

**MEETING OF THE RUSK COUNTY  
BOARD OF SUPERVISORS  
October 27, 2015  
7:00 P.M.**

Meeting called to order by Chair Randy Tatur at 7:00 p.m.

Roll Call. Present - 19. Excused – 0. Present: Boss, Biller, Nawrocki, Hauser, Knops, Stout, Lieffring, Fillion, Pedersen, Schneider, Gierke, Schmitt, Fisher, Hanson, Mai, Willingham, Hraban, Platteter, Tatur. Corporation Counsel, Richard Summerfield.

Invocation by Dave Willingham of Island Lake Church of Christ.

Pledge of Allegiance led by Robert Stout, District #6 Supervisor.

**APPROVAL OF MINUTES**

Motion by Fillion, second by Lieffring to approve minutes of September 29, 2015. Motion carried by aye vote.

**RECOGNIZE SPECIAL GROUPS AND INDIVIDUALS**

Kerry Read and Jane Nitek - Rusk County Dispatch/Jailers, Dean Meyer - former Rusk County Sheriff, Jerl Vonderheid -WPPA Union Representative, Mark Ohmstead-Rusk County Patrol Deputy and Jeff Wallace-Rusk County Sheriff addressed concerns with resolution to remove jailers from protective status.

**RESOLUTION # 15-26 REMOVAL OF JAILERS FROM PROTECTIVE STATUS**

**WHEREAS**, Rusk County jailers are currently classified as "protective employees" for Wisconsin Retirement System purposes, and

**WHEREAS**, Wisconsin statute 40.02 delineates the definition of a protective employee as an employee "whose principal duties involve active law enforcement", have "frequent exposure to a high degree of danger", and require "a high degree of physical conditioning", and

**WHEREAS**, the definitions in Wis. statute 40.02 reflect that "active law enforcement" means "being duly authorized to make arrests for violations of the laws" whereas jailers are not law enforcement certified, and further that "duties such as working on the jail computer system, photographing or fingerprinting inmates, serving meals to inmates, handling visitation between inmates and visitors, custodial tasks, maintaining security and general operations of the jail, and monitoring equipment " have been found **NOT** to constitute "active law enforcement".

**NOW, THEREFORE, BE IT RESOLVED**, that the Rusk County Board of Supervisors does hereby approve the removal of the Rusk County Jailers from the designation of "Protective Status" for purposes of the Wisconsin Retirement System, also known as the Employee Trust Fund (ETF) commencing on the first full pay period of January 2016.

Submitted by Rusk County Personnel Committee. S/Fisher.

Motion by Fisher, second by Boss to adopt. Fisher explained definition of "active law enforcement", Employee Trust Fund determination of protective status and court rulings. Roll call. Voting yes – 7. Voting no – 12. Voting yes: Boss, Biller, Hauser, Schmitt, Fisher, Hanson, Tatur. Voting no: Mai, Willingham, Hraban, Platteter, Nawrocki, Knops, Stout, Lieffring, Fillion, Pedersen, Schneider, Gierke. Resolution failed by roll call vote.

**RESOLUTION # 15-27 ANIMAL NOISE ORDINANCE-SEC. 30-5 (10)**

**WHEREAS**, It has been determined there is a need to modify the Animal Noise Ordinance Sec 30-5(10) – Noisy Animal or Fowl, and

**WHEREAS**, after review of this ordinance, it is the recommendation of the Rusk County Emergency Services committee to modify Section 30-5(10) by adding 'person' to this section.

**NOW, THEREFORE, BE IT RESOLVED**, by the Rusk County Board of Supervisors, approving the addition of 'person' to this section which will read as follows: The keeping or harboring of any animal or fowl which, by frequent or habitual howling, yelping, barking, crowing or making of other noises, greatly annoys or disturbs a **person**, neighborhood or any considerable number of persons within the county.

Ordinance 30-5 (10) *Noisy animals or fowl*. The keeping or harboring of any animal or fowl which, by frequent or habitual howling, yelping, barking, crowing or making of other noises, greatly annoys or disturbs a **person**, neighborhood or any considerable number of persons within the county.

Submitted by Rusk County Emergency Services Committee. S/.

Motion by Schmitt, second by Knops to adopt. Phil Grassmann, Chief Deputy, explained need for person to be included for enforcement. Roll call. Voting yes – 17. Voting no – 2. Voting yes: Willingham, Hraban, Platteter, Biller, Nawrocki, Knops, Stout, Lieffring, Fillion, Pedersen, Schneider, Gierke, Schmitt, Fisher, Hanson, Mai, Tatur. Voting no: Boss, Hauser. Resolution adopted by roll call vote.

**RESOLUTION #15-28 CHIEF ELECTED OFFICIAL CONSORTIUM AGREEMENT FOR THE PURPOSE OF THE WORKFORCE INNOVATION & OPPORTUNITY ACT.**

**WHEREAS**, the County Board of Supervisors of Ashland, Bayfield, Burnett, Douglas, Iron, Price, Rusk, Sawyer, Taylor and Washburn in the State of Wisconsin (hereinafter, the Counties or CEP Inc.) did previously adopt resolutions authorizing the County Board Chairperson to sign an agreement reinforcing the existence of the Northwest Concentrated Employment Program, Inc. (CEP, Inc) under section 66.30, Wisconsin Statutes, in order to administer the provisions of Public Law 105-220, the federal Workforce Investment Act, and

**WHEREAS**, the County Board of Supervisors of each of the aforementioned counties has adopted a resolution authorizing the County Board Chairperson or County Executive or their appointee to sign this "Charter of the CEP, Inc. Consortium";

**NOW, THEREFORE, BE IT RESOLVED**, that in consideration of the above premises the Counties do hereby agree to the continuation of the Charter of the CEP, Inc. Consortium under the Workforce Innovation and Opportunity Act (P.L. 113-128) and authorize the County Board Chairperson to sign the CEP, Inc. Consortium Charter.

Submitted by Rusk County. S/

Motion by Harban, second by Willingham to adopt. Explanation by Willingham. Resolution adopted by aye vote.

**DISCUSSION AND POSSIBLE MOTION**

Rusk County Memorial Hospital Board Selection Process – Boss reviewed policies and procedures developed by RCMH Board of Trustees. Discussion on internal review process, County Board involvement, interviewing candidates, board size and terms.

2016 Budget Proposals – Rosemary Schmit, Finance Director, highlighted changes in budget.

**APPOINTMENTS**

**ANNOUNCEMENTS**

Chair Tatur reminded board about presentation by RCMH on State of Rural Healthcare in WI at the Tee Away on October 29<sup>th</sup> at 5:00 p.m. Tatur announced a ceremony for Thure Osuldsen, former County Board Chair, to receive his U.S. Citizenship will be on Friday October 30<sup>th</sup> at the Bruce School at 11:00 a.m.

(County Board Meeting of October 27, 2015 cont. Page 2)

**ADJOURNMENT**

Motion by Liefkring, second by Gierke to adjourn. Motion carried by aye vote. Meeting adjourned at 8:55p.m.

Next meeting: November 10, 2015 at 9:00 a.m.

Denise Wetzel, Rusk County Clerk