

**SAUK COUNTY BOARD OF SUPERVISORS
MARCH 17, 2020
WEST SQUARE BUILDING, 505 BROADWAY, ROOM 326, BARABOO, WI**

SAUK COUNTY BOARD OF SUPERVISORS – REGULAR MEETING

1) Call to Order and Certify Compliance with Open Meeting Law: 6:00 P.M.

- 2) **Roll Call** (verbal). **PRESENT** (In-Person): (22) Czuprynko, Kriegl, Whitsell, Rego, Newport, Dietz, Braunschweig, Deitrich, Krueger, Curry, Gibson, Reppen, Von Asten, Hazard, McCumber, Spencer, Berlin, Lins, Riek, Peper, Lohr and Gruber. **PRESENT** (Tele Conference): (6) Bychinski, Miller, DeGiovanni, McAuliffe, Hambrecht and Vedro. **ABSENT**: (3) Johnson, White Eagle and Stehling (Excused).

Staff present: Dave Bretl, Interim-Administrative Coordinator; Gary Rehfeldt, Interim-Corporation Counsel; Becky Evert, County Clerk and Michelle Commings, Deputy County Clerk.

3) Election of Pro-Tem County Board Chair.

Gibson/Von Asten to nominate Supervisor Riek.

Gruber/McCumber to nominate Supervisor Dietrich.

Czuprynko/Krueger to nominate Supervisor Whitsell; Supervisor Whitsell declined the nomination.

VOTE (voice vote): (for in-person attendees only)

Riek – 10 votes.

Dietrich – 12 votes.

Supervisor Dietrich appointed Pro-Tem Chair for the meeting.

4) Invocation and Pledge of Allegiance.

- 5) **MOTION (Reppen/Spencer) to Suspend “Rules of the Board” to allow telephonic participation by County Board Supervisors. *Requires 2/3 vote. VOTE: (voice vote- for 22 in-person attendees only)**
AYES: (22) Czuprynko, Kriegl, Whitsell, Rego, Newport, Dietz, Braunschweig, Deitrich, Krueger, Curry, Gibson, Reppen, Von Asten, Hazard, McCumber, Spencer, Berlin, Lins, Riek, Peper, Lohr and Gruber.
NAYS: (0). Motion carried **unanimously**.

- 6) **Adopt the amended agenda.** **MOTION (Whitsell/Czuprynko) to adopt amended agenda.**

MOTION (Von Asten/Gibson) to amend the amended agenda, postponing Item #9 General Consent Agenda items, to the April 21, 2020 County Board meeting. Motion carried.

Vote on original MOTION (Whitsell/Czuprynko) to adopt the amended agenda, as amended.
Motion carried **unanimously**.

*Supervisor White Eagle arrived via tele-conference.

- 7) **Adopt the minutes.** MOTION (Spencer/Von Asten) to adopt the minutes from the previous meeting, including the closed session minutes from 02/19/2020, with a voting error noted by Supr. Riek:

MOTION (Gruber/Braunschweig) to bring Election of new Chair of the Sauk County Board of Supervisors to the floor for consideration. VOTE: AYES: (~~11~~ 12) Czaprynko, Braunschweig, Deitrich, Krueger, Hazard, McCumber, Riek, Peper, Lohr, Gruber, Stehling and McAuliffe. NAYS: (19) Kriegl, Whitsell, Rego, Newport, Dietz, Bychinski, Johnson, Curry, White Eagle, Gibson, Miller, Reppen, Von Asten, Spencer, Berlin, Lins, DeGiovanni, Hambrecht and Vedro. DID NOT VOTE: (~~1~~ 0) Riek. Motion failed.

Change was reflected in February minutes. Motion carried **unanimously**.

- 8) **Resolution To Declare Countywide Emergency Due To COVID-19.** MOTION (McCumber/Whitsell) to approve resolution submitted by Supr. McCumber.

MOTION (Braunschweig/McCumber) to amend to include an item #9 stating that "hourly employees affected by the countywide emergency due to COVID-19, who may be furloughed or unable to work, be entitled to an average of their weekly salary. This amount would be determined by the department head". VOTE (voice vote): AYES: (2). NAYS: (27). ABSENT: (2) Johnson and Stehling (Excused). Motion failed.

Vote on original MOTION (McCumber/Whitsell) to approve Resolution To Declare Countywide Emergency Due To COVID-19 submitted by Supr. McCumber. VOTE (voice vote): AYES: (0). NAYS: (29). ABSENT: (2) Johnson and Stehling (Excused). Motion failed.

MOTION (Krueger/Spencer) to adopt the resolution declaring a county-wide emergency, using the template provided by the WCA with the addition of another "Be it further resolved" at the end, which includes the items under the "be it resolved" items under the document provided by Supr. McCumber and that items 1, 2, 3, 4 and 5, become items A, B, C, D and E respectively, and that F be added to address the language regarding the staff the Supr. Braunschweig put forward, directing that the County and the Administrative Coordinator will work in such fashion with those employees.

MOTION (Gibson/Berlin) to amend the motion, that item #9 proposed by Supr. Braunschweig include all county employees. VOTE (voice vote): AYES: (29). NAYS: (0). ABSENT: (2) Johnson and Stehling (Excused). Motion carried **unanimously**.

MOTION (Riek/Spencer) as it pertains to item #5, that Department Heads or Committee Chair be allowed to call a committee meeting if it is deemed necessary. VOTE (voice vote): AYES: (28). NAYS: (1). ABSENT: (2) Johnson and Stehling. Motion carried.

MOTION (Kriegl/) to remove items #6, #7 and #8 from the McCumber version of the resolution. Motion dies for lack of a second.

Language from the McCumber resolution, as amended:

4. *The county board shall suspend attendance requirements at county board meetings for supervisors who cannot, or choose not, to attend in person due to health concerns through the end of day on April 30, 2020.*
5. *If the electronic equipment allowing for telephone or internet participation is currently in possession of the county, supervisors may participate in the meeting through electronic means until*

April 30, 2020. At least a majority of the board of supervisors must be in attendance at the meeting and no supervisor participating electronically is eligible for per diem or mileage.

6. Until April 30, 2020, public comment at county board meetings will be removed from the agenda. Citizens who wish to watch the meeting proceedings can do so online or in Room 213, unless capacity exceeds 50 people. Residents who are concerned about exposure, or who exhibit the symptoms of fever, cough, and/or shortness of breath are advised to watch the proceedings at <https://www.co.sauk.wi.us/managementinformationsystems/video-sauk-county-board-supervisors-meetings-available-online>.
7. Any comments to the board shall be submitted in writing and read by the county clerk under the correspondence report.
8. ~~All other county committee meetings are cancelled until April 30, 2020.~~ Department heads or committee chairs will be allowed to call a meeting if deemed necessary. The chair of each committee shall have the responsibility of reviewing and approving any vouchers presented to them by their respective committees after having been emailed to the committee at least 48 hours prior to the approval.
9. All employees affected by the countywide emergency due to COVID-19, who may be furloughed or unable to work, be entitled to an average of their weekly salary. This amount would be determined department head.

Vote on original MOTION (Krueger/Spencer) to adopt the resolution declaring a county-wide emergency, using the template provided by the WCA with the addition of another "Be it further resolved" at the end, which includes the items under the "be it resolved" items under the document provided by Supr. McCumber and that items 1, 2, 3, 4 and 5, become items A, B, C, D and E respectively, and that F be added to address the language regarding the staff the Supr. Braunschweig put forward, directing that the County and the Administrative Coordinator will work in such fashion with those employees, as amended. VOTE (voice vote): AYES: (29). NAYS: (0). ABSENT: (2) Johnson and Stehling (Excused). Motion carried.

9) Scheduled Appearances.

Timothy Lawther, Director of Public Health and Health Officer, re: COVID-19 Preparedness and Response.

10) Public Comment. None.

11) Communications. (All communications were posted on Granicus. Hard copies on file.)

- a. 02/20/2020 E-mail from Gina Baldwin, re: Baldwin Public Comment – 02/19/2020.
- b. 02/19/2020 Citizen e-mails, re: Proposed Dog Ban.
- c. 02/20/2020 Citizen e-mails, re: Proposed Dog Ban.
- d. 02/24/2020 Citizen e-mails, re: Proposed Dog Ban.
- e. 03/02/2020 Citizen e-mails, re: Proposed Dog Ban.
- f. 03/03/2020 Citizen e-mail, re: Proposed Dog Ban.
- g. 03/15/2020 E-mail from Jeff Seering, re: Status of suspended Corporation Counsel.

12) Appointments.

HUMAN SERVICES BOARD:

Jim Bowers, Re-Appointment, Citizen Member
3 Year Term – 03/17/2020 to 03/21/2023

2020 SAUK COUNTY EMERGENCY FIRE WARDENS:

See attached list.

SAUK COUNTY HOUSING AUTHORITY:

Pat Satterstrom, Re-Appointment, Citizen Member
5 Year Term – 03/17/2020 to 03/18/2025

ADRC ADVISORY BOARD and TRANSPORTATION COMMITTEE:

Art Carlson, Re-Appointment, Citizen Member
JoEllen Waddell, Re-Appointment, Citizen Member
3 Year Term – 03/17/2020 to 03/21/2023

MOTION (Gibson/Czuprynko) to approve appointments. Motion carried **unanimously**.

13) **Bills.** None.

14) **Claims.** None.

15) **Elections.** None.

16) **Proclamations.**

HIGHWAY COMMITTEE:

Resolution 34-2020 Designating April 20-24, 2020 As Work Zone Safety Awareness Week In Sauk County. MOTION (McCumber/Gibson). **VOTE** (voice vote): AYES: (29). NAYS: (0).
ABSENT: (2) Johnson and Stehling (Excused). Motion carried **unanimously**.

17) **Reports – informational, no action required.**

a. Rebecca C. Evert, Sauk County Clerk – Rezoning petitions filed with the office of the Sauk County Clerk as a requirement of Wisconsin State Statutes 59.69(5)(e):

- **Petition 07-2020, Applicant:** Tim & Deb Jackson; **Project Location:** Town of LaValle; **Current Zoning:** Agriculture; **Proposed Zoning:** Commercial.
- **Petition 09-2020, Applicant:** David Schrock; **Project Location:** Town of Greenfield; **Current Zoning:** Single Family; **Proposed Zoning:** Agriculture.

b. Finance Committee 2019 Supervisor Per Diem and Mileage Summary.

MOTION (Whitsell/Berlin) to approve Finance Committee 2019 Supervisor Per Diem and Mileage Summary. **VOTE** (voice vote): AYES: (29). NAYS: (0). ABSENT: (2) Johnson and Stehling (Excused). Motion carried **unanimously**.

- Report question and answer period. (Not to exceed 10 minutes)

c. Peter Vedro, County Board

- Rules of the Board;
- Report question and answer period. (Not to exceed 10 minutes)

d. Dave Bretl, Interim Administrative Coordinator

- Introduction;
- Public input session (*Handout on file*);
- Budget update (*Handout on file*);
- Report question and answer period. (Not to exceed 10 minutes)

e. Gary Rehfeldt, Interim Corporation Counsel

- Introduction;
- Report question and answer period. (Not to exceed 10 minutes)

Pro-Tem Chair Deitrich called a break @ 8:05 P.M. The meeting resumed at 8:15 P.M.
Supr. DeGiovanni disconnected from the meeting.

18) **Unfinished Business.** None.

19) **New Business.**

MOTION (Von Asten/Czupryngo) to approve the following resolutions:

AGING & DISABILITY RESOURCE CENTER AND VETERAN'S SERVICE OFFICE COMMITTEE:

Resolution 35-2020 Authorizing Contract With Sauk County Aging And Disability Resource Center Senior Meal Program And The Shed Restaurant For The Provision Of Congregate Meals To The Sauk County Senior Meals Program.

Resolution 36-2020 Authorizing Contract With Sauk County Aging And Disability Resource Center Senior Meal Program And Reedsburg County Club For The Provision Of Congregate Meals To The Sauk County Senior Meals Program From April 1, 2020- December 31, 2020.

Resolution 37-2020 Authorizing The Aging And Disability Resource Center To Purchase A Rear-Entry Handicapped Accessible Van For The Aging And Disability Resource Center Transportation Program Using DOT Trust Fund And Amending The 2020 Budget.

BOARD OF HEALTH:

Resolution 38-2020 Authorizing Pre-Booking Diversion Pilot Program Contract With The Wisconsin Department Of Justice.

Resolution 39-2020 Authorizing Community Development Block Grant Reentry Program Contract With State Of Wisconsin Department Of Administration.

Resolution 40-2020 Authorizing To Contract With Tom Weber Consultant.

ECONOMIC DEVELOPMENT COMMITTEE:

Resolution 41-2020 Approving Reallocation Of Supplemental Revolving Loan Fund Funds.

EXECUTIVE & LEGISLATIVE COMMITTEE AND LAND RESOURCES & ENVIRONMENT COMMITTEE:

Resolution 42-2020 Authorizing the Purchase Of The Best Management Practices Software Module From Transcendent Technologies.

FINANCE COMMITTEE:

Resolution 43-2020 Gratefully Accepting Donations And Gifts Presented To Sauk County In 2019.

FINANCE COMMITTEE AND LAND RESOURCES & ENVIRONMENT COMMITTEE:

Resolution 44-2020 Authorizing The Director Of Land Resources And Environment To Accept Multi-Discharger Variance Funding; And Amending The 2020 Budget.

FINANCE COMMITTEE AND PERSONNEL & INSURANCE COMMITTEE:

Resolution 45-2020 Resolution Authorizing The Elected Officials (County Clerk, Register Of Deeds, Treasurer And Surveyor) Salaries For The 2021-2024 Term Of Office.

VOTE (voice vote): AYES: (28). NAYS: (0). ABSENT: (3) Johnson, DeGiovanni and Stehling (Excused). Motion carried **unanimously**.

HIGHWAY COMMITTEE:

Resolution 46-2020 Accept Proposal For One (1) 41,000 Gross Vehicle Weight (GVW) Single Axle Patrol Truck From Lakeside International. MOTION (Lins/Riek). **VOTE** (voice vote): AYES: (28). NAYS: (0). ABSENT: (3) Johnson, DeGiovanni and Stehling (Excused). Motion carried **unanimously**.

Resolution 47-2020 Accept Proposal For One (1) 41,000 Gross Vehicle Weight (GVW) Single Axle Patrol Truck -Accessory Package From Monroe Trucking Company. MOTION (Lins/Riek). **VOTE** (voice vote): AYES: (28). NAYS: (0). ABSENT: (3) Johnson, DeGiovanni and Stehling (Excused). Motion carried **unanimously**.

Resolution 48-2020 Accept Proposal For One (1) 60,000 Gross Vehicle Weight (GVW) Tandem Axle Patrol Truck From Truck Country. MOTION (Lins/Riek). **VOTE** (voice vote): AYES: (28). NAYS: (0). ABSENT: (3) Johnson, DeGiovanni and Stehling (Excused). Motion carried **unanimously**.

Resolution 49-2020 Accept Proposal For One (1) 60,000 Gross Vehicle Weight (GVW) Tandem Axle Patrol Truck- Accessory Package From Monroe Trucking Company. MOTION (Lins/Riek). **VOTE** (voice vote): AYES: (28). NAYS: (0). ABSENT: (3) Johnson, DeGiovanni and Stehling (Excused). Motion carried **unanimously**.

HIGHWAY COMMITTEE AND EXECUTIVE & LEGISLATIVE COMMITTEE:

Resolution 50-2020 Authorizing The Formation Of An Ad Hoc Committee Regarding A New Highway Facility For The Sauk County Highway Department. MOTION (Peper/Riek).

MOTION (Riek/McCumber) to remove the sentence in the background that reads:

"The Chair of the Highway Committee will be Chair of the Ad Hoc Committee".

VOTE (voice vote): AYES: (28). NAYS: (0). ABSENT: (3) Johnson, DeGiovanni and Stehling (Excused). Motion carried **unanimously**.

Vote on original MOTION (Peper/Riek) Resolution 50-2020 Authorizing The Formation Of An Ad Hoc Committee Regarding A New Highway Facility For The Sauk County Highway Department, as amended. **VOTE** (voice vote): AYES: (28). NAYS: (0). ABSENT: (3) Johnson, DeGiovanni and Stehling (Excused). Motion carried **unanimously**.

MOTION (Krueger/Spencer) to approve the following resolutions:

LAND RESOURCES AND ENVIRONMENT COMMITTEE:

Resolution 51-2020 Authorizing Participation In The State Of Wisconsin Motorized Recreation Grant Program For Snowmobile Trails.

Resolution 52-2020 Authorizing Participation In The State Of Wisconsin Motorized Recreation Grant Program For ATV/UTV Trails.

Resolution 53-2020 Authorizing Participation In The Department Of Natural Resources Municipal Dam Grant Program.

VOTE (voice vote): AYES: (27). NAYS: (0). ABSENT: (4) Bychinski (briefly left the meeting), Johnson, DeGiovanni and Stehling (Excused). Motion carried **unanimously**.

MOTION (Von Asten/Gibson) to approve the following resolutions:

PROPERTY COMMITTEE:

Resolution 54-2020 Authorization To Contract With Johnson Controls For The Annual Chiller Service Agreement.

Resolution 55-2020 Authorization to Contract With Complete Control Inc. For The Upgrade To The Huber Center's Pneumatic Controls To Digital Controls.

VOTE (voice vote): AYES: (27). NAYS: (0). ABSENT: (4) Bychinski (briefly left the meeting), Johnson, DeGiovanni and Stehling (Excused). Motion carried **unanimously**.

Supervisor Bychinski returned to the meeting (tele-conference).

MOTION (Cuprynyko/Spencer) to approve the following resolutions:

EXECUTIVE & LEGISLATIVE COMMITTEE:

Resolution 56-2020 Authorizing A Citizen's Advisory Referendum Or Seeking Assistance From Wisconsin Counties Association And The Wisconsin Legislature On Seeking Return Of Medicare/Medicaid Funds, with the language changes made at the committee meeting prior to the Board Meeting.

Resolution 57-2020 Authorizing A Citizen's Advisory Referendum Or Seeking Assistance Of The Wisconsin Counties Association (WCA) And Wisconsin Legislature In Seeking A Change In The Federal And/Or State Law So That Persons Who Are Incarcerated, Yet Not Convicted, Do Not Lose Their State And Federal Benefits, with the language changes made at the committee meeting prior to the Board Meeting.

VOTE (voice vote): AYES: (26). NAYS: (2). ABSENT: (3) Johnson, DeGiovanni and Stehling (Excused). Motion carried.

Resolution 58-2020 Referring The Demand Of The Wisconsin Legislature, To Re-Enable The Regional Transit Authorities, To The Wisconsin Counties Association. *Withdrawn by the Executive & Legislative Committee prior to the County Board meeting.*

The County Board may entertain a motion and proceed in closed session pursuant to:

- Wis. Stat. § 19.85(1)(c) Considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility.
- Wis. Stat. § 19.85(1)(f) Considering financial, medical, social or personal histories or disciplinary data of specific persons, preliminary consideration of specific personnel problems or the investigation of charges against specific persons except where par. (b) applies which, if discussed in public, would be likely to have a substantial adverse effect upon the reputation of any person referred to in such histories or data, or involved in such problems or investigations;

- and Wis. Stat. § 19.85(1)(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

Consideration of the of investigations and inquiries related to the administrative leave of the Corporation Counsel and Assistant Corporation Counsel, the circumstances and progress of those inquires and investigations, and the potential legal ramifications of those matters .

MOTION (Czuprynko/Reppen) to enter into closed session. (Roll call vote) AYES: (26) Czuprynko, Kriegl, Whitsell, Rego, Newport, Dietz, Braunschweig, Deitrich, Bychinski (via teleconference), Krueger, Curry, White Eagle (via teleconference), Gibson, Reppen, Von Asten, Hazard, McCumber, Spencer, Berlin, Lins, Riek, Peper, Lohr, Gruber, Hambrecht (via teleconference) and Vedro (via teleconference). NAYS: (2) McAuliffe (via teleconference) and Miller (via teleconference). ABSENT: (3) Johnson, DeGiovanni, and Stehling.

Allowing to remain in closed session: Interim Administrative Coordinator, Dave Bretl; Interim Corporation Counsel, Gary Rehfeldt; Becky Evert, County Clerk; Attorney James Kalny; Attorney Oyvind Wistrom; Attorney Ronald Stadler and Attorney Andrew Phillips

At this time board members on teleconference were disconnected from the meeting. These board members were advised that they would be contacted to rejoin the meeting after the closed session was complete.

The meeting reconvened into open session at 11:55 P.M.
Supervisors who were in attendance previously via teleconference were called to rejoin the meeting.

Voicemail messages were left for Supervisors Bychinski, White Eagle, McAuliffe, Miller and Vedro. Supervisor Hambrecht rejoined the meeting via teleconference.

Interim Corporation Counsel, Gary Rehfeldt announced that the County Board will implement strategy from closed session.

- 20) Adjournment to a date certain: 12:00 A.M. MOTION (Peper/Von Asten) to adjourn until Tuesday, April 21, 2020 at 6:00 P.M. Motion carried **unanimously**.

Respectfully submitted,


Michelle A. Commings
Deputy County Clerk

Minutes Approved: April 21, 2020.

State of Wisconsin, County of Sauk: I certify that the above is a true and correct copy of the March 17, 2020 Proceedings of the Sauk County Board of Supervisors. /s/Rebecca C. Evert, Sauk County Clerk.

Original documents on file @ Office of the Sauk County Clerk West Square Building, 505 Broadway, Room #144, Baraboo, WI 53913. 608-355-3286

www.co.sauk.wi.us

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