

**PROCEEDINGS OF THE DOUGLAS COUNTY BOARD OF SUPERVISORS**  
**Thursday, August 18, 2022, 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 Mark Liebaert.

Pledge of Allegiance recited.

Roll call taken by County Clerk Susan Sandvick. There were 19 Present, 2 Absent. Absent – Bong, Raunio.

Motion by Pomush, second Allen, to approve the June 16, 2022, meeting minutes. Motion carried.

**CORRESPONDENCE**

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

**PRESENTATION**

Josh Bolen, Information Technology Analyst, presented with Employee of the 2<sup>nd</sup> Quarter Award. Bolen commended for his efficient practices, exceptional knowledge in troubleshooting problems, positive, calm demeanor, and his helpful patience.

Katie Stenroos, UW-Extension, presented on Youth Program Services. Youth in Governance Program introduces youth to public processes. Allowing youth to serve on the County Board may improve existing programs, acquire additional support for local initiatives, save money, and promote youth involvement. High School students are those eligible, with recommendation to assign a current County Board member as mentor.

**PUBLIC COMMENT**

As outlined in Correspondence Not on Agenda, Protest Against Amendment to Ordinance 8.0, Zoning Ordinance (Exhibit A-8-22), filed on August 16, 2022, by Christopher T. Nelson, Attorney with Eckberg Lammers. Zach DeVoe, Land Services Director, requested referral of amendment to future meeting to allow Zoning Department to authenticate land ownership as outlined in protest.

Arthur Woodman spoke in support of Amendment to Ordinance 8.0, Zoning Ordinance (Exhibit B-8-22).

**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 August 10, 2022, on the following petition for amendment of the county zoning district ordinance map:

Lot 1, Blk 2, Gordon Heights, Section 1, T43N-R12W & Lot 2, Blk 2, Gordon Heights, Section 1, T43N-R12W; (GO-012-02349-00, 02350-00, 9323 E Bass Lake Rd), Town of Gordon – .51 acre of parcels from the R-1: Residential zone district to the C-1: Commercial zone district. Proposed use: Mini storage building.

WHEREAS, public hearing notice, affidavit of publication, notice given to town clerk of the hearing, and letter of town approval, are as shown in Exhibit A-8-22.

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

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

Dated this 18<sup>th</sup> day of August, 2022.

(Committee Action: Roll call vote taken and passed with 4 – Yes, 1 – No, 0 – Absent. Voting no - Borgeson)  
(Fiscal Note: None)

**ACTION:** Motion by Allen, second Hendrickson, to adopt. Motion by Bergman, second Borgeson, to defer to September County Board meeting to allow the Zoning Department to have a reasonable opportunity to ascertain and report to the board as to the authenticity of the ownership statements contained in the Protest filed with the County Clerk pursuant to Section 59.69(5)(e)5g of the Wisconsin Statutes. Motion carried.

Roll Call		
District Number	Yes	No
1. Pomush		
2. Bong		
3. Slay		
4. Fennessey		
5. Baker		
6. Leino		
7. Glazman		
8. Raunio		
9. Jaques		
10. Peterson		
11. Staupe		
12. Lear		
13. Allen		
14. Ryan		
15. Hendrickson		
16. Luostari		
17. Liebaert		
18. Moen		
19. Long		
20. Borgeson		
21. Bergman		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed _____ Lost _____ Refer _____ X _____ Amend _____ Other _____		
Rev. 4-19-22		

**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 13 and August 10, 2022, on the following petitions for amendment of the county zoning district ordinance map:

NW NE, Section 4, T47N-R14W; (TS-030-00063-00, 3410 E Carignan Rd), Town of Superior - 12.96 acres of parcel from the W-1: Resource Conservation zone district to the A-1: Agricultural zone district. Proposed use: Potential building site.

E-1/2 SE SW, Section 29, T46N-R11W; (BE-004-00418-00, 10151 E Fire Tower Rd), Town of Bennett – from the F-1: Forestry zone district to the A-1: Agricultural zone district. Proposed use: Hobby farm.

SW SW; SE SW; NE SW, subject to ease for ingr and egr #830503; NW SE, subject to ease for ingr and egr #830503, Section 30, T46N-R11W; (BE-004-00434-00; 00439-00; 00436-00; 00437-00, 9850 E Fire Tower Rd), Town of Bennett – from the F-1: Forestry zone district to the A-1: Agricultural zone district. Proposed use: Bison ranch.

W-1/2 W-1/2 NE NW, Section 27, T47N-R14W & W-1/2 W-1/2 SE NW, Section 27, T47N-R14W; (TS-030-00697-00, 00701-00, 3702 E County Road B), Town of Superior – from the F-1: Forestry zone district to the R-2: Residential zone district. Proposed use: New single-family dwelling.

NE SW, Section 7, T45N-R11W & Triangular Pcl in NE Cor of NW SW; (SO-026-00232-00, 10226 S Heyer Rd), Town of Solon Springs – R-2: Residential zone district to the F-1: Forestry zone district. Proposed use: To bring entire parcel into compliance for its current use of non-metallic mining.

W-1/2 SW SE, Section 35, T47N-R13W, Ex 5-Ac Desc #657307; (OA-022-00956-01, 6605 E County Road B), Town of Oakland – R-2: Residential zone district to the F-1: Forestry zone district. Proposed use: To conform with required setbacks with change of use from accessory building to dwelling.

Roll Call		
District Number	Yes	No
1. Pomush		
2. Bong		
3. Slay		
4. Fennessey		
5. Baker		
6. Leino		
7. Glazman		
8. Raunio		
9. Jaques		
10. Peterson		
11. Staupe		
12. Lear		
13. Allen		
14. Ryan		
15. Hendrickson		
16. Luostari		
17. Liebaert		
18. Moen		
19. Long		
20. Borgeson		
21. Bergman		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____		
Passed _____ X _____ Lost _____ Refer _____ Amend _____ Other _____		
Rev. 4-19-22		

Roll Call		
District Number	Yes	No
1. Pomush		
2. Bong		
3. Slay		
4. Fennessey		
5. Baker		
6. Leino		
7. Glazman		
8. Raunio		
9. Jaques		
10. Peterson		
11. Staupe		
12. Lear		
13. Allen		
14. Ryan		
15. Hendrickson		
16. Luostari		
17. Liebaert		
18. Moen		
19. Long		
20. Borgeson		
21. Bergman		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed _____ X _____ Lost _____ Refer _____ Amend _____ Other _____		
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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 B-8-22.

NOW, THEREFORE, BE IT RESOLVED that the Douglas County Board of Supervisors accepts the recommendations 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 18<sup>th</sup> day of August, 2022.

(Committee Action: Unanimous)

(Fiscal Note: None)

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

## **RESOLUTIONS**

Roll Call		
District Number	Yes	No
1. Pomush		
2. Bong		
3. Slay		
4. Fennessey		
5. Baker		
6. Leino		
7. Glazman		
8. Raunio		
9. Jaques		
10. Peterson		
11. Staupe		
12. Lear		
13. Allen		
14. Ryan		
15. Hendrickson		
16. Luostari		
17. Liebaert		
18. Moen		
19. Long		
20. Borgeson		
21. Bergman		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____		
Passed _____ X _____ Lost _____ Refer _____ Amend _____ Other _____		
Rev. 4-19-22		

**RESOLUTION #40-22**  
**RESOLUTION BY THE ADMINISTRATION COMMITTEE**

Subject: Health Insurance Premiums 2023

RESOLVED that the Douglas County Board of Supervisors accepts the recommendation of the Administration Committee and approves the following 2023 health insurance premiums:

HDHP/HSA PLAN LEVEL 1*	RATE	COUNTY CONTRIBUTION	EMPLOYEE CONTRIBUTION
Single	\$801.00	\$681.00	\$120.00
Employee+1	\$1,983.00	\$1,686.00	\$297.00
Family	\$2,690.00	\$2,286.00	\$404.00

\*\$1,500 Individual/\$3,000 Employee+1 and Family Deductible

HDHP/HSA PLAN LEVEL 2**	RATE	COUNTY CONTRIBUTION	EMPLOYEE CONTRIBUTION
Single	\$706.00	\$600.00	\$106.00
Employee+1	\$1,746.00	\$1,484.00	\$262.00
Family	\$2,366.00	\$2,011.00	\$355.00

\*\*\$3,000 Individual/\$6,000 Employee+1 and Family Deductible

Dated this 18<sup>th</sup> day of August, 2022.

(Committee Action: Unanimous)

(Fiscal Note: Within 2023 proposed budget)

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

Roll Call		
District Number	Yes	No
1. Pomush		
2. Bong		
3. Slay		
4. Fennessey		
5. Baker		
6. Leino		
7. Glazman		
8. Raunio		
9. Jaques		
10. Peterson		
11. Staupe		
12. Lear		
13. Allen		
14. Ryan		
15. Hendrickson		
16. Luostari		
17. Liebaert		
18. Moen		
19. Long		
20. Borgeson		
21. Bergman		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed _____ X _____ Lost _____ Refer _____ Amend _____ Other _____		
Rev. 4-19-22		

**RESOLUTION #41-22**

**RESOLUTION BY THE ADMINISTRATION COMMITTEE**

Subject: Social Worker/Case Manager Recruitment and Retention Program

RESOLVED that the Douglas County Board of Supervisors accepts the recommendation of the Administration Committee and approves the Social Worker/Case Manager Recruitment and Retention Program as set forth in Exhibit C-8-22.

Dated this 18<sup>th</sup> day of August, 2022.

(Committee Action: Unanimous)

(Fiscal Note: Within budget)

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

Roll Call		
District Number	Yes	No
1. Pomush	X	
2. Bong		
3. Slay	X	
4. Fennessey	X	
5. Baker	X	
6. Leino	X	
7. Glazman	X	
8. Raunio		
9. Jaques	X	
10. Peterson	X	
11. Staupe	X	
12. Lear	X	
13. Allen	X	
14. Ryan	X	
15. Hendrickson	X	
16. Luostari	X	
17. Liebaert	X	
18. Moen	X	
19. Long	X	
20. Borgeson	X	
21. Bergman	X	
Roll:		
Ayes	<u>19</u>	
Noes	<u>0</u>	
Absent	<u>2</u>	
Abstain	<u>      </u>	
Passed	<u>X</u>	
Lost	<u>      </u>	
Refer	<u>      </u>	
Amend	<u>      </u>	
Other	<u>      </u>	
Rev. 4-19-22		

**RESOLUTION #42-22**

**RESOLUTION BY THE ADMINISTRATION COMMITTEE**

Subject: Budgetary Transfers

RESOLVED that the Douglas County Board of Supervisors accepts the recommendation of the Administration Committee and approves the budgetary transfers as set forth in Exhibit D-8-22.

Dated this 18<sup>th</sup> day of August, 2022.

(Committee Action: Unanimous)

(Fiscal Note: Included in Exhibit D-8-22)

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

ACTION: Motion by Jaques, second Hendrickson, to adopt. Roll call vote taken and passed with 19 – Yes, 0 – No, 2 – Absent. Absent – Bong, Raunio.



Roll Call		
District Number	Yes	No
1. Pomush		
2. Bong		
3. Slay		
4. Fennessey		
5. Baker		
6. Leino		
7. Glazman		
8. Raunio		
9. Jaques		
10. Peterson		
11. Staupe		
12. Lear		
13. Allen		
14. Ryan		
15. Hendrickson		
16. Luostari		
17. Liebaert		
18. Moen		
19. Long		
20. Borgeson		
21. Bergman		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed _____ X _____ Lost _____ Refer _____ Amend _____ Other _____		
Rev. 4-19-22		

**RESOLUTION #43-22  
RESOLUTION BY THE FOREST, PARKS AND  
RECREATION COMMITTEE**

Subject: Withdrawal and Sale of County Forest Land

WHEREAS, Douglas County owns the approximate 50 acre parcel described as:

That part of Section 9, Township 45 North, Range 12 West, Town of Solon Springs, Douglas County, Wisconsin, described in Exhibit E-8-22 (Part of PIN #SO-026-00794-00).

WHEREAS, said Douglas County owned parcel is entered as regular lands under the Wisconsin County Forest Law (s. 28.11 Wis. Stats.), and

WHEREAS, on January 31, 1996, Douglas County granted Lakehead Pipe Line Company, Limited Partnership of Duluth, Minnesota, a Land Use Permit for the purpose of construction, operation, and maintenance of a pipeline pumphouse on County Forest land, and

WHEREAS, Enbridge Energy, Limited Partnership (the successor in interest to Lakehead Pipe Line Company, Inc.) have requested of Douglas County additional space on County Forest land to construct a solar array with the purpose of providing electric solar energy to said pumphouse, and

WHEREAS, existing pumphouse land use and proposed solar array expansion, has been determined to be inconsistent with public purposes set forth in Wisconsin County Forest Law (s. 28.11 Wis. Stats.), and the Douglas County Forest, Parks and Recreation Committee recommends withdrawing and selling the approximate 50 acre parcel herein described to Enbridge Energy, Limited Partnership, and

WHEREAS, the County Board has the authority to sell said property pursuant to SS59.52(6) and s. 28.11 Wis. Stats.

NOW, THEREFORE, BE IT RESOLVED that the Douglas County Board of Supervisors accepts the recommendation of the Forest, Parks and Recreation Committee and hereby approves the withdrawal and sale of approximately 50 acres of County Forest land to Enbridge Energy, Limited Partnership at a price to be no less than Five-Thousand Eight-Hundred Fifty-Four and 00/100 Dollars (\$5,854.00) per acre (total sale price shall be determined based upon the parcel area established in an official map of survey of said property), with the following contingencies:

Roll Call		
District Number	Yes	No
1. Pomush		
2. Bong		
3. Slay		
4. Fennessey		
5. Baker		
6. Leino		
7. Glazman		
8. Raunio		
9. Jaques		
10. Peterson		
11. Staupe		
12. Lear		
13. Allen		
14. Ryan		
15. Hendrickson		
16. Luostari		
17. Liebaert		
18. Moen		
19. Long		
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21. Bergman		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed _____ X _____ Lost _____ Refer _____ Amend _____ Other _____		
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(1) Douglas County retaining perpetual access interests to the rights for ingress and egress over, across, and upon said property; and Enbridge Energy, Limited Partnership, being responsible for covering all associated development costs of said easement instrument.

(2) Enbridge Energy, Limited Partnership, completing an official map of survey at its own expense for said property, which meets the specifications as called for by Forestry Department staff.

(3) Enbridge Energy, Limited Partnership, being responsible for covering all associated closing costs of said land sale.

BE IT FURTHER RESOLVED that a request for the withdrawal of the approximate 50 acres of County owned property herein described from the Wisconsin County Forest Law be submitted to the Wisconsin DNR.

BE IT FURTHER RESOLVED that this land sale is contingent upon the County owned property herein described being approved for withdrawal from the Wisconsin County Forest Law by the Wisconsin DNR.

BE IT FURTHER RESOLVED that the proceeds of the land sale herein described be designated and reserved in the Forestry Department’s Land Acquisition Reserve Account to be used exclusively for future County Forest land acquisition projects.

BE IT FURTHER RESOLVED that the Director of Forestry and Natural Resources for Douglas County, be hereby authorized to act on behalf of Douglas County as sole signatory on all real estate documents and other related instruments necessary to successfully complete the sale, including but not limited to deeds, transfers, assignments, agreements, contracts, obligations, closing statements, easements, and/or applications for County Forest Law withdrawal.

BE IT FURTHER RESOLVED that this land sale shall not create a precedent for future land sales or conveyances and was determined to be in the best interest of Douglas County while meeting the higher and better statutory requirement of County Forest land withdrawal for this particular circumstance only.

Dated this 18<sup>th</sup> day of August, 2022.

(Committee Action: Unanimous)

(Fiscal Note: Decrease Fixed Assets-Land and increase Land Acquisition Reserve at a minimum of \$5,854.00 per acre)

Roll Call		
District Number	Yes	No
1. Pomush		
2. Bong		
3. Slay		
4. Fennessey		
5. Baker		
6. Leino		
7. Glazman		
8. Raunio		
9. Jaques		
10. Peterson		
11. Staupe		
12. Lear		
13. Allen		
14. Ryan		
15. Hendrickson		
16. Luostari		
17. Liebaert		
18. Moen		
19. Long		
20. Borgeson		
21. Bergman		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed _____ X _____ Lost _____ Refer _____ Amend _____ Other _____		
Rev. 4-19-22		

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

**RESOLUTION #44-22**  
**RESOLUTION BY SUPERVISOR LIEBAERT**

Subject: County Board Rule #39 Rescinded

RESOLVED that the Douglas County Board of Supervisors accepts the recommendation of Supervisor Liebaert and rescinds County Board Rule #39 in its entirety, as Rule #41 adopted by the Douglas County Board on June 16, 2022, (Resolution #38-22) replaces Rule #39.

Dated this 18<sup>th</sup> day of August, 2022.

(Fiscal Note: None)

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

Roll Call		
District Number	Yes	No
1. Pomush		
2. Bong		
3. Slay		
4. Fennessey		
5. Baker		
6. Leino		
7. Glazman		
8. Raunio		
9. Jaques		
10. Peterson		
11. Staupe		
12. Lear		
13. Allen		
14. Ryan		
15. Hendrickson		
16. Luostari		
17. Liebaert		
18. Moen		
19. Long		
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21. Bergman		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed _____ X _____ Lost _____ Refer _____ Amend _____ Other _____		
Rev. 4-19-22		

**RESOLUTION #45-22**

**RESOLUTION BY THE PUBLIC SAFETY COMMITTEE**

Subject: Wisconsin Statewide Mutual Aid Compact for Local  
Emergency Management Assistance

RESOLVED that the Douglas County Board of Supervisors accepts the recommendation of the Public Safety Committee and approves the Wisconsin Statewide Mutual Aid Compact for Local Emergency Management Assistance as set forth in Exhibit F-8-22.

Dated this 18<sup>th</sup> day of August, 2022.

(Committee Action: Unanimous)

(Fiscal Note: None)

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

Roll Call		
District Number	Yes	No
1. Pomush		
2. Bong		
3. Slay		
4. Fennessey		
5. Baker		
6. Leino		
7. Glazman		
8. Raunio		
9. Jaques		
10. Peterson		
11. Staupe		
12. Lear		
13. Allen		
14. Ryan		
15. Hendrickson		
16. Luostari		
17. Liebaert		
18. Moen		
19. Long		
20. Borgeson		
21. Bergman		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed _____ X _____ Lost _____ Refer _____ Amend _____ Other _____		
Rev. 4-19-22		

Roll Call		
District Number	Yes	No
1. Pomush		
2. Bong		
3. Slay		
4. Fennessey		
5. Baker		
6. Leino		
7. Glazman		
8. Raunio		
9. Jaques		
10. Peterson		
11. Staupe		
12. Lear		
13. Allen		
14. Ryan		
15. Hendrickson		
16. Luostari		
17. Liebaert		
18. Moen		
19. Long		
20. Borgeson		
21. Bergman		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed _____ X _____ Lost _____ Refer _____ Amend _____ Other _____		
Rev. 4-19-22		

**RESOLUTION #46-22**  
**RESOLUTION BY THE PUBLIC SAFETY COMMITTEE**

Subject: Single Public Safety Answering Point Designated for Grant Opportunities

WHEREAS, every municipal and state agency that provides fire suppression, law enforcement, and EMS, may establish a 911 system and most counties operate their own Public Safety Answering Point (PSAP) to meet the needs of their citizens, and

WHEREAS, the 2017-19 Wisconsin state budget required DMA to create an emergency services IP network to be provided to all PSAPs; this digital network is essential in transitioning the state's 911 system from the old and outdated analog system to a current and advanced NextGeneration 911 system, and

WHEREAS, 2019 Wisconsin Act 26 created a much needed PSAP grant program aimed to provide grant dollars for advanced training of telecommunicators, equipment or software expenses, and incentives to consolidate some or all of the functions of two or more PSAPs, and

WHEREAS, 2019 Wisconsin Act 26 requires that only one PSAP per county receive the grant funds, and

WHEREAS, DMA Chapter 2 requires the County Board of Supervisors determine the one PSAP per county via resolution except for Milwaukee County where the Intergovernmental Cooperation Council will make the determination.

NOW, THEREFORE, BE IT RESOLVED that Douglas County does hereby designate the Douglas County Public Safety Answering Point for the purposes of 2019 Wisconsin Act 26 grant dollars or federal grant opportunities.

Dated this 18<sup>th</sup> day of August, 2022.

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

**ACTION:** Motion by Pomush, second Staupe, to adopt. Motion carried.

**COUNTY ADMINISTRATOR REPORT:** Written report reviewed.

**COUNTY BOARD CHAIR REPORT:** Liebaert reported on various county activity.

**APPOINTMENTS:** Motion by Baker, second Hendrickson, to approve the following appointments by County Board Chair: Laynie Martineau - Local Emergency Planning Committee (replacing Rob Devin); Jessica Korpi – Library Planning Committee (replacing Linda Olson). Motion carried.

Motion by Allen, second Slay, to approve the following appointment by County Administrator: Char Kastern – Aging and Disability Resource Center Advisory. Motion carried.

**COMMITTEE REPORTS:** Jaques – Health and Human Services Board, Administration Committee; Allen – Wisconsin Point Committee, Land and Development Committee; Baker – Transportation & Infrastructure Committee; Bergman - Zoning Committee.

**APPROVAL OF BILLS AND CLAIMS:** Motion by Jaques, second Leino, to approve. Motion carried.

**ADJOURNMENT:** Motion by Allen, second Pomush, to adjourn. Motion carried. Adjourned at 6:53 p.m. Next regularly scheduled meeting – September 15, 2022.

Submitted by,

Susan T. Sandvick  
Douglas County Clerk