

Minutes of the  
**Bayfield County Board of Supervisors' Meeting**  
**April 17, 2018 - 9:00 p.m.**  
Bayfield County Board Room, Courthouse, Washburn, Wisconsin

The newly elected Bayfield County Board of Supervisors, consisting of George P. Newago, Thomas J. Gordon, Harold A. Maki, Jeremy Oswald, Jeffrey Silbert, Dennis M. Pocernich, Fred Strand, Thomas Snilsberg, Marty Milanowski, David A. Zepczyk, 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 Bayfield County Board of Supervisors. Supervisor Larry Fickbohm was sworn into office at 9:15 a.m.

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 9:20 am by Bayfield County Clerk, Scott S. Fibert. A roll call was taken as follows: Newago-present; Thomas J. Gordon-present; Larry Fickbohm-present; Harold A. Maki-present; Jeremy Oswald-present; Jeffrey Silbert-present; Dennis M. Pocernich-present; Fred Strand-present; Thomas Snilsberg-present; Marty Milanowski-present; David A. Zepczyk-present; James A. Crandall-present; Brett T. Rondeau-present. Total 13: 13 present and a quorum was present to conduct business.

The following were also present for today's meeting: County Administrator, Mark Abeles-Allison; Deputy County Clerk, Dawn M. Bellile; Sheriff Paul Susienka; Ben Dufford, *County Conservationist*; Rob Schierman, *Zoning Director*; Kevin Johnson, *Veteran's Service Office*.

The County Clerk read the Election of Officers Procedures to the new Board, which read as follows:

**County Board Chair and Vice-Chair** - The County Board Chair and Vice-Chair are elected at the organizational meeting held the 3<sup>rd</sup> Tuesday of April after the Spring Election. Bayfield County's past practice has been to have the County Clerk run the initial meeting until a Chairman is elected.

- ✓ The election can be made by secret ballot per §19.88, Wis. Stats. Bayfield County has a practice of using secret ballots for the election of officers.
- ✓ In the event of remote participation pursuant to Bayfield County Ordinance 2-2-7. The board member participating remotely shall vote in the open by voice provided oath has been taken and **after** secret ballots have been collected. Voice vote will be counted before the ballots.
- ✓ Nominations are taken from the floor, no second is required. No member can nominate more than one (1) candidate for each office unless that nomination is rejected. If rejected that board member can nominate again after all other board members have had a chance to nominate. Nominations are asked for three (3) more times, and a motion and

a 2/3rds vote of the Board is required to close nominations. Motion to reopen nominations requires a majority vote.

- ✓ The candidate with the majority of the votes shall be declared elected.
- ✓ In the case where the majority vote of the board is not reached. The two (2) candidates receiving the highest number of votes shall continue in a second run off election and the candidate with the lower number of votes shall be removed from the election. The voting continues until a winner is declared by a majority of the votes cast.
- ✓ If there is a tie vote with three (3) candidates the board shall vote two more times and if the result remains a tie we will draw for a winner.
- ✓ When there are only two (2) candidates and there is a tie vote, the Board shall vote two (2) more times, if the result remains a tie for three (3) consecutive votes, the County Clerk shall draw a name and declare this candidate elected. The County Clerk's deputy shall serve as teller to the Board for elections.

**Bayfield County Committees** shall follow the similar procedures as that of the County Board. When a Chair or Vice-Chair remains on a committee from the previous term, they will run the reorganizational meeting until a new chairperson is elected. In the case of all new members to a committee or the previous Chair or Vice-Chair are no longer members of a committee, the committee will agree on a member to run the committee meeting until a Chairperson is elected.

*A motion was made by Rondeau/Newago to adopt the Election of Officer's Procedures. The motion carried.*

1. The Pledge of Allegiance was recited by all in attendance.

2. **Discussion and Possible Action Regarding Election Procedures for Chair and Vice-Chair** - Clerk Fibert took nominations from the floor for Chairman. *Silbert nominated Pocernich.* Fibert asked 3 more times for nominations. There being no further nominations, *a motion was made by Rondeau/Gordon to close nominations and to cast a unanimous vote for Dennis M. Pocernich as Chair. The motion carried.* Fibert turned the meeting over to Chair Pocernich.

3. **Election of County Board Vice-Chair.** *Supervisor Maki nominated Fred Strand as Vice-Chair.* The chair asked 3 more times for nominations. There being no further nominations, *a motion was made by Rondeau/Crandall to close nominations and to cast a unanimous vote for Fred Strand as Vice-Chair. The motion carried*

Chair Pocernich thanked the Supervisors for their support.

4. **Welcome to Bayfield County Board of Supervisors** - Presentation by Mark O'Connell, *Ex. Dir. Wisconsin Counties Assoc.*, via skype conference. The Board waited a bit for the conference to be set up.

While waiting for O'Connell to join the meeting, Supervisor Gordon explained to the Board that he is Chippewa Valley Bank Board Member and that if anything should come up in future meetings regarding finances and banks, he will abstain from voting.

Not yet connected to Wisconsin Counties, the Chair moved ahead with the agenda, with the Board's approval.

5. **Bayfield County Resolution No. 2018-31, In Recognition of Memorial Day 2018.** The Board dispensed with the reading of the Resolution as Veteran's Service Office, *Kevin Johnson*, was not yet present due to the movement of the Agenda. The Resolution reads as follows:

**WHEREAS**, the United States government established Memorial Day for the remembrance of our men and women that have died while serving in the armed forces; *and*

**WHEREAS**, the freedoms all U.S. citizens enjoy have been secured and protected by our military heroes from the Revolutionary War through today's ongoing confrontations around the world; *and*

**WHEREAS**, service members from Bayfield County have made this ultimate sacrifice; *and*

**WHEREAS**, May 29<sup>th</sup>, 2018 is federally recognized as Memorial Day.

**NOW, THEREFORE, BE IT RESOLVED**, that the Bayfield County Board of Supervisors assembled this 17<sup>th</sup> day of April, 2018, recognizes May 29, 2017 as Memorial Day in respectful remembrance of those men and women that have given their lives to the protection of our Nation.

By Action of the  
Bayfield County Board of Supervisors  
Dennis M. Pocernich, *Chairman*

***A motion was made by Newago/Silbert to adopt Bayfield County Resolution No. 2018-31. The motion carried.***

Mark O'Connell's office is now in attendance via skyping. Abeles-Allison introduced Mark O'Connell, *Executive Director* and Kyle Christianson, *Director of Government Affairs* to the Board. Both O'Connell and Christianson welcomed and congratulated the new Board. O'Connell stated to the Board that they are entering the most exciting form of government that matters and impacts the quality of life for our citizens. O'Connell touched base on how government on the State and County levels are so important. Questions were asked and answered of O'Connell and Christianson after his presentation and the Board thanked him for attending today's meeting.

6. **Public Comment.** No public comment at this time.

7. **Caucus into Five (5) Highway Districts to Recommend Nominations for a Member to the Executive Committee and to the Highway Committee.** The Supervisors broke into their respective supervisory districts to determine amongst themselves who would be on the Highway and Executive Committees. They reported back to the Board as follows:

District 1: Executive - Gordon

Highway - Maki

District 2:	Executive - Fred Strand	Highway - Larry Fickbohm
District 3:	Executive - Dennis Pocernich	Highway - Marty Milanowski
District 4:	Executive - Jeff Silbert	Highway - Jeremy Oswald
District 5:	Executive - Brett Rondeau	Highway - James Crandall

*A motion was made by Newago/Gordon to approve of the committee appointments as presented. The motion carried.*

**8. A Motion was made by Maki/Newago Adjourn as a County Board and Convene as a Committee of the Whole to hold a Public Hearing Regarding the Rezone of a Parcel of Land at the Bayfield County Business Park. A roll call vote was taken as follows: Thomas J. Gordon-yes; Larry Fickbohm-yes; Harold A. Maki-yes; Jeremy Oswald-yes; Jeffrey Silbert-yes; Dennis M. Pocernich-yes; Fred Strand-yes; Thomas Snilsberg-yes; Marty Milanowski-yes; David A. Zepczyk-yes; James A. Crandall-yes; Brett T. Rondeau-yes; Newago-yes. Total 13: 13 yes, 0 no. The motion carried.**

**10:00 a.m. Public Hearing on the Rezone of a Parcel of Land at the Bayfield County Business Park.** The public hearing is slated for 10:00 a.m. and it not being 10:00 a.m., and even though the Memorial Day Resolution was approved, Veteran's Service Office, Kevin Johnson, was present and Chair Pocernich asked if Johnson wanted to say a few words. Johnson spoke briefly about what Memorial Day is about. The Board thanked Johnson for his words.

Chair Pocernich also asked if Attorney John Carlson would like to "set the scene" so to speak for the Supervisors explaining the purpose of the public hearing. Carlson stated that in an attempt to keep a business in Bayfield County, Bayfield County is trying to rezone this parcel in hopes that World Class will move into the County's Business Park.

Carlson further stated that this is county-owned land and therefore has to be published in the town that it exists, which in this case is the Town of Eileen. This does not need to go to the zoning Committee, however, still requires a public hearing with the Board deciding on whether to rezone. Requirements of a rezone are to have the notice of public hearing published in 5 locations, which the Town of Eileen has taken care of and the County has published in their 3 places. A copy of the press releases, articles and map is on file in the County Clerk's office.

**10:00 am - Public Hearing.**

Chair Pocernich invited anyone who would like to speak in favor of the rezone to come forward, give their name and address and sign the register.

Tony Johanik, Supervisor for the Town of Eileen. Johanik stated that while the Town of Eileen would love to see new businesses come to the Business Park, he explained there is protocol to follow when it comes to letting a Town know of a potential zoning change. He asked that in the future, the Town be given more time to make an informed decision on what is taking place. This rezone was not presented to the Town Board and they did not have a voice in it.

Johanik was asked if the Town approved the rezone to which he commented that at last Tuesday's meeting, the Comp Plan Committee approved, however, it did not go through the Town Board. Johanik was also asked how much extra time he thought would be adequate for the Town to make an informed decision to which he replied, at least one month. And the Town Board should at least be made aware of the rezone.

Charles BeBeau, World Class Manufacturing. BeBeau spoke on behalf of the location being considered. He stated that there were looking to move to a location in Ashland County when Bayfield Economic Development approached them with this opportunity. He asked the County Board if they had any questions for him as he would be happy to answer any.

Chair asked if anyone wanted to speak in opposition to the rezone.

Terry Torkko, form Chairperson for the Town of Eileen. Torkko submitted a letter which he spoke outlining his concerns about the rezone. Part of the Comp Planning includes future land use. In the past 6 years the Town's land use plans have been amended or approval has been provided for at least 3 businesses who wanted to locate in the Bayfield County Industrial Park. Bayfield County owns this land and these parcels were purchased by the businesses. The Town Board has historically worked successfully with Bayfield County and their Zoning Department. Bayfield County also has a land use plan which has a list of how they expect the land use process to proceed. Torkko went on to state that in order for a zoning change from commercial to industrial there needs to be Town Board input. At this time, there is no Town Board input. The Town's Comprehensive Planning Team met 2 days after receiving the notice from Abeles-Allison to consider the change in land use. His concern about the memo was that it stated that Bayfield County was asking the Town Board to consider the change in land use. However, with Abeles-Allison's memo, it stopped the process as it stated the County did not need Town Board approval. Torkko stated that he had been in contact with the State of Wisconsin Legislative Services who did confirm the County has a right to zone their land without local input, but, they questioned why the County would risk a criterion for the County to supersede the Town by doing this. Torkko's question to the County Board was what is the criteria for the county to supersede the Town's local control in land use and zoning?

Another concern Torkko had was that local residents usually turn out for public hearings, however, with this public hearing being held in the morning on a work day, there is not a turn out. He further stated that today he spoke before a County Board that has 13 members, and only 2 of which we have been able to vote for. We don't get a vote for 11 of the members. Will you care if our local control is taken away from our Town residents? He hopes they would care. His request was for the County Board to delay the rezoning hearing for 45 days so the Town of Eileen can disseminate information on amending the Town's Land Use Plan allowing for the Town to consider recommendations and to change the Town's Land Use Plan as appropriate and that the usual process be allowed to work.

He thanked the Board for their time in allowing him to express his thoughts.

The Board asked questions of Torkko and he answered as they pertain to the rezone. A very lengthy discussion took place on why World Class is moving, the pros and cons of them

moving to Ashland and the drive to keep them on Bayfield County. The window of opportunity for the rezone and building the new facility is of the essence due to our short season for building and sometimes moving forward is what needs to be done for the best interest for all concerned. Motion to Adjourn as a Committee of the Whole and Reconvene as a County Board.

*A motion was made by Rondeau/Gordon to adjourn as a Committee of the Whole and reconvene as a County Board. A roll call vote took place as follows: Larry Fickbohm-yes; Harold A. Maki-yes; Jeremy Oswald-yes; Jeffrey Silbert-yes; Dennis M. Pocernich-yes; Fred Strand-yes; Thomas Snilsberg-yes; Marty Milanowski-yes; David A. Zepczyk-yes; James A. Crandall-yes; Brett T. Rondeau-yes; Newago-yes; Thomas J. Gordon-yes. Total 13: 13 yes, 0 no. The motion carried.*

**9. Bayfield County Resolution No. 2018-19, Authorizing the Application for a Community Development Block Grant (CDBG) Public Facility and Economic Development Application.** Abeles-Allison introduced Sheldon Johnson, *Representative from Northwest Regional Planning*. Johnson explained the process for a Community Development Block Grant. The County is looking to apply for this grant through the Wisconsin Dept. of Administration. Applications are ongoing, however there is a significant amount of information required. The DOA will then respond to the County and often it takes 45 days. A conference call was held during the Executive Committee meeting with the DOA for receive more information. If the application is awarded, there are administrative fees that are a part of the grant. It was also noted that the grant award is contingent upon the hiring of low to moderate income employees.

There are 2 phases to this application: 1) Submit the application; 2) If awarded, there is not a financial cost that would be borne by the County. If jobs are not created, there is a fall back that the DOA would have with the County and funds would have to be paid back. The County would, however, have an agreement with the Company to see that the County is not liable for any unpaid funds. At this time, Attorney Carlson addressed this issue.

Chair Pocernich noted that World Class Mfg. isn't stated in the Resolution. Attorney Carlson explained the procedures for making this project come together and that all three parts are needed. The Zoning needs to take place, the Block Grant needs to be accepted and the Development Agreement needs to be executed. Carlson further explained the entire process.

A very lengthy discussion took place, including asking Zoning Director, Rob Schierman as to why the zoning needs to be changed from commercial to industrial. Schierman explained that there isn't a category for light manufacturing, which is really what this should fall under. This company is light fabrication. This is something that could be considered down the road as well. But as it exists right now, light fabrication is not part of commercial zoning.

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

**Relating to the County of Bayfield's**

**Participation in the Community Development Block Grant-Public Facilities (CDBG-PF) / Economic Development (CDBG-ED) program:**

**WHEREAS**, Federal monies are available under the Community Development Block Grant (CDBG) program, administered by the Wisconsin Department of Administration (DOA) Division of Energy, Housing and Community Resources (DEHCR) for the purpose of the provision or development of a County plan (CDBG-PLNG), or for the provision or improvement of public facilities (CDBG-PF); or for the provision of Economic Development assistance (CDBG-ED) *and*

**WHEREAS**, after public meeting and due consideration, the Bayfield County Board of Supervisors has recommended that an application be submitted to DOA for the following project(s), Bayfield County Business Park Economic Development Project (CDBG-PF and CDBG-ED) *and*

**WHEREAS**, it is necessary for the Bayfield County Board of Supervisors to approve the preparation and filing of an application for the Bayfield County to receive funds from this program; *and*

**WHEREAS**, the Bayfield County Board of Supervisors has reviewed the need for the proposed project(s) and the benefits to be gained therefrom.

**NOW, THEREFORE, BE IT RESOLVED**, that the Bayfield County Board of Supervisors, assembled this 17<sup>th</sup> day of April, 2018, does hereby approve and authorize the preparation and filing of an application for the above-named project(s); and that Dennis M. Pocernich, *County Board Chair*, and Mark Abeles-Allison, Bayfield County Administrator are hereby authorized to sign all necessary documents on behalf of Bayfield County and that authority is hereby granted to the Bayfield County Executive Committee to take the necessary steps to prepare and file the application for funds under this program in accordance with this Resolution.

By Action of the  
Bayfield County Board of Supervisors  
Dennis M. Pocernich, *Chairman*

*A motion was made by Crandall/Silbert to adopt Bayfield County Resolution No. 2018-19, Authorizing the Submission of a Community Development Block Grant (CDGBG) with the Stipulation that Northwest Regional Planning will administer the grant at the fee of \$3,000.00. Discussion took place as to whether or not we need to consider the agreement with NW Regional Planning to administer the grant. The motion carried.*

**10. Discussion and Possible Action on Development Agreement Between Bayfield County and World Class Manufacturing.** Attorney Carlson explained the memo he put together dated April 12, 2018. In principal, both parties are on the same page. He explained what will be happening per the agreement. The highlights of the Agreement read as follows:

World Class Precision Products (World Class) is seeking to construct a new building in the Bayfield County Business Park. To accommodate the needs of World Class and to further the industrial park's expansion of additional businesses, there is a need for additional infrastructure.

The County can obtain a Community Development Block Grant (CDBG) to cover half of the cost. The CDBG is a program under the U.S. Department of Housing and Urban Development (HUD) and is administered by the Wisconsin Department of Administration (DOA) - Division of Energy, Housing and Community Resources. Funding will provide public infrastructure on the five acre site.

The grant is based upon a per job to be created basis with a matching requirement. The jobs are required to be created within a 24-month period with an additional 12 months available at the discretion of the DOA. If all or some of the jobs are not created, the County is then liable to the DOA to repay the grant on a pro-rata basis that is based upon the number of jobs that are created.

With respect to the grant, World Class agrees they would provide the required match of the grant and would indemnify the County in the event the job requirement of the grant is not fulfilled. This assurance will be set forth in a development agreement between the County and World Class that will include the following terms:

1. The County will enter into an agreement whereby World Class will construct a new building upon approximately 5-acres of land located in the Bayfield County Business Park.
2. The property will be leased to World Class for a period of 10 years at rate of \$1,000 per year and an option to purchase at the end of 10 years for \$1. The \$10,000 over 10 years is based upon \$2,000/acre.
3. World Class agrees to create 15 new jobs over 24 months, with an additional 12 months if agreed to by the DOA. World Class agrees to match any CDBG grant dollars received by Bayfield County and put these towards infrastructure.
4. World Class commits to maintaining a going concern at the Bayfield County Business Park for the term of the lease.
5. A restrictive covenant would be recorded such that World Class agrees to conduct its operation within the building, no fabrication, production or storage will take place outdoors unless agreed to in writing by Bayfield County. World Class agrees to not create excessive or bothering noise or airborne emissions as is restricted on other properties in the Business Park.
6. World Class agrees to be responsible for maintenance and operation expenses of all infrastructure constructed including but not limited to any utility bills.
7. World Class agrees that in the event the job guarantee is not met and reimbursement of grant/loan funds are required by the DOA that it will take responsibility for repayment of all or portions of funding as required. World

Class agrees to take out a surety bond in the amount of the total grant amount in the name of Bayfield County.

8. World Class understands that project components paid for with CDBG monies must follow CDBG standards including Davis Bacon Wage Rates.
9. Bayfield County Agrees to make application for a CDBG PF ED/Grant/Loan for public infrastructure. The infrastructure may include water, sewer, parking, storm drainage and street lighting.
10. Bayfield County agrees to administer the agreement.
11. Bayfield County agrees to provide World Class with driveway access to the new business park road once completed. Any costs will be borne by World Class but could be part of CDBG project.

The County Board of Supervisors should consider the above terms and take the following actions:

1. Advise what, if any, terms are not acceptable.
2. Authorize the above terms to be incorporated into development agreement.
3. Who may give final approval and enter into the agreement:
  - a) The Executive Committee.
  - b) The full board.
  - c) The County Administrator and County Clerk. This option is the most desirable given the pace that is required for this project.
4. Authorize the County to make application for the CDBG upon execution of the development agreement.

These are the broad points and there are still some others that need to be hammered out. Attorney Carlson was looking for approval of these terms and to authorize Abeles-Allison and Fibert to sign or give the Executive Committee authority to approve. Carlson noted that the next County Board meeting is at the end of May. He would like to keep this moving so he is asking for no Board approval, but instead that of the Executive Committee. World Class' lease is up in April so time is of the essence.

***A motion was made by Strand/Silbert to approve the concepts of the Agreement Between Bayfield County and World Class Manufacturing with the final Agreement being signed by both the County Administrator and the County Clerk. A lengthy discussion took place regarding time frame, the transparency and clarity of the agreement and whether or not anyone has ever actually talked with World Class to see what type of company they really are. Chair Pocernich stated that he is not in support of this and that a complete agreement should go through the Executive Committee for its approval. Further discussion took place. A roll call vote was taken as follows: Harold A. Maki-no; Jeremy Oswald-no; Jeffrey Silbert-no; Dennis M. Pocernich-no; Fred Strand-yes; Thomas Snilsberg-no; Marty Milanowski-no; David A. Zepczyk-no; James A. Crandall-no; Brett T. Rondeau-***

*yes; Newago-no; Thomas J. Gordon-no; Larry Fickbohm-no. Total 13: 2 yes, 11 no. The motion failed.*

*A motion as made by Silbert/Maki to create a written development agreement between Bayfield County and World Class Manufacturing with the final approval going back to the Executive Committee. A roll call vote was taken as follows: Jeremy Oswald-yes; Jeffrey Silbert-yes; Dennis M. Pocernich-yes; Fred Strand-yes; Thomas Snilsberg-yes; Marty Milanowski-yes; David A. Zepczyk-yes; James A. Crandall-yes; Brett T. Rondeau-yes; Newago-yes; Thomas J. Gordon-yes; Larry Fickbohm-yes; Harold A. Maki-yes. Total 13: 13 yes, 0 no. The motion carried.*

**11. Bayfield County Amendatory Ordinance No. 2018-05, Regarding the Rezone of a 5-Acre Parcel at the Bayfield County Business Park.** Abeles-Allison explained. Discussion came up with the fact that we are not rezoning 12 acres as published but rather only 5 of the 12. Chair Pocernich stated that he is not in favor of this as it was published incorrectly. Discussion took place on how the original 12 acres went to 5 acres.

Attorney Carlson explained that because Bayfield County did not know the exact figuration we listed 12 acres, but only 5 acres are going to be rezoned. They had to be described somehow to give legal notice. which 5 acres was going to be acted so rather they listed the entire 12. Discussion took place that perhaps this should be tabled and do what the Town of Eileen is asking us to do in the first place as there are too many if's. Discussion that what was posted and approved is entirely different than what we are acting on. Attorney Carlson stated to the Board that he was comfortable with the approval as long as the 5 acres in question is in the 12 acres.

*A motion was made by Strand/Rondeau to adopt Bayfield County Amendatory Ordinance 2018-05, the Rezone of a 5-acre parcel at the Bayfield County Business Park. A motion was made by Maki/Milanowski to suspend the rules to allow World Class to speak to the Board. The motion carried.* Questions were asked and answered of World Class by the Board. World Class' representative stated that they were approached by Bayfield County and they are simply pursuing the process and will comply with what the Board recommends. Supervisors felt that the problem still is that the Town of Eileen did not have an input on this. Further discussion took place on how World Class runs their business. Further discussion took place on the Town of Eileen's Comp Plan and local control.

Attorney Carlson stated that this is an ordinance amendment and can be approved in part or whole. It is the Board's right to change the ordinance if so desired. *The motion carried with two oppositions.*

**12. Bayfield County Resolution No. 2018-32, Authorizing the Submission of a Wisconsin Department of Transportation Facilities for Economic Assistance (TEA) Grant Application for World Class Manufacturing.** Abeles-Allison explained that there is no match required for the submission of this grant. This could be used for infrastructure and creation of new jobs as well. The Board dispensed with the reading of the Resolution, which reads as follows:

**WHEREAS**, Bayfield County and World Class Manufacturing have mutually agreed to develop a site for the construction of a facility for the World Class Manufacturing business; *and*

**WHEREAS**, the agreement between Bayfield County and World Class Manufacturing provides for construction of a Business Park Road project to make the project feasible; *and*

**WHEREAS**, given all the financial demand on Bayfield County related to this project Bayfield County is in need of assistance to make the transportation improvements. Without the grant assistance, Bayfield County cannot reasonably afford to construct the required improvements; *and*

**WHEREAS**, the State of Wisconsin Department of Transportation's Facilities Transportation Economic Assistance (TEA) program provides financial assistance to municipalities to develop transportation facilities required to enable industrial development to occur.

**NOW THEREFORE BE IT RESOLVED**, that the Bayfield County Board of Supervisors hereby authorizes the submission of an application to the Department of Transportation TEA program and authority is granted to the Bayfield County Administrator to take the necessary steps to prepare and file the appropriate application for funds under this program in accordance with this resolution and that he is hereby authorized to sign all necessary documents on behalf of Bayfield County; *and*

**BE IF FURTHER RESOLVED**, that the Bayfield County does hereby commit to fund at least 50% of the cost of the Business Park Road improvements from Bayfield County and/or other sources; *and*

**BE IT FURTHER RESOLVED**, that the Bayfield County will have jurisdictional responsibility for the transportation improvements; *and*

**BE IT FURTHER RESOLVED**, that the Bayfield County will sign a Jobs Guarantee with the Wisconsin Department of Transportation; *and*

**BE IT FURTHER RESOLVED**, that the Bayfield County will administer and oversee the development of the transportation improvement; *and*

**BE IT FURTHER RESOLVED**, that the Bayfield County will comply with all applicable Federal, State, and Local regulations.

By Action of the  
**Bayfield County Board of Supervisors**  
Dennis M. Pocernich, *Chair*

*A motion was made by Rondeau/Newago to adopt Bayfield County Amendatory Ordinance No. 2018-32, Authorizing the Submission of a Wisconsin Department of Transportation Facilities for Economic Assistance (TEA) Grant Application for World Class Manufacturing. The motion carried.*

**13. Bayfield County Resolution No. 2018-33, Amending the 2015-2019 Bayfield County Comprehensive Outdoor Recreation Plan to Include the Bayfield County**

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

**WHEREAS**, on April 21, 2015 (Resolution 2015-30), the County Board approved the 2015-2019 Bayfield County Comprehensive Outdoor Recreation Plan (hereafter, Plan); *and*

**WHEREAS**, the Plan outlines current and future outdoor recreation facility needs of Bayfield County that can be adequately maintained and/or developed; *and*

**WHEREAS**, occasionally, the Plan will be updated to account for changes and/or modifications in outdoor recreation planning and/or facility needs; *and*

**WHEREAS**, the Forestry and Parks Department is charged with maintaining the Plan; *and*

**WHEREAS**, Bayfield County (Tourism Department) has requested the addition of the Fairgrounds to the Plan:

**WHEREAS**, on April 9, 2018, the Forestry and Parks Committee approved amending the Plan to include the Bayfield County Fairgrounds as follows:

#### **COUNTY FACILITIES**

#### **BAYFIELD COUNTY FAIRGROUNDS (T47N R8W, Sections 6 & 7)**

##### **Existing Facilities:**

- Located one-mile northwest of downtown Iron River, this 110-acre property has camping, picnicking, horse arenas, barns, a grandstand, exhibit hall, and multiple pavilions. There are 24 single campsites with electric (some with water hookups) and three group sites. There are three wells on the property and Wi-Fi throughout most of the highly used areas. There is a concrete community safe room building with a meeting space, flush toilets, a utility sink and a drinking fountain. There is another restroom building with flush toilets and showers near the grandstand. There is a basketball court on the property and the Tri-County Corridor is approximately  $\frac{1}{4}$  mile away accessible via a road route.

##### **Recommended Improvements:**

- Upgrade the electric throughout the property including all individual campsites
- Construct a permanent stage for performances
- Refurbish or replace the siding on the maintenance building
- Install benches/covered seating areas throughout the grounds

**NOW, THEREFORE, BE IT RESOLVED**, that the Bayfield County Board of Supervisors, meeting this 17<sup>th</sup> day of April, 2018, hereby formally approve the following amendment(s) to the 2015-2019 Bayfield County Comprehensive Outdoor Recreation Plan.

By Action of the

**Bayfield County Board of Supervisors**

Dennis M. Pocernich, *Chair*

*A motion was made by Strand/Crandall to adopt Bayfield County Resolution No. 2018-33, Amending the 2015-2019 Bayfield County Comprehensive Outdoor Recreation Plan to Include the Bayfield County Fairgrounds. The motion carried.*

**14. Report of the Bayfield County Planning & Zoning Committee Amending Section 13-1-62, Code of Ordinances, Bayfield County, WI, "Permissible Uses."**

Robert Schierman, *Zoning Director*, was present to explain the Report to the Board. 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:

**Section 1.** The table located in subsection (a) of Section 13-1-62 [Classification of Uses] of Article D [Zoning Districts] of Chapter 1 [Zoning Code] of Title 13 [Zoning Code of Ordinances], Bayfield County, Wisconsin is hereby amended to read, in part, as follows:

PERMISSIBLE USES	R-4 R-3 R-1	R-2	R-RB	C	I	M	A-1	A-2	F-1	F-2	W
Paving-batch (Plant for Cement, Asphalt) Products, Processing *Municipal zone allows temporary plant(s) only					C	C*	C		C	<u>C</u>	

**The Bayfield County Planning & Zoning Committee's Recommendation is:**

✓ **Be Approved**

**BAYFIELD COUNTY PLANNING AND ZONING COMMITTEE**

William Bussey, Dennis Pocernich, Brett Rondeau, Jeff Silbert, Fred Strand

*A motion was made by Rondeau/Maki to receive and place on file the Report of the Bayfield County Planning & Zoning Committee Amending Section 13-1-62, Code of Ordinances, Bayfield County, WI, "Permissible Uses." The motion carried.*

**15. Bayfield County Amendatory Ordinance No. 2018-03, Amending Section 13-1-62, Code of Ordinances, Bayfield County, WI, "Permissible Uses."**

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:

**Section 1.** The table located in subsection (a) of Section 13-1-62 [Classification of Uses] of Article D [Zoning Districts] of Chapter 1 [Zoning Code] of Title 13 [Zoning

Code of Ordinances], Bayfield County, Wisconsin is hereby amended to read, in part, as follows:

PERMISSIBLE USES	R-4	R-2	R-RB	C	I	M	A-1	A-2	F-1	F-2	W
	R-3 R-1										
Paving-batch (Plant for Cement, Asphalt) Products, Processing *Municipal zone allows temporary plant(s) only					C	C*	C		C	<u>C</u>	

**Section 2.** Except as specifically modified and amended by this ordinance, the Bayfield County Code of Ordinance shall remain in force and effect exactly as originally adopted and previously amended. All ordinances or parts of ordinances inconsistent with or in contravention of the provisions of this ordinance are hereby repealed.

**Section 3. SEVERABILITY.** If a court of competent jurisdiction adjudges any section, clause, provision, or portion of this ordinance unconstitutional or invalid, the remainder of this ordinance shall not be affected thereby.

**Section 4. EFFECTIVE DATE.** This ordinance shall take effect and be in full force from and after its passage.

**The Bayfield County Board of Supervisors' decision is: to be approved as of this 17<sup>th</sup> day of April, 2018.**

By Action of the  
**Bayfield County Board of Supervisors**  
 Attested to by: Dennis M. Pocernich, *Chair*

*A motion was made by Rondeau/Gordon to adopt Bayfield County Amendatory Ordinance No. 2018-03, Amending Section 13-1-62, Code of Ordinances, Bayfield County, WI, "Permissible Uses." The motion carried.*

**16. Report of the Bayfield County Planning & Zoning Committee Regarding the Rezone of the Joseph Sr. & Mary A. Chramosta Property Located in Section Five (5), Township Forty-Seven North (47N), Range Eight West (8W), Town of Iron River, Bayfield County, WI.** Schierman was present and explained the reasons why this request should be denied. The Board dispensed with the reading of the Report, which reads as follows:

The Zoning of **Joseph Chramosta, Sr and Mary A Chramosta** 13.38-acre parcel (ID# 18964) (V. 929 P. 659), described as that a parcel of land partially located in the Northwest Quarter of the Northwest Quarter (NW  $\frac{1}{4}$  NW  $\frac{1}{4}$ ) and partially located in the Northeast Quarter of the Northwest Quarter (NE  $\frac{1}{4}$  NW  $\frac{1}{4}$ ), more particularly described as follows, to wit: the Southerly 275 feet of the aforementioned forties with the exception of the Westerly 520 feet thereof, in Section Five (5), Township Forty-Seven (47) N, Range

Eight (8) W, Town of Iron River, Bayfield County, WI from Forestry-One (F-1) to Agricultural-One (Ag-1).

The Bayfield County Planning and Zoning Committee recommendation is:

- ✓ Be Approved
- ✓ Be Approved with modification
- Be Disapproved.

Date: March 15, 2018 (tabled at December 21, 2017)

**BAYFIELD COUNTY PLANNING AND ZONING COMMITTEE**

William Bussey, Dennis Pocernich, Brett Rondeau, Jeff Silbert, Fred Strand

*A motion was made to deny the Report of the Bayfield County Planning & Zoning Committee Regarding the Rezone of the Joseph Sr. & Mary A. Chramosta Property Located in Section Five (5), Township Forty-Seven North (47N), Range Eight West (8W), Town of Iron River, Bayfield County, WI. The motion carried.*

17. Bayfield County Amendatory Ordinance No. 2018-04, Regarding the Rezone of the Joseph Sr. & Mary A. Chramosta Property Located in Section Five (5), Township Forty-Seven North (47N), Range Eight West (8W), Town of Iron River, Bayfield County, WI. Schierman explained that since the County Ordinance has been changed, we would encourage the applicant to apply for a Conditional Use Permit so he can continue his business. 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 Joseph Chramosta, Sr and Mary A Chramosta 13.38-acre parcel (ID# 18964) (V. 929 P. 659), described as that a parcel of land partially located in the Northwest Quarter of the Northwest Quarter (NW  $\frac{1}{4}$  NW  $\frac{1}{4}$ ) and partially located in the Northeast Quarter of the Northwest Quarter (NE  $\frac{1}{4}$  NW  $\frac{1}{4}$ ), more particularly described as follows, to wit: the Southerly 275 feet of the aforementioned forties with the exception of the Westerly 520 feet thereof, in Section Five (5), Township Forty-Seven (47) N, Range Eight (8) W, Town of Iron River, Bayfield County, WI from Forestry-One (F-1) to Agricultural-One (Ag-1).

The Bayfield County Board of Supervisors decision is: to be denied.

By Action of the

Bayfield County Board of Supervisors

Attested to by: Dennis M. Pocernich, *Chair*

*A motion was made by Rondeau/Strand to deny Bayfield County Amendatory Ordinance No. 2018-04, regarding the Rezone of the Joseph Sr. & Mary A. Chramosta*

*Property Located in Section Five (5), Township Forty-Seven North (47N), Range Eight West (8W), Town of Iron River, Bayfield County, WI. The motion carried.*

18. *A motion was made by Gordon/Rondeau to move in and out of Executive/Closed Session pursuant to §19.85(1)(e)-deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, 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; and to allow for Ben Dufford, Jason Fischbach, and Linda Coleman to remain in session. The motion carried.*

*The Board took a 5-minute recess at 11:50 a.m. reconvening at 11:55 a.m.*

*After a very lengthy discussion, a motion was made by Rondeau/Crandall to move out of Executive/Closed Session. The motion carried.*

The Board recessed at 12:35 p.m. for lunch.

The Board reconvened at 1:10 p.m. Supervisors Gordon, Rondeau, Newago and Fickbohm left the meeting at this time.

Chair Pocernich thanked Kris Kavajecz for putting the lunch together and thanked the department heads for coming.

19. **IPad and Dropbox/Emailing Training.** Paul Houck, *IT Director*, welcomed everyone to today's meeting. Houck informed everyone that his office oversees the use of ipads, Drop Box, Emailing and training. If you have any problems his office is who you should contact. Houck stated that they are automatically enrolled in "InFocus," and there is a 45 minutes training with a quiz afterwards that they are required to complete, noting that every Bayfield County employee has had to take the training as well. Ipads need a WIFI connection to use. The mailboxes for each supervisor have been set up and this is where each of you will be able to check for meetings, etc., via your iPad. We store at least 1 year of old agendas, minutes, etc. and if you need anything in addition, you would have to ask the department head for that office for this information. Houck informed the Board that he will send out an informative list as a refresher for the Board on how to log into the various icons, etc. Chair Pocernich thanked Houck for his help in reviewing this with the Board.

20. **County Board Roles and Responsibilities.** Mary Pardee, *UW-Extension*, gave a powerpoint presentation made available by the UW-Extension Local Government Center. This was put together for the Supervisors' knowledge in how the County is run, the duties of the County Board, and for understanding the context and functions of county government. Upon completion of the powerpoint, questions were asked of Pardee and answered. Pardee also reminded everyone of the 2018 County Officials Workshop coming up on May 8<sup>th</sup> to be held in Cable. This is a great conference full of a wealth of information, especially for new members. Please take advantage

Abeles-Allison spoke to the Board about one particular item in the powerpoint, and that was the Open Meetings Law. You as Supervisors have to be careful when sharing

information. This also applies to the use of your ipads and also as a walking quorum. These are illegal and as an elected official you are held to a higher standard. This document has a wealth of information in it. You can also talk to County Clerk Fibert or myself if you have any questions.

**21. Reports:**

a) **May 29<sup>th</sup> County Board Meeting Date, Time & Place:** The May 29<sup>th</sup> County Board meeting will take place at the Drummond Town Hall. The meeting will be held at 5:00 p.m. and Supervisor Crandall is taking care of the arrangements.

b) Abeles-Allison and Chair Pocernich are working on the committee assignments and they will be sent out shortly.

c) Fibert spoke of the new payroll forms. We encourage members to go to other committee meetings and if you do, you will receive compensation for those meetings.

There being no further business to come before the Bayfield County Board of Supervisors, Chair Pocernich adjourned the meeting at 1:55 p.m.

Respectfully submitted,

Scott S. Fibert,  
*Bayfield County Clerk*  
SSF/dmb