

The Florence County Board of Supervisors met pursuant to adjournment on August 18, 2020. The meeting was called to order by the Chair at 7:00 p.m. A quorum of members was present.

County Board Supervisors present: Bomberg, Brunette, Dzekute, Hedmark, Johnson, Kelley, Kellstrom, Mills, Modschiedler, Nichols, Steber and Theer.

Absent: None

Agenda

Moved by Supervisor Johnson to approve the agenda as presented.

Motion seconded by Supervisor Kelley.

Motion carried, with all voting "Aye" on a voice vote.

Minutes

Moved by Supervisor Steber to approve the minutes as presented.

Motion seconded by Supervisor Theer.

Motion carried, with all voting "Aye" on a voice vote.

Those wishing to address the Board

None

2019 Draft Audit Report

Auditor Scott Sternhagen, from CliftonLarsonAllen, reviewed the draft Executive Summary Letter related to the audit of the County's financial statements for the year ended December 31, 2019. Sternhagen answered any questions from the Board on the Annual Financial Report and the Executive Summary Letter. Sternhagen stated the County is in good financial standing.

The Chair thanked Sternhagen for the presentation.

Moved by Supervisor Johnson to approve the audited 2019 Annual Financial Draft Report and the Executive Summary Draft Letter and recommend on to County Board for final approval September 15, 2020.

Motion seconded by Supervisor Kelley.

Motion carried, with all voting "Aye" on a voice vote.

Library Board Retirement

County Board Chair Bomberg thanked Nancy Miller for her many years on the Library Board and welcomed Jim Dunkel who was appointed to serve on the Board as a Community Member at Large (term expiring 12/21/2020).

Pine River Dam

Moved by Supervisor Steber to approve the letter to FERC (Federal Energy Regulatory Commission) in support of the Pine River Dam. Supervisor Steber reported that the Towns sent letters also.

Motion seconded by Supervisor Hedmark.

Motion carried, with all voting "Aye" on a voice vote.

Ad-hoc Housing Group

Moved by Supervisor Steber to approve Supervisor Dzekute to serve as a volunteer on the Ad-hoc Housing Group and Supervisor Mills as a backup.

Motion seconded by Supervisor Kelley.

Motion carried, with all voting "Aye" on a voice vote.

Resolutions

Moved by Supervisor Kelley to adopt resolution # 2020-14 to approve the renewal agreement with the Chief Elected Officials (CEO) Consortium between the Counties of the Wisconsin Bay Workforce Development Area as recommended by the Audit & Budget Committee.

Motion seconded by Supervisor Nichols.

Motion carried, with all voting "Aye" on a voice vote.

RESOLUTION # 2020-14

CHIEF ELECTED OFFICIALS (CEO) CONSORTIUM AGREEMENT BETWEEN THE COUNTIES OF THE WISCONSIN BAY WORKFORCE DEVELOPMENT AREA

Initiated October 1, 2012, Amended May 19, 2016

Submitted for County Renewal 6-11-2020

This Chief Elected Officials (CEO) Consortium Agreement Between the Counties of the Wisconsin Bay

Workforce Development Area, was made and entered into on October 1, 2012, submitted for county renewal August 18, 2020, and amended pursuant to Public Law, by and between the counties of Brown, Door, Florence, Kewaunee, Manitowoc, Marinette, Menominee, Oconto, Outagamie, Shawano and Sheboygan, as bodies corporate organized under the Laws of the State of Wisconsin.

WHEREAS, the Congress of the United States adopted Public Law 113-128, the Workforce Innovation and Opportunity Act (WIOA) enacted July 22, 2014, authorizing the expenditure of Federal funds to streamline services through Statewide Workforce Investment Systems, empower individuals through information and access to training resources, provide universal access to core career services, increase accountability for results, ensure a strong role for local governmental boards and the private sector in the Workforce Investment System, facilitate State and local flexibility, and improve youth programs; and

WHEREAS, under WIOA §106 (b), the Wisconsin Governor ("Governor") has designated eleven (11) Workforce Development Areas ("WDAs") within the State to administer the provisions of the WIOA; and

WHEREAS, the WDA, designated by the Governor, for the counties of Brown, Door, Florence, Kewaunee, Manitowoc, Marinette, Menominee, Oconto, Outagamie, Shawano, and Sheboygan (collectively, "Counties;" individually, "County") is the Wisconsin Bay Workforce Development Area ("Bay WDA"); and

WHEREAS, the WIOA, as well as *Wisconsin Statute* §66.0301, provides counties within a WDA the authority to enter into consortium agreements so as to allow them to define their roles and duties in administering the applicable provisions of the WIOA; and

WHEREAS, in accordance therewith, the Board of Supervisors for each county in the Bay WDA adopted resolutions authorizing their respective Chief Local Elected Official ("CLEO") to enter into this Chief Elected Official (CEO) Consortium Agreement Between the Counties of the Wisconsin Bay Workforce Development Area ("Agreement"), for the purpose of carrying out WIOA §107.

NOW, THEREFORE, in consideration of the above premises and the mutual covenants contained herein, as well as other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Counties, through their respective CEOs, do hereby agree as follows:

IN WITNESS WHEREOF, the Parties hereto have caused this Chief Elected Officials Consortium Agreement, as amended May 19, 2016, to be executed by the County Executive of the counties having an Office of the County Executive or by the Chairperson of the County Board of Supervisors of the counties without an Office of County Executive, or that respective county CEO's Designee to the Bay WDA's LEO Board.

Moved by Supervisor Kelley to adopt resolution #2020 – 15 to approve the list of Attorneys to be used as Corporation Council and Labor Attorneys for Florence County as recommended by the Audit & Budget Committee. Motion seconded by Supervisor Theer.

Motion carried, with all voting "Aye" on a voice vote.

RESOLUTION NO. 2020-15

A RESOLUTION TO APPROVE CORPORATION COUNSEL LEGAL SERVICES

WHEREAS, Florence County retains outside counsel to provide Corporation Counsel services under Wis. Stats., §59.42 (3)

WHEREAS, Florence County would like to continue Corporation Counsel services on an as needed basis with the attorneys and law firms listed below;

- Daryl Waters, Waters Legal Services, LLC
- Douglas J. Drexler, Drexler Law Offices, S.C.
- Grant Carlson, Mouw & Cellelo Law Firm, P.C.
- Gregory P. Seibold, Seibold Law Firm, LLC
- Henry McRoberts, McRoberts Law Office, P.C.
- Jacob D. Lynch, Ryan Lynch Law Offices
- James R. Macy, von Briesen & Roper, S.C.
- Mike Scholke, Mouw & Cellelo Law Firm, P.C.
- Steven C. Garbowicz, O'Brien, Anderson, Burgy & Garbowicz, L.L.P.

NOW, THEREFORE, BE IT RESOLVED, this 18th day of August, 2020, that the Florence County Board of Supervisors hereby designates the attorneys and law firms listed above to perform the duties of Corporation Counsel for Florence County as the need arises.

Moved by Supervisor Kelley to adopt resolution # 2020 – 16 to approve the amended Local Elected Officials (LEO) Board Bylaws with the Chief Elected Officials (CEO) Consortium for the Wisconsin Bay Workforce Development Area as recommended by the Audit & Budget Committee

Motion seconded by Supervisor Theer.

Motion carried, with all voting "Aye" on a voice vote.

RESOLUTION # 2020-16

Wisconsin Bay Workforce Development Area
Chief Elected Officials Consortium

LOCAL ELECTED OFFICIALS BOARD
BYLAWS

Adopted May 9, 2013
Amended February 11, 2016
Amended June 11, 2020

WHEREAS, the Workforce Development Area ("WDA"), designated by the Governor, for the Counties of Brown, Door, Florence, Kewaunee, Manitowoc, Marinette, Menominee, Oconto, Outagamie, Shawano, and Sheboygan (collectively, "Counties;" individually, "County") is the Wisconsin Bay Workforce Development Area ("Bay WDA"); and

WHEREAS, by and through, Chief Elected Officials Consortium Agreement, the Counties of Brown, Door, Florence, Kewaunee, Manitowoc, Marinette, Menominee, Oconto, Outagamie, Shawano and Sheboygan have been duly constituted as the Bay Workforce Development Area's County Consortium (hereinafter, "Consortium"); and

WHEREAS, in accordance therewith, the Board of Supervisors for each County in the Bay WDA adopted Resolutions authorizing their respective Chief Local Elected Official ("CLEO") to enter into this Chief Elected Official (CEO) Consortium Agreement Between the Counties of Bay Workforce Development Area in Wisconsin;

WHEREAS, the Chief Elected Officials Consortium Agreement (hereinafter, "Consortium Agreement"), authorizes the Bay Area WDA Local Elected Officials Board (hereinafter, "LEO Board") to adopt Bylaws for its internal governance and external dealings; and

NOW, THEREFORE, the LEO Board does hereby adopt the following Bylaws.

Moved by Supervisor Kelley to adopt resolution # 2020 – 17 authorizing General Obligation Promissory Notes in an Amount Not to Exceed \$1,500,000 for Facilities Improvements and Equipment as recommended by the Audit & Budget Committee.

Motion seconded by Supervisor Johnson.

Motion carried, with all voting "Aye" on a voice vote.

Resolution No. 2020 - 17

INITIAL RESOLUTION AUTHORIZING GENERAL OBLIGATION PROMISSORY NOTES IN AN AMOUNT NOT TO EXCEED \$1,500,000 FOR FACILITIES IMPROVEMENTS AND EQUIPMENT

BE IT RESOLVED by the County Board of Supervisors of Florence County, Wisconsin, that there shall be issued, pursuant to Section 67.12(12), Wisconsin Statutes, general obligation promissory notes in an amount not to exceed \$1,500,000 for the public purpose of paying the cost of capital improvement projects, including facilities improvements and equipment.

Moved by Supervisor Kelley to adopt resolution # 2020 – 18 authorizing Designating Officials Authorized to Declare Official Intent Under Reimbursement Bond Regulations as recommended by the Audit & Budget Committee.

Motion seconded by Supervisor Johnson.

Motion carried, with all voting "Aye" on a voice vote.

Resolution No. 2020 – 18

RESOLUTION DESIGNATING OFFICIALS
AUTHORIZED TO DECLARE OFFICIAL INTENT UNDER
REIMBURSEMENT BOND REGULATIONS

WHEREAS, the Department of the Treasury has issued final regulations (Treas. Reg. Section 1.150-2) (the "Reimbursement Bond Regulations") that, for the purpose of determining whether interest on certain obligations of a state or local government is excluded from gross income for federal income tax purposes, permit the use of the proceeds of tax-exempt obligations to reimburse capital expenditures made prior to the date such obligations are issued only if the state or local government, within 60 days of the date of expenditure, declares its official intent to reimburse the expenditure with proceeds of a borrowing;

WHEREAS, the Reimbursement Bond Regulations require that if a current expenditure is to be permanently financed by a later issue of tax-exempt obligations a state or local government must declare its intention to reimburse itself for the expenditure from proceeds of a borrowing within 60 days from when the expenditure is made (the "Declaration of Official Intent");

WHEREAS, the Reimbursement Bond Regulations permit a state or local government to designate an official or employee to make Declarations of Official Intent on its behalf;

WHEREAS, the County Board of Supervisors (the "Governing Body") of Florence County, Wisconsin (the "Issuer") deems it to be necessary, desirable and in the best interest of the Issuer to authorize an official (or officials) or employee (or employees) of the Issuer to make a Declaration of Official Intent on its behalf when the Issuer reasonably expects to reimburse itself from the proceeds of a borrowing for certain expenditures for a specific property, project or program which it pays from other funds prior to the receipt of the proceeds of the borrowing with respect to such expenditures;

WHEREAS, the Governing Body hereby finds and determines that designating an official (or officials) or employee (or employees) with the authority to make Declarations of Official Intent will facilitate compliance with the Reimbursement Bond Regulations.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Issuer, pursuant to Treas. Reg. Section 1.150-2(e)(1), that:

Section 1. Authorization to Declare Official Intent. The following officials or employees of the Issuer are hereby authorized and designated to make Declarations of Official Intent pursuant to the above-referenced Reimbursement Bond Regulations: County Clerk and Financial Manager.

Section 2. Form of Declaration. Any such Declaration of Official Intent shall be made in substantially the form attached hereto.

Section 3. Public Availability. Any Declaration of Official Intent shall be maintained in the files of the Issuer and shall be made available for public inspection in compliance with applicable State law governing the availability of records of official acts of the Governing Body including Subchapter II of Chapter 19, Wisconsin Statutes (the "Public Records Law").

Section 4. Further Authorizations. The officials or employees authorized and designated above are each hereby further authorized to take such other actions as may be necessary or desirable to comply or evidence compliance with the Reimbursement Bond Regulations.

Section 5. Effective Date. This Resolution shall take effect immediately upon its adoption and approval.

Moved by Supervisor Steber to adopt resolution # 2020 – 19 approval for the 2019 Overdrawn Accounts as recommended by the Audit & Budget Committee.

Motion seconded by Supervisor Johnson.

Motion carried, with all voting "Aye" on a voice vote.

RESOLUTION #2020-19

WHEREAS:

The following General Fund expenditure accounts were overdrawn for the year-ended December 31, 2019, due to unbudgeted expenses.

	<u>Overdrawn Amount</u>
5201 Law Enforcement – Sheriff	\$72,619
Total Overdrawn Amount	<hr/> \$72,619 <hr/>

WHEREAS:

The Audit Budget and Administrative Committee requests that the Florence County Board of Supervisors approve the unbudgeted expenditures of \$72,619 for the account listed above.

RESOLVED:

The expenditure amounts listed above as overdrawn accounts, totaling \$72,619, are hereby approved by the Florence County Board of Supervisors.

Moved by Supervisor Steber to adopt resolution # 2020 – 20 to approve WHEDA (Wisconsin Housing and Economic Development Authority) Rural Workforce Housing Pilot Community application as recommended by the Economic Development Committee.

Motion seconded by Supervisor Modschiedler.

Motion carried, with all voting "Aye" on a voice vote.

Resolution #2020-20

WHEREAS, Affordable Workforce Housing is important for Florence County employers to retain and attract employees to live and work in Florence County; and

WHEREAS, Florence County and its eight townships cannot succeed and growth without affordable workforce housing; and

WHEREAS, Florence County has a multi-stakeholder Housing Committee consisting of representatives from Florence County Economic Development, School District, Zoning, Human Services, Health Department, Florence Utilities, County Board, Housing Authority and a real estate business that started meeting in June of 2018 to identify and address the housing shortage; and

WHEREAS, Florence County Housing Committee gathered data through employee and resident housing surveys, census data analysis and real estate market testimonies that show a significant shortage of workforce housing; and

WHEREAS, A flyer was inserted into 1915 Florence Utilities bills giving detailed data demonstrating the housing shortage and listing incentives to encourage property owners to rent or sell empty homes, build new spec homes or work with Florence County to develop new rental property and housing projects; and

WHEREAS, Eight potential housing developers responded to this flyer and discussed opportunities with the Florence County Economic Development Director, and

WHEREAS, Housing developers and committee members have identified the factors creating the Workforce Housing shortage and impeding housing development including rising raw material and labor costs to build housing, loss of contractors and tradespeople to retirement, limited developer interest due to small rural projects size, aging housing stock, loss of housing supply to seasonal home owners, few affordable rental options, zoning and infrastructure challenges and limited financing for new construction and renovation projects; and

WHEREAS, Florence County can provide some financial assistance via Tax Increment Financing (TIF) cash incentives, low cost land and Board of Commissioners of Public Lands (BCPL) capital, but needs expert financial and implementation assistance from WHEDA to succeed.

NOW, THEREFORE, BE IT RESOLVED, That the Florence County Board of Supervisors hereby supports the continued collaboration of the multi-stakeholder Housing Committee to address the Florence County Workforce Housing problem, and

BE IT FURTHER RESOLVED, That the Florence County Board of Supervisors supports a Florence County online application to the WHEDA Rural Workforce Housing Pilot Community program due by 8/31/20.

Committee reports

None

Board member concerns for future agenda items

2019 Draft Budget on September agenda for final approval

Adjourn

Moved by Supervisor Steber to adjourn.

Motion seconded by Supervisor Johnson.

Motion carried, with all voting "Aye" on a voice vote.

Meeting adjourned at 7:30 p.m.

Respectfully submitted,

Donna Trudell

County Clerk