



**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 **Tuesday, February 21, 2023, at 6:00 p.m.** to consider the following matters:

A. OPENING OF SESSION:

1. Meeting called to order by Chairperson Gibbs at 6:00 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 – 33 Supervisors were present as shown:

Aarrestad	17	Maszk	26 (W)
Baker	23 (W)	McEwen	18
Bootz	12	Morache	6
Buch	7	Niemeyer	38
Bushman	24	Oberbeck	9
Covelli	33	Opall	37
Dickinson	29	Ritter	13
Drabek	31	Robinson	4
Gibbs	32	Rosenberg	21
Gisselman	5	Seefeldt	14 (W)
Gonnering	28 (W)	Seubert	27
Hart	3	Sherfinski	16
Hartinger	22	Sondelski	25
Krause	10 (Excused)	Straub	15
Lamont	36 (W)	Ungerer	8
Langenhahn	35	Van Krey	1 (Excused)
Leahy	11	Venzke	30 (6:55)
Lemmer	2	Wilhelm	34
Marshall	20 (Excused)	Xiong	19 (6:30)

(W) indicates attendance by WebEx

6. Acknowledgment of visitors

B. EDUCATION PRESENTATIONS / REPORTS:

7. Presentation on the Wausau Metropolitan Area Regional Housing Assessment

<https://www.ncwrpc.org/ncwrpc2021/wausau-metropolitan-area-regional-housing-assessment>

Sam Wessel from North Central Wisconsin Regional Planning gave a presentation on the metro housing assessment. Presentation can be found in the meeting packet.

8. Standing Committee Chairpersons or Designees – Supervisor Robinson gave an update on today’s HRFC meeting.

C. CONSENT AGENDA:

9. Approval of minutes from the January 19 & 24 County Board 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. Ordinances:
 - a. Town of Elderon Rezone– Laurie Bootz for Magdalen Conrad Trust #O-4-23
 - b. Town of Hull Rezone – Jordan Weaver #O-5-23
13. Resolutions:
 - a. Resolution Requesting the State to Revise the Current Real Estate Transfer Fees Revenue Sharing Formula #R-7-23
 - b. Resolution Adopting Westside Master Plan #R-9-23
 - c. Authorizing Application for BEAD Grant #R-11-23

Action: Motion by Drabek, Second by Maszk to approve the Consent Agenda as presented.

Discussion: Request by Sondelski to separate C13b. Request by Straub to separate C12a.

Action: Motion to approve the Consent Agenda with the above two items removed carried on a roll call vote unanimously.

Discussion: Supervisor Straub explained why he had pulled the Town of Elderon rezone from the Consent agenda and requested that it be sent back to ERC. Second by Langenhahn. Discussion followed and questions were answered by CPZ staff and ERC committee chair Langenhahn.

Action: Call the question on end debate and refer back to ERC by Bootz. Objection to question being called. Motion carried 30-5 on a roll call vote as follows:

Yes: Aarrestad, Bootz, Buch, Bushman, Covelli, Dickinson, Drabek, Gibbs, Gonnering, Hart, Hartinger, Lamont, Leahy, Lemmer, Maszk, McEwen, Morache, Niemeyer, Oberbeck, Opall, Ritter, Rosenberg, Seefeldt, Seubert, Sherfinski, Sondelski, Ungerer, Venzke, Wilhelm, Xiong - 30

No: Baker, Gisselman, Langenhahn, Robinson, Straub – 5

Action: Motion to refer back to committee failed 11-24 on a roll call vote as follows:

Yes: Aarrestad, Baker, Dickinson, Hart, Hartinger, Maszk, Morache, Niemeyer, Sondelski, Straub, Ungerer – 11

No: Bootz, Buch, Bushman, Covelli, Drabek, Gibbs, Gisselman, Gonnering, Lamont, Langenhahn, Leahy, Lemmer, McEwen, Oberbeck, Opall, Ritter, Robinson, Rosenberg, Seefeldt, Seubert, Sherfinski, Venzke, Wilhelm, Xiong – 24

Action: Motion by Xiong, Second by Ritter to approve the Town of Elderon Rezone as presented. Motion carried 32-2 on a roll call vote with Sondelski and Straub voting No.

Discussion: Discussion followed regarding the Westside Master Plan. Questions were asked and answered.

Action: Motion to approve Westside Master Plan carried 31-4 on a roll call vote as follows:

Yes: Aarrestad, Bootz, Buch, Bushman, Covelli, Drabek, Gibbs, Gisselman, Gonnering, Hart, Hartinger, Lamont,

Langenhahn, Leahy, Lemmer, Maszk, McEwen, Morache, Niemeyer, Oberbeck, Opall, Ritter, Robinson, Rosenberg, Seefeldt, Seubert, Sherfinski, Straub, Venzke, Wilhelm, Xiong - 31
No: Baker, Dickinson, Sondelski, Ungerer – 4

Follow Through: None.

D. ORDINANCES

14. Amending General Code of Ordinances for Marathon County Chapters 15, 17, & 18 #O-6-23

Discussion: Question regarding the work group that is going to be created to address the large event permitting process.

Action: Motion by Dickinson, Second by Hartinger, to amend the ordinance to remove from Chapter 17 the event portion of the zoning code. Motion carried 21-14 on a roll call vote as follows:

Yes: Aarrestad, Baker, Buch, Bushman, Covelli, Dickinson, Gibbs, Gonnering, Hartinger, Lemmer, Morache, Niemeyer, Oberbeck, Opall, Seubert, Sondelski, Straub, Ungerer, Venzke, Wilhelm, Xiong - 21

No: Bootz, Drabek, Gisselman, Hart, Lamont, Langenhahn, Leahy, Maszk, McEwen, Ritter, Robinson, Rosenberg, Seefeldt, Sherfinski – 14

Action: Motion by Xiong, Second by Venzke to approve the Ordinance as amended. Motion carried on a roll call vote unanimously.

Follow Through: None.

RESOLUTIONS:

E. HUMAN RESOURCES, FINANCE, AND PROPERTY COMMITTEE and INFRASTRUCTURE COMMITTEE:

15. Approving 2023 Budget Transfers from Marathon County Department Appropriations #R-8-23

Discussion: None.

Action: Motion by Leahy, Second by McEwen to approve the budget transfer. Motion carried on a roll call vote unanimously.

Follow Through: None.

F. HUMAN RESOURCES, FINANCE, AND PROPERTY COMMITTEE and ENVIRONMENTAL RESOURCES COMMITTEE:

16. Resolution for Use of Environmental Impact Funds to Fund Repair and Replacement of the Big Eau Pleine Aerators #R-10-23

Discussion: Chair Gibbs clarified that the motion needs to state whether the ERC or HRFC version of the resolution is being brought forward for approval.

Action: Motion by Robinson, Second by Langenhahn to approve the HRFC version of the resolution. Motion carried on a roll call vote unanimously.

Follow Through: None.

G. EXECUTIVE COMMITTEE:

17. Amend Administrator's Work Plan to Include Opioid Settlement Fund Options

#R-5-23

Discussion: None.

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

Follow Through: Work plan adjusted accordingly.

H. MISCELLANEOUS BUSINESS

18. Announcements and / or Requests

- Signatures were requested

19. Motion to Adjourn – Motion by McEwen, Second by Sherfinski to adjourn. Motion carried on a voice vote unanimously. Meeting adjourned at 7:33 p.m.

ORDINANCES

#O-4-23 – Town of Elderon Rezone - 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 Laurie A Bootz Trustee, on behalf of Magdalen Conrad Trust to rezone lands from G-A General Agriculture to R-E Rural Estate located in the Southeast ¼ of the Northeast ¼ of Section 8, Township 27 North, Range 10 East, Town of Elderon. The area proposed to be rezoned is described as Lot 1 of preliminary CSM. Parent Parcel #022.2710.081.0994.

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 January 31, 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 Elderon 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 31st day of January, 2023

ENVIRONMENTAL RESOURCES COMMITTEE

#O-5-23 – Town of Hull Rezone - 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 Jordan Weaver to rezone lands from RE Rural Estate to RR Rural Residential and from RE Rural Estate to NC Neighborhood Commercial described as part of the Southwest ¼ of the Northwest ¼ of Section 12, Township North, Range 2 East, Town of Hull. The area proposed to be rezoned is described as Lot 1 and 2 of preliminary CSM. Parent Parcel # 044.2802.122.0995.

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 January 31, 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 31st day of January, 2023

ENVIRONMENTAL RESOURCES COMMITTEE

#O-6-23 – WHEREAS, the Marathon County Board of Supervisors has been petitioned to amend the General Code of Ordinances for Marathon County Chapters 15, 17 and 18 Ordinance Codes, and WHEREAS, the petition was referred to the Marathon County Environmental Resources Committee for public hearing; and

WHEREAS, the Committee, on due notice, conducted a public hearing on the proposed amendments, and filed their recommendation with the Board, and

WHEREAS, the proposed amendments has been given due consideration by the Board in open session,

WHEREAS, a copy of the proposed text amendments is available for review at the offices of Marathon County Conservation Planning and Zoning Dept., 210 River Dr., and Marathon County Clerk, Courthouse 500 Forest Street, Wausau, 54403 during regular office hours, and is also available at the following link:

<https://bit.ly/3K0t1a6> and is incorporated herein by reference as if set forth in full; and

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 Chapters 15, 17 and 18 Ordinance Codes are amended in the following respects: For general text amendment changes to the General Code of Ordinances for Marathon County Chapters 15, 17 and 18 Ordinance Codes.

Dated this 31st day of January, 2023

ENVIRONMENTAL RESOURCES COMMITTEE

RESOLUTIONS

#R-5-23 – Adopt the 2023 Administration Work Plan

Whereas, the Marathon County Board Rules call for the formal adoption of a work plan of the County Administrator; and

Whereas, the work plan clarifies priorities of work for the year; and

Whereas, the Marathon County Executive Committee has received a series of updates on the progress relative to the 2022 Work Plan to better determine work priorities for the County Administrator for 2023; and

Whereas, as their February meeting, the Executive Committee amended the work plan as attached and moved to recommend the amended plan for adoption by the County Board of Supervisors.

Now Therefore Be it Resolved, that the Marathon County Board of Supervisors hereby approves and adopts the attached amended County Administration 2023 Plan of Work and requests that the Administrator work to further determine timelines for completion based on the Board's action today.

Dated this 21st day of February, 2023

EXECUTIVE COMMITTEE

#R-7-23 - Requesting the State To Revise the Current Real Estate Transfer Fees Revenue Sharing Formula

WHEREAS, the collection of a real estate transfer fee by counties was mandated by the State of Wisconsin in 1969, and included a requirement that counties remit 50% of all transfer fees collected to the State; and WHEREAS, in 1981, the State changed the transfer fee formula to require counties to remit 80% of all transfer fees collected to the State; and

WHEREAS, the County, through the Register of Deeds Office, assumes the annual operating costs of recording all real estate transfers occurring in each county, including the collection of real estate transfer fees; and

WHEREAS, Marathon County real estate transfer fee collections over the past five years totaled

\$4,693,255.80 of which the County retained \$900,499.44 and \$3,792,756.36 was remitted to the State; and

WHEREAS, using a 50/50 split, the County's share of fees collected on local real estate transfers during that same five-year period would have provided an additional \$2,346,627.90 in support of local government; and

WHEREAS, in 2023, the State of Wisconsin has built up a budget surplus of approximately 6.5 billion

dollars, while many Wisconsin counties continue to struggle financially due to the ever-increasing costs of providing county government services to an inflationary economy and providing services for increasing unfunded State mandated programs along with financial restrictions caused by State imposed levy limits; and NOW THEREFORE BE IT RESOLVED by the Marathon County Board of Supervisors, that in an effort to assist all Wisconsin counties, the State of Wisconsin revise the real estate transfer fee share formula to again allow Wisconsin counties to retain 50% of all real estate transfer fees collected, with 50% to be remitted to the State; and

BE IT FURTHER RESOLVED that a copy of this resolution be sent to Governor Tony Evers, all members of the State Legislature representing Marathon County, the Wisconsin Counties Association, and all other Wisconsin counties.

Done this 21st day of February, 2023

HUMAN RESOURCES, FINANCE, AND PROPERTY COMMITTEE

#R-8-23 – Approving 2023 Budget Transfers from Marathon County Department Appropriations

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 Human Resources, Finance and Property Committee and the Infrastructure Committee have reviewed and does recommend the a 2023 budget transfer to allow the Highway Department to complete a Highway KK Box Culvert project; and

WHEREAS, the Human Resources, Finance and Property Committee further approved amendment of the 2023 Capital Improvement Plan to add the Highway KK Box Culvert project.

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

Transfer from:	Highway Department Fund Balance
Transfer to:	Other Raw Materials – Infrastructure and Personal Services
Amount:	\$500,000.00
Re:	Highway KK Box Culvert Project

That a Class 1 Notice of this transaction be published within (10) days of its adoption;

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.

BE IT FURTHER RESOLVED that the proper officers of Marathon County are hereby authorized and directed to take all actions necessary to affect this policy.

BE IT FURTHER RESOLVED that the 2023 Capital Improvement Plan is amended to include as a project the Highway KK Box Culvert project.

Respectfully submitted this 21st day of February, 2023.

HUMAN RESOURCES, FINANCE, AND PROPERTY COMMITTEE

#R-9-23 – Resolution Adopting Westside Master Plan

WHEREAS, a 25-year Master Plan is currently in place regarding development and uses of the area bounded roughly by Stewart Avenue, South 6th Avenue, South 17th Avenue, and West Street (the “Westside Master Plan”); and

WHEREAS, Marathon County staff, in conjunction with MSA Professional Services, Inc., have reviewed the existing Westside Master Plan; completed an inventory of buildings, facilities, and land owned by Marathon County in the area; engaged the Wisconsin Valley Fair, neighborhood groups, interested individuals, and other stakeholders to gain an understanding of concerns and visions for the future land use of the area; and developed an updated Westside Master Plan for the project area, which is attached hereto; and

WHEREAS, the updated Westside Master Plan lays out a preliminary vision for the next 15 years of land use in the project area. The Plan itself is a dynamic document subject to updates and revisions as necessary. The Plan does not bind the County to any specific procurement but instead provides County staff with policy

direction in the acquisition, development, and planning related to the project area; and WHEREAS, on January 31, 2023, the Park Commission and Environmental Resources Committee voted to forward the attached updated Westside Master Plan to the County Board for adoption; and WHEREAS, on February 8, 2023, the Human Resources, Finance and Property Committee voted to forward the attached updated Westside Master Plan to the County Board for adoption. NOW, THEREFORE, BE IT RESOLVED by the Marathon County Board of Supervisors that the attached updated Westside Master Plan document is adopted as the Master Plan for the designated project area. **Fiscal Note:** Adoption of this resolution has no direct fiscal impact. Any procurements or expenditures related to the development of the project site in accordance with the Plan would require separate approvals.

Dated this 21st day of February, 2023

HUMAN RESOURCES, FINANCE, AND PROPERTY COMMITTEE AND ENVIRONMENTAL RESOURCES COMMITTEE

#R-10-23 – Approving the Use of Environmental Impact Fund Fees for Repair & Replacement of the Big Eau Pleine Aerators

WHEREAS, Marathon County is authorized to use environmental impact fees for environmental programs, pursuant to §16.969(4), Wis. Stats.; and

WHEREAS, Marathon County is the recipient of environmental impact fees from the construction of the Arrowhead-Weston Transmission Line; and

WHEREAS, Marathon County has established through the Strategic Plan that Objective 5.2 to: *Promote sound land use decision that conserve and preserve natural resources in decisions with economic development and growth*, and Objective 6.3 to: *Protect and enhance the quantity and quality of potable groundwater and potable surface water supplies*; remain priority objectives of the County Board of Supervisors; and a key strategy in 6.3 is to: *Create new partnerships with agencies and organizations to further efforts to protect surface water and groundwater*; and

WHEREAS, the Marathon County has partnered with the Wisconsin Department of Natural Resources, the Wisconsin Valley Improvement Company, and the Big Eau Pleine Citizens Organization since the 1980s to repair and maintain the aerators, to improve oxygen levels for fish in the winter months, as part of a host of strategies to prevent fish kill events; and

WHEREAS, the aerators on the Big Eau Pleine reservoir have been a part of keeping the water and fish populations healthy for decades, and subsequently creating a natural resource that people want to visit and recreate at/on; and

WHEREAS, the Big Eau Pleine County Park is the most heavily used County Park due to access for fishing, boating, camping, and other outdoor sport opportunities, and is subsequently a primary economic generator for the region; and

WHEREAS, the aerators on the Big Eau Pleine are approaching the end of their useful life cycle; and

WHEREAS, on January 31, 2023, the Environmental Resources Committee reviewed and approved the use of environmental impact fees for repair and replacement of the Big Eau Pleine Aerators, finding this project to be consistent with the purpose and intent of the Environmental Impact Fund; and

WHEREAS, on February 8, 2023, the Human Resources, Finance and Property Committee reviewed and approved the use of environmental impact fees for repair and replacement of the Big Eau Pleine Aerators, finding this project to be consistent with the purpose and intent of the Environmental Impact Fund, contingent on a Memorandum of Understanding or other agreement being executed amongst all partnering entities to address ownership, long-term use, insurance, maintenance, and other items relevant to the procurement, transfer, and/or maintenance of these aerators.

NOW, THEREFORE, BE IT HEREBY RESOLVED AND ORDAINED that the

Board of Supervisors for the County of Marathon does hereby approve the use of Environmental Impact Funds for up to \$175,000 for use in repair and replacement of the Big Eau Pleine Aerators.

BE IT FURTHER RESOLVED that this expenditure is contingent on a Memorandum of Understanding or other agreement being executed amongst all partnering entities to address ownership, long-term use, insurance, maintenance, and other items relevant to the procurement, transfer, and/or maintenance of these aerators.

BE IT FURTHER RESOLVED that all appropriate officers and administration of Marathon County are hereby authorized and directed to implement the terms and conditions of this resolution.

Fiscal Note: Approval of this resolution would obligate up to \$175,000 of environmental repair fund dollars to be used to fund repair and replacement of the Big Eau Pleine Aerators.

Dated this 21st day of February, 2023

HUMAN RESOURCES, FINANCE, AND PROPERTY COMMITTEE

Minutes prepared by Kim Trueblood, County Clerk