

**ADJOURNED SESSION
COUNTY BOARD MEETING
TUESDAY, MARCH 20, 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, O'Brien, Savas, Maehl, Koziczowski, Widener, Lauson, Albrecht, Green, Madison, Reilly, Sundquist, Wingren, King, Norton, Hert, Eichman, Kline, Kramer, Schaidler, Finch, Spanbauer, Sievert, Arne, Diakoff, Brennand, Egan, Rankin, Rengstorf, Robl, Griesbach, Pech and Metzsig. Excused: 4 - Crowley, Nielsen, Klitzke and Leschke.

Motion by Supervisor Robl and seconded to adopt the agenda with the following changes: Resolution Nos. 190-32001, 173-32001, 178-32001 and 179-32001 will be moved in front of Resolution No. 167-32001. CARRIED BY VOICE VOTE.

COUNTY EXECUTIVE'S REPORT

Executive Van De Hey reported the contest for three free tickets for the Miller Park Opening day closed today. She will draw the winners on Thursday, March 22, 2001.

COUNTY EXECUTIVE APPOINTMENTS

Local Emergency Planning Committee

Executive Van De Hey asked for the Board's confirmation of the following appointments to the Local Emergency Planning Committee:

Tim Franz, Chief for the Oshkosh Fire Department
101 Court Street, Oshkosh, 54901;

Kathy Biggar, Sheriff's Department
420 Jackson Street, Oshkosh, 54901;

Kelly Butzlaff, American Red Cross
36 Broad Street, Oshkosh, 54901;

Wayne Mauser, WPKR Radio
P.O. Box 3450, Oshkosh, 54901;

Corrina Peterson, J.J. Keller & Associates
3003 W. Breezewood Lane, Neenah, 54956;

These are three (3) year terms which expire December 31, 2001.

Keith Kiesow, Chief, Town of Menasha Fire Department
1326 Cold Spring Road, Neenah, 54956;

Greg Gibbons, Mercy Medical Center
9th & Oakwood Road, Oshkosh, 54904;

Steve Deleeuw, Assistant Chief
Menasha Fire Department
430 1st Street, Menasha, 54952

Dean Kaufert, State Representative 55th District
PO Box 8952, Madison, 53708;

Jim Lauson
1130 Honeysuckle Lane, Neenah, 54956

These are three (3) year terms which expire December 31, 2002.

John Opsteen, KC-Lakeview Plant
1040 Chapman, Neenah, 54956;
William Weiss, Chief, Town of Menasha Police Department
2000 Municipal Drive, Neenah, 54956;
Len VanderWyst, Chief, Neenah Fire Department
125 E. Columbian Avenue, Neenah, 54956;
Paula Biewer, Hydrite Chemical Co.
191 W. 28th Avenue, Oshkosh, 54902;
Susan Huelsbeck, Winnebago County Public Health
725 Butler Avenue, Oshkosh, 54901

These are three (3) year terms which expire December 31, 2003. Motion by Supervisor Lauson and seconded to approve all appointments. CARRIED BY VOICE VOTE.

Appointment of Human Services Director

Executive Van De Hey asked for the confirmation of her appointment of Keith A. Laux to the position of Director of Human Services, effective June 2, 2001. A letter written by current Acting Director Dennis Wendt was read by Supervisor Koziczkowski. Mr. Wendt expressed his approval of Mr. Laux's appointment. Motion by Supervisor Koziczkowski and seconded to approve. CARRIED BY VOICE VOTE.

Winnefox Library System

Executive Van De Hey asked for the Board's confirmation of her appointment of Don Stolley, 2122 Fairview Street, Oshkosh to the Winnefox Library System. This is a three (3) year term which expires December 31, 2003. Motion by Supervisor Widener and seconded to approve. CARRIED BY VOICE VOTE.

Executive Van De Hey congratulated and presented to Chuck Orenstein, Finance Director, a Certificate of Achievement for Excellence in Financial Reporting for 1999 from the Government Finance Officers Association of the United State and Canada.

COMMUNICATIONS, PETITIONS, ETC.

A notice of claim was received from Lucas Cappert regarding alleged negligence on the part of the Winnebago County Sheriff's Department was referred to the Personnel & Finance Committee.

The following resolutions were received and forwarded to the Legislative Committee: Brown County Board's "Resolution Requesting Complete Funding of Probation and Parole Violation Inmates"; Kenosha County Board's "Resolution Requesting Complete Funding of Probation and Parole Violation Inmates" and Waushara County Board's "Resolution Supporting Complete Funding of Probation and Parole Violation Inmates".

Petition for Zoning Amendment from Holly Stevens, Town of Winchester, for zoning change from A-1 to A-2 for single family residence was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Nancy E. Jansen, Town of Wolf River, for zoning change from B-2/R-1 to R-1 for single family residential use was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Jerome A. Lang, Town of Winchester, for zoning change from A-1 to R-1 for single family home use was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Carl Borchert, Town of Winchester, for zoning change from A-1 to R-1 for a home site for owner and son was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Dan DeKeyser, Town of Clayton, for zoning change from R-3 to B-3 for contractor's office and shed was referred to the Planning & Zoning Committee.

COMMITTEE REPORTS

Supervisor Rengstorf brought the Board's attention to a green pamphlet that had been placed on

their desk titled "Going Places in Winnebago County". This is a brochure on transportation programs and services for elderly or disabled persons in Winnebago County. He also brought their attention to a Senior Directory 2001 that had also been placed on their desk. More copies are available in the County Clerk's Office.

Supervisor Barker announced the cancellation of the upcoming Legislative Committee meeting. There were conflicts with the U.W. Fox Valley Earth Science Museum having a groundbreaking that morning as well as the WCA seminar on Reclaiming Metallic Mines. The meeting will be held Monday, April 23, 2001. Supervisor Barker must receive agenda items by Friday, April 13th.

Supervisor Koziczowski acknowledged appreciation to the Oshkosh Buyers Guide for printing the Senior Directory at no charge. This is a cost savings of approximately \$10,000 to the Human Services Department.

Supervisor Kline reminded the Board of the forum to be held Tuesday, March 27th from 11:30-1:30 at UW-Oshkosh. This is a luncheon with guest speakers Professor Don Kettl and Representative Gregg Underheim. The cost for the luncheon is \$7.00. Reservations are required. Anyone interested in tickets should see Supervisor Kline.

Supervisor Griesbach attended an Electric Legislation Rally today. The State Senators and Representatives are very aware of pitfalls with deregulation and will not allow what is going on in California to happen here.

Supervisor Widener attended the Legislative Session at the NACo Convention. He said everywhere he heard about problems with elections. He said we should be proud of this Board and the County Clerk's Office getting the Optical Reading machines.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl thanked Supervisor Griesbach for his contribution to the Scholarship Fund.

Motion by Supervisor Schaidler and seconded to approve the minutes of the February 20th County Board meeting. CARRIED BY VOICE VOTE.

PUBLIC HEARING-CHAPTER 18, LAND DIVISION ORDINANCE OF THE WINNEBAGO COUNTY GENERAL CODE

No one addressed the Board regarding this matter.

PUBLIC HEARING

Raymond Batley, Town of Vinland, spoke on the "Census Updates and Rules". He stated the Town Board would like the number of County Board Supervisors to remain the same. He feels there would not be appropriate representation if the numbers were reduced.

SOLID WASTE PRESENTATION

Len Leverage, Solid Waste Manager and Supervisor O'Brien gave a presentation on the Intergovernmental Recycling Agreement. Mr. Leverage stated there are some basic concepts in the agreement:

- This is a partnership with the - Brown, Outagamie and Winnebago counties, not a merger;
- Maximize use of current assets. All counties are running at about 75% capacity
- By combining operations, there are operational savings;
- There will be continued quality of service to citizens;
- There is a long-term commitment. The Solid Waste Management Board has a 13 year contract with the municipalities in Winnebago County. It is 13 years because that is the length of the mortgage on the facility.

Currently there is a combined recycling loss of \$840,000 per year for the three counties. In the proposed plan, all three counties will send commingled containers to Winnebago County; Outagamie

and Winnebago County newspapers will be processed in Outagamie County; and Brown County will continue to send their paper to Georgia Pacific. This will reduce the number of recycling centers from three to two.

The combined savings to the three counties are approximately \$600,000. The anticipated savings to Winnebago County are \$323,000 or 97%. Brown and Outagamie Counties Solid Waste Boards have already approved the agreement. The Winnebago County Solid Waste Board is meeting tomorrow to approve the agreement.

Supervisor O'Brien read an article referring to the Intergovernmental Agreement stating "the Kettl Commission's talk of more efficient and leaner government is being turned into reality".

CENSUS UPDATES AND RULES

Dave Schmidt, Director of Planning and Zoning, gave a presentation on census updates and rules. This presentation, by Peter Cannon, Legislative Analyst with the Wisconsin Legislative Reference Bureau, was adapted to Winnebago County.

There is a timeline that allows the county 60 days from the date the census information is received, but no later than July 1, to put together their tentative supervisory plan. The plan must be forwarded to the municipalities. They then have 60 days to complete their ward plans. Those are then returned to the county and they have 60 more days to complete a final plan. Public hearings must be held on each plan. All redistricting must be completed prior to candidates taking their papers out for County Board on December 1, 2001. A hard copy of this presentation can be found in the County Clerk's Office.

ZONING REPORTS & ORDINANCES

REPORT NO. 001. A report from the Planning & Zoning Committee regarding a requested zoning change from the Winnebago County Planning and Zoning Committee to amend the Winnebago County Town/County Zoning Ordinance. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 03-01-01. A request for text amendment to the Winnebago County Zoning Ordinance as follows: amend 17.02(3)(a)(1) permit signature requirements; amend 17.02(3) to add (f) permit application requirements; amend 17.03(3)(e)(2) garages to recreate (f) R-5 standards; amend 17.03(3)(a) fences to add (4) & (5) to add R-5 standards and address fences adjacent to commercial property; amend 17.13(5) to add (d) landscape business; amend 17.15(5) agri-business to add (d) conditional uses in A-2; amend 17.15 (3) agri-business to define conforming dwellings; amend 17.19(6) mineral extraction to add (e) requiring cross compliance with NR 135; amend 17.25(1), 17.32(5) and 17.33(3) to add (e) addressing inspection and sign placement; amend 17.27(2) to delete (c) & (d); amend 17.28(3)(d) signs to add (5) establishing distance requirements; amend 17.28(4)(c) signs to add (d) to add location requirement; renumber 17.36 to 17.37; amend new 17.37 to add definitions; amend 17.20(3) shoreland to add (c) allowing certain structures per statutory change; amend 17.32 (8) board of adjustment to add (c) requiring cross compliance with 17.20(3)(c) as proposed; amend 17.21 6.2 floodplain to add (4) to conform to statutory change; create new section 17.36 historic structures. A complete text is on file in the Winnebago County Zoning Office.

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

REPORT NO. 002. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant Arthur Ladish and property owner Ladish Homes, Town of Menasha, for zoning change to R-2 (Non Flood Plain). Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 03-02-01. A request for zoning change from R-2 (Flood Plain) to R-2 (Non Flood Plain). 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 Rodney Scholz and property owner Don and Peggy Breaker, Town of

Clayton, 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. 03-03-01. 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. 004. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant and property owner Barbara Croisant, Town of Omro, for zoning change to R-1 (Single Family Non Subdivided) & A-2 (General Farming). Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 03-04-01. A request for zoning change from A-2 (General Farming) & B-2 (Community Business Dist.) to R-1 (Single Family Non Subdivided) & A-2 (General Farming). 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 Winnebago Home Builders and property owner Honey Creek Development, Town of Algoma, for zoning change to B-2 (Community Business). Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 03-05-01. A request for zoning change from R-2 (Single Family Subdivided) to B-2 (Community Business). 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 applicant and property owner James Cotter, Town of Clayton, for zoning change to R-2 (Single Family Sub-divided). Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 03-06-01. A request for zoning change from A-2 (General Farming) to R-2 (Single Family Sub-divided). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 007. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant and property owner Ann Rosenberg, Town of Clayton, for zoning change to R-1 (Single Family Subdivided). Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 03-07-01. A request for zoning change from A-2 (General Farming) & R-1 (Single Family Subdivided) to R-1 (Single Family Subdivided). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 8. A request from Town of Vinland on behalf of Edward Russell, et al. for zoning change from A-1 to R-1. Motion by Supervisor Spanbauer and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 9. A request from the Town of Vinland on behalf of Larry Seeley, et al. for zoning change from A-2 to R-1. Motion by Supervisor Spanbauer and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 10. A request from Town of Vinland on behalf of Carl Freundl, et al. for zoning change from A-2 to B-3. Motion by Supervisor Spanbauer and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 11. A request from the Town of Vinland on behalf of Larry Seeley, et al. for zoning change from A-2 to R-1. Motion by Supervisor Spanbauer and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 12. A request from Town of Wolf River on behalf of Gary Shanklin, et al. for zoning change from A-2 to R-1. Motion by Supervisor Metzgi and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 13. A request from the Town of Vinland on behalf of John Kunde, et al. for zoning change from A-2 to R-1. Motion by Supervisor Spanbauer and seconded to adopt. CARRIED BY VOICE VOTE.

RESOLUTIONS & ORDINANCES

RESOLUTION NO. 190-32001: Commend Oshkosh West Basketball Team

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby commends the Oshkosh West Basketball Team for its successful 2000-2001 season and for being runner-up in the WIAA Division I Basketball Tournament.

Submitted by:
RONALD EICHMAN, DIST. #24
COUNTY BOARD SUPERVISOR

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

ORDINANCE NO. 173-32001: Amend Chapter 18 of the General Code of Winnebago County (Land Division Ordinance)

WHEREAS, your undersigned Committee has approved the attached amendments to the Winnebago County Subdivision Ordinance of the Winnebago County General Code (Chapter 18); and

WHEREAS, all towns were notified of an Informational Meeting on February 6, 2001 and an Informational Hearing before the Planning and Zoning Committee on February 27, 2001 with regard to said proposed amendments; and

WHEREAS, no comments were received by the Committee at the Informational Hearing and at the Informational Meeting; and

WHEREAS, the proposed amendments are required for codification of existing policy; cross-compliance with the County Zoning Ordinance; and to establish appropriate development standards.

NOW, THEREFORE, BE IT RESOLVED by the County Board of Supervisors of the County of Winnebago does ordain as follows:

That the following Sections of Chapter 18 of the General Code of Winnebago County be amended to read as follows:

(A) That Section 18.56(7) be amended to read as follows:

18.56 Lots.

(7) Corner lots shall be designed with extra width to permit adequate building setback from both streets. Proper lot width and frontage shall be provided on each street.

(B) That Section 18.56(9), (10) and (11) be created as follows:

(9) (a) No lot shall be created unless it lies totally within one (1) zoning district.

(b) Any new lot less than five (5) acres in size, intended to be used for residential purposes, shall be re-zoned to the appropriate residential district prior to approval of the CSM.

(10) Historical Structures. Lots for designated historical structures as defined in the Winnebago County Zoning Ordinance may be allowed to vary area width and frontage requirements as contained in table 1. The specific degree of variation shall be as determined by the Committee and shall be subject to conditions of approval as deemed appropriate by the Committee.

(11) New lots with multiple frontages on one or more streets shall provide the minimum required width and frontage for each segment of frontage. Existing lot areas with substantial frontage may only be split off by means of a variance where deemed appropriate, with said variance subject to reasonable conditions of approval.

(B) Section 18.10(1) be amended to read as follows:

18.10 Variances. (1) In any particular case where it can be shown that by reason of exceptional topographic or other physical conditions, strict compliance with any requirement of this Chapter would cause practical difficulty by exceptional and undue hardship, the Committee may relax such requirement to the extent deemed just and proper so as to relieve such difficulty or hardship, provided such relief may be granted without detriment to the public good and without impairing the intent and purpose of this Chapter or

the desirable general development of the County. No variance to lot size standards within the Airport Overlay District shall be allowed.

(C) Create Section 18.50(3)(j) to read as follows:

18.50 Street Arrangement. ...

(3) The following conditions shall apply for street arrangement in all proposed land divisions: ...

(j) Right-of-way fronting any newly created lot shall be dedicated to the public unless documentation of prior dedication is clearly evident.

(D) Table 1 to read as follows:

LOT SIZE/AREA REQUIREMENTS. ...

Unsewered Area ...

R-5 (Same as sewer standards)

Submitted by:

PLANNING & ZONING COMMITTEE

Motion by Supervisor Schaidler and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4 – Klitzke, Leschke, Nielsen and Crowley. CARRIED.

RESOLUTION NO. 178-32001: Authorize Winnebago County Sheriff's Department to Accept Cadillac Gage Ranger Vehicle From City of Neenah

WHEREAS, the City of Neenah has offered to donate to Winnebago County a used Cadillac Gage Ranger; and

WHEREAS, said vehicle is an armored response/convoy truck which can be used by the Winnebago County Sheriff's Department in various tactical situations which might require the armored protection of personnel; and

WHEREAS, the Sheriff of Winnebago County has recommended acceptance of said gift from the City of Neenah.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes acceptance of a Cadillac Gage Ranger from the City of Neenah by the Winnebago County Sheriff's Department.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 26. Nays: 8 – Widener, Pech, Madison, Wingren, Eichman, Schaidler, Spanbauer and Brennand. Excused: 4 – Klitzke, Leschke, Nielsen and Crowley. CARRIED.

RESOLUTION NO. 179-32001: Authorize Execution of Easement Agreement with the Wisconsin Department of Transportation (New Jail Construction)

WHEREAS, the Wisconsin Department of Transportation has indicated to the Winnebago County Highway Commissioner that it is willing to grant Winnebago County a driveway access easement upon U.S. Highway 45 in connection with the new Winnebago County Jail; and

WHEREAS, your undersigned Committee recommends acceptance of said easement in that it is necessary for the construction and operation of the new Winnebago County Jail; and

WHEREAS, said easement shall provide that the driveway easement would expire should jail property adjacent to the easement cease to be owned publicly and used for public purposes.

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 accept and record

a driveway access easement pursuant to Section 86.07(2), Wisconsin Statutes for property owned by Winnebago County to be utilized as the new Winnebago County Jail which is located in the northeast quarter of the northeast quarter of Section 35, T19N, R16E in the Town of Oshkosh, Winnebago County. Said driveway shall be constructed in the southern part of said property and shall be constructed so as to allow a commercial driveway width. Said easement is also subject to the restriction that said easement shall expire should the jail property cease to remain in public ownership and to be used for public purposes.

Submitted by:
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Supervisor Rengstorf asked line 24 be changed from "Town of Oshkosh" to "City of Oshkosh". Vote on corrected resolution: Ayes: 34. Nays: 0. Excused: 4 – Klitzke, Leschke, Nielsen and Crowley. CARRIED

RESOLUTION NO. 167-32001: Request Legislation for Wetlands Protection in Wisconsin

WHEREAS, on January 9, 2001, a U.S. Supreme Court decision significantly diminished the regulatory authority of the U.S. Army Corps of Engineers with regards to isolated wetlands - those that are not directly adjacent to lakes, rivers, and streams - under the Clean Water Act of 1972. That decision places over 4.2 million acres of Wisconsin's remaining wetlands in a vulnerable position, without legal protection, subject to possible destruction by draining and filling activities. The Supreme Court decision does, however, provide states with the authority to enact their own legislation to protect isolated wetlands. Although Wisconsin does not yet have that level of protective legislation, it is being proposed by a number of legislators. Passage of new legislation will reinstate protection of isolated wetlands that was once afforded under NR 103, by providing the same authority to the state (Wisconsin Department of Natural Resources) where the U.S. Army Corps of Engineers no longer has jurisdiction; and

WHEREAS, Wisconsin lacks specific legislation that protects isolated wetlands from draining and filling activities; and

WHEREAS, the U.S. Army Corps of Engineers interpreted the Clean Water Act of 1973 to include isolated wetlands under the Migratory Bird Act and, thereby, regulating draining and filling of isolated wetlands; and

WHEREAS, within the past decade, the rate of wetland loss in Wisconsin has decreased from approximately 1,400 acres per year (1981-1990) to 300 acres per year (1991-2000) as a result of the creation of Wis. DNR Administrative Rules (NR103 – Water Quality Standards for Wetlands); and

WHEREAS, as a result of the recent U.S. Supreme Court decision, isolated wetlands, once covered under NR 103 and regulated by the U.S. Army Corps of Engineers are no longer protected; and

WHEREAS, due to the lack of regulatory authority, the risk of wetlands destruction in Wisconsin, from unregulated draining and filling activities is extremely high; and

WHEREAS, wetland destruction throughout the state would negatively impact the quality of surface waters, ground water, wildlife habitat, fisheries, and the overall quality of life for the citizens of Wisconsin; and

WHEREAS, the natural resources of Wisconsin, including its wetlands, are a vital component of our local and state's economies.

NOW, THEREFORE, BE IT RESOLVED that the Winnebago County Board of Supervisors does hereby request the Wisconsin State Legislature to act immediately to protect our wetland resources by passing new legislation that provides the Department of Natural Resources the same regulatory authority that the U.S. Army Corps of Engineers had prior to the January 9, 2001 U.S. Supreme Court decision.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that a copy of this resolution be forwarded to the State Representatives and State Senators representing Winnebago County, Wisconsin Counties Association, Governor Scott McCallum, and Department of Natural Resources Secretary Barrell.

Submitted by:
LAND CONSERVATION COMMITTEE

Motion by Supervisor Barker and seconded to adopt. Supervisor Pech made a correction to line 55. The date "January 9, 3002" should be "January 9, 2001". Vote on corrected resolution. Ayes: 34. Nays: 0. Excused: 4 – Klitzke, Leschke, Nielsen and Crowley. CARRIED.

RESOLUTION NO. 168-32001: RESOLUTION AUTHORIZING THE BORROWING OF NOT TO EXCEED \$965,000; PROVIDING FOR THE ISSUANCE AND SALE OF GENERAL OBLIGATION REFUNDING BONDS THEREFOR; AND AUTHORIZING THE REDEMPTION OF THE COUNTY'S GENERAL OBLIGATION SOLID WASTE BONDS, SERIES 1992A

WHEREAS, the County Board of Supervisors of Winnebago County, Wisconsin (the "County") hereby finds and determines that it is necessary, desirable and in the best interest of the County to raise funds for the public purpose of refunding obligations of the County, including interest on them, to wit: refunding the County's outstanding General Obligation Solid Waste Bonds, Series 1992A, dated November 1, 1992 (the "1992 Bonds") maturing in the years 2001 through 2006 (the "Refunding"), and there are insufficient funds on hand for said purpose;

WHEREAS, the County Board of Supervisors deems it to be necessary, desirable and in the best interest of the County to refund the 1992 Bonds maturing in the years 2001 through 2006 for the purpose of achieving debt service cost savings;

WHEREAS, counties are authorized by the provisions of Chapter 67 of the Wisconsin Statutes to borrow money and to issue general obligation refunding bonds for the purpose of refinancing their outstanding obligations;

WHEREAS, the County Board of Supervisors of the County hereby finds and determines that general obligation refunding bonds in an amount not to exceed \$965,000 should be issued, and it is now necessary and desirable to authorize their issuance and sale; and

WHEREAS, it is also necessary and desirable to call the 1992 Bonds maturing in the years 2001 through 2006 for redemption on May 1, 2001.

NOW, THEREFORE, BE IT RESOLVED by the County Board of Supervisors of the County that:

Section 1. Authorization of the Bonds. For the purpose of paying the cost of the Refunding, there shall be borrowed pursuant to Chapter 67 of the Wisconsin Statutes, the principal sum of NINE HUNDRED SIXTY-FIVE THOUSAND DOLLARS (\$965,000) from a purchaser or purchasers to be determined by competitive sale (the "Purchaser").

Section 2. Sale of the Bonds. To evidence such indebtedness, the Chairperson and County Clerk are hereby authorized, empowered and directed to make, execute, issue and sell to the Purchaser for, on behalf of and in the name of the County, general obligation refunding bonds in the principal amount of NINE HUNDRED SIXTY-FIVE THOUSAND DOLLARS (\$965,000) (the "Bonds"). There be and there hereby is levied on all the taxable property in the County a direct, annual tax in such years and in such amounts as are sufficient to pay when due the principal and interest on the Bonds.

Section 3. Notice of Sale. The County Finance Director (in consultation with the County's financial advisor, Robert W. Baird & Co. Incorporated) is hereby authorized and directed to cause notice of the sale of the Bonds to appear in such newspapers and at such times as the Finance Director may determine.

Section 4. Official Notice of Sale. The County Finance Director (in consultation with the County's financial advisor, Robert W. Baird & Co. Incorporated) shall also cause an Official Notice of Sale to be prepared and distributed and may prepare or cause to be prepared and distributed an Official Statement or other form of offering circular.

Section 5. Award of the Bonds. The Bonds shall be offered for public sale on April 17, 2001. Following receipt of bids for the Bonds, the County Board of Supervisors shall consider taking

further action to provide the details of the Bonds and to award the Bonds to the lowest responsible bidder or bidders therefor.

Section 6. Redemption of the 1992 Bonds. The County Board of Supervisors hereby calls the 1992 Bonds due on and after November 1, 2001 for redemption on May 1, 2001 at the price of par plus accrued interest to the redemption date. The County hereby directs its financial advisor, Robert W. Baird & Co. Incorporated, to cause a notice of redemption, in substantially the form attached hereto as Exhibit A to be provided by registered or certified mail or overnight express delivery to The Depository Trust Company, New York, New York, not less than thirty (30) days nor more than sixty (60) days prior to May 1, 2001. Notice shall also be provided to, but need not be published in, The Bond Buyer. Notice shall also be provided to other registered securities depositories and to national information services that disseminate redemption notices. Such other notices shall also be provided at least thirty (30) days prior to May 1, 2001.

Section 7. Conflicting Resolutions; Severability; Effective Date. All prior resolutions, rules or other actions of the County Board of Supervisors or any parts thereof in conflict with the provisions hereof shall be, and the same are, hereby rescinded insofar as the same may so conflict. In the event that any one or more provisions hereof shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The foregoing shall take effect immediately upon adoption and approval in the manner provided by law.

Adopted and recorded this 20th day of March, 2001.

Submitted by
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Brad Veegoot, Robert W. Baird & Co. Inc., explained a handout regarding refunding and refinancing of the bonds. Ayes: 34. Nays: 0. Excused: 4 – Klitzke, Leschke, Nielsen and Crowley. CARRIED.

RESOLUTION NO. 169-32001: Proclaim April, 2001 as Child Abuse Prevention Month in Winnebago County

WHEREAS, the incidents and prevalence of child abuse and neglect have reached alarming proportions in the United States and the State of Wisconsin; and

WHEREAS, the State of Wisconsin and Winnebago County face a continuing need to support innovative programs to prevent child abuse and assist parents and family members when child abuse occurs; and

WHEREAS, the State of Wisconsin and Winnebago County have dedicated individuals and organizations who work daily to counter the problems of child abuse and neglect and help parents obtain the assistance which they need; and

WHEREAS, all children deserve freedom from verbal abuse, sexual abuse, emotional and physical abuse and neglect; and

WHEREAS, children should have an inalienable right to a safe and nurturing environment; and

WHEREAS, it is indeed appropriate and fitting to focus attention upon the problem of child abuse and neglect within the State of Wisconsin and Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby proclaims the month of April, 2001 as Child Abuse Prevention Month in Winnebago County.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it calls upon all citizens of Winnebago County to observe April, 2001 as Child Abuse Prevention Month in Winnebago County by participating in appropriate programs and other activities and by wearing blue ribbons upon their clothing.

Submitted by:
HELEN SAVAS, DIST. #5

JAMES KOZICZKOWSKI, DIST. #7
HARVEY RENGSTORF, DIST. #37
DONALD GRIESBACH, DIST. #3
THOMAS WIDENER, DIST. #9
JULIE PUNG LESCHKE, DIST #13
DAVID GREEN, DIST. #14
MURIEL CROWLEY, DIST. #26
JOSEPH MAEHL, DIST. #6
DAVID KOLLATH, DIST. #1
STEPHEN RANKIN, DIST. #36
KENNETH ROBL, DIST. #23
STEVEN ARNE, DIST. #32
JEROLD FINCH, DIST. #29
PATRICK O'BRIEN, DIST. #4
COUNTY BOARD SUPERVISORS

Motion by Supervisor Savas and seconded to adopt. Barbara Efferts Dougherty, Director of Exchange Club Center for the Prevention of Child Abuse; John Meltz, Supervisor of the Child Protective Services Unit, Neenah, Human Services Department; and Robert Sager, Assistant District Attorney, made presentations on child abuse prevention and the "Sensitive Crimes Unit" in Winnebago County. All are invited to the Blue Ribbon Luncheon that will be held April 10th, 12:00 at the Pioneer Inn.
CARRIED BY VOICE VOTE.

RESOLUTION NO. 170-32001: Disallow Claim of Victoria M. Frank

WHEREAS, your Personnel and Finance Committee has had the claim of Victoria M. Frank 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 Victoria M. Frank dated February 13, 2001, 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. 171-32001: Convert the Position of Teen Court Program Coordinator from a Part-time (50%) Position to a Full-time Position

WHEREAS, the growth in activities within the Teen Court-Volunteers In Probation Program has made necessary an increase in hours for the Position of Teen Court Program Coordinator in order to fully serve program needs; and

WHEREAS, with the current vacancy in the position of Teen Court Program Coordinator, it is desirable to recruit a replacement from among candidates seeking a full-time employment position.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the position of Teen Court Program Coordinator be converted from part-time (50%) to full-time status.

BE IT FURTHER RESOLVED, that funds to cover the cost of this action be allocated from the Salary Contingency Fund.

Submitted by,

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 32. Nays: 2 – Schaidler and Spanbauer. Excused: 4 - Klitzke, Leschke, Nielsen and Crowley. CARRIED.

RESOLUTION NO. 172-32001: Continue Two Positions of Transitional Program Manager: Department of Human Services

WHEREAS, Resolution 305-1099 provided for the continuance of two employment positions of Transitional Program Manager in the Department of Human Services for only as long as the present incumbents continue in the employ of Winnebago County; and

WHEREAS, one incumbent in the position will be retiring from County employment on June 1, 2001 and the other incumbent will be assuming the position of Director of Human Services on June 2, 2001 and the need for both positions of Transitional Program Manager continues to exist as further efforts toward the consolidation of operations within the Department proceed.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the two positions of Transitional Program Manager be continued in the Table of Organization of the Department of Human Services for the balance of the year 2001, and beyond, as determined by the Winnebago County Board of Supervisors.

BE IT FURTHER RESOLVED, that the continuation of these positions beyond budget year 2002 be subject to an annual review as part of the budget process.

BE IT FURTHER RESOLVED, that no additional funds be budgeted in 2001 for this purpose.

Submitted by,
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Motion by Supervisor Hert and seconded to delete the portion of line 28 beginning with “beyond budget year 2002 be subject to an annual review as part of the budget process” and replace it with “will be sunseted on December 31, 2003”. Vote on amendment: Ayes: 18. Nays: 16 – Barker, Griesbach, Maehl, Widener, Pech, Madison, Reilly, Sundquist, Wingren, Norton, Spanbauer, Arne, Diakoff, Brennand, Rankin and Rengstorf. Excused: 4 – Klitzke, Leschke, Nielsen and Crowley. CARRIED. Vote on resolution as amended: Ayes: 29. Nays: 5 – Widener, Madison, Spanbauer, Arne and Rankin. Excused: 4 – Klitzke, Leschke, Nielsen and Crowley. CARRIED.

RESOLUTION NO. 174-32001: 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 and snowmobile trail bridge maintenance 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 use and maintenance in Winnebago County.

Submitted by,
PARKS AND RECREATION COMMITTEE

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

RESOLUTION NO 175-32001: Hire Architect and Authorize the Project Expenditures for the 2001 Phase of Design Work for a New Highway Department Satellite Shop at Winchester.

WHEREAS, the existing Highway Department satellite shops located at Winchester and Omro do not meet present health codes for basic sanitary conditions and,
WHEREAS, the buildings structural integrity continues to deteriorate and,
WHEREAS, the current facilities will not accommodate additional and larger equipment that will be needed for maintenance of new USH 10, and other local state and county roads and,
WHEREAS, the design phase of this project needs to begin in 2001 in order to ensure replacement of the existing structures in the year 2003, and,
WHEREAS, requests for proposal were sent out for the purpose of hiring an architectural firm and the selected vendor is Barrientos Design, & Consulting, LLC, and,
WHEREAS, the total estimated cost of the design work is approximately \$79,060, of which \$60,000 was included in the Highway Department 2001 budget.
NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the hiring of Barrientos Design, & Consulting, LLC and appropriates the additional sum of \$19,060 from the fund balance of the Highway Fund of Winnebago County for the purpose of paying the costs of the design of a new satellite shop.

Submitted by,
Highway Committee

Motion by Supervisor Robl and seconded to adopt. Supervisor Albrecht asked that the vote for the Personnel and Finance Committee of 4-0 to be included in this resolution. Ayes: 32. Nays: 1 - Pech. Absent: 1 – King. Excused: 4 – Klitzke, Leschke, Nielsen and Crowley. CARRIED.

RESOLUTION NO. 176-32001: Authorize Transfer of \$3,834 from Contract Services (Court Commissioner) to Capital Equipment

WHEREAS, the original 2001 Budget reflects a \$10,000 line item for contract services for a Court Reporter position in the new Court Commissioner's Office; and
WHEREAS, Supreme Court Rules allow for the use of electronic court reporting as an alternative to a Court Reporter; and
WHEREAS, the purchase of electronic court reporting equipment will allow the County to save a substantial sum of money over a period of time in comparison to the use of an actual Court Reporter.
NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$3,834 from the Contract Services Fund of the Winnebago County Clerk of Courts Office to the Capital Equipment Fund of said office for the purpose of purchasing electronic court reporting equipment for the Winnebago County Court Commissioner's Office.

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

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 32. Nays: 0. Absent: 2 – Sundquist and King. Excused: 4 – Klitzke, Leschke, Nielsen and Crowley. CARRIED.

RESOLUTION NO. 177-32001: Authorize Transfer of \$321,170 from Winnebago County General Fund to Capital Equipment Fund - Park View Health Center

WHEREAS, Park View Health Center desires to purchase 12 Cook/Chill Carts to ensure that resident meals are consistently maintained at proper temperatures; and

WHEREAS, the purchase of said carts would provide a complete system ensuring proper temperature for meals for all residents housed at Park View Health Center's facilities; and

WHEREAS, Park View Health Center has recently been cited by the State of Wisconsin for failure to maintain meals at proper temperatures and the purchase of said carts would cure said problem on a permanent basis.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$321,170 from the General Fund of Winnebago County to the Capital Equipment Fund of Park View Health Center's budget for the purpose of purchasing 12 Cook/Chill Carts.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the General Fund of Winnebago County shall be reimbursed for said purchase from a subsequent bond issue to be issued by Winnebago County.

Submitted by:
PARK VIEW HEALTH CENTER COMMITTEE
AND
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Widener and seconded to adopt. Ayes: 33. Nays: 1 – Eichman. Excused: 4 – Klitzke, Leschke, Nielsen and Crowley. CARRIED.

RESOLUTION NO. 180-32001: Authorize Ground Lease Between Winnebago County (Wittman Regional Airport) and Lawrence A. Mullaly

WHEREAS, Lawrence A. Mullaly desires to enter into a ground lease at Wittman Regional Airport for a period commencing on March 1, 2001 and ending on February 28, 2002 for the use of 3,750 square feet at Wittman Regional Airport at an initial cost of \$500.00 per year; and

WHEREAS, the terms of said lease would allow the Lessor to extend the lease agreement for a period of 24 years thereafter with a new rental rate to be re-negotiated in three (3) year intervals; and

WHEREAS, your undersigned Committee believes that execution of said lease is in the best interest of Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the execution by the Winnebago County Executive and Winnebago County Clerk of a ground lease between Winnebago County and Lawrence A. Mullaly for the rental of 3,750 square feet of space at Wittman Regional Airport for a term commencing on March 1, 2001 and ending on February 28, 2002 with an option to extend the agreement for a period of 24 years commencing on March 1, 2002 and ending on February 28, 2026. A copy of said ground lease agreement may be obtained from the office of the Corporation Counsel for Winnebago County or from the office of the Airport Director.

Submitted by:
AVIATION COMMITTEE

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

**AMENDED
ORDINANCE NO. 181-32001: Amend Section 21.05 of the General Code of Winnebago County**

WHEREAS, your undersigned Aviation Committee believes that it is in the best interest of Winnebago County that the following rates, as contained in Section 21.04 of the General Code of Winnebago County, with regard to Wittman Regional Airport be amended.

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

That Section 21.05 of the General Code of Winnebago County be amended to read as follows:

- A. That Section 21.05(2)(b) be amended to read:
 - (b) Ramp Fee. (airport ramps not leased by others)

<u>Transient Aircraft</u>	<u>Current Daily Rate*</u>
Single Engine	\$ 5.00
Multi-engine Piston	10.00
Multi-engine Turbine	30.00
Large Aircraft (in excess of 12,500 lbs. MGTW)	200.00
	*at least 8 hours

B. That Section 21.05(3) of the General Code of Winnebago County be amended to read as follows:

LAND RENTAL RATES. Land on the premises of Wittman Regional Airport, subject to approved developmental and use criteria, shall be rented at the following rates:

(a) Land for hangars, aprons, Taxiways, tie down areas..... (less than 100,000 sq. ft.)	\$.11/sq.ft./yr. (annual minimum \$550.00)
(b) Bare land for aeronautical Purposes (unimproved land) (less than 100,000 sq.ft.)	\$.11/sq.ft./yr. (annual minimum \$550.00)
(c) Bare land for nonaeronautical Purposes.....	\$.33/sq.ft./yr. (annual minimum \$700.00)
(d) Paved ramps or parking lots (improved land)	\$.15/sq.ft./yr. (annual minimum \$700.00)
(e) Land for unrestricted agricultural cultivation Purposes	\$45.00/acre/yr.
(f) :Land for restricted agricultural cultivation purposes	\$34.00/acre/yr.
(g) Land restricted to the cultivation of Hay only	\$23.00/acre/yr.

C. Amend Section 21.05(4) to read as follows:

(4) T-HANGAR RATES. Rates for T-hangar buildings will be assessed as follow:

- (a) T-hangar buildings A, B, C \$120.00/month
- (b) T-hangar building D \$160.00/month
- (c) T-hangar building E \$ 90.00/month
- (d) T-hangar buildings F1 & F2 \$137.87/month
- (e) T-hangar buildings G, H, F3 \$110.00/month
- (f) Strong Box Hangars \$280.00/month

(g) As the purpose of T-hangars is the storage of aircraft owned by the LESSEE of the hangar, persons who have signed T-hangar leases, and do not have an aircraft registered to them, shall pay a monthly surcharge of \$100.00 in addition to the monthly hangar rental rate. Any LESSEE of a

hangar who stores an aircraft not registered to them in a hangar for which they have a signed lease, shall first obtain written approval from the Airport Director.

D. Amend Section 21.05(8) to read as follows:

(8) General Aviation Tie-Down Fees: (aircraft ramps not leased by others)

<u>Based Aircraft</u>	<u>Monthly Fee</u>
Single Engine	\$ 30.00
Multi-Engine Piston	\$ 50.00
Multi-Engine Turbine	\$100.00
Large Aircraft (in excess of 12,500 lbs. MGTW)	\$200.00
<u>Transient Aircraft</u>	<u>Daily Rate*</u>
Single Engine	\$ 5.00
Multi-Engine Piston	\$ 10.00
Multi-Engine Turbine	\$ 30.00
Large Aircraft (in excess of 12,500 lbs. MGTW)	\$200.00
*at least 8 hours	\$1,000.00/Monthly

One day's tie-down fee will be waived with any fuel purchase at Wittman Regional Airport.

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

Submitted by:
AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Motion by Supervisor Albrecht and seconded to correct the amount on line 100 from "\$200.00" to "\$1,000.00". Vote on amendment: CARRIED BY VOICE VOTE. Vote on amended resolution: Ayes: 34. Nays: 0. Excused: 4 – Klitzke, Leschke, Nielsen and Crowley. CARRIED.

RESOLUTION NO. 182-32001: Authorize Execution of Lease Between Winnebago County (Wittman Regional Airport) and Star Aviation, Inc.

WHEREAS, Star Aviation Incorporated desires to enter into a ground lease agreement with Winnebago County for the rental of 4900 square feet of property at Wittman Regional Airport for a term of twenty-five (25) years, commencing on April 1, 2001 at a rate of \$.10 per square foot per year 94 \$500.00 per year, whichever is greater, with said rate term subject to renegotiation at three (3) year intervals; and

WHEREAS, your undersigned Aviation Committee recommends execution of said lease agreement.

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 agreement between Winnebago County and Star Aviation Incorporated for the rental of 4900 square feet of property located at Wittman Regional Airport for a term commencing on April 1, 2001 and ending on March 31, 2026 at an initial rate, for the first three (3) years of said lease, of \$.10 per square foot per year or a minimum of \$500.00 per year. A copy of the entire lease may be obtained from the office of the Winnebago County Corporation Counsel or the Director of Wittman Regional Airport.

Submitted by:
AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Supervisor Albrecht noted an error on line 13, "94" should be changed to "or". CARRIED BY VOICE VOTE.

RESOLUTION NO. 183-32001: Support Senate Joint Resolution 3 and Assembly Joint Resolution 13 (Length of Terms of County Officials)

WHEREAS, Senate Joint Resolution 3 and Assembly Joint Resolution 13 are joint resolutions introduced into the Wisconsin Legislature which would amend Wisconsin law so as to change the length of terms of state elected officials from two years to four years; and

WHEREAS, your undersigned Supervisor believes that lengthening the terms of elected officials is reasonable and serves the best interest of county residents in that it will allow elected officials a sufficient amount of time to affect procedural and practical changes within their respective offices.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby indicates its support for Senate Joint Resolution 3 and Assembly Joint Resolution 13.

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 all legislators representing constituents within Winnebago County; to the Wisconsin Counties Association; and to the Office of Governor Scott McCallum.

Submitted by:
MICHAEL J. NORTON, DIST. #20
COUNTY BOARD SUPERVISOR

Motion by Supervisor Norton and seconded to adopt. Supervisor Norton requested the following corrections to the resolution: lines 10 and 22, change "3" to "17" and line 12 should be changed from "state elected officials" to county "elected officials". Vote on resolution: Ayes: 29. Nays: 5 – Griesbach, Savas, Wingren, Schaidler and Rengstorf. Excused: 4 – Klitzke, Leschke, Nielsen and Crowley. CARRIED.

RESOLUTION NO. 184-32001: Authorize Appropriation to Winnebago County Health Department - Lead Level Testing - WIC Program

WHEREAS, the Winnebago County Health Department has been awarded \$3,903 in grants for the purpose of performing lead level testing in children who have access to the Women and Infant Children (WIC) Program; and

WHEREAS, your undersigned Committee believes that it is in the best interest of Winnebago County and its children who participate in the WIC Program to appropriate said money from those grant monies awarded for those purposes stated above.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates the sum of \$3,753 from its Grants Account to the Winnebago County Health Department's Other Contractual Account and \$150.00 from the Grants Account to the Medical Supplies Account of the Winnebago County Health Department for the purpose of testing lead levels in children who have access to the WIC Program.

Submitted by:
BOARD OF HEALTH
AND
PERSONNEL & FINANCE COMMITTEE

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

RESOLUTION NO. 185-32001: Authorize Transfer of \$18,190 from General Fund to Architect and Design Fund, Winnebago County Highway Department

WHEREAS, a need exists for additional design work to be performed at the intersection of County Highway Y and U.S. 45 in relationship to the growing presence of County facilities adjacent to that intersection.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$18,190 from the Winnebago County General Fund to the Architect and Design Fund of the Winnebago County Highway Department for the purpose of purchasing additional engineering and design work in relationship to highway re-design work at the intersection of County Y and U.S. 45.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County General Fund to be reimbursed from the proceeds of a subsequent bond issue in relationship to this expenditure.

Submitted by:
HIGHWAY COMMITTEE
AND
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Ayes: 33. Nays: 0. Absent: 1 – Reilly. Excused: 4 – Klitzke, Leschke, Nielsen and Crowley. CARRIED.

RESOLUTION NO. 186-32001: Authorize Appropriation of \$156,723 from Brighter Futures Grant - Winnebago County Department of Human Services

WHEREAS, Winnebago County has been awarded grant monies from the State of Wisconsin Department of Health and Family Services, Division of Children and Family Services as part of the Brighter Futures Initiative Grant Program; and

WHEREAS, said funds are to be used to assist programs throughout Winnebago County in reducing the incidents of youth violence, delinquent behavior, youth alcohol and drug usage, child abuse and neglect, and teen pregnancy within Winnebago County; and to increase the use of abstinence as a method of preventing non-marital pregnancy; and to increase adolescent self-sufficiency by encouraging high school graduation, vocational preparedness, improved social and other personal skills and responsible decision making by Winnebago County youths; and

WHEREAS, the Winnebago County Human Services Board is recommending that \$156,723 of said grant funds be appropriated to various accounts within the Winnebago County Department of Human Services in relationship to programs which provide assistance in those areas mentioned above.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the appropriation of a total of \$156,723 from the Brighter Futures Revenue Grant Account of the Winnebago County Department of Human Services to the following accounts within the Department of Human Services in the following amounts:

TRICOM Crime Prevention	\$ 32,500
Truancy Intervention	\$ 35,000
Bridges	\$ 14,000
New Parent	\$ 24,000
Parent Aide Program	\$ 15,000
Baby Think It Over	\$ 19,200
Tobacco Control Coalition	\$ 5,000
Fund Balance/Levy (Administrative Costs)	\$ 12,023

Submitted by:

HUMAN SERVICES BOARD
AND
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Koziczkowski and seconded to adopt. Ayes 33. Nays: 0. Absent: 1 – Reilly. Excused: 4 – Klitzke, Leschke, Nielsen and Crowley. CARRIED.

RESOLUTION NO. 187-32001: Appropriate \$4,603 in Grant Funds to Winnebago County Health Department (Targeted Assistance for Needy Families Program)

WHEREAS, the Winnebago County Health Department has been awarded a grant in the amount of \$4,603 for the Targeted Assistance for Needy Families (TANF) program; and

WHEREAS, the purpose of this grant is to support a mandated immunization survey and to provide outreach efforts in support of the Department of Health's Immunization Program ; and

WHEREAS, your undersigned Board and Committee believe that appropriation of said money serve the best interests of the citizens of Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes an appropriation in the amount of \$4,603 from the Grants Fund of the Winnebago County Health Department to those funds and in those amounts which are listed in the attached Budget Transfer Sheet which is made a part of this resolution by reference.

Submitted by:
BOARD OF HEALTH
AND
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Rankin and seconded to adopt. Ayes: 33. Nays: 0. Absent: 1 – Reilly. Excused: 4 – Klitzke, Leschke, Nielsen and Crowley. CARRIED.

RESOLUTION NO. 188-32001: Authorize Acceptance and Appropriation of \$6,930 from the Oshkosh Area United Way to Park View Health Center

WHEREAS, the Oshkosh United Way has offered Winnebago County a grant in the amount of \$6,930 to be used for the purchase of Tilt-In-Space Recliners for residents at Park View Health Center; and

WHEREAS, your undersigned Committees recommended acceptance of said gift and appropriation of said funds for that purpose mentioned above;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the acceptance of a grant in the amount of \$6,930 from the Oshkosh Area United Way for the purchase of Tilt-In-Space Recliners for residents of Park View Health Center..

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that said funds shall be appropriated to the Small Equipment Fund of Park View Health Center for the purpose of purchasing said recliners.

Submitted by:
PARK VIEW HEALTH CENTER COMMITTEE
AND
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Widener and seconded to adopt. Ayes: 33. Nays: 0. Absent: 1 – Reilly. Excused: 4 - Klitzke, Leschke, Nielsen and Crowley. CARRIED.

RESOLUTION NO. 189-32001: Authority to Execute the 2001-2003 Labor Agreement with the Winnebago County Courthouse Employees' Association

BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the County Executive and the County Clerk be, and they hereby are authorized to execute a three-year Agreement on behalf of Winnebago County and the Winnebago County Courthouse Employees' Association for the years 2001, 2002 and 2003 effective January 1, 2001, which Agreement will provide the following major changes from the previous Agreement:

1) **WAGES**

3.0% across-the-board effective January 1, 2001

2.5% across-the-board effective January 1, 2002

3.0% across-the-board effective January 1, 2003

2) **ARTICLE IV – EMPLOYEE DEFINITIONS**

Modification of this article regarding probationary employees provides for ineligibility for holiday pay for fixed holidays occurring during the first thirty days of employment.

3) **ARTICLE IX – SALARY AND JOB CLASSIFICATION**

Modification of this article allows for hiring new workers at various steps in the pay schedule based upon labor market conditions and previous employment experience.

Provides further for consultation with Association representatives in the event of proposed hires at rates above the rates of incumbents in the same position.

In addition, this article is modified to provide for a minimum pay increase of \$0.25 per hour upon promotion. The previous minimum was \$0.15 per hour.

4) **ARTICLE X – HOURS OF WORK**

Modification of this article allows for the assignment of one Control Module Booking Clerk to a flexible substitute work schedule.

5) **ARTICLE XI I – STAND-BY PAY**

Modification of this article provides for uniform payment rate of \$10 for each 24 hour period that a Maintenance Worker is required to be available on a stand-by basis. The previous payment rate was three hours' pay for each full week of stand-by work.

6) **ARTICLE XIII – OVERTIME AND COMPENSATORY TIME**

Modification of this article provides for a rolling cap of 37.5 hours for balances of compensatory time that employees may carry throughout the year.

7) **ARTICLE XXI – SICK LEAVE WITH PAY**

Effective January 1, 2002, modification of this article reduces the sick leave accumulation rate from 12 days per year to 8 days per year and eliminates the current 120 day accumulation cap. In addition, the article is further modified to provide for a non-retirement termination payout benefit of 35% the employee's accumulation and a retirement payout improvement to 50% of the employee's accumulation provided that the employee retires with greater than twenty years of service. The previous retirement payout benefit provided for a payout of half of the employee's sick leave accumulation for a maximum of 45 days pay.

8) **ARTICLE XXII – INSURANCE**

Effective with the premium for the month of October, 2001, all eligible and participating employees shall pay 5% of the monthly premium for any of the group health insurance plans offered by Winnebago County.

Effective January 1, 2002, employees shall be eligible to participate in the County's dental insurance program with the employee paying 10% of the premium. (Current total monthly premium rates are \$21.11 for single coverage and \$66.35 for family coverage).

9) **APPENDIX A – PAY AND CLASSIFICATION SCHEDULE**

The transitional pay plan, set forth in Appendix B of the 1999 –2000 collective bargaining agreement has been eliminated and four position incumbents are to be transferred from the transitional pay plan to the remaining pay plan effective January 1, 2001.

Pay Range 2: Effective January 1, 2001, a new Step I is to be added to this pay range increasing the maximum rate by \$0.30 per hour to \$12.68 per hour. Effective January 1,

2002, a new Step J is to be added to this pay range increasing the maximum rate by \$0.30 per hour to \$13.30 per hour. Effective January 1, 2003, a new Step K is to be added to this pay range increasing the maximum rate by \$0.34 per hour to \$14.04 per hour.

Pay Range 3: Effective January 1, 2002, a new Step I is to be added to this pay range increasing the maximum rate by \$0.30 per hour to \$13.30 per hour. Effective January 1, 2002, a new Step J is to be added to this pay range increasing the maximum rate by \$0.30 per hour to \$13.93 per hour. Effective January 1, 2003, a new Step K is to be added to this pay range increasing the maximum rate by \$0.37 per hour to \$14.72 per hour.

Title Changes

<u>From</u>	<u>To</u>
Receptionist – Clerk of Courts	Clerk Typist II – Clerk of Courts
Secretary II - Clerk of Courts	Secretary II - Family Court
Secretary II – Clerk of Courts	Secretary II - Civil Court
Secretary II – Clerk of Courts	Secretary II - Criminal Court
Secretary II – Clerk of Courts	Secretary II - Juvenile Court
Secretary II – Clerk of Courts	Secretary II – Branch I
Secretary II – Clerk of Courts	Secretary II – Branch II
Secretary II – Clerk of Courts	Secretary II – Branch IV
Secretary II – Clerk of Courts	Secretary II – Branch VI
Secretary II – Clerk of Courts	Secretary II – Branches
Account Clerk II – Child Support	Financial Case Manager
WRC Account Clerk	Account Clerk – Corrections
Account Clerk – Jail	Account Clerk - Corrections
Secretary I – Emergency Mgmt.	Program Assistant –Emergency Mgmt.

Reclassifications

<u>Position Title</u>	<u>Current Range</u>	<u>New Range</u>
Secretary I/Clerk Typist I – Child Support (1)	2	1
Clerk Typist I/Clerk Typist II – Gen. Services (1 FT)	1	2

10) **NEW ARTICLE – JURY DUTY**

Effective January 1, 2001, employees serving as jurors shall receive their regular pay minus their jury duty per diem for work days on which they serve as jurors.

In addition to the foregoing, this agreement provides for minor changes to the preamble and to existing contractual provisions covering recognition and unit of representation, salary and job classification, holidays and funeral leave.

Submitted by,
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 31. Nays: 1 – Rengstorf. Absent: 2 – Reilly and Metzgi. Excused: Klitzke, Leschke, Nielsen and Crowley. CARRIED.

Supervisor Robl made a motion and seconded at 9:22 p.m. to convene in Closed Session pursuant to Section 19.85(1)(G), Wisconsin Statutes for the purpose of conferring with legal counsel who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved. Ayes: 30. Nays: 0. Absent: 4 – O’Brien, Reilly, Finch and Metzgi. Excused: 4 – Klitzke, Leschke, Nielsen and Crowley. CARRIED.

At 10:18 p.m a motion was made by Chairman Maehl and seconded to reconvene in open session. CARRIED BY VOICE VOTE.

RESOLUTION NO. 166-22001: Authorize Execution of Amendment to Agreement Between Mead and Hunt, Incorporated and Winnebago County

WHEREAS, the Winnebago County Highway Commissioner and Mead and Hunt, Incorporated, have tentatively agreed to the execution of an amendment to the agreement dated April 30, 1992 between Winnebago County and Mead and Hunt, Incorporated for engineering services, whereby Mead and Hunt, Incorporated would perform design engineering services for reconstruction for one (1) mile of County Highway "E"; and

WHEREAS, your undersigned Highway Committee believes that execution of said agreement would serve the best interest of Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves execution of an amendment to the agreement between Mead and Hunt, Incorporated and Winnebago County dated April 30, 1992 so as to allow for performance of design engineering services for reconstruction of one (1) mile of County Highway "E" by Mead and Hunt, Incorporated. A copy of the proposed amendment to the agreement is herewith attached and incorporated as a part of this resolution.

Submitted by:
HIGHWAY COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Ayes: 27. Nays: 0. Absent: 7 - O'Brien, Savas, Lauson, Reilly, King, Finch and Metzsig. Excused: 4 - Klitzke, Leschke, Nielsen and Crowley. CARRIED.

Motion by Supervisor Robl and seconded to adjourn until Tuesday, April 17, 2001 at 6:00 p.m. The meeting was adjourned at 10:20p.m.

Respectfully submitted,
Patricia Rabe, Deputy
Winnebago County Clerk

State of Wisconsin)
County of Winnebago) ss

I, Patricia Rabe, 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 20, 2001.

Patricia Rabe, Deputy
Winnebago County Clerk