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3 **SAWYER COUNTY BOARD OF SUPERVISORS**
4 **AMENDMENT TO RULE 1(3) OF THE SAWYER COUNTY BOARD OF**
5 **SUPERVISORS POLICY AND PROCEDURE MANUAL RELATING TO**
6 **APPOINTMENT OF A NEW SAWYER COUNTY BOARD SUPERVISOR UPON**
7 **VACANCY OF OFFICE**

8 **RESOLUTION NO. 2021-59**

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11 **WHEREAS**, Wisconsin law authorizes the Sawyer County (the “County”) Board of
12 Supervisors (“County Board”) to adopt and enforce rules relating to the conduct and procedures at
13 its public meetings;

14
15 **WHEREAS**, the County Board has adopted the “Sawyer County Board of Supervisors
16 Policy and Procedure Manual” (“Board Rules”);

17
18 **WHEREAS**, Rule 1(3) of the Board Rules currently states:

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20 “If a vacancy occurs on the Board, the Chair shall appoint a person who is a
21 qualified elector and resident of the board district to fill the vacancy subject to
22 confirmation by majority vote of those members voting. The successor shall serve
23 for the unexpired portion of the term to which the person is appointed, unless the
24 Board orders a special election to fill the vacancy, in which case the person
25 appointed shall serve until their successor is elected and qualified. A person so
26 elected shall serve for the remainder of the unexpired term. Vacancy occurs upon
27 the death of an incumbent, written resignation, removal or ceasing to be a resident
28 of the district or for any other reason set forth in state statute.”

29
30 **WHEREAS**, the County Board has undergone unique changes in recent years that have
31 resulted in reexamination of County Board Rule 1(3) (*see* email correspondence dated February 7,
32 2021 from Supervisor Jesse Boettcher, attached hereto for reference);

33
34 **WHEREAS**, Rule 10 of the Board Rules states that the Board Rules “may be amended by
35 resolution at any regular session of the Board by a two-thirds vote of those Members voting”;

36
37 **WHEREAS**, after reexamination, the following was proposed as an amendment to County
38 Board Rule 1(3), with the added text noted in underscore and the deleted text in ~~strikethrough~~:

39
40 “If a vacancy occurs on the Board, the Chair shall, within 30 days of the
41 vacancy, appoint a person who is a qualified elector and resident of the Bboard
42 district to fill the vacancy subject to confirmation by majority vote of those Board
43 members voting. The ~~successor~~ appointed person shall serve for the unexpired
44 portion of the term to which the person is appointed, ~~unless~~ In the event a successor
45 is appointed prior to April 1st of the year preceding the next scheduled County
46 Board Supervisor election ~~in which case~~, the Board shall order a special election to

47 fill the vacancy, ~~in which case,~~ and the person appointed shall serve until their
48 successor is elected and qualified. A person so elected shall serve for the remainder
49 of the unexpired term. Vacancy occurs upon the death of an incumbent, written
50 resignation, removal or ceasing to be a resident of the district, or for any other
51 reason set forth in state statute.”
52

53 **WHEREAS**, Rule 6(3) of the Board Rules states that a resolution sponsored by at least
54 two (2) County Board Supervisors and not previously considered by a committee of the County
55 Board shall be referred by the Chair to the appropriate committee; however, Rule 6(3) may be
56 waived, and the County Board may hear a resolution that was not previously considered by a
57 committee, by a two-thirds vote of those County Board Supervisors voting;
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59 **WHEREAS**, the subject matter of this Resolution and the proposed amendment to County
60 Board Rule 1(3) was not previously considered at a committee prior to presentation before the
61 County Board; however, this Resolution was sponsored by Supervisor Boettcher, and co-
62 sponsored by Supervisor Helwig, and thereafter at the County Board meeting on February 18,
63 2021, voted by a two-third majority vote of the County Board Supervisor present, to hear this
64 Resolution without prior referral to committee;
65

66 **WHEREAS**, the County Board then discussed this Resolution at its meeting on February
67 18, 2021, and thereafter voted, by a two-third majority vote of the County Board Supervisors
68 present, to amend the Rule 1(3) of the Board Rules, as set forth below.
69

70 **NOW, THEREFORE, BE IT RESOLVED**, the Sawyer County Board of Supervisors
71 determines, adopts and directs the following:
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- 73 1. The Recitals set forth above are true and accurate, and are therefore incorporated into
74 the Resolution and shall be used not just for reference.
75
- 76 2. Rule 1(3) of the Sawyer County Board of Supervisors Policy and Procedure Manual is
77 hereby amended as follows:
78

79 “If a vacancy occurs on the Board, the Chair shall, within 30 days
80 of the vacancy, appoint a person who is a qualified elector and
81 resident of the Board district to fill the vacancy subject to
82 confirmation by majority vote of those Board members voting. The
83 appointed person shall serve for the unexpired portion of the term to
84 which the person is appointed. In the event a successor is appointed
85 prior to April 1st of the year preceding the next scheduled County
86 Board Supervisor election, the Board shall order a special election
87 to fill the vacancy, and the person appointed shall serve until their
88 successor is elected and qualified. A person so elected shall serve
89 for the remainder of the unexpired term. Vacancy occurs upon the
90 death of an incumbent, written resignation, removal or ceasing to be
91 a resident of the district, or for any other reason set forth in state
92 statute.”

93 This Resolution is sponsored this 18th day of February, 2021.

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Jesse Boettcher, Sponsor


Marc Helwig, Co-Sponsor

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101 This Resolution is hereby adopted by the Sawyer County Board of Supervisors this 18th day of
102 February, 2021.

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Tweed Shuman,
Sawyer County Board of Supervisors Chairman


Lynn Fitch,
Sawyer County Clerk

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Attached for Reference: Email correspondence dated February 7, 2021 from Jesse Boettcher to
Tweed Shuman, Lynn Fitch and Tom Hoff.

County Board Member Roll Call

Date of County Board Meeting : 2/18/2021

Res 2021-59 Motion to DISCUSS Amendment to Rule 1-3
 Agenda Item : Regarding Filling of Board of Supervisor Vacancies

District	Name	Present	Yes	No	Abstain
1	Dale Schleeter		x		
2	Jesse Boetcher		x		
3	Tweed Shuman		x		
4	Stacey Hessel		x		
5	James H. Schlender Jr		x		
6	Marc D. Helwig		x		
7	Thomas W. Duffy		x		
8	Bruce Paulsen		x		
9	Brian Bisonette		x		
10	Chuck Van Etten		x		
11	Dale Olson		x		
12	Dawn Petit		x		
13	Ron Kinsley		x		
14	Ron Buckholtz		x		
15	Ed Peters		x		
Total		0	15	0	0

Carried	Carried
Defeated	
Amended	
Voice Vote	
Roll Call	Roll Call

County Board Member Roll Call

Date of County Board Meeting : 2/18/2021

Agenda Item : Res 2021-59 Motion to to Adopt Amendment to Rule 1-3
Regarding Filling of Board of Supervisor Vacancies

District	Name	Present	Yes	No	Abstain
1	Dale Schleeter			x	
2	Jesse Boetcher		x		
3	Tweed Shuman			x	
4	Stacey Hessel		x		
5	James H. Schlender Jr		x		
6	Marc D. Helwig		x		
7	Thomas W. Duffy			x	
8	Bruce Paulsen		x		
9	Brian Bisonette		x		
10	Chuck Van Etten		x		
11	Dale Olson		x		
12	Dawn Petit			x	
13	Ron Kinsley		x		
14	Ron Buckholtz			x	
15	Ed Peters		x		
Total		0	10	5	0

Carried Carried
 Defeated
 Amended

Voice Vote
 Roll Call