEVELOPMENT**  
**COMMITTEE**

Subject: Lease Agreement between Douglas County  
and B&B Logging

RESOLVED, that the Douglas County Board of Supervisors  
accept the recommendation of the Land and Development Committee  
and approve a lease agreement between Douglas County and B&B  
Logging as set forth in Exhibit C-11-06.

Dated this 16<sup>th</sup> day of November, 2006.

(Committee Action: Unanimous)

(Fiscal Note: Lease revenue of \$250 per year for five years)

ACTION: Motion by James O'Brien, second Jaques, to adopt.  
Motion by Baker, second Hendrickson, to amend lease at bottom of  
page three and change "Town of Gordon" to "Town of Brule".  
Motion to amend lease carried. Motion carried.

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Roll Call		
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**RESOLUTION #103-06  
RESOLUTION BY THE FOREST, PARKS AND  
RECREATION COMMITTEE AND LAND AND  
DEVELOPMENT COMMITTEE**

Subject: Enbridge Pipelines Right-of-Way and Easement Grant Agreement Amended

RESOLVED that the Douglas County Board of Supervisors accept the recommendation of the Forest, Parks and Recreation Committee and Land and Development Committee and approve amendment to Additional Pipeline Rights Exercise and Receipt, and Right-of-Way and Easement Grant Agreement, as set forth in Exhibit D-11-06.

BE IT FURTHER RESOLVED that Enbridge acquire all necessary permits prior to construction.

Dated this 16<sup>th</sup> day of November, 2006.

(Committee Action: Unanimous)  
(Fiscal Note: Revenue of \$385,259.00 - Forestry Department; \$3,361.00 - Land and Development)

ACTION: Motion by Quam, second Robinson, to adopt. Statements of concern arose regarding reclamation of the landscape following completion of the project, including the temporary staging areas. It was noted by McKenzie that Douglas County's Land Conservation Committee discussed this, as well as protection of the aquifer. They would like Enbridge to form a CAP group, with Douglas County representation, to keep abreast of progress and any problem issues during duration of major pipeline projects.

Motion by Stewart, second James O'Brien, to suspend the rules and hear presentations from Enbridge representatives. Motion carried.

Doug Aller, Enbridge, responded to reclamation and aquifer concerns. Land owners are paid during the project for use of their land. Following the work the land is regraded, seeded, and put into good condition. Chair Finn agreed with formation of a CAP group, which Murphy Oil, Koppers, and others have formed. Liebaert stated he was informed by a resident that Enbridge did not clean up the ruts in the land following a project on his land. Aller stated that the agreement with each landowner has this covered for the landowner, and he would like to know more details of this particular complaint, because he is not aware of it. County Board members were assured that the project will not begin until all permits are approved. Shaun Kavajecz, Environmental Project Manager, indicated all applications have been

Roll Call		
District Number	Yes	No
1. Finn		
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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 _____		
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submitted to PSC, DNR, etc. Discussion followed on the size and materials of pipes for this project, and the various methods for pipeline placement in waterways. Waterways are crossed according to specifications of the permits. Each landowner completes a questionnaire regarding proximity of their wells to the pipeline. Browne indicated that it would be prudent to provide data on the product and a spill data sheet, to the county. Enbridge agreed to provide a spill data sheet to Mark Liebaert, Chair of Forest, Parks and Recreation Committee. Kavajetz explained the categories of crude oil. Enbridge meets regularly with their own emergency response personnel so they understand the components of pipeline projects. DOT requires an emergency response plan on each project. The Federal Pipeline and Hazardous Materials Office regulates pipelines. Liebaert noted that the public has attended several meetings regarding this project, and most issues were addressed during those meetings which Enbridge and county officials attended. Kavajecz elaborated on the bank stabilization process which is used by Enbridge. Doug Aller will contact Sandvick regarding forming the CAP group. Motion to adopt resolution carried.

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4. Isackson		
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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 _____		
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**RESOLUTION #104-06**  
**RESOLUTION BY THE ADMINISTRATION COMMITTEE**

Subject: Health Insurance Coverage for Non-Represented  
 Part-Time Employees

RESOLVED that the Douglas County Board of Supervisors accept the recommendation of the Administration Committee and approve the offering of health insurance coverage to non-represented, **permanent**, part-time employees, with total health insurance premium cost to be paid by the employee.

Dated this 16<sup>th</sup> day of November, 2006.

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

**ACTION:** Motion by Thompson, second Hendrickson, to adopt. Discussion followed on the county's definition of part-time, with suggestions that the word "permanent" be added to part-time status. Koszarek explained that at this time, there are four employees in the eligible category, and agreed with Sweeney that this number can increase or decrease in the future. Sweeney contended that, as a self-insured entity, this resolution opens the county up for increased payout. Discussion followed on the process and/or procedural controls for employee payments for the insurance. Motion by Egan, second Hendrickson, to amend resolution and add "permanent" to part time employees eligibility. Motion carried. Motion to adopt resolution as amended, carried.

Roll Call		
District Number	Yes	No
1. Finn		
2. Browne		
3. O'Brien, John		
4. Isackson		
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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 _____		
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**RESOLUTION #105-06**  
**RESOLUTION BY THE ADMINISTRATION COMMITTEE**

Subject: Health Insurance 2007 Rates

RESOLVED that the Douglas County Board of Supervisors accept the recommendation of the Administration Committee and approve up to a ten percent increase in health insurance rates for 2007.

Dated this 16<sup>th</sup> day of November, 2006.

(Committee Action: Unanimous)

(Fiscal Note: Within budget)

ACTION: Motion by Hendrickson, second Corbin, to adopt. Koszarek stated that this will approve up to a ten percent increase because that is what was in the budget. He added that he was certain it will be under ten percent, and that information will be available next month. Motion carried.

Roll Call		
District Number	Yes	No
1. Finn	X	
2. Browne	X	
3. O'Brien, John	X	
4. Isackson	X	
5. Baker	X	
6. Ritscher		
7. Livingston	X	
8. Martin	X	
9. Prettie	X	
10. Robinson	X	
11. Conley	X	
12. Jaques	X	
13. Quam	X	
14. O'Brien, James	X	
15. McKenzie	X	
16. Sweeney	X	
17. Egan	X	
18. Allen	X	
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>  26  </u> Noes <u>    0  </u> Absent <u>  2  </u> Budnick, Ritscher Abstain <u>    0  </u>  Passed _____ Lost _____ Refer _____ Amend _____ Other _____		
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**RESOLUTION #106-06**  
**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) Sheriff \$8,273.00 (J.E.#130835 transfer from Contingency for Chaffey Tower equipment);
- (2) Sheriff/Rescue Sq. \$17,000.00 (J.E. #130983 and J.E. #130984 from 2006 Contingency to reserve to carryover to 2007 for 1 year Rescue Squad funding); and
- (3) Capital Projects \$10,000.00 (J.E.130987 to designate \$10,000 from shooting range/ME space to Sheriff's storage building.

Dated this 16<sup>th</sup> day of November, 2006.

(Committee Action: Unanimous)  
 (Fiscal Note: Reduce Contingency fund by \$25,273; Increase 2006 Sheriff's budget by \$8,273; Increase Sheriff's 2007 budget by \$17,000)

**ACTION:** Motion by Quam, second Corbin, to adopt. Roll call vote taken and passed with 26 Yes, 0 No, 2 Absent. Absent were Budnick and Ritscher.

District Number	Yes	No
1. Finn		
2. Browne		
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8. Martin		
9. Prettie		
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19. Miller		
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21. Johnson, Kay		
22. Thompson		
23. Corbin		
24. Liebaert		
25. Budnick		
26. Johnson, Carol		
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28. Graven		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed <u>  X  </u> Lost _____ Refer _____ Amend _____ Other _____		
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**RESOLUTION #107-06**  
**RESOLUTION BY THE ADMINISTRATION COMMITTEE**

Subject: Side Letter Agreement Between Douglas County and  
Douglas County Social Workers

RESOLVED that the Douglas County Board of Supervisors accept the recommendation of the Administration Committee and approve Side Letter Agreement between Douglas County and Douglas County Professional Social Workers AFSCME 2375 as set forth in Exhibit E-11-06.

Dated this 16<sup>th</sup> day of November, 2006.

(Committee Action: Unanimous)

(Fiscal Note: None)

**ACTION:** Motion by Hendrickson, second Egan, to adopt. Brief discussion on the agreement's ICMA component followed. Motion carried.

**RESOLUTION #108-06**  
**RESOLUTION BY THE LAW ENFORCEMENT**  
**COMMITTEE AND ADMINISTRATION COMMITTEE**

Subject: Huber and Electronic Monitoring Fees Increased

RESOLVED that the Douglas County Board of Supervisors accept the recommendation of the Law Enforcement Committee and the Administration Committee and approve increase in Huber and electronic monitoring daily fees, effective January 1, 2007, as follows:

Huber Fees:

Douglas County Prisoners from \$15 to \$17 per day; and  
 Out-of-County Prisoners from \$15 to ~~\$20~~ **\$22** per day;

Electronic Monitoring Fees:

Douglas County Prisoners from \$20 to \$22 per day; and  
 Out-of County Prisoners from \$20 to ~~\$25~~ **\$27** per day.

Dated this 16<sup>th</sup> day of November, 2006.

(Committee Action: Unanimous)

(Fiscal Note: Increase in revenue)

**ACTION:** Motion by Livingston, second Robinson, to adopt. Motion by Stewart, second McKenzie, to amend resolution as follows: Huber Fee: Out-of- County prisoners \$22 per day; and Electronic Monitoring Fee: Out-of-County prisoners \$27 per day. Motion carried. Brief discussion. Motion to adopt resolution as amended, carried.

Roll Call		
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1. Finn		
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8. Martin		
9. Prettie		
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11. Conley		
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16. Sweeney		
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21. Johnson, Kay		
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Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed <u>  X  </u> Lost _____ Refer _____ Amend <u>  X  </u> Other _____		
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Roll Call
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District Number	Yes	No
1. Finn		
2. Browne		
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21. Johnson, Kay		
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Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed _____ X _____ Lost _____ Refer _____ Amend _____ Other _____		
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**RESOLUTION #109-06**  
**RESOLUTION BY SUPERVISORS ON THE HEALTH AND HUMAN SERVICES BOARD**

Subject: Department of Health & Human Services Designated  
Lead Elder Adult-At-Risk and Adult-At-Risk Agency

WHEREAS, Douglas County currently follows Section 46.90 Wis. Stats. in identifying the Department of Human Services as the lead elder abuse agency, responsible for receiving and responding to allegations of elder abuse and neglect, and

WHEREAS, 2005 Wisconsin Act 388 enacted May 10, 2006, also requires each county board to designate an agency in the county as the elder adult-at-risk agency to serve the population of elder adults-at-risk for the purposes of Section 46.90 Wis. Stats., and

WHEREAS, 2005 Wisconsin Act 388, enacted May 10, 2006, also requires each county board to designate an agency in the county as the adult-at-risk agency to serve the population of adults-at-risk for the purposes of Section 55.034 Wis. Stats., and

WHEREAS, effective 12/1/06, under Wisconsin Statutes 46.90(2) and 55.043(1d), counties will be required to identify a lead elder adult at risk agency and an adult at risk agency for implementation of a reporting and response system, and

WHEREAS, the elder adult-at-risk agency and the adult-at-risk agency shall have the following duties with regard to their respective populations:

- (1) Develop a policy for notifying other investigative agencies, including law enforcement in appropriate cases;
- (2) Establish an abuse reporting system to carry out the purposes of Section 46.90 Wis. Stats. and Section 55.043 Wis. Stats.;
- (3) Enter into a Memorandum of Understanding regarding operation of the system with the county department under Section 46.215 or 46.22 and with any public or private agency, including a county department under Section 51.42 or 51.437, within the county that is participating in the reporting system. The memorandum of understanding shall, at a minimum, identify the

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19. Miller		
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21. Johnson, Kay		
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Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed <u>  X  </u> Lost _____ Refer _____ Amend _____ Other _____		
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agencies that are responsible for the investigation of reports of abuse, financial exploitation, neglect, or self-neglect or elder-adults-at-risk and adults at risk, as well as for the provision of specific direct services;

- (4) Receive reports of abuse, financial exploitation, neglect or self-neglect of elder adults-at-risk and adults-at-risk;
- (5) Publicize the existence of the reporting system in the county and provide a publicized telephone number that can be used by persons wishing to report suspected cases of abuse, financial exploitation, neglect, or self-neglect. Also, provide a telephone number that can be used to make reports after the agency's regular business hours.

NOW, THEREFORE, BE IT RESOLVED, that the Douglas County Board of Supervisors accept the recommendation of Supervisors on the Health and Human Services Board and designate the Douglas County Department of Health and Human Services as the lead Elder Adult-At-Risk and Adult-At-Risk Agency.

BE IT FURTHER RESOLVED that the duties of this agency are as described above.

BE IT FURTHER RESOLVED that this designation shall be effective December 1, 2006.

Dated this 16<sup>th</sup> day of November, 2006.

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

ACTION: Motion by Quam, second K. Johnson, to adopt. Asked if the added responsibilities will be covered with funding, Conley responded this is a state mandate with no funding attached. Egan added that some of the responsibilities are new, but most are not. The addition is Adult-At-Risk component. Motion carried.

**COUNTY ADMINISTRATOR REPORT:** Koszarek reported that a couple grievances have been settled. Hiring of HR Manager is in progress, with applications due November 27<sup>th</sup>. There are significant changes happening with long-term care in the state, and Douglas County will be part of a nine county consortium. Managed care is at the forefront for the direction the state is moving.

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

Chair Finn thanked County Board Vice Chairperson Keith Allen for taking over during his absence.

The following appointments were recommended: **Superior Public Library Board** - Patty Cosgrove, Solon Springs, through June, 2007; **POWTS Advisory Committee, Chair** - Dan Corbin to replace Rich Thompson as Chair; and **ITBEC Economic Development Committee** - Andy Lisak, The Development Association. Motion by Egan, second Hendrickson, to approve appointments. Motion carried.

### **COMMITTEE REPORTS**

K. Johnson reported Highway Department equipment is ready for winter. Blacktop machine was covered by insurance.

Liebaert reported the Christmas Tree for the state capitol will be from Douglas County again this year. Max Erickson will again do the cutting and hauling to Madison. County should send Erickson a "thank you". Timber sale two weeks ago was about \$1.2 million.

Hendrickson reported Recycling Coordinator is being asked frequently to do more on site assessments for businesses. Any ideas to help in this respect is appreciated.

Robinson reported Veterans Nursing Home Project group will meet December 7<sup>th</sup> at 4:30 p.m. Land Records Committee met and the plat books ready by end of January, early February. Robinson is on the selection committee to hire a new executive for the Wisconsin County Forestry Association. A recent meeting of the WCFA focused largely on invasive species in forests.

C. Johnson reported Comprehensive Planning Committee had a productive meeting this week, and will meet again next month.

McKenzie reported the four county Land Conservation Committee hired Butch Lobermeier from Price County as the new Land Conservationist. Pri Ru Ta hired a third grazing specialist.

Quam reported on the long-term care public forum conducted by the Douglas County Department of Health and Human Services. Last week he attended the long term care state meeting in Wisconsin Dells, and it is obvious that there are some significant changes forthcoming.

Browne reported Energy Committee met and discussed the energy audit. The energy report pointed out the problems with personal use of space heaters in offices, which not only causes heat and cooling disruption to the building's heat and cooling systems, but the cost is staggering. Browne announced that Joan Wimpe, UW-Extension, received a grant from Coca Cola for the Community for Youth Program, and used the money for youth educational environmental programs.

Martin explained the mission of the Northwest Community Services Agency. They run about 20

programs in five northwest Wisconsin counties, and he will report on these at a future meeting.

**YOUTH REPRESENTATIVE REPORTS:** Nys summarized a presentation by a motivational speaker to Superior Senior High School students.

**APPROVAL OF BILLS AND CLAIMS:** Motion by Liebaert, second Egan, to approve. Motion carried.

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

Motion by McKenzie, second Liebaert, that Douglas County enter into discussion with Enbridge regarding formation of a CAP Committee. Motion carried.

McKenzie recommended the county research the potential of holding periodic legislative breakfasts with county and state officials.

Koszarek received a letter regarding reinstating a railroad between Douglas County and the Twin Cities. They group would like to make a presentation to the County Board in January.

C. Johnson reported that public education on the referendum to reduce the County Board to 7, will begin after the first of the year.

**ADJOURNMENT:** Motion by James O'Brien, second Browne, to adjourn. Motion carried. Meeting adjourned 7:22 p.m. Next regularly scheduled meeting - Thursday, December 21, 2006.

Submitted by,

Susan T. Sandvick  
Douglas County Clerk