



MINUTES
OZAUKEE COUNTY BOARD
REGULAR MEETING
WEDNESDAY, APRIL 5, 2023 – 9:00 AM
ADMINISTRATION CENTER - ROOM A-204
121 W. MAIN STREET, PORT WASHINGTON, WI 53074

The County Board reconvened at 9:17 AM pursuant to adjournment and was called to order by Chairperson Schlenvogt.

The Clerk took the roll. All members were present, Supervisors Hagen, Strom, and Foy excused.

Board members and guests stood and recited the Pledge of Allegiance to the Flag.

Motion made by Supervisor Nelson, seconded by Supervisor Clark, that the March 1 and 15, 2023 minutes be approved as submitted. A voice vote was taken. Motion carried.

There was no public comment.

There were no communications or claims.

County Administrator Dzwinel presented his monthly report that included information on Broadband Equity, Access, and Deployment (BEAD) Planning for Wisconsin Counties; 2022 Initial Fiscal Results; Wage Study Appeals Process; Website Upgrade and Rebranding Efforts; Ozaukee Economic Development Loan Program, American Recovery Plan Act (ARPA) Projects Update.

RESOLUTION NO. 22-45

TRANSFER OF FUNDS 2023 - HUMAN SERVICES TRANSFER TO CORRECT BUDGET

SUMMARY: Transfer budgeted position to correct cost center.

VOTE REQUIRED: Two-Thirds of Members Elect

FINANCE COMMITTEE

RESULT: **APPROVED [UNANIMOUS]**

MOVER: T. Winker, Supervisor District 1

SECONDER: D. Larson, Vice-Chairperson

AYES: Melotik, Larson, Winker, Stelter, Hagen

Motion made by Supervisor Irish, seconded by Supervisor Holyoke, that Resolution No. 22-45 be adopted. The vote was taken as follows: Ayes - 23, Nays - 0, Absent - 3. With two-thirds of the members elect voting aye, the motion was declared adopted.

RESOLUTION NO. 22-46

INCREASE OF REVENUE 2023 - PLANNING & PARKS

SUMMARY: Ozaukee County Resident Donation - \$53,000 and Wisconsin Department of Natural Resources Fisheries Grant - \$50,000.

VOTE REQUIRED: Two-Thirds of Members Elect

FINANCE COMMITTEE**RESULT: APPROVED [UNANIMOUS]****MOVER:** E. Stelter, Supervisor District 18**SECONDER:** D. Larson, Vice-Chairperson**AYES:** Melotik, Larson, Winker, Stelter, Hagen

Motion made by Supervisor Wolf, seconded by Supervisor Ross, that Resolution No. 22-46 be adopted. Chairperson Schlenvogt recognized Planning & Parks Director Struck to address questions regarding the donation.

The vote was taken as follows: Ayes - 23, Nays - 0, Absent - 3. With two-thirds of the members elect voting aye, the motion was declared adopted.

REVISED**RESOLUTION NO. 22-47****VILLAGE OF FREDONIA REQUEST TO MODIFY THE ALLOWABLE EXPENDITURES UNDER THE OZAUKEE COUNTY EMERGENCY MEDICAL SERVICES GRANT PROGRAM - \$129,000 OF EQUIPMENT FOR PARAMEDIC RESPONSE**

SUMMARY: Request of Ozaukee County to modify the allowable expenditures under the Ozaukee County Emergency Medical Services Grant Program to include the purchase of capital items including a Paramedic Response Vehicle and Defibrillator and other equipment response totaling \$129,000 to support the village's ability to be used in a Paramedic emergency.

VOTE REQUIRED: Two-Thirds Members Elect

PUBLIC SAFETY COMMITTEE**RESULT: APPROVED [UNANIMOUS]****MOVER:** J. Haas, Vice-Chairperson**SECONDER:** T. Maguire, Supervisor District 15**AYES:** R. Nelson, J. Haas, T. Maguire, J. Krane**EXCUSED:** P. Foy

Motion made by Supervisor Haas, seconded by Supervisor Wolf, that Resolution No. 22-47, as revised, be adopted.

Motion made by Supervisor Wolf, seconded by Supervisor Haas to amend (Amend #1) Resolution 22-47 to change the proposed dollar amount request from \$129,000 to \$100,000. After debate the vote was taken on amendment #1 as follows: Ayes - 23, Nays - 0, Absent - 3. The majority of the members present voting aye, the motion was declared adopted.

Chairperson Schlenvogt recognized Village of Fredonia Fire Chief Weyker, Village of Grafton Fire Chief Rice, Village of Fredonia Administrator Jenkins, and Sheriff Knowles to answer questions regarding Resolution 22-47.

After debate the vote was then taken on Resolution 22-47, as revised, as amended, as follows: Ayes – 19 (Winker, Haas, Jobs, Schlenvogt, Clark, Nelson, Grabow, Melotik, Wolf, Richart, Rishel, Maguire, Irish, Stelter, Ross, Godden, Schoessow, Krane, Watts)

Nays – 4 (Matera, Larson, Whitworth, Holyoke) Absent – (Hagen, Strom, Foy). With two-thirds of the members elect voting aye, the motion was declared adopted.

REVISED

RESOLUTION NO. 22-48

\$2,800,000 ARPA FUNDING RECOMMENDATION FOR RADIO SYSTEM PROJECT, REPAVING OZAUKEE INTERURBAN TRAIL, HAWTHORNE HILLS MAINTENANCE FACILITY, JUSTICE CENTER FIRE PANEL PROJECTS, AND SALT BRINE BUILDING PORT WASHINGTON HIGHWAY SHOP

SUMMARY: Executive Committee recommendation of projects funded in 2023 with American Rescue Plan Act Funds

VOTE REQUIRED: Two-Thirds of Members Elect

EXECUTIVE COMMITTEE

RESULT: APPROVED [4 TO 2]

MOVER: M. Wolf, Supervisor District 11

SECONDER: P. Melotik, Vice-Chairperson

AYES: L. Schlenvogt, P. Melotik, M. Wolf, R. Holyoke

NAYS: R. Nelson, D. Irish

Motion made by Supervisor Nelson, seconded by Supervisor Winker, that Resolution No. 22-48, as revised, be adopted.

Motion made by Supervisor Irish, seconded by Supervisor Nelson to amend (Amend #1) Resolution 22-48 to remove the Salt Brine Building Port Washington Highway Shop project. After debate the vote was taken on amendment #1 as follows: Ayes – 5 (Haas, Nelson, Whitworth, Irish, Stelter) Nays – 18 (Winker, Jobs, Schlenvogt, Clark, Matera, Larson, Grabow, Melotik, Wolf, Richart, Rishel, Maguire, Ross, Godden, Holyoke, Schoessow, Krane, Watts) Absent – 3 (Hagen, Strom, Foy). The majority of the members present not voting aye, the motion failed.

Chairperson Schlenvogt recognized Public Works Director Edgren to address questions on the cost savings and the estimated cost of the Salt Brine Building project.

After debate the vote was then taken on Resolution 22-48, as revised, as follows: Ayes – 20 (Winker, Haas, Jobs, Schlenvogt, Clark, Matera, Larson, Grabow, Melotik, Wolf, Richart, Rishel, Maguire, Stelter, Ross, Godden, Holyoke, Schoessow, Krane, Watts) Nays – 3 (Nelson, Whitworth, Irish) Absent – 3 (Hagen, Strom, Foy). With two-thirds of the members elect voting aye, the motion was declared adopted.

RESOLUTION NO. 22-49

AUTHORIZING OZAUKEE COUNTY TO ENTER INTO THE SETTLEMENT AGREEMENTS WITH TEVA PHARMACEUTICAL INDUSTRIES LTD., ALLERGAN FINANCE, LLC, WALGREEN CO., WALMART, INC., CVS HEALTH CORPORATION AND CVS PHARMACY, INC., AGREE TO THE TERMS OF THE ADDENDUM TO THE MOU ALLOCATING SETTLEMENT

**PROCEEDS, AND AUTHORIZE ENTRY INTO THE MOU WITH THE
ATTORNEY GENERAL**

SUMMARY: Authorizing Ozaukee County to Enter Into the Settlement Agreements with Teva Pharmaceutical Industries Ltd., Allergan Finance, LLC, Walgreen Co., Walmart, Inc., CVS Health Corporation and CVS Pharmacy, Inc., Agree to the Terms of the Addendum to the MOU Allocating Settlement Proceeds, and Authorize Entry Into the MOU with the Attorney General

VOTE REQUIRED: Majority

EXECUTIVE COMMITTEE

RESULT: **APPROVED [UNANIMOUS]**

MOVER: R. Nelson, Supervisor District 6

SECONDER: R. Holyoke, Supervisor District 22

AYES: Schlenvogt, Melotik, Wolf, Nelson, Holyoke, Irish

Motion made by Supervisor Holyoke, seconded by Supervisor Watts, that Resolution No. 22-49 be adopted. The vote was taken as follows: Ayes - 23, Nays - 0, Absent - 3. The majority of the members present voting aye, the motion was declared adopted.

RESOLUTION NO. 22-50

**AMENDING CHAPTER 3 OF THE OZAUKEE COUNTY POLICY &
PROCEDURE MANUAL - COUNTY TREASURER'S OFFICE**

SUMMARY: Amending Chapter 3 of the Ozaukee County Policy and Procedure Manual to create a part-time position in the County Treasurer's Office.

VOTE REQUIRED: Majority

FINANCE COMMITTEE

RESULT: **APPROVED [UNANIMOUS]**

MOVER: E. Stelter, Supervisor District 18

SECONDER: D. Larson, Vice-Chairperson

AYES: Melotik, Larson, Winker, Stelter, Hagen

Motion made by Supervisor Melotik, seconded by Supervisor Stelter, that Resolution No. 22-50 be adopted. The vote was taken as follows: Ayes - 23, Nays - 0, Absent - 3. The majority of the members present voting aye, the motion was declared adopted.

RESOLUTION NO. 22-51

**SUBMITTAL AND ACCEPTANCE OF WISCONSIN DEPARTMENT OF
NATURAL RESOURCES KNOWLES-NELSON STEWARDSHIP LOCAL
ASSISTANCE GRANT FOR PUBLIC ACCESS IMPROVEMENTS AND
WETLAND RESTORATION AT CLAY BLUFFS CEDAR GORGE NATURE
PRESERVE**

SUMMARY: Submittal and acceptance of a Wisconsin Department of Natural Resources Knowles-Nelson Local Assistance grant for public access improvements and wetland restoration at Clay Bluffs Cedar Gorge Nature Preserve.

VOTE REQUIRED: Majority

NATURAL RESOURCES COMMITTEE
RESULT: **APPROVED [UNANIMOUS]**
MOVER: B. Ross, Supervisor District 19
SECONDER: B. Jobs, Vice-Chairperson
AYES: R. Holyoke, B. Jobs, B. Ross
EXCUSED: T. Matera, K. Schoessow

Motion made by Supervisor Ross, seconded by Supervisor Nelson, that Resolution No. 22-51 be adopted. The vote was taken as follows: Ayes - 23, Nays - 0, Absent - 3. The majority of the members present voting aye, the motion was declared adopted.

RESOLUTION NO. 22-52

SUBMITTAL AND ACCEPTANCE OF WISCONSIN DEPARTMENT OF NATURAL RESOURCES KNOWLES-NELSON STEWARDSHIP LOCAL ASSISTANCE GRANT FOR PUBLIC ACCESS IMPROVEMENTS AT LITTLE MENOMONEE RIVER FISH AND WILDLIFE PRESERVE COUNTY PARK

SUMMARY: Submittal and acceptance of a Wisconsin Department of Natural Resources Knowles-Nelson Local Assistance grant for public access improvements at Little Menomonee River Fish and Wildlife Preserve County Park

VOTE REQUIRED: Majority

NATURAL RESOURCES COMMITTEE
RESULT: **APPROVED [UNANIMOUS]**
MOVER: B. Jobs, Vice-Chairperson
SECONDER: B. Ross, Supervisor District 19
AYES: R. Holyoke, B. Jobs, B. Ross
EXCUSED: T. Matera, K. Schoessow

Motion made by Supervisor Ross, seconded by Supervisor Watts, that Resolution No. 22-52 be adopted. The vote was taken as follows: Ayes - 23, Nays - 0, Absent - 3. The majority of the members present voting aye, the motion was declared adopted.

RESOLUTION NO. 22-53

SUBMIT AND ACCEPT A WISCONSIN DEPARTMENT OF TRANSPORTATION - TRANSPORTATION ALTERNATIVES PROGRAM GRANT FOR AN EAST WEST EXTENSION OF THE OZAUKEE INTERURBAN TRAIL ALONG STH 60

SUMMARY: Approve and recommend to the Ozaukee County Board of Supervisors the resolution for submittal and acceptance of a grant application by the Planning and Parks Department to the Wisconsin Department of Transportation (WisDOT) Transportation Alternatives Program (TAP) for engineering and design and construction of a trail segment along STH 60 in conjunction with a WisDOT road project for upgrading STH 60.

VOTE REQUIRED: Majority

NATURAL RESOURCES COMMITTEE
RESULT: **APPROVED [UNANIMOUS]**
MOVER: B. Ross, Supervisor District 19
SECONDER: B. Jobs, Vice-Chairperson
AYES: R. Holyoke, B. Jobs, B. Ross
EXCUSED: T. Matera, K. Schoessow

Motion made by Supervisor Nelson, seconded by Supervisor Ross, that Resolution No. 22-53 be adopted. The vote was taken as follows: Ayes - 23, Nays - 0, Absent - 3. The majority of the members present voting aye, the motion was declared adopted.

RESOLUTION NO. 22-54

APPLICATION TO THE WISCONSIN DEPARTMENT OF REVENUE FOR A CLASS B INTOXICATING LIQUOR PERMIT AND DESIGNATING THE CONCESSIONAIRE(S) TO UTILIZE COUNTY FACILITIES AT HAWTHORNE HILLS COUNTY GOLF COURSE

SUMMARY: Submittal of the airport/facility permit application for a Class B intoxicating liquor permit for the Hawthorne Hills County Golf Course.

VOTE REQUIRED: Majority

NATURAL RESOURCES COMMITTEE
RESULT: **APPROVED [UNANIMOUS]**
MOVER: B. Jobs, Vice-Chairperson
SECONDER: B. Ross, Supervisor District 19
AYES: R. Holyoke, B. Jobs, B. Ross
EXCUSED: T. Matera, K. Schoessow

Motion made by Supervisor Richart, seconded by Supervisor Matera, that Resolution No. 22-54 be adopted. The vote was taken as follows: Ayes - 23, Nays - 0, Absent - 3. The majority of the members present voting aye, the motion was declared adopted.

ORDINANCE NO. 22-10

AMENDING SECTION 2.24 (2) OF THE OZAUKEE COUNTY CODE OF ORDINANCES PERTAINING TO FEES FOR COPIES AND SERVICES

SUMMARY: Proposed fee increase for 2023 Medical Examiner fees.

VOTE REQUIRED: Majority

PUBLIC SAFETY COMMITTEE
RESULT: **APPROVED [2 TO 1]**
MOVER: J. Haas, Vice-Chairperson
SECONDER: R. Nelson, Chairperson
AYES: R. Nelson, J. Haas
NAYS: T. Maguire
EXCUSED: P. Foy, J. Krane

Motion made by Supervisor Nelson, seconded by Supervisor Grabow, that Ordinance No. 22-10 be enacted. A voice vote was taken. Motion carried.

The Executive Committee has recommended the appointment of Karen Niemuth as County Clerk for the remainder of the current term which expires in January 2025, effective July 1, 2023. Motion made by Supervisor Nelson, seconded by Supervisor Melotik to confirm the appointment. The vote was taken as follows: Ayes - 23, Nays - 0, Absent - 3. The majority of the members present voting aye, the motion was declared adopted.

11:24 AM Supervisor Haas out of attendance.

The County Administrator and Health & Human Services Committee has recommended the appointment of Barton Smith to the position of Lasata Senior Living Campus Administrator for Ozaukee County. Motion made by Supervisor Clark, seconded by Supervisor Irish to confirm the appointment. The vote was taken as follows: Ayes - 22, Nays - 0, Absent - 4. The majority of the members present voting aye, the motion was declared adopted.

County Administrator Dzwiniel recommended the reappointment of Chuck Sigurdson as a member of the Human Services Board and County Board Chairperson Schlenvogt recommended the reappointments of Donald Clark and James Krane as members of the Joint Washington Ozaukee Board of Health, Patricia Pritzlaff as a member of the Cedar Grove Library Board, and Mary Jo Hansen as a member of the Saukville Library Board. Motion made by Supervisor Nelson, seconded by Supervisor Clark to confirm the appointments. A voice vote was taken. Motion carried.

There were no committee reports or supervisor announcements.

Motion made by Supervisor Winker, seconded by Supervisor Melotik, to adjourn, subject to call by the Chairperson, or until TUESDAY, April 18, 2023 at 9:00 AM. Voice vote, motion carried.

Meeting declared adjourned at 11:28 AM.

CERTIFICATE OF CLERK

STATE OF WISCONSIN}

COUNTY OF OZAUKEE}

I, Tyler Quaas, Deputy County Clerk for the County of Ozaukee, do hereby certify that the foregoing is a true and correct record of the transactions of the Ozaukee County Board of Supervisors' meeting held on April 5, 2023. Reports on file in the County Clerk's Office.

Dated at the Administration Center, City of Port Washington, Ozaukee County, Wisconsin, this 19th day of April 2023.

Tyler Quaas, Deputy County Clerk