

**PROCEEDINGS OF THE DOUGLAS COUNTY BOARD OF SUPERVISORS**  
**Thursday, January 18, 2018, 6:00 p.m., Board Room, Second Floor, Government Center**  
**1316 North 14<sup>th</sup> Street, Superior, Wisconsin**

Meeting called to order by Chairman Mark Liebaert.

Pledge of Allegiance recited.

Roll call taken by County Clerk Susan Sandvick. There were 18 present, 2 absent. Absent – David Conley, Marvin Finendale. Youth representatives present – Nadia Henegar, Noah Pulkinen.

Motion by Pomush, second White, to approve December 21, 2017, meeting minutes. Motion carried.

**CORRESPONDENCE**

Four items of correspondence were either received and placed on file or referred to the appropriate committee.

**PRESENTATIONS**

Employee of the Quarter Award was presented to Rebecca Severson, Deputy Child Support Administrator for Douglas County. Severson's career with Douglas County began in 1988.

**PUBLIC COMMENT**

No members of the public came forward.

**ORDINANCES**

Roll Call		
District Number	Yes	No
1. Pomush		
2. White		
3. Finn		
4. Clark		
5. Baker		
6. Leino		
7. Glazman		
8. Robinson		
9. Jaques		
10. Quam		
11. Finendale		
12. Lear		
13. Allen		
14. Ryan		
15. Hendrickson		
16. Luostari		
17. Liebaert		
18. Corbin		
19. VACANT		
20. Conley		
21. Bergman		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed ___X___ Lost _____ Refer _____ Amend _____ Other _____		
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**AMENDMENT TO ORDINANCE #5.04  
ALL-TERRAIN VEHICLE ROUTES AND OPERATION  
PRESENTED BY THE TRANSPORTATION AND  
INFRASTRUCTURE COMMITTEE**

THE COUNTY BOARD OF SUPERVISORS OF THE COUNTY OF DOUGLAS DOES ORDAIN AS FOLLOWS:

The following paragraph is hereby amended:

**SECTION II. ATV ROUTES**

Add the following:

- EE. CTH AA and CTH A from CTH AA and B53 to CTH A & Sjoberg Road; 1 mile.
- FF. CTH A from Jersett Road to Jackson Drive; 0.8 miles.
- GG. CTH A from East Tower Fire Lane to Empire Wilderness Road; 1.6 miles.
- HH. CTH B from Wild Rivers Trail to Okersone Road; .75 miles.
- II. CTH E from Middle River Road to Rockmont Road; 1.3 miles.
- JJ. CTH M from West Crotte Brooke Road to STH 35; 4.7 miles.

Dated this 18<sup>th</sup> day of January, 2018.

(Committee Action: Unanimous)  
(Fiscal Note: None)

**ACTION:** Motion by Ryan, second Corbin, to adopt. Motion carried.

**AMENDMENT TO ORDINANCE #8.0  
ZONING ORDINANCE  
PRESENTED BY THE ZONING COMMITTEE**

Roll Call		
District Number	Yes	No
1. Pomush		
2. White		
3. Finn		
4. Clark		
5. Baker		
6. Leino		
7. Glazman		
8. Robinson		
9. Jaques		
10. Quam		
11. Finendale		
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Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed ___X___ Lost _____ Refer _____ Amend _____ Other _____		
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THE COUNTY BOARD OF SUPERVISORS OF THE COUNTY OF DOUGLAS DOES ORDAIN AS FOLLOWS:

WHEREAS, the Douglas County Zoning Committee held a public hearing on January 10, 2018, on the following petition for amendment of the county zoning district ordinance map:

Westerly 550' of NW1/4, NE1/4; LYG N of RR, Section 36, T48N-R13W; (PA-024-00716-00; 7028E County Road E), Town of Parkland – from the R-2: Residential zoning district to the R-1: Residential zoning district, by Lorne & Billie Jo Wendt, South Range, Wisconsin. Intended use: Assisted living home facility.

WHEREAS, public hearing notice, affidavit of publication, notice given to town clerk of the hearing, and letter of town board approval, are as shown in Exhibit A-1-18.

NOW, THEREFORE, BE IT RESOLVED that the Douglas County Board of Supervisors accepts the recommendation of the Zoning Committee and approves the petition.

BE IT FURTHER RESOLVED that the County Clerk notify the town clerk of this action.

Dated this 18<sup>th</sup> day of January, 2018.

(Committee Action: Unanimous)  
(Fiscal Note: None)

**ACTION:** Motion by Bergman, second Leino, to adopt. Motion carried.

## **RESOLUTIONS**

**RESOLUTION #1-18  
RESOLUTION BY SUPERVISOR ALLEN**

Subject: Land Sale

WHEREAS, the following parcel of land was previously advertised on the dates indicated below, in accordance with Section 76.59, Wisconsin Statutes, and the highest bid received was as follows:

\$ 200.00 **Parcel 21, Itasca Garden Tracts, (11-811-04141-00), City of Superior,** from Duane Peterson. Intended use: Adjacent property owner. ~~Parcel 10-16: (August 5, 12, 19, 2016; December 2, 9, 16, 2016), E 1/2 of the E 1/2 of the SW1/4 of the NE1/4, Section 9-44-11, also easement across the S-66 ft. of the NE1/4, Town of Gordon,~~

NOW, THEREFORE, BE IT RESOLVED that the Douglas County Board of Supervisors, in regular meeting assembled, authorizes the County Clerk to execute quit claim deed on the above named property.

Dated this 18<sup>th</sup> day of January, 2018.

(Committee Action: Unanimous)

(Fiscal Note: Increase "Profit and Loss on Land Sales Account" by \$200.00)

**ACTION:** Motion by Jaques, second White, to adopt. Motion by Allen, second Hendrickson, to amend resolution and replace legal description with the following: Parcel 21, Itasca Garden Tracts, (11-811-04141-00), City of Superior. Motion carried. Motion to adopt resolution as amended, carried.

Roll Call		
District Number	Yes	No
1. Pomush		
2. White		
3. Finn		
4. Clark		
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6. Leino		
7. Glazman		
8. Robinson		
9. Jaques		
10. Quam		
11. Finendale		
12. Lear		
13. Allen		
14. Ryan		
15. Hendrickson		
16. Luostari		
17. Liebaert		
18. Corbin		
19. VACANT		
20. Conley		
21. Bergman		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed ___X___ Lost _____ Refer _____ Amend ___X___ Other _____		
Rev. 01/18/18		

Roll Call		
District Number	Yes	No
1. Pomush		
2. White		
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4. Clark		
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8. Robinson		
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14. Ryan		
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16. Luostari		
17. Liebaert		
18. Corbin		
19. VACANT		
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Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed ___X___ Lost _____ Refer _____ Amend ___X___ Other _____		
Rev. 0/18/18		

**RESOLUTION #2-18**  
**RESOLUTION BY THE PUBLIC SAFETY COMMITTEE**

Subject: Criminal Justice Coordinating Council Established

WHEREAS, in order to provide a coordinated leadership necessary to establish and foster innovative, effective corrections programs for adult and juvenile offenders and to effectively qualify for state and federal grants to fund such programs, a Douglas County Criminal Justice Coordinating Council should be established, and

WHEREAS, the principal mission of the Douglas County Criminal Justice Coordinating Council would be to collaborate between stakeholders to improve the effectiveness of Douglas County’s criminal justice system.

NOW, THEREFORE, BE IT RESOLVED that the Douglas County Board of Supervisors accepts the recommendation of the Public Safety Committee and establishes a Douglas County Criminal Justice Coordinating Council, as outlined and with the authority prescribed in the Douglas County Criminal Justice Coordinating Council ~~By-Laws~~ ~~Be-Laws~~ as set forth in Exhibit C-1-18.

BE IT FURTHER RESOLVED that the Douglas County Criminal Justice Coordinating Council holds no authority to order changes to Douglas County’s criminal justice system, but may bring about changes through consensus by the participating members.

BE IT STILL FURTHER RESOLVED that the Douglas County Criminal Justice Coordinating Council shall report back to appropriate committees, boards and the County Board.

Dated this 18<sup>th</sup> day of January, 2018.

(Committee Action: Unanimous)  
(Fiscal Note: None)

ACTION: Motion by Quam, second Pomush, to adopt. Motion by Lear, second Quam, to correct spelling of By-Laws, third paragraph of resolution, and amend By-Laws, Article IV, Section A, replacing “Council Chair” with “County Board Chair” in \*paragraph referencing appointment of two citizen members. Motion carried. Motion to adopt resolution as amended, carried.

Roll Call		
District Number	Yes	No
1. Pomush		
2. White		
3. Finn		
4. Clark		
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9. Jaques		
10. Quam		
11. Finendale		
12. Lear		
13. Allen		
14. Ryan		
15. Hendrickson		
16. Luostari		
17. Liebaert		
18. Corbin		
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21. Bergman		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed ___X___ Lost _____ Refer _____ Amend _____ Other _____		
Rev. 01/18/18		

**RESOLUTION #3-18  
RESOLUTION BY THE FOREST, PARKS AND  
RECREATION COMMITTEE**

Subject: Forestry Department Annual Work Plan - 2018

WHEREAS, Douglas County has lands enrolled in the County Forest Law program, pursuant to s. 28.11 of the Wisconsin Statutes, commonly referred to as the Douglas County Forest, and

WHEREAS, the Douglas County Board of Supervisors on March 20, 2008, adopted resolution #18-08 approving the Douglas County Comprehensive Land-Use Plan for a period encompassing 2006-2020, and

WHEREAS, the Douglas County Forestry Department Annual Work Plan is prepared annually and submitted as an official amendment to Chapter 2000 of the Comprehensive Land-Use Plan, and

NOW, THEREFORE, BE IT RESOLVED that the Douglas County Board of Supervisors accept the recommendation of the Forest, Parks and Recreation Committee and hereby accepts and approves the 2018 Douglas County Forestry Department Annual Work Plan as set forth in Exhibit D-1-18.

BE IT FURTHER RESOLVED that Chapter 2000 of the Comprehensive Land Use-Plan 2006-2020 be amended as set forth herein.

BE IT STILL FURTHER RESOLVED that the Forest, Parks and Recreation Committee is directed to forward said amendment to the Wisconsin Department of Natural Resources.

Dated this 18<sup>th</sup> day of January, 2018.

(Committee Action: Unanimous)

(Fiscal Note: None)

**ACTION:** Motion by Corbin, second Robinson, to adopt. Motion carried.

Roll Call		
District Number	Yes	No
1. Pomush		
2. White		
3. Finn		
4. Clark		
5. Baker		
6. Leino		
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9. Jaques		
10. Quam		
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14. Ryan		
15. Hendrickson		
16. Luostari		
17. Liebaert		
18. Corbin		
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Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed ___X___ Lost _____ Refer _____ Amend _____ Other _____		
Rev. 01/18/18		

**RESOLUTION #4-18  
RESOLUTION BY THE FOREST, PARKS AND  
RECREATION COMMITTEE**

Subject: WDNR Grant Programs Participation Authorized  
(Snowmobile and ATV Trails)

WHEREAS, Douglas County is interested in maintaining, acquiring, insuring, or developing lands for public outdoor motorized trail use, and

WHEREAS, said public motorized trails are eligible for funds under Section 23.09(26) (snowmobile) or Section 23.33 (all-terrain vehicle) of the Wisconsin Statutes.

NOW, THEREFORE, BE IT RESOLVED that the Douglas County Board of Supervisors accept the recommendation of the Forest, Parks and Recreation Committee and hereby authorizes Douglas County's application for funds under Section 23.09(26) or Section 23.33 of the Wisconsin Statutes, for such eligible maintenance, acquisition, insurance, rehabilitation, and/or development costs.

BE IT FURTHER RESOLVED that Mark Schroeder, Douglas County Forestry Department, or designee, be hereby authorized to act on behalf of Douglas County as signatory on all grant applications and related documents submitted to the State of Wisconsin Department of Natural Resources for any financial aid that may be available, and to take necessary action to undertake, direct and complete any approved projects.

Dated this 18<sup>th</sup> day of January, 2018.

(Committee Action: Unanimous)

(Fiscal Note: None)

**ACTION:** Motion by Corbin, second Luostari, to adopt. Motion carried.



**RESOLUTION #5-18  
RESOLUTION BY THE FOREST, PARKS AND  
RECREATION COMMITTEE**

Subject: Forest Permit Camping Fee Increase Approved

RESOLVED that the Douglas County Board of Supervisors accepts the recommendation of the Forest, Parks and Recreation Committee and approves Douglas County forest permit camping fee increase from \$25 to \$35 for ten day time period effective upon adoption of this resolution.

Dated this 18<sup>th</sup> day of January, 2018.

(Committee Action: Unanimous)

(Fiscal Note: None)

**ACTION:** Motion by Allen, second Robinson, to adopt. Motion carried.

Roll Call		
District Number	Yes	No
1. Pomush		
2. White		
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14. Ryan		
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17. Liebaert		
18. Corbin		
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Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed ___X___ Lost _____ Refer _____ Amend _____ Other _____		
Rev. 01/18/18		

**RESOLUTION #6-18  
RESOLUTION BY SUPERVISOR JAQUES**

Subject: Budgetary Transfer

RESOLVED that the Douglas County Board of Supervisors accept the recommendation of Supervisor Jaques and approves budgetary transfer as set forth in Exhibit E-1-18.

Dated this 18<sup>th</sup> day of January, 2018.

(Fiscal Note: Increase Fixed Assets – Computer Software (Db 41110.5886); decrease Software/Equipment Reserve Account in Public Health (Cr 41110.3451.1) by same)

**ACTION:** Motion by Quam, second Allen, to adopt. Roll call vote taken and passed with 18 Yes, 0 No, 2 Absent. Absent – Conley, Finendale.

Roll Call		
District Number	Yes	No
1. Pomush	X	
2. White	X	
3. Finn	X	
4. Clark	X	
5. Baker	X	
6. Leino	X	
7. Glazman	X	
8. Robinson	X	
9. Jaques	X	
10. Quam	X	
11. Finendale		
12. Lear	X	
13. Allen	X	
14. Ryan	X	
15. Hendrickson	X	
16. Luostari	X	
17. Liebaert	X	
18. Corbin	X	
19. VACANT		
20. Conley		
21. Bergman	X	
Roll: Ayes <u>  18  </u> Noes <u>  0  </u> Absent <u>  2  </u> Abstain <u>      </u>  Passed <u>  X  </u> Lost <u>      </u> Refer <u>      </u> Amend <u>      </u> Other <u>      </u>		
Rev. 01/18/18		

Roll Call		
District Number	Yes	No
1. Pomush		
2. White		
3. Finn		
4. Clark		
5. Baker		
6. Leino		
7. Glazman		
8. Robinson		
9. Jaques		
10. Quam		
11. Finendale		
12. Lear		
13. Allen		
14. Ryan		
15. Hendrickson		
16. Luostari		
17. Liebaert		
18. Corbin		
19. VACANT		
20. Conley		
21. Bergman		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed ___X___ Lost _____ Refer _____ Amend ___X___ Other _____		
Rev. 01/18/18		

**RESOLUTION #7-18  
RESOLUTION BY THE DOUGLAS COUNTY BOARD OF SUPERVISORS**

Subject: 2017 Senate Bill 54 and 2017 Assembly Bill 94 Opposed

WHEREAS, legislation has been introduced in the form of 2017 Senate Bill 54 and 2017 Assembly Bill 94, to amend the Wisconsin state statutes to require the Department of Corrections to recommend revoking a person’s extended supervision, probation, or parole if the person is charged with a crime while on extended supervision, probation, or parole, and

WHEREAS, the Department of Corrections estimates that this legislation could result in an increase of 5,570 revocation cases each year, which means 5,570 more individuals would be occupying county jails without proper reimbursement from the state, and

WHEREAS, this legislation, as drafted, is an unfunded mandate to Wisconsin’s counties and jails, and

WHEREAS, it is estimated that this bill could result in increased operating and construction costs for the Department of Corrections, exceeding \$51,000,000 during the first year of enactment, and ongoing and permanent increased operational costs of over \$149,000,000 after the population is annualized during the second year of enactment.

NOW, THEREFORE, BE IT RESOLVED that the Douglas County Board of Supervisors accepts the recommendation of the Public Safety Committee and opposes the passage of 2017 Senate Bill 54 and 2017 Assembly Bill 94, and urges Wisconsin state legislators to vote against both bills, and Governor Walker to veto any act created by passing of the bills.

BE IT FURTHER RESOLVED that upon passage of this resolution, copies be sent to all Wisconsin counties, Wisconsin state legislators, Wisconsin Counties Association, and Governor Walker.

**BE IT FURTHER RESOLVED that the Douglas County Board of Supervisors strongly opposes both bills due to the fact that they circumvent “Due Process”, which is that anyone charged with a crime is presumed innocent until proven guilty and assumes that the individuals, in these situations, are guilty until proven innocent.**

Dated this 18<sup>th</sup> day of January, 2018.  
 (Committee Action: Unanimous)  
 (Fiscal Note: None)

Roll Call		
District Number	Yes	No
1. Pomush		
2. White		
3. Finn		
4. Clark		
5. Baker		
6. Leino		
7. Glazman		
8. Robinson		
9. Jaques		
10. Quam		
11. Finendale		
12. Lear		
13. Allen		
14. Ryan		
15. Hendrickson		
16. Luostari		
17. Liebaert		
18. Corbin		
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Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed ___X___ Lost _____ Refer _____ Amend ___X___ Other _____		
Rev. 01/18/18		

**ACTION:** Motion by Pomush, second Lear, to adopt. District Attorney Fruehauf responded to Allen’s concern about due process. Motion by Allen, second Baker, to amend resolution and add the following: “Be It Further Resolved that the Douglas County Board of Supervisors strongly oppose both bills due to the fact that they circumvent “Due Process”, which is that anyone charged with a crime is presumed innocent until proven guilty and assumes that the individuals, in these situations, are guilty until proven innocent.” Motion carried. Motion by Jaques, second Baker, to amend resolution and sponsor by County Board. Motion carried. Motion to adopt resolution as amended, carried.

Motion by Finn, second Hendrickson, to allow resolution not on agenda. Motion carried.

**RESOLUTION #8-18  
RESOLUTION BY SUPERVISOR LIEBAERT**

Subject: Worker's Compensation Self-Insurance Reauthorization

WHEREAS, the County of Douglas is a qualified political subdivision of the State of Wisconsin, and

WHEREAS, the Wisconsin Worker's Compensation Act (ACT) provides that employers covered by the Act either insure their liability with worker's compensation insurance carriers authorized to do business in Wisconsin, or be exempted (self-insured) from insuring liabilities with a carrier and thereby assuming the responsibility for its own worker's compensation risk and payment, and

WHEREAS, the State and its political subdivisions may self-insure worker's compensation without a special order from the Department of Workforce Development (Department) if they agree to report faithfully all compensable injuries and agree to comply with the Act and rules of the Department, and

NOW, THEREFORE, BE IT RESOLVED that the Douglas County Board of Supervisors approves the continuation of the self-insured Worker's Compensation Program, in compliance with Wisconsin Administrative Code DWD 80.60(3).

BE IT FURTHER RESOLVED that the Douglas County Board of Supervisors also:

- (1) Provides for the continuation of a self-insured Worker's Compensation Program that is currently in effect; and
- (2) Authorizes Susan T. Sandvick, Douglas County Clerk, to forward certified copies of this resolution to the Worker's Compensation Division, Wisconsin Department of Workforce Development.

Dated this 18<sup>th</sup> day of January, 2018.

(Committee Action: Unanimous)  
(Fiscal Note: None)

**ACTION:** Motion by Jaques, second Baker, to adopt. Motion carried.

Roll Call		
District Number	Yes	No
1. Pomush		
2. White		
3. Finn		
4. Clark		
5. Baker		
6. Leino		
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Roll: Ayes _____ Noes _____ Absent _____ Abstain _____  Passed <input checked="" type="checkbox"/> _____ Lost _____ Refer _____ Amend _____ Other _____		
Rev. 01/18/18		

**COUNTY ADMINISTRATOR REPORT:** Written report attached/reviewed.

**COUNTY BOARD CHAIR REPORT:** Land Conservation grant received for reduced testing of private well water for Douglas County residents. Forestry Department has had timber sales record year for harvesting this winter.

Motion by Quam, second Pomush, to authorize Chair Liebaert to call special County Board meeting in February if needed. Motion carried.

**APPOINTMENTS** – Motion by Hendrickson, second Corbin, to approve the following appointments: Northern Waters Library Services Board of Trustees – Courtney Dietsche (1-1-2020) to replace Matt Dietsche, and reappoint Supervisor Leino to 3-year term (1-1-2021); Land Conservation Committee – James Soyering, Farm Service Agency, to replace Amy Colby. Motion carried.

**COMMITTEE REPORTS:** Robinson – Land Information Council; Pomush – Senior Connections; Hendrickson – Extension Education and Recycling Committee; Quam – Health and Human Services Board.

**YOUTH REPRESENTATIVE REPORTS:** Henegar – Northwestern High School activities; Pulkinen - Solon Springs High School activities.

**APPROVAL OF BILLS AND CLAIMS:** Motion by Baker, second Corbin, to approve. Motion carried.

**ADJOURNMENT:** Motion by Pomush, second Luostari, to adjourn. Motion carried. Adjourned at 6:40 p.m. Next regularly scheduled meeting – March 15, 2018.

Submitted by,

Susan T. Sandvick  
Douglas County Clerk