

**LANGLADE COUNTY BOARD OF SUPERVISORS
MONTHLY MEETING – FEBRUARY 18, 2014**

These Board proceedings are published as prescribed by Section 59.14(2) of the Wisconsin Statutes at County Government expense.

The Langlade County Board of Supervisors met in the County Board Room. Chairman David Solin called the meeting to order at 9:00 a.m.

On call of the roll, all Supervisors reported present, except Supervisor Johnson, who had asked to be excused. Motion was made by Supervisor Jansen, seconded by Supervisor Hurlbert to excuse him. All ayes, on the motion. The motion carried. Supervisor Klimoski arrived at 9:05 a.m. The Board recited the Pledge of Allegiance and observed a moment of silence.

Approve or amend the minutes of the January 21, 2014 meeting as printed and published:

Motion was made by Supervisor Kamps, seconded by Supervisor Burns, to approve the minutes of the January 21, 2014 meeting as printed and published. All ayes, the motion carried.

Approve or amend the agenda as printed:

Motion was made by Supervisor Cahak, seconded by Supervisor Jansen, to approve the agenda. Motion was made by Supervisor Nonnenmacher to amend the agenda and pull Resolutions #8-2014, #9-2014, and #10-2014 and refer them back to Personnel Committee, seconded by Supervisor Kamps. On call of the roll to refer those resolutions back to Personnel Committee, all Supervisors present voted aye, except Supervisors Hardin, Klimoski and Matucheski voted no. The motion carried. All ayes, the motion carried to approve the agenda as amended.

NEW BUSINESS:

Corporation Counsel Robin Stowe and Social Services Director Kim Van Hoof presented information on the Multi-County Human Services Feasibility Study. They summarized what the Task Force has been working on over the past year. The recommendation is to submit a resolution, the Feasibility Study and a Business Plan Outline to the Langlade, Lincoln and Marathon County Boards, for their review and consideration at their March County Board meetings. All three counties have to agree, otherwise they are done. They explained the purpose of the Feasibility Study, what the Task Force was charged with doing, information that was gathered, the process the Task Force went through, and the role of North Central Health Care. Information is available on the county web site: www.co.langlade.wi.us under Agendas and Minutes - Human Services Task Force. Questions and discussion followed. Supervisor Benishek stated the Social Services Committee will meet March 10 at 10:30 a.m. to discuss this, and more information will be available there.

CONSENT AGENDA:

Motion was made by Supervisor Klimoski, seconded by Supervisor Jansen, to approve the Consent Agenda. All ayes, the motion carried. The Consent Agenda is adopted.

CONSENT AGENDA:

1. Elections or Appointments:
Approve the list of Emergency Fire Wardens for Langlade County, which was submitted by the DNR. The list is available in the County Clerk's Office.

2. **RESOLUTIONS:**

RESOLUTION #7-2014

INTRODUCED BY: EXECUTIVE COMMITTEE

INTENT: SEEKING CREATION OF A NEW NONPARTISAN PROCEDURE FOR THE PREPARATION OF LEGISLATIVE AND CONGRESSIONAL REDISTRICTING PLANS

WHEREAS, currently under the state constitution, the legislature is directed to redistrict legislative districts according to the number of inhabitants at its next session following the decennial federal census by the majority party. At the same intervals, the legislature also reapportions congressional districts in this state pursuant to federal law, and

WHEREAS, legislative and congressional redistricting plans enacted pursuant to this procedure are used to elect members of the legislature and members of Congress in the fall of the second year following the year of the census, and

WHEREAS, the 2011 process to draw the maps and fight lawsuits cost taxpayers nearly \$1.9 million, and

WHEREAS, historically legislative and congressional plans in Wisconsin have been subject to partisan influence that put the desires of politicians ahead of the needs of the people, and

NOW THEREFORE, BE IT RESOLVED that the Langlade County Board of Supervisors recommends the creation of a nonpartisan procedure for the preparation of legislative and congressional redistricting plans, and

BE IT FURTHER RESOLVED that the process promotes more accountability and transparency and prohibits the consideration of voting patterns, party information, and incumbents' residence information or

demographic information in drawing the maps, except as necessary to ensure minority participation as required by the U.S. Constitution.

BE IT FURTHER RESOLVED, that the Langlade County Clerk is directed to send a copy of this resolution to the Governor of the State of Wisconsin, the Wisconsin Counties Association, and to the State Legislative Representatives for Langlade County.

EXECUTIVE COMMITTEE:

David J. Solin
Ronald M. Nye
Douglas Nonnenmacher
Michael P. Klimoski
Patricia McKinney-Rice

FISCAL NOTE: No fiscal impact.

RESOLUTION #11-2014

INTRODUCED BY: PUBLIC SAFETY COMMITTEE

INTENT: SUPPORT PROPOSED LEGISLATION PROVIDING IMMUNITY FROM PROSECUTION FOR AIDERS WHO SUMMON OR PROVIDE EMERGENCY ASSISTANCE TO A PERSON WHO IS SUFFERING FROM AN OVERDOSE

WHEREAS, legislation has been proposed providing immunity from certain criminal prosecutions for a person (aider) who brings another person to an emergency room or other health facility, who summons police or emergency medical assistance, or who administers aid to another person because the aider believes the other person is suffering from an overdose or other adverse reaction to a controlled substance or a controlled substance analog; and

WHEREAS, under the proposed legislation, the aider may not be prosecuted for possession of a controlled substance or a controlled substance analog under the circumstances that led him or her to summon or provide emergency assistance; and

WHEREAS, the proposed legislation states that a person may not be prosecuted for possessing naloxone or for administering or delivering naloxone to another person if he or she administered naloxone to the other person with the good faith belief that the other person was suffering from an overdose or an adverse reaction to a controlled substance or a controlled substance analog and that it was necessary to deliver or administer the naloxone in order to save the other person's life; and

WHEREAS, the Committee recommends that the County Board adopt this resolution to support the proposed legislation outlined herein.

NOW THEREFORE BE IT RESOLVED, that the Langlade County Board of Supervisors supports proposed legislation in which a person may not be prosecuted for possessing naloxone or for administering or delivering naloxone to another person if he or she administered naloxone to the other person with the good faith belief that the other person was suffering from an overdose or an adverse reaction to a controlled substance or a controlled substance analog and that it was necessary to deliver or administer the naloxone in order to save the other person's life.

BE IT FURTHER RESOLVED, that the County Clerk shall forward a copy of this Resolution to Langlade County's elected Representatives, to the Wisconsin Counties Association and to the Langlade County Sheriff.

PUBLIC SAFETY COMMITTEE

Vernon Cahak
Arlene C. Bonacci
Dale A. Dahms
Samuel Hardin
Larry Poltrock

FISCAL NOTE: No fiscal impact.

RESOLUTION #12-2014

INTRODUCED BY: PUBLIC SAFETY COMMITTEE

INTENT: SUPPORT PROPOSED LEGISLATION UPDATING STATE CRIMINAL LAW AND STATE REGULATORY PROVISIONS CONCERNING PRESCRIPTION DRUGS IN ORDER TO FACILITATE AND ENCOURAGE OPERATION OF COMMUNITY DRUG DISPOSAL PROGRAMS IN WISCONSIN

WHEREAS, under current law, a person may not and it is often a crime, to deliver, receive, or possess certain drugs, unless the person is a licensed pharmacist or other licensed practitioner or has a valid prescription for the drug; and

WHEREAS, proposed legislation updates state criminal law and state regulatory provisions concerning prescription drugs and controlled substances in order to facilitate and encourage the operation of community drug disposal programs and other similar programs throughout Wisconsin; and

WHEREAS, the Department of Justice (DOJ) may authorize the operation of drug disposal programs in Wisconsin to receive for destruction, drugs, including prescription drugs, controlled substance and controlled substance analogs, and certain medical and drug delivery devices (collectively, pharmaceutical items); and the DOJ must approve the policies and procedures before a drug disposal program may begin operation; and

WHEREAS, the Committee recommends that the County Board adopt this resolution to support the proposed legislation outlined herein.

NOW THEREFORE BE IT RESOLVED, that the Langlade County Board of Supervisors supports proposed legislation updating state criminal law and state regulatory provisions concerning prescription drugs and controlled substances in order to facilitate and encourage the operation of community drug disposal programs and other similar programs throughout Wisconsin as outlined above.

BE IT FURTHER RESOLVED, that the County Clerk shall forward a copy of this Resolution to Langlade County's elected Representatives, to the Wisconsin Counties Association and to the Langlade County Sheriff.

PUBLIC SAFETY COMMITTEE

Vernon Cahak
Arlene C. Bonacci
Dale A. Dahms
Samuel Hardin
Larry Poltrock

FISCAL NOTE: No fiscal impact.

RESOLUTION #13-2014

INTRODUCED BY: PUBLIC SAFETY COMMITTEE

INTENT: SUPPORT PROPOSED LEGISLATION FOR TRAINING AND AGREEMENTS FOR ADMINISTERING THE DRUG NALOXONE

WHEREAS, heroin use is on the rise in Wisconsin, and increased heroin usage results in an increased number of heroin overdoses; and naloxone is a drug used to counter the effects of opiate overdose; and

WHEREAS, legislation has been proposed requiring all Emergency Medical Technicians (EMTs) to be trained to administer naloxone; and when properly trained, for each EMT at all times when performing his or her duties as an EMT, to carry or have available for administration a supply of naloxone; and

WHEREAS, the proposed legislation also allows a law enforcement agency or fire department to enter into a written agreement to affiliate with an ambulance service provider or a physician for the purposes of (1) obtaining a supply of naloxone; and (2) allowing law enforcement officers and fire fighters to obtain the training necessary to administer naloxone to individuals who are suffering from an overdose.

WHEREAS, the Committee recommends that the County Board adopt this resolution to support the proposed legislation outlined herein.

NOW THEREFORE BE IT RESOLVED, that the Langlade County Board of Supervisors supports proposed legislation requiring all Emergency Medical Technicians (EMTs) to be trained to administer naloxone; and when properly trained, for each EMT at all times when performing his or her duties as an EMT, to carry or have available for administration a supply of naloxone.

BE IT FURTHER RESOLVED, that the Langlade County Board of Supervisors supports proposed legislation allowing a law enforcement agency or fire department to enter into a written agreement to affiliate with an ambulance service provider or a physician for the purposes of (1) obtaining a supply of naloxone; and (2) allowing law enforcement officers and fire fighters to obtain the training necessary to administer naloxone to individuals who are suffering from an overdose.

BE IT FURTHER RESOLVED, that the County Clerk shall forward a copy of this Resolution to Langlade County's elected Representatives, to the Wisconsin Counties Association and to the Langlade County Sheriff.

PUBLIC SAFETY COMMITTEE

Vernon Cahak
Arlene C. Bonacci
Dale A. Dahms
Samuel Hardin
Larry Poltrock

FISCAL NOTE: No fiscal impact.

RESOLUTION #14-2014

INTRODUCED BY: PUBLIC SAFETY COMMITTEE

INTENT: SUPPORT PROPOSED LEGISLATION REQUIRING INDIVIDUALS TO SHOW PROPER IDENTIFICATION WHEN PICKING UP SCHEDULE II OR III PRESCRIPTION DRUGS

WHEREAS, legislation has been proposed relating to identification presentation and monitoring for certain prescription drugs; and

WHEREAS, under the proposed legislation, a Schedule II or III controlled substance may not be dispensed unless the person who is picking up the prescription drugs shows his or her identification card; and

WHEREAS, the proposed legislation would not disallow others from picking up these prescriptions but allows for tracking of who is doing so; and

WHEREAS, the proposed legislation would require that the name on any identification card presented when picking up Schedule II or III prescription drugs shall be contained in a record documenting the dispensing of such prescription drugs; and

WHEREAS, the Committee recommends that the County Board adopt this resolution to support the proposed legislation outlined herein.

NOW THEREFORE BE IT RESOLVED, that the Langlade County Board of Supervisors supports proposed legislation requiring individuals to show proper identification when picking up Schedule II or Schedule III prescription drugs and the individual's name shall be contained in a record documenting the dispensing of said prescription drugs as outlined above.

BE IT FURTHER RESOLVED, that the County Clerk shall forward a copy of this Resolution to Langlade County's elected Representatives, to the Wisconsin Counties Association and to the Langlade County Sheriff.

PUBLIC SAFETY COMMITTEE

Vernon Cahak
Arlene C. Bonacci
Dale A. Dahms
Samuel Hardin
Larry Poltrock

FISCAL NOTE: No fiscal impact.

ZONING ORDINANCES:

REPORT OF: WATER & LAND USE PLANNING COMMITTEE

INTENT: AMEND THE LANGLADE COUNTY ZONING MAPS PETITION #947

DATE: FEBRUARY 18, 2014

TO THE COUNTY BOARD OF SUPERVISORS:

Your Water & Land Use Planning Committee at a public hearing held on January 28, 2014 considered Petition #947 by Scott and Mary Ralph, N4646 Hwy 45, Antigo, WI 54409, Patrick C. Rowe, Agent. FROM AFR TO: COMMERCIAL Land as being PT SE NW & NE SW Sec 5 T31N R11E Com @ N1/4 Cor Sec 5 TH S 0°28'W 1860.71' TH N89°32' W 366' TH S0°27' W739.62' to POB TH S0°27' W 290.40' TH S 86°4' E 300.17' TH N 0°28' E 290.39' TH N 86°4' W 300.17' to POB. AKA Lot 3 CSM V3 P59 (Parcel #006-0072.003) Town of Antigo.

The Committee carefully considered this petition and the testimony presented at said hearing.

The Committee has drafted an ordinance to effectuate Petition #947.

This ordinance is hereby reported to the Langlade County Board of Supervisors for their consideration with this committee recommending APPROVAL.

Michael P. Klimoski
Ronald Nye
Jerrold L. Burns

ORDINANCE #1-2014Z

The Langlade County Board of Supervisors do hereby ordain as follows:

SECTION 1 That the lands described as
Being PT SE NW & NE SW Sec 5 T31N R11E Com @ N1/4 Cor Sec 5 TH S 0°28'W 1860.71'
TH N89°32' W 366' TH S0°27' W739.62' to POB TH S0°27' W 290.40' TH S 86°4' E 300.17'
TH N 0°28' E 290.39' TH N 86°4' W 300.17' to POB. AKA Lot 3 CSM V3 P59
(Parcel #006-0072.003) Town of Antigo.

Now comprising a part of the Agriculture/Forestry/Residential (AFR) District is hereby rezoned into the Commercial District.

SECTION 2 This change in zoning shall be designated on the official county zoning map for the Town of Antigo.

SECTION 3 All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 4 This ordinance shall be in full force and effect from and after its date of adoption.

Motion was made by Supervisor Klimoski to adopt, seconded by Supervisor Burns.

Corporation Counsel Robin Stowe reported to the County Board that the County had received correspondence from the Town of Antigo requesting that the County Board delay action on the Ordinance until after the Town Board meeting on February 19, 2014. Corporation Counsel advised the County Board of the due process requirements that apply to petitions for zoning amendments such that without the permission of the petitioner, the County Board does not have the authority to simply delay action on the petition. According to the Zoning Ordinance, once the Water & Land Use Planning Committee submits its recommendation to the County Board on a petition for zone change, the County Board can either approve the Ordinance as is, approve the Ordinance with amendments or, deny the petition for zone change, or if the WLUPC recommends denial, then the County Board can refuse to deny the petition which automatically refers the matter back to WLUPC to submit an Ordinance approving the zone change.

In the event the County Board approves the zone change, then the Town Board may still veto the zone change. Given this veto authority, it is not uncommon that the landowner may agree to certain conditions - but such agreements would be enforceable only between the Town and the landowner. The WLUPC applies certain criteria to zone change requests which are primarily designed to maintain the compatibility of the use of land within a designated area and the Committee does not have the authority to impose conditions as each zoning district includes permitted and conditional uses. In this case, unless the County Board recommends a specific amendment, due process requires voting on the Ordinance as presented.

Rick Rotzoll had requested to address County Board, and he was allowed to speak and bring up his concerns. He stated he found out about this after it had already gone through the Town Board for the Town of Antigo. His property is south of the Ralph property. He would like to recommend that they keep a 100 foot barrier

between his lot line and any development on that property to the north of his. His concern is that he would like to preserve the value of his home. He suggested they stay 100 feet away and put up a fence and some trees to maintain his property value. He is willing to work with them, but he wants something in writing on their long term plan.

Supervisor Klimoski stated Water and Land Use Planning Committee is only charged with the rezoning. Fencing or anything like that would have to go through the Zoning Adjustment Board. But that should be worked out with them before you go there.

Zoning Administrator Duane Haakenson stated anything decided between the Town Board and the property owner is between them. The County does not enforce those decisions. The applicant and owner of that lot has the right to apply for a Conditional Use Permit under the AFR District; to expand the existing use or to have an agricultural related business at that site. With the Conditional Use Permit the County could then place certain conditions on those lots, and the County would enforce those.

Supervisor Klimoski added that with the present zoning of AFR they could buy it and expand on it with a Conditional Use Permit the way it is. They wouldn't have to go through a zoning amendment. The two lots to the north of this are zoned commercial and the two lots to the south are zoned commercial, this parcel sits in the middle zoned AFR. The current AFR zoning of this property would allow for the proposed use without a zoning amendment. If rezoned to commercial, then the proposed use of the property would require a conditional use permit and the Board of Adjustment could then impose buffer conditions as requested by the neighbor.

Scott Ralph then addressed County Board explaining his reasons for the request to change his zoning to Commercial. He is looking to sell his property to Swiderski Implement, for their expansion and to bring more jobs to this area. Land to the north and to the south is presently zoned Commercial. He has never had a problem with the implement dealer and their operations to the north of his property.

On call of the roll to approve Zoning Ordinance #1-2014, Supervisors Hardin, Poltrock, Cahak, Dahms, Nye, Burns, Klimoski, Matucheski and Jansen voted aye, and Supervisors Benishek, Hurlbert, Nonnenmacher, Gottard, Rice, Bonacci, Kamps, Zalewski, Bina, Bostwick, and Solin voted no. Zoning Ordinance #1-2014 has been denied.

Committee Reports: A summary of information contained in recent committee minutes on file in the County Clerk's Office.

Supervisor Ron Nye presented a Profile of Langlade County developed by North Central Wisconsin Regional Planning Committee. It includes demographics, economy, infrastructure, largest employers, a map and Development Opportunities in Langlade County.

RESOLUTIONS:

RESOLUTION # 6-2014

INTRODUCED BY: SOCIAL SERVICES, PERSONNEL & EXECUTIVE COMMITTEES

INTENT: CREATE A CASUAL EMPLOYEE SOCIAL WORKER POSITION IN THE CHILDREN AND FAMILY SERVICES UNIT AT DEPARTMENT OF SOCIAL SERVICES WHILE AN EMPLOYEE IS ON FAMILY MEDICAL LEAVE

WHEREAS, a Certified Social Worker in the Children and Family Services (CFS) unit is on Family Medical Leave; and

WHEREAS, one of the duties of the Certified Social Worker currently on Family Medical Leave has been to license foster care homes; and

WHEREAS, the Committees support the need for the CFS unit to be at full staffing level and support the Department's efforts to provide essential services, including a Certified Social Worker on staff to license foster care homes; and

WHEREAS, this casual employee Certified Social Worker position will work 15 hours per week from March 1, 2014 through December 31, 2014.

NOW THEREFORE, BE IT RESOLVED, by a three-fourths (3/4) vote of the Langlade County Board of Supervisors to create a casual employee Certified Social Worker position on a temporary basis to provide services to children and families, including foster care home licensure, from March 1, 2014 through December 31, 2014, at a total of 15 hours per week.

SOCIAL SERVICES COMMITTEE

Richard H. Hurlbert
Robert Benishek
Vernon Cahak
Holly Matucheski
Patricia McKinney-Rice

PERSONNEL COMMITTEE

Douglas Nonnenmacher
Richard H. Hurlbert
Dale A. Dahms
Arlene C. Bonacci

EXECUTIVE COMMITTEE

David J. Solin
Ronald M. Nye
Douglas Nonnenmacher
Michael P. Klimoski
Patricia McKinney-Rice

FISCAL NOTE: This casual employee position will be paid \$20.09 an hour and the cost for the year will be wages of \$13,259 and fringe benefits totaling \$2,418, for a total cost of \$15,677.

Motion was made by Supervisor McKinney-Rice, seconded by Supervisor Hurlbert, to adopt.

Supervisor Hurlbert stated “When the money is gone, the position is gone, just like in the past.”

Kim Van Hoof explained this is a Certified Social Worker position for March 1, through December 31, 2014. The funding is available in their budget.

On call of the roll to adopt Resolution #6-2014, all Supervisors present voted aye. Resolution #6-2014 is adopted.

Administrative Coordinator’s Report:

Corporation Counsel Robin Stowe reported on Wednesday they will be closing on the Plum Creek land acquisition. They will be acquiring over 2,000 acres to the Langlade County Forest lands.

The Finance Department will be gathering wage data from 18 comparable counties, compiling this information for the Personnel and the Matrix Committees. Any adjustments will be submitted back to County Board for approval to be effective January 1, 2015.

The Health Insurance Advisory Committee will meet with their consultant to discuss options to further reduce the health insurance costs.

On February 7th they met with representatives from the City of Antigo, NTC, and local wood product manufacturers. They want to become a hub for the wood manufacturing industry. That was one of the purposes they wanted to derive from the investment in the Wood Technology Center. The County is looking at setting up an Ad Hoc Committee to conduct a feasibility study for a business incubator specific to the wood product industry. That would be the first in the state.

On February 14 they met with the City of Antigo to discuss revising the joint operations agreement for the Safety Building. The last revision was from 1989. The revised agreement will be presented to County Board and to City Council for their approval.

Chris Berry has been appointed as a member of the Wisconsin Economic Development Association Board of Directors.

Chairman Dave Solin stated he is a member of the team who will be re-writing the Silviculture Guidance Book, which is a book about all the forestry practices in the state.

Motion was made by Supervisor Bonacci to adjourn the meeting at 10:25 a.m., seconded by Supervisor Jansen. All ayes, the motion carried.

I, Kathryn Jacob, Langlade County Clerk, Antigo, Wisconsin, do hereby certify that the foregoing is a true and correct copy of the proceedings of the Langlade County Board of Supervisors Monthly Meeting of February 18, 2014.

Dated this 20th day of February, 2014.

Kathryn Jacob
Langlade County Clerk
