

**ADJOURNED SESSION  
COUNTY BOARD MEETING  
TUESDAY, JANUARY 23, 2001**

Chairman Joseph Maehl 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 Rankin.

The following Supervisors were present: Kollath, Barker, Griesbach, O'Brien, Savas, Maehl, Koziczkowski, Klitzke, Widener, Lauson, Albrecht, Pech, Leschke, Green, Madison, Reilly, Sundquist, Wingren, King, Norton, Hert, Nielsen, Eichman, Kline, Kramer, Schaidler, Finch, Spanbauer, Sievert, Arne, Diakoff, Brennand, Egan, Rankin, Rengstorf and Metzsig. Excused: Crowley and Robl.

Motion by Supervisor O'Brien and seconded to adopt the agenda by moving Resolution No. 149-12001 to follow Resolution No. 140-12001. CARRIED BY VOICE VOTE.

**COMMUNICATIONS, PETITIONS, ETC.**

Notice of Claim from Eugene Gombos for compensation for physical & mental disability and pain & suffering resulting from the care he received in the Winnebago County jail was referred to the Personnel & Finance Committee.

Notice of Claim from Heritage Mutual Insurance Co. for Paul Kasuboski for \$3,072.54 for damage done to his vehicle by a closing railroad gate at the intersection of County Roads Y & A was referred to the Personnel & Finance Committee.

Notice of Claim from Bruce A. Koepke for \$11,473.27 for damage to his vehicle by a county snowplow was referred to the Personnel & Finance Committee.

Mini-Conference – "Green" Infrastructure: Mother Nature's Role in Providing Community Services, co-sponsored by ECWRPC and UW-Extension, to be held at the Pioneer Inn, Oshkosh, Friday, January 26.

"Using Area Resources for Small Community Tourism" Conference, 10:00 a.m. – 3:00 p.m., February 15, in Shiocton, Wisconsin.

Letter was received from Senator Michael Ellis thanking the Board for sending Resolution No. 128-122000, "Support Blue Ribbon Commission Recommendations" and stating that he will keep the Board's position in mind when this matter comes before the legislature.

Notes were received from the Alfred Luebke family and Supervisor Hert thanking the Board for their remembrances and expressions of sympathy at the passing of their loved ones. Sue Ertmer thanked the Board for the plant they sent her in remembrance of her sister-in-law who passed away.

Petition for Zoning Amendment from Richard C. Naslund, Town of Algoma, for zoning change from B-3 to B-3 with modified flood plain was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Carol & Harry Johnson, Town of Neenah, for zoning change from B-3 to B-3 H.B. for construction of mini-warehousing was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Timothy Halbrook, Town of Menasha, for zoning change from wetlands to non-wetlands for residential lots was referred to the Planning & Zoning Committee.

**COMMITTEE REPORTS**

Supervisor Brennand gave a brief history of the Wisconsin County Mutual Insurance Corporation and Winnebago County's involvement with the organization. He encouraged other Supervisors to consider serving on Wisconsin County Mutual's committees. Supervisor Brennand then reported that the Towns of Winneconne & Vinland have recently joined the Wisconsin County Mutual Insurance Corporation and will see approximately 50% savings in their insurance costs.

Supervisor Widener reported that bids have been received for roof repairs at Pleasant Acres and the Rehabilitation Pavilion. They hope to begin the repairs by the end of March.

Supervisor Widener reported that the waiting list for the COP and COP Waiver programs are being reduced by the Human Services Department staff and hope to have half of the people off the list by the end of 2001.

Supervisor Rengstorf reported that 44 of our prisoners were sent to other facilities because of a lack of room here in Winnebago County. He also reported that Venture Architects is diligently working on the specifications for the new Sheriff's facility and jail. Supervisor Rengstorf is hopeful that in a year and a half, Winnebago County will be in their new facility.

Motion by Supervisor Albrecht and seconded to approve the proceedings of the December 12 and 19, 2000 County Board meetings. CARRIED BY VOICE VOTE.

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

Executive Van De Hey asked for the Board's support of Resolution Nos. 144-12001, "Adopt 2001 Revisions of the Winnebago County Administrative Salary Schedule and Amend Handbook of Employment Policies Covering Appointed Non-Represented Employees of Winnebago County" and 142-12001, "Approve of Sunnyview Exposition Center Master Plan."

Dennis Wendt, Director of the Human Services Department, presented Supervisor Koziczkowski, Chairman of the Human Services Board, with a grant check in the amount of \$202,732. This is the first of three annual checks that Winnebago County will be receiving from the State of Wisconsin. Mr. Wendt further explained that this grant will most likely increase by \$50,000 next year. Mr. Wendt commended Dan Hinton and Terry Wilkins for their hard work in writing this grant. Mr. Wendt further explained that Winnebago County is one of only eight counties in the state that received this grant, and that it's a prevention grant for a pay-for-performance project.

Motion by Supervisor Pech and seconded to move for unanimous consent of the Board to recognize the Human Services Department staff for their efforts in securing this grant from the State of Wisconsin. CARRIED BY VOICE VOTE.

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

Chairman Maehl reported that Supervisor Crowley is still recuperating and that Supervisor Robl is not in attendance because his wife is ill. He extended get-well wishes to both supervisors.

Chairman Maehl extended his sympathies to the families of the two Park View Health Center nurses who were killed this morning in a traffic accident.

Chairman Maehl thanked Supervisor Arne for the birthday treat of hot dogs and sauerkraut that he brought for tonight's meeting, and he thanked Supervisors Leschke and Rankin for the birthday cake that they provided.

Chairman Maehl read a letter from Kenneth Pruitt, head of the U.S. Census Bureau in Washington, D.C., commending Winnebago County for their role in 2000 census. Chairman Maehl presented a U.S. Census commendation plaque from the U.S. Department Commerce to Supervisor Barker and Mike Koles for their diligence and leadership in Winnebago County's census project.

### **911 EDUCATION ACCOUNCEMENT – DR. JOHN MIELKE**

Dr. John Mielke thanked the County Board, the Sheriff's Department and the 911 Communication Center for their continued support of the area program that provides public buildings, schools, emergency vehicles, and others, with external heart defibrillators. He explained that their goal now is to educate the public on the importance of calling 911 immediately when someone collapses so, that an emergency vehicle with a defibrillator can get to the victim as soon as possible. Dr. Mielke explained that they only have 6 minutes to treat the victim.

Dr. Mielke explained that the \$150,000 contributions that they have received from Winnebago, Outagamie and Calumet Counties and the private sector are now being used to develop a marketing program that will be used to instruct the public to call 911 immediately. Dr. Mielke reported that their first

press release will run on January 29.

## **PUBLIC HEARING**

The following people spoke in support of Resolution No. 142-12001, "Approval of Sunnyview Exposition Center Master Plan": Lance Treptow, Town of Omro resident and President of Northeast Wisconsin Quarter Horse Association; Jean Beatty, 4H leader; Katie Butler, 4H participant; Bruce Weir, President of the Winnebago RC Flyers; Nancy Holman, Winnebago County resident; and Mark Nelson, Director of Life Promotions, which is the organization that puts on "LifeFest" at the county fairgrounds.

## **ZONING REPORTS & ORDINANCES**

REPORT NO. 001. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant Kevin Purtell and property owner The Barony LLP, Town of Omro, for zoning change to B-2/R-2 (Community Business/Single Family subdivided). Motion by Supervisor Schaidler and seconded to accept as modified in findings. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 01-01-01. A request for zoning change from B-2/B-3/R-2/A-2 (Community Business/General Business/Single Family non-subdivided/General Farming) to B-2/R-2 (Community Business/Single Family subdivided). Motion by Supervisor Schaidler and seconded to adopt as modified in findings. CARRIED BY VOICE VOTE.

REPORT NO. 002. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant Michael Skoglund and property owner Frank Goetz, Town of Black Wolf, for zoning change to R-1 (Single Family non-subdivided). Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 01-02-01. A request for zoning change from A-2 (General Farming) to R-1 (Single Family non-subdivided). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 003. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant James Smith of Martenson & Eisele, and property owner Harlon Davidson and Virginia Rackley, Town of Omro, for zoning change to R-1 (Single family non-subdivided). Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 01-03-01. A request for zoning change from B-2/A-2 (Community Business/General Farming) to R-1 (Single Family non-subdivided). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 004. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant Bob Reider, Carow Land Surveying, and property owner Tom Wilson, Town of Wolf River, for zoning change to R-1 (Single Family non-subdivided). Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 01-04-01. A request for zoning change from A-2 (General Farming) to R-1 (Single Family non-subdivided). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 005. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant Key Development, and property owner Robert Breaker, Town of Clayton, for zoning change to R-2 (Single Family subdivided). Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 01-05-01. A request for zoning change from A-2 (General Farming) to R-2 (Single Family subdivided). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 006. A report from the Planning & Zoning Committee regarding a requested zoning change from applicants Martenson & Eisele and property owners William & Marie Rohrer, Town of Menasha, for zoning change to R-2 – Non-Floodplain (Single Family subdivided). Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 01-06-01. A request for zoning change from R-2 Floodplain

(Single Family subdivided) to R-2 Non-Floodplain (Single Family subdivided). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 7. A request from Town of Wolf River on behalf of William & Susan Hansen for zoning change from A-2 to R-1. Motion by Supervisor Metzsig and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 8. A request from the Town of Wolf River on behalf of Daniel Rieckmann for zoning change from A-2 to R-1. Motion by Supervisor Metzsig and seconded to adopt. CARRIED BY VOICE VOTE.

## **RESOLUTIONS & ORDINANCES**

**RESOLUTION NO. 144 –12001:      **Adopt 2001 Revisions to the Winnebago County Administrative Salary Schedule and amend Handbook of Employment Policies Covering Appointed Non-Represented Employees of Winnebago County****

BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the Winnebago County Administrative Salary Schedule be revised for the year 2001, as set forth and described in the document attached hereto.

BE IT FURTHER RESOLVED, that, in accordance with the “Rules For Administration” the wages of covered employees having continuing satisfactory job performance be increased by 3% across-the-board effective January 1, 2001 and by 1% effective October 1, 2001; and

BE IT FURTHER RESOLVED, that the pay for employees covered by separate pay schedules within the Administrative Salary Plan and as set forth in Appendices A through D be adjusted in accordance with the terms of adjustment applied to those schedules; and

BE IT FURTHER RESOLVED, that Section D of Chapter 12 (Salary Administration) of the Handbook of Employment Policies Covering Appointed Non-Represented Employees of Winnebago County be amended as follows:

- A) Amend Section D-4 (Initial Salary Assignment) by adding the following paragraphs after the first paragraph:

Persons in full-time hourly positions who are transferred to salaried positions shall be assigned an initial salary rate that reflects base pay plus overtime pay received in the year preceding transfer, provided that the number of hours to be worked in the salaried position will remain generally the same as the hours worked in the hourly position. This provision shall not apply to persons in part-time hourly positions who are transferred to salaried positions.

No employee shall be paid at a rate that is less than the minimum rate in the pay range established for his position.

Rates for part-time salaried positions shall be determined on a pro rata basis by dividing the number of full-day equivalent work days assigned to the part-time position per year by the number of full-day equivalent work days normally assigned to full-time salaried positions per year.

- B) Amend Section D by re-labeling items 5 and 6 as follows:

5. Probation Completion (Hourly Positions and Positions Listed in Appendices A through D)
6. Progression to Higher Pay Steps. (Hourly Positions and Positions Listed in Appendices A through D)

- C) Amend Section D-5 by adding the following sentence after the second sentence:  
Periods of unpaid absence in excess of five successive work days shall serve to automatically extend the probationary period by an equivalent number of work days.
- D) Amend Section D by adding the following as items 7 and 8 and by renumbering the existing items 7-9 as items 9-11:
7. Probation Completion (Salaried Positions). Upon the satisfactory completion of a six month probationary period, a newly appointed salaried employee shall be eligible for a pay increase of up to one pay increment, based upon the quality of his performance in the job during the probationary period. Any such pay increase shall be exclusive of salary adjustments granted for other purposes. Periods of unpaid absence in excess of five successive work days shall serve to automatically extend the probationary period by an equivalent number of work days.
  8. Transition From Salary Step Plan to Pay-For-Performance Plan (Salaried Positions).  
During the transition year, 2001, an employee previously scheduled for a salary step shall receive his salary step, as defined as the salary increment rate assigned to his pay range in the 2000 Administrative Salary Plan. Persons paid in the year 2000 at the maximum rate in the salary schedule shall be eligible to receive a salary increase in the amount of 1% effective October 1, 2001, provided that their job performance has been determined to be satisfactory on a continuing basis by their employment supervisor.  
Effective January 1, 2002, on an annual basis, coinciding with the employee's probation completion date, his job performance shall be evaluated for salary progression purposes and his pay adjusted in accordance with the following:
    - a. Satisfactory job performance that meets or exceeds the supervisor's overall expectations for the employee shall be adjudged "satisfactory" and may merit one salary increment applied to the employee's base salary rate.
    - b. Marginal overall job performance, job performance that is lacking in one or two respects or job performance that includes formal or informal disciplinary action shall be adjudged "substandard" and may merit not more than one-half of the amount of a salary increment that is awarded for satisfactory performance.
    - c. Generally unsatisfactory job performance or job performance that includes one or more significant performance shortcomings or serious disciplinary actions shall be adjudged "unsatisfactory" and shall be documented with a warning to the employee to improve performance or risk employment termination. Employees demonstrating unsatisfactory job performance may be ineligible for any performance pay for the one year period following the evaluation date.
    - d. Job performance that significantly exceeds the supervisor's expectations for the employee shall be adjudged "Superior" and may merit one and one-half the amount of salary increment awarded for "satisfactory" performance.
    - e. All salary increases awarded on the basis of job performance shall be subject to the review and approval of the County Executive in consideration of the recommendations of the employee's department head and the Director of Human Resources.
    - f. No employee's salary, as a result of this program may exceed the maximum rate established for his/her position.
- E) Amend Section D by amending item 9-e to read as follows:
- e. Upward Reclassification. When a position is moved to a higher salary range as the result of an upward reclassification of the job content points assigned to the position, the incumbent in the position shall be eligible for a salary adjustment in the new salary range that is 2% above his current rate of pay or, in the case of an hourly position or a position assigned to a step

schedule set forth in Appendix A-D, to the step in the new pay range that is immediately above his current rate of pay provided that such step is at least 2% above his current rate. In the case of an employee in an hourly position or a position assigned to a step schedule set forth in Appendix A-D, progression to higher pay steps may be awarded in accordance with the time sequence of adjustments established for the incumbent prior to reclassification. In the event that such incumbent was at the maximum rate in his previously assigned pay range prior to reclassification, he shall be eligible to progress to higher steps in his new pay range at one year intervals from his date of reclassification in accordance with the procedures set forth in Section D,6 (above).

BE IT FURTHER RESOLVED, that the following sentence be added to the end of Section F (Separation Benefit) of Chapter 13 (Sick Leave):

At the employee's option, instead of a payout, the sick leave termination benefit may be converted to post-retirement health insurance premium payments in accordance with procedures established by the County.

BE IT FURTHER RESOLVED, that the second paragraph of Section C of Chapter 21 (Group Health Insurance) of the Handbook of Employment Policies Covering Appointed Non-Represented Employees of Winnebago County be replaced with the following:

The level of County participation in the cost of group health coverage may be adjusted from time to time by action of the County Board of Supervisors. The current level of County participation in premium contributions for regular full-time employees is up to 105% of the premium for the single or family premium of the lowest priced plan offered.

Effective with the premium for the month of October, 2001, the level of County participation in the cost of group health premiums shall be 95% of the premium for single, double or family coverage for any of the plans offered by the County and for which an employee may be eligible.

Regular part-time employees shall receive the same benefit on a pro rata basis. Required employee premium contributions may be processed through payroll deductions and shall be eligible for special treatment under Section 125 of the Internal Revenue Code.

BE IT FURTHER RESOLVED, that Section O of Chapter 21 (Dental Insurance) of the Handbook of Employment Policies Covering Appointed Non-Represented Employees of Winnebago County be amended to read as follows:

Employees in classified full-time and part-time positions may participate in the optional dental insurance program. The level of County participation in the cost of dental insurance premiums shall be 90% of the premium for single or family coverage.

Regular part-time employee shall receive the same benefit on a pro rata basis. Required employee premium contributions may be processed through payroll deductions and shall be eligible for special treatment under Section 125 of the Internal Revenue Code.

BE IT FURTHER RESOLVED, that the necessary funds to cover the costs resulting from the adoption of the 2001 Revisions to the Winnebago County Administrative Salary Schedule and Benefits Program shall be made available from funds budgeted for this purpose.

Submitted by,  
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Motion by Supervisor Albrecht and seconded to amend Page 3 by deleting Lines 24 through 27 and adding the following:

- e) All salary decisions on the basis of job performance shall be subject to final review and approval by a review committee consisting of the County Executive, the Director of Human Resources and five (5) department heads chosen randomly on an annual basis by blind draw, at a meeting of county department heads. No member of the committee may participate in reviewing a decision relating to an employee which he or she directly supervises.

Vote on amendment: Ayes: 6 – Maehl, Albrecht, Pech, Madison, Wingren and Metzsig. Nays: 30. Excused: 2 – Crowley and Robl. LOST

Motion by Supervisor Pech and seconded to create the following new item “a)” on Line 3, Page 3 and re-letter the subsequent sections:

- “a) The Human Resources Department, in conjunction with each department head, shall promulgate clear job descriptions, expectations and objectives for each employee covered by this plan.”

Vote on amendment: Ayes: 30. Nays: 6 – Savas, Koziczowski, Klitzke, Widener, Kramer and Sievert. Excused: 2 – Crowley and Robl. CARRIED.

Motion by Supervisor Madison to delete Item 8 (pay-for-performance section) on Page 2, Lines 35-45 and Page 3, Lines 1-29. No second to this motion.

Vote on Resolution as amended: Ayes: 26. Nays: 10 – Griesbach, Koziczowski, Klitzke, Madison, Wingren, Norton, Kramer, Schaidler, Arne and Rengstorf. Excused: 2 – Crowley & Robl. CARRIED.

**RESOLUTION NO. 140-12001: Authorize Acceptance of Three Grants from the Department of Transportation and Appropriation of Funds: Winnebago County Sheriff's Department**

WHEREAS, the Winnebago County Sheriff's Department has been awarded three (3) grants from the Wisconsin Department of Transportation, more specifically, a grant in the amount of \$8,000 to promote seatbelt use and enforcement; and a grant in the amount of \$7,250 for saturation patrol; and a grant in the amount of \$7,250 for speed patrol; and

WHEREAS, the Winnebago County Sheriff has requested that the acceptance of said grants be approved and that said grant funds be appropriated as follows:

\$3,700 for an in-squad car camera;

\$4,100 for a laser speed detector;

\$2,000 to the Town of Menasha (reimbursement for police assistance);

\$12,700 for over-time for Winnebago County officers; and

WHEREAS, your undersigned Committees have approved the acceptance of said grants and appropriations and believe that said appropriations are in the best interests of Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the acceptance of three (3) grants from the State of Wisconsin Department of Transportation in the total amount of \$22,500 for those purposes stated above.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that said grant funds be appropriated to the Winnebago County Sheriff's Department as follows:

\$3,700 - Capital Expenditures (in-squad car camera)

\$4,100 - Capital Expenditures (laser speed detector)

\$12,700- Labor – Overtime

\$2,000 to the Town of Menasha (reimbursement for police assistance)

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

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2 – Crowley & Robl. CARRIED.

**ORDINANCE NO. 149-12001: Create Section 5.07 of the General Code of Winnebago County (Jail Inmate Processing Fee)**

WHEREAS, administration of any county jail including the Winnebago County Jail, is a taxpayers expense which should be minimized as much as possible; and

WHEREAS, a means by which to minimize county jail costs is to establish a fee to be charged to Those individuals who are processed through the Winnebago County Jail; and

WHEREAS, Section 302.372, Wisconsin Statutes, allows counties to collect any expenses incurred by the county in relationship to the incarceration of jail persons; and

WHEREAS, Winnebago County has calculated that staff labor costs with regard to processing an inmate as of the present date is approximately \$25.00 per prisoner; and

WHEREAS, each person processed through the jail has established for them a "canteen fund" in their name and the most efficient way to collect an inmate processing fee would be through reimbursement to Winnebago County from that "canteen fund".

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

The creation of Section 5.07 of the General Code of Winnebago County which shall read as follows:

**5.07 JAIL INMATE PROCESING FEE**

(1) **AUTHORITY.** This Ordinance is adopted pursuant to that authority provided under Section 302.372, Wisconsin Statutes.

(2) **PROCESSING FEE.** Commencing March 1, 2001, an amount of \$25.00 shall be charged to each inmate each time a jail processing function occurs with regard to each inmate in relationship to incarceration in the Winnebago County Jail.

(3) **PAYMENT.** Payment of said jail processing fee by the individual shall be made by deducting said fee from the funds of the jail inmate's canteen fund. If insufficient funds exist within the inmate's canteen fund to pay said fee, County officials are authorized to use any legal process within their discretion to collect said fees.

(4) **NON-CONVICTED INMATES.** If a jail inmate is found innocent of criminal charges, if criminal charges are dismissed against an inmate or if no criminal charges are filed against an inmate, Winnebago County shall reimburse the inmate for any processing fees charged to the inmate.

BE IT FURTHER ORDAINED by the County Board of Supervisors of the County of Winnebago that this ordinance shall take effect as of March 1, 2001.

Submitted by:  
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2 – Crowley & Robl. CARRIED.



**ORDINANCE NO. 141-12001: Repeal Section 7.04, General Code of Winnebago County and Amend Section 7.14(2), General Code of Winnebago County**

WHEREAS, the Winnebago County Board of Supervisors enacted Section 7.14 of the General Code of Winnebago County on June 20, 2000 and amended that Section on October 24, 2000; and

WHEREAS, the creation and enactment of Section 7.14 of the General Code of Winnebago County, (Driveway Access to County Trunk Highways) eliminates the need for the continued existence of Section 7.04 (County Trunk Highway Controlled Access) of the General Code of Winnebago County.

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

That Section 7.04 of the General Code of Winnebago County is hereby repealed.

BE IT FURTHER ORDAINED by the County Board of Supervisors of the County of Winnebago that Section 7.04 of the General Code of Winnebago County, as repealed, shall be placed in the Winnebago County General Code, for reference purposes, as "Appendix B" and shall be clearly marked as having been repealed.

BE IT FURTHER ORDAINED by the County Board of Supervisors of the County of Winnebago that Section 7.14(2) of the General Code of Winnebago County shall read as follows:

**7.14 DRIVEWAY ACCESS TO COUNTY TRUNK HIGHWAYS.**

(2) APPLICABILITY. This ordinance shall act to repeal and recreate Section 7.14 General Code of Winnebago County. All permits and resulting conditions existing under Section 7.04 (repealed; See Appendix B) and 7.05 General Code of Winnebago County prior to the date of enactment of this ordinance shall be transferred to that authority contained within this ordinance.

BE IT FURTHER ORDAINED by the County Board of Supervisors of the County of Winnebago that said action shall be effective upon the date after its publication.

Submitted by:  
HIGHWAY COMMITTEE

Motion by Supervisor Egan and seconded to adopt. Ayes: 34. Nays: 0. Excused: 2 – Crowley and Robl. Absent: 2 – Savas and Schaidler. CARRIED.

**RESOLUTION NO. 142-12001: Approval of Sunnyview Exposition Center Master Plan**

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the Sunnyview Exposition Center Comprehensive Master Plan as presented by the Winnebago County Parks Department and Rettler Corporation to the Winnebago County Board of Supervisors at its Special Orders of Business Meeting on January 9, 2001.

Submitted by:  
PARKS & RECREATION COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Rob Way, Parks Director, and Fran Weaver, Director of the Oshkosh Convention and Tourism Bureau, presented information in support of the proposed master plan. Ms. Weaver stated that tourism dollars have a tremendously positive impact on the economy of Winnebago County and that the Expo Center and the County Fairgrounds play vital roles in attracting events and visitors.

Motion by Supervisor Leschke and seconded to refer back to committee. Ayes: 6 – Leschke, Wingren, Norton, Hert, Schaidler and Metzsig. Nays: 29. Excused: 2 – Crowley and Robl. Absent: 1 – Nielsen. LOST.

Vote on resolution: Ayes: 28. Nays: 8 – Griesbach, Klitzke, Leschke, Wingren, Norton, Hert, Rengstorf and Metzsig. Excused: 2 – Crowley & Robl. CARRIED.

**RESOLUTION NO. 143-12001: Request Complete Funding of Probation and Parole Violation Inmates**

WHEREAS, regulations adopted by the State Legislature requires the County to incarcerate inmates for a longer period of time; and

WHEREAS, inmates released on probation and parole are being monitored for a longer time, causing their return to jail for violations of said probation or parole; and

WHEREAS, the above inmates cause an overcrowding of our jails. The rate of daily cost of housing said inmates is not covered in total by the State, causing an additional fundamental burden on the County Jail Budget; and

WHEREAS, this should fall in the full cost of housing inmates for State probation and parole violations and not an unfunded mandate required to be paid by County taxpayers

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby requests the Governor and the Wisconsin Legislature to provide sufficient funding to support the implementation of state policies which result in additional cost to County taxpayers by housing probation and parole violation inmates in county jails..

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby the state funding shall cover both Capital cost associated with the increased use of county jails and the staffing costs incurred by a jail facility in order to safely support increased jail population..

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the County Clerk be directed to send a copy of this resolution to all Wisconsin Counties, Governor Tommy Thompson, the Secretary of the Department of Administration, the Secretary of the Department of Corrections and Legislators representing constituents of Winnebago County.

Submitted by:  
LEGISLATIVE COMMITTEE

Motion by Supervisor Barker and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2 – Crowley & Robl. CARRIED.

**RESOLUTION NO. 145-12001: Revision of the Fee Schedule for GIS Digital Services**

WHEREAS, Winnebago County has developed a successful Geographic Information System (GIS); and

WHEREAS, the GIS database has been copyrighted in January, 1997, which allows revenue to be generated from the sale of digital and map products made from the system; and

WHEREAS, the Planning and Zoning Committee recommends that the cost of GIS digital and map products should reflect computer, labor, and operating costs.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby it hereby adopts the attached Revision of Fee Schedule for GIS digital products..

Submitted by:  
PLANNING & ZONING COMMITTEE

Motion by Supervisor Schaidler and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2 – Crowley & Robl. CARRIED.

**RESOLUTION NO. 146-12001: Disallow Claim of Jerrod M. McBriar**

WHEREAS, your Personnel and Finance Committee has had the claim of Jerrod M. McBriar 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 Jerod M. McBriar dated November 29, 2000, 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 Albrecht and seconded to adopt. CARRIED BY VOICE VOTE.

**RESOLUTION NO. 147-12001: Authorize Winnebago County to Enter Into Discussions and Negotiations with the East Central Wisconsin Regional Planning Commission for the Development and Implementation of a Regional Program Which Meets the Requirements of NR-135, Non-Metallic Mining Reclamation**

WHEREAS, Winnebago County is a member of the East Central Wisconsin Regional Planning Commission; and

WHEREAS, Wisconsin State Statutes 59.693(9)(b) allow for the transfer of certain county/local government authority to a Regional Planning Commission upon the approval of both entities; and

WHEREAS, Wisconsin Administrative Rule NR-135 requires the development and implementation of a non-metallic mining reclamation program by individual counties; and

WHEREAS, consistency in program implementation may have mutual benefits to counties, municipalities, landowners, and private companies.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes its staff to work with, and negotiate with, East Central Wisconsin Regional Planning Commission staff to develop a detailed proposal for the regional implementation of NR-135.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that this authorization does not bind Winnebago County, nor the East Central Wisconsin Regional Planning Commission, to enter into any contracts or transfer of authority regarding NR-135.

Submitted by:  
PLANNING & ZONING COMMITTEE

Motion by Supervisor Schaidler and seconded to adopt. Ayes: 35. Nays: 1 – Arne. Excused: 2 – Crowley & Robl. CARRIED.

**RESOLUTION NO. 148-12001: Authorize Transfer of \$34,315 from General Fund to Investigation Account and Legal Fees (Process Service Account) - District Attorney's Office**

WHEREAS, deductions are made from the "Investigation Account" and "Legal Fees Account" of the Winnebago County's District Attorney's office based upon the volume of cases received in this office from law enforcement agencies in relationship to expert witnesses needed for such cases; the number of subpoenas that need to be served in order to prosecute these cases; and the number of witnesses required at trial; and

WHEREAS, as of the beginning of November, 2000, the Winnebago County District Attorney's Office had prosecuted 33% more felony cases than at the same time for the previous year; and

WHEREAS, the number of misdemeanor offenses prosecuted during the 2000 calendar year also increased; and

WHEREAS, in order to prove complicated and complex felony trials, the use of expert witnesses is required.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$34,315 from the General Fund of the Winnebago County 2000

Budger with \$20,768 of said transfer to be appropriated to the Investigation Account of the Winnebago County District Attorney's Office and \$13,547 of said transfer to be appropriated to the Legal Fees (Process Service) Account of Winnebago County District Attorney's Office..

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby

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

Motion by Supervisor Rengstorf and seconded to adopt. Supervisor Nielsen asked that the spelling of the word "Budget" on Line 33 be corrected. Ayes: 36. Nays: 0. Excused: 2 – Crowley & Robl. CARRIED.

**RESOLUTION NO. 150-12001: Allow Use of Secure Detention for Truant Juveniles Found in Need of Protection of Services**

WHEREAS, Section 938.355(6m)(1g) allows the use of secure detention as a sanction for juveniles who have been found to be in need of protection or services for being habitually truant, pursuant to Section 938.13(6), Statutes, if the juvenile has violated a condition of the Court's Order, if the County adopts a resolution authorizing the use of secure detention as a sanction subject to certain conditions and limitations; and

WHEREAS, the Human Services Board of Winnebago County believes that the use of secure detention as a sanction for habitually truant juveniles who have violated a condition of their Court Order is appropriate for use within Winnebago County; and

WHEREAS, it is projected that such a sanction would be used approximately ten (10) times each school year for a total not to exceed 100 days at a cost of \$100 per day and that the use of such sanction is unlikely to exceed a cost of \$10,000 per year in Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the use of secure detention as a sanction for juveniles who have been found to be in need of protection or services for being habitually truant pursuant to Section 938.13(6), Statutes and have violated a condition of their Court Order, provided that the following conditions are met in Section 938.355(6m), Statutes:.

- (1) That the juvenile has been found to be in need of protection or services pursuant to Section 938.13(6);
- (2) That the Juvenile Court has found by a preponderance of the evidence that the juvenile has violated a condition ordered by the Court pursuant to Section 938.355(2)(b)(7), Statutes;
- (3) That at the Dispositional Hearing held pursuant to Section 938.335, the Court explained the conditions to the juvenile and informed the juvenile of the possible sanctions under this paragraph for violation or before the violation; the juvenile has acknowledged in writing that he or she has read or has had read to him or her those conditions and possible sanctions and that he or she understands those conditions and possible sanctions; and
- (4) Placement of the juvenile in secure detention or juvenile portion of the County Jail may not be for more than ten (10) days and that educational services shall be provided to the juvenile consistent with his or her current course of study during the period of placement.

Submitted by:  
HUMAN SERVICES BOARD

Motion by Supervisor Koziczowski and seconded to be adopted. Ayes: 36. Nays: 0. Excused: 2 – Crowley & Robl. CARRIED.

**RESOLUTION NO. 151-12001: Approve Airport Hangar Lease with Janie Gee Aviation, Inc.**

WHEREAS, Janie Gee Aviation, Inc. desires to enter into a three (3) year lease with Winnebago County for the rental of Hangar Building L 809-C at a annual rate of \$265.00 per month; and

WHEREAS, your undersigned Committee believes that entering into said Hangar Lease is appropriate.

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 enter into an Airport Hangar Lease for Hangar Building L 809-C at Wittman Regional Airport with Janie Gee Aviation, Inc. for the period from December 1, 2000 through November 30, 2003 at an annual rate of \$265.00 per month.

Submitted by:  
AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2 – Crowley & Robl. CARRIED.

Motion by Supervisor Lauson and seconded to adjourn until Tuesday, February 20, 2001 at 6:00 p.m. The meeting was adjourned at 9:20 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 January 23, 2001.

Susan T. Ertmer  
Winnebago County Clerk