



AGENDA
OZAUKEE COUNTY BOARD
REGULAR MEETING
WEDNESDAY, MARCH 5, 2025 – 9:00 AM
ADMINISTRATION CENTER - ROOM A-204
121 W. MAIN STREET, PORT WASHINGTON, WI 53074

THE FOLLOWING BUSINESS WILL BE BEFORE THE COUNTY BOARD FOR INITIATION, DISCUSSION, CONSIDERATION, DELIBERATION AND POSSIBLE FORMAL ACTION:

The public can access the meeting by viewing the live stream at the link which will be opened five minutes before the call to order:

[County Board Live Stream](#)

The public can submit comments here: [Public Comment Form](#)
[Public Comment Policy](#) & [Instructions For Submitting Public Comments Online](#)

1. CALL TO ORDER

2. PLEDGE OF ALLEGIANCE TO THE FLAG

3. APPROVAL OF MINUTES

February 5, 2025

4. PUBLIC COMMENT

Legislative Update

Chairperson's Proclamation

5. COMMUNICATIONS

6. CLAIMS

7. REPORT OF COUNTY ADMINISTRATOR

- a. Lasata CBRF Update
- b. 2024 Year End Accounting
- c. County Website Upgrade
- d. Project Fund Update

8. RESOLUTIONS

- a. RES.24-48: Urging Governor Evers and the Wisconsin Legislature to Support the County Courts
- b. RES.24-49: Carryover of 2024 Funds
- c. RES.24-50: Increase of Revenue 2025 - Planning and Parks
- d. RES.24-51: Farmland Public Participation Plan

9. COMMITTEE APPOINTMENTS/REAPPOINTMENTS

10. COMMITTEE REPORTS AND SUPERVISOR ANNOUNCEMENTS

11. ADJOURNMENT

Ozaukee County Board

AGENDA INFORMATION SHEET

AGENDA DATE:	March 5, 2025
DEPARTMENT:	County Clerk
DIRECTOR:	Kellie Kretlow
PREPARER:	Kellie Kretlow

Agenda Summary February 5, 2025

https://www.ozaukeecounty.gov/AgendaCenter/ViewFile/Minutes/_02052025-3532

OZAUKEE COUNTY BOARD

RESOLUTION NO. 24-48

RESOLUTION URGING GOVERNOR EVERS AND THE WISCONSIN LEGISLATURE TO
SUPPORT THE COUNTY COURTS

WHEREAS, in 2023, the total cost to Wisconsin Counties for running all Circuit Courts was \$237 million. At the same time, the Court Support funding from the state to counties was \$28 million, 12 percent of the actual cost to run the local courts; and,

WHEREAS, the Circuit Court system is intended to be a state-county partnership; and

WHEREAS, the state's fiscal responsibilities include Judges, Court reporters, CCAP equipment, and the Circuit Court Cost Appropriation; and,

WHEREAS, the Counties are fiscally responsible for the majority of other functions of the court, including, but not limited to the following: bailiffs and court security officers, courthouse building maintenance, phones and utilities, Clerk of Court and Register in Probate, staff salaries and benefits, jury costs, psychological exams, guardians ad litem and court-appointed attorneys, expert witnesses, interpreters and translation fees, court commissioners, law libraries, corporation counsel, courtroom technology and audio visuals, copying machines and other non-CCAP office technology, office supplies, furniture, recruitment and training, financial collection efforts, mail fees, printing costs, exhibit and file storage, access to state data, insurance, service of court documents, judicial staff attorneys, and equipment repair; and,

WHEREAS, over the last 10 years, the increase in the county portion of cost to run the courts is nearly six times higher than the increase in Circuit Court Cost Appropriations provided to cover these costs, and counties now pay almost \$150,000,000 more than the state in unbalanced Circuit Court costs.

NOW THEREFORE, BE IT RESOLVED by the Ozaukee County Board of Supervisors that Ozaukee County joins the Wisconsin Clerks of Circuit Court Association (WCCCA) and the Wisconsin Counties Association (WCA) in their efforts to increase the Circuit Court Cost Appropriation by \$70 million payable to Wisconsin Counties in the 2025/27 Wisconsin State Budget.

BE IT FURTHER RESOLVED that this Resolution shall be effective upon its passage and publication and a copy be sent to Governor Evers and all Wisconsin State Legislators representing Ozaukee County.

Dated at Port Washington, Wisconsin, this 5th day of March 2025.

SUMMARY: Resolution urging Governor Evers and the Wisconsin Legislature to support the county courts.

VOTE REQUIRED: Majority

02/18/25

Public Safety Committee

APPROVE AND FORWARD

RESULT: **APPROVE AND FORWARD [UNANIMOUS] Next: 3/5/2025 9:00 AM**
MOVER: S. Rishel, Vice-Chairperson
SECONDER: T. Maguire, Supervisor District 15
AYES: Nelson, Rishel, Maguire, Hansher, Taylor

PUBLIC SAFETY COMMITTEE

Public Safety Committee
AGENDA INFORMATION SHEET

AGENDA DATE: March 5, 2025
DEPARTMENT: Administrator
DIRECTOR: Jason Dzwinel
PREPARER: Jason Dzwinel

Agenda Summary Resolution Urging Governor Evers and the Wisconsin Legislature to Support the County Courts

BACKGROUND INFORMATION: For the Statewide Circuit Court System

- The expenditures of the state and counties for circuit courts is increasingly unbalanced with the counties taking on more of the burden.
- Total funding for the circuit court costs appropriation in 2022-23 was \$27,954,200 GPR and in 2024-25 is \$28,392,900 GPR.
- Total county expenditures in calendar year 2023 was \$236.9 million on court costs.
- The share of fines and forfeitures between the state and county is also disproportionate. In the last fiscal year, \$107,043,900 was remitted to the state and the counties only retained \$28,293,400.
- County costs for both interpreters and guardian ad litem are not adequately offset by support from the state. For some, costs for interpreters have doubled or tripled or more in the 5 years.
- Counties must provide a court appointed attorney at \$100 per hour when the SPD cannot provide one. This cost is 100 percent borne by the counties with no mechanism for reimbursement from the state.

ANALYSIS: Requested action of Governor and State Legislature

- Increase the amount of support from the state so that counties can efficiently run the court system. To do so, the state must significantly increase the circuit court cost appropriation.
- Provide \$70 million for the court cost appropriation, moving the split between state and county to roughly 50/50.
- Increase the amount of revenue counties are allowed to retain with regards to fines and forfeitures.

RECOMMENDED MOTION: Staff respectfully requests that the Committee approve the Resolution urging Governor Evers and the Wisconsin Legislature to support the County Courts

ATTACHMENTS:

- WCA Analysis of Court Funding (PDF)
- Ozaukee County Clerk of Courts Financial Data (PDF)



CAP Team

WCA County Ambassador Program

CIRCUIT COURT FUNDING

The makeup and financial composition of the circuit court system in Wisconsin has changed many times since their inception in 1962. At that time, the state established a funding system for the courts relying on a combination of state and county appropriations. In 1977, the constitution of Wisconsin was amended, and circuit courts were merged into one trial system with one circuit court per county except for three circuits which each have two counties. Since that time, counties have been responsible for circuit court operational costs including salaries of clerks of court, court commissioners, courtroom security, clerical staff, office supplies, law libraries, jury cost, and other operating costs. A portion of county costs are offset by state funding.

Circuit court operations have relied more heavily on county funding in recent years. Prior to 2015, the state assisted counties in payments for certain costs incurred through the circuit court support payments which covered a wide range of operational expenses. These expenses include personnel salaries, technology upgrades, courthouse maintenance and other administrative costs. The state at that time also provided some assistance for guardian ad litem costs and court interpreter costs. As reported by the Director of State Courts Office, counties in calendar year 2023 spent \$236.9 million on court costs.

In 2015, the circuit court support payments, guardian ad litem costs, and court interpreter payments were consolidated into one appropriation; the circuit court costs appropriation. The Legislative Fiscal Bureau (LFB) reports the total funding for the circuit court cost appropriation in 2024-25 is \$28,392,900 GPR.

In 2015, the legislature further repealed the statutory maximum rates for interpreter reimbursement payments and transitioned the program to a payment program. A portion of the circuit court support payments is distributed to counties based upon a formula that incorporates mileage, base payment, a premium for certified interpreters, and interpreter hours.

Counties are also responsible for the collection of fines and forfeitures. Under s. 59.25(3)(j) & (m), the Legislature has authorized counties to retain, as an administrative fee, 10% of state fines and forfeitures (with several motor vehicle-related exceptions). Of the revenues collected in 2023-24 (\$135.3 million) counties remitted to the state \$107,043,900. The revenues retained by the county was just \$28,293,400.

Finally, counties are responsible to pay for court appointed attorneys when the State Public Defender (SPD) cannot provide one. The county is not allowed to bill the defendant for any of the expense the county endured, despite the SPD having that ability. Though the cost per hour has been leveled between the counties and the SPD, the counties expect it will be some time before the cost shifts back from the county to the SPD.

Circuit Court Funding Issue Paper
Page 2

CURRENT STATUS: The cost between the state and counties for support of our circuit courts is unbalanced.

According to LFB, over the past 10 years, the following revenues/ expenditures have occurred:

Revenues Generated from Circuit Court Operations Remitted to the State and Retained by the Counties:

Fiscal Year	State	County
• 2013-14	\$107,904,700	\$31,363,300
• 2015-16	\$107,330,200	\$31,363,500
• 2017-18	\$117,321,000	\$31,197,300
• 2019-20	\$106,661,700	\$29,368,100
• 2021-22	\$106,464,800	\$29,541,500
• 2023-24	\$107,043,900	\$28,293,400

State Expenditures on Circuit Courts:

- 2013-14: \$101,464,500
- 2015-16: \$108,845,100
- 2017-18: \$112,277,700
- 2019-20: \$119,578,600
- 2021-22: \$125,190,600
- 2023-24: \$141,088,200

County Expenditures by calendar year (amount allowable under circuit court costs appropriation):

- 2013: \$199 million (\$158 million)
- 2015: \$205 million (\$164 million)
- 2017: \$207 million (\$162 million)
- 2019: \$212 million (\$163 million)
- 2021: \$206 million (\$165 million)
- 2023: \$237 million

* The total funding for the circuit court costs appropriation in 2022-23 was \$27,954,200 GPR and in 2024-25, \$28,392,900 GPR.

Guardian ad Litem Costs to Counties by calendar year (total recoupment from the state):

- 2018: \$12,624,239.86 (\$5,193,765.72)
- 2019: \$13,086,680.16 (\$5,297,528.03)
- 2020: \$13,929,157.07 (\$5,011,322.15)
- 2021: \$16,163,326.44 (\$5,905,076.39)
- 2022: \$15,418,213.68 (\$5,818,728.96)

Circuit Court Funding Issue Paper
Page 3

County budgets and expenditures are created and determined at the discretion of counties and are therefore largely not monitored by the state. However, as part of the counties reporting to the Director of State Courts office, counties reported spending \$3,211,400 in interpreter costs (\$808,102 reimbursed from the state for the calendar year; fiscal year was \$1.6 million) in 2022 and \$15,418,213.68 in guardian ad litem costs.

The cost incurred by counties to provide an attorney for those who were not provided one by the SPD continues to negatively impact county budgets. The counties pay 100 percent of these costs and many times, the clerks of court are required to find the necessary funds wherever they can within their budgets.

REQUESTED ACTION:

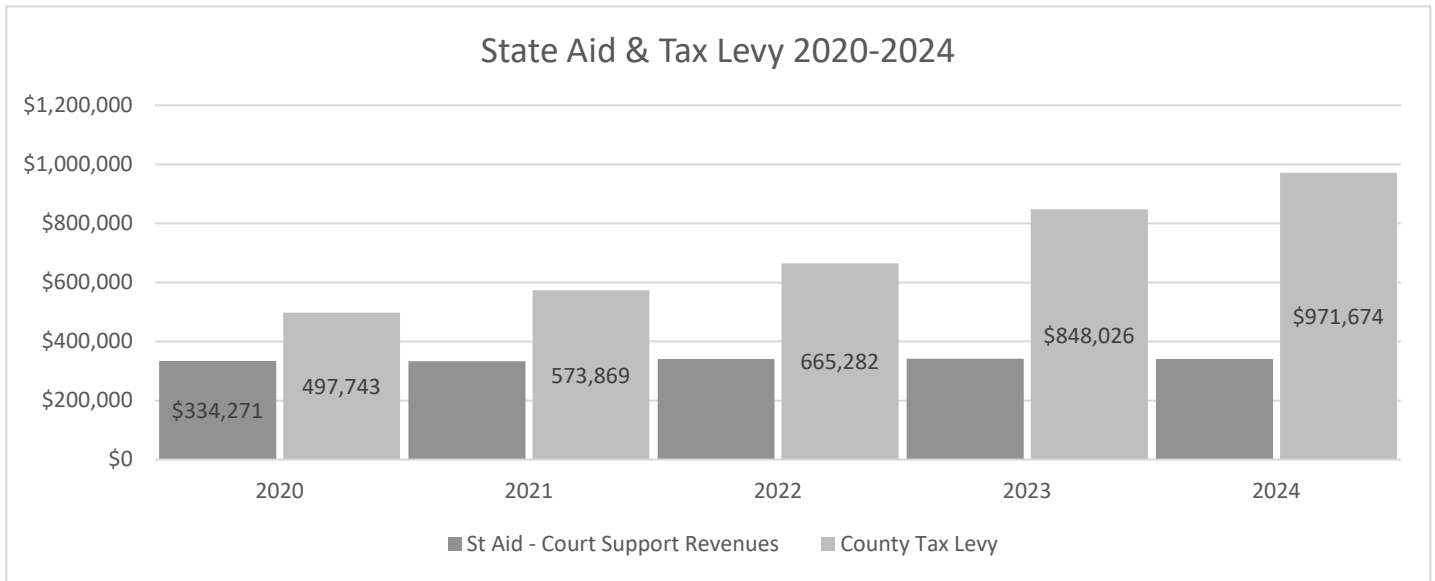
- Increase the amount of support from the state so that counties can efficiently run the court system. To do so, the state must significantly increase the circuit court cost appropriation.
- Provide \$70 million for the court cost appropriation, moving the split between state and county to roughly 50/50.
- Increase the amount of revenue counties are allowed to retain with regards to fines and forfeitures.

TALKING POINTS:

- The expenditures of the state and counties for circuit courts is increasingly unbalanced with the counties taking on more of the burden.
- Total funding for the circuit court costs appropriation in 2022-23 was \$27,954,200 GPR and in 2024-25 is \$28,392,900 GPR.
- Total county expenditures in calendar year 2023 was \$236.9 million on court costs.
- The share of fines and forfeitures between the state and county is also disproportionate. In the last fiscal year, \$107,043,900 was remitted to the state and the counties only retained \$28,293,400.
- County costs for both interpreters and guardian ad litem is not adequately offset by support from the state. For some, costs for interpreters have doubled or tripled or more in the 5 years.
- Counties must provide a court appointed attorney at \$100 per hour when the SPD cannot provide one. This cost is 100 percent borne onto the counties with no mechanism for reimbursement from the state.

Contact: Marcie Rainbolt, WCA Government Affairs Associate
608.663.7188
rainbolt@wicounties.org

Ozaukee County Clerk of Courts Financial Data



RESOLUTION NO. 24-49

CARRYOVERS OF 2024 FUNDS

RESOLVED, by the Ozaukee County Board of Supervisors, the following carry-over of funds from 2023 to 2024 be approved:

Department Name Account Number	Account Name	Amount	Department Total
Planning & Parks			
115-1-07-55103-000	Highway - Grounds Maintenance	\$ 15,250.00	
115-1-08-51103-000	Temporary Salaries	\$ 8,000.00	
115-2-01-51103-000	Temporary Salaries	\$ 20,000.00	
			\$ 43,250.00
Land & Water Management			
117-2-01-58180-005	Landowner Reimbursement - Phosphorus MDV	\$ 47,748.05	
117-2-01-5880-000	SWRM Bond and SEG projects	\$ 52,890.70	
117-2-01-53601-006	NMFE Grant 2024 Carryover into 2025	\$ 1,602.49	
			\$ 102,241.24
Veterans			
114-1-01-53101-000	Office Supplies	\$ 7,720.00	
			\$ 7,720.00
Total Year End Carryovers:			\$ 153,211.24

Dated at Port Washington, Wisconsin, the 5th day of March 2025.

SUMMARY: Carryover of Funds from 2024 to 2025 - \$153,211.24.

VOTE REQUIRED: Two-Thirds of Members Elect

02/27/25

Finance Committee APPROVE AND FORWARD

RESULT: **APPROVE AND FORWARD [UNANIMOUS] Next: 3/5/2025 9:00 AM**

MOVER: D. Larson, Vice-Chairperson

SECONDER: E. Stelter, Chairperson

AYES: Stelter, Larson, Richart, Clark, Arnett

FINANCE COMMITTEE

Finance Committee
AGENDA INFORMATION SHEET

AGENDA DATE:	March 5, 2025
DEPARTMENT:	County Clerk
DIRECTOR:	Kellie Kretlow
PREPARER:	Kellie Kretlow

Agenda Summary Carryovers of 2024 Funds

ATTACHMENTS:

- Carryovers support document (XLSX)

Carry over 2024

Dept/Account	Description	Request	Reason
General Fund			
Planning & Parks			
115-1-07-55103-000	Highway - Grounds Maintenance	\$ 15,250	OIT WisDOT TAP Grant Construction Project (Match and HWY OIT Bridge Repair
115-1-08-51103-000	Temporary Salaries	\$ 8,000	USFS Coastal Park Project Area Grant (Match) - Tree Planting & Corp Coordination
115-2-01-51103-000	Temporary Salaries	\$ 20,000	Temp Salaries for committed match on existing DATCP FPP Grant AND SEWRPC Planning/Tech Asst per MOU/Agreement/Grant - FPP, Comp Plan, GIS
Total Department Carry over:		\$ 43,250	Department's 2024 remaining balance
Land and Water Management			
117-2-01-58180-005	Landowner Reimbursement - Phosphorus - MDV	\$ 47,748	WI Multi-Discharger Variance for Phosphorus Reduction Funds
117-2-01-58180-000	SWRM Bond and SEG projects	\$ 52,891	2024 contracted projects to begin in 2025. no funds rec'd yet
117-2-01-53601-006	NMFE Grant 2024 Carryover into 2025	\$ 1,602	2024 contracted projects to begin in 2025. no funds rec'd yet
Total Department Carry over:		\$ 102,241	Department's 2024 remaining balance
Veterans			
114-1-01-53101-000	Office Supplies	\$ 7,720.00	Carry over ARPA Grant to 2025
Total Department Carry over:		\$ 7,720	Department's 2024 remaining balance
Total General Fund Carry overs:		\$ 153,211	

Attachment: Carryovers support document (RES.24-49 : Carryover of 2024 Funds)

RESOLUTION NO. 24-50

INCREASE OF REVENUE 2025 - PLANNING AND PARKS

RESOLVED, by the Ozaukee County Board of Supervisors, that budgets be increased in the accounts as follows:

<i>Department/Program</i>					
		Account Number	Account Name	Amount	Amount
<i>Planning & Parks</i>					
	Expense	222-01-01-51101-000	Regular Salaries and Wages	\$ 75,000.00	
	Expense	222-01-01-52500-000	Conferences & Meetings	\$ 2,500.00	
	Expense	222-1-01-53601-000	Other Material Supplies	\$ 10,000.00	
	Expense	222-1-01-54106-000	Professional Services	\$ 10,000.00	
	Expense	222-1-01-54533-000	Contracted Outside Employment	\$ 14,000.00	
	Expense	222-1-01-55103-000	Highway Grounds Maintenance & Construction	\$ 137,826.00	
	Revenue	222-01-01-42310-000	State Aid - WEF- Sucker Creek		\$ 249,326.00
	Expense	222-1-01-51101-000	Regular Salaries and Wages	\$ 91,200.00	
	Expense	222-1-01-52002-000	Travel/Mileage	\$ 2,640.00	
	Expense	222-1-01-53601-000	Other Material Supplies	\$ 13,000.00	
	Expense	222-1-01-54106-000	Professional Services	\$ 28,000.00	
	Expense	222-1-01-54533-000	Contracted Outside Employment	\$ 39,000.00	
	Expense	222-1-01-55103-000	Highway Grounds Maintenance & Construction	\$ 130,000.00	
	Revenue	222-1-01-49501-000	Private Foundations - Monsanto Water Resources		\$ 303,840.00
	Expense	222-01-01-51101-000	Regular Salaries and Wages	\$	

				74,500.00	
	Expense	222-01-01-52002-000	Travel	\$ 1,000.00	
	Expense	222-01-01-52500-000	Conferences & Meetings	\$ 1,500.00	
	Expense	222-1-01-53111-000	Other Equipment	\$ 10,000.00	
	Expense	222-1-01-53601-000	Other Material Supplies	\$ 5,000.00	
	Expense	222-1-01-54106-000	Professional Services	\$ 15,000.00	
	Expense	222-1-01-55103-000	Highway Grounds Maintenance & Construction	\$ 293,000.00	
	Revenue	222-01-01-42110-000	Fed Aid-USEPA/USFWS/GLRI- CTH W		\$ 400,000.00

Dated at Port Washington, Wisconsin, this 5th day of March 2025.

SUMMARY: Wisconsin Emergency Management Pre-Disaster Flood Resilience Implementation Grant to support stream and habitat restoration on Sucker Creek - \$249,326.

USEPA/USFWS/GLRI for habitat restoration of lands along County Highway Trunk W and Milwaukee River in Village of Saukville (Milwaukee River Oxbow Nature Preserve) - \$400,000. Monsanto Company class action settlement for stream and habitat restoration work to improve water quality through Ozaukee County, including at the Sucker Creek, Tendick Creek, Mineral Springs Creek, Mole Creek, County Highway W/Milwaukee River Oxbow Nature Preserve, Milwaukee River and Ulao Creek - \$303,840

VOTE REQUIRED: Two-Thirds of Members Elect

02/27/25

Finance Committee APPROVE AND FORWARD

RESULT: APPROVE AND FORWARD [UNANIMOUS] Next: 3/5/2025 9:00 AM

MOVER: T. Richart, Supervisor District 12

SECONDER: D. Clark, Supervisor District 5

AYES: Stelter, Larson, Richart, Clark, Arnett

FINANCE COMMITTEE

Finance Committee
AGENDA INFORMATION SHEET

AGENDA DATE:	March 5, 2025
DEPARTMENT:	County Clerk
DIRECTOR:	Kellie Kretlow
PREPARER:	Kellie Kretlow

Agenda Summary Increase of Revenue 2025 - Planning and Parks

ATTACHMENTS:

- Planning and Parks inc rev combined (PDF)

Natural Resources Committee

AGENDA INFORMATION SHEET

AGENDA DATE: February 6, 2025
DEPARTMENT: Planning and Parks
DIRECTOR: Andrew Struck
PREPARER: Andrew Struck

Agenda Summary Increase of Revenue Budget Amendment for a Wisconsin Emergency Management Program Grant for Stream and Habitat Restoration on Sucker Creek

BACKGROUND INFORMATION: The Ozaukee County - Planning and Parks Department (Department) was awarded a grant from the Wisconsin Emergency Management (WEM) Pre-Disaster Flood Resilience Implementation (PDFRI) grant program to support County-sponsored flood resilience and fish and wildlife habitat restoration projects. Specifically, this grant will support County activities to conduct stream and habitat restoration activities on Sucker Creek in the Town of Belgium as a continuation of ongoing fish passage, habitat restoration and resiliency work on Sucker Creek. Private foundation and landowner funding is supporting the completion of design and engineering to remeander and restore several degraded stream reaches on Sucker Creek as an essential next step in improving the overall ecological diversity and resiliency of the watershed. The Department is coordinating with the design consultants, landowners, Krier Foundation and the Ozaukee County Watershed Coalition (OCWC) on overall watershed restoration planning in conjunction with ongoing fish passage remediation or restoration work. The WEM PDFRI grant will fund activities to implement design plans to provide in-stream diversity and a suitable gradient in conjunction with wetland and floodplain reconnection and restoration and environmental monitoring (see “leveraged funding area” in the attached map). Department staff and the Ozaukee County Highway Department will complete project activities.

ANALYSIS: The total WEM PDFRI grant award is \$249,326. The Ozaukee County Natural Resources Committee unanimously approved the submittal and acceptance of the WEM PDFRI grant at its November 7, 2024 meeting (Ayes: Holyoke, Jobs, Matera, Schoessow). The WEM PDFRI grant award includes a 25% cost share requirement, which will be provided by secured National Oceanic and Atmospheric Administration (NOAA) Bipartisan Infrastructure Law and Inflation Reduction Act (BILIRA) (\$3,240,000), Wisconsin Department of Natural Resources (WDNR) Office of Great Waters (OGW) (\$300,000) and Fund For Lake Michigan (FFLM) (\$130,000) grants for a total project cost of \$3,919,326. The original WEM grant request was \$250,000, and the modified award amount (\$249,326) is reflected in the attached budget amendment. There have been no other changes to the budget or scope since the grant submittal.

(FISCAL IMPACT: Balance Current Year: NONE (Additional Revenue \$249,326)

Next Year’s Estimated Cost: NONE

FUNDING SOURCE: County Levy: Non-County Levy: X

Indicate source: Awarded WEM PDFRI and secured NOAA BILIRA, WDNR OGW and FFLM grants.

RECOMMENDED MOTION: Approve and recommend to the Ozaukee County Board of Supervisors the budget amendment for the Wisconsin Emergency Management Pre-Disaster Flood Resilience Implementation grant program for resiliency, stream and habitat restoration activities on Sucker Creek in the Town of Belgium.

ATTACHMENTS:

- BA2025_NRC02062025_WEM_BA_SuckerCreek_ATSFinal012925 (PDF)
- 11.7.24 WEM Grant Submittal_Sucker Creek Grant Application Summary (PDF)
- P&P_Dept_Sucker Creek Restoration Map (PDF)

NATURAL RESOURCES COMMITTEE

RESULT: **APPROVED AND FORWARDED [UNANIMOUS]**Next: 2/27/2025 8:00 AM

MOVER: B. Ross, Vice-Chairperson

SECONDER: K. Schoessow, Supervisor District 23

AYES: R. Holyoke, B. Ross, K. Schoessow

EXCUSED: B. Jobs, T. Matera

GRANT APPLICATION SUMMARY**Project Name:** Stream and Habitat Restoration on Sucker Creek**Grant Name/Agency:** Wisconsin Emergency Management**CFDA/State ID:** N/A**Department:** Planning and Parks**Total Project Amount:** \$3,920,000**Grant Match Required:**

25%

Exp Acct.**Rev Acct.****Preparer:** Matt Aho**Approver:** Andrew Struck**Strategy: (Linkages to other planning efforts)**

- Comprehensive Plan for Ozaukee County: 2035 (P. 100, 103, 104, 281, 282, 563)
- Ozaukee County Land and Water Resource Management Plan (P. 23, 109, 136, 137, 144, 189, 190, 197, 219, 243)
- Park and Open Space Plan for Ozaukee County (P. 12, 15, 18, 38, 60, 175)
- Ozaukee County Strategic Plan 2020-2024 (P. 10, 11, 13)

Project Scope and Expectations

- Stream remeandering and restoration
- Native vegetation restoration
- Environmental monitoring

Other Grants Supporting Project

	Status	Amount
WDNR OGW	Secured	\$300,000
NOAA BILIRA	Secured	\$3,240,000
FFLM	Pending	\$130,000

Project Partners:

- NOAA / WDNR OGW / FFLM / WEM
- Private Landowners / OCWC / Krier Fdn.
- Design and Engineering Consultants
- Ozaukee County Highway Department

Project Landowner Upon Completion:

- Private landowners

GRANT EXPENSE	
Operational Expense	\$
Salaries & Benefits	\$75,000
Travel	\$2,500
Supplies	\$10,000
Capital Expense	\$
Contractual (HWY)	\$152,500
Contractual (NEPA)	\$10,000
TOTAL	\$250,000
% PROJECT	6%

GRANT/PROJECT MATCH	
Operational Match	\$
Other Grants	\$
WDNR OGW	\$300,000
NOAA BILIRA	\$3,240,000
FFLM	\$130,000
TOTAL	\$3,670,000
% MATCH	94%

GRANT SUPPORTED STAFF	
Positon	\$
Director	
Program Manager	
Conservation Biologists	
Adm Asst/Nat Res Analyst	
Senior Planner	
TOTAL	

DEPARTMENT REVENUES	
Department	\$
Salaries & Benefits	\$75,000
Travel	\$2,500
Supplies	\$10,000
TOTAL	\$87,500

Project Risks:

- Weather/site conditions
- Contractor (HWY) availability
- Timelines
- Permitting
- Landowner coordination

Comments

- Completed in conjunction with fish passage projects
- Serve as match for other grants
- Overall project costs ~ \$3,920,000

Major Milestones

Major Milestones		Date
Award Notification		Jan-25
Permitting		Apr-25
Construction and Restoration		Oct-26
Final Reporting		Dec-26
Duration:	2 years	Extension: NA

Sucker Brook Creek

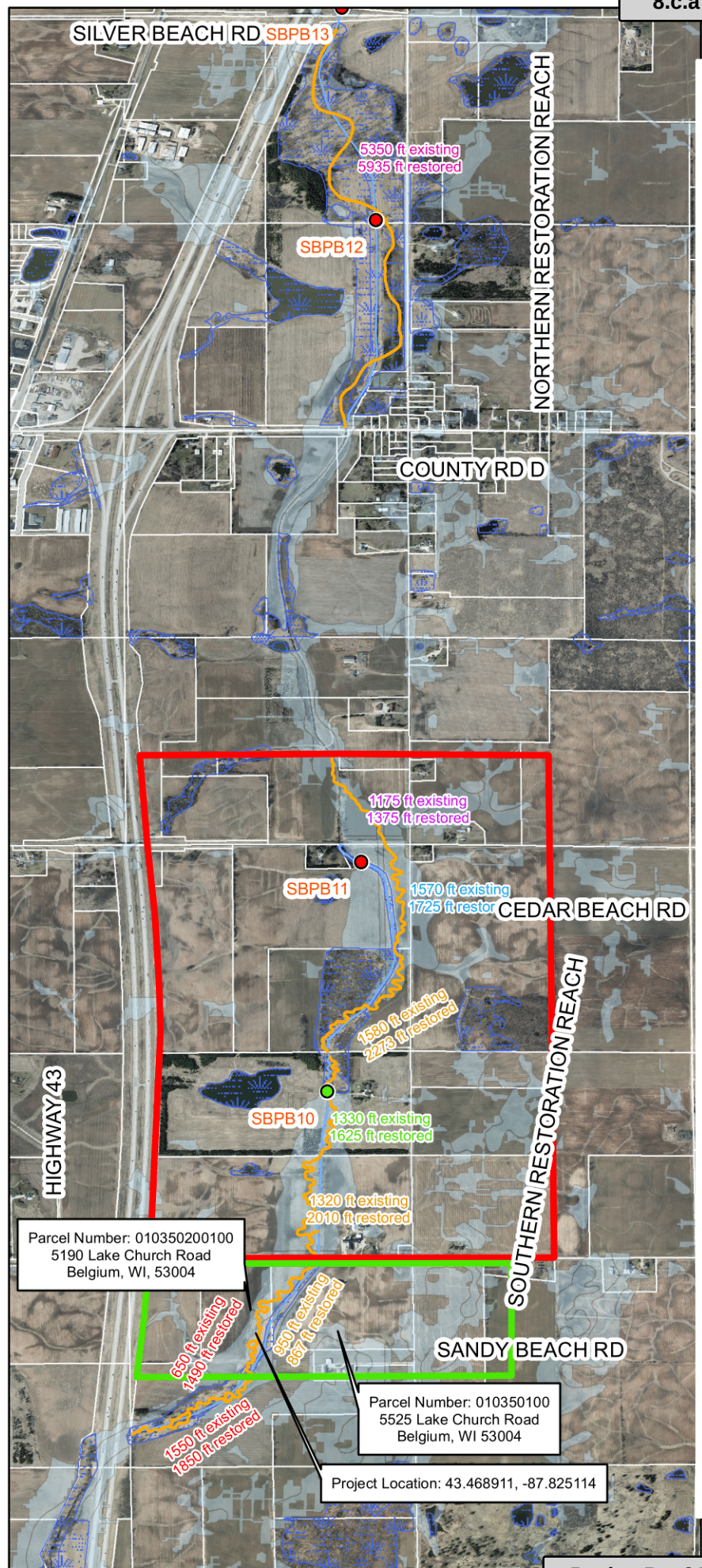
Northern Post-Restoration Reach: ~5,935 linear ft
 Southern Post-Restoration Reach: ~13,215 linear ft
 Total: ~19,150 linear ft of stream restored

0 0.175 0.35 0.7 Miles



Legend

- USFWS NFPP Impediment Remediation
- Removed Impediment
- Proposed Channel
- Sucker Creek Existing Channel
- ▨ WIWetlandInv2019_NAD83
- ▨ WI_PRW_2016_Ozaukee_NAD83
- ▨ Parcels
- NOAA BIL Project Area Leveraged
- WEM/FFLM/NFPP Remeander Project Area



Natural Resources Committee

AGENDA INFORMATION SHEET

AGENDA DATE: February 6, 2025
DEPARTMENT: Planning and Parks
DIRECTOR: Andrew Struck
PREPARER: Andrew Struck

Agenda Summary Increase of Revenue Budget Amendment for a US Environmental Protection Agency / US Fish and Wildlife Service – Great Lakes Restoration Initiative Grant for Habitat Restoration of Lands Along County Trunk Highway (CTH) W and the Milwaukee River in the Village of Saukville for Milwaukee River Oxbow, Floodplain and Wetland Restoration (Milwaukee River Oxbow Nature Preserve) as Part of the CTH W Road Reconstruction and Restoration Project

BACKGROUND INFORMATION: The Ozaukee County - Planning and Parks Department (Department) was awarded a grant from the US Environmental Protection Agency (USEPA) / US Fish and Wildlife Service (USFWS) / Great Lakes Restoration Initiative (GLRI) to support a County-sponsored fish and wildlife improvement project in conjunction with a road (CTH W) reconstruction and improvement project. Specifically, the Department is partnering with the Ozaukee County Highway Department to engineer and design a holistic, long-term solution to improve County Trunk Highway W (CTH W) and alleviate flooding of the active roadway in the Village of Saukville, while improving floodplain connectivity for aquatic organism passage into the riparian floodplains, wetlands and historic Milwaukee River oxbow. Engineering and design are ongoing for a new roadway that allows for floodplain reconnection and functional fish and wildlife habitat connectivity by allowing substantial floodwater to pass under the new roadway, while improving the road infrastructure and safety by reducing flood occurrence. USEPA/USFWS/GLRI funding will support implementation (construction activities) of project plans with a focus on the floodplain and habitat reconnection, habitat restoration/enhancement and environmental monitoring. This grant application was originally submitted to the WDNR Office of Great Waters grant program, which is a pass-through program for federal GLRI restoration grant funds. After reviewing the Department application and associated available grant funding, WDNR, USEPA and USFWS staff determined that this grant would be awarded as an amendment to the Department's existing, secured USFWS GLRI grant.

ANALYSIS: The new USEPA/USFWS/GLRI grant award is \$400,000. The Ozaukee County Natural Resources Committee unanimously approved the submittal and acceptance of the original WDNR OGW grant at its December 7, 2023 meeting (Ayes: Holyoke, Jobs, Ross, Matera, Schoessow). No formal matching funds are required, though the Department will leverage the secured, existing USFWS GLRI funding (\$975,000) and secured Wisconsin Department of Transportation (WisDOT) Local Roads Improvement Program (LRIP) funding (\$1,000,000) for a total project cost of \$2,375,000. The original WDNR OGW grant request was \$450,000, but there have been no other changes to the budget or scope since grant submittal. The \$50,000 difference between grant application and grant award will be covered by a recent (2024) secured National Fish and Wildlife Foundation (NFWF) National Coastal Resiliency Fund (NCRF) grant that is supporting design and engineering activities for this project. Per discussions with Finance Department staff, the new USFWS/USEPA/GLRI grant award amount (\$400,000)

will be added to the existing USFWS GLRI grant / project account (\$975,000). The attached budget amendment reflects the amount(s) of the new USFWS/USEPA/GLRI grant funds only.

FISCAL IMPACT: Balance Current Year: NONE (Additional Program Revenue of \$200,000)

Next Year's Estimated Cost: NONE (Additional Program Revenue of \$200,000)

FUNDING SOURCE: County Levy: Non-County Levy: X

Indicate source: Secured USFWS GLRI, USFWS/USEPA/GLRI and WisDOT LRIP grants.

RECOMMENDED MOTION: Approve and recommend to the Ozaukee County Board of Supervisors the budget amendment for the US Environmental Protection Agency / US Fish and Wildlife Service / Great Lakes Restoration Initiative grant to support reconnection of the Milwaukee River to historic floodplain, wetlands and oxbow as part of the CTH W road reconstruction project in the Village of Saukville.

ATTACHMENTS:

- BA USEPA USFWS #2 of 4 (PDF)
- BA USEPA USFWS #2a of 4 (PDF)
- 12.7.23 WDNR OGW Grant Application CTH W_Summary Spreadsheet(PDF)
- P&P_Dept_Milwaukee River Oxbow Master Plan Map, BMW 11.26.2024 (PDF)

NATURAL RESOURCES COMMITTEE

RESULT: **APPROVED AND FORWARDED [UNANIMOUS]**Next: 2/27/2025 8:00 AM

MOVER: B. Ross, Vice-Chairperson

SECONDER: K. Schoessow, Supervisor District 23

AYES: R. Holyoke, B. Ross, K. Schoessow

EXCUSED: B. Jobs, T. Matera

GRANT APPLICATION SUMMARY

Project Name: Reconnecting the Milwaukee River to Historic Floodplain and Oxbow
Grant Name/Agency: WDNR OGW **CFDA/State ID:**
Department: Planning & Parks
Total Project Amount: \$2,425,000 **Grant Match Required:** 0%

Exp Acct.
Rev Acct.

Preparer: Matt Aho
Approver: Andrew Struck

Strategy: (Linkages to other planning efforts)

- Regional Water Quality Management Plan Update (P. 271, 273, 276)
- POSP for Ozaukee County (P. 12, 15, 29, 38, 82, 84, 94, 99, 106-108, 115)
- Comprehensive Plan for Ozaukee County: 2035 (P.100, 101, 144, 271, 273, 276)
- Strategic Plan: Transportation System & Enhance Quality of Life Assets Goals (P. 9, 13)
- Ozaukee County Land and Water Resource Management Plan (P. 4, 7, 29, 36, 56, 70, 76)

Project Scope and Expectations

- Reconnect Milwaukee River to historic floodplain, wetlands and oxbow
- Alleviate flooding of CTH W, improve road infrastructure and safety
- Land acquisition for right of way, wetland floodplain mitigation and habitat restoration
- Improve and enhance riparian habitat and wetlands
- Increase fish and wildlife habitat - spawning area

Other Grants Supporting Project

	Status	Amount
▪ WisDOT LRIP	Secured	\$1,000,000
▪ USFWS GLRI	Secured	\$975,000
		\$0
		\$0

Project Partners:

- WDNR
- WisDOT
- MMSD, USFWS, DU
- Private Landowners

Project Landowner Upon Completion:

- Ozaukee County

GRANT EXPENSE	
Operational Expense	\$
Personnel & FB	\$112,500
Travel	\$500
Supplies	\$7,000
Contractual (E&D)	\$30,000
Capital Expense	\$
Contractual (HWY)	\$300,000
TOTAL	\$450,000
% PROJECT	19%

GRANT/PROJECT MATCH	
Operational Match	\$
Other Grants	\$
WisDOT LRIP	\$1,000,000
USFWS GLRI	\$975,000
TOTAL	\$1,975,000
% MATCH	81%

GRANT SUPPORTED STAFF	
Positon	\$
Director	
Program Manager	
Conservation Biologist	
Program Assistant II	
Nat Resource & GIS Tech	
TOTAL	\$0

DEPARTMENT REVENUES	
Department	\$
Personnel & FB	\$112,500
Travel	\$500
Supplies	\$7,000
TOTAL	\$120,000

Project Risks:

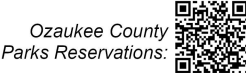
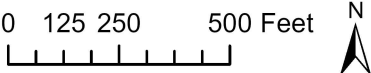
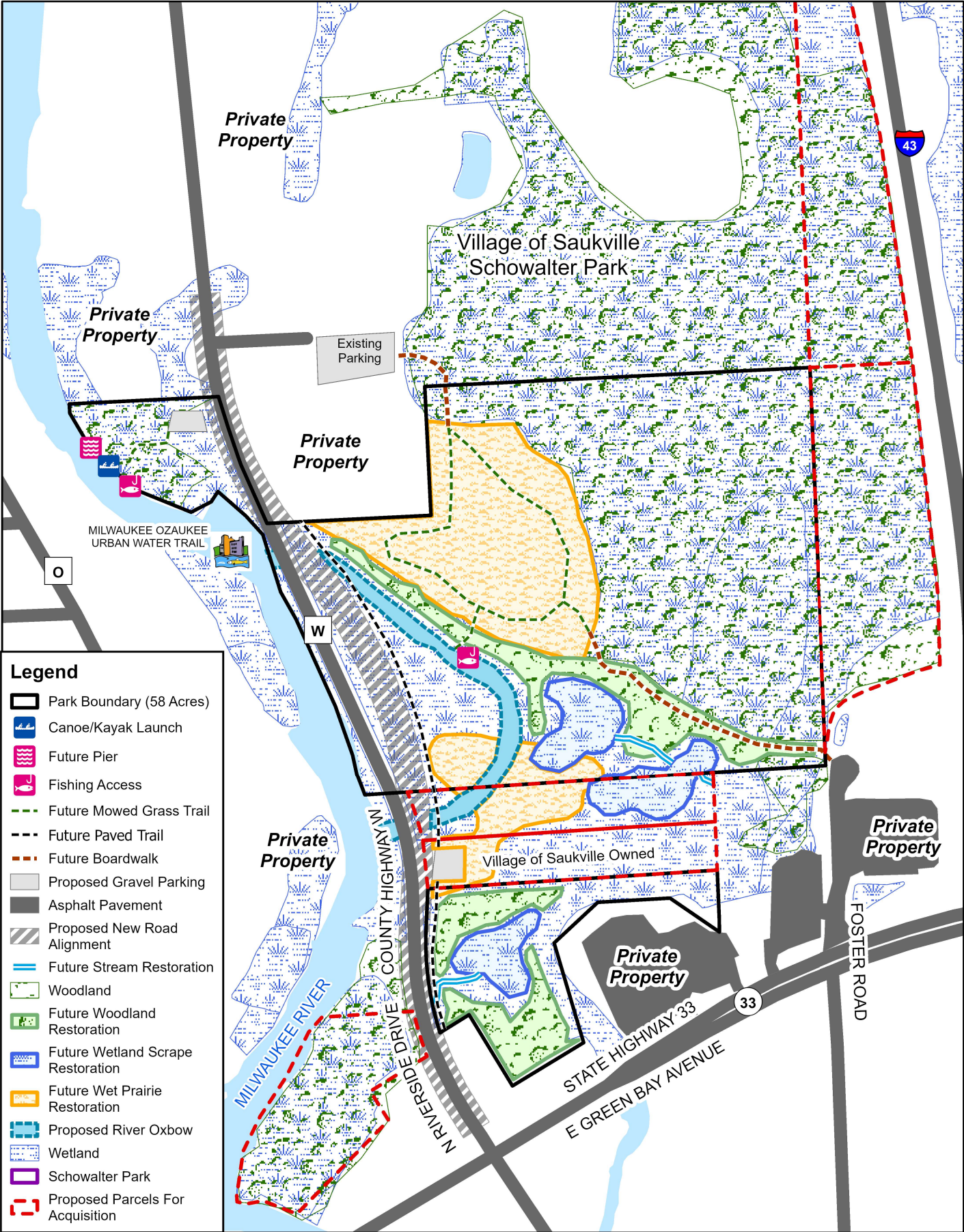
- Landowner coordination
- Timelines
- Land acquisition appraisal and negotiations

Comments

- Joint project with Highway Department
- WisDOT & USFWS funds supporting overall project
- Serve as match for other grants
- Overall project costs ~ \$2,425,000

Major Milestones

Major Milestones		Date
Award Notification		Jun-24
Project Start		Jul-24
Construction and Restoration		Aug-24
Final Reporting		Jun-26
Duration:	2 Years	Extension: NA



Natural Resources Committee

AGENDA INFORMATION SHEET

AGENDA DATE: February 6, 2025
DEPARTMENT: Planning and Parks
DIRECTOR: Andrew Struck
PREPARER: Andrew Struck

Agenda Summary Increase of Revenue Budget Amendment for a 2021 Monsanto Class Action Settlement Allocation for River, Stream and Wetland Restoration Projects in Ozaukee County

BACKGROUND INFORMATION: In June 2022, Ozaukee County received notice that it was an eligible Settlement Class Member as part of a Monsanto Class Action Settlement (City of Long Beach, et al. v. Monsanto Company, et.al, United States District Court, Central District of California - Western Division, Case No. 2:16-cv-03493-FMO-AS) involving Polychlorinated biphenyls (PCB's). The notice indicated that Ozaukee County was eligible to submit a settlement claim under the Special Needs Fund, Part B category due to previous completed work resulting in significant regional, state or national benefit regarding PCB contamination related to stormwater.

Specifically, the Department conducted comprehensive environmental monitoring activities from 2011 to 2015 to address seven of the Milwaukee Estuary Area of Concern (AOC) Beneficial Use Impairments (BUI's) in Southeast Wisconsin. In 2008, the AOC boundaries were expanded to address sites that contributed significant loads of PCBs to the estuary, including Cedar Creek and the Milwaukee River, in Ozaukee. Given that Cedar Creek was a source of PCBs to the Milwaukee River, assessing sediment contamination at locations downstream of Cedar Creek in Ozaukee County was required to fill a critical knowledge gap regarding the current characterization of contaminated sediments within the Milwaukee Estuary AOC. The Department, through a measured and science-based approach, began locating and evaluating sediment contamination in Ozaukee County portions of the Milwaukee River Watershed (Project). The Project provided an initial characterization of the current location and extent of sediment contamination. Specifically, the Project delineated areas of sediment accretion in sampling reaches through historic orthophotography analysis, determined the thickness and composition of targeted sediment accretions through coring surveys and determined locations and extent of contaminated sediment deposits through core sampling and laboratory analysis. As a result of project activities, PCB's exceeding the Threshold Effect Concentration (TEC) were found at all sample locations. All sediment data was shared with the USEPA and Wisconsin Department of Natural Resources (WDNR) AOC staff for reference in supporting Federal and State AOC related management plans and sediment cleanup activities. Since project completion, the remediation of contaminated sediments in Cedar Creek has progressed, led by the WDNR, the City of Cedarburg, the USEPA, and Mercury Marine. The site was designated as a USEPA Region 5 cleanup alternative superfund site and the USEPA is currently evaluating potential clean-up activities in the stretch of the Creek between Ruck Pond Dam and Wire and Nail Factory. No clean-up work has been specified for the Milwaukee River downstream of Cedar Creek at this point (area of study by the Planning and Parks Department). Since 2011, Department staff have formally held positions on the Milwaukee Estuary AOC's Community Advisory Committee (CAC) and Leadership Team, Technical Advisory Committees,

Management Action Implementation Team (MAIT), Project Management (PM) Team and the Fish and Wildlife Technical Advisory Committee, has been and is part of a multi-party MOU for implementation of AOC remediation and action items (BUI removals and delisting) and has assisted in Remedial Action Plan (RAP) development and updates.

ANALYSIS: Department and Corporation Counsel reviewed the 2022 Monsanto notice and determined that Ozaukee County eligibility to submit a Special Needs Fund, Part B Settlement claim for the work as described above. Department staff subsequently compiled expenditure and project summary information and submitted a claim with expense documentation on April 26, 2024 for \$303,839.65. On December 6, 2024, the Ozaukee County Clerk's office received formal notice (attached) that Ozaukee County was formally awarded the submitted amount of \$303,839.65 as part of the settlement, and that payments would be mailed unless a formal appeal or rejection to the settlement amount was made. Consistent with the original project goals and settlement claim, the Department will utilize the settlement funds to support water resource / ongoing stream and habitat restoration work to improve water quality throughout Ozaukee County, including at the Sucker Creek, Tendick Creek, Mineral Springs Creek, Mole Creek, County Highway W / Milwaukee River Oxbow Nature Preserve, Milwaukee River and Ulao Creek resiliency, stream and habitat restoration project areas.

(FISCAL IMPACT: Balance Current Year: NONE (Additional Revenue \$150,000)

Next Year's Estimated Cost: NONE (Additional Revenue \$153,839.65)

FUNDING SOURCE: County Levy: Non-County Levy: X

Indicate source: Awarded Monsanto settlement claim

RECOMMENDED MOTION: Approve and recommend to the Ozaukee County Board of Supervisors the budget amendment for the Monsanto Settlement Claim to resiliency, water quality improvements, stream and habitat restoration activities on Sucker Creek, Tendick Creek, Mineral Springs Creek, Mole Creek, County Highway W / Milwaukee River Oxbow Nature Preserve, Milwaukee River and Ulao Creek.

ATTACHMENTS:

- BA2025_NRC01092025_Monsanto_BA_ATSFinal012925 (PDF)
- P&P_Dept_Monsanto Special Needs Part B - MST12450 - Ozaukee County, WI (PDF)
- P&P_Dept_Monsanto Project Areas Map Packet (PDF)

NATURAL RESOURCES COMMITTEE

RESULT: **APPROVED AND FORWARDED [UNANIMOUS]**Next: 2/27/2025 8:00 AM

MOVER: K. Schoessow, Supervisor District 23

SECONDER: B. Ross, Vice-Chairperson

AYES: R. Holyoke, B. Ross, K. Schoessow

EXCUSED: B. Jobs, T. Matera

December 6, 2024

Ozaukee County, WI
121 W. Main Street, Room 128
Port Washington, WI 53074

Re: 2021 Class Action Settlement (Settlement)
Special Needs Part B Fund Allocation
Ozaukee County, WI

Dear Karen Niemuth:

As the appointed Special Master of the 2021 Class Action Settlement (*City of Long Beach, et al., v Monsanto et al.*), I am notifying you about your allocation from the Special Needs Part B Fund based on our review of your application, submitted documents, and publicly available information.

Generally, the requests for allocation far exceeded the value of the Special Needs Part B Fund. The current allocation was for a total of \$47.0MM, based on an initial Fund of \$50.0MM and a 6% reserve fund (\$3.0MM) for potential appeals of allocation decisions. Based on our review and the evaluation below, we have allocated \$303,839.65 to Ozaukee County, WI.

We reviewed your application and evaluated the information based on the criteria outlined in the Class Action Settlement Agreement filed with the Court on June 17, 2021 at Paragraph 80 and parameters related to technical criteria for each eligible Entity application for Special Needs Part B funds. The general parameters included the following:

- Was there a specific showing for the funds requested of a significant regional, state, or national benefit, cost, or contribution regarding 303(d) bodies of water impaired by PCBs through stormwater and/or dry weather runoff?
- Was there a general showing for the funds requested of a significant regional, state, or national benefit, cost, or contribution regarding 303(d) bodies of water impaired by PCBs through stormwater and/or dry weather runoff?
- Were the requested funds related to a benefit, cost, or contribution regarding 303(d) bodies of water impaired by PCBs through stormwater and/or dry weather runoff encompassed within any other part of this Allocation?
 - Monitoring Fund
 - TMDL Fund
 - Sediment Fund
 - Special Needs Part A

The applications were reviewed and grouped into four categories:

1. Previous Monitoring or TMDL Fund recipient with well-explained specific project(s) that address stormwater quality/mitigation or surface water quality improvements.
2. Sediment Site Fund recipient requesting additional funds for different site or for stormwater management.

Ozaukee County, WI
December 6, 2024

3. Previous TMDL Fund recipient requesting additional funding without a specific project.
4. Previous Fund recipient requesting additional funding that did not meet the eligibility parameters outlined in the Settlement Agreement.

As a result, your application was categorized into Category 1 above.

Applications in Category 1 were awarded on a case-by-case basis up to the total of the requested funds or a maximum of \$4.0MM.

Your application stated:

- that the Ozaukee County project addressed beneficial use impairments in the Milwaukee Estuary Area of Concern due, in part, to PCBs;
- that the projects reduced PCB loading to area rivers; and
- that the project is part of a larger cleanup site where remediation is in progress.

Our assessment was that your project directly addressed impairments due to PCBs and provided benefit to the watershed that was not encompassed within any other part of this Allocation.

If Ozaukee County, WI wishes to appeal the allocation, please submit no more than two (2) pages for the basis of your request, referring only to your original application as evidence of such basis, within fifteen (15) calendar days from the date of this letter to Special Master Tim Gallagher (timg@thegallaghergroup.com), copying Settlement Administrator Steve Platt (SPlatt@angeiongroup.com) and Allocation Expert Adam Love (alove@rouxinc.com). We will confirm within twenty-four (24) hours that we received your request. We will respond to your request within seven (7) calendar days. Also, understand what remains to address any appeals is a reserve fund of 6% of the Special Needs Part B Fund which is \$3.0 MM.

Please note that you also may seek de novo review by the Court of your allocation from the Special Needs Part B Fund as outlined in Paragraph 81(b) of the Settlement Agreement and Section II.B.5. of the Final Order approving the settlement entered November 19, 2022. At the conclusion of the Special Master appeals process outlined in the paragraph above, we will issue final allocation notices to each class member who has applied for an award from the Special Needs Part B Fund (whether or not you appealed your award to the Special Master). Any applications to the Court for de novo review must be filed no later than thirty (30) calendar days of the date of your final allocation notice.

If any class member seeks de novo review by the Court of its allocation from the Special Needs Part B Fund, no payments to class members receiving allocations from this Fund will be made until the conclusion of the appeals process. If there are no applications to the Court for de novo review, payments will be mailed to all recipients of Special Needs Part B Fund allocations thirty-one (31) days after the date that final allocation notices are issued.

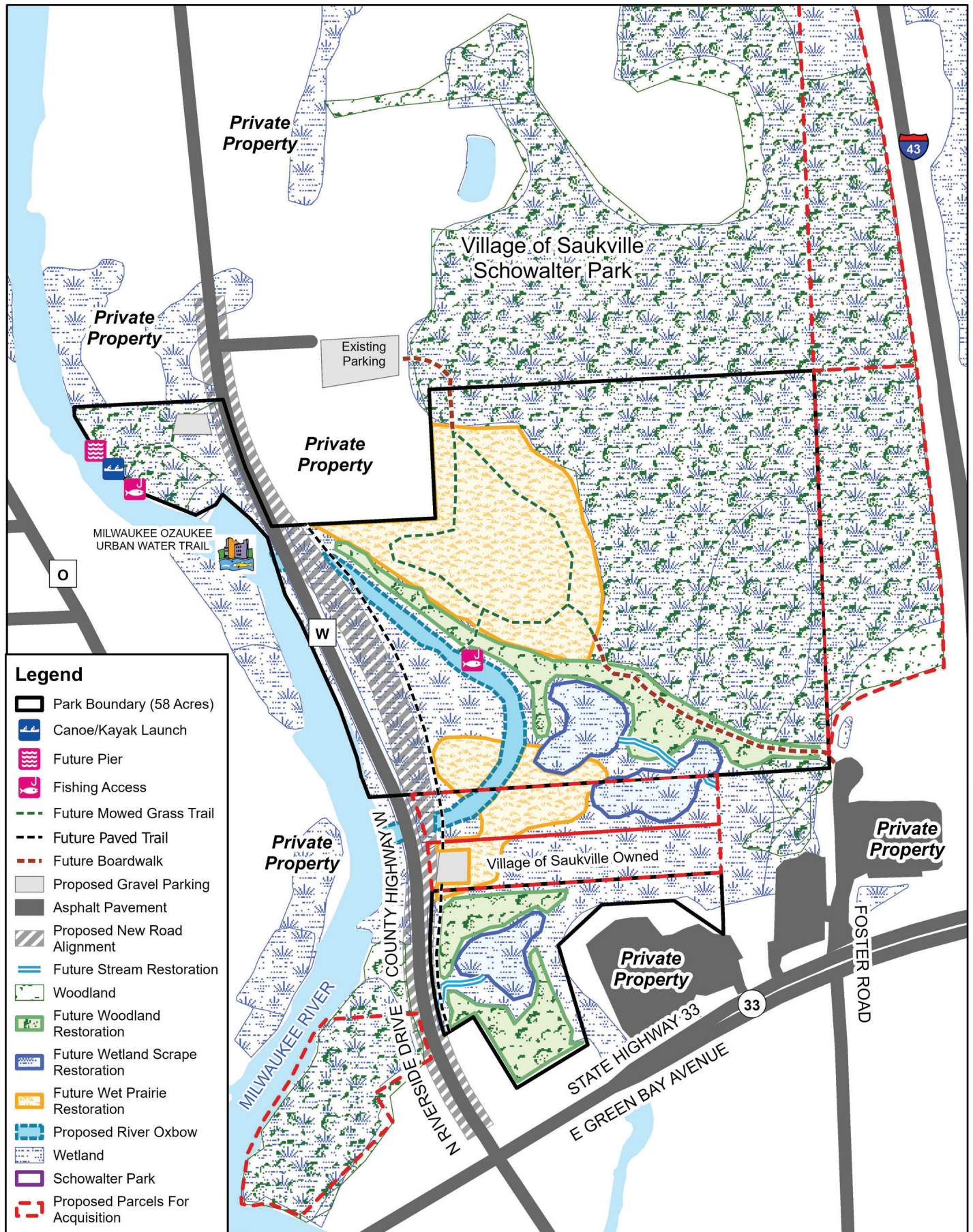
Any Special Needs Part B Fund monies remaining after all appeals have been decided shall be distributed to all class members who received awards from this Fund on a pro-rata basis.

Ozaukee County, WI
December 6, 2024

We have carefully considered your submittal and appreciate being of service.

Thank you,

Tim Gallagher, Special Master
The Gallagher Law Group



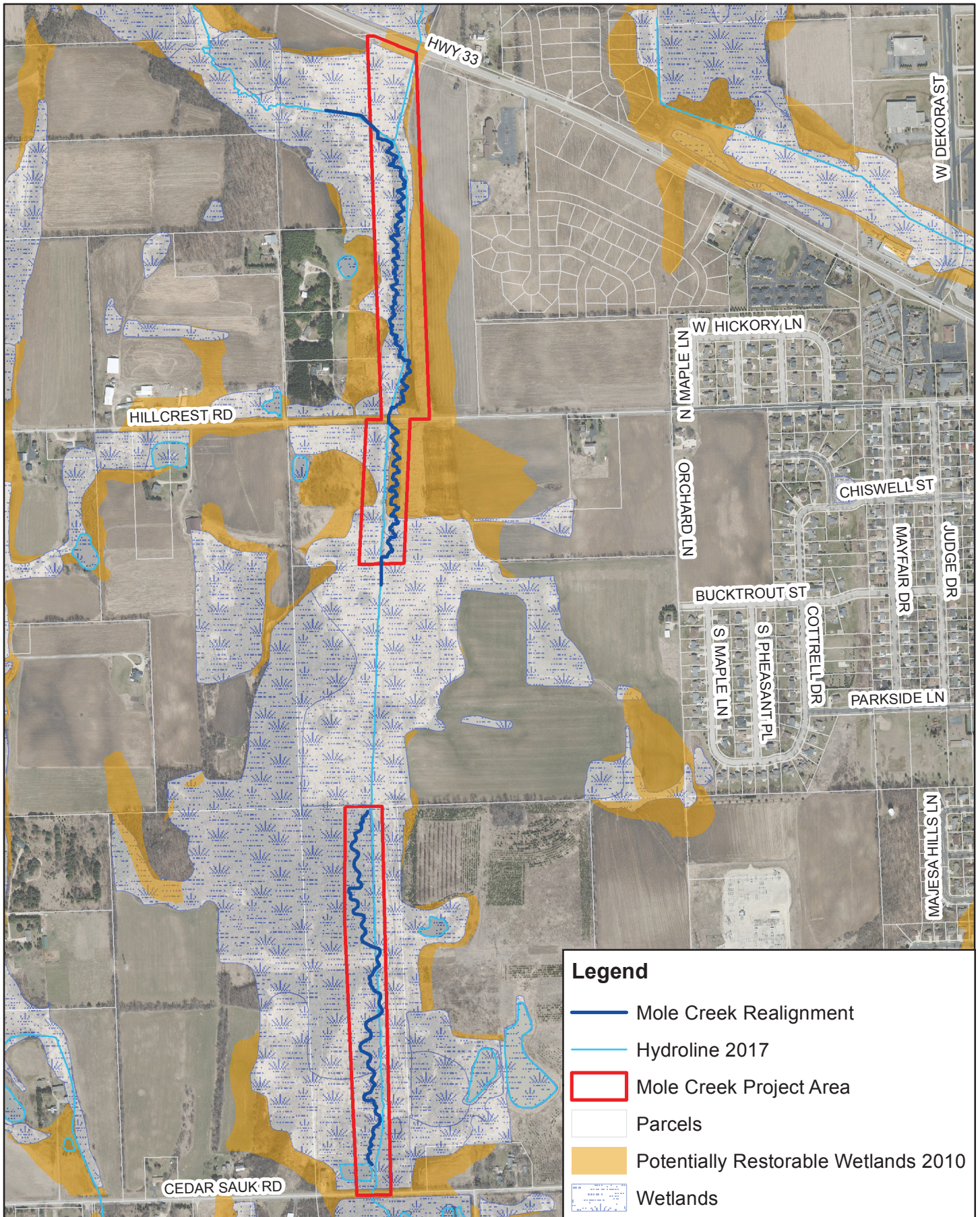
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Ozaucsee County
Parks Reservations:

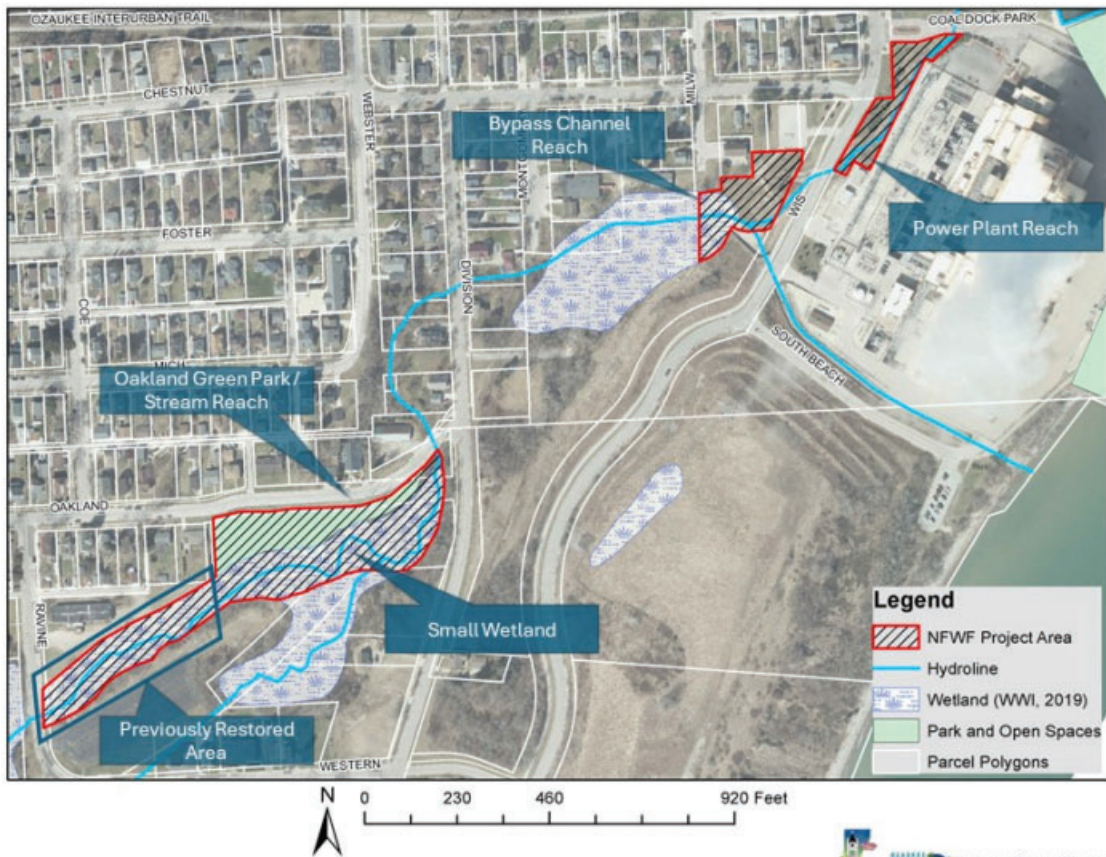


Map Produced By:
Ozaucsee County
and



Attachment: Planning and Parks inc rev combined (RES.24-50 : Increase of Revenue 2025 - Planning and Parks)

Mineral Springs Creek Corridor Resiliency Project Area



Sucker Creek

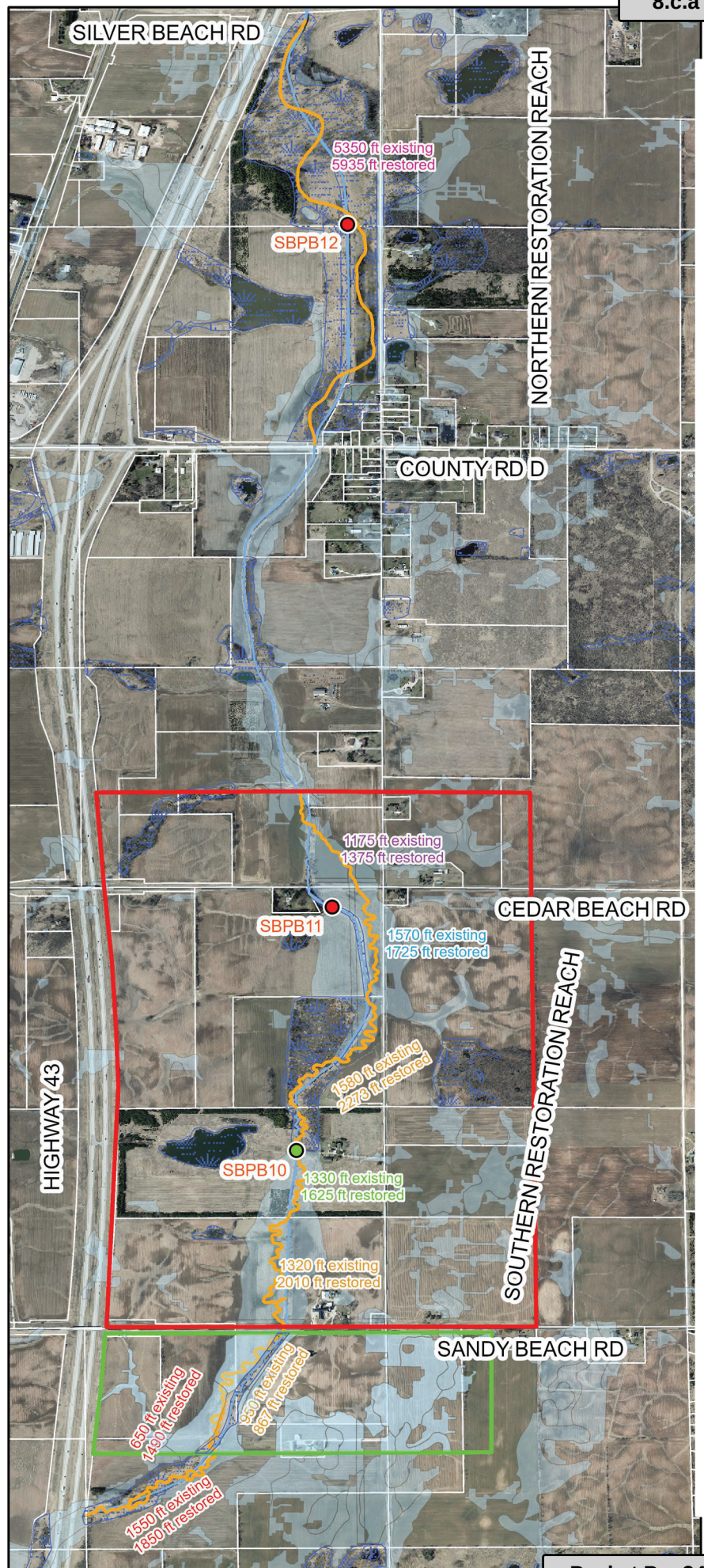
Northern Post-Restoration Reach: ~5,935 linear ft
 Southern Post-Restoration Reach: ~13,215 linear ft
 Total: ~19,150 linear ft of stream restored

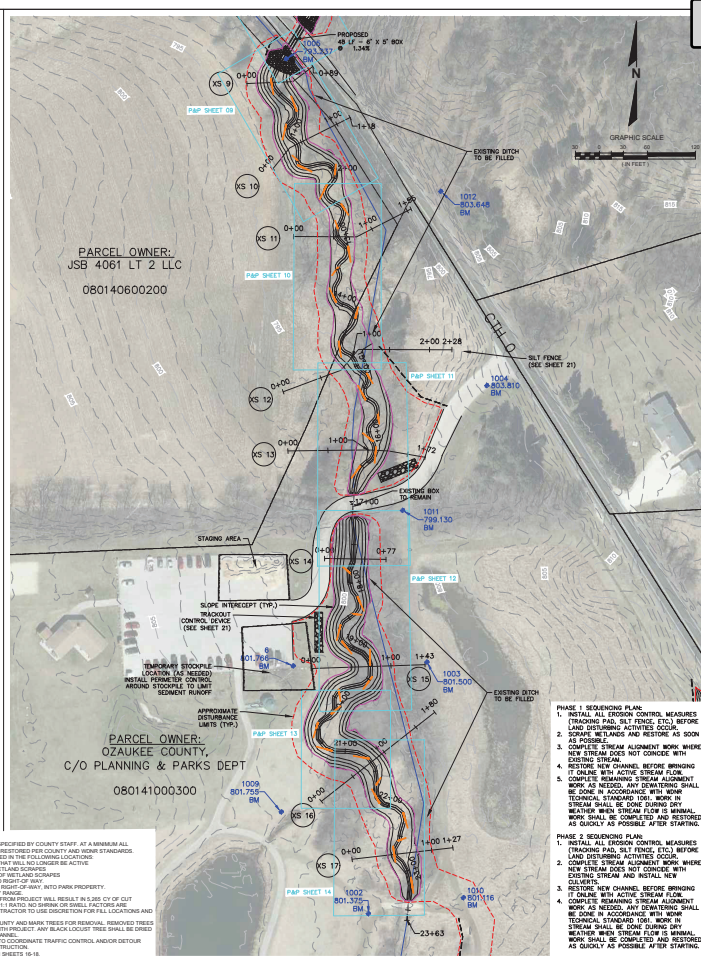
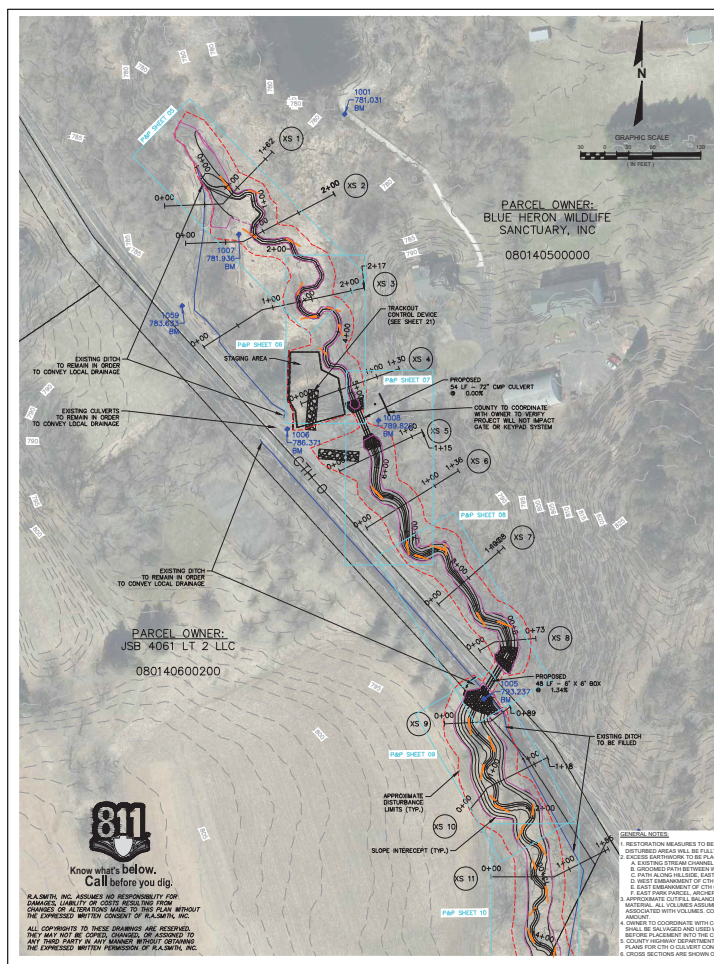
0 0.19 0.38 0.75 Miles



Legend

- Removed Impediment
- Existing Culvert Impediment
- Proposed Channel
- Sucker Creek Existing Channel
- Wetland (WI Wetland Inventory 2019)
- Potentially Restorable Wetland
- Parcels
- NOAA BIL Project Area
- Leveraged Funding Project Area
- PotentiallyRestorableWetland_Clip
- Wetland_Clip





8.c.a

[illegible]6745 W. Bluemound Road
Brookfield, WI 53005-5938

raSmith

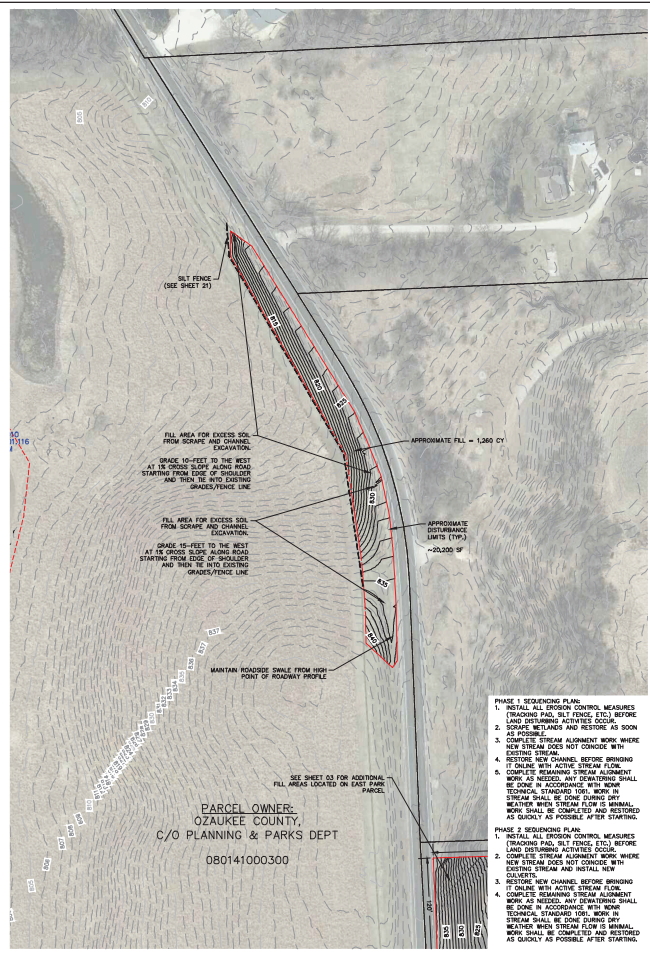
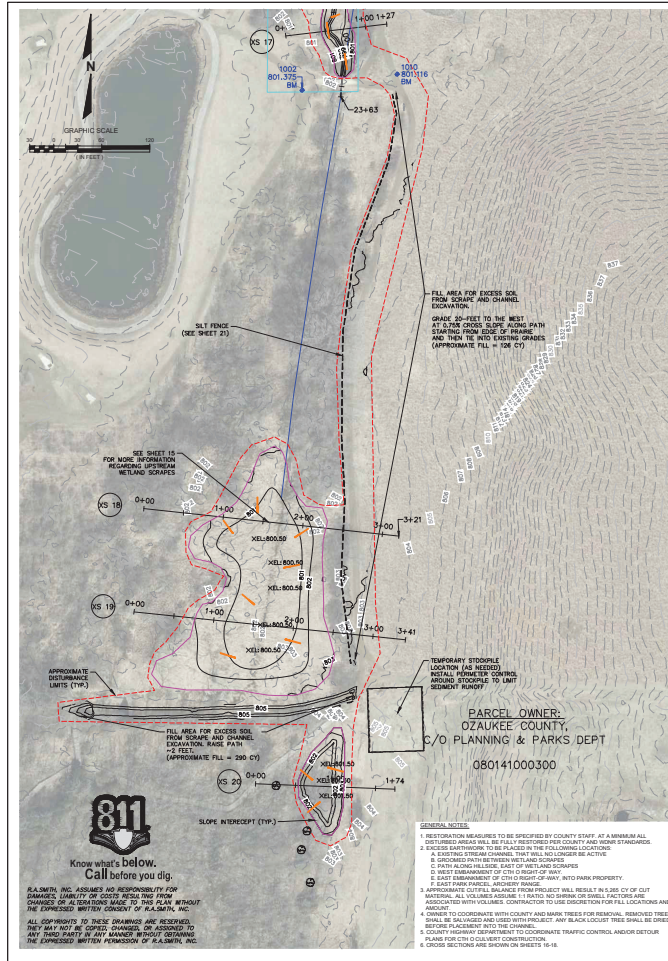
FISH PASSAGE RESTORATION
DZAUKEE COUNTY WISCONSIN

TENDICK CREEK

Planning and Parks inc rev combined (RES.24-50 : Increase of Revenue 2025 - Planning and Parks)

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R.A. Smith, Inc.
DATE: 02/12/20
SCALE: 1" = 6'
JOB NO. 221087
PROJECT MANAGER
RILEY R. STONE
DESIGNED BY: R
CHECKED BY: B
SHEET NO.

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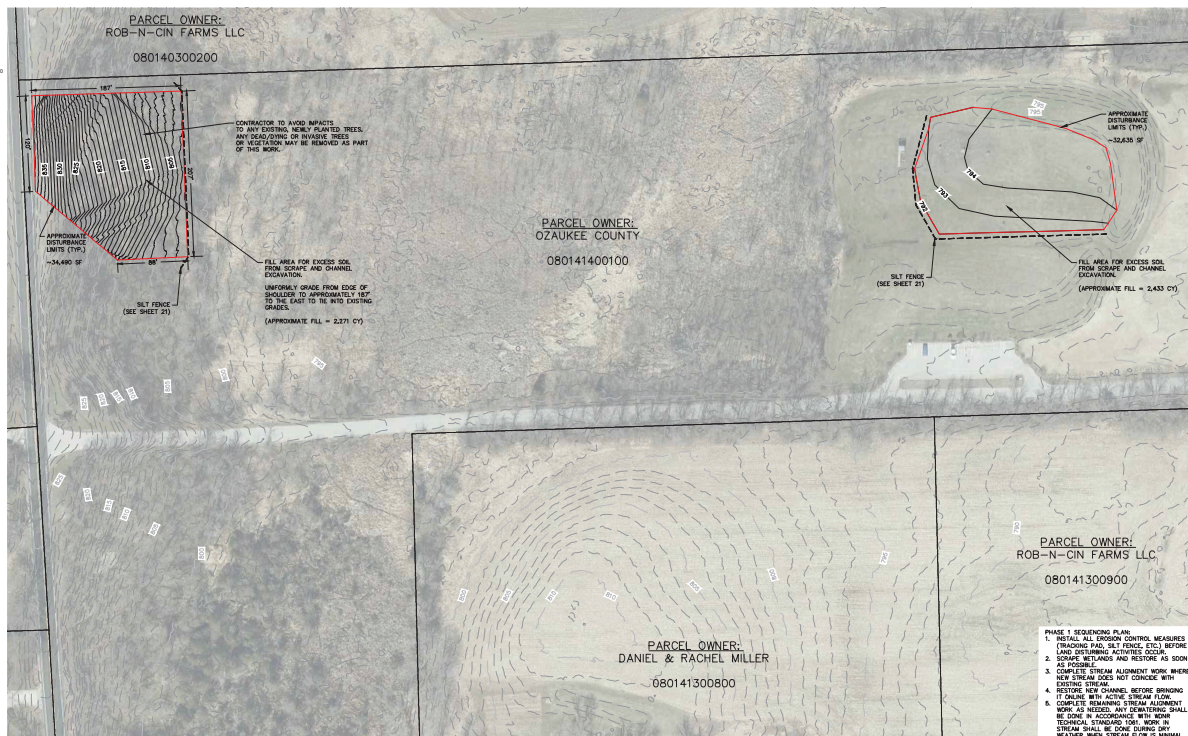
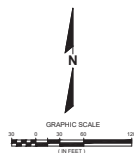
16745 W. Blumond Road
Brookfield, WI 53005-5998
(262) 781-1000
rosmith.com

FISH PASSAGE RESTORATION
OZAUKEE COUNTY, WISCONSIN
TENNIN, CREECH

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DATE 03/12/24
SCALE 1" = 80'
JOB NO. 2210877
PROJECT MANAGER BRYAN B. STONE
CHECKED BY R.S.
SHEET NO. 02

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811
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- GENERAL NOTES:**
1. RESTORATION MEASURES TO BE SPECIFIED BY COUNTY STAFF. AT A MINIMUM ALL
DISTURBED AREAS WILL BE FULLY RESTORED BY COUNTY AND NEIGHBORHOODS.
 2. EXCESS EARTHWORK TO BE PLACED IN THE FOLLOWING LOCATIONS:
A. SAVING EXISTING CHANNELS THAT WILL NO LONGER BE ACTIVE
B. DISTURBED AREAS BY OTHER PROJECTS
C. PATHS ALONG HILLSIDES EAST OF WETLANDS SCARPES
D. WEST END OF C&N RIGHT-OF-WAY
E. EAST END OF C&N RIGHT-OF-WAY INTO PARK PROPERTY
F. EAST PARK PARCEL, INTERIOR FENCE
 3. APPROXIMATE CUTOFF GRADES FROM PROJECT WILL RESULT IN LOSS OF CUT
MATERIAL. ALL VOLUMES ASSUMED 1:1 RATIO. NO SHARP OR SMALL FACTORS ARE
ASSOCIATED WITH VOLUMES. CONTRACTOR TO USE DISCRETION FOR FILL LOCATIONS AND
AMOUNT.
 4. OWNER TO COORDINATE WITH COUNTY AND MARK TREES FOR REMOVAL. REMOVED TREES
SHALL BE CHAINED AND USED WITH PROJECT. ANY PLACA COUNTRY TREE SHALL BE CHAINED
BEFORE PLACEMENT INTO THE CHANNEL.
 5. COUNTY HIGHWAY DEPARTMENT TO COORDINATE TRAFFIC CONTROL AND/OR DETOUR
PLANES FOR THE ROADWAY CONSTRUCTION.
 6. CROSS SECTIONS ARE SHOWN ON SHEETS 16-18.

- PHASE 1 SEQUENCING PLAN:**
1. INSTALL ALL EROSION CONTROL MEASURES
(TRACKING PAD, SALT FENCE, ETC.) BEFORE
AND DETERMINE EXISTING C&N.
 2. COMPLETE STREAM ALIGNMENT WORK WHERE
NEW STREAM DOES NOT COINCIDE WITH
EXISTING STREAM.
 3. RESTORE NEW CHANNEL BEFORE BRINGING
IT ONLINE WITH ACTIVE STREAM FLOW.
 4. COMPLETE REMAINING STREAM ALIGNMENT
WORK AS NEEDED. ANY DRAINAGE SHALL
BE DONE IN ACCORDANCE WITH NEW
TECHNICAL STANDARDS. WORK IN
STREAM SHALL BE DONE DURING DRY
WEATHER WHEN STREAM FLOW IS MINIMAL.
WORK SHALL BE COMPLETED AND RESTORED
AS SOON AS POSSIBLE AFTER STARTING.
- PHASE 2 SEQUENCING PLAN:**
1. INSTALL ALL EROSION CONTROL MEASURES
(TRACKING PAD, SALT FENCE, ETC.) BEFORE
AND DETERMINE EXISTING C&N.
 2. COMPLETE STREAM ALIGNMENT WORK WHERE
NEW STREAM DOES NOT COINCIDE WITH
EXISTING STREAM AND INSTALL NEW
CUTOFFS.
 3. RESTORE NEW CHANNEL BEFORE BRINGING
IT ONLINE WITH ACTIVE STREAM FLOW.
 4. COMPLETE REMAINING STREAM ALIGNMENT
WORK AS NEEDED. ANY DRAINAGE SHALL
BE DONE IN ACCORDANCE WITH NEW
TECHNICAL STANDARDS. WORK IN
STREAM SHALL BE DONE DURING DRY
WEATHER WHEN STREAM FLOW IS MINIMAL.
WORK SHALL BE COMPLETED AND RESTORED
AS SOON AS POSSIBLE AFTER STARTING.

8.c.a

DESCRIPTION

DATE

167245 W. Blumond Road
Brookfield, WI 53005-5938
(262) 781-1000
rosmith.com
CREATIVITY EXTENDS ENGINEERING

FISH PASSAGE RESTORATION
OZAUKEE COUNTY, WISCONSIN
TENNIN, CREECH

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P.A.S.M.I.T.H. INC.
DATE 03/12/20
SCALE 1" = 80'
JOB NO. 2210877
PROJECT MANAGER
BRYAN B. STONE
DESIGNED BY BBS
CHECKED BY BBS
SHEET NO. 03

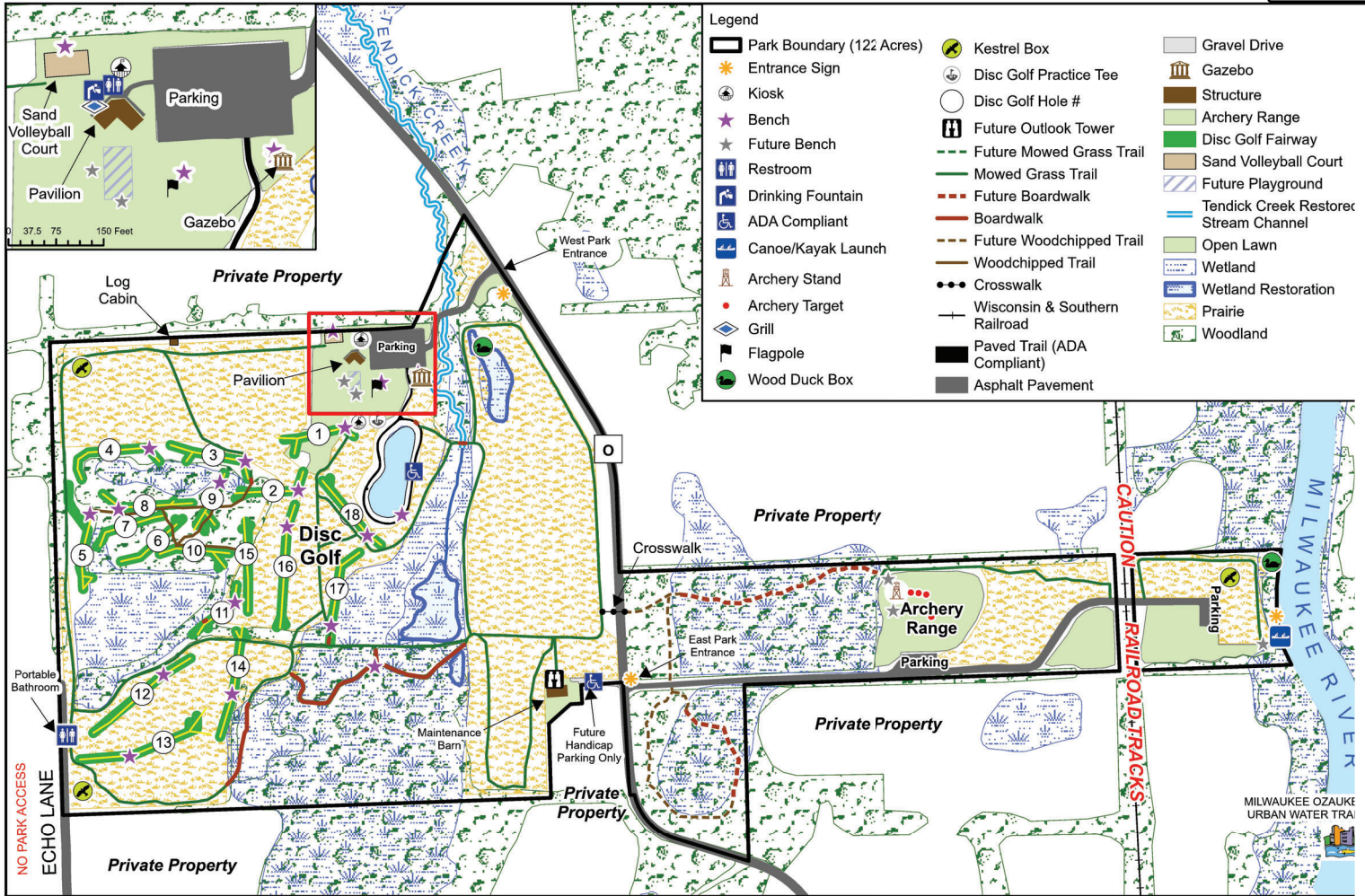
FINAL DRAFT

Tendick Nature County Park

3919 County Highway O, Saukville, WI 53080

Established 199

8.c.a



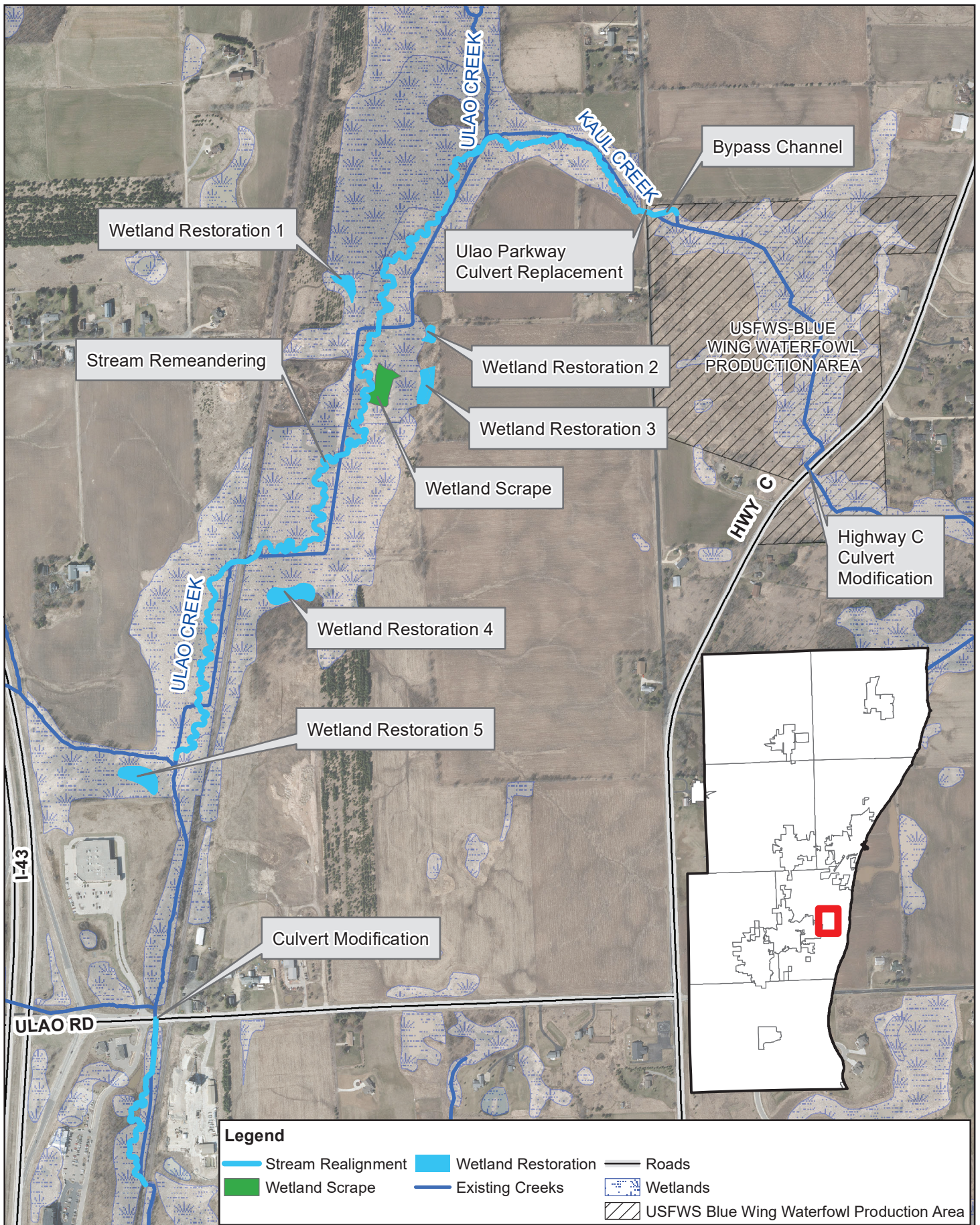
0 250 500 1,000 Feet



Ozaukee County
Parks Reservations:



Map Produced
Ozaukee County Planning
and Parks Department
10/9/2



Map Produced By: Ozaukee County
Planning and Parks Department
4/12/2021

RESOLUTION NO. 24-51

RESOLUTION ADOPTING THE PUBLIC PARTICIPATION PLAN FOR THE FARMLAND
PRESERVATION PLAN FOR OZAUKEE COUNTY**Resolution Adopting the Public Participation Plan for the Farmland
Preservation Plan for Ozaukee County***(Note: A copy of the adopted resolution will be included in the published report.)*

WHEREAS, Chapter 91 of the Wisconsin Statutes requires Counties to adopt a state-certified farmland preservation plan if the County intends to participate in the State's farmland preservation program (Working Lands Initiative law); and

WHEREAS, Ozaukee County adopted such a plan in 1983 and, since that time, the Wisconsin's Working Lands Initiative law set forth in Chapter 91 of the Statutes required that the farmland preservation plan for Ozaukee County be updated and recertified by the Wisconsin Department of Agriculture, Trade and Consumer Protection (DATCP) and whereby Ozaukee County adopted a certified farmland preservation plan in 2013 and is required to again update the farmland preservation plan by the end of 2025, as provided by an extension approved by DATCP, to continue to participate in the State's farmland preservation program; and

WHEREAS, the Ozaukee County Planning and Parks Department, in cooperation with the Southeastern Wisconsin Regional Planning Commission, UW-Extension Ozaukee County, and participating communities in the County have agreed to develop an updated farmland preservation plan that meets the requirements set forth in Chapter 91 of the Statutes; and

WHEREAS, pursuant to Sections 91.10(3) and 66.1001(4)(a) of the Wisconsin Statutes, a governing body shall adopt written procedures that are designed to foster public participation in the farmland preservation planning process; and

WHEREAS, the Ozaukee County Comprehensive Planning Board (CPB) has prepared a written public participation plan which meets the requirements of Sections 91.10(3) and 66.1001(4)(a) of the Wisconsin Statutes; and

WHEREAS, the Ozaukee County Board of Supervisors believes that regular, meaningful public involvement and participation is important to the planning process; and

WHEREAS, the Farmland Preservation Plan Public Participation Plan developed by CPB includes written procedures to foster public participation, ensure wide distribution of draft plan materials, provide opportunities for written comments on such materials, and provide mechanisms to respond to such comments; and

WHEREAS, the Farmland Preservation Plan Public Participation Plan was reviewed and approved by the Ozaukee County Comprehensive Planning Board (CPB) on February 19, 2025.

NOW, THEREFORE, BE IT RESOLVED by the Ozaukee County Board of Supervisors that the Board hereby adopts the Farmland Preservation Plan Public Participation Plan, dated February 14, 2025, developed and approved by the CPB as its Farmland Preservation Plan Public Participation Plan, which meets the requirements of Sections 91.10(3) and 66.1001(4)(a) of the Wisconsin Statutes.

Dated at Port Washington, Wisconsin, this 5th day of March 2025.

SUMMARY: Farmland Preservation Plan Public Participation Plan developed by the Comprehensive Planning Board.

VOTE: MAJORITY

OZAUKEE COUNTY BOARD

Ozaukee County Board
AGENDA INFORMATION SHEET

AGENDA DATE:	March 5, 2025
DEPARTMENT:	County Clerk
DIRECTOR:	Kellie Kretlow
PREPARER:	Kellie Kretlow

Agenda Summary RESOLUTION ADOPTING THE PUBLIC PARTICIPATION PLAN FOR THE FARMLAND PRESERVATION PLAN FOR OZAUKEE COUNTY

ATTACHMENTS:

- Agenda Information Sheet 3.6.2025(DOC)
- P&P_Dept_ComprehensivePlanningBoard_PP_PublicParticipationPlan (DOCX)
- P&P_Dept_ComprehensivePlanningBoard_PP_PublicParticipationPlan_MotionCPB (DOCX)

Comprehensive Planning Board

AGENDA INFORMATION SHEET

AGENDA DATE: March 6, 2025
DEPARTMENT: Planning and Parks
DIRECTOR: Andrew Struck
PREPARER: Andrew Struck

Agenda Summary Resolution Adopting the Public Participation Plan for The Farmland Preservation Plan For Ozaukee County

BACKGROUND INFORMATION: Chapter 91 of the Wisconsin Statutes requires Counties to adopt a state-certified farmland preservation plan if the County intends to participate in the State's farmland preservation program. Ozaukee County adopted such a plan in 1983 and, since that time, the Wisconsin's Working Lands Initiative law set forth in Chapter 91 of the Statutes required that the farmland preservation plan for Ozaukee County be updated and recertified by the Wisconsin Department of Agriculture, Trade and Consumer Protection (DATCP). Ozaukee County adopted a certified farmland preservation plan in 2013 and is required to again update the farmland preservation plan by the end of 2025, as provided by an extension approved by DATCP, to continue to participate in the State's farmland preservation program. The Ozaukee County Planning and Parks Department, in cooperation with the Southeastern Wisconsin Regional Planning Commission, UW-Extension Ozaukee County, and participating communities in the County have agreed to develop an updated farmland preservation plan that meets the requirements set forth in Chapter 91 of the Statutes. Pursuant to Sections 91.10(3) and 66.1001(4)(a) of the Wisconsin Statutes, a governing body shall adopt written procedures that are designed to foster public participation in the farmland preservation planning process.

ANALYSIS: The Ozaukee County Comprehensive Planning Board (CPB) has prepared a written public participation plan which meets the requirements of Sections 91.10(3) and 66.1001(4)(a) of the Wisconsin Statutes and includes written procedures to foster public participation, ensure wide distribution of draft plan materials, provide opportunities for written comments on such materials, and provide mechanisms to respond to such comments. The Farmland Preservation Plan Public Participation Plan was reviewed and approved by the Ozaukee County Comprehensive Planning Board (CPB) on February 19, 2025.

FISCAL IMPACT: NONE

RECOMMENDED MOTION: Approve and recommend to the Ozaukee County Board of Supervisors the adoption of the Farmland Preservation Plan Public Participation Plan, dated February 14, 2025, developed and approved by the CPB as its Farmland Preservation Plan Public Participation Plan.

**Public Participation Plan for Amending
A Multi-jurisdictional Comprehensive Plan
for Ozaukee County inclusive of the Farmland
Preservation Plan for Ozaukee County**

February 14, 2025

Introduction and Background

In 1999, the Wisconsin Legislature enacted a comprehensive planning law, set forth in Section 66.1001 of the *Wisconsin Statutes*. On April 2, 2008, the Ozaukee County Board of Supervisors adopted the *Multi-Jurisdictional Comprehensive Plan for Ozaukee County: 2035*. The comprehensive plan was prepared in accordance with a public participation plan adopted by the County Board on December 1, 2004 that indicated the steps to be followed to foster public participation in the preparation of the comprehensive plan. Under Section 66.1001(4)(a) of the *Wisconsin Statutes*, future amendments to the comprehensive plan and also the farmland preservation plan must also be carried out in accordance with adopted public participation procedures designed to promote public participation in the amendment process. Such procedures are set forth in this document.

Need for Citizen Participation

Citizens participating in government decision-making are fundamental to our system of governance. While it is true that our government officials are elected to represent citizens, it is also true that elected officials need to interact with the public on an ongoing basis if their representation is to be meaningful. Regular and continuing involvement in government decision-making is the very basis for the idea of citizenship.

Citizens and interest groups are the source of tremendous creativity, and their creativity and comments will help produce better planning decisions. Because the decisions represented by Ozaukee County's comprehensive plan and farmland preservation plan and future amendments will help influence what Ozaukee County will look like for many years to come, public participation is critical.

Public Participation Methods for Amendments to the Comprehensive Plan inclusive of the Farmland Preservation Plan

The County will provide opportunities for the public review of materials describing all proposed amendments to the comprehensive plan, including the following:

- Printed copies of materials describing proposed plan amendments will be made available at the following locations:
 - Ozaukee County Planning and Parks Department
121 West Main Street, P.O. Box 994
Port Washington, WI 53074-0994
262-238-8257
 - Public libraries serving and located in Ozaukee County
- Printed or electronic copies of materials describing proposed amendments will be provided to all units and agencies of government and other parties listed in Section 66.1001(4)(b).
- Electronic copies of materials describing proposed amendments will be posted on the County website: <https://www.ozaukeecounty.gov/551/Planning-Division>

The Ozaukee County Comprehensive Planning Board will hold a public hearing on all proposed amendments to the comprehensive plan. The hearing will include a presentation describing the proposed plan amendment and provide an opportunity for the public to comment orally or to submit written comments on the proposed amendment. The Comprehensive Planning Board will take the public testimony into account in its deliberations and actions on the proposed plan amendment.

The public hearing will be preceded by a Class 1 notice that is published at least 30 days before the hearing is held. In accordance with Section 66.1001(4)(d), the notice will include the date, time, and place of the hearing; a brief summary of the proposed comprehensive plan amendment; a person who may be contacted for additional

information about the proposed plan amendment; and information regarding where and when the proposed plan amendment may be inspected before the hearing and how a copy of the proposed plan amendment may be obtained.

Provisions for Open Discussion

Ozaukee County will ensure that public meetings allow for an open discussion of the relevant issues at hand and allow for appropriate testimony. When public meetings or hearings are conducted, Ozaukee County will make every effort to ensure those who choose to participate in the planning process have the opportunity to have their opinions heard. To accomplish this, the following procedures will be followed:

- An agenda will be established that clearly defines the purpose of each public meeting or hearing, the items to be discussed, and any actions that may be taken. Agendas will be officially posted and sent to the local media.
- The scheduled date, time, and place will be convenient to encourage maximum participation by County residents and other interested parties.
- A clearly identifiable facilitator or chair will conduct the meeting or hearing in an orderly fashion to ensure that all attendees have an opportunity to offer comments, discuss issues, or provide testimony.
- The facilitator or chair will provide opening remarks that clearly outline the purpose of the meeting or hearing, describe procedures attendees should use during the meeting or hearing when offering comment, and describe how the public comment will be used.
- As appropriate, an overview of amendment document or proposal to be considered will be discussed.
- All persons attending the meeting or hearing who desire to participate should be allowed to do so. However, specific factors, such as the meeting or hearing purpose, number in attendance, time considerations, or future opportunities to participate, may require that appropriate constraints be applied. These constraints will be clearly outlined by the facilitator or chair if the need arises.
- Summaries or minutes of meetings or hearings will be prepared and made available as soon as possible following the meeting or hearing via the County's website: <https://www.ozaukeecounty.gov/agendacenter>
- Special arrangements will be made under the provisions of the Americans with Disabilities Act (ADA) with sufficient advance notice.

Opportunity for Written Comments

Detailed comments can sometimes be better expressed in written format. To encourage the submittal of written comments, the following procedures will be followed:

- All meeting and hearing notices will include the name, address and e-mail address (if applicable) of a person(s) to whom written comments should be sent, along with any deadlines for submitting comments.
- At public meetings or hearings, the facilitator or chair will clearly announce any deadline for submitting written comments, if such comments are allowed subsequent to the meeting or hearing.

- Persons speaking or testifying will be encouraged to concisely express their comments and/or provide specific details in written format.
- The County website will also provide residents with the opportunity to e-mail comments.

Consideration of Public Comments

The following procedures will be followed to ensure that decision-makers have the opportunity to consider public comments:

- Time will be reserved subsequent to the close of a meeting, hearing, or comment deadline and prior to the actual decision or recommendation being made to ensure that decision-makers can adequately review all relevant materials or comments.
- The record (written comments or testimony, tape recordings, or minutes) of hearings and meetings will be compiled by County staff and made available to decision makers for their review and consideration prior to a recommendation or decision being made.
- The Comprehensive Planning Board and Ozaukee County Board of Supervisors will consider public comments in making decisions in the best interest of the entire County.

Comprehensive Planning Board Recommendation

Following the public hearing, the Comprehensive Planning Board will make a recommendation to the County Board to approve, deny, or modify the proposed amendment. The Board/Committee's recommendation will be in the form of a resolution approved by a majority of the full membership of the Board/Committee.

County Board Action

Following Comprehensive Planning Board action, the County Board will consider the amendment and the Comprehensive Planning Board's recommendation and approve, deny, or refer the proposed amendment back to the Comprehensive Planning Board. If approved, County Board approval will be in the form of an ordinance adopted by a majority of the full membership of the Board.

Distribution of Plan Amendment

If approved by the County Board, printed or electronic copies of the amendment will be sent by the County Clerk to the parties listed in Section 66.1001(4)(b) of the *Statutes*. Plan amendments may be distributed by e-mail to the required parties.

Optional Procedures

The Comprehensive Planning Board, at its option, may approve additional public participation procedures or a separately-documented public participation plan to provide for public informational meetings, the formation of advisory committees, the conduct of public opinion surveys, and/or other procedures to obtain public input on a proposed plan amendment inclusive of the Farmland Preservation Plan for Ozaukee County and the Park and Open Space Plan for Ozaukee County.

Motion made by Vice-Chairperson Richart, seconded by Supervisor Vogel, that the “Public Participation Plan for Amending A Multi-jurisdictional Comprehensive Plan for Ozaukee County inclusive of the Farmland Preservation Plan for Ozaukee County” be approved and forwarded to the Ozaukee County Board. A voice note was taken. Motion carried unanimously.