

Minutes of the
Bayfield County Board of Supervisors' Meeting
Of January 26, 2010 - 6:00 p.m.
Bayfield County Board Room, Courthouse, Washburn, Wisconsin

The monthly meeting of the Bayfield County Board of Supervisors was called to order by Chairman Kacvinsky at 6:00 p.m. Roll call was taken by Bayfield County Clerk, Scott Fibert as follows: Miller-present; Crandall-absent; Rondeau-present; Good-present; Gordon-present; Jardine-present; Maki-present; Kittleson-present; Blahnik-present; Kacvinsky-present; Beeksma-absent; Williams-present; Bichanich-present. Total 13: 11 present, 2 absent. A quorum was present to conduct business. The following were also present for the meeting: *County Administrator*, Mark Abeles-Allison; *Deputy County Clerk*, Dawn M. Bellile; Jason Bodine, *Forest Administrator*; Thomas Toepfer, *Highway Commissioner*. Gene Jordan, *Northern Lights Administrator*; Mary Motiff, *Tourism Director*; and Claire Duquette, *Reporter for The Daily Press*; and community residents.

The Pledge of Allegiance was recited by all in attendance.

1. **Motion to Approve Minutes of the December 15, 2009 Bayfield County Board of Supervisors' Meeting.** *A motion was made by Blahnik/Good to adopt the minutes of the December 15 2009 Bayfield County Board of Supervisors; Meeting. The motion carried.*

2. **Public Comment.** None.

3. **Presentation by Matt Rudig, Representative to Congressman David Obey's Northern Office.** Chairman Kacvinsky stated that Rudig could not be present with us this evening due to a car accident. He reported that he is fine, and he would like to be present next month. *A motion was made by Rondeau/Miller to postpone the presentation by Matt Rudig. The motion carried.*

4. **Bayfield County Resolution No. 2010-01, Honoring Keith Larson upon his Retirement from the Bayfield County Highway Department.** Chairman Kacvinsky read the Resolution, which reads as follows:

WHEREAS, Keith Larson has served Bayfield County with distinction, honor and dedication in the Highway Department for over seventeen (17) years; *and*

WHEREAS, during those seventeen (17) years, Keith touched the lives of numerous citizens of Bayfield County in a positive way and was a friend to many residents and employees

NOW, THEREFORE, BE IT RESOLVED, that the Bayfield County Board of Supervisors assembled this 26th day of January, 2010, honors Keith Larson for his seventeen (17) years of public service to Bayfield County and expresses gratitude for his efforts, wishing him well in the years ahead; *and*

BE IT FURTHER RESOLVED, that a certified copy of this Resolution be forwarded to Mr. Larson at 82775 White Birch Road, Port Wing, Wisconsin 54865.

BAYFIELD COUNTY BOARD OF SUPERVISORS

William D. Kacvinsky, John J. Blahnik, David L. Good, Thomas J. Gordon, Kenneth Jardine,
Harold A. Maki, Delores Kittleson, Shawn W. Miller, Wayne A. Williams, Marco T. Bichanich, Brett T. Rondeau

A motion was made by Jardine/Bichanich to adopt Bayfield County Resolution No. 2010-01, Honoring Keith Larson upon his retirement from the Bayfield County Highway Department. The motion carried.

Abeles-Allison reported that both Larson and Aschenbauer were given plaques at their retirement party held at the Highway Department earlier this month.

5. Bayfield County Resolution No. 2010-02, Honoring Paul Aschenbauer upon his Retirement from the Bayfield County Highway Department. Chairman read the resolution, which reads as follows:

WHEREAS, Paul Aschenbauer has served Bayfield County with distinction, honor and dedication in the Highway Department for over thirty-seven (37) years; *and*

WHEREAS, during those thirty-seven (37) years, Paul touched the lives of numerous citizens of Bayfield County in a positive way and was a friend to many residents and employees.

NOW, THEREFORE, BE IT RESOLVED, that the Bayfield County Board of Supervisors assembled this 26th day of January, 2010, honors Paul Aschenbauer for his thirty-seven (37) years of public service to Bayfield County and expresses gratitude for his efforts, wishing him well in the years ahead; *and*

BE IT FURTHER RESOLVED, that a certified copy of this Resolution be forwarded to Mr. Aschenbauer at 403 E. 6th Street, Washburn, Wisconsin 54891.

BAYFIELD COUNTY BOARD OF SUPERVISORS

William D. Kacvinsky, John J. Blahnik, David L. Good, Thomas J. Gordon, Kenneth Jardine,
Harold A. Maki, Delores Kittleson, Shawn W. Miller, Wayne A. Williams, Marco T. Bichanich, Brett T. Rondeau

A motion was made by Blahnik/Rondeau to adopt Bayfield County Resolution No. 2010-02, Honoring Paul Aschenbauer upon his retirement from the Bayfield County Highway Department. The motion carried.

6. Presentation of Bayfield County Highway Department Annual Report. Thomas Toepfer, Bayfield County Highway Commissioner, was present this evening to give the Bayfield County Highway Department Annual Report. The Board dispensed with the reading of the Annual Report, a copy of which can be found in the County Clerk's office for review.

Toepfer reported that Co Hwy C was a quality Project; Co Hwy J was an overlay project; Bony Lake Road completed; moved insulation and insulated the Bayfield Shop. We did make some cuts, one being no summer help was added on for 2009. He also reported that Bayfield County is required to do a condition rating on our roads. He passed out and explained what will be done on each of the roads outlined. Explained the map outlining annual average daily traffic on our roads. Toepfer went over the 5-year improvement plan. He also reported that the format of the highway budget has been changed to fewer line items. The highway equipment schedule has been placed on a regular replacement schedule - 2 patrol trucks a year plus 1 large piece of equipment. Discussed using stainless boxes which can be removed after a number of years and simply replaced. The Highway Department had 2 people retire and staffing levels are tight. He reported that Bayfield County has good workers in the Highway Department and praised their work ethic. He also reported that he is appreciative of the County Board and is pleased at how well we all seem to work together. The board discussed various items with him regarding prices paving.

A motion was made by Maki/Miller to receive and place on file the Bayfield County Highway Department Annual Report. The motion carried.

7. Northern Lights Manor Project Report. Gene Jordan, Northern Lights Manor Administrator, was present this evening to give a project report. Jordan reported that the Nursing Home has been good stewards

with the money within their budget, stating that the expansion project came in under budget. There is still one piece of equipment, a water purifier that they are installing. It was a rough first six months of the project; there were a few layoffs due to remodeling, however, we now have 22 full-time employees with the Assisted Living adding about 10 new jobs. Home health care became larger due to Hayward Home Health closing. The Therapy Department, (physical, massage and health) has added more outpatients. We don't believe it will grow much more; 624 people in this community were served in 2009, which was 200+ more than last year.

Jordan discussed with the Board the technical covenant. Bond payments have been paid, but we haven't made enough profit to cover the covenant. We will be coming back to you at a later time with more details.

We would like to expand more into the assisted living. WHEDA and USDA dollars are out there for the potential of expanding. He reported that Home health had 15 clients when we started and we had 50 at the close of 2009. The adding of 2 counties will make Northern Lights even better.

The Northern Lights Board is in the process of soliciting for a new director as Jordan will be retiring this year. He reported that he has been at Northern Lights for 9 years now, and he and his family will be moving to the Milwaukee area. Jordan thanked the Board for their support from the facility and from himself, and the Board thanked him for his hard work and dedication.

8. Presentation of 2010 Bayfield County Annual Forest Plan. Jason Bodine, Bayfield County Forest Administrator, was present this evening to give the 2010 Annual Forest Plan Report. The Board dispensed with the reading of the Annual Report, a copy of which can be found in the County Clerk's office for review.

Discussion took place on access management plan with non-motorized and motorized trails.

A motion was made by Blahnik/Kittleston to suspend the rules to allow Highway Commissioner, Toepfer to speak. The motion carried. Toepfer asked about wage determination on planting trees, inquiring if the new law has affected the Forestry Department as it has the Highway Department. Discussion took place.

A motion was made by Good/Bichanich to approve the 2010 Bayfield County Annual Forest Plan. The motion carried. The Board thanked Bodine for his report.

9. Bayfield County Resolution No. 2010-04, Hazardous Materials Emergency Preparedness Planning Grant. Abeles-Allison explained this Resolution to the Board, and the Board dispensed with the reading of the Resolution, which reads as follows:

WHEREAS, Bayfield County Emergency Management applied for and received a Hazardous Materials Emergency Preparedness (HMEP) Planning Grant; *and*

WHEREAS, Bayfield County Emergency Management applied for this grant on behalf of the eleven (11) counties in the northwest region of Wisconsin Emergency Management; *and*

WHEREAS, the expenditures outlined in this grant will serve our citizens by providing resources for emergency operations centers (EOC) and emergency managers to assist in coordinating response and recovery activities in a major emergency including the hazardous materials emergency.

NOW, THEREFORE, BE IT RESOLVED, that the Bayfield County Board of Supervisors, assembled this 26th day of January, 2010, authorized that the Bayfield County 2009 Budget be amended to show an increase in line items as follows:

Revenue Line Item	# 100-18-43523-007	\$26,187.56	=	\$26,187.56
Expenditure Line Items	# 100-18-52510-50290	\$ 8,192.44)	
	# 100-18-52510-50310	\$ 7,722.98)	
	# 100-18-52510-50313	\$ 2,124.00) =	\$26,187.56
	# 100-18-52510-50390	\$ 8,148.14)	

BE IT FURTHER RESOLVED, that the Coordinator of Emergency Management be authorized to execute documents related to the Hazardous Materials Emergency Preparedness Planning Grant on behalf of Bayfield County.

BAYFIELD COUNTY BOARD OF SUPERVISORS

William D. Kacvinsky, John J. Blahnik, David L. Good, Thomas J. Gordon, Kenneth Jardine, Harold A. Maki, Delores Kittleson, Shawn W. Miller, Wayne A. Williams, Marco T. Bichanich, Brett T. Rondeau

A motion was made by Gordon/Williams to adopt Bayfield County Resolution No. 2010-04, Hazardous Materials Emergency Preparedness Planning Grant. A roll call vote was taken as follows: Crandall-absent; Rondeau-yes; Good-yes; Gordon-yes; Jardine-yes; Maki-yes; Kittleson-yes; Kacvinsky-yes; Beeksma-absent; Williams-yes; Bichanich-yes; Miller-yes. Total 13: 11 yes, 0 no, 2 absent, the motion carried.

10. Bayfield County Resolution No. 2010-05, Regarding Budget Amendments. Abeles-Allison explained this Resolution to the Board, and the Board dispensed with the reading of the Resolution, which reads as follows:

WHEREAS, Bayfield County applied for and was awarded grant funding in 2008 through the US Department of Justice, Office of Community Oriented Policing Services, for aerial imagery for Bayfield County and 3 neighboring counties, *and*

WHEREAS, Bayfield County is the lead county in this four-county project. Including Bayfield, Douglas, Burnett and Washburn Counties, *and*

WHEREAS, this project has provided Bayfield County with new and enhanced color imagery at 12" and some 4" resolution levels, *and*

WHEREAS, unlimited seat license software has been made available to all public safety entities within the county, *and*

WHEREAS, the amount of the grant for the four county area is \$935,300, *and*

WHEREAS, expenses totaling \$811,594 were expended and reimbursed in 2009 for this project, *and*

WHEREAS, the remaining balance of \$123,706 will be spent and reimbursed in 2010, *and*

WHEREAS, the 2009 and 2010 budgets did not reflect this grant.

NOW, THEREFORE, BE IT RESOLVED, that the Bayfield County Board of Supervisors assembled this 26th day of January, 2010, hereby authorizes that the 2009 Budget be amended to reflect an increase in expenditures and revenues as follows:

Increase Expense line 430-17-57103-50191 in the amount of \$5,824

Increase Expense line 430-17-57103-50820 in the amount of \$805,770
Increase Revenue line 430-17-43216 in the amount of \$811,594, *and*

BE IT FURTHER RESOLVED, that the 2010 Budget be amended to reflect an increase in expenditures and revenues as follows:

Increase Expense line 430-17-57103-50820 in the amount of \$123,706
Increase Revenue line 430-17-43216 in the amount of \$123,706.

BAYFIELD COUNTY BOARD OF SUPERVISORS

William D. Kacvinsky, John J. Blahnik, David L. Good, Thomas J. Gordon, Kenneth Jardine,
Harold A. Maki, Delores Kittleson, Shawn W. Miller, Wayne A. Williams, Marco T. Bichanich, Brett T. Rondeau

A motion was made by Good/Kittleson to adopt Bayfield County Resolution No. 2010-05, Regarding Budget Amendments. Discussion. Supervisor Good stated that if you haven't had a chance to use this software, go to Land records and have them show it to you. It is unbelievable and free to all of the local governments. *A roll call vote was taken as follows: A roll call vote was taken as follows: Rondeau-yes; Good-yes; Gordon-yes; Jardine-yes; Maki-yes; Kittleson-yes; Kacvinsky-yes; Beeksma-absent; Williams-yes; Bichanich-yes; Miller-yes; Crandall-absent. Total 13: 11 yes, 0 no, 2 absent, the motion carried.*

11. Bayfield County Resolution No. 2010-06, Regarding Support of AB482. Supervisor Blahnik explained that he asked that this be brought to the Board and explained the same. The Board dispensed with the reading of the Resolution, which reads as follows:

WHEREAS, the State of Wisconsin is currently considering Assembly Bill 482, *and:*

WHEREAS, AB482 would exempt prescription drugs from the Unfair Sales Act, also known as the Minimum Markup Law, *and:*

WHEREAS, the Unfair Sales Act prevents competitive pricing of pharmaceuticals, particularly generics, by retailers and pharmacists, *and:*

WHEREAS, exempting prescription drugs from the Unfair Sales Act would save consumers money, *and:*

WHEREAS, exempting prescription drugs from the Unfair Sales Act would help those most in need.

NOW, THEREFORE, BE IT RESOLVED, that the Bayfield County Board of Supervisors assembled this 26th day of January, 2010, support Assembly Bill 482 exempting prescription drugs from the Unfair Sales Act, *and:*

BE IT FURTHER RESOLVED that this Resolution shall be forwarded to the Wisconsin Counties Association, all applicable Bayfield County Legislators, and the Assembly Committee on Health and Healthcare Reform.

BAYFIELD COUNTY BOARD OF SUPERVISORS

William D. Kacvinsky, John J. Blahnik, David L. Good, Thomas J. Gordon, Kenneth Jardine,
Harold A. Maki, Delores Kittleson, Shawn W. Miller, Wayne A. Williams, Marco T. Bichanich, Brett T. Rondeau

A motion was made by Good/Miller to adopt Bayfield County Resolution No. 2010-06, Regarding Support of AB482. The motion carried.

The Board took a short recess at 7:10 p.m.

A motion was made by Good/Williams to move into Executive Session, allowing Mark Abeles-Allison, Scott Fibert, Dawn Bellile, Mary Motiff, and our attorney Rich Nordeng, pursuant to §19.85(1),(e),(g) conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved and Consideration of financial, medical, social or personal histories or disciplinary data of specific persons, preliminary consideration of specific personnel problems or investigation of charges against specific persons that, if discussed in public, would be likely to have substantial adverse effect on reputation of any person mentioned in such histories or data, or involved in such problems or investigations. A roll call vote was taken as follows: Good-yes; Gordon-yes; Jardine-yes. Maki-yes; Kittleson-yes; Blahnik-yes; Kacvinsky-yes; Beeksma-absent; Williams-yes; Bichanich-yes; Miller-yes; Crandall-absent; Rondeau-yes. Total: 13; 11 yes, 0 no, 1 absent. The motion carried.

Supervisor Gordon left meeting at 8:20 p.m.

A motion was made by Jardine/Good to move out of Executive Session. A roll call vote was taken as follows: Gordon-absent; Jardine-yes. Maki-yes; Kittleson-yes; Blahnik-yes; Kacvinsky-yes; Beeksma-absent; Williams-yes; Bichanich-yes; Miller-yes; Crandall-absent; Rondeau-yes; Good-yes. Total: 13; 10 yes, 0 no, 3 absent. The motion carried.

12. Administrator's Report:

- a) **February Meeting.** Discussion took place on changing the February County Board Meeting From February 23rd to February 16th due to Superior Days. The Board was in agreement and Crandall and Beeksma will be notified.
- b) **Election Update.** Bayfield County does not have a primary election. Spring election will be on April 6th, for School Board, local municipalities and County Board. The County Board has one contested race in District 1. Incumbent Supervisor Good will run with Beth Meyers running against him; Bill Bussey is running for office in District 2, in place of Thomas Gordon who is not running; John Bennett is running for office in District 6, in place of John Blahnik who is not running; and Patti Rantala is running for office in District 8, in place of James Beeksma who is not running.
- c) The Executive Committee is looking at structure modifications to several committees.

13. Supervisors' Reports: None.

There being no further business to come before the Bayfield County Board of Supervisors, *a motion was made by Rondeau/Williams to adjourn. The motion carried* and the meeting adjourned at 8:35 p.m.

Respectfully submitted,

Scott S. Fibert,
Bayfield County Clerk