

**JEFFERSON COUNTY BOARD MINUTES
TUESDAY, February 11, 2020, 7:00 P.M.**

Chair Jim Schroeder presiding.

County Clerk Audrey McGraw called the roll, all members being present except Tietz, David and Jaeckel who gave prior notice of their inability to attend.

District 1.. Richard C. Jones	District 2 Mike Kelly
District 3..... Greg David	District 4 Augie Tietz
District 5 James B. Braugher	District 6 Dan Herbst
District 7. Dwayne C. Morris	District 8 Michael Wineke
District 9..... Amy Rinard	District 10 Lloyd Zastrow
District 11 Jeff Johns	District 12 Peter A. Hartz
District 13..... Ed Morse	District 14 Kirk Lund
District 15.... Steven J. Nass	District 16 Laura Payne
District 17..... Russell Kutz	District 18 ... Brandon White
District 19..... Jim Schroeder	District 20 Jim Mode
District 21. John C. Kannard	District 22 Blane Poulson
District 23... George Jaeckel	District 24 Roger Lindl
District 25. Matthew Foelker	District 26Joan Fitzgerald
District 27..... Conor Nelan	District 28 Dick Schultz
District 29.. Mary K. Roberts	District 30 Walt Christensen

County Administrator Wehmeier led the Pledge of Allegiance. A moment of silence was observed.

Wehmeier certified compliance with the Open Meetings Law.

Approval of the Agenda. Accepted as printed.

Rinard, Chair of the Executive Committee, moved that the minutes of the January 14, 2020, meeting be approved as presented. Seconded and carried.

Communications.

County Clerk McGraw presented the following communications:

1. Notice of Public Hearing from the Jefferson County Planning and Zoning Committee for a hearing to be held on February 20, 2020, at 7:00 p.m. in Room 205 of the Jefferson County Courthouse.
- 2.

**GENERAL FINANCIAL CONDITION
JEFFERSON COUNTY, WISCONSIN
February 01, 2020**

Available Cash on Hand		
January 1, 2020	\$	981,019.09
December Receipts	\$	16,050,352.89
Total Cash		\$17,031,371.98
Disbursements		
General –		
January 2020	\$	14,136,067.76
Payroll –		

January 2020	2,266,443.96	
Total Disbursements		\$16,402,511.72
Total Available Cash		\$ 628,860.26
Cash on Hand (in bank)		
February 01, 2020	\$ 1,375,926.49	
Less Outstanding Checks	747,066.23	
Total Available Cash		\$ 628,860.26
Local Government Investment Pool - General		\$14,545,818.60
DANA Investments		\$29,853,104.29
Local Government Investment Pool - Clerk of Courts		\$ 27,468.26
Local Government Investment Pool - Farmland Preservation		\$ 179,398.81
Local Government Investment Pool - Parks/Liddle		\$ 86,245.58
Local Government Investment Pool - Highway Bond		\$ 16,714.15
		\$44,708,749.69
2019 Interest - Super N.O.W. Acct.		\$ 162.34
2019 Interest - L.G.I.P. - General Funds		12,237.29
2019 Interest - DANA Investments		74,140.85
2019 Interest - L.G.I.P. - Parks/Carol Liddle Fund		117.65
2019 Interest - L.G.I.P. - Farmland Preservation		244.73
2019 Interest - L.G.I.P. - Clerk of Courts		37.47
2019 Interest - L.G.I.P. - Highway Bond		22.80
Total 2019 Interest		\$ 86,963.13
JOHN E. JENSEN, JEFFERSON COUNTY TREASURER		

Public Comment. None

Annual Reports.

1. Literacy Council Executive Director, Lynn Forseth, UW Extension Area Director, Chrissy Wen, and County Board Fees handout presented by Schroeder. The annual reports were received, placed on file but not printed in the minutes pursuant to Board Rule 3.03(13).

Special Order of Business.

1. Personnel Ordinance Update given by Wehmeier and Human Resources Director, Terri Palm.
2. Overview of Proposed Changes to the Board Rules given by Wehmeier.
3. Comprehensive Plan and Farmland Preservation Plan Update given by Wehmeier.
4. County Board Member Introduction of a Resolution.

Resolutions and Ordinances:

Jones, Finance Committee Chair, introduced Resolution No. 2019-70.

Executive Summary

A claim has been made against Jefferson County for damages. The claim has been reviewed by the County's insurance carrier, WMMIC, and was recommended for disallowance based on the finding that the County has no liability for this claim and is not legally responsible for the alleged damages. This resolution formally denies said claim filed against Jefferson County and directs the Corporation Counsel to give the claimant notice of disallowance. The Finance Committee met on February 11th, 2020, and recommended forwarding this resolution to the County Board for approval.

WHEREAS, the Executive Summary is incorporated into this resolution, and

WHEREAS, the following claim was filed against Jefferson County as follows:

Claimant	Date of Claim Loss	Date of Claim Filed	Alleged Description	Damages
Gerald Drewek	7/14/19	1/20/20	Gerald Drewek alleges injury to his minor daughter Suraya Drewek after she was thrown from her horse at the Jefferson County Fair on July 14, 2019	\$15,995.56

WHEREAS, said damages are alleged to be the result of negligence of Jefferson County, its agents, officials, officers or employees, and

WHEREAS, Jefferson County's insurance carrier, Wisconsin Municipal Mutual Insurance Company, recommends disallowance of the claim on the basis that the County is not legally responsible for the alleged damages.

NOW, THEREFORE, BE IT RESOLVED that the Jefferson County Board of Supervisors hereby disallows said claim and directs the Corporation Counsel to give the claimant notice of disallowance.

Fiscal Note: This matter has been referred to Wisconsin Municipal Mutual Insurance Company (WMMIC) and will be resolved in accordance with the terms of the County's policy.

Jones moved for the adoption of Resolution No. 2019-70. Seconded and passed.

Jones, Finance Committee Chair, introduced Resolution No. 2019-71.

Executive Summary

A claim has been made against Jefferson County for damages. The claim has been reviewed by the County's insurance carrier, WMMIC, and was recommended for disallowance based on the finding that the County has no liability for this claim and is not legally responsible for the alleged damages. This resolution formally denies said claim filed against Jefferson County and directs the Corporation Counsel to give the claimant notice of disallowance. The Finance Committee met on February 11th, 2020, and recommended forwarding

this resolution to the County Board for approval.

WHEREAS, the Executive Summary is incorporated into this resolution, and

WHEREAS, the following claim was filed against Jefferson County as follows:

Claimant	Loss	Date of Claim Filed	Alleged Description	Damages
Donald DeBaets		2/08/19 1/21/20	Donald DeBaets alleges that he sustained injuries after falling outside of the Jefferson County Sheriff's office	\$50,000.00

WHEREAS, said damages are alleged to be the result of negligence of Jefferson County, its agents, officials, officers or employees, and

WHEREAS, Jefferson County's insurance carrier, Wisconsin Municipal Mutual Insurance Company, recommends disallowance of the claim on the basis that the County is not legally responsible for the alleged damages.

NOW, THEREFORE, BE IT RESOLVED that the Jefferson County Board of Supervisors hereby disallows said claim and directs the Corporation Counsel to give the claimant notice of disallowance.

Fiscal Note: This matter has been referred to Wisconsin Municipal Mutual Insurance Company (WMMIC) and will be resolved in accordance with the terms of the County's policy.

Jones moved for the adoption of Resolution No. 2019-71.
Seconded and passed.

Joe Murray from Ehlers group provided a post-sale report, prior to the introduction of the following Resolution.

Jones, Finance Committee Chair, introduced Resolution No. 2019-72.

WHEREAS, on January 14, 2020, the County Board of Supervisors of Jefferson County, Wisconsin (the "County") adopted an initial resolution authorizing general obligation bonds in an amount not to exceed \$7,600,000 for the public purpose of paying the cost of capital projects, consisting of communications projects and County building projects (the "Project") (the above-referenced initial resolution is referred to herein as the "Initial Resolution");

WHEREAS, on January 14, 2020, the County Board of Supervisors of the County also adopted a resolution (the "Set Sale Resolution"), providing that the general obligation bond issue authorized by the Initial Resolution be issued and sold as an issue of bonds designated as "General Obligation Capital Project Bonds, Series 2020A" (the "Bonds") for the purpose of paying the cost of the Project;

WHEREAS, the County is authorized by the provisions of Section 67.04, Wisconsin Statutes, to borrow money and issue general obligation bonds for such public

purposes;

WHEREAS, none of the proceeds of the Bonds shall be used to fund the operating expenses of the general fund of the County or to fund the operating expenses of any special revenue fund of the County that is supported by the property taxes;

WHEREAS, pursuant to the Set Sale Resolution, the County has directed Ehlers & Associates, Inc. ("Ehlers") to take the steps necessary to sell the Bonds to pay the cost of the Project;

WHEREAS, Ehlers, in consultation with the officials of the County, prepared a Notice of Sale (a copy of which is attached hereto as Exhibit A and incorporated herein by this reference) setting forth the details of and the bid requirements for the Bonds and indicating that the Bonds would be offered for public sale on February 11, 2020;

WHEREAS, the County Clerk (in consultation with Ehlers) caused a form of notice of the sale to be published and/or announced and caused the Notice of Sale to be distributed to potential bidders offering the Bonds for public sale;

WHEREAS, the County has duly received bids for the Bonds as described on the Bid Tabulation attached hereto as Exhibit B and incorporated herein by this reference (the "Bid Tabulation");

WHEREAS, it has been determined that the bid proposal (the "Proposal") submitted by the financial institution listed first on the Bid Tabulation fully complies with the bid requirements set forth in the Notice of Sale and is deemed to be the most advantageous to the County. Ehlers has recommended that the County accept the Proposal. A copy of said Proposal submitted by such institution (the "Purchaser") is attached hereto as Exhibit C and incorporated herein by this reference; and

WHEREAS, the County Board of Supervisors now deems it necessary, desirable and in the best interest of the County that the Bonds be issued in the aggregate principal amount of \$7,600,000.

NOW, THEREFORE, BE IT RESOLVED by the County Board of Supervisors of the County that:

Section 1. Ratification of the Notice of Sale and Offering Materials. The County Board of Supervisors hereby ratifies and approves the details of the Bonds set forth in Exhibit A attached hereto as and for the details of the Bonds. The Notice of Sale and any other offering materials prepared and circulated by Ehlers are hereby ratified and approved in all respects. All actions taken by officers of the County and Ehlers in connection with the preparation and distribution of the Notice of Sale, and any other offering materials are hereby ratified and approved in all respects.

Section 1A. Award of the Bonds. For the purpose of paying the cost of the Project, there shall be borrowed pursuant to Section 67.04, Wisconsin Statutes, the principal sum of SEVEN MILLION SIX HUNDRED THOUSAND DOLLARS (\$7,600,000) from the Purchaser in accordance with the terms and conditions of the Proposal. The Proposal of the Purchaser offering to purchase the Bonds for the sum set forth on the Proposal, plus accrued interest to the date of delivery, resulting in a true interest cost as set forth on the Proposal, is hereby accepted. The Chairperson and County Clerk or other appropriate officers of the County are authorized and directed to execute an acceptance of the Proposal on behalf of the County. The good faith deposit of the Purchaser shall be applied in accordance with the Notice of Sale, and any good faith deposits submitted by unsuccessful bidders shall be promptly returned. The Bonds shall bear interest at the rates set forth on the Proposal.

Section 2. Terms of the Bonds. The Bonds shall be designated "General Obligation Capital Project Bonds, Series 2020A"; shall be issued in the aggregate principal amount of \$7,600,000; shall be dated March 5, 2020; shall be in the denomination of \$5,000 or any integral multiple thereof; shall be numbered R-1 and upward; and shall bear interest at the rates per annum and mature on April 1 of each year, in the years and principal amounts as set forth on the Pricing Summary attached hereto as Exhibit D-1 and incorporated herein by this reference. Interest shall be payable semi-annually on April 1 and October 1 of each year commencing on October 1, 2020. Interest shall be computed upon the basis of a 360-day year of twelve 30-day months and will be rounded pursuant to the rules of the Municipal Securities Rulemaking Board. The schedule of principal and interest payments due on the Bonds is set forth on the Debt Service Schedule attached hereto as Exhibit D-2 and incorporated herein by this reference (the "Schedule").

Section 3. Redemption Provisions. The Bonds maturing on April 1, 2030 and thereafter are subject to redemption prior to maturity, at the option of the County, on April 1, 2029 or on any date thereafter. Said Bonds are redeemable as a whole or in part, and if in part, from maturities selected by the County, and within each maturity by lot, at the principal amount thereof, plus accrued interest to the date of redemption.

Section 4. Form of the Bonds. The Bonds shall be issued in registered form and shall be executed and delivered in substantially the form attached hereto as Exhibit E and incorporated herein by this reference.

Section 5. Tax Provisions.

(A) Direct Annual Irrepealable Tax Levy. For

the purpose of paying the principal of and interest on the Bonds as the same becomes due, the full faith, credit and resources of the County are hereby irrevocably pledged, and there is hereby levied upon all of the taxable property of the County a direct annual irrevocable tax in the years 2020 through 2038 for the payments due in the years 2020 through 2039 in the amounts set forth on the Schedule. The amount of tax levied in the year 2020 shall be the total amount of debt service due on the Bonds in the years 2020 and 2021; provided that the amount of such tax carried onto the tax rolls shall be abated by any amounts appropriated pursuant to subsection (D) below which are applied to payment of interest on the Bonds in the year 2020.

(B) Tax Collection. So long as any part of the principal of or interest on the Bonds remains unpaid, the County shall be and continue without power to repeal such levy or obstruct the collection of said tax until all such payments have been made or provided for. After the issuance of the Bonds, said tax shall be, from year to year, carried onto the tax roll of the County and collected in addition to all other taxes and in the same manner and at the same time as other taxes of the County for said years are collected, except that the amount of tax carried onto the tax roll may be reduced in any year by the amount of any surplus money in the Debt Service Fund Account created below.

(C) Additional Funds. If at any time there shall be on hand insufficient funds from the aforesaid tax levy to meet principal and/or interest payments on said Bonds when due, the requisite amounts shall be paid from other funds of the County then available, which sums shall be replaced upon the collection of the taxes herein levied.

(D) Appropriation. The County hereby appropriates from taxes levied in anticipation of the issuance of the Bonds, proceeds of the Bonds or other funds of the County on hand a sum sufficient to be irrevocably deposited in the segregated Debt Service Fund Account created below and used to pay debt service on the Bonds coming due in 2020 as set forth on the Schedule.

Section 6. Segregated Debt Service Fund Account.

(A) Creation and Deposits. There be and there hereby is established in the treasury of the County, if one has not already been created, a debt service fund, separate and distinct from every other fund, which shall be maintained in accordance with generally accepted accounting principles. Debt service or sinking funds established for obligations previously issued by the County may be considered as separate and distinct accounts within the debt service fund.

Within the debt service fund, there hereby is estab-

lished a separate and distinct account designated as the “Debt Service Fund Account for General Obligation Capital Project Bonds, Series 2020A, dated March 5, 2020” (the “Debt Service Fund Account”) and such account shall be maintained until the indebtedness evidenced by the Bonds is fully paid or otherwise extinguished. There shall be deposited into the Debt Service Fund Account (i) all accrued interest received by the County at the time of delivery of and payment for the Bonds; (ii) any premium which may be received by the County above the par value of the Bonds and accrued interest thereon; (iii) all money raised by the taxes herein levied and any amounts appropriated for the specific purpose of meeting principal of and interest on the Bonds when due; (iv) such other sums as may be necessary at any time to pay principal of and interest on the Bonds when due; (v) surplus monies in the Borrowed Money Fund as specified below; and (vi) such further deposits as may be required by Section 67.11, Wisconsin Statutes.

(B) Use and Investment. No money shall be withdrawn from the Debt Service Fund Account and appropriated for any purpose other than the payment of principal of and interest on the Bonds until all such principal and interest has been paid in full and the Bonds canceled; provided (i) the funds to provide for each payment of principal of and interest on the Bonds prior to the scheduled receipt of taxes from the next succeeding tax collection may be invested in direct obligations of the United States of America maturing in time to make such payments when they are due or in other investments permitted by law; and (ii) any funds over and above the amount of such principal and interest payments on the Bonds may be used to reduce the next succeeding tax levy, or may, at the option of the County, be invested by purchasing the Bonds as permitted by and subject to Section 67.11(2)(a), Wisconsin Statutes, or in permitted municipal investments under the pertinent provisions of the Wisconsin Statutes (“Permitted Investments”), which investments shall continue to be a part of the Debt Service Fund Account. Any investment of the Debt Service Fund Account shall at all times conform with the provisions of the Internal Revenue Code of 1986, as amended (the “Code”) and any applicable Treasury Regulations (the “Regulations”).

(C) Remaining Monies. When all of the Bonds have been paid in full and canceled, and all Permitted Investments disposed of, any money remaining in the Debt Service Fund Account shall be transferred and deposited in the general fund of the County, unless the County Board of Supervisors directs otherwise.

Section 7. Proceeds of the Bonds; Segregated Borrowed Money Fund. The proceeds of the Bonds (the

“Bond Proceeds”) (other than any premium and accrued interest which must be paid at the time of the delivery of the Bonds into the Debt Service Fund Account created above) shall be deposited into a special fund (the “Borrowed Money Fund”) separate and distinct from all other funds of the County and disbursed solely for the purpose or purposes for which borrowed. In no event shall monies in the Borrowed Money Fund be used to fund operating expenses of the general fund of the County or of any special revenue fund of the County that is supported by property taxes. Monies in the Borrowed Money Fund may be temporarily invested in Permitted Investments. Any monies, including any income from Permitted Investments, remaining in the Borrowed Money Fund after the purpose or purposes for which the Bonds have been issued have been accomplished, and, at any time, any monies as are not needed and which obviously thereafter cannot be needed for such purpose(s) shall be deposited in the Debt Service Fund Account.

Section 8. No Arbitrage. All investments made pursuant to this Resolution shall be Permitted Investments, but no such investment shall be made in such a manner as would cause the Bonds to be “arbitrage bonds” within the meaning of Section 148 of the Code or the Regulations and an officer of the County, charged with the responsibility for issuing the Bonds, shall certify as to facts, estimates, circumstances and reasonable expectations in existence on the date of delivery of the Bonds to the Purchaser which will permit the conclusion that the Bonds are not “arbitrage bonds,” within the meaning of the Code or Regulations.

Section 9. Compliance with Federal Tax Laws. (a) The County represents and covenants that the projects financed by the Bonds and the ownership, management and use of the projects will not cause the Bonds to be “private activity bonds” within the meaning of Section 141 of the Code. The County further covenants that it shall comply with the provisions of the Code to the extent necessary to maintain the taxexempt status of the interest on the Bonds including, if applicable, the rebate requirements of Section 148(f) of the Code. The County further covenants that it will not take any action, omit to take any action or permit the taking or omission of any action within its control (including, without limitation, making or permitting any use of the proceeds of the Bonds) if taking, permitting or omitting to take such action would cause any of the Bonds to be an arbitrage bond or a private activity bond within the meaning of the Code or would otherwise cause interest on the Bonds to be included in the gross income of the recipients thereof for federal income tax purposes. The County Clerk or other officer of the County

charged with the responsibility of issuing the Bonds shall provide an appropriate certificate of the County certifying that the County can and covenanting that it will comply with the provisions of the Code and Regulations.

(b) The County also covenants to use its best efforts to meet the requirements and restrictions of any different or additional federal legislation which may be made applicable to the Bonds provided that in meeting such requirements the County will do so only to the extent consistent with the proceedings authorizing the Bonds and the laws of the State of Wisconsin and to the extent that there is a reasonable period of time in which to comply.

Section 10. Designation as Qualified TaxExempt Obligations. The Bonds are hereby designated as "qualified taxexempt obligations" for purposes of Section 265 of the Code, relating to the ability of financial institutions to deduct from income for federal income tax purposes, interest expense that is allocable to carrying and acquiring taxexempt obligations.

Section 11. Execution of the Bonds; Closing; Professional Services. The Bonds shall be issued in printed form, executed on behalf of the County by the manual or facsimile signatures of the Chairperson and County Clerk, authenticated, if required, by the Fiscal Agent (defined below), sealed with its official or corporate seal, if any, or a facsimile thereof, and delivered to the Purchaser upon payment to the County of the purchase price thereof, plus accrued interest to the date of delivery (the "Closing"). The facsimile signature of either of the officers executing the Bonds may be imprinted on the Bonds in lieu of the manual signature of the officer but, unless the County has contracted with a fiscal agent to authenticate the Bonds, at least one of the signatures appearing on each Bond shall be a manual signature. In the event that either of the officers whose signatures appear on the Bonds shall cease to be such officers before the Closing, such signatures shall, nevertheless, be valid and sufficient for all purposes to the same extent as if they had remained in office until the Closing. The aforesaid officers are hereby authorized and directed to do all acts and execute and deliver the Bonds and all such documents, certificates and acknowledgements as may be necessary and convenient to effectuate the Closing. The County hereby authorizes the officers and agents of the County to enter into, on its behalf, agreements and contracts in conjunction with the Bonds, including but not limited to agreements and contracts for legal, trust, fiscal agency, disclosure and continuing disclosure, and rebate calculation services. Any such contract heretofore entered into in conjunction with the issuance of the Bonds is hereby ratified and approved in all respects.

Section 12. Payment of the Bonds; Fiscal Agent. The

principal of and interest on the Bonds shall be paid by Bond Trust Services Corporation, Roseville, Minnesota, which is hereby appointed as the County's registrar and fiscal agent pursuant to the provisions of Section 67.10(2), Wisconsin Statutes (the "Fiscal Agent"). The County hereby authorizes the Chairperson and County Clerk or other appropriate officers of the County to enter a Fiscal Agency Agreement between the County and the Fiscal Agent. Such contract may provide, among other things, for the performance by the Fiscal Agent of the functions listed in Wis. Stats. Sec. 67.10(2)(a) to (j), where applicable, with respect to the Bonds.

Section 13. Persons Treated as Owners; Transfer of Bonds. The County shall cause books for the registration and for the transfer of the Bonds to be kept by the Fiscal Agent. The person in whose name any Bond shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes and payment of either principal or interest on any Bond shall be made only to the registered owner thereof. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Bond to the extent of the sum or sums so paid.

Any Bond may be transferred by the registered owner thereof by surrender of the Bond at the office of the Fiscal Agent, duly endorsed for the transfer or accompanied by an assignment duly executed by the registered owner or his attorney duly authorized in writing. Upon such transfer, the Chairperson and County Clerk shall execute and deliver in the name of the transferee or transferees a new Bond or Bonds of a like aggregate principal amount, series and maturity and the Fiscal Agent shall record the name of each transferee in the registration book. No registration shall be made to bearer. The Fiscal Agent shall cancel any Bond surrendered for transfer.

The County shall cooperate in any such transfer, and the Chairperson and County Clerk are authorized to execute any new Bond or Bonds necessary to effect any such transfer.

Section 14. Record Date. The 15th day of the calendar month next preceding each interest payment date shall be the record date for the Bonds (the "Record Date"). Payment of interest on the Bonds on any interest payment date shall be made to the registered owners of the Bonds as they appear on the registration book of the County at the close of business on the Record Date.

Section 15. Utilization of The Depository Trust Company Book-Entry-Only System. In order to make the Bonds eligible for the services provided by The Depository Trust Company, New York, New York ("DTC"), the County agrees to the applicable provisions set forth in the Blanket Issuer Letter of Representations, which the County Clerk

or other authorized representative of the County is authorized and directed to execute and deliver to DTC on behalf of the County to the extent an effective Blanket Issuer Letter of Representations is not presently on file in the County Clerk's office.

Section 16. Payment of Issuance Expenses. The County authorizes the Purchaser to forward the amount of the proceeds of the Bonds allocable to the payment of issuance expenses to Old National Bank at Closing for further distribution as directed by Ehlers.

Section 17. Official Statement. The County Board of Supervisors hereby approves the Preliminary Official Statement with respect to the Bonds and deems the Preliminary Official Statement as "final" as of its date for purposes of SEC Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities and Exchange Act of 1934 (the "Rule"). All actions taken by officers of the County in connection with the preparation of such Preliminary Official Statement and any addenda to it or final Official Statement are hereby ratified and approved. In connection with the Closing, the appropriate County official shall certify the Preliminary Official Statement and any addenda or final Official Statement. The County Clerk shall cause copies of the Preliminary Official Statement and any addenda or final Official Statement to be distributed to the Purchaser.

Section 18. Undertaking to Provide Continuing Disclosure. The County hereby covenants and agrees, for the benefit of the owners of the Bonds, to enter into a written undertaking (the "Undertaking") if required by the Rule to provide continuing disclosure of certain financial information and operating data and timely notices of the occurrence of certain events in accordance with the Rule. The Undertaking shall be enforceable by the owners of the Bonds or by the Purchaser on behalf of such owners (provided that the rights of the owners and the Purchaser to enforce the Undertaking shall be limited to a right to obtain specific performance of the obligations thereunder and any failure by the County to comply with the provisions of the Undertaking shall not be an event of default with respect to the Bonds).

To the extent required under the Rule, the Chairperson and County Clerk, or other officer of the County charged with the responsibility for issuing the Bonds, shall provide a Continuing Disclosure Certificate for inclusion in the transcript of proceedings, setting forth the details and terms of the County's Undertaking.

Section 19. Record Book. The County Clerk shall provide and keep the transcript of proceedings as a separate record book (the "Record Book") and shall record a full and correct statement of every step or proceeding had

or taken in the course of authorizing and issuing the Bonds in the Record Book.

Section 20. Bond Insurance. If the Purchaser determines to obtain municipal bond insurance with respect to the Bonds, the officers of the County are authorized to take all actions necessary to obtain such municipal bond insurance. The Chairperson and County Clerk are authorized to agree to such additional provisions as the bond insurer may reasonably request and which are acceptable to the Chairperson and County Clerk including provisions regarding restrictions on investment of Bond proceeds, the payment procedure under the municipal bond insurance policy, the rights of the bond insurer in the event of default and payment of the Bonds by the bond insurer and notices to be given to the bond insurer. In addition, any reference required by the bond insurer to the municipal bond insurance policy shall be made in the form of Bond provided herein.

Section 21. Conflicting Resolutions; Severability; Effective Date. All prior resolutions, rules or other actions of the County Board of Supervisors or any parts thereof in conflict with the provisions hereof shall be, and the same are, hereby rescinded insofar as the same may so conflict. In the event that any one or more provisions hereof shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The foregoing shall take effect immediately upon adoption and approval in the manner provided by law.

(Reporter's Note: Due to the length of the exhibits attached to this Resolution, they have not been reprinted in the minutes, but are on file in the County Clerk's Office and available for public inspection and examination during regular Courthouse hours.)

Jones moved for the adoption of Resolution No. 2019-72. Seconded and passed. Ayes 27 (Jones, Kelly, Johns, Hartz, Nelan, Braugler, Herbst, Morris, Wineke, Rinard, Zastrow, Morse, Lund, Nass, Payne, Kutz, White, Schroeder, Mode, Kannard, Poulson, Lindl, Foelker, Fitzgerald, Schultz, Roberts, Christensen), Noes 0, Absent 3 (Tietz, David, Jaeckel).

Braugler, Human Resources Committee Chair, introduced Resolution No. 2019-73.

Executive Summary

The Jefferson County Law Enforcement Officers Association, LAW, Local 102 (the Association) notified Jefferson County of its intent to negotiate a successor collective agreement prior to the expiration of the existing agreement on December 31, 2019. Following this notification, Association representatives and Jefferson County representatives commenced negotiations resulting in a tentative agreement. The tentative agreement extends the collective bargaining agreement

through 2022 and is amended as summarized below. The Human Resources Committee reviewed and approved the proposed amendments at its February 7, 2020, meeting. This resolution ratifies the tentative agreement entered into between the Association and Jefferson County for a successor collective bargaining agreement through 2022.

WHEREAS, the Executive Summary is hereby incorporated by reference into the resolution, and

WHEREAS, the collective bargaining agreement between Jefferson County Law Enforcement Officers Association, LAW, Local 102 (the Association) and Jefferson County expires on December 31, 2019, and

WHEREAS, the Association notified the County that it desired to negotiate a successor collective bargaining agreement prior to the expiration of the existing agreement, and

WHEREAS, the Association representatives and Jefferson County representatives commenced negotiations for the purpose of extending the current contract and negotiating contract amendments, and

WHEREAS, the following tentative agreement has been reached between the Association and Jefferson County which amends the existing collective bargaining agreement as follows:

1. The contract shall be for a three-year term commencing on January 1, 2020, and ending on December 31, 2022.
2. Wage increases of 2.33%, effective January 5, 2020; 2.33%, effective January 3, 2021; and 2.34%, effective January 2, 2022.
3. New hires needing to complete the Law Enforcement Academy will be paid \$21.00 per hour while attending the Academy.
4. Effective on January 1, 2020, the County will pay 96% of the monthly premium for the high deductible HMO plan and employees will be responsible to contribute the remaining monthly premium of the plan the employee selects. Thereafter, the employees will pay toward the health insurance premiums at the same employee health insurance premium participation rate of the non-represented employees.
5. The Fair Share/Dues Deduction section was modified to comply with the recent Supreme Court ruling in Janus v. AFSCME.
6. During the duration of the 2020-2022 agreement, the parties agree to meet on a non-binding basis to study issues of scheduling.
7. Any sworn employee hired under the lateral hire protocol may receive a starting annual salary and a vacation allowance commensurate with their years

- of experience as a sworn law enforcement officer.
8. Additional clarifying language was added and obsolete language was stricken.

NOW, THEREFORE, BE IT RESOLVED that the proposed amendments to the collective bargaining agreement as set forth in the tentative agreement between Jefferson County Law Enforcement Officers Association, LAW, Local 102 and Jefferson County as described above are hereby ratified and the County Administrator is authorized to execute the successor collective bargaining agreement on behalf of Jefferson County.

Fiscal note: The total increase in wages, WRS and FICA is \$149,645 for 2020; increasing by an additional \$153,131 for 2021, and increasing by an additional \$157,372 for 2022, for a total cost increase of \$912,569 over three years, as shown below.

Increase in wages, WRS, and FICA			
2.33%	2.33%	2.34%	7.00%
2020	2021	2022	Total
149,645	149,645	149,645	
	153,131	153,131	
		157,372	
149,645	302,776	460,148	912,569

A 1.5% increase in wages, WRS and FICA of \$96,338, has been included in the 2020 budget. The additional 0.83% over what was budgeted equates to a difference of \$53,307. This amount will be allocated from Jefferson County's contingency fund. The 2021 and 2022 costs will be included in the 2021 and 2022 budgets. This resolution amends the Sheriff's Office 2020 Adopted Budget. County Board approval requires a two-thirds vote of the entire membership of the County Board (20 votes of the 30 member County Board).

Braugher moved for the adoption of Resolution No. 2019-73. Seconded and passed. Ayes 27 (Jones, Kelly, Johns, Hartz, Nelan, Braugher, Herbst, Morris, Wineke, Rinard, Zastrow, Morse, Lund, Nass, Payne, Kutz, White, Schroeder, Mode, Kannard, Poulson, Lindl, Foelker, Fitzgerald, Schultz, Roberts, Christensen), Noes 0, Absent 3 (Tietz, David, Jaeckel).

Nass, Parks Committee, introduced Resolution No. 2019-74.

Executive Summary

Jefferson County participates in the Wisconsin Department of Natural Resources (DNR) Snowmobile Trail Aid Program funded by a Wisconsin Department of Natural Resources Motorized Recreation grant which provides funding for the development and maintenance of approximately 191 miles of public snowmobile trails in Jefferson County. Applying for these grant funds requires County Board authorization. This resolution authorizes the Jefferson County Administrator to submit a Wisconsin Department of Natural Resources

Motorized Recreation grant application seeking funds for snowmobile trail maintenance and development, and to administer the funds according to the grant requirements. The Parks Committee considered this resolution at its February 03, 2020 meeting and recommended forwarding to the County Board for approval.

WHEREAS, the Executive Summary is incorporated into this resolution, and

WHEREAS, Jefferson County is interested in continuing to develop and maintain land for public outdoor recreation purposes which includes approximately 191 miles of public snowmobile trails in Jefferson County, and

WHEREAS, grant funds are available to Jefferson County to fund the Snowmobile Trail Aid program and must be applied for annually, and

WHEREAS, Jefferson County includes the anticipated grant funds in the adopted budget each year for this program.

NOW, THEREFORE, BE IT RESOLVED that the Jefferson County Board of Supervisors authorizes the Jefferson County Administrator to act on behalf of Jefferson County to:

- submit an application to the State of Wisconsin Department of Natural Resources for any financial aid that may be available for the Snowmobile Trail Aid program;
- submit reimbursement claims along with necessary supporting documentation;
- take all other action required to undertake, direct and administer the snowmobile trail aid program.

BE IT FURTHER RESOLVED that Jefferson County will comply with state and federal laws and rules requiring the program to be open to the general public during reasonable hours and will obtain from the State of Wisconsin Department of Natural Resources approval in writing before any change is made in the use of the project sites.

Fiscal Note: The snowmobile trail aid program is expected to cost approximately \$57,300 for winter 2020-2021. One hundred percent (100%) of this cost is funded by the grant and the anticipated grant funds have been included in the adopted budget for 2020. The Jefferson County Finance Director may make any necessary budget adjustments for additional miles.

Nass moved for the adoption of Resolution No. 2019-74.

Seconded and passed. Ayes 27 (Jones, Kelly, Johns, Hartz, Nelan, Braughler, Herbst, Morris, Wineke, Rinard, Zastrow, Morse, Lund, Nass, Payne, Kutz, White, Schroeder, Mode, Kannard, Poulson, Lindl, Foelker, Fitzgerald, Schultz, Roberts, Christensen), Noes 0, Absent 3 (Tietz, David, Jaeckel).

Nass, Parks Committee, introduced Resolution No. 2019-75.

Executive Summary

Farmco Lane is a public road located in the City of Fort Atkinson which leads to the City of Fort Atkinson's Wastewater

Treatment Facility. In order for vehicles to access the Wastewater Treatment Facility, they must cross over a section of the Glacial River Bike Trail. Farmco Lane currently begins at Janesville Avenue and extends westerly to the east line of the Glacial River Trail. The City of Fort Atkinson is seeking to extend Farmco Lane to the Wastewater Treatment Facility and has requested that Jefferson County dedicate a portion of the Glacial River Bike Trail 66 feet by 100 feet as public right-of-way to allow this extension.

The Parks Committee considered this resolution at its February 03, 2020 meeting and recommended forwarding to the County Board to authorize the execution of a quit claim deed conveying a 66 foot by 100-foot section of County owned property to the City of Fort Atkinson to be used as public right-of-way for the extension of Farmco Lane in exchange for a nominal amount.

WHEREAS, the Executive Summary is incorporated into this resolution, and

WHEREAS, the City of Fort Atkinson is seeking to extend Farmco Lane to the Fort Atkinson Wastewater Treatment Facility, and

WHEREAS, in order to extend Farmco Lane, the City of Fort Atkinson needs to use property owned by Jefferson County which is currently used as part of the Glacial River Bike Trail, and

WHEREAS, the amount of property requested by the City of Fort Atkinson consists of a section of land 66 feet by 100 feet, and

WHEREAS, conveying the requested 66 foot by 100-foot section of the Glacial River Bike Trail to extend Farmco Lane will not interfere with the use of the trail by the public.

NOW, THEREFORE, BE IT RESOLVED that the Jefferson County Clerk shall execute a quit claim deed conveying a 66 foot by 100-foot section of County owned property to the City of Fort Atkinson to be used as public right-of-way for the extension of Farmco Lane.

BE IT FURTHER RESOLVED such conveyance of property shall include a permanent deed restriction stating that under no circumstances will the property authorized to be conveyed by this resolution be used in any manner that will interfere in any way with the public use and enjoyment of the Glacial River Bike Trail.

Fiscal Note: This resolution has no fiscal impact.

Nass moved for the adoption of Resolution No. 2019-75. Seconded and passed. Ayes 26 (Jones, Johns, Hartz, Nelan, Braughler, Herbst, Morris, Wineke, Rinard, Zastrow, Morse, Lund, Nass, Payne, Kutz, White, Schroeder, Mode, Kannard, Poulson, Lindl, Foelker, Fitzgerald, Schultz, Roberts, Christensen), Noes 1 (Kelly), Absent 3 (Tietz, David, Jaeckel).

Nass, Planning & Zoning Committee Chair, introduced

Tuesday, February 11, 2020

175

the following report:

**REPORT TO THE HONORABLE MEMBERS OF THE
JEFFERSON COUNTY BOARD OF SUPERVISORS**

The Jefferson County Planning and Zoning Committee, having considered petitions to amend the official zoning map of Jefferson County, filed for public hearing held on January 16, 2020 as required by law pursuant to Wisconsin Statutes, notice thereof having been given, and being duly advised of the wishes of the town boards and persons in the areas affected, hereby makes the following recommendations:

APPROVAL OF PETITIONS R4203A-20, R4204A-20, R4205A-20, R4206A-20, R4207A-20, R4208A-20 AND R4209A-20.

Dated this 28th day of January, 2020, Blane Poulson, Secretary. The prior month's amendments, R4198A-19, R4200A-19, R4201A-19 AND R4202A-19 are effective upon passage by County Board, subject to WIS. STATS. 59.69(5)

**Nass, Planning & Zoning Committee Chair,
introduced Ordinance No. 2019-16.**

WHEREAS, the Jefferson County Board of Supervisors has heretofore been petitioned to amend the official zoning map of Jefferson County, and

WHEREAS, Petitions R4203A-20, R4204A-20, R4205A-20, R4206A-20, R4207A-20, R4208A-20 and R4209A-20 were referred to the Jefferson County Planning and Zoning Committee for public hearing on January 16, 2020 and

WHEREAS, the proposed amendments have been given due consideration by the Board of Supervisors in open session,

NOW, THEREFORE, BE IT ORDAINED that the Jefferson County Board of Supervisors does amend the official zoning map of Jefferson County as follows:

**FROM R-2, RESIDENTIAL TO A-1,
EXCLUSIVE AGRICULTURAL**

Rezone all of PIN 016-0513-2541-002 (1.02 Acre) and 2.95 ac of PIN 016-0513-2541-000 (12.475 Acres) in order to combine that total 3.97 acres with adjoining A-1 zoned property on **Old 26 Rd and Koshkonong Lake Rd**. The site is in the Town of Koshkonong. This is in accordance with Sec. 11.04(f)6 of the Jefferson County Zoning Ordinance. Rezoning is conditioned upon approval and recording of a final certified survey map for the property, including extraterritorial plat review if necessary. R4203A-20 – Christopher Johnson

**FROM A-1, EXCLUSIVE AGRICULTURAL TO A-2,
AGRICULTURAL AND RURAL BUSINESS**

Rezone approximately 19 acres of PIN 004-0515-1834-003 (43.969 Ac) owned by the Tinchers to allow its combination

with adjoining A-2 zoned land owned by SCGC LLC. The site is in the Town of Cold Spring, near **County Road N and Yandry Road**. This is in accordance with Sec. 11.04(f)7 of the Jefferson County Zoning Ordinance. Rezoning is conditioned upon road access approval and approval and recording of a final certified survey map, including extraterritorial plat review if necessary. R4204A-20 – Mike Majewski/Marcus & Sara Tincher Property

**FROM A-2, AGRICULTURAL AND RURAL BUSINESS,
TO A-1, EXCLUSIVE AGRICULTURAL**

Rezone approximately 30 acres of PINs 004-0515-1843-000 (34.76 Acres) and 004-0515-1844-000 (37 Acres) for its inclusion with adjoining A-1 zoned land near **County Road N**. This is in the Town of Cold Spring, and is in accordance with Sec. 11.04(f)6 of the Jefferson County Zoning Ordinance. Rezoning is conditioned upon approval and recording of a final certified survey map, including extraterritorial plat review if necessary. R4205A-20 – Mike Majewski

**FROM A-1, EXCLUSIVE AGRICULTURAL TO A-3,
AGRICULTURAL AND RURAL RESIDENTIAL**

Rezone 1 acre of PIN 002-0714-2043-000 (35.89 Acres) for a new residential building site along **County Road Q** in the Town of Aztalan. This is in accordance with Sec. 11.04(f)8 of the Jefferson County Zoning Ordinance. Rezoning is conditioned upon road access approval, receipt by Zoning of a suitable soil test and approval and recording of a final certified map, including extraterritorial plat review if necessary. R4206A-20 - Brian & Jane Busler/Bernard & Christine Motl Property:

Create a 3.3-acre lot around the home and buildings at **W7032 County Line Road** in the Town of Koshkonong from PIN 016-0514-3143-000 (20 Acres). This is in accordance with Sec. 11.04(f)8 of the Jefferson County Zoning Ordinance. Rezoning is conditioned upon approval and recording of a final certified survey map, including extraterritorial plat review if necessary. R4207A-20 – Marjorie Lemke Trust

Rezone to create up to a 1.7-acre A-3 zone from part of PINs 026-0616-3524-000 (31.509 Acres) owned by Janusz and 026-0616-3531-000 (53.88 Acres) owned by Smart Trust. This is at **W788 County Road CI** in the Town of Sullivan, and is in accordance with Sec. 11.04(f)8 of the Jefferson County Zoning Ordinance. This utilizes the last available A-3 zone for the property; therefore, rezoning is conditioned upon recording of an affidavit acknowledging that fact. It is further conditioned upon receipt by Zoning of a revised preliminary map showing the lot moved south to abut the existing lot at W780 County Road CI, road access approval, receipt by Zoning of a suitable soil test and approval and recording of a final certified survey map for the lot. R4208A-20 – Raymond Janusz/Shirley A Smart Trust

Property

Create a 2.6-acre lot around the home and buildings at **W1757 County Road C1** in the Town of Sullivan, from part of PIN 026-0616-3241-000 (38.5 Acres). This is in accordance with Sec. 11.04(f)8 of the Jefferson County Zoning Ordinance. This farm consolidation lot approval is conditioned upon road access approval and approval and recording of a final certified survey map for the lot. R4209A-20 – Kevin Kahn

The above zoning amendments shall be null and void and have no effect one year from the date of County Board approval unless all applicable conditions have been completed.

Nass moved for the adoption of Ordinance No. 2019-16. Seconded and passed.

Appointments.

Schroeder, County Board Chair, introduced the following appointments:

As the appointing authority for standing committees, hereby appoint:

JoAnn Davis, as the Farm Service Agency Representative, to the Land and Water Conservation Committee for an indeterminate term.

Public Comment (General). None

Announcements.

Supplemental information presented at the February 11, 2020, Jefferson County Board meeting will be available at the County Clerk's office upon request or on the County's website at www.jeffersoncountywi.gov.

There being no further business, Kinard moved that the Board adjourn. Seconded and carried at 8:41 p.m.