

# **JOURNAL OF THE MEETING OF THE SHEBOYGAN COUNTY BOARD OF SUPERVISORS**

**July 20, 2021**

Pursuant to Wis. Stat. § 59.11, the July 20, 2021 session of the Sheboygan County Board was called to order by Chairperson Vern Koch at 6:00 p.m. Chairperson Koch noted that the notice of meeting was posted on July 16, 2021 at 3:45 p.m. in compliance with the open meeting law. The meeting opened with the Pledge of Allegiance by all present.

The roll call was taken and recorded with 20 Supervisors present; (1) Supervisor attended remotely: Supervisor Te Stroete; Absent: 4, Supervisors Abler, Damp, Ogea, and Schneider; Vacant: 1, District #21.

**Supervisor Wegner moved for approval of the June 15, 2021 Journal, which was distributed to all supervisors prior to the meeting.** The motion was seconded by Supervisor Brauer and carried on unanimous roll call vote of the board.

## **APPOINTMENTS**

The Chairperson announced that the next order of business was the consideration of the appointment by the Chairperson of **Jon Kuhlow** to the County Board to fill the vacancy created by the resignation of Brian Hilbelink, District #21 effective May 31, 2021 through April 19, 2022.

**Supervisor Nelson moved to concur with the appointment.** The motion was seconded by Supervisor Immel and carried on roll call vote of the board of Ayes: 19, Noes: 0, Abstain: 1, Supervisor Te Stroete (technical difficulties).

## **OATH OF OFFICE**

County Clerk, Jon Dolson, administered the oath of office to County Board Supervisor Jon Kuhlow.

Supervisor Kuhlow took his seat in the chambers and joined the meeting at 6:07 p.m.

The Chairperson announced that the next order of business was the consideration of the appointment by the Executive Committee of **Jon Kuhlow** to the Property Committee.

**Supervisor Nelson moved to concur with the appointment.** The motion was seconded by Supervisor Goehring and carried on roll call vote of the board of Ayes: 20, Noes: 0, Abstain: 1, Supervisor Te Stroete (technical difficulties).

The Chairperson announced that the next order of business was the consideration of the following appointments by the County Administrator.

### **Aging and Disability Advisory Committee**

Lisa Kraus, 708 N. 10<sup>th</sup> Street, Sheboygan

Joe Burgarino, 703 High Avenue, Apt. 401, Sheboygan (*Re-appointment*)

Mary Kay Vincent-Samet, 715 Pershing Avenue, Sheboygan (*Re-appointment*)

### **Communications Council**

Captain Jason Liermann, 525 N. 6<sup>th</sup> Street, Sheboygan  
(*Representing Law Enforcement*)

### **Emergency Medical Services (EMS) Council**

Alicia Wimmer, 525 N. 6<sup>th</sup> Street, Sheboygan  
(Representing County Law Enforcement)

**Supervisor Wegner moved to concur with the appointments from the County Administrator.** The motion was seconded by Supervisor Brauer and carried on roll call vote of the board of Ayes: 20, Noes: 0, Abstain: 1, Supervisor Te Stroete (technical difficulties).

### **PRESENTATIONS - NONE**

### **LETTERS AND COMMUNICATIONS**

The Clerk presented a resolution from the Brown County Board of Supervisors supporting legislation making changes to Wis. Stat. Ch. 980 relating to supervised release of certain sex offenders. By Chairperson referred to the Law Committee.

The Clerk presented a resolution from the Eau Claire County Board of Supervisors supporting the decriminalization of recreational cannabis. By Chairperson referred to the Law Committee.

### **COUNTY ADMINISTRATOR'S REPORT**

County Administrator Adam Payne welcomed new supervisor Jon Kuhlow who is replacing Brian Hilbelink in District #21. Mr. Payne reported that we are experiencing an uptick in active COVID cases over last week, however, hospitalizations remain very low. To date, 49.5% of county residents are vaccinated, and 84% of people 65 and over. Mr. Payne recalled the historic event of 52 years ago witnessing the first man walk on the moon, and the civilian flight today, and how we can overcome challenges and accomplish anything we set our minds to. Mr. Payne reported on the tour of the Rogers Behavioral Center that he, Chairperson Koch and Vice Chairperson Ziegelbauer attended and what a tremendous community asset this is for Sheboygan County. Mr. Payne also briefly spoke to the six American Rescue Plan Act Advisory Committees that we being established, the importance of working in collaboration with others, and touched on the Broadband Expansion Project and the Discover Wisconsin Campaign resolutions being considered.

### **COMMITTEE REPORTS**

The Clerk read the report of the Executive Committee regarding **Resolution No. 09 (2021/22) Approving Cost-Sharing of Discover Wisconsin Campaign Between the City of Sheboygan, the Sheboygan County Economic Development Corporation, and Sheboygan County** recommending adoption.

**Supervisor Goehring moved to adopt the resolution.** The motion was seconded by Supervisor Montemayor and carried on unanimous roll call vote of the board.

The Clerk read the report of the Executive Committee regarding **Resolution No. 10 (2021/22) Approving License Agreement with Sheboygan County Young Men's Christian Association, Inc.** recommending adoption.

**Supervisor Brauer moved to adopt the resolution.** Supervisor Clarke seconded the motion which carried on unanimous roll call vote of the board.

(Vice-Chairperson Ziegelbauer presiding)

Pursuant to Rule IV of the Rules of Order, the following resolutions were introduced by the Clerk and referred by the Vice-Chairperson as indicated:

**Resolution No. 11 (2021/22)** Re: Supporting Broadband Expansion Projects and Grant Applications.

**Supervisor Brauer moved to pull Resolution No. 11 from committee for immediate action.** Supervisor Goehring seconded the motion which carried on roll call vote of the board of Ayes: 19; Noes: 2, Supervisors Immel and Nelson; Absent: 4.

**Supervisor Goehring moved to adopt the resolution.** The motion was seconded by Supervisor Brauer and carried on unanimous roll call vote of the board.

**Resolution No. 12 (2021/22)** Re: Approving Standard Intergovernmental Agreement for 2022 County Sales Tax Revenue-Sharing referred to the Executive Committee.

**Resolution No. 13 (2021/22)** Re: Amending 2021 Budget to Provide for Employee Appreciation Gift referred to the Human Resources Committee.

**Resolution No. 14 (2021/22)** Re: Approving Easement with Department of Natural Resources for Amsterdam Dunes Wetland Mitigation Bank Conservation referred to the Executive Committee.

#### **ADJOURNMENT**

**Supervisor Hoffmann moved to adjourn.** Supervisor Clarke seconded the motion which carried on unanimous roll call vote of the board. The meeting was adjourned at 6:33 p.m. **The next scheduled meeting is Tuesday, August 17, 2021 at 6:00 p.m.**

June 16, 2021

TO THE HONORABLE CHAIRMAN AND MEMBERS  
OF THE BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

**RESOLUTION IN SUPPORT OF**  
**LEGISLATIVE CHANGES TO WIS. STAT. CH. 980 – SUPERVISED RELEASE**

**WHEREAS**, Wis. Stat. Ch. 980 (Ch. 980) currently provides for the supervised release of certain sex offenders to various properties that meet statutory criteria, and for notice of said release to be provided to certain individuals once the Court orders supervised release; and

**WHEREAS**, the Brown County Supervised Release Committee (SRC) is tasked with identifying properties in Brown County that meet statutory criteria, and with submitting a report regarding said properties to the Wisconsin Department of Health Services for use in court, but neither the SRC nor its members are Parties to the court action where placement is determined; and

**WHEREAS**, it is desirable for the Wisconsin Legislature to revise the Ch. 980 definition of “*Youth Center*,” which is currently defined as “. . .any center that provides, on a regular basis, recreational, vocational, academic, or social services activities for persons younger than 18 years old or for those persons and their families,” in order to specify whether the definition of a “*Youth Center*”: 1) may include a private residence; or 2) only includes licensed centers and facilities, such as a Boys & Girls Club, and/or a YMCA or YWCA; and

**WHEREAS**, it is desirable for the Wisconsin Legislature to add an *additional* notice requirement to Ch. 980, requiring that the State fund and provide written notice to any and all households within 1,500 feet of the property in which a court places a Ch 980 offender in, with said notice including: 1) the name, address and recent headshot of the offender; 2) the sex-related crimes for which the offender being released has been convicted of; 3) the restrictions placed on the offender; and 4) how to report a violation of the restrictions placed on the offender.

**NOW, THEREFORE, BE IT RESOLVED** that the Brown County Board of Supervisors hereby requests that Wisconsin Legislators make changes to Ch. 980 as described above in this Resolution; and

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**BE IT FURTHER RESOLVED**, that a copy of this Resolution shall be sent via email to the Governor of the State of Wisconsin, to the Brown County Legislative Delegation and to all Wisconsin County Clerks.

*Fiscal Note: This Resolution is a sense of the board and does not require an appropriation from the General Fund. This Resolution does not appropriate any funds, and there is no known fiscal impact if the legislative changes requested in this Resolution are made.*

**\*As amended by the Brown County Board of Supervisors on 06/16/2021**

Respectfully submitted,

PUBLIC SAFETY COMMITTEE

Approved By:

  
TROY STRECKENBACH  
COUNTY EXECUTIVE

Date Signed: 6/18/2021

21-048R

Authored by: Corporation Counsel at Direction of Public Safety Committee

Final Draft Approved by: Corporation Counsel

BOARD OF SUPERVISORS ROLL CALL # \_\_\_\_\_

Voice Vote

Motion made by Supervisor Sieber

Seconded by Supervisor Evans

SUPERVISORS	DIST. #	AYES	NAYS	ABSTAIN	EXCUSED
SIEBER	1	X			
DE WANE	2				
CHU	3				
DORFF	4				
JACOBSON	5				
LEFEBVRE	6				
FRIBERG	7				
BORCHARDT	8				
EVANS	9				
VANDER LEEST	10				
BUCKLEY	11				
LANDWEHR	12				
DANTINNE, JR	13				

SUPERVISORS	DIST. #	AYES	NAYS	ABSTAIN	EXCUSED
BRUSKY	14	X			
MURPHY	15				
KASTER	16				
VAN DYCK	17				
HOPKINS	18				
ERICKSON	19				
COENEN	20				
SCHULTZ	21				
PETERS	22				
SUENEN	23				
SCHADEWALD	24				
LUND	25				
DENEYS	26				

Total Votes Cast 26

Motion: Adopted ✓ Defeated \_\_\_\_\_ Tabled \_\_\_\_\_

CORPORATION COUNSEL

*Brown County*

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**RESOLUTION/ORDINANCE SUBMISSION TO COUNTY BOARD**

DATE: 05-28-2021 (day before my B-Day – getting old)  
REQUEST TO: Public Safety  
MEETING DATE: Tuesday, 06-01-2021  
REQUEST FROM: Dave Hemery, as directed by Public Safety Committee  
Corp Counsel  
REQUEST TYPE: ☒ New resolution ☐ Revision to resolution  
☐ New ordinance ☐ Revision to ordinance

TITLE: **SENSE OF THE BOARD RESOLUTION IN SUPPORT OF LEGISLATIVE CHANGES TO  
WIS. STAT. CH. 980 – SUPERVISED RELEASE**

**ISSUE/BACKGROUND INFORMATION:**

For clarity and safety

**ACTION REQUESTED:**

Consideration and approval

**FISCAL IMPACT:**

**NOTE:** This fiscal impact portion is initially completed by requestor, but verified by the DOA and updated if necessary.

1. What is the amount of the fiscal impact? \$0
2. Is it currently budgeted? ☐ Yes ☐ No ☒ N/A (if \$0 fiscal impact)
  - a. If yes, in which account? \_\_\_\_\_
  - b. If no, how will the impact be funded? \_\_\_\_\_
  - c. If funding is from an external source, is it one-time ☐ or continuous? ☐
3. Please provide supporting documentation of fiscal impact determination.

☒ COPY OF RESOLUTION OR ORDINANCE IS ATTACHED

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REQUESTING THE STATE OF WISCONSIN DECRIMINALIZE RECREATIONAL CANNABIS

WHEREAS, Wisconsin is one of 17 states that saw an increase in marijuana possession arrests from 2010 to 2018 despite an attitudinal shift towards decriminalization, legalization, and possession of marijuana; and

WHEREAS, the Wisconsin ACLU found that Black Wisconsinites were more than 4 times more likely to be arrested for marijuana possession despite comparable usage rates; and

WHEREAS, Wisconsin ranks 14th in the country for the largest racial disparities in marijuana possession arrests; and

WHEREAS, Wisconsin's marijuana laws are not aligned with neighboring states and countries. Canada, Illinois, and Michigan have legalized recreational usage for parties over 21 years of age and Minnesota has a medical marijuana program and may soon approve recreational usage; and

WHEREAS, Wisconsin voters answered the question to legalization clearly with only 15% indicating marijuana should remain illegal across the state; and

WHEREAS, a Marquette Law School poll indicated that 60% of Wisconsinites believe marijuana should be legalized; and

WHEREAS, according to the Marijuana Policy Project an estimated 663,367 arrests were made in 2018, 92% of which were for possession alone; and

WHEREAS, in 2018, Wisconsin arrested nearly 15,000 adults for marijuana possession; and

WHEREAS, one person in the United States is arrested for marijuana possession every 48 seconds; and

WHEREAS, simple logic reveals that people from marginalized communities are being singled out under this prohibition; and

WHEREAS, removing the prohibition against marijuana will benefit the people of Wisconsin across all socio-economic backgrounds by providing a cash crop for farmers, increasing the amount of money within the State budget available to use on issues like drug treatment and education; and

WHEREAS, it is estimated that legalization of marijuana would annually generate more than \$165 million dollars in revenue for the state; and

WHEREAS, between the lost revenue from marijuana sales and the cost associated with maintaining this prohibition it is estimated to cost taxpayers \$41.8 billion annually; and

WHEREAS, marijuana usage has increased approximately 4000% since the current prohibition went into effect in 1937; and

WHEREAS, policing efforts should be focused on more illicit drug use and more serious crimes; and

WHEREAS, achieving equity across all groups of people within the criminal justice system is a goal worthy of our best efforts; and

WHEREAS, the City of Eau Claire has already passed an ordinance change amending the fine for marijuana possession to \$1; and

WHEREAS, there is little evidence to suggest that marijuana decriminalization or legalization leads to a substantial increase in usage; and

WHEREAS, legalizing and providing oversight of marijuana sales is in the interest of public health and safety.

NOW THEREFORE BE IT RESOLVED, that the Eau Claire County Board of Supervisors requests that the Wisconsin State Legislature and the Governor of Wisconsin, decriminalize or legalize recreational marijuana usage for adults over the age of 21 years of age. This legislation will be retroactive; and the Eau Claire County Board of Supervisors supports district attorney offices state-wide to educate on and initiate the expungement process for people with marijuana conviction records.

BE IT FURTHER RESOLVED, that the Eau Claire County Board of Supervisors directs the clerk to forward a copy of this resolution to the Office of the Governor of the State of Wisconsin, members of the Wisconsin Assembly and Senate, the county clerk for every county in the State of Wisconsin, as well as the Wisconsin Counties Association.

Adopted: June 15, 2021

Sue McDonald  
County Clerk