

Minutes of the  
**Bayfield County Board of Supervisors' Meeting**  
**Of April 20, 2010 - 9:00 a.m.**  
Bayfield County Board Room, Courthouse, Washburn, Wisconsin

The newly elected Bayfield County Board of Supervisors, consisting of Beth Meyers, William D. Bussey, Kenneth Jardine, Harold A. Maki, Delores Kittleson, John Bennett, William D. Kacvinsky, Patricia M. Rantala, Wayne H. Williams, Marco T. Bichanich, James A. Crandall and Brett T. Rondeau assembled in the Bayfield County Courtroom at 9:00 a.m. The Honorable John P. Anderson swore in the new Board of Supervisors. The Supervisors then proceeded to the Bayfield County Board Room where the monthly meeting of the Bayfield County Board of Supervisors was called to order at 9:15 a.m. by Bayfield County Clerk, Scott S. Fibert and roll call was taken as follows: Meyers-present; Bussey-present; Jardine-present; Maki-present; Kittleson-present; Bennett-present; Kacvinsky-present; Rantala-present; Williams-present; Bichanich-present; Miller-present; Crandall-present; Rondeau-present. Total 13: 13 present, 0 absent. Others present for today's meeting were: County Administrator, Mark Abeles-Allison; Deputy County Clerk, Dawn M. Bellile; Mary Motiff, Tourism Director; Karl Kastrosky, Zoning Director; Paul Susienka, Chief Deputy; Robert Lobermeier, County Conservationist; Jason Fischbach, UW-Extension Agricultural Agent and; and Claire Duquette, reporter for The Daily Press.

The Pledge of Allegiance was recited by all in attendance.

Fibert asked for a moment of silence for the family and friends of John Blahnik, outgoing County Board Supervisor, whose son passed unexpectedly this week; and for Beth Meyers, newly elected County Board Supervisor, whose father passed away this week as well.

County Administrator, Mark Abeles-Allison welcomed our new County Board members, Beth Meyers, William D. Bussey, John Bennett and Patricia M. Rantala.

1. **Election of County Board Chair.** Supervisor Miller nominated Kacvinsky. The County Clerk asked three more times for nominations and there were none. *A motion was made by Rondeau to close nominations and to cast a unanimous vote for William Kacvinsky for County Board Chairman. The motion carried.* The County Clerk then turned the meeting over to Chairman Kacvinsky.

2. **Election of County Board Vice-Chair.** Chairman Kacvinsky asked for nominations for Vice-Chairman: Jardine nominated Rondeau; Crandall nominated Kittleson. Kacvinsky asked three more times for nominations and there were none. Ballots were then passed out to each Board member to vote by secret ballot. County Clerk Fibert and County Administrator, Abeles-Allison counted the votes with Kittleson being elected new vice-chair. Kittleson then thanked everyone for their support.

3. **Motion Regarding Minutes of March 30, 2010 Bayfield County Board of Supervisors' Meeting.** The minutes were not ready for the meeting due to spring election taking place. *A motion was made by Kittleson/Crandall to postpone approval of the March 30, 2010 minutes. The motion carried.*

4. **Public Comment.** Chairman Kacvinsky asked three times if anyone from the public wished to comment and there were no comments.

5. Caucus into Five (5) Highway Districts to Recommend Nominations for a Member to the Executive Committee and the Highway Committee. The Board split up into the five highway districts and came back to the Board with their nominations:

District 1 - Executive Committee	Beth Meyers
Highway Committee	Harold A. Maki
District 2 - Executive Committee	Kenneth Jardine
Highway Committee	Wayne Williams
District 3 - Executive Committee	William D. Kacvinsky
Highway Committee	Marco T. Bichanich
District 4 - Executive Committee	Delores Kittleson
Highway Committee	John Bennett
District 5 - Executive Committee	Brett T. Rondeau
Highway Committee	James A. Crandall

Chairman Kacvinsky asked the five highway representatives to meet and come back with one person to represent the Executive Committee. Bichanich was nominated to be on the Executive Committee.

6. Bayfield County Amendatory Ordinance No. 2010-06, Committee Modifications to Sec. 2-3-4(a), Development & Land Sales; Sec. 2-3-16, UW-Extension Committee, (a),(b),(b)(2), & (3); addition of Sec. 2-3-19 Fair and Fencing Committee, (a),(b),(b)(1) & (2). The Board dispensed with the reading of the Ordinance, which reads as follows:

The Bayfield County Board of Supervisors ordains as follows:

That Modifications be made to Section 2-3-4(a) Development & Land Sales; Sec. 2-3-16, UW-Extension Committee, (a), (b), B(2) & (3); and addition of Section 2-3-19 Fair and Fencing Committee (a), (b), (b)(1) & (2) to read as follows:

**Sec. 2-3-4 Development and Land Sales Committee.**

(a) **Composition.** The Development and Land Sales Committee shall consist of six (6) members. ~~be appointed pursuant to Section 2-3-1(b).~~

**Sec. 2-3-16 UW-Extension Committee ~~Fair and Fencing Committee.~~**

(a) **Composition.** The UW-Extension, ~~Fair and Fencing~~ Committee shall consist of five (5) County Board members appointed by the County Board Chairperson, a majority of whom shall, if possible, be persons of recognized ability and demonstrated interest in agriculture and/or education.

(b) **Duties.** The UW-Extension, ~~Fair and Fencing~~ Committee shall:

- (1) Supervise jointly with the District Director of the Cooperative Extension Service of the University of Wisconsin, the Bayfield County UW Extension Office, including its agriculture program, community resource development program, family living education program, and 4-H and other youth programs.
- (2) ~~Supervise the conduct and operation of the Bayfield County Fair and have full authority to do the same except as such authority may be expressly limited by resolution or direction of the County Board and the County budget.~~
- (3) ~~Act on behalf of the County in its best interests in all fencing matters in which the County may be responsible under Ch. 90, Wis. Stats.~~

*State law reference(s)--Sec. 90, Wis. Stats.*

**Sec. 2-3-19 Fair and Fencing Committee.**

- (a) **Composition.** The Fair and Fencing Committee shall consist of five (5) County Board members appointed by the County Board Chairperson, a majority of whom shall, if possible, be persons of recognized ability and demonstrated interest in agriculture and/or education.
- (b) **Duties.** The Fair and Fencing Committee shall:
  - (1) Supervise the conduct and operation of the Bayfield County Fair and have full authority to do the same except as such authority may be expressly limited by resolution or direction of the County Board and the County budget.
  - (2) Act on behalf of the County in its best interests in all fencing matters in which the County may be responsible under Ch. 90, Wis. Stats.

*State law reference(s)--Ch. 90, Wis. Stats.*

*Dated this 20<sup>th</sup> day of April, 2010.*

**By Action of the  
BAYFIELD COUNTY BOARD OF SUPERVISORS**

***Attested to by:***  
**Scott S. Fibert, Bayfield County Clerk**

Chairman Kacvinsky explained the reason for wanting to have the committee modifications. Over the past several months the County Board has discussed minor modifications in committee structure. One of the modifications was to split the Fair and Tourism Committees into separate committees. The primary reason for this was the reorganization of the fair, having the Tourism Director oversee the Fair Department. The second change was increasing the Land Sales Committee from five members to six. This Committee is in charge of long-term county land leases, permanent easement and sales. This Committee meets infrequently, approximately 2-3 times a year. We discussed making this a 6 member committee with the possibility of

appointment of the same members as the Executive Committee to allow for more regular handling of business. Supervisor Maki spoke and stated that he felt the Land Sales Committee should remain as is, since it only meets about 4 times a year. He felt the Land Sales Committee could pass information on to the appropriate people. ***A motion was made by Maki/Meyers to leave the Land Sales Committee as a separate committee.*** Discussion took place and the Board wanted to hear why to either leave it the same or to change. Land Sales does not need Executive Committee or Board approval for their actions at the committee level. This is one of the reasons for trying to combine the committees. ***A roll call vote took place as follows: Bussey-no; Jardine-no; Maki-yes; Kittleson-yes; Bennett-yes; Kacvinsky-no; Rantala-no; Williams-yes; Bichanich-yes; Miller-no; Crandall-yes; Rondeau-no; Meyers-yes. Total 13: 7 yes, 6 no. The motion carried.***

Discussion took place on other options regarding the Fair and Tourism Committee, and it was thought to make a motion to pass the remaining part of the Amendatory Ordinance, omitting the Land Sales Committee. ***A motion was made by Bussey/Kittleson to approve Bayfield County Amendatory Ordinance No. 2010-06, Committee Modifications omitting Sec. 2-3-4(a), of the Land Sales Section; approving modifications to Sec. 2-3-16 UW-Extension Committee, (a),(b),(b)(2), & (3); addition of Sec. 2-3-19 Fair and Fencing Committee, (a),(b),(b)(1) & (2). The motion carried.***

**7. Report of the Bayfield County Planning & Zoning Committee Regarding the Rezone of the Bayfield County Property, specifically a parcel in Lots 3 & 4, Section 3, Township 43 North, Range 6 West, in the Town of Namakagon.** The Board dispensed with the reading of the Report, which reads as follows:

**TO: The County Board of Supervisors of Bayfield County on the hearing of petitions to amend the Bayfield County Zoning Ordinance.**

The Planning and Zoning Committee of the Bayfield County Board of Supervisors, having held a public hearing pursuant to Section 59.69(5)(e), Wisconsin Statutes; notice thereof having been given as provided by law; and having been duly informed of the facts pertinent to the following changes; hereby recommends the following action on said petition:

The Zoning of **Bayfield County Highway Department (3) parcels of land equivalent to 11.5-acre(+-) parcel ID#'s 04-034-2-43-6-02-3-05-004-10000; 04-034-2-43-06-02-3-05-004-20000; 04-034-2-43-6-02-3-05-003-30000;** excluding County Hwy. "D" right-of-way, but including all land between the meander line and the shore of Lake Namakagon.

**Deed Descriptions:**

**(Parcel 1)** **Volume 204, Page 331** described as: All that strip or parcel of land lying in Gov't Lot four (4), Section Two (2), Township Forty Three (43), N, Range Six (6) West, the boundary of which is described as: Beginning at the center of the east end of the Anderson Bridge on County Trunk Highway "D" over the narrows of Namakagon Lake between Gov't Lot Four (4) and Gov't Lot Seven (7) of Section Two (2) Township Forty-Three (43) North, of Range Six (6) West, thence in an easterly and northerly direction following the centerline of the present travelled County Trunk Highway "D" for a distance of fifty (50) rods and comprising as much of said lands as lie on the right or easterly side of diad center line for a width of two (2) rods in addition to the present established four rod right of way, all as surveyed, staked out, and in

use at the present time and containing .625 acres more or less, exclusive of the present owned highway right of way.

**(Parcel 2)** HWY parcel in Gov't Lot 4, Volume 231, Page 600, described as: All that part of a strip or parcel of land (as described in Volume 152, Page 281), lying between the following described reference line and a line parallel to, (radically from), and 100 feet southerly of such reference line; commencing at a point at the Witness Monument on the south line of Section 2, Township 43 N, Range 6 West, 371.6' West of the South  $\frac{1}{4}$  corner of said Section 2, thence N 8 05' W., 1063.4', thence S 81 55' W., 275' to the point of beginning, thence continue S 81 55' W., 250'; said parcel contains 0.25 acres more or less, exclusive of land previously acquired or now used for highway purposes.

**(Parcel 3)** All that part of Gov't Lot 3 in Volume 205, Page 492, described as: Beginning at a point on the shore of Lake Namakagon 750 feet northerly of the North side, and East end of County Trunk D bridge and fill, which point is marked by an iron pipe; thence Easterly 460 feet more or less to the edge of the swamp; thence Southerly, following the edge of the swamp to the South line of said Gov't Lot 3; thence West along the South line of Lot 3 to the shore of Namakagon Lake; thence Northerly to the point of beginning, subject to right of way of County Trunk D, as now located; also Gov't Lot 4, less parcels described in Volume 136, Page 375, Volume 151, Page 7, Volume 152 Page 489, and Volume 174, Page 560 all in Section Two (2), Township Forty-Three (43) North, Range Six (6) West.

All 3 parcels are in the Town of Namakagon, Bayfield County Wisconsin.

**New Description replacing Parcels 1-3 above:**

**Recently surveyed/certified (not recorded) by Robert A. Mick (April 2010),**

**Located in Gov't Lots 3 & 4, Section Two (2), Township Forty-Three (43) North, Range Six (6), Town of Namakagon, Bayfield County, Wisconsin described as:**

Commencing at the corner common to Sections 2, 3, 10 & 11, T43N, R6W; thence N86°37'38"E 783.42 feet; thence N60°29'32"E 1297.63 feet to the Point of Beginning which is a 1  $\frac{1}{2}$ " iron pipe near the shore of Lake Namakagon; thence S78°19'59"E 458.20 feet to the beginning of a meander line to Lake Namakagon; said line also runs S78°19'59"E to the water's edge; thence along said meander line S22°50'06"W 965.42 feet to the end of said meander line; thence S86°38'06"W 341.14 feet; said line continues N86°38'06"E to the water's edge; thence N15°34'41"W 130.77 feet; thence N20°11'44"W 147.47 feet; thence N03°18'46"W 137.51 feet; thence S64°26'52"W 144.51 feet; thence along the shore of Lake Namakagon N33°57'45"E 803.20 feet to the point of beginning.

**be changed from Residential One (R-1) to Forestry-One (F-1).**

**BAYFIELD PLANNING & ZONING COMMITTEE**

Kenneth Jardine, Shawn W. Miller, Brett T. Rondeau

*A motion was made by Rondeau/Miller to receive and place on file the Report of the Bayfield County Planning & Zoning Committee Regarding the Rezone of the Bayfield County Property, specifically a parcel in Lots 3 & 4, Section 3, Township 43 North, Range 6 West, in the Town of Namakagon. The motion carried.*

8. Bayfield County Zoning Amendatory Ordinance No. 2010-07, Regarding the Rezone of the Bayfield County Property, specifically a parcel in Lots 3 & 4, Section 3, Township 43 North, Range 6 West, in the Town of Namakagon. The Board dispensed with the reading of the Ordinance, which reads as follows:

The Bayfield County Board of Supervisors ordains as follows:

That the Bayfield County Zoning Ordinance, adopted June 1, 1976, be and the same is hereby amended as follows:

The Zoning of Bayfield County Highway Department (3) parcels of land equivalent to 11.5-acre(+/-) parcel ID#'s 04-034-2-43-6-02-3-05-004-10000; 04-034-2-43-06-02-3-05-004-20000; 04-034-2-43-6-02-3-05-003-30000; excluding County Hwy. "D" right-of-way, but including all land between the meander line and the shore of Lake Namakagon.

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**be changed from Residential One (R-1) to Forestry-One (F-1).**

Dated: April 20, 2010

By Action of the  
Bayfield County Board of Supervisors

Scott S. Fibert,  
Bayfield County Clerk

*A motion was made by Maki/Bichanich to adopt Bayfield County Zoning Amendatory Ordinance No. 2010-07, Regarding the Rezone of the Bayfield County Property, specifically a parcel in Lots 3 & 4, Section 3, Township 43 North, Range 6 West, in the Town of Namakagon. The motion carried.*

9. **Bayfield County Resolution No. 2010-16, Supporting an Application for Funding through the Wisconsin Department of Natural Resources Lake Management Protection Grant Program Updating the NR115 Minimum Standards.** The Board dispensed with the reading of the Resolution, which reads as follows:

**WHEREAS**, Bayfield County has invested significant time, energy, and funds into developing a sound lake management protection program since the year 2000 through lake classification, ordinance revisions, and Comprehensive Land Use Planning; *and*

**WHEREAS**, Bayfield County is fortunate to have 965 inland lakes and 86 miles of shoreline along Lake Superior; *and*

**WHEREAS**, the time has come to revise/update shoreland zoning standards in Bayfield County to comply with the revised NR 115 Minimum Standards to better protect our lakes and rivers as well as fish and wildlife habitat, natural scenic beauty, and water quality; *and*

**WHEREAS**, development standards for construction in shoreland areas of Bayfield County are needed to off-set the potential impacts of future construction or improvements on existing shoreland properties in shoreland areas; *and*

**WHEREAS**, funding for the proposed activities involved in updating shoreland protection standards is available through the Wisconsin Department of Natural Resource Lake Management Protection Grant Program; *and*

**WHEREAS**, Michael F. Furtak, Assistant Zoning Administrator for Bayfield County, as part of his employment duties, will be the authorized representative to administer the grant.

**NOW, THEREFORE, BE IT RESOLVED**, that the Bayfield County Board of Supervisors assembled this 20<sup>th</sup> day of April, 2010, do hereby encourage and support the updating of NR 115 language as it applies to the Bayfield County Zoning Ordinance to ensure the continued protection of our lakes and river habitat; *and*

**BE IT FURTHER RESOLVED**, that Bayfield County will comply with state rules for the program, may perform force account work, and will meet the financial obligations under the grant.

**BAYFIELD COUNTY BOARD OF SUPERVISORS**

William D. Kacvinsky, John Bennett, Beth Meyers, William D. Bussey, Kenneth Jardine,  
Harold A. Maki, Delores Kittleson, Shawn W. Miller, Wayne H. Williams, James A. Crandall,  
Patricia M. Rantala, Marco T. Bichanich, Brett T. Rondeau

*A motion was made by Bussey/Crandall to adopt Bayfield County Resolution No. 2010-16, Supporting an Application for Funding through the Wisconsin Department of Natural Resources Lake Management Protection Grant Program Updating the NR115 Minimum Standards. The motion carried.*

10. Bayfield County Resolution No. 2010-017, Supporting the Attorney General and Governor of Wisconsin to Pursue Remedies to stop Asian Carp Species from Entering Lake Michigan and Protect Wisconsin Interests. County Conservationist Robert Lobermeier was present to explain that this resolution. Board members stated that the Resolution states that they support the act, however, they have haven't seen or read the wording to this. Lobermeier explained that a new revision of the resolution had been drafted which didn't contain that wording. The Board dispensed with the reading of the Resolution, which reads as follows:

**WHEREAS**, the State of Illinois constructed the Chicago Sanitary and Ship Canal over 100 years ago, connecting the Great Lakes Basin to the Mississippi River Basin in order to move Chicago's sewage away from Lake Michigan; and

**WHEREAS**, the Chicago Sanitary and Ship Canal, in addition to diverting billions of gallons of water from Lake Michigan each day, also opens up a channel between Lake Michigan and the Lower Mississippi River Basin; and

**WHEREAS**, Asian carp, an invasive, non-native species, have migrated north through the Mississippi River Basin, documented as advancing as close as 20 miles from Lake Michigan in the Chicago Sanitary and Ship Canal; and

**WHEREAS**, an invasion of Asian carp into Lake Michigan would devastate the Lake Michigan ecology and cause incalculable economic loss and irreversible damage to recreational fishing on the Great Lakes and the resulting tourism industry; and

**WHEREAS**, Asian carp would infest Lake Michigan tributary streams for purposes of spawning and rearing; and

**WHEREAS**, the well documented threat of invading Asian carp has been known to the U.S. Army Corps of Engineers and state officials in Illinois for years; and

**WHEREAS**, the state of Illinois has constructed an inadequate and ineffective electric barrier to prevent Asian carp from migrating through the Chicago Sanitary and Ship canal; and

**WHEREAS**, the Chicago area navigational locks on the Chicago Sanitary and Ship Canal are the final barrier from which Asian carp can gain access to the Great Lakes Basin; and

**WHEREAS**, it is imperative that aggressive action be taken to safeguard the ecological and economic integrity of the Great Lakes; and

**WHEREAS**, Bayfield County is in the Great Lakes/Lake Superior Drainage Basin, and the Lake Superior and its tributaries are vital to the economy of Bayfield County; and

**WHEREAS**, Bayfield County residents and tourists have a strong connection to Lake Superior and cherish the natural resources the Lake has to offer to its residents; and

**WHEREAS**, Bayfield County has a thriving tourism economy based on fishing, boating, recreation and the aesthetic beauty of Lake Superior and Chequamegon Bay which brings in millions of dollars in revenue per year to the local economy; and

**WHEREAS**, Bayfield County is very concerned Asian carp will threaten the Lake Superior and Chequamegon Bay native fish species, and the ecology of the tributaries; and

**WHEREAS**, the United States Supreme Court denied the States of Michigan and Wisconsin's request for emergency relief aimed at preventing the invasion of Asian carp species into Lake Michigan.

**NOW THEREFORE BE IT RESOLVED** that the Bayfield County Board of Supervisors assembled this 20<sup>th</sup> day of April, 2010, does support the Wisconsin Attorney General as he continues to pursue legal remedies to stop Asian carp species from entering Lake Michigan and to protect Bayfield County's interests; and

**BE IT FURTHER RESOLVED**, that the Bayfield County Board of Supervisors urges the Governor of Wisconsin to convince the President of the United States and the United States Congress to provide emergency relief by ordering closure of the navigational locks in the Chicago Sanitary and Ship Canal, and to support a study of ways of biologically separating the Chicago Sanitary and Ship Canal from Lake Michigan; and

**BE IT FURTHER RESOLVED**, by the Bayfield County Board of Supervisors that the County Clerk shall forward a copy of this resolution to the Governor of the State of Wisconsin, the Attorney General of the State of Wisconsin, Bayfield County's Legislative Representatives, to the Wisconsin Counties Association and to all other Wisconsin Coastal Counties urging adoption of a similar resolution.

**BAYFIELD COUNTY BOARD OF SUPERVISORS**

William D. Kacvinsky, John Bennett, Beth Meyers, William D. Bussey, Kenneth Jardine,  
Harold A. Maki, Delores Kittleson, Shawn W. Miller, Wayne H. Williams, James A. Crandall,  
Patricia M. Rantala, Marco T. Bichanich, Brett T. Rondeau

*A motion was made by Crandall/Bichanich to postpone.* Discussion took place and Lobermeier stated that this Resolution needs to be acted on as soon as possible. Crandall withdrew his motion, Bichanich withdrew his second. Further discussion took place. *A motion was made by Bussey/Jardine supporting the elimination for the potential of Asian carp and eliminating the 2<sup>nd</sup> "be it resolved paragraph."* Discussion took place. Bussey withdrew his motion, Jardine withdrew his second. Further discussion took place on the contents of the actual resolution that is to be passed and what it is that is trying to be accomplished. *A motion was made by Crandall/Meyers to approve Bayfield County Resolution No. 2010-17, Supporting the Attorney General and Governor of Wisconsin to Pursue Remedies to stop Asian Carp Species from Entering Lake Michigan and Protect Wisconsin Interests. The motion carried.*

11. Bayfield County Resolution No. 2010-18, Bayfield County Board of Health ARRA Immunization and Vaccines for Children and Adults Grant. The Board dispensed with the reading of the Resolution, which reads as follows:

**WHEREAS,** The Bayfield County Health Department has received an ARRA Immunization and Vaccines for Children and Adults Grant in the amount of \$5,917, to be expended by December 31, 2011, for the purpose of increasing the number of children and adults who are adequately immunized, and

**WHEREAS,** The 2010 Budget does not contain any projections to account for any revenue or expenditures for said grant, and

**WHEREAS,** It is the desire of the Bayfield County Board of Health to accept and expend the amount necessary to complete grant objectives due in 2010 and to carry any remaining amount into 2011 to continuing working toward the grant objectives in 2011.

**NOW, THEREFORE, BE IT RESOLVED,** the Bayfield County Board of Health authorizes the use of revenue account number 100-20-43550-019 and expense account number 100-20-54128, and

**BE IT FURTHER RESOLVED,** the Bayfield County Board of Supervisors assembled this 20<sup>th</sup> day of April, 2010, amends the 2010 budget by \$5,917 to reflect the revenues and expenditures.

Passed by the Board of Health April 9, 2010 and forwarded to the Bayfield County Board of Supervisors.

**BAYFIELD COUNTY BOARD OF SUPERVISORS**

William D. Kacvinsky, John Bennett, Beth Meyers, William D. Bussey, Kenneth Jardine,  
Harold A. Maki, Delores Kittleson, Shawn W. Miller, Wayne H. Williams, James A. Crandall,  
Patricia M. Rantala, Marco T. Bichanich, Brett T. Rondeau

*A motion was made by Meyers/Maki to adopt Bayfield County Resolution No. 2010-18, Bayfield County Board of Health ARRA Immunization and Vaccines for Children and Adults Grant. A roll call vote was taken as follows: Jardine-yes; Maki-yes; Kittleson-yes; Bennett-yes; Kacvinsky-yes; Rantala-yes; Williams-yes; Bichanich-yes; Miller-yes; Crandall-yes; Rondeau-yes; Meyers-yes; Bussey-yes. Total 13: 13 yes, 0 no. The motion carried.*

**12. Bayfield County Resolution No. 2010-19, 2010 Health Department Budget Adjustments.**

The Board dispensed with the reading of the Resolution, which reads as follows:

**WHEREAS**, adjustments to the 2010 Health Department budget are necessary due to increases/decreases in federal and state grant funding; and

**WHEREAS**, state and federal grant funding adjustments provide additional revenues to Bayfield County and help limit county tax levy expenditures; and

**WHEREAS**, no additional county levy is required in the Department's 2010 budget;

**NOW, THEREFORE, BE IT RESOLVED**, that the Bayfield County Board of Supervisors assembled this 20<sup>th</sup> day of April, 2010 amends the 2010 budget by \$54,167 and authorizes the increase of the following revenue and expense accounts for 2010.

ACCOUNT NUMBER	DESCRIPTION	ADJUSTMENTS
	<b>Revenue Adjustments</b>	
100-20-43550-001	Maternal/Child Health Grant	(42)
100-20-43550-002	Childhood Lead Poisoning Prevention Grant	(80)
100-20-43550-003	Fluoride Grant	2,468
100-20-43550-005	IAP LHD Expanded Immunization Grant	(927)
100-20-43550-006	Bioterrorism Grant	(4,617)
100-20-43550-007	Prevention Grant	18
100-20-43550-011	WIC Grant	13,845
100-20-43550-014	PEER Counseling Grant	8,686
100-20-43550-018	Public Health Emergency Response (PHER)	34,816
	<b>Total Increase to Revenues</b>	<b>\$54,167</b>
	<b>Expenditure Adjustments</b>	
100-20-54103	Maternal/Child Health Grant	(42)
100-20-54112	Childhood Lead Poisoning Prevention Grant	(80)
100-20-54108	Fluoride Grant	2,468
100-20-54113	IAP LHD Expanded Immunization Grant	(927)
100-20-54111	Bioterrorism Grant	(4,617)
100-20-54104	Prevention Grant	18
100-20-54107	WIC Grant	13,845
100-20-54124	PEER Counseling Grant	8,686
100-20-54127	Public Health Emergency Response (PHER)	34,816
	<b>Total Increase to Expenditures</b>	<b>\$54,167</b>

Passed by the Health Department Board on April 9, 2010 and forwarded to the Bayfield County Board of Supervisors.

**BAYFIELD COUNTY BOARD OF SUPERVISORS**

William D. Kacvinsky, John Bennett, Beth Meyers, William D. Bussey, Kenneth Jardine,  
Harold A. Maki, Delores Kittleson, Shawn W. Miller, Wayne H. Williams, James A. Crandall,  
Patricia M. Rantala, Marco T. Bichanich, Brett T. Rondeau

*A motion was made by Kittleson/Meyers to adopt Bayfield County Resolution No. 2010-19, 2010 Health Department Budget Adjustments. A roll call vote was taken as follows: Maki-yes; Kittleson-yes; Bennett-yes; Kacvinsky-yes; Rantala-yes; Williams-yes; Bichanich-yes; Miller-yes; Crandall-yes; Rondeau-yes; Meyers-yes; Bussey-yes; Jardine-yes. Total 13: 13 yes, 0 no. The motion carried.*

**13. Bayfield County Resolution No. 2010-20, Amending the official FFP Map to Include Parcels in the Proposed Agricultural Enterprise Area Omitted from the 1980 FFP Map.** UW-Extension Ag Agent, Jason Fischbach and Robert Lobermeier, County Conservationist were both present to explain the project and gave a brief background on farmland preservation and an explanation of the maps attached. The Board dispensed with the reading of the Resolution, which reads as follows:

**WHEREAS**, Bayfield County has participated in the Farmland Preservation Program (FPP) as identified by the official 1980 FFP Map for more than 30 years; and

**WHEREAS**, the official FPP map was developed without the aid of modern equipment, contains recognized errors and omissions, and has not been amended since first adopted; and

**WHEREAS**, the FPP has provided agricultural producers a financial incentive for practicing sound stewardship on their properties with conservation benefits of improved water quality and habitat; and

**WHEREAS**, FPP is being replaced by Agricultural Enterprise Areas (AEA) which requires a proposed AEA to be a contiguous acreage for acceptance into the program and the proposed AEA in the Town of Bayfield is not currently contiguous due to accidental omissions in the 1980 FFP map; and

**WHEREAS**, the omitted parcels are: Parcel numbers: #04-066-2-50-04-1-3-03-000-30000; #04-006-2-50-04-15-01-000-10000; #04-006-2-50-044-10-2-02-000-10000; #04-006-2-50-04-22-1-03-000-40000; #04-066-2-50-04-11-3-01-000-10000; and

**WHEREAS**, amending the 1980 FFP map to reflect the addition of these five (5) parcels consisting of 119167 acres to the official FFP map will make the proposed AEA contiguous and therefore eligible for designation as an AEA, and makes the landowners eligible for income tax benefits if conversation compliance requirements are met.

**NOW, THEREFORE, BE IT RESOLVED**, that the Bayfield County Board of Supervisors assembled this 20<sup>th</sup> day of April, 2010, amends the 1980 FFP Map to include the indentified five (5) parcels omitted from the original FFP Map and supports the designation of the proposed AEA for its socio-economic and conservation benefits to Bayfield County.

## BAYFIELD COUNTY BOARD OF SUPERVISORS

William D. Kacvinsky, John Bennett, Beth Meyers, William D. Bussey, Kenneth Jardine,  
Harold A. Maki, Delores Kittleson, Shawn W. Miller, Wayne H. Williams, James A. Crandall,  
Patricia M. Rantala, Marco T. Bichanich, Brett T. Rondeau

*A motion was made by Kittleson/Bussey to adopt Bayfield County Resolution No. 2010-20 Amending the official FFP Map to Include Parcels in the Proposed Agricultural Enterprise Area Omitted from the 1980 FFP Map with the attached Maps. Discussion took place. The motion carried with 2 oppositions.*

**14. The Bayfield County Board of Supervisors may entertain a motion to move in and out of Executive Session pursuant to §19.85(1)(g).** Abeles-Allison stated to the Board that he has spoken with Corporation Counsel and there is no need for executive session at today's meeting. They are finalizing the brief, which is due Monday and is not yet completed. He doesn't have an update but can be reached via telephone if the Board so desires. The Board deemed it unnecessary to move into executive session or contact corporation counsel.

**15. Discussion and Possible Action Regarding Railroad Grade Right-of-Way Lawsuit between Johnson/Hawksford vs. Bayfield County.** Nothing to report.

**16. Discussion and Possible Action Regarding Use of Portions of the Right-of-Way for the 2010-2011 Snowmobile Season and Criteria for Determining Alternate Routes.** Mary Motiff, Tourism Director, was present to explain the alternate routes. She was asked if there was a map that the Board could look at specifically. She didn't have it with her. The Board recessed at 10:25 a.m. to allow Motiff to go to her office to get the map.

Motiff returned with the map and explained that the map depicts 5 different areas where we go off of the railroad grade. The proposal would be to talk with property owners where the grade goes through their property and see if property owners, on a voluntary basis, would be willing to work with the County. The amendment is not for a multi-use trail, it is just for snowmobiling. The criteria has been reviewed by the Tourism Committee and our attorneys. Discussion took place on whether or not we should go forward with something like this with the lawsuit still going on. Motiff stated that we are trying to make improvements to the snowmobile trail system and she would like the authority to contact property owners, keeping a good dialogue open. It also gives her a guideline to follow. A very lengthy discussion took place. The Board dispensed with the reading of the Criteria for Consideration of Alternate Routes, which reads as follows:

### **Request for Permission to Proceed with Use of Certain Sections of ROW as a Recreational Trail and Criteria for Consideration of Alternate Routes**

- 1. Bayfield County Tourism & Recreation is seeking permission from the Bayfield County Board to proceed with discussions regarding the use of certain portions of the RR ROW that have been blocked or otherwise diverted in recent years.**

There are two sections in particular which would be very easy to reopen and will provide a safer trail for the 2010-2011 snowmobile season than the current reroute which takes snowmobilers onto the roadway.

If permission is granted, the Tourism & Recreation Director would contact affected property owners to initiate discussions regarding our desire to use those portions of the ROW and report back to the Board with an update on the progress of those discussions at the May 2010 County Board Meeting.

**2. Bayfield County Tourism & Recreation Committee recommends that the Bayfield County Board of Supervisors adopts the following criteria regarding consideration of alternate routes:**

Bayfield County is willing to consider alternate routes through sections of private land; however, no alternate will be considered unless affected property owners can provide a satisfactory, permanent alternate route. Whether the alternate route is satisfactory will be determined in the County's discretion according to several criteria, including the following:

- 1) Is the alternate a permanent, multi-use, multi-season route?
- 2) Is the alternate completely located on property under direct control or ownership of the affected property owner(s) or on property for which a permanent easement has already been obtained?
- 3) Does Bayfield County incur none of the cost for acquisition or development of the alternate route (although it will maintain the alternate trail once it is established)?
- 4) Has the alternate been arranged without Bayfield County having to be a party to negotiations regarding acquisition of property or permanent easements?
- 5) Specific alternate routes will be determined on a case by case basis.

*A motion was made by Rondeau/Miller to adopt the documentation and set to the 4 specific areas, excluding the area we are currently involved in litigation with. A roll call vote was taken as follows: Kittleson-no; Bennett-yes; Kacvinsky-no; Rantala-yes; Williams-yes; Bichanich-yes; Miller-yes; Crandall-no; Rondeau-yes; Meyers-no; Bussey-no; Jardine-yes; Maki-yes. Total 13: 8 yes, 5 no. The motion carried.*

**17. County Board Orientation**

**11:00 a.m.** General Information - Abeles-Allison

County Board was given a powerpoint presentation regarding the following: Housekeeping, Introductions, County History & Facts, Civil Divisions, Supervisory Districts, Highway Districts, County Organizational Chart, and County Facilities.

Department Head Presentations took place, with each lasting approximately 5 minutes to explain what each of their respective offices does.

**11:05 a.m.** Maintenance - Kelly Trepanier

**11:10 a.m.** Treasurer - Daniel Anderson

**11:15 a.m.** Information Technology - Dag Bystrom, could not be present, Abeles-Allison explained the criteria of this office.

**11:15 a.m.** Forestry - Jason Bodine, could not be present, tree planting is taking place this week.

- 11:20 a.m. Criminal Justice - Brenda Spurlock
- 11:25 a.m. Land & Water Conservation - Robert Lobermeier
- 11:30 a.m. Register of Deeds - Patricia Olson
- 11:35 a.m. Child Support - Jack Olson
- 11:40 a.m. Clerk of Circuit Court - Kay Cederberg
- 11:45 a.m. Emergency Management - Jan Victorson
- 11:50 a.m. Veteran's Service - Chris Johnson
- 11:55 a.m. Land Records - Scott Galetka, could not be present, currently on vacation in Romania, Abeles-Allison reported for his office.
- 12:00 p.m. UW-Extension - Tim Kane
- 12:05 p.m. Planning & Zoning Department - Karl Kastrosky
- 12:10 p.m. Human Services - Elizabeth Skulan
  - Economic Support - Jeanine Spuhler
  - Family Services - Anita Haukaas
  - Aging & Disability Resource Center - Elizabeth Skulan reported for Carrie Linder, presently on maternity leave.
  - Support Services - Nikki Revak
- 12:15 p.m. Sheriff's Department, Paul Susienka, reporting for Sheriff's Office
- 12:20 p.m. Health Department - Amelia Lindsey
- 12:25 p.m. Highway Department - Tom Toepfer, could not be present.
- 12:25 p.m. District Attorney - Craig Haukaas
- 12:30 p.m. Tourism & Rec Department & Fair - Mary Motiff
- 12:35 p.m. County Clerk - Scott Fibert

*The Board broke for lunch.*

- 1:00 p.m. Open Meetings
  - Agendas, Minutes, County Board Meetings, Standing Committees, other Committees, and Definitions
- 1:15 p.m. Parliamentary Procedures - presented by Larry Larmer, UW-Extension Local Government Center
- 2:00 p.m. County Board broke for an afternoon break.

*Supervisors Miller and Rondeau left at 2:00 p.m.*

- 2:10 p.m. Corporation Counsel
  - Attorney Jack Carlson was present and spoke, giving a brief background of his law firm. He explained that he mostly handles litigation consisting with the Zoning Department. John Carlson, his partner, handles mental & alcoholism commitments, guardianship and protective placements. Together they will give legal advice and assistance to the County Board, County Board Committees, County Board Chairman, County Administrator, and County Departments, and will draft ordinances, leases, agreements and other legal documents as may be necessary. What Corporation Counsel **does not do** is criminal prosecution, juvenile, county traffic, county labor matters and Board of Adjustment matters. Corporation Counsel is appointed by and serves at the will of the County Board and are paid on an hourly basis. Other areas that were gone over were appointment, term and compensation as well as who

can request corporation counsel assistance. Ethics, Incompability of Offices, and other conflicts of interest were gone over.

- 2:30 p.m. County Administrator - Abeles-Allison went over his roles and responsibilities as they pertain to employees and employee groups.
- 2:45 p.m. Budget - Abeles-Allison went over his duties concerning the budget, the levy and general fund.

*Supervisor Jardine left at 3:00 p.m.*

- 3:00 p.m. Policies & Procedures. Abeles-Allison and Fibert briefly went over the following: Courthouse parking policy, mail policy, smoking policy, county vehicles, telephone directory, compensation (Mileage and Per Diem), travel expense policy, sample expense voucher, sexual harassment policy and gifts & gratuities policy.

18. Administrator's Report - Nothing to report.

19. Supervisors' Reports - Nothing to report.

There being no further business to come before the Bayfield County Board of Supervisors, ***Chairman Kacvinsky adjourned the meeting at 3:30 p.m.***

Respectfully submitted,

Scott S. Fibert,  
Bayfield County Clerk