MARQUETTE COUNTY BOARD OF SUPERVISORS

WebEx Remote/Virtual and County Board Room of the Services Center
October 20, 2026

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 regular meeting of the Board of Supervisors of the County of Marquette, Wisconsin was called to order by Chairperson Bornhoeft at 7:00 p.m. on October 20, 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 (absent)
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 Gabe Schmudlach (seated after Oath of Office was completed)
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 and Corporation Counsel Representative Atty. Andrew Adams.

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

Motion/second by Bennett/Raddatz to approve the agenda as presented. Motion carried.

Motion/second by Raddatz/Bennett to approve the minutes of the September 15, 2026 meetings as printed. Motion carried.

Chairperson Bornhoeft introduced the board leadership appointment choice of Gabe Schmudlach to fill the vacancy of District 13. Motion/second by Krause/Raddatz to confirm the appointment of Gabe Schmudlach as District 13 County Board Supervisor. Motion carried 12:3 (Noes: Kappel, Sorensen, Walters).

County Clerk Kiley Lloyd administered the Oath of Office to County Board Supervisor Gabe Schmudlach. Supervisor Schmudlach joined the board for the remainder of the meeting and delivered a voice vote on all remaining action items.

There were no introductions or employee recommendations.

Westfield PTO Representative Ellen Ciezadlo addressed the board regarding support for the school referendums which appear on the November ballot. Westfield School District Administrator Michelle Johnson and Montello School District Administrator Liz Calnin were available to answer questions posed by the board. Discussion followed regarding state funding challenges, taxes, dissolution, etc. Administrator Calnin reported that on October 12th, 2026, the Montello School Board voted to initiate the process of dissolution if the referendum fails. She reported dissolution is a multiyear process with DPI involvement.

The chairperson of the respective standing committees gave committee reports. Board of Health Chairperson Nigbor reported that the Health Department state review has been completed and commended the Marquette County Health Department and Heath Director Jayme Sopha for doing a great job.

Motion/second by Krause/Raddatz to approve Resolution 34-2026 and to approve the following appointments: Planning & Zoning Committee and Land & Water Conservation and UW Extension Committee- Gabe Schmudlach to fill the remainder of Eli Schmudlach's committee terms (County Board Rep)- terms to expire concurrent with County Board term of office.
Comprehensive Community Services Coordinating Committee/Coordinated Services Team Coordinating Committee- Erica Zimmerman to fill the remainder of Trevor Bushke's term (Citizen Rep)- term to expire 5/2028. Motion carried.

Resolution No. 34-2026 ZONING AMENDMENT- TOWN OF OXFORD
(Introduced by Dennis Fenner AND John Bennett)

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 Agricultural and Open Space 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 Rural Land 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 acres to AG-3(4) described as part of the NW-SW, and 36 acres to remain in AO, totaling 40.0 acres for tax parcel 020-00456-0000, all in Section 8, T15N R08E, Town of Oxford, Marquette County, WI

Consideration of separate resolutions per agenda item #12.

Resolution No. 35-2026 RESOLUTION TO AMEND CHAPTER 61 OF THE CODE OF ORDINANCES OF MARQUETTE COUNTY, WI, REGARDING FEE FOR THE BOARD OF ADJUSTMENT APPLICATIONS

(Introduced by John Larkin AND John Bennett)

Upon roll call Resolution No. 35-2026 was adopted as follows: Ayes 16; Noes 0; Absent 1

The County Board of Marquette County, Wisconsin, ordains as follows:

SECTION 1. Chapter 61, Section 14, of the Code of Ordinances of Marquette County, Wisconsin, is hereby amended to read as follows:

A. The County Board of Supervisors shall establish the fees for permits and applications governed by the Code of the County.

B. The Zoning Administrator shall charge a double fee for work starting before a zoning permit is applied for and issued. A double fee shall not release the applicant from full compliance with this Chapter nor exempt the applicant from prosecution or other penalties that are permitted under Chapter 100.

C. Any application to the Board of Adjustment for a variance, special exception, or appeal that involves a structure or use that was established, erected, moved, or structurally altered prior to the issuance of any required permit, or that was constructed or established contrary to the provisions of any County Zoning Chapter, shall be subject to a fee equal to double (2x) the standard application fee established by the County Board of Supervisors for such application. The double fee shall not release the applicant from full compliance with any County Zoning Chapter, nor exempt the applicant from prosecution, forfeiture, or other penalties permitted under the ordinance. Payment of the double fee shall be required before the Board of Adjustment schedules a hearing on the application.

SECTION 2. This ordinance shall take effect and be in force on the day following its passage and publication as required by law.

Motion/second by Fenner/Raddatz to move into closed session as per Wisconsin State Statute 19.85 (1)(g) "Conferring with Legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved." (Claim from Ross Hertzberg). Motion carried on a roll call vote with all 16 members present voting yes. Closed session began at 7:49 p.m.

Motion/second by Borzick/Raddatz to reconvene in open session as per Wisconsin State Statute 19.85 (2) for open continuation of the remainder of the meeting per agenda item 14. Motion carried on a roll call vote with all 16 members present voting yes. Open session was reconvened at 7:54 p.m.

Motion/second by Bennett/Bergh for the county to deny the claim presented from Ross Hertzberg. Motion carried.

There were no strategic plan updates presented or discussed.

The fiscal and personnel reports, grant updates, and correspondence were reviewed as presented by Administrator Barger. Administrator Barger reported that open enrollment is ongoing. He reported that there is no feedback from the EMS consultant available at this time, but the report is likely to be ready for the November Judicial & Public Safety Committee meeting. Administrator Barger reported that he has reached out to the consultant to communicate with the state regarding the innovation grant funds.

Corporation Counsel Representative Atty. Andrew Adams shared Corporation Counsel's report.

Calendar planning was discussed for November 2026. There was discussion regarding the November Executive & Finance Committee meeting, with the date being set for November 4th at 11:00 a.m. in the Public Safety Room of the Law Enforcement Center/Courthouse. Chairperson Bornhoeft reported the November County Board hearing would be held November 10th at 6:30 p.m., with the regular business meeting to follow. It was reported that UW Extension would be hosting a Real Colors Training November 4th from 9 a.m. to 11 a.m. and 6:00 p.m. to 8:00 p.m. in the County Board Room of the Service Center. The Drug Take Back Event is scheduled for October 24th from 10:00 a.m. to 1:00 p.m. at the Sheriff's Office. The meeting was declared adjourned subject to the call of the Chairperson. The meeting was adjourned at 8:07 p.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