



MARATHON COUNTY EXECUTIVE COMMITTEE

AMENDED AGENDA

Date & Time of Meeting: **Thursday, June 11, 2020, at 4:00 p.m.**

Meeting Location: ~~Employee Resources Conference Room,~~ **Courthouse Assembly Room B105**
500 Forest Street, Wausau WI

Committee Members: Kurt Gibbs Chair; Craig McEwen, Vice-Chair; Matt Bootz; Tim Buttke; Randy Fifrick; Sara Guild, Jacob Langenhahn, Alyson Leahy, John Robinson, E.J. Stark

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. (Last updated: 12-20-05)*

Executive Committee Mission Statement: *The Executive Committee of the Marathon County Board exists for the purpose of implementing the County's Strategic Plan by coordinating policy formation among the Committees, and providing leadership for all County Board policies through supervision of Administrative staff.*

The meeting site identified above will be open to the public. However, due to the COVID-19 pandemic and associated public health directives, Marathon County encourages Executive Committee members and the public to attend this meeting remotely. Instead of attendance in person, Committee members and the public may attend this meeting by telephone conference. If Committee members or members of the public cannot attend remotely, Marathon County requests that appropriate safety measures, including adequate social distancing, be utilized by all in-person attendees.

Persons wishing to attend the meeting by phone may call into the telephone conference beginning five (5) minutes prior to the start time indicated above using the following number: 1-408-418-9388. Access Code: 146 072 8972. If you are prompted to provide an "Attendee Identification Number or Passcode," enter 23456. When you enter the telephone conference, PLEASE PUT YOUR PHONE ON MUTE!

- 1. Call Meeting to Order**
- 2. The Public Comment Portion of the Agenda has Been Temporarily Suspended.**
- 3. Approval of the May 13, 2020, Executive Committee Meeting Minutes**
- 4. Policy Issues Discussion and Committee Determination – None**
- 5. Operational Functions Required by Statute, Ordinance, or Resolution**
 - A. Resolution to Create a Nonpartisan Procedure for the Preparation of State Legislative and Congressional Redistricting Plans
 - B. Continuing Suspension of the County Board Rules
 - C. Extension of the Resolution to Proclaim the Existence of a County Emergency Related to COVID-19
 - D. COVID-19 (Novel Corona Virus 2019) /Communicable Disease Ordinance Development
 - E. Consider Extending County Board Announcements to 60 Seconds
- 6. Educational Presentations/Outcome Monitoring Reports**
 - A. Review of Draft Annual Strategic Plan Update
 - B. Determine Executive Committee Dates and Times for August, September and November
- 7. Next Meeting Date & Time, Location, Future Agenda Items**
 - Committee members are asked to bring ideas for future discussion and educational presentations for the County Board.
 - Next Meeting: Thursday, July 9, 2020, at 4:00 p.m. in the Courthouse Assembly Room
- 8. Announcements**
- 9. Adjournment**

*Any person planning to attend this meeting who needs some type of special accommodation in order to participate should call the County Clerk's Office at 715-261-1500 or e-mail infomarathon@mail.co.marathon.wi.us one business day before the meeting.

SIGNED /s/ Kurt Gibbs
Presiding Officer or Designee

FAXED TO: Wausau Daily Herald, City Pages, and
FAXED TO: Other Media Groups
FAXED BY: M. Palmer
FAXED DATE: _____
FAXED TIME: _____

NOTICE POSTED AT COURTHOUSE

BY: M. Palmer
DATE: _____
TIME: _____



MARATHON COUNTY EXECUTIVE COMMITTEE MINUTES

Wednesday, May 13, 2020, 4:00 p.m.

Employee Resources Conference Room, Courthouse, 500 Forest St, Wausau WI 54403

Attendance:	Present	Absent	Vice-Chairs	
Kurt Gibbs, Chair	X			
Craig McEwen, Vice-Chair	X			
Matt Bootz	W		Brent Jacobson	EX
Tim Buttke	W		Michelle Van Krey	W
Randy Fifrick	W		Sandi Cihlar	W
Sara Guild	W		Ka Lo	W
Jacob Langenhahn	W		Sara Guild	W
Alyson Leahy	W			
John Robinson	W		Alyson Leahy	W
E J Stark	W			

Also Present: Lance Leonhard, Scott Corbett, Mary Palmer; Web –Jean Maszk, William Harris, Dave Mack, Becky Frisch, Kim Trueblood,

1. Call Meeting to Order

Meeting was called to order by Chair Kurt Gibbs at 4:00 p.m.

2. Public Comment: The Public Comment portion of the agenda has been temporarily suspended, pursuant to Marathon County Resolution # R-18-20, dated March 17, 2020

3. Approval of April 7, 2020, Executive Committee Meeting Minute

MOTION BY ROBINSON; SECOND BY MCEWEN, TO APPROVE THE APRIL 10, 2020, EXECUTIVE COMMITTEE MEETINGS MINUTES. MOTION CARRIED UNANIMOUSLY.

Chair Gibbs asked each committee member and vice-chairs of the committees in attendance to introduce themselves and give a brief history. Other attending County Board members were asked the same.

4. Policy Issues Discussion and Committee Determination

A. Discussion on Objective 3.8 from the Marathon County Strategic Plan from the Diversity Affairs Committee

Discussion:

Administrator Leonhard gave background on the Strategic Plan. Objective 3.8 is *to Ensure Marathon County is an open, inclusive and diverse place to live and work*. Diversity Affairs was tasked with developing the strategies and the objectives. They are working on recruiting strategies, implementing the recruiting plan by 12/31/21 and have the number of discrimination reports decreased in the Life Report.

Action:

No action taken.

Follow through:

Will be brought back in June.

B. Orientation of New Board Members and Committee Chairs

1. Thorough Review of Rules
2. Education on Current Issues

Discussion:

B-1 Thorough Review of Rules

Chair Gibbs went through the rules as related to the Committee Chairs. He encourages committee chairs to have an introduction of members at their first meetings.

Some of the Rules explained:

- How items get on the agenda and if questions arise, contact the Board Chair;
- How a committee is run, the importance of a quorum, posting the agenda minimum 24 hours prior to the meeting;
- Develop goals, chairs and vice-chairs discuss the Strategic Plan and vice-chairs will lead one strategy that the committee is assigned, and include all committee members opinions;
- Take recommendations from standing committee to board floor;
- Task Forces occasionally come up;
- All this information is on the website.
- If Board members have questions or issues, do not take it to the Administrator. Take any issues to a Committee Chair, Board Chair, or Board Vice-Chair.

Vice-chair McEwen, the change of standing committee days was a big rule change. The goals each standing committee should consider – Comprehensive Plan, Strategic Plan and the Administrator’s Work Plan. It may be beneficial to review the 2019 Administrator’s Work Plan. Remember we are a policy Board (and committees) not operations. The Administrator’s 2020 Work Plan is overloaded and will have to be re-prioritized.

Leonhard relayed that the draft minutes from standing committees will be in the Board packet.

B.2 – Education on current issues:

- Budget – we are staring at a shortfall of about \$5 million for 2020. We do have reserves which we have rarely used. Last year we used reserves funding for shoring up the jail. We currently have a \$1.6 million deficit according to the amount we should retain in our reserve fund according to our rules. The Administrator has to come back to the HR/Finance/Property committee with recommendations on how to cut \$2.5 of the \$5 million for the rest of 2020. The other \$2.5 million will come from reserves. What can departments do?
- Covid-19 is another item that was not anticipated. Leonhard acknowledged the strong team that is in place to address these issues. Employee policies, IT perspective, evaluating state policies, etc. are being review and revised as needed.
- Members need to get acclimated to the current Rules. Meet with the vice-chairs to mentor them. Vice Chairs will run the meetings if the Chair is not available and they should know Robert’s Rules of Order.

Action:

No action taken.

Follow through:

None needed.

C. Committee Chair Responsibilities to New Board Members

Discussion:

See 4.B.1 above.

Action:

No action taken.

Follow through:

None needed.

5. Operational Functions Required by Statute, Ordinance, or Resolution

A. Appointments to National Association of Counties (NACo)

Discussion:

Two supervisors have contacted the Board Chair with interest. The application goes to the Board Chair for approval and then to WCA for final approval before submission to NACo. The County Board Vice-Chair (Craig McEwen) and the Public Safety Chair (Matt Bootz) have expressed interest. We have one more vacancy. If Gibbs is not elected to the NACo Board, he would like to fill the third vacancy. If he is selected, the third vacancy would be available if anyone has interest.

Action:

No action taken.

Follow through:

None needed at this time.

B. Appointments to Wisconsin Counties Association (WCA) Steering Committees

Discussion:

Chair Gibbs listed the WCA Steering committees: Agriculture, Environment and Land Use; Health and Human Services; Judicial and Public Safety; Personnel, Finance, and County Organization; and Transportation and Public Works.

Chair Gibbs serves on Personnel, Finance and County Organization committee and there are two other vacancies available for our county. You can go to the WCA website for more information on the committees. Let him know if you are interested.

Action:

No action taken.

Follow through:

Let Chair Gibbs know if you are interested.

C. Appointment to WCA County Ambassador Program (CAP)

Discussion:

CAP program was explained. More information is available through the WCA website. Discussions with area Legislators are on those issues that affect the state, not just a single county. Let Chair Gibbs know if you are interested.

Action:

No action taken.

Follow through:

Let Chair Gibbs know if you are interested.

D. Appointments to Task Force on County Board Size

Discussion:

Each standing committee was asked to bring a recommendation from their committee who is interested in serving on the County Board Size Task Force. Conservation, Planning & Zoning will staff this Task Force. Those interested from the Standing Committees are: HR/Finance, **Craig McEwen and John Robinson**; Public Safety, **Arnie Schlei**; Health & Human Services, **Tim Buttke**; Infrastructure **TBD**; Extension, Education, and Economic Development, Environmental Resources, **Rick Seefeldt and Gary Beaström**; Environmental Resources, **Allen Drabec and Jacob Langenhahn**;

The chair and vice-chair will meet to choose a diverse group with wide representation.

Action:

No action taken.

Follow through:

None needed.

E. Discussion on Parking in Lot E by Supervisors when at the Courthouse

Discussion:

Chair Gibbs' recollection was that when security went into effect, the Board decided that the parking in Lot E would be reserved for the public prior to 4:30 p.m. During courthouse hours board members are asked to park in the Mall parking ramp lot for meetings, unless you have handicap parking.

Stark said in the 2016 and 2018 sessions something changed and Board Supervisors were issued passes. He doesn't think it's an issue that they get a pass.

Encourage supervisors to park in the mall when we are fully operational. The clerk was told by the Sheriff's Department that she may not issue passes. They will not be recognized by the Sheriff's Department.

Everyone has a right to park in Lot E up to two hours, passes are not valid and all supervisors are encouraged to park in the mall during normal business hours at the courthouse. After hours anyone can park there.

Action:

MOTION BY ROBINSON; SECOND BY BUTTKE TO ENCOURAGE SUPERVISORS TO USE THE MALL PARKING STRUCTURE WHEN THE COURTHOUSE IS BACK TO NORMAL OPERATIONS, UNLESS THERE ARE EXTENUATING CIRCUMSTANCES.

MOTION WITHDRAWN BY ROBINSON; SECOND BY BUTTKE DEFERRING TO THE SHERIFF'S DEPARTMENT POLICY.

Follow through:

None needed.

6. Educational Presentations/Outcome Monitoring Reports

A. Update on Marathon County Government Operational Changes as a Result of COVID-19 and State/Federal Guidance

Discussion:

The Supreme Court decision just came through that there is no stay. The majority opinion says it's effective immediately. There could be an emergency rule coming out by the Governor to go to the Legislature. The local Health Officer may have authority to set orders. Discussions will have to take place with contiguous counties so we can enforce any upcoming orders. Hopefully the orders will be regional or state-wide and enforceable.

Follow through:

Put educational update where we are at on the educational meeting agenda.

7. Next Meeting Time, Location, Agenda Items and Reports to the County Board

- Committee members are asked to bring ideas for future discussion and educational presentations for the County Board
- Next regular meeting: Thursday, June 11, 2020 at 4:00 p.m. in the Employee Resources Conference Room and Webex

8. Announcements:

9. Adjournment

There being no further business to discuss, **CHAIR GIBBS ADJOURNED THE MEETING** at 6:07pm

Respectfully submitted by,
Mary Palmer

RESOLUTION #R-_____-20
CREATING A NONPARTISAN PROCEDURE FOR THE PREPARATION OF STATE LEGISLATIVE AND CONGRESSIONAL REDISTRICTING PLANS

WHEREAS, currently pursuant to Article IV, Section 3, of the Wisconsin State Constitution, the Wisconsin State Legislature is directed to reapportion State legislative districts according to the number of inhabitants at the session following the decennial federal census; and

WHEREAS, at the same intervals, the Wisconsin State Legislature also reapportions congressional districts pursuant to federal law, and

WHEREAS, legislative and congressional redistricting plans enacted pursuant to this procedure are used to elect members of the Legislature and members of Congress in the fall of the second year following the year of the census.

NOW, THEREFORE, BE IT RESOLVED that the Marathon County Board of Supervisors supports the creation of a nonpartisan procedure for the preparation of all levels of municipal, county, and state legislative and congressional redistricting plans without consideration of voting patterns, party information, incumbent residence information, and/or demographic information that in any way significantly distorts the right of fair and equal representation afforded to all Wisconsin citizens under the state and federal constitutions.

BE IT FURTHER RESOLVED that the Marathon County Board of Supervisors strongly urges the Wisconsin legislative and executive branches to work together to enact bipartisan legislation that would create a fair and nonpartisan process for drawing legislative and congressional redistricting plans, as well as promote more accountability and transparency in the redistricting process.

BE IT FURTHER RESOLVED by the Marathon County Board of Supervisors that it directs the Marathon County Clerk to forward a copy of this Resolution to Governor Tony Evers, all members of the state legislature that represent residents of Marathon County, and the Wisconsin Counties Association.

Dated this ____ day of _____, 2020

COUNTY BOARD OF SUPERVISORS

Fiscal Impact:

COVID-19 (Novel Corona Virus 2019): Powers of Local Health Officer; Enforcement; Penalty

(1) Introduction:

- (a) Declaration of policy. This ordinance has been adopted in direct response to the COVID-19 pandemic. It has been created because institutions of Wisconsin State Government have determined that individual municipalities must take charge of managing enforcement of public health orders on a local level. The Marathon County Board of Supervisors recognizes and trusts that the clear majority of persons and businesses located within Marathon County will voluntarily follow recommendations and guidance from Public Health authorities to protect themselves, their employees, their families and each other.
- (b) Purpose and Intent. It is the purpose and intent of the Marathon County Board to ensure that any local public health orders are narrowly tailored to address specific individuals, businesses, and localities where a cluster or outbreak of cases is identified. Any public health orders issued in Marathon County must be based on confirmed cases of persons actually infected or suspected of being infected with COVID-19. This ordinance is intended to limit overly broad, universally applicable restrictions provided for within the State's "Safer at Home" order. It is also intended to protect the health and safety of the majority persons and businesses from the actions of a few, whose behavior endangers the public, by providing for clear enforcement and penalties for persons or organizations that violate lawful public health orders.
- (c) Authority. This ordinance is adopted pursuant to the authority granted in Wisconsin Statutes, Chapter 252, to prevent and suppress communicable diseases on a local level, and Wis. Stats, §59.54(6), to preserve the public peace, safety and good order within the county.
- (d) Findings. The County Board finds that:
 1. COVID-19 and the spread of that virus poses a unique and direct threat to the health and safety of persons living, working or visiting in Marathon County because the virus has no known treatment or vaccine, is extremely contagious, and causes death in a large percentage of persons over the age of sixty (60), or those with underlying health conditions, who contract it. Some models suggest that up to 50-70% of the population of the United States could contract COVID-19. The threat requires vigilance by the Local Health Officer and may require swift and decisive action to protect the community.
 2. The Wisconsin Supreme Court has declared that the Wisconsin Department of Health Services (DHS) exceeded its authority when it issued Order #28, Safer at Home. The Court took issue with DHS's order because DHS had not complied with necessary rulemaking procedures and because the Order quarantined all people within the state without regard to whether they were infected or suspected of being infected.

3. Economic, social and personal activity is essential to the well-being of our community. Any public health orders issued in Marathon County must strive to avoid inequity amongst the individuals, businesses, and communities impacted.
 4. In Marathon County, the Local Health Officer is the Director of the Marathon County Health Department. The Local Health Officer is authorized to take reasonable and necessary actions to prevent and suppress communicable diseases, pursuant to the authority granted under Wis. Stats. §252.03(1) and (2) and §252.06.
 5. The power of the Local Health Officer extends to the regulation of:
 - a. Individuals, when they have tested positive for COVID-19, they are a probable case, or are suspected of being infected,
 - b. Specific businesses and other organizations, when multiple or a cluster of cases has been identified,
 - c. Localities within Marathon County, when a localized outbreak has occurred, and
 - d. County-wide, under the limited circumstances described below.
 6. The need to issue such orders is limited in Marathon County because individuals, businesses, and other organizations should not be subjected to mandatory requirements when they are voluntarily following reasonable and necessary measures recommended by the Local Health Officer.
- (e) Applicability. This ordinance automatically sunsets effective December 31, 2021, except with respect to the continued enforcement of actions commenced prior to that date.
- (2) Definitions. In this ordinance terms have the following meanings:
- (a) "Cluster" means an aggregation of cases in a given area over a particular period.
 1. In a business or other entity, a cluster would be deemed to have occurred if cases were epidemiologically linked to the business or other entity.
 - (b) "Epidemiologically linked" means that the Local Health Officer has made a determination that the cases have a common cause or are related to one another in some way by time, place, and person. "Interfere with investigation" means knowingly giving false information to the Marathon County Health Department or knowingly preventing an investigation from being carried out properly.
 - (c) "Locality" means a geographically defined area within Marathon County.
 - (d) "Measures" means actions taken to prevent, suppress, and/or control the spread of COVID-19. Measures can include but are not limited to changes in behaviors and practices; carrying out environmental controls; screening and/or testing; restricting people's movement; and instituting workplace policies.

- (e) "Non-compliance" means failure or refusal to implement all measures recommended by the Local Health Officer or specified in a written order within a reasonable period of time.
- (f) "Outbreak" means the occurrence of more cases than expected in a localized area or community.
- (g) "Reasonable period of time" means reasonable period of time under the circumstances. Some measures may need to be implemented by recipients of written orders immediately and without delay. Most written orders will set forth a time period for recipients to implement measures.

(3) Local Health Officer's Duties and Authority [Sec. 252.03, Wis. Stats.]

- (a) Sec. 252.03, Wis. Stats. (as it currently exists or is hereafter revised) is incorporated herein by reference as if fully set forth.
- (b) The Health Officer, upon the appearance of any communicable disease in Marathon County, shall immediately investigate all the circumstances and make a full report to the County Board and Wisconsin Department of Health Services.
- (c) The Health Officer shall promptly take all measures necessary to prevent, suppress and control communicable diseases, and shall report to the County Board the progress of the communicable diseases and the measures used against them, as needed to keep the County Board fully informed, or at such intervals as the Wisconsin Secretary of Health may direct.
- (d) The Health Officer may do what is reasonable and necessary for the prevention and suppression of disease; may forbid public gatherings when deemed necessary to control outbreaks or epidemics and shall advise the Wisconsin Department of Health Services of measures taken.
- (e) No person may interfere with the investigation under this ordinance of any place or its occupants by the Health Officer or their assistants.

(4) Local Health Officer Isolation and/or Quarantine Order [Sec. 252.06, Wis. Stats.]

- (a) Sec. 252.06, Wis. Stats. (as it currently exists or is hereafter revised) is incorporated herein by reference as if fully set forth.
- (b) The diagnostic report of a physician, the notification or confirmatory report of a parent or caretaker of the patient, or a reasonable belief in the existence of a communicable disease shall require the local health officer immediately to quarantine, isolate, require restrictions or take other communicable disease control measures in the manner, upon the persons and for the time specified in rules promulgated by the department.

- (c) If deemed necessary by the local health officer for a particular communicable disease, all persons except the local health officer, his or her representative, attending physicians and nurses, members of the clergy, the members of the immediate family and any other person having a special written permit from the local health officer are forbidden to be in direct contact with the patient.
- (d) The local health officer shall employ as many persons as are necessary to execute his or her orders and properly guard any place if quarantine or other restrictions on communicable disease are violated or intent to violate is manifested. These persons shall be sworn in as quarantine guards, shall have police powers, and may use all necessary means to enforce the state laws for the prevention and control of communicable diseases, or the orders and rules of the department or any local health officer.
- (e) Any person found in violation of an order issued pursuant to § 252.06, Wis. Stats., or its successor statute, shall be subject to enforcement as set forth below.

(5) Administration.

- (a) Voluntary compliance through education, recommendation and referral – The primary means of prevention, suppression and control of COVID-19 is through communication with the persons, organizations and municipalities impacted by positive tests for the virus. As of the time of passage of this ordinance, there have still been fewer than 100 positive tests for COVID-19 in Marathon County. However, the mere fact that Marathon County has fewer cases than certain other counties does not eliminate the risk of local transmission. Similarly, as there no barriers preventing people travelling to and from Marathon County, continued prevention, suppression and control efforts are necessary. While it is unlikely that testing will be able to discern whether one person actually caught the COVID-19 virus from another specific person, cases can be sufficiently “epidemiologically linked” when a group of people who have tested positive share common contacts. The mission of the Marathon County Health Department is to follow up on positive tests and to recommend appropriate measures be taken voluntarily to control the transmission of the virus. There may be resources available to provide technical advice to businesses and organizations to assist with specific modifications of physical plant, policy or practice to control transmission. There is no reason to issue a mandatory order when people, businesses, organizations and localities are implementing recommendations voluntarily.
- (b) Written Order – When a person, business, organization or locality fails or refuses to implement recommendations voluntarily, the Health Officer or designee may issue a written order. With respect to persons, businesses, or organizations, said order shall be delivered personally, by First Class Mail, or sent by Certified Mail to the person, owner, operator, or occupant as the case may require. With respect to locality-specific or countywide orders, notice of said order shall be provided by publication of a Class I notice. Any order shall specify the following:

1. The findings of the Health department.
2. The measures needed to prevent, suppress or control further transmission of COVID-19.
3. The time period in which the individual, business or organization, or locality must implement or comply with various measures. Time extensions may be granted by the Health Officer.
4. The penalty or penalties the order recipient would be subject to in the event of non-compliance within the given time period, see subsection (7) below.

(6) Measures to prevent, suppress, and control COVID-19. The Health Officer is authorized to issue orders directing the implementation of the following measures to prevent, suppress, and control COVID-19 in the event voluntary compliance with recommendations is not achieved:

(a) Individuals.

1. Finding: An Individual that is diagnosed as a case of COVID-19, a probable case, or a suspected case or the individual is identified as a close contact to an individual diagnosed as probable or case of a communicable disease who is capable of developing and spreading the disease.
2. Measures may include but are not limited to:
 - a. Isolate and/or quarantine to their home or another safe place, including no contact with people outside the place the individual is ordered
 - b. Provide information regarding the people and places with which the individual had contact during the infectious period of the disease
 - c. Permit staff from the health department to contact the individual to evaluate health status, basic needs and compliance.

(b) Business, Non-Profit, Other Organizations and Entities.

1. Finding: Multiple cases, or a cluster of cases, are epidemiologically linked to the business or organization over a period of time.
2. Measures may include but are not limited to:
 - a. Direct that the entity to create an Incident Response Team
 - b. Daily health monitoring of employees and non-employees entering the premises for symptoms
 - c. Testing of employees
 - d. Environmental modifications to reduce the spread (cleaning, physical barriers)
 - e. Mandate the use of appropriate personal protective equipment and personal hygiene
 - f. Not allow employees under isolation or quarantine to come to work
 - g. Reduce the number of employees and/or stagger shifts

- h. Limit face-to-face interactions with customers
- i. Reduce hours or days of operations
- j. Temporary close operations

(c) Locality.

1. Finding: COVID-19 outbreak occurring in a defined area of the county as evidenced by a substantial increase in the number of cases over a short period of time.
2. Trigger measures are highly dependent upon the size and density of the population within the geographical area affected (*e.g.*, a 10% increase in cases on 3 consecutive days, doubling time of less than 5 days).
3. Measures may include but are not limited to:
 - a. Limitation on gatherings of non-household members.
 - b. Mandate the use of face coverings while in public areas.

(d) County Wide.

1. Finding: Widespread COVID-19 outbreak occurring whereby the health care and/or public health system is at risk of operating under crisis standards in light of the number of cases.
2. Trigger measures may include:
 - a. Insufficient Testing. Testing is unavailable or interrupted, such that local health care systems are unable to meet the Centers for Disease Control or Wisconsin Department of Health Services priority levels.
 - b. Insufficient Hospital Care Capacity. Hospitals are approaching crisis standards of care in treating all patients, as defined by the Institute of Medicine, regarding (1) availability of ICU beds, (2) availability of ventilators, or (3) availability of PPE.
 - c. Insufficient Public Health System Capacity. The Marathon County Health Department is unable to complete necessary contact tracing within 48 hours of report.
3. Measures that may be ordered include but are not limited to:
 - a. Limitations on gatherings of non-household members.
 - b. Mandate the use of face coverings while in public areas.

(7) Enforcement.

- (a) Interference with investigation – If a person, business, organization or other entity interferes with a COVID-19 investigation, they are subject to the enforcement actions and penalties set forth below.
- (b) Noncompliance with Order – If a person, business, organization or other entity is non-compliant with a written order from the Health Officer, they are subject to the enforcement actions and penalties set forth below.
- (c) Enforcement actions:

1. The issuance of a citation by a law enforcement officer.
2. Commencement of legal action seeking a court-imposed forfeiture for violation of this ordinance [see penalty below].
3. Commencement of legal action seeking an injunction and/or restraining orders to abate the interference with the investigation or non-compliance with a written order.
4. The suspension of any license or permit issued by the Health Department.
5. Any other action authorized by this ordinance or by other applicable laws as deemed necessary by the Health Officer.

6. The initiation of one action or penalty under this section does not exempt the alleged violator from any additional actions and/or penalties listed in this section.

(d) Penalties

1. Anyone violating a provision of this ordinance shall be subject to forfeiture of not less than \$100 nor more than \$25,000 per violation.
2. Continued violations. Each violation, and each day a violation continues or occurs, shall constitute a separate offense.

(e) Initiation of Legal Action – Prosecution of violations of this ordinance shall be conducted by the Office of Corporation Counsel for Marathon County. Legal action shall be initiated against a violator as requested by the Health Officer.