

**Regular Meeting
Oneida County Board of Supervisors
Tuesday, October 20, 2015 – 9:30 a.m.
Oneida County Courthouse
County Board Meeting Room 2nd Floor**

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

Chairman Hintz noted the passing of former Supervisor Peter Wolk who passed away September 19, 2015. Hintz stated Wolk was Supervisor for the Minocqua area – District 18, and Peter was his mentor when he started on the County Board. Peter Wolk will be greatly missed by all and condolences go out to his family.

MEMBERS PRESENT: Supervisors: Ted Cushing, Bill Freudenberg, Billy Fried, Scott Holewinski, Jim Intrepidi, David Hintz, Mitchell Ives, Robb Jensen, Tom Kelly, Lance Krolczyk, Bob Metropulos, Bob Mott, Sonny Paszak, Carol Pederson, Tom Rudolph, Michael Timmons, Alan VanRaalte, Alex Young(arrived at 9:45 a.m.) and Lisa Zunker.

OF MEMBERS PRESENT: 19.

SUPERVISORS EXCUSED: Greg Oettinger and Jack Sorensen.

STUDENT REPRESENTATIVES PRESENT: 3 - Marie Aguirre, Alternates – Alec Bess and Amanda Morgan.

• **Introduction of alternates to Teens Active in Government**

Lynn Feldman introduced Amanda Morgan, Lakeland Union High School, and Alec Bess, Rhinelander High School, as the alternates to the Teen Active in Government program.

OTHERS PRESENT: Mary Bartelt, County Clerk; Melodie Gauthier, Chief Deputy Clerk; Brian Desmond, Corporation Counsel; Mike Romportl, Land Information; Lisa Charbarneau, LRES; Lynn Feldman and Sara Richie, UW Extension; Margie Sorenson, Finance Director; John Frederick, Actuary/Consultant; Mary Rideout, Social Services; Freeman Bennett, Highway Department.

ANNOUNCEMENTS BY CHAIR, CORRESPONDENCE AND COMMUNICATIONS

- Sign Attendance Form at the Podium
- Please Use Microphones When Speaking

Chairman Hintz also stated the Board is looking for a citizen member for the Law Enforcement Grievance Committee.

ACCEPT THE AMENDED MINUTES OF AUGUST 18, 2015 REGULAR MEETING AND SEPTEMBER 15, 2015 REGULAR MEETING.

MOTION/SECOND: Cushing/ Paszak to accept the Amended August 18, 2015 and the September 15, 2015 regular minutes. **Corrections, additions or deletions:** Supervisor Mott states on August 18, 2015, page 2, under County Board questions – Supervisor Mott, line 3, strike the word “prohibits” and insert the word “allows”. Supervisor Rudolph stated in the September 15, 2015 minutes page 1, under Others Present: to add Margie Sorenson, Finance Director and the second paragraph from the bottom 3rd line, the word “ask” should be “asked”. Page 2, under the Oneida County Humane Society paragraph, line 8, the word “capital” should be “capita”. Under the 2014 Schenck and Associates Report, line 6, the word “questioned” should be “question”. Page 3, Resolution #69, the last line the word “covey” should be “convey”. All “aye” on voice vote, motion passes.

REPORTS/PRESENTATIONS

- Actuarial Report-John Frederick

Oneida County provides health insurance to retired employees and this is accrued over the length of their employment. Frederick gave a brief review of the Actuarial Report for the retiree health completed as of January 1, 2015 of the liability for postretirement benefits other than pensions that are provided to retired employees of Oneida County. The Actuarial Report states that the post-retirement medical benefits are the same (with some minor variations) for seven employee groups; one union plus six other groups of employees. The results of the valuation as of January 1, 2015 are summarized as follows:

Actuarial Present Value of Projected Benefits

Active Employees	\$7,777,663
Retired Employees	<u>2,539,363</u>
Total	\$10,317,026

Actuarial Accrued Liability

Active Employees	\$4,418,931
Retired Employees	<u>2,539,363</u>
Total	\$6,958,294

Frederick stated there were actuarial losses during the last two years. The primary source of the losses was the retirement of more employees than expected at ages younger than expected. This loss was partially offset by gains due to fewer retirees electing to cover their spouse. Employees starting after January 2010 are not eligible for retiree health insurance benefits.

Discussion followed.

MOTION/SECOND: Jensen/Pederson to accept the Actuarial Report as presented. All “aye” on voice vote, motion carries.

- **UW Extension Presentation**

A presentation on UW Extension was presented by Lynn Feldman, 4-H Youth Development Agent /Department Head and Sara Richie, Family Living Agent.

Funding for UW Extension for 2015 consists of County Tax Levy of \$188,747; State/Federal Direct Support of \$125,010; State/Federal indirect Support of \$289,570 and Federal Funds – Oneida/Langlade County. Wisconsin Nutrition Education Program (WNEP): \$225,000. The staff consists of the 4-H Youth Development Agent/Department Head, (1) Family Living Agent, (1) Community, Natural Resource, Economic Development (CNRED) Agent, 1 WNEP Coordinator, (2) WNEP Educators and (2) County Support Staff. The County appointed agents are State employees and are 60% State funded and 40% County funded. WNEP staff is federally funded and are also State employees.

U.W. Extension’s general office services consist of soil and water testing, plant and bug identification, pressure canner lid testing, Master Gardener Program provide a link to the University of Wisconsin services and resources, and also give support to the Oneida County Fair.

The 4-H Youth Development Program focuses on social, emotional and physical well-being, workforce readiness, leadership and citizenship through many programs that they offer.

Family Living Programs (Strong Bones) consist of working with older adults to help strengthen muscles and increase bone density.

Food Safety and Preservation Program and Safe and Healthy Food Pantries Project work with food borne illness, proper canning methods and testing of pressure cooker lids.

There is also a Parenting the First Years newsletter and an eParenting blog for parents of 6-9th graders.

The Wisconsin Nutrition Education Program (WNEP) is federally funded and serves low income residents. This program teaches nutrition education, food safety and food insecurity issues.

The Community, Natural Resource and Economic Development (CNRED) takes a scholarly approach to strengthening communities and local government through educational programming.

Discussion took place and questions were addressed from the County Board.

CONSENT AGENDA

Resolution #79-2015 / General Code O/A - Offered by Forestry, Land and Recreation Committee amending Section 14.10 of the General Code of Oneida County (14.10 (9) Disposal of Refuse.

Resolution #80-2015- Offered by Land Records Committee regarding a quit claim deed to Donald Bischel (Part of NE 682) from Oneida County to be attached to parcel NE 682-4, Town of Newbold.

Resolution #81-2015 - Offered by Land Records Committee regarding a quit claim to convey NE 346-7, excess right-of-way along Soo Lake Rd. Located in the SW-SW of Section 32, T37N, R. 8E. to adjoining landowners and right-of-way to Town of Newbold.

MOTION/SECOND: **Cushing/VanRaalte** to approve the Consent Agenda as presented.

Roll Call Vote: 19 Ayes, 0 Nays, 2 Absent – Oettinger and Sorensen,

Student Representatives: 3 Ayes.

Consent Agenda: Resolution #79-2015 / General Code O/A – Enacted. Resolution #80 and #81-2015 – Adopted.

Bill Freudenberg – excused 10:25 a.m.

RESOLUTION #82-2015

Resolution offered by the **Land Records** Committee.

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

WHEREAS, the Oneida County Board of Supervisors passed a motion at the August 18th, 2015 meeting to sell tax foreclosed parcel number NE 93 to the Town of Newbold for \$15,000.00.

WHEREAS, on September 26th, 2015 the Town of Newbold adopted Resolution Number 15-03 which authorizes the Town Board of the Town of Newbold to purchase NE 93 from Oneida County for \$15,000.00.

WHEREAS, the Land Records Committee recommends that the County Board approve the final sale of NE 93 to the Town of Newbold as described in Exhibit A below.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of Oneida County hereby approves the sale of parcel number NE 93 as described in Exhibit A to the Town of Newbold for \$15,000.00 and to close on the property by December 1, 2015.

BE IT FURTHER RESOLVED, that the County Clerk is authorized to sign and place the county seal upon a quit claim deed for the parcel listed in Exhibit A to the Town of Newbold; and,

BE IT FURTHER RESOLVED, that the County Treasurer is authorized and instructed to assign to the Town of Newbold, at the time of issuance of the quit claim deed, all county certificates on the property conveyed.

Approved by the Land Records Committee this 13th day of October, 2015.

Offered and passage moved by Supervisors: Intrepidi, Paszak, Oettinger, Timmons and Zunker.

Parcel Identification Number: NE 93, Town of Newbold

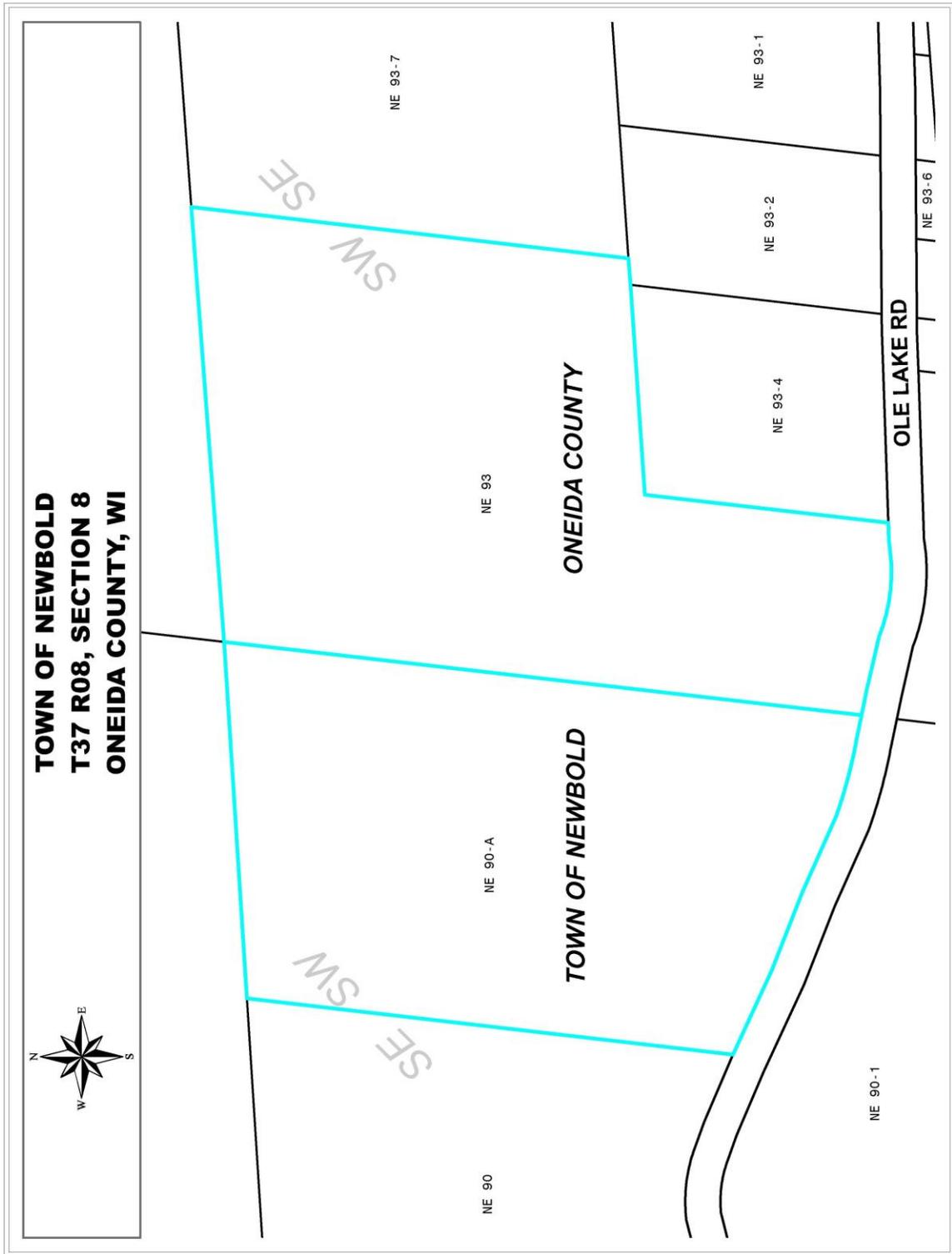
Grantee: Town of Newbold, 4608 Apperson DR, Rhinelander WI 54501

Description: A parcel of land being all of the SW ¼ of the SE ¼, Section 8, Township 37 North, Range 8 East, lying north of the present town road (Ole Lake RD), EXCEPT the East 550' and EXCEPT that part conveyed in Vol. 554, page 345, Vol. 214, page 633, Vol. 367, page 60, Vol. 517, page 408, and Vol. 379, page 609, of the Oneida County Records.

Being in Oneida County, Wisconsin.

Subject to easements, reservations, restrictions and right-of-way of record.

See map next page



Roll Call Vote: 18 Ayes, 0 Nays, 3 Absent – Oettinger, Freudenberg, Sorensen.

Student Representative: 3 Ayes.

Resolution #82-2015: Adopted.

RESOLUTION #83-2015

Resolution offered by the Supervisors of the Labor Relations Employee Services Committee.
Resolved by the Board of Supervisors of Oneida County, Wisconsin:

WHEREAS, the Facilities Director met with the Human Resources Director to review and discuss the classifications of the Maintenance Technician positions within the Building and Grounds Department; and

WHEREAS, the Facilities Director and Human Resources Director determined that the duties and responsibilities of the Maintenance Technicians located at the Law Enforcement Center had increased in the level of work being performed due to the licensures, education and experience of the incumbent employees that are above the requirements for the positions, combined with market conditions, the law enforcement environment, and dollar savings due to projects not having to be outsourced merits a reclassification of the positions: and

WHEREAS, the Facilities Director and Human Resources Director determined that the duties and responsibilities of the Maintenance Technicians located at the Courthouse had a higher level of duties and responsibilities than originally called for due to the licensures, education and experience of incumbent employees, along with market conditions, internal departmental comparisons and dollar savings due to projects not having to be outsourced merits a reclassification of the positions; and

WHEREAS, the Building and Grounds Committee did concur with the determinations made by the Facilities Director and Human Resources Director regarding the Maintenance Technician positions and believes it is in the best interest of the County to maintain higher qualified individuals in these positions in order to use less outside vendors and save money; and

WHEREAS, the Building and Grounds Committee did recommend to the Labor Relations Employee Services Committee the reclassification of the Maintenance Technician positions in the Building and Grounds Department; and

WHEREAS, the Labor Relations Employee Services Committee did review the recommendation of the Building and Grounds Committee and does recommend the reclassification of the Maintenance Technicians in the Building and Grounds Department.

NOW, THEREFORE, BE IT RESOLVED, by the Oneida County Board of Supervisors that effective January 2, 2016, the following shall occur:

- Two Maintenance Technician positions at the Law Enforcement Center will be reclassified from Grade Level G of the Non-exempt Wage Schedule to Grade Level I of the Non-exempt Wage Schedule.
- Two Maintenance Technician positions at the Courthouse will be reclassified from Grade Level G of the Non-exempt Wage Schedule to Grade Level H of the Non-exempt Wage Schedule.

BE IT FURTHER RESOLVED, by the Oneida County Board of Supervisors that by adoption of this resolution it shall be deemed that all costs will be included in the 2016 Building and Grounds Departmental budget for 2016 as set forth in the fiscal impact statement which is attached hereto and made a part hereof.

Approved by the Labor Relations Employee Services Committee this 30th day of September, 2015.

Offered and passage moved by Supervisors: Cushing, Fried, Hintz, Pederson and Paszak.

ONEIDA COUNTY			
FISCAL IMPACT			
Reclassification of Maintenance Technicians-4 positions			
Increase in Grade Level			
2015 Wage Rates, 2015 Fringe Benefit Rates			
Reclassification of Maintenance Technicians-4 positions			
Incumbant Placements-4 Positions			
	Annual		
Wages	19,264		
Social Security	1,474		
Retirement-er	1,310		
Health Ins-Maximum	nc		
Life Ins-Estimated	80		
Workers Comp	449		
Income Continuation Ins	-		
TOTAL COST	22,577		
Revenue Source: Tax Levy \$4,820 and State Aids \$2,583			
4 Postions			
	Hire Rate	Step 6	Maximum
Wages	17,433	19,890	22,425
Social Security	1,334	1,522	1,716
Retirement-er	1,185	1,353	1,525
Health Ins-Maximum	nc	nc	nc
Life Ins-Estimated	60	80	100
Workers Comp	406	463	523
Income Continuation Ins	-	-	-
TOTAL COST	20,418	23,308	26,289
Funding Source: Tax levy			

Roll Call Vote: 18 Ayes, 0 Nays, 3 Absent – Oettinger, Sorensen and Freudenberg.

Student Representatives: 3 Ayes.

Resolution: #83-2015: Adopted.

RESOLUTION #84-2015

Resolution offered by the Supervisors of the Social Services/Family Care/Veterans Services Committee.

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

WHEREAS, NEWCAP Inc. has received Federal monies under the Community Development Block Grant (CDBG) program, administered by the Wisconsin Department of Administration (DOA) Division of Housing (DOH) for the purpose of the provision of SOAR (SSI/SSDI Outreach, Access, and Recovery) Services; and

WHEREAS, the Oneida County Board will work with NEWCAP Inc. on initiating the project within the county; and

WHEREAS, NEWCAP Inc. is a private, non-profit corporation, with one or more staff members who have been certified by the Substance Abuse and Mental Health Services Administration of the U.S. Department of Health Services as having successfully completed

training in the SOAR model; and

WHEREAS, Oneida County and NEWCAP Inc. will work together to provide SOAR services to eligible recipients within a DOH SOAR program service area; and

WHEREAS, no County tax levy is being or will be requested for this program.

NOW, THEREFORE, BE IT RESOLVED, that the Oneida County Board of Supervisors does hereby approve and authorize initiating the SOAR Program in Oneida County.

Approved by the Social Services/Family Care/Veterans Services Committee this 29th day of September, 2015.

Offered and passage moved by Supervisors: Freudenberg, Metropulos, Pederson, Ives and VanRaalte.

Roll Call Vote: 18 Ayes 0 Nay, 3 Absent – Oettinger, Sorensen and Freudenberg.

Student Representatives: 3 Ayes.

Resolution #84-2015: Adopted.

RESOLUTION #85-2015

Resolution offered by the Supervisor Carol Pederson.

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

WHEREAS, the Department of Health Services (DHS) based Community Option Program (COP) funding for Mental Health (MH) services on 2013 actual expenditures; and

WHEREAS, the 2015-2017 Wisconsin State Biennial Budget transfers COP MH funds administered by the Department of Social Services to the Community Mental Health Program administered by the Human Service Center for 2016; and

WHEREAS, the reduction of the COP funds from the Department of Social Services does not reflect actual expenditures in COP mental health services for 2015; and

WHEREAS, the reduction of the COP funds from the Department of Social Services budget would negatively affect client services in 2016; and

WHEREAS, DHS may modify allocations among agencies if all agencies impacted agree

NOW, THEREFORE, BE IT RESOLVED, that the Oneida County Board of Supervisors does hereby approve the transfer of \$30,000 from the Community Mental Health Program administered by the Human Service Center to the Community Option Program (COP) administered by Department of Social Services.

Approved by Supervisor Carol Pederson this 14th day of October, 2015.

Seconded by: Supervisor VanRaalte.

Offered and passage moved by Supervisor: Pederson.

Roll Call Vote: 18 Ayes, 0 Nay, 3 Absent – Oettinger, Sorensen and Freudenberg.

Student Representatives: 3 Ayes.

Resolution #85-2015: Adopted.

RESOLUTION #86-2015

Resolution offered by Supervisor Bob Mott

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

WHEREAS, Oneida County has previously allowed for ATVs on the Bridge over Crystal Lake on State Highway 45 [Connecting Oneida County parcels TL 586-2 & TL 586-3], Town of Three Lakes, and Federal ID number C-43-08-98.

WHEREAS, there is concern that the current signage to warn motorists on Hwy 45 of this ATV bridge crossing may not give adequate notice to the traveling motorists; and

WHEREAS, Oneida County would like signs placed Signs should be placed at a sufficient distance to alert motorists of possible ATV/UTV s on the road or bridge that is upcoming; and

WHEREAS, the Wisconsin Department of Transportation is responsible for approving all signs on State Highway Right-of -Way; and

NOW, THEREFORE, BE IT RESOLVED, by the Oneida County Board of Supervisors that Signs should be placed at a sufficient distance to alert motorists of possible ATV/UTV s on the road or bridge more commonly described as on the Bridge over Crystal Lake on State Highway 45 [Connecting Oneida County parcels TL 586-2 & TL 586-3], Town of Three Lakes, and Federal ID number C-43-08-98; and

BE IT FURTHER RESOLVED, that the exact placement will be determined through consultation of the town of Three Lakes, the Oneida County highway department, and the Wisconsin DOT.

Offered and passage moved by Supervisor: Mott.

Seconded By Supervisor: Hintz

Supervisor Mott read a letter he composed to Richard Handrick, DOT, regarding better/bigger signs for the ATV/UTV bridge crossing over Crystal Lake, State Highway 45. Mott explained it is a special situation because the speed limit over this bridge is 55 miles an hour. The two other bridges in State, he believes, the speed limit is only 35 miles an hour. Mott would like to see signs put on the road further down in addition to the little ones that the State posted there. Handrick stated the little signs have been installed appropriately and that other signed will not be accepted. Supervisor Mott is hoping the weight of the County Board may have more impact than just one individual. This is why he brought this resolution to the County Board.

Public:

Mark Kirby from the Three Lakes Nicolet ATV Club stated he was here months ago and asked permission for crossing this bridge. He stated since the bridge opening has been in place there has not been any incidents or complaints and feels there is no need for the extra warning signs. He stated the DOT can dictate how this area gets signed. Kirby states he has crossed this bridge at least 30 – 40 times and he has never felt in danger. He feels this is a very safe crossing and states there seems to be no concerns or issues on this crossing.

Motion/Second: Rudolph/Jensen on line 13, strike the second “signs should be placed”.

Roll Call Vote: 18 Ayes, 0 Nays, 3 Absent – Oettinger, Sorensen and Freudenberg.

Student Representatives: 3 Ayes.

Motion: Passes.

Roll Call Vote on Amended Resolution #86-2015: 17 Ayes, 1 Nay – Holewinski, 3 Absent – Oettinger, Sorensen and Freudenberg.

Student Representatives: 3 Ayes.

Amended Resolution #86-2015: Adopted.

RESOLUTION #87-2015

Resolution offered by the Supervisor Tom Rudolph.

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

WHEREAS, Oneida County is presently within the North Central Wisconsin local area established under the 1998 federal Workforce Investment Act and certain citizens of Oneida County are receiving job training and other program assistance funded under the program which is administered by the North Central Wisconsin Workforce Development Board and the North Central Wisconsin Local Elected Officials Consortium; and

WHEREAS, Oneida County presently has an appointed representative serving on the North Central Wisconsin Local Elected Officials Consortium and also has appointed members serving on the North Central Wisconsin Workforce Development Board; and

WHEREAS, the Workforce Innovation and Opportunity Act (29 USC Chapter 32) has been enacted by Congress in replacement of the Workforce Investment Act, and allowing local governments to form a Consortium to create a Local Workforce Investment Area; and

WHEREAS, under the Workforce Innovation and Opportunity Act:

1. Each County in the Consortium must designate a "chief elected official" to represent the County as a member of the Consortium, which Consortium is empowered to enter into contractual and other agreements necessary to carry out the purposes of the Workforce Innovation and Opportunity Act; and
2. The Consortium must designate an administrative/fiscal agent to administer the program on behalf of the Consortium; and

WHEREAS, Oneida County desires to enter into the *Chief Elected Officials Consortium Agreement* of the North Central Wisconsin Workforce Development Area for the Wisconsin Counties of Adams, Forest, Langlade, Lincoln, Marathon, Oneida, Portage, Wood, and Vilas under the Workforce Innovation and Opportunity Act of 2014 (Public Law 113-128), the same counties which previously comprised the North Central Wisconsin Local Elected Officials Consortium, to continue receiving the federal assistance available for workforce programs and training and as otherwise available under the Workforce Innovation and Opportunity Act;

WHEREAS, a copy of the Chief Elected Officials Consortium Agreement of the North Central Wisconsin Workforce Development Area for the Wisconsin Counties of Adams, Forest, Langlade, Lincoln, Marathon, Oneida, Portage, Wood, and Vilas under the Workforce Innovation and Opportunity Act of 2014 (Public Law 113-128), has been marked for identification as Exhibit "A" and has been attached hereto;

NOW, THEREFORE, IT IS RESOLVED that the Oneida County Board of Supervisors shall enter into an agreement to create a consortium as stated in the *Chief Elected Officials Consortium Agreement*, to consist of Adams, Forest, Langlade, Lincoln, Marathon, Oneida, Portage, Wood, and Vilas Counties to create the North Central Wisconsin Workforce Development Area under the Workforce Innovation and Opportunity Act;

BE IT FINALLY RESOLVED that the Oneida County Board of Supervisors hereby authorizes and directs a County Board Supervisor to serve as the County's designated "chief elected official" until his or her successor is installed, with signatory authority to execute agreements as necessary for Workforce Innovation and Opportunity Act purposes; and

Offered and passage moved by: Supervisor Rudolph.

Seconded by: Supervisor Jensen.

**CHIEF ELECTED OFFICIALS CONSORTIUM AGREEMENT
OF THE
NORTH CENTRAL WISCONSIN WORKFORCE DEVELOPMENT AREA**

For the Wisconsin Counties of
Adams, Forest, Langlade, Lincoln, Marathon, Oneida, Portage, Wood, and Vilas
Under the Workforce Innovation and Opportunity Act of 2014

This Agreement, made and entered into this _____ day of _____ 2015, by and between the Counties of Adams, Forest, Langlade, Lincoln, Marathon, Oneida, Portage, Wood, and Vilas in the State of Wisconsin (hereinafter, the Counties):

WITNESSETH:

WHEREAS, the County Board of Supervisors of the aforementioned Counties did previously adopt resolutions authorizing the County Board Chairperson to sign a Consortium Agreement creating the North Central Wisconsin Workforce Development Area Consortium under section 66.0301(2), Wisconsin Statutes, in order to administer the Provisions of Public Law 113-128, the federal Workforce Innovation and Opportunity Act; and

WHEREAS, the County Board of Supervisors of each of the aforementioned Counties has adopted a resolution authorizing the County Board Chairperson or County Executive to sign this "Consortium Agreement of the North Central Wisconsin Workforce Development Area" under the Workforce Innovation and Opportunity Act (P.L. 113-128)" (hereinafter, the "CEO Consortium Agreement "):

NOW, THEREFORE, in consideration of the above premises and the mutual covenants of the parties hereinafter set forth, the receipt and sufficiency of which each party acknowledges for itself, the Counties do hereby agree to the following CEO Consortium Agreement.

AGREEMENT

SECTION 1: That the Wisconsin Counties of Adams, Forest, Langlade, Lincoln, Marathon, Oneida,

Portage, Wood, and Vilas, under Section 66.0301(2), Wisconsin Statutes, do hereby constitute themselves to be a consortium for the purposes of Section P.L. 113-128 (Workforce Innovation and Opportunity Act) as described in 29 USC Chapter 32.

SECTION 2: The chief elected officials (the chairpersons of the County Board of Supervisors or County Executives) or the designees of said officials of the Counties in paragraph 1 shall constitute the Workforce Development Area Consortium (hereinafter, the "Consortium") which shall appoint the Workforce Development Board under the Workforce Innovation and Opportunities Act, Section 29 USC Chapter 32.

SECTION 3: The Consortium shall elect from its membership a Chairperson, a Vice-Chairperson and such other officers as may be provided in the by-laws to serve for a term of one year or until a successor is elected and qualified. Vacancies shall be filled by election for the remainder of the unexpired term. The Chairperson may appoint the Executive Director of the administrative entity or a staff person of one of the consortium member counties to serve as Consortium clerk.

SECTION 4: Roberts Rules of Order shall govern the procedures of the Consortium insofar as they do not conflict with applicable law or administrative rules or by-laws duly adopted by the Consortium.

SECTION 5: A quorum shall consist of a majority of the Consortium duly representing the member Counties.

SECTION 6: The Consortium may adopt operational and procedural bylaws consistent with this Charter, applicable federal and state laws, and rules or regulations pursuant thereto. By-laws or amendments thereto may be adopted by the affirmative vote of 2/3 of the entire membership of the Consortium at any regular meeting called for that purpose, provided that written copies thereof are delivered to each member 15 days prior to consideration.

SECTION 7: The Consortium shall appoint the Workforce Development Board of the area, in accordance with the requirements established by the Governor and the criteria established under 29 USC 3122(b). The CEOs appoint the members of the local Board from the individuals nominated or recommended to be such members according to 29 USC 3122(c)(1)(B). The Chief Elected Officials may, by a majority vote, remove any NCWWDB member without having to show cause for removal, unless and to the extent that, such cause is required by applicable law. The NCWWDB may recommend to the Chief Elected Officials the removal of a member.

SECTION 8: The Consortium shall execute an agreement with the Workforce Development Board for the operation and functions of the Board under WIOA (29 USC Chapter 32). The Consortium is the grant recipient of WIOA grant funds and shall be liable for any misuse of the grant funds allocated to the local area, unless the chief elected official reaches an agreement with the Governor to bear such liability (29 USC 3122(d) (12)(B)(i)(I) and (II)). The Consortium will direct the Board to receive the Workforce Innovation and Opportunity Act funds on behalf of the Consortium and serve as administrative entity and fiscal agent and disburse funds at the direction of the local board pursuant to the requirements of 29 USC Chapter 32, subchapter II. 29 USC 3122(d)(12)(B)(i)(III). In the role as grant administrator and fiscal agent the NCWWDB shall:

1. Conduct an annual agency-wide unqualified audit, per the requirements of the State of Wisconsin Department of Workforce Development and shall provide each Local Elected Official with a complete copy of the audit, including any management letter.
2. Maintain both general liability and errors and omissions coverage for past and future liabilities to protect the Chief Elected Officials and their respective counties.
3. Maintain a Board-determined undesignated fund to cover disallowed costs. In the case of any misuse of grant funds allocated to the local area beyond the parameters stated above, the Consortium agrees to assume liability as follows (29 USC 3122(d)(12)(B)(i)(I) and (II)): Liability will be determined based upon the particular facts of the situation as to the responsibility of individual Consortium members for the particular funds. Generally, CEOs will attempt to reach an agreement as to relative and proportional liabilities based upon the facts of the situation. If the Counties are unable to reach agreement, then the State Department of Workforce Development shall make the determination as to respective liabilities.

SECTION 9: The Consortium shall perform all functions for chief elected officials as contained in

P.L.113.128, the Workforce Innovation and Opportunities Act including:

1. Submit a request for initial designation of a workforce development area and consult with the Governor on the initial designation and future redesignation of a Workforce Development Area. 29 USC 3121(b)(2). 29 USC 3121(b)(1)(A)(ii).
2. Work with the local board to:
 - a) Develop and submit to the Governor a comprehensive four-year local plan for the region that is consistent with the State plan. 29 USC 3122 (d)(1) and 3123(a).
 - i. Consult with the State to identify regions, consistent with the considerations described in 29 USC 3121(b)(1)(B). 29 USC 3121 (a)(1).
 - ii. Engage in a regional planning process and prepare, submit, and obtain approval of a single regional plan consistent with the requirements in 29 USC 3121 (c).
 - b) Use funds available as described in section 29 USC 3163(b)(4) and use nonfederal funds available to the local area the CEO and local Board determine are appropriate and available for that use. 29 USC 3131.
 - c) Annually, review and approve the local Board's budget for the activities of the local Board. 29 USC 3122(d)(12)(A).
 - d) Work with the local Board to negotiate and reach agreement on local performance measures. 29 USC 3122(d)(9).
 - e) Work with the local Board to conduct oversight with respect to local programs of youth activities authorized under 29 USC 3164(c), local employment and training activities authorized under 29 USC 3174(c) and(d), and the one-stop delivery system in the local area.; and ensure the appropriate use and management of the WIOA funds provided for these activities and one-stop delivery system; and for workforce development activities, ensure the appropriate use, management and investment of funds to maximize performance outcomes under section 29 USC 3141. 29 USC 3122(d)(8).
 - f) In cooperation with the local Board, competitively designate or certify One Stop Operators, as described in 29 USC 3151(d)(2)(A) or terminate for cause the eligibility of such operators. 29 USC 3122(d)(10)(A).
 - g) Review and approve a Memorandum of Understanding (MOU) between the local Board and the One Stop partners, relating to the operation of the One Stop delivery system in the local area, consistent with the requirements in 29 USC 3151(c)(2). 29USC 3151(c)(1).
 - h) In agreement with the local Board, conduct oversight of the one-stop delivery system (29 USC 3151(a)(3)) and consult with the State as it establishes objective criteria and procedures used to evaluate the operation of the One-Stop center as described in 29 USC 3151(g).
 - i) Consult with the local Board, the One Stop Operator, and the One-Stop partners regarding funding of the One-Stop infrastructure as described in 29 USC 3151(h).
3. Engage in Consultation with Governor as described in 29 USC 3151,3162, 3173
 - a) Consult with the Governor as he or she establishes guidance for infrastructure one-stop funding (29 USC 3151(h)(1)(B) and determines funding as described in 29 USC 3151(h)(2)(C).
 - b) Consult with the Governor as he/she determines funding allocation for youth activities and a statewide workforce investment activities under 29 USC 3162(b)(1)(C). 29 USC 3163(b)
 - c) Consult with the Governor as he/she determines funding allocation for adult employment and training activities and a statewide workforce investment activities under 29 USC 3172(b)(1)(B). 29 USC 3173(b)(1).
 - d) Determine whether to appeal a gubernatorial reorganization determination made under 29 USC 3141(g)(A) to the Governor under 29 USC 3141(g)(B)(i) and to the Secretary of the U.S. Department of Labor under 29 USC 3141(g)(B)(ii).

SECTION 10: This Consortium agreement shall be effective when approved by Resolutions adopted by the County Board of Supervisors of each County party hereto and executed by the Chief Elected Official thereof pursuant to said resolution and shall thereupon act to repeal and supersede any and all prior written or oral consortium agreements under P.L. 113-128, the Workforce Innovation and Opportunity Act.

SECTION 11: Amendments to the Consortium agreement may be adopted with concurrence of the Board of Supervisors of each County party hereto. The Consortium may be dissolved and this agreement may be rescinded only with the consent of all the Boards of Supervisors of the Counties party hereto and the Governor.

IN WITNESS WHEREOF, the parties hereto have caused this Charter Agreement to be executed by the Chairperson of the County Board of Supervisors or the County Executive of the aforementioned Counties.

For ADAMS COUNTY
By: John West, Adams County Board Chair

Signature: _____ Date: _____

For FOREST COUNTY
By: Paul Millan, Forest County Board Chair

Signature: _____ Date: _____

For LANGLADE COUNTY
By: David Solin, Langlade County Board Chair

Signature: _____ Date: _____

For LINCOLN COUNTY
By: Robert Lussow, Lincoln County Board Chair

Signature: _____ Date: _____

For MARATHON COUNTY
By: Kurt Gibbs, Marathon County Board Chair

Signature: _____ Date: _____

For ONEIDA COUNTY
By: David Hintz, Oneida County Board Chair

Signature: _____ Date: _____

For PORTAGE COUNTY
By: Patty Dreier, Portage County Executive

Signature: _____ Date: _____

For VILAS COUNTY
By: Ron DeBruyne, Vilas County Board Chair

Signature: _____ Date: _____

For WOOD COUNTY
By: Lance Pliml, Wood County Board Chair

Signature: _____

Motion/Second: Rudolph/VanRaalte to amend line 46 by taking out the last word “and” and punctuate the sentence with a period.

Roll Call Vote: 18 Ayes, 0 Nays, 3 Absent – Oettinger, Sorensen and Freudenberg.

Student Representatives: 3 Ayes.

Motion: Passes.

Roll Call Vote on Amended Resolution #87-2015: 17 Ayes, 1 Nay- Fried, 3 Absent Oettinger, Sorensen and Freudenberg.

Student Representatives: 3 Ayes.

Resolution #87-2015: Adopted.

OTHER BUSINESS: None

NEXT MEETING DATE AND TIME: Annual Budget Meeting, November 10, 2015 @ 9:30 a.m.
(Unless a motion is made to change the starting time).

ADJOURNMENT:

MOTION/SECOND: Rudolph /Timmons to adjourn at 10:12 a.m. All “ayes” on voice vote, motion carries.