



**PROCEEDINGS OF THE
DOUGLAS COUNTY BOARD OF SUPERVISORS**
THURSDAY, MAY 18, 2023 | 6:00 PM | GOVERNMENT CENTER BOARDROOM 201
1316 NORTH 14TH STREET | SUPERIOR, WI 54880

1. CALL MEETING TO ORDER

Meeting called to order by Chairman Mark Liebaert.

2. PLEDGE OF ALLEGIANCE

Pledge of Allegiance recited.

3. ROLL CALL

Roll call taken by County Clerk Kaci Jo Lundgren. There were 18 - Present, 1 - Absent. (Districts 8 and 13 positions vacant). Absent – Slay.

4. APPROVAL OF MINUTES

Motion by Pomush, second Baker, to approve the April 20, 2023, meeting minutes. Motion carried.

5. CORRESPONDENCE

Six items of correspondence were either received and placed on file or referred to the appropriate committee.

6. PRESENTATIONS

Recognition of Service presented to Carol Jones for her 19 years with Douglas County, 8 as Treasurer.

7. PUBLIC COMMENT

None.

8. ORDINANCES

- a. Amendment to Ordinance 8.0, Zoning Ordinance, presented by the Zoning Committee. Motion by Bergman, second Fennessey, to adopt. Motion carried.

FULL ORDINANCES ON FOLLOWING PAGES

ROLL CALL					
DIST	SUPERVISOR	Y	N	OTHER	
1	POMUSH				
2	BONG				
3	SLAY				
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TOTALS		YES	NO	ABSENT	ABSTAIN
ACTION					
ADOPTED	LOST	REFERRED	AMENDED	OTHER	
X					
LAST REVISED 4-21-23					

**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 May 10, 2023, on the following petitions for amendments of the county zoning district ordinance map:

NW NW Section 20, T45N-R12W; (SO-026-00944-00, 10898 S Pierce Rd), Town of Solon Springs – F-1: Forestry zone district to the A-1: Agricultural zone district. Intended use: Hobby farm.

SW SW, Section 10, T45N-R11W; Also Ease Desc #673057; (SO-026-00244-00; 10849 E Jersett Rd), Town of Solon Springs – F-1: Forestry zone district to the A-1: Agricultural zone district. Intended use: Hobby farm.

WHEREAS, public hearing notice, affidavit of publication, notice given to town clerks of the hearing, and letters of town approval, are as shown in Exhibit A-5-23.

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

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

Dated this 18th day of May, 2023.

*Exhibit A-5-23
Committee Action: Unanimous
Fiscal Note: None*

ACTION: Motion by Bergman, second Fennessey, to adopt. Motion carried.

9. RESOLUTIONS

- a. #26-23: Resolution by Public Safety Committee requesting the State of Wisconsin to review and revise the compensation rate for State Public Defenders. Motion by Pomush, second Lear, to adopt. Motion carried.
- b. #27-23: Resolution by Transportation & Infrastructure Committee and Supervisor Jaques recommending increase of seasonal worker starting wage salary. Motion by Jaques, second Pomush, to adopt. Motion carried.
- c. #28-23: Resolution by Supervisor Jaques designating banking depositories. Motion by Jaques, second Lear, to adopt. Glazman abstained. Motion carried.

FULL RESOLUTIONS ON FOLLOWING PAGES

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LAST REVISED 4-21-23					

**RESOLUTION #26-23
STATE OF WISCONSIN REVIEW AND REVISE
COMPENSATION RATE FOR STATE PUBLIC
DEFENDERS**

PRESENTED BY THE PUBLIC SAFETY COMMITTEE

WHEREAS, criminal cases continue to rise due to a variety of factors with a backlog of 35,000 pending criminal cases across the state due to a shortage of public defenders, and

WHEREAS, both the United States Constitution and the Wisconsin Constitution provide that persons accused of crimes have the right to counsel, and

WHEREAS, the Wisconsin Office of the Public Defender provides legal counsel to criminal defendants and other persons meeting income eligibility guidelines for services, and

WHEREAS, public defender offices do not have enough staff attorneys available or public defender assigned private attorneys willing to assist the Public Defender's office because of inadequate pay, 17 to 20

percent of staff attorney jobs are currently unfilled as well as a shortage of private attorneys willing to take public defender cases, and

WHEREAS, this results in increased costs to counties by requiring counties to pay significantly higher hourly rates for private attorneys to represent criminal defendants, holding inmates in jail for longer periods of time pending court appointment of private attorneys, reducing efficiency of courts and law enforcement, and delaying justice for victims, and

WHEREAS, the State Public Defender's (SPD) rate was adjusted down in 1995 to \$40 per hour making it the lowest private attorney rate in the nation; in January 2020 that rate increased to \$70 per hour, and

WHEREAS, Wisconsin is the only state in the country with a state-funded, state-administered public defense system that requires counties to pay a higher rate for attorneys when the state cannot obtain counsel, and

WHEREAS, Wisconsin's Circuit Court system is a partnership funded by a mix of state general purpose revenue (GPR), court fees and surcharges, and county taxes, and

WHEREAS, in recent years, however, that partnership has frayed as counties have borne a growing share of the costs including the salaries and benefits of the clerks of circuit court and

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RESOLUTION #26-23
STATE OF WISCONSIN REVIEW AND REVISE
COMPENSATION RATE FOR STATE PUBLIC
DEFENDERS
CONTINUED (PAGE 2 OF 2)

their employees, salaries and benefits for court commissioners, courtroom security personnel and equipment, office supplies, law libraries, and jury costs.

NOW, THEREFORE, BE IT RESOLVED by the Douglas County Board of Supervisors that this Board supports providing sufficient resources to the Office of the Public Defender to ensure that the criminal justice system operates effectively and efficiently.

BE IT FURTHER RESOLVED that the Douglas County Board of Supervisors does hereby support an increase in the rate of reimbursement for assigned public defender private attorneys to a market rate that will help ensure prompt legal representation for criminal defendants and allow cases to be handled in a timely and efficient manner.

BE IT FURTHER RESOLVED that the Douglas County Board of Supervisors does hereby support that if the Office of the Public Defender cannot find a qualified attorney to take a case as an appointed State Public Defender and the county is required to appoint counsel at a higher rate, that the Office of the Public Defender reimburse the county the hourly rate that has been appropriated by the state to provide required counsel coverage.

BE IT FURTHER RESOLVED that a copy of this resolution be sent to Governor Tony Evers, members of the Wisconsin State Assembly and State Senate, every county in the State of Wisconsin, and the Wisconsin Counties Association.

Dated this 18th day of May, 2023.

Committee Action: Unanimous
Fiscal Note: None

ACTION: Motion by Pomush, second Lear, to adopt. Motion carried.

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LAST REVISED 4-21-23					

**RESOLUTION #27-23
SEASONAL WORKER STARTING WAGE INCREASE**

**PRESENTED BY THE TRANSPORTATION &
INFRASTRUCTURE COMMITTEE AND SUPERVISOR
JAQUES**

RESOLVED that the Douglas County Board of Supervisors accepts the recommendation of the Transportation and Infrastructure Committee and Supervisor Jaques and approves an increase to the hourly wage of the Highway Department's Seasonal Laborers as set forth below:

Previous Hourly Wage	New Hourly Wage
\$15	\$17

BE IT FURTHER RESOLVED that this wage increase take effect immediately.

BE IT FURTHER RESOLVED that the increase in hourly wage will decrease the number of available and open Seasonal Laborer positions from eight to four.

Dated this 18th day of May, 2023.

*Committee Action: Unanimous
Fiscal Note: Increase will not exceed budget*

ACTION: Motion by Jaques, second Pomush, to adopt. Motion carried.

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X					
LAST REVISED 4-21-23					

**RESOLUTION #28-23
DESIGNATION OF BANKING DEPOSITORIES**

PRESENTED BY SUPERVISOR JAQUES

RESOLVED that the following banking institutions:

- BMO Harris Bank, Superior
- National Bank of Commerce, Superior and Solon Springs
- Associated Bank
- Security State Bank
- State Investment Pool
- Chippewa Valley Bank
- Bank First
- Superior Choice Credit Union
- Superior Savings Bank

of the State of Wisconsin, qualified as public depositories under Chapter 34 of the Wisconsin Statutes, shall be and are hereby designated until further action, as public depositories for all public monies coming into the hands of the Treasurer of the County of Douglas, State of Wisconsin.

BE IT FURTHER RESOLVED that withdrawal of disbursements from any one of the above-named depositories shall be by order check or wire transfer as provided in Section 66.0607(3) of the Wisconsin Statutes and that in accordance therewith all order checks shall be signed by the following persons:

Kaci Jo Lundgren, County Clerk, or
Cheryl L. Westman, Deputy County Clerk

and

Amy Tyson, Treasurer, or
To Be Determined, Deputy Treasurer

and shall be so honored.

BE IT STILL FURTHER RESOLVED that there will be a limit of \$5,000,000.00 of County of Douglas funds in any depository, with the exception of the State Investment Pool, or banking institutions offering full insurance and/or collateralization at any one point in time and that funds can be deposited in money markets, checking accounts, U.S. Treasury Notes, U. S. Treasury Bills, Treasury Bonds, Re-purchasable agreements, Federal Home Loan Bank Bonds, and Certificates of Deposit.

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**RESOLUTION #28-23
DESIGNATION OF BANKING DEPOSITORIES
CONTINUED (PAGE 2 OF 3)**

BE IT STILL FURTHER RESOLVED that all financial institutions desiring to serve as public depositories for the County of Douglas must provide the following information on a quarterly basis: the profit record for the most recent quarter and a copy of the annual report; and the County of Douglas will determine the propriety of depositing money in each institution on a quarterly basis.

BE IT STILL FURTHER RESOLVED that Douglas County also maintains the following bank accounts, with authorized signatories listed:

- (1) Clerk of Courts - One checking account at National Bank of Commerce; Michele Wick, Char Kastern, Amy Tyson, authorized signatories; One money market account at National Bank of Commerce; Michele Wick, Char Kastern, Amy Tyson, authorized signatories;
- (2) Douglas County Rural Housing Authority account at Superior Choice Credit Union; Zach DeVoe, Robin Schaffer, Patricia Ryan and Diane Zimmerman, authorized signatories;
- (3) Jail Inmate account at National Bank of Commerce; Tyler Edwards, Stacey Minter, Richard Davidson, Mark Zimmerman, Dustin Lueloff, Jesse Frick, Johnathan Ondrik, Tim Johnson, Amy Tyson, authorized signatories;
- (4) Checking account at BMO Harris Bank, Superior, for Register of Deeds; Tracy A. Middleton and Pat Van Halen, authorized signatories.

BE IT STILL FURTHER RESOLVED that a certified copy of this resolution shall be delivered to each of the above-named depositories and said depositories may rely on this resolution until changed by lawful resolution and a certified copy of such resolution has been given to the cashier of the respective above-named depositories.

BE IT STILL FURTHER RESOLVED that this resolution take effect June 10, 2023.

Dated this 18th day of May, 2023.

Committee Action: None

**RESOLUTION #28-23
DESIGNATION OF BANKING DEPOSITORIES
CONTINUED (PAGE 3 OF 3)**

Fiscal Note: None

ACTION: Motion by Jaques, second Lear, to adopt.
Glazman abstained. Motion carried.

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X					
LAST REVISED 4-21-23					

10. COUNTY ADMINISTRATOR REPORT

Written report reviewed.

11. COUNTY BOARD CHAIR REPORT

Liebaert reported on various county activity.

12. APPOINTMENTS

a. By County Board Chair

Motion by Hendrickson, second Bergman, to approve the following appointments:

Land & Development – Chair: Joseph Moen; **Land & Development – Vice Chair:** Scott Luostari; **Local Emergency Planning Committee:** Joe Holmstrom, Canadian National; **Local Emergency Planning Committee:** Mitch Wilkinson, Essentia (replacing Laynie Martineau); **8th District County Board Supervisor:** Randy Skowlund; **Douglas County Treasurer:** Amy Tyson (effective June 10th, 2023, upon retirement of Carol Jones); **The Development Association, Inc. Board:** Bill Fennessey (replacing Keith Allen); **Metro-Interstate Commission:** Randy Skowlund (replacing Bill Fennessey); and **Northwest Regional Broadband Committee:** Jim Paine. Motion carried.

b. By County Administrator

Motion by Baker, second Pomush, to approve the following appointment:

Health and Human Services Board: Randy Skowlund. Motion carried.

Randy Skowlund gave brief introduction.

13. COMMITTEE REPORTS

Baker – Transportation & Infrastructure; Hendrickson – Extension, Education and Recycling Committee; Jaques – Health & Human Services; Bergman – Zoning.

14. YOUTH REPRESENTATIVE REPORT

Kyle reported on Northwestern High School activities; Moen reported on Superior High School activities.

15. APPROVAL OF BILLS AND CLAIMS

Motion by Hendrickson, second Glazman, to approve. Motion carried.

16. FUTURE AGENDA ITEMS

None.

17. ADJOURNMENT

Motion by Pomush, second Baker, to adjourn. Motion carried. Meeting adjourned at 6:47 p.m. Next regularly scheduled meeting – June 15, 2023.

Submitted by,

Kaci Jo Lundgren, Douglas County Clerk