JOURNAL OF THE MEETING OF THE
SHEBOYGAN COUNTY BOARD OF SUPERVISORS

January 21, 2014

Pursuant to Wis. Stat. § 59.11, the January 21, 2014 session of the Sheboygan County Board was called to order by Chairperson Roger L. Te Stroete at 6:00 p.m. Chairperson Te Stroete noted that the notice of meeting was posted on January 15, 2014 at 1:30 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 23 Supervisors present; Absent: 2, Supervisors Salm, and Wegner.

Supervisor Marthenze moved for approval of the December 17, 2013 Journal, which was distributed to all supervisors prior to the meeting. The motion was seconded by Supervisor LeMahieu and carried on unanimous roll call vote of the board.

PRESENTATIONS

Michael Lanser, President Lakeshore Technical College (LTC) – LTC Workforce Development presentation.

Supervisor Mark Winkel – Update on the East Wisconsin Railroad Consortium.

PUBLIC ADDRESS

Lil Pipping, 562A Crestwood Drive, Elkhart Lake – Friends of the Marsh

LETTERS AND COMMUNICATIONS

The Clerk presented a resolution from the Adams County Board of Supervisors supporting Wisconsin Assembly Bill 308, reduction of local levy limit by amount of certain fee revenue received. By Chairperson referred to the Finance Committee.

The Clerk presented a resolution from the Dunn County Board of Supervisors urging the state legislature to create a non-partisan procedure for the preparation of legislative and congressional redistricting plans. By Chairperson received for information.

The Clerk presented a resolution from the Brown County Board of Supervisors supporting a proposed change to Wis. Stat. Chapter 40, regarding protective occupation participant status of county corrections officers. By Chairperson received for information.

COUNTY ADMINISTRATOR'S REPORT

County Administrator Adam Payne provided a brief overview of the new procedure for a grievance appeal and the associated closed session on the County Board agenda. Mr. Payne also reported on a recent all employee safety training that was held, and advised supervisors that immediately following their February and March county board meetings to please plan on attending a safety training and drill.

COMMITTEE REPORTS

The Clerk read the report of the Executive Committee regarding **Resolution No. 23 (2013/14) Approving Revisions to Farmland Preservation Plan** recommending adoption.

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

The Clerk read the report of the Executive Committee regarding **Resolution No. 24 (2013/14) Approving Northeastern Wisconsin Housing Multijurisdictional Program** recommending adoption.

Supervisor Abler moved to adopt the resolution. Supervisor Marthenze seconded the motion which carried on unanimous roll call vote of the board.

The Clerk read the report of the Executive Committee regarding **Resolution No. 26 (2013/14) Adoption of the 2013 Sheboygan County Marsh Management Plan** recommending adoption.

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

The Clerk read the report of the Executive Committee regarding **Ordinance No. 12 (2013/14) Amending Shoreland Ordinance in Sections 11 and 14, Town of Wilson (.03 Acres of Property Owned by Kohler Co.)** recommending enactment.

Supervisor Ogea moved to enact the ordinance. Supervisor Feider seconded the motion which carried on roll call vote of the board of Ayes: 21; Noes: 1, Supervisor Baumgart; Abstain: 1, Supervisor Hoffmann; Absent: 2, Supervisors Salm, and Wegner.

The Clerk read the report of the Finance Committee regarding **Ordinance No. 10 (2013/14) Increasing Compensation and Pay Ranges for Non-bargaining Unit Personnel for 2014** recommending enactment.

Supervisor LeMahieu moved to enact the ordinance. The motion was seconded by Supervisor Damp.

Supervisor LeMahieu moved to amend Section 3 to read (additional italicized): Section 3. <u>Sheriff's Supervisory Employees</u>. In addition to the pay schedule adjustments for the general employees as set forth in Section 1, those non-elected, non-bargaining employees formerly represented by the Sheboygan County Sheriff's Supervisors Association, WPPA-LEER (whether "sworn" or non-sworn"), *and to similar employees formerly represented by collective bargaining units and employees represented by collective bargaining units who are not entering into new collective bargaining agreements in 2014* who have not yet been placed in the classification system set forth at Section 47.02, of the County Code shall receive a two percent (2%) pay increase effective January 1, 2014. Supervisor Marthenze seconded the motion which carried on roll call vote of the board of Ayes: 22; Noes: 1, Supervisor Procek; Absent: 2, Supervisors Salm, and Wegner.

Ordinance No. 10 was enacted as amended on roll call vote of the board of Ayes: 18; Noes: 5, Supervisors Glavan, Hoffmann, Ogea, Weggeman, and Winkel; Absent: 2, Supervisors Salm, and Wegner.

The Clerk read the report of the Property Committee regarding **Resolution No. 25 (2013/14) Authorizing Friends of the Marsh to Fundraise for Multipurpose Building** recommending adoption.

Supervisor Glavan moved to adopt the resolution. Supervisor Abler seconded the motion which carried on unanimous roll call vote of the board.

(Executive Committee Secretary Goehring presiding)

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

Resolution No. 27 (2013/14) Re: Carryover of Unexpended 2013 Appropriations to 2014 referred to the Executive Committee.

Resolution No. 28 (2013/14) Re: Adopting Updated County All Hazards Mitigation Plan referred to the Executive Committee.

Resolution No. 29 (2013/14) Re: Underwriting Part of the Cost of New Radios to Local Governments as Part of the Emergency Radio System Replacement Project referred to the Finance Committee.

Resolution No. 30 (2013/14) Re: Designating April 7 – 11, 2014, as Work Zone Safety Awareness Week referred to the Law Committee.

A motion to go into closed session pursuant Wis. Stat. §19.85(1)(b) consideration of grievance appeal of employee was made by Supervisor Bemis. Supervisor LeMahieu seconded the motion which carried on unanimous roll call vote of the board.

After discussion was held in closed session, a motion to go into open session was made by Supervisor LeMahieu. Supervisor Winkel seconded the motion which carried on unanimous roll call vote of the board.

A motion on the disposition of the appeal was made by Supervisor LeMahieu to affirm the decision by the hearing examiner. Supervisor Epping seconded the motion which was defeated on roll call vote of the board of Ayes: 10, Supervisors Bemis, Damp, Epping, Feider, LeMahieu, Marthenze, Te Stroete, Uraynar, Weggeman, and Winkel; Noes: 13; Absent: 2, Supervisors Salm, and Wegner.

A motion on the disposition of appeal was made by Supervisor Marthenze to affirm the decision by the hearing examiner, but to substitute a lesser discipline by reinstating employee as of February 1, 2014 but with all loss of pay and benefits from August 7, 2013 and keeping seniority. Supervisor Baumgart seconded the motion.

A motion to amend the Marthenze motion to include a one year "last chance" clause was made by Supervisor Conrardy. The motion was seconded by Supervisor Winkel and was defeated on roll call vote of the board of Ayes: 5, Supervisors Conrardy, Goehring, Te Stroete, Uraynar, and Winkel; Noes: 18, Absent: 2, Supervisors Salm, and Wegner.

A motion to amend the Marthenze motion to include a six month probationary period and re-training was made by Supervisor Procek. Motion failed due to the lack of a second.

The Marthenze motion to affirm the decision by the hearing examiner, but to substitute a lesser discipline by reinstating the employee as of February 1, 2014 but with all loss of pay and benefits from August 7, 2013 and keeping seniority carried on roll call vote of the board of Ayes: 16; Noes: 7, Supervisors Bemis, Damp, Epping, Feider, LeMahieu, Te Stroete, and Weggeman; Absent: 2, Supervisors Salm, and Wegner. Pursuant to Section 48.09(10) of the County Code, the Chairperson shall prepare and sign a written determination reflecting the County Board's decision within ten (10) calendar days.

ADJOURNMENT

Supervisor Bemis moved to adjourn to 6:00 p.m. on Tuesday, February 18, 2014. Supervisor LeMahieu seconded the motion which carried on unanimous roll call vote of the board. The meeting was adjourned at 9:35 p.m.