

Minutes of the
Bayfield County Board of Supervisors' Meeting
Of October 27, 2009 - 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: Rondeau-present; Good-present; Gordon-present; Jardine-present; Maki-present; Kittleson-present; Blahnik-present; Kacvinsky-present; Beeksma-present; Williams-present; Bichanich-present; Miller-present; Crandall-present; Total 13: 13 present, 0 absent. A quorum was present to conduct business. The following were also present for the meeting: *County Administrator*, Mark Abeles-Allison; *County Clerk*, Scott Fibert; *Deputy County Clerk*, Dawn M. Bellile; *Zoning Director*, Karl Kastrosky; Lisa David, Amelia Lindsey, *Health Director*; Elizabeth Skulan, *Human Services Director*; Scott Galetka, *Land Records Administrator*; Robert Lobermeier - *County Conservationist*; Timothy Kane, *Community Resource Agent*; and *community residents*.

The Pledge of Allegiance was recited by all in attendance.

1. **Motion to Approve Minutes of the September 29, 2009 County Board of Supervisors' Meeting.** *A motion was made by Gordon/Blahnik to adopt the minutes of the September 29, 2009 Bayfield County Board of Supervisors' Meeting. The motion carried.*

2. **H1N1 Update.** Bayfield County Health Director, Amelia Lindsey, was present this evening to update the Board and community on what has been happening regarding the H1N1 breakout. Lindsey reported that the flu is widespread in Wisconsin affecting every county. Bayfield County schools have exceeded the threshold of absenteeism for this time of the year. One school is at 20% and another with 7% of its students out. They have received reports for Memorial Medical Center's ER and it is very busy with the H1N1 symptoms. Lindsey also went on to report that we are not ahead of the curve. The Health Department received 300 doses of injectible and 100 nasal vaccines. The doses will be used first on health care workers and then move into the school systems. The present plan has to be rethought as there are still a few of our health care providers and local EMT's who have not yet been vaccinated. We do not know when we will get getting additional doses of the vaccine and we will have to rethink how the remainder will be used. The CDC is still recommending that pregnant women and children from 6 months of age to 4 years, and people with chronic health problems will be one of the first vaccinated, however, pregnant women cannot receive the nasal vaccine. A discussion took place on some misconceptions of what is being stated in the community and it was Lindsey's recommendation that everyone be immunized. Lindsey passed out a document regarding immunizing in our community which is being supplied by a group called the SIC Group. Further discussion on testing for the H1N1 and Lindsey stated that the hospital isn't testing anymore and assuming that everyone has the virus. This would be a good assumption on their part as the only flu virus circulating in Wisconsin is the H1N1. Lindsey also explained that the H1N1 vaccine is provided by the federal government (CDC) and cannot be charged for. The Board wanted to know what was being done at the Courthouse and she stated that an H1N1 policy is being worked on but not implemented yet. The Board thanked Lindsey for her update.

3. **Public Comment:** No public comment.

4. **2010 Bayfield County Public Hearing.** *A motion was made by Gordon/Rondeau to adjourn as a County Board and reconvene as a Committee of the Whole to hold a public*

hearing on the 2010 Bayfield County Budget. A roll call vote was taken as follows: Good-yes; Gordon-yes; Jardine-yes. Maki-present; Kittleson-yes; Blahnik-yes; Kacvinsky-yes; Beeksma-yes; Williams-yes; Bichanich-yes; Miller-yes; Crandall-yes; Rondeau-yes; Total: 13, 13 yes, 0 no, the motion carried.

5. Public Comment on Proposed 2010 County Budget. Abeles-Allison reported on the budget. He stated that there is an increase in the levy of 1.94%. He also reported that it was the County Board's goal to maintain the levy at the current year's levy if at all possible. The Executive Committee worked very hard during the budget process to maintain as close to the 2009 budget as possible. The 2010 budget being proposed is \$8,850,305.00. This amount is \$168,810 over the previous year's budget which in part is for bridge aide and library funding.

After a lengthy discussion, Chairman Kacvinsky asked three times if there was anyone from the public that wished to comment. There were no comments.

A motion was made by Gordon/Good to adjourn as a Committee of the Whole and to reconvene as a County Board. A roll call vote was taken as follows: Gordon-yes; Jardine-yes. Maki-present; Kittleson-yes; Blahnik-yes; Kacvinsky-yes; Beeksma-yes; Williams-yes; Bichanich-yes; Miller-yes; Crandall-yes; Rondeau-yes; Good-yes. Total: 13, 13 yes, 0 no, the motion carried.

A motion was made by Gordon/Rondeau to adopt the 2010 Bayfield County Budget as proposed in the public hearing in the amount of \$8,850,305.00. Discussion took place. Supervisor Rondeau stated that he was proud to present this budget. A lot of time was spent on the budget planning and we worked hard and spent a lot of time on it. Discussion took place on the shortfall in the Human Services Department of approximately \$250,000. The Department has a contingency fund reserve of \$275,000 which can be used, however, we won't know until about June where the final numbers will be. Supervisor Maki also asked the question of "why aren't Bayfield County residents here this evening to ask us about the budget?" A roll call vote was taken as follows: Jardine-yes. Maki-present; Kittleson-yes; Blahnik-yes; Kacvinsky-yes; Beeksma-yes; Williams-yes; Bichanich-yes; Miller-yes; Crandall-yes; Rondeau-yes; Good-yes; Gordon-yes. Total: 13, 13 yes, 0 no, the motion carried.

6. Discussion and Possible Action to Set the 2010 Tax Levy. *A motion was made by Gordon/Good to set the 2010 tax levy at \$8,850,305. for 2010. A roll call vote was taken as follows: Maki-present; Kittleson-yes; Blahnik-yes; Kacvinsky-yes; Beeksma-yes; Williams-yes; Bichanich-yes; Miller-yes; Crandall-yes; Rondeau-yes; Good-yes; Gordon-yes; Jardine-yes. Total: 13, 13 yes, 0 no, the motion carried.* Chairman Kacvinsky thanked everyone who helped participate in the budget process.

7. Discussion on Comprehensive Planning Process in Preparation for Public Hearings. Karl Kastrosky, *Zoning Director*, and Lisa David, were present give a powerpoint presentation regarding the proposed Bayfield County Comprehensive Plan. Kastrosky, reported that each Board member will be getting a draft of the plan for their review. Kastrosky went over the timelines for publishing the public and comprehensive plan hearing. Discussion also took place regarding meeting dates and times. November 10th is set for the informational session on the comprehensive plan and December 15th, will be the public hearing for the comprehensive plan. A brief discussion took place, and the Board thanked Kastrosky and David for the presentation.

8. Presentation of 2009 Human Services Annual Report. Elizabeth Skulan, *Human Services Director*, was present to go over her report with the Board. A copy of said Report is on file in the County Clerk's office for review. Skulan reported that final notices for payment are not received until June of the following year. The Human Services Department has received 99% of its revenues. To make everything work this year, job duties were reshuffled and we did not rehire. We only targeted our highest need people. We didn't purchase any extra services for these folks as we didn't have staff to take care of the paperwork. A brief discussion took place, and the Board thanked Skulan for her report.

A motion was made by Crandall/Kittleston to receive and place on file the 2008 Human Services Annual Report. The motion carried.

9. Bayfield County Resolution No. 2009-50, 2009 Department of Human Services Budget Amendments. The Board dispensed with the reading of the Resolution, which reads as follows:

WHEREAS, adjustments to and transfers within the Department of Human Services 2009 budget are unnecessary to satisfy state statutes and accounting principles; and

WHEREAS, out of home placement costs in 2009 are expected to exceed the budget by approximately \$450,000;

WHEREAS, the Human Services Department has applied many strategies to reduce expenditures in 2009; and

WHEREAS, in spite of these efforts, it is anticipated that Human Service expenditures will exceed state and federal revenues and the county levy budgeted this fiscal year resulting a deficit of approximately \$200,000; and

WHEREAS, the County has requested a formal record acknowledging that the Human Services Board is aware that additional county levy will be needed to address this deficit.

NOW, THEREFORE, BE IT RESOLVED, that the Bayfield County Board of Supervisors, assembled this 26th day of October, 2009, recognizes the anticipated 2009 deficit and recommend that the Human Services Risk Reserve Fund be used to balance the 2009 Human Services budget; and

BE IT FURTHER RESOLVED, that the Human Services Board requests that county funds not expended in the 2008 Human Services budget be used to replenish the Human Services Risk Reserve Fund, rather than returned to the County's General Fund.

Passed this day, October 22, 2009, by the Human Services Board and forwarded to the Bayfield County Board of Supervisors.

BAYFIELD COUNTY BOARD OF SUPERVISORS

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A motion was made by Gordon/Good to adopt Bayfield County Resolution No. 2009-50, 2009 Department of Human Services Budget Amendments. Discussion took place on the reserve funds. Abeles-Allison explained that if the Human Services Department overspend its budget, rather than going to the general fund to replenish, we can take the overages from the Human Services Risk Replenishment Fund which have accumulated over the past years, and then replenish once again. Abeles-Allison further stated that he was comfortable this situation and that it was the responsible things to do. However, the Board needs to understand what will be happening. A roll call vote was taken as follows: Kittleson-yes; Blahnik-yes; Kacvinsky-yes; Beeksma-yes; Williams-yes; Bichanich-yes; Miller-yes; Crandall-yes; Rondeau-yes; Good-yes; Gordon-yes; Jardine-yes; Maki-present. Total: 13, 13 yes, 0 no, the motion carried.

10. Bayfield County Resolution No. 2009-43, 2009 Health Department Budget Amendments. Amelia Lindsey, *Health Director*, as present to explain the resolution to the Board. The Board dispensed with the reading of the resolution, which reads as follows:

WHEREAS, adjustments to the 2009 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 expenditures; and

WHEREAS, no additional county levy is required in the Department's 2009 budget;

NOW, THEREFORE, BE IT RESOLVED, that the Bayfield County Board of Supervisors assembled this 27th day of October, 2009 amends the 2009 budget by \$32,455 and authorizes the increase of the following revenue and expense accounts for 2009.

ACCOUNT NUMBER	DESCRIPTION	ADJUSTMENTS
Revenue Adjustments		
100-20-43550-001	Maternal/Child Health Grant	(5)
100-20-43550-003	Fluoride Grant	(150)
100-20-43550-006	Bioterrorism Grant	5,429
100-20-43550-007	Prevention Grant	2
100-20-43550-008	WWCCP Grant	1,490
100-20-43550-009	Community Coalition Grant	2,000
100-20-43550-011	WIC Grant	23,450
100-20-43550-014	PEER Counseling Grant	239
	Total Increase to Revenues	\$32,455
Expenditure Adjustments		
100-20-54103	Maternal/Child Health Grant	(5)
100-20-54108	Fluoride Grant	(150)
100-20-54111	Bioterrorism Grant	5,429
100-20-54104	Prevention Grant	2
100-20-54109	WWCCP Grant	1,490
100-20-54105	Community Coalition Grant	2,000
100-20-54107	WIC Grant	23,450

100-20-54124	PEER Counseling Grant	239
	Total Increase to Expenditures	\$32,455

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A motion was made by Gordon/Blahnik to adopt Bayfield County Resolution No. 2009-43, 2009 Health Department Budget Adjustments. A roll call vote was taken as follows: Blahnik-yes; Kacvinsky-yes; Beeksma-yes; Williams-yes; Bichanich-yes; Miller-yes; Crandall-yes; Rondeau-yes; Good-yes; Gordon-yes; Jardine-yes; Maki-present; Kittleson-yes. Total: 13, 13 yes, 0 no, the motion carried.

11. Bayfield County Resolution No. 2009-44, Bayfield County Board of Health Public Health Emergency Response Grant. Lindsey explained that this grant is provided by the CDD to respond to the H1N1 outbreak. The Board dispensed with the reading of the resolution, which reads as follows:

WHEREAS, the Bayfield County Health Department has received a Public Health Preparedness-Public Health Emergency Response Grant in the amount of \$33,561, to be expended by July 30, 2010, for the purpose of reviewing and revising the vaccination planning for public health-organized clinics with local and regional partners; to report doses of novel influenza vaccine administered by Bayfield County Health Department; and to coordinate communications regarding novel influenza virus with local and regional partners, and

WHEREAS, the 2009 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 2009 and to work toward the grant objectives in 2010, carrying any remaining amount into 2010 to complete 2010 grant objectives, and

NOW, THEREFORE, BE IT RESOLVED, that the Bayfield County Board of Health authorizes the use of revenue account number 100-20-43550-018 and expense account number 100-20-54127, and

BE IT FURTHER RESOLVED, the Bayfield County Board of Supervisors assembled this 27th day of October, 2009 amends the 2009 budget by \$33,561 to reflect the revenues and expenditures.

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A motion was made by Jardine/Bichanich to adopt Bayfield County Resolution No. 2009-44, Bayfield County Board of Health Public Health Emergency Response Grant. A roll call vote was taken as follows: Kacvinsky-yes; Beeksma-yes; Williams-yes; Bichanich-yes; Miller-yes;

Crandall-yes; Rondeau-yes; Good-yes; Gordon-yes; Jardine-yes; Maki-present; Kittleson-yes; Blahnik-yes. Total: 13, 13 yes, 0 no, the motion carried.

12. **Bayfield County Resolution No. 2009-45, Tax Charge Backs of 2008.** Chairman Kacvinsky asked for a motion to postpone this Resolution as it is not ready for action. *A motion was made by Good/Gordon to postpone Bayfield County Resolution No. 2009-45, Tax Charge Backs of 2008. The motion carried.*

13. **Bayfield County Resolution No. 2009-46, Designation of Authorized Depositories for Bayfield County.** The Board dispensed with the reading of the resolution, which reads as follows:

WHEREAS, Section 34.05 of the Wisconsin Statutes authorizes counties to invest any of their funds not immediately needed, in time deposits, in banks, or savings and loan associations, in accordance with and subject to the limitations of Wisconsin Statute §66.0603(1m), and also authorizes counties to engage in financial transactions in which the public depository agrees to repay funds advanced to it by the county plus interest, if the agreement is secured by bonds or securities issued or guaranteed as to principal and interest by the Federal Government, and

WHEREAS, it appears to be to the financial benefit of the County and its citizens to invest funds not immediately needed in such deposits and to enter into such financial transactions from time to time;

NOW, THEREFORE, BE IT RESOLVED, that the Bayfield County Board of Supervisors assembled this 27th day of October, 2009, authorize and direct the Bayfield County Treasurer to invest county funds not immediately needed either in time deposits in accordance with and subject to the limitations of Wisconsin Statute §66.0603, or by entering into financial transactions in which a public depository agrees to repay funds advanced to it by the County plus interest, if the agreement is fully secured by securities issued or guaranteed as to principal and interest by the Federal Government, with any of the following financial institutions, which have been designated as public depositories for Bayfield County: Bremer Bank; Security State Bank; State Bank of Drummond, Northern State Bank; Chippewa Valley Bank; and the Local Government Investment Pool.

BE IT FURTHER RESOLVED, that County funds not so invested shall be deposited in checking or savings accounts at any of the foregoing institutions.

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Supervisor Gordon announced that he would be abstaining from voting as he is a member of the Chippewa Valley Board of Directors. *A motion was made Good/Crandall to adopt Bayfield County Resolution No. 2009-46, Designation of Authorized Depositories for Bayfield County. The motion carried.*

14. **Bayfield County Resolution No. 2009-47, Protecting Lake Superior By Implementing Water Quality and Habitat Enhancement Projects in the Lake Superior Watershed.** Robert Lobermeier, *County Conservationist*, was present to explain the resolution to the Board. The Board dispensed with the reading of the resolution, which reads as follows:

WHEREAS, Bayfield County is committed to protecting, restoring and enhancing the natural resources and ecosystems of Lake Superior for sustainable high quality environmental, social, and economic benefit; *and*

WHEREAS, Bayfield County has 90 miles of Lake Superior coastline and nearly 1000 square miles of the Lake Superior Watershed; *and*

WHEREAS, Bayfield County has a long and well established record of designing, supporting and implementing cost-effective and innovative conservation projects to resolve and mitigate environmental threats including nonpoint sediment, chemical and nutrient pollution; storm water volume control; aquatic and terrestrial invasive species; habitat protection and enhancement; planning and enforcement; *and*

WHEREAS, Bayfield County has identified addressing threats to Lake Superior as a priority in planning documents that include a Comprehensive Land Use Plan, Land and Water Resource Management Plan, AIS Strategic Plan; *and*

WHEREAS, Bayfield County has a well developed and supportive partnership history with regional federal and state agencies, local municipalities, NGOs and private landowners to effectively and efficiently advance conservation initiatives, programs, and projects in the Lake Superior watershed; *and*

WHEREAS, Bayfield County is well qualified to carry out the financial, technical, and administrative responsibilities common with complex multi-agency operations having a long, established record of successful implementation of projects both large and small.

NOW, THEREFORE, BE IT RESOLVED, that the Bayfield County Board of Supervisors assembled this 27th day of October, 2009, does hereby support the application for the Great Lakes Restoration Initiative grant to accelerate the implementation of conservation projects in the Lake Superior water shed that will protect and maintain the exceptional water quality present at this time in the lake and watershed; *and*

BE IT FURTHER RESOLVED that the County Administrator act on behalf of Bayfield County to: submit an application to the EPA for financial assistance to implement projects and practices under the GLRI grant; sign documents; and take necessary action to undertake, direct, and complete the approved grant; *and*

BE IT FURTHER RESOLVED, that Bayfield County will meet the obligations of the project including timely publication of the results and meet the financial obligations under this grant.

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A motion was made by Good/Bichanich to adopt Bayfield County Resolution No. 2009-47, Protecting Lake Superior by Implementing Water Quality and Habitat Enhancement Projects in the Lake Superior Watershed. Discussion took place on the grant process. The motion carried.

15. Bayfield County Resolution No. 2009-48, Budget Amendment to Reflect Award of Wisconsin Coastal Management Program Grant for Bayfield County Aquatic Invasive Species Education. The Board dispensed with the reading of the resolution, which reads as follows:

WHEREAS, the Bayfield County Land and Water Conservation Department has been awarded a Great Lakes Education Grant from the Wisconsin Coastal Managements Program to support the education goal of the Bayfield County Aquatic Invasive Species Project;

WHEREAS, the award of this grant was received after the FY2009 budget had been approved;

WHEREAS, county policy requires that any grants received which change the bottom line of a department's budget must be approved by resolution of the County Board;

NOW, THEREFORE, BE IT RESOLVED, that the Bayfield County Board of Supervisors assembled this 27th day of October, 2009, do hereby amend the 2009 Budget as follows:

Increase expense account 100-28-56139 by \$7,720.

Increase revenue account 100-28-43591-101 by \$7,720.

BE IT FURTHER RESOLVED, that funds not expended in 2009 shall be carried over into FY 2010 as the grant end date is June 30, 2010.

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A motion was made by Crandall/Kittleson to adopt Bayfield County Resolution No. 2009-48, Budget Amendment to Reflect Award of Wisconsin Coastal Management Program Grant for Bayfield County Aquatic Invasive Species Education. A roll call vote was taken as follows: Beeksma-yes; Williams-yes; Bichanich-yes; Miller-yes; Crandall-yes; Rondeau-yes; Good-yes; Gordon-yes; Jardine-yes; Maki-present; Kittleson-yes; Blahnik-yes; Kacvinsky-yes. Total: 13, 13 yes, 0 no, the motion carried.

16. Bayfield County Resolution No. 2009-49, Authorizing Particiation in the Department of Natural Resources Municipal Dam Grant Program. Abeles-Allison explained this resolution. The Board dispensed with the reading of the resolution, which reads as follows:

WHEREAS, Bayfield County owns the Eau Claire Lakes Dam and requests financial assistance under s. 31.385 and s. 227.11, Wis. Stats., and ch. NR 335, Wis. Adm. Code, for the purpose of dam repairs;

WHEREAS, the state share for such a project may not exceed 50 percent (50%) of the first \$400,000.00 of total eligible project costs nor 25 percent (25%) of the next \$800,000.00 of total eligible project costs;

NOW, THEREFORE, BE IT RESOLVED, that the Bayfield County Board of Supervisors assembled this 27th day of October, 2009, hereby authorizes the County Administrator, Highway Commissioner or County Clerk, on behalf of Bayfield County to:

Submit an application to the DNR for financial aid under ch. NR 335, Wis. Adm. Code; sign grant agreement documents; take all necessary action to complete the project associated with any grant agreement; and submit reimbursement claims along with necessary supporting documentation.

BE IT FURTHER RESOLVED, that Bayfield County agrees to pay a share of the eligible costs which is equal to the total project cost minus the state share.

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A motion was made by Gordon/Crandall to adopt Bayfield County Resolution No. 2009-49, Authorizing Participation in the Department of Natural Resources Municipal Dam Grant Program. The motion carried.

17. Appointment of Jim Krueger to the AIS Committee. *A motion was made by Blahnik/Crandall to appoint Jim Krueger to the AIS Committee. Discussion took place. The motion carried.*

18. *A motion was made by Gordon/Bichanich to move into Executive Session, allowing Mary Motiff, Scott Fibert, Mark Abeles-Allison and Dawn Bellile to also be in meeting, pursuant to §19.85(1),(c)(e),(g): (c)considering employment, promotion, compensation or performance valuation data of any public employee over which the governmental body has jurisdiction or exercises responsibility; (e) deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public businesses, whenever competitive or bargaining reasons require a closed session; (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. A roll call vote was taken as follows: Williams-yes; Bichanich-yes; Miller-yes; Crandall-yes; Rondeau-yes; Good-yes; Gordon-yes; Jardine-yes; Maki-present; Kittleson-yes; Blahnik-yes; Kacvinsky-yes; Beeksma-yes. Total: 13, 13 yes, 0 no, the motion carried.*

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

Now in open session, Chairman Kacvinsky reported to the public that the County Board did ratify the tentative agreement with the Employees WPPA Local 216.

19. Administrator's Report:

a) **County Board Meeting Schedule:**

November: Statutory meeting date: November 15th - 6:00 p.m.

December: December 15th - 6:00 p.m.

b) **Agricultural Station:** Everything is good, presently rented out.

There being no further business to come before the Bayfield County Board of Supervisors', *a motion was made by Gordon/Crandall to adjourn. The motion carried* and the meeting adjourned at 7:50 p.m.

Respectfully submitted,

Scott S. Fibert,
Bayfield County Clerk
SSF/dmb