

## ORDINANCE NO. \_\_\_\_\_ - 2017

### AMENDING CHAPTER 17 OF THE SAUK COUNTY CODE OF ORDINANCES PERTAINING TO HIGHWAY DEPARTMENT PURCHASING AND COMMISSIONER TERMS

*Background: For the construction and maintenance of highways, including the removal and control of snow and ice, it becomes necessary from time to time to purchase equipment, the nature and necessity for which cannot be accurately anticipated. Sauk County Financial Policy 4-94 states that bids/proposals are required to be submitted for equipment purchases in excess of \$10,000 with an exception to this requirement for the Highway Department, whose limit is \$30,000 before County Board action is required. Given the need to replace many various pieces of equipment annually in order to maintain a safe, reliable, and cost effective fleet and the fact that equipment costs have increased substantially over past years, this amendment will set the Highway Department's equipment purchasing threshold requiring no County Board action be required for a single unit of equipment costing \$50,000 or less. After the previous Highway Commissioner had been in his role for almost five, two-year terms, the County Board amended the ordinance to allow for an indefinite term. Wis. Stat. § 83.01 provides "(2) Term. (a) Unless the county board establishes a different term of service by ordinance, the county highway commissioner shall serve for a term of 2 years, except as provided in par.(b). (b) Unless the county board establishes a different term of service under par. (a), upon his or her first election or appointment the county highway commissioner shall serve until the first Monday in January of the 2nd year succeeding the year of the election or appointment." This ordinance amends the indefinite term and returns the term to the statutory term.*

**Fiscal Impact:** ☐ None ☒ Budgeted Expenditure ☐ Not Budgeted

The County Board of Supervisors of the County of Sauk, Wisconsin, do ordain as follows:

**WHEREAS**, this ordinance is adopted pursuant to Wis. Stat. §§ 83.01 and 83.015, to regulate the procedure and methods used by Sauk County for purchasing road machinery and equipment, as well as specifying the election or appointment of the Sauk County Highway Commissioner; and,

**WHEREAS**, whenever the Sauk County Highway Committee believes that the purchase of any road machinery or equipment shall exceed \$50,000, the purchase of such machinery or equipment shall be made by first advertising for sealed bids on the same at least twice in the official county newspaper; and,

**WHEREAS**, no road machinery or equipment shall be purchased by the Sauk County Highway Committee, the cost of which shall exceed \$50,000, without the concurrence and permission of the Sauk County Board of Supervisors; and,

**WHEREAS**, whenever the Sauk County Highway Committee shall advertise for bids pursuant to this ordinance, the Committee, in their advertisement for bids, shall expressly reserve the right to reject any or all bids; and,

**WHEREAS**, at the annual meeting of the Sauk County Board of Supervisors in odd numbered years, the Sauk County Highway Committee and Administrative Coordinator shall present to the County Board the name of one person they certify as qualified for the position of Highway Commissioner for Sauk County, unless the incumbent Highway Commissioner seeks, and is recommended for reelection. If confirmed by majority vote of the County Board, the person so selected shall serve a two-year term as Highway Commissioner for Sauk County, commencing on the first day of January following said election, unless said election be to fill a vacancy in an unexpired term, in which case the term shall be for the remainder of the unexpired term.

**NOW, THEREFORE, BE IT ORDAINED**, by the Sauk County Board of Supervisors, met in regular session, that Sauk Co. Code ch. 17 is hereby amended to read as provided on the attached Addendum to be effective on June 21, 2017.

For consideration by the Sauk County Board of Supervisors on June 20, 2017.

Respectfully submitted:

**HIGHWAY & PARKS COMMITTEE**

\_\_\_\_\_  
MARTIN (TIM) MEISTER

\_\_\_\_\_  
BRIAN PEPER

\_\_\_\_\_  
RICHARD (MIKE) FLINT

\_\_\_\_\_  
HENRY NETZINGER

\_\_\_\_\_  
DAVID RIEK

**FISCAL NOTE:** This Ordinance establishes the customary and ordinary duties and responsibilities of the Sauk County Highway Committee and Sauk County Highway Commissioner with respect to purchasing equipment, and gives authority to the Highway Committee to purchase any single unit of machinery or equipment of total cost \$50,000 or less without any further approval of the County Board of Supervisors. This ordinance also provides for the term of service of the Highway Commissioner.

**MIS NOTE:** No impact.