

MARQUETTE COUNTY BOARD OF SUPERVISORS
WebEx Remote/Virtual and County Board Room of the Services Center
April 21, 2026

Prior to the business meeting Honorable Judge Chad Hendee administered the oath of the office to the County Board.

Pursuant to notice duly given in the manner established by the Board of Supervisors and in compliance with Sub-Chapter V of Chapter 19 of the Wisconsin Statutes, a lawfully held organizational meeting of the Board of Supervisors of the County of Marquette, Wisconsin was called to order by County Clerk Kiley Lloyd at 10:03 a.m. on April 21, 2026, at Montello, Wisconsin, at the time and place established by the Board of Supervisors or in accordance with law.

The Clerk called the roll and the following members answered roll call:

District No. 1 Abby Swan
District No. 2 Dennis Fenner
District No. 3 Kris Bergh
District No. 4 John Bennett
District No. 5 Kari Olstadt
District No. 6 Dave Kappel
District No. 7 Ken Borzick
District No. 8 Mike Raddatz
District No. 9 Gary Sorensen
District No. 10 Mary P. Walters
District No. 11 Lance Achterberg
District No. 12 Chuck Bornhoeft
District No. 13 Eli Schmuldach
District No. 14 John Larkin
District No. 15 Peggy Krause
District No. 16 Scott Kempley
District No. 17 Judi Nigbor

A quorum of the Board of Supervisors was declared present and open meetings law compliance was established.

Also present were Administrator Ron Barger, Corporation Counsel Representative Atty. Ben Letendre, and several Marquette County employees and citizens, both in-person and virtually.

A moment of silence was observed followed by the reciting of the Pledge of Allegiance.

County Clerk Kiley Lloyd welcomed the Youth and Government Group and thanked them for participation. Motion/second by Bennett/Bornhoeft to approve the agenda as presented. Motion carried.

County Clerk Kiley Lloyd appointed Treasurer Jody Myers and Sheriff Joe Konrath to act as tellers for the election of County Board Chairperson. County Clerk Kiley Lloyd explained the voting procedures and applicable County Board Rules for elections of County Board Officers and then opened the floor to receive nominations for the position of County Board Chairperson.

Mary Walters nominated Ken Borzick. Judi Nigbor nominated Chuck Bornhoeft. County Clerk Kiley Lloyd asked if there were any other nominations three times. No other nominations were made. There was no request by either candidate to address the Board, nor any questions from the Board. County Clerk Kiley Lloyd closed the floor for nominations. The final vote tally was Chuck Bornhoeft with 10 votes and Ken Borzick with 7 votes. Chuck Bornhoeft was declared Marquette County Board Chairperson. County Clerk Kiley Lloyd called for a brief recess at 10:12 am.

Chairperson Bornhoeft called the business meeting back to order at 10:16 a.m. Chairperson Bornhoeft appointed Treasurer Jody Myers and Sheriff Joe Konrath to continue as tellers for the election of County Board Vice Chairperson. Chairperson Bornhoeft opened the floor to receive nominations for County Board Vice Chairperson. Dennis Fenner nominated Gary Sorensen. Scott Kempley nominated Lance Achterberg. Chairperson Bornhoeft asked if there were any other nominations three times. No other nominations were made. There was no request by either candidate to address the Board, nor any questions from the Board. Chairperson Bornhoeft closed the floor for nominations. The final vote tally was Lance Achterberg with 10 votes and Gary Sorensen with 7 votes. Lance Achterberg was declared Marquette County Board Vice Chairperson.

County Clerk Kiley Lloyd detailed the procedure for drawing the names of the Ad Hoc Assignment Committee. It was noted that if a supervisor did not wish to be on the Ad Hoc committee, they could respectfully decline the appointment, and another name would be drawn. County Clerk Kiley Lloyd inserted the names of all County Board Supervisors, minus the Chair and Vice Chair, for drawing out of a box. IT Director Dan Buchholz shook names up and held box in the air for County Clerk Kiley Lloyd to begin the drawing. The first name drawn was Kris Bergh. Supervisor Bergh accepted the appointment. The second name drawn was Dave Kappel. Supervisor Kappel respectfully declined the appointment. The third name drawn was Scott Kempley. Supervisor Kempley respectfully declined the appointment. The fourth name drawn was John Bennett. Supervisor Bennett accepted the appointment. The fifth name drawn was Judi Nigbor. Supervisor Nigbor accepted the appointment. County Clerk noted the Ad Hoc Assignment Committee would consist of the County Board Chair- Chuck Bornhoeft, the County Board Vice Chair- Lance Achterberg, Kris Bergh, John Bennett, and Judi Nigbor. The confirmation of the newly appointed committee by the full County Board appears later in the consent agenda.

Motion/second by Bennett/Sorensen to approve the minutes of the March 17, 2026 meeting as printed. Motion carried 15:2. Abstained: Bergh and Larkin.

There were no citizen inquiries, introductions, or employee recommendations.

The chairperson of the respective standing committees gave committee reports.

Motion/second by Borzick/Raddatz to approve resolutions 8-2026 through 11-2026 and to confirm the appointment of the Ad-Hoc Appointment Committee with the term to expire upon the completion of committee assignments. Motion carried.

Resolution No. 8-2026 RESOLUTION TO AUTHORIZE APPLICATION FOR STATE SNOWMOBILE TRAIL FUNDING AIDS

(Introduced by Ken Borzick AND Michael Raddatz)

WHEREAS, Marquette County is interested in maintaining, acquiring, insuring, and developing lands for public snowmobile trail use, and

WHEREAS, said public snowmobile trails are eligible for funds under section 23.09(26), Wisconsin State Statutes.

THEREFORE BE IT RESOLVED, that Marquette County apply for funds under section 23.09(26), of Wisconsin State Statutes, for such eligible maintenance, acquisition, insurance and development costs and hereby authorizes the Marquette County Parks Director, to act on behalf of Marquette County to:

Submit an application to the State of Wisconsin Department of Natural Resources for any financial aid that may be available; sign documents; and take necessary action to undertake, direct and complete the approved project.

Resolution No. 9-2026 ZONING AMENDMENT- TOWN OF MOUNDVILLE

(Introduced by John Bennett AND Judi Nigbor)

WHEREAS, the Marquette County Board of Supervisors has been petitioned to amend the Marquette County Zoning Ordinance, and

WHEREAS, the petition has been referred to the Marquette County Planning and Zoning Committee for public hearing, and

WHEREAS, the Marquette County Planning and Zoning Committee on due notice conducted a public hearing on the proposed amendment and filed their recommendation to the Board.

WHEREAS, the proposed amendment and recommendation of the Planning and Zoning Committee have been given due consideration by the Board in open session.

WHEREAS, the Board finds the following:

1. The land is better suited for the use not allowed in the Prime Agricultural District zoning classification.
2. The rezoning will not substantially impair or limit current or future use of adjacent lands.
3. The rezoning is consistent with the applicable town and County comprehensive plans, including the farmland preservation component of the County Comprehensive Plan.

NOW THEREFORE, the Marquette County Board of Supervisors do ordain as follows:

The Marquette County Code of Ordinances Chapter 62 – Comprehensive Zoning and the accompanying map are amended in the following respect:

Rezone 7.0 acres to AG-3(2) and 61.60 acres to FPO, totaling 68.60 acres, described as the NE $\frac{1}{4}$ -SE $\frac{1}{4}$ and the SE $\frac{1}{4}$ -NE $\frac{1}{4}$ less highway right of way, all in Section 19, T14N R9E, Town of Moundville, Marquette County, WI.

Resolution No. 10-2026 ZONING AMENDMENT- TOWN OF NEWTON

(Introduced by John Bennett AND Judi Nigbor)

WHEREAS, the Marquette County Board of Supervisors has been petitioned to amend the Marquette County Zoning Ordinance, and

WHEREAS, the petition has been referred to the Marquette County Planning and Zoning Committee for public hearing, and

WHEREAS, the Marquette County Planning and Zoning Committee on due notice conducted a public hearing on the proposed amendment and filed their recommendation to the Board.

WHEREAS, the proposed amendment and recommendation of the Planning and Zoning Committee have been given due consideration by the Board in open session.

WHEREAS, the Board finds the following:

1. The land is better suited for the use not allowed in the Prime Agricultural District zoning classification.

2. The rezoning will not substantially impair or limit current or future use of adjacent lands.
3. The rezoning is consistent with the applicable town and County comprehensive plans, including the farmland preservation component of the County Comprehensive Plan.

NOW THEREFORE, the Marquette County Board of Supervisors do ordain as follows:

The Marquette County Code of Ordinances Chapter 62 – Comprehensive Zoning and the accompanying map are amended in the following respect:

Rezone a minimum of 4.0 acres to Ag-3(4) and 31.63 acres to FPO, totaling 35.63 acres, described as that part of the SE1/4-SW1/4, less that part lying North of the town road known as Dakota Road, all in Section 2, T17N R09E, Town of Newton, Marquette County, WI.

Resolution No. 11-2026 ZONING AMENDMENT- TOWN OF PACKWAUKEE
(Introduced by John Bennett AND Judi Nigbor)

WHEREAS, the Marquette County Board of Supervisors has been petitioned to amend the Marquette County Zoning Ordinance, and

WHEREAS, the petition has been referred to the Marquette County Planning and Zoning Committee for public hearing, and

WHEREAS, the Marquette County Planning and Zoning Committee on due notice conducted a public hearing on the proposed amendment and filed their recommendation to the Board.

WHEREAS, the proposed amendment and recommendation of the Planning and Zoning Committee have been given due consideration by the Board in open session.

WHEREAS, the Board finds the following:

1. The land is better suited for the use not allowed in the Prime Agricultural District zoning classification.
2. The rezoning will not substantially impair or limit current or future use of adjacent lands.
3. The rezoning is consistent with the applicable town and County comprehensive plans, including the farmland preservation component of the County Comprehensive Plan.

NOW THEREFORE, the Marquette County Board of Supervisors do ordain as follows:

The Marquette County Code of Ordinances Chapter 62 – Comprehensive Zoning and the accompanying map are amended in the following respect:

Rezone a minimum of 4.0 acres to AG-3(4) and 45.38 acres to FPO, totaling 49.38 acres, described as Lot 1 CSM 4036 being part of the fractional NW1/4 & Part of the NE1/4, all in Section 19, T15N R09E, Town of Packwaukee, Marquette County, WI.

Consideration of separate resolutions per agenda item #16.

After Resolution 12-2026 was introduced, there was a motion/second by Bennett/Swan to amend Resolution 12-2026 to add language regarding the slow-moving vehicle signage being on any additional trailer/item that an animal drawn vehicle pulls. Lengthy discussion regarding how to proceed with the amendment. It was also noted that several supervisors would like to see language added in the future regarding rubber on wheels. Sheriff Konrath and Corporation Counsel Ben Letendre gave input on how the ordinance was drafted and who was involved. Corp Counsel Ben Letendre reported the ordinance could be adopted as originally presented today and the Judicial & Public Safety Committee could readdress the possible amendments with legal assistance. Consensus was for any changes to be made through the committee and with Corp Counsel guidance. Motion to amend failed on a voice vote.

Resolution No. 12-2026 ADOPTING CHAPTER 59- ANIMAL-DRAWN VEHICLES
(Introduced by Chuck Bornhoeft AND Gary Sorensen)

Upon roll call Resolution No. 12-2026 was adopted as follows: Ayes 16; Noes 0; Absent 0, Abstain 1
(Abstain: Larkin)

THE COUNTY BOARD OF SUPERVISORS OF MARQUETTE COUNTY, WISCONSIN DOES ORDAIN AS FOLLOWS:

59.01: AUTHORITY AND PURPOSE

A. Authority. This ordinance is adopted pursuant to the powers granted to the County under Wisconsin Statutes Chapter 59 and specific authorizations found in Chapter 83 to regulate public health, safety, and welfare.

B. Purpose. The purpose of this ordinance is to:

- (i) Ensure the safety of all travelers on Marquette County highways by providing a means of identifying animal-drawn vehicles;
- (ii) Facilitate the enforcement of traffic laws and safety regulations applicable to such vehicles; and
- (iii) To prevent damage to Marquette County highways by animals, animal-drawn vehicles, and animal-drawn implements.

59.02: DEFINITIONS

A. "Animal-Drawn Vehicle" means any vehicle designed to be drawn by one or more animals (including, but not limited to, horses, mules, or oxen) and used primarily for the transportation of persons or property upon public highways.

B. "Owner" means a person who holds ownership and responsibility of an animal-drawn vehicle.

C. "Implement of Husbandry" shall have the meaning defined in s. 340.01(24), Wis. Stats., and includes vehicles used exclusively in the conduct of agricultural operations.

D. "Cleared Animal Shoes" means any metal or synthetic cleat, spike, projection, or other protrusion attached to the bottom of an animal's hoof or foot covering, including but not limited to horseshoes, mule shoes, oxen shoes, or any traction devices, intended to improve grip on slippery surfaces.

E. "Flat-Soled Animal Shoes" means shoes or coverings attached to an animal's hoof or foot that have either a smooth, non-protruding surface or a protrusion of less than one-half inch and are designed to minimize wear or damage to paved surfaces.

F. "County Highways" means any road or thoroughfare in the geographic boundaries of Marquette County, including all town roads, state highways, and interstate roads within the county's jurisdiction.

59.03: IDENTIFICATION

A. Requirement. An Owner should provide means of identifying an animal-drawn vehicle that operates upon any roadway within Marquette County and display an identifying tag to ensure safety and provide a means of identifying animal-drawn vehicles. The identifying tag should consist of a card, measuring no less than five by seven inches, clearly displaying the owner's name and address in English.

B. Visibility. The identifying tag should be kept inside the front interior of the animal-drawn vehicle.

C. Lighting and Reflectivity. The Owner of the animal-drawn vehicle has the obligation to comply with all state requirements regarding Slow Moving Vehicle (SMV) emblems and lighting equipment under ss. 347.24(2) and 347.245, Wis. Stats.

59.04: DAMAGE TO COUNTY ROADS

A. Animal Shoes. Only animal shoes with flat soles are permitted on County highways during the months of May 1 through October 31 of each year. Cleated animal shoes are only permitted for use on County highways during the months of November 1 through April 30 of each year. Protrusions on cleated animal shoes shall be no more than three-fourths inch.

59.05: PENALTIES AND ENFORCEMENT

A. Forfeiture. Any person who violates any mandatory provision of this ordinance shall, upon conviction, be subject to a forfeiture of not less than \$50.00 nor more than \$200.00, plus applicable court costs.

B. Separate Offense. Each day a vehicle is operated in violation of this ordinance shall constitute a separate offense.

59.06: EFFECTIVE DATE

This ordinance shall take effect on June 22, 2026, allowing a 60-day grace period for compliance with cleated shoe requirements following adoption.

Resolution No. 13-2026 RESOLUTION ORDERING THE ISSUANCE OF A TAX DEED ON UNREDEEMED TAX CERTIFICATES

(Introduced by Mary P. Walters AND Lance Achterberg)

Upon roll call Resolution No. 13-2026 was adopted as follows: Ayes 17; Noes 0; Absent 0

WHEREAS, the Marquette County Treasurer has followed the procedures required by Chapters 74 and 75 of the Wisconsin Statutes in attempting to collect property tax owed on certain real estate located within Marquette County; and that real estate taxes for the year 2021 remain unpaid for certain properties; and

WHEREAS, your Committee is also informed that all the statutory requirements concerning notification and publication of notices for said properties with unpaid taxes for the year 2021 have been completed; and

WHEREAS, such resolution is the next necessary step in the equitable enforcement and collection of real estate taxes.

NOW, THEREFORE, the Marquette County Board of Supervisors hereby orders the issuance of a Tax Deed to Marquette County and its assigns for the parcels of land listed below:

TOWN OF NEWTON

Description

A 33ft strip LY E of CSM 2682 & W of CSM 2447 Also Lot 1 CSM 2682 less W 33ft all being Part of NW-SW Sec. 25, T17N, R09E (5.00A)
(W4466 Duck Creek Ln) 018-00706-0000
Appraised Value (based on assessed value) \$78,250.00

Part of SW-SW LY S of Duck Creek Ln Sec.25, T17N, R09E (5.00A)
(Duck Creek Ln) 018-00711-0000
Appraised Value (based on assessed value) \$32,250.00

TOWN OF PACKWAUKEE

Description

Lot 5 Blk 5 of Buffalo Shores Estates
Sec. 31, T15N, R09E (0.23A) 022-00473-0000
Appraised Value (based on assessed value) \$4,100.00

CITY OF MONTELLO

Description

Dartts Addition Part of Outlot 27 Sec. 09, T15N, R10E
(116 Main St.) 251-00387-0000
Appraised Value (based on assessed value) \$50,800.00

The fiscal and personnel reports, grant updates, and correspondence were reviewed as presented by Administrator Barger. Administrator Barger reported EMS negotiations are continuing. Administrator Barger has given notice to Waushara County regarding the non-renewal of their contract, with the contract to expire December 31, 2026. Administrator Barger also notified Whistling Winds that the county would no longer be providing countywide Humane Officer coverage, with that contract also to expire December 31, 2026.

Corporation Counsel Representative Atty. Ben Letendre congratulated the new Board. He shared Corporation Counsel's report.

Calendar planning was discussed for May 2026. The Ad Hoc Assignment Committee agreed to meet April 24, 2026 at 1:00 p.m. in the County Board Room of the Service Center. County Clerk Kiley Lloyd informed the Board that the once new committee membership assembles, they may change meeting date/time for future meetings. Annual Reports will be May 19th at 7:00 p.m. and May 26th at 6:00 p.m. The meeting was declared adjourned subject to the call of the Chairperson. The meeting was adjourned at 10:58 a.m.

CERTIFICATE

STATE OF WISCONSIN)
) SS
County of Marquette)

I, Kiley Lloyd, County Clerk in and for Marquette County, Wisconsin, do hereby certify that the foregoing is a true copy of the proceedings of the County Board of Supervisors of said County at their meeting held in-person and remotely by using WebEx by me as such officer.


Kiley Lloyd, County Clerk