

**WINNEBAGO COUNTY BOARD MEETING
TUESDAY, MARCH 16, 2010**

Chairman David Albrecht called the meeting to order at 6:00 p.m. in the County Board Room, Fourth Floor, Courthouse, 415 Jackson Street, Oshkosh, Wisconsin.

The meeting was opened with the Pledge of Allegiance and an invocation by Supervisor Lennon.

The following Supervisors were present: Konetzke, Barker, Griesbach, Eisen, Ramos, Miller, Koziczkowski, Smith, Widener, Hamblin, Albrecht, Gabert, Thompson, Riste, Lennon, Hall, Wingren, Warnke, Jacobson, Norton, Robl, Eichman, Schmuhl, Kline, Locke, Nelson, Finch, Sievert, Farrey, Diakoff, Brennand, Egan, Ellis, Rengstorf and Reinert. Absent: Gearhart.

Motion by Supervisor Robl and seconded to adopt tonight's amended agenda. CARRIED BY VOICE VOTE.

PUBLIC HEARING

Bill Roh, 1555 Lyon Drive, Neenah, asked that as the Board considers tonight's resolutions that affect the undesignated fund balance, that they ask what is the balance of that fund. Mr. Roh also asked what the rates are that are being discussed in Resolution No. 395-32010, "Approve Three-Year Lease AT&T Telephone Line Contract for Summit House and Winnebago County Telephone Network."

COMMUNICATION, PETITIONS, ETC.

Petition for amendment from Peter M. Moll, Manager, Wittman Regional Airport, Town of Algoma, for zoning change for tax parcel nos. 002-0521, 002-0524 & 002-0511 from A-2 to P-1 for airport operation was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Sturgis Living Trust c/o Harrison Sturgis, Jr., Town of Neenah, for zoning change for tax parcel no. 010-0304-12 from R-1 to R-2 for future residential home was referred to the Planning & Zoning Committee.

Petition for amendment from Una B. Fredrick, Town of Neenah, for zoning change for tax parcel no. 010-0325-05 from A-2 to B-2 for community business was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Brian White, Town of Clayton, for zoning change for tax parcel nos. 006-0740-03 & 006-0740-02-01(p) from A-2 to R-1 for residential was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Debra Rogstad, Town of Omro, for zoning change for tax parcel no. 016-0520 from R-1/A-2 to A-2 for general agriculture and single-family residence was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Jeff Bartels, Town of Nekimi, for zoning change for tax parcel no. 012-0031 from A-2 to P-1 for RV camping and social gatherings was referred to the Planning & Zoning Committee.

The following resolutions were received from various counties:

- Barron County – "Resolution Supporting Delayed Implementation of the Farmland Preservation Conversion Fee" was referred to the Planning & Zoning Committee
- Oneida County – opposes SB 466 pertaining to regulations of government sponsored self-insured health plans was referred to the Legislative Committee
- Outagamie County – Support Legislation prohibiting , with exceptions, business from placing advertising signs within a business right-of-way was referred to the Planning & Zoning Committee
- Outagamie County – opposes legislation creating a county-wide assessment system that takes local control away from towns, villages and cities was referred to the Legislative Committee
- Ozaukee County – "Supports SB-430 Allowing Municipal Employers to Change Health Care Coverage Plan Providers" was referred to the Legislative Committee
- Ozaukee County – "Requesting State Law Change Allowing Counties the Use of the Design-Build Construction Method" was referred to the Legislative Committee
- Ozaukee County – "Opposing SB-466 Regarding: Regulating Self Insured Health Plans" was referred to the Legislative Committee
- Racine County – Resolution No. 2009-121, "Resolution by Intergovernmental Committee Supporting Aggressive Action to prevent Asian Carp from Entering the Lake Michigan and Great Lakes Watersheds was referred to the Legislative Committee and the Land Conservation Committee
- Walworth County – Resolution No. 91 – 03.10, "Opposing the Wisconsin Department of Natural Resources Decision to Eliminate the Review of Wetland Delineation Reports and Concurrence Letters for Individual Wetland boundary Determinations" was referred to the Legislative Committee

REPORTS FROM COMMITTEES, COMMISSIONS AND BOARDS

Supervisor Eisen reported on his attendance at a library trustee training session sponsored by the WinneFox Library System on March 15.

Supervisor Norton reported that the Parks & Recreation Committee's community park beach ad hoc committee has completed their study of the beach and will give their report to the committee in April. Supervisor Norton thanked the other members of the ad hoc committee for their work on this project.

Supervisor Norton reported that Governor Doyle signed Act 164 into law, which provides more state funding for people to receive public defender services.

Supervisor Sievert commended Sue Ashton, a nurse in the Winnebago County Public Health Department, for a magazine article she wrote about the importance of properly disposing of unused medicines.

Supervisor Lennon read a press release announcing Governor Doyle's approval of funding for three projects at Wittman Regional Airport.

Supervisor Rengstorf reported that the Judiciary & Public Safety Committee will be discussing County Board rules at their March 29 meeting. If anyone has any suggestions for changes to the rules, they should contact Supervisor Rengstorf.

Supervisor Kline reported that the Legislative Committee will be meeting on Monday, March 22 @ 8:30 a.m. at the James P. Coughlin Center.

Supervisor Barker reported on how important it is that people fill out their U.S. Census forms and send them back. If people send their forms back by the deadline, it will save the federal government approximately \$1.5 Billion in follow-up visits by census workers.

Supervisor Brennand reported that the Petition for Zoning Amendment from Una B. Fredrick in the Town of Neenah that was read into the record by the clerk has been withdrawn.

Supervisor Griesbach reported that the Officer Jason Weber of the Town of Menasha Police Department helped to establish a drop-off site for unused medication in the Town of Menasha.

Motion by Supervisor Robl and seconded to approve the February 23, 2010 County Board proceedings.
CARRIED BY VOICE VOTE.

COUNTY EXECUTIVE'S REPORT

Executive Harris pointed out that a timeline for the Park View Health Center buildings and the Oshkosh B'Gosh property was distributed to the Board for their information.

Executive Harris reported that at the end of 2009, the balance in undesignated reserves was approximately \$11.7 Million. He explained that the \$1 Million in surplus funds from various county departments in 2009 that normally would have gone into undesignated reserves was needed to increase property taxes receivables. Executive Harris explained that the county is required to compensate municipalities for any property taxes that property owners don't pay the municipality by the tax deadline. The county then collects those taxes from the individual property owners. Because of the current economy, there were more unpaid taxes that the county needed to reimburse the municipalities for, so property taxes receivables needed to be increased by approximately \$1 Million.

Executive Harris shared information from the General Accounting Office's March 2009 GAO Report to the U.S. Congress on state and local governments. He explained that they are anticipating short and long-term "fiscal challenges" through 2060.

Executive Harris emphasized the importance of people filling out the U.S. Census form and getting it sent back by the deadline.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Albrecht explained that this is the last meeting of this County Board of Supervisors and thanked those who won't be back for another term for their service on this Board. Chairman Albrecht wished all those who are running for re-election good luck.

COUNTY BOARD CHAIRMAN'S APPOINTMENT

Winnebago County Winter Navigational Aids Special Committee

Chairman Albrecht presented the names of the following people for appointment to the Winnebago County Navigational Aids Special Committee: Supervisors Nancy Barker and Arlene Schmuhl; Sheriff Michael Brooks; Brian Asendorf; Terry Schroeder; Capt. Jeff Garmen; Dale Frank; Don Herman; Dave Peck; Ryan Krings and Paul McAvoy.

Motion by Supervisor Albrecht and seconded to approve. CARRIED BY VOICE VOTE.

ZONING REPORTS & ORDINANCES

REPORT NO. 001. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant, John Davel, Davel Engineering; and property owner, Town of Menasha; in the Town of Menasha, for a zoning change to P-1 without Floodplain overlay for tax parcel nos. 008-0498-02 & 008-0500-01. Motion by Supervisor Brennand and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 03-01-10. A requested zoning change from P-1 with Floodplain overlay to P-1 without Floodplain overlay. Motion by Supervisor Brennand and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – March 25, 2010)

REPORT NO. 002. A report from the Planning & Zoning Committee regarding a requested zoning change from applicants and property owners, Lettau Family Trust—Kay Lettau, Town of Clayton, for a zoning change to A-1 for tax parcel nos. 006-0557 & 006-0560. Motion by Supervisor Brennand and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 03-02-10. A requested zoning change from A-2 (General Farming) to A-1 (Exclusive Ag). Motion by Supervisor Brennand and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – March 25, 2010)

REPORT NO. 003. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant and property owner, Bruce Bondow, Town of Clayton, for a zoning change to A-1 for tax parcel nos. 006-0442 & 006-0446. Motion by Supervisor Brennand and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 03-03-10. A requested zoning change from A-2 (General Farming) to A-1 (Exclusive Ag). Motion by Supervisor Brennand and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – March 25, 2010)

AMENDATORY ORDINANCE 4. A requested zoning change from the Town of Vinland on behalf of David Allen, Allen Farms, Inc. for zoning change from A-2 to A-1 for tax parcel nos. 026-0172, 026-0178, 026-0179, 026-0192, 026-0193, 026-0194, 026-0194-01, 026-0206, 026-0207, 026-0358, 026-0361, 026-0363, 026-0365, 026-0367. Motion by Supervisor Farrey and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – March 25, 2010)

AMENDATORY ORDINANCE 5. A requested zoning change from the Town of Vinland on behalf of Randall Wolff for zoning change from A-1 to A-2 for tax parcel nos. 026-0033, 026-0036, 026-0053, 026-0054, 026-0068, 026-0074, and 026-0074-01. Motion by Supervisor Farrey and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – March 25, 2010)

AMENDATORY ORDINANCE 6. A requested zoning change from the Town of Wolf River on behalf of Leon Maierhafer for zoning change from A-2 to A-3 for tax parcel no. 032-0662. Motion by Supervisor Reinert and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – March 25, 2010)

RESOLUTIONS AND ORDINANCES

RESOLUTION NO. 383-32010: Appropriate \$322,000 to the North Parking Lot Resurfacing Project at the UW Fox Valley Campus and Fund County Share with a Bond Issue of \$161,000

WHEREAS, the North parking lot at the UW Fox Valley Campus has had significant deterioration and is in need of resurfacing before the damage requires a complete reconstruction; and

WHEREAS, Winnebago and Outagamie Counties are jointly responsible for the buildings and grounds; and

WHEREAS, large pot holes and cracks increase the risk of liability if someone were to become injured as a result of the poor condition; and

WHEREAS, your UW Fox Valley Board of Trustees recommends that this project be undertaken; and

WHEREAS, this project is included in the County 5-Year Capital Improvements Plan and is scheduled for 2010.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates \$322,000 to a project to resurface the North parking lot at UW Fox Valley contingent on Outagamie County agreeing to fund ½ of the cost.

BE IT FURTHER RESOLVED that funds to pay for said improvements be transferred from the General Fund of Winnebago County to the North Parking Lot Resurfacing Project at UW Fox Valley Capital Project fund with the General Fund being reimbursed \$161,000 from Outagamie and Winnebago County's share of \$161,000 being reimbursed from a subsequent bond issue.

Submitted by:
UW FOX VALLEY BOARD OF TRUSTEES
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Widener and seconded to adopt. Ayes: 35. Nays: 0. Absent: 1 – Gearhart. CARRIED.

RESOLUTION NO. 384-32010: Authorize the Expenditure of up to \$1 million for the Replacement of the Finance and Payroll / HR Software, to be Funded from a Bond Issue

WHEREAS, the Finance Department has been using PeopleSoft for its accounting applications since it was purchased in 1998; and

WHEREAS, the cost to continue to install upgrades and fixes to the software has exceeded the benefits of the improvements; and

WHEREAS, the version of PeopleSoft being run for the finance applications has not been upgraded since it was installed in 1998; and

WHEREAS, the current system is no longer supported; and

WHEREAS, the County is now at risk because of potential computer viruses that could force an upgrade operating systems software; and

WHEREAS, there is a possibility that this old version of PeopleSoft may not operate if new operating system software is installed or other patches are installed to protect against or repair the systems due to viruses; and

WHEREAS, the County is at risk of significant delays should the financial systems fail; and

WHEREAS, the County has realized savings of \$520,000 over the past seven years as a result of not paying maintenance costs on new financial applications; and

WHEREAS, the payroll and human resources (HR) applications would be reviewed during the procurement process for possible replacement due to the complexity of performing upgrades with the current PeopleSoft products; and

WHEREAS, the payback period if the systems are replaced is approximately 6 years.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates up to \$1 million to the replacement of the PeopleSoft applications.

BE IT FURTHER RESOLVED that funds to pay for said software replacements be transferred from the General Fund of Winnebago County to the Financial and Payroll / HR Capital Project fund with the General Fund being reimbursed from a subsequent bond issue.

Submitted by:
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Kline and seconded to adopt. Ayes: 32. Nays: 2 – Ramos and Farrey. Absent: 2 – Gabert and Gearhart. CARRIED.

RESOLUTION NO. 385-32010: Appropriate \$88,000 to a Project to Purchase and Implement a Central Dictation System and Fund Using General Obligation Bond Proceeds

WHEREAS, dictation equipment throughout Winnebago County is becoming old and obsolete and parts for equipment are difficult to find; and

WHEREAS, the Human Services Department often has to send tapes through the interoffice mail to get them from the Neenah office to the Oshkosh offices for transcription which poses confidentiality risks; and

WHEREAS, a central dictation system allows users to dictate using phones or hand held devices which can be put on a docking station and the information is quickly transferred to a network storage device where transcription can quickly take place; and

WHEREAS, a central system eliminates most of the potential risk of loss of confidentiality; and

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates \$88,000 to a project to replace current dictation equipment with a central dictation system.

BE IT FURTHER RESOLVED that funds to pay for a central dictation system be transferred from the General Fund of Winnebago County to a Capital Project fund to purchase and install a central dictation system with the General Fund being reimbursed from a subsequent bond issue.

Submitted by:
INFORMATION SYSTEMS COMMITTEE
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Hall and seconded to adopt. Ayes: 34. Nays: 0. Absent: 2 – Gabert and Gearhart. CARRIED.

RESOLUTION NO. 386-32010: Accept Transportation Aids Funding of \$160,000 and Appropriate to the County Highway K Bridge Reconstruction Project.

WHEREAS, during 2008, the County Board of Supervisors approved the CTH K Bridge project in the Town of Eureka over the Fox River and appropriated \$40,000 for initial design and engineering work; and

WHEREAS, the Highway Department recently received \$160,000 of transportation aids to be applied to this project; and

WHEREAS, these funds would be used for continuation of design work for the bridge and the remaining funds would be applied to the bridge construction project; and

WHEREAS, most of the \$1.4 million of construction will take place during 2011, with the County share being roughly \$280,000 and the balance of \$1,120,000 coming from Federal and / or State funding; and

WHEREAS, it would be prudent to accept the transportation aids of \$160,000 from the State of Wisconsin and apply them to the continued design work on the project with any unspent funds being added to the construction fund.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Highway Department to accept the \$160,000 of transportation aids from the State of Wisconsin and appropriate those funds for continuing design work upon the County Highway K construction project.

Submitted by:
HIGHWAY COMMITTEE
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Ayes: 34. Nays: 1 – Farrey. Absent: 1 – Gearhart. CARRIED.

RESOLUTION NO. 387-32010: Transfer \$26,100 to Sheriff’s Department’s 2009 Regular Pay Budget to Cover Remainder of Cost Overrun During 2009

WHEREAS, the Sheriff’s Department has a balance exceeding budget in its 2009 regular pay account of \$26,100; and

WHEREAS, the labor contracts give the employees the right to cash in unused vacation; and

WHEREAS, the cashing in of unused vacation time resulted in a \$26,100 cost overrun; and

WHEREAS, the Sheriff Department’s total variance from adopted budget in labor costs for 2009 was just 1.8% over budget; and

WHEREAS, this 1.8% overage is relatively small considering that Department’s total labor budget (wage and fringe) for 2009 of \$15,598,000; and

WHEREAS, there are so many variables that can occur during a year that to be within 1.8% of budget is a considerable achievement.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates \$26,100 to the Sheriff Department’s 2009 regular pay budget to cover the remaining overage for 2009.

BE IT FURTHER RESOLVED that funds to pay for said overage will be transferred from the General Fund Undesignated Fund Balance.

Submitted by:
JUDICIARY & PUBLIC SAFETY COMMITTEE
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 34. Nays: 1 – Miller. Absent: 1 – Gearhart. CARRIED.

RESOLUTION NO. 388-32010: Appropriate \$100,000 from the Boat Launch Fee Program Fund Balance to a Project to Make Repairs to the Eureka Boat Landing Parking Lot.

WHEREAS, the Eureka Boat Landing parking lot has deteriorated and is in need of major repairs; and

WHEREAS, the Boat Launch Fee program has sufficient funds available in its fund balance to cover the cost of the repairs; and

WHEREAS, the County Highway Department is involved in a project to resurface CTH E which runs along this parking lot; and

WHEREAS, it would be prudent to have the Highway Department make the necessary repairs including milling and resurfacing this parking lot when they are in the area working on CTH E.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates up to \$100,000 from the Boat Launch Fee program of the Parks Department Budget to a project to make repairs to the Eureka Boat landing parking lot.

Submitted by:
PARKS & RECREATION COMMITTEE
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Finch and seconded to adopt. Ayes: 35. Nays: 0. Absent: 1 – Gearhart. CARRIED.

RESOLUTION NO. 389-32010: Increase Regular Pay Account of Register of Deeds 2009 Budget by \$8,240 and Increase Professional Services Account by \$2,312 to Cover Unanticipated Overages During 2009

WHEREAS, the Register of Deeds office has exceeded its regular pay budget for 2009 by \$8,240 due to mis-estimates in the budgeting process; and

WHEREAS, the department has also exceeded its 2009 budget for professional services by \$2,312 due to higher than anticipated usage of the Fidlar Imaging System; and

WHEREAS, the maintenance contract for the Fidlar System calls for a fee based on customer usage and the usage exceeded what was projected, resulting in the overage; and

WHEREAS, it would be prudent for the County Board to transfer the funds necessary to cover these overages as part of the year end process of closing the County's books.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$8,240 to the regular pay account and \$2,312 to the professional services account of the Register of Deeds 2009 budget.

BE IT FURTHER RESOLVED that said funds will be transferred from the General Fund Undesignated Fund balance of Winnebago County.

Submitted by:
JUDICIARY & PUBLIC SAFETY COMMITTEE
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 35. Nays: 0. Absent: 1 – Gearhart.
CARRIED.

RESOLUTION NO. 390-32010: Authorize the Emergency Management Department to accept a \$48,564 "Collapsed Structure Exercise" Grant and Appropriate Grant Funds to Costs to Carry Out the Exercise.

WHEREAS, the risk of a building collapsing as the result of natural disasters or terrorist acts has increased in recent times; and

WHEREAS, planning and practicing for this type of event can help minimize the risk of injury or loss of life to residents; and

WHEREAS, the Emergency Management department has been notified that a grant in the amount of \$48,564 is available from the State of Wisconsin for the purpose of carrying out a "collapsed structure exercise" for the City of Neenah due to the already planned demolition of a parking structure; and

WHEREAS, your Emergency Management Department and undersigned Committee believe that it would be in the County's best interest to accept the grant and carry out the exercise.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Emergency Management Department to accept a grant of \$48,564 from the State of Wisconsin and appropriate to the funds to the costs of carrying out a "collapsed structure exercise".

Submitted by:
EMERGENCY MANAGEMENT COMMITTEE
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Ellis and seconded to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 391-32010: Authorize Emergency Management to Accept a Regional SWAT Team Exercise Grant of \$34,566 and Apply to Expenses to Carry Out the Exercise

WHEREAS, the possibility of the occurrence of terrorist acts and other acts endangering peoples lives has increased; and

WHEREAS, planning for a regional response to these types of acts can be very useful in helping to minimize the amount of injury or loss of life to our residents; and

WHEREAS, the Emergency Management Department has been notified that a grant in the amount of \$34,566 is available for the purpose of carrying out a "University of Wisconsin-Oshkosh Regional SWAT Team Exercise".

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Emergency Management Department to accept a Regional SWAT Team Exercise grant from the State of Wisconsin in the amount of \$34,566 and appropriates the funds to costs to carry out the exercise.

Submitted by:
EMERGENCY MANAGEMENT COMMITTEE
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Ellis and seconded to adopt. CARRIED BY VOICE VOTE..

RESOLUTION NO. 392-32010: Designate the Week of April 19 through April 23, 2010 as "Work Zone Safety Awareness Week" in Winnebago County

WHEREAS, the Federal Highway Administration has designated April 19, 2010 through April 23, 2010 as National Work Zone Safety Awareness Week; and

WHEREAS, in a typical year, over one thousand people are killed in work zones nationwide, either as drivers, passengers or pedestrians; and

WHEREAS, in the past few years Wisconsin work zones have averaged approximately 1,200 accidents annually with an average of 15 fatalities per year; and

WHEREAS, Marc Neumeyer and Dan Melhorn, employees of the Winnebago County Highway Department were fatally injured on March 7, 2006 while working in a work zone on USH 41; and

WHEREAS, Workzone Safety Awareness Week in Winnebago County will again be dedicated to the memory of Marc Neumeyer and Dan Melhorn in 2010.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the week of April 19, 2010 through April 23, 2010 is designated "Work Zone Safety Awareness Week" in Winnebago County.

Submitted by:
HIGHWAY COMMITTEE

Motion by Supervisor Robl and seconded to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 393-32010: Request Authority to Apply For Funds For Maintenance Of County-Owned Snowmobile Trails

WHEREAS, Winnebago County is interested in maintaining County owned and leased lands for public snowmobile trail use; and

WHEREAS, funds are available for snowmobile trail maintenance as well as snowmobile trail bridge building and repair through the Department of Natural Resources pursuant to Sec. 23.09(26), Wisconsin Statutes; and

WHEREAS, in order to participate in this project it is necessary that the County Board authorize submittal of an application for said funds.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the County Executive and the County Clerk are hereby authorized to make application on behalf of Winnebago County with the Department of Natural Resources, pursuant to Sec. 23.09(26), Wisconsin Statutes, for any financial aid that may be available for public snowmobile trail maintenance as well snowmobile trail bridge building and repair in Winnebago County.

Submitted by,
PARKS AND RECREATION COMMITTEE

Motion by Supervisor Finch and seconded to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 394-32010: Application for Aids from Wisconsin Department of Natural Resources to Assist in Breakwall Restoration As Well As Dock and Shorewall Replacement Projects at Osh-O-Nee Boat Landing

WHEREAS, Winnebago County is responsible for maintaining seven launch facilities that enable citizens to operate boats on area lakes and rivers; and

WHEREAS, Winnebago County recognizes that properly maintained launch facilities are necessary for safe recreational boating; and

WHEREAS, it is apparent that the harsh conditions prevalent at the Osh-O-Nee Boat Landing have brought about the deterioration of 110 feet of shorewall as well as a 40 foot wooden dock located in the launch area; and

WHEREAS, within the harbor area that lies to the east of the boat launch, a significant amount of sediment and rock material has accumulated and has begun to impede the flow of boat traffic going in and out of the launch site; and

WHEREAS, financial assistance, often in the form of matching grant funds, may become available from the Wisconsin Department of Natural Resources and the utilization of these funds would help off-set costs related to restoring the rock material to the harbor breakwall as well as replacing the boat landing shorewall and wooden dock structures; and

WHEREAS, Winnebago County has a balance in excess of \$200,000 available in its Boat Trailer Parking Permit Program intended to function as the funding source in meeting the County's obligation for providing the estimated \$59,000 in matching funds needed for this project; and

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors that the County Executive be and he hereby is authorized to submit an application, on behalf of Winnebago County to the Wisconsin Department of Natural Resources for such funding aids as may be available.

Submitted by,
PARKS AND RECREATION COMMITTEE

Motion by Supervisor Finch and seconded to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 395-32010: Approve Three-Year Lease AT&T Telephone Line Contract for Summit House and Winnebago County Telephone Network

WHEREAS, Summit House is a group home in Oshkosh which is used primarily by Winnebago County for the placement of youths; and

WHEREAS, other major group homes within Winnebago County that are used for the placement of youth have a telephone line which connects them electronically to Winnebago County's telephone and computer network; and

WHEREAS, Summit House presently has a Time Warner cable connection to Winnebago County's telephone and computer network; and

WHEREAS, Summit House has continued to experience difficulties with that line going down or becoming inoperable over various periods of time; and

WHEREAS, the Summit House facility operates around the clock and the Information Systems Department has been paged on a number of occasions to assist the group home in re-establishing contact with the County's network; and

WHEREAS, should Winnebago County use a dedicated connection between its network and Summit House through a multi-year contract with AT&T, the month-to-month rate will be less than what it is currently with Time Warner Cable and the connection, based upon past experience, should provide better service.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Information Systems Department to enter into a three-year contract with AT&T on similar terms that it has with that corporation for other leased lines, so as to provide a leased line connection between Summit House and Winnebago County's computer and telephone network.

Submitted by:
INFORMATION SYSTEMS COMMITTEE

Motion by Supervisor Hall and seconded to adopt. Ayes: 35. Nays: 0. Absent: 1 – Gearhart. CARRIED.

RESOLUTION NO. 396-32010: Commendation for Rick L. Hoeft

WHEREAS, Rick Hoeft has been employed with the Winnebago County Planning, Zoning and GIS Department, for the past thirty-one years, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Rick Hoeft has now retired from those duties, and it is appropriate for the Winnebago County Board of Supervisors to acknowledge his years of service.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that sincere appreciation and commendation be and it hereby is extended to Rick Hoeft for the fine services he has rendered to Winnebago County.

BE IT FURTHER RESOLVED, that the County Clerk send a copy of this Resolution to Rick Hoeft.

Submitted by,
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Kline and seconded to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 397-32010: Disallow Claim of Linda Wisnefske

WHEREAS, your Personnel and Finance Committee has had the claim of Linda Wisnefske referred to it for attention; and

WHEREAS, your Committee has investigated the claim and recommends disallowance of same by Winnebago County.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claim of Linda Wisnefske dated January 22, 2010, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Kline and seconded to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 398-32010: Disallow Claim of Fox Valley Cab a/k/a Fox Valley Taxi and Transportation, Inc.

WHEREAS, your Personnel and Finance Committee has had the claim of Fox Valley Cab a/k/a Fox Valley Taxi and Transportation, Inc. referred to it for attention; and

WHEREAS, your Committee has investigated the claim and recommends disallowance of same by Winnebago County.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claim of Fox Valley Cab a/k/a Fox Valley Taxi and Transportation, Inc. dated February 10, 2010, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Kline and seconded to adopt. CARRIED BY VOICE VOTE.

ORDINANCE NO. 399-32010: Amend Appendix "A", Chapter 11, Winnebago County General Code (Fee Schedule - Winnebago County Health Department)

WHEREAS, Section 11.11 of the General Code of Winnebago County establishes standards for the licensure and regulation of retail food establishments, taverns, hotels, restaurants, tourist rooming houses and other establishments by the Winnebago County Health Department; and

WHEREAS, Section 11.11(7) of the General Code of Winnebago County establishes a fee schedule which is referred to as Appendix "A" of that Chapter in relationship to charging fees for inspection, training, etc. related to the foregoing services provided by Winnebago County; and

WHEREAS, said fee schedule is amended regularly to accurately reflect the actual cost of providing said services to those places of business licensed and regulated by the Winnebago County Health Department.

NOW, THEREFORE, the County Board of Supervisors of the County of Winnebago does ordain as follows:

That Appendix "A" of Chapter 11 of the General Code of Winnebago County is hereby amended as is indicated on those pages which are herewith attached and made a part of this ordinance by reference.

BE IT FURTHER ORDAINED by the County Board of Supervisors of the County of Winnebago that Appendix "A" of Chapter 11 of the General Code of Winnebago County shall become effective on July 1, 2010.

Submitted by:
BOARD OF HEALTH

Motion by Supervisor Sievert and seconded to adopt. Ayes: 32. Nays: 3 – Albrecht, Farrey and Brennand. Absent: 1 – Gearhart. CARRIED BY VOICE.

RESOLUTION NO. 400-32010: Authorize Execution of Ground Lease Between Winnebago County and David Van Gaalen (Lease Construction: Wittman Regional Airport)

WHEREAS, David Van Gaalen has approached Winnebago County in relationship to entering into a ground lease so as to allow the construction of a 70 foot by 75 foot hangar on approximately 6,800 square feet of property; and

WHEREAS, the term of the lease would be for a twenty (20) year period commencing on April 1, 2010; and

WHEREAS, said property would be leased at a rate of \$.13 per square foot per year or \$550, whichever is greater; and

WHEREAS, said lease would be adjusted at three-year intervals pursuant to the rate of increase in the Consumer Price Index for urban consumers for the previous three (3) years; and

WHEREAS, the Aviation Committee believes that the execution of such a lease by Winnebago County would be in the best interest of Winnebago County and its citizens; and

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive and Winnebago County Clerk to execute a ground lease between Winnebago County and David Van Gaalen for property owned by Winnebago County which is located at Wittman Regional Airport which is approximately 6,800 square feet in size, and as is described in the proposed lease agreement, which is herewith incorporated by reference, for a term of twenty (20) years at an initial rate of \$.13 per square foot or \$550 per year, whichever is greater. A copy of the complete lease agreement may be obtained upon request from the Airport Director or the Office of Corporation Counsel. The lease shall commence on April 1, 2010 and shall run through March 31, 2030.

Submitted by:
AVIATION COMMITTEE

Motion by Supervisor Lennon and seconded to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 401-32010: Authorize Execution of Ground Lease Between Winnebago County and Randy & Teresa Novak (Lease Construction: Wittman Regional Airport)

WHEREAS, Randy & Teresa Novak have approached Winnebago County in relationship to entering into a ground lease so as to allow the construction of a 48 foot by 45 foot hangar on approximately 3,190 square feet of property; and

WHEREAS, the term of the lease would be for a twenty (20) year period commencing on December 1, 2009; and

WHEREAS, an existing lease agreement for an existing 40 foot by 45 foot hangar would be cancelled and this existing hangar then be incorporated into a new ground lease agreement for both hangars for a total of 5,940 square feet, and

WHEREAS, said property would be leased at a rate of \$.13 per square foot per year or \$550, whichever is greater; and

WHEREAS, said lease would be adjusted at three year intervals pursuant to the rate of increase in the Consumer Price Index for urban consumers for the previous three (3) years; and

WHEREAS, the Aviation Committee believes that the execution of such a lease by Winnebago County would be in the best interest of Winnebago County and its citizens; and

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive and Winnebago County Clerk to execute a ground lease between Winnebago County and Randy & Teresa Novak for property owned by Winnebago County which is located at Wittman Regional Airport which is approximately 5,940 square feet in size, and as is described in the proposed lease agreement, which is herewith incorporated by reference, for a term of twenty (20) years at an initial rate of \$.13 per square foot or \$550 per year, whichever is greater. A copy of the complete lease agreement may be obtained upon request from the Airport Director or the Office of Corporation Counsel. The lease shall commence on December 1, 2009 and shall run through November 30, 2029.

Submitted by:
AVIATION COMMITTEE

Motion by Supervisor Lennon and seconded to adopt. CARRIED BY VOICE VOTE.

Motion by Supervisor Robl and seconded to adjourn until Tuesday, April 20, 2010 at 6:00 p.m. CARRIED BY VOICE VOTE.

The meeting was adjourned at 7:18 p.m.

Respectfully submitted,
Susan T. Ertmer
Winnebago County Clerk

State of Wisconsin)
County of Winnebago) ss

I, Susan T. Ertmer, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their regular meeting held March 16, 2010.

Susan T. Ertmer
Winnebago County Clerk