

**JEFFERSON COUNTY BOARD MINUTES**  
**MONDAY, August 12, 2024, 7:00 P.M.**

Chair Steve Nass presiding.

County Clerk Audrey McGraw called the roll, all members being present in person except Richardson, who was present via Zoom.

Supervisors Pruess, Wineke, Hafften, Tracy, Lindl, and Roberts were absent. Wineke, having given prior notification, was excused.

District 1 .....	Richard C. Jones	District 2.....	Cassie B. Richardson
District 3 .....	Robert Preuss	District 4.....	Karl Zarling
District 5 .....	James B. Braugher	District 6.....	Dan Herbst
District 7 .....	Dwayne C. Morris	District 8.....	Michael Wineke
District 9 .....	Bruce Degner	District 10.....	Mark Goose
District 11 .....	Elizabeth Hafften	District 12.....	Matthew Tracy
District 13 .....	Amanda Truax	District 14.....	Kirk Lund
District 15 .....	Steven J. Nass	District 16.....	Meg Turville-Heitz
District 17 .....	Russell Kutz	District 18.....	Brandon White
District 19 .....	Dave Drayna	District 20.....	Curtis Backlund
District 21 .....	John C. Kannard	District 22.....	Blane Poulson
District 23 .....	George Jaeckel	District 24.....	Roger Lindl
District 25 .....	Matthew Foelker	District 26.....	Amanda Golson
District 27 .....	Joan Callan	District 28.....	Anthony Gulig
District 29 .....	Mary K. Roberts	District 30.....	Walt Christensen

Zarling led the Pledge of Allegiance. A moment of silence was observed.

Wehmeier certified compliance with the Open Meetings Law.

Approval of the Agenda. Nass indicated that Literacy Council's annual report would be rescheduled and the proposed Resolution listed as 15a, Authorizing the execution of Memorandum of Understanding with Town of Lake Mills regarding the North end boat launch in Lower Rock Lake County Park will be postponed. Poulson moved to accept these changes and otherwise approve as drafted. Seconded by Turville-Heitz and passed.

Poulson, Executive Committee Vice Chair, moved to approve the County Board minutes from July 09, 2024. Seconded by Jaeckel and passed.

**Communications:**

**County Clerk McGraw presented the following communications:**

1. Treasurer's July Monthly Report Revised.
2. Treasurer's Monthly Report.

**GENERAL FINANCIAL CONDITION JEFFERSON COUNTY, WISCONSIN**

**August 01, 2024**

Available Cash on Hand		
July 01, 2024	\$ 706,869.24	
July Receipts	<u>\$ 18,527,499.83</u>	
Total Cash		\$19,234,369.07
Disbursements		
General – July 2024	\$ 7,155,315.49	
Payroll – July 2024	<u>\$ 2,052,737.89</u>	
Total Disbursements		<u>\$ 9,208,053.38</u>
		<b>\$ 10,026,315.69</b>
Cash on Hand (in bank) August 01, 2024	\$10,332,911.05	
Less Outstanding Checks	<u>\$ 306,595.36</u>	
Total Available Cash		<b>\$ 10,026,315.69</b>
Local Government Investment Pool – General		\$ 55,675,358.01
DANA Investments		\$ 31,099,441.24
EHLERS Investments		\$ -0-
Local Government Investment Pool - Clerk of Courts		\$ 32,245.09
Local Government Investment Pool - Farmland Preservation		\$ 198,569.27
Local Government Investment Pool - Parks/Liddle		\$ 95,461.73
Local Government Investment Pool - County Bond		<u>\$ 592,351.47</u>
		\$ 87,693,426.81
2024 Interest - Super N.O.W. Acct.		\$ 36.39
2024 Interest – Sweep Acct.		\$ 207,225.24
2024 Interest - L.G.I.P. - General Funds		\$ 934,835.92
2024 Interest - EHLERS 2022A		\$ 56,290.52
2024 Interest - DANA Investments		\$ 746,104.94
2024 Interest - L.G.I.P. - Parks/Carol Liddle Fund		\$ 2,944.28
2024 Interest - L.G.I.P. - Farmland Preservation		\$ 6,124.36
2024 Interest - L.G.I.P. - Clerk of Courts		\$ 994.53
2024 Interest - L.G.I.P. - County Bond		<u>\$ 18,269.58</u>
Total 2024 Interest		\$ 1,972,825.76

**KELLY M. STADE, JEFFERSON COUNTY TREASURER**

2. Notice of Public Hearing from the Jefferson County Planning and Zoning Committee for a hearing to be held on August 15, 2024, at 7:00 p.m.

**Public Comment: None**

**Special Order of Business:**

**1. Wehmeier introduced Resolution No. 2024-25. Recognizing Sheriff Paul S. Milbrath Upon His Retirement.**

WHEREAS, Sheriff Paul S. Milbrath proudly served the citizens of Jefferson County for forty-three and a half years, starting his law enforcement career as a Deputy in the jail division and culminating with almost twenty-two years of service as Jefferson County Sheriff; and

WHEREAS, Sheriff Milbrath, an advocate for lifelong learning, has always emphasized the importance of continuous education, not only for his personal growth but also for the development of his deputies. This led the Sheriff to work in various special details, achieving numerous recognitions

and accolades throughout his career. More importantly, the Sheriff's commitment to education led to well-rounded deputies able to adapt to the various roles within the Sheriff's Office, fostering a legacy of excellence, adaptability, and continuous growth; and

WHEREAS, Sheriff Milbrath was the handler of the County's first K9 officer, Redman, and was instrumental in helping to shape the Sheriff's Office esteemed K9 unit; a unit he holds close to his heart, continuing to find ways to seek funding and support for the current K9 force; and

WHEREAS, Sheriff Milbrath was known for his investigatory prowess where he excelled as a detective and a leader of the Drug Task Force and the Detective Division; his strong investigative and interviewing skills were strongly credited with bringing resolution to the 1994 Reuben Borchardt Homicide case and additional countless convictions; and

WHEREAS, outside of the office Sheriff Milbrath was known to many in his role as Santa and never missed a chance to bring joy to children and adults alike in this role; and

WHEREAS, Sheriff Milbrath will be missed for his sense of humor, his stylish shoes, his knack for ensuring all knew he was approaching budget season and his openness to friendly competition in the press; and

WHEREAS, while he achieved the highest law enforcement rank in the county, "Paulie" never forgot who he was and his home of Helenville, making him an impactful servant leader for the citizens of Jefferson County who was committed to improving services and safety in the community.

NOW, THEREFORE, BE IT RESOLVED the Jefferson County Board of Supervisors hereby recognizes Sheriff Paul Milbrath's legacy of service in law enforcement in Jefferson County, expresses its deepest appreciation for his unwavering dedication and commitment to the citizens of Jefferson County, and wishes him the best in his well-earned retirement.

**Jaeckel moved for the adoption of Resolution No. 2024-25.** Seconded by Morris and passed.

### **Annual Reports:**

Literacy Council rescheduled; Library Services, Director of Bridges Literacy System, Karol Kennedy and Administrator for the Jefferson County Library Board, Minetta Lippert; County Clerk's Office, County Clerk Audrey McGraw; Finance Director, Marc DeVries; and Health Department Director, Elizabeth McGear. The annual reports were received, placed on file, but not printed in the minutes pursuant to Board Rule 3.01(13).

### **Committee Reports, Resolutions, Proclamations, and Ordinances:**

**Poulson, Executive Committee Vice Chair, introduced Resolution No. 2024-26. Requesting that the Wisconsin State Budget Include General Purpose Revenue Funding to Cover the Full Non-Federal Share of Medical Assistance Community Support Program and Crisis Services**

#### Executive Summary

State law designates counties with the primary responsibility for the well-being, treatment, and care of persons with mental illness. For county-based mental health services, the county finances the cost of the services up front and receives a reimbursement payment for eligible expenses from the medical assistance (MA) program equal to the federal share for that service (approximately 60%). This means that the county is responsible for the 40% nonfederal share, as well as any cost that exceeds the reimbursement payment. In addition, for persons who are not MA eligible, counties pay the full cost of mental health services.

The Community Support Program (CSP) offers intensive community-based care for adults whose mental illness and functional limitations might otherwise require them to need institutionalized

care. In 2021, it cost Jefferson County \$1,278,745 to run the CSP, and following all reimbursement payments Jefferson County still saw a deficit of \$262,931. In 2022, it cost Jefferson County \$1,404,295 to run the CSP, and following all reimbursement payments Jefferson County still saw a deficit of \$321,476. In 2023, it cost Jefferson County \$1,784,182 to run the CSP, and though reimbursement numbers have not been finalized, another large deficit is expected.

The state also requires that the county provide an emergency mental health services program to serve persons in crisis situations. Since 2020, the state has paid a portion of the nonfederal share of this program's cost. In 2021, it cost Jefferson County \$423,295 to run crisis services, and following all reimbursement payments Jefferson County still saw a deficit of \$121,049. In 2022, it cost Jefferson County \$323,473 to run crisis services, and following all reimbursement payments Jefferson County still saw a deficit of \$105,594. In 2023, it cost Jefferson County \$261,234 to run crisis services, and though reimbursement numbers have not been finalized, another large deficit is expected.

There is precedent for the state to provide additional reimbursement for programs like these. In 2013, the state fully funded Comprehensive Community Services (CCS) which led to expansion of community-based services. 2013 Wisconsin Act 20 included a provision that required the Department of Health Services to reimburse CCS providers for both the federal and non-federal costs of these services if the services were provided on a regional basis.

The Wisconsin Counties Association has asked for assistance in calling for additional state investment in county community support programs and crisis services. The Executive Committee considered this resolution at their meeting on July 31, 2024, and recommended forwarding it on to the County Board for approval.

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

WHEREAS, Jefferson County is concerned that the public mental health system in Wisconsin is in need of additional resources to respond appropriately to the needs of individuals with persistent mental illness and those experiencing a mental health crisis, and

WHEREAS, state law designates counties with the responsibility for the well-being, treatment, and care of individuals with mental illness, and serving those without private insurance coverage, and

WHEREAS, the Medical Assistance program (MA) covers an array of mental health services, ranging from office-based therapy to inpatient hospitalization, and many of these services are delivered by counties, and

WHEREAS, the Medical Assistance program (MA) covers an array of mental health services, ranging from office-based therapy to inpatient hospitalization, and many of these services are delivered by counties, and

WHEREAS, Community Support Programs (CSP) offer intensive community-based care for adults whose mental illness and functional limitations might otherwise require them to need institutionalized care. Counties use CSP services to keep people out of extended hospitalizations and support people in the community following emergency detentions, and

WHEREAS, counties are required to provide Crisis intervention services including an emergency mental health services program to serve persons in crisis situations; at a minimum, 24-hour crisis telephone service and 24-hour in-person response on an on-call basis, and

WHEREAS, while the state pays the full cost of most MA services, when it comes to county-based CSP and Crisis mental health services, the county finances the cost of the services up front, and receives MA reimbursement for only the federal share for that service, and

WHEREAS, Community Aids funding has not kept pace over the years with increased county costs for services, resulting in counties bearing a disproportionate share of CSP and Crisis service costs from county tax levy, and

WHEREAS, counties are limited in their capacity to use tax levy revenue due to state levy limits, so the lack of Community Aids increases combined with strict property tax controls makes it difficult for counties to maintain Crisis and CSP services, and

WHEREAS, in addition to the costs to county human service departments, counties and municipalities also incur law enforcement costs to transport and provide security for persons in a crisis, and

WHEREAS, the awareness of the 988 National Suicide & Crisis Lifeline has made mental health assessment and referral more readily available, resulting in more demand on the mental health crisis systems, and

WHEREAS, stagnant state funding results in variations in the extent of services available across counties, wait lists for services, and eligible people receiving limited services, and

WHEREAS, the limited state funding for Crisis services makes it difficult for counties to implement new evidence-based services, such as mobile crisis workers that could meet law enforcement officers in the field for crisis calls, that would reduce the need for law enforcement involvement and provide a more trauma-informed response to crisis situations, and

WHEREAS, Wisconsin's counties continue to cover the costs of mental health services for individuals who are not Medicaid eligible.

NOW, THEREFORE, BE IT RESOLVED that the Jefferson County Board of Supervisors does hereby request that the state of Wisconsin, in its 2025-27 state biennial budget, provide state GPR funding to cover the full non-federal share of MA CSP and Crisis services, and

BE IT FURTHER RESOLVED, that the Jefferson County Clerk is hereby authorized and directed to send a copy of this Resolution to the Governor of the State of Wisconsin, Wisconsin state Legislators with a constituency within Jefferson County, and the Wisconsin Counties Association.

*Fiscal Note: Passage of this resolution has no immediate fiscal impact.*

**Poulson moved for the adoption of Resolution No. 2024-26.** Seconded by Christensen and passed.

**Poulson, Executive Committee Vice Chair, introduced Resolution No. 2024-27. Authorizing the execution of Memorandum of Understanding with the Jefferson County Farm Drainage Board & State/Municipal Financial Agreement with WisDOT for STH 16 drainage project and amending the 2024 Land and Water Conservation Department budget**

Executive Summary

The Jefferson County Farm Drainage Board is a local special-purpose entity responsible for operating all drainage districts within Jefferson County. The Drainage Board is responsible for maintaining farm drains and levying assessments for the maintenance costs to landowners within the districts. There is a farm drain for District #36 located in the State Highway 16 right-of-way in the Town of Ixonia that needs to be replaced. WisDOT has a road improvement project planned in that area in 2025 and is willing to include replacement of the District #36 farm drain in the larger project.

WisDOT requires a county, city, village, or town to enter into a State/Municipal Financial Agreement for improvements completed as part of a State-bid highway project which will be the financial responsibility of a municipal entity rather than state/federal funding source. As such, the Drainage

Board has requested the County sign the State/Municipal Financial Agreement on its behalf so the farm drain can be replaced in the most cost-effective manner. In return, the Drainage Board will enter into the attached MOU with the County which obligates the Drainage Board to reimburse the County for 100% of all costs incurred by the County for the project, including all payments made to WisDOT on behalf of the Drainage Board.

This resolution authorizes the County Administrator to execute the attached Memorandum of Understanding with the Jefferson County Farm Drainage Board and to execute a State/Financial Municipal Agreement with WisDOT for the STH 16 drainage project. This resolution was considered by the Executive Committee on July 31, 2024, and the Finance Committee on August 6, 2024. Both Committees recommended forwarding it to the County Board for approval.

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

WHEREAS, Jefferson County recognizes the benefits that certain County residents receive from a drainage district and the importance of the Drainage Board's maintenance of drains to ensure the continued successful operation of the drains and desires to assist the Drainage Board; and

WHEREAS, pursuant to the terms of the proposed MOU the Drainage Board will fully reimburse the County for all costs incurred by the County for this project within 120 days of receipt of proof of payment; and

WHEREAS, the Drainage Board will assess the District landowners by no later than December 31, 2024 for the costs of the project in order to reimburse the County; and

WHEREAS, the amounts to be disbursed and collected are not included in the 2024 budget; and

WHEREAS, the Land and Water Conservation Department accounts for activity related to the Drainage Board in their annual budget.

NOW, THEREFORE, BE IT RESOLVED the County Board authorizes the County Administrator to finalize and execute a Memorandum of Understanding with the Jefferson County Drainage Board as set forth in Ex. A and amend the 2024 budget to include the disbursement and reimbursement of any funds related to this transaction for an amount not to exceed \$50,000.

BE IT FURTHER RESOLVED the County Board authorizes the County Administrator to finalize and execute a State/Municipal Financial Agreement with WisDOT for the STH 16 farm drainage pipe consistent with the terms set forth in the above-referenced Memorandum of Understanding.

*Fiscal Note: The receipt and disbursement of funds related to this transaction shall be accounted for in the Land and Water Conservation Department's 2024 budget. The 2024 budget is hereby amended to increase account 12409.480102 and 12409.531349 by \$50,000. This is a budget amendment. County Board approval requires a two-thirds vote of the entire membership of the County Board (20 votes of the 30-member County Board).*

**Poulson moved for the adoption of Resolution No. 2024-27.** Seconded by Jaeckel and passed. Ayes 23 (Jones, Richardson, Zarling, Braughler, Herbst, Morris, Degner, Truax, Lund, Nass, Turville-Heitz, Kutz, White, Drayna, Backlund, Kannard, Poulson, Jaeckel, Foelker, Golson, Callan, Gulig, Christensen), Noes 1 (Groose), Abstain 0, Absent 6 (Preuss, Wineke, Hafften, Tracy, Lindl, Roberts), Vacant 0.

**Poulson, Executive Committee Vice Chair, introduced Resolution No. 2024-28. Encouraging Governor Evers and the Wisconsin Legislature to Support Funding the Wisconsin Purchase of Agricultural Conservation Easement Program**

Executive Summary

Jefferson County's Strategic Plan calls for support of farmland preservation programs. The Purchase of Agricultural Conservation Easement (PACE) program enables landowners to voluntarily protect their farmland through permanent farmland conservation easements. When it was established in 2009, the state created a match program to leverage both federal and local dollars, helping to prevent non-agricultural development on Wisconsin's high-quality farmland. The state removed funding from the program in 2011 and, though the program still exists, it has not been funded since. Stakeholders across Wisconsin are asking the State Legislature to refund the PACE program to support the future of Wisconsin's agricultural sector and rural economy. Twenty-seven states currently provide matching PACE funds.

The Land & Water Conservation Committee considered this issue at its meeting on June 19, 2024, and recommends adding Jefferson County's logo to the advocacy document prepared by American Farmland Trust that will be circulated to the Governor and the State Legislature requesting \$15 million in funding for the PACE program in the 2025-2027 Wisconsin State Budget. The Executive Committee considered this resolution at their meeting on July 31, 2024, and recommended forwarding on to the County Board for approval.

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

WHEREAS, farmland loss represents a major challenge to communities across Jefferson County and the state of Wisconsin, with effects being felt through fewer farms, loss of open space that normally provides habitat, recreation, flood control, water quality, food production, health, aesthetic, and climate resilience benefits, and loss of industry, and

WHEREAS, Jefferson County's Strategic Plan calls for support of farmland preservation programs such as the Purchase of Agricultural Conservation Easement (PACE) program, and

WHEREAS, reinvesting in the PACE program in the 2025-2027 State budget will enable Wisconsin to capture federal farmland protection dollars.

NOW, THEREFORE, BE IT RESOLVED the Jefferson County Board of Supervisors hereby urges the Wisconsin State Legislature and Governor Evers to fund the Wisconsin Purchase of Agricultural Conservation Easement Program in the 2025-27 Wisconsin State Budget.

BE IT FURTHER RESOLVED, Jefferson County's logo shall be affixed to the attached advocacy document prepared by American Farmland Trust for circulation to the Governor and Wisconsin State legislators.

*Fiscal Note: Passage of this resolution has no immediate fiscal impact.*

**Poulson moved for the adoption of Resolution No. 2024-28.** Seconded by Turville-Heitz and passed.

Proposed Resolution 11d, Supporting Rock River Community Clinic Access Point Application to become a federally qualified health clinic is postponed.

### **Jones, Finance Committee Chair, introduced Ordinance No. 2024-08. Amendment to Rules for Reimbursement of Expenses**

#### Executive Summary

Jefferson County Ordinance No. 64 sets forth the Rules for Reimbursement of Expenses for members of the County Board, the County Administrator, county elective officials and their deputies, members of committees, boards and commissions, and authorized County employees. Section 64.06 includes specific rates for meal reimbursements which have not been revised since 2014. This ordinance amendment increases the meal reimbursement allowances to provide for reimbursement of up to \$10.00 for breakfast, \$15 for lunch, and \$25 for dinner.

The Finance Committee considered this ordinance amendment at its meeting on July 2, 2024, and recommended forwarding it to the County Board for approval.

THE COUNTY BOARD OF SUPERVISORS OF JEFFERSON COUNTY DOES HEREBY ORDAIN Section 64.06 of Jefferson County Ordinance No. 64 Rules for Reimbursement of Expenses is amended as follows:

**Section 1:**

**RULES FOR REIMBURSEMENT OF EXPENSES**

**64.06 MEALS.**

Eligible persons shall be reimbursed for meals purchased while on county business. Reimbursement shall:

(a) not exceed the actual amount spent (including sales tax), as per IRS Regulations (Publication 15);

(b) not exceed the applicable per diem rates as per IRS Publication 1542;

(c) require itemized receipts for reimbursement, in order to comply with IRS regulations for Accountable Plans (Publication 15);

(d) be for the actual amount spent, including gratuities, not to exceed \$10.00 for breakfast, \$15.00 for noon meals and \$25.00 for evening meals (See exception for convention or conference banquet tickets.);

(e) In addition, County Board members shall be reimbursed for meals purchased while on county business within Jefferson County;

(f) Sheriff's Department employees, when executing a Governor's Warrant for extradition, shall be reimbursed at actual costs for meal expense, not to exceed applicable per diem rates as per IRS Publication 1542. The Sheriff's Department may advance such funds; and (Res. No. 2000-77, 01-09-2001)

(g) County employees shall not be reimbursed for meals purchased while on county business within Jefferson County unless authorized by the employee's department head. [Amended 12/13/05, Ord. No. 2005-36; am. 07/10/07, Ord. No. 2007-17]

(h) Eligible persons shall not be reimbursed for expenditures for alcohol beverages. [Amended 01/08/08, Ord. No. 2007-30]

Section 2: This ordinance amendment shall be effective upon passage and publication as provided by law.

*Fiscal Note: In 2023 the total County budget for meals was \$20,140 and actual expenses were \$12,843. In 2022 the total County budget for meals was \$20,466 and actual expenses were \$8,046. Increasing the meal allowance is not expected to have a significant impact on the County budget.*

**Jones moved for the adoption of Ordinance No. 2024-08.** Seconded by Degner and passed.

**Jones, Finance Committee Chair, introduced Resolution No. 2024-29. Final Resolution regarding Unconditional County Guaranty of its Pro Rata Share, Intergovernmental Agreement and Taxable Revenue Bond Financing for Bug Tussel 2, LLC Project**

Executive Summary

At its meeting on June 11, 2024, the Jefferson County Board of Supervisors approved an Initial Resolution which authorized Jefferson County to participate with other counties in an Intergovernmental Agreement to finance a project for the acquisition, construction and installation of certain telecommunications infrastructure for the purpose of providing wireless internet and telephone communications services to businesses, governmental units, and residents of rural



communities where such service is currently unavailable or prohibitively expensive. The Initial Resolution expressed Jefferson County's intent to proceed with the project and to negotiate the necessary related agreements subject to a Final Resolution at a future meeting.

This Final Resolution authorizes Jefferson County to participate with Fond du Lac County in issuing revenue bonds in an amount not to exceed \$250,000,000, of which up to \$5,000,000 will be on behalf of, and guaranteed by, Jefferson County, with the remainder guaranteed by other participating counties. This Final Resolution further authorizes Jefferson County to execute an Intergovernmental Agreement with other participating counties and various other instruments necessary for the project including but not limited to an unconditional guaranty and reimbursement agreement. Bug Tussel and its parent company Hilbert Communications will have primary and secondary obligations to pay debt service on the bonds. Each county will be required to guarantee the payment of its proportionate share of the bonds should Bug Tussel and Hilbert Communications fail to make payment.

The Broadband Working Group and the Finance Committee considered this Final Resolution at their meetings on July 18, 2024, and August 6, 2024. Both recommended forwarding to the County Board for approval.

BE IT RESOLVED by the County Board of Jefferson County, Wisconsin, as follows:

**Recitals.**

**1.01 Under Wisconsin Statutes, Section 66.1103, as amended (the "Act"), the Issuer (as hereinafter defined) is authorized and empowered to issue revenue bonds to finance eligible costs of qualified "projects" (as defined in the Act), and to enter into "revenue agreements" (as defined in the Act) with "eligible participants" (as defined in the Act).**

**1.02 Bug Tussel 2, LLC, a Wisconsin limited liability company (the "Borrower"), Hilbert Communications, LLC, a Wisconsin limited liability company (the "Company" and the "Guarantor") and/or one or more of its affiliates (including, without limitation, Bug Tussel Wireless, LLC and Cloud 1, LLC), whether existing on the date hereof or to be formed and whether owned directly or indirectly by the Company, desires to finance a project consisting of the acquisition, construction and installation of certain telecommunications infrastructure that includes, among other things (i) acquisition of tower sites by purchase or lease of land and equipping such sites with towers and electronics to provide broadband, high speed cellular, emergency communications and point to point (P2P) data communications; (ii) constructing fiberoptic data transmission facilities (cable and electronics) between towers, key community facilities, businesses and residential aggregation points; (iii) where appropriate, connecting individual premises into the broadband network including the cost of Consumer Premise Equipment (CPE); (iv) payment of capitalized interest; (v) funding of a debt service reserve fund; (vi) payment of such project costs located in the participating counties, which includes project costs located in Jefferson County to be financed with Series 2024 Bonds (defined herein) in an amount not to exceed \$5,000,000; and (vii) payment of professional fees (collectively, the "Project"), all of which will be for the purpose of providing wireless internet and telephone communications services to businesses, governmental units and residents of rural communities where such service is currently unavailable or is prohibitively expensive.**

**1.03 The Project will be constructed and installed in one or more of the following Wisconsin counties yet to be determined, with each respective county that has agreed to participate in the issuance of the Series 2024 Bonds to be evidenced by such participating county entering into the Intergovernmental Agreement (defined herein) in connection with**

the issuance of the Series 2024 Bonds (each a “2024 Participating County” and collectively, the “2024 Participating Counties”): (i) Fond du Lac County, (ii) Forest County, (iii) Iowa County, (iv) Jefferson County, (v) Lafayette County, (vi) Marathon County, (vii) Price County, (viii) Sawyer County, (ix) Taylor County, and (x) Waushara County.

1.04 The Act authorizes the Issuer to make loans to an eligible participant, in connection with financing a qualified project.

1.05 Pursuant to initial resolutions duly adopted by (i) the Fond du Lac County Board on May 21, 2024, (ii) the Forest County Board on June 18, 2024, (iii) the Iowa County Board on May 21, 2024, (iv) the Jefferson County Board on June 11, 2024, (v) the Lafayette County Board on June 18, 2024, (vi) the Marathon County Board on June 18, 2024, (vii) the Price County Board on June 18, 2024, (viii) the Sawyer County Board on July 18, 2024, (ix) the Taylor County Board on July 23, 2024, and (x) the Waushara County Board on July 16, 2024, the 2024 Participating Counties expressed their intention to enter into an Intergovernmental Agreement (the “Intergovernmental Agreement”), pursuant to which the Issuer would issue revenue bonds to be issued in one or more issues or series in an aggregate principal amount not to exceed \$250,000,000 to finance the Project. Notices of adoption of the initial resolutions adopted by the respective 2024 Participating Counties on May 21, 2024; June 11, 2024; June 18, 2024; July 16, 2024; July 18, 2024; and July 23, 2024 were published as provided in the Act, and no petition requesting a referendum upon the question of issuance of the revenue bonds has been filed in any 2024 Participating County as of the date of this resolution. The closing of the Series 2024 Bonds shall not occur until the 30-day petition period following publication has expired in all 2024 Participating Counties.

1.06 The 2024 Participating Counties shall enter into the Intergovernmental Agreement to appoint Fond du Lac County as the issuer (the “Issuer”) of the Series 2024 Bonds for the purpose of financing the Project on behalf of the Borrower, and as agent on behalf of the 2024 Participating Counties with respect to the Pledge of Membership Agreement to be dated the closing date of the Series 2024 Bonds, between Hilbert Communications, LLC, a Wisconsin limited liability company, and the Issuer for the benefit of the 2024 Participating Counties, and other counties as may be joined to the Intergovernmental Agreement after the date hereof by executing a Counterpart and Joinder to Intergovernmental Agreement.

1.07 The Borrower has requested that Jefferson County and each 2024 Participating County who will directly benefit from the Project provide an unconditional general obligation guaranty, to which the full faith and credit and taxing power of Jefferson County are pledged (the “County Guaranty”) to enhance the collateral position of the Borrower in an amount equal to Jefferson County’s or such 2024 Participating County’s (as applicable) pro rata share of the principal of and interest on the Series 2024 Bonds in an amount necessary to replenish the debt service reserve fund, including any compound interest payable on amounts paid by the Insurer (defined herein) for the Series 2024 Bonds, which for Jefferson County will be in an amount not to exceed \$5,000,000 (plus interest to accrue thereon annually over the life of the Series 2024 Bonds at a rate not to exceed 8.00%), including any compound interest payable on amounts paid by the Insurer for the Series 2024 Bonds. In order to authorize Jefferson County’s County Guaranty, the County Guaranty

**must be approved by a vote of at least three-fourths of the members-elect (as defined in Section 59.001(2m) of the Wisconsin Statutes) of the Board of Supervisors.**

1.08 The Guarantor will provide a guaranty (the “Hilbert Guaranty”) to Jefferson County, and each 2024 Participating County, guaranteeing the full and prompt payment to Jefferson County, and each 2024 Participating County, of amounts due from the Borrower pursuant to, and the performance of all other obligations, covenants and agreements of the Borrower under the Reimbursement Agreements by and between the Borrower and each of the 2024 Participating Counties, the Intergovernmental Agreement, and the Mortgage or Leasehold Mortgage, Assignment of Leases and Rents, Security Agreement, and Fixture Financing Statement referenced below.

1.09 The Borrower will have the primary obligation to make all scheduled principal and interest payments when due, and each 2024 Participating County’s Guaranty will apply only in the event that the Borrower does not pay such debt service for the Series 2024 Bonds as required and a draw is made on the debt service reserve fund for the Series 2024 Bonds established under the Indenture.

1.10 In return for the County Guaranty by each 2024 Participating County, each 2024 Participating County shall receive a guaranty fee as further described in Section 3.02, and the Borrower and the Guarantor will pay any and all costs of each 2024 Participating County and all expenses incurred by each 2024 Participating County related to the Series 2024 Bonds.

1.11 As further security for the County Guaranty, Jefferson County and each 2024 Participating County shall receive a first fee or leasehold mortgage on all land, buildings, and improvements of the Borrower and a first security interest, subordinate only to the security interest of the State of Wisconsin, the Public Service Commission of Wisconsin, or similar agency, political subdivision, or instrumentality of the state (the “State”) to the extent required by the State as a condition of grant funding provided for financed assets, in all fixtures and equipment of the Borrower located in the applicable county in which the Project financed with proceeds of the Series 2024 Bonds is constructed.

1.12 The Project includes necessary infrastructure for essential services, including emergency response and public safety communications by and for Jefferson County and local units of government in Jefferson County and is in furtherance of the public purposes set forth in the Act, Wisconsin Statutes, Section 59.54, and promotes the economic development and well-being of Jefferson County.

1.13 The obligations of Jefferson County and each 2024 Participating County under its respective County Guaranty are expected to be insured by Build America Mutual Assurance Company (the “Insurer”) under its Municipal Bond Insurance Policy (the “Policy”) containing provisions consistent with the provisions of this resolution and the documents listed in Section 1.14 and approved by the Issuer’s counsel, bond counsel, and the appropriate officer or officers of Jefferson County.

1.14 Drafts of the following documents have been submitted to this County Board and are ordered filed in the office of the County Clerk:

**a Preliminary Limited Offering Memorandum;**

(b) a Bond Purchase Agreement by and among the Issuer and Samuel A. Ramirez & Company, Inc., as representative, acting on behalf of itself, Robert W. Baird & Co. Incorporated, and Oppenheimer & Co. Inc., as underwriters, with the Letter of Representations from the Borrower and accepted and agreed to by the Issuer and the representative of the underwriters;

- (c) an Indenture of Trust (the “Indenture”) by and between the Issuer and U.S. Bank Trust Company, National Association, as trustee (the “Trustee”);
  - (d) a Loan Agreement (the “Loan Agreement”) by and between the Issuer and the Borrower;
  - (e) a Series 2024 Promissory Note from the Borrower to the Issuer, and assigned to the Trustee;
  - (f) a Reimbursement Agreement from the Borrower to Jefferson County;
  - (g) a form of Facilities Access Agreement from the Borrower to Jefferson County;
  - (h) a form of Mortgage or Leasehold Mortgage, Assignment of Leases and Rents, Security Agreement, and Fixture Financing Statement from the Borrower to Jefferson County;
  - (i) a Continuing Disclosure Agreement;
  - (j) a Guaranty Agreement (Hilbert Guaranty) from the Guarantor to Jefferson County;
  - (k) a Borrower’s Closing Certificate;
  - (l) an Intergovernmental Agreement to be signed by each 2024 Participating County;
- and
- (m) the unconditional County Guaranty from Jefferson County.

### **Findings and Determinations.**

It is hereby found and determined that:

based on representations of the Borrower, the Project constitutes a “project” authorized by the Act;

the purpose of the Issuer's financing costs of the Project is and the effect thereof will be to promote the public purposes set forth in the Act;

the Project includes necessary infrastructure for essential services by and for Jefferson County and local units of government in Jefferson County and is in furtherance of the public purposes set forth in the Act, Wisconsin Statutes, Section 59.54, and promotes the economic development and well-being of Jefferson County;

it is desirable that a series of taxable revenue bonds in an aggregate principal amount not to exceed \$109,000,000 (the “Series 2024 Bonds”) be issued by the Issuer upon the terms set forth in the Indenture and Loan Agreement, under the provisions of which the Issuer's interest in the Indenture and Loan Agreement (except for certain rights as provided therein) and the loan repayments will be assigned to the Trustee as security for the payment of principal of and interest on and premium, if any, on all the Series 2024 Bonds outstanding under the Indenture;

the loan payments provided for in the Loan Agreement, and the formula set out for revising those payments under the Loan Agreement as required under the Act, are sufficient to produce income and revenue to provide for prompt payment of principal of and interest on and premium, if any, on Series 2024 Bonds issued under the Indenture when due; the amount necessary in each year to pay the principal of and interest on the Series 2024 Bonds is the sum of the principal and interest on the Series 2024 Bonds due in such year, whether on a stated payment date, a redemption date, or otherwise; the Loan Agreement provides that the Borrower shall provide for the maintenance of the Project in good repair, keeping it properly insured; and

under the provisions of the Act, the Series 2024 Bonds shall be limited obligations of the Issuer and the Series 2024 Bonds do not constitute an indebtedness of the Issuer or the 2024 Participating Counties, within the meaning of any state constitutional or statutory provision, and do not constitute nor give rise to a charge against the Issuer's or the 2024 Participating Counties’

general credit or taxing powers or a pecuniary liability of the Issuer or the 2024 Participating Counties.

**Approvals and Authorizations.**

There is hereby approved the issuance by the Issuer of its Taxable Revenue Bonds, Series 2024 (Bug Tussel 2, LLC Project) (Social Bonds) (specifically, the Series 2024 Bonds) in an aggregate principal amount not to exceed \$109,000,000, for the purpose of financing the Project.

In furtherance of the public purposes recited above:

(a) Jefferson County shall provide an unconditional County Guaranty to enhance the collateral position of the Borrower in an amount equal to Jefferson County's pro rata share of the principal of and interest on the Series 2024 Bonds in an amount necessary to replenish the debt service reserve fund in an amount not to exceed \$5,000,000 (plus interest to accrue thereon annually over the life of the Series 2024 Bonds at a rate not to exceed 8.00%), including any compound interest payable on amounts paid by the Insurer for the Series 2024 Bonds. In return for its County Guaranty, Jefferson County shall receive either (i) an annual guaranty fee equal to 40 basis points (0.40%) of the outstanding par amount of the Series 2024 Bonds covered by its County Guaranty, payable on a semi-annual basis on each May 1 and November 1, or (ii) a discounted upfront guaranty fee as agreed to by the Borrower and Jefferson County. Prior to issuance of the Series 2024 Bonds, each 2024 Participating County on behalf of which Series 2024 Bonds are being issued shall have each authorized the execution and delivery of its respective County Guaranty.

(b) There is hereby authorized the issuance by Jefferson County of general obligation promissory notes pursuant to Section 67.12(12), Wisconsin Statutes, to finance payment of the County Guaranty. The terms and provisions of any such notes shall be established pursuant to a subsequent resolution of this County Board.

Jefferson County hereby authorizes the execution and delivery of the Intergovernmental Agreement, the County Guaranty and the other documents listed in Section 1.14 above to which Jefferson County is a signatory.

Subject to the conditions set forth herein, the County Board Chairperson and the County Clerk are authorized and directed to execute and deliver the County Guaranty, the Intergovernmental Agreement and the other documents listed in Section 1.14 above to which Jefferson County is a signatory. In addition, Jefferson County hereby authorizes the execution and delivery of a commitment with the Insurer consistent with the provisions of this resolution and the documents listed in Section 1.14 above as well as any other agreements, certificates or documents necessary to obtain the Policy.

The County Board Chairperson and the County Clerk and other officers of Jefferson County are authorized to prepare and furnish to the Trustee and bond counsel certified copies of all proceedings and records of Jefferson County relating to the Series 2024 Bonds, and such other affidavits and certificates as may be required by the Trustee and bond counsel.

The approval hereby given to the various documents referred to in this Resolution includes the approval of such additional details therein and additional documents or agreements all as may be necessary and appropriate for their completion and such modifications thereto, deletions therefrom and additions thereto as may be approved by the Jefferson County counsel and bond counsel. The execution of any document by the appropriate officer or officers of Jefferson County herein

authorized shall be conclusive evidence of the approval by Jefferson County of such document in accordance with the terms hereof.

3.07 This Resolution shall take effect from and after its adoption by a vote of at least three-fourths of the members-elect (as defined in Section 59.001(2m) of the Wisconsin Statutes) of the Board of Supervisors.

*Fiscal Note: In the event of a default by Bug Tussel 2, the Debt Service Reserve Fund will pay any interest and principal immediately due to bondholders. At that time, Jefferson County would be responsible for replenishing the Debt Service Reserve Fund. Hilbert Communications would be responsible for reimbursing Jefferson County for any amounts drawn from the Debt Service Reserve Fund. Should Hilbert Communications default on its obligation to Jefferson County, Jefferson County will assume ownership of the assets financed with the bond proceeds. In exchange for the risk assumed by Jefferson County, Bug Tussel 2 will pay to Jefferson County a fee for its guaranty of the bond payments of 40 basis points (0.40%) times Jefferson County's pro rata share of the outstanding bond obligation. At the time of issuance, this fee equates to \$20,000 per year and will decline over the term of the bond in proportion to the outstanding debt balance. Because this fee has a limited term and declining balance over time, it is recommended that the fee be treated as one-time revenue and deposited into the Capital Projects Fund for the purpose of funding future one-time capital purchases.*

**Jones moved for the adoption of Resolution No. 2024-29.** Seconded by Backlund and passed. Ayes 23 (Jones, Richardson, Zarling, Braughler, Herbst, Morris, Degner, Truax, Lund, Nass, Turville-Heitz, Kutz, White, Drayna, Backlund, Kannard, Poulson, Jaeckel, Foelker, Golson, Callan, Gulig, Christensen), Noes 1 (Goose), Abstain 0, Absent 6 (Preuss, Wineke, Hafften, Tracy, Lindl, Roberts), Vacant 0.

**Jones, Finance Committee Chair, introduced Resolution No. 2024-30. Accepting funding from the Wisconsin Tobacco Prevention and Control Program WI Wins and amending the 2024 Health Department budget**

Executive Summary

The Wisconsin Tobacco Prevention and Control Program WI Wins is a proven education, outreach and inspection program for tobacco and vape retailers across the state. The goal of the program is to reduce the impact of commercial tobacco at the community level by preventing underage sales and youth initiation of tobacco use. This is completed through education on tobacco sales laws, recognizing retailers who are complying with the laws, and partnering with local law enforcement to enforce the laws. WI Wins funding is used to conduct compliance checks, media outreach, and public outreach in each county/jurisdiction.

In 2019, the Tobacco Coalition of Dodge and Jefferson Counties did not apply for WI Wins funding. This left Dodge and Jefferson County unfunded. The American Lung Association agreed to take over the WI Wins contract and has utilized a subcontracted agent to carry out the requirements of the grant. The Wisconsin Department of Health Services primarily contracts with local public health departments to conduct the WI Wins program and Jefferson County was approached by DHS to take over the contract for Dodge and Jefferson County.

After discussion and approval from Dodge County Health Department, the Jefferson County Health Department was awarded a total of \$9009 in grant funding from the Wisconsin Tobacco Prevention and Control Program WI Wins. The Jefferson County Health Department will serve as the fiscal agent for both Jefferson and Dodge Counties. Jefferson County was awarded \$4,312

and Dodge County was awarded \$4,697. Jefferson County anticipates contracting with an agent to fulfill the grant requirements in both counties.

This resolution authorizes Jefferson County to accept the WI Wins funding, serve as the fiscal agent on behalf of Jefferson and Dodge County, and amend the 2024 budget accordingly. The Board of Health considered this resolution at its meeting on July 17, 2024, and the Finance Committee considered this resolution at its meeting on August 6, 2024. Both bodies recommended forwarding this resolution to the County Board for approval.

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

WHEREAS, pursuant to the funding requirements a total of 56 compliance checks are to be made within Jefferson County and a total of 61 compliance checks are to be made within Dodge County, and

WHEREAS, additionally Jefferson and Dodge County will be responsible for conducting five public outreach activities and four media outreach activities, and

WHEREAS, as Fiscal Agent, Jefferson County will utilize the same subcontracted agent to carry out the requirements of the grant in both counties to have continuity of the program across both jurisdictions.

NOW, THEREFORE, BE IT RESOLVED that the Jefferson County Board of Supervisors hereby accepts \$9009 in grant funding from the Wisconsin Tobacco Prevention and Control Program WI Wins, authorizes the County to serve as fiscal agent for both Jefferson and Dodge County, and amends the 2024 budget accordingly.

*Fiscal Note: Acceptance of this grant will increase appropriations in the 2024 Health Department budget by \$9,009. This is a budget amendment. County Board approval requires a two-thirds vote of the entire membership of the County Board (20 votes of the 30-member County Board).*

**Jones moved for the adoption of Resolution No. 2024-30.** Seconded by Kutz and passed. Ayes 24 (Jones, Richardson, Zarling, Braughler, Herbst, Morris, Degner, Groose, Truax, Lund, Nass, Turville-Heitz, Kutz, White, Drayna, Backlund, Kannard, Poulson, Jaeckel, Foelker, Golson, Callan, Gulig, Christensen), Noes 0, Abstain 0, Absent 6 (Preuss, Wineke, Hafften, Tracy, Lindl, Roberts), Vacant 0.

**Jaeckel, Highway Committee Chair, introduced Ordinance No. 2024-09. Amendment to Jefferson County - All-Terrain Vehicle (ATV) and Utility-Terrain Vehicle (UTV) Route Ordinance**

Jefferson County Ordinance No. 2021-01 outlines the approved routes for ATV/UTV usage in Jefferson County and sets forth the rules of operation on County ATV/UTV routes. Jefferson County requested approval from the Wisconsin Department of Transportation to add segments of State Highway to ATV/UTV routes. This ordinance amendment adds segments of State Highway to the approved routes to allow for bridge crossings. It also makes minor updates and revisions to the existing language for clarity.

The Highway Committee considered this ordinance amendment at its meeting on July 30, 2024, and recommended forwarding to the County Board for approval.

THE JEFFERSON COUNTY BOARD OF SUPERVISORS DOES HEREBY ORDAIN Jefferson County Ordinance No. 2021-01 *All-Terrain Vehicle (ATV) and Utility-Terrain Vehicle Route Ordinance* is amended as follows:

**Section 1 - General**

Following due consideration of the recreational and economic value to access businesses and residences and to make trail connections, weighed against possible dangers, public health, public

safety, liability aspects, terrain involved, traffic density and other traffic risks, this ordinance has been created pursuant to County Board authority under Wis. Stats. § 59.02, §23.33 and the provisions of the Wisconsin Administrative Code NR 64 regulating ATV operation.

**Section 2 - Applicability and Enforcement**

This ordinance is enacted under the authority of Wis. Stat. §23.33 and §59.02 and the provisions of Wis. Stat. §23.33 and Wisconsin Administrative Code NR 64 regulating ATV operations are hereby incorporated and adopted.

The provisions of this Ordinance shall apply to all county highways and state highways within the jurisdiction of Jefferson County and the provisions of this ordinance shall be enforced by the Jefferson County Sheriff's Office.

Adoption of this ordinance shall not prohibit any law enforcement officer or DNR warden from proceeding under any other ordinance, regulation, statute, law, or order that pertains to the subject matter addressed under this section.

**Section 3 - Limitations**

The following limitations apply on all areas designated in this Ordinance:

Operators and passengers of all ATVs/UTVs shall comply with all federal, state, and local laws, orders, regulations, restrictions, and rules, including, but not limited to, section 23.33 Wis. Stats. and Wisconsin Administrative Code NR 64.

ATVs/UTVs shall be operated on the extreme right side of the roadway on the paved surface.

ATVs/UTVs may be operated on paved surfaces only, unless yielding the right of way.

ATV/UTV operators are required to have applicable liability insurance.

ATVs/UTVs shall not be operated at a speed greater than the posted speed limits.

ATVs/UTVs may not be operated on any county highway route without fully functional headlights, taillights, and brake lights.

ATVs/UTVs may not be operated on any county highway route between the hours of 10:00 p.m. and 5:00 a.m.

No person under the age of 16 may operate an ATV/UTV on any county highway route.

No person shall operate an ATV/UTV on any county highway route without a valid driver's license and shall display the license upon demand from any law enforcement officer or official described in section 23.33(12) Wis. Stats.

**Section 4 – County Highway ATV/UTV Routes**

County highway routes designated for ATV/UTV use shall be established and approved by the Jefferson County Highway Committee. Any modification to the routes designated for ATV/UTV use shall be approved by the Jefferson County Highway Committee.

The routes designated as an ATV/UTV vehicle route shall be as follows:

**County Routes:** All County Highways.

The Jefferson County Highway Committee shall have the authority to suspend operation on any County Highway segments due to hazards, construction, emergency conditions, road damage, or any other issue deemed appropriate for traffic safety. Routes subsequently removed as an ATV/UTV vehicle route will be posted on the Jefferson County website and signed for ATV/UTV closure on the route.

County Highway segments through Cities and Villages with jurisdictional responsibility can close those segments to ATV/UTV use.

**Section 5- Authorization of State Highway ATV/UTV Routes**

Under Wis.Stat.23.33(4)(d)3.b., and (11)(am)3., Jefferson County authorizes the operation of the following state highway segments to cross bridges that are 1000 feet or less:



State Highway 19 over the Mauneshia River, (35/45mph speed limit transition – Heil Street), City of Waterloo

State Highway 19 over the Crawfish River, (County Highway G – East Hubbleton Road), Town of Milford

State Highway 106 over unnamed tributary, (Black Hawk Island Rd – Sinnissippi Dr), Town of Koshkonong

State Highway 59 over Mud River (25/40mph speed limit transition – Zion Road), Village of Palmyra

Note: Operators crossing authorized bridges on all ATV or UTV state routes shall do all of the following:

1. Cross the bridge in the most direct manner practicable and at a place where not obstruction prevents a quick and safe crossing.
2. Stay as far to the right of the roadway or shoulder as practicable
3. Stop the vehicle prior to the crossing.
4. Yield the right-of-way to other vehicles, pedestrians, electric scooters, and electric personal assistive mobility devices using the roadway or shoulder.
5. Exit the highway as quickly and safely as practicable after crossing the bridge.

#### **Section 6 - Route Signs**

All initial required route signs will be installed and maintained by the Jefferson County Highway Department.

All signs shall be in compliance with the Federal Manual on Uniform Traffic Control Devices (MUTCD).

No person may erect remove, obscure, or deface any official designated route sign unless authorized by the Jefferson County Highway Department in writing.

No person shall operate an ATV/UTV contrary to any authorized and official posted sign.

#### **Section 7 - Penalties**

This Ordinance shall be enforced by the Jefferson County Sheriff's Office or any law enforcement official as set forth in section 23.33(12) Wis. Stats., including the issuance of a citation under section 66.0113 Wis. Stats.

The penalties set forth in section 23.33(13) Wis. Stats., are adopted and incorporated by reference. Unless otherwise designated by statute, the penalty for violating any provision of this ordinance shall be a forfeiture of not less than \$25.00 nor more than \$250.00, plus court costs and fees.

#### **Section 8 - Severability**

Should any subsection, clause, or provision of this ordinance be declared by any court to be invalid, the same shall not affect the validity of this ordinance as a whole or any part thereof, other than the part declared invalid.

#### **Section 9 - Maintenance**

Designation of segments of the Jefferson County Highway System as ATV/UTV routes does not impose upon the Jefferson County Highway Department a greater duty of care or responsibility for maintenance of those segments than for any other segment of county highway. Operators of ATV/UTVs on county highways assume all the usual and normal risks of ATV/UTV operation.

#### **Section 10 - Effective Date**

This Ordinance shall be effective upon enactment and publication.

*Fiscal Note: Passage of this Ordinance has no immediate fiscal impact.*

**Jaeckel moved for the adoption of Ordinance No. 2024-09.** Seconded by Backlund and passed.

**Braugler, Human Resources Committee Chair, introduced Resolution No. 2024-31. Funding the Nurse Prescriber Position Full-time and Authorizing Flexible Hiring Options in the Human Services Department**

Executive Summary

The Nurse Prescriber position within the Behavioral Health Division of Jefferson County Human Services was created to ensure the provision of essential medication services to our clients. Initially funded part-time based on the incumbent's availability, the position needs to be transitioned to full-time upon the incumbent's retirement in October. Due to the market for this position, Human Services seeks authority to explore flexible hiring options for this position as necessary. This would allow the Nurse Prescriber role to be filled by: 1) a traditional employee using the County's pay grade structure; 2) an employee via an employment contract outside of the County's pay grade structure; or 3) an independent contractor.

This resolution seeks to:

1. Approve full-time funding for the Nurse Prescriber position.
2. Authorize the County Administrator to hire the position as an employee with a contract or as an independent contractor, depending on recruitment outcomes and candidate preferences.
3. Permit hiring outside the assigned pay grade under an employment contract if necessary.
4. Confirm that the position is fully funded through insurance, Medicare, and Medicaid reimbursements, with no additional tax levy required.

*Note: An employee with a contract works for the organization under a formal agreement that includes salary, benefits like health insurance and retirement plans, job duties, and the length of employment. They follow the organization's policies and are considered part of the team. In contrast, an independent contractor is self-employed and hired to complete specific tasks as outlined in a contract. They do not receive employee benefits and handle their own taxes and insurance. This arrangement offers flexibility for the organization to meet workload demands. U.S. labor laws distinguish between these two based on factors like control over work, the financial relationship, and the nature of the work, ensuring compliance with employment criteria.*

The Human Resources Committee and the Finance Committee each considered this resolution at their meetings on July 29, 2024, and August 6, 2024, and both recommended forwarding to the County Board for approval.

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

WHEREAS, Jefferson County Human Services created the Nurse Prescriber position within the Behavioral Health Division to provide essential medication services to our clients, and

WHEREAS, the position has been funded part-time based on the current incumbent's availability, and

WHEREAS, the incumbent Nurse Prescriber is retiring in October, necessitating the recruitment of a full-time replacement, and

WHEREAS, flexibility in hiring and compensation is essential to attract qualified candidates and ensure continued delivery of vital services, and

WHEREAS, the Nurse Prescriber position is fully funded through insurance, Medicare, and Medicaid reimbursements, with no additional tax levy required.

NOW, THEREFORE, BE IT RESOLVED the Jefferson County Board of Supervisors hereby authorizes the following:

1. Transition of the Nurse Prescriber position from part-time to full-time funding.

2. Flexibility to hire the Nurse Prescriber and authorization for the County Administrator to hire the position as an employee with or without an employment contract or as an independent contractor, depending on recruitment outcomes and candidate preferences.
3. Hiring outside the assigned pay grade under an employment contract if necessary.

BE IT FURTHER RESOLVED that the Human Resources Department is authorized to commence recruitment immediately to ensure a seamless transition and overlap for the Nurse Prescriber position.

*Fiscal Note: The Nurse Prescriber position within the Behavioral Health Division is fully funded through a combination of insurance reimbursements, Medicare, and Medicaid. These funding sources cover the entire salary and associated costs of the position, ensuring that no additional tax levy is required to support this role. This is a budget amendment. County Board approval requires a two-thirds vote of the entire membership of the County Board (20 votes of the 30-member County Board).*

**Braugler moved for the adoption of Resolution No. 2024-31.** Seconded by Poulson and passed. Ayes 24 (Jones, Richardson, Zarling, Braugler, Herbst, Morris, Degner, Goose, Truax, Lund, Nass, Turville-Heitz, Kutz, White, Drayna, Backlund, Kannard, Poulson, Jaeckel, Foelker, Golson, Callan, Gulig, Christensen), Noes 0, Abstain 0, Absent 6 (Preuss, Wineke, Hafften, Tracy, Lindl, Roberts), Vacant 0.

**Jaeckel, Planning and Zoning Committee Chair, introduced the following report:**

REPORT TO THE HONORABLE MEMBERS OF THE JEFFERSON COUNTY BOARD OF SUPERVISORS by the Jefferson County Planning and Zoning Committee recommending approval of petitions to amend the official zoning map of Jefferson County.

**Jaeckel, Planning and Zoning Committee Chair, introduced Ordinance No. 2024-10. Amending Official Zoning Map**

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

WHEREAS, Petitions R4545A-24, R4546A-24, R4547A-24 and R4549A-24 were referred to the Jefferson County Planning and Zoning Committee for public hearing on July 18, 2024, 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 A-1 Exclusive Agricultural to A-3 Agricultural and Rural Residential**

Rezone 1.6-acres to be added to existing 2-acre A-3 lot for total lot size of 3.66 acres at W2245 County Road B in Town of Concord, parcel #006-0716-1813-005. This is in accordance with Sec. 11.04(f)8 of the Jefferson County Zoning Ordinance. Rezoning is conditional upon receipt of and recording of the final certified survey map. R4545A-24 Chris Heinecke

Rezone to create a 3.3-acre lot around existing residence and farm buildings as a farm consolidation at W4178 State Road 106, Town of Hebron, from parcel 010-0615-3214-000. This is in accordance with Sec. 11.04(f)8 of the Jefferson County Zoning Ordinance. R4546A R&W Ventures LLC

Request to create three – 2.0 acre lots at W4178 State Road 106, Town of Hebron, from parcel 0110-0615-3214-000. This is in accordance with Sec. 11.04(f)8 of the Jefferson County Zoning

Ordinance. Rezoning is conditional upon receipt of and recording of the final certified survey map, receipt of suitable soil test, access approval of maintaining authority and filing of affidavit of zoning status on remaining lands. R4547A R&W Ventures LLC

Rezone to create a 1.1-acre residential lot along Schwemmer Lane in the Town of Koshkonong, from parcel 016-0514-1733-000. This is in accordance with Sec. 11.04(f)8 of the Jefferson County Zoning Ordinance. Rezoning is conditional upon receipt of and recording of the final certified survey map, receipt of suitable soil test, access approval of maintaining authority, extraterritorial plat review, agricultural access location, approval and easement on Lot 1, if necessary and filing of affidavit of zoning status on remaining lands. R4549A-24 Daniel & Melanie Dunkelberger  
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.

*Fiscal Note: Passage of this Ordinance has no immediate fiscal impact.*

**Jaeckel moved for the adoption of Ordinance No. 2024-10.** Seconded by Poulson and passed. Kannard abstained from voting due to a potential conflict of interest.

**Appointment by County Administrator:**

By virtue of the authority vested in me under Section 59.18(2)(c) of the Wisconsin Statutes, I respectfully request confirmation of the appointment:

Christopher Ruetten, Surveyor, to the Land Information Council for an indeterminate term.

**Jaeckel moved to confirm the above appointment.** Seconded by Degner and passed.

By virtue of the authority vested in me under Section 59.18(2)(b) and Section 323.14(1)(a) of the Wisconsin Statutes, I respectfully request confirmation of the appointment:

Tracy Hameau, Emergency Management Director for an indeterminate term.

**Morris moved to confirm the above appointment.** Seconded by Degner and passed.

**Public Comment: (General) None**

**Announcements:**

Supplemental information presented at the August 12, 2024, Jefferson County Board meeting will be available at the County Clerk's office upon request during regular Courthouse hours or on the County's website at [www.jeffersoncountywi.gov](http://www.jeffersoncountywi.gov).

**There being no further business, Jaeckel moved that the Board adjourn. Seconded by Gulig and passed at 8:12 p.m.**