

**OFFICIAL MINUTES OF THE PROCEEDINGS OF THE
WAUSHARA COUNTY BOARD OF SUPERVISORS &
2020 COUNTY BUDGET PUBLIC HEARING**

NOVEMBER 5, 2019

The meeting was called to order at 7:00 p.m. by Chairperson Donna R. Kalata at the Waushara County Courthouse. County Clerk Megan Kapp conducted roll call. Present were: Supvs. Bonfiglio, Eckstein, Jarvis, Kalata, Kapp, Kerschner, King, Peterman, Piechowski and Timm. Supv. Lauer was absent.

APPROVAL OF AGENDA

Supv. Kapp made a motion to approve the agenda as presented, seconded by Supv. Eckstein. The motion carried by voice vote.

APPROVAL OF MINUTES

Supv. Peterman moved to approve the minutes of the October 15, 2019, monthly County Board meeting; seconded by Supv. Bonfiglio. The motion carried by voice vote.

PROPOSED 2020 WAUSHARA COUNTY BUDGET PUBLIC HEARING

After a silent prayer and the Pledge of Allegiance, Chair Kalata convened a public hearing regarding the 2020 Waushara County budget. No one spoke on the subject, so the Board meeting resumed at 7:03 p.m.

PUBLIC COMMENTS – None

NEW BUSINESS

REPORTS/PRESENTATIONS

County Administrator's Monthly Report: Administrator Robert Sivick reported on recent meetings of the Complete Census Count Committee and the Building Renovations Committee. He informed the Board of other recent meetings and events. A Veteran's Day ceremony will be held on Monday, November 11th at the Courthouse.

Child Support Office Annual Report: Director Kim Stebbins reviewed the rules and performance standards that govern her office. She discussed the federal, state and county roles in child support administration. Annual collections of current child support total \$2.5 million in Waushara County.

Veterans Service Office Annual Report: County Veterans Service Officer Bill Rosenau provided a written 2018 annual report, which is attached to these minutes. He highlighted the economic impact that veterans have in Waushara County.

Historical Society and Museum Annual Report: Society Vice President DeeDee Jakubowski provided a written 2019 annual report, which is attached to these minutes. The number one priority for the year has been building improvements.

RESOLUTION NO. 34-11-19
RESOLUTION APPROVING THE WAUSHARA COUNTY
2020 BUDGET APPROPRIATION

WHEREAS, Wisconsin State Statute 65.90 requires Waushara County to prepare an annual statement of budgeted expenses and revenues; and

WHEREAS, Wisconsin State Statute 65.90 requires that said annual budget statement be provided by the Waushara County Board for a public hearing. Such notice of budget hearing was posted on October 17, 2019, and the hearing was held on November 5, 2019; and

WHEREAS, such budget document has been prepared under the guidance and review of the Waushara County Administrator and the Waushara County Executive Committee, which hereby presents said document for recommendation of approval.

NOW, THEREFORE, BE IT RESOLVED by the Waushara County Board of Supervisors that said document, provided and attached as Exhibit A, with a levy amount of \$18,143,278, is approved and given for execution January 1, 2020, through December 31, 2020, in accordance with provisions of Wisconsin State Statute 65.90.

Submitted by Supv. Kalata, Executive Committee chair. Motion by Supv. King to approve as presented, seconded by Supv. Kerschner.

Prior to a roll call vote, Supv. Peterman voiced his continued opposition to the elimination of funding for the UW-Extension Community Resource Development Agent position. A roll call vote on the 2020 County budget showed 8 ayes, 2 nays (Supvs. Timm and Peterman), 1 absent (Supv. Lauer). Motion carried.

The 2020 County budget sets a levy amount of \$18,143,278 to support \$44,319,658 in anticipated expenditures. This decreases the mill rate by \$0.000871, to \$6.840505.

RESOLUTION NO. 35-11-19
RESOLUTION AMENDING RESOLUTION NO. 07-03-19
AUTHORIZING FUND BALANCE RESTRICTIONS, COMMITMENTS, ASSIGNS AND
REAPPROPRIATION OF SPECIFIED FUNDS FROM 2018 TO 2019

WHEREAS, the County Board, at its regular meeting held on March 19, 2019, did approve Resolution No. 07-03-19; and

WHEREAS, said resolution indicated that any additional items or adjustments that may be required at the completion of the County's external audit will be brought to the County Board in a separate resolution at the conclusion of the field work of the external audit; and

WHEREAS, in reviewing year-end it was determined additional closing entries were needed after Resolution No. 07-03-19 was approved.

NOW, THEREFORE, BE IT RESOLVED by the Waushara County Board of Supervisors that Resolution No. 07-03-19 be amended to adjust for additional closing entries:

RESTRICTED FUND BALANCE

<u>Account Number</u>	<u>Description</u>	<u>Amount</u>
100-00-00000-34100-000000	Reserved for Subs Yr's Budget	\$403,875.00
120-00-00000-35153-000000	(19) Transport Trust s.85.21	\$ 46,030.69
120-00-00000-35156-000000	(19) Prog Inc. Carry-Over/Donations	\$ 8,141.43

COMMITTED FUND BALANCE

<u>Account Number</u>	<u>Description</u>	<u>Amount</u>
100-00-00000-34216-000000	(44) Tri-Co Food & Retail	\$ 220,640.47
120-00-00000-35157-000000	(19) Waushara Co Health Prog	\$ 89,579.60

UNASSIGNED FUND BALANCE

<u>Account Number</u>	<u>Description</u>	<u>Amount</u>
100-00-00000-34301-000000	Unreserved/Undesignated Fd Bal	\$ 7,420,846.70

Submitted by Supv. Kalata, Executive Committee chair. Motion to approve by Supv. Eckstein, seconded by Supv. King. Motion carried by voice vote.

Resolution No. 07-03-19 was adopted at the March 19, 2019, County Board meeting, and it provides details on the funds carried over from the 2018 to 2019 budget. Additional closing entries were needed at the completion of the County's external audit, thus resulting in some changes to certain fund balances.

CLOSED SESSION

Supv. Kerschner made a motion to convene in closed session, pursuant to Wisconsin State Statutes Section 19.85(1)(g), to confer with legal counsel for the governmental body who is rendering oral or written advise concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved; for the purpose of discussing the opioid litigation. Supv. Jarvis seconded the motion, and a roll call vote showed 10 ayes, 0 nays, 1 absent Supv. Lauer). The motion carried, and the meeting went into closed session at 7:48 p.m.

Supv. Eckstein moved to reconvene in open session at 8:03 p.m., seconded by Supv. Kapp. Motion carried by voice vote.

**RESOLUTION NO. 36-11-19
DETERMINING NOT TO OPT OUT OF NEGOTIATION CLASS
FOR PURPOSES OF SETTLEMENT IN OPIOID LITIGATION**

WHEREAS, the County Board has previously voted to participate as a party in the opioid litigation commenced on behalf of counties statewide; and

WHEREAS, the County's case has been consolidated into an action entitled, *In re: National Prescription Opiate Litigation*, MDL No. 2804 (N.D. Ohio); and

WHEREAS, the County Board has been advised by outside counsel that counties must opt out of the "Negotiation Class," which was formed to negotiate a settlement with the defendants, if they wish to negotiate a resolution to their claims individually with the defendants and that counties opting out of the class would not share in the proceeds of any settlement; and

WHEREAS, if the County remains a member of the Negotiation Class it will have a right to vote on approval of any settlement proposals, which requires approval by 75% of voting class members, but will not be able to sue any settlement defendants regarding claims and issues covered by the litigation; and

WHEREAS, after consideration of the County's option to opt out of the Negotiation Class and upon the advice of outside counsel representing Waushara County's interests in this lawsuit that remaining in the Negotiation Class gives the County "maximum negotiating power."

NOW, THEREFORE, BE IT RESOLVED that the Waushara County Board of Supervisors will remain a member of the Negotiation Class in *In re: National Prescription Opiate Litigation*, MDL No. 2804 (N.E. Ohio), for purposes of negotiating a settlement of all claims and issues in the litigation.

Submitted by Corporation Counsel Ruth Zouski. Motion to approve by Supv. Kerschner, seconded by Supv. King. Motion carried by voice vote.

Upon the recommendation of outside counsel representing Waushara County's interest in the opioid litigation, the Board will remain a member of the Negotiation Class for the purposes of negotiating a settlement of all claims and issues in the litigation.

FUTURE AGENDA ITEMS/ANNOUNCEMENTS

Chair Kalata reminded those present that flu shots are available through the Public Health Department.

Clerk Kapp distributed the required campaign/election paperwork for supervisors who intend to run for another term.

ADJOURNMENT

There being no further business, Supv. Eckstein moved to adjourn, seconded by Supv. Timm; motion carried. The meeting thus adjourned at 8:05 p.m.

I, Megan Kapp, county clerk in and for the county of Waushara, Wis., do hereby certify that the foregoing is the original record of the proceedings of the Waushara County Board of Supervisors at its regular monthly meeting and 2020 County budget public hearing held November 5, 2019. These minutes are subject to amendment or change at subsequent meetings of the County Board, and any such changes will be detailed in the minutes of the meeting at which the amendments are proposed.

/s/ Megan Kapp, Waushara County Clerk