

**FOREST COUNTY BOARD OF SUPERVISORS PROCEEDINGS
APRIL 18, 2023**

CALL TO ORDER

The Organizational meeting of the Forest County Board of Supervisors was held on April 18, 2023 in the County Board Room at the Courthouse in Crandon, Wisconsin. Chair, Cindy Gretzinger called the meeting to order at 1:00 p.m. The Pledge of Allegiance was given by all present. Clerk, Nora Matuszewski, read the agenda.

ROLL CALL

Present: Anderson, Black, Campbell, Chaney, Dailey, Dehart, Goode, Gretzinger, Karl, Lukas, Miller, Peterson, Piasini, Skallerud, Tallier, Weber. Absent (2) Fulcer, Landru; Vacant Seats (3).

APPROVAL OF AGENDA

Motion by Goode to amend the agenda to add a resolution for the declaration of disaster, second by Campbell. All present voting AYE (16); Absent (2) Fulcer, Landru. Motion carried.

Motion by Weber to approve the amended agenda, second by Anderson. All present voting AYE (16); Absent (2), Fulcer, Landru. Motion carried.

APPROVE MINUTES FROM THE MARCH 21, 2023 MEETING

Motion by Chaney to approve the March 21, 2023 minutes as presented, second by Skallerud. All present voting AYE (16); Absent (2) Fulcer, Landru. Motion carried.

PUBLIC COMMENT ON AGENDA ITEMS

None

COMMUNICATIONS ON FILE WITH THE BOARD

Motion by Dehart to place all communications on file with the County Clerk's Office, second by Black. All present voting AYE (16); Absent (2) Fulcer, Landru. Motion carried.

PERSONAL APPEARANCES

UW-Extension & Laona Peer Health Educators Presentation on Youth Mental Health Michelle Gobert -Health Educator, Taylor Novak – Laona School Counselor and Gavin Connor – Peer Health Educator discussed how to improve mental health in schools. Gavin went through a power point and they spoke about the stigma of asking for help.

Work Force Development Presentation – Jane Spencer was available and she spoke about the Work Force Development Board and what they offer for people and careers and how they help through four (4) title programs, from training to rehabilitation services for people entering or re-entering the workforce.

Bug Tussel – Mark Dodge, Mitch Olson, Jeff Belongia (Financial Advisor)

Mitch went through a power point of who Bug Tussel is and what they do and how they had acquired North Woods Connect to be here. He discussed the Rural open access design to digital equality – (1) Fixed Wireless, (2) Middle Mile, (3) Last Mile, (4) Cellular Exp., (5) Common Education.

FOREST COUNTY BOARD OF SUPERVISORS PROCEEDINGS
APRIL 18, 2023

Recognition of Larry Berg who served for 10-years or more on the County Board and had recently passed away. Gretzinger spoke about Larry's dedication to the board and his kind personality.

Recognition of Jamey Flannery and Brian Wilson for the donated time and work done on the Veteran Memorial Park – Gretzinger recognized both individuals and thanked them for everything they have done for the park.

Chairperson report – Nothing to report for this month.

APPOINTMENTS OR ELECTIONS

Aging (Health) corrected per the board, Appointment – Laurie Van Grinsven Letter of Interest Motion by Goode to appoint Laurie Van Grinsven to the Health Committee, second by Dehart. All present voting AYE (16); Absent (2) Fulcer, Landru. Motion carried.

RESOLUTIONS

Resolution 36-2023 Offered by Finance

NOW, THEREFORE, BE IT RESOLVED by the Forest County Board of Supervisors as follows:

1. Forest County hereby approves that Fond du Lac County, as the Issuing County, acting pursuant to the Intergovernmental Agreement, shall:

(a) Finance the Project in an aggregate amount not to exceed \$240,000,000 to be included in the Third Tranche or the New Bond Issue which includes Project costs located in Forest County in an amount not to exceed \$11,000,000; and

(b) Acting pursuant to the Intergovernmental Agreement by and among one or more Participating Counties, Fond du Lac County shall issue industrial development revenue bonds in one or more issues or series of tax-exempt or taxable bonds in an aggregate amount not to exceed \$240,000,000 as part of the 2021 Authorization or the New Bond Issue in order to finance costs of the Project located in the Participating Counties, pursuant to Section 66.1103(3)(f) of the Wisconsin Statutes.

2. The aforesaid plan of financing contemplates, and is conditioned upon, the following:

(a) The Bonds shall be limited obligations of the Issuing County, acting pursuant to the Intergovernmental Agreement, and are payable solely from revenues provided by the Company and are secured in part by the limited Guaranty of Forest County;

(b) The Bonds shall never constitute an indebtedness of Forest County, the Issuing County or the Participating Counties within the meaning of any state constitutional provision or statutory limitation;

FOREST COUNTY BOARD OF SUPERVISORS PROCEEDINGS
APRIL 18, 2023

(c) The Project shall be subject to property taxation in the same amount and to the same extent as though the Project were not financed with industrial development revenue bonds;

(d) The Company shall find a purchaser for all of the Bonds; and

(e) All out-of-pocket costs, including but not limited to legal fees, incurred by Forest County in connection with the issuance and sale of the Bonds shall be paid by the Company, whether or not the Issuing County or another Participating County ultimately issues the Bonds; and

(f) Forest County shall be paid an annual guaranty fee of 40 basis points (0.40%) (based upon the amount of Forest County's Guaranty).

3. The aforesaid plan of financing shall not be legally binding upon Forest County nor be finally implemented unless and until:

(a) The details and mechanics of the bond financing are authorized and approved by a further resolution of Fond du Lac County, as the Issuing County, by a vote of at least three-fourths of the members-elect (as defined in Section 59.001(2m) of the Wisconsin Statutes) of the Board of Supervisors. Such approval shall be solely within the discretion of the Issuing County, acting pursuant to the Intergovernmental Agreement and approval of the Board of Supervisors of the Issuing County;

(b) Said approval and Guaranty are further conditioned upon terms and conditions of one or more written agreements between Forest County and the various parties involved, ensuring that all of the proceeds from the sale of the Bonds shall be administered by a duly appointed independent trustee, that the bond proceeds shall be used exclusively for the development of the Project and for no other purpose, and that the project funds shall be paid over to the Company by the trustee only as they become needed for completion of the Project;

(c) The County Clerk of Forest County shall cause notice of adoption of this Initial Resolution, in the form attached hereto as Exhibit A, to be published once in a newspaper of general circulation in Forest County, and the electors of Forest County shall have been given the opportunity to petition for a referendum on the matter of the aforesaid bond issue, all as required by law;

(d) Either no such petition shall be timely filed or such petition shall have been filed and said referendum shall have approved the bond issue;

(e) The county clerks of Forest County and the Participating Counties shall each have received an employment impact estimate issued under Section 238.11 of the Wisconsin Statutes;

(f) The Bonds shall be limited obligations of the Issuing County, acting pursuant to the Intergovernmental Agreement and are payable solely from revenues provided by the Company and secured in part by a limited guaranty of each Participating County;

FOREST COUNTY BOARD OF SUPERVISORS PROCEEDINGS
APRIL 18, 2023

- (g) All Participating Counties have entered into the Intergovernmental Agreement and identified Fond du Lac County as the Issuing County;
- (h) All Participating Counties shall approve their respective guaranties by a vote of at least three-fourths of the members-elect of their respective County Board of Supervisors; such subsequent approval shall be solely within the discretion of each Participating County; and
- (i) All documents required to consummate the financing have been duly authorized and delivered.

4. Pursuant to the Act, all requirements that the Project be subject to the contracting requirements contained in Section 66.1103 are waived, the Company having represented that it is able to negotiate satisfactory arrangements for completing the Project and that Forest County's interests are not prejudiced thereby.

5. The County Clerk of Forest County is directed following adoption of this Initial Resolution (i) to publish notice of such adoption not less than one time in the official newspaper of Forest County, such notice to be in substantially the form attached hereto as Exhibit A and (ii) to file a copy of this Initial Resolution, together with a statement indicating the date the Notice to Electors was published, with the Wisconsin Economic Development Corporation within twenty (20) days following the date of publication of such notice.

6. This Initial Resolution is an "initial resolution" within the meaning of the Act and official action toward issuance of the Bonds. Furthermore, it is the reasonable expectation of Forest County that proceeds of the Bonds may be used to reimburse expenditures made on the Project prior to the issuance of the Bonds. The maximum principal amount of debt expected to be issued for the Project on the date hereof is \$240,000,000.

7. Forest County Officers and Corporation Counsel shall forthwith negotiate and confer with all interested parties, draft, edit, or approve and deliver the contracts or other documents necessary to carry out the provisions of this Initial Resolution; provided, however, that such Officers and Corporation Counsel shall present the same to the Board of Supervisors for the Board's final review, ratification, and approval of all of the specific terms and conditions contained in said documents prior to the issuance of the Bonds on behalf of the Company. Such subsequent approval shall be solely within the discretion of Forest County and its Board of Supervisors, notwithstanding this Initial Resolution.

Motion by Miller, second by Skallerud to approve the resolution as presented. All present voting AYE (14); NAY (2) Karl, Tallier; Absent (2) Fulcer, Landru. Motion carried.

Resolution 37-2023 Offered by Finance

NOW, THEREFORE, BE IT RESOLVED BY THE FOREST COUNTY BOARD OF SUPERVISORS that the new office furniture shall be purchased for the Coordinated Services Team at a price not to exceed the sum of \$1,000.00.

BE IT FURTHER RESOLVED, that the above cost shall be taken from the Local Assistance and Tribal Consistency fund.

FOREST COUNTY BOARD OF SUPERVISORS PROCEEDINGS
APRIL 18, 2023

Motion by Lukas, second by Dehart to approve the resolution as presented. All present voting AYE (14); Absent (4) Campbell, Fulcer, Landru, Weber. Motion carried.

Resolution 38-2023 Offered by Finance

NOW, THEREFORE, BE IT RESOLVED BY THE FOREST COUNTY BOARD OF SUPERVISORS that the new computers and accessories shall be purchased for the Commission on Aging at a price not to exceed the sum of \$2,124.00.

BE IT FURTHER RESOLVED, that the above cost shall be taken from the Local Assistance and Tribal Consistency fund.

Motion by Dailey, second by Skallerud to approve the resolution as presented. All present voting AYE (14); Absent (4) Campbell, Fulcer, Landru, Weber. Motion carried.

Resolution 39-2023 Offered by Finance

NOW, THEREFORE, BE IT RESOLVED BY THE FOREST COUNTY BOARD OF SUPERVISORS that the new IT server switch shall be purchased for the Forest County Courthouse at a price of \$379.00.

BE IT FURTHER RESOLVED, that the above cost shall be taken from the Local Assistance and Tribal Consistency fund.

Motion by Anderson, second by Dehart to approve the resolution as presented. All present voting AYE (14); Absent (4) Campbell, Fulcer, Landru, Weber. Motion carried.

Resolution 40-2023 Offered by Finance

NOW, THEREFORE, BE IT RESOLVED BY THE FOREST COUNTY BOARD OF SUPERVISORS that the new computers and accessories shall be purchased for the Department of Social Services at a price not to exceed the sum of \$10,695.00.

BE IT FURTHER RESOLVED, that the above cost shall be taken from the Local Assistance and Tribal Consistency fund.

Motion by Skallerud, second by Dailey to approve the resolution as presented. All present voting AYE (14); Absent (4) Campbell, Fulcer, Landru, Weber. Motion carried.

Resolution 41-2023 Offered by Zoning

NOW, THEREFORE, BE IT RESOLVED, that the Forest County Board of Supervisors does hereby adopt the changes to the Forest County General Ordinance as set forth herein; and BE IT FINALLY RESOLVED, that a copy of this ordinance immediately be made available to the public on the County's website and at the Forest County Zoning Office.

Motion by Karl, second by Goode to approve the resolution as presented. All present voting AYE (14); Absent (4) Campbell, Fulcer, Landru, Weber. Motion carried.

Resolution 42-2023 Offered by Zoning

NOW, THEREFORE, BE IT RESOLVED, that the Forest County Board of Supervisors does hereby adopt the changes to the Forest County General Ordinance as set forth herein; and BE IT FINALLY RESOLVED, that a copy of this ordinance immediately be made available to the public on the County's website and at the Forest County Zoning Office.

Motion by Miller, second by Anderson to approve the resolution as presented. All present voting AYE (13); Absent (5) Campbell, Fulcer, Landru, Piasini, Weber. Motion carried.

**FOREST COUNTY BOARD OF SUPERVISORS PROCEEDINGS
APRIL 18, 2023**

Resolution 43-2023 Offered by Zoning

NOW, THEREFORE, BE IT RESOLVED, that the Forest County Board of Supervisors does hereby adopt the amendments to the Forest County Shoreland Ordinance as set forth herein; and BE IT FURTHER RESOLVED, that the clerk shall immediately publish this Resolution either in its entirety, as a class 1 notice under Wis. Stat. §985, or as a notice described in Wis. Stat. §59.14 (1m) (b).

BE IT FINALLY RESOLVED, that a copy of this ordinance immediately be made available to the public on the County's website and at the Forest County Zoning Office.

Motion by Dehart, second by Dailey to approve the resolution as presented. All present voting AYE (13); Absent (5) Campbell, Fulcer, Landru, Piasini, Weber. Motion carried.

Resolution 44-2023 Offered by Zoning

NOW, THEREFORE, BE IT RESOLVED, that the Forest County Board of Supervisors does hereby adopt the amendments to the Forest County Shoreland Ordinance as set forth herein; and BE IT FURTHER RESOLVED, that the clerk shall immediately publish this Resolution either in its entirety, as a class 1 notice under Wis. Stat. §985, or as a notice described in Wis. Stat. §59.14 (1m) (b).

BE IT FINALLY RESOLVED, that a copy of this ordinance immediately be made available to the public on the County's website and at the Forest County Zoning Office.

Motion by Karl, second by Goode to approve the resolution as presented. All present voting AYE (13); Absent (5) Campbell, Fulcer, Landru, Piasini, Weber. Motion carried.

Resolution 45-2023 Offered by Zoning

NOW, THEREFORE, BE IT RESOLVED BY THE FOREST COUNTY BOARD OF SUPERVISORS that the attached list of permits and applications as well as the associated fees charged by the Forest County Zoning office with the above-mentioned revisions is hereby approved.

Motion by Miller, second by Goode to approve the resolution as presented. All present voting AYE (13); Absent (5) Campbell, Fulcer, Landru, Piasini, Weber. Motion carried.

Resolution 46-2023 Offered by Zoning

NOW, THEREFORE, BE IT RESOLVED, by the Forest County Board of Supervisors that the studies/plans approved by the Department of Natural Resources pertaining to the Nicolet State Trail Bridge Replacements located in the Town of Popple River are hereby approved.

BE IT FURTHER RESOLVED, that a copy of this Resolution approving the studies/plans shall be submitted to the Department of Natural Resources.

Motion by Skallerud, second by Chaney to approve the resolution as presented. All present voting AYE (13); Absent (5) Campbell, Fulcer, Landru, Piasini, Weber. Motion carried.

Resolution 47-2023 Offered by Zoning

NOW, THEREFORE, BE IT RESOLVED, that the Forest County Board of Supervisors does hereby adopt the changes to the Forest County Sanitary Ordinance as set forth herein; and BE IT FINALLY RESOLVED, that a copy of this ordinance immediately be made available to the public on the County's website and at the Forest County Zoning Office. Motion by Karl,

FOREST COUNTY BOARD OF SUPERVISORS PROCEEDINGS
APRIL 18, 2023

second by Goode to approve the resolution as presented. All present voting AYE (13); Absent (5) Campbell, Fulcer, Landru, Piasini, Weber. Motion carried.

Resolution 48-2023 Offered by Personnel and Social Services

NOW, THEREFORE, BE IT RESOLVED by the Forest County Board of Supervisors that a Child Protection Professional with the duties and pay structure as set forth in the job description shall be employed by Forest County.

Motion by Anderson, second by Skallerud to approve the resolution as presented. All present voting AYE (13); Absent (5) Campbell, Fulcer, Landru, Piasini, Weber. Motion carried.

Resolution 49-2023 Offered by County Board Chair

NOW, THEREFORE, BE IT RESOLVED: THE FOREST COUNTY BOARD OF SUPERVISORS HEREBY APPROVES:

1. The execution of the Settlement Agreements and any and all documents ancillary thereto and authorizes the Board Chair or designee to execute same.
2. The final negotiation and execution of the Addendum in form substantially similar to that presented with this Resolution and any and all documents ancillary thereto and authorizes the Board Chair or designee to execute same upon finalization provided the percentage share identified in the Addendum provided to the Board with this Resolution.
3. The final negotiation and execution of the AG MOU in form substantially similar to that presented with this Resolution and any and all documents ancillary thereto and authorizes the Board Chair to execute same.
4. The execution by the Board Chair or designee of any additional documents or agreements for the receipt and disbursement of the proceeds of the Settlement Agreements as referenced in the Addendum.

BE IT FURTHER RESOLVED: all proceeds from the Settlement Agreements not otherwise directed to the Attorney Fees Account shall be deposited in the County's Opioid Abatement Account. The Opioid Abatement Account shall be administered consistent with the terms of this Resolution, Wis. Stat. §165.12(4), and the Settlement Agreements.

BE IT FURTHER RESOLVED: the County hereby authorizes the establishment of an account separate and distinct from any account containing funds allocated or allocable to the County which shall be referred to by the County as the "Attorney Fees Account." An escrow agent shall deposit a sum equal to up to, but in no event exceeding, an amount equal to 20% of the County's proceeds from the Settlement Agreements into the Attorney Fees Account. If the payments to the County are not enough to fully fund the Attorney Fees Account as provided herein because such payments are made over time, the Attorney Fees Account shall be funded by placing up to, but in no event exceeding, an amount equal to 20% of the proceeds from the Settlement Agreements attributable to Local Governments (as that term is defined in the Allocation MOU) into the Attorney Fees Account for each payment. Funds in the Attorney Fees Account shall be utilized to pay the fees, costs, and disbursements owed to the Law Firms pursuant to the engagement agreement between the County and the Law Firms provided, however, the Law Firms shall receive no more than that to which they are entitled under their fee contract when considering the amounts paid the Law Firms from the fee fund established in the Settlement Agreements and allocable to the County. The Law Firms may make application for payment from the Attorney Fees Account at any time and the County shall cooperate with the

FOREST COUNTY BOARD OF SUPERVISORS PROCEEDINGS
APRIL 18, 2023

Law Firms in executing any documents necessary for the escrow agent to make payments out of the Attorney Fees Account.

BE IT FURTHER RESOLVED that all actions heretofore taken by the Board of Supervisors and other appropriate public officers and agents of the County with respect to the matters contemplated under this Resolution are hereby ratified, confirmed and approved.

Motion by Anderson, second by Tallier to approve the resolution as presented. All present voting AYE (13); Absent (5) Campbell, Fulcer, Landru, Piasini, Weber. Motion carried.

Resolution 50-2023 Offered by County Board Chairperson

NOW, THEREFORE, BE IT RESOLVED THAT THE FOREST COUNTY BOARD OF SUPERVISORS does hereby ratify the Emergency Disaster Declaration attached hereto and signed by the Forest County Board Chairperson.

Motion by Goode, second by Dehart to approve the resolution as presented. All present voting AYE (13); Absent (5) Campbell, Fulcer, Landru, Piasini, Weber. Motion carried.

ORDINANCES

None

ANNUAL REPORTS

Zoning – 2022 Annual Report

Motion by Karl, second by Miller to place the annual report on file in the County Clerk's Office. All present voting AYE (13); Absent (5) Campbell, Fulcer, Landru, Piasini, Weber. Motion carried.

ADJOURNMENT

There being no further business, Motion by Karl to adjourn, second by Chaney. All present voting (AYE) (13); Absent (5) Campbell, Fulcer, Landru, Piasini, Weber. Motion carried. Meeting adjourned at 3:24 p.m.

These minutes are not official and are subject to change. They will be officially approved at the May 16, 2023 Forest County Board of Supervisors meeting.

Nora Matuszewski
Forest County Clerk