

**Oneida County Board of Adjustment
December 2, 2015
1:30 pm
Committee Room #1, Second Floor
Oneida County Courthouse, Rhinelander WI 54501**

Chairman Harland Lee called the meeting to order at 1:30 pm. in accordance with the Wisconsin Open Meeting Law.

Roll call of Members: Ed Hammer, "here"; Norris Ross, "here"; John Bloom, "here"; Guy Hansen, "here"; Harland Lee, "here"; Bob Rossi, "here" and Phil Albert, "here".

County Staff members present: Karl Jennrich, Zoning Director, and Julie Petraitis, Program Assistant

Other County Staff present: Brian Desmond, Corporation Counsel

Guests present: See Sign in sheet

Approve the agenda. **Motion by Guy Hansen, second by Bob Rossi to approve the agenda as posted. With all members present voting "aye", the motion carried.**

Current Business:

Consider current and pending appeals to BOA. **There are two appeals to schedule.**

Review/revise meeting/hearing calendar. **December 21, 2015 at 9:00 a.m. in Minocqua. March 7, 2015 on-site at Marshfield Clinic at 10:00 am. December 8, 2015 Marshfield Clinic Public Hearing at 9:00 a.m.**

1:40 Recess

It is anticipated that the Board of Adjustment will go into Closed Session pursuant to Wisconsin Statutes, Section 19.85 (1)(g), to confer with legal counsel regarding Appeal No 15-011 and the strategy to be adopted by the Board with respect to litigation in which it is or is likely to become involved. A roll call vote will be taken to go into closed session.

Mr. Desmond informed the Board that Marshfield Clinic has expressed interest in intervening in this matter as a party. Marshfield Clinic has asked for a pre-appeal business meeting to discuss the scope of review and to discuss Ministry's interest in being a party to this action. The County would be in favor of that. The procedure of the hearing should be discussed at a pre-hearing meeting. Mr. Desmond stated that he has gotten the indication that no matter what decision the Board makes the appeal will most likely go to Circuit Court.

Motion by Harland Lee, second by Phil Albert to move into closed session. On roll call vote: Mr. Rossi, "aye"; Mr. Albert, "aye"; Mr. Bloom, "aye"; Mr. Hansen, "aye"; Mr. Ross, "aye", Mr. Hammer, "aye"; and Mr. Lee, "aye".

3:15 pm -Motion by Ed Hammer, second by Phil Albert to reconvene into open session. On roll call vote: Mr. Rossi, “aye”; Mr. Albert, “aye”; Mr. Bloom, “aye”; Mr. Hansen, “aye”; Mr. Ross, “aye”, Mr. Hammer, “aye”; and Mr. Lee, “aye”.

Announcement of any action taken in closed session.

Motion by Phil Albert, second by Bob Rossi that the Oneida County Board of Adjustment not agree to a pre-hearing related to Ministry/Marshfield CUP appeal. With all members present voting “aye”, the motion carried.

Motion by Guy Hansen, second by John Bloom that the Ministry/Marshfield CUP appeal be a De novo hearing. With six members voting “aye” and one member voting “nay”, the motion carried.

Chairman Lee announced that there will be a letter sent to all interested parties requesting a brief. It will be sent by December 9, 2015 and request return by January 15, 2016 with rebuttal due by February 12, 2016. An on-site inspection is scheduled for March 7, 2016 at 10 am and the public hearing will be held on March 8, 2016 at 9 am.

3:25 pm - The meeting was adjourned on a motion by Phil Albert and second by John Bloom; and all members voting aye.

Harland Lee, Chairman

Phil Albert, Secretary