

**MEETING OF THE IRON COUNTY BOARD OF SUPERVISORS
APRIL 21, 2020**

Meeting called to order by County Clerk Michael Saari at 7:00 PM in the Memorial Building in Hurley.

Pledge of Allegiance was recited.

Clerk Michael Saari certified that the meeting was properly called and posted.

Clerk read certified list of duly elected board members as follows:

District #1	Kathleen Byrns
District #2	Joe Pinardi
District #3	Jamey Francis
District #4	Larry Youngs
District #5	William Thomas
District #6	Ken Saari Jr.
District #7	Brandon Snyder
District #8	Karl Krall
District #9	Patrick Hanson
District #10	Scott Erickson
District #11	John Sendra
District #12	Opal Roberts
District #13	Tom Thompson Jr.
District #14	Tanner Hiller
District #15	Anne McComas

Clerk administered the Oath of Office to board members.

Roll call, Present: Byrns, Pinardi, Francis, Youngs, Thomas, Saari, Snyder, Krall, Erickson, Sendra, Roberts, Thompson, Hiller and McComas. Hanson showed up at 7:10 PM. Absent: None.

Motion by Saari, seconded by Roberts to approve minutes of 02/25/2020 and 03/16/2020 as presented. All aye. Motion carried.

COMMUNICATIONS:

All board members received a letter from coroner Diane Simonich explaining the possible use of a refrigerated truck for a temporary morgue if needed in the future.

Treasurer Clara Maki explained to the board Act 185 which will postpone interest and penalties for delinquent property taxes until October when the postponed settlement to the towns is finalized. County, Cities and Towns must all pass a resolution for this to happen. County must pass resolution first then the cities and towns to follow. All municipalities must be on the same page or the county may choose not to implement.

ELECTION OF BOARD CHAIRPERSON:

Thomas nominated Pinardi for Chairman. Clerk called for nominations 3 times. Motion by Erickson, seconded by Snyder to close nominations and cast unanimous ballot for Pinardi. All aye. Motion carried.

ELECTION OF VICE-CHAIRPERSON:

Thomas nominated Thompson for Vice-Chairman. Youngs nominated Roberts for Vice-Chairman. Pinardi called for nominations 3 times. Show of hands was used for election. Thompson received 8 votes and Roberts received 7 on a show of hands. Thompson voted in for Vice-Chairman.

ELECTION OF HIGHWAY COMMITTEE:

Seat #1

Sendra nominated Thompson. Pinardi called for nominations 3 times. Motion by Erickson, seconded by Thomas to close nominations and cast unanimous ballot for Thompson. All aye. Motion carried.

Seat #2

Saari nominated Krall. Pinardi called for nominations 3 times. Motion by Erickson, seconded by Thomas to close nominations and cast unanimous ballot for Krall. All aye. Motion carried.

Seat #3

Thompson nominated Thomas. Pinardi called for nominations 3 times. Motion by Erickson, seconded by Saari to close nominations and cast unanimous ballot for Thomas. All aye. Motion carried.

Seat #4

Krall nominated Youngs. Pinardi called for nominations 3 times. Motion by Erickson, seconded by Thomas to close nominations and cast unanimous ballot for Youngs. All aye. Motion carried.

Seat #5

Thomas nominated Hanson. Thompson nominated Erickson. Show of hands used for election. Erickson received majority of hands, wins seat.

ELECTION OF AG AND EXTENSION COMMITTEE:

Seat #1

Roberts nominated Thomas. Pinardi called for nominations 3 times. Motion by Erickson, seconded by Snyder to close nominations and cast unanimous ballot for Thomas. All aye. Motion carried.

Seat #2

Thomas nominated Roberts. Pinardi called for nominations 3 times. Motion by Thomas, seconded by Snyder to close nominations and cast unanimous ballot for Roberts. All aye. Motion carried.

Seat #3

Thomas nominated Saari. Pinardi called for nominations 3 times. Motion by Snyder, seconded by Roberts to close nominations and cast unanimous ballot for Saari. All aye. Motion carried.

Seat #4

Erickson nominated Francis. Pinardi called for nominations 3 times. Motion by Snyder, seconded by Hiller to close nominations and cast unanimous ballot for Francis. All aye. Motion carried.

Seat #5

Saari nominated Youngs. Pinardi called for nominations 3 times. Motion by Erickson, seconded by Sendra to close nominations and cast unanimous ballot for Youngs. All aye. Motion carried.

Motion by Roberts, seconded by Erickson to adopt "Roberts Rules of Order" for county meetings. All aye. Motion carried.

Motion by Thomas, seconded by Francis to designate "Chippewa Valley Bank" as county depository. All aye. Motion carried.

Motion by Youngs, seconded by Hanson to designate "Iron County Miner" as official county newspaper. All aye. Motion carried.

Discussion held on renewal of Saxon Harbor loan which currently is for 2 years, up to \$10 million at 2.75% interest. Renewal will be for 2 more years and increase by \$1,000,000 to \$11,000,000 which will pay for the campground addition which will be completed this summer. Interest rate will remain at 2.75% with monthly interest payments. Principal and interest payment will be due on final payment. Joseph Pinardi, chairman, Michael Saari, clerk and Clara Maki, treasurer will be signing the loan paper work. Current equalized valuation of Iron County is \$978,454,800.

Motion by Snyder, seconded by Roberts to approve the renewal of the Saxon Harbor project loan with Chippewa Valley Bank in the amount of \$11,000,000 at an interest rate of 2.75% for a period of 2 years beginning in June of 2020. Roll call. All aye. Motion carried. Since the meeting on the 21st the State of Wisconsin has offered to loan Iron County money at 2.5% annual interest and Chippewa Valley has agreed to match the interest rate for our Saxon Harbor project. Iron County will use Chippewa Valley for loan amount.

Motion by Thomas, seconded by Saari to approve the 2019 Land and Water Conservation Annual Report. All aye. Motion carried.

Motion by Thompson, seconded by Erickson to approve 2019 Forestry and Parks Annual Report. All aye. Motion carried.

Chairman Pinardi reappointed Dan Soine and Tom Salzmann to new terms on the Board of Adjustment and appointed Christine Paulik to fill the vacancy on the Board of Adjustment.

RESOLUTION 2987

AUTHORIZING THE SUBMITTAL OF APPLICATIONS FOR GRANTS TO ADMINISTER THE IRON COUNTY LAND & WATER RESOURCE MANAGEMENT PLAN FOR THE YEAR 2020

WHEREAS, Iron County is eligible to apply for various grants from the Wisconsin Department of Natural Resources, Natural Resource Foundation, Coastal Management Program and Department of Agriculture, Trade and Consumer Protection; and

WHEREAS, the grant applications must include maps, designs, specifications, work plans and financial estimates;

NOW, THEREFORE, BE IT RESOLVED, that the Iron County Board of Supervisors hereby authorizes the County Conservationist and County Clerk to submit applications to the above mentioned funding authorities for grants in aid to administer the Iron County Land & Water Resource Management Plan for the year 2020, and

BE IT FURTHER RESOLVED, that the Iron County Board of Supervisors hereby approves the Iron County Conservationist to seek out and apply for any and all other grants in aid to administer the Iron County Land & Water Resource Management Plan as they become available and depending on the County's eligibility.

Motion by Saari, seconded by Thomas to adopt. All aye. Motion carried.

EASEMENT AGREEMENT BETWEEN IRON COUNTY AND THE TOWN OF MERCER

THIS EASEMENT AGREEMENT (hereinafter referred to as "**Easement**") is made by and between Iron County, a Wisconsin County Government (hereinafter referred to as "**Grantor**") and the Town of Mercer, a Wisconsin Township Government (hereinafter referred to as "**Grantee**")

Recitals

The Grantee owns an impoundment dam known as the shay Dam on the Turtle River on land owned by the Grantor. The Grantee desires permanent easement to Shay Dam for reconstruction, maintenance, repair and/or replacement purposes. The Easement shall include access to Shay Dam from both Shay Mill Road on the east side of the Turtle River and Fisher Lake Road on the west side of the Turtle River.

The Iron County Register of Deeds Office found no recorded easement with the Town of Mercer to this location nor any title to land on which the Shay Dam sits.

The Grantee desires a perpetual and non-exclusive easement for access on the following described lands of the Grantor described respectively as follows:

The Southeast Quarter of the Northeast Quarter (SE ¼ - NE ¼),
Section 4, Township 43 North, Range 4 East, Town of Mercer.

Access on the west from Fisher Lake Road shall be on the Shay Dam Boat Landing driveway as currently configured.

Access of the east from Shay Mill Road, if necessary, shall be by constructed in a location by mutual agreement of the Grantor and Grantee. Grantee is responsible for the cost of any clearing, grading, filling, alteration, construction and permitting associated with vehicle access to Shay Dam on the east side of the Turtle River.

The Grantee assumes and agrees to protect, indemnify and save harmless the Grantor, officers, agents and employees from and against all claims demands, suits, liability and expenses by reason of loss or

damage to the property or bodily injury including death, arising directly or indirectly out of:

- a. Construction, maintenance, repair and/or replacement of any access road.
- b. Any defect or failure of the access road.
- c. The exercise of any and all rights granted by this Easement to the Grantee.
- d. The Grantee's exercise of any and all rights granted by this easement.
- e. Any defect or insufficiency of title or authority of the Grantor to convey this Easement.

The Grantee is responsible for the relocation or alteration of any facilities of the Grantor required by the Grantee to accomplish its work, including costs or damages to any existing utility lines.

The Grantee shall maintain the premises in a decent, sanitary and safe condition during clearing, grading, filling, alteration and construction; and at no time shall the Grantee allow a hazardous or dangerous condition to exist.

The Grantee shall comply with all federal, state and local laws and regulations in exercising any and all rights granted herein. The easement shall be construed and enforced in accordance with the laws of the State of Wisconsin.

These easement sets forth the entire understanding of the Grantor and Grantee and may not be modified except by a written document executed and acknowledged by the Grantor and Grantee of this Easement, duly recorded in the office of the Iron County Register of Deeds.

If any terms or conditions of this Easement shall be deemed invalid or unenforceable, the remainder of this Easement shall not be affected thereby, and each term and condition shall be valid and enforceable to the fullest extent permitted by law.

Motion by Sendra, seconded by Hiller to adopt. All aye. Motion carried.

PETITION TO AMEND THE ZONING ORDINANCE

Addition and revision of floodway maps to Title 7, Iron County Floodplain Ordinance Section 1.5(2)(a)(2).

Motion by Sendra, seconded by Hanson to adopt. All aye. Motion carried.

RESOLUTION 2988

EMERGENCY RESOLUTION 2020-01

DESIGNATION OF "EMERGENCY RESPONDER" AND "HEALTHCARE PROVIDER" EMPLOYEES

WHEREAS, in December 2019, a novel strain of the coronavirus was detected, now named COVID-19, and it has spread throughout the world, including every state in the United States; and

WHEREAS, on January 03, 2020, the World Health Organization declared COVID-19 to be a Public Health Emergency of International Concern; and

WHEREAS, on March 12, 2020, Governor Tony Evers declared a public health emergency to direct all

resources needed to respond to and contain COVID-19 in Wisconsin; and

WHEREAS, on March 13, 2020, President Donald Trump proclaimed a National Emergency concerning COVID-19; and

WHEREAS, on March 18, 2020, President Donald Trump signed the Families First Coronavirus Response Act (FFCRA), which expands the Family and Medical Leave Act (Emergency Family and Medical Leave Expansion Act), and creates a paid sick leave entitlement for certain eligible employees (Emergency Paid Sick Leave Act); and

WHEREAS, the provisions of the FFCRA allows employers to exempt “emergency responders” and “health care provider” from provisions of the FFCRA; and

WHEREAS, on March 24, 2020, the State of Wisconsin issued a Safer at Home Emergency Order, Emergency Order #12, in response to the emergency; and

WHEREAS, Paragraphs 1 and 12 recognize that all services provided by local governments to ensure the continuing operation of the government body and provide and support the health, safety and welfare of the public are considered “Essential Governmental Functions” that must continue during the duration of Emergency Order #12; and

WHEREAS, Emergency Order #12 categorically exempts broad categories of local government employees from the restrictions contained therein and otherwise provides local governments with broad discretion to identify employees and contractors necessary for the performance of a local government’s “Essential Governmental Functions;” and

WHEREAS, the purpose of this Resolution is to provide the process for identifying employees, categories of employment, positions and/or departments that are “emergency responders” or “health care providers” under the FFCRA and, as a result, exempt from the provisions of the FFCRA.

NOW, THEREFORE, BE IT RESOLVED that the Iron County positions as defined in the Families First Coronavirus Act (FFCRA) Policy – Addendum to Family and Medical Leave Act (FMLA) Policy are hereby designated as “emergency responder” and “health care provider” for purposes of the application and implementation of the FFCRA; and

BE IT FURTHER RESOLVED that it is the intent of this Resolution to define the terms “emergency responder” and “health care provider” in the broadest sense possible consistent with the law in an effort to ensure and continue our essential functions during this time of emergency. Final determinations regarding the definition of emergency responder and/or health care provider as applied to any employment position with Iron County shall be determined by the Iron County Board of Supervisors with such decision being final; and

BE IT FURTHER RESOLVED that this Resolution is effective immediately.

Motion by Snyder, seconded by Hiller to adopt. All aye. Motion carried.

**FAMILIES FIRST CORONAVIRUS RESPONSE ACT (FFCRA) POLICY-Addendum to FMLA Policy
(see attached copy)**

Motion by Roberts, seconded by Sendra to adopt. All aye. Motion carried.

PUBLIC COMMENT: None.

Motion by Byrns, seconded by Francis to adjourn at 8:15 PM. All aye. Motion carried.

Michael Saari
Iron County Clerk