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


Pledge of Allegiance led by Roger Svoma, District #3 Supervisor.

RECOGNIZE SPECIAL GROUPS AND INDIVIDUALS

WHEREAS, Genevieve "Gen" Mikula entered into employment with Rusk County on August 16, 1957, and
WHEREAS, Genevieve "Gen" Mikula entered into employment with Rusk County on August 16, 1957, and
WHEREAS, Gen served in the Treasurers office until transferring into the Judicial System in 1959, and
WHEREAS, While working in the Judicial system Gen has held several positions such as Clerk of County Court and Register in Probate, and
WHEREAS, Gen fulfills her duties with integrity, empathy and cheerfulness, and
WHEREAS, Gen has also served her fellow employees as the head of the Sunshine Fund and as creative planner of many Christmas parties and other social gatherings,
NOW THEREFORE BE IT RESOLVED, that the Rusk County Board of Supervisors hereby go on record gratefully acknowledging Gen Mikula for her 50 years of dedicated service to the citizens of Rusk County.

Submitted by: S/Tatur

Motion by Dixon, second by Ferke to adopt. Tatur offered the County’s gratitude for Gen’s years of service and stated that he missed mentioning that she also does the juvenile court clerking. Motion carried by aye vote.

RESOLUTION # 07-27 RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF $2,180,000 GENERAL OBLIGATION PROMISSORY NOTES

WHEREAS Rusk County, Wisconsin (sometimes hereinafter called the "County") is presently in need of the sum of Two Million One Hundred Eighty Thousand Dollars ($2,180,000) for public purposes, including paying part of the cost of highway projects, improvements, equipment and software for the Sheriff's Department and other County departments, construction of a County parking area, building demolition and related site work and street relocation expenses; and
WHEREAS the County Board of Supervisors deems it necessary and in the best interest of the County that the monies needed for such purposes be borrowed by issuing general obligation promissory notes pursuant to the provisions of Section 67.12(12), Wis. Stats., upon the terms and conditions hereinafter provided;
NOW, THEREFORE, BE IT RESOLVED by the County Board of Supervisors of Rusk County, Wisconsin, that:

Section 1. Sale of Notes. The County shall sell and deliver its $2,180,000 General Obligation Promissory Notes (the "Notes"), issued for the purposes above stated, to JP Morgan Chase Bank, N.A. (the "Purchaser") for the purchase price set forth in the Proposal attached hereto as Exhibit A and incorporated herein by this reference (the "Proposal"). The Proposal is hereby approved, and the appropriate County officials are hereby authorized and directed to execute the same.

Section 2. The Notes. The Chairperson and County Clerk shall make, execute and deliver the Notes to the Purchaser, for and on behalf of the County. The Notes shall be negotiable, general obligation promissory notes of the County, registered as to both principal and interest, in the denomination of Five Thousand Dollars ($5,000) each or whole multiples thereof, numbered from R-1 upward and dated September 18, 2007. The Notes shall be bear interest at the rate on an annual basis set forth in the Proposal and shall mature on September 18, 2008 as set forth in the debt service schedule attached hereto as Exhibit B and incorporated herein by this reference (the "Schedule"). Interest on the Notes shall be payable at maturity.

The Notes shall be subject to redemption prior to maturity, at the option of the County, on December 18, 2007 or on any date thereafter. Said Notes shall be redeemable as a whole or in part, and if in part, by lot, at the principal amount thereof, plus accrued interest to the date of redemption.

Section 3. Form of Notes. The Notes shall be in substantially the form attached hereto as Exhibit C and incorporated herein by this reference.


(A) Direct, Annual Irrepealable Tax. For the purpose of paying the principal of and interest on the Notes as the same become due, the full faith, credit and resources of the County are hereby irrevocably pledged and there be and there hereby is levied on all the taxable property in the County a direct, annual, irrepealable tax in the year 2007 for payment of principal of and interest on the Notes in the year 2008 in the amount set forth in the Schedule.

(B) Tax Collection. The County shall be and continue without power to repeal such levy or obstruct the collection of said tax until all such payments have been made or provided for. After the issuance of the Notes, said tax shall be, from year to year, carried into the tax rolls of the County and collected as other taxes are collected, provided that the amount of tax carried into said tax rolls may be reduced in any year by the amount of any surplus money in the Debt Service Account created in Section 5(A) hereof.
Section 5. Debt Service Fund and Account.

(A) Creation and Deposits. There be and there hereby is established in the treasury of the County, if one has not already been created, a debt service fund, separate and distinct from every other fund, which shall be maintained in accordance with generally accepted accounting principles. Sinking funds established for obligations previously issued by the County may be considered as separate and distinct accounts within the debt service fund.

Within the debt service fund, there be and there hereby is established a separate and distinct account designated as the "Debt Service Account for $2,180,000 General Obligation Promissory Notes, dated September 18, 2007" (the "Debt Service Account") and such account shall be maintained until the indebtedness evidenced by the Notes is fully paid or otherwise extinguished. The County Treasurer shall deposit in such Debt Service Account (i) all accrued interest received by the County at the time of delivery of and payment for the Notes; (ii) the taxes herein levied for the specific purpose of meeting principal of and interest on the Notes when due; (iii) such other sums as may be necessary at any time to pay principal and interest; (iv) any premium which may be received by the County above the par value of the Notes and accrued interest thereon; (v) surplus monies in the Borrowed Money Fund as specified in Section 6 hereof; and (vi) such further deposits as may be required by Sec. 67.11, Wis. Stats.

(B) Use and Investment. No money shall be withdrawn from the Debt Service Account and appropriated for any purpose other than the payment of principal of and interest on the Notes until all such principal and interest has been paid in full and canceled; provided (i) the funds to provide for each payment of principal of and interest on the Notes prior to the scheduled receipt of taxes from the next succeeding tax collection may be invested in direct obligations of the United States of America maturing in time to make such payments when they are due or in other investments permitted by law; and (ii) any funds over and above the amount of such principal and interest payments on the Notes may be used to reduce the next succeeding tax levy, or may, at the option of the County, be invested by purchasing the Notes as permitted by and subject to Section 67.11(2)(a), Wis. Stats., in interest-bearing obligations of the United States of America, in other obligations of the County or in other investments permitted by law, which investments shall continue to be a part of the Debt Service Account.

(C) Remaining Money. When all of the Notes have been paid in full and canceled, and all permitted investments disposed of, any money remaining in the Debt Service Account shall be deposited in the general fund of the County, unless the County Board of Supervisors directs otherwise.

Section 6. Proceeds of the Notes. All monies received by the County upon the delivery of the Notes to the Purchaser thereof, except for accrued interest and premium, if any, shall be deposited by the County Treasurer into a special fund (the "Borrowed Money Fund") which shall be maintained separate and distinct from all other funds of the County and shall be used for no purpose other than the purposes for which the Notes are issued. In no event shall monies in the Borrowed Money Fund be used to fund operating expenses of the general fund of the County or of any special revenue fund of the County that is supported by property taxes. Monies in the Borrowed Money Fund may be temporarily invested as provided in Section 66.063(1m), Wis. Stats. Any monies, including any income from permitted investments, remaining in the Borrowed Money Fund after the purposes for which the Notes have been issued have been accomplished, and, at any time, any monies as are not needed and which obviously thereafter cannot be needed for purposes shall be deposited in the Debt Service Account.

Section 7. No Arbitrage. All investments permitted by this resolution shall be legal investments, but no such investment shall be made in such a manner as would cause the Notes to be "arbitrage bonds" within the meaning of Section 148 of the Internal Revenue Code of 1986, as amended (the "Code"), or the Regulations of the Commissioner of Internal Revenue thereunder (the "Regulations"); and an officer of the County, charged with the responsibility for issuing the Notes, shall certify as to facts, estimates, circumstances and reasonable expectations in existence on the date of closing which will permit the conclusion that the Notes are not "arbitrage bonds," within the meaning of the Code or Regulations.

Section 8. Persons Treated as Owners. Transfer of Notes. The County Clerk shall keep books for the registration and for the transfer of the Notes. The person in whose name any Note shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes and payment of either principal or interest on any Note shall be made only to the registered owner thereof. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Note to the extent of the sum or sums so paid.

Any Note may be transferred by the registered owner thereof by surrender of the Note at the office of the County Clerk, duly endorsed for the transfer or accompanied by an assignment duly executed by the registered owner or his attorney duly authorized in writing. Upon such transfer, the Chairperson and County Clerk shall execute and deliver in the name of the transferee or transferees a new Note or Notes of a like aggregate principal amount, series and maturity, and the County Clerk shall record the name of each transferee in the transferee book. No registration shall be made to bearer. The County Clerk shall cancel any Note surrendered for transfer.

The County shall cooperate in any such transfer, and the Chairperson and County Clerk are authorized to execute any new Note or Notes necessary to effect any such transfer.

The fifteenth calendar day next preceding each interest payment date shall be the record dates for the Notes. Payment of interest on the Notes on any interest payment date shall be made to the registered owners of the Notes as they appear on the registration book of the County at the close of business on the corresponding record date.

Section 9. Compliance with Federal Tax Laws. (a) The County represents and covenants that the projects financed by the Notes and their ownership, management and use will not cause the Notes to be "private activity bonds" within the meaning of Section 141 of the Code. The County further covenants that it will not take any action, omit to take any action or permit the taking or omission of any action within its control (including, without limitation, making or permitting any use of the proceeds of the Notes) or take such actions which would cause either of the Notes to be an arbitrage bond or a private activity bond within the meaning of the Code or would otherwise cause interest on the Notes to be included in the gross income of the recipients thereof for federal income tax purposes. The County Clerk or other officer of the County charged with the responsibility of issuing the Notes shall provide an appropriate certificate of the County certifying that the County can and covenanting that it will comply with the provisions of the Code and Regulations.

(b) The County also covenants to use its best efforts to meet the requirements and restrictions of any different or additional federal legislation which may be made applicable to the Notes provided that in meeting such requirements the County will do so only to the extent consistent with the proceedings authorizing the Notes and the laws of Wisconsin and to the extent that there is a reasonable period of time in which to comply.

Section 10. Designation as Qualified Tax-Exempt Obligations. The Notes are hereby designated as "qualified tax-exempt obligations" for purposes of Section 265 of the Internal Revenue Code of 1986, as amended, relating to the ability of financial institutions to deduct from income for federal income tax purposes, interest expense that is allocable to carrying and acquiring tax-exempt obligations.

Section 11. Utilization of The Depository Trust Company Book-Entry Only System. In order to make the Notes eligible for the services provided by The Depository Trust Company, New York, New York ("DTC"), in the event that the Notes are issued utilizing DTC's book-entry-only system, the County agrees to the applicable provisions set forth in the Blanket Issuer Letter of Representations previously executed on behalf of the County and on file in the County Clerk's office.
Section 13. Records. The County Clerk shall provide and keep a separate record book and shall record a full and correct statement of every step or proceeding had or taken in the course of authorizing and issuing these Notes.

Section 14. Closing. The Chairperson and County Clerk of the County are hereby authorized and directed to execute and deliver the Notes to the Purchaser thereof upon receipt of the borrowed funds, accrued interest to date of delivery and premium, if any. The Chairperson and County Clerk may execute the Notes by manual or facsimile signature, but at least one of said officers shall sign the Notes manually.

The officers of the County are hereby directed and authorized to take all steps necessary or convenient to close this issue as soon as practicable hereafter, in accordance with the terms of sale thereof; and said officers are hereby authorized and directed to execute and deliver such documents, certificates and acknowledgments as may be necessary or convenient in accordance therewith.

Motion by Platterter, second by Skogen to adopt. Brian Brewer, of Robert Baird Co., reviewed the financing steps for the long term capital projects plan, interest rates, 0% impact on the levy and goal for funds.


RESOLUTION # 07-28 RUSK COUNTY, WISCONSIN AUTHORIZING EXECUTION OF A COOPERATION AGREEMENT WITH THE CITY OF LADYSMITH, WISCONSIN IN CONNECTION WITH TAX INCREMENTAL DISTRICT NO. 9 PROJECT

WHEREAS, the Board of Supervisors of Rusk County, Wisconsin (the “County”) and the City of Ladysmith, Wisconsin (the “City”), have cooperated in the development of property located in the City’s Tax Incremental District No. 9 (“TID No. 9”), including the development of a new Wal-Mart Supercenter store on property within TID No. 9 pursuant to a Development Agreement between Wal-Mart Real Estate Business Trust, Wal-Mart Stores East, LP, the City and the County (the “Development Agreement”); and

WHEREAS, the City has requested that the County construct certain improvements described in the Development Agreement for which the City is responsible for providing; and

WHEREAS, the City has proposed that the County finance the costs of such improvements and that the City would pay the County an amount equal to the County’s payment for the principal and interest on such financing, but payable solely from tax increment generated from TID No. 9 and other revenues, if any, appropriated by the City’s Common Council; and

WHEREAS, the City and the County propose to enter into a Cooperation Agreement regarding such improvement project, the financing and contribution payments.

NOW, THEREFORE, it is hereby found and determined and is hereby declared:

1. The Cooperation Agreement, the form of which has been submitted to the Supervisors and is now on file in the office of the County Clerk, is hereby approved.

2. Upon the sale by the County of the general obligation refunding bonds to provide financing for such improvement project, the Chair of the County Board and the County Clerk, with the assistance of the County’s financial advisor and bond counsel, are authorized and directed to close the Cooperation Agreement in accordance with the terms and on behalf of the County to execute and carry out the provisions of the Cooperation Agreement, with such other changes as may be approved by the Chair and corporation counsel, and such other documents and instruments or certificates as are authorized, deemed necessary or desirable by corporation counsel to complete the transactions.


RESOLUTION # 06-08I AMEND 2007 DEBT SERVICE AND CAPITAL PROJECTS FUND BUDGETS

WHEREAS, Rusk County has been working on a capital projects plan; and

WHEREAS, at its August 28, 2007, meeting the Rusk County Board of Supervisors will consider a resolution for the issuance of $2,180,000.00 in general obligation promissory notes to assist in funding some of these capital projects items; and

WHEREAS, tax-exempt bonds will be issued later in 2007 to pay off these promissory notes and to pay off the remaining principal ($1,115,000.00) on the 1998 refunding bonds; and

WHEREAS, a taxable loan will be sought for a revenue supported project for rail industrial development.

NOW THEREFORE BE IT RESOLVED that the 2007 budget be amended as follows for the new debt service issue and for the creation of the capital projects budget items which will be paid for in 2007:

2007 Debt Service Budget (Budget Page 125):

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<th>Amended</th>
<th>Difference</th>
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### RESOLUTION # 06-23H

**AMEND THE RUSK COUNTY GENERAL CODE TO CREATE AN ALL-TERRAIN VEHICLE ORDINANCE AND TO DESIGNATE ALL-TERRAIN VEHICLE ROUTES**

WHEREAS, Rusk County has not created an ordinance regulating the uses of all-terrain vehicles in the county, and

WHEREAS, Rusk County has not designated any all-terrain vehicle routes in Rusk County, and

WHEREAS, it has become necessary to promote the recreational use of all-terrain vehicles in Rusk County to designate a limited number of all-terrain vehicle routes.

NOW THEREFORE BE IT RESOLVED that Section 7.16 of the Rusk County Code is renumbered to Section 7.17.

BE IT FURTHER RESOLVED that the Rusk County Board of Supervisors does hereby ordain as follows:

#### Section 7.16 of the Rusk County Code is created as follows:

7.16 All-Terrain Vehicles.

(1) Except as provided in (2) below, Section 23.33 as it exists at the time of the adoption of this ordinance, and as it may from time to time be amended, is hereby adopted as a Rusk County ordinance.

(2) Sections 23.33 (13) (b) 2. And 3.; 23.33 (13) (c), (cg), (cm), and (d) are not adopted as portions of the Rusk County All-Terrain Vehicle Ordinance as they provide for criminal penalties which can not be made part of a county ordinance.

(3) The following are designated as all-terrain vehicle routes in Rusk County:

A. County Highway D from Plumber Road to Dzimiel Road.
B. County Highway D from Cut Across Road to Fireside Lake Road.
C. The portion of CTH “M” in the Village of Hawkins from Grand Ave to South Ave. The portion of CTH “M” from Grand Ave to Highway “8” is closed to ATV travel.
D. CTH “H” from Highway “40” to Imlalone Road in the Town of Murry.
E. Town of Hawkins CTH M south of South Avenue in the Village of Hawkins to Little Jump Road and CTH “M” north of the Village of Hawkins line to Cranberry Road.
F. Town of Washington – CTH “D” from Old “D” to Ranch Road, CTH “E” from CTH “D” north to Chippewa Ave, and CTH “E” from Bailey Rd North to Town of Thornapple.
G. Town of Hubbard – CTH “A” from the intersection of State Highway 40 and CTH “A” to the intersection of West Fairvew Road and CTH “A” for the purpose of ATV traffic across the Chippewa River Bridge on CTH “A” to allow access to the ATV trail system in the Blue Hills.
H. Town of Rusk – CTH “F” from Bednarek Road to Sugar Lake Road, a distance of 2.5 miles.
I. Town of Rusk – CTH “D” from Sunrise Point Road to the Town of Rusk/Town of Big/Bend line, a distance of approximately 1.5 miles.

J. Town of Big Bend – CTH “D” from Plummer Road to the Town of Big Bend/Town of Rusk line.

K. Town of Stubbs – CTH “F” from Amacoy Lake Road to Norwegian Road.

L. Village of Tony – CTH “I” north from North Avenue to Deertail Road and CTH “I” due south from Highway 8 to Old 14.

(4) The cost of appropriate signage and markings for designated all-terrain vehicle routes shall be paid by an all-terrain vehicle club or the Township in which the route is located.

Submitted by: Highway Committee.

Motion by Hauser, second by DuSell to adopt. Motion carried by aye vote.

RESOLUTION # 07-29 NON-LAPSING RECYCLING FUND FOR NON-GRA NTS RELATED REVENUE

WHEREAS, the purpose of the Recycling Department is to promote recycling, composting, and resource recovery through the administration of an effective recycling program, and

WHEREAS, it is a goal of the Recycling Department is to implement and promote recycling programs, and

WHEREAS, it is a goal to keep items that can be recycled out of landfills, and

WHEREAS, there is a need to create additional recycling programs that aren’t currently offered,

WHEREAS, there is currently a revenue line for miscellaneous revenue that offsets the county levy,

WHEREAS, the Rusk County Ag and Extension Committee voted to create a non-lapsing account for revenue and expenses that are non-grant eligible items to be used to allow the implementation of an alkaline battery recycling program and other programs as the need arises. Money from the sale of non-grant related recyclables and any remaining funds in the recycling budget will go into this non-lapsing account.

BE IT FURTHER RESOLVED, the Recycling Department prays that the County Board will see the need for additional recycling programs and grant this request.

Motion by Heiden, second by Hofacker to adopt. Charmaine Johnson, Recycling Coordinator, spoke on goal to move toward 0 waste, generating funds for non grant related items, new alkaline battery program and collection from this years clean sweep. Motion carried by aye vote.

RESOLUTION # 07-07B RUSK COUNTY SHORELAND ORDINANCE REVISION – CHAPTER 17.57 – SECTION 9.0

WHEREAS, the Rusk County Shoreland Zoning Ordinance 17.57 SW-1, Section 9.0 has a two (2) mile restriction for placement of campgrounds, resorts, recreational vehicle parks, and mobile home parks,

NOW THEREFORE BE IT RESOLVED, that Section 9.0 of the Rusk County Shoreland Zoning Ordinance 17.57 SW-1 be removed in its entirety; and

BE IT FURTHER RESOLVED, that the determining factor for acceptable locations of campgrounds, resorts, recreational vehicle parks, and mobile home parks be determined by Section 11.4, that being the Conditional Use process.

Submitted by the Zoning Committee at the request of the Rusk County Board of Supervisors


COMPREHENSIVE PLANNING

Tatur reported that the Finance Committee has been reviewing this and opened the floor for discussion. Discussion on counties that already have plans, seeing example plans, what people would be impacted, possible referendum, what elements needed to be followed, and current county plans available by zoning, highway and economic development.

APPOINTMENTS

Board of Adjustments – Robert Nelson. Tatur stated that Nelson would be fulfilling the remaining appointment of Verlyn (Bud) Fiser. Motion by Skogen, second by Willingham to approve the appointment of Nelson. Motion carried by aye vote.

ATTORNEY GENERAL’S OPINION REGARDING BOARD OF ADJUSTMENT MEMBERS FROM THE SAME TOWNSHIP

Stencil commented on the Attorney General’s opinion and state statues regarding alternates being members. Discussion on opinions, possible resignation from one, and official notice of conflict situation. Tatur will pursue possible resignation.

The Board recessed from 8: 28 p.m. to 8:44 p.m.
Chair announces closed session for future plans for Rusk County Memorial Hospital, Nursing Home, and Marshfield Clinic. For 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, WI Stats 19.85(1)(e).

Motion by DuSell, second by Platteter to enter closed session.


CLOSED SESSION at 8:45 p.m.

Motion by Fetke, second by Costello to return to open session. Motion carried by aye vote.

OPEN SESSION at 9:40 p.m.

Motion by Kaiser, second by Willingham that the County Board establish a task force of the finance committee and hospital board chair to study, negotiate and explore all options for the overall health care – nursing home situation, and request that Marshfield Clinic also join in this study, and that any changes proposed to the existing operation be brought to the attention of the full board for information or final approval. Motion carried by unanimous aye vote.

ANNOUNCEMENTS

Tatur commented on a letter received from the City of Ladysmith regarding the name for the new College Ave. suggesting that the name should be Port Arthur Rd. instead.

Tatur mentioned he received complaints due to comments made by board members that could be interpreted as sexual harassment and please watch their comments. Clerk Wetzel noted there will be a training put on by Aegis Co. on sexual harassment at the next department administrator’s meeting September 26th at 8:30 a.m.

Tatur reported that the county did not receive the bid for the purchase of land for forestry.

Platteter mentioned that the Artrain USA is Wednesday, September 26th.

Tatur announced that he has been receiving a lot of resolution from other counties and will give them to the proper committees.

Wetzel announced that the WCA registrations have been made and information will be distributed when received.

ADJOURNMENT

Motion by Fetke, second by Costello to adjourn. Motion carried by aye vote. Meeting adjourned at 10:04 p.m.

Next meeting September, 25, 2007