

**ADJOURNED SESSION  
COUNTY BOARD MEETING  
TUESDAY, MAY 15, 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, Sundquist, Wingren, King, Norton, Hert, Nielsen, Robl, Eichman, Kline, Crowley, Kramer, Schaidler, Sievert, Arne, Diakoff, Brennand, Egan, Rankin, Rengstorf and Metzger. Excused: 2 – Finch & Spanbauer.

**PRESENTATION OF SCHOLARSHIP AWARDS**

Chairman Maehl presented the following Winnebago County high school seniors with a scholarship award certificate, a \$500.00 check and an In This Century county history book:

- Jennifer Zemke, Winneconne High School
- Cole Ruby, Omro High School
- Jonathan Thompson, Neenah High School
- Kristin LaFortune, Menasha High School
- Ryan Hansen, Lourdes High School
- Kirstin Leach, Oshkosh North High School
- Nathan LaFayette, Valley Christian High School
- Annalisa Kindt, Oshkosh West High School – could not be at tonight's County Board meeting

Motion by Supervisor Robl and seconded to adopt the amended agenda with the following change: Resolution Nos. 228-52001A and 228-52001B will be acted on before Resolution No. 194-42001.  
CARRIED BY VOICE VOTE.

**COMMUNICATIONS, PETITIONS, ETC.**

A letter was received from Senator Ellis thanking the Board for sending him their resolution on supporting the University of Wisconsin Extension's "Best Partnership for Children, Youth and Families" budget initiative. Senator Ellis will keep the Board's position in mind as the budget is debated.

Wisconsin Department of Administration, 2001-2002 CDBG Small Cities Housing Application Information Training Sessions, to be held in various locations throughout the state.

WCA Educational Seminar entitled, "Government Accounting Standards Board (GASB) Statement #34", Monday, May 21, in Wausau.

The following resolutions were received and forwarded to the Legislative Committee and other pertinent committees:

- Bayfield County – No. 2001-09, "Request Complete Funding of Probation and Parole Violation Inmates"
- Calumet County – No. 2001-4, "Resolution in Support of Complete Funding of Probation and Parole Violation Inmates and Assembly Bill AB197"
- Florence County – No. 01-11, "Resolution Supporting Complete Funding of Probation and Parole Violations Held in the County Jail"
- La Crosse, County – No. 261/3-01, "Request Complete Funding of Probation and Parole Violation Inmates" and No. 2/4-01, "Encourage the Wisconsin Governor and Legislators to Use Tobacco Settlement Funds as They Become Available for Tobacco Control and Treatment of Tobacco Related Diseases"
- Manitowoc County – No. 2001/2001-13, "Resolution Opposing Elimination of Prison Contract Bed Funding With Wisconsin Counties"; No. 2001/2001-14, "Resolution Supporting Maximum

- Speed Limit on Snowmobile Trails”; No. 2001-2002-15, “Resolution Supporting Repeal of Residency Requirement for Deputy Sheriff Applicant Testing”; and No. 2001-2001-16, “Resolution Requesting Complete Funding of Probation and Parole Violation Inmates”
- Pierce County – No. 01-04, “Resolution Supporting Complete Funding of Probation and Parole Violation Inmates”
- Sauk County – No. 08-01, “Request for Complete Funding of Probation and Parole Violation Inmates”
- Trempealeau County – “Resolution Requesting Additional Sales Tax for Counties”
- Waupaca County – No. 8 (2001-2002), “Resolution Opposing 0.1 Percent Sales Tax Referendum”; and No. 10 (2001-2002), “Resolution Supporting Complete Funding of Probation and Parole Violation Inmates”
- Wood County – No. 01-4-13, “To encourage State of Wisconsin Financial Support for Infrastructure Development for Local Public Health Departments”

Petition for Zoning Amendment from John Pfeiffer, Town of Black Wolf, for zoning change from P-1 to R-1 for residential lots was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Winnebago County Planning & Zoning Committee, for an amendment to the Winnebago County Town/County Zoning Ordinance, Sec. 17.19(3)(b) to add (5) was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Richard C. Naslund, Town of Algoma, for zoning change from B-3 to R-5 to build a house was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Lee Fischer, Town of Winchester, for zoning change from A-2 to M-1 (Light Industrial) for a machine shed was referred to the Planning & Zoning Committee.

Petitions for Zoning Amendments in the Town of Winchester from: Douglas D. Fink and Marie C. Neuber, for zoning change from A-2 to R-1 for Lots 3 & 4, for residential use; and from Michael Schlim, for zoning change from A-1 to B-3 for Lot 2, for commercial use, were referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Charles & Cheryl Ulrich, Ty & Becky Shippee, and Matt & Jennifer Dubie, Town of Wolf River, for zoning change from MH-1 (Mobile Home) to R-5 (Planned Residential) for single-family lots was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Nancy Krueger, Town of Oshkosh, for zoning change from A-2 to B-3 HB for commercial development was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Nick L. Potratz and Nathan C. Potratz, Town of Omro, for zoning change from B-2/A-2 to B-3 HB/A-2/B-2 for commercial and farm use was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from David J. Scherer, Town of Omro, for zoning change from R-1, H-2, B-2 & B-3 to A-2 for farm use was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from James C. Blewer and Gwendolyn L. Blewer, Town of Omro, for zoning change from B-2 to M-1 for mini-warehouse storage was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Gerald Sipple, Town of Omro, for zoning change from A-2/R-1, to A-2 for agricultural use was referred to the Planning & Zoning Committee.

## **COMMITTEE REPORTS**

Supervisor Koziczowski asked that the Board note the “COP & COPW Waiting List Report – 2001” that was placed on their desks. These reports will be given to the Board on a quarterly basis.

Supervisor Rankin commended Supervisor Metzsig on his recognition by the Wisconsin Cheese Makers Association as a Wisconsin master cheese maker of cheddar cheese.

Supervisor Griesbach asked that the Board read the report from Don Wilmot, Emergency Management Director, that was sent out in their packets.

Supervisor Widener reported that the federal government has approved the state’s plan for the intergovernmental transfer system. He explained that money will be provided for the first three years of the

plan, but that no funding has yet been approved for the fourth year.

Supervisor Leschke reported that the next two meetings of the Exploration Committee will be held on Wednesday, May 23 at 11:30 a.m., and Wednesday, June 20 at 6:00 p.m. All the supervisors are invited to attend these meetings. Supervisor Leschke thanked everyone that returned their survey and stated that surveys can still be submitted to the Exploration Committee.

## **COUNTY EXECUTIVE'S REPORT**

Executive Van De Hey commended Jill Rooyakkers, a Social Worker in the Winnebago County Child Protective Services Department, on her "Social Worker of the Year" award. Ms. Rooyakkers received the award from the Federation of Foster Parents Organization at their banquet on May 5, 2001.

Executive Van De Hey and the County Board recognized Ms. Rooyakkers' achievement with a round of applause.

## **COUNTY EXECUTIVE'S APPOINTMENTS**

### **Advocap Board of Directors**

Executive Van De Hey asked for the Board's approval of her re-appointment of Supervisors Helen Savas, Ron Eichman and David Green, to the Advocap Board of Directors. These are two-year terms which will expire on April 20, 2003.

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

### **Board of Adjustment**

Executive Van De Hey asked for the Board's approval of her re-appointment of Arden Schroeder to the Board of Adjustment. Mr. Schroeder's term is for three years and will expire on June 30, 2004.

(Executive Van De Hey withdrew the appointment of Greg Kargus and Betty Pollack to the Board of Adjustment until a later date.)

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

### **Commission on Aging**

Executive Van De Hey asked for the Board's approval of her appointments of Esther Walling, Marge D. Schaefer, Jean B. Kolodzik and Donna Lohry to the Commission on Aging. Ms. Walling will fill the unexpired term of Lorraine Spanbauer, which ends on April 20, 2003. Ms. Schaefer, Ms. Kolodzik and Ms. Lohry will serve three-year terms, which expire on April 20, 2004.

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

### **Solid Waste Management Board**

Executive Van De Hey asked for the Board's approval of her re-appointments of Supervisors Jim Lauson and Ken Robl, and Mr. David Eisele to the Solid Waste Management Board. These are three-year terms which will expire on April 21, 2004.

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

Executive Van De Hey stated that the federal government has approved the transfer of \$300,000,000.00 to the state's intergovernmental transfer program. Executive Van De Hey explained that it is imperative that the state legislature realize this money has come to the state as a result of county efforts and matching funds and that \$117,000,000.00 should be transferred to the counties that have county nursing homes. She asked that the Board members contact their representatives and encourage them to follow through on this issue.

Executive Van De Hey asked for the Board's support of the following resolutions: No. 219-52001, "Support of Town of Clayton in a Request to Authorize Construction of an At Grade Trail Crossing Over the Wisconsin Central Limited Tracks at Center Road" and No. 220-52001, "Authority to Execute 2001-2003 Labor Agreement with the Park View Rehabilitation Pavilion and Pleasant Acres Employees Union Local 1280, AFSCME."

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

Chairman Maehl presented Daniel Callan, a senior at St. Mary Central High School, with his scholarship award.

Chairman Maehl asked that any supervisor who has not turned in their per diem reports through March, 2001 please do so as soon as possible. This is necessary so that a resolution approving excess committee days can be written.

Chairman Maehl extended "happy birthday" wishes to Supervisor Kollath.

## **COUNTY BOARD CHAIRMAN'S APPOINTMENTS**

### **University of Wisconsin Education, Extension and Agriculture Committee and Land Conservation Committee**

Chairman Maehl asked for the Board's approval of his appointment of Supervisor David Metzgi to the University of Wisconsin Education, Extension and Agriculture Committee and the Land Conservation Committee. Supervisor Metzgi will complete the term of Supervisor Ryan O'Reilly, who resigned from the Winnebago County Board.

Motion by Supervisor Pech and seconded to approve these appointments. CARRIED BY VOICE VOTE.

### **East Central Wisconsin Regional Planning Commission**

Chairman Maehl asked for the Board's approval of his appointment of Supervisor Mark Madison to the East Central Wisconsin Regional Planning Commission. Supervisor Madison's term will be for two years.

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

## **PUBLIC HEARING**

Dawn Lux, Secretary of the Confront Addictions Now Board, 822 Ceape Avenue, Oshkosh, spoke in support of Resolution No. 226-52001, "Authorize Acceptance of Grant of \$1,100 from Oshkosh Confront Addictions Now by Clerk of Courts."

Renee Gilmour, 3821 West Fairview Road, Neenah, spoke in support of Resolution No. 219-52001, "Support of Town of Clayton in a Request to Authorize Construction of an At Grade Trail Crossing Over the Wisconsin Central Limited Tracks at Center Road."

## **ZONING REPORTS & ORDINANCES**

REPORT NO. 001. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant John Davel, Davel Engineering LLC, and property owner, Tim Halbrook Builders, Town of Menasha, for zoning change to R-2 (no flood fringe). Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 05-01-01. A request for zoning change from R-2 (flood fringe) to R-2 (no flood fringe). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – May 21, 2001)

REPORT NO. 002. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant Dan Hoel, Martenson & Eisele, and property owner Valley Gateway Development, Town of Menasha, for zoning change to R-2/R-3. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 05-02-01. A request for zoning change from R-2/R-5/R-1 (Single family subdivided/Planned Residential District/Single family non-subdivided) to R-2/R-3 (Single family subdivided/Two family residential). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date - May 21, 2001)

REPORT NO. 003. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant Robert Harris, Harris & Associates, and property owner VH Enterprises,

Town of Clayton, for zoning change to M-1 (Light Industrial). Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 05-03-01. A request for zoning change from A-2 (General Farming) to M-1 (Light Industrial). Motion by Supervisor Schaidler and seconded to ADOPT. CARRIED BY VOICE VOTE. (Effective date - May 21, 2001)

REPORT NO. 004. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant Joseph Nemecek, Bechard Investments, and property owner Ryan Goethel, 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. 05-04-01. A request for zoning change from A-1 (Exclusive Agriculture) to R-1 (Single family non-subdivided). Motion by Supervisor Schaidler and seconded to ADOPT. CARRIED BY VOICE VOTE. (Effective date – May 21, 2001)

REPORT NO. 005. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant Jose A. Ortiz & Mariel Williams and property owner Lyle Williams, Town of Omro, for zoning change to A-2 (General Farming). Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 05-05-01. A request for zoning change from R-1/A-2/B-2 (Single family non-subdivided/General Farming/Community Business) to A-2 (General Farming). Motion by Supervisor Schaidler and seconded to ADOPT. CARRIED BY VOICE VOTE. (Effective date – May 21, 2001)

REPORT NO. 006. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant Paul Groell, Martenson & Eisele, and property owner Mary Alice Jansen, Town of Black Wolf, for zoning change to R-1. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 05-06-01. A request for zoning change from R-1 (Single family non-subdivided) to R-1 (amending wetland maps). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date - May 21, 2001)

REPORT NO. 007. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant Robert Johnson and property owner Harry & Carol Johnson, Town of Neenah, for zoning change to B-3 for Lot 1 and R-1 for Lots 2, 3 & 4. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 05-07-01. A request for zoning change from B-3 (General Business) to B-3 (HB) (General Business-Highway Business) for Lot 1 and R-1 (Single family non-subdivided) for Lots 2, 3 & 4. Motion by Supervisor Schaidler and seconded to ADOPT. CARRIED BY VOICE VOTE. (Effective date – May 21, 2001)

REPORT NO. 008. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant Clifford Osen and property owner William Monteith, Town of Oshkosh, for zoning change to R-1/B-3 (Single family non-subdivided/General Business). Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 05-08-01. A request for zoning change from A-2 (General Farming) to R-1/B-3 (Single family non-subdivided/General Business). Motion by Supervisor Schaidler and seconded to ADOPT. CARRIED BY VOICE VOTE. (Effective date – May 21, 2001)

REPORT NO. 009. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant Robert Harris, Harris & Associates, and property owner David Stock, Town of Menasha, for zoning change to B-3 (General Business). Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 05-09-01. A request for zoning change from B-3/R-5 (General Business/Planned Residential) to B-3 (General Business). Motion by Supervisor Schaidler and seconded to ADOPT. CARRIED BY VOICE VOTE. (Effective date – May 21, 2001)

AMENDATORY ORDINANCE NO. 10. A request from the Town of Black Wolf on behalf of Cletus Schroeder for zoning change from A-2 to R-1. Motion by Supervisor Brennand and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – May 21, 2001)

AMENDATORY ORDINANCE NO. 11. A request from the Town of Black Wolf on behalf of Gary

& Paula Rupert for zoning change from A-2 to R-1. Motion by Supervisor Brennand and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – May 21, 2001)

AMENDATORY ORDINANCE NO. 12. A request from the Town of Black Wolf on behalf of Frank Goetz for zoning change from A-2 to R-1. Motion by Supervisor Brennand and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – May 21, 2001)

AMENDATORY ORDINANCE NO. 13. A request from the Town of Vinland on behalf of Donald Bartlett for zoning change from A-1 to R-1. Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – May 21, 2001)

## **RESOLUTIONS & ORDINANCES**

### **RESOLUTION NO. 228-52001-A: Adoption of County Supervisory District Plan Setting Forth the Number of Supervisory Districts (38) and Tentative Boundaries of Districts**

WHEREAS, Section 59.10(3)(b), Wisconsin Statutes requires the Winnebago County Board to adopt and transmit to each municipal governing body within the County a tentative County Supervisory District Plan, setting forth the number of supervisory districts and tentative boundaries or tentative description of boundary requirements, within sixty (60) days after the population count by enumeration district or block, as established in the decennial federal census of population, becomes available in printed form from the federal government or is published for distribution by an agency of the state; and

WHEREAS, the population count by block from the 2000 federal census was made available to Winnebago County by the state on April 2, 2001; and

WHEREAS, your undersigned Committee, in cooperation with the Winnebago County Planning Department, has reviewed a number of plans for supervisory districts and boundaries; and

WHEREAS, your undersigned Committee has voted to submit the attached supervisory district plan to the full Winnebago County Board of Supervisors for consideration.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby establishes the number of supervisory districts at 38, pursuant to the authority vested in it pursuant to Section 59.10(3), Wisconsin Statutes.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby tentatively adopts as boundaries for said supervisory districts those boundaries which are set forth in the attached map of Winnebago County, which is labeled "Winnebago County – 2001 Redistricting-Plan A.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the number of supervisory districts established herein shall be effective as of the election for the Winnebago County Board of Supervisors to be held on the first Tuesday in April, 2002.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt.

Motion by Supervisor Pech to table this resolution until the June 5, 2001 Special Orders Session. Supervisor Pech pointed out that on the "Plan A" supervisory district map, he and Supervisor David Green reside in the same district. Supervisor Pech also pointed out that theirs is the only district where two incumbents reside. Supervisor Pech withdrew his motion to table.

A motion was made by Supervisor O'Brien and seconded to correct Plan A's map so that Supervisors Pech and Green reside in two separate districts.

The Chair asked that the GIS Department revise the map immediately and bring it back to the Board tonight for a final vote.

### **RESOLUTION NO. 194-42001: Authorize transfer of \$78,000 from the General Fund to the General Construction Fund-Wittman Airport for the Purchase of Three (3) Individual, Portable Aircraft Storage Hangars**

WHEREAS, the major source of revenue for Wittman Airport is the rental of hangars and buildings, and

WHEREAS, there is currently a waiting list for aircraft storage hangars at Wittman Airport, and

WHEREAS, many of the existing aircraft storage hangars at Wittman Airport are nearing the end of their useful life, and

WHEREAS, ten existing aircraft storage hangars at Wittman Airport are too small to accommodate the majority of single engine, general aviation aircraft.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$78,000 from the Winnebago County General Fund to the General Construction Fund of Wittman Regional Airport for the purchase of three (3) individual, portable, aircraft storage hangars for single engine general aviation aircraft.

BE IF FURTHER RESOLVED, by the Winnebago County Board of Supervisors that it hereby authorizes the General Fund of Winnebago County to be reimbursed for said purchases from the issuance of subsequent bond issue in relationship to this matter.

Submitted by:  
AVIATION COMMITTEE  
AND  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 34. Nays: 1 – Wingren.  
Excused: 2 – Spanbauer and Finch. CARRIED.

**RESOLUTION NO. 214-52001: Disallow Claim of Anne Wachuta**

WHEREAS, your Personnel and Finance Committee has had the claim of Anne Wachuta 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 Anne wachuta dated March 26, 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. 215-52001: Disallow Claim of Badger Mutual and Bruce Koepke**

WHEREAS, your Personnel and Finance Committee has had the claim of Badger Mutual and Bruce Koepke 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 Badger Mutual and Bruce Koepke dated April 6, 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. 216-52001: Authorize Execution of Addendum #2 to the Beechwood Plaza Hotel Ground Lease Agreement**

WHEREAS, on October 29, 2000, Winnebago County entered into an agreement with Beechwood Plaza Hotel of Oshkosh, LLC, for the lease of ground at Wittman Regional Airport for the construction of a hotel at that facility; and

WHEREAS, Beechwood Plaza Hotel of Oshkosh, LLC, hereinafter referred to as "Lessee", has approached Winnebago County with regard to its desire to lease an additional 34,954.5 square feet of space for a twenty-five (25) year period, commencing on June 1, 2001, at an initial rate of \$.10 per square foot per year for the purpose of constructing an aircraft parking apron adjacent to its hotel property; and

WHEREAS, your undersigned Committee believes that the proposed addendum to the original ground lease agreement between Winnebago County and Beechwood Plaza Hotel of Oshkosh, LLC is in the best interest of Winnebago County and Wittman Regional Airport.

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 Addendum #2 to the ground lease agreement between Winnebago County and Beechwood Plaza Hotel of Oshkosh, LLC so as to allow the Lessee to lease an additional 34,954.5 square feet of property at Wittman Regional Airport for use as an aircraft parking apron for a twenty-five (25) year period commencing on June 1, 2001 at an initial rate of \$.10 per square foot per year..

Submitted by:  
AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 35. Nays: 0. Excused: 2 – Spanbauer and Finch. CARRIED.

**RESOLUTION NO. 217-52001: Authorize Execution of Ground Lease Option Between Winnebago County and Dumke & Associates, LLC**

WHEREAS, Dumke & Associates, LLC has approached the Director of Wittman Regional Airport with regard to the possibility of leasing 205,000 square feet at Wittman Regional Airport for the purpose of establishing a multi-tenant aviation-related retail business plaza at the Airport; and

WHEREAS, Dumke & Associates, LLC has expressed a desire to execute an option for two (2) consecutive one (1) year periods, commencing on May 15, 2001 and ending on May 14, 2003 with regard to leasing said property for a twenty-five (25) year period in relationship to establishing such a business enterprise at Wittman Regional Airport; and

WHEREAS, Dumke & Associates, LLC has agreed to pay Winnebago County \$10,000 for the first one (1) year period of said ground lease option and \$30,000 for the second one (1) year period of said option; and

WHEREAS, your undersigned Aviation Committee recommends that said ground lease option be approved by the Winnebago County Board of Supervisors and executed by the Winnebago County Executive and Winnebago County Clerk in that it is in the best interest of Wittman Regional Airport.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Clerk and the Winnebago County Executive to execute a ground lease option between Winnebago County and Dumke & Associates, LLC for two one (1) year periods at a rate of \$10,000 for the first year and \$30,000 for the second year, with regard to the lease of 205,000 square feet of space at Wittman Regional Airport for a twenty-five (25) year period at an initial rate of \$.11 per square foot per year..

Submitted by:  
AVIATION COMMITTEE



Motion by Supervisor Albrecht and seconded to adopt. Ayes: 34. Nays: 1 – Brennand. Excused: 2 – Spanbauer and Finch. CARRIED.

**RESOLUTION NO. 218-52001: Approve Ground Lease Agreement Between Winnebago County and Dumke & Associates, LLC**

WHEREAS, pursuant to Resolution #217-52001, the Winnebago County Board of Supervisors has approved the execution of a ground lease option between Winnebago County and Dumke & Associates, LLC with regard to the rental of 205,000 square feet of property at Wittman Regional Airport for a twenty-five (25) year period; and

WHEREAS, a tentative lease between Dumke & Associates, LLC and Winnebago County has been drafted, a copy of which is herewith attached for the rental of said property; and

WHEREAS, your undersigned Aviation Committee recommends approval of said ground lease and execution of said ground lease agreement by Winnebago County should Dumke & Associates, LLC execute the ground lease option which it has been granted pursuant to Resolution #217-52001.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the attached ground lease between Winnebago County and Dumke & Associates, LLC for rental of 205,000 square feet at Wittman Regional Airport at an initial rate of \$.11 per square foot per year for the purpose of constructing and operating a multi-tenant aviation retail sales plaza at Wittman Regional Airport.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Clerk and the Winnebago County Executive to execute said ground lease agreement upon execution of the option of Dumke & Associates, LLC granted pursuant to Resolution #217-52001 of this Board and pursuant to the terms of said option as contained therein..

Submitted by:  
AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 34. Nays: 1 – Brennand. Excused: 2 – Spanbauer and Finch. CARRIED.

**RESOLUTION NO. 219-52001: Support of Town of Clayton In a Request to Authorize Construction On An At Grade Trail Crossing Over The Wisconsin Central Limited Tracks at Center Road**

WHEREAS, the Town of Clayton has had numerous meetings and accumulated a great amount of public input into the Center Road Railroad Trail Crossing Plan and to that end the Town of Clayton has recommended by formal resolution that an at grade trail crossing be installed at Center Road; and

WHEREAS, prior to constructing this trail crossing, the Town needs permission from the Office of Commissioner of Railroads before proceeding with such plans and to that end the Town has petitioned the Office of the Commissioner of Railroads to authorize the construction of this crossing; and

WHEREAS, the Town has already appropriated money to construct this crossing and all that is left is an order of the Office of the Commissioner of Railroads for the construction of this trail; and

WHEREAS, this trail crossing will be a critical site along what may eventually become a twenty-five mile long state recreation trail corridor running east-to-west within Winnebago County; and,

WHEREAS, in the past, Winnebago County has taken over the responsibility of administering and maintaining state recreation trails within the County; and,

WHEREAS, your undersigned Committee believes that it would be in the best interest of Winnebago County to become involved in helping guide the early development of a trail facility which it may one day manage.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors that it hereby supports the Town of Clayton in it's attempt to petition the Office of the Commissioner of

Railroads for an order authorizing the Town to construct an at grade trail crossing at Center Road.

Submitted by,  
PARKS AND RECREATION COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes: 35. Nays: 0. Excused: 2 – Spanbauer and Finch. CARRIED.

**RESOLUTION NO. 220-52001: Authority to Execute 2001-2003 Labor Agreement With the Park View Rehabilitation Pavilion and Pleasant Acres Employees Union Local 1280, AFSCME**

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 Park View Rehabilitation Pavilion and Pleasant Acres Employees Union, Local 1280, AFSCME 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:

\$0.34 per hour across-the-board effective 1-1-01

\$0.15 per hour across-the-board effective 10-1-01

\$0.34 per hour across-the-board effective 1-1-02

\$0.38 per hour across-the-board effective 1-1-03

Additional pay adjustment of \$2.00 per hour for LPN's (nine employees) effective June 1, 2001

No retroactive wage adjustments are to be provided to individuals who terminate prior to the date of contract signing (approximately June 1, 2001). This provision does not apply to any employees who retire or die.

2) ARTICLE XIII – HOLIDAYS

Effective January 1, 2002, part-time employees who are on the payroll as of January 1 of the year are to receive one floating holiday per year paid on a pro rata basis.

3) ARTICLE XXI – GROUP HEALTH PROGRAM

Effective with the premium for the month of October, 2001 and thereafter, provide for an employee contribution rate of 5% toward the monthly premium of all plans. In the event that another collective bargaining agreement between Winnebago County and an AFSCME local provides for a limit as to the monthly employee contribution amount, such limit shall also apply to employees represented by AFSCME Local 1280.

In addition to the foregoing, the new agreement includes minor revisions to the Preamble and articles covering recognition and unit of representation, sick leave, group health insurance, trainer pay, wage schedule, shifts and work week, and duration. All previously executed letters of understanding between the parties are to be updated and extended for the term of the Agreement.

BE IT FURTHER RESOLVED, that funds necessary to cover the cost of this Agreement be applied from within the budget of Park View Health Center.

Submitted by,  
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 35. Nays: 0. Excused: 2 – Spanbauer and Finch. CARRIED.

At this point in the meeting, Resolution No. 228-52001A and Resolution No. 228-52001B was brought back to the floor for action. Diane Culver, GIS Department, explained that the boundaries between supervisory districts 12 and 14 were reconfigured so that Supervisor Pech's and Supervisor Green's residences remained in their respective districts. She also explained that the population distribution between these two reconfigured districts meets statutory requirements.

Supervisor O'Brien's motion to amend Plan "A"s supervisory district map so that Supervisors Pech and Green reside in separate districts was brought back on the floor.

Vote on amendment – Ayes: 33. Nays: 1 – Nielsen. Abstain: 1 – Crowley. Excused: 2 – Spanbauer and Finch. CARRIED.

Vote on resolution as amended – Ayes: 30. Nays: 4 – Wingren, Hert, Nielsen and Robl. Abstain: 1 – Crowley. Excused: 2 – Spanbauer and Finch. CARRIED.

**RESOLUTION NO. 228-52001-B: Adoption of County Supervisory District Plan Setting Forth the Number of Supervisory Districts (38) and Tentative Boundaries of Districts**

WHEREAS, Section 59.10(3)(b), Wisconsin Statutes requires the Winnebago County Board to adopt and transmit to each municipal governing body within the County a tentative County Supervisory District Plan, setting forth the number of supervisory districts and tentative boundaries or tentative description of boundary requirements, within sixty (60) days after the population count by enumeration district or block, as established in the dicennial federal census of population, becomes available in printed form from the federal government or is published for distribution by an agency of the state; and

WHEREAS, the population count by block from the 2000 federal census was made available to Winnebago County by the state on April 2, 2001; and

WHEREAS, your undersigned Committee, in cooperation with the Winnebago County Planning Department, has reviewed a number of plans for supervisory districts and boundaries; and

WHEREAS, your undersigned Committee has voted to submit the attached supervisory district plan to the full Winnebago County Board of Supervisors for consideration.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby establishes the number of supervisory districts at 38, pursuant to the authority vested in it pursuant to Section 59.10(3), Wisconsin Statutes.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby tentatively adopts as boundaries for said supervisory districts those boundaries which are set forth in the attached map of Winnebago County, which is labeled "Winnebago County – 2001 Redistricting-Plan B.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the number of supervisory districts established herein shall be effective as of the election for the Winnebago County Board of Supervisors to be held on the first Tuesday in April, 2002.

Submitted by:  
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor O'Brien and seconded to WITHDRAW this resolution. CARRIED BY VOICE VOTE.

**RESOLUTION NO. 221-52001: Appropriate Donations for Installation of Inground Water Line At Sunnyview Exposition Center**

WHEREAS, a donation has been pledged in the amount of \$3,749.00 by Starshow Presents, Inc. for the purpose of purchasing necessary services and materials needed to install a 1,000 foot long by two-inch wide in-ground water line at the Sunnyview Exposition Center; and

WHEREAS, the installation of this water line is primarily intended to help support the food vending surfaces located along the west service road during the annual Country USA concert; and

WHEREAS, the addition of this water line will also benefit operations at the Sunnyview Exposition Center by extending water service into a remote portion of the expo and making the area more suitable for supporting other types of large scale events; and

WHEREAS, with this improvement to the Sunnyview Exposition Center grounds the spectators at Country USA will also benefit because of the accessibility brought about by the relocating of water facilities inside the concert grounds; and

WHEREAS, your undersigned Committee recommends that said donation be accepted and said

donation be appropriated for that purpose described above.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors that it hereby authorize the Winnebago County Parks Department to accept a donation of \$3,749.00 from Starshow Presents, Inc.

BE IT RESOLVED, by the Winnebago County Board of Supervisors that said donation be appropriated to the Capital Improvements Account of the Winnebago County Parks Department for the purpose of installing a 1,000 foot long water line at the Sunnyview Expo Center.

Submitted by,  
PARKS AND RECREATION COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes: 34. Nays: 1 – Crowley. Excused: 2 – Spanbauer and Finch. CARRIED.

**RESOLUTION NO. 222-52001: Authorize Execution of Grant Agreement Between Winnebago County and State of Wisconsin Land Information Board (Land Record Modernization Activities)**

WHEREAS; the State of Wisconsin Land Information Board has agreed to provide a grant to Winnebago County in the amount of \$34,284 for land records modernization activities; and

WHEREAS, the County will use \$15,095 of the funds to develop an Emergency Management Damage Assessment Application; and

WHEREAS, the City of Menasha will use \$19,189 of the funds to map a parcel backlog into the GIS, to obtain an automated land base permitting system and establish a parcel maintenance program with the County; and

WHEREAS, your undersigned Committee deems it to be advisable to accept said grant.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive, Winnebago County Clerk and David Schmidt, as Winnebago County Land Information Officer, to execute the attached grant agreement between the State of Wisconsin Land Information Board and Winnebago County for the purpose of accepting a grant in the amount of \$34,284 for land records modernization activities; a copy of said grant agreement being attached hereto and made a part of this resolution by reference.

Submitted by:  
PLANNING & ZONING COMMITTEE

Motion by Supervisor Schaidler and seconded to adopt. Ayes: 35. Nays: 0. Excused: 2 – Spanbauer and Finch. CARRIED.

**RESOLUTION NO. 223-52001: Authorize Acceptance of Joint DATCP/DNR Nonpoint Source Pollution Abatement Grant in 2002**

WHEREAS, pursuant to Sec.92.14 and 281.65, Wis. Stats., the Wisconsin Department of Agriculture, Trade and Consumer Protection and the Wisconsin Department of Natural Resources are authorized to allocate joint grant funds to assist counties in carrying out programs and services for nonpoint pollution abatement; and

WHEREAS, your Land & Water Conservation Department has submitted a Joint Grant Application to DATCP and DNR, in the amount of \$660,000 for administrative and staff support, and cost sharing of pollution abatement projects to be installed in 2002.

NOW, THEREFORE, BE IT RESOLVED: by the Winnebago County Board of Supervisors that, should the aforementioned grant application be approved by DATCP and DNR, the Land Conservation Committee Chairman is hereby authorized, on behalf of Winnebago County, to accept the grant in or near the amount of \$660,000.

Submitted by:  
LAND CONSERVATION COMMITTEE

Motion by Supervisor Barker and seconded to adopt. Ayes: 35. Nays: 0. Excused: 2 –  
Spanbauer and Finch. CARRIED.

**ORDINANCE NO. 224-52001: Create Section 19.24(8) and Create Section 19.24(9) of the  
General Code of Winnebago County (Sunnyview Exposition  
Center and Fairgrounds Rental Fees - Marquee)**

WHEREAS, a highway marquee sign will soon be installed and operational adjacent to the  
Winnebago County Sunnyview Exposition Center and Fairgrounds; and

WHEREAS, as a result of the installation of said marquee, it is necessary for the Winnebago  
County Board of Supervisors to adopt a policy, to be enacted as an ordinance, governing the use of said  
marquee and those fees to be charged in relationship to the use of the marquee; and

WHEREAS, your undersigned Parks and Recreation Committee recommends the adoption of the  
following Ordinance for the purpose of establishing policy with regard thereto.

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

Section 19.24(8) of the General Code of Winnebago County be amended to read as follows:

19.24 FEES AND CHARGES.

- (8) The Winnebago County Parks Director is hereby authorized to establish procedures for the  
administration of the marquee message board at the Winnebago County Sunnyview Exposition  
Center and Fairgrounds. Included within said procedures shall be a fee schedule for the rental  
of advertisement space upon the marquee message board. Such procedures and fee schedules  
shall be effective upon approval of the Parks Committee of the Winnebago County Board of  
Supervisors

The County Board of Supervisors of the County of Winnebago does further ordain as follows:

That Section 19.24(9) of the General Code of Winnebago County be created to read as follows:

- (9) Wisconsin sales tax shall be added to all fees when applicable.

BE IT FURTHER ORDAINED by the County Board of Supervisors of the County of Winnebago  
that said ordinances shall be effective as of the date following the date of publication thereof.

Submitted by:  
PARKS & RECREATION COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes: 35. Nays: 0. Excused: 2 –  
Spanbauer and Finch

**ORDINANCE NO. 225-52001: Amend Section 19.13(7) of the Winnebago County General Code  
Relating to Areas of the Winnebago County Community Park in  
Which Dogs Are Permitted**

WHEREAS, for nearly a decade Winnebago County has maintained  
a policy allowing dog owners access to specified parklands deemed appropriate for facilitating both off-  
leash and on-leash dog activities; and

WHEREAS, recent excavation of various areas within the south section of the Winnebago  
County Community Park has made it necessary to relocate the sites once open to off-leash and on-  
leash use; and

WHEREAS, the availability of specialized dog activity sites within the Winnebago County  
Community Park continues to benefit dog owners by providing facilities where dogs may be taken to

exercise within secured areas; and

WHEREAS, users of the Community Park in general have benefited as dog activities have been confined to specified areas and problems associated with the presence of excessive amounts of dog feces within the park have been reduced.

NOW, THEREFORE, THE COUNTY BOARD OF SUPERVISORS OF THE COUNTY OF WINNEBAGO does ordain as follows:

That Section 19.13 (7) of the General Code of Winnebago County be amended to read as follows:

19.13 PETS AND ANIMALS .

(7) No dog shall be permitted to be present at any time within the boundaries of the Lake Winneconne Park. Dogs shall be allowed to run off-leash within the designated fenced enclosure located in the northeast portion of the Winnebago County Community Park. Dogs shall also be allowed in the Community Park within the specified area to the west of Shelter #3 and designated by signage indicating the site as being available for on-leash dog activities. No dog shall be permitted in any other area of the Winnebago County Community Park.

BE IT FURTHER ORDAINED by the County Board of Supervisors of the County of Winnebago that the foregoing amendment to the General Code shall be effective on the date following the date of publication of said Ordinance.

Submitted by,  
PARKS & RECREATION COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes: 32. Nays: 3 – Griesbach, Crowley and Rengstorf. Excused: 2 – Spanbauer and Finch. CARRIED.

**RESOLUTION NO. 226-52001: Authorize Acceptance of Grant of \$1,100 from Oshkosh Confront Addictions Now by Clerk of Courts**

WHEREAS, the judiciary in Winnebago County has expressed an interest in establishing a drunk driver victim impact panel in Winnebago County; and

WHEREAS, said victim impact panel would be used by the judiciary to provide a presentation to persons convicted of operating while intoxicated with regard to the impact that drunken drivers have had upon their life. Persons convicted of operating after revocation would be sentenced to attend said presentation; and

WHEREAS, said victim impact panels appear to have had a positive effect in reducing the number of persons re-arrested in Outagamie County for operating a vehicle while intoxicated; and

WHEREAS, an organization known as Oshkosh Confront Addictions Now has expressed a desire to contribute \$1,100 to the Winnebago County Circuit Court for the purpose of establishing such a program; and

WHEREAS, the Winnebago County Clerk of Courts, at the direction of the judiciary, has indicated a desire to accept said grant for the purpose of funding such a program.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Clerk of Courts to accept a grant of \$1,100 from the Oshkosh Confront Addictions Now Organization for the purpose of establishing a drunken driver's victim impact panel in Winnebago County.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes appropriation of said funds to the VIP Fund of the Winnebago County Clerk of Courts Office.

Submitted by:  
MICHAEL HERT, DIST. #21  
COUNTY BOARD SUPERVISOR

Motion by Supervisor Hert and seconded to adopt. Motion by Supervisor Rengstorf and

seconded to amend Line 39 by adding, "No county funds will be used at any time for this program."

Vote on Amendment – Ayes: 27. Nays: 7 – Kollath, Barker, Maehl, Widener, Pech, Crowley and Rankin. Excused: 2 – Spanbauer and Finch. Absent: 1 – Madison. CARRIED.

Vote on Resolution as amended – Ayes: 33. Nays: 1 – Crowley. Excused: 2 – Spanbauer and Finch. Absent: 1 – Madison. CARRIED.

**RESOLUTION NO. 227-52001: Support Formation of an Agricultural Steering Committee by the State of Wisconsin**

WHEREAS, the total number of farms in Wisconsin has declined from 93,000 to 78,000 between 1980 and 1999; and

WHEREAS, the number of dairy farms in Wisconsin has declined during the same period from 45,000 to 22,000; and

WHEREAS, during that same period of time, the acreage of farm land in Wisconsin has declined from 18.6 million acres to 16.3 million acres; and

WHEREAS, 56,000 acres of farm land are lost in Wisconsin every year; and

WHEREAS, prices received by Wisconsin farmers for products such as corn and soybeans have declined or remained stagnant for years; and

WHEREAS, prices received by Wisconsin's dairy farmers are lower than the national average and are kept artificially low by the Northeast Dairy Compact; and

WHEREAS, the value of livestock and their products, poultry and their products and dairy products sold in Wisconsin declined by 5% between 1992 and 1995; and

WHEREAS, the number of younger people entering farming as an occupation has declined in increasing numbers in recent years.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby requests that the State of Wisconsin and the federal government both form special steering committees to investigate the issue of why Wisconsin farmers receive less than 10% of the consumer's dollar for farm products produced within Wisconsin.

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 Congressman Thomas Petri, United States Senator s Russell Feingold and Herbert Kohl; to all members of the Wisconsin State Legislature representing constituents within Winnebago County; to the Office of Governor Scott McCallum and to the Wisconsin Counties Association.

Submitted by:  
LEGISLATIVE COMMITTEE

Motion by Supervisor Barker and seconded to adopt. Ayes: 26. Nays: 5 – Widener, Pech, Leschke, Wingren and Kline. Excused: 2 – Spanbauer and Finch. Absent: 4 – O'Brien, Madison, Nielsen and Crowley. CARRIED.

**RESOLUTION NO. 229-52001: Authorize Design Work for the CTH E Project (USH 41 to Oakwood Road) and a Budget Transfer of \$15,000 from the Contingency Fund in Order to Pay For Cost Associated with Initial Design for the Project.**

WHEREAS, the Winnebago County Board of Supervisors supports the design and reconstruction of CTH E and,

WHEREAS, the project will begin at the west limits of USH 41 and terminate at the intersection of CTH E and Oakwood Road, a distance of approximately 1 mile and,

WHEREAS, the design work needs to proceed in June of 2001 in order to meet a construction date of 2004,

WHEREAS, the design process will include the need for soil borings, title searches and possibly

searches of archeological records and project terrain and,

WHEREAS, the cost for these additional items needed to complete the initial design is approximately \$15,000 and

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates the sum of \$15,000 from the Contingency Fund of Winnebago County for the for the purpose of paying said costs.

Submitted by:  
HIGHWAY COMMITTEE

Motion by Robl and seconded to adopt. Ayes: 32. Nays: 0. Excused: 2 – Spanbauer and Finch. Absent: 3 – O’Brien, King and Nielsen. CARRIED.

**RESOLUTION NO. 230-52001: Authorize County Aid for Culvert Replacements**

WHEREAS, Section 81.38, Wisconsin Statutes, allows a town to petition the County for funds to offset the costs of constructing or repairing culverts or bridges within the town; and

WHEREAS, pursuant to Section 81.38(2), Statutes, the County shall pay the cost of such repair or construction in excess of \$750 up to \$1500 and the town and county shall each pay 1/2 of the cost of construction or repair above \$1500 ; and

WHEREAS, the Town of Omro, the Town of Winneconne and the Town of Clayton have all petitioned the Winnebago County Highway Committee for replacement of culverts or bridges pursuant to Section 81.38, Wisconsin Statutes.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes County aid to the following Towns for the following projects the total amount of said projects not to exceed that amount listed with the amount contributed by the County to be controlled pursuant to Section 81.38(2), Statutes:

<u>TOWN</u>	<u>LOCATION</u>	<u>TOTAL AMOUNT OF PROJECT</u>
Town of Omro:	Bradley Road North of State Highway 91 -	\$2300.00
Town of Winneconne	Oakhill Road	\$2300.00
Town of Clayton	North of Shady lane	\$3000.00

Submitted by:  
HIGHWAY COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Ayes: 32. Nays: 0. Excused: 2 – Spanbauer and Finch. Absent: 3 - O’Brien, King and Nielsen. CARRIED.

**RESOLUTION NO. 231-52001: Authorize Transfer of \$5,020 from Operating Expense to Labor Expense Account of 2000 UW-Extension Budget**

WHEREAS, a labor overrun occurred in the 2000 UW Extension Budget of \$5,020; and

WHEREAS, money exists within the Operating Expense Account of said budget to cover said labor overrun.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$5,020 from the Operating Expense Account to the Labor Expense Account of the 2000 UW Extension Budget..



Submitted by:  
UNIVERSITY OF WISCONSIN EDUCATION, EXTENSION  
& AGRICULTURE COMMITTEE  
AND  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Barker and seconded to adopt. Ayes: 31. Nays: 0. Excused: 2 – Spanbauer and Finch. Absent: 4 – O'Brien, King, Nielsen and Crowley. CARRIED.

**RESOLUTION NO. 232-52001: Authorize Transfer of \$5,000 from Contingency Fund to Professional Services Fund - Winnebago County Maintenance Department**

WHEREAS, an additional \$5,000 of funding is needed to cover additional expenses relating to the creation of drawings in connection with the comprehensive building study project ; and

WHEREAS, your undersigned Committees believe that said transfer of funds is necessary and in the best interest of Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$5,000 from the Contingency Fund of the Winnebago County Budget to the Professional Services Account of the Winnebago County Maintenance Department Budget for the purpose of paying for additional drawings in relationship to the comprehensive building study.

Submitted by:  
FACILITIES & PROPERTY MANAGEMENT COMMITTEE  
AND  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Egan and seconded to adopt. Ayes: 31. Nays: 2 – Kramer and Schaidler. Excused: 2 – Spanbauer and Finch. Absent: 2 – O'Brien and King. CARRIED.

**RESOLUTION NO. 233-52001: Authorize Transfer of \$23,000 from Operating Expenses Account of 2000 Winnebago County Budget to Labor Expenses Account of Parks Department Budget**

WHEREAS, an overrun occurred in the Winnebago County Parks Department Budget with regard to labor for the budget year 2000 in the amount of \$23,000; and

WHEREAS, a budget transfer is necessary to cover said overrun.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$23,000 from the Operating Expenses Account of the 2000 Winnebago County Budget to the Labor Expenses Account of the Winnebago County Parks Department 2000 Budget to cover labor expense overruns in said Department for the 2000 budget year..

Submitted by:  
PARKS & RECREATION COMMITTEE  
AND  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes: 34. Nays: 0. Excused: 2 – Spanbauer and Finch. Absent: 1 – O'Brien. CARRIED.

**RESOLUTION NO. 234-52001: Authorize Acceptance of Donation of \$4,000 and Appropriation of Said Money for the Installation of an Aerator in Pond in**

**Winnebago County Community Park**

WHEREAS, the Oshkosh Youth Soccer Organization has offered to donate \$4,000 to the Winnebago County Parks Department for the purpose of installing an aerator in the Winnebago County Community Park South Pond; and

WHEREAS, the Winnebago County Parks Committee has recommended that said money be accepted and appropriated for said purpose.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the acceptance of a donation of \$4,000 by the Winnebago County Parks Department from the Oshkosh Youth Soccer Organization.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that said donation proceeds be appropriated within the Winnebago County Parks Department Budget for the installation of an aerator in the South Pond at the Winnebago County Community Park.

Submitted by:  
PARKS & RECREATION COMMITTEE  
AND  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes: 35. Nays: 0. Excused: 2 – Spanbauer and Finch. CARRIED.

**RESOLUTION NO. 235-52001: Authorize Transfer of \$8,685 from General Fund Balance to Labor, Travel and Operating Expense Funds of Winnebago County Child Support Agency 2000 Budget**

WHEREAS, the Winnebago County Child Support Agency, in its 2000 budget, experienced cost overruns of \$8,685 in the Labor, Travel and Operating Expense Accounts; and

WHEREAS, a transfer of \$8,685 from the 2000 Winnebago County Budget General Fund balance is necessary to balance the Child Support Agency's budget with regard to said accounts.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$8,685 from the 2000 Winnebago County Budget General Fund balance to the following accounts within the Child Support Agency budget:.

- \$7,360 - Labor Expense
- \$ 585 - Travel Expense
- \$ 640 - Operating Expense

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

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 34. Nays: 0. Excused: 2 – Spanbauer and Finch. Absent: 1 – Lauson. CARRIED.

**AMENDED  
RESOLUTION NO. 236-52001: Authorize Transfer of \$100,000 from General Revenue Account to Roof Replacement Account - Winnebago County Maintenance Department (Park View Health Center Roof Replacement Project)**

WHEREAS, in the process of replacing the roof at Park View Health Center, it was determined that the present roof structure at Park View Health Center was not as originally anticipated; and

WHEREAS, because of said discovery, necessary change orders need to be made with regard to the Park View Health Center roof replacement project and said changes in the original project structure shall cost approximately \$100,000 in additional funds.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes a transfer of \$100,000 from the General Revenue Fund of the 2001 Winnebago County Budget to the roof replacement account within the Winnebago County Maintenance Department Budget for the purpose of completing the Park View Health Center roof replacement project..

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

Submitted by:  
FACILITIES & PROPERTY MANAGEMENT COMMITTEE  
AND  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Egan and seconded to adopt. Ayes: 33. Nays: 1 – Kramer. Excused: 2 – Spanbauer and Finch. Absent: 1 – Lauson. CARRIED.

**RESOLUTION NO. 237-52001: Authorize Transfer of \$1,238,000 to 2000 Park View Health Center Budget**

WHEREAS, a necessity to contract out for professional nursing services due to a lack of nurses at Park View Health Center and under-budgeting in revenue because of cutbacks in medical assistance and medicaid reimbursement have resulted in a \$1,238,000 deficit in Park View Health Center's 2000 Budget; and

WHEREAS, it is necessary that said budget be balanced for accounting purposes.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$1,238,000 from various accounts in the 2000 Winnebago County Budget to various accounts within the 2000 Park View Health Center Budget as is shown in the attached Budget Transfer sheet which is incorporated as a part of this resolution by reference..

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

Motion by Supervisor Widener and seconded to adopt. Ayes: 33. Nays: 0. Excused: 2 – Spanbauer and Finch. Absent: 2 – Lauson and Robl. CARRIED.

**RESOLUTION NO. 238-52001: Authorize Transfer of \$16,975 from Capital Outlay - Other Equipment Fund and General Fund Balance - UW Extension (Lease High Volume Digital Copier)**

WHEREAS, \$16,975 was originally budgeted in the 2001 Budget for the purchase of a high volume digital copier by University of Wisconsin Extension Program; and

WHEREAS, it has been determined that it is more cost effective to lease such equipment.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$7,844 from the Capital Outlay - Other Equipment Fund of the University of Wisconsin Extension Fund to the Equipment Rental Account. within said fund for the purpose of leasing a high volume digital copier.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that \$9,131 be transferred from the Capital Outlay – Other Equipment Fund of the University of Wisconsin Extension

Budget to the General Fund Balance of the 2001 Winnebago County Budget.

Submitted by:  
UNIVERSITY OF WISCONSIN EDUCATION, EXTENSION &  
AGRICULTURE COMMITTEE  
AND  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Barker and seconded to adopt. Ayes: 32. Nays: 0. Excused: 2 – Spanbauer and Finch. Absent: 2 – Lauson and Schaidler. No vote cast: 1 - Crowley.

**RESOLUTION NO. 239-52001: Authorize Transfer of \$331,000 from Various Accounts to Operating Expenses Account of 2000 Winnebago County Sheriff's Department Budget**

WHEREAS, the boarding of prisoners in other counties by the Winnebago County Sheriff has resulted in a deficit of \$331,000 in the 2000 Winnebago County Sheriff's Department Budget; and

WHEREAS, it is necessary that a budget transfer be made to balance said budget for accounting purposes.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$331,000 from various accounts within the 2000 Winnebago County Sheriff's Department Budget to the Operating Expense Account within said Budget as is shown on the attached Budget Transfer sheet which is herewith incorporated as a part of this resolution by reference..

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

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 33. Nays: 0. Excused: 2 – Spanbauer and Finch. Absent: 2 – Lauson and Schaidler. CARRIED.

**RESOLUTION NO. 240-52001: Authorize the Transfer of Property in Relationship to County Trunk Highway "CB" Trail to the Town of Menasha**

WHEREAS, at its April, 2001 Board meeting, the Winnebago County Board of Supervisors transferred a parcel of property in relationship to the County Trunk Highway "CB" Trail to the Town of Menasha; and

WHEREAS, a second parcel of property in relationship to said transfer was inadvertently omitted from the resolution; and

WHEREAS, the transfer of the second parcel of property to the Town of Menasha is necessary in order for the Town of Menasha to complete the County Trunk Highway "CB" Trail system as was originally agreed between the Town of Menasha and Winnebago County pursuant to an agreement dated March 28, 1996.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of a parcel of property in the Town of Menasha, legal description of which is attached hereto and incorporated herein by reference to the Town of Menasha in relationship to the establishment of County Trunk Highway "CB" Trail system.

Submitted by:  
HIGHWAY COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Supervisor Robl asked that Lines 5, 12, 19 and 27 be corrected by changing "CB" to "II". Vote on Resolution as corrected - Ayes: 32. Nays: 0.

Excused: 2 – Spanbauer and Finch. Absent: 3 – Lauson, Crowley and Schaidler. CARRIED.

**RESOLUTION NO. 241-52001: Authorize Execution of Contract with Ameritech (Installation of Additional Cable for 911 System)**

WHEREAS, the Winnebago County Sheriff's Department desires to install a secondary cable route for network facilities into the new Winnebago County Jail; and

WHEREAS, said secondary cable will allow all 911 network terminations to be divided between the dual routes into the building protecting the Center against a 100% power outage due to a cable cut or other incident involving a single network point of entry; and

WHEREAS, the cost of said installation is \$282,572 and would be paid for by users of telephone service in Winnebago County over a three (3) year period; and

WHEREAS, your Judiciary and Public Safety Committee believes that it is in the best interest of Winnebago County citizens to install said secondary 911 communication cable.

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 a three (3) year contract with Ameritech for the purpose of installing a secondary cable route into the new Winnebago County Jail for a 911 service at a cost of \$282,572, with said costs including interest ammortization.

Submitted by:  
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 30. Nays: 4 – Leschke, Madison, Hert and Crowley. Abstain: 1 – Nielsen. Excused: 2 – Spanbauer and Finch. CARRIED.

**ORDINANCE NO. 242-52001: Amend Section 3.09(3) of the General Code of Winnebago County (User Charge - 911 System)**

WHEREAS, Section 3.09 of the General Code of Winnebago County regarding 911 service was adopted by the Winnebago County Board of Supervisors in 1988; and

WHEREAS, parts of said statute have become outdated and redundant; and

WHEREAS, the extra cost for 911 service is established and approved by the Wisconsin Public Service Commission and passed on to users within the system of telephone service in their monthly telephone bills; and

WHEREAS, as a result of new contracts with Ameritech for 911 service, it is necessary that the present Winnebago County Ordinance in regard to 911 service be amended so as to comply with actual practice.

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

That Section 3.09(3) of the General Code of Winnebago County be amended to read as follows:

**3.09 USER CHARGE TO ESTABLISH AND FINANCE AN ENHANCED 911 EMERGENCY TELEPHONE SYSTEM IN WINNEBAGO COUNTY.**

(3) Cost Levy and Collection. All telephone utility companies serving Winnebago County shall bill the service users for all the costs with regard to 911 service as referred to in Section 146.70, Wisconsin Statutes, and as approved by the Wisconsin Public Service Commission, and as part of the regular billing to those service users. The actual user service fee shall in no instance exceed \$.40 per access line per month. All revenues collected from the user service charge must be applied to the actual, authorized costs incurred in the installation and maintenance of the enhanced 911 emergency telephone number system.

BE IT FURTHER ORDAINED by the County Board of Supervisors of the County of Winnebago that said amendment to said ordinance shall be effective as of the date following the date of its publication.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 31. Nays: 4 – Leschke, Madison, Hert and Crowley. Excused: 2 – Spanbauer and Finch. CARRIED.

**RESOLUTION NO. 243-52001: Commend Oshkosh West Forensic Team**

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby commends the Oshkosh West Forensic Team for taking First Place in the Wisconsin Forensics Coaches' Association competition.

Submitted by:  
THOMAS PECH, JR., DIST. #12  
RONALD EICHMAN, DIST. #24  
COUNTY BOARD SUPERVISORS

Motion by Supervisor Pech and seconded to adopt. Motion by Supervisor Maehl and seconded to make a friendly amendment to Line 10 by adding, "four times in the recent past." Supervisor Pech agreed to the friendly amendment.

Vote on resolution as amended – CARRIED BY VOICE VOTE.

Motion by Supervisor Robl and seconded to adjourn until the Special Orders Session at 6:00 p.m. on Tuesday, June 5, 2001.

The meeting was adjourned at 9:07 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 May 15, 2001.

Susan T. Ertmer  
Winnebago County Clerk