

MARQUETTE COUNTY BOARD OF SUPERVISORS

Agenda for March 21, 2023, at 7:00 p.m.

Virtual by use of WebEx and in-person

County Board Room – Services Center – 480 Underwood Avenue, Montello, Wisconsin

The MIS Director will place the remote access information on the Marquette County Government page on Facebook at least one day prior to this meeting.

https://marquettecounty.my_webex.com/marquettecounty.my/j.php?MTID=m0a2cd3d2c3952bd73fa7be2fbfbefcb5

Meeting number (access code): 2550 562 7403

Meeting password: UBmWSpS6N64 (82697776 from phones and video systems)

Phone: 1-408-418-9388

Note: A citizen wishing to address the Committee/Board and attending the in-person meeting shall place his or her name on a sign-in sheet before the meeting is called to order and indicate in which town, city or village the citizen resides or owns property prior to making a citizen comment. Those citizens attending remotely will ask to be recognized under the citizen comment portion of the meeting and will adhere to the same reporting process as those attending on-site. Civil discourse will be observed at all times.

Note: All agenda items below involve the potential for discussion and action unless stated otherwise. Reports will have no action taken unless noted.

1. Call to Order and Roll Call
2. Moment of Silence and Pledge of Allegiance
3. Review and Approve Agenda
4. Review and Approve Minutes from the February 21, 2023 County Board Meeting
5. Citizen Inquiries and Concerns, Introductions, Employee Recognition (No action to be taken)
6. Standing Committee Reports and Other Informational Reports:
 - A. Agriculture & Extension Education Committee
 - B. Land & Water Conservation Committee
 - C. Highway Committee
 - D. Executive & Finance Committee
 - E. Parks & Rural Planning Committee
 - F. Property Committee
 - G. Judicial & Public Safety Committee
 - H. Planning & Zoning Committee
 - I. Human Services Board
 - J. Board of Health
 - K. Other Reports by Members of the Board
 - L. Golden Sands Presentation- Al Rosenthal
7. Discussion of Proposed Chapter 70- Zoning Amendment Addressing Solar Energy Systems (SES)- Tom Onofrey
8. Consent Agenda- Appointment to EDC and Consideration of Resolutions 6-2023 through 9-2023
9. Consideration of Resolutions 10-2023 through 13-2023
10. Medical Examiner Update
11. Fiscal and Personnel Reports, Correspondence, Grant Updates – Administrator
12. Corporation Counsel Report
13. Announcements & Calendar Planning for April
14. Adjournment Subject to the Call of the Chairperson

POSTED 3/15/2023
1. Courthouse
2. Service Center
3. Health & Human Service

Anyone who requires special accommodation because of disability please contact the County Clerk's office, (608) 297-3016, at least 24 hours before the scheduled meeting time so appropriate arrangements can be made.

Agenda item # 8- Consent Agenda

The motion, provided no member chooses to pull individual matters described off the Consent Agenda, would be:

Move to approve Resolutions 6-2023 through 9-2023 and to confirm the appointment of Tamara Benson to the Economic Development Committee to fill the unexpired term of Patrick Scully-term to be concurrent with County Board term of office.

Resolution 6-2023: If adopted, the Marquette County Board of Supervisors approves the appreciation and expression of best wishes to Les Crandall for his 30 plus years of service.

Resolution 7-2023: If adopted, the Marquette County Board of Supervisors approves 2.3 acres owned by O'Connell Family Farm LLC in Section 25, Town of Packwaukee, would be rezoned to the AG-3(2) with 37.7 acres rezoned to the FPO District.

Resolution 8-2023: If adopted, the Marquette County Board of Supervisors approves 3.01 acres owned by David and Brenda Anderson in Section 3, Town of Packwaukee, would be rezoned to the AG-3(2) District.

Resolution 9-2023: If adopted, the Marquette County Board of Supervisors approves 2.676 acres owned by Robert Anderson in Section 18, Town of Packwaukee, would be rezoned to the AG-3(2) District.

Agenda item # 9 – Resolutions subject to separate consideration

Resolution 10-2023: If adopted, the Marquette County Board of Supervisors authorizes Marquette County to Enter into the Settlement Agreements with Teva Pharmaceutical Industries Ltd., Allergan Finance, LLC, Walgreen Co., Walmart, Inc., CVS Health Corporation and CVS Pharmacy, Inc., agree to the Terms of the Addendum to the MOU Allocating Settlement Proceeds, and authorizes entry into the MOU with the Attorney General.

Resolution 11-2023: If adopted, the Marquette County Board of Supervisors approves the 911 texting setup fee and cost of the ESInet Project totaling \$30,172.72 to be transferred from the General Fund to the Sheriff's Office 2023 budget.

Resolution 12-2023: If adopted, the Marquette County Board of Supervisors approves a pay differential beginning April 1, 2023, of \$1 for both night shift (6pm-6am) and weekend shift (Friday 6pm-Sunday 6pm) for jail/dispatch, totaling approximately \$27,335.00 to be transferred from the General Fund to the Sheriff's Office 2023 budget.

Resolution 13-2023: If adopted, the Marquette County Board of Supervisors authorizes the taking of tax deeds involving two underwater parcels with delinquent property taxes. Marquette County will obtain ownership of the underwater parcels, with no public sale. This action is recommended by the Property Committee upon report from the County Treasurer.

BE IT FURTHER RESOLVED, that this Resolution is permanently entered into the Record of the Proceedings of the Marquette County Board of Supervisors and that the County Clerk transmit a certified copy of this resolution to Les Crandall as an expression of the Board's gratitude and best wishes.

ROLL CALL - COUNTY BOARD OF SUPERVISORS

MARQUETTE COUNTY, WISCONSIN

March 21, 2023, Session Resolution 7-2023

ROLL CALL

ZONING AMENDMENT- TOWN OF PACKWAUKEE

SUPERVISORS

	<u>YES</u>	<u>NO</u>
Bennett	☐	☐
Benson	☐	☐
Borzick	☐	☐
Fenner	☐	☐
Frazer	☐	☐
Gibeaut	☐	☐
Krentz	☐	☐
Locke	☐	☐
Mack	☐	☐
McGwin	☐	☐
Nigbor	☐	☐
O'Brien	☐	☐
Raddatz	☐	☐
Rosenthal	☐	☐
Swan	☐	☐
Vote	☐	☐
Walters	☐	☐

ADOPTED ☐
DEFEATED ☐

VOTE TALLY

YES	_____
NO	_____
ABSENT	_____
ABSTAIN	_____

INTRODUCED BY:

Committee Recommendation:

Planning & Zoning Committee

STATE OF WISCONSIN)
) SS

County of Marquette)

I, Kiley Lloyd, County Clerk of Marquette County, Wisconsin do hereby certify that the above is a true and correct copy of the resolution passed by the Marquette County Board of Supervisors on this date.

Date Kiley Lloyd, County Clerk

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 a use not allowed in the AG-1 district.
2. The rezoning will not substantially impair or limit current or future agricultural use of the surrounding parcels of land that are zoned for or legally restricted to agricultural use.
3. The rezoning is consistent with the applicable town and County comprehensive plans, including the farmland preservation plan component of the County Comprehensive Plan.

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

The Zoning Ordinance of Marquette County and accompanying Zoning Map is amended in the following respects: The SE1/4-NW1/4, Section 25, T15N R9E, Town of Packwaukee, containing 40 acres more or less is rezoned from Prime Agriculture (AG-1) with 2.3 acres rezoned to Agriculture Residential (AG-3(2)) and the remaining 37.7 acres to the Farmland Preservation Overlay (FPO) District.

REPORT OF THE PLANNING AND ZONING COMMITTEE TO THE COUNTY
BOARD ON PUBLIC HEARING ON PETITION TO AMEND THE
MARQUETTE COUNTY ZONING ORDINANCE

TO THE COUNTY BOARD OF MARQUETTE COUNTY:

The Marquette County Planning and Zoning Committee having considered the petition to amend the Marquette County Code of Ordinances Chapter 70-Zoning filed by **O'Connell Family Farm LLC** on the 1st day of March, 2023 to rezone from Prime Agriculture (AG-1) to an Agriculture Residential (AG-3(2)) and Farmland Preservation Overlay (FPO) District

the following described lands:

The SE1/4-NW1/4, Section 25, T15N R9E, Town of Packwaukee, containing 40 acres more or less with 2.3 acres rezoned to AG-3(2) and the remaining 37.7 acres to the FPO District.

and having held public hearing thereon, pursuant to Section 59.69, Wisconsin Statutes, notice thereof having been given as provided by law, and being duly informed of the facts pertinent to the changes proposed and duly advised of the wishes of the people in the area affected hereby recommends as follows:

That the petition for amendment by O'Connell Family Farm LLC be approved.

Dated this 2nd day of March, 2023

MARQUETTE COUNTY PLANNING AND ZONING
COMMITTEE

7019 2970 0002 2847 7708

U.S. Postal Service **CERTIFIED MAIL® RECEIPT**
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Packwaukee WI 53953

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Certified Mail Fee \$4.15

Extra Services & Fees (check box, add fee as appropriate)

☐ Return Receipt (hardcopy) \$0.00

☐ Return Receipt (electronic) \$0.00

☐ Certified Mail Restricted Delivery \$0.00

☐ Adult Signature Required \$0.00

☐ Adult Signature Restricted Delivery \$0.00

Postage \$0.87

Total Postage and Fees \$8.37

Sent To **Tara Sommersberger, Clerk**
Street and Apt. No., or P.O. Box No. **P.O. Box 412**
City, State, ZIP+4® **Packwaukee WI 53953**

PS Form 3800, April 2015 PSN 7530-02-000-9053 See Reverse for Instructions

MONTELO
100 E MONTELO ST
MONTELO, WI 53949-9773
(800)275-8777

02/01/2023		03:13 PM	
Product	Qty	Unit Price	Price
First-Class Mail® Letter	1		\$0.87
Packwaukee, WI 53953			
Weight: 0 lb 2.00 oz			
Estimated Delivery Date			
Fri 02/03/2023			
Certified Mail®			\$4.15
Tracking #:			
70192970000228477708			
Return Receipt			\$3.35
Tracking #:			
9590 9402 4535 8278 2407 05			
Affixed Postage			-\$8.37
Affixed Amount: \$8.37			
Total			\$0.00
Grand Total			

NOTICE OF PUBLIC HEARING ON PROPOSED AMENDMENT TO THE MARQUETTE COUNTY ZONING ORDINANCE

NOTICE IS HEREBY GIVEN that a public hearing will be held on the 1st day of March, 2023 at 4:30 PM on the proposed amendment to the Marquette County Code of Ordinances Chapter 70-Zoning. The hearing will be in person with an option to join virtually. In person will be in the County Board Room of the Marquette County Services Center, 480 Underwood Avenue, Montello, WI 53949. Virtual meeting will be available remotely using Webex (Meeting number (access code): 2555 803 5970. Meeting password: tHRVhm2pF72 (84784627 from phones and video systems) or dial in 1-408-418-9388.

Join from the meeting link
<https://marquettecounty.my.webex.com/marquettecounty.my/j.php?MTID=ma033d95290b3cf61c4571eadac7b0456>

O'Connell Family Farm LLC, 4819 W Sunnyside Dr, Milwaukee, WI 53208 is requesting a rezoning from a Prime Agriculture (AG-1) District to Agriculture Residential (AG-3(2)) and Farmland Preservation Overlay (FPO) Districts for the following lands:

The SE1/4-NW1/4, Section 25, T15N R9E, Town of Packwaukee, containing 40 acres more or less with 2 acres rezoned to AG-3(2) and the remaining 38 acres to the FPO District.

The petition to amend said ordinance is on file in the Planning, Zoning and Land Information Office of Marquette County, Montello, Wisconsin or on the webpage at <http://www.co.marquette.wi.us/departments/zoning>.

Dated this 26th day of January, 2023.
Publish: 2/9/23, 2/16/23 WNAXLP

NOTICE OF PUBLIC HEARING ON PROPOSED AMENDMENT TO THE MARQUETTE COUNTY ZONING ORDINANCE

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Dated this 26th day of January, 2023.
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Domestic Return Receipt

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Tara Sommersberger, Clerk
P.O. Box 412
Packwaukee, WI 53953



9590 9402 4535 8278 2407 05

2. Article Number (Transfer from service label)

7019 2970 0002 2847 7708

COMPLETE THIS SECTION

A. Signature

X *[Signature]*

B. Received by (Printed Name)

JERI SHOWER

D. Is delivery address different from the return address?

If YES, enter delivery address

3. Service Type

- ☐ Adult Signature
- ☐ Adult Signature Restricted Delivery
- ☒ Certified Mail®
- ☐ Certified Mail Restricted Delivery
- ☐ Collect on Delivery
- ☐ Collect on Delivery Restricted
- ☐ Registered Mail
- ☐ Registered Mail Restricted Delivery (over \$500)

Parcel 022-01806-0000: Preliminary Lot for AG-3(2) zoning



1 inch equals 94 feet



MARQUETTE COUNTY
WISCONSIN

Current Time: 1/23/2023 10:08 AM

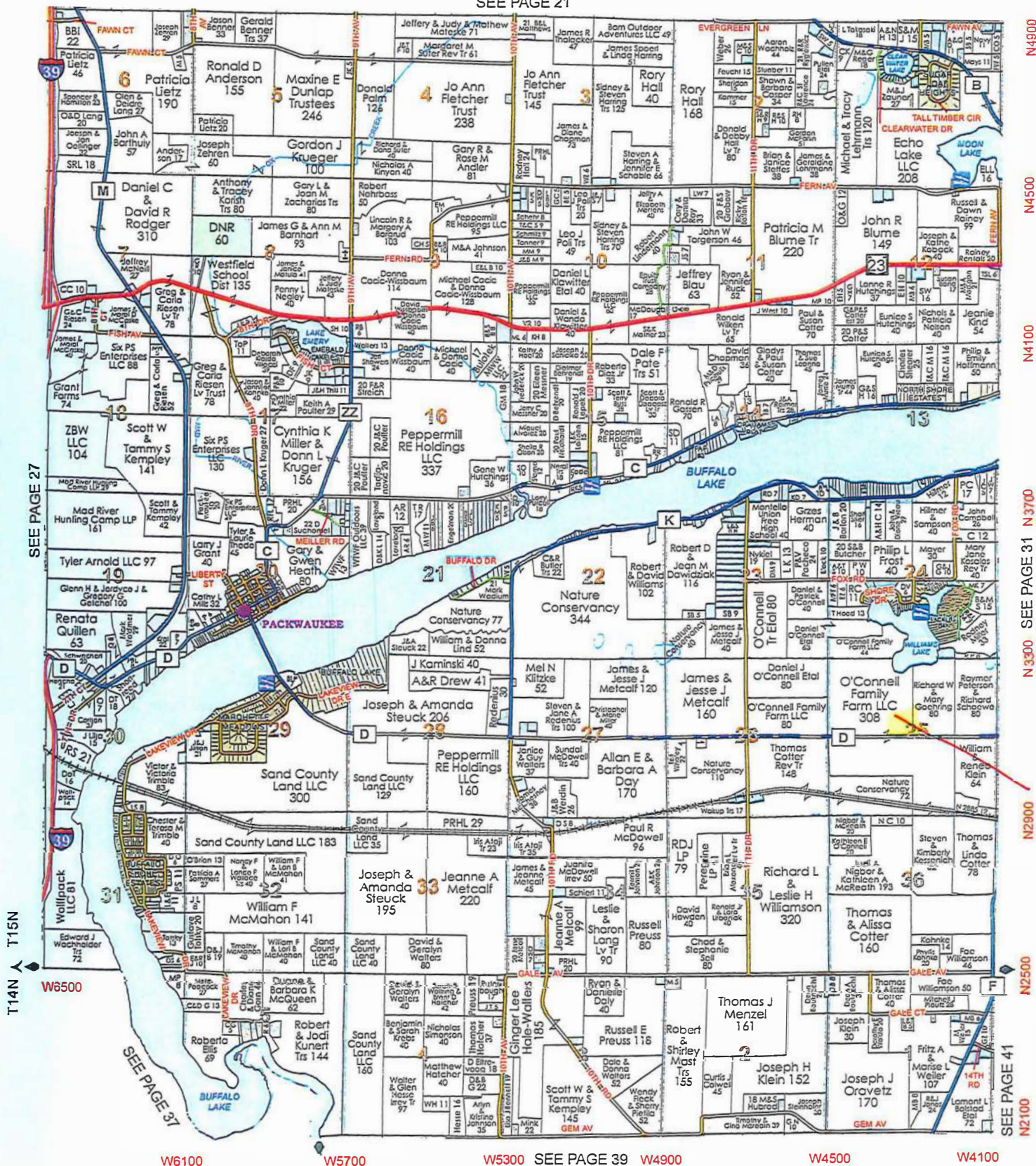
DISCLAIMER: This map is not guaranteed to be accurate, correct, current, or complete and conclusions drawn are the responsibility of the user.



Townships 14N & 15N - Range 9E

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SEE PAGE 21



The Zoning Ordinance of Marquette County and accompanying Zoning Map is amended in the following respects: CSM 1889 being part of the SE1/4-NW1/4, Section 3, T14N R9E, Town of Packwaukee, containing 3.01 acres more or less is rezoned from Prime Agriculture (AG-1) to the Agriculture Residential (AG-3(2)) District.

REPORT OF THE PLANNING AND ZONING COMMITTEE TO THE COUNTY
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and having held public hearing thereon, pursuant to Section 59.69, Wisconsin Statutes, notice thereof having been given as provided by law, and being duly informed of the facts pertinent to the changes proposed and duly advised of the wishes of the people in the area affected hereby recommends as follows:

That the petition for amendment by David and Brenda Anderson be approved.

Dated this 2nd day of March, 2023

MARQUETTE COUNTY PLANNING AND ZONING
COMMITTEE

7019 2970 0002 2847 7692

U.S. Postal Service
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PACKWAUKEE, WI 53953

0687
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Postmark
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01/31/2023

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Tara Sommersberger, Clerk
P.O. Box 412
Packwaukee WI 53953

PS Form 3800, April 2015 PSN 7530-02-000-9053

01/31/2023 02:58 PM

Product Qty Unit Price

First-Class Mail® 1 \$1.11

Letter

Packwaukee, WI 53953

Weight: 0 lb 2.20 oz

Estimated Delivery Date

Thu 02/02/2023

Certified Mail® \$4.15

Tracking #:

70192970000228477692

Return Receipt \$3.35

Tracking #:

9590 9402 4535 8278 2407 12

Affixed Postage -\$8.61

Affixed Amount: \$8.61

Total \$0.00

Grand Total \$0.00

NOTICE OF PUBLIC HEARING ON PROPOSED AMENDMENT TO THE MARQUETTE COUNTY ZONING ORDINANCE

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David and Brenda Anderson, N2306 10th Rd, Montello, WI 53949 are requesting a rezoning from a Prime Agriculture (AG-1) District to an Agriculture Residential (AG-3(2)) District for the following lands:

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Dated this 30th day of January, 2023.

Publish: 2/9/23, 2/16/23 WNAJLP

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Dated this 30th day of January, 2023.

Publish: 2/9/23, 2/16/23 WNAJLP

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Tara Sommersberger, Clerk
 P.O. Box 412
 Packwaukee, WI 53953



9590 9402 4535 8278 2407 12

2. Article Number (Transfer from service label)

7019 2970 0002 2847 7692

COMPLETE THIS SECTION

A. Signature

[Signature]

B. Received by (Printed Name)

JERI SHOW

D. Is delivery address different? If YES, enter delivery address

3. Service Type

☐ Adult Signature

☐ Adult Signature Restricted Delivery

☒ Certified Mail®

☐ Certified Mail Restricted Delivery

☐ Collect on Delivery

☐ Collect on Delivery Restricted Delivery

☐ d Mail

☐ d Mail Restricted Delivery

(500)

Anderson rezone



1 inch equals 188 feet



MARQUETTE COUNTY
WISCONSIN

Current Time: 1/30/2023 12:10 PM

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Townships 14N & 15N - Range 9E

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W6500

SEE PAGE 37

W6100 W5700 W5300 SEE PAGE 39 W4900 W4500 W4100

022-00842-0000

ROLL CALL - COUNTY BOARD OF SUPERVISORS

MARQUETTE COUNTY, WISCONSIN

March 21, 2023, Session Resolution 9-2023

ROLL CALL

ZONING AMENDMENT- TOWN OF PACKWAUKEE

SUPERVISORS

	<u>YES</u>	<u>NO</u>
Bennett	☐	☐
Benson	☐	☐
Borzick	☐	☐
Fenner	☐	☐
Frazer	☐	☐
Gibeaut	☐	☐
Krentz	☐	☐
Locke	☐	☐
Mack	☐	☐
McGwin	☐	☐
Nigbor	☐	☐
O'Brien	☐	☐
Raddatz	☐	☐
Rosenthal	☐	☐
Swan	☐	☐
Vote	☐	☐
Walters	☐	☐

ADOPTED ☐
DEFEATED ☐

VOTE TALLY

YES	_____
NO	_____
ABSENT	_____
ABSTAIN	_____

INTRODUCED BY:

Committee Recommendation:

Planning & Zoning Committee

STATE OF WISCONSIN)
) SS

County of Marquette)

I, Kiley Lloyd, County Clerk of Marquette County,
Wisconsin do hereby certify that the above is a
true and correct copy of the resolution passed by
the Marquette County Board of Supervisors on this
date.

Date > Kiley Lloyd, County Clerk

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 a use not allowed
in the AG-1 district.
2. The rezoning will not substantially impair or
limit current or future agricultural use of the
surrounding parcels of land that are zoned for
or legally restricted to agricultural use.
3. The rezoning is consistent with the applicable
town and County comprehensive plans,
including the farmland preservation plan
component of the County Comprehensive
Plan.

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

The Zoning Ordinance of Marquette County and
accompanying Zoning Map is amended in the following
respects: Lot 2, CSM 626 being part of the NE1/4-NE1/4,
Section 18, T15N R9E, Town of Packwaukee, containing
2.676 acres more or less is rezoned from Prime Agriculture
(AG-1) to the Agriculture Residential (AG-3(2)) District.

REPORT OF THE PLANNING AND ZONING COMMITTEE TO THE COUNTY
BOARD ON PUBLIC HEARING ON PETITION TO AMEND THE
MARQUETTE COUNTY ZONING ORDINANCE

TO THE COUNTY BOARD OF MARQUETTE COUNTY:

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the following described lands:

Lot 2, CSM 626 being part of the NE1/4-NE1/4, Section 18, T15N R9E, Town of Packwaukee, containing 2.676 acres more or less.

and having held public hearing thereon, pursuant to Section 59.69, Wisconsin Statutes, notice thereof having been given as provided by law, and being duly informed of the facts pertinent to the changes proposed and duly advised of the wishes of the people in the area affected hereby recommends as follows:

That the petition for amendment by Robert Anderson be approved.

Dated this 2nd day of March, 2023

MARQUETTE COUNTY PLANNING AND ZONING
COMMITTEE

7019 2970 0002 2847 7715

U.S. Postal Service™

CERTIFIED MAIL® RECEIPT

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Packwaukee, WI 53953

Certified Mail Fee

\$4.15

Extra Services & Fees (check box, add fee as appropriate)

- ☐ Return Receipt (hardcopy) \$~~2.80~~ ~~1.00~~
- ☐ Return Receipt (electronic) \$~~2.80~~ ~~1.00~~
- ☐ Certified Mail Restricted Delivery \$~~3.00~~ ~~0.00~~
- ☐ Adult Signature Required \$~~3.00~~ ~~0.00~~
- ☐ Adult Signature Restricted Delivery \$~~3.00~~ ~~0.00~~

Postage

\$0.87

Total Postage and Fees

\$8.37

Sent To

Tara Sommersberger, Clerk

Street and Apt. No., or PO Box No.

P.O. Box 412

City, State, ZIP+4®

Packwaukee, WI 53953

PS Form 3800, April 2015 PSN 7530-02-000-9053

See Reverse for Instructions

MONTICELLO, WI 53949-9773

(800) 275-8177

02/02/2023

03:26 PM

Product	Qty	Unit Price	Price
First-Class Mail® Letter	1		\$0.87
Packwaukee, WI 53953			
Weight: 0 lb 1.70 oz			
Estimated Delivery Date			
Sat 02/04/2023			
Certified Mail®			\$4.15
Tracking #:			
70192970000228477715			
Return Receipt			\$3.35
Tracking #:			
9590 9402 4535 8278 2406 99			
Affixed Postage			-\$8.37
Affixed Amount: \$8.37			
Total			\$0.00
Grand Total			\$0.00

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

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Packwaukee, WI 53953



9590 9402 4535 8278 2406 99

2. Article Number (Transfer from service label)

7019 2970 0002 2847 7715

COMPLETE THIS SECTION

A. Signature

X [Signature]

B. Received by (Printed Name)

JERI SHOW

D. Is delivery address different?
If YES, enter delivery address

3. Service Type

- ☐ Adult Signature
- ☐ Adult Signature Restricted Delivery
- ☒ Certified Mail®
- ☐ Certified Mail Restricted Delivery
- ☐ Collect on Delivery
- ☐ Collect on Delivery Restricted Delivery
- ☐ Registered Mail
- ☐ Registered Mail Restricted Delivery (over \$500)

NOTICE OF PUBLIC HEARING ON PROPOSED AMENDMENT TO THE MARQUETTE COUNTY ZONING ORDINANCE

NOTICE IS HEREBY GIVEN that a public hearing will be held on the 1st day of March, 2023 at 4:30 PM on the proposed amendment to the Marquette County Code of Ordinances Chapter 70-Zoning. The hearing will be in person with an option to join virtually. In person will be in the County Board Room of the Marquette County Services Center, 480 Underwood Avenue, Montello, WI 53949. Virtual meeting will be available remotely using Webex (Meeting number (access code): 2555 803 5970. Meeting password: tHRVhm2pF72 (84784627 from phones and video systems) or dial in 1-408-418-9388.

Join from the meeting link

<https://marquettecounty.my.webex.com/marquettecounty.my/j.php?MTID=ma033d95290b3cf61c4571eadac7b0456>

Robert H. Anderson, 492 Gulch Ave, Wisconsin Dells, WI 53965 is requesting a rezoning from a Prime Agriculture (AG-1) District to an Agriculture Residential (AG-3(2)) District for the following lands:

Lot 2, CSM 626 being part of the NE1/4-NE1/4, Section 18, T15N R9E, Town of Packwaukee, containing 2.676 acres more or less.

The petition to amend said ordinance is on file in the Planning, Zoning and Land Information Office of Marquette County, Montello, Wisconsin or on the webpage at <http://www.co.marquette.wi.us/departments/zoning>.

Dated this 26th day of January, 2023.

Publish: 2/9/23, 2/16/23 WNAXLP

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Join from the meeting link

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Dated this 26th day of January, 2023.

Publish: 2/9/23, 2/16/23 WNAXLP

Marquette County



1 inch equals 188 feet



MARQUETTE COUNTY
WISCONSIN

Current Time: 6/30/2022 1:51 PM

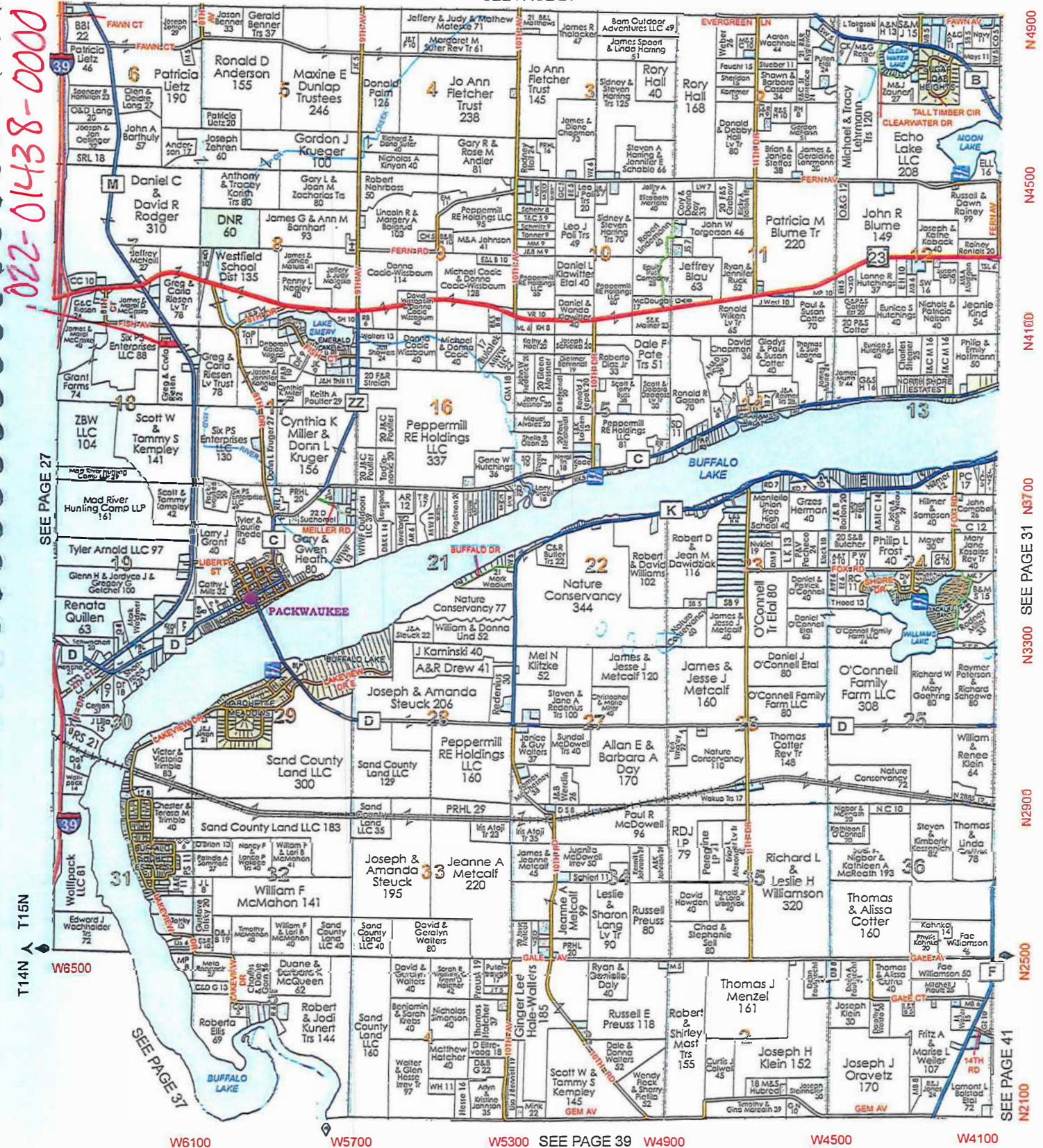
DISCLAIMER: This map is not guaranteed to be accurate, correct, current, or complete and conclusions drawn are the responsibility of the user.



Townships 14N & 15N - Range 9E

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SEE PAGE 21



ROLL CALL - COUNTY BOARD OF SUPERVISORS

MARQUETTE COUNTY, WISCONSIN

March 21, 2023, Session Resolution 10-2023

ROLL CALL

SUPERVISORS	YES	NO
Bennett	☐	☐
Benson	☐	☐
Borzick	☐	☐
Fenner	☐	☐
Frazer	☐	☐
Gibeaut	☐	☐
Krentz	☐	☐
Locke	☐	☐
Mack	☐	☐
McGwin	☐	☐
Nigbor	☐	☐
O'Brien	☐	☐
Raddatz	☐	☐
Rosenthal	☐	☐
Swan	☐	☐
Vote	☐	☐
Walters	☐	☐

ADOPTED ☐
DEFEATED ☐

VOTE TALLY

YES _____
NO _____
ABSENT _____
ABSTAIN _____

INTRODUCED BY:

Committee Recommendation:

Judicial & Public Safety Committee

STATE OF WISCONSIN)
) SS

County of Marquette)

I, Kiley Lloyd, County Clerk of Marquette County,
Wisconsin do hereby certify that the above is a
true and correct copy of the resolution passed by
the Marquette County Board of Supervisors on this
date.

Date > Kiley Lloyd, County Clerk

Authorizing Marquette County to Enter into the Settlement Agreements with Teva Pharmaceutical Industries Ltd., Allergan Finance, LLC, Walgreen Co., Walmart, Inc., CVS Health Corporation and CVS Pharmacy, Inc., Agree to the Terms of the Addendum to the MOU Allocating Settlement Proceeds, and Authorize Entry into the MOU with the Attorney General

WHEREAS, on January 17, 2023 the Marquette County Board of Supervisors previously authorized the County to enter into an engagement agreement with von Briesen & Roper, s.c., Crueger Dickinson LLC and Simmons Hanly Conroy LLC (the "Law Firms") to pursue litigation against certain manufacturers, distributors, and retailers of opioid pharmaceuticals (the "Opioid Defendants") in an effort to hold the Opioid Defendants financially responsible for the County's expenditure of vast money and resources to combat the opioid epidemic;

WHEREAS, on behalf of the County, the Law Firms filed a lawsuit against the Opioid Defendants;

WHEREAS, the Law Firms filed similar lawsuits on behalf of 66 other Wisconsin counties and all Wisconsin cases were coordinated with thousands of other lawsuits filed against the same or substantially similar parties as the Opioid Defendants in the Northern District of Ohio, captioned *In re: Opioid Litigation*, MDL 2804 (the "Litigation");

WHEREAS, four (4) additional Wisconsin counties (Milwaukee, Dane, Waukesha, and Walworth) hired separate counsel and joined the Litigation;

WHEREAS, since the inception of the Litigation, the Law Firms have coordinated with counsel from around the country (including counsel for Milwaukee, Dane, Waukesha, and Walworth Counties) to prepare the County's case for trial and engage in extensive settlement discussions with the Opioid Defendants;

WHEREAS, the settlement discussions with Teva Pharmaceutical Industries Ltd., Allergan Finance, LLC, Walgreen Co., Walmart, Inc., CVS Health Corporation and CVS Pharmacy, Inc.. (the "Settling Defendants") resulted in a tentative agreement as to settlement terms pending agreement from the County and other plaintiffs involved in the Litigation;

WHEREAS, copies of the various settlement agreements relating to the Settling Defendants (collectively "Settlement Agreements") representing the terms of the tentative settlement agreements with the Settling Defendants have been provided with this Resolution;

WHEREAS, the Settlement Agreements provide, among other things, for the payment of certain sums to Participating Subdivisions (as defined in the Settlement Agreements) upon the occurrence of certain events detailed in the Settlement Agreements;

WHEREAS, the County is a Participating Subdivision in the Settlement Agreements and has the opportunity to participate in the benefits associated with the Settlement Agreement provided the County (a) approves the Settlement Agreements; (b) approves the Memorandum of Understanding allocating proceeds from the Settlement Agreements among the various Wisconsin Participating Subdivisions, a copy of which is attached to this Resolution (the "Allocation MOU"); (c) approves the Memorandum of Understanding with the Wisconsin Attorney General regarding allocation of settlement proceeds, a copy of which is attached to this Resolution (the "AG MOU"); and (d) the Legislature's Joint Committee on Finance approves the terms of the Settlement Agreements and the AG MOU;

WHEREAS, 2021 Wisconsin Act 57 created Section 165.12 of the Wisconsin Statutes relating to the settlement of all or part of the Litigation;

WHEREAS, pursuant to Wis. Stat. § 165.12(2), the Legislature's Joint Committee on Finance is required to approve the Settlement Agreements and the AG MOU;

WHEREAS, pursuant to Wis. Stat. § 165.12(2), the proceeds from any settlement of all or part of the Litigation are distributed 70% to local governments in Wisconsin that are parties to the Litigation and 30% to the State;

WHEREAS, Wis. Stat. § 165.12(4)(b)2. provides the proceeds from the Settlement Agreement must be deposited in a segregated account (the "Opioid Abatement Account") and may be expended only for approved uses for opioid abatement as provided in the Settlement Agreements;

WHEREAS, Wis. Stat. § 165.12(7) bars claims from any Wisconsin local government against the Opioid Defendants filed after June 1, 2021;

WHEREAS, the definition of Participating Subdivisions in the Settlement Agreements recognizes a statutory bar on claims such as that set forth in Wis. Stat. § 165.12(7) and, as a result, the only Participating Subdivisions in Wisconsin are those counties and municipalities that were parties to the Litigation (or otherwise actively litigating a claim against one, some, or all of the Opioid Defendants) as of June 1, 2021;

WHEREAS, the Legislature's Joint Committee on Finance is not statutorily authorized or required to approve the allocation of proceeds of the Settlement Agreements among Wisconsin Participating Subdivisions;

WHEREAS, the Law Firms have engaged in extensive discussions with counsel for all other Wisconsin Participating Subdivisions resulting in the proposed Allocation MOU, which is an agreement between all of the entities identified in the Allocation MOU as to how the proceeds payable to those entities under the Settlement Agreements will be allocated;

WHEREAS, the proposed Addendum to the MOU ("Addendum") provided with this Resolution provides for allocation of settlement proceeds among the Wisconsin Participating Subdivisions according to the same percentages as that provided in the previously-approved MOU allocating the settlement proceeds of the settlements involving McKesson Corporation, Cardinal Health, Inc., AmerisourceBergen Corporation, Johnson & Johnson, Janssen Pharmaceuticals, Inc., Ortho-McNeil-Janssen Pharmaceuticals, Inc., and Janssen Pharmaceutica, Inc.;

WHEREAS, there is provided with this Resolution a summary of the essential terms of the Settlement Agreements, the deadlines related to the effective dates of the Settlement Agreements, the ramifications associated with the County's refusal to enter into the Settlement Agreements, the form of the Addendum, the form of the AG MOU, and an overview of the process for finalizing the Settlement Agreements;

WHEREAS, the County, by this Resolution, shall deposit the proceeds of the Settlement Agreements consistent with the terms of this Resolution and Wis. Stat. § 165.12(4)(b);

WHEREAS, pursuant to the County's engagement agreement with the Law Firms, the County shall pay up to an amount equal to 25% of the proceeds from successful resolution of all or part of the Litigation, whether through settlement or otherwise, plus the Law Firms' costs and disbursements, to the Law Firms as compensation for the Law Firms' efforts in the Litigation and any settlement;

WHEREAS, the Law Firms anticipate making application to the national fee fund established in the Settlement Agreements seeking payment, in whole or part, of the fees, costs, and disbursements owed the Law Firms pursuant to the engagement agreement with the County;

WHEREAS, it is anticipated the amount of any award from the fee fund established in the Settlement Agreements will be insufficient to satisfy the County's obligations under the engagement agreement with the Law Firms;

WHEREAS, the County, by this Resolution, and pursuant to the authority granted the County in the applicable Order emanating from the Litigation in relation to the Settlement Agreements and payment of attorney fees, shall authorize and direct the escrow agent responsible for the receipt and distribution of the proceeds from the Settlement Agreements to establish an account for the purpose of segregating funds to pay the fees, costs, and disbursements of the Law Firms owed by the County (the "Attorney Fees Account") in order to fund a local "backstop" for payment of the fees, costs, and disbursements of the Law Firms;

WHEREAS, in no event shall payments to the Law Firms out of the Attorney Fees Account and the fee fund established in the Settlement Agreements exceed an amount equal to 25% of the amounts allocated to the County in the Addendum;

WHEREAS, the intent of this Resolution is to authorize the County to enter into the Settlement Agreements, the Addendum, and the AG MOU, establish the County's Opioid Abatement Account, and establish the Attorney Fees Account; and

WHEREAS, the County, by this Resolution, shall authorize the County's corporation counsel to finalize and execute any escrow agreement and other document or agreement necessary to effectuate the Settlement Agreements and the other agreements referenced herein;

NOW, THEREFORE, BE IT RESOLVED: the County Board of Supervisors hereby approves:

1. The execution of the Settlement Agreements and any and all documents ancillary thereto and authorizes the County Administrator 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 County Administrator to execute same upon finalization provided the percentage share identified as allocated to the County is substantially similar to that 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 County Administrator to execute same.
4. The execution by the County Administrator 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 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.

**ADDENDUM TO WISCONSIN LOCAL GOVERNMENT
MEMORANDUM OF UNDERSTANDING**

WHEREAS, the Local Governments entered into the MOU for purposes of memorializing their agreement surrounding, among other things, allocation of the proceeds of the settlements with McKesson Corporation, Cardinal Health, Inc., AmerisourceBergen Corporation, Johnson & Johnson, Janssen Pharmaceuticals, Inc., Ortho- McNeil-Janssen Pharmaceuticals, Inc., and Janssen Pharmaceutica, Inc.;

WHEREAS, the settlement discussions with Walgreens, Walmart, CVS, Teva, and Allergan resulted in tentative agreements as to settlement terms ("Settlement Agreements") pending agreement from the State of Wisconsin, the Local Governments and other parties involved in the Litigation; and

WHEREAS, the Local Governments intend this Addendum to the MOU to effectuate the terms of the Settlement Agreements and allocate the proceeds of the Settlement Agreements to each of the Local Governments in the same manner and same percentages as set forth in the MOU and Exhibit A thereto.

NOW, THEREFORE, the Local Governments enter into this Addendum to the MOU upon the terms described herein.

1. The Local Governments ratify, confirm and agree in all respects to the MOU. By this Addendum, the Local Governments agree that any and all proceeds of the Settlement Agreements defined herein shall be distributed, allocated and otherwise disposed of in the same manner as set forth in the MOU and Exhibit A thereto.
2. Nothing in this MOU is intended to alter or change any Local Government's right to pursue its own claim. Rather, the intent of this MOU is to provide a mechanism for the receipt and expenditure of Opioid Funds.
3. This MOU may be executed in counterparts. Electronic signatures shall in all respects be considered valid and binding.

[Signatures on Following Page]

IN WITNESS WHEREOF, the parties hereby execute this Addendum as of the date set forth below.

ON BEHALF OF THE LOCAL GOVERNMENTS:

Adams County

Printed: _____

Date: _____

Ashland County

Printed: _____

Date: _____

Barron County

Printed: _____

Date: _____

Bayfield County

Printed: _____

Date: _____

Brown County

Printed: _____

Date: _____

Buffalo County

Printed: _____

Date: _____

Burnett County

Printed: _____

Date: _____

Calumet County
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Date: _____

Chippewa County
Printed: _____

Date: _____

Clark County
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Date: _____

Columbia County
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Date: _____

Crawford County
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Date: _____

Dane County
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Date: _____

Dodge County
Printed: _____

Date: _____

Door County
Printed: _____

Date: _____

Douglas County
Printed: _____

Date: _____

Superior, City of
Printed: _____

Date: _____

Dunn County
Printed: _____

Date: _____

Eau Claire County
Printed: _____

Date: _____

Florence County
Printed: _____

Date: _____

Fond Du Lac County
Printed: _____

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Forest County
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Grant County
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Green County
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Date: _____

Green Lake County
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Iowa County
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Iron County
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Jackson County
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Jefferson County
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Date: _____

Juneau County
Printed: _____

Date: _____

Kenosha County
Printed: _____

Date: _____

Kenosha, City of
Printed: _____

Date: _____

Pleasant Prairie, City of
Printed: _____

Date: _____

Kewaunee County
Printed: _____

Date: _____

La Crosse County
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Date: _____

Lafayette County
Printed: _____

Date: _____

Langlade County
Printed: _____

Date: _____

Lincoln County
Printed: _____

Date: _____

Manitowoc County
Printed: _____

Date: _____

Marathon County
Printed: _____

Date: _____

Marinette County
Printed: _____

Date: _____

Marinette, City of
Printed: _____

Date: _____

Ron Barger
Marquette County

Date: 3/1/2023

Printed: Ron Barger

Menominee County

Printed: _____

Date: _____

Milwaukee County

Printed: _____

Date: _____

Cudahy, City of

Printed: _____

Date: _____

Franklin, City of

Printed: _____

Date: _____

Greenfield, City of

Printed: _____

Date: _____

Milwaukee, City of

Printed: _____

Date: _____

Oak Creek, City of

Printed: _____

Date: _____

South Milwaukee, City of

Printed: _____

Date: _____

Wauwatosa, City of

Date: _____

Printed: _____

West Allis, City of

Printed: _____

Monroe County

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Oconto County

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Oneida County

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Outagamie County

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Ozaukee County

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Pepin County

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Pierce County

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Portage County
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Price County
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Racine County
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Mount Pleasant, City of
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Sturtevant, City of
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Union Grove, City of
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Yorkville Town
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Richland County
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Rock County

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Rusk County
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Sauk County
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Sawyer County
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Shawano County
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Sheboygan County
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St. Croix County
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Taylor County
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Trempealeau County
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Date: _____

Vernon County

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Vilas County

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Walworth County

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Washburn County

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Washington County

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Waukesha County

Printed: _____

Waupaca County

Printed: _____

Waushara County

Printed: _____

Winnebago County

Printed: _____

Wood County

Date: _____

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Date: _____

Printed: _____

**WISCONSIN STATE-LOCAL GOVERNMENT MEMORANDUM OF
UNDERSTANDING FOR THE ALLOCATION OF
OPIOID SETTLEMENT PROCEEDS**

WHEREAS, the State of Wisconsin (“State”), its communities, and their people have been harmed by misfeasance, nonfeasance and malfeasance committed by certain entities that engage in or have engaged in the manufacture, marketing, promotion, distribution or dispensing of an opioid analgesic, specifically related to the covered conduct by Defendants *In re: Opioid Litigation*, MDL 2804 pending in the United States District Court for the Northern District of Ohio (“Litigation”);

WHEREAS, certain Wisconsin local governments identified on the attached Exhibit A (“Local Governments”), through their counsel, and the State of Wisconsin, through its Attorney General, are separately engaged in investigations, litigation, and settlement discussions seeking to hold the Defendants in the Litigation accountable for the damage caused by their misfeasance, nonfeasance and malfeasance;

WHEREAS, the State of Wisconsin and the Local Governments share a common desire to abate and alleviate the impacts of the misfeasance, nonfeasance and malfeasance described above throughout the State of Wisconsin and in its local communities;

WHEREAS, the settlement discussions with Walgreens, Walmart, CVS, Teva, and Allergan (“Settling Defendants”) resulted in tentative agreements as to settlement terms (“Settlement Agreements”) pending agreement from the State of Wisconsin, the Local Governments and other parties involved in the Litigation;

WHEREAS, while the Local Governments and the State recognize that the sums which may be available from the aforementioned Settlement Agreements will likely be insufficient to fully abate the public health crisis caused by the Opioid epidemic, they share a common interest in dedicating the most resources possible to the abatement effort;

WHEREAS, the State of Wisconsin enacted Wis. Stat. § 165.12 which provides for an allocation of opioid settlement proceeds;

WHEREAS, the State and the Local Governments intend this Memorandum of Understanding (“MOU”) to effectuate the terms of future Settlement Agreements arising out of the Litigation in a manner consistent with Wis. Stat. § 165.12(2); and

WHEREAS, this MOU does not supersede or alter any previously agreed upon MOU between the State and Local Governments related to the Litigation.

NOW, THEREFORE, the State and the Local Governments, enter into this MOU upon the terms described herein.

1. As used in this MOU, the term “Opioid Settlement Proceeds” shall mean all funds allocated by a Settlement Agreement (“Settlement Payments”) to the State or Local

Governments for purposes of opioid remediation activities, as well as any repayment of those funds and any interest or investment earnings that may accrue as those funds are temporarily held before being expended on opioid remediation strategies. "Opioid Settlement Proceeds" do ***not*** include the "Additional Restitution Amount" (also known as additional remediation, or any other fund, proceed, or amount paid to States who did not utilize outside counsel), reimbursement of the United States Government, or separate funds identified in Settlement Agreements as direct or indirect compensation for a Party's litigation fees, expenses, and/or costs.

2. The Settlement Administrator shall directly distribute the Opioid Settlement Proceeds to the State and to Local Governments in such proportions and for such uses as set forth in this MOU.
3. Opioid Settlement Proceeds shall be allocated as follows: (i) 30% to the State of Wisconsin ("State Share"); and (ii) 70% to Local Governments ("LG Share"). Opioid Settlement Proceeds shall not be considered funds of the State or any Local Government unless and until such time as each annual distribution is made.
4. 100% of the "Additional Restitution Amount" shall be paid to the State and deposited with the Department of Health Services.
5. Except for Opioid Settlement Funds expended in payment of attorney fees as provided in Wis. Stat. § 165.12(6), all Opioid Settlement Proceeds, regardless of allocation, and the entire "Additional Restitution Amount," shall, consistent with Wis. Stat. § 165.12(3) and (4), and except as provided in Wis. Stat. § 165.12(5), be utilized only for purposes identified as approved uses for abatement in a Settlement Agreement.
6. If any portion of the LG Share is used for the payment of owed attorney fees as authorized under Wis. Stat. § 165.12(6), the Local Governments shall report to the Attorney General and the Joint Committee on Finance the amount of the payment(s) and provide the contract(s) under which the attorney fees are purportedly owed.

Notwithstanding any limitations or characterization of funds herein to the contrary, any payments for attorneys' fees and expenses may only be paid for out of the owing Local Governments' share.

7. The parties agree to comply with the terms of the Settlement Agreements, including but not limited to (a) a requirement that a certain percentage of the Settlement Payment be spent on remediation, and (b) that at least 70% of a Settlement Payment be used solely for future Opioid Remediation as defined by the Settlement Agreements.
8. The LG Share shall be paid to each Local Government by the Settlement Administrator based on the allocation created and agreed to by the Local Governments which assigns each Local Government a percentage share of the LG Share, less any applicable attorney fees as authorized under Wis. Stat. § 165.12(6) and referenced above.

9. Nothing in this MOU is intended to alter or change any Local Government's right to pursue its own claim. Rather, the intent of this MOU is to provide a mechanism for the receipt and expenditure of Opioid Settlement Proceeds. Notwithstanding the foregoing, only Local Governments who are Participating Subdivisions under a Settlement Agreement, and who agree to the terms of this MOU may directly receive Opioid Settlement Proceeds.
10. Notwithstanding any limitations or characterization of funds herein to the contrary, any payments for Local Government attorney's fees and expenses may be applied only to the LG Share or any Local Government share of the LG Share. The State shall have no responsibility for payment of attorneys' fees or litigation expenses.
11. The parties understand that the United States may claim a portion of the Opioid Settlement Proceeds for Medicaid reimbursement. The parties agree that, to the extent a claim for Medicaid reimbursement is made, the parties shall bear the liability for the reimbursement on a pro rata basis based upon the particular claims made by the United States related to the Medicaid reimbursement. The parties agree to meet, confer, and cooperate in good faith concerning the allocation of any such liability.
12. The Attorney General may extend this MOU to apply to future settlements with other entities who engage in or have engaged in the manufacture, marketing, promotion, distribution or dispensing of an opioid analgesic, specifically related to the covered conduct by Defendants in the Litigation. To exercise this option, the Attorney General shall send written notice to counsel for the Local Governments. The Local Governments shall have 30 days from the date of the notice to express in writing any objection(s) to the extension of the MOU to the settlement(s). If any Local Government objects to the extension of the MOU to the settlement(s), it shall not be extended.

Notice to the Local Governments shall be sent via regular U.S. Mail or email to:

Andrew Phillips
Attolles Law, s.c.
222 E. Erie Street
Suite 210
Milwaukee, WI 53202
aphillips@attolles.com

Erin Dickinson
Crueger Dickinson LLC
4532 N. Oakland Ave.
Milwaukee, WI 53211
ekd@cruegerdickinson.com

Burton LeBlanc
2600 CitiPlace Drive
Suite 400
Baton Rouge, LA 70809
bleblanc@baronbudd.com

Shayna Sacks
360 Lexington Avenue
Eleventh Floor
New York, NY 10017
ssacks@napolilaw.com

Christopher Smith
von Briesen & Roper, s.c.
411 E. Wisconsin Ave.
Suite 1000
Milwaukee, WI 53202
christopher.smith@vonbriesen.com

Steven Nelson
von Briesen & Roper, s.c.
411 E. Wisconsin Ave.
Suite 1000
Milwaukee, WI 53202
steven.nelson@vonbriesen.com

Any objection(s) by a Local Government shall be sent via regular U.S. Mail or email to:

Laura E. McFarlane
Assistant Attorney General
Wisconsin Department of Justice
17 W. Main Street
Post Office Box 7857
Madison, Wisconsin 53707-7857
mcfarlanele@doj.state.wi.us

and

R. Duane Harlow
Assistant Attorney General
Wisconsin Department of Justice
17 West Main Street
Post Office Box 7857
Madison, Wisconsin 53707-7857
harlowrd@doj.state.wi.us

13. This MOU may be executed in counterparts. Electronic signatures shall in all respects be considered valid and binding.

[Signatures on Following Page]

IN WITNESS WHEREOF, the parties hereby execute this MOU as of the date set forth below.

ON BEHALF OF THE STATE OF WISCONSIN:

Attorney General Josh Kaul

Date: _____

ON BEHALF OF THE LOCAL GOVERNMENTS:

Adams County
Printed: _____

Date: _____

Ashland County
Printed: _____

Date: _____

Barron County
Printed: _____

Date: _____

Bayfield County
Printed: _____

Date: _____

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Clark County

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Columbia County

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Dane County

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Door County
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Superior, City of
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Juneau County

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La Crosse County

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Marathon County
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Marinette County
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Ron Barger

Marquette County
Printed: Ron Barger

Date: 3/1/2023

Menominee County
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Milwaukee County
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Franklin, City of
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Greenfield, City of
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Milwaukee, City of
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Oak Creek, City of
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South Milwaukee, City of
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Wauwatosa, City of
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West Allis, City of
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Monroe County

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Oneida County

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Ozaukee County

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Pierce County

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Racine County
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Mount Pleasant, City of
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Sturtevant, City of
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Union Grove, City of
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Yorkville Town
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Richland County
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Trempealeau County

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Vernon County

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Vilas County

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Walworth County

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Washburn County

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Washington County

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Waukesha County

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Waupaca County

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Waushara County

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Winnebago County

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Wood County

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Date: _____

EXHIBIT A
Litigating Local Governments

Adams County
Ashland County
Barron County
Bayfield County
Brown County
Buffalo County
Burnett County
Calumet County
Chippewa County
Clark County
Columbia County
Crawford County
Dane County
Dodge County
Door County
Douglas County
City of Superior
Dunn County
Eau Claire County
Florence County
Fond Du Lac County
Forest County
Grant County
Green County
Green Lake County
Iowa County
Iron County
Jackson County
Jefferson County

Juneau County
Kenosha County
City of Kenosha
Village of Pleasant Prairie
Kewaunee County
La Crosse County
Lafayette County
Langlade County
Lincoln County
Manitowoc County
Marathon County
Marinette County
City of Marinette
Marquette County
Menominee County
Milwaukee County
City of Cudahy
City of Franklin
City of Greenfield
City of Milwaukee
City of Oak Creek
City of South Milwaukee
City of Wauwatosa
City of West Allis
Monroe County
Oconto County
Oneida County
Outagamie County
Ozaukee County

Pepin County
Pierce County
Portage County
Price County
Racine County
Village of Mount Pleasant
Village of Sturtevant
Village of Union Grove
Town of Yorkville
Richland County
Rock County
Rusk County
Sauk County
Sawyer County
Shawano County
Sheboygan County
St Croix County
Taylor County
Trempealeau County
Vernon County
Vilas County
Walworth County
Washburn County
Washington County
Waukesha County
Waupaca County
Waushara County
Winnebago County
Wood County

ROLL CALL - COUNTY BOARD OF SUPERVISORS
MARQUETTE COUNTY, WISCONSIN

ROLL CALL

<u>SUPERVISORS</u>	<u>YES</u>	<u>NO</u>
Bennett	☐	☐
Benson	☐	☐
Borzick	☐	☐
Fenner	☐	☐
Frazer	☐	☐
Gibeaut	☐	☐
Krentz	☐	☐
Locke	☐	☐
Mack	☐	☐
McGwin	☐	☐
Nigbor	☐	☐
O'Brien	☐	☐
Raddatz	☐	☐
Rosenthal	☐	☐
Swan	☐	☐
Vote	☐	☐
Walters	☐	☐

ADOPTED ☐
DEFEATED ☐

VOTE TALLY

YES _____
NO _____
ABSENT _____
ABSTAIN _____

INTRODUCED BY:

Committee Recommendation:
Judicial & Public Safety Committee
Executive & Finance Committee
STATE OF WISCONSIN)

) SS

County of Marquette)

I, Kiley Lloyd, County Clerk of Marquette County, Wisconsin do hereby certify that the above is a true and correct copy of the resolution passed by the Marquette County Board of Supervisors on this date.

Date _____ Kiley Lloyd, County Clerk

March 21, 2023, Session Resolution 11-2023

**BUDGET AMENDMENT-911 TEXTING SETUP FEE
& ESINET PROGRAM**

WHEREAS, NG911 ESINet (Emergency Services IP Network) allows a caller to send information to dispatchers regarding an emergency through videos, text messages, and photos, and

WHEREAS, Marquette County was unable to secure PSAP grant funding for ESINet, and

WHEREAS, Frontier will soon no longer support the administrative lines in the Marquette County Sheriff's Office, and

WHEREAS, if Marquette County does not upgrade to ESINet we will lose our place within the AT&T Motorola upgrade queue, resulting in a 3-4 year extension of completion, and

WHEREAS, the Judicial and Public Safety Committee and the Executive and Finance Committee are recommending moving forward with the ESINet Project, and

THEREFORE BE IT RESOLVED, the Marquette County Board of Supervisors approves the ESINet project, with a \$1,250 911 texting setup fee and a \$28,922.72 project fee (including one year of maintenance), with a total of \$30,172.72 being transferred from the General Fund to the 2023 Sheriff's Office Budget.

FISCAL IMPACT: \$30,172.72 to be transferred from the General Fund to the 2023 Sheriff's Office budget.

ROLL CALL - COUNTY BOARD OF SUPERVISORS

MARQUETTE COUNTY, WISCONSIN

ROLL CALL

<u>SUPERVISORS</u>	<u>YES</u>	<u>NO</u>
Bennett	☐	☐
Benson	☐	☐
Borzick	☐	☐
Fenner	☐	☐
Frazer	☐	☐
Gibeaut	☐	☐
Krentz	☐	☐
Locke	☐	☐
Mack	☐	☐
McGwin	☐	☐
Nigbor	☐	☐
O'Brien	☐	☐
Raddatz	☐	☐
Rosenthal	☐	☐
Swan	☐	☐
Vote	☐	☐
Walters	☐	☐

ADOPTED ☐
DEFEATED ☐

VOTE TALLY

YES _____
NO _____
ABSENT _____
ABSTAIN _____

INTRODUCED BY:

Committee Recommendation:
Judicial & Public Safety Committee
Executive & Finance Committee
STATE OF WISCONSIN)

) SS

County of Marquette)

I, Kiley Lloyd, County Clerk of Marquette County, Wisconsin do hereby certify that the above is a true and correct copy of the resolution passed by the Marquette County Board of Supervisors on this date.

Date _____ > Kiley Lloyd, County Clerk

March 21, 2023, Session Resolution 12-2023

BUDGET AMENDMENT-NIGHT SHIFT AND WEEKEND DIFFERENTIAL

WHEREAS, the Marquette County Sheriff's Office is responsible for being a 24/7 service to the community and currently has a \$0.50 night shift (6pm-6am) differential for jail/dispatch, and

WHEREAS, the Judicial & Public Safety Committee and the Executive and Finance Committee recommend a pay differential increase for night shift and a pay differential for the weekend shift, and

THEREFORE BE IT RESOLVED, the Marquette County Board of Supervisors approves a \$1 pay differential to begin April 1, 2023 for jail/dispatch night shift (6pm-6am) and weekend hours (Friday 6pm-Sunday 6pm), and

BE IT FURTHER RESOLVED, the estimated fiscal impact of the pay differential to be approximately \$16,775.00 for night shift and approximately \$10,560.00 for weekend shift, being a total of up to, but not limited to, \$27,335.00, not including Social Security, FICA, and Retirement costs.

FISCAL IMPACT: Approximately \$27,335.00 to be transferred from the General Fund to the 2023 Sheriff's Office budget.

