



**PROCEEDINGS OF THE
DOUGLAS COUNTY BOARD OF SUPERVISORS**
THURSDAY, SEPTEMBER 21, 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 20 - Present, 1 – Absent.
Absent – Bong (remote).

4. APPROVAL OF MINUTES

Motion by Pomush, second Skowlund, to approve the August 17, 2023, meeting minutes. Motion carried.

5. PRESENTATIONS

- a. Nemadji Trail Energy Center update provided by Jennifer Cady, Jennifer Shilling, and Dan McCourtney.

6. PUBLIC COMMENT

Raquel Stockey spoke in opposition of Resolution #48-23.

7. ORDINANCES

- a. Amendment to Ordinance #8.0, Zoning Ordinance, presented by the Zoning Committee. Motion by Bergman, second Fennessey, to adopt. Motion carried.
- b. Amendment to Ordinance #5.02, Speed Zone Ordinance for County Trunk Highways, presented by the Transportation & Infrastructure Committee. Motion by Baker, second Pomush, to adopt. Motion carried.

FULL ORDINANCES ON FOLLOWING PAGES

ROLL CALL					
DIST	SUPERVISOR	Y	N	OTHER	
1	POMUSH				
2	BONG				
3	SLAY				
4	FENNESSEY				
5	BAKER				
6	LEINO				
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16	LUOSTARI				
17	LIEBAERT				
18	MOEN				
19	LONG				
20	BORGESON				
21	BERGMAN				
TOTALS		YES	NO	ABSENT	ABSTAIN
ACTION					
ADOPTED	LOST	REFERRED	AMENDED	OTHER	
X					
LAST REVISED 6-16-23					

**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 public hearings on August 9, 2023, and September 13, 2023, on the following petitions for amendments of the county zoning district ordinance map:

Pt SE SE, Section 36, T46N-R15W; (SU-028-01220-00; 2343 E Foxboro Chaffey Rd), Town of Summit – Changing 1.8 acres from A-1: Agricultural zone district to R-1: Residential zone district. Intended use: parcel split to allow a dwelling on remaining 23.2 acres.

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-9-23.

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 clerk of this action.

Dated this 21st day of September, 2023.

*Exhibit A-9-23
Committee Action: Unanimous
Fiscal Note: None*

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

ROLL CALL					
DIST	SUPERVISOR	Y	N	OTHER	
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21	BERGMAN				
TOTALS		YES	NO	ABSENT	ABSTAIN
ACTION					
ADOPTED	LOST	REFERRED	AMENDED	OTHER	
X					
LAST REVISED 6-16-23					

**AMENDMENT TO ORDINANCE #5.02
SPEED ZONE ORDINANCE FOR
COUNTY TRUNK HIGHWAYS**

**PRESENTED BY THE TRANSPORTATION
& INFRASTRUCTURE COMMITTEE**

RESOLVED that the Douglas County Board of Supervisors accepts the recommendation of the Transportation & Infrastructure Committee as follows:

5.02 SPEED ZONE ORDINANCE FOR COUNTY TRUNK HIGHWAYS

SECTION I. SPEED LIMIT/LOCATION

A traffic and engineering investigation having been made on the following described highways, the maximum permissible speed at which vehicles may be operated on said highways, which speed is herewith established as reasonable and safe pursuant to Section 349.11, Wisconsin Statutes, shall be as set forth herein:

Q. County Trunk Highway "P": Town of Bennett, Douglas County:

(1) Thirty-five miles per hour from its intersection with East Minnesuing Road north to a point 0.06 miles south of its intersection with East Homestead Road.

(2) Forty-five miles per hour .03 miles south of County Trunk Highway "L" to Minnesuing Road, 2.2 miles.

Dated this 21st day of September, 2023.

*Committee Action: Unanimous
Fiscal Note: None*

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

8. RESOLUTIONS

- a. #47-23: Resolution by the Land and Development Committee recommending land sales. Motion by Jaques, second Moen, to adopt. Motion carried.
- b. #48-23: Resolution by the Administration Committee recommending County Board Chair salary increase. Motion by Pomush, second Baker, to adopt. Motion by Lear, second Jaques, to amend resolution with increase effective after Reorganization meeting on April 16, 2024. Motion carried. Motion to adopt as amended, carried.
- c. #49-23: Resolution by the Administration Committee recommending budgetary transfers. Motion by Bergman, second Lear, to adopt. Motion by Hendrickson, second Lear, to amend resolution to change Forestry Department transfer in the amount of \$2,614 to come from undesignated funds instead of personnel budget. Motion carried. Roll call vote taken on resolution as amended and passed with 20 – Yes, 0 – No, 1 – Absent. Absent – Bong.
- d. #50-23: Resolution by the Forest, Parks & Recreation Committee recommending withdrawal of property in the town of Wascott. Motion by Moen, second Hendrickson, to adopt. Motion carried.

FULL RESOLUTIONS ON FOLLOWING PAGES

ROLL CALL					
DIST	SUPERVISOR	Y	N	OTHER	
1	POMUSH				
2	BONG				
3	SLAY				
4	FENNESSEY				
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TOTALS		YES	NO	ABSENT	ABSTAIN
ACTION					
ADOPTED	LOST	REFERRED	AMENDED	OTHER	
X					
LAST REVISED 6-16-23					

**RESOLUTION #47-23
LAND SALES**

PRESENTED BY THE LAND AND DEVELOPMENT COMMITTEE

WHEREAS, the following parcels of land were advertised on August 4, 11 and 18, 2023, in accordance with Section 76.59, Wisconsin Statutes, and the highest bid received is as follows:

\$ 2,035.00 **Bid 18-23:** Lots 278, 280, 282, 284, 286, 288, Block 32, Industrial Center East 11th St, Block 31, Townsite of Superior East 11th Street, Block 32, Townsite of Superior East 12th Street, City of Superior. Zoned: M1 Manufacturing District 1. (10-810-01311-00, 10-810-01285-00, 10-810-05495-00, 10-810-05491-00) Intended use: Adjacent property owner. Received by Joel Cuhel.

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 on the above-named property.

Dated this 21st day of September, 2023.

Exhibit B-9-23

Committee Action: Unanimous

Fiscal Note: Potential revenue to be determined pending reimbursement of expenses and distribution of net proceeds

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

ROLL CALL					
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17	LIEBAERT				
18	MOEN				
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20	BORGESON				
21	BERGMAN				
TOTALS		YES	NO	ABSENT	ABSTAIN
ACTION					
ADOPTED	LOST	REFERRED	AMENDED	OTHER	
X			X		
LAST REVISED 6-16-23					

**RESOLUTION #48-23
RESOLUTION REGARDING COUNTY BOARD CHAIR
SALARY INCREASE**

PRESENTED BY THE ADMINISTRATION COMMITTEE

WHEREAS, the County Board Chair salary has remained at \$15,000 annually since 1996, and

WHEREAS, Douglas County has moved to a part-time Administrator, and

WHEREAS, many of the duties previously completed by a full-time Administrator have been transferred to the County Board Chair, and

WHEREAS, the cost to hire a full-time Administrator would be an additional \$56,000 annually plus benefits, and

WHEREAS, other County Board Chair duties and responsibilities have expanded over the years, requiring more time and attention in the position.

NOW, THEREFORE, BE IT RESOLVED that the Douglas County Board of Supervisors accepts the recommendation of the Administration Committee and approves the County Board Chair annual salary increase as set forth below:

CURRENT SALARY	PROPOSED SALARY
\$15,000.00/annually*	\$24,000.00/annually*

*Includes provision that the Chair has the discretion to elect to receive their salary in biweekly installments, or split the compensation between biweekly salary and payment of the full monthly premium for either the single or family health insurance plan.

BE IT FURTHER RESOLVED, that this be effective after the April 16, 2024 Reorganization meeting.

Dated this 21st day of September, 2023.

*Committee Action: Unanimous
Fiscal Note: Within proposed 2024 budget*

ACTION: Motion by Pomush, second Baker, to adopt. Motion by Lear, second Jaques, to amend resolution with increase effective after Reorganization meeting on April 16, 2024. Motion carried. Motion to adopt as amended, carried.

ROLL CALL					
DIST	SUPERVISOR	Y	N	OTHER	
1	POMUSH	X			
2	BONG			ABSENT	
3	SLAY	X			
4	FENNESSEY	X			
5	BAKER	X			
6	LEINO	X			
7	GLAZMAN	X			
8	SKOWLUND	X			
9	JAQUES	X			
10	PETERSON	X			
11	STAUPE	X			
12	LEAR	X			
13	SANDOK BAKER	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			
TOTALS		YES 20	NO 0	ABSENT 1	ABSTAIN
ACTION					
ADOPTED	LOST	REFERRED	AMENDED	OTHER	
X			X		
LAST REVISED 6-16-23					

RESOLUTION #49-23 BUDGETARY TRANSFERS

PRESENTED BY THE ADMINISTRATION COMMITTEE

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 C-9-23 (amended to change Forestry Department transfer in the amount of \$2,614 to come from undesignated funds instead of personnel budget).

Dated this 21st day of September, 2023.

Exhibit C-9-23

Committee Action: Unanimous

Fiscal Note: Included in Exhibit C-9-23

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

ACTION: Motion by Bergman, second Lear, to adopt. Motion by Hendrickson, second Lear, to amend resolution to change Forestry Department transfer in the amount of \$2,614 to come from undesignated funds instead of personnel budget. Motion carried. Roll call vote taken on resolution as amended and passed with 20 – Yes, 0 – No, 1 – Absent. Absent – Bong.

ROLL CALL					
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TOTALS		YES	NO	ABSENT	ABSTAIN
ACTION					
ADOPTED	LOST	REFERRED	AMENDED	OTHER	
X					
LAST REVISED 6-16-23					

**RESOLUTION #50-23
RESOLUTION REGARDING WITHDRAWAL AND SALE
OF PROPERTY IN THE TOWN OF WASCOTT
CONTINUES (Page 1 of 2)**

**PRESENTED BY THE FOREST, PARKS
& RECREATION COMMITTEE**

WHEREAS, Douglas County owns the approximate 0.26 acre parcel described as:

That part of the Southeast Quarter (SE ¼) of the Northwest Quarter (NW ¼), Section Eight (8), Township Forty-Three (43) North, Range Twelve (12) West, Town of Wascott, Douglas County, Wisconsin, lying north of East Spider Lake Road, within Lot 8, Spider Lake Estates (Document #621484), subject to and together with all valid easements, restrictions, reservations, and rights of the public, if any (Part of PIN #WA-032-00947-00).

Also described as Outlot 1, Certified Survey Map No. 1552 (Document #937606).

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

WHEREAS, Todd and Elizabeth Berry own the approximate 5.42 acre parcel described as:

Lot 8, Spider Lake Estates (Document #621484) located in the Northwest Quarter (NW ¼), Section Eight (8), Township Forty-Three (43) North, Range Twelve (12) West, Town of Wascott, Douglas County, Wisconsin, subject to and together with all valid easements, restrictions, reservations, and rights of the public, if any (PIN #WA-032-02439-00).

WHEREAS, said parcel is further described in Exhibit D-9-23, and

WHEREAS, the Douglas County Forest, Parks and Recreation Committee recommends selling the approximate 0.26 acre parcel of Douglas County owned land herein described to Todd and Elizabeth Berry at a price to be no less than Two-Thousand Five-Hundred and 00/100 Dollars (\$2,500.00), and

WHEREAS, sale of the said property will correct an error in the Spider Lake Estates survey document #621484 dated the 24th day of July 1989 where no portion of the Southeast Quarter (SE ¼) of the Northwest Quarter (NW ¼), Section Eight (8), Township Forty-Three (43) North, Range Twelve (12) West was identified as being located within Lot 8, north of East Sider Lake Road, 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 accept the recommendation of the Forest, Parks and Recreation Committee and hereby approves the sale of approximately 0.26 acres of County Forest land to Todd and Elizabeth Berry at a price to be no less than Two-Thousand Five-Hundred and 00/100 Dollars (\$2,500.00).

ROLL CALL					
DIST	SUPERVISOR	Y	N	OTHER	
1	POMUSH				
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21	BERGMAN				
TOTALS		YES	NO	ABSENT	ABSTAIN
ACTION					
ADOPTED	LOST	REFERRED	AMENDED	OTHER	
X					
LAST REVISED 6-16-23					

**RESOLUTION #50-23
RESOLUTION REGARDING WITHDRAWAL AND SALE
OF PROPERTY IN THE TOWN OF WASCOTT
COMPLETE (Page 2 of 2)**

BE IT FURTHER RESOLVED that a request for the withdrawal of the said Douglas County owned parcel herein described from the Wisconsin County Forest Law be submitted to the Wisconsin DNR and that this land sale is specifically contingent upon said withdrawal request being approved by the Wisconsin DNR.

BE IT FURTHER RESOLVED that the full 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 project, including but not limited to deeds, transfers, assignments, agreements, contracts, obligations, closing statements, and/or applications for County Forest Law withdrawal and/or entry.

BE IT FURTHER RESOLVED that this land sale shall not set a future precedent for resolving encroachment or trespass issues on County Forest land 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 21st day of September, 2023.

Exhibit D-9-23

Committee Action: Unanimous

Fiscal Note: Decrease Forestry Fixed Assets-Land by \$2,500; increase Forestry Land Acquisition Reserve by same

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

9. COUNTY ADMINISTRATOR REPORT

Written report reviewed.

10. COUNTY BOARD CHAIR REPORT

Liebaert reported on various county activity.

11. APPOINTMENTS

a. By County Board Chair

Motion by Sandok Baker, second Hendrickson, to approve the following appointments:

Superior Public Library Board Planning Committee: Leslie Mehle (replacing Jess Korpi), Mick Salmen (replacing Tuula Harris). Motion carried.

12. COMMITTEE REPORTS

Jason Jackman reported on Highway Department; Jaques – Health and Human Services; Bergman – Zoning.

13. YOUTH REPRESENTATIVE REPORT

None.

14. APPROVAL OF BILLS AND CLAIMS

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

15. CORRESPONDENCE

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

16. FUTURE AGENDA ITEMS

None.

17. ADJOURNMENT

Motion by Pomush, second Slay, to adjourn. Motion carried. Meeting adjourned at 7:22 p.m. Next regularly scheduled meeting – October 19, 2023. Budget meeting – October 31, 2023.

Submitted by,

Kaci Jo Lundgren, Douglas County Clerk