

**Amended Notice of Annual Budget Meeting  
Oneida County Board of Supervisors  
November 13, 2012 – 9:30 a.m.  
Oneida County Courthouse  
County Board Meeting Room 2<sup>nd</sup> Floor**

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Chair Cushing called the meeting to order at 9:30 a.m. in the County Board Meeting Room at the Oneida County Courthouse. There was a brief moment of silence for our troops here and overseas, followed by the Pledge of Allegiance.

**MEMBERS PRESENT:** Supervisors: Gary Baier, Greg Berard, Ted Cushing, Paul Dean, Billy Fried, David Hintz, Scott Holewinski, Jim Intrepidi, Bob Martini, Jack Martinson, Bob Metropulos, Bob Mott, Sonny Paszak, Carol Pederson, Thomas Rudolph, Jerry Shidell, Candy Sorensen, Jack Sorensen, Denny Thompson, Michael Timmons and Romelle Vandervest.

**# OF MEMBERS PRESENT:** 21  
**SUPERVISORS EXCUSED:** 0  
**STUDENT REPRESENTATIVES PRESENT:** 0

**OTHERS PRESENT:** Mary Bartelt, County Clerk; Melodie Gauthier, Deputy County Clerk; Brian Desmond, Corporation Counsel; Marge Sorenson, Finance; Freeman Bennett, Highway; Paul Spencer, Social Services; Dennis O'Brien; Erica Brewster, Tim Brown, U.W.Extension; Kim Baltus, Lara Reed, John Sweeney, Sheriff's Office; and Anna Kazda, Rhinelander Humane Society.

**Announcements by Chair, Correspondence and Communications**

**Sign Attendance Form at the Podium.**

**Please Use Microphones When Speaking.**

**County Board Meeting December 18 2012.**

**Please return any unwanted audit reports to the Finance Department.**

**County Board Group picture taken today after the meeting – meet at the County Clerk's Office.**

**MOTION/SECOND:** Martini/Metropulos to take item #9, "Accept the 2013 Budget as Presented," out of order by the decision of the chair, after Marge Sorenson makes the final adjustments to the budget and returns to the meeting. All "aye" on voice vote, motion carries.

**ACCEPT THE MINUTES OF THE OCTOBER 16, 2012 REGULAR MEETING.**

**MOTION/SECOND:** Vandervest/J.Sorensen to accept the minutes of October 16, 2012 as presented.

Corrections, additions and deletions: Rudolph – page 13, under seconded by: Supervisor Hintz, second line in paragraph the word "applies" should be "implies".  
19 - "aye" on voice vote, 2 - Abstained Baier and Metropulos, motion carries.

**REPORTS/ PRESENTATIONS**

**2011 Audit Report by Schenck and Assoc.** – Amber Danielski – Schenck & Associates, gave a brief summary on the updated Counties Annual Financial Report –

December 31, 2011. Ms Danielski pointed out in 2011 there were two new County Policy standards that were implemented. First, the Government Accountants County Standards Board implemented some changes regarding fund balance reporting and some terminology, which may have changed in the fund balance. The second change is county estimates. A couple areas inside the financial statement that are based on estimates and not set numbers, can fluctuate from year to year.

The unassigned total General Fund balance of \$10,134,747, approximately 33%, is the amount of fund balance the County can use for any project in the coming years that wasn't originally budgeted for. \$250,000 of the \$10,134,747 amount was applied in the 2012 budget to help reduce the levy. Overall the General Fund balance is in excellent condition.

Sorenson reiterated that we do use our general fund for projects and that our general fund is in a respectable financial position.

Supervisor Fried asked 3 questions regarding the County's financial position:

1. What is the County's lending ability?
2. What is our debt in regards to loans and at what percentage now?
3. Regard to the restrictive fund balance: Is there a list of what this money is restricted too?

Sorenson stated there is a list of restrictive funds in her office. Amber Danielski stated the debt is on page 39 in the report regarding outstanding general obligations and Oneida County's lending ability is \$345 million under state legal statutes.

**MOTION/SECOND: Vandervest/Martinson** to accept the 2011 Audit report as presented. 20 "Ayes" on voice vote, 1 Nay- Shidell, motion carries.

Supervisor Shidell stated to Chairman Cushing, on page 40 of the Larmer's Parliamentary Procedure Guide, technically if the group agrees, by motion or unanimous consent, to accept or approve a report, it is agreeing to the accuracy of the report's contents and conclusions or to any recommendations the report may contain. Supervisor Shidell feels the County Board should not "put their seal of approval on it" and therefore will vote nay to "accepting" the report.

**Treasurer's 2012 Annual Report –** Kris Ostermann updated the County Board on the 2012 Treasurer's Report. Ostermann explained to the County Board the list of delinquent taxes and the amount of taxes collected. Environmental assessments are completed on the properties and anything that is questionable the County will not take the property. However, the state has changed the rules that the County does not have to fix up the property or make it environmentally safe. The responsibility lies on the buyer. Ostermann states the County has not decided to take any property that may be environmentally unsafe.

Ostermann explains after 4 years the County starts the foreclosure process due to non-payment of taxes by taking out a tax lien on the property. The owners can take it out of foreclosure before they go to court by paying the back taxes and any fees. Ostermann states the County really tries to work with the owners before going to court and taking the property. Also, there is some help out there that the state has for landowners who are in foreclosure. Wisconsin law requires that tax certificates shall be void eleven years

after issuance which means if the 2000 taxes are not collected on or before December 31, 2012, the Treasurer is required to void these taxes in January 2013.

Supervisor Hintz stated on the November Agenda, it is stated the Treasurer's report reads 2013 Annual Report and it should be 2012. November agenda amended.

**MOTION/SECOND: Shidell/Paszak** move to receive the Treasurer's 2012 Annual Report.

Shidell states the Board should "receive" and not "accept" the report in case of inaccuracy.

Supervisor Martini questioned Corporation Counsel, Brian Desmond on the difference between "receive" and "accept". Desmond's response is "if you accept or approve the report, Larmer's states you are accepting the accuracy of the conclusions therein the report". You could also be approving policies or policy changes that are in those documents. Receiving the report just states we have it physically and received it to keep on file to review. Martini states he would like to speak against Supervisor Shidell's statement, by stating there is no indication that the Treasurer's report is incorrect. A roll call vote will be taken on whether to "receive" the report instead of accepting the report.

Desmond stated when questioned whether to "receive or accept" the report, legally you do not want to accept or approve, stating that in the Larmer's Guide it states to merely receive them and keep them on file.

**ROLL CALL VOTE:** 15 Ayes, 6 Nays- Martini, Dean, C.Sorensen, Martinson, Metropulos and Intrepid. Motion to receive the Treasurer's report, passes.

**2013 BUDGET SUMMARY** – Marge Sorenson gave a quick review of the 2013 Budget Summary. The budget and expenses are \$49,523,834. Revenues - \$30,872,745. County Sales tax – \$3,65,000. General property tax levy is \$15,001,089 a reduction of (\$1,600). Equalized value of the County dropped to \$6,710,396 which means the rates will go up 3.7%. Sorenson states the County applied \$585,000 out of the General Fund to the levy limits and the levy freeze for the 2013 Budget. Currently, as it stands the County will apply \$119,000 to the non-excluded levy (Ambulance, Libraries and Town Bridge Aid are all excluded). Sorenson states we should earn the levy limits. Sorenson went over the Schedule of Substantial Changes:

Wage & Fringe Increase	143,000,
Increase in Health Insurance	250,000
Increase in Retirement	85,000.
Reduction of 4.40 FTE positions	(140,000)
Decrease in Retirement for Protective positions	(146,000)
Various Personnel changes / (health Ins. reduct)	(110,000)
Decrease in Continuing Appropriations applied	244,000
Decrease in Shared Revenue	18,000
Decrease in Planning & Zoning Revenues	25,000
Decrease in Land Conservation Revenues	47,000
Decrease in Vacancy Reduction Dollars	41,000
Increase in Animal Shelter Donation	40,000
Increase in County Sales Tax	(50,000)
Decrease in General Public Liability	(25,000)

Decrease in Sheriff's Department Levy	(23,000)
Decrease in Ambulance Levy	(77,000) * Excluded from Levy Limits
Decrease in Social Services Levy (excluding positions)	(75,000)
Increase in Indirect Cost Reimb. From ADRC	(25,000)
Decrease in Debt Service	(175,000)
<b>Subtotal</b> – Significant items presented to Admin. Committee	47,000
<b><u>Budgeted</u></b>	
2012 Tax Levy	15,002,689
2013 Proposed Tax Levy	<u>15,001,089</u>
DECREASE IN TAX LEVY	(1,600)

More discussion took place between the Finance Director and the County Board.

**PUBLIC COMMENT:**

Erica Brewster, UW Ext. introduced Tim Brown - Community Resource Development Agent.

Tim Brown gave a brief history on his background and what he would like to accomplish in his new position replacing Dan Kuzlik, as Community Resource Development Agent.

Dennis O'Brien – States he would like to express his opinion on 2 issues. The 1<sup>st</sup> issue is regarding the Auditor and the discussion on the analysis comparing Oneida with other counties. Oneida County does a superb job with keeping tax rates down and has good services. Mr. O'Brien feels it is not in the interest of the citizens to cut services and he is urging the Board to keep doing a superb job. The 2<sup>nd</sup> topic is that Mr. O'Brien feels there is a general impression that the Board wants to restrict their actions to the general citizens. Mr. O'Brien states the public can not get minutes until well after the actions are taken. He would like the Board to get the public's view before decisions are made, so the citizens can participate by giving their point of view about how the government's functioning.

Supervisor Shidell would like Resolution # 91-2012 pulled from the consent agenda for discussion. Chairman Cushing approved moving Resolution 91-2012 to # 8 - Consideration of Resolutions & Ordinances, for further explanation.

**CONSENT AGENDA**

**RESOLUTION #91- 2012-** offered by the Social Services Committee regarding its intent to continue participation for one year in the multicounty consortium, to continue the Income Maintenance Program.

**APPOINTMENTS TO COMMITTEES, COMMISSIONS AND OTHER ORGANIZATIONS:** - None.

Commence public hearing on the Oneida County 2013 proposed budget. Accept/consider comments and/or correspondence from the public and take whatever action is deemed necessary. Time: 10:45 a.m.

**PUBLIC COMMENT ON BUDGET:**

Regarding Tourism – reinstating \$15,000 back into the 2013 Budget

Kerri Zambon, member of Tourism Council

Kim Baltus, Chamber of Commerce

Lara Reed, Chamber of Commerce

Regarding U.W. Extension – reinstating full-time position of \$17,000 back into the 2013 Budget

Erica Brewster, U.W. Extension

Jim Winkler: Regarding 4 H youth development.

Regarding Oneida County Dive Team – reinstating \$23,000 back into the 2013 Budget

John Sweeney, Sheriff's Dept.

Close public hearing and continue with agenda items. Time: 11:14 a.m.

10:00 minute break 11:15 a.m. to 11:25 a.m.

Supervisor Hintz commented on the 2013 Budget stating the department heads work hard on putting together their budget and then it will get reviewed by the committee of their jurisdiction where they add, delete and question the department's budget. After the budgets are tweaked, they move on to the Administration Committee Budget Hearings. Supervisor Hintz asks the Board to respect everyone's opinion and to please be professional while discussing the budget.

**MOTION/SECOND: Shidell/Fried** to accept the 2013 Budget as presented. No action taken.

More discussion took place regarding the 2013 budget.

**MOTION/SECOND: Martini/Pederson** would like to amend the main motion (to accept the budget) to add all three; Tourism of \$15,000, U.W. Extension \$17,000 and Dive team \$23,000 back into the 2013 Budget for a total of \$55,000. No action taken.

Shidell requested to amend, to include the Tourism, 4-H / U.W. Extension and Dive Team for a total of \$55,000, but take each one individually to amend the 2013 budget. Chairman Cushing agreed upon the split of the three items in the amended motion.

Marge Sorenson stated that if we take \$55,000 and add the \$250,000 we already have taken out of the General Fund for recurring expense you will need to do it next year and so on. Sorenson suggests to keep the Bond Reading Companies happy to change the amount coming out of the General Fund to \$305,000, knowing you will have to do this next year, to reduce the levy, and then put the \$55,000 back in.

Per Desmond: County Board needs to vote on the 3 amendments first with a roll call vote before the main motion is voted on. Also, if the board approves the 3 amendments we go back to the main motion and if the main motion, including the 3 amendments, would fail all the amendments would fail too and the motion for amendments would have to be recreated. If the amendments fail the main motion would still need to be voted on by itself.

**ROLL CALL VOTE ON AMENDMENT SEPERATING THE 3 ITEMS:**

**Tourism:** (\$15,000) to reinstate into the 2013 Budget. 18 Ayes, 3 Nays – Shidell, Paszak, Thompson. Motion carries.

**U. W. Extension:** (\$17,000) to reinstate full-time position into the 2013 Budget. 18 Ayes, 3 Nays- Baier, Shidell, Paszak. Motion carries.

**Dive team:** (\$23,000) to reinstate into the 2013 Budget. 20 Ayes, 1 Nay – Shidell. Motion carries.

12:35p.m. - Supervisor Dean excused.

Desmond stated we are now back to the main (amended) motion to approve the budget with the 3 amendments.

Supervisor Mott would like to reconsider Resolution # 61-2012 -Rhineland Area Silent Trails Association (Rasta) Resolution.

Desmond stated this is not the time to make policy changes, only budget changes. The RASTA contract has been signed and if we amend Resolution # 61-2012, this would be a breach of contract. No action taken.

12:50 p.m. – Supervisor Dean returns.

**MOTION/SECOND: J.Sorensen/Martinson** to amend the original amended motion. On page 12, of the 2013 Budget. To eliminate (North Central Regional Planning (\$46,000).

Desmond stated that there are two items he would like pointed out, and that is that the North Central Regional Planning Commission is a statutorily created and organized commission pursuant to Wisconsin State statues section 66.0309 under sub-section (14), entitled Budget and Service Charges, sub. (b), Where one-half or more of the land within a county is within a region, the Chairperson of the regional planning commission shall certify to the County Clerk before August 1<sup>st</sup> of each year the proportionate amount of the budget charged to the County for the services of the Regional Planning Commission. Unless the County Board finds the charges unreasonable, and institutes the procedures under par. (d), it shall take legislative action, as necessary, to provide the funds called for in the certified statement.

The procedure then, under par. (d) would be to submit the matter to an arbitrator and go through arbitration with the Regional Planning Commission over that bill.

The second item is under sub-section (16), under Withdrawal, which states, A local unit may withdraw from the Regional Planning Commission at the end of any fiscal year by a 2/3 vote, of the members-elect of the governing body taken at least 6 months before the effective date of withdrawal. However, the local unit will be responsible for its allocated share of the contractual obligations of the regional planning commissions continuing beyond the effective date of its withdrawal.

More discussion took place. No action taken.

**ROLL CALL VOTE:** 10 Ayes, 11 Nays – Martini, Rudolph, Metropulos, Paszak C.Sorensen, Dean, Mott, Vandervest, Berard, Pedersen, Cushing. Motion fails

**MOTION/SECOND: Holewinski/Vandervest** to amend the main amended motion by increasing sales tax revenue by \$50,000. (lowering the levy by \$50,000). 21 Ayes, 0 Nays. Motion carries.

Supervisor Holewinski asked Anna Kazda of the Oneida County Humane Society to explain the need for the \$40,000 in the budget. Ms Kazda explained who uses the shelter and how they bill for strays from townships and the City of Rhinelander, Ms Kazda stated they will not be billing the townships for the strays of \$25.00, if the \$40,000 stays in their the budget. Also, the \$40,000 will help with the shelter's operating costs.

**MOTION/SECOND: J.Sorensen/C.Sorensen** to call roll on the main amended motion "to Approve the Amended 2013 Budget" (Amending the \$55,000 back into the 2013 budget- \$15,000 back into the Tourism Budget, \$17,000 back into the U.W. Extension / 4-H Budget, \$23,000 back into the Dive Team Budget and increasing the County Sales Tax \$50,000). 20 Ayes 1 Nay – Shidell, motion carries.

Supervisor Berard – excused 1:40 p.m.

### **CONSIDERATION OF RESOLUTIONS & ORDINANCES**

**CONSENT AGENDA RESOLUTION #91- 2012**-(taken off consent agenda by Supervisor Shidell). Offered by the Social Services Committee regarding their intent to continue participation for one year in the multicounty consortium, to continue the Income Maintenance Program.

Paul Spencer, Director of Social Services explained this is a follow-up to last years Income Maintenance resolution.

**MOTION/SECOND: Rudolph/Vandervest** – to Amend Resolution # 91-2012 by deleting on line 35 of the Resolution, the end of the sentence, starting at "with" deleting line 36 and through "consortium" in line 37. All "Aye" on voice vote, motion carries.

**ROLL CALL VOTE ON AMENDED RESOLUTION # 91-2012:** 19 Ayes 1 Nay- Shidell 1 Absent – Berard.

**AMENDED RESOLUTION #91-2012**- Adopted.

### **RESOLUTION # 89-2012**

Resolution offered by the Administration Committee.

Resolved by the Board of Supervisors of Oneida County, Wisconsin:

**WHEREAS**, pursuant to Sec. 59.62(1)(2), Wis. Stats., the Oneida County Board may delegate to any officer or employee any authority assigned by law to the Board to invest County funds. Further, if the Board delegates authority under this section, the Board shall periodically review the exercise of the delegated authority by the officer or employee.

**WHEREAS**, pursuant to Oneida County Code 1.13(6)(a), the Oneida County Board has delegated this authority to the Oneida County Auditor/Finance Director with the restriction that the County Board shall review the County Auditor/Finance Director's exercise of this authority annually at the November meeting of the Board.

**WHEREAS**, the Oneida County Board hereby confirms that they have reviewed their delegation of the authority to invest County funds.

**NOW, THEREFORE, BE IT RESOLVED** that the Oneida County Board affirms that the authority assigned by law to the Board to invest County funds is hereby delegated to the Oneida County Auditor/Finance Director.

Offered and passage moved by Supervisors: Cushing, Thompson, Paszak, Hintz and Shidell.

**ROLL CALL VOTE:** 20 Ayes, 0 Nays, 1 Absent – Berard.

**RESOLUTION #89-2012:** Adopted.

**RESOLUTION # 90-2012**

Resolution offered by the Supervisors of the Administration Committee.

Resolved by the Board of Supervisors of Oneida County, Wisconsin:

**WHEREAS**, the governing body of each county is required by secs. 34.05 and 59.61, Wis. Stats. to designate, by resolution, one or more public depositories, organized and doing business under Wisconsin or U.S. laws and located in Wisconsin; and

**WHEREAS**, one or more county depositories is required to be designated as a “working bank” under sec. 59.61, Wis. Stats., and Associated Bank North located at 8 West Davenport Street in the City of Rhinelander, Wisconsin has been so designated; and

**WHEREAS**, every federal or state credit union, state bank, federal or state savings and loan association, savings and trust company and mutual savings bank and every national bank, located in this State which complies in all respects as to public deposits with Chapter 34, Wis. Stats. and which will accept payments made by the State under sec. 16.412, Wis. Stats., may be designated as a public depository and may receive and hold public deposits; and

**WHEREAS**, all those banks, credit unions, savings and loan associations, trust companies and mutual savings banks which are state and federally chartered and are located in the State of Wisconsin, are qualified to be a public depository of County funds not immediately needed which funds may be invested in time deposits by the Investment Officer under the authority granted by secs. 59.61, 59.62, Wis. Stats., and sec. 1.13 of the Oneida County General Code.

**NOW, THEREFORE, BE IT RESOLVED**, by the Oneida County Board of Supervisors that it hereby designates all those banks, credit unions, savings and loan associations, trust companies and mutual savings banks chartered under state and U.S. laws and located in the State of Wisconsin, and the Local Government Investment Pool as County depositories under secs. 59.61 and 34.05, Wis. Stats.

For purposes of enumeration, the financial institutions named below have made a specific request to be named an Oneida County depository and are so designated by way of this resolution:

- Associated Bank NA, 8 W Davenport St., Rhinelander, WI 54501
- Associated Bank, Minocqua Branch, 8751 Highway 51N & 70W, Minocqua, WI 54548
- BMO Harris Bank, N.A., 7 N Brown St., Rhinelander, WI 54501
- BMO Harris Private Bank N.A, 500 Third St., Wausau, WI 54402-0209
- Citizens Bank, 5597 Highway 10E, Stevens Point, WI 54481
- CoVantage Credit Union, 502 W Pioneer St., Crandon, WI 54520-0365
- CoVantage Credit Union, 905 Boyce Dr., Rhinelander WI 54501
- First National Bank of Eagle River, 400 East Wall St., Eagle River 54521
- First National Bank of Eagle River, 1811 Superior St. Three Lakes, WI 54562
- First National Bank of Eagle River, 240 Hwy 70 W, St. Germain, WI 54558
- Mid-Wisconsin Bank, 2170 Lincoln St., Rhinelander, WI 54501-0619
- Northwoods National Bank, 1255 Lincoln St., Rhinelander, WI 54501
- Peoples State Bank, 8 E Anderson St., Rhinelander, WI 54501
- Tomahawk Community Bank, SSB, 15 East Wisconsin Ave, Tomahawk, WI 54548
- Ripco Credit Union, 121 Sutliff Ave., Rhinelander, WI 54501
- River Valley Bank, 8590 Hwy 51 N, Minocqua, WI 54548

UBS Financial Services, 10001 Woodloch Forest Dr., The Woodlands, Texas 77380  
US Bank, 9670 Hwy 70 W, Minocqua, WI 54548

This resolution shall be effective for the term of one year, beginning November 13, 2012.  
Approved by the Administration Committee this 8<sup>th</sup> day of October, 2012.

Offered and passage moved by Supervisors: Cushing, Thompson, Paszak, Hintz and Shidell.

**ROLL CALL VOTE:** 20 Ayes, 0 Nay, 1 Absent – Berard.

**RESOLUTION # 90-2012** – Adopted.

**MOTION/SECOND:** Rudolph/Vandervest to enter into closed session pursuant to section 19.85 (1)(e) and (g) for purposes of (1)deliberating the County’s position in a matter relating to collective bargaining under sub. ch. I, IV, or V of ch. 111, stats. when bargaining reasons require a closed session. Pursuant to section 19.82(1) stats., the Committee is not considered a governmental body whenever it is meeting for the purpose of collective bargaining under sub. ch. I, IV, or V of ch. 111, stats. and (2) 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 and (e) deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session."

TOPICS:

- (a) Act 10--Judge Colas decision
- (b) Health and Aging Parking Issue

**ROLL CALLVOTE:** 20 Ayes, 0 Nays, 1 Absent – Berard. Time : 1:53 p.m.

Supervisor Vandervest – Excused  
Supervisor Fried - Excused

**MOTION/SECOND:** J.Sorensen/Pederson to return to open session. Time: 2:30 p.m.

**ROLL CALL VOTE:** 18 Ayes, 0 Nays, 3 Absent – Berard, Fried and Vandervest.

No announcement on closed session from the Chair.

Finance Director, Marge Sorenson returned with the adjusted summary statement and stated the sales tax estimates for 2012 should be approximately \$3.6 million. The general property tax is \$14,951,089 a reduction of (\$51,600) which is \$16,000 less than last year. Also, rate per 1,000 equal value would be 3.2% increase in the rate.

**OTHER BUSINESS** - None

**ADJOURNMENT**

**MOTION/SECOND:** Rudolph/ Paszak to adjourn at 2:33 pm. All “Aye” on voice vote, motion carries.