

AMENDED

**Notice of (Extra) Regular Meeting
Oneida County Board of Supervisors
December 18th, 2012 – 9:30 a.m.
Oneida County Courthouse
County Board Meeting Room 2nd Floor**

1. **Call to order**

There will be a brief moment of silence for our troops followed by the Pledge of Allegiance

2. **Roll Call**

3. **Announcements by Chair, Correspondence and Communications**

Sign Attendance Form at the Podium.

Please Use Microphones When Speaking.

County Board Group picture taken today after the meeting

Christmas party to follow County Board Meeting.

4. **Accept the minutes of the November 13, 2012 Annual Budget Meeting.**

5. **Reports/ Presentations**

Land and Water Conservation

Soil and Water Conservation Speaking Contest – Winning Speakers

Winning speech by Grace Ribbe - "Problematic Fleas"

Grace is a 5th grader at Three Lakes Elementary School

Winning speech by Cassandra Hogen - "Hot Summer, Hotter Topic"

Cassandra is a senior at Three Lakes High School

6. **Closed Session:**

It is anticipated that the committee will adjourn to closed session pursuant to section 19.85 (1) (c) and (g) for the purposes of (1) considering employment, promotion, compensation or performance evaluation data of any public employee; and (2) for purposes of conferring with legal counsel concerning strategy to be adopted by the governmental body with respect to litigation in which it is or is likely to become involved. (Topic: Personnel Matter).

7. **Public Comment**

8. **Consent Agenda**

Resolution #94-2012 – Offered by the Supervisors of the Administration Committee authorizing 2012 budget transfers.

Resolution #98-20012 – Offered by the Land Records Committee regarding the approval of sale of the land described in Volume 212, Page 199. of the Golf Course Subdivision – Parcel # PL 824.

Resolution #99-2012 – Offered by the Land Records Committee approving a quit claim deed to Thomas L. Boyle and Deborah L Boyle on a parcel of land in the Town of Lynne – Parcel # LY 408.

Resolution #100-2012 – Offered by the Land Records Committee approving a quit claim deed to Brian R. Walters on a parcel of land in the Town of Newbold Parcel # NE 626-1.

Appointments to committees, commissions and other organizations:

To re-appoint Romelle Vandervest to the Library Committee for a term to expire December 2015.

9. Consideration of Resolutions & Ordinances

Tabled Resolution # 78-2012– Offered by the Highway Committee regarding the DOT transfer of lands from Oneida County to the DOT “easement to lands for purposes of highway right-of-way”.

Referred Resolution #87-2012/General Code/OA - Offered by Supervisor Paul Dean amending section 2.39 Forestry, Land, and Outdoor Recreation committee (Rep. & Recr. #55-2011) of the General Code of Oneida County Wisconsin.

Resolution #92-2012/General Code/OA – Offered by Public Safety Committee amending section 1.37 of the General Code of Oneida County. (Disposal of Abandoned Property).

Resolution #93-2012- Offered by the Public Works Committee regarding a quit claim deed to be transferred to the Wisconsin Department of Transportation.

Resolution #95-2012/General Code OA – Offered by the Forestry, Land & Recreation Committee amending Section 14.17(2)(i) of the General Code of Oneida County.

Resolution #96-2012 – Offered by the Forestry, Land & Recreation Committee regarding the Oneida County Forestry Department Annual Work Plan for 2013.

Resolution #97-2012 - Offered by the Forestry, Land & Recreation Committee regarding the Chequamegon-Nicolet National Forest and the failure to comply with the Clark-McNary Act.

Resolution #101-2012 – Offered by the Labor Relations Employee Services regarding the elimination of a half-time Family Court Commissioner position and a half-time Secretary III position.

Resolution #102-2012 – Offered by the Highway, Labor Relations Employee Services, and Solid Waste Building and Grounds Committees regarding the elimination of the Solid Waste Director and Solid Waste Supervisor, creating a Patrol Superintendent/Solid Waste Division position and upgrading the Highway Commissioner position.

10. Other Business

11. Closed Session:

It is anticipated that a motion will be made, seconded and approved by roll call vote to enter into closed session pursuant to Section 19.85(1)(e), “deliberating or negotiating the purchase of public properties, the investing of public funds, or conducting other specified public business whenever competitive or bargaining reasons require a closed session” Topic: health & aging parking.

12. Return to open session

13. Adjournment

Notice of posting

Time: 9:00 p.m.

Date: December 14th 2012

Place: Courthouse

Ted Cushing, County Board Chair, Chief Presiding Officer – Mary Bartelt, County Clerk, posted notice

Additional information on a specific agenda item may be obtained by contacting the person who posted this notice at 715-369-6143.

News Media Notified: 3:00 p.m. Date: 12-14- 2012

Mail/fax/e-mail

Rhineland Daily News

Lakeland Times

Our Town/ Buyer's Guide

WHDG Radio

WXPR Radio I

WJFW TV- Channel 12

Tomahawk Leader

WRJO Radio

WLSL-FM 93.7

Others Notified:

Department Heads

Town Chairs

Notice is hereby further given that pursuant to The Americans with Disabilities Act reasonable accommodations will be provided for qualified individuals with disabilities upon request. Please call Mary Bartelt at 715-369-6143 with specific information on your request, allowing adequate time to respond to your request. See reverse side of this notice for compliance checklist with the WI Open Meeting Law.

GENERAL REQUIREMENTS:

1. Must be held in a location which is reasonably accessible to the public.
2. Must be open to all members of the public unless the law specifically provides otherwise.

NOTICE REQUIREMENTS:

1. In addition to any requirements set forth below, notice must also be in compliance with any other specific statute.
2. Chief presiding officer or his/her designee must give notice to the official newspaper and to any members of the news media likely to give notice to the public.

MANNER OF NOTICE:

Date, time, place and subject matter, including subject matter to be considered in a closed session, must be provided in a manner and form reasonably likely to apprise members of the public and news media.

TIME FOR NOTICE:

1. Normally, a minimum of 24 hours prior to the commencement of the meeting.
2. No less than 2 hours prior to the meeting if the presiding officer establishes there is good-cause that such notice is impossible or impractical.
3. Separate notice for each meeting of the governmental body must be given.

EXEMPTIONS FOR COMMITTEES & SUBUNITS

Legally constituted sub-units of a parent governmental body may conduct a meeting during the recess or immediately after the lawful setting to act or deliberate upon the subject which was the subject of the meeting, provided the presiding officer publicly announces the time, place and subject matter of the sub-unit meeting in advance of the meeting of the parent governmental body.

PROCEDURE FOR GOING INTO CLOSED SESSION:

1. Motion must be made, seconded and carried by roll call majority vote and recorded in the minutes.
2. If motion is carried, chief presiding officer must advise those attending the meeting of the nature of the business to be conducted in the closed session, and the specific statutory exemption under which the closed session is authorized.

SYNOPSIS OF STATUTORY EXEMPTIONS UNDER WHICH CLOSED SESSIONS ARE PERMITTED:

1. Concerning a case which was the subject of a Judicial or quasi-judicial trial before this governmental body. Sec. 19.85(1)(a)
2. Considering dismissal, demotion or discipline of any public employee or the investigation of charges against such person and the taking of formal action on any such matter; provided that the person is given actual notice of any evidentiary hearing which may be held prior to final action being taken and of any meeting at which final action is taken. The person under consideration must be advised of his/her right that the evidentiary hearing be held in open session and the notice of the meeting must state the same. Sec. 19.85(1)(b)
3. Considering employment, promotion, compensation or performance evaluation data of any public employee over which this body has jurisdiction or responsibility. Sec. 19.85(1)(c)
4. Considering strategy for crime detection or prevention. Sec. 19.85(1)(d)
5. Deliberating or negotiating the purchase of public properties, the investing of public funds, or conducting other specified public business whenever competitive or bargaining reasons require a closed session. Sec. 19.85(1)(e)
6. Considering financial, medical, social or personal histories or disciplinary data of specific person, preliminary consideration of specific personnel problems or the investigation of specific charges, which, if discussed in public, would likely have a substantial adverse effect on the reputation of the person referred to in such data. Sec. 19.85(1)(f), except where paragraph 2 applies.
7. Conferring with legal counsel concerning strategy to be adopted by the governmental body with respect to litigation in which it is or is likely to become involved. Sec. 19.85(1)(g)
8. Considering a request for advice from any applicable ethics board. Sec. 19.85(1)(h)

PLEASE REFER TO CURRENT STATUTE SECTION 19.85 FOR FULL TEXT**CLOSED SESSION RESTRICTIONS:**

1. Must convene in open session before going into closed session.
2. May not convene in open session, then convene in closed session and thereafter reconvene in open session within twelve hours unless proper notice of this sequence was given at the same time and in the same manner as the original open meeting.
3. Final approval or ratification of a collective bargaining agreement may not be given in closed session.
4. No business may be taken up at any closed session except that which relates to matters contained in the chief presiding officer's announcement of the closed session.
5. In order for a meeting to be closed under Section 19.85(1)(f) at least one committee member would have to have actual knowledge of information which he or she reasonably believes would be likely to have a substantial adverse effect upon the reputation involved and there must be a probability that such information would be divulged. Thereafter, only that portion of the meeting where such information would be discussed can be closed. The balance of that agenda item must be held in open session.

BALLOTS, VOTES AND RECORDS:

1. Secret ballot is not permitted except for the election of officers of the body or unless otherwise permitted by specific statutes.
2. Except as permitted above, any member may require that the vote of each member be ascertained and recorded.
3. Motions and roll call votes must be preserved in the record and be available for public inspection.

USE OF RECORDING EQUIPMENT:

The meeting may be recorded, filmed, or photographed, provided that it does not interfere with the conduct of the meeting or the rights of the participants.

LEGAL INTERPRETATION:

1. The Wisconsin Attorney General will give advice concerning the applicability or clarification of the Open Meeting Law upon request.
2. The municipal attorney will give advice concerning the applicability or clarification of the Open Meeting Law upon request.

PENALTY:

Upon conviction, any member of a governmental body who knowingly attends a meeting held in violation of Subchapter IV, Chapter 19, Wisconsin Statutes, or who otherwise violates the said law shall be subject to forfeiture of not less than \$25.00 nor more than \$300.00 for each violation.

Prepared by Oneida County Corporation Counsel
Office - 5/16/96