

MARATHON COUNTY BOARD OF SUPERVISORS
ADJOURNED ORGANIZATIONAL MEETING
Tuesday, October 22, 2019 - 7:30 p.m.
Marathon County Courthouse

1. Call to Order

The meeting was called to order by Chairperson Gibbs at 7:30 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 Chairperson Gibbs at 7:30 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. Sheriff's Department Lifesaving Awards
8. The Role of the Women's Community in Keeping People Safe in Marathon County

C. MEMORIAL

9. Life and Public Service of Karen Kellbach

D. CONSENT AGENDA:

10. Approval of minutes from the September 12 & 17, 2019 meetings
11. Referral of bills and communications to respective committees
12. Authorizing the Clerk to issue orders, bills and claims from the last session through this session
13. Confirmation of Appointments:
 - a) Administrator Recruitment Task Force
 - b) Board of Health
 - c) North Central Community Services Program Board
 - d) ADRC-CW Advisory Board
 - e) Social Services Board
 - f) Local Emergency Planning Committee
14. Enactment of Ordinances
 - a) Environmental Resources Committee:
 1. Town of Rib Falls Rezone – Gary Krueger for Roger Ross & Verlyn Ross #O-21-19
 2. Town of Elderon Rezone – Tammy Miller #O-22-19
15. Adoption of Resolutions:
 - a) ENVIRONMENTAL RESOURCES COMMITTEE:
 1. Approval of Town of Mosinee Local Zoning Ordinance (Ahles) #R-54-19
 2. Approval of Town of Mosinee Local Zoning Ordinance (Jones) #R-55-19
 - b) EXTENSION, EDUCATION, AND ECONOMIC DEVELOPMENT COMMITTEE:
 1. Proclaiming October 23, 2019 as Early Childhood Development Awareness Day in Marathon County #R-59-19

E. ORDINANCES:

16. Amending Sections 12.01 and 12.03 of the General Code of Ordinances: Regulating Alarm Systems to Increase Fees and Simplify Penalties #O-23-19
17. Amending Sections 5.01-5.05 of the General Code of Ordinances: Regarding Ending the Role and Responsibilities of the Marathon County Civil Service Commission with Respect to Hiring of Deputy Sheriffs and Conferring Authority for Hiring Solely on the Sheriff's Office #O-24-19
18. Amending Sec. 2.01(19) Gen. Code of Ord. To Remove Provision for Automatic Resolution for Three-Percent Increase of Supervisor and Board Chair Salaries and Add Provision That If No Action is Taken, Increase Will

- be Zero-Percent #O-25-19
19. Repealing and Recreating Sec. 5.20 Gen. Code of Ord., Addressing the Collection of Fees by the Marathon County District Attorney's Office #O-26-19

RESOLUTIONS

F. HUMAN RESOURCES, FINANCE, AND PROPERTY COMMITTEE:

- 20. Initial Resolution Authorizing Not to Exceed \$2,700,000 General Obligation Bonds or Promissory Notes for the Marathon County Jail Emergency Repairs #R-56-19
- 21. Resolution Declaring Official Intent to Reimburse Expenditures for the Marathon County Emergency Jail Repairs #R-57-19
- 22. Resolution Providing for the Sale of Not to Exceed \$9,590,000 General Obligations Corporate Purpose Notes, Series 2019A #R-58-19

G. MISCELLANEOUS BUSINESS

- 23. Announcements or Requests
- 24. 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. 30 Supervisors were present as shown:

<u>Supervisor</u>	<u>District</u>	<u>Supervisor</u>	<u>District</u>
Katie Rosenberg.....	1	Sara Guild	20
Romey Wagner.....	2	Loren White.....	21
David Nutting (8:25).....	3	Alan Christensen.....	22
John Robinson	4	Chris Voll (excused).....	23
Ka Lo.....	5	Jean Maszk	24
Jeff Johnson.....	6	Sandi Cihlar.....	25
Mary Ann Crosby (excused).....	7	John Durham	26
Vacant.....	8	Thomas Seubert (excused).....	27
Vacant.....	9	Maynard Tremelling.....	28
Donna Krause	10	Jim Bove.....	29
Alyson Leahy.....	11	Richard Gumz.....	30
Arnold Schlei	12	Allen Drabek.....	31
Matthew Bootz (excused).....	13	Kurt Gibbs.....	32
Rick Seefeldt	14	Tim Buttke.....	33
Randy Fifrick (8:10).....	15	Gary Beaström.....	34
Jeffrey Zriny (excused).....	16	Jacob Langenhahn.....	35
EJ Stark.....	17	Bill Miller.....	36
Craig McEwen.....	18	Allen Opall	37
Yee Leng Xiong (excused).....	19	Jim Schaefer.....	38

6. Acknowledgement of Visitors

Chairperson Gibbs acknowledged and welcomed visitors to the meeting.

B. EDUCATION PRESENTATIONS / REPORTS

Sheriff Parks presented a Lifesaving Award to Deputy Michael Van Offeren as follows:

On August 18, 2019, Deputy Michael Van Offeren responded to a medical emergency at Walmart in Rib Mountain. He arrived on scene within one minute after the SAFER Fire ambulance was paged. Van Offeren retrieved his AED, entered the store and was directed to the male who presented with agonal breathing. Deputy Van Offeren utilized the AED and initiated a shock to the male, followed by CPR, which he continued until the ambulance arrived. The EMS crew ultimately detected a heartbeat and transported the male to a local hospital. The 80-year-old male has since been discharged from the hospital and is expected to make a full recovery. Deputy Van Offeren's actions of monitoring the ambulance page and quick thinking to bring in his AED ultimately saved crucial time in providing critical care to the victim, thereby saving his life.

For his exemplary actions, I present Deputy Michael Van Offeren with the Lifesaving Award.

Sheriff Parks presented the Medal of Valor to Lt. Steven DeNovi as follows:

On September 13, 2019, the Marathon County SWAT Team was assisting Clark County Sheriff's Office and other agencies as they were engaged with an armed subject barricaded inside his home. The subject shot a Clark County deputy during the standoff. Negotiation attempts to compel the subject to surrender peacefully were unsuccessful. Marathon County SWAT Lieutenant Steven DeNovi was driving the armored rescue vehicle safely transporting his teammates and providing tactical positioning. The armored vehicle was used to remove a window of the subject's home thereby taking away his concealment and allowing communication. The subject shot at the armored vehicle from close range inside the residence with the first rounds fired striking the windshield of the armored vehicle directly in front of DeNovi's face. Without regard for his own personal safety, DeNovi maintained his position in the driver's seat and continued to operate in support of his teammates until the threat was stopped. For his heroism and bravery in the face of imminent danger to himself and other Deputies, I award Lieutenant Steven DeNovi the Medal of Valor.

Sheriff Parks presented the Medal of Honor to Deputy Russell Gage.

On September 13, 2019, the Marathon County SWAT Team was assisting Clark County Sheriff's Office and other agencies as they were engaged with an armed subject barricaded inside his home. The subject shot a Clark County deputy during the standoff. Negotiation attempts to compel the subject to surrender peacefully were unsuccessful. Marathon County SWAT Deputy Russell Gage was in the turret of the armored rescue vehicle to provide lethal cover for other officers involved in the operation. The armored vehicle was used to remove a window of the subject's home thereby taking away his concealment and allowing communication. The subject shot at the armored vehicle from close range inside the residence. Deputy Gage maintained his position in the turret recognizing an imminent threat to the public, fellow officers, and himself. Without regard for his own personal safety, he returned fire and effectively stopped the threat. For his heroism and bravery in the face of imminent danger to himself and other Deputies, I award Deputy Russell Gage the Medal of Honor.

Jane Graham Jennings, Director of the Women's Community, spoke on the Role of the Women's Community in Keeping People Safe in Marathon County. She addressed how the proposed budget cuts would impact the services they provide and outlined how those funds, along with state matching funds, are used locally.

C. MEMORIAL

Karen Kellbach, age 66, died Sunday, September 22, 2019, in Oklahoma.

She was born July 13, 1953, to Roger and Oranell Kellbach. She is survived by her son, Brandon.

Karen worked as a bookkeeper for First United Methodist Church before retiring. She also served on the Wausau City Council for many years.

Karen served on the Marathon County Board of Supervisors from 2004 until her resignation shortly before her death. During that time she was on many committees, including Law Enforcement and Judiciary Committee, Public Safety Committee, and the Social Services Board. She served as Vice-Chair of the Public Safety Committee and Social Services Board for several years.

In the passing of Karen Kellbach, we have lost a leader who was dedicated to serving her community. She is hereby honored and remembered for her faithful public service.

NOW, THEREFORE, BE IT RESOLVED by the Marathon County Board of Supervisors that they enter this Memorial into the proceedings of the Board out of respect for the memory of Karen Kellbach. A copy of this memorial shall be sent to her family with the sympathies of the Board.

Dated this 22nd day of October, 2019.

Discussion: None.

Action: MOTION BY MASZK, SECOND BY CIHLAR TO APPROVE THE MEMORIAL. MOTION CARRIED ON A ROLL CALL VOTE, 28-0.

Follow Through: Memorial will be sent to Karen Kellbach's family.

D. CONSENT AGENDA

Discussion: None.

Action: MOTION BY DURHAM, SECOND BY DRABEK, TO APPROVE AGENDA ITEMS 10-15(b)(1) AS LISTED ON THE CONSENT AGENDA. MOTION CARRIED ON A ROLL CALL VOTE, 28-0. As part of the consent agenda, minutes of the 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 appointments were confirmed, Ordinances #O-21-19 and #O-22-19 were enacted and Resolutions #R-54-19, #R-55-19, and #R-59-19 were adopted.

Follow Through: None.

**APPOINTMENT
ADMINISTRATOR RECRUITMENT TASK FORCE**

I, Kurt Gibbs, Marathon County Board Chair, do hereby, upon approval of the Board of Supervisors, appoint the following individuals to serve on the Marathon County Administrator Recruitment Task Force, created by Ordinance #O-15-19, dated August 27, 2019:

Mary Ellen Schill, Attorney, Ruder Ware

Mileage will be reimbursable upon request.

Dated this 22nd day of October, 2019.

**APPOINTMENT
BOARD OF HEALTH**

I, Brad Karger, Marathon County Administrator, do hereby, upon approval of the Board of Supervisors, appoint the following individual to the Board of Health to complete a term ending December 31, 2021, replacing Julie Fox:

Tiffany Lee, 1814 Milwaukee Ave, Wausau, WI 54403

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

DATED: October 22, 2019.

**APPOINTMENT
NORTH CENTRAL COMMUNITY SERVICES PROGRAM BOARD**

I, Brad Karger, Marathon County Administrator, do hereby, upon approval of the Board of Supervisors, appoint Eric Anderson, 6609 Magnolia Avenue, Wausau, 54401 to the North Central Community Services Program Board for a three year term to expire December 31, 2022.

Per diem and mileage/expense reimbursement will be paid to eligible members of the Board.

Dated this 22nd day of October, 2019.

**APPOINTMENT
SOCIAL SERVICES BOARD**

I, Brad Karger, Marathon County Administrator, do hereby upon approval of the Board of Supervisors, appoint the following to the Social Services Board, effective October 23, 2019, to complete terms that expire at the Organizational County Board meeting in April, 2020:

County Supervisor Loren White, 3507 S. Krueger Avenue, Weston

County Supervisor Romey Wagner, 3500 Golf View Drive, Wausau

Mileage/expense reimbursement will be allowed for meeting attendance, paid upon request. Per Diem will be paid to citizen members of the Committee.

DATED: October 22, 2019.

**APPOINTMENT
LOCAL EMERGENCY PLANNING COMMITTEE**

I, Brad Karger, Marathon County Administrator, do hereby upon approval of the Board of Supervisors, appoint Lt. Nathan Pauls, Wausau Police Department, to the Local Emergency Planning Committee for an indefinite term, replacing Andrew Hartwig.

DATED: October 22, 2019

**ORDINANCE #O-21-19
TOWN OF RIB FALLS 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 Chapter 17; by Gary Krueger, Krueger Surveying LLC, on behalf of Roger Ross and Verlyn Ross to rezone from: G-A General Agriculture to R-E Rural Estate in the Town of Rib Falls; described as part of the SE ¼ of the SE ¼ and part of the SW ¼ of the SE ¼ of Section 20, Township 29 North, Range 05 East, Town of Rib Falls, proposed area to be rezoned (approximately 5.076 acres) of the Preliminary Certified Survey Map submitted by Krueger Surveying LLC. Part of parent parcels PIN # 066-2905-204-0995 and PIN # 066-2905-204-0997.

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 October 3, 2019 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 Rib Falls, 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 3rd day of October, 2019

ENVIRONMENTAL RESOURCES COMMITTEE

**ORDINANCE #O-22-19
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 Chapter 17 by Tammy L. Miller (Kiedrowski) to rezone from G-A General Agriculture to R-R, Rural Residential described as part of the NW ¼ of the NE ¼ of Section 07, Township 27 North, Range 10 East, Town of Elderon, Original proposed area to be rezoned was 2.00 acres shown as Lot #1 on the submitted preliminary Certified Survey Map (CSM) supplied by Riverside Land Surveying LLC. Part of parent parcel Pin# 022-2710-071-0996.

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 public hearings thereon, pursuant to Section 59.69, Wisconsin Statutes on June 6, 2019 and October 3, 2019 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 recommendation of the Town of Elderon hereby recommends the petition be Approved With Change to rezone 5.00 acres as shown the Exhibit Map and Legal Land Description supplied at the October 3, 2019 the Committee meeting. Part of parent parcel Pin# 022-2710-071-0996.

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 3rd day of October, 2019

ENVIRONMENTAL RESOURCES COMMITTEE

RESOLUTION #R-54-19
APPROVAL OF TOWN OF MOSINEE LOCAL ZONING ORDINANCE (Ahles)

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 Mosinee 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 Mosinee , 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 Mosinee 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 3rd day of October, 2019.

ENVIRONMENTAL RESOURCES COMMITTEE

RESOLUTION #R-55-19
APPROVAL OF TOWN OF MOSINEE LOCAL ZONING ORDINANCE (JONES)

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 Mosinee 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 Mosinee , 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 Mosinee 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 3rd day of October, 2019.

ENVIRONMENTAL RESOURCES COMMITTEE

RESOLUTION #R-59-19
PROCLAIMING OCTOBER 23, 2019 AS EARLY CHILDHOOD DEVELOPMENT
AWARENESS DAY IN MARATHON COUNTY

WHEREAS, the first few years of a child's life provide the opportunity to create a solid foundation for future development and have the potential to establish a robust starting point for lifelong cognitive, social, academic, and emotional abilities; and

WHEREAS, the most effective systems for early childcare and education are ones that expose children to quality learning environments with trained professionals who understand brain development, engage in evidence-based practice, create opportunities for learning, and work with parents to support and encourage development and growth; and

WHEREAS, a childhood that lacks consistent, enriching opportunities for learning and brain development may restrict a child's brain from fully developing its cognitive, emotional, and social skills, which negatively impacts their ability to function in their school, workplace, community, and home settings and reduces their lifetime contributions to the community at large; and

WHEREAS, since 2011, Marathon County has seen a decrease of 55% in regulated childcare programs, resulting in a coinciding decrease of more than 1000 individual childcare slots in regulated childcare settings across the county; and

WHEREAS, Marathon County's 2017-19 LIFE Report found that "even with financial support through grants and the Wisconsin Shares childcare reimbursement program, the affordability of childcare continues to be a significant barrier to many families causing parents to seek often unsafe, unregulated care or preventing parents from entering the workforce" and recommends the community "develop public/private partnerships to increase child care

availability and grant opportunities for families to afford quality child care” as one part of a series of possible community action items; and

WHEREAS, according to the LIFE Report, between 2010-2015, 45% of the people that moved into Marathon County were of the prime family-rearing ages of 18-35; however, 52% the new residents reported earning less than \$25,000 annually and more than 10% of all Marathon County residents live under the federal poverty level; and

WHEREAS, the 2018-2022 Marathon County Strategic Plan’s Objective 3.3 says the county will “ensure that every child makes it to adulthood with health, stability, education, and growth opportunities” while Objective 10.6 states the county will “ensure the future availability of a skilled and flexible workforce prepared to meet the needs of both existing and emerging technologies;” and

WHEREAS, the feature-length documentary film “No Small Matter” was released in spring of 2019 and uses the latest scientific research combined with modern childcare stories to demonstrate both the importance of quality early childcare and the impact the lack of affordable and high-quality options has on families as well as communities; and WHEREAS, the film reveals how improving the quantity and quality of educational development opportunities during early childhood can lay the groundwork for creating healthier and more productive citizens for many generations to come; and

WHEREAS, on October 23, 2019, the “No Small Matter” feature documentary will be shown at 5:30 pm at the Westwood Conference Center in Wausau as part of a joint effort between the Marathon County Early Years Coalition, Marathon County Special Education, United Way of Marathon County and Wisconsin Public Radio:

NOW, THEREFORE, BE IT RESOLVED THAT the Marathon County Board of Supervisors does hereby proclaim Wednesday, October 23, 2019 to be Early Childhood Development Awareness Day in Marathon County; and BE IT FURTHER RESOLVED that Marathon County government will continue to work with its county residents, business leaders, educators, fellow elected officials, and community partners and will use the information identified in the “No Small Matter” documentary to guide decisions that support the availability of sufficient quality educational opportunities and encourage healthy family engagement during the crucial early years of development in order to enrich our community and grow our economy both now and in the future.

Dated this 22nd day of October, 2019.

EXTENSION, EDUCATION, & ECONOMIC DEVELOPMENT COMMITTEE

The above appointments were confirmed, Ordinances #O-21-19 and #O-22-19 were enacted and Resolutions #R-54-19, #R-55-19, and #R-59-19 were adopted as part of the Consent Agenda.

ORDINANCE #O-23-19

Amending Sections 12.01 and 12.03 of the General Code of Ordinances: Regulating Alarm Systems to Increase Fees and Simplify Penalties

WHEREAS, Wis. Stats., sec. 59.54(6), authorizes the Marathon County Board to enact county ordinances regulating the use of alarm systems, which when activated, transmit a signal intended to produce a response by law enforcement or other public safety personnel; and

WHEREAS, the Board of Supervisors for Marathon County has previously created sections 12.01 and 12.03 of the General Code of Ordinances for Marathon County, which regulates such alarm systems; and

WHEREAS, the Marathon County Public Safety Committee has approved amendment of the existing ordinances to increase fees to obtain a permit and to simplify penalty provisions, pursuant to the attached.

NOW THEREFORE, BE IT HEREBY ORDAINED AND RESOLVED by the Board of Supervisors of the County of Marathon that sections 12.01 and 12.03, General Code of Ordinances, are hereby amended pursuant to the attached.

BE IT FURTHER ORDAINED AND RESOLVED that said amendments to ordinances shall be effective January 1, 2020.

Dated this 22nd day of October, 2019.

PUBLIC SAFETY COMMITTEE

Discussion: None.

Action: MOTION BY SCHAEFER, SECOND BY WHITE TO ENACT THE ORDINANCE. MOTION CARRIED 26-2 ON A ROLL CALL VOTE AS FOLLOWS:

AYE: Beastro, Buttke, Christensen, Cihlar, Drabek, Durham, Gibbs, Guild, Gumz, Johnson, Krause, Langenhahn, Leahy, Maszk, McEwen, Miller, Opall, Robinson, Rosenberg, Schaefer, Schlei, Seefeldt, Stark, Tremelling,

Wagner, White – 26

NO: Bove, Lo – 2

Follow Through: None stated, see Ordinance.

ORDINANCE #O-24-19

Amending Sections 5.01-5.05 of the General Code of Ordinances:

**Regarding Ending the Role and Responsibilities of the Marathon County Civil Service Commission
With Respect to Hiring of Deputy Sheriffs and Conferring Authority for Hiring Solely on the Sheriff's Office**

WHEREAS, Wis. Stats., sections 59.26(8), 59.52(8) and 63.01 through 63.17 authorize the Marathon County Board to enact county ordinances establishing a civil service commission and assigning it responsibilities for hiring, promotion and discipline of county employees, including Sheriff's Office personnel; and

WHEREAS, the Board of Supervisors for Marathon County has previously created sections 5.01 through 5.05 of the General Code of Ordinances for Marathon County, which has created the Marathon County Civil Service Commission (the Commission) and assigned it roles and responsibilities regarding hiring of deputy sheriffs, promotion and discipline; and

WHEREAS, the Sheriff's Office has identified that the need to schedule Commission meetings, notice requirements, quorum issues, etc., have slowed the hiring process to the extent that Marathon County has placed itself at a disadvantage with respect to the hiring of the most qualified candidates available for deputy sheriff positions; and WHEREAS, the Commission, itself, has recognized that its process has resulted in its highest ranked candidates accepting positions with other law enforcement agencies and has voted to recommend that it end its role and responsibilities with respect to hiring of deputy sheriffs, while retaining responsibilities with respect to promotion and discipline; and

WHEREAS, both the Marathon County Public Safety Committee and Human Resources, finance and Property Committee have approved amendment of the existing ordinances, pursuant to the attached, to confer authority for hiring deputy sheriffs solely with the Sheriff's Office and in accordance with Wisconsin law. NOW THEREFORE, BE IT HEREBY ORDAINED AND RESOLVED by the Board of Supervisors of the County of Marathon that sections 5.01 through 5.05, General Code of Ordinances, are hereby amended pursuant to the attached.

BE IT FURTHER ORDAINED AND RESOLVED that said amendments to ordinances shall take effect upon passage and publication as required by law.

Dated this 22nd day of October, 2019.

PUBLIC SAFETY COMMITTEE

Discussion: None.

Action: MOTION BY WAGNER, SECOND BY OPALL TO ENACT THE ORDINANCE. MOTION CARRIED ON A ROLL CALL VOTE, 27-1, WITH LO VOTING NO.

Follow Through: None stated, see Ordinance.

ORDINANCE #O-25-19

**Amending Sec. 2.01(19) Gen. Code of Ord. To Remove Provision for Automatic Resolution for
Three-Percent Increase of Supervisor and Board Chair Salaries and Add Provision
That If No Action is Taken, Increase Will Be Zero-Percent**

WHEREAS, on April 19, 2018 the Board of Supervisors for the County of Marathon adopted § 2.01 of the General Code of Ordinances for Marathon County, establishing the County Board Rules of Procedure; and

WHEREAS, §2.01(19), Compensation, establishes a procedure whereby a bi-annual vote is taken on supervisor and board chair salaries in November of odd-numbered years for the upcoming term; and

WHEREAS, by the current rule, the initial resolution brought before the board at the time of the bi-annual vote "will provide for a 3% annual increase in salary," unless action is taken by the Human Resources, Finance and Property Committee to change the resolution; and

WHEREAS, on October 14, 2019, the Human Resources, Finance and Property Committee voted to recommend amendment of § 2.01(19), Gen. Code, to remove the provision for the automatic resolution for a 3% increase and adding a provision indicating that if no action is taken, there shall be a 0% increase, pursuant to the attachment; and

WHEREAS, §2.01(intro.), Gen. Code, permits amendment of the County Board Rules of Procedure by two-thirds majority vote of a quorum of the members present at a County board meeting.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of the County of Marathon does hereby ordain as follows:

1. To amend § 2.05(19) of the General Code of Ordinances, pursuant to the attachment hereto.

BE IT FURTHER RESOLVED that the ordinance shall take effect upon passage and publication as required by law.

Dated this 22nd day of October, 2019

HUMAN RESOURCES, FINANCE AND PROPERTY COMMITTEE

Action: MOTION BY BUTTKE, SECOND BY STARK TO ENACT THE ORDINANCE.

Action: MOTION BY OPALL, SECOND BY LANGENHAHN TO AMEND THE ORDINANCE to replace the Zero-Percent provision with a Cost-of-Living increase.

Discussion: Discussion as to the appropriate measure to use to calculate the Cost-of-Living increase. Agreement that it would be based on the average of the current consumer price index.

Question posed as to why this ordinance isn't coming from Rules Review Committee – the rules for that committee won't take effect until the new Board is seated in 2020.

Action: MOTION TO AMEND FAILED 6-24 ON A ROLL CALL VOTE AS FOLLOWS:

AYE: Gumz, Krause, Langenhahn, Nutting, Opall, Schlei – 6

NO: Beastron, Bove, Buttke, Christensen, Cihlar, Drabek, Durham, Fifrick, Gibbs, Guild, Johnson, Leahy, Lo, Maszk, McEwen, Miller, Robinson, Rosenberg, Schaefer, Seefeldt, Stark, Tremelling, Wagner, White – 24

Discussion: There is a question regarding what other counties are doing with automatic increases, Cost-of-Living, etc.

Action: MOTION BY MILLER, SECOND BY CHRISTENSEN TO END DEBATE. MOTION CARRIED 20-10 ON A ROLL CALL VOTE AS FOLLOWS:

AYE: Beastron, Christensen, Cihlar, Drabek, Durham, Fifrick, Gumz, Krause, Langenhahn, Maszk, McEwen, Miller, Nutting, Opall, Schaefer, Schlei, Seefeldt, Stark, Tremelling, White – 20

NO: Bove, Buttke, Gibbs, Guild, Johnson, Leahy, Lo, Robinson, Rosenberg, Wagner - 10

Action: MOTION BY OPALL, SECOND BY NUTTING TO RETURN THE ORDINANCE TO COMMITTEE. MOTION FAILED 11-19 ON A ROLL CALL VOTE AS FOLLOWS:

AYE: Beastron, Bove, Drabek, Gumz, Krause, Langenhahn, Nutting, Opall, Robinson, Schaefer, Schlei – 11

NO: Buttke, Christensen, Cihlar, Durham, Fifrick, Gibbs, Guild, Johnson, Leahy, Lo, Maszk, McEwen, Miller, Rosenberg, Seefeldt, Stark, Tremelling, Wagner, White – 19

Action: ORIGINAL MOTION TO ENACT THE ORDINANCE AS WRITTEN CARRIED 25-5 ON A ROLL CALL VOTE AS FOLLOWS:

AYE: Beastron, Bove, Buttke, Christensen, Cihlar, Drabek, Durham, Fifrick, Gibbs, Guild, Gumz, Johnson, Leahy, Lo, Maszk, McEwen, Miller, Robinson, Rosenberg, Schaefer, Seefeldt, Stark, Tremelling, Wagner, White – 25

NO: Krause, Langenhahn, Nutting, Opall, Schlei - 5

Follow Through: None stated, see Ordinance.

ORDINANCE #O-26-19
Repealing and Recreating Sec. 5.20 Gen. Code of Ord. Addressing the Collection of Fees by the
Marathon County District Attorney's Office

WHEREAS, § 5.20 of the General Code of Ordinances for Marathon County establishes amounts and methods related to the collection of fees for discovery, restitution, and the county criminal diversion program by the Marathon County District Attorney; and
WHEREAS, Wis. Stat. § 971.23(1) requires the District Attorney to provide access to discoverable information, such as written and recorded statements, evidence obtained, criminal records, , physical evidence, and exculpatory evidence to a criminal defendant within a reasonable time before trial; and
WHEREAS, Wis. Stat. § 971.23(10) provides a method for payment of copying costs in cases involving indigent defendants that allows for billing of the State Public Defender's Office to occur; and
WHEREAS, in cases not involving the State Public Defender's Office, the District Attorney currently provides monthly billing statements to the attorney or pro se defendant from whom copying costs are to be collected; and
WHEREAS, the Marathon County District Attorney often faces difficulty collecting outstanding discovery fees from attorneys or pro se defendants; and
WHEREAS, if a private attorney or pro se defendant fails to provide prompt payment for discovery fees, the District Attorney currently has no mechanism to collect on overdue discovery costs; and
WHEREAS, on July 8, 2019, the Marathon County Human Resources, Finance, and Property Committee voted to repeal and recreate § 5.20, Gen. Code, pursuant the terms and conditions of the attached addendum, to improve the District Attorney's ability to collect fees.
NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of the County of Marathon does hereby ordain as follows:

1. To amend §5.20 of the General Code of Ordinances, pursuant to the attached.

BE IT FURTHER RESOLVED that the ordinance shall take effect upon passage and publication as required by law.

Dated this 22nd day of October, 2019.

HUMAN RESOURCES, FINANCE, AND PROPERTY COMMITTEE

Discussion: None.

Action: MOTION BY SCHAEFER, SECOND BY MASK, TO ADOPT THE RESOLUTION. MOTION CARRIED ON A ROLL CALL VOTE, 30-0.

Follow Through: None stated, see Resolution.

RESOLUTION #R-56-19
Initial Resolution Authorizing Not to Exceed \$2,700,000 General Obligation Bonds or Promissory Notes
For the Marathon County Emergency Jail Repairs

WHEREAS, Marathon County, Wisconsin (the "County") is in need of an amount not to exceed \$2,700,000 for the public purpose of financing emergency repairs at the Marathon County Jail (the "Project");
WHEREAS, it is desirable to authorize the issuance of general obligation promissory notes in an amount not to exceed \$2,700,000 to pay costs of the Project pursuant to Chapter 67 of the Wisconsin Statutes;
NOW, THEREFORE, BE IT RESOLVED by the Marathon County Board of Supervisors that the County borrow an amount not to exceed \$2,700,000 by issuing its general obligation promissory notes for the public purpose of financing emergency repairs at the Marathon County Jail. There be and there hereby is levied on all the taxable property in the County a direct, annual irrevocable tax in such years and in such amounts as are sufficient to pay when due the principal and interest on such notes.

Adopted and recorded October 22, 2019.

HUMAN RESOURCES, FINANCE AND PROPERTY COMMITTEE

Discussion: None.

Action: MOTION BY ROBINSON, SECOND BY NUTTING. MOTION CARRIED ON A ROLL CALL VOTE, 30-0.

Follow Through: None stated. See Resolution.

RESOLUTION #R-57-19
Resolution Declaring Official Intent to Reimburse Expenditures
for the Marathon County Emergency Jail Repairs

WHEREAS, Marathon County, Wisconsin (the "Issuer") plans to undertake emergency repairs at the County Jail (the "Project");

WHEREAS, the Issuer expects to finance the Project on a long-term basis by issuing tax-exempt bonds or other tax-exempt obligations (the "Bonds");

WHEREAS, because the Bonds will not be issued prior to commencement of the Project, the Issuer must provide interim financing to cover costs of the Project incurred prior to receipt of the proceeds of the Bonds; and

WHEREAS, the County Board of Supervisors (the "Governing Body") of the Issuer deems it to be necessary, desirable, and in the best interests of the Issuer to advance moneys from its funds on hand on an interim basis to pay the costs of the Project until the Bonds are issued.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Issuer that:

Section 1. Expenditure of Funds. The Issuer shall make expenditures as needed from its funds on hand to pay the cost of the Project until proceeds of the Bonds become available.

Section 2. Declaration of Official Intent. The Issuer hereby officially declares its intent under Treas. Reg. Section 1.150-2 to reimburse said expenditures with proceeds of the Bonds, the principal amount of which is not expected to exceed \$2,700,000.

Section 3. Unavailability of Long-Term Funds. No funds for payment of the Project from sources other than the Bonds are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside by the Issuer pursuant to its budget or financial policies.

Section 4. Public Availability of Official Intent Resolution. The Resolution shall be made available for public inspection at the office of the Issuer's Clerk within 30 days after its approval in compliance with applicable State law governing the availability of records of official acts including Subchapter II of Chapter 19, and shall remain available for public inspection until the Bonds are issued.

Section 5. Effective Date. This Resolution shall be effective upon its adoption and approval.

Adopted and recorded October 22, 2019

HUMAN RESOURCES, FINANCE AND PROPERTY COMMITTEE

Discussion: None.

Action: MOTION BY OPALL, SECOND BY STARK. MOTION CARRIED ON ROLL CALL VOTE, 30-0.

Follow Through: None stated, see Resolution.

RESOLUTION #R-58-19
Resolution Providing for the Sale of Not to Exceed \$9,590,000 General Obligations Corporate Purpose Notes,
Series 2019A

WHEREAS, the County Board of Supervisors of Marathon County, Wisconsin (the "County") has adopted initial resolutions (the "Initial Resolutions"), each by a vote of at least 3/4 of the members-elect, authorizing the issuance of general obligation bonds or promissory notes for the following public purposes and in the following amounts:

(i) \$3,400,000 to finance the construction and equipping of a new warm water therapy pool at the North Central Health Care Facility ("NCHC");

(ii) \$67,000,000 to finance NCHC Master Facility Plan projects, including the design and construction of building additions, renovations and landscaping to the NCHC Center and Mount View Care Center campus;

(iii) \$2,295,000 to finance 2019 Capital Improvement Plan projects, including County highway projects, acquisition of highway equipment and equipment for the Sheriff's department, improvements to County buildings and park and recreation projects; and

(iv) \$2,700,000 to finance emergency repairs at the Marathon County Jail;

WHEREAS, it has been determined to issue general obligation promissory notes authorized by the Initial Resolutions in an amount not to exceed \$9,590,000 consisting of an amount not to exceed \$2,140,000 for the warm water therapy pool, an amount not to exceed \$2,470,000 for NCHC Master Facility Plan projects, an amount not to exceed \$2,280,000 for 2019 Capital Improvement Plan projects and an amount not to exceed \$2,700,000 for emergency repairs at the County Jail;

NOW, THEREFORE, BE IT RESOLVED that:

Section 1. Issuance of the Notes. The County shall issue general obligation promissory notes authorized by the

Initial Resolutions in an amount not to exceed \$9,590,000 for the purposes above specified, which notes shall be designated "General Obligation Promissory Notes, Series 2019A" (the "Notes").

Section 2. Sale of Notes. The County Board of Supervisors hereby authorizes and directs that the Notes be offered for public sale. At a subsequent meeting, the County Board of Supervisors shall consider such bids for the Notes as may have been received and take action thereon.

Section 3. Notice of Sale. The County Clerk be and hereby is directed to cause notice of the sale of the Notes to be disseminated at such times and in such manner as the County Clerk may determine and to cause copies of a complete, official Notice of Sale and other pertinent data to be forwarded to interested bidders as the County Clerk may determine.

Section 4. Official Statement. The County Clerk shall cause an Official Statement concerning this issue to be prepared by PFM Financial Advisors LLC. The appropriate County officials shall determine when the Official Statement is final for purposes of Securities and Exchange Commission Rule 15c2 12 and shall certify said Statement, such certification to constitute full authorization of such Statement under this resolution.

Section 5. Conflicting Resolutions; Severability; Effective Date. All prior resolutions, rules or other actions of the County Board of Supervisors or any parts thereof in conflict with the provisions hereof shall be, and the same are, hereby rescinded insofar as the same may so conflict. In the event that any one or more provisions hereof shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The foregoing shall take effect immediately upon adoption and approval in the manner provided by law.

Adopted and recorded October 22, 2019.

HUMAN RESOURCES, FINANCE AND PROPERTY COMMITTEE

Discussion: None.

Action: **MOTION BY DURHAM, SECOND BY BUTTKE. MOTION CARRIED ON A ROLL CALL VOTE, 30-0.**

Follow Through: None stated, see Resolution.

ANNOUNCEMENTS / REQUESTS

- Supervisor Durham gave an update from the Central Wisconsin Airport Board meeting. The airport is doing well. Passenger use is up 10%. A summary is available on the website under meeting minutes.

- Supervisor Nutting spoke about the Wausau City Council process to replace the vacancy there. They interviewed four candidates for Karen Kellbach's seat and all were well qualified. Former mayor and alderperson Linda Lawrence was appointed to fill the seat.

- Supervisor Langenhahn stated that the Western Towns Meeting will be held Wednesday, October 30.

- Supervisor Christensen stated that the Eastern Towns Meeting will be held Thursday, October 24.

- Supervisor Guild announced a screening of the documentary, "No Small Matter" to be shown on Wednesday, October 23 at 6:00 p.m. at the Westwood Conference Center. There may be an additional viewing for elected officials scheduled for a later date.

- Supervisor Krause requested that resume information be included in the packet for all future appointments.

MOTION BY LANGENHAHN, SECOND BY OPALL TO ADJOURN THE MEETING. MOTION CARRIED ON A VOICE VOTE. MEETING ADJOURNED AT 8:50 P.M.

- Minutes prepared by Kim Trueblood, County Clerk