



**OFFICE OF KIM TRUEBLOOD  
COUNTY CLERK  
MARATHON COUNTY**



*Marathon County Mission Statement: Marathon County Government serves people by leading, coordinating, and providing county, regional, and statewide initiatives. It directly or in cooperation with other public and private partners provides services and creates opportunities that make Marathon County and the surrounding area a preferred place to live, work, visit, and do business.*

**ADJOURNED ANNUAL MEETING AGENDA WITH MINUTES**

THE ADJOURNED ANNUAL MEETING of the Marathon County Board of Supervisors, composed of thirty-eight (38) members, will convene at the Marathon County Courthouse, Assembly Room, 500 Forest Street, Wausau, on Thursday, December 14, 2023, at 7:00 p.m. to consider the following matters:

**A. OPENING OF SESSION:**

1. Meeting called to order by Chairperson Gibbs at 7:00 p.m., the agenda being duly signed and posted
2. Pledge of Allegiance to the Flag; Followed by a Moment of Silence/Reflection
3. Reading of Notice
4. Request for silencing of cellphones and other electronic devices
5. Roll Call – At roll call, 33 supervisors were present at shown:

Aarrestad	17	Maszk	26
Baker	23 (W)	McEwen	18
Bootz	12	Morache	6
Buch	7	Niemeyer	38 (Absent)
Bushman	24 (Absent)	Oberbeck	9
Covelli	33	Opall	37
Dickinson	29	Ritter	13
Drabek	31	Robinson	4
Gibbs	32	Rosenberg	21
Gisselman	5	Seefeldt	14
Gonnering	28	Seubert	27
Hart	3	Sherfinski	16
Hartinger	22	Sondelski	25
Krause	10	Straub	15
Lamont	36	Ungerer	8
Langenhahn	35 (Excused)	Van Krey	1
Leahy	11 (W)	Venzke	30 (Absent)
Lemmer	2	Wilhelm	34
Marshall	20 (Excused)	Xiong	19 (W)

(W) indicates attendance by WebEx

6. Acknowledgment of visitors
7. 15 Minute Public Comment – Reid Rayome spoke regarding his re-appointment to the Public Library Board and Dr. Jeanne Worden spoke about the Regional Forensic Science Center.

**B. EDUCATION PRESENTATIONS / REPORTS:**

8. Standing Committee Chairpersons or Designees

**C. CONSENT AGENDA:**

9. Approval of minutes from the November 2 & 9, 2023 meetings

10. Referral of bills and communications to respective committees
11. Authorizing the Clerk to issue orders, bills, and claims from the last session through this session
12. Appointments:
  - a. Wisconsin Valley Library Service Board – Kathryn Palmer (re-appointment)
  - b. Rib Mountain Metropolitan Sewerage District Commission – Thomas Kipp
  - c. Civil Service Commission – Ann Werth
  - d. North Central Community Services Program Board – Supervisor Oberbeck
  - e. Marathon County Public Library Board – Reid Rayome and Nathan Turajski
  - f. ADRC-CW Advisory Committee – Krista Mischo
  - g. Board of Health – Kelly Sinkler
13. Ordinances:
  - a. Town of Guenther Rezone – Tim Vreeland for Paul and Carrie Simonis #O-44-23
  - b. Town of Hull Rezone – Tim Vreeland for Mitch Gumz #O-45-23
  - c. Town of Brighton Rezone – Tim Vreeland for Gladys Martin #O-46-23
14. Resolutions:
  - a. Approval of Town of Texas Local Zoning Ordinance Amendment #R-69-23
  - b. Approval of Town of Ringle Local Zoning Ordinance Amendment #R-70-23

**Discussion:** Items C12a, C12e, and 13a were requested to be removed from the Consent Agenda and will be voted on separately.

**Action:** Motion by Langenhahn, Second by Xiong to approve the Consent Agenda with the above items removed. Motion carried 32-1 on a roll call vote with Gonnering voting No.

**Follow Through:** None.

12a. Appointment – Wisconsin Valley Library Service Board – Kathryn Palmer

**Action:** Motion by Maszk, Second by Xiong to approve the appointment. Motion carried 21-11 on a roll call vote with one abstention as follows:

Yes: Aarrestad, Baker, Bootz, Buch, Dickinson, Gibbs, Gisselman, Hart, Hartinger, Krause, Langenhahn, Leahy, Lemmer, Maszk, McEwen, Oberbeck, Robinson, Rosenberg, Seefeldt, Van Krey, Xiong - 21

No: Covelli, Drabek, Gonnering, McEwen, Ritter, Seubert, Sherfinski, Sondelski, Straub, Ungerer, Wilhelm – 11

Abstain: Morache

12e. Appointment – Public Library Board – Reid Rayome and Nathan Turajski

**Action:** Motion by Sondelski, Second by Sherfinski to divide the question and vote on the candidates separately. Motion carried 20-13 on a roll call vote as follows:

Yes: Aarrestad, Baker, Buch, Covelli, Dickinson, Gonnering, Hartinger, Lamont, Maszk, McEwen, Morache, Oberbeck, Ritter, Seubert, Sherfinski, Sondelski, Straub, Ungerer, Wilhelm, Xiong - 20

No: Bootz, Drabek, Gibbs, Gisselman, Hart, Krause, Langenhahn, Leahy, Lemmer, Robinson, Rosenberg, Seefeldt, Van Krey – 13

**Discussion:** Discussion both for and against the re-appointment of Reid Rayome.

**Action:** Motion by Xiong, Second by Seefeldt to approve the re-appointment. Motion carried 18-15 on a roll call vote as follows:

Yes: Bootz, Dickinson, Drabek, Gibbs, Gisselman, Gonnering, Hart, Krause, Langenhahn, Leahy, Lemmer, Maszk, Oberbeck, Robinson, Rosenberg, Seefeldt, Van Krey, Xiong - 18

No: Aarrestad, Baker, Buch, Covelli, Hartinger, Lamont, McEwen, Morache, Ritter, Seubert, Sherfinski, Sondelski, Straub, Ungerer, Wilhelm – 15

**Action:** Motion by Xiong, Second by Seefeldt to approve the appointment of Nathan Turajski. Motion carried 32-1 on a roll call vote with Van Krey voting No.

13a. Town of Guenther Rezone – Tim Vreeland for Paul and Carrie Simonis #O-44-23

**Discussion:** Explanation of why the request was made to pull this rezone. ERC Chair Langenhahn supported sending it back to committee.

**Action:** Rezone returned back to committee for consideration.

**RESOLUTIONS:**

**D. EXTENSION, EDUCATION, AND ECONOMIC DEVELOPMENT COMMITTEE:**

15. Marathon County Government's Role in Providing Affordable High-Quality Child Care #R-55-23

**Discussion:** Explanation that with the additional information provided, this resolution needs to be returned back to the EEED Committee for further discussion.

**Action:** Motion by Seefeldt, Second by Rosenberg to return the rezone to the EEED Committee. Motion carried 32-1 on a roll call vote with Sondelski voting No.

**Follow Through:** Resolution returned to EEED.

16. Marathon County Government's Response to Housing #R-66-23

**Discussion:** None.

**Action:** Motion by McEwen, Second by Seefeldt to approve the resolution. Motion carried on a roll call vote unanimously.

**Follow Through:** None.

**E. FORESTRY/RECREATION COMMITTEE & ENVIRONMENTAL RESOURCES COMMITTEE:**

17. To Approve the Annual County Forest Work Plan #R-67-23

**Discussion:** Comments regarding the County being a land owner / acquiring more land.

**Action:** Motion by Sondelski, Second by Baker to remove C1 from the Work Plan. Motion failed 25-8 on a roll call vote as follows:

Yes: Baker, Buch, Dickinson, Krause, Seubert, Sherfinski, Sondelski, Straub - 8

No: Aarrestad, Bootz, Covelli, Drabek, Gibbs, Gisselman, Gonnering, Hart, Hartinger, Lamont,

Langenhahn, Leahy, Lemmer, Maszk, McEwen, Morache, Oberbeck, Ritter, Robinson, Rosenberg, Seefeldt, Ungerer, Van Krey, Wilhelm, Xiong – 25

**Action:** Motion by Drabek, Second by Rosenberg to approve the Resolution intact carried 30-3 on a roll call vote with Dickinson, Sondelski, and Straub voting No.

**Follow Through:** None.

18. Application for County Forest Acreage Share Loan Payment #R-68-23

**Discussion:** None.

**Action:** Motion by Maszk, Second by Seefeldt to approve the resolution. Motion carried 32-1 on a roll call vote with Sondelski voting No.

**Follow Through:** None.

19. County Fish and Game Projects #R-71-23

**Discussion:** None.

**Action:** Motion by Sherfinski, Second by Rosenberg to approve the resolution. Motion carried on a roll call vote unanimously.

**Follow Through:** None.

20. Amending the Marathon County Forest Comprehensive Land Use Plan #R-72-23

**Discussion:** None.

**Action:** Motion by McEwen, Second by Sherfinski to approve the resolution. Motion carried 32-1 on a roll call vote with Dickinson voting No.

Follow Through: None.

F. HEALTH AND HUMAN SERVICES COMMITTEE:

21. Cooperation Agreement for Community Development Block Grant (CDBG) Program #R-73-23

Discussion: Explained that this is a renewal of the agreement currently in place.

Action: Motion by Covelli, Second by Van Krey to approve the resolution. Motion carried 30-3 on a roll call vote with Baker, Dickinson, and Sondelski voting No.

Follow Through: This resolution will automatically renew going forward.

G. HUMAN RESOURCES, FINANCE & PROPERTY COMMITTEE:

22. Amending 2024 Budget Resolution Language Pursuant to Dep't of Revenue Request #R-74-23

Discussion: This is a clean-up resolution requested by the Dep't of Revenue.

Action: Motion by Lamont, Second by Rosenberg to approve the resolution. Motion carried 32-1 on a 2/3 roll call vote with Baker voting No.

Follow Through: Resolution sent to the Dep't of Revenue.

H. HEALTH & HUMAN SERVICES COMMITTEE AND HUMAN RESOURCES, FINANCE, & PROPERTY COMMITTEE:

23. Approving Amendment to 2023 and 2024 Budgets Accepting Wisconsin Lead Safe Homes Program Grant #R-75-23

Discussion: None.

Action: Motion by Drabek, Second by Aarrestad to approve the resolution. Motion carried 31-2 on a 2/3 roll call vote with Sondelski and Ungerer voting No.

Follow Through: None.

I. PUBLIC SAFETY COMMITTEE AND HUMAN RESOURCES, FINANCE, & PROPERTY COMMITTEE:

24. Resolution Regarding Advancement of the Regional Forensic Science Center Project #R-76-23

Discussion: Questions were asked and answered.

Action: Motion by Maszk, Second by Robinson to approve the resolution. Motion carried 32-1 on a roll call vote with Dickinson voting No.

Follow Through: None.

25. Authorizing the Sheriff's Office Participation in the Department of Natural Resources Boat Enforcement Patrol Grant Program #R-77-23

Discussion: Concern over amending the budget right after it was passed.

Action: Motion by Sherfinski, Second by Robinson to approve the resolution. Motion carried on a 2/3 roll call vote unanimously.

Follow Through: None.

J. HUMAN RESOURCES, FINANCE, & PROPERTY COMMITTEE, ENVIRONMENTAL RESOURCES COMMITTEE, AND EXTENSION, EDUCATION, & ECONOMIC DEVELOPMENT COMMITTEE:

26. Consideration of an Initial Resolution Regarding Solid Waste Disposal Revenue Bond Financing for WI

RNG VDG LLC Renewable Natural Gas Production Plant Project. (Information with respect to the job impact of the project will be available at the time of consideration of the Initial Resolution) #R-78-23

Discussion: Questions were asked and answered.

Action: Motion by Sherfinski, Second by Rosenberg to approve the resolution. Motion carried 30-3 on a roll call vote with Lemmer, Morache, and Sondelski voting No.

Follow Through: Resolution forwarded to bond counsel for processing and publication.

#### K. MISCELLANEOUS BUSINESS

##### 27. Announcements and / or Requests

- Signatures were requested
- Clerk gave reminders of election paperwork deadlines
- Tours of the technical updates in the courtrooms and the Lakeview Conference Center are available

##### 28. Motion to Adjourn – Motion by Gonnering, Second by Sherfinski to adjourn. Motion carried on a voice vote unanimously. Meeting adjourned at 8:37 p.m.

#### APPOINTMENTS

##### Wisconsin Valley Library Service Board – Kathryn Palmer

I, Kurt Gibbs, Marathon County Board Chair, do hereby, upon approval of the Board of Supervisors, re-appoint the following individual to the Wisconsin Valley Library Service Board of Trustees, for a three-year term to expire on December 31, 2026:

Kathryn Palmer, 2228 Glendalen Road, Kronenwetter

Per diem and mileage/expense reimbursement will not be paid for meeting attendance.

Dated this 14<sup>th</sup> day of December, 2023

##### Rib Mountain Metropolitan Sewerage District Commission – Thomas Kipp

I, Lance Leonhard, Marathon County Administrator, do hereby upon approval of the Board of Supervisors, appoint Thomas Kipp, 149271 Canvasback Ln, Wausau, to the Rib Mountain Metropolitan Sewerage District Commission to complete a five-year term to expire July 31, 2028.

Dated this 14<sup>th</sup> day of December, 2023

##### Civil Service Commission – Ann Werth

I, Lance Leonhard, Marathon County Administrator, do hereby, upon approval of the Board of Supervisors, re-appoint Ann Werth, 1501 Roosevelt, Wausau, to the Civil Service Commission for a five-year term to expire December 31, 2028.

Each member of the Commission receives an annual payment of \$200 according to State Statute and mileage/expense reimbursement is allowed for meeting attendance.

Dated this 14<sup>th</sup> day of December, 2023

##### North Central Community Services Program Board – David Oberbeck

I, Lance Leonhard, Marathon County Administrator, do hereby, upon approval of the Board of Supervisors, re-appoint Supervisor David Oberbeck to the North Central Community Services Program Board for a three-year term to expire December 31, 2026, or until he is no longer a County Board Supervisor, whichever comes first. Per diem and mileage/expense reimbursement will be paid to eligible members of the Board.

Dated this 14<sup>th</sup> day of December, 2023

##### Marathon County Public Library Board – Reid Rayome and Nathan Turajski

I, Lance Leonhard, Marathon County Administrator, do hereby, upon approval of the Board of Supervisors, re-appoint the following individual to the Marathon County Public Library Board for a three-year term to expire December 31, 2026:

Reid Rayome, 2113 Lillie Street, Wausau

Further, upon approval of the Board of Supervisors, I appoint the following individual to the Marathon County

Public Library Board for a three-year term to expire December 31, 2026:

Nathan Turajski, 1012 North 10<sup>th</sup> Street, Wausau

Per diem and mileage/expense reimbursement will be paid for meeting attendance, to be paid from library budgeted funds.

Dated this 14<sup>th</sup> day of December, 2023

ADRC-CW Advisory Committee – Krista Mischo

I, Kurt Gibbs, Chairperson of the Marathon County Board of Supervisors, do hereby upon approval of the Board, re-appoint Krista Mischo, 620 Whitney Way, Mosinee, to the Aging and Disability Resource Center Board of Central Wisconsin (ADRC-CW) Advisory Committee for a three-year term to expire December 31, 2026.

Dated this 14<sup>th</sup> day of December, 2023.

Board of Health – Kelly Sinkler

I, Lance Leonhard, Marathon County Administrator, do hereby upon approval of the Board of Supervisors, appoint the following individuals to the Board of Health to complete a two-year term to expire April 30, 2025, replacing Katherine Dively.

Kelly Sinkler, 1953 Deerwood Trail, Mosinee

Per diem and mileage/expense reimbursement is allowed, paid upon request.

Dated this 14<sup>th</sup> day of December, 2023.

ORDINANCES

#O-44-23 – Town of Guenther Rezone – Tim Vreeland for Paul and Carrie Simonis

~~WHEREAS, the Marathon County Board of Supervisors has been petitioned to amend the General Code of Ordinances for Marathon County Chapter 17 Zoning Code by Tim Vreeland on behalf of Paul and Carrie Simonis to amend the General Code of Ordinance for Marathon County Chapter 17 Zoning Code to rezone lands from G-A General Agriculture to R-R Rural Residential described as part of Lot 3 of CSM 10167-41-190, located in the Southwest ¼ of the Southeast ¼ of Section 29, Township 26 North, Range 8 East, Town of Guenther. Parent Parcel #032-2608-294-0994.~~

~~WHEREAS, the petition was referred to the Marathon County Environmental Resources Committee (the Committee) for public hearing; and~~

~~WHEREAS, the Committee, on due notice, conducted a public hearing thereon, pursuant to Section 59.69, Wisconsin Statutes on December 5, 2023 to consider the petition to amend Chapter 17; and~~

~~WHEREAS, the Committee being duly informed of the facts pertinent to the changes proposed, having reviewed the staff report, and duly advised of the recommendations of the Town of Guenther hereby recommends the petition be GRANTED AS APPLIED FOR~~

~~NOW, THEREFORE, BE IT RESOLVED, the County Board of Supervisors of the County of Marathon does ordain as follows: The General Code of Ordinances for Marathon County Chapter 17 Zoning Code (and accompanying Zoning Map) is amended as stated above.~~

~~— Dated this 5<sup>th</sup> day of December, 2023~~

~~ENVIRONMENTAL RESOURCES COMMITTEE~~

#O-45-23 – Town of Hull Rezone – Tim Vreeland for Mitch Gumz

WHEREAS, the Marathon County Board of Supervisors has been petitioned to amend the General Code of Ordinances for Marathon County Chapter 17 Zoning Code by Tim Vreeland on behalf of Mitchell Gumz and Jeremy Brown to amend the General Code of Ordinance for Marathon County Chapter 17 Zoning Code to rezone lands from G-A General Agriculture and F-P Farmland Preservation to R-R Rural Residential, F-P Farmland Preservation to G-A General Agriculture, and G-A General Agriculture to R-R Rural Residential located in part of the Southeast ¼ of the Northwest ¼, the Southwest ¼ of the Northwest ¼, the Southeast ¼ of the Northeast ¼ and Southwest ¼ of the Northeast ¼, all in Section 24, Township 28 North, Range 2 East, Town of Hull. Area to be rezoned from G-A General Agriculture and F-P Farmland Preservation to R-R Rural Residential is described as Lot 1, areas to be rezoned from F-P Farmland Preservation to G-A General Agriculture are described as Lot 2, Lot 3, Lot 4, and Lot 7, and area to be rezoned from G-A General Agriculture to R-R Rural Residential is described as Outlot 1 of preliminary CSM. Parent Parcel #044-2802-242-0992

WHEREAS, the petition was referred to the Marathon County Environmental Resources Committee (the

Committee) for public hearing; and

WHEREAS, the Committee, on due notice, conducted a public hearing thereon, pursuant to Section 59.69, Wisconsin Statutes on December 5, 2023 to consider the petition to amend Chapter 17; and

WHEREAS, the Committee being duly informed of the facts pertinent to the changes proposed, having

reviewed the staff report, and duly advised of the recommendations of the Town of Hull hereby recommends the petition be GRANTED AS APPLIED FOR

NOW, THEREFORE, BE IT RESOLVED, the County Board of Supervisors of the County of Marathon does ordain as follows: The General Code of Ordinances for Marathon County Chapter 17 Zoning Code (and accompanying Zoning Map) is amended as stated above.

Dated this 5<sup>th</sup> day of December, 2023

ENVIRONMENTAL RESOURCES COMMITTEE

#### #O-46-23 – Town of Brighton Rezone – Tim Vreeland for Gladys Martin

WHEREAS, the Marathon County Board of Supervisors has been petitioned to amend the General Code of Ordinances for Marathon County Chapter 17 Zoning Code by Tim Vreeland on behalf of Gladys Martin to amend the General Code of Ordinance for Marathon County Chapter 17 Zoning Code to rezone land from F-P Farmland Preservation to R-R Rural Residential located in part of the Northeast ¼ of the Southeast ¼ of Section 12, Township 27 North, Range 2 East, Town of Brighton. The area being rezoned from F-P Farmland Preservation to R-R Rural Residential is described as Lot 1 of the preliminary CSM. Parent Parcel #010-2702-124-0999.

WHEREAS, the petition was referred to the Marathon County Environmental Resources Committee (the Committee) for public hearing; and

WHEREAS, the Committee, on due notice, conducted a public hearing thereon, pursuant to Section 59.69, Wisconsin Statutes on December 5, 2023 to consider the petition to amend Chapter 17; and

WHEREAS, the Committee being duly informed of the facts pertinent to the changes proposed, having reviewed the staff report, and duly advised of the recommendations of the Town of Brighton hereby recommends the petition be GRANTED AS APPLIED FOR

NOW, THEREFORE, BE IT RESOLVED, the County Board of Supervisors of the County of Marathon does

ordain as follows: The General Code of Ordinances for Marathon County Chapter 17 Zoning Code (and accompanying Zoning Map) is amended as stated above.

Dated this 5<sup>th</sup> day of December, 2023

ENVIRONMENTAL RESOURCES COMMITTEE

#### RESOLUTIONS

#### #R-55-23 – Marathon County Government’s Role in Providing Affordable High Quality Childcare

~~WHEREAS, a shortage of affordable, high quality child care is directly impacting Marathon County families and indirectly impacting Marathon County businesses through workforce shortages; and~~

~~WHEREAS, the EEED committee has been tasked with preparing recommendations for Marathon County Government’s role in supporting affordable high quality childcare, with input from non EEED Supervisors and other Marathon County Stakeholders, per Marathon County’s Strategic Plan Objective 10.3, Outcome Measure 3, and~~

~~WHEREAS, the certified family child care segment of the child care industry has been decimated, declining from 5000 certified family care providers statewide in 2001i to 580 in 2018ii, diminishing a substantial source of lower cost, high quality childcare slots, and~~

~~WHEREAS, at least one report indicates that state regulation, including the YoungStar rating system and the reauthorization of the CCDBG in 2014, has played a major role in the substantial decrease in the number of certified family care providers: “The answer has become clear. Many states chose overly burdensome regulation and procedures that pushed many childcare providers out of the market, replaced by higher cost center based care.”iii “Additionally, YoungStar likely has contributed to a decline in family childcare providers that has limited parental choice and driven up costs”iv, and~~

~~WHEREAS, the Marathon County has an integral role in certified family child care as the Marathon County Department of Social Services is the local certification agency for certifying family care providers, and~~

~~WHEREAS, the state provides financial child care assistance to lower income families through Wisconsin Shares, with a state wide total of more than \$300,000,000.00 provided over the last 12 months to more than~~

~~17,500 Wisconsin families to assist in providing child care to more than 31,000 children, and WHEREAS, family child care providers must be either certified or licensed to be eligible to accept Wisconsin Shares funding, and WHEREAS, the federal and state government have provided \$10,641,766 of taxpayer funded subsidies to~~

~~Marathon County child care providers since May 2020, a level of funding which was not widely known to local taxpayers or local governments, and for which local input was not sought or approval received, and WHEREAS, expanding childcare subsidies is contrary to the goal of increasing the number and percentage of self-sufficient households in Marathon County as stated in Marathon County's Strategic Plan Objective 10.3 Outcome Measure 1 adopted April 25, 2023.~~

~~NOW, THEREFORE, BE IT RESOLVED that it is not the role of Marathon County Government to subsidize external child care using taxpayer funds from the property tax levy, the sales tax levy, or from APRA funds, NOW, THEREFORE, BE IT FURTHER RESOLVED that, in general, the County believes that a significant part of the answer to Wisconsin's early care and learning problems is to reduce government regulations and place more authority into the hands of parents and childcare providers.~~

~~NOW, THEREFORE, BE IT FURTHER RESOLVED that the County will identify state and county regulations that negatively impact the number of certified family child care providers in the County, and provide options for eliminating or mitigating these impacts, including but not limited to providing recommendations for feedback to the State and developing potential pilot programs to reduce unnecessary child care regulation while still maintaining high standards of health and safety. County staff are directed to provide a report to EEDC detailing the results of this effort on a quarterly basis.~~

~~— EXTENSION, EDUCATION, AND ECONOMIC DEVELOPMENT COMMITTEE~~

#### #R-66-23 – Marathon County Government's Response to Housing

WHEREAS, a shortage of affordable, safe, accessible housing is impacting Marathon County citizens, businesses, and economy; and

WHEREAS, an aging population will lead to a greater need for senior and supportive housing; housing costs are rising, increasing the need for more affordable housing options for the population; and the large percentage of older housing stock may need to be rehabilitated to remain viable, and

WHEREAS, housing affordability affects the region's quality of life and ability to compete economically, and it affects the health, safety, and happiness of the region's residents; and

WHEREAS, the need for single-family and multi-family housing is large, but the rising costs to build this type of housing is often prohibitive to developers; and

WHEREAS, within Marathon County's Strategic Plan, the Marathon County Board of Supervisors has identified as objectives to "Develop a comprehensive approach to redevelopment and revitalization of older housing stock and older buildings" and to "Develop policies that promote a variety of safe and affordable housing options to enhance workforce availability"; and

WHEREAS, within Marathon County's Strategic Plan, the Marathon County Board of Supervisors has identified as an outcome measure in Marathon County that "by August 31, 2023, with input from non-EED Supervisors and other Marathon County Stakeholders, prepare recommendations for Marathon County Government's role in supporting safe and affordable housing options."

NOW THEREFORE BE IT RESOLVED, the Marathon County Board of Supervisors does hereby resolve and ordain the following responses to housing:

1. Marathon County staff shall identify county-owned properties with significant potential for residential housing development and promote the development of housing on these high potential properties.
2. Marathon County shall prioritize the return of tax delinquent residential properties to the tax rolls in order to enhance the availability of affordable housing stock.
3. Marathon County officials shall participate in discussions with local municipal leaders, zoning officials, and developers about how existing zoning regulations impact the ability of new housing developments.
4. County staff shall provide resources to delinquent property owners relative to grant programs, financial programs, and available renter and homebuyer programs and financial programs.

Dated this 14<sup>th</sup> day of December, 2023

EXTENSION, EDUCATION, AND ECONOMIC DEVELOPMENT COMMITTEE

#### #R-67-23 – To Approve the Annual County Forest Work Plan



WHEREAS, Marathon County has lands enrolled in the Wisconsin County Forest Land Program commonly referred to as the Marathon County Forest; and  
WHEREAS, the Marathon County Forest Comprehensive Land Use Plan requires an annual work plan to be approved by the Marathon County Board of Supervisors to be eligible for certain grant funding per §28.11(5)(b), Wis. Stats.; and  
WHEREAS, the Forestry/Recreation Committee and Environmental Resources Committees approved the 2023 Forestry Division Work Plan at their regular meeting held December 5, 2023; and  
WHEREAS, the Marathon County Board of Supervisors adopted the 2024 Wausau and Marathon County Parks, Recreation and Forestry Department Budget at its budget meeting November 9, 2023.  
NOW, THEREFORE BE IT RESOLVED, the County Board of Supervisors of the County of Marathon does hereby ordain and resolve as follows: To approve and adopt the attached 2023 Forestry Division Work Plan.  
BE IT FURTHER ORDAINED AND RESOLVED, that the County Clerk is directed to issue checks pursuant to this resolution and the Treasurer to honor said checks.

Dated this 14th day of December, 2023.

FORESTRY/RECREATION COMMITTEE & ENVIRONMENTAL RESOURCES COMMITTEE

#R-68-23 – Application for County Forest Acreage Share Loan Payment

WHEREAS, Counties having lands entered as “County Forest Lands”, under the provisions of Sec. 28.11(4)(b), Wis. Stats., annually receive from the state a non-interest bearing loan to be used for the purchase, development, preservation and maintenance of such lands; and  
WHEREAS, said loan monies are repaid through a 20% severance tax on timber revenue coming from County Forest Lands unless a higher rate is mutually agreed to by the County and the department; and  
WHEREAS, the current provisions of Sec. 28.11 (8)(b)1 make it possible for the County, at its option to receive not more than 50 cents per acre to meet the needs identified in its County Forest Comprehensive Land Use Plan.  
NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of the County of Marathon, in consideration of meeting the needs identified in its County Forest Comprehensive Land Use Plan hereby request the Department of Natural Resources to provide the 2024 payment to the County on the basis of 50 cents for each acre of Marathon County Forest Lands; and  
BE IT FURTHER ORDAINED AND RESOLVED that the Clerk is hereby authorized and directed to file this request with the Department of Natural Resources prior to December 31st preceding the year in which said payment is being requested to be made.

Dated this 14th day of December, 2023.

FORESTRY/RECREATION COMMITTEE & ENVIRONMENTAL RESOURCES COMMITTEE

#R-69-23 – Approval of Town of Texas Local Zoning Ordinance Amendment

WHEREAS, to §60.62(3) Wis. Stats provides that any Zoning Ordinance and/or map adopted by a Town Board and any amendment thereof shall be subject to the approval of the County Board in counties having a county zoning ordinance, and  
WHEREAS, the Town Board of the Town of Texas has amended their zoning as shown on the attached report, and  
WHEREAS, the Marathon County Environmental Resources Committee, having considered the request to review amendments of the Town Zoning Ordinance filed by the Clerk of the Town of Texas and duly advised action by the Town, hereby recommends that the County Board approves this amendment as attached.  
NOW, THEREFORE BE IT RESOLVED, that the Marathon County Board of Supervisors hereby approves the amendment to the Town of Texas Zoning Ordinance and/or Zoning map as attached and made part of this record, all of which to be filed with the Marathon County Clerk.

Dated this 5th day of December, 2023

ENVIRONMENTAL RESOURCES COMMITTEE

#R-70-23 – Approval of Town of Ringle Local Zoning Ordinance Amendment

WHEREAS, to §60.62(3) Wis. Stats provides that any Zoning Ordinance and/or map adopted by a Town Board and any amendment thereof shall be subject to the approval of the County Board in counties having a county zoning ordinance, and  
WHEREAS, the Town Board of the Town of Ringle has amended their zoning as shown on the attached report, and  
WHEREAS, the Marathon County Environmental Resources Committee, having considered the request to

review amendments of the Town Zoning Ordinance filed by the Clerk of the Town of Ringle and duly advised action by the Town, hereby recommends that the County Board approves this amendment as attached. NOW, THEREFORE BE IT RESOLVED, that the Marathon County Board of Supervisors hereby approves the amendment to the Town of Ringle Zoning Ordinance and/or Zoning map as attached and made part of this record, all of which to be filed with the Marathon County Clerk.

Dated this 5<sup>th</sup> day of December, 2023

ENVIRONMENTAL RESOURCES COMMITTEE

#R-71-23 – County Fish and Game Projects

WHEREAS, the legislature of the State of Wisconsin enacted legislation providing for allocation to the respective counties in that state on an acreage basis for the county fish and game projects on the condition that the counties match the state allocation; and

WHEREAS, Marathon County desires to participate in county fish and game projects pursuant to provisions of s. 23.09(12) of the Wisconsin statutes; and

WHEREAS, this resolution updates and replaces a previous resolution #51-15 dated September 15, 2015;

NOW, THEREFORE, the Board of Supervisors of the County of Marathon does hereby ordain and resolve as follows:

1. That the Forestry/Recreation Committee of the County Board of Supervisors is authorized to expend the funds hereby appropriated and the funds received from the State of Wisconsin be used for the improvement of fish and wildlife habitat, and to operate and maintain or cause to be operated and maintained the project for its intended purpose.

2. That the County Forest Administrator, as an agent of Marathon County and the Forestry/Recreation Committee, is authorized to execute agreements for projects approved by said committee.

BE IT FURTHER RESOLVED, that the County Clerk is directed to issue checks pursuant to this resolution and the Treasurer to honor said checks.

Dated this 14<sup>th</sup> day of December, 2023.

FORESTRY/RECREATION COMMITTEE & ENVIRONMENTAL RESOURCES COMMITTEE

#R-72-23 – Amending the Marathon County Forest Comprehensive Land Use Plan

WHEREAS, Marathon County has lands enrolled as County Forest pursuant to §28.11 of the Wisconsin Statutes, and;

WHEREAS, the County Board of Supervisors on November 10, 2020, adopted resolution R-66-20 approving the Marathon County Forest Comprehensive Land Use Plan, and;

WHEREAS, it is necessary to amend said plan to incorporate revisions, requirements of forest certification and additional language changes, and;

WHEREAS, subsection (5)(a) of the above referenced state statute requires said plan amendments be approved by the County Board of Supervisors and the Department of Natural Resources, and

WHEREAS, the plan amendments for the fifteen year period encompassing 2021-2035 has been prepared by the Forestry/Recreation and Environmental Resources Committees is hereby submitted for approval of the Marathon County Board of Supervisors;

NOW, THEREFORE, BE IT RESOLVED that the County Board of Supervisors of the County of Marathon does ordain as follows: The Marathon County Forest Comprehensive Land Use Plan be amended as attached (deleting the stricken portions and adding the highlighted portions).

BE IT FURTHER ORDAINED AND RESOLVED that the Forestry/Recreation Committee is directed to forward these amendments to the Wisconsin Department of Natural Resources for their approval.

Dated this 14<sup>th</sup> day of December, 2023.

FORESTRY/RECREATION COMMITTEE & ENVIRONMENTAL RESOURCES COMMITTEE

#R-73-23 – Cooperation Agreement for Community Development Block Grant (CDBG) Programs

WHEREAS, on September 21, 2021, Marathon County ratified a two-year agreement wherein it joined with the counties of Adams, Green Lake, Juneau, Marathon, Marquette, Portage, Waupaca, Waushara, and Wood in a region known as the Central Wisconsin Housing Region to implement and deliver Community Development Block Grant (“CDBG”) housing programs within the geographical boundaries of the region; and

WHEREAS, under that cooperative agreement, Marathon County submitted jointly with the Central Wisconsin Housing Region an application for funds under the CDBG housing program of the Wisconsin Division of Housing (DOH) for the purpose of meeting housing needs within Marathon County; and

WHEREAS, Marathon County and the Central Wisconsin Housing Region entered into a written cooperative agreement with each other to participate in such CDBG program. That agreement affords the option for any member county of the region to automatically renew the agreement for two-year terms, with each member county remaining able to terminate membership in said agreement at each county's convenience; and WHEREAS, adopting the automatic, two-year renewal option provides Marathon County with a more expedient method for delivering services under the CDBG program without compromising the County's ability to exit the region should it choose to do so; and

WHEREAS, under the agreement, Juneau County acts as the applicant (Lead) and has the ultimate responsibility to assume all obligations under the terms of grant sought, including assuring compliance with all applicable laws and program regulations and performance of all work in accordance with grant contract.

NOW, THEREFORE, BE IT RESOLVED that, pursuant to Wisconsin Statutes Section 66.0301, Marathon County agrees to continue its membership within the Central Wisconsin Housing Region, and Marathon County and the Central Wisconsin Housing Region agree to cooperate in the submission of applications for CDBG funds and agree to cooperate in the implementation of the submitted CDBG program, as approved by the Department of Administration.

NOW, THEREFORE, BE IT FURTHER RESOLVED that said membership shall continue to renew on an automatic basis for two-year terms until Marathon County elects to exit the region or until the agreement is otherwise terminated. Marathon County reserves its right to terminate this agreement and exit the region.

NOW, THEREFORE, BE IT FURTHER RESOLVED that nothing contained in this agreement shall deprive any municipality of any power of zoning, development control or other lawful authority which it presently possesses.

Dated this 14th day of December, 2023

HEALTH AND HUMAN SERVICES COMMITTEE

#R-74-23 – Amending 2024 Budget Resolution Language Pursuant to Department of Revenue Request

WHEREAS, on November 9, 2023, the Marathon County Board of Supervisors approved its 2024 Budget and Property Tax Resolution, R-62-23; and

WHEREAS, incorporated within Marathon County's 2024 budget was the \$190,000.00 unused levy amount from 2023, or the difference between the County's allowable levy in 2023 and its actual levy for that fiscal year, as permitted by Wis. Stat. § 66.0602(3)(f)1; and

WHEREAS, Wisconsin Department of Revenue guidelines require the County Board of Supervisors to specifically indicate in its Budget and Property Tax Resolution that it approves adjusting its allowable tax levy for 2024 by the \$190,000.00 difference between the County's actual and allowable levy in 2023; and

WHEREAS, the Department of Revenue has requested that the County Board of Supervisors adopt a resolution outlining this specific adjustment before December 15, 2023; and

WHEREAS, this Resolution will not affect the levy amounts or tax rates approved as part of the 2024 budget; and

WHEREAS, on December 13, 2023, the Human Resources, Finance and Property Committee voted to recommend the County Board adopt this resolution to update the County's 2024 Budget and Property Tax Resolution to specifically indicate the County's use of the \$190,000.00 unused levy amount from 2023, or the difference between allowable and actual levy in 2023, as an adjustment to the County's 2024 allowable tax levy.

NOW THEREFORE BE IT RESOLVED that the Marathon County Board of Supervisors updates its 2024 Budget and Property Tax Resolution to specifically indicate, as permitted under Wis. Stat. § 66.0602(3)(f)1, its use of the \$190,000.00 unused levy amount from 2023, or the difference between allowable and actual levy from 2023, as an adjustment to its 2024 allowable tax levy.

Respectfully submitted this 14th day of December, 2023

HUMAN RESOURCES, FINANCE, AND PROPERTY COMMITTEE

#R-75-23 – Approving Amendment to 2023 and 2024 Budgets Accepting Wisconsin Lead Safe Homes Program Grant

WHEREAS, Section 65.90(5)(a) dictates that appropriations in the Marathon County budget may not be modified unless authorized by a vote of two-thirds of the entire membership of the County Board of Supervisors; and

WHEREAS, the Marathon County Health Department is the recipient of a grant from the State of Wisconsin Department of Health Services in the amount of \$15,600.00 through the Lead -Safe Homes Program to

fund county projects related to lead investigation, intervention, and abatement; and WHEREAS, the grant funds would support and enhance the Health Department’s required lead abatement activities, activities that are required to be performed by local health departments pursuant to Wisconsin Administrative Code DHS 254; and

WHEREAS, on December 13, 2023, the Human Resources, Finance and Property Committee voted to accept the \$15,600.00 grant funds and recommended to the Marathon County Board of Supervisors to transfer the grant funds into the Health Department budget for use in lead investigation, intervention, and abatement activities.

NOW, THEREFORE, BE IT RESOLVED the Marathon County Board of Supervisors authorize and direct the budget amendment as listed below for 2023 and 2024:

Transfer from:	Grant Funds
Transfer to:	Health Department
Amount:	\$15,600.00
Re:	Wisconsin Lead-Safe Homes Program Grant funds

NOW, THEREFORE, BE IT FURTHER RESOLVED, that a Class 1 Notice of this transaction shall be published within (10) days of its adoption.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the County Board of Supervisors hereby authorizes and directs the Marathon County Clerk to issue checks pursuant to this resolution and the Marathon County Treasurer to honor said checks.

Respectfully submitted this 14th day of December, 2023

HUMAN RESOURCES, FINANCE, AND PROPERTY COMMITTEE

#R-76-23 – Resolution Regarding Advancement of the Regional Forensic Science Center Project

WHEREAS, the Marathon County Board of Supervisors has previously taken action to study the creation of a Forensic Science Center in Marathon County that would provide forensic autopsy services, most directly through the creation of the Morgue Task Force; and

WHEREAS, the Marathon County Board of Supervisors previously authorized the allocation of American Rescue Plan Act funds in an amount not to exceed \$2,000,000.00 to serve as a portion of the funding plan for a Regional Forensic Science Center; and

WHEREAS, state funding for a Regional Forensic Science Center was awarded by the Wisconsin Legislature as a part of the state’s budget process, in the amount of \$7 million in matching funds, and additional funds have been applied for through the Congressionally Directed Spending process in 2023; and

WHEREAS, Marathon County staff have had ongoing discussions with Northcentral Technical College (NTC) regarding a location for a Regional Forensic Science Center on or near property currently owned by NTC and near that college’s existing campus in the City of Wausau. NTC remains willing to engage Marathon County in a transaction relative to land for the Regional Forensic Science Center and is interested in developing an operational partnership with County staff to provide for significant professional educational experiences at the future Forensic Science Center site; and

WHEREAS, pursuant to action by the Board of Supervisors, the previously referenced Marathon County funds have been utilized to procure design services and we are nearing completion of construction design and bidding documents; and

WHEREAS, staff have been working diligently to be in a position to release the request for bids for the construction of the Regional Forensic Science Center in January/February of 2024, consistent with the direction of the Board of Supervisors; and

WHEREAS, the current construction estimates for the project indicate that the project is anticipated to be \$14.8 million, and whereas the State of Wisconsin funding allocated through the budget is contingent upon the State Building Commission making a determination that Marathon County has secured additional funding for the project of at least \$7,800,000 from non-state revenue resources; and

WHEREAS, representatives of the Morgue Task Force and staff have continued to seek outside funding through grants (securing approximately \$1,170,000 in additional funding as of December 1, 2023, with numerous other grant applications in consideration) and local matching sources (including North Central Technical College’s expressed commitment for \$400,000 in funding for IT equipment) to support the project; and

WHEREAS, it is necessary to establish the funding strategy for the project to move forward, should the desire of the Board of Supervisors remain that the request for bids for construction of the project be released in January/February of 2024 and that construction commence thereafter; and

WHEREAS, the Public Safety Committee and the HR, Finance & Property Committee have met and considered

the funding strategy to be employed with respect to the Regional Forensic Science Center and have recommended that:

(A) An amount not to exceed \$4,230,000 of the Social Improvement Fund Balance is hereby segregated as Committed Social Improvement Fund Balance for purposes of demonstrating the local match required for the County to access the \$7,000,000 in funds through the State of Wisconsin Building Commission, with the understanding that staff and representatives of the Morgue taskforce will continue to seek outside funding for the RFSC project and that any amounts pledged for the project would reduce the county's use of Social Improvement Fund reserve;

(B) Staff are directed to engage the State of Wisconsin Building Commission to seek the determination sufficient to authorize the disbursement of the \$7,000,000 in project funding;

(C) Staff are directed to release a Request for Bids for construction of the project in January/February of 2024;

(D) Staff are authorized, should the competitive bids received provide for a construction cost that would result in an overall project cost not to exceed \$14,800,000, select the best qualified subcontractor bids in accordance with Marathon County Procurement Code from those submitted; and

(E) Staff are authorized to proceed with the purchase of long-lead time items using previously authorized funding, to mitigate project delays.

(F) The previously authorized encumbrance of any balance remaining of the previously allocated \$2,000,000 of American Rescue Plan Act funds for the project is continued through June 30, 2024.

NOW THEREFORE BE IT RESOLVED that the Marathon County Board of Supervisors expresses its continued support for the creation of a Regional Forensic Science Center, to be operated by the Marathon County Medical Examiner's Office and to be located on the North Central Technical College campus in Wausau and resolves as follows:

(A) An amount not to exceed \$4,230,000 of the Social Improvement Fund Balance is hereby segregated as Committed Social Improvement Fund Balance for purposes of demonstrating the local match required for the County to access the \$7,000,000 in funds through the State of Wisconsin Building Commission, with the understanding that staff and representatives of the Morgue taskforce will continue to seek outside funding for the RFSC project and that any amounts pledged for the project would reduce the county's use of Social Improvement Fund reserve to fund the project;

(B) Staff are directed to engage the State of Wisconsin Building Commission to seek the determination sufficient to authorize the disbursement of the \$7,000,000 in project funding;

(C) Staff are directed to release a Request for Bids for construction of the project in January/February of 2024;

(D) Staff are authorized, should the competitive bids received provide for a construction cost that would result in an overall project cost not to exceed \$14,800,000, select the best qualified subcontractor bids in accordance with Marathon County Procurement Code from those submitted; and

(E) Staff are authorized to proceed with the purchase of long-lead time items using previously authorized funding, to mitigate project delays; and

(F) The previously authorized encumbrance of any balance remaining of the previously allocated \$2,000,000 of American Rescue Plan Act funds for the project is continued through June 30, 2024.

FISCAL NOTE:

This resolution segregates \$4,230,000 of the Social Improvement Fund Balance as Committed Social Improvement Fund Balance for purposes of the Regional Forensic Science Center Project. The resolution also extends the encumbrance of previously allocated but unexpended American Rescue Plan Act funds through June 30, 2024.

LEGAL NOTE:

The County Board is authorized to take this action pursuant to §§ 59.01 and 59.51, Wis. Stats. As an amendment to the adopted 2023 County Budget, this Resolution requires a 2/3 vote of the entire membership of the County Board pursuant to § 65.90(5)(a), Wis. Stats.

Dated this 14th day of December, 2023

PUBLIC SAFETY COMMITTEE & HUMAN RESOURCES, FINANCE, AND PROPERTY COMMITTEE

#R-77-23 – Authorizing the Sheriff's Office Participation in the Department of Natural Resources Boat Enforcement Patrol Grant Program

WHEREAS, the Wisconsin Department of Natural Resources offers Boat Enforcement Patrol Grants, which are

issued to Wisconsin counties or municipalities that participate in boating enforcement efforts. The grant provides law enforcement aids for reimbursement of up to 75% of the net costs of the purchase of a patrol boat; and

WHEREAS, Marathon County is an eligible applicant for Boat Enforcement Patrol Grant funds; and

WHEREAS, the Marathon County Sheriff's Office has identified the purchase of a Sea Ark MVJT 1872 with a jet-outboard engine as essential to overcoming the limitations of its current patrol fleet, which includes a G3 patrol boat and a Dive Team Jon Boat. The purchase of a Sea Ark MVJT 1872 would better position the Sheriff's Office to patrol and operate on all navigable waters in Marathon County; and

WHEREAS, in recent years the Sheriff's Office has had multiple calls for service in some of the areas its current boats cannot operate, including the search for a missing vehicle involved in a homicide and a drowning. The purchase of a Sea Ark MVJT 1872 would allow the personnel to respond to service calls such as these; and

WHEREAS, when unable to respond to a service call in these cases due to the lack of equipment, the Sheriff's Office has had to rely on the DNR to supply its jet boats and, due to a loss of a DNR warden position in the county, it has become more challenging for the DNR to respond to these requests and arrive on scene in a timely fashion; and

WHEREAS, the Sheriff's Office recreational safety team has consulted with the DNR and put together a list of required items a new boat would need to overcome the shortcomings of the existing fleet's current limitations; and

WHEREAS, the Sheriff's Office has received approval from the DNR for the purchase of a boat under the Boat Enforcement Patrol Grant; and

WHEREAS, Marathon County would be required to pay the up-front costs relative to purchase of the boat, and, through the Boat Enforcement Patrol Grant, the DNR would reimburse the county for up to 75% of the costs of the purchase over a five year period; and

WHEREAS, Marathon County is the recipient of funds through the American Rescue Plan Act (ARPA).

Marathon County is authorized to expend ARPA funds pursuant to rules promulgated by the United States Department of the Treasury and Section 602(c)(1)(A) of the Social Security Act as amended; and

WHEREAS, the Sheriff's Office, its recreational safety team, and citizens and visitors of Marathon County would greatly benefit from the provision of a new patrol boat that provides a greater ability to respond to incidents regardless of location; and

WHEREAS, use of ARPA funds to pay the up-front purchase costs of this procurement is a permitted use of ARPA funds.

NOW THEREFORE BE IT RESOLVED that the Marathon County Board of Supervisors approves the use of up to \$48,137 of the county's ARPA funds to procure a Sea Ark MVJT 1872 Patrol Boat for use by the Marathon County Sheriff's Office.

BE IT FURTHER RESOLVED, that the County Board authorizes the amendment of the 2023 budget to reflect the encumbrance and expenditure of the funds identified herein.

**FISCAL NOTE:** This resolution authorizes the expenditure of \$48,137 in ARPA funds to procure a Sea Ark MVJT 1872 Patrol Boat for the Marathon County Sheriff's Office.

**LEGAL NOTE:** The County Board is authorized to take this action pursuant to §§ 59.01 and 59.51, Wis. Stats. As an amendment to the adopted 2023 County Budget, this Resolution requires a 2/3 vote of the entire membership of the County Board pursuant to § 65.90(5)(a), Wis. Stats.

Dated this 14<sup>th</sup> day of December, 2023

PUBLIC SAFETY COMMITTEE & HUMAN RESOURCES, FINANCE, AND PROPERTY COMMITTEE

**#R-78-23 – Consideration of an Initial Resolution Regarding Solid Waste Disposal Revenue Bond Financing for WIRNG VDG LLC Renewable Natural Gas Production Plant Project**

WHEREAS, Section 66.1103 of the Wisconsin Statutes (the "Act") authorizes Marathon County, Wisconsin (the "Issuer"), to authorize the issuance and sale of bonds by the Issuer to construct, equip, re-equip, acquire by gift, lease or purchase, install, reconstruct, rebuild, rehabilitate, improve, supplement, replace, maintain, repair, enlarge, extend or remodel industrial projects; and

WHEREAS, WIRNG VDG LLC, a Delaware limited liability company, and/or a related entity, and/or a limited liability entity to be formed (collectively, the "Borrower"), desires to complete a project to be owned by the Borrower consisting of financing the (i) design, development, construction and operation of a solid waste disposal facility for the purpose of converting dairy cattle waste to natural gas for sale on property owned by Van Der Geest Dairy Cattle, Inc., a

Wisconsin corporation, at 5555 County Road A in the Village of Maine, Marathon County, Wisconsin (the "Project Site"), (ii) the lease of the Project Site to the Borrower for the production of renewable natural gas, (iii) acquisition and installation of an anaerobic digester and related equipment at the Project Site, (iv) capitalized interest during the construction period, (v) funding of a Debt Service Reserve Fund and other funds, if necessary, and (vi) payment of certain professional fees and costs of issuance (collectively, the "Project"); and WHEREAS, the cost of the Project to be financed with one or more issues or series of tax- exempt and/or taxable industrial development revenue bonds (the "Bonds") issued under the Act does not exceed \$45,000,000; and

WHEREAS, the Borrower has requested that the Issuer now approve an initial resolution (the "Initial Resolution") providing for the financing of the Project in an amount not to exceed \$45,000,000; and

WHEREAS, the Issuer is a county organized and existing under and pursuant to the laws of the State of Wisconsin, and is authorized to enter into revenue agreements with eligible participants with respect to the Project whereby eligible participants agree to cause said Project to be constructed and to pay the Issuer an amount of funds sufficient to provide for the prompt payment when due of the principal and interest on said industrial development revenue bonds.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Marathon County, Wisconsin, as follows:

1. Based upon representations of the Borrower, it is the finding and determination of the Board of Supervisors that the Project is a qualified "project" within the meaning of the Act and that the Borrower is an "eligible participant" within the meaning of the Act. The Issuer shall:

- (a) Finance the Project in an amount not to exceed \$45,000,000; and
- (b) Issue industrial development revenue bonds in one or more series of tax- exempt and/or taxable bonds (the "Bond(s)"), in an amount not to exceed \$45,000,000 in order to finance costs of the Project.

2. The aforesaid plan of financing contemplates, and is conditioned upon, the following:

- (a) The Bonds shall never constitute an indebtedness of the Issuer within the meaning of any state constitutional provision or statutory limitation;
- (b) The Bonds shall not constitute or give rise to a pecuniary liability of the Issuer or a charge against its general credit or taxing powers;
- (c) The Project shall be subject to property taxation in the same amount and to the same extent as though the Project were not financed with industrial development revenue bonds;
- (d) The Borrower shall find a purchaser for all of the Bonds;
- (e) The County's out-of-pocket costs, including but not limited to legal fees and trustee's fees, in connection with the issuance and sale of the Bonds shall be paid by the Borrower; and
- (f) A notice of public hearing required by federal law for purposes of Section 147(f) of the Internal Revenue Code, as amended, shall be published in a newspaper of general circulation in Marathon County and a public hearing shall be held to provide interested individuals or parties the opportunity to testify as to the Project and the issuance of the Bonds.

3. The aforesaid plan of financing shall not be legally binding upon the Issuer nor be finally implemented unless and until:

- (a) The details and mechanics of the same are authorized and approved by a further resolution of the Board of Supervisors which shall be solely within the discretion of the Board of Supervisors;
- (b) The County Clerk shall cause notice of adoption of this Initial Resolution, in the form attached hereto as Exhibit A, to be published once in a newspaper of general circulation in Marathon County, and the electors of Marathon County shall have been given the opportunity to petition for a referendum on the matter of the aforesaid bond issue, all as required by law;
- (c) Either no such petition shall be timely filed or such petition shall have been filed and said referendum shall have approved the bond issue;
- (d) The County Clerk shall have received an employment impact estimate issued under Section 238.11 of the Wisconsin Statutes; and
- (e) All documents required to consummate the financing have been duly authorized and delivered.

4. Pursuant to the Act, all requirements that the Project be subject to the contracting requirements contained in Section 66.1103 are waived, the Borrower having represented that it is able to negotiate satisfactory arrangements for completing the Project and that the Issuer's interests are not prejudiced thereby.

5. The County Clerk is directed, following adoption of this Initial Resolution (i) to publish notice of such

adoption not less than one time in the official newspaper of Marathon County, Wisconsin, such notice to be in substantially the form attached hereto as Exhibit A and (ii) to file a copy of this Initial Resolution, together with a statement indicating the date the Notice to Electors was published, with the Wisconsin Economic Development Corporation within twenty (20) days following the date of publication of such notice.

6. This Initial Resolution is an “initial resolution” within the meaning of the Act and official action toward

issuance of the Bonds for purposes of Sections 103 and 144 of the Internal Revenue Code of 1986, as amended, and the regulations promulgated thereunder. Furthermore, it is the reasonable expectation of the Issuer that proceeds of the Bonds may be used to reimburse expenditures made on the Project prior to the issuance of the Bonds. The maximum principal amount of debt expected to be issued for the Project on the date hereof is \$45,000,000. This statement of official intent is made pursuant to Treasury Regulations §1.150-2.

Dated: December 14, 2023

HUMAN RESOURCES, FINANCE, & PROPERTY COMMITTEE, ENVIRONMENTAL RESOURCES COMMITTEE, AND EXTENSION, EDUCATION, & ECONOMIC DEVELOPMENT COMMITTEE