

AGENDA
JUDICIAL AND LEGISLATIVE COMMITTEE

DATE: May 5, 2017

TIME: 9 a.m.

LOCATION: Room 115, Wood County Courthouse

1. Call Meeting to Order
2. Public Comments. Now or at the time the item is taken up. Rules may apply.
3. Review of minutes of previous meeting.
4. Review vouchers for approval.
5. Review monthly reports of departments the committee oversees.
6. Discuss a Child Support educational reimbursement/employee handbook/payroll issues.
7. Meet with Judge Wolf to discuss Airport Avenue CBRF for drug court participants.
8. Review Rodeghier EEOC litigation.
9. Review any claims and notices of injury against the County, as necessary.
10. Review any Dog License Fund claims.
11. Presentation of correspondence and legislative issues or referrals and recognition of Legislators who may be present.
 - a. Water subcommittee.
 - b. Resolution for groundwater protection legislation.
 - c. Review Corporation Counsel's memorandum "Who the Corporation Counsel Represents."
12. Review of County Board Rules
 - a. Review resolution to amend Rule 43 on handling of proceeds of personal property sales.
13. Consideration of agenda items for next meeting.
14. Set date and time of next meeting.
15. Pursuant to Wis. Stat. s. 19.85(1)(c) the committee may go into closed session to discuss wage compensation and job performance of a department head they oversee.
16. Return to open session.
17. Adjourn.

MINUTES OF THE JUDICIAL AND LEGISLATIVE COMMITTEE

DATE: April 7, 2017
 TIME: 10 a.m.
 PLACE: Room 115, Wood County Courthouse
 TIME ADJOURNED: 11:20 a.m.
 MEMBERS PRESENT: Chairman Bill Clendenning, Ed Wagner, Bill Leichtnam, Ken Curry, Dave LaFontaine
 OTHERS PRESENT: Peter Kastenholz, Brent Vruwink, Lance Pliml, Susan Feith, and attached list of names.

1. At 10 a.m., Chairman Clendenning called the meeting to order.
2. Chairman Clendenning made a call for nominations for vice-chairperson.
 Wagner nominated LaFontaine to act as vice-chairperson.
Moved by Wagner to close nominations and to cast a unanimous ballot for vice-chairperson. The Committee unanimously elected LaFontaine vice-chairperson.
3. Public comments. None.
4. Consent agenda items.
 - a. Moved by LaFontaine, seconded by Leichtnam, to approve the consent agenda, the minutes of the March 3 and 21, 2017, Committee meetings, and to approve the reports and payment of vouchers of Branch I, II, and III, Child Support, Clerk of Courts, Register of Deeds, Family Court Commissioner, Corporation Counsel, District Attorney, and Victim/Witness. All ayes.
5. Action or discussion on items removed from consent agenda.
 Discussion on re-establishing the Water Protection Subcommittee. Some discussion was had on the department reports.
6. There were three new notices of injury/claim filed with the County on Janet Zellner, Denise Ellis, and Janice Ticknor. These notices/claims will be forwarded to the county board.
7. There were no new animal claims against the County.
8. There were no Capital Improvement Plans to review.
9. The Committee reviewed correspondence and legislative issues.
 - a. Met with Treasurer Heather Gehrt to review a resolution to support efforts to close commercial property assessment loopholes a/k/a "dark store theory." Moved by Wagner, seconded by LaFontaine, to submit a resolution to the county board for legislation to close commercial property assessment loopholes. All ayes.

- b. Discussion on legislation to make wild parsnips a statewide noxious weed. John Eron, an area farmer who is active in the area of farm regulation including with regard to wild parsnip being a problematic noxious weed, wants to keep taking a "ground up" approach with education and wants the county to hold off for a few months before enacting a resolution seeking the state to designate wild parsnip a statewide noxious weed. A comprehensive explanation as to the rationale behind his approach was given. The Committee members asked questions of Mr. Eron and Land Conservationist Wucherpennig. No action at this time.
- 10. County Board rules.
 - a. Second vice county board chairperson. General discussion had. No action taken.
 - b. Rule 43 and handling proceeds of personal property sales. Moved by LaFontaine, seconded by Leichtnam, to direct a resolution be brought back to the Committee to adopt this as part of the rules. All ayes.
- 11. Agenda items for the May 2017, meeting:
 - Mr. Dimick's concerns about water subcommittee.
 - Rule 43.C. resolution
 - Employee educational benefits.
- 12. The next committee meeting will be May 5, 2017, at 9 a.m.
- 13. Moved by LaFontaine, seconded by Leichtnam, to adjourn. All ayes. Meeting adjourned at 11:20 a.m.

Minutes taken by Peter Kastenholz and approved by Ken Curry.

Kenneth Curry
Kenneth Curry, Secretary (signed electronically)

Shane Wierhoffenig	- Wood Co. LUSD
Heather Gehrt	- Treasurer's Office
John Ern	- farmer
Adam Fischer	- WCD OS Supervisor
Dennis Polach	- WLB-#14

Committee Report

County of Wood

Report of claims for: Corporation Counsel

For the period of: April 2017

For the range of vouchers: 09170010 - 09170012

Voucher	Vendor Name	Nature of Claim	Doc Date	Amount	Paid
09170010	KASTENHOLZ PETER A	mileage	04/25/2017	\$41.73	
09170011	STATE BAR OF WISCONSIN	Family Code	03/31/2017	\$72.35	
09170012	WEILAND LEGAL SERVICES	outside counsel	04/24/2017	\$200.00	
Grand Total:				\$314.08	

Signatures

Committee Chair:

Committee Member:

Committee Member:

Committee Member:

Committee Member:

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Committee Member:

Committee Member:

Committee Report

County of Wood

Report of claims for: Victim Witness Services

For the period of: March/April

For the range of vouchers: 32170003 - 32170004

Voucher	Vendor Name	Nature of Claim	Doc Date	Amount	Paid
32170003	ANDERSON PATRICIA L	Jan-March Expenses	03/29/2017	\$76.10	P
32170004	WWWP	WWWP 2017 CONF REG	03/29/2017	\$65.00	P
Grand Total:				\$141.10	

Signatures

Committee Chair:

Committee Member:

Committee Member:

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Committee Member:

Committee Report

County of Wood

Report of claims for: CHILD SUPPORT AGENCY

For the period of: 04/2017

For the range of vouchers: 02170028 - 02170046

Voucher	Vendor Name	Nature of Claim	Doc Date	Amount	Paid
02170028	STELZER NICOLE	MILEAGE REIMB.-03/14/2017	03/16/2017	\$43.44	P
02170029	VRUWINK BRENT	MILEAGE/LUNCH REIMBS	03/16/2017	\$161.80	P
02170030	WILLFAHRT DENISE	MILEAGE REIMB. 03/14/2017	03/16/2017	\$22.47	P
02170031	RINGER TIFFANY	3/24/17-MILEAGE REIMB.	04/03/2017	\$109.14	P
02170032	WOODTRUST BANK NA	PAYOFF AGENCY CREDIT CARD	04/03/2017	\$23.75	P
02170033	WCSEA	6-WCSEA MEMBERSHIP FEES	04/03/2017	\$270.00	P
02170034	LOBNER SHANNON	MILEAGE REIMB. 4/6-4/7/17	04/10/2017	\$153.52	P
02170035	RINGER TIFFANY	MEAL/MILEAGE REIMB-4/2017	04/10/2017	\$127.14	P
02170036	STOFLET VICKI	MILEAGE REIMB.-4/5/17	04/10/2017	\$87.74	P
02170037	VRUWINK BRENT	04/2017-MILEAGE/MEAL REIMB.	04/24/2017	\$462.48	
02170038	CHARLES EVANS PROCESS SERVICE	9-PROCESS OF SERVICE FEES	04/24/2017	\$310.00	
02170039	COLUMBIA COUNTY SHERIFF'S DEPT -WI	1-PROCESS OF SERVICE FEE	04/24/2017	\$30.00	
02170040	DNA DIAGNOSTICS CENTER	22-IND. GENETIC TESTS	04/24/2017	\$535.25	
02170041	GEBERT LAW OFFICE	SUB. CORP COUNSEL FEE	04/24/2017	\$80.00	
02170042	LEGAL LOGISTICS LLC	16-PROCESS OF SERVICE FEES	04/24/2017	\$1,115.00	
02170043	RIVER CITY PROCESS SERVERS	28-PROCESS OF SERVICE FEES	04/24/2017	\$860.00	
02170044	ROCK COUNTY SHERIFF'S DEPARTMENT	1-PROCESS OF SERVICE FEE	04/24/2017	\$32.49	
02170045	STATE BAR OF WISCONSIN	2017 FAMILY CODE BOOK	04/24/2017	\$72.35	
02170046	WAUPACA COUNTY SHERIFF'S DEPT	1-PROCESS OF SERVICE FEE	04/24/2017	\$55.00	
Grand Total:				\$4,551.57	

Signatures

Committee Chair:

Committee Member:

Committee Member:

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Committee Report

County of Wood

Report of claims for: BRANCH 1 / PROBATE

For the period of: APRIL 2017

For the range of vouchers: 03170026 - 03170030

Voucher	Vendor Name	Nature of Claim	Doc Date	Amount	Paid
03170026	FLEXSTAFF	CONTRACT EMPLOYEE	03/29/2017	\$588.61	
03170027	FLEXSTAFF	CONTRACT EMPLOYEE	04/05/2017	\$588.61	
03170028	FLEXSTAFF	CONTRACT EMPLOYEE	04/12/2017	\$588.61	
03170029	FLEXSTAFF	CONTRACT EMPLOYEE	04/19/2017	\$470.89	
03170030	WIEDEMAN ELLIOTT	WITNESS FEE JUV CASE 16JV48	02/22/2017	\$16.80	
Grand Total:				\$2,253.52	

Signatures

Committee Chair:

Committee Member:

Committee Member:

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Committee Report

County of Wood

Report of claims for: BRANCH 2

For the period of: APRIL 2017

For the range of vouchers: 04170012 - 04170012

Voucher	Vendor Name	Nature of Claim	Doc Date	Amount	Paid
04170012	PETERSON MICHELLE L	TRANSCRIPT FEE 16CF73	04/19/2017	\$38.00	
Grand Total:				\$38.00	

Signatures

Committee Chair:

Committee Member:

Committee Member:

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Committee Report

County of Wood

Report of claims for: BRANCH 3 / DRUG COURT

For the period of: APRIL 2017

For the range of vouchers: 05170016 - 05170021

Voucher	Vendor Name	Nature of Claim	Doc Date	Amount	Paid
05170016	ATTIC CORRECTIONAL SERVICES INC	DRUG COURT STAFF & REVENUE	04/03/2017	\$2,830.65	P
05170017	ATTIC CORRECTIONAL SERVICES INC	DRUG COURT STAFF ENHANCED	04/03/2017	\$2,750.00	P
05170018	CORDANT HEALTH SOLUTIONS	DRUG TESTING	03/31/2017	\$3,082.50	P
05170019	KALAHARI RESORT CONVENTION CTR	HOTEL - TRAINING	04/17/2017	\$1,656.72	P
05170020	WATCP	CONFERENCE REGISTRATION FEES	04/17/2017	\$1,950.00	P
05170021	STATE BAR OF WISCONSIN	CRIMINAL BENCHBOOK UPDATES	03/24/2017	\$65.53	
Grand Total:				\$12,335.40	

Signatures

Committee Chair:

Committee Member:

Committee Member:

Committee Member:

Committee Member:

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Committee Member:

Committee Report

County of Wood

Report of claims for: REGISTER OF DEEDS

For the period of: APRIL 2017

For the range of vouchers: 24170008 - 24170008

Voucher	Vendor Name	Nature of Claim	Doc Date	Amount	Paid
24170008	GINTER SUSAN	MILEAGE TO/FROM WCCO CONF	03/08/2017	\$115.56	
Grand Total:				\$115.56	

Signatures

Committee Chair:

Committee Member:

Committee Member:

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Committee Member:

Committee Report

County of Wood

Report of claims for: District Attorney

For the period of: April 2017

For the range of vouchers: 11170001 - 11170001

Voucher	Vendor Name	Nature of Claim	Doc Date	Amount	Paid
11170001	WOOD COUNTY CLERK OF COURTS	Jury Fee	04/04/2017	\$27.08	P
Grand Total:				\$27.08	

Signatures

Committee Chair:

Committee Member:

Committee Member:

Committee Member:

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Committee Member:



Wood County WISCONSIN

CORPORATION
COUNSEL OFFICE

Peter A. Kastenholz
CORPORATION COUNSEL

MONTHLY REPORT TO THE JUDICIAL AND LEGISLATIVE COMMITTEE

May 2017

1. Goals. Attached is an updated status report on the ordinance review project.
2. UW Marshfield – Wood County Cell Tower. The UW Center Commission has been attempting to work with Begley Communications for a number of months to have a cell tower located on the campus. I have worked on both contract negotiations for leasing the property to Begley and ascertaining the necessary approvals for siting the tower on the campus. It appears that approval of the cell tower will be needed by the city, county and the Board of Regents. Begley's client, Verizon, wants the tower located in a very limited area due to transmission issues. The university's dean has not found that location palatable in light of its being within close proximity to structures that were built with significant private donations. His preference is a location within the arboretum, which is a wetland, thereby posing its own problems. I bring the matter to your attention as I have been spending a lot of time on it.
3. Rodeghier ERD/EEOC Complaint. Mr. Rodeghier, the former Norwood employee who appealed his termination via the Complaint Resolution Process to the county board, has filed a discrimination complaint with the ERD/EEOC. Rodeghier maintains that his termination was due to discrimination based upon creed, gender, nationality, age and opposing discrimination in the workplace. At this point in time I am preparing a responsive pleading on the county's behalf. After receiving that, the Equal Rights Division's assigned investigator will conduct interviews and gather the relevant data. The investigator will then issue a probable cause or no probable cause finding as to each of the allegations of discrimination. Either party may appeal a 'no probable cause' determination and an administrative law judge would then be assigned to conduct the hearing process. Any party adversely impacted by the outcome of a hearing could then appeal the matter to the Labor and Industry Review Commission (LIRC). As was done by the county board in its review of this case in February, the LIRC review is one of the record only. The LIRC's determinations are then appealable to a circuit court and from there through the normal judicial review process.

It is the type of case I have handled numerous times in the past but one that would take a lot of time and especially with someone who is unrepresented and as obsessed as Mr. Rodeghier has presented to date. For a while the county's insurance carrier paid for one-half the fees of outside counsel on these types of cases but that is now limited to cases involving unionized employees (sheriff's deputies). As a result, I haven't handled any of these cases for several years. My thought is it's probably better to go with counsel that specializes in this area. There is still plenty of time to refer this matter to outside counsel and you may want to wait until after the probable cause findings are made. This is something the committee should give some thought to insofar as not only the case at hand but also with respect to future representation on these cases; whether you want me to handle all, some, or none of them.

4. Presentations. The Human Services Department has received a grant to provide training to social workers, law enforcement and others on dementia, with the focus being on crisis prevention and the application of the various laws to dealing with an individual in a crisis. I will be presenting at the program on powers of attorney for finances and health care, guardianships and protective

placements, EMTALA, which is the federal law requiring hospitals to treat people irrespective of their financial status and insurance, and federal and state cases dealing with dementia and the interrelationship between the various laws. I'll also be giving a presentation in Marshfield to a similar audience on mental commitment related matters in early June.

5. Issues that arise. Last month I mentioned that I would keep tabs of some of the oddball stuff I work on as that is probably more interesting to the outsider than my normal routine of contracts, mental commitments, guardianships and child support matters. Anyway, over the course of a week, I addressed these issues:

- Advise Health Dept. on drafting OC spray policy.
- Open meetings law time requirements question for River Block subcommittee.
- Review Norwood's firearms policy and discuss issues regarding Marshfield PD.
- Issue regarding a decedent's estate.
- Address question on out-of-state paternity acknowledgment form.
- Comprehensive plan boundaries application question.
- Review proposed Ch. 51 legislative change and share with SW supervisor.
- Ascertain the ability of county to take active measures to prevent an incompetent person from spreading sexually transmittable diseases.
- Work with Treasurer on unpaid taxes on a joint use driveway where the owner is not a user of the driveway.
- Work with Register in Probate on obligations of a private attorney in petitioning for a minor guardianship.
- Review supplemental needs living trust for MA eligibility.
- Review wild parsnip, forestry land donation and ground water resolutions.
- Work on River Block parking easement with Elks' counsel.
- Question on foster parent liability if child purchases a car.
- Is attorney needed for an emergency protective placement or just a GAL?
- Research Health Dept. record retention issue.

Ordinance Review Project – Chapter 900

Ordinance 900: Ethics. The Ethics committee met in the fall of 2016 and determined not to make any major revisions to the Ethics ordinance at that time. The committee will meet again in the late summer of 2017 and may then take action with respect to the contents of the ordinance.

Ordinance 901: Records Retention. The review of this ordinance is a major undertaking involving the assistance of all departments. My first step will be to review what other counties have done and changes in the law generally as it applies to the obligation of the county to retain its records. State law generally requires that records promulgated by a county be retained for seven years, unless some other law provides otherwise, and then not be destroyed unless said destruction is not objected to by the State Historical Society. The state statutes dealing with this issue indicate a legislative recognition of the cumbersomeness of this process and allow for a governmental entity to prepare an ordinance that forgoes the Historical Society review of most records if the ordinance is first approved by the state and identifies all of the county's records the county possesses, how long they will be retained and a few other matters. This is the most complex of all the county ordinances and took upwards of two years to write and get approved by the State Records Board (Board) the first time around (in the early 90s). I was aware that in about 2010 the various associations representing the county departments in Wisconsin started working with the Board to prepare a standardized record retention list so that all of the counties could either adopt it or use it as a foundation to build from. In now looking at what the Board has created, I see that it is exceedingly comprehensive and I will be routing it by the department heads to see if they are okay with just adopting the Board's list by reference or if they want to embark on the creation of our own. My guess is that we will end up adopting the state list by reference and then the real work will be at the department level of integrating the record retention provisions into their practices.

In mid-February an email went out to all of the department heads providing them a copy of the Public Records Board's standardized County Record Retention/Disposition Schedule and asking if they are okay with adopting it as is. If they see a need for modifications or want to start from scratch because the record designations don't align with what they have or for other reasons, they are to advise as to their reasoning. Aside from that, I am going to be preparing new provisions of the ordinance that state what are records and what aren't. This will encompass data such as emails, voice mail, texting, VOIP, audio video and so on. I like what Sauk County did and will be plagiarizing from them and a few other counties.

3/8/17 I have prepared a redraft of the ordinance. The primary issue here has to do with the statutory definition of what a record is, fleshing it out and then dealing with application issues. For instance, how long can IT retain emails such that the originator of an email record must make a copy in another medium if the record retention schedule exceeds the duration of time IT maintains emails. I am working with IT on this at this time and only after we have worked up a second draft will I then route that by other departments for their input.

4/10/17 Amy Kaup responded to my email requesting that she review the email record retention policy language. Amy advised that IT was good to go with a 7 year electronic retention period if the records are

maintained in the mailbox. Amy requested that other limitations be placed in the policy and those have been added to the draft. Amy also sought clarification about the squad and body camera videos and a slight modification will be made to the retention schedule to reflect that body camera videos are covered by the 121 day retention period set forth for the squad camera videos. I don't see this "interpretation" as requiring review by the Record Form Board.

Ordinance 902: Will Retention. The legal reference in the law is current and I am in the process of verifying with the Register in Probate that she is not looking for any changes. RIP Sherry Masephol has emphatically advised that she wishes the ordinance to stay the same.

Ordinance 903: Access to Public Records. I have reviewed the ordinance and it continues to reflect the statutory mandates applicable to the county. The county does have policies and procedures in place to comply with the ordinance/statute and those were updated and expanded upon a few years ago, No change is needed at this time.

In reviewing what other counties have done with their record retention ordinances, I see that some of them have combined the record retention with the record access provisions that comport with the Public Records Law. I am contemplating the same approach.

Ordinance 904: Tax Deeded Land. A statute cited to in the ordinance doesn't have the correct subsection number anymore and that has been noted. Emailed Treasurer to please review ordinance and advise if changes are sought.

Ordinance 905: Dog Damage Claim. Pursuant to the authority granted by Wis. Stat. s. 174.11(5), a cap may be set for dog damage claims for an animal. The county selected the amount of \$1,000 as a cap a number of years ago; if there is to be a change to this figure, it would be this committee that should develop that recommendation. I have sought input from the County Clerk but it is up to this committee to determine if revisions are needed.

Ordinance 906: Self-Organized County. Have sought input from the County Clerk but it is up to this committee to determine if revisions are needed.

Ordinance 907: Worthless Checks. Emailed several department heads to ascertain if they wanted a change in the current \$30 worthless check fee, including the Treasurer, the Finance Director, Register of Deeds, County Clerk, Human Services Director and Clerk of Court. There appears to be a glitch in the amount some departments are currently charging for worthless checks but that is being addressed. The Finance Director advises that most departments are charging \$35. So we need to increase this figure to that amount. Mike also suggested changing the name of the ordinance and its coverage to include electronic transfer fees.

Ordinance 908: Over Payments and Under Payments. Emailed several department heads to ascertain if they wanted a change in the current \$4 overpayment/underpayment waiver, including the Treasurer, Finance Director, Register of Deeds, County Clerk, Human Services Director and Clerk of Court. No requests for a change have been received. The only communications back to me on this issue is that the

\$4.00 range works fine. Mike Martin did advise that there are write-offs of uncollected receivables and each department dealing with this sets up its own process of allocating responsibility to different levels of management as to what amount they can write off and how to go about doing so. This ordinance is not meant to address that type of write-off but I wanted to make sure that everyone was aware of that. Human Services has advised they would prefer an increase in the \$4 overpayment/underpayment waiver to \$10.

Ordinance 909: Wood County Sales Tax. I have emailed the Finance Director to ascertain if he has a desire for a modification to this ordinance. He has advised he will take the issue to his oversight committee. Mike Martin has suggested removing the last sentence of section 909.01 as it no longer was applicable upon the county taking over the shared dispatch function in 2006.

Ordinance 910: Public Assistance Fraud. I have emailed Director Brandon Vruwink to ascertain if this ordinance is being used for enforcement of financial fraud in the programs administered by Human Services and therefore needed or not. Human Services advises they don't need this ordinance any longer.

Ordinance 911: currently unused. This had been the jury service ordinance but it was repealed in full on 10-9-10.

Ordinance 912: Filing & Recording Documents in the Register of Deeds Office. I have been in contact with ROD Susan Ginter and she is not seeking any modifications to this ordinance.

Ordinance 913: Supervisory District Plan. Every ten years, after the decennial census, the county is obligated to revise its supervisory districts to reflect one-person one-vote and other prescribed community interests. These redistricting plans are approved by resolution per statute. However, when there is a redistricting during the decade resulting from a referendum to change the size of the county board, as occurred in Wood County in 2007, then the county board is required to enact an ordinance prescribing the revised boundaries of the new supervisory districts. Wis. Stat. s. 59.10(3)(cm)2. Since the supervisory districts have been revised via resolution since the 2007 modifications, the 2007 ordinance should be removed from the books as it doesn't reflect the current supervisory district boundaries. Therefore this ordinance will not be included in the recodified ordinances.

Ordinance 1000: Mental Health Services. I have emailed Brandon Vruwink to ascertain if this ordinance needs updating or if it isn't needed at all as it seems to only restate what is currently found in the state statutes in so far as the need for and authority of the (Health and) Human Services Board.

Family Court Commissioner Activity Report to Claims and Judiciary Committee
(3/1/17 to 3/31/17)

RECEIVED

APR 04 2017

WOOD CO. CORP. COUNSEL

I. Administrative and Procedural Matters:

I have continued to meet with the judges to obtain their advice.

II. Time Associated with Hearings:

March 9, 2017

1 Restitution

(2.0 hours, of which 0.0 hrs. pertained to the Wood County Child Support Agency)

March 16, 2017

1 Injunctions

1

(3.0 hours, of which 0.0 hrs. pertained to the Wood County Child Support Agency)

March 23, 2017

1 Hearings

2 Injunctions

(3.5 hours, of which 2.4 hrs. pertained to the Wood County Child Support Agency)

Total Hearing Time was 8.5 hrs. of which 2.4 pertained to the Wood County Child Support Agency

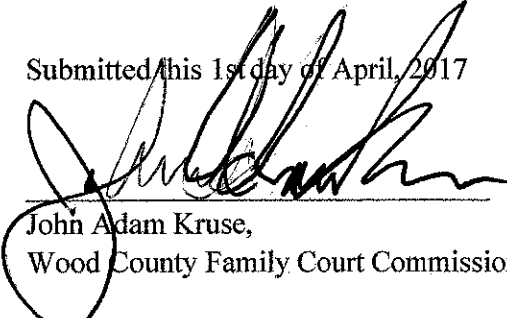
III. Total Time Associated with Mediation Orders and Dismissals was 13.0 hours.

IV. Total Time Associated with Providing Telephone Advice regarding Custody Procedures and Child Support was 9.9 hours of which 0.0 pertained to the Wood County Child Support Agency

V. Total Time for Procedural Matters was 6.0 hours of which 2.4 pertained to Wood County Child Support Agency.

TOTAL TIME (March 1 through March 31, 2017) WAS 37.4 HOURS, OF WHICH 2.4 HOURS PERTAINED TO THE WOOD COUNTY CHILD SUPPORT AGENCY

Submitted this 1st day of April, 2017


John Adam Kruse,
Wood County Family Court Commissioner



Wood County WISCONSIN

CHILD SUPPORT
AGENCY

MAY 2017

MONTHLY REPORT TO THE JUDICIAL AND LEGISLATIVE COMMITTEE

Prepared by Child Support Director Brent Vruwink

- Shannon Lobner and I attended the Child Support Directors' Dialogue on April 6th and 7th in Appleton. Tom Prete and I presented on the collaboration between Wood County Child Support and Wood County Human Services in linking customers to the Children First and FSET Programs.
- The Bureau of Child Support has additional funding available for 2017 to counties that have developed robust partnerships with employment and training programs in their local area. In order to receive the funds counties were instructed to submit a plan outlining the model they have created. I submitted our request for the additional funding on April 13th. Only 10 counties will receive additional funding so it will be a very competitive process.
- On April 24th agency staff participated in a meeting with the state in regards to changes that will be coming to the civil contempt procedure for child support cases.
- As Chair of the WCSEA Legislative Committee I continue to make a push for a \$500,000 annual increase in state GPR for the Child Support Program.
- Langlade County Child Support staff visited our agency on April 20th to learn more about e-filing and how we implemented the program.
- I visited Brown County on April 11th to get a better understanding of their SPSK program. The visit was very informative and furthered my desire to become a pilot county as the program expands.
- I will be facilitating a child support round table in Wisconsin Rapids on May 24th. This is a training exercise to get counties from across the state together to share best practices.
- I am in the process of determining how much more time agency staff members spend e-filing documents in comparison to the old manual process.
- The agencies performance numbers have remained solid. March was an excellent month in regards to current support collections. We are on target to meet all the federal performance measures for the year. This will keep our funding levels stable as we move forward.
- The current IV-D case count is 3,965.

VICTIM WITNESS MONTHLY SERVICES REPORT
March 29 to April 26 2017

Contact made with 89 Victims or Witnesses

Met with 33 in person

Initial Contact Packets sent on 47 New cases

Disposition information sent on 59 closed cases

No Prosecution relayed on 18 cases

Sentencing after revocation on 30 cases

Restitution determined on 15 New files

Trial prep for 6 cases multiple witnesses

Trial Assistance with Victims and witnesses

Restitution Ordered in the amount of \$13515.73 of which \$8469.80 is owed to Wood County Citizens, \$1241.16 to Wood County Businesses \$3804.77 to Insurance Companies.

Completed Display for Crime Victim Rights Week.

Respectfully Submitted,



Trisha L. Anderson

**CLERK OF COURT COLLECTED
COUNTY REVENUES
FOR THE MONTH ENDING MARCH 2017**

Which Dept. Receives Revenue	Account Title	Current Month Totals	Previous Month Totals	Difference
Clerk of Courts	County Forfeitures	\$ 11,654.63	\$ 10,319.84	\$ 1,334.79
Clerk of Courts	Occupational Lic Fee Due Co	\$ -	\$ 40.00	\$ (40.00)
Clerk of Courts	County Share State Fines	\$ 13,861.89	\$ 8,678.01	\$ 5,183.88
Human Services	Custody Study Fees	\$ -	\$ -	\$ -
Clerk of Courts	Attorney Fees	\$ 2,143.63	\$ 1,530.93	\$ 612.70
Human Services	County OWI Surcharge	\$ 5,011.92	\$ 3,623.77	\$ 1,388.15
District Attorney	District Attorney Service	\$ 24.20	\$ -	\$ 24.20
District Attorney	District Attorney 10%	\$ 2,782.75	\$ 417.13	\$ 2,365.62
Victim Witness	Victim Witness 10%	\$ 2,782.75	\$ 417.13	\$ 2,365.62
District Attorney	District Attorney Witness Fees	\$ -	\$ -	\$ -
Finance Department	Sales Tax	\$ -	\$ 0.00	\$ -
Clerk's Fees				
Clerk of Courts	County Clerk of Courts Fees	\$ 16,701.41		
Clerk of Courts	Bond Forfeitures	\$ 3,950.00		
Clerk of Courts	Payment Plan Fees	\$ 1,005.00		
Clerk of Courts	Muni Disposal Fees	\$ 80.00	\$ 21,736.41	\$ 18,349.90
Branch I	Juvenile Ordinances	\$ 167.70	\$ 128.75	\$ 38.95
Sheriff's Dept.	Warrant Fees	\$ 4,207.15	\$ 2,844.42	\$ 1,362.73
Sheriff's Dept.	Jail Surcharge	\$ 3,982.62	\$ 3,122.70	\$ 859.92
Sheriff's Dept.	Blood Test Costs	\$ 211.83	\$ 171.03	\$ 40.80
Sheriff's Dept.	Extradition Costs	\$ 269.11	\$ 9.52	
COC Div. Mediation	Family Counseling Service Fees	\$ 855.00	\$ 595.00	\$ 260.00
COC Div. Mediation	Family Counseling Reimbursement	\$ 800.00	\$ 725.70	\$ 74.30
Clerk of Courts	Interest (from A/C # 2299-851)	\$ 26.16	\$ 23.86	\$ 2.30
COUNTY REVENUE		\$ 70,517.75	\$ 50,997.69	\$ 19,520.06
0700-24241 STATE REVENUES		\$ 193,880.38	\$ 150,168.19	\$ 43,712.19
SUBTOTAL		\$ 264,398.13	\$ 201,165.88	\$ 63,232.25
MUNICIPAL PASS THROUGH REVENUES		\$ 1,662.72	\$ 1,269.56	\$ 393.16
TOTAL REVENUE DISBURSED		\$ 266,060.85	\$ 202,435.44	\$ 63,625.41

For the Judicial & Legislative Committee Meeting dated: May 5, 2017
Prepared by Cindy L. Joosten, Clerk of Circuit Court

ANNUAL REVENUE COMPARISON

	2016					2017			
	Total	State	County	Muni		Total	State	County	Muni
Jan	183,129	133,891	47,986	1,252	Jan	189,433	141,488	46,753	1,191
Feb	237,880	170,094	66,446	1,340	Feb	202,435	150,168	50,998	1,270
Mar	207,463	147,434	58,977	1,052	Mar	-			
Apr	184,021	134,998	48,123	900	Apr	-			
May	178,881	131,194	46,733	954	May	-			
Jun	178,382	134,263	43,214	905	Jun	-			
Jul	160,906	121,360	38,704	842	Jul	-			
Aug	207,074	158,720	47,221	1,133	Aug	-			
Sep	209,378	156,398	51,534	1,447	Sep	-			
Oct	192,738	143,727	48,215	797	Oct	-			
Nov	168,350	125,186	42,088	1,076	Nov	-			
Dec	176,090	135,367	40,247	476	Dec	-			
	2,284,292	1,692,631	579,487	12,175		391,868	291,656	97,751	2,461
2016 YEAR TO DATE REVENUE:						421,009	303,985	114,432	2,592
INCREASE (Decrease)						(29,140)	(12,329)	(16,681)	(131)

COLLECTION ACTIVITY SUMMARY FOR 2017

	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC
Warrants Issued	93	111	205									
Suspensions Issued	32	31	27									
Payment Plans Created	100	87	72									
Receivables in Payment Plans	5901	6441	6443									
Payment Plans Due	\$66,305	\$64,605	\$68,453	\$61,306								
# of Payment Plans PIF	61	89	116									
Fines worked off through Community Service	13	11	19									
\$ Worked off through Community Service	\$4,948	\$8,000	\$8,077									
Collection Agency Payments	\$381	\$2,020	\$3,997									
Electronic Payments	\$71,483	\$58,115	\$91,515									

Wood County Circuit Court
Active Non-Escrow Receivables Audit Summary (DOC/Other Collects Included)
For Month Ending 03-31-2017
Preliminary

04-05-2017
04:14 pm

Account	0-1 Month	1-2 Months	2-3 Months	3-6 Months	6-12 Months	1-2 Years	2-3 Years	3-4 Years	4-5 Years	Over 5 Years	Total
Fees	40561.95	25242.03	30804.42	71119.08	111502.44	115788.53	82121.80	37021.02	27274.85	223238.31	764674.43
Traffic	32640.47	24313.50	22118.86	54401.99	75206.90	85501.13	47028.90	71840.88	30736.36	179279.28	623068.27
Criminal	66259.60	76404.55	78595.52	185801.76	327893.21	427284.63	269908.12	196800.99	166769.51	499592.42	2295310.31
Restitution	6158.58	10051.64	11483.97	20902.51	39176.95	69571.80	57428.42	40249.97	175430.77	141650.11	572104.72
TOTAL	\$ 145,620.60	\$ 136,011.72	\$ 143,002.77	\$ 332,225.34	\$ 553,779.50	\$ 698,146.09	\$ 456,487.24	\$ 345,912.86	\$ 400,211.49	\$ 1,043,760.12	\$ 4,255,157.73

Wood County Circuit Court
Active Non-Escrow Receivables Audit Summary (DOC/Other Collects Omitted)
For Month Ending 03-31-2017
Preliminary

04-05-2017
04:15 pm

Account	0-1 Month	1-2 Months	2-3 Months	3-6 Months	6-12 Months	1-2 Years	2-3 Years	3-4 Years	4-5 Years	Over 5 Years	Total
Fees	40561.95	25226.98	30804.42	70670.14	104162.19	109903.56	70346.44	33740.00	14084.12	152777.87	652277.67
Traffic	32640.47	24313.50	22118.86	54401.99	75206.90	85501.13	47028.90	71840.88	29920.86	179279.28	622252.77
Criminal	59876.04	64701.35	71208.52	161849.49	274292.13	312205.42	197066.11	124488.78	107753.80	344360.55	1717802.19
Restitution	3018.06	3596.35	2226.02	2009.47	5311.48	29869.71	15999.69	6193.67	4662.10	60631.93	133518.48
TOTAL	\$ 136,096.52	\$ 117,838.18	\$ 126,357.82	\$ 288,931.09	\$ 458,972.70	\$ 537,479.82	\$ 330,441.14	\$ 236,263.33	\$ 156,420.88	\$ 737,049.63	\$ 3,125,851.11

	2015 Budgeted Expenditures	2015 Actual Revenue	2015 Projected Revenue	Overage/ (Shortfall)
January	\$ 32,120.69	\$ 43,273.46	\$ 32,666.67	\$ 10,606.79
February	\$ 32,120.69	\$ 25,929.50	\$ 32,666.67	\$ (6,737.17)
March	\$ 32,120.69	\$ 30,183.28	\$ 32,666.67	\$ (2,483.39)
April	\$ 32,120.69	\$ 34,949.76	\$ 32,666.67	\$ 2,283.09
May	\$ 32,120.69	\$ 36,920.87	\$ 32,666.67	\$ 4,254.20
June	\$ 32,120.69	\$ 38,756.94	\$ 32,666.67	\$ 6,090.27
July	\$ 32,120.69	\$ 42,490.09	\$ 32,666.67	\$ 9,823.42
August	\$ 32,120.69	\$ 45,717.82	\$ 32,666.67	\$ 13,051.15
September	\$ 32,120.69	\$ 37,858.13	\$ 32,666.67	\$ 5,191.46
October	\$ 32,120.69	\$ 38,513.86	\$ 32,666.67	\$ 5,847.19
November	\$ 32,120.69	\$ 31,556.27	\$ 32,666.67	\$ (1,110.40)
December	\$ 32,120.69	\$ 36,821.29	\$ 32,666.67	\$ 4,154.62
Total	\$385,448.28	\$442,971.27	\$392,000.04	\$50,971.23

	2016 Budgeted Expenditures	2016 Actual Revenue	2016 Projected Revenue	Overage/ (Shortfall)
January	\$ 32,831.67	\$ 30,622.11	\$ 32,837.00	\$ (2,214.89)
February	\$ 32,831.67	\$ 25,924.37	\$ 32,833.00	\$ (6,908.63)
March	\$ 32,831.67	\$ 34,792.62	\$ 32,833.00	\$ 1,959.62
April	\$ 32,831.67	\$ 30,479.46	\$ 32,833.00	\$ (2,353.54)
May	\$ 32,831.67	\$ 36,744.14	\$ 32,833.00	\$ 3,911.14
June	\$ 32,831.67	\$ 47,522.11	\$ 32,833.00	\$ 14,689.11
July	\$ 32,831.67	\$ 42,452.28	\$ 32,833.00	\$ 9,619.28
August	\$ 32,831.67	\$ 46,937.33	\$ 32,833.00	\$ 14,104.33
September	\$ 32,831.67	\$ 37,904.58	\$ 32,833.00	\$ 5,071.58
October	\$ 32,831.67	\$ 40,434.15	\$ 32,833.00	\$ 7,601.15
November	\$ 32,831.67	\$ 36,186.56	\$ 32,833.00	\$ 3,353.56
December	\$ 32,831.63	\$ 38,570.20	\$ 32,833.00	\$ 5,737.20
Total	\$393,980.00	\$448,569.91	\$394,000.00	\$54,569.91

	2017 Budgeted Expenditures	2017 Actual Revenue	2017 Projected Revenue	Overage/ (Shortfall)
January	\$ 33,726.33	\$ 32,596.62	\$ 32,835.00	\$ (238.38)
February	\$ 33,726.33	\$ 27,501.90	\$ 32,835.00	\$ (5,333.10)
March	\$ 33,726.33	\$ 31,453.59	\$ 32,835.00	\$ (1,381.41)
April	\$ 33,726.33			\$ -
May	\$ 33,726.33			\$ -
June	\$ 33,726.33			\$ -
July	\$ 33,726.33			\$ -
August	\$ 33,726.33			\$ -
September	\$ 33,726.33			\$ -
October	\$ 33,726.33			\$ -
November	\$ 33,726.33			\$ -
December	\$ 33,726.37			\$ -
Total	\$404,716.00	\$ 91,552.11	\$394,020.00	\$ (6,952.89)

Charge Payment Fund: Payments received on outstanding charges.

Escrow Payment Fund: Customer money being held for future activity.

County Transfer Fee Fund: County retains 20% of all Transfer Fees collected.

County VitalChek Fee Fund: County retains \$10.00 from every person requesting a vital record online via Vitalchek.

Laredo Remote: County collects a fee from customers using Laredo software outside of the courthouse.

State DOA Fund: Signing of state budget bill 10/26/2007 increased birth certificates by \$8, marriage and death certificates by \$13.00, and the expedite fee by \$10.00. All monies to be mailed to the Department of Administration. The increase was enacted to come into compliance with recent federal laws. The monies will be used to automate outdated paper registration, archiving and copy issuance systems at the State and local vital records offices.

Reports Fund: County collects a fee (.50/page) from customers requesting reports.

Register of Deeds Fund: County retains all remaining recording fees (\$15.00 from each document recorded. \$5.00 from each first copy of every birth record sold. \$7.00 from each first copy of every death and marriage record sold. \$3.00 for each extra copy of vital records sold.)

County Land Record Fund: Effective June 25, 2010 statutes provide that \$8.00 is retained for the provision of land information on the internet and for Land Records modernization.

State Transfer Fund: State collects 80% of all Transfer Fees collected.

State Birth Fund: State collects \$7.00 of every birth record sold.

State Land Record Fund: State collects \$7.00 from each document recorded.

Fund Transaction Summary Report by Account Number

Report Criteria: TndrDate >= Date(2017, 3, 1) And TndrDate <= Date(2017, 3, 31)

Account Number	Fund Name	Total Fund Amount	Total Outstanding Charges	Total Fund due
-1	CHARGE PAYMENT FUND	553.00	0.00	553.00
	Subtotal for -1:	553.00	0.00	553.00
-2	ESCROW PAYMENT FUND	28,011.40	0.00	28,011.40
	Subtotal for -2:	28,011.40	0.00	28,011.40
11	COUNTY TRANSFER FEE FUND	6,458.94	0.00	6,458.94
	Subtotal for 11:	6,458.94	0.00	6,458.94
20	COUNTY VITALCHEK FEE FUND	230.00	0.00	230.00
	Subtotal for 20:	230.00	0.00	230.00
21	LAREDO REMOTE	2,284.15	0.00	2,284.15
	Subtotal for 21:	2,284.15	0.00	2,284.15
22	STATE DOA FUND	4,825.00	0.00	4,825.00
	Subtotal for 22:	4,825.00	0.00	4,825.00
30	REPORTS FUND	40.50	0.00	40.50
	Subtotal for 30:	40.50	0.00	40.50
4	REGISTER OF DEEDS FUND	22,410.00	0.00	22,410.00
	Subtotal for 4:	22,410.00	0.00	22,410.00
5	COUNTY LAND RECORD FUND	6,960.00	0.00	6,960.00
	Subtotal for 5:	6,960.00	0.00	6,960.00
6	STATE TRANSFER FUND	25,835.76	0.00	25,835.76
	Subtotal for 6:	25,835.76	0.00	25,835.76
7	STATE BIRTH FUND	2,212.00	0.00	2,212.00
	Subtotal for 7:	2,212.00	0.00	2,212.00
9	STATE LAND RECORD FUND	6,090.00	0.00	6,090.00
	Subtotal for 9:	6,090.00	0.00	6,090.00
	Grand Total:	105,910.75	0.00	105,910.75

End of Report

MXFES01.RPT

Fee Transaction Summary Report by Account Number

Report Criteria: TndrDate >= Date(2017, 3, 1) And TndrDate <= Date(2017, 3, 31)

Account Number	Fee Name	Count	Total Fee Amount	Total Outstanding Charges	Total Fee Due
-1	CHARGE PAYMENT FEE	3	553.00	0.00	553.00
	Subtotal for -1:	3	553.00	0.00	553.00
-2	ESCROW PAYMENT FEE	42	28,011.40	0.00	28,011.40
	Subtotal for -2:	42	28,011.40	0.00	28,011.40
13	PLAT FEE	6	200.00	0.00	200.00
	Subtotal for 13:	6	200.00	0.00	200.00
14	BIRTH ADDL VITALS	148	750.00	0.00	750.00
	BIRTH ORIG VITALS	265	6,320.00	0.00	6,320.00
	DEATH ADDL VITALS	88	2,313.00	0.00	2,313.00
	DEATH ORIG VITALS	98	1,980.00	0.00	1,980.00
	MARRIAGE ADDL VITALS	30	171.00	0.00	171.00
	MARRIAGE ORIG VITALS	60	1,200.00	0.00	1,200.00
	Subtotal for 14:	689	12,734.00	0.00	12,734.00
20	VITALCHEK FEE	23	460.00	0.00	460.00
	Subtotal for 20:	23	460.00	0.00	460.00
21	LAREDO REMOTE FEE	10	2,284.15	0.00	2,284.15
	Subtotal for 21:	10	2,284.15	0.00	2,284.15
24	CERTIFIED COPY FEE	5	20.00	0.00	20.00
	Subtotal for 24:	5	20.00	0.00	20.00
30	REPORTS FEE	4	40.50	0.00	40.50
	Subtotal for 30:	4	40.50	0.00	40.50
4	RECORDING FEES	939	26,100.00	0.00	26,100.00
	Subtotal for 4:	939	26,100.00	0.00	26,100.00
5	ABTRACTOR COPY FEE	40	795.00	0.00	795.00
	COPY FEE	122	648.00	0.00	648.00
	LAREDO REMOTE COPY FEE	140	1,770.00	0.00	1,770.00
	Subtotal for 5:	302	3,213.00	0.00	3,213.00
8	TRANSFER FEE	107	32,294.70	0.00	32,294.70
	Subtotal for 8:	107	32,294.70	0.00	32,294.70
	Grand Total:	2,130	105,910.75	0.00	105,910.75

End of Report

Department of Workforce Development
Equal Rights Division
P.O. Box 8928
Madison, WI 53708-8928
Telephone: (608) 266-6860
Fax: (608) 267-4592
TTY: (608) 264-8752

STATE OF WISCONSIN



Department of Workforce Development

Scott Walker, Governor
Raymond Allen, Secretary

April 11, 2017

JASON B RODEGHIER
2300 E BECKER RD
MARSHFIELD WI 54449
Complainant

RE: ERD Case No. CR201700844
EEOC Case No. 26G201700737C

COUNTY OF WOOD
P O BOX 8095
WIS RAPIDS WI 54495-8095
Respondent

To the Respondent:

The enclosed complaint alleges a violation of the Wisconsin Fair Employment Act, Wis. Sections 111.31 - 111.397, Wis. Stats.

If you are interested in exploring early resolution of this dispute, please contact me immediately. The Equal Rights Division offers free mediation services prior to investigation with an experienced Administrative Law Judge/Mediator.

If you prefer an investigation, I must receive your written response to the complaint within 30 calendar days of the date of this letter. If you intend to hire an attorney, do so immediately so your answer is received within 30 days. In your response, please:

1. Raise applicable timely filing or jurisdictional objections, such as the 300-day statute of limitations.
2. Respond to the allegations made in the complaint, explain areas of disagreement, and provide any relevant documentation and comparative data which supports your position.
3. Redact any personal information, such as social security numbers and home addresses for any employees referenced in your response.

Send a copy of your response to the Complainant and the Complainant's attorney, if known.

To the Complainant:

No response is required of you at this time. I will contact you when I need information from you. Your complaint has been cross-filed with the Equal Employment Opportunity Commission (EEOC), which is a federal government agency that investigates discrimination complaints. Please keep me informed if your address or telephone number changes.

Please direct all correspondence and/or inquiries to:
Travis B Grimm, Equal Rights Officer
Equal Rights - Madison
201 E WASHINGTON AV ROOM A100, P O BOX 8928
MADISON WI 53708-8928

RECEIVED
APR 14 2017

signal to HR / copy to Corp Cnst
ERD-7087-MAD E (P 01 16)

JASON B RODEGHIER

Page 2

April 11, 2017

Telephone: (608) 261-4894

Fax: (608) 267-4592

Travis.Grimm@dwd.wisconsin.gov

Sincerely,

Civil Rights Bureau

Enclosure

cc: Complainant
EEOC

**Discrimination Complaint
Wisconsin Fair Employment
Law**

ERD Case #

CR 2017-

00844

For office use only

RECEIVED

Authorization for this form is provided under Section 111.39(1), Wisconsin Statutes. Personal information you provide may be used for secondary purposes [Privacy Law, s. 15.04(1)(m), Wisconsin Statutes].

2017 APR -5 AM 11:07

DWD

READ instructions on page two FIRST then type or print in black ink.

1. Complainant Information

First Name Jason		
Middle Initial B.		
Last Name Rodeghier		
Street Address/PO Box 2300 E. Becker Rd.		
City Marshfield	State WI	Zip Code 54449
Telephone Number (715) 384-6164		
E-Mail Address jaskelrod2@yahoo.com		
May we call the Complainant at work? <input type="checkbox"/> Yes <input type="checkbox"/> No (unemployed)		
Work Telephone Number () Ext.		

2. Respondent Information

EQUAL RIGHTS DIVISION

The company, agency, or union you believe discriminated against you. Name only ONE Respondent per form. Do not name an individual person as Respondent.		
Name Norwood Health Center		
Street Address/PO Box 1600 N. Chestnut Ave.		
City Marshfield	State WI	Zip Code 54449
Telephone Number (715) 384-2188 Ext. 3229		
In what Wisconsin county did the violation take place? WOOD		

3. CHECK ONLY THE BOXES THAT WERE THE REASON FOR DISCRIMINATION

If you checked a box with an *, the statement in that box must be completed.

I believe the Respondent(s) discriminated or took action against me because

<input type="checkbox"/> of my race * which is	<input type="checkbox"/> of my conviction record	<input type="checkbox"/> of polygraph testing
<input checked="" type="checkbox"/> of my creed (religion) * which is <u>Evangelical Christian</u>	<input checked="" type="checkbox"/> of my age (40 or older) * <u>47 yrs</u> my date of birth is <u>11/28/1969</u>	<input type="checkbox"/> of my military service
<input checked="" type="checkbox"/> of my sex * which is <u>Male</u>	<input type="checkbox"/> of my marital status * which is	<input type="checkbox"/> of my use or nonuse of lawful products
<input type="checkbox"/> of my pregnancy or maternity	<input type="checkbox"/> of my sexual orientation * which is	<input type="checkbox"/> of genetic testing
<input checked="" type="checkbox"/> of my national origin/ancestry * which is <u>Hispanic</u>	<input type="checkbox"/> of my color * which is	<input type="checkbox"/> of my arrest record
<input type="checkbox"/> of my disability * which is	<input type="checkbox"/> I filed a previous discrimination complaint with Equal Rights. Enter Case #CR	<input checked="" type="checkbox"/> I opposed discrimination in the workplace (refer to direction (c))
<input type="checkbox"/> I declined to attend a meeting or to participate in a communication about religious matters or political matters.		
<input type="checkbox"/> I previously filed a family/medical leave complaint with the Equal Rights Division Enter Case Number: CR	<input type="checkbox"/> I testified or assisted with a discrimination complaint filed with the Equal Rights Division Enter Case Number: CR	
<input type="checkbox"/> I previously filed a wage and hour complaint with the Equal Rights Division Enter Case Number: LS	<input checked="" type="checkbox"/> The employer believed that I was going to file a wage and hour complaint with the Equal Rights Division	

4. Dates of discrimination (Required; estimate if unsure)

Date the discrimination began? mm/dd/yyyy December 2, 2015	Date of the most recent discrimination? mm/dd/yyyy February 21, 2017
---	---

5. Statement of discrimination:

Write a brief, concise statement explaining how you were discriminated against. Give the date each action occurred and the name of the person who took the action. Explain how each action(s) was related to the box(es) you checked in section #3 on page one. Include more 8 1/2 x 11 pages if needed.

- I am a 47-year old Hispanic man of Evangelical faith. On June 27, 2016, I was fired from my job of 27 years at Norwood Health Center in Marshfield, Wisconsin, for reasons that my employer has not made clear.
- The DON says I was fired because of work performance, but my work evaluations are above-average, and my supervisor told the DON on March 2, 2016, that I had corrected every issue that was brought to my attention.
 - My letter of termination says that I was fired for 'insubordination', but the Administrator told me by email that I had been given, and served a 3-day suspension. I acknowledged my act, apologized, but was not given a second chance. I have no prior disciplines on file, and my evaluations indicate that cooperation is among my greatest strengths.
 - Since an Impartial Hearing in November, 2016, the Human Resources Director claims that my termination is an 'At-Will' situation.
 - A June 22, 2016 email from the Norwood Administrator to the HR Director, says I was fired because I kept complaining about workplace harassment (by the full-time receptionist because of my religion, and because of a co-worker who made fun of me because I am dark, and called me 'slacker' which I took to mean "Lazy Mexican." ('Slacker' was my nickname).
 - 5 days after the Administrator sent this email to the HR Director, I was fired.

It is still not clear to me why I was fired. I asked my employer many questions about why I was being treated so differently than the other younger, female employees in my position, but they would not answer me because they said insist that my questions about harassment, discrimination, and my hostile work environment are not related to the act for which I was terminated (insubordination for not reporting to a new unit one morning).

On February 21, 2017, several members of the Wood County Board of Supervisors spoke out on my behalf, saying that my employer did not treat me fairly.

I was well-trained by my employer in the art of careful, accurate, and thorough documentation. When I realized on 12/2/2015, that my managers at work were not treating me fairly, I began documenting and journaling events as they happened, including names, dates, times, other persons, and details of my observations and experiences - what was said to me, and what was done to me. (Cont.)

6. Certification and Signature

By my signature below, I certify that I have read the above complaint, and, under penalties of law, I declare that this complaint is true and correct to the best of my knowledge and belief.

Signature of Complainant or authorized representative

Jason B. Rockegher

Date signed

4/3/2017

5. Statement of Discrimination :

Age 8 My termination is part of a larger effort to purge the Norwood nursing department of older employees.

1. The DON was aware that I was being harassed by other employees because of my faith and my ethnicity. The DON did not intervene because she expected me to resign out of frustration. Instead of resigning, I continued to report the harassment, and complain about it.
2. When it was clear that I was not going to quit, the DON then tried to force me to resign the same way she has forced many other older employees to resign — she made my job contingent upon my ability to meet expectations that were not reasonable, clear, or fair. Instead of resigning, I continued to work hard to meet those expectations, at great expense to my health, while continuing to complain to my managers about discrimination. My employer did not address, or respond to 2 written discrimination complaints that I submitted. R
3. Rather than address my complaints of workplace harassment and discrimination, my employer transferred me into an unsafe situation. I was fired because I waited in the lobby one morning for the Administrator to arrive so I could have a discussion with him about my concerns about safety. My supervisor, the DON, and the Administrator were all aware that I was waiting to meet with him (I had told them all).
4. I believe that my termination was part of a larger effort to rid the Norwood nursing department of older employees.

Jason Rodighiero
4/3/17

Sex : Under the current DON, Norwood has purged most of the male employees from the nursing department.

Under the current DON:

- Male employees have been terminated at a disproportionate rate.
- Male employees have (been forced to) resigned at a disproportionate rate.
- Male employees are recruited, interviewed, and hired at a disproportional rate.
- My termination was part of a larger effort to purge the Norwood nursing department of male employees.

Jason Rodighiero
4/3/17

Religion: The DON was aware that I was being harassed by other employees. The DON was aware that one of these employees was harassing me because of my faith. The DON did not intervene because she shares (or shared) that disdain for me because of my faith.

1. On June 21, 2016, Norwood CNA Kris Gruenke (whose position I was being transferred into) told me that while she was working on the Crossroads unit one day, she overheard the DON venting to 2 nurses through an open office door. Mrs. Gruenke told me that she heard the DON telling these nurses that me, my family, and my church have had a negative influence on the DON's daughter, are responsible for her daughter making decisions that the DON does not approve of, and am responsible for conflict in the DON's home.
2. The DON discriminated against me because of my religion.
3. The discriminating actions that the DON took against me, was also due to my religion.

Jason Rodriguez
4/2/17

I Opposed Discrimination in the Workplace:

1. On December 2, 2015, my supervisor imposed a list of discriminatory conditions on my job that were written by the DON. In accordance with my employer's Complaint Policy, I submitted a written complaint to my Department Head on December 11, 2015. My Department Head was head of the nursing department - DON LIZ (Gisvold) MASON. Although my complaint is stamped and dated as "Received" by my employer, I did not receive any follow-up or response to this complaint.
2. On January 6, 2016, I submitted a second written complaint about the discriminatory conditions I was being made to work under, via email to Administrator Jordan Bruce. In his email response, Mr. Bruce acknowledged this complaint as my second one, and he listed by name, several other Norwood and Wood County Department managers who he was circulating my complaint to. I did not receive any follow-up or response to this complaint.
3. On June 22, 2016, Norwood Administrator Jordan Bruce sent an email to Wood County's Equal Opportunity Officer and HR Director, Warren Kraft. In this email, he said that he wanted to "close the loop" on my complaints. Five days later, on June 27, 2016, I was fired.

Jason Rodriguez
4/5/17



U.S. EQUAL EMPLOYMENT OPPORTUNITY COMMISSION
Milwaukee Area Office

310 West Wisconsin Avenue, Suite 800
Milwaukee, WI 53203-2292
Intake Information Group: (800) 669-4000
Intake Information Group TTY: (800) 669-6820
Milwaukee Status Line: (866) 408-8075
Milwaukee Direct Dial: (414) 297-1112
TTY (414) 297-1115
FAX (414) 297-4133 & 3146
Website: www.eeoc.gov

NOTICE TO RESPONDENT

YOUR CHARGE OF EMPLOYMENT DISCRIMINATION HAS BEEN DUAL-FILED WITH THE EQUAL EMPLOYMENT OPPORTUNITY COMMISSION (EEOC).

While EEOC has jurisdiction to investigate this charge (upon expiration of any deferral requirement if this is a charge filed pursuant to Title VII of the Civil Rights Act of 1964, as amended (Title VII), the Americans with Disabilities Act (ADA), as amended or the Genetic Information Non-discrimination Act (GINA); EEOC may suspend its investigation and await the issuance of the Wisconsin Equal Rights Division's (ERD's) final findings and orders. These findings and orders will be given weight by EEOC in making its own determination as to whether reasonable cause exists to believe that discrimination has occurred.

You are therefore encouraged to cooperate fully with the ERD. All facts and evidence provided by you to the Agency will be considered by EEOC when it reviews the Agency's final findings and orders. In many cases EEOC will take no further action, thereby avoiding the necessity of an investigation by both the Agency and EEOC. This likelihood is increased by your active cooperation with the Agency.

As a party to the charge, you may request that EEOC review the final findings and orders of the ERD. For such a request to be honored, you must notify EEOC in writing within 15 days of your receipt of the Agency's final decision and order. If the Agency terminates its proceedings without issuing a final finding and order, you will be contacted further by EEOC.

Regardless of whether the ERD or EEOC processes the charge, the Recordkeeping and Non-Retaliation provisions of the statutes apply. EEOC's recordkeeping and reporting requirements are found at Title 29, Code of Federal Regulations (29 CFR): 29 CFR Part 1602 (see particularly Sec. 1602.14 below) for Title VII and the ADA; 29 CFR Part 1620 for the Equal Pay Act (EPA); and 29 CFR Part 1627, for the Age Discrimination in Employment Act (ADEA). These regulations generally require respondents to preserve payroll and personnel records relevant to a charge of discrimination until disposition of the charge or litigation relating to the charge. (For ADEA charges, this notice is the written requirement described in Part 1627, Sec. 1627.3(b)(3), 4(a)(2) or 5(c), for respondents to preserve records relevant to the charge – the records to be retained, and for how long, are as described in Sec. 1602.14. Parts 1602, 1620 and 1627 also prescribe record retention periods – generally, three years for basic payroll records and one year for personnel records. Questions about retention periods and the types of records to be retained should be resolved by referring to the regulations.

Federal laws enforced by EEOC provide that it is an unlawful employment practice for an employer to discriminate against present or former employees or job applicants, for an employment agency to discriminate against any individual, or for a union to discriminate against its members or applicants for membership, because they have opposed any practice made an unlawful employment practice by the statutes, or because they have made a charge, testified, assisted, or participated in any manner in an investigation, proceeding, or hearing under the statutes.

NOTICE OF INJURY AND CLAIM

RECEIVED

APR 21 2017

To: Wood County Clerk
400 Market Street
Wisconsin Rapids, WI 54494

Pursuant to sec. 893.80, Wis. Stats., you are hereby notified of this claim for damage against Wood County.

THE INCIDENT

RECEIVED

APR 24 2017

Date: 1-10-2017

Time: 3:30 P.M.

WOOD CO. CORP. COUNSEL

Place: WOOD COUNTY COURTHOUSE PARKING LOT

The circumstances giving rise to my claim are as follows:

I WAS LEGALLY PARKED IN PARKING LOT AND SNOW
PLOW DRIVER BACKED INTO MY CAR

The names of county personnel involved are: REUBEN Z. VAN TASSEL

The names of other witnesses are: _____

THE CLAIM

I request the following monetary or other relief: MONETARY

4-21-2017
Date

Douglas A. Stout
Signature
Print Name: DOUGLAS A. STOUT
Address: 2630 BLUEBERRY LANE
WIS. RAPIDS WI
54494
Phone: 715-697-8010

(Rev. Feb. 09)

Copy to: Corp Cnsl. Risk Mgmt. Hwy

& Sons

O

Johnson & Sons Co
1910 West Grand Ave
Wisconsin Rapids, WI 54495
Business Phone: 715-423-5210
Fax Number: 715-423-8535
parts@johnsonchrysler.com

Estimate
Est #1029, ID #4487514

DOUG STOUT / 2630Blueberry Ln / Wisconsin Rapids, WI 54495 / Home Phone: 715-697-8010
2005 Chrysler Pacifica Limited 4 Door Wagon AWD 3.5L 6 Cyl Gas Injected 4 Speed Auto Trans , VIN#: 2C8GF78485R381220

Veh. make

Description	Part #	Price	Qty	Labor	Paint	Other
LIFTGATE						
Replace LIFTGATE SHELL	5101923AG	\$982.00	1	5.0 Body hrs.	2.5 hrs.	1.0 hrs.
1.0hrs. Clearcoat						
Replace LIFTGATE ADHESIVE NAMEPLATE	5113248AA	\$57.45	1	0.2 Body hrs.		
Replace LIFTGATE ADHESIVE NAMEPLATE	4857971AA	\$35.45	1	0.2 Body hrs.		

Totals

Type	Hours	Rate/hr	Total	Taxable
OEM Parts			\$1,074.90	✓
Body Labor	5.4	\$56.00	\$302.40	✓
Paint Labor	3.5	\$56.00	\$196.00	✓
Paint Supplies	3.5	\$36.00	\$126.00	✓
Taxable Amount			\$1,699.30	
Tax 5.500%			\$93.46	
Grand Total			\$1,792.76	
Net Total			\$1,792.76	

TJ'S AUTO & COLLISION CENTER INC.
3277 STATE HIGHWAY 73
WISCONSIN, RAPIDS, WI 54495
PHONE: (715) 423-3999 FAX: (715) 423-6650
FED. ID# 39-1844103

*** PRELIMINARY ESTIMATE ***

01/20/2017 03:37 PM

Owner

Owner: DOUG STOUT
Address: 2630 BLUEBERRY LN
City State Zip: Wisconsin Rapids, WI 54494

Cell: (715)697-8010
FAX:

Inspection

Inspection Date: 01/20/2017 03:42 PM
Primary Impact: Deck Lid

Inspection Type:
Secondary Impact:

Appraiser Name: Jay Apfelbeck
Address:

Appraiser License # :
Work/Day: (715)818-6202
FAX: (715)423-6650

Repairer

Repairer: T J 's Auto
Address: 3277 Hwy 13 North
City State Zip: Wisconsin Rapids, WI 54495
Email: jay@tjsauto.net

Contact: Jay K Apfelbeck
Work/Day: (715)818-6202
FAX: (715)423-6650

Target Complete Date/Time:

Days To Repair: 3

Vehicle

2005 Chrysler Pacifica Limited 4 DR Wagon
6cyl Gasoline 3.5
4 Speed Automatic

Lic.Plates: JS1636
Lic Expire:
Prod Date: 12/2004
Veh Insp# :
Condition:
Ext. Color: LINEN GOLD
Ext. Refinish: Two-Stage
Ext. Paint Code: PYG

Lic State: WI
VIN: 2C8GF78485R381220
Mileage: 149,468
Mileage Type: Actual
Code: M7303C
Int. Color:
Int. Refinish: Two-Stage
Int. Trim Code:

Options

4-Wheel Drive
Auto Load Leveling
Cargo/Trunk Net
Cruise Control
Dual Power Seats
Garage Door Opener
Heated Power Mirrors
Intermittent Wipers

Alarm System
Automatic Dimming Mirror
Center Console
Dual Air Conditioning
Dual Zone Auto A/C
Head Airbags
In-Dash CD Changer &Tape
Keyless Entry System

Anti-Lock Brakes
Cargo/Trunk Mat
Chromed Alloy Wheels
Dual Airbags
Fog Lights
Heated Frnt & Rear Seats
Infinity Sound System
Leather Seats

Leather/Wood Steer Wheel	Lighted Entry System	MP3 Decoder
Metallic Paint	Navigation System	Overhead Console
Power Adjustable Pedals	Power Brakes	Power Door Locks
Power Liftgate	Power Moonroof	Power Steering
Power Windows	Privacy Glass	Rear Entertainment System
Rear Window Defroster	Rear Window Wiper/Washer	Rem Trunk-L/Gate Release
Reverse Sensing System	Roof Rack Cross Bars	Roof/Luggage Rack
Side Airbags	Sirius Satellite Radio	Sport Suspension
Strg Wheel Radio Control	Tachometer	Theft Deterrent System
Third Seat (trucks)	Tilt Steering Wheel	Tinted Glass
Tire Pressure Monitor	Tonneau/Cargo Cover	Traction Control System
Trip Computer	Upgraded/Addl Speakers	Wood Interior Trim

Damages

Line	Op	Guide	MC	Description	MFR.Part No.	Price	ADJ% B%	Hours	R
Tailgate									
1	EU	479		Tailgate Assembly	Replace Recycled	\$350.00*	+25.00	0.5	SM
2	L	479	13	Tailgate Assembly	Refinish			4.9	RF
					2.6 Surface				
					1.0 Edge				
					0.6 Two-stage setup				
					0.7 Two-stage				
3	E	271		N/Plate,Tailgate	5113248AA	\$57.45		0.2	SM
4	E	275		N/Plate,Tailgate	4857723AA	\$42.20		0.2	SM
5	E	494		N/Plate,Tailgate	4857974AA	\$34.45		0.2	SM
				>> "LIMITED" CHECK PART # WITH MANUFACTURER					
6	RI	422		Handle,Liftgate	R & I Assembly			1.1	SM
7	RI	487		Lock,Tailgate	R & I Assembly			0.3	SM
8	RI	485		W/Strip,Tailgate	R & I Assembly			0.5	SM
9	SB	369		Glass,Tailgate Heated	Sublet Repair	\$125.00*			SM
				>> R&I FOR REFINISH					
10	RI	335		Arm,Tailgate Wiper	R & I Assembly			0.1	SM
11	RI	241		Frame,License Plate	R & I Assembly			0.2	SM
Manual Entries									
12	N			HAZARD. WSTE. REM.	Additional Labor	\$3.00*			SM
13	EC			CORROSION PROTECTION	Replace Economy	\$11.00*		0.2*	SM*
14	I			CLEANUP LKQ GATE ASSY	Repair			1.5*	SM*
				>> PER QUOTE "JODY" HARPER'S SALVAGE					

14 Items

MC Message

13 INCLUDES 0.6 HOURS FIRST PANEL TWO-STAGE ALLOWANCE

Estimate Total & Entries

Gross Parts	\$134.10
Other Parts	\$364.00
Paint & Materials	4.9 Hours @ \$36.00
Line Item Markup	\$87.50
Parts & Material Total	\$762.00
Tax on Parts & Material	@ 5.500% \$41.91

Labor	Rate	Replace	Repair Hrs	Total Hrs
			Hrs	

Sheet Metal (SM)	\$56.00	3.5	1.5	5.0	\$280.00	
Mech/Elec (ME)	\$68.00					
Frame (FR)	\$58.00					
Refinish (RF)	\$56.00	4.9		4.9	\$274.40	
<hr/>						
Labor Total				9.9 Hours		\$554.40
Tax on Labor		@ 5.500%			\$30.49	
Sublet Repairs					\$125.00	
Tax on Sublet		@ 5.500%			\$6.88	
Gross Total						\$1,520.68
Net Total						\$1,520.68

Alternate Parts Y/00/00/00/00/00 CUM 00/00/00/00/00 Zip Code: 54495 Default
SPPL Yes Zip Code: 54495 Default
Rate Name Default

Audatex Estimating 8.0.035 ES 01/20/2017 03:47 PM REL 8.0.035 DT 11/01/2016 DB 01/15/2017
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1.3 HRS WERE ADDED TO THIS ESTIMATE BASED ON AUDATEX'S TWO-STAGE REFINISH FORMULA.

THIS ESTIMATE HAS BEEN PREPARED BASED ON THE USE OF ONE OR MORE REPLACEMENT PARTS SUPPLIED BY A SOURCE OTHER THAN THE MANUFACTURER OF YOUR MOTOR VEHICLE. WARRANTIES APPLICABLE TO THESE REPLACEMENT PARTS ARE PROVIDED BY THE MANUFACTURER OR DISTRIBUTOR OF THE REPLACEMENT PARTS RATHER THAN BY THE MANUFACTURER OF YOUR MOTOR VEHICLE.

Op Codes

* = User-Entered Value	^ = Labor Matches System Assigned Rates	E = Replace OEM
NG = Replace NAGS	EC = Replace Economy	OE = Replace PXN OE Srpls
UE = Replace OE Surplus	ET = Partial Replace Labor	EP = Replace PXN
EU = Replace Recycled	TE = Partial Replace Price	PM = Replace PXN Reman/Rebld
UM = Replace Reman/Rebuilt	L = Refinish	PC = Replace PXN Reconditioned
UC = Replace Reconditioned	TT = Two-Tone	SB = Sublet Repair
N = Additional Labor	BR = Blend Refinish	I = Repair
IT = Partial Repair	CG = Chipguard	RI = R & I Assembly
P = Check	AA = Appearance Allowance	RP = Related Prior Damage

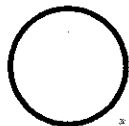


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RESOLUTION#

ITEM# 5-

DATE May 16, 2017

Effective Date May 16, 2017

Introduced by Judicial & Legislative Committee
Page 1 of 2

Motion:	Adopted: <input type="checkbox"/>
1 st _____	Lost: <input type="checkbox"/>
2 nd _____	Tabled: <input type="checkbox"/>
No: _____ Yes: _____	Absent: _____
Number of votes required:	
<input checked="" type="checkbox"/> Majority	<input type="checkbox"/> Two-thirds
Reviewed by: <u>PAK</u> , Corp Counsel	
Reviewed by: _____, Finance Dir.	

LAD

INTENT & SYNOPSIS: To encourage the state legislature to support legislation leading to sound groundwater management plans for all areas of the state but in particular those areas, including the Central Sands region, that are currently experiencing quantity and quality issues from increased groundwater withdrawals.

FISCAL NOTE: Nothing direct or immediate but the long-term savings to Wood County and its residents by protecting the critical resource of groundwater is immeasurable.

		NO	YES	A
1	LaFontaine, D			
2	Rozar, D			
3	Feirer, M			
4	Wagner, E			
5	Fischer, A			
6	Breu, A			
7	Ashbeck, R			
8	Kremer, B			
9	Winch, W			
10	Henkel, H			
11	Curry, K			
12	Machon, D			
13	Hokamp, M			
14	Polach, D			
15	Clendenning, B			
16	Pliml, L			
17	Zurfluh, J			
18	Hamilton, B			
19	Leichtnam, B			

WHEREAS, good quality groundwater in sufficient quantity is a basic resource that all citizens in the state of Wisconsin as well as Wood County rely upon, and

WHEREAS, the citizens and businesses of our great state and county expect the state government to monitor and protect the groundwater in our state in such a way that we all prosper, and

WHEREAS, the consequences to the citizens and businesses of the state in not having comprehensive groundwater programming in place can be catastrophic, and

WHEREAS, there exist limited funding sources to plan and implement statewide groundwater programming to protect groundwater resources to ensure sufficient quantity and quality of the groundwater

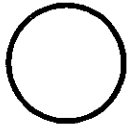
resources that provide protection to those citizens and businesses that rely upon these resources, and

WHEREAS, the potential for unchecked groundwater withdrawals continues to grow statewide, becoming an ever increasing threat to groundwater quantity and quality, and there are few additional resources available to study and attempt to mitigate this threat, and

WHEREAS, Wood County concurs with the Wisconsin Counties Association on two legislative priorities, those being:

1. Enacting comprehensive groundwater quantity legislation that balances the need to protect groundwater from contamination and overuse while respecting the needs of the agricultural economy.
2. Ensuring that counties have input with the DNR in establishing groundwater quantity criteria that are appropriate in each county and reflect decisions that are made at the local level.

NOW, THEREFORE, THE WOOD COUNTY BOARD OF SUPERVISORS HEREBY RESOLVES to respectfully encourage the state legislature to support aspects of SB22, AB50, SB76 and AB105 that call for the development and utilization of scientific research that leads to sound groundwater management plans for all areas of the state, but especially those areas that are currently experiencing quantity and quality issues from increased groundwater withdrawals, and

**RESOLUTION#**

Introduced by Judicial & Legislative Committee
Page 2 of 2

ITEM# 5-DATE May 16, 2017Effective Date: May 16, 2017

BE IT FURTHER RESOLVED that the Wood County Board of Supervisors respectfully encourages the state legislature to prioritize the establishment of a committee to develop a groundwater management plan for the aquifer known as the "Central Sands" that considers the adverse impacts and potential benefits to all users of groundwater resources, and

BE IT FURTHER RESOLVED the Wood County Board of Supervisors supports making available additional resources to plan and implement statewide groundwater programming that will lead to a better understanding, protection and utilization of our groundwater resources, as well as to protect the citizens, businesses, and natural features that rely on clean groundwater in sufficient quantity, and

BE IT FURTHER RESOLVED, that a copy of this resolution be directed to the attention of the state legislators, the governor, and the directors of DNR, DATCP, the Wisconsin Counties Association, the Wisconsin Towns Association and the Wood County unit of the Wisconsin Towns Association.

MEMORANDUM

TO: Wood County Board of Supervisors

FROM: Peter A. Kastenholz, Corporation Counsel

DATE: May 16, 2017

RE: Who the Corporation Counsel Represents

Once in a while the question will arise: Who exactly does the corporation counsel represent? Usually this is within the context of a county board supervisor or department head having an interest that is adverse to that expressed by the County Board itself or one of its committees. The simple answer is that the corporation counsel represents the county board and not the individual members of the board or its department heads or staff. It seems simple enough but it can be problematic in application. Consequently, this month we are going to briefly review the primary statutory provisions addressing the obligations of the corporation counsel and the Supreme Court Rules that address in-house counsel and the relationship of the attorney and the organization that is the client. The memo will conclude with how the actions of the corporation counsel can be controlled and how that process relates to other department heads.

Wisconsin Statute s. 59.42 governs the position of a county corporation counsel. At subsection (1)(a) it allows a county board to appoint or terminate a corporation counsel by majority vote of all of the members of the board. At subsection (3) the law allows a county to utilize private counsel in lieu of or in addition to having a corporation counsel, to combine with another county in jointly delegating the duties of a corporation counsel, and per (1)(c) to appoint assistants when authorized by a majority of the board. Subsection (2)(b) of this statute sets forth some of the duties of a corporation counsel but doesn't address the issue of who the client is or what to do if there are differences within the board, its committees, or members as to the direction to be taken on a matter by a corporation counsel.

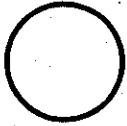
Given that a corporation counsel is retained to represent the county government and county government is controlled by the county board, a corporation counsel represents the expressed interests of the county board. In Wood County, the board sets forth its decisions primarily by means of resolutions and once in a while ordinances and motions made on the board floor. One resolution the board has passed created the Rules and Committees of the Wood County Board of Supervisors and therein delegated to the Judicial and Legislative Committee oversight of the corporation counsel's office. This delegation of authority encompasses the creation and updating of a position description setting forth the duties of the corporation counsel and overseeing the performance of those duties.

So, what does this stuff mean? It means that the corporation counsel (CC) is to fulfill the duties of the state statutes and the position description and if the authority to act can't reasonably be read therein, to go to the committee for permission to act or not act. If there is a dispute between county board supervisors as to whether the CC should take some action, such as pursuing litigation, preparing a policy or assisting in transactional matters (contracts and the like), then the supervisors should bring the matter to the committee (at least the one unhappy with the direction being taken by the CC should) and ask the committee to take a stand on the matter and give the CC directions accordingly. Likewise, if that supervisor is unhappy with the oversight committee's decision or if some other committee is unhappy with a fellow committee's decision, then the matter needs to be addressed at the county board.

In support of this hierarchical picture is Supreme Court Rule (SCR) 20:1.13. The SCR's are rules of professional conduct for attorneys; the violation of which can lead to the suspension or revocation of the license to practice law. Every single month attorney licenses are suspended and revoked in Wisconsin for misfeasance, malfeasance and nonfeasance and such actions are predicated on the SCR's. SCR 20:1.13 is entitled: Organization as client. This rule makes clear that when a lawyer has an organization as a client, the lawyer represents the entity "acting through its duly authorized constituents," here that would be the county board itself. The provision requires a lawyer to clarify to a director, officer or employee of the organization when their request for action by the attorney conflicts with the interests of the organization itself. In that way, the member of the organization seeking the services being denied can take the matter to a higher level of authority within the organization; in our case, the oversight committee.

If there is dissatisfaction with the conclusion reached by the oversight committee, then a county board supervisor would have the authority to bring the matter to the entire county board's attention when the minutes of the oversight committee are reviewed by the county board at their monthly meeting. The supervisor could make a motion for the county board to have the corporation counsel take or not take action, in contravention to the oversight committee's decision. If the person objecting to the actions or inactions of the corporation counsel is not a county board supervisor and they are not satisfied with an attempt to resolve the matter at the oversight committee level, then they will need to either secure the support and services of a county board supervisor to bring the matter to the entire county board's attention, as just discussed and failing that, the individual may, as a member of the public (this would include other county staff and anyone else who is not a county board supervisor), bring the matter to the county board's attention at the public comments portion of a county board meeting.

Generally speaking, other county department heads are subject to a similar chain of command in serving at the behest of their oversight committees pursuant to authority granted by the county board and at times state statutes. Those dissatisfied with the services of a department head normally have the same options available in dealing with their concerns as set forth above. It is worth noting that County Board Rule #11 directs that complaints and criticisms by county board supervisors of employees are to first be discussed with the department head or oversight committee in an attempt to resolve the matter before being brought before the county board. Concerns about the activities of a department head can also be brought to the attention of the county board chairperson in light of their dual role as the county's administrative coordinator. Procedural questions can be directed to the corporation counsel for assistance.



RESOLUTION#

Introduced by Judicial & Legislative Committee
Page 1 of 1

LAD

Motion:	Adopted:	<input type="checkbox"/>
1 st	Lost:	<input type="checkbox"/>
2 nd	Tabled:	<input type="checkbox"/>
No:	Yes:	Absent:
Number of votes required:		
<input checked="" type="checkbox"/> Majority	<input type="checkbox"/> Two-thirds	
Reviewed by: <u>PAK</u> , Corp Counsel		
Reviewed by: <u>MMH</u> , Finance Dir.		

INTENT & SYNOPSIS: To add to County Board Rule 43 language that directs what is to happen with the funds obtained from the sale of county-owned personal property.

FISCAL NOTE: none

WHEREAS, the Wood County Board recently enacted County Board Rule #43 which provides guidance to departments as to the acquisition and disposition of personal property, and

WHEREAS, since the adoption of Rule 43 the question has come up as to how that rule impacts the proceeds from the disposition of personal property, and

WHEREAS, current Rule #43 doesn't control what happens to the proceeds from the disposition of personal property and although there are appropriate procedures that exist, they aren't contained in any actual rule approved by the county board, and

WHEREAS, it is logical to set forth as a part of Rule #43 not only how personal property can be acquired and disposed of by the various departments but also what should happen with the sale proceeds, and

WHEREAS, Rule 43 paragraph C, as set forth below, documents what is to happen to the proceeds of the sale of personal property owned by the

county and it has been reviewed by the Finance Director and other department heads.

NOW, THEREFORE, THE WOOD COUNTY BOARD OF SUPERVISORS HEREBY RESOLVES to enact as County Board Rule #43 C.:

- C. 3. The proceeds of the sale of personal property of the county shall be remitted to the county's General Fund, except for:
- When the oversight committee and the Executive Committee approve via motion that the sale proceeds go to another account.
 - When the purchase price of personal property was primarily paid for from a Special Revenue Fund, the sale proceeds shall revert back to that fund, if it still exists and if it doesn't, then to the county's General Fund.
 - Sales proceeds of Highway Department personal property shall go to the Highway Department's non-lapsing fund.
 - Sales proceeds of Maintenance Department personal property shall go to the Maintenance Department's non-lapsing fund.
 - Sales proceeds of Park and Forestry Department personal property shall go to the Park and Forestry Department's non-lapsing fund.