

**MARQUETTE COUNTY BOARD OF SUPERVISORS**  
Public Safety Room, Courthouse/Law Enforcement Center, Montello, Wisconsin  
August 20, 2019

Pursuant to notice duly given in the manner established by the Board of Supervisors and in compliance with Sub-Chapter V of Chapter 19 of the Wisconsin Statutes, a lawfully held regular meeting of the Board of Supervisors of the County of Marquette, Wisconsin was called to order by County Board Chairperson Robert Miller at 7:00 p.m. on August 20, 2019, at Montello, Wisconsin, at the time and place established by the Board of Supervisors or in accordance with law.

The Clerk called the roll and the following members answered roll call:

District No. 1 . . Glenn Kemnitz, Jr.  
District No. 2 . . Dennis Fenner  
District No. 3 . . David Krentz  
District No. 4 . . Robin Buchholz  
District No. 5 . . Kathy Jo Locke  
District No. 6 . . Gary Thalacker  
District No. 7 . . Ken Borzick  
District No. 8 . . Mike Raddatz  
District No. 9 . . Bart O'Brien  
District No. 10 . Mary P. Walters  
District No. 11 . Al Rosenthal  
District No. 12 . Jon Sheller  
District No. 13 . Kathleen McGwin  
District No. 14 . Robert Miller  
District No. 15 . Gayle Mack  
District No. 16 . Alan Gibeaut  
District No. 17 . Judi Nigbor

A quorum of the Board of Supervisors was declared present and open meetings law compliance was established.

Also present were Corporation Counsel Natalie Bussan and Administrative Coordinator/County Clerk Gary Sorensen.

A moment of silence was observed followed by the reciting of the Pledge of Allegiance.

Motion/second by Buchholz/Raddatz to approve the agenda as presented. Motion carried.

Motion/second by Raddatz/Rosenthal to approve the minutes of the July 16, 2019 meeting as printed. Motion carried.

Citizen comments: Item 12 on the agenda was addressed by two citizens. Lance Achterberg urging the County Board not to borrow additional funds for the EMS stations project. Mr. Achterberg did recommend the general fund be used instead. Cathy Rohner urged completion of the EMS stations project with support for the County Board to determine the funding.

County Board Chairperson Robert Miller presented Rochelle Spatz, daughter of retired County Supervisor Robert Goldsmith, Sr., with a certificate of appreciation for the 32 plus years of County Board service by Mr. Goldsmith.

The chairperson of the respective standing committees gave committee reports.

Motion/second by Sheller/Buchholz to approve the consent agenda as per agenda item 7 consisting of the adoption of Resolution No. 34-2019. Motion carried.

Resolution No. 34-2019 ZONING AMENDMENT – TOWN OF PACKWAUKEE  
(Introduced by Ken Borzick and David Krentz)

WHEREAS, the Marquette County Board of Supervisors has been petitioned to amend the Marquette County Code of Ordinances Chapter 70-Zoning, and

WHEREAS, the petition has been referred to the Marquette County Planning and Zoning Committee for public hearing, and

WHEREAS, the Marquette County Planning and Zoning Committee on due notice conducted a public hearing on the proposed amendment and filed their recommendation to the Board.

WHEREAS, the proposed amendment and recommendation of the Planning and Zoning Committee have been given due consideration by the Board in open session.

WHEREAS, the Board finds the following:

1. The land is better suited for a use not allowed in the AG-1 district.
2. The rezoning will not substantially impair or limit current or future agricultural use of the surrounding parcels of land that are zoned for or legally restricted to agricultural use.
3. The rezoning is consistent with the applicable town and County comprehensive plans, including the farmland preservation plan component of the County Comprehensive Plan.

NOW THEREFORE, the Marquette County Board of Supervisors do ordain as follows:

Part of the NE1/4-SE1/4, part of the NW1/4-SE1/4 and part of the SE1/4-SE1/4, Section 30, T15N R9E, Town of Packwaukee, containing 40 acres more or less be rezoned from Prime Agriculture (AG-1) with 2 acres rezoned to Agriculture Residential (AG-3(2)) and the remaining 38 acres to the Farmland Preservation Overlay (FPO) District.

The next order of business was agenda item 8 for the separate consideration of remaining resolutions.

Resolution No. 35-2019 SHERIFF'S OFFICE RECLASSIFICATION OF CLERICAL SUPPORT POSITION  
(Introduced by Mary P. Walters and Jon Sheller)

Upon roll call Resolution No. 35-2019 was adopted as follows: Ayes 17; Noes 0; Absent 0.

WHEREAS, in reviewing the job duties of the current employee in the existing position of Administrative Assistant II in the Sheriff's Office it has been determined that a job description update, including administration and logging of evidence, justifies a change in Grade from E to G.



NOW THEREFORE, the Marquette County Board of Supervisors hereby approves the change in title from Administrative Assistant II to Administrative Assistant III for the support position in the Sheriff's Office with the wage placement to be at Step 1 in Grade G effective January 1, 2020.

Resolution No. 36-2019 CREATION OF ACCOUNTANT POSITION  
IN THE HUMAN SERVICES DEPARTMENT

(Introduced by Mike Raddatz and Kathy Jo Locke)

Upon roll call Resolution No. 36-2019 was adopted as follows: Ayes 16; Noes 1; Absent 0.

Voting Yes: Borzick, Buchholz, Fenner, Gibeaut, Kemnitz, Krentz, Locke, Mack, Miller, Nigbor, O'Brien, Raddatz, Rosenthal, Sheller, Thalacker and Walters.

Voting No: McGwin.

WHEREAS, a vacancy exists in the Human Services Department for an Accounting Technician and the needs of the Department have been reviewed in consideration of audit and staff recommendations for an Accountant position to work under the direction of the Financial & Business Manager given the growth in the Human Services Department with a clinic and multiple funding sources, and

WHEREAS, the Human Services Board and Executive & Finance Committee have reviewed the recommendations and have endorsed abolishment of the vacant Accounting Technician position and creation of the Accountant position.

NOW THEREFORE, the Marquette County Board of Supervisors hereby approves the creation of the Accountant position for the Human Services Department to be at Grade I and said position shall be advertised and filled in 2019, and the vacant Accounting Technician position shall be deemed abolished.

Resolution No. 37-2019 CREATION OF BIRTH TO 3 SOCIAL WORKER AND CHILDREN'S LONG-TERM  
SUPPORT CASE WORKER POSITIONS IN THE HUMAN SERVICES DEPARTMENT

(Introduced by Mike Raddatz and Kathy Jo Locke)

Upon roll call Resolution No. 37-2019 was adopted as follows: Ayes 16; Noes 1; Absent 0.

Voting Yes: Borzick, Buchholz, Fenner, Gibeaut, Kemnitz, Krentz, Locke, Mack, McGwin, Miller, O'Brien, Raddatz, Rosenthal, Sheller, Thalacker and Walters.

Voting No: Nigbor.

WHEREAS, there has been an increase in cases/demand for 0 to 3 services for children currently managed by one position, and

WHEREAS, the Human Services Board and Executive & Finance Committee have reviewed the hiring analysis which makes the following points: There is high demand for both Birth to Three (0-3) and CLTS services for children. Currently we have a position that shares the CLTS and 0-3 caseload. This is no longer feasible to meet the service needs of children and families with special needs in our community while staying within the budget with the CESA 5 contract that provides the majority of 0-3 services. Splitting the current 1.0 FTE position into 1.80 FTE and eliminating the CW worker position in the unit to go from 2.0 FTE to 1.80 better covers the services needed by the community in a more cost-effective manner. There is also the need to cover assessment and screening of CLTS children which has been covered by a State contract the last few years given that workload is being returned to the County.

NOW THEREFORE, the Marquette County Board of Supervisors hereby approves the creation of the Birth to 3 Social Worker position at 32 hours per week (0.8 FTE) at Grade J, effective in 2019, and

BE IT FURTHER RESOLVED, the Marquette County Board of Supervisors hereby approves the creation of the Children's Long-Term Support Case Worker full-time (1.0 FTE) at Grade J, effective in 2019.

Resolution No. 38-2019 REVISING HIGHWAY DEPARTMENT MANAGEMENT TEAM POSITIONS

(Introduced by Alan Gibeaut and Ken Borzick)

Upon roll call Resolution No. 38-2019 was adopted as follows: Ayes 17; Noes 0; Absent 0.

WHEREAS, the Highway Commissioner has brought a recommendation for a change to the management team of the Highway Department to increase efficiency by changing the title and responsibilities of the current State and County Patrol Superintendents, and

WHEREAS, upon review of the proposed responsibilities and duties of the two positions a change in Grade classification will be justified.

NOW THEREFORE, the Marquette County Board of Supervisors hereby approves changing the titles of the two Patrol Superintendents to Operations Manager and Assistant Operations Manager to be at Grade M and Grade K, respectively, to be effective January 1, 2020, and each job description to be revised as appropriate, and

BE IT FURTHER RESOLVED, the Highway Committee and Highway Commissioner are delegated authority to determine a plan for 2020 of test periods for the two current Patrol Superintendents to work in each of the changed positions and to make final determinations regarding the final filling of the revised positions.

Resolution No. 39-2019 EQUIPMENT OPERATOR/FOREMAN POSITIONS  
FOR THE HIGHWAY DEPARTMENT FROM EXISTING POSITIONS

(Introduced by Alan Gibeaut and Ken Borzick)

Upon roll call Resolution No. 39-2019 was adopted as follows: Ayes 17; Noes 0; Absent 0.

WHEREAS, the Highway Commissioner has brought a recommendation for a change to the operations of the Highway Department, and

WHEREAS, this proposal involves reclassification of existing positions given the increasing town work and higher heavy equipment usage due to exploring the lower cost alternatives for asphalt overlays. These positions will also improve project leadership and oversight by streamlining the chain of command, therefore providing a more efficient project and a higher quality finished product.

NOW THEREFORE, the Marquette County Board of Supervisors hereby approves reclassification of four current general laborer positions as Equipment Operator/Foreman at Grade I, effective January 1, 2020.

The Property Committee reported on the bids received for the EMS Ambulance Station project for the Crossroads and Westfield sites. The low bid received was from Eagle Construction of Wisconsin Rapids for \$1,046,750. Three other bids were received in the amounts of \$1,077,890, \$1,083,800 and \$1,151,659. The Property Committee recommends borrowing the necessary \$350,000 to complete the project.



Motion/second by Rosenthal/Fenner to move into closed session as per agenda item 10 and pursuant to Wisconsin State Statute 19.85 (1) (e) to deliberate regarding the purchasing of public properties for competitive or bargaining reasons involving the potential land purchase as part of the EMS project. Motion carried on a roll call vote with all 17 members present and voting yes.

Closed session discussion was held on the topic noted in agenda item 10.

Motion/second by Locke/Buchholz to reconvene in open session as per agenda item 11 and pursuant to Wisconsin State Statute 19.85 (2). Motion carried on a roll call vote with all 17 members present and voting yes.

Motion/second by Thalacker/Raddatz to accept the \$75,000 final purchase price for the Krombach property in the Town of Oxford north of Highway 82 in the "Crossroads" area and authorize the Corporation Counsel to review documents as necessary for the County Clerk to receive the deed to the property. Motion carried.

There was discussion regarding financing options for the ambulance stations given the decision to purchase the "Crossroads" area property.

Motion/second by Fenner/Kemnitz to appropriate \$350,000 from the General Fund for the purpose of funding the EMS ambulance station construction project. Supervisor Mack inquired if the motion could be amended to \$307,000 coming from the General Fund and the remaining \$43,000 to come from the EMS carry-over account from 2018. Supervisors Fenner and Kemnitz agreed to amend their motion to the \$307,000 from the General Fund and \$43,000 from the EMS carry-over account with the understanding that if the General Fund runs low this action may necessitate future borrowing, but for now interest expense will be saved by funding the project this way. The motion, as amended, was carried on a voice vote, not unanimous, but for purposes of Wisconsin State Statute 65.90 (5) (a) a 2/3 vote was determined to have been achieved making this a formal budget amendment.

Motion/second by Gibeaut/Raddatz to authorize acceptance of the bid of the lowest responsible bidder as determined by Mid-State Associates (MSA), in consultation with Buildings and Grounds Superintendent Paul Van Treeck, for the EMS ambulance station project. Motion carried by voice vote, not unanimous.

Motion/second by Raddatz/Kemnitz to move into closed session as per agenda item 13 and pursuant to Wisconsin State Statute 19.85 (1) (g) to confer 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 regarding a tax deed matter in the City of Montello for a parcel near County B and State Highway 23. Motion carried on a roll call vote with all 17 members present and voting yes.

Closed session discussion was held on the topic noted in agenda item 13.

Motion/second by Gibeaut/Mack to reconvene in open session as per agenda item 14 and pursuant to Wisconsin State Statute 19.85 (2). Motion carried on a roll call vote with all 17 members present and voting yes.

Motion/second by Rosenthal/Kemnitz to declare null and void and of no further effect the Quit Claim Deed from Properties LLC to Marquette County dated January 29, 2013, and recorded as Document Number 293979 with the Marquette County Register of Deeds, and a purported rescinding of a prior deed from Marquette County to Properties LLC dated October 28, 2011. The Quit Claim Deed from Properties LLC to Marquette County was not approved or authorized by the County Board as required by Statute. The purported rescinding of the prior deed was not approved or authorized by the County Board. The Property Committee was without authority to accept a quit claim deed on behalf of the County, or to rescind a deed previously issued by the County. Motion carried on a voice vote, not unanimous.

Motion/second by Sheller/Walters to direct the Corporation Counsel to take such action as necessary to correct the referenced title as in accordance with the preceding motion. Motion carried on a voice vote, not unanimous.

The fiscal and personnel reports were reviewed as presented by Administrative Coordinator Gary Sorensen.

The monthly activity report of the Corporation Counsel was reviewed as presented by Natalie Bussan.

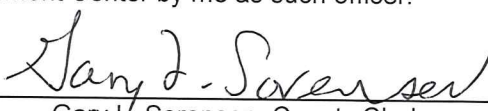
Calendar planning was reviewed for September and early October meetings. The budget hearings were set for September 30 and October 1, if needed.

The meeting was declared adjourned subject to the call of the Chairperson. The meeting adjourned at 9:10 p.m.

CERTIFICATE

STATE OF WISCONSIN            )  
  ) SS  
County of Marquette            )

I, Gary L. Sorensen, County Clerk in and for Marquette County, Wisconsin do hereby certify that the foregoing is a true copy of the proceedings of the County Board of Supervisors of said County at their meeting held in the Public Safety Room of the Courthouse/Law Enforcement Center by me as such officer.

  
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Gary L. Sorensen, County Clerk