

PROCEEDINGS FOR THE DOUGLAS COUNTY BOARD OF SUPERVISORS
Thursday, September 16, 2021, 6:00 p.m., Board Room, Second Floor, Government Center
1316 North 14th 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 15 Present, 4 Absent. Absent – Clark, Hendrickson, Long, Pomush.

Motion by Allen, second Borgeson, to approve the August 19, 2021, meeting minutes. Motion carried.

CORRESPONDENCE

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

PUBLIC COMMENT

None.

ORDINANCES

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

**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 September 8, 2021, on the following petition for amendment of the county zoning district ordinance map:

W-1/4 SE NE, Section 19, T45N-R11W; (9893 E Jackson Road, SO-026-00439-01), Town of Solon Springs – from the A-1: Agricultural zone district to the C-1: Commercial zone district. Proposed use: Wellness Center.

WHEREAS, public hearing notice, affidavit of publication, notice given to town clerk of the hearing, and letter of town approval, are as shown in Exhibit A-9-21.

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 16th day of September, 2021.

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

ACTION: Motion by Bergman, second Baker, to adopt. Motion carried.

Roll Call		
District Number	Yes	No
1. Pomush		
2. Bong		
3. Vacant		
4. Clark		
5. Baker		
6. Leino		
7. Glazman		
8. Raunio		
9. Jaques		
10. Peterson		
11. Vacant		
12. Lear		
13. Allen		
14. Ryan		
15. Hendrickson		
16. Luostari		
17. Liebaert		
18. Moen		
19. Long		
20. Borgeson		
21. Bergman		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____ Passed _____ X _____ Lost _____ Refer _____ Amend _____ Other _____		
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RESOLUTIONS

Roll Call		
District Number	Yes	No
1. Pomush		
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Rev. 8-13-21		

RESOLUTION #36-21
RESOLUTION BY THE LAND AND DEVELOPMENT
COMMITTEE

Subject: Land Sales

WHEREAS, the following parcel of land was advertised on July 30, August 6 and 13, 2021, in accordance with section 76.59, Wisconsin Statutes, and the highest bid received is as follows:

\$ 30,500.00 Parcel 13-21: All that part of Lot D Spring Hill Addition to the Townsite of White Birch, bounded and described as follows: Commencing from the Northwest corner of said Lot D, thence East along the North line of Lot D, for a distance of 450.0 feet to the point of beginning, thence continuing East along said North line for a distance of 100.0 feet, thence South parallel to the West line of said Lot D, for a distance of 232.74 feet, thence West parallel to the North line of said Lot D, for a distance of 100.0 feet, thence North parallel to the West line of said Lot D, for a distance of 232.74 feet to the point of beginning, Village of Solon Springs, from Kraig Reed. Zoned: Residential (SS-181-00685-00) Intended use: Cabin.

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 is as follows:

\$ 2,500.00 Parcel 17-20: (April 2, 9, 16, 2021 and July 30, August 6 and 13, 2021) That part of the Southeast Quarter of the Southeast Quarter (SE1/4 of SE1/4), of Section Thirty-six (36), Township Forty-four (44), Range Twelve (12), Town of Gordon, Douglas County, Wisconsin, described as follows: Commencing at the Southeast corner of said Section Thirty-six (36); thence North on the East section line of said Section Thirty-six (36), Two Hundred Forty-nine (249) feet; thence Westerly at a right angle to said East Section line One Hundred Fifty-one (151) feet to the place of beginning; thence Southerly along a line parallel to said East Section line, Fifty-one (51) feet; thence Westerly along a line at a right angle to said line, which is parallel to said East section line, to the East line of the new and proposed U.S. Highway #53; thence Northerly along said East line of said East line of said new and proposed new

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highway, to a point where a line, parallel with and Fifty-one (51) feet North of said above mentioned line that runs Westerly at a right angle to said line, which is parallel to said East Section line, intersects said East line of said new and proposed highway; thence Easterly on a line, parallel with and Fifty-one (51) feet North of said above mentioned line that runs Westerly at a right angle to said line, which is parallel with said East Section line, to the place of beginning (GO-012-01678-00); and

Commencing at the Southeast corner of said Section Thirty-six (36); thence North on the East Section line of said Section Thirty-six (36); One Hundred Ninety-eight (198) feet to the place of beginning; thence continuing North on the same East Section line Fifty-one (51) feet; thence Westerly along a line at a right angle to said East Section line One Hundred Fifty-one (151) feet; thence Southerly on a line parallel to said East Section line Fifty-one (51) feet; thence Easterly on a line parallel with and 51 feet South of said above mentioned line that runs Westerly at a right angle to said East Section line One Hundred Fifty-one (151) feet to the point of beginning (GO-012-01665-00), Town of Gordon, from Inter City Oil Company. Zoned: C-1 Commercial. Intended use: Adjacent owner – enhance Gordon ICO footprint.

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

Dated this 16th day of September, 2021.

(Committee Action: Unanimous)
 (Fiscal Note: Increase “Profit and Loss on Land Sales Account” by \$33,000.00)

ACTION: Motion by Allen, second Moen, to adopt. Motion carried.

**RESOLUTION #37-21
RESOLUTION BY SUPERVISOR BORGESON**

Subject: Tentative County Supervisory District Plan Adopted

WHEREAS, the Douglas County Redistricting Committee has met and approved a Tentative County Supervisory District Plan, and

WHEREAS, the Douglas County Board held a public hearing on the tentative plan as required under Section 59.10(3)(b)(1) of the Wisconsin Statutes.

NOW, THEREFORE, BE IT RESOLVED that the Douglas County Board of Supervisors accepts the recommendations of Supervisor Borgeson and adopt the Tentative County Supervisory District Plan as shown on Exhibit C-9-21, which maintains 21 supervisory districts within Douglas County (13 districts within the City of Superior; 8 districts within the towns and villages).

BE IT FURTHER RESOLVED that, upon passage of this resolution, copies of the adopted Tentative County Supervisory District Plan be sent to each municipality within Douglas County.

Dated this 16th day of September, 2021

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

ACTION: Motion by Borgeson, second Ryan, to adopt. Motion carried.

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21. Bergman		
Roll: Ayes _____ Noes _____ Absent _____ Abstain _____		
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Amend _____		
Other _____		
Rev. 8-13-21		

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Rev. 8-13-21		

**RESOLUTION #38-21
RESOLUTION BY THE ZONING COMMITTEE**

Subject: Zoning District Map Amendment Denied

WHEREAS, the Douglas County Zoning Committee held a public hearing on September 8, 2021, on the following petition for amendment of the county zoning district ordinance map:

Part E-1/2 SE-1/4, Section 9, T47N-R12W, Described 348 RP 436 and Part W-1/2 SE-1/4, Section 9, T47N-R12W, Described 353 RP 882; (AM-002-00312-00, AM-002-00310-00), Town of Amnicon, from the A-1: Agricultural/F-1: Forestry zone districts to the C-1: Commercial zone district, by Tyler Kauther. Proposed use: Commercial space/building.

WHEREAS, proof of publication of the notice of the public hearing, proof of giving notice to the town clerk of the hearing, and correspondence from the town, are as shown in Exhibit D-9-21, and

WHEREAS, the Zoning Committee denied the petition based on the Town of Amnicon denial.

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

Dated this 16th day of September, 2021.

(Committee Action: Unanimous)

(Fiscal Note: None)

ACTION: Motion by Bergman, second Glazman, to adopt. Motion carried.

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Rev. 8-13-21		

**RESOLUTION #39-21
RESOLUTION BY THE PUBLIC SAFETY COMMITTEE**

Subject: Legislation to Provide an Increase in Criminal and Ordinance Violation Surcharge Supported

WHEREAS, county government implements a broad range of essential services, most of which are required by state law, and

WHEREAS, underfunded and unfunded state mandates are continually placing an increasing financial hardship on local property taxpayers, and

WHEREAS, as the portion of collected fees paid by counties to the state and retained by the county continues to be insufficient to keep pace with inflation and ever growing costs associated with the many mandated programs within the county court system, and

WHEREAS, the county’s portion of the statutory clerk fees have not increased since at least 1991; traffic/forfeiture cases are set at \$20.00 and criminal court cases are set at \$163.00, while the clerk only retains \$9.99 of the total amount.

NOW, THEREFORE, BE IT RESOLVED that the Douglas County Board of Supervisors hereby supports legislation that would increase court costs in the amount of \$20.00 to be retained by the Clerk of Court for criminal and ordinance violations to align with a portion of the actual cost for courts to operate; this will ensure services implemented on behalf of the state at the circuit court level will more adequately provide resources and protect public safety.

BE IT FURTHER RESOLVED that the Douglas County Board of Supervisors hereby directs the County Clerk to forward a copy of this resolution to all Wisconsin counties, the Wisconsin Counties Association, and all state senators and assembly members representing Douglas County constituents.

Dated this 16th day of September, 2021.

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

ACTION: Motion by Lear, second Ryan, to adopt. Motion carried.

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Rev. 8-13-21		

**RESOLUTION #40-21
RESOLUTION BY THE DOUGLAS COUNTY BOARD OF
SUPERVISORS**

Subject: Drought Intensity Reclassification Request
for Douglas County

WHEREAS, the U.S. Drought Monitor is a map released every Thursday, showing parts of the U.S. that are in drought, using the following five classifications:

- (1) Abnormally dry (D0)
- (2) Moderate (D1)
- (3) Severe (D2)
- (4) Extreme (D3)
- (5) Exceptional (D4), and

WHEREAS, the U.S. Department of Agriculture uses the drought monitor to trigger disaster declarations and eligibility for low-interest loans; the Farm Service Agency uses it to help determine eligibility for their Livestock Forage Program; and the Internal Revenue Service uses it for tax deferral on forced livestock sales due to drought, and

WHEREAS, precipitation events during the summer of 2021 have been spotty across the region, and Lake Superior causes erratic precipitation events along its South Shore and the lack of additional weather stations within the region makes it necessary to further analyze individual precipitation events across the region to accurately determine the lack of precipitation, and

WHEREAS, Douglas County weather stations in Brule and Superior have recorded below normal monthly rainfall and above average monthly temperatures during the 2021 growing season, and

WHEREAS, the Brule, WI, weather station has recorded less than normal precipitation in the amounts of 2.27 inches in May, 2.11 inches in June, 1.38 inches in July and 1.63 inches in August for a cumulative 7.39 inches of precipitation below normal between May and August, and

WHEREAS, the Superior, WI, weather station has recorded less than average precipitation in the amounts of 1.90 inches in May, 1.39 inches in June, 1.38 inches in July and 2.40 inches in August for a cumulative 7.07 inches of precipitation below normal between May and August, and

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WHEREAS, Douglas County farmers have had to haul water and supplemental feed hay since mid-June and have had to purchase hay from suppliers as far as 200 miles away; are experiencing reduced crop yields and have been forced to sell cattle due to forage shortages, and

WHEREAS, many streams have been dry since mid-June, there are lower water levels in lakes, there are increased reports of algae blooms, and trees have senesced early this fall, and

WHEREAS, Douglas County has been classified as D2, Severe Drought intensity, as of September 9, 2021, and

WHEREAS, Douglas County is located in close proximity St. Louis, Carlton and Lake Counties, MN, which are all classified as D3, Extreme Drought intensity.

NOW, THEREFORE, BE IT RESOLVED that the Douglas County Board of Supervisors requests a reclassification of the drought intensity to “D3 Extreme Drought” characterized by major crop/pasture losses and widespread water shortages or restrictions, which will make crucial relief services available from the U.S. Department of Agriculture, the Farm Service Agency through the Livestock Forage Disaster Program, and the Internal Revenue Service.

BE IT FURTHER RESOLVED that upon adoption of this resolution, the County Clerk is directed to send copies to the Farm Service Agency, U.S. Representative Tiffany, State Senator Bewley, State Representative Milroy, State Climatologist, United States Drought Monitors, State Department of Agriculture, Trade and Consumer Protection, and Douglas County USDA Committee.

Dated this 16th day of September, 2021.

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

ACTION: Motion by Baker, second Luostari to adopt. Motion by Allen, second Jaques, to amend and sponsor by County Board. Motion carried. Motion to adopt, as amended, carried.