

**LANGLADE COUNTY BOARD OF SUPERVISORS
MONTHLY MEETING OF THE LANGLADE COUNTY BOARD – NOVEMBER 27, 2023
COUNTY BOARD ROOM, LOWER LEVEL OF THE SAFETY BUILDING**

**PUBLIC HEARING ON THE NORTHWOODS REGIONAL HOUSING
COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM**

These Board proceedings are posted as prescribed by Section 59.14(2) of the Wisconsin Statutes at County Government expense.

At 5:35 PM, Chairman Pierce called the Meeting to Order and opened the Public Hearing on the Northwoods Regional Housing Community Development Block Grant (CDBG) Program. The Notice of Public Hearing for the CDBG Program was posted in three public places, along with posting the notice on the County Website. County Administrator Hilger introduced Joan Ginter, Administration Department Staff Accountant. Ginter explained the progress of the 2022 CDBG Funds and the proposed application for the 2024 CDBG Funds, identifying the potential funds, eligible CDBG Activities, identified CDBG needs, including potential residential displacement. The public did not have comment. Motion by Supervisor Benishek, second by Supervisor Balcerzak to close the Public Hearing at 5:43 PM.

Chairman Pierce called the November 27, 2023 Monthly Meeting of the County Board to order at 5:45 p.m. On call of the roll, 18 Supervisors present, 2 absent and 1 vacancy. Absent: Supervisors Bina and Bauknecht. Motion by Supervisor Persen, second by Supervisor Bardo to excuse Supervisors Bina and Bauknecht. All ayes, motion carried. The Board recited the Pledge of Allegiance and observed a moment of silence.

Citizens and Delegations, recognize other in Attendance: Chairman Pierce welcomed those in attendance for tonight's meeting.

Chairman Pierce introduced Jeff Wickersheim, County Board Supervisor, District 18, Town of Evergreen, Wolf River Ward 1 and Village of White Lake. Motion by Supervisor Mayr, second by Supervisor McDougal to confirm the appointment of Jeff Wickersheim to the Langlade County Board of Supervisors District 18. All ayes, motion carried. County Clerk Nagel administered the Oath of Office to Wickersheim.

Attendance: 19 present, 2 absent.

Approve or amend the Agenda: Motion by Supervisor Benishek, second by Supervisor Balcerzak to approve the November 27, 2023 Agenda. Voice vote: all ayes, motion carried.

Approve or amend the minutes of October 23, 2023 as printed: Motion by Supervisor Persen, second by Supervisor Buck to correct and approve the minutes of October 23, 2023, adding to paragraph nine, County Board Rule 18.1. Voice vote: all ayes, Minutes are approved as corrected.

Recognition of County Employees: Clerk Nagel read the October 2023 List: Milestones: Evan Damos, Highway Worker, 5 years; Kim Bissonette, Assistant Finance Director, 25 years. Retirements/Resignations: Joe Maier, Network Admin, 4 years; Amy Meeks, Real Property Lister, 25 years; Laura Lewis, Highway Staff Accountant, 5 years; Sam Steppert, Dispatcher, 4 months. New Hires: Jasmine Ingersoll, GIS Coordinator, Land Records; Ed Jespersen, Highway Worker; Elizabeth Eldridge, Corrections Officer, Sheriff's Office; Thomas Eldredge, IT Network Admin; Logan Jaje, Highway Worker; Shelly Finger, Forestry Admin Assistant; Amanda Ziesemer, Part-Time Social Worker. The Board was also provided a copy of the Langlade County Staff Status Report, which lists, by Department, the staffing level, the current staff number, and the number of open positions in that Department. The Board will receive this list monthly.

Correspondence: No correspondence for the Board.

Public Comment on Agenda Items and consideration of requests for Items to be added to future meeting agendas: No public comment.

Old Business:

Review Langlade County Code of Ordinance: Chapter 8 is being developed. Review Chapter 9: 9.01 no change. 9.02 Discussion on definition of weapons per State Statute, concealed carry, and the gun shows at the Fairgrounds. Supervisor Persen requests abolishing/rescinding 9.02 Ordinance and uphold the constitution. 9.03 is numbering. 9.04 no changes. 9.05 Supervisor Medo discussed the wording of 5 out of 10 days consecutive in a semester. Discussion on enforcement of Ordinance 9.05. 9.05(1)(a)1 remove consecutive, verifying wording with State Statute. 9.06(1) Supervisor Mayr questions ecigs and vaping, are they included in the Ordinance. Corporation Counsel Stowe has draft documents that could possibly change 9.05 and 9.06. 9.06(2) no change. 9.06(3) no change. 9.07(1) no change. 9.07(2) d iii: Required not require 3d. 9.08 no change. 9.09(5): Change to Public Safety Committee. 9.09(3) add Sub a. 9.10 no changes. 9.11(2) discussion on fees, Huber fees and recovery of Huber fees. 9.11(2) Form to From. 9.12 Smoking to be consistent with use of ecigs and vaping. 9.12(3) Tobacco use: shall not use tobacco products.

Strategic Plan: Printed copies of the proposed Strategic Plan for 2024-2026 were provided at the October 2023 Board Meeting. Motion by Supervisor Medo, second by Supervisor Buck to approve the 2024-2026 Strategic Plan. Voice Vote: All ayes. Motion carried.

New Business:

CONSENT AGENDA: Motion by Supervisor Benishek, second by Supervisor Balcerzak to approve the Consent Agenda. All ayes, motion carried.

Appointments: Confirm Appointment of Veteran Service Commissioner John Marmes for another three-year term. Recognize David Arendt, Board of Adjustment; Acknowledge resignation of Board Adjustment: Arendt. Confirm the Appointment of Ron Nye, Board of Adjustment.

Ordinances:

ORD #16-2023Z Request for Zone Change Town of Vilas

The Langlade County Board of Supervisors do hereby ordain as follows:

SECTION 1: That the lands described as PT NW SW & PT NE SW SEC 20 T32N R9E being a one-acre building site in (Parcel # 0320313.002), Town of Vilas.

Now comprising a part of the F/Farmland Preservation is hereby rezoned into the AFR District.

SECTION 2: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 3: This ordinance shall be in full force and effect from and after its date of adoption.

ADOPTED: November 27, 2023

APPROVED: Benjamin Pierce
County Board Chairman

ATTEST: Judy Nagel
Langlade County Clerk

Resolutions:

RESOLUTION #29-2023

INTRODUCED BY: ADMINISTRATIVE COMMITTEE & LANGLADE COUNTY BOARD OF SUPERVISORS

INTENT: AUTHORIZE SUBMISSION OF THE APPLICATION RELATING TO LANGLADE COUNTY OF THE NORTHWOODS HOUSING REHABILITATION PROGRAM PARTICIPATION IN THE WISCONSIN COMMUNITY DEVELOPMENT BLOCK GRANT HOUSING PROGRAM FOR SMALL CITIES

WHEREAS, Federal monies are available under the Wisconsin Community Development Block Grant housing program, administered by the State of Wisconsin, Department of Administration, Division of Energy, Housing and Community Relations (DEHCR), for the purpose of housing activities; and

WHEREAS, after public meeting and due consideration, the Langlade County Board has recommended that an application be submitted to the State of Wisconsin for the following projects:

OWNER REPAIR/REHABILITATION REPAYING PROGRAM
RENTER REPAIR/REHABILITATION PROGRAM
HOMEBUYER PROGRAM

WHEREAS, it is necessary for the Langlade County Board, to approve the preparation and filing of an application for the Northwoods Housing Region to receive funds from this program; and

WHEREAS, the Langlade County Board has reviewed the need for the proposed projects and the benefits to be gained there from;

NOW, THEREFORE, BE IT RESOLVED, by a majority vote of the Langlade County Board of Supervisors that they do APPROVE and authorize the preparation and filing of an application for the above-named projects; and

BE IT FURTHER RESOLVED, that the County Board Chairman is hereby authorized to sign all necessary documents on behalf of the Northwoods Housing Region; and

BE IT FURTHER RESOLVED, that authority is hereby granted to the Housing Committee to take the necessary steps to prepare and file the appropriate application for funds under this program in accordance with this resolution.

LANGLADE COUNTY BOARD OF SUPERVISORS

Ben Pierce, Chr.	Todd Mayr	John Medo
Robert Benishek	Ronald Krueger	Brian Zaverousky
Carol Bardo	Joel Wagner	Daniel Persen
Reinhardt Balcerzak	Teresa Poltrock	Zach Zagar
Andrew Bauknecht	Justin Sorano	Warren Wagner
Bruce McDougal	Rick Bina	Roger Buck
Vacant	Steve Maier	Doug Curler

Fiscal Note: The CDBG grant application is not a specific amount, but according to State of Wisconsin Department of Administration, the approximate amount to be granted would be \$2,000,000. The Northwoods region covers 9 counties. These grant funds would be disbursed on a first come-first serve basis. While acting as the lead agency, Langlade County would be entitled to receive 17% of the loan amount for the administration of the program. Langlade County retains 4% which approximates to \$80,000 and contracts with a program specialist for the day-to-day administration for 13% which approximates to \$260,000.

Motion by Supervisor Balcerzak, second by Supervisor Maier to adopt RS#29-2023. Voice Vote: all ayes, motion carried. 19 ayes, 2 absent. Resolution #29-2023 is adopted.

RESOLUTION #34-2023

INTRODUCED BY: ADMINISTRATIVE COMMITTEE and COUNTY BOARD

INTENT: INITIAL RESOLUTION DECLARING THE OFFICIAL INTENT OF LANGLADE COUNTY, WISCONSIN TO REIMBURSE CERTAIN ORIGINAL EXPENDITURES RELATED TO THE CONSTRUCTION OF CERTAIN SOLID WASTE FACILITIES FROM THE PROCEEDS OF ONE OR MORE SERIES OF TAX-EXEMPT CONDUIT REVENUE BONDS TO BE ISSUED BY THE COUNTY AFTER THE PAYMENT OF SUCH ORIGINAL EXPENDITURES BY RDF SPRING, LLC OR ANOTHER ENTITY OF WHICH AMP AMERICAS II, LLC IS THE SOLE MEMBER

WHEREAS, Langlade County, Wisconsin (the "County") has received a request from Amp Americas II, LLC ("Amp") through its subsidiary, RDF Spring, LLC (the "Borrower"), that the County consider the issuance of its conduit revenue bonds (which may be in the form of one or more series of tax-exempt bonds) to finance the capital costs of the proposed construction of manure digesters and biogas upgrade facilities to produce manure-to-renewable natural gas ("RNG") in the County at Spring Breeze Dairy, located near Bryant, Wisconsin (the "Project"); and

WHEREAS, the County expects that the Borrower will pay certain original expenditures for the Project and which original expenditures are expected to be reimbursed from the proceeds of one or more series of tax-exempt bonds to be issued by the County and the proceeds of which will be loaned by the County to the Borrower or another entity of which Amp is the sole member; and

WHEREAS, the Bonds when and if issued by the County would be issued under the provisions of Wisconsin Statutes, Sections 66.1103(3), as amended.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF LANGLADE COUNTY, WISCONSIN, AS FOLLOWS:

1.The County has a reasonable expectation (within the meaning of Treasury Regulations, Section 1.148-1(b)) that the Borrower or Amp will make expenditures for the Project in calendar year 2023 or 2024. The County has a reasonable expectation that it will issue one or more series of tax-exempt bonds (the "Bonds") in the estimated maximum principal amount not to exceed \$[45,000,000] to finance the Project and that the Borrower and/or Amp will make reimbursement allocations with respect to such original expenditures for the Project from the proceeds of such Bonds.

2.This Resolution shall be maintained as part of the books and records of the County at the main administrative office of the County, and shall be continuously available during normal business hours of the County on every business day of the period beginning not more than thirty (30) days after adoption of this Resolution and ending on the last date of issue of any Bonds.

3.This Resolution has been adopted not later than sixty (60) days after payment of any original expenditure for the Project to be reimbursed from the proceeds of any Bonds.

4. All reimbursement allocations with respect to the Bonds will be made not later than eighteen (18) months after the later of: (i) the date the original expenditure is paid; or (ii) the date the Project are placed in service or abandoned, but in no event more than three (3) years after an original expenditure is paid for the Project.
5. All original expenditures to which reimbursement allocations are to be made constitute: (i) capital expenditures; (ii) costs of issuance of the Bonds; (iii) expenditures for extraordinary, nonrecurring items that are not customarily payable from current revenues, such as casualty losses or extraordinary legal judgments in amounts in excess of reasonable insurance coverage, and for which no reserve is maintained; or (iv) a grant (as defined in Treasury Regulations, Section 1.148-6(d)(4), as a transfer for a governmental purpose of money or property to a transferee that is not a related party to or an agent of the transferor with respect to which no obligation or condition is imposed to directly or indirectly repay any amount to the transferor).
6. Amp and the Borrower will pay all transaction costs associated with the issuance of the Bonds and the County shall not be responsible for the payment of any transaction cost.
7. The Bonds, when issued, will be special, limited obligations of the County and do not constitute general obligations or a debt, liability, or pledge of the full faith and credit of the County, the State of Wisconsin (the "State"), or of any political subdivision or agency thereof. The Bonds will be paid solely by loan repayments to be paid by the Borrower under the terms of a loan agreement.
8. The limitations set forth in paragraphs 3 and 4 of this Resolution do not apply to: (i) the costs of issuance of the Bonds; (ii) an amount not in excess of the lesser of \$[100,000] or five percent (5%) of the proceeds of the Bonds; or (iii) preliminary expenditures up to an amount not in excess of twenty percent (20%) of the aggregate issue price of the Bonds that finance or are reasonably expected by the County to finance the Project for which the preliminary expenditures were incurred. The term "preliminary expenditures" includes architectural, engineering, surveying, soil testing, reimbursement bond issuance, and similar costs that are incurred prior to commencement of acquisition, construction, or rehabilitation of the Project, other than land acquisition, site preparation, and similar costs incident to commencement of construction.
9. This Resolution is an expression of the reasonable expectations of the County based on the facts and circumstances known to the County as of the date hereof, including the representations of the Borrower. The anticipated original expenditures for the Project are consistent with the County's budgetary and financial circumstances. No sources other than proceeds of Bonds to be issued by the County and loaned to the Borrower are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside by the Borrower to pay such expenditures for the Project.
10. This Resolution is intended to constitute a declaration of official intent for purposes of the Reimbursement Regulations.
11. No reimbursement allocation of the proceeds of the Bonds to expenditures for the Project will employ an abusive arbitrage device (within the meaning of Treasury Regulations, Section 1.148-10) to avoid the arbitrage restrictions or to avoid the restrictions of Sections 141 through 150 of the Code.
12. The County's adoption of this resolution does not obligate the County, directly or indirectly, to issue the Bonds in the future.
13. Before the issuance of the bonds described in the Resolution, the County Clerk is directed, (i) to publish notice of adoption of this Resolution as a Class 1 notice, such notice to be in substantially the form attached hereto as Exhibit A and (ii) to file a copy of this Initial Resolution, together with a statement indicating the date the Notice to Electors was published, with the Wisconsin Economic Development Corporation within twenty (20) days following the date of publication of such notice.
14. THE BONDS SHALL NEVER CONSTITUTE AN INDEBTEDNESS OF THE ISSUER, NOR SHALL THE BONDS GIVE RISE TO ANY PECUNIARY LIABILITY OF THE ISSUER, NOR SHALL THE BONDS BE A CHARGE AGAINST THE GENERAL CREDIT OR TAXING POWERS OF THE ISSUER. RATHER, THE BONDS SHALL BE PAYABLE SOLELY FROM THE REVENUES AND OTHER AMOUNTS TO BE DERIVED PURSUANT TO THE REVENUE AGREEMENT RELATING TO SAID PROJECT TO BE ENTERED INTO BETWEEN THE ISSUER AND THE BORROWER.
15. Members of the County Board and officers and employees of Langlade County are not personally liable on bonds and are not personally liable for any act or omission related to the authorization or issuance of bonds.

Motion by Supervisor Mayr, second by Supervisor Maier to adopt RS#34-2023. Andy Dvorcak, Amp America, addressed the Board, explaining the Company, how a Digester works, what happens to the gas and the other products produced, qualifying for Bond Financing. Greg Wolf, Breeze Group, answered questions on the involvement of the Dairy. Corporation Counsel Stowe informed the Board on the role of Langlade County in the funding of the project. Voice vote: all ayes, motion carried. 19 ayes, 2 absent. Resolution #34-2023 is adopted.

Committee Referrals: No Committee Referrals. Supervisors that attended the September 2023 WCA Conference reported to the Board information on the breakout sessions that they attended.

Update or Report on Grants and Activities from the County Administrator: County Administrator Hilger provided a written report to the Board. Report available from the County Administrator.

County Board History Report from Supervisor Benishek: Supervisor Benishek continued his report of Board activities, going back to June, 1985, discussing the heating and ventilation system in the Safety Building, causing many meetings and a cost to the redesign. Benishek reported on mining waste water, working with City of Antigo to build an Animal Shelter, Courthouse dome repair, entering into an agreement with the Antigo Hockey Group for a joint venture on a Multi-Purpose Building at the Fairgrounds. In 1987, a study for an Assistant District Attorney, Family Court Commissioner and a full-time Corporation Counsel. In 1987, the County was involved in the ambulance service. In April, 1988 the County purchased the old drive in theater grounds, 11.3 acres. Benishek also discussed the recognition that Langlade County received from the State of Wisconsin regarding Langlade County Forest. More to come, thanks Supervisor Benishek.

Any other business that may lawfully come before the Board: The next County Board meeting is December 18, 2023 at 5:30 p.m. at NTC Antigo.

Adjournment: Chairman Pierce adjourns the November 27, 2023 meeting at 7:45 p.m.

I, Judy Nagel, Langlade County Clerk, Antigo, Wisconsin, do hereby certify that the foregoing is a true and correct copy of the proceedings of the Langlade County Board of Supervisors Monthly Meeting of November 27, 2023. Note: These minutes are not official until they are approved by the County Board at their next meeting.

Dated this 30th day of November, 2023.

Judy Nagel
Langlade County Clerk
