

**PROCEEDINGS OF THE DOUGLAS COUNTY BOARD OF SUPERVISORS**  
**Thursday, October 15, 2020, 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 21 Present, 0 Absent. (Remote – Baker, Bong, Borgeson, Glazman, Hendrickson, Long, McGillis.)

Motion by Pomush, second Ryan, to approve September 17, 2020, meeting minutes. Motion carried.

**CORRESPONDENCE**

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

**PRESENTATIONS**

Bob Brown, Buildings and Grounds, presented Employee of the 3<sup>rd</sup> Quarter Award. Brown recognized for his problem solving and repair skills, and being humble, kind and caring.

Sheila Keup, Humane Society of Douglas County Director, presented on the shelter's intake numbers, and community assistance in areas of animal care and education. Among animal surrenders, lost and found animal assistance, and adoptions, the shelter is the primary rabies hold location. They offer no-cost mobile vet spay/neuter services for cats, and handle hoarding and animal neglect cases. COVID-19 has had a negative impact this year, but shelter is financially stable.

**PUBLIC COMMENT**

None.

**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 October 6, 2020, on the following petitions for amendment of the county zoning district ordinance map:

Pt SE1/4-NW1/4, Pcl in SE Cor, Section 12, T48N-R14W; (2985S County Road A; TS-030-01333-01), Town of Superior – from the F-1: Forestry zoning district to the A-1: Agricultural zoning district. Proposed use: Hobby farm with livestock; and

Pt Frl N1/2-NE1/4, W of Brule River, Section 3, T46N-R10W; (7250S Castle Road; HI-016-00671-00), Town of Highland – from the F-1: Forestry zoning district to the RR-1: Residential-Recreation zoning district. Proposed use: Create two parcels/ construct dwelling;

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-10-20.

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 15<sup>th</sup> day of October, 2020.

(Committee Action: Unanimous)

(Fiscal Note: None)

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

Roll Call		
District Number	Yes	No
1. Pomush		
2. Bong		
3. Certa-Werner		
4. Clark		
5. Baker		
6. Leino		
7. Glazman		
8. Raunio		
9. Jaques		
10. Peterson		
11. McGillis		
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 <u>  X  </u> _____ Lost        _____ Refer       _____ Amend     _____ Other      _____		
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Roll Call		
District Number	Yes	No
1. Pomush		
2. Bong		
3. Certa-Werner		
4. Clark		
5. Baker		
6. Leino		
7. Glazman		
8. Raunio		
9. Jaques		
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11. McGillis		
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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**ORDINANCE #8.18  
CAPTIVE CERVIDS ORDINANCE  
PRESENTED BY THE COMMUNICABLE DISEASES IN  
CERVIDS STUDY COMMITTEE**

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

**SECTION I. INTENT**

The purpose of this ordinance is to protect the natural deer herd of Douglas County from the spread of chronic wasting disease through regulation of captive cervids farms and hunting ranches in Douglas County. This ordinance has been created pursuant to County Board authority under Wis. Statutes Chapter 59 and 90.

**SECTION II. FENCING STANDARDS**

A. Adoption of Fencing Standards. Wisconsin Statutes Sections 90.20 and 90.21 are adopted by reference and made a part of this ordinance as is NR 16.45, Wis. Adm. Code.

B. Compliance.

1. Farm Raised Deer.

(a) White-tailed deer:

- (1) Owner must hold a valid fence inspection certificate issued by the Department of Natural Resources.
- (2) Fencing of captive white-tailed deer must comply with Wis. Stat. Sec. 90.21 and NR 16.45, Wis. Adm. Code.
- (3) Owner must register with the Department of Natural Resources to keep farm raised deer.

(b) Non White-tailed deer:

- (1) Fencing of captive deer must comply with fencing requirements of Wis. Stats. Sec. 90.20.
- (2) Owner must register with the Department of Natural Resources to keep farm raised deer.

Roll Call		
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1. Pomush		
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5. Baker		
6. Leino		
7. Glazman		
8. Raunio		
9. Jaques		
10. Peterson		
11. McGillis		
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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C. Enforcement.

1. Inspections:
  - (a) Annual Inspections - The Douglas County Planning and Zoning Department shall perform inspections of all captive cervid operations on an annual basis to determine compliance with applicable fencing standards.
  - (b) Compliance Inspections - The Douglas County Planning and Zoning Department may perform an inspection of the fencing of any captive cervid operations anytime there is cause to believe that fencing within the operation is not in compliance with state standards.
2. Violations: Any captive cervid operation that is found to not be in compliance with applicable fencing standards shall be in violation of this ordinance and may be subject to a forfeiture of not more than \$200.00.

SECTION III. IMPORTATION OF LIVE CERVIDS

- A. Adoption of Importation of Live Cervids Standards. Wisconsin Statutes Chapter 95 is adopted by reference and made part of this ordinance as is ATCP 10.53 and ATCP 10.56.
- B. Compliance. Importing into Douglas County by any means a live cervid that is to be housed therein is prohibited unless at least 10 days prior to the day the that the cervid is brought into Douglas County documentation certifying the following provisions is submitted to Douglas County Planning and Zoning Department.
  1. The cervid originates from a herd that is enrolled and is in good standing with the Herd Status Program as specified in ATCP 10.53.
  2. The cervid has a Certificate of Veterinary Inspection and Chronic Wasting Disease Certification as specified in ATCP 10.56.

Roll Call		
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8. Raunio		
9. Jaques		
10. Peterson		
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12. Lear		
13. Allen		
14. Ryan		
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18. Moen		
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Roll: Ayes _____ Noes _____ Absent _____ Abstain _____		
Passed _____ X _____ Lost _____ Refer _____ Amend _____ Other _____		
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3. An “Affidavit Certifying Cervid Origin” documenting the date the cervid will be transported into Douglas County, the location from where the cervid originated and that the place of origin is not within 5 miles of any farm-raised cervid herd or wild cervid that have tested positive for chronic wasting disease.

C. Enforcement. Any captive cervid operation that is found to not be in compliance with applicable state standards shall be in violation of this ordinance and may be subject to a forfeiture of not more than \$200.00.

**SECTION IV. SEVERABILITY**

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

**SECTION V. EFFECTIVE DATE**

This ordinance becomes effective immediately upon passage by the County Board of Supervisors and publication.

Dated this 15<sup>th</sup> day of October, 2020.

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

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

**RESOLUTION #45-20**  
**RESOLUTION BY THE LAND AND DEVELOPMENT**  
**COMMITTEE**

Subject: Land Sales

WHEREAS, the following parcels of land were previously advertised on the dates indicated, in accordance with Section 76.59, Wisconsin Statutes, and the highest bids received are as follows:

\$ 1,550.00 Parcel 7-17: (March 3, 10, 17, 2017 and May 3, 10, 17, 2019) W-1/2 Lot 24 and all of Lot 25, Block 25, West Superior 10th Division, City of Superior. (05-805-00029-00), from ~~Zachary~~ **Zachery** Kaufman. Intended use: Adjacent property owner; and

\$ 9,250.00 Parcel 12-18: (March 2, 9, 16, 2018 and May 4, 11, 18, 2018) E-1/2 of W-1/2 of NE~~1/2~~ **1/4** of SE~~1/2~~ **1/4**, Section 29-45-12, subject to access easement off of Highway A, Town of Solon Springs. (SO-026-01110-02), from James Pettit. Intended use: Cabin site.

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

Dated this 15<sup>th</sup> day of October, 2020.

(Committee Action: Unanimous)

(Fiscal Note: Increase "Profit and Loss on Land Sales Account" by \$10,800.00)

**ACTION:** Motion by Allen, second Jaques, to adopt. Motion by Allen, second Jaques to amend as follows: Correct spelling of buyer's name for Parcel 7-17 to Zachery; and correct part legal description of Parcel 12-18 to NE~~1/2~~ **1/4** of SE~~1/2~~ **1/4**. Motion carried. Motion to adopt resolution as amended, carried.

Roll Call		
District Number	Yes	No
1. Pomush		
2. Bong		
3. Certa-Werner		
4. Clark		
5. Baker		
6. Leino		
7. Glazman		
8. Raunio		
9. Jaques		
10. Peterson		
11. McGillis		
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 _____ X _____ Other _____		
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**RESOLUTION #46-20**  
**RESOLUTION BY THE LAND AND DEVELOPMENT**  
**COMMITTEE**

Subject: Transfer of Property to City of Superior

RESOLVED that the Douglas County Board of Supervisors accepts the recommendation of the Land and Development Committee and approves transfer of ownership to the City of Superior of the following described property upon payment of delinquent taxes in the amount of \$3,040.08:

Parcel 01-801-01552-00 (2131 E 5<sup>th</sup> Street), Lots two hundred eighty-nine (289), two hundred ninety-one (291) and two hundred ninety-three (293), west fifth street, Townsite of Superior, City of Superior.

Dated this 15<sup>th</sup> day of October, 2020.

(Committee Action: Unanimous)

(Fiscal Note: Increase "Profit and Loss on Land Sales Account" by \$3,040.08)

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

Roll Call		
District Number	Yes	No
1. Pomush		
2. Bong		
3. Certa-Werner		
4. Clark		
5. Baker		
6. Leino		
7. Glazman		
8. Raunio		
9. Jaques		
10. Peterson		
11. McGillis		
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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**RESOLUTION #47-20**  
**RESOLUTION BY THE LAND AND DEVELOPMENT**  
**COMMITTEE**

Subject: Transfer of Property to City of Superior

RESOLVED that the Douglas County Board of Supervisors accepts the recommendation of the Land and Development Committee and approves transfer of ownership to the City of Superior of the following described property:

Parcel 01-801-02112-00 (2122 E 7th Street), Lots two hundred ninety-eight (298), three hundred (300) and three hundred two (302), west 7th street, Townsite of Superior, City of Superior.

Dated this 15th day of October, 2020.

(Committee Action: Unanimous)

(Fiscal Note: None)

**ACTION:** Motion by Allen, second Luostari, to adopt. Motion carried.

Roll Call		
District Number	Yes	No
1. Pomush		
2. Bong		
3. Certa-Werner		
4. Clark		
5. Baker		
6. Leino		
7. Glazman		
8. Raunio		
9. Jaques		
10. Peterson		
11. McGillis		
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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**RESOLUTION #48-20  
RESOLUTION BY THE ZONING COMMITTEE**

Subject: Department of Natural Resources (DNR) Surface Water Grants

WHEREAS, the Douglas County Land Conservation Department is interested in obtaining cost-share grants from the Wisconsin Department of Natural Resources for the purpose of surface water education and planning, lake monitoring and protection, aquatic invasive species prevention and management and the Clean Boat Clean Waters program, and

WHEREAS, the Douglas County Land Conservation Department attests to the validity and veracity of the statements and representations contained in the grant application, and

WHEREAS, a grant agreement is requested to carry out the project, and

NOW, THEREFORE, BE IT RESOLVED that the Douglas County Board of Supervisors authorizes the Douglas County Land Conservation Department to meet the financial obligations necessary to fully and satisfactorily complete the project and hereby authorizes and empowers the Douglas County Land Conservationist or alternatively the Land Services Director (Zach.DeVoe@douglascountywi.org 715-395-1386) to submit the following documents to the Wisconsin Department of Natural Resources for financial assistance that may be available:

- Sign and submit a grant application
- Enter into a grant agreement with the DNR
- Submit quarterly and/or final reports to the DNR to satisfy the grant agreement, as appropriate
- Submit reimbursement request(s) to the DNR no later than the date specified in the grant agreement
- Sign and submit any other documents relating the DNR Surface Water Grants

BE IT FURTHER RESOLVED that the Douglas County Land Conservation Department will comply with all local, state and federal rules, regulations and ordinances relating to this project and the cost-share agreement.

BE IT FURTHER RESOLVED that the Douglas County Land Conservation Department will meet the obligations of the grants including timely publication of the results, and financial requirements including a 25% commitment to project costs.

Roll Call		
District Number	Yes	No
1. Pomush		
2. Bong		
3. Certa-Werner		
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5. Baker		
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7. Glazman		
8. Raunio		
9. Jaques		
10. Peterson		
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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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Roll Call		
District Number	Yes	No
1. Pomush		
2. Bong		
3. Certa-Werner		
4. Clark		
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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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Dated this 15<sup>th</sup> day of October, 2020.

(Committee Action: Unanimous)

(Fiscal Note: 25% match to be provided by in-kind services and other grants)

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

**RESOLUTION #49-20  
RESOLUTION BY SUPERVISOR JAQUES**

Subject: Budgetary Transfer

RESOLVED that the Douglas County Board of Supervisors accept the recommendations of Supervisor Jaques and approves the budgetary transfers as set forth in Exhibit C-10-20.

Dated this 15<sup>th</sup> day of October, 2020.

(Committee Action: Unanimous)

(Fiscal Note: Included in Exhibit C-10-20)

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

**ACTION:** Motion by Jaques, second Lear, to adopt. Roll call vote taken and passed with 21 Yes, 0 No, 0 Absent. Motion carried.

Roll Call		
District Number	Yes	No
1. Pomush	X	
2. Bong	X	
3. Certa-Werner	X	
4. Clark	X	
5. Baker	X	
6. Leino	X	
7. Glazman	X	
8. Raunio	X	
9. Jaques	X	
10. Peterson	X	
11. McGillis	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>  21  </u> Noes <u>    0  </u> Absent      _____ Abstain     _____		
Passed <u>    X  </u> Lost        _____ Refer        _____ Amend       _____ Other        _____		
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**RESOLUTION NOT ON AGENDA**

**RESOLUTION #50-20  
RESOLUTION BY SUPERVISOR LIEBAERT**

Subject: Election Workers

RESOLVED that the Douglas County Board of Supervisors accept the recommendations of Supervisor Liebaert and authorize Douglas County employees to serve as election workers at the November 3, 2020, election, at any location within Douglas County.

BE IT FURTHER RESOLVED that employees are authorized to use flex time for this service, although hours worked cannot exceed normal regular work week hours.

Dated this 15<sup>th</sup> day of October, 2020.

(Committee action: N/A)

(Fiscal Note: None)

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

Roll Call		
District Number	Yes	No
1. Pomush		
2. Bong		
3. Certa-Werner		
4. Clark		
5. Baker		
6. Leino		
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18. Moen		
19. Long		
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21. Bergman		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed    __X__ Lost        _____ Refer       _____ Amend      _____ Other       _____  Rev. 8-20-20		

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

**COUNTY BOARD CHAIR REPORT:** Members to consider long range plans for fairgrounds; road sales tax to be addresses at state level; Superior Days 2021 may be a small event. Small increase to Forestry carryover funds should be considered for additional reserve.

**APPOINTMENTS:** Motion by Bergman, second Ryan, to approve the following appointments: **Aquatic Invasive Species Strategic Plan Workgroup** – Sue Hendrickson (Chair), Kay McKenzie, Jerri McGinley, Darienne McNamara, Ashley Vande Voort. **Criminal Justice Coordinating Council** – Carolyn Jones, citizen member, Donna Stone, Sheriff’s Department representative. **Northwest Regional Planning Commission Board** – Ron Leino. Motion carried.

**COMMITTEE REPORTS:** Glazman – The Development Association; Pomush – Senior Connections.

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

**FUTURE AGENDA ITEMS:** NERR presentation.

**ADJOURNMENT:** Motion by Pomush, second Luostari, to adjourn. Motion carried. Adjourned at 6:49 p.m. Budget meeting – October 27, 2020; next regularly scheduled meeting – November 19, 2020.

Submitted by,

Susan T. Sandvick  
Douglas County Clerk