

MARATHON COUNTY BOARD OF SUPERVISORS
ADJOURNED ORGANIZATIONAL MEETING
Tuesday, May 25, 2021, 7:00 p.m.
Marathon County Courthouse and Via WebEx

1. Call to Order

The meeting was called to order by Chair Gibbs at 7:00 p.m., the agenda being duly signed and posted.

2. Pledge of Allegiance

The Pledge of Allegiance to the Flag was recited and the Board stood for a moment of silence/reflection.

3. Reading of Notice

The Clerk read the meeting notice, as follows:

A. OPENING OF SESSION:

1. Meeting called to order by Chair 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.
6. Acknowledgment of visitors.

B. EDUCATION PRESENTATIONS/REPORTS

7. None.

C. CONSENT AGENDA:

8. Approval of minutes from the April 20 & 22, 2021 meetings.
9. Referral of bills and communications to respective committees.
10. Authorizing the Clerk to issue orders, bills and claims from the last session through this session.
11. Confirmation of Appointments:
 - a) Land Information Council – Ryan Weber
 - b) ADRC-CW – Dr. Kathy Meyer and Tony Omernik
12. Enactment of Ordinances:
 - a) Environmental Resources Committee:
 1. Town of McMillan Rezone – Tim Vreeland on behalf of Rita Blenker #O-16-21
 2. Town of Green Valley – Jesse Richardson on behalf of Richard Miller #O-17-21
 3. Marathon County Health Department Licensing Program Ordinance #O-18-21
13. Adoption of Resolutions:
 - a) Health & Human services Committee:
 1. ~~Resolution to Endorse 2021 Wisconsin Senate Bill 239~~ #R-29-21
 - b) Executive Committee and Diversity Affairs Commission:
 1. Designating May 5, 2021 as a “Day of Awareness for Missing and Murdered Indigenous Women and Girls” in Marathon County. #R-35-21
 2. Resolution Recognizing the Historical Significance of the Mexican Holiday of Cinco de Mayo – May 5. #R-36-21

RESOLUTIONS

D. Human Resource, Finance, and Property Committee:

14. Approve 2021 Budget Transfers for Marathon County Department of Appropriations #R-30-21
15. A Resolution Amending the 2021 Capital Improvement Budget Funding for Highway Projects in the Amount of \$539,925 Transfer from 2021 Highway Fund Balance #R-31-21
16. Accept Donation of Property at 1312 N. 16th Ave Wausau from Habitat for Humanity and Amending 2021 Budget to Account for such Donation #R-32-21

E. Human Resources, Finance and Property Committee, Environmental Resources Committee, and Forestry/Recreation Committee:

17. County Land Exchange in the Towns of Easton and Harrison #R-33-21

F. Board of Commissioners, City-County Information Technology Commission:

18. Approving City County Information Technology Commission Intergovernmental Agreement and Operating Agreement #R-34-21

G. Appointment:

19. CCITC Citizen Member – Chet Strebe

H. MISCELLANEOUS BUSINESS:

20. Announcements and Requests.

21. Motion to Adjourn.

4. Request for Silencing of Cellphones and Other Electronic Devices

Chairperson Gibbs stated the request.

5. Roll Call

The Clerk initiated the roll. 31 Supervisors were present as shown:

| <u>Supervisor</u> | <u>District</u> | <u>Supervisor</u> | <u>District</u> |
|-------------------------------------|-----------------|--|-------------------|
| Michelle Van Krey..... | 1 | Sara Guild..... | 20 |
| Jenifer Bizzotto..... | 2 | Thomas Rosenberg..... | 21 |
| William Harris..... | 3 | Alan Christensen.....(left at 7:15pm)... | 22 |
| John Robinson | 4 | Chris Voll | (excused)..... 23 |
| Ka Lo..... | 5 | Jean Maszk | (excused)..... 24 |
| Jeff Johnson..... | 6 | Sandi Cihlar | 25 |
| Rebecca Buch.....(excused)..... | 7 | Brent Jacobson | 26 |
| Kelley Gabor..... | 8 | Thomas Seubert.....(excused)..... | 27 |
| David Oberbeck..... | 9 | Dennis Gonnering..... | 28 |
| Donna Krause..... | 10 | Chris Dickinson | 29 |
| Alyson Leahy..... | 11 | Richard Gumz..... | 30 |
| Arnold Schlei.....(excused)..... | 12 | Allen Drabek..... | 31 |
| Matthew Bootz | 13 | Kurt Gibbs..... | 32 |
| Rick Seefeldt | 14 | Tim Buttke..... | 33 |
| Randy Fifrick ..(tardy 7:25pm)..... | 15 | Gary Beastro.....(excused)..... | 34 |
| William Conway..... | 16 | Jacob Langenhahn..... | 35 |
| E.J. Stark..... | 17 | Bruce Lamont..... | 36 |
| Craig McEwen..... | 18 | Allen Opall..... | 37 |
| Yee Leng Xiong..... | 19 | Jonathan Fisher..... | 38 |

6. Acknowledgement of Visitors

Chairperson Gibbs acknowledged and welcomed visitors to the meeting.

7. EDUCATION PRESENTATIONS/REPORTS

Supervisor Robinson gave an update on the Human Resources, Finance, & Property Committee meeting and how to engage the public in regards to developing a plan for the spending of the American Rescue money the county received.

C. CONSENT AGENDA

Discussion: Supervisor Lamont asked that #R-29-21 be withdrawn from consent agenda.

Action: MOTION BY BOOTZ AND SECOND BY JOHNSON TO APPROVE AGENDA ITEMS C8-C13b2 AS LISTED ON THE CONSENT AGENDA, WITH 13a1 REMOVED AND VOTED ON SEPERATELY. MOTION CARRIED ON A VOICE VOTE, UNANIMOUS. As part of the consent agenda, minutes of the April 20 & 22, 2021 meetings were approved. The bills and communications were

referred to respective committees. The Clerk was authorized to issue orders, bills and claims from the last session through this session. The following appointments were confirmed, ordinances enacted and resolutions adopted.

Follow Through: None.

APPOINTMENT
Land Information Council

I, Kurt Gibbs, Chairperson of the Marathon County Board of Supervisors, do hereby, upon approval of the Board, appoint Ryan Weber, to serve on the Land Information Council as the Public Safety Communications member, to complete a two year term to expire at the Organizational County Board meeting in April, 2022.

Dated this 25th day of May, 2021.

APPOINTMENT
Aging and Disability Resource Center Board of Central Wisconsin

I, Kurt Gibbs, Chairperson of the Marathon County Board of Supervisors, do hereby upon approval of the Board, appoint the following to the Aging and Disability Resource Center Board of Central Wisconsin (ADRC-CW), for indefinite terms:

Dr. Kathy Meyer (Wood County), 111216 Marsh Road, Marshfield (replacing Larry Lebal)

Tony Omernik (Marathon County), 155560 Restlawn Road, Wausau (replacing Sharon Rybacki)

Dated this 25th day of May, 2021.

ORDINANCE # O -16-21
Town of McMillan 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 Tim Vreeland on behalf of Rita Blenker to amend the Marathon County Zoning Ordinance to rezone lands from F-P Farmland Preservation to R-R Rural Residential described as part of the W ½ of the SE¼ and SE1/4 of the NE ¼ of Section 29, Township 26 North, Range 03 East, Town of McMillan. The parcel proposed to be rezoned is 55.413 acres in size with a Parcel PIN# 056.2603.294.0958

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 May 4, 2021 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 McMillan hereby recommends the petition be GRANTED AS APPLIED FOR

NOW, THEREFORE, 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 4th day of May, 2021

ENVIRONMENTAL RESOURCES COMMITTEE

ORDINANCE # O -17-21
Town of Green Valley 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 Jesse Richardson on behalf of Richard Miller to amend the Marathon County Zoning Ordinance to rezone lands from G-A General Agriculture to R-E Rural Estate

described as part of the E ½ of the SE¼ of Section 10, Township 26 North, Range 05 East, Town of Green Valley. The area proposed to be rezoned is 5.153 acres in size with the parent parcel Address: 133808 County Road C, Mosinee WI 54455; PIN# 030-2605-104-0966

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 May 4, 2021 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 Green Valley hereby recommends the petition be GRANTED AS APPLIED FOR

NOW, THEREFORE, 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 4th day of May, 2021

ENVIRONMENTAL RESOURCES COMMITTEE

ORDINANCE #O-18-21

CREATING Sec. 11.03 OF THE GENERAL CODE AUTHORIZING THE MARATHON COUNTY HEALTH DEPARTMENT TO SERVE AS AN AGENT FOR THE WISCONSIN DEPARTMENT OF AGRICULTURE, TRADE AND CONSUMER PROTECTION FOR THE PURPOSE OF ENFORCING PUBLIC HEALTH REGULATIONS RELATED TO RETAIL FOOD, VENDING, LODGING, AND RECREATIONAL ESTABLISHMENTS, AND PERMITTING THE MARATHON COUNTY BOARD HEALTH TO ADOPT REGULATIONS FOR THE GOVERNANCE OF THE MARATHON COUNTY HEALTH DEPARTMENT IN THE ROLE OF AGENT FOR THE STATE OF WISCONSIN

WHEREAS, Wis. Stats., §251.02, requires Marathon County to have a local health department; and

WHEREAS, Wis. Stats., §251.04, requires Marathon County to establish a Marathon County Board of Health (MCBOH) for the purpose of governing the Marathon County Health Department (MCHD), which is currently classified as a Level III local health department, pursuant to Wis. Stats., §251.05; and

WHEREAS, on July 1, 1977, MCHD was appointed as agent of the State of Wisconsin Department of Health and Social Services program to license and inspect “restaurants and hotels;” and

WHEREAS, pursuant to that appointment and by virtue of authority granted by Wis. Stats., §§251.02(2)(b),(3m), (3r), or (3t), the MCBOH has established regulations for the purpose of assuring the enforcement of applicable state public health statutes and public health rules; and

WHEREAS, the Wisconsin Department of Health Services recognized the MCBOH regulation, which is entitled the “Marathon County Agent Programs Regulation” (see copy of current regulation attached); and

WHEREAS, on July 1, 2016, Wisconsin Administrative Code Chs. DHS 192 and ATCP 75, related to agent licensing programs, were combined to create a new Wis. Admin. Code Ch. ATCP 74, unifying local health department agent programs under the Wisconsin Department of Agriculture Trade and Consumer Protection (DATCP) Division of Food and Recreational Safety for the purpose the licensing, investigation and inspections related to “retail food, vending, lodging, and recreational establishments;” and

WHEREAS, the MCBOH has authorized the MCHD to continue to serve as an agent of the State of Wisconsin; and

WHEREAS, on July 20, 2017, DATCP approved a final rule clarifying the contractual relationship between DATCP and agent health programs; and

WHEREAS, on February 3, 2021, DATCP informed MCHD that Marathon County Agent Programs Regulation needed to be enacted by county ordinance in order to comply with Wis. Admin. Code § ATCP 74.06; and

WHEREAS, the Marathon County Health and Human Services Committee has met to discuss this matter and has determined that the Marathon County Health Department, under the governance of the Marathon County Board of Health, has served as an agent of the State of Wisconsin for licensed programs for forty-four years, protecting the health and safety of residents and those who come to work and visit in Marathon County, and recommends approval of the attached ordinance to the County Board.

NOW, THEREFORE, BE IT ORDAINED AND RESOLVED that the Board of Supervisors for the County of Marathon hereby create Section 11.03 of the Code of General Ordinances (See attached) which:

1. Authorizes the Marathon County Health Department to serve as an agent for the Wisconsin Department

of Agriculture, Trade and Consumer Protection for the purpose of enforcing public health regulations related to retail food, vending, lodging, and recreational establishments.

2. Permits the Marathon County Board Health to adopt those regulations, for its own guidance and for the governance of the Marathon County Health Department, that it considers necessary to protect and improve public health, and shall assure the enforcement of state public health statutes and public health rules with respect to said licensing program, pursuant to Wis. Stats., §§251.02(2)(b),(3m), (3r), or (3t). The regulations may be no less stringent than, and may not conflict with, state statutes and state administrative rules and regulations.

BE IT FURTHER RESOLVED that a copy of the (insert name of ordinance) be submitted to the Wisconsin Department of Agriculture, Trade and Consumer Protection to be in compliance with the Wis. Admin. Code Ch. ATCP 74.06.

Submitted this 25th day of May, 2021.

HEALTH AND HUMAN SERVICES COMMITTEE

RESOLUTION #R-35-21

Designating May 5, 2021 as a “Day of Awareness for Missing and Murdered Indigenous Women and Girls” in Marathon County.

WHEREAS, according to a 2016 report from the National Institute of Justice 84% of American Indian and Alaska Native women have experienced violence in their lifetime, more than half of whom experienced sexual violence; and WHEREAS, according to the Centers for Disease Control and Prevention, homicide is the third leading cause of death among American Indian and Alaska Native women between 10 and 24 years of age and the fifth leading cause of death for American Indian and Alaska Native women between 25 and 34 years of age; and

WHEREAS, in 2016, the National Crime Information Center reported nearly 6,000 cases of missing American Indian and Alaska Native women and girls, but the U.S. Department of Justice was tracking only about 100 cases; and

WHEREAS, still little data exist on the number of missing American Native and Alaska Native women and girls in the United States, but there have been instances of violence towards Indigenous women and girls from the eleven Wisconsin Native American Tribes; and

WHEREAS, some of the Wisconsin Indigenous women we know about include: Bad River Ojibwe members Angeline Whitebird-Sweet, murdered 1989, Charlene Couture, missing since 2009, Sheila St. Clair, missing since 2015; Lac du Flambeau Ojibwe members Susan Poupart, murdered 1990, LaVonne Frank, murdered 1997, Donna (LaBarge) Peterson, murdered July 2004, and Emily Anne Marie Wayman, murdered 2010; Ho-Chunk member Kozee Decorah, murdered May 2020; and Menominee member Katelynn Kelley, murdered July 2020; and

WHEREAS, we commemorate the lives of missing and murdered American Native and Alaska Native women and girls whose cases are documented and undocumented in public records and the media; and demonstrate solidarity with the families of the victims in light of those tragedies: and

THEREFORE LET IT BE RESOLVED, that the Marathon County Diversity Affairs Commission/Board of Supervisors hereby commemorate the lives of missing and murdered Indigenous women and girls and proclaim May 5th as a “Day of Awareness for Missing and Murdered Indigenous Women and Girls” on which we recognize and call attention to the many missing and murdered Native women and girls, as well as those who have experienced violence and assault and consider how the commission can work towards addressing this issue and develop recommendations to help prevent further victimization.

Dated this 25th day of May, 2021

EXECUTIVE COMMITTEE

DIVERSITY AFFAIRS COMMISSION

RESOLUTION #R-36-21

Resolution Recognizing the Historical Significance of the Mexican Holiday of Cinco de Mayo

WHEREAS, May 5, or Cinco de Mayo in Spanish, is celebrated as a date of great importance by the Mexican and Mexican-American communities;

WHEREAS, since May 5, 1862, this date has become one of Mexico’s most celebrated national holidays and is celebrated annually by almost all Mexicans and Mexican-Americans, north and south of the United States-Mexican

border;

WHEREAS, the Battle of Puebla was but one of the many battles that these courageous people had to win in their long and brave struggle for independence and freedom;

WHEREAS, the French general, confident that his battle-seasoned troops were far superior to the almost amateuristic Mexican forces, probably expected little or no opposition from the Mexican army;

WHEREAS, however on that historic day the French army, which had not tasted defeat in half a century against Europe's finest troops, suffered a disastrous loss at the hands of an outnumbered, ill-equipped, and ragged, but highly spirited and courageous Mexican force;

WHEREAS, Napoleon III of France was not only planning to build an empire for himself in Mexico, but was actually looking ahead to then subsequently aiding the Southern States in their fight against the North in the American Civil War in order to procure the South's cotton, which was much needed by France;

WHEREAS, after three bloody assaults upon Puebla, in which over a thousand gallant Frenchmen lost their lives, the once handsomely uniformed French troops were finally defeated and driven back by the outnumbered Mexican troops;

WHEREAS, the courageous and heroic spirit that Mexican General Zaragoza and his men displayed during this historic battle can never be forgotten;

WHEREAS, the Battle of Cinco de Mayo, in which many brave Mexicans willingly gave their lives for the cause of justice and freedom, was instrumental in keeping Mexico from falling under European domination at that time;

WHEREAS, Cinco de Mayo is not only the commemoration of the rout of the French troops at the town of Puebla in Mexico, but also a celebration of the virtues of individual courage and patriotism of all Mexicans and Mexican-Americans who have fought for freedom and independence against foreign aggressors;

WHEREAS, Cinco de Mayo serves as a reminder that the foundation of this Nation is built by people from many nations and diverse cultures who are willing to fight and die for freedom;

WHEREAS, Cinco de Mayo also serves as a reminder of the close ties, spiritual as well as economic, that bind the people of Mexico and the people of the United States, and especially the southwestern States, the home of millions of Mexicans and Mexican-Americans;

WHEREAS, there are an estimated 4,270 citizens of Hispanic decent living in Marathon County with approximately 40 percent are of Mexican descent who contribute to the local economy and culture; and

WHEREAS, in the larger sense, Cinco de Mayo symbolizes the right of a free people to self-determination--just as Benito Juarez once said, 'El respeto al derecho ajeno es la paz' ('The respect of other people's rights is peace'); and

WHEREAS, many people celebrate during the entire week in which Cinco de Mayo falls.

THEREFORE LET IT BE RESOLVED, that the Marathon County Board of Supervisors recognizes the historical struggle of the Mexican people on an annual basis to increase understanding of our residents of Mexican descent in Central Wisconsin, and encourages the citizens to learn, embrace, and celebrate Cinco de Mayo and to extend our best wishes to all our community celebrating Cinco de Mayo.

Dated this 25th day of May, 2021

EXECUTIVE COMMITTEE

DIVERSITY AFFAIRS COMMISSION

As part of the Consent Agenda, the above Appointments were approved, Ordinance #O-16-21, #O-17-21,#O-18-21 were enacted and Resolution #R-35-21, #R-36-21 were adopted.

RESOLUTION #R - 29 - 21

RESOLUTION TO ENDORSE 2021 WISCONSIN SENATE BILL 239

WHEREAS, on March 24, 2021, Senate Bill 239 was introduced into the Wisconsin State Legislature; and

WHEREAS, 2021 Senate Bill 239 seeks to amend Section 51.15(5) of the Wisconsin Statutes; and

WHEREAS, Section 51.15(5) of the Wisconsin Statutes establishes, in areas of the State outside of Milwaukee County, the procedure for emergency detention of an individual who is believed to be mentally ill, drug dependent, or developmentally disabled and who demonstrates a substantial probability of physical harm to himself or herself or others; and

WHEREAS, under current state law, an individual who is detained under Section 51.15 of the Wisconsin Statutes may be not be detained for more than 72 hours without a court hearing. However, current state law provides an exception to these time limits for detentions that occur in Milwaukee County, allowing treatment directors of detention facilities in Milwaukee County to extend the time for their determination of whether detention is necessary by any period that results from the evaluation or stabilizing treatment of certain medical conditions of the detained individual; and

WHEREAS, the 72-hour period during which an individual may be held without a hearing in counties outside of Milwaukee County begins, without exception, when the individual is taken into custody by law enforcement, and does not exclude the time that the individual is receiving required treatment to stabilize a non-psychiatric medical condition; and

WHEREAS, 2021 Senate Bill 239 seeks to exclude from the 72-hour period during which an individual may be detained without a hearing any period of time attributable to the evaluation or stabilizing treatment of certain medical conditions.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of the County of Marathon does hereby endorse 2021 Senate Bill 239, the text of which is attached hereto, and the proposed changes to Section 51.15(5) of the Wisconsin Statutes contained therein.

Dated the 25th day of May, 2021.

HEALTH AND HUMAN SERVICES COMMITTEE

Discussion: Questions asked and addressed. Corporation Counsel Scott Corbett gave further insight regarding Bill 239.

Action: MOTION BY JOHNSON AND SECOND BY ROSENBERG TO ADOPT. MOTION CARRIED ON A VOICE VOTE, NOT UNANIMOUS.

Follow through: None.

**RESOLUTION # R-30- 21
APPROVE 2021 BUDGET TRANSFERS FOR 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 has reviewed and does recommend the 2021 transfers listed below, and

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

Transfer from: Health-BAA-BAJ 82446 Other Health State Grant

Transfer to: Health-BAA-BAJ9 Various Expenditures

Amount:\$41,656

Re: Public Health Emergency Quarantine

Transfer from: Finance-BAC-BAC 82315 Federal ARPA COVID Local Aid Grant

Transfer to: Finance-BAC-BAC 92190 Other Professional Services/98190 Other Capital Equipment –New

Amount:\$13,178,290

Re: American Rescue Plan Coronavirus State and Local Fiscal Recovery Aid

Transfer from: Medical Examiner 101 11092520 Pathology

Transfer to: CIP 602 938 98463 Morgue/EMG Response Study

Amount:\$10,000

Re: Funding for space need study for regional morgue in Marathon County

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 effect this policy.

Respectfully submitted this 25th day of May 2021.

HUMAN RESOURCES, FINANCE AND PROPERTY COMMITTEE

Discussion: None.

Action: MOTION BY LANGENHAHN AND SECOND BY ROBINSON TO ADOPT. MOTION

REQUIRES 2/3 MAJORITY VOTE. MOTION CARRIED ON A ROLL CALL VOTE AS FOLLOWS, 31-0, UNANIMOUSLY

Follow through: None.

**Resolution # R-31-21
A RESOLUTION AMENDING
THE 2021 CAPITAL IMPROVEMENT BUDGET FUNDING FOR HIGHWAY PROJECTS
IN THE AMOUNT OF \$539,925 TRANSFER FROM 2021 HIGHWAY FUND BALANCE**

WHEREAS, the Board of Supervisors of Marathon County approved the 2021–2025 Capital Improvement Program and Budget; and
WHEREAS, the Capital Improvement Program is a dynamic process and subject, pursuant to Resolution R-89-91, to periodic review and/or amendment; and,
WHEREAS, there is currently a need to amend the 2021 CIP to obtain additional funding for highway projects in the 2021 CIP; and
WHEREAS, the total amount of the project will be \$539,925; and
WHEREAS, there is currently an unencumbered balance in the 2021 Highway Fund Balance; and
WHEREAS, there is a request to transfer from the 2021 Highway Fund Balance the amount of \$539,925 to cover the additional cost of highway projects; and
WHEREAS, the Human Resources, Finance and Property Committee has reviewed the request and has recommended approval of the transfer from Highway Fund Balance in the amount of \$ 539,925 and
WHEREAS, in the future there may be additional funds that the County would be awarded that may be able to fund these projects and if that happens the County can apply those funding sources to the projects and replace the fund balance funds with the other revenue sources; and
WHEREAS, the Human Resources, Finance, and Property Committee has reviewed the request and has recommended approval to amend the 2021 CIP for additional funding for the Highway projects; and
WHEREAS, the Human Resources, Finance, and Property Committee of the Board of Supervisors of Marathon County recommends amending the 2021 Capital Improvement Program for the additional funding for the highway projects and the budget transfer from the Highway Fund Balance for the project as follows:

1. Fund \$539,925 from the 2021 Highway Fund Balance GL code 801-265-8-9990
2. To Highway Fund Capital Outlay account 2021 CIP for the amount of \$225,000 in GL code 801 284-9-2190 (Other Professional Services) and \$314,925 in GL code 801 284-9-4590 (Other Raw Materials)

NOW, THEREFORE BE IT RESOLVED, that the Board of Supervisors of the County of Marathon does hereby resolve and ordain to amend the 2021 Capital Improvement Program as indicated above.

Dated this 25th day of May, 2021

HUMAN RESOURCES, FINANCE, AND PROPERTY COMMITTEE

Discussion: None.

Action: MOTION BY DICKINSON SECOND BY CONWAY TO ADOPT. MOTION REQUIRES 2/3 MAJORITY VOTE. MOTION CARRIED ON A ROLL CALL VOTE AS FOLLOWS, 31-0, UNANIMOUSLY.

Follow through: None.

**RESOLUTION #R-32-21
RESOLUTION TO ACCEPT DONATION OF PROPERTY LOCATED AT 1312 N 16TH AVE WAUSAU WISCONSIN FROM HABITAT FOR HUMANITY AND AMENDING 2021 BUDGET TO ACCOUNT FOR SUCH DONATION**

WHEREAS, Habitat for Humanity owns a vacant parcel of land in Marathon County located at 1312 N 16Th Ave Wausau, Wisconsin; and
WHEREAS, Habitat for Humanity wishes to donate this land to the County; and
WHEREAS, said parcel is adjacent to property located at 1308 N 16th Ave Wausau, that is currently owned by Marathon County by Tax Deed; and
WHEREAS, Wis. Stats., § 59.52 (19), authorizes the County Board to accept donations, gifts or grants for any public governmental purpose within the powers of the county; and

WHEREAS, Wis. Stats., § 75.35(4), indicates that a county may purchase lands adjacent to tax deeded lands in cases where the County Board determines that such purchase will improve the salability of such tax deeded lands; and

WHEREAS, at its meeting on May 11, 2021 meeting, the Human Resources and Finance and Property Committee reviewed Habitat for Humanities offer and determined that:

- The property is currently unbuildable
- Acceptance of the donation saves the time and expense involved in taking said property by tax deed; and

WHEREAS, § 65.90(5)(a), Wis. Stats., 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.

NOW THEREFORE BE IT RESOLVED, that the Board of Supervisors for the County of Marathon does hereby ordain and resolve to accept the donation of land at 1312 N 16th Ave Wausau Wisconsin, provided that title can be transferred free and clear of all liens and encumbrances, except easements, building and use restrictions and covenants of record and general taxes levied in the year of closing.

BE IT FURTHER RESOLVED, that the 2021 budget is amended to account for the acceptance of this donation.

BE IT FINALLY RESOLVED that the proper officers of Marathon County are hereby authorized and directed to take all actions necessary to effectuate this Resolution.

SUBMITTED this 25th day of May, 2021

HUMAN RESOURCES, FINANCE AND PROPERTY COMMITTEE

Discussion: None.

Action: MOTION BY LANGENHAHN SECOND BY ROBINSON TO ADOPT. MOTION REQUIRES 2/3 MAJORITY VOTE. MOTION CARRIED ON A ROLL CALL VOTE AS FOLLOWS, 31-0, UNANIMOUSLY.

Follow through: None.

RESOLUTION NO. R-33-21 COUNTY LAND EXCHANGE IN THE TOWNS OF EASTON AND HARRISON

WHEREAS, the Human Resources, Finance and Property Committee, Environmental Resources Committee and the Forestry/Recreation Committee recommends approving a land exchange between Kay Ray LLC and Marathon County; and;

WHEREAS, Kay Ray LLC owns 40 acres of property described as follows: NENE, Section 20, T30N-R10E, Town of Harrison, Marathon County, Wisconsin, for all purposes, including those of assessment, taxation, devise, decent, and conveyance as described in Section 706.01(4) of the Wisconsin Statutes; and (Exhibit A)

WHEREAS, Kay Ray LLC would like to exchange said property for 80 acres of Marathon County owned land located in: S 1/2 of NE 1/4, Section 26, T29N-R9E, Town of Easton, Marathon County, Wisconsin, for all purposes,

including those of assessment, taxation, devise, decent, and conveyance as described in Section 706.01(4) of the Wisconsin Statutes; and (Exhibit B)

WHEREAS, Marathon County and Kay Ray LLC have accepted the exchange of lands under the terms of the attached Vacant Land Offer to Purchase Agreements; and

WHEREAS, this exchange will meet the objectives of the Marathon County Forest Comprehensive Land Use Plan; and

WHEREAS, Objective 5.2 of the 2018–2022 Marathon County Strategic Plan promotes sound land use decisions that conserve and preserve natural resources in decisions with economic development and growth; and;

WHEREAS, Strategies “C” and “F” of the Strategic Plan are to acquire land for public park and forest use to retain natural landscapes and protect natural resources; and;

WHEREAS, this exchange of land meets Outcome Measure 3 of the Strategic Plan of acquiring an average of 320 acres of land per year for the Marathon County Parks and Forests system; and;

WHEREAS, the County Board has the authority to acquire said property as well as sell or convey said property under terms determined by the Board for the purpose of establishing County Forest land pursuant to SS 59.52(6) and 28.10, Stats; and;

WHEREAS, acquisition of this property would perpetually provide forest products to our local economy, revenues to the County, outdoor recreation opportunities to the public, and improve property administration on the County Forest; and;

WHEREAS, the leadership of the Towns of Harrison and Easton support the land exchange;

NOW, THEREFORE, the Board of Supervisors of the County of Marathon does hereby ordain

and resolve as follows:

1. To authorize the exchange of the Kay Ray LLC and Marathon County properties in accordance with the terms and conditions of the Vacant Land Offer to Purchase Agreements; and;
2. Direct the property acquired from Kay Ray LLC be entered under Wis. Stats. 28.11 and be designated as regular County forest lands;
3. Deposit \$100,000.00 from Kay Ray LLC into the Forestry Segregated Land Purchase Account #153-778-8311 Sale of Land to be designated for future County forest land purchases;
4. To authorize the proper County officials to execute the documents necessary to complete this transaction.

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 25th day of May, 2021.

HUMAN RESOURCES, FINANCE AND PROPERTY COMMITTEE

ENVIRONMENTAL RESOURCES COMMITTEE

FORESTRY/RECREATION COMMITTEE

Discussion: None.

Action: MOTION BY ROSENBERG AND SECOND BY DRABEK TO ADOPT. MOTION CARRIED ON A VOICE VOTE, UNANIMOUSLY.

Follow through: None.

RESOLUTION # R - 34 - 21

RESOLUTION APPROVING CITY-COUNTY INFORMATION TECHNOLOGY COMMISSION

INTERGOVERNMENTAL AGREEMENT AND OPERATING AGREEMENT

WHEREAS, Marathon County, the City of Wausau, and North Central Health Care have an existing agreement, pursuant to Wis. Stat. § 66.0301, that establishes a City-County Information Technology Commission to implement and operate a cooperative data and management information system; and

WHEREAS, the City-County Information Technology Commission Board of Commissioners has proposed certain revisions to the Intergovernmental Agreement and Operating Agreement of the City-County Information Technology Commission that require approval of the Marathon County Board of Supervisors. Those proposed revisions are attached hereto.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of the County of Marathon does hereby approve the attached changes to the City-County Information Technology Commission Intergovernmental Agreement and Operating Agreement.

Dated the 25th day of May, 2021.

BOARD OF COMMISSIONERS, CITY-COUNTY INFORMATION TECHNOLOGY COMMISSION

Discussion: Comment made by Supervisor Johnson.

Action: MOTION BY JOHNSON AND SECOND BY DICKINSON TO ADOPT. MOTION CARRIED ON A VOICE VOTE, UNANIMOUSLY.

Follow through: None.

APPOINTMENT

City County IT Commission Citizen Member

We the undersigned City County IT Commissioners met on May 4, 2021 to appoint Chet Strebe, CIO at North Central Technical College, as the citizen member of the City County IT Commission for a two year term beginning June 1, 2021 and expiring on May 31, 2023.

Dated this 25th day of May, 2021

Discussion: Review of responsibilities of the appointed.

Action: MOTION BY ROBINSON AND SECOND BY HARRIS TO APPROVE THE APPOINTMENT.

MOTION APPROVED ON A VOICE VOTE, UNANIMOUSLY.

Follow through: None.

Announcements or Requests

- Supervisor Robinson acknowledged Judy Burrows, Community Health Improvement for her years of service and wishes her well in her retirement.
- Supervisor Krause announced that it is Older Americans Month.
- Supervisor Harris acknowledged the 1 year anniversary of the death of George Floyd.
- Supervisor Jacobson announced a new Chief of Police, Ken Grams in the City of Mosinee.
- Chairman Gibbs announced that Marathon County was awarded a Community Development Block Grant.
- Supervisor Johnson announced that there is a \$5000 small business grant available from the American Rescue Act.
- Chairman Gibbs recognized Corporation Counsel, Scott Corbett and his 30 plus years of service and wished him well as the 6th Marathon County Circuit Court judge.
- Scott Corbett gave thanks to his wife and his gratitude for all of the people he has worked with over the years. He gave thanks to the County Board members for his success.

Adjournment

MOTION BY LANGENHAHN SECOND BY OPALL TO ADJOURN. MOTION CARRIED ON A VOICE VOTE. Meeting adjourned at 7:47 p.m.

- Minutes prepared by Patricia Hornung, Administrative Specialist.