

**WINNEBAGO COUNTY BOARD MEETING  
TUESDAY, AUGUST 16, 2016**

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 Locke.

The following Supervisors were present: Konezke, Barker, Harpt, Eisen, Ramos, Blank, Roh, Smith, Long, Scherck, Albrecht, Gabert, Binder, Thompson, Olson, Wojciechowski, Gordon, Wingren, Lautenschlager, Norton, Warnke, Robl, Singstock, Brooks, Powers, Locke, Hegg, Finch, Youngquist, Farrey, Rasmussen, Keller, Egan, Ellis, Snider and Kriescher.

Motion by Supervisor Robl and seconded by Supervisor Snider to adopt the agenda with one exception, Resolution #047-82016 will be brought forward before Resolution #043-82016. CARRIED BY VOICE VOTE.

**PUBLIC HEARING**

The following person spoke in regard to Zoning Petition No. 4 regarding the County Shoreland Zoning Code:

- Jim Erdman, 2492 Hickory Lane, Oshkosh – Chairman, Town of Oshkosh

The following persons spoke in favor of the Oshkosh Speed Zone Raceway:

- Sue Lloyd, 1729 Delaware Street, Oshkosh
- John Doemel, Owner of Glass Nickel Pizza Restaurant
- John Wallace, Winneconne, WI
- Clayton Wellman, 210 N. Westfield, Oshkosh
- Patricia Diener, 1316 Broad Street, Oshkosh
- Kenny Richards, Montello, WI
- Tammy Hackett, 349 Bowen Street, Oshkosh
- Alexandra and Lillian Doemel, Oshkosh
- Larry Richards, Montello, WI
- Jeff Lechnir, 307 Libbey Avenue, Oshkosh
- Dawn Ashcraft, 2151 Harrison Avenue, Omro
- Scott McMahan, 713 Kensington Road, Neenah
- Anne and Maggie Doemel, Oshkosh
- Dan Knaus, Business Owner
- Jeff Lemiesz, 2230 Plymouth Street, Oshkosh
- Debbie Gross
- Kathy Dahlke, 9723 W. Pioneer Road, Mequon, WI
- Alley Lowney, 687 W. 5<sup>th</sup> Avenue, Oshkosh
- Carlie Stadler, 876 E. Black Wolf Avenue, Oshkosh
- Michelle Diener, 1316 Broad Street, Oshkosh
- Jim Kronn, Beaver Dam, WI
- Dennis Payne, 145 N. Westhaven Drive, Oshkosh

**COMMUNICATIONS AND PETITIONS**

The following correspondence was presented to the Board by Sue Ertmer, County Clerk:

- Thank you note from Ryan Risgaard, from the Neenah High School, for the scholarship received and for the support of his education.
- Zoning Petitions:
  - No. 001 – A zoning request from Pete Weyenberg, Town of Neenah, tax parcel no. 010-0088-04(p) to rezone from A-2 to R-1 for residential purposes was referred to the Planning and Zoning Committee.
  - No. 002 – A zoning request from Ted and Nicole Reichenberger, Town of Wolf River; tax parcel no. 032-0100-05; to rezone from B2 to I-1 for mini warehouse buildings was referred to the Planning and Zoning Committee.
  - No. 003 – A zoning request from Craig Kuepper; Town of Wolf River, tax parcel no. 032-0730-16; to rezone from R-1 with wetland overlay to R-1 without wetland overlay for a detached garage was referred to the Planning and Zoning Committee.
  - No. 004 – A petition for text amendment from Cary Rowe Winnebago County Zoning to repeal and recreate Chapter 27 of the Winnebago County Shoreland Zoning Code was referred to the Planning and Zoning Committee.

## **REPORTS FROM COMMITTEES, COMMISSIONS AND BOARDS**

Supervisor Eisen attended the Board of Canvass of the August 9<sup>th</sup> election on Thursday, August 11<sup>th</sup> and Tuesday, August 16<sup>th</sup>. He extended gratitude to the County Clerk's Office and the Board of Canvassers for meeting the challenge at hand.

Supervisor Egan reported that the Legislative Committee scheduled for Monday, August 22, 2016 will be cancelled due to lack of agenda items. Supervisor Egan thanked members of the Board for attending the 2016 Winnebago County Fair and taking part in the judging at the fair. Supervisor Egan noted that there was no racing at the fair this year. It was offered to the promoter, they chose not to have them.

Supervisor Lautenschlager reported on his attendance at the NACo Conference held in Long Beach, California. He reported on the different workshops that he attended and how they could benefit our County.

Supervisor Warnke placed an article on the Supervisors' desks regarding the Economic Impact of Wittman Airport. He reported on highlights of the article.

Supervisor Norton commented on his attendance at the NACo Conference in Long Beach, California. He noted some of the highlights of the conference. Supervisor Norton announced that Lori Duclon from the Winnebago County Public Health Department received an "Excellence in Public Health Nursing Award" at the Wisconsin Public Health Association conference.

Motion by Supervisor Robl and seconded by Supervisor Finch to approve the July 19, 2016 proceedings.  
CARRIED BY VOICE VOTE.

### **COUNTY EXECUTIVE'S REPORT**

Executive Mark Harris voiced concern regarding Resolution No. 047-82016, to designate the usage of the grandstand & racetrack area of the Winnebago County Fairgrounds and Expo Center. Mr. Harris would like to see the County Board consult with the Parks and Recreation Committee to understand the happenings between Impact Motorsports and the Parks Committee.

### **COUNTY EXECUTIVE'S APPOINTMENTS**

#### **Aging and Disability Resource Center Committee**

Executive Harris asked for approval of his appointments of Michael Conley-Kuhagen, 37 Tayco Street, Menasha and Susan Locke, 3001 Chain Drive, #12, Menasha; to the Aging and Disability Resource Center Committee. These are three-year terms which will expire on August 31, 2019.

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

#### **Board of Health**

Executive Harris asked for approval of his re-appointments of Shiloh Ramos, 131 Nicolet Blvd. Neenah, Dr. Sam Hoffman, 4382 Swallow Banks Lane, Oshkosh, Rachel A. Youngquist, 1564 Meadow Heights Circle, Neenah; Thomas J. Egan, 3017 State Road 116, Omro; Ann W. Marshall, 1120 Olson Avenue, Oshkosh; Dr. Jan Edelstein, 1570 Deerfield Dr., Oshkosh; W. Thomas Ellis, 443 Polk Street, Omro; and Mike Norton, 1029B S. Main Street, Oshkosh; to the Board of Health. These are two-year terms which will expire on July 1, 2018.

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

### **COUNTY BOARD CHAIRMAN'S REPORT**

No report.

### **WISCONSIN COUNTY MUTUAL INSURANCE CORPORATION REPORT**

John Dirkse, General Administrator of Wisconsin County Mutual Insurance Corporation, reported that Winnebago County was one of the first counties to take the lead to form their own insurance company to control insurance and risk management needs of county government. Mr. Dirkse reported on the different areas that Wisconsin County Mutual covers as far as insurance; worker's compensation is also included. "If we are liable, we will move very quickly to satisfy the claim, if we are not liable, we will move slowly to make sure it is done right" is their motto. Mr. Dirkse thanked Winnebago County for their participation and support. He then took questions from the board.

### **NACo TRANSPORTATION STEERING COMMITTEE UPDATE**

Supervisor Kenn Olson, reported that he has been a member of the NACo Transportation Steering Committee for three years. He is a member of the Aviation Sub-Committee pertaining to the use of drones. FAA and Counties have taken a position regarding the use of drones. On June 21, 2016, the Department of Transportation and FAA

finalized rules to govern the use of drones regarding where and when they can be flown. Supervisor Olson gave some of the benefits and risks involving drones.

## **RECONSTRUCTION OF CTH A FROM INDIAN POINT ROAD TO CTH GG**

Ernie Winters, Highway Commissioner, handed out an outline of a project that the Highway Department would like to complete on County Highway A from Indian Point Road to County Highway GG. This roadway is currently constructed of concrete with an asphalt overlay. County Highway A is considered a major collector between Oshkosh and Neenah. Mr. Winters covered the reasons why this road is in need of repair. In 2007, the Highway Department contracted Mead and Hunt to provide a design for this project. In 2012, the Highway Department applied for surface transportation funding. They have been notified that this project has been awarded to the county in the amount of \$3,385,000.00. There are strict rules and regulations that need to be followed pertaining to design and construction standards when these projects are awarded. Mr. Winters described the procedures that need to be followed. The design phase of this project will take 12 to 18 months and construction would likely begin in mid to late 2018. Mr. Winters then took questions from the board. A copy of his presentation is on file with the proceedings from this meeting in the County Clerk's office.

## **ZONING REPORTS & ORDINANCES**

Report No. 001 – A report from the Planning and Zoning Committee regarding a requested zoning change from property owner, Experimental Aircraft Association, Town of Nekimi for a zoning change from R-1 – Rural Residential, I-1 – Light Industrial, B-3 – Regional Business and B-2 Community Business to I-1 – Light Industrial for multiple parcels. Motion by Supervisor Keller and seconded by Supervisor Egan to accept. Motion by Supervisor Farrey and seconded to refer back to the Planning and Zoning Committee. Vote on to refer back - FAILED BY VOICE VOTE. Vote on Report – CARRIED BY VOICE VOTE.

Amendatory Ordinance No. 08/01/16 – A requested zoning change from R-1, I-1, B-3 and B-2 to I-1 for tax parcel nos. 012-0016, 012-0016-02, 012-0018, 012-0026, 012-0027, 012-0028, 012-0029, 012-0030, 012-0030-01, 012-0032, 012-0032-01, 012-0032-02, 012-0033, 012-0033-01, 012-0034, 012-0034-02, 012-0034-03, 012-0035, 012-0036, 012-0036-01, 012-0038, 012-0039, 012-0040, 012-0041, 012-0042, 012-0043, 012-0043-02, 012-0044, 012-0047, 012-0048, 012-0176, 012-0177, 012-0205 and 012-0210. Motion by Supervisor Keller and seconded by Supervisor Egan to adopt. Motion by Supervisor Farrey and seconded to amend the ordinance by removing four parcels that were rejected by the Town of Nekimi. Parcel nos. 012-0176, 012-0177, 012-0205 and 012-0210. CARRIED BY VOICE VOTE. Vote on Amended Ordinance – CARRIED BY VOICE VOTE.

Report No. 002 – A report from the Planning and Zoning committee regarding a requested zoning change from property owner, Linda Wachholz Living Trust and Ronald C. Wachholz Living Trust, Town of Nekimi, for a zoning change from A-2 General Agriculture to I-1 Light Industrial for tax parcel no. 012-0250-01. Motion by Supervisor Keller and seconded by Supervisor Gabert to accept. CARRIED BY VOICE VOTE.

Amendatory Ordinance No. 08/02/16 – A requested zoning change from A-2 General Agriculture to I-1 Light Industrial for tax parcel no. 012-0250-01. Motion by Supervisor Keller and seconded by Supervisor Gabert to adopt. CARRIED BY VOICE VOTE.

Report No. 003 – A report from the Planning and Zoning Committee regarding a requested zoning change from property owner, Voss Duck Inn Real Estate LLC; David G. Voss, Jane Voss; Austin C. Wheaton and Mary B. Wheaton; Town of Wolf River for a zoning change from R-8 Manufactured/Mobile Home Park/R-1 Rural Residential to R-1 Rural Residential for tax parcel nos. 032-0725, 032-0725-06 and 032-0730-26. Motion by Supervisor Kriescher and seconded by Supervisor Finch to accept. CARRIED BY VOICE VOTE.

Amendatory Ordinance 08/03/16 – A requested zoning change from R-8 Manufactured/Mobile Home Park/R-1 Rural Residential to R-1 Rural Residential for tax parcel nos. 032-0725, 032-0725-06 and 032-0730-26. Motion by Supervisor Kriescher and seconded by Supervisor Finch to adopt. CARRIED BY VOICE VOTE.

Report No. 004 – A report from the Planning and Zoning Committee regarding a requested zoning change from property owner, Cynthia A. and Edward Sypek, Town of Vinland, for a zoning change from R-1 Rural Residential to R-2 Suburban Low Density Residential for tax parcel no. 026-0661-08-01. Motion by Supervisor Farrey and seconded by Supervisor Gabert to accept. CARRIED BY VOICE VOTE.

Amendatory Ordinance No. 08/04/16 – A requested zoning change from R-1 Rural Residential to R-2 Suburban Low Density Residential for tax parcel no. 026-0661-08-01. Motion by Supervisor Farrey and seconded by Supervisor Ellis to adopt. CARRIED BY VOICE VOTE.

Amendatory Ordinance No. 08/05/16 – A request from the Town of Winneconne on behalf of Robert Beiser for a zoning change from A-2 General Farming to C-1 Commercial District for tax parcel no. 030-0135-03. Motion by Supervisor Farrey and seconded by Supervisor Scherck to adopt. CARRIED BY VOICE VOTE.

Amendatory Ordinance No. 08/06/16 – A request from the Town of Winneconne on behalf of Kathy Quigley for a zoning change from A-2 General Farming to R-1A Residential District for tax parcel no. 030-0256-01. Motion by Supervisor Farrey and seconded by Supervisor Gabert to adopt. CARRIED BY VOICE VOTE.

Amendatory Ordinance No. 08/07/16 – A request from the Town of Winneconne on behalf of Donald and Evelyn Dorn for a zoning change from A-2 General Farming to R-1A Residential District for tax parcel no. 030-0432-03. Motion by Supervisor Farrey and seconded by Supervisor Ellis to adopt. CARRIED BY VOICE VOTE.

Amendatory Ordinance No. 08/08/16 – A request from the Town of Winneconne on behalf of David Roland for a zoning change from A-2 General Farming to R-1A Residential District for tax parcel no. 030-0183-03. Motion by Supervisor Farrey and seconded by Supervisor Finch to adopt. CARRIED BY VOICE VOTE.

Amendatory Ordinance No. 08/09/16 – A request from the Town of Winneconne on behalf of Robert Wolff Revocable Trust for a zoning change from: A-2/R-1A General Farming / Residential District to R-1A Residential District to eliminate dual zoning for tax parcel nos. 030-0258-06, 030-0258-07 and 030-0258-08; and from A-2/R-1A General Farming / Residential District to A-2 General Farming to eliminate dual zoning for tax parcel no. 030-0258-09. Motion by Supervisor Snider and seconded by Supervisor Gabert to adopt. CARRIED BY VOICE VOTE.

## **RESOLUTIONS AND ORDINANCES**

### **RESOLUTION NO. 040-82016: Commendation for Rebecca Carlson**

WHEREAS, Becky Carlson has been employed with Park View Health Center for the past 28 years, and during that time has been a most conscientious and devoted County employee; and

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

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

BE IT FURTHER RESOLVED that the County Clerk send a copy of this Resolution to Becky Carlson.

Submitted by:

PERSONNEL AND FINANCE COMMITTEE

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

### **RESOLUTION NO. 041-82016: Commendation for William Demler**

WHEREAS, William Demler has been employed with the Winnebago County Highway Department for the past 30 years, and during that time has been a most conscientious and devoted County employee; and

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

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that sincere appreciation and commendation be and is hereby is extended to William Demler 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 William Demler.

Submitted by:

PERSONNEL AND FINANCE COMMITTEE

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

### **RESOLUTION NO. 042-82016: Disallow Claim of Jessica L. Lehmkuhl**

WHEREAS, your Personnel and Finance Committee has had the claim of Jessica Lehmkuhl 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 Jessica Lehmkuhl filed with the County Clerk on June 21, 2016, 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 Rasmussen and seconded by Supervisor Farrey to adopt. CARRIED BY VOICE VOTE.

### **RESOLUTION NO. 047-82016: Designate the Usage of the Grandstand & Racetrack Area of the Winnebago County Fairgrounds and Expo Center**

WHEREAS, a comprehensive plan and proposal to bring racing back to the Winnebago County Fairgrounds was approved in March of 1998 by the Winnebago County Board of Supervisors; and

WHEREAS, the County now has the crown jewel of dirt racetracks, which is fully utilized and is operating successfully; and

WHEREAS, the motorsports events that are held at the facility create significant economic impact for hundreds if not thousands of businesses in Winnebago County and provide employment for over fifty (50) employees; and

WHEREAS, a number of the annual motorsports events that are hosted at the facility promote tourism to Winnebago County, as competitors and spectators come from all over the United States for these events; and

WHEREAS, stock car racing provides quality family entertainment and improves the quality of life for many taxpayers of Winnebago County; and

WHEREAS, the facility works well for all the motorsports events held by the Winnebago County Fair; and

WHEREAS, converting the facility into a music venue would result in additional investment by taxpayers, and may cause new drainage problems that were corrected when the track was built in 1998; and

WHEREAS, there is another beautiful music venue within 10 miles of the facility that is grossly underutilized and cannot even support a full schedule of concerts and the owners cannot find a promoter to market the venue; and

WHEREAS, when the short outdoor concert season in Wisconsin is examined, it is apparent that Winnebago County and surrounding areas are saturated with established music events leaving very few if any dates for new music events in the area; and

WHEREAS, the music event known as "Lifest" has co-existed with the racetrack since Lifest moved to the Expo grounds and should be able to be accommodated by the Expo Center and/or County Park into the future. Expo grounds has more acreage that has not been developed that could accommodate a permanent stage thus having more income for the county with both venues.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby designates the use of the Grandstand & Racetrack area for the purpose of motorsports events or other uses that may come to light that are compatible with the present facilities and improvements.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that this designation of use shall stand until such time as there would be no interest by motorsports competitors and spectators.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it charges the Winnebago County Parks Department with the task of finding a promoter for the racetrack, or alternatively to enter into further negotiations with the present track promoters, as they have been in good standings to date and have a successfully proven track record operating the race track.

Submitted by:  
Maribeth Gabert, District 12

Motion by Supervisor Gabert and seconded by Supervisor Farrey to adopt. Motion by Supervisor Hegg and seconded by Supervisor Wingren to refer to the Parks and Recreation Committee. Vote on to motion to refer to Parks & Recreation Committee - AYES: 8 – Blank, Scherck, Albrecht, Wingren, Robl, Singstock, Hegg and Keller; NAYES: 28; ABSTAIN – 0; ABSENT: 0. FAILED.

Motion by Supervisor Rasmussen and seconded by Supervisor Ellis to amend the resolution to read "if approved, to enter into negotiations with the promoter of the race track". After discussion, this motion was withdrawn.

Motion by Supervisor Eisen and seconded by Supervisor Warnke to submit a substitute resolution to offer Speed Zone a contract for five years. After discussion with Corporation Counsel Bodnar it was ruled this motion is out of order.

Vote on resolution as presented: AYES: 13 – Harpt, Blank, Smith, Albrecht, Gabert, Olson, Gordon, Warnke, Singstock, Brooks, Farrey, Ellis and Snider; NAYES: 22; ABSTAIN: 1 – Egan; ABSENT: 0. FAILED.

**RESOLUTION NO. 043-82016: Approve Values of Tax Deeded Property**

WHEREAS Section 3.03(1)(a), of the General Code of Winnebago County requires that all tax deeded lands have their appraised value determined by the Personnel and Finance Committee and approved by the County Board of Supervisors; and

WHEREAS, the parcel numbers, descriptions and the suggested appraised value of said tax deeded properties are as follows:

TOWN OF UTICA  
Parcel No. 024-0205-01  
1761 County Rd FF, Oshkosh  
Suggested Appraised Value \$8, 000.00

CITY OF NEENAH  
Parcel No. 808-0242  
525 Elm St., Neenah  
Suggested Appraised Value \$35, 000.00

TOWN OF WINNECONNE  
Parcel No. 030-0091-10  
6688 Lasley Shore Dr. Winneconne  
Suggested Appraised Value \$25, 000.00

CITY OF OSHKOSH  
Parcel No. 908-0476  
Formerly 1233 Ceape Ave, Oshkosh  
Suggested Appraised Value \$10,000.00

CITY OF MENASHA  
Parcel No. 703-0861  
267 Kaukauna St, Menasha  
Suggested Appraised Value \$35,000.00

CITY OF OSHKOSH  
Parcel No. 915-1096  
Formerly 1602 Bowen St, Oshkosh  
Suggested Appraised Value \$10,000.00

CITY OF NEENAH  
Parcel No. 806-1382  
Formerly 969 Fredrick Dr, Neenah  
Suggested appraised value \$20,000.00

WHEREAS, the appraised value of said property as provided by the treasurer has been approved by the committee as is required by Section 3.03(1)(a) of the General Code of Winnebago County and is herewith submitted to the Winnebago County Board of Supervisors for approval.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the appraised values of the parcels of property listed above, which were acquired by the Winnebago County Treasurer for tax delinquency pursuant to an In Rem judgment.

Submitted by:  
PERSONNEL AND FINANCE COMMITTEE

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

**RESOLUTION NO. 044-82016: Amend County Investment Policy to Allow For Investing Funds in Municipal Securities Consisting of Bonds or Securities of Any County, City, Drainage District, Village, Town, Technical College District, or School District of States Adjacent to the State of Wisconsin**

WHEREAS, the current investment policy allows for the investment in municipal securities limited to those municipal units of government located in the State of Wisconsin; and

WHEREAS, municipal securities would include those of any county, city, drainage district, village, town, technical college district or school district; and

WHEREAS, municipal securities generally pay .2 to .3% higher interest than those issued by federal agencies; and

WHEREAS, the present policy limits investments to securities that are rated in the top two categories by Standard and Poor's and Moody's rating agencies; and

WHEREAS, those investments would be limited to securities that are general obligations backed by the full faith and valuation of the municipality, thus eliminating investments in revenue bonds, and

WHEREAS, municipal securities are not available to the same extent as Federal agencies securities and being able to invest in those issued by adjacent states provides a larger number of securities that would be available to Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves amending paragraph 5 of the investment policy to read as follows:

5. In bonds or securities of any county, city, drainage district, village, town, technical college district, or school district of this state, Wisconsin, and those states adjacent to the state of Wisconsin provided that they are general obligations and rated in the two rating categories by Standard and Poor's, or Moody's rating agencies.

Submitted by:  
PERSONNEL AND FINANCE COMMITTEE

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

**RESOLUTION NO. 045-82016: Support the "Just Fix It" Campaign and Urge the Governor and Legislature to Agree on a Sustainable Solution to Transportation Funding for Wisconsin Roadways**

WHEREAS; local government in Wisconsin is responsible for about 90% of the road miles in the State; and  
WHEREAS, Wisconsin's diverse economy is dependent upon county and town roads as well as city and village streets across the state; and

WHEREAS, according to a Transportation condition report commissioned by the Local Government Institute of Wisconsin, the condition of Wisconsin highways is now in the bottom third of the country; and

WHEREAS, state funding for local roads has failed to keep up with costs over the past several decades which has adversely affected local transportation finances. According to the Local Government Institute, municipal transportation spending has declined from \$275 per capita in 2000 to \$227 in 2012; and

WHEREAS, levy limits do not allow local government to make up for the deterioration of state funding; and

WHEREAS, Wisconsin's over-reliance on borrowing diminishes other funding sources such as the state gas tax and registration fees, which are used to pay debt service rather than fund transportation needs; and

WHEREAS, the Winnebago County Board of Supervisors recognizes that our state highway and interstate system plays a vital role in the economy of Wisconsin and both state and local roads need to be properly maintained in order for our economy to grow; and

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby supports the "Just Fix It" campaign and urges the Governor and State Legislature to work towards a sustainable solution which has a responsible level of bonding and adjusts our user fees to adequately support Wisconsin's transportation systems.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby directs the Winnebago County Clerk to transmit a copy of this Resolution to the Governor of the State of Wisconsin, to legislators representing Winnebago County constituents, and to the Wisconsin Counties' Association.

Submitted by:  
LEGISLATIVE COMMITTEE

Motion by Supervisor Egan and seconded by Supervisor Ellis to adopt. Motion by Supervisor Farrey and seconded by Supervisor Ellis to amend Line 25 to remove "and adjust our user fees". Vote on Amendment - AYES: 22; NAYES: 12 – Konetzke, Eisen, Long, Albrecht, Thompson, Wojciechowski, Gordon, Wingren, Warnke, Robl, Hegg and Snider; ABSTAIN: 0; ABSENT: 2 – Barker and Locke. CARRIED.

Vote on resolution as amended: AYES: 25; NAYES: 6 – Konetzke, Eisen, Smith, Gabert, Thompson, and Robl; ABSTAIN: 3 – Ramos, Gordon and Hegg; ABSENT: 2 – Barker and Locke. CARRIED.

**PLEASE NOTE:** After this vote was taken, it was questioned whether County Board Rule 7.7, which requires a three-quarters vote on resolutions expressing support or opposition to pending or proposed state or federal legislation, would apply to this resolution. If Rule 7.7 does apply, Resolution No. 045-82016 would have failed. Chairman Albrecht asked that John Bodnar, Winnebago County Corporation Counsel, review this issue and notify the board of his decision.

On August 22, 2016, Mr. Bodnar sent a memo explaining that this resolution does not fit the definition of a resolution as described in Rule 7.7 and that the resolution was passed as amended on August 16, 2016.

**RESOLUTION NO. 046-82016: Approve the County Highway Department To Be the County Department Authorized and Responsible for Overseeing, Maintaining and Improvement of All County-owned Roadways, Driveways and Parking Lots**

WHEREAS Winnebago County has a number of asphalt public parking lots and driveways in and around county-owned buildings; and

WHEREAS, the asphalt parking and driveway areas are generally attached to County buildings and have historically been overseen and maintained by the Facilities Department whose focus is typically building-oriented; and

WHEREAS, the condition of some of our parking and driving areas are gradually deteriorating and are in need of regular inspection and pavement maintenance on a regular, programmed basis; and

WHEREAS, the Winnebago County Highway Department is organized, owns the equipment, and is structured so as to inspect and provide maintenance work on asphalt surfaces; and

WHEREAS, the Facilities and Highway Committees have discussed this designation the Highway Department as the parking lot and driveway oversight department and are in agreement with the concept.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby designates and authorizes the Highway Department as the overseer and maintainer of all Winnebago County driveways, parking lots, and County-owned roadways.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby directs that funding to provide these services be included in the 2017 County Highway Operating budget.

Submitted by:  
HIGHWAY COMMITTEE

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

**RESOLUTION NO. 048-82016: Amend Section 6.50 of the Rules of the Winnebago County Board of Supervisors: Public Comment at Meetings of the County Board of Supervisors**

WHEREAS, Winnebago County citizens have often wanted to express feelings and opinions on matters not listed on the Agenda; and

WHEREAS, the 1<sup>st</sup> Amendment of the United States Constitution guarantees freedoms concerning expression and the right to petition. The 1<sup>st</sup> Amendment also guarantees the right of citizens to assemble peaceably and to petition their government.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends Section 6.5 of the Rules of the Winnebago County Board of Supervisors to read as follows: Public comments will be heard by the Board with regard to matters pertaining to County Board business.

Submitted by:  
JUDICIARY AND PUBLIC SAFETY COMMITTEE

Motion by Supervisor Wingren and seconded by Supervisor Norton to adopt. Motion by Supervisor Farrey and seconded by Supervisor Snider to amend Line 16 to read as follows: "comments will be heard by the Board with regard to matters pertaining to requested future agenda items". Vote on Amendment – FAILED BY VOICE VOTE.

Vote on Resolution: AYES: 16 – Konezke, Eisen, Ramos, Long, Scherck, Thompson, Wojciechowski, Gordon, Wingren, Lautenschlager, Norton, Robl, Singstock, Brooks, Farrey and Snider; NAYES: 18; ABSTAIN: 0; ABSENT: 2 – Barker and Locke. FAILED.

Motion by Supervisor Robl and seconded by Supervisor Scherck to adjourn until the September 6, 2016 meeting at 6:00 p.m. The meeting was adjourned at 9:35 p.m.

Submitted by:  
Julie A. Barthels  
Winnebago County Deputy Clerk

State of Wisconsin)  
County of Winnebago) ss

I, Julie A. Barthels, 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 August 16, 2016.

Julie A. Barthels  
Winnebago County Deputy Clerk