

**ADJOURNED SESSION
COUNTY BOARD MEETING
TUESDAY, NOVEMBER 18, 2003**

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: Sevenich, Barker, Griesbach, Hotynski, Scoville, Maehl, Koziczowski, Klitzke, Widener, Lauson, Albrecht, Thompson, Steineke, Madison, Radewan, Sundquist, Wingren, Jacobson, Norton, Nielsen, Robl, Eichman, Kline, Tierney, Kramer, Schaidler, Finch, Farrey, Sievert, Arne, Diakoff, Brennand, Egan, Rankin, Rengstorf and O'Brien. Excused: Pech and Hert.

Motion by Supervisor Robl and seconded to vote on Resolution Nos. 295-112003 and 302-112003 before Resolution No. 287-112003 and to approve the agenda with this change. CARRIED BY VOICE VOTE.

COMMUNICATIONS, PETITIONS, ETC.

A letter was received from the Town of Rushford voicing their objections to Winnebago County budgeting an additional \$40,000 in 2004 for the county's Comprehensive Land Use Plan.

A letter was received from Senator Michael Ellis thanking the Board for sending him copies of Resolution No. 72-102003, "Support Federal Legislation to Strengthen the Buy American Act"; Resolution No. 278-102003, "Support Vitrification of PCB Waste from Operating Unit #1"; Resolution No. 273-102003, "Authorize Support of Assembly Bill 390 (Housing of County Prisoners)" and Resolution No. 274-102003, "Support Assembly Bill 324: Classification of Jail Prisoners from Border States".

Senator Ellis expressed his support of the "Buy American Act" and the vitrification of PCB waste. He stated that when the legislation addressed in Assembly Bills 324 & 390 comes before the Senate, he will consider it with the Board's position in mind.

The following resolutions were received from various Wisconsin counties and forwarded to the appropriate committees:

- Brown County – "Wisconsin State Budget Supporting the Educational and Regulatory Administration of Wisconsin Fairs Known as State Aid to Wisconsin Fairs" (forwarded to UW Education, Extension and Agriculture Committee)
- Eau Claire County – File No. 03-04/171, "Supporting 2003 Assembly Bill 433 Authorizing Cities, Villages, Towns and Counties to Suspend their compliance with Certain State Mandates; Recommending that the Bill be Amended to Define Unfunded or Non-Funded State Mandates as State Mandates For Which the State Does Not Provide 100% Reimbursement" (forwarded to the Legislation Committee)
- Jackson County – Resolution No. 69-11-03, "Opposing Modifications to Property Tax Payment System" (forwarded to the Legislative Committee)

Petition for Zoning Amendment from Patrick K. Sheppard, Town of Algoma, for zoning change from A-2 to R-2 for a single-family residence was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Jeffery W. Liebrecht, Town of Winchester, for zoning change from R-1 to R-2 to enlarge existing R-2 zoned properties was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Marc J. Miller, Town of Wolf River, for zoning change from A-2 to P-1 for a sporting clay course, trap, skeat and clubhouse was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Keith Halder, Town of Poygan, for zoning change from A-2 to R-1 for a single-family residence was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Justin R. Krueger, Town of Oshkosh, for zoning change from M-1 to R-5 for existing residential use was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Patricia A. Wagner, Town of Omro, for zoning change from R-1, A-2 to A-2 for a single family residence and general agriculture was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Nate Potratz, Town of Omro, for zoning change from B-3 (HB) & A-2 and B-2 and A-2 (various parcels) to B-2, R-1 and A-2 (various parcels) for business, general agriculture and single family residence was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Florence Angell, Gary & Elaine Coll, and Robert & Margaret Case, Town of Omro, for zoning change from A-2/R-1 to R-1 for Lot 1 and A-2 for Lots 2-4 for single family residence and general agriculture was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Trevor B. Krueger and Amy Rolph, Town of Omro, for zoning change from A-2/R-1 to R-1 for single family residences was referred to the Planning & Zoning Committee.

REPORTS FROM COMMITTEES, COMMISSIONS AND BOARDS

Supervisor Barker stated that there will be a Legislative Committee meeting on Monday, November 24. They will find the agenda and attachments for that meeting on their desks at tonight's meeting.

Supervisor Rankin reported that he attended the Oshkosh Chamber of Commerce's Awards Banquet. He commended them for hosting such a wonderful event and for recognizing industrial and community leaders who have done so much for the Oshkosh area.

Supervisor Griesbach stated that the NACo news bulletin ranks Winnebago County 34th in receiving emergency management grant funding. Supervisor Griesbach stated that there is a lot of work to be done to get those funds allocated for various emergency management programs.

Supervisor Albrecht presented Moody's report on Winnebago County's financial status. Moody's gives Winnebago County a Aa2 rating which, "reflects the county's sound financial operations supported by healthy reserves, growing local economy that is dominated by the paper industry, and above average amount of aggressively retired debt." This report also indicates that Winnebago County has, "sound financial operations" and "additional financial flexibility provided by levy."

Supervisor Widener reported that the Park View Health Center Committee has started its study of the Park View Health Center facility. They will meet with the Facilities and Property Management Committee in January to go over the various options. A presentation will then be made to the County Board in April or May.

Supervisor Finch reported that the Scholarship Committee has gotten fliers out to area libraries, town halls and other locations to help increase the number of applicants for this year's scholarships. He asked that if any of the Supervisors have a location that they think would be appropriate to post a flier they should let him know.

Supervisor Rengstorf reported that three county landfill employees took part in a Wisconsin County Mutual Insurance Corporation-sponsored course on excavation. This course provided an opportunity for them to receive additional training pertinent to their jobs at the landfill.

Supervisor Rengstorf announced that the Judiciary & Public Safety Committee will be meeting at 9:30 on Thursday, November 20. The meeting will be held in the ETN Room at the James P. Coughlin Center.

Motion by Supervisor Lauson and seconded to approve the October 21, 2003 County Board proceedings.
CARRIED BY VOICE VOTE.

COUNTY EXECUTIVE'S REPORT

Executive Van De Hey reported that she attended the funeral of Officer Rick Meyer of the Winnebago County Sheriff's Department. She stated that the funeral was well attended by police agencies from all over the state. Executive Van De Hey also commented on how moving it was that Chairman Maehl played taps at the cemetery. If any one is interested in making a contribution to Rick Meyer's family, the Winnebago County Employees Credit Union is taking care of donations.

Executive Van De Hey stated how pleased she is with the Moody report that Supervisor Albrecht shared with the Board earlier. She feels confident in their report and hopes that it answers questions that have been raised about the county's financial status.

Executive Van De Hey reported that the Consolidated Government Services Committee has held their second meeting. She is very pleased with the sense of cooperation that Calumet, Outagamie and Winnebago Counties share in regards to studying what governmental services could potentially be combined and shared.

Executive Van De Hey asked that the Board support Resolution No. 293-112003, "Transfer \$19,400 from the Contingency Fund to the Professional Services Account of the Self Funded Health Insurance Fund for the Purpose of Joining the Oshkosh Business Coalition on Health Care Costs."

Executive Van De Hey commended the City of Oshkosh for their work with the City of Omro in helping them secure ambulance service for their community. She explained that various individuals from both cities and various other agencies have worked very hard to make sure that Omro and outlying areas don't have to go without ambulance service.

COUNTY EXECUTIVE'S APPOINTMENTS

Joint Review Board for the City of Neenah

Executive Van De Hey asked for approval of her appointment of Supervisor James Lauson to the Joint Review Board for the City of Neenah. Motion by Supervisor Finch and seconded to approve. CARRIED BY VOICE VOTE.

Human Services Board

Executive Van De Hey asked for approval of her appointment of Robert B. Paterson, 530 North Main Street, Oshkosh, to serve on the Human Services Board. Mr. Paterson will fill the unexpired term of Sam Barnard who passed away. Mr. Paterson's term will expire on December 31, 2004.

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

CHAIRMAN'S REPORT

Chairman Maehl extended "happy birthday" wishes to Supervisors Klitzke and Finch and Chuck Orenstein, Finance Director.

Chairman Maehl shared some historical facts about Winnebago County that he read in a book written by Martin Mitchell and Joseph Osmore in 1856—both natives of Oshkosh.

PUBLIC HEARING

No one addressed the Board.

ZONING REPORTS & ORDINANCES

REPORT NO. 001. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant Russell Ruff and property owners Donald & Judith Seibold, Town of Algoma for zoning change to A-2. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 11-01-03. A request for zoning change from P-1 (Institutional & Recreational Park District) to A-2 (General Farming). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – December 8, 2003)

REPORT NO. 002. A report from the Planning & Zoning Committee regarding a requested zoning change from applicants and property owners Quentin & Mary Ellen Gerlach, Town of Nekimi, for zoning change to R-1. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 11-02-03. A request for zoning change from A-1 (Agri-business District) to R-1 (Single family non-subdivided). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – December 8, 2003)

REPORT NO. 003. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant and property owner Ron Leichtfuss, Town of Nekimi, for zoning change to A-2. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 11-03-03. A request for zoning change from A-1 (Agri-business District) to A-2 (General Farming). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – December 8, 2003)

REPORT NO. 004. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant and property owner Marshall Halverson, Town of Clayton, for zoning change to A-2. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 11-04-03. A request for zoning change from A-1 (Agri-business District) to A-2 (General Farming). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – December 8, 2003)

REPORT NO. 005. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant Lawrence Kriescher and property owner Michael Haase, Town of Clayton for zoning change to M-2. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 11-05-03. A request for zoning change from A-2 (General Farming) to M-2 (Heavy Industrial). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – December 8, 2003)

REPORT NO. 006. A report from the Planning & Zoning Committee regarding a requested zoning change from applicants and property owners Richard & Marcia Moder, Town of Clayton, for zoning change to R-1. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 11-06-03. 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. (Effective date – December 8, 2003)

REPORT NO. 007. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant Roger Seelow and property owners Roger & Lois Seelow, Town of Clayton, for zoning change to R-2. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 11-07-03. A request for zoning change from A-2 (General Farming) to R-2 (Single family subdivided). Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – December 8, 2003)

REPORT NO. 008. A report from the Planning & Zoning Committee regarding a requested zoning change from applicants and property owners Abe & Theda Eckstein, Town of Clayton, for zoning change to P-1 for parcels 006-0487 & 006-0490 and A-2 for parcels 006-0488 & 006-0492. Supervisor Schaidler explained to the Board that the recommendation made by the Zoning Department staff that only the re-zoning request for the P-1 parcels be approved was not accepted by the Planning & Zoning Committee. The Planning & Zoning Committee approved the rezoning request as presented for both the P-1 parcels and the A-2 parcels. After making this explanation, a motion was made by Supervisor Schaidler and seconded to accept this report. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 11-08-03. A request for zoning change from A-1 (Agri-business District) to P-1 for parcels 006-0487 & 006-0490 and A-2 for parcels 006-0488 & 006-0492. Motion by Supervisor Schaidler and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – December 8, 2003)

REPORT NO. 009. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant and property owner Lavern Silverthorn, Town of Omro, for zoning change to A-2. Motion by Supervisor Schaidler and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 11-09-03. 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 – December 8, 2003)

AMENDATORY ORDINANCE NO. 10. A request from the Town of Vinland on behalf of Ralph & Margaret Meltz for zoning change from A-1 to A-2. Motion by Supervisor Arne and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – December 8, 2003)

AMENDATORY ORDINANCE NO. 11. A request from the Town of Poygan on behalf of Steven Brooks for zoning change from A-2 to R-1. Motion by Supervisor Rengstorf and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – December 8, 2003)

AMENDATORY ORDINANCE NO. 12. A request from the Town of Poygan on behalf of Steven Brooks for zoning change from A-2 to R-1. Motion by Supervisor Rengstorf and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – December 8, 2003)

AMENDATORY ORDINANCE NO. 13. A request from the Town of Poygan on behalf of Steven Brooks for zoning change from A-2 to R-1. Motion by Supervisor Rengstorf and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – December 8, 2003)

AMENDATORY ORDINANCE NO. 14. A request from the Town of Poygan on behalf of Steven Brooks for zoning change from A-2 to R-1. Motion by Supervisor Rengstorf and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – December 8, 2003)

AMENDATORY ORDINANCE NO. 15. A request from the Town of Poygan on behalf of Steven Brooks for zoning change from A-2 to R-1. Motion by Supervisor Rengstorf and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – December 8, 2003)

AMENDATORY ORDINANCE NO. 16. A request from the Town of Poygan on behalf of James E. & Julia N. Reinert for zoning change from A-2 to R-1. Motion by Supervisor Rengstorf and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – December 8, 2003)

RESOLUTIONS & ORDINANCES

RESOLUTION NO. 295-112003: Resolution Authorizing the Borrowing Of Not To Exceed \$3,535,000; and Providing for the Issuance and Sale of General Obligation Refunding Bonds Therefor

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 Promissory Notes dated August 1, 1997 (the "1997 Notes") maturing in the years 2005 through 2007 (the "Refunding"), and there are insufficient funds on hand to pay said costs;

WHEREAS, the County Board of Supervisors deems it to be necessary, desirable and in the best interest of the County to refund the 1997 Notes maturing in the years 2005 through 2007 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; and,

WHEREAS, the County Board of Supervisors of the County hereby finds and determines that general obligation refunding bonds in an amount not to exceed \$3,535,000 should be issued, and it is now necessary and desirable to authorize their issuance and sale.

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, a principal sum not to exceed THREE MILLION FIVE HUNDRED THIRTY-FIVE THOUSAND DOLLARS (\$3,535,000) 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 aggregating a principal amount not to exceed THREE MILLION FIVE HUNDRED THIRTY-FIVE THOUSAND DOLLARS (\$3,535,000) (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 be disseminated at such times and in such manner 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 January 20, 2004. 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. 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.

Submitted by
Personnel & Finance Committee

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2 - Hert and Pech.
CARRIED.

RESOLUTION NO. 302-112003: Resolution Awarding the Sale of \$3,035,000 General Obligation Promissory Notes: Providing the Form of the Notes; and Levying a Tax in Connection Therewith

WHEREAS, on October 21, 2003, the County Board of Supervisors of Winnebago County, Wisconsin (the "County") adopted a resolution entitled: "Resolution Authorizing the Borrowing of Not to Exceed \$3,200,000; and Providing for the Issuance and Sale of General Obligation Promissory Notes Therefor" (the "Authorizing Resolution") authorizing the issuance and sale of general obligation promissory notes in an amount not to exceed \$3,200,000 for the purpose of paying the cost of constructing, extending and improving roads, bridges and highways; public safety system improvements and upgrades; improving, adding to and renovating various County buildings and sites; and acquiring furnishings, fixtures and equipment (the "Project");

WHEREAS, the County Board has directed its financial advisor, Robert W. Baird & Co., Milwaukee, Wisconsin, to take the necessary steps to sell general obligation promissory notes in the amount of \$3,035,000 for the public purpose of financing the Project;

WHEREAS, none of the proceeds of the notes shall be used to fund operating expenses of the general fund of the County or to fund operating expenses of any special revenue fund of the County that is supported by property taxes;

WHEREAS, an Official Notice of Sale (a copy of which is attached hereto as Exhibit A and incorporated herein by this reference) has been circulated to potential bidders;

WHEREAS, the following bid proposals were received:

BIDDER	PURCHASE PRICE	NET INTEREST COST	TRUE INTEREST RATE
Robert W. Baird & Co.	\$3,045,348.35	\$567,659.98	3.0183%
Harris Trust & Savings Bank	3,051,457.00	573,243.00	3.0434%
Bankers' Bank	3,028,171.25	577,047.92	3.0730%
Banc One Capital Markets, Inc.	3,025,100.85	576,640.82	3.0768%
William R. Hough & Company	3,020,161.00	588,380.67	3.1435%
UMB Bank, n.a.	3,019,825.00	591,080.00	3.1557%
Griffin, Kubik, Stephens & Thompson, Inc.	3,027,505.25	608,669.75	3.2501%

WHEREAS, it has been determined that the bid (the "Bid") submitted by the institution listed first on the attached Bid Tabulation fully complies with the bid requirements set forth in the Official Notice of Sale and is deemed to be the most advantageous to the County. A copy of said Bid submitted by such institution (the "Purchaser") is attached hereto as Exhibit C and incorporated herein by this reference.

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

Section 1. Approval of Offering Documents. The Official Notice of Sale and other offering materials prepared and circulated by Robert W. Baird & Co. are hereby ratified and approved.

Section 2. Award of the Notes. The Bid of the Purchaser offering to purchase the Notes for the sum set forth on the Bid plus accrued interest to the date of delivery is hereby accepted. The Notes bear interest at the rates set forth on the Bid.

Section 3. Terms of the Notes. The Notes shall be designated "General Obligation Promissory Notes"; shall be dated December 1, 2003; shall be in the denomination of \$5,000 or any integral multiple thereof; shall be numbered 1 and upward; shall bear interest at the rates and shall mature on April 1 of each year, in the years and principal amounts as set forth on the schedule attached hereto as Exhibit D and incorporated herein by this reference (the "Schedule"). Interest is payable semi-annually on April 1 and October 1 of each year commencing on April 1, 2004.

Section 4. Redemption Provisions. At the option of the County, the Notes maturing on April 1, 2012 and thereafter shall be subject to redemption prior to maturity on April 1, 2011 or on any date thereafter. Said Notes shall be redeemable as a whole or in part, and if in part, from maturities selected by the County and within each maturity by lot, at the principal amount thereof, plus accrued interest to the date of redemption.

Section 5. Form of the Notes. The Notes shall be issued in registered form and shall be executed and delivered in substantially the form attached hereto as Exhibit E and incorporated herein by this reference.

Section 6. Direct Annual Irrepealable Tax Levy. For the purpose of paying the principal of and interest on the Notes as the same becomes due, the full faith, credit and resources of the County are hereby irrevocably pledged, and there is hereby levied upon all of the taxable property of the County a direct annual irrepealable tax in the years 2003 through 2012 for the payments due in the years 2004 through 2013 in the amounts set forth on the Schedule.

The direct annual irrepealable tax hereby levied shall be carried onto the tax roll and collected in addition to all other taxes and in the same manner and at the same time as other taxes of the County for said years are collected. So long as any part of the principal of or interest on the Notes remains unpaid, the tax hereinabove levied shall be and continues irrepealable except that the amount of tax carried onto the tax roll may be reduced in any year by the amount of any surplus in the Debt Service Fund Account created below.

Section 7. Segregated Debt Service Fund Account. There is hereby established in the County treasury a fund account separate and distinct from all other funds or accounts of the County designated "Debt Service Fund Account for \$3,035,000 Winnebago County General Obligation Promissory Notes, dated December 1, 2003", which fund account shall be used solely for the purpose of paying the principal of and interest on the Notes. There shall be deposited in said fund account all accrued interest paid on the Notes at the time the Notes are delivered to the Purchaser, any premium, all money raised by taxation pursuant to Section 6 hereof and all other sums as may be necessary to pay principal of and interest on the Notes as the same becomes due. Said fund account shall be used for the sole purpose of paying the principal of and interest on the Notes and shall be maintained for such purpose until such indebtedness is fully paid or otherwise extinguished, and shall at all times be invested in a manner that conforms with the provisions of the Internal Revenue Code of 1986, as amended (the "Code"), and any applicable income tax regulations (the "Regulations").

Section 8. Borrowed Money Fund; Reimbursement. The proceeds of the Notes (the "Note Proceeds") (other than any premium and accrued interest which must be paid at the time of the delivery of the Notes into the Debt Service Fund Account created above) shall be deposited into an account separate and distinct from all other funds and disbursed solely for the purposes for which borrowed or for the payment of the principal of and the interest on the Notes.

The County declares its reasonable expectation to reimburse itself from the Note Proceeds for expenditures relating to the Project which it pays from other funds of the County prior to receipt of the Note Proceeds no more than 60 days prior to the date the Authorizing Resolution was adopted. The County may also reimburse itself for preliminary expenditures relating to the Project (such as architectural, engineering, surveying, soil testing, costs of issuance and similar costs but not including land acquisition, site preparation and similar costs incident to the commencement of construction) which are in an amount which is less than 20% of the issue price of the Notes. This declaration and the Authorizing Resolution shall be publicly available in the official books, records or proceedings of the County Board of Supervisors.

Section 9. Arbitrage Covenant. The County shall not take any action with respect to the Note Proceeds which, if such action had been reasonably expected to have been taken, or had been deliberately and intentionally taken on the date of the delivery of and payment for the Notes (the "Closing"), would cause the Notes to be "arbitrage bonds" within the meaning of Section 148 of the Code and the Regulations.

The Note Proceeds may be temporarily invested in legal investments until needed, provided however, that the County hereby covenants and agrees that so long as the Notes remain outstanding, moneys on deposit in any fund or account created or maintained in connection with the Notes, whether such moneys were derived from the Note Proceeds or from any other source, will not be used or invested in a manner which would cause the Notes to be "arbitrage bonds" within the meaning of the Code or Regulations. The County covenants that it will not invest in any obligation if such investment would violate the "prohibited payment" requirement of Section 148 of the Code.

The County Clerk, or other officer of the County charged with responsibility for issuing the Notes, shall provide an appropriate certificate of the County, for inclusion in the transcript of proceedings, setting forth the reasonable expectations of the County regarding the amount and use of the Note Proceeds and the facts and estimates on which such expectations are based, all as of the Closing.

Section 10. Additional Tax Covenants; Small Issuer Exemption from Rebate; Qualified Tax-Exempt Obligation Status. The County hereby further covenants and agrees that it will take all necessary steps and perform all obligations required by the Code and Regulations (whether prior to or subsequent to the issuance of the Notes) to assure that the Notes are obligations described in Section 103(a) of the Code, the interest on which is excludable from gross income for federal income tax purposes, throughout their term. The County further covenants that it will not take any action, omit to take any action or permit the taking or omission of any action within its control (including, without limitation, making or permitting any use of the proceeds of the Notes) if taking, permitting or omitting to take such action would cause any of the Notes to be an arbitrage bond or a private activity bond within the meaning of the Code or would otherwise cause interest on the Notes to be included in the gross income of the recipients thereof for federal income tax purposes. The County Clerk or other officer of the County charged with the responsibility of issuing the Notes, shall provide an appropriate certificate of the County as of the Closing, for inclusion in the transcript of proceedings, certifying that it can and covenanting that it will comply with the provisions of the Code and Regulations.

Further, it is the intent of the County to take all reasonable and lawful actions to comply with any new tax laws enacted so that the Notes will continue to be obligations described in Section 103(a) of the Code, the interest on which is excludable from gross income for federal income tax purposes throughout their term.

The County covenants that it is a governmental unit with general taxing powers and that the Notes are not "private activity bonds" as defined in Section 141 of the Code.

In accordance with Section 148(f)(4)(D) of the Code, the County covenants that ninety-five percent (95%) or more of the net proceeds of the Notes are to be used for local governmental activities of the County and that the aggregate face amount of all tax-exempt obligations (other than "private activity bonds" or obligations which are not taken into account in determining small issuer status pursuant to Section 148(f)(4)(D)(iii) of the Code) issued by the County, including all subordinate entities of the County, during calendar year 2003 will not exceed \$5,000,000. If for any reason the County did not qualify for the small issuer exemption from the rebate requirements of the Code, the County covenants that it would take all necessary steps to comply with such requirements.

The County Board of Supervisors hereby designates the Notes to be "qualified tax-exempt obligations" pursuant to the provisions of Section 265(b)(3) of the Code and in support of such designation, the County Clerk or other officer of the County charged with the responsibility for issuing the Notes, shall provide an appropriate certificate of the County, all as of the Closing.

Section 11. Execution of the Notes. The Notes shall be issued in typewritten or printed form, executed on behalf of the County by the manual or facsimile signatures of the Chairperson and County Clerk, authenticated, if required, by its fiscal agent, if any, sealed with its official or corporate seal, if any, or a facsimile thereof, and delivered to the Purchaser upon payment to the County of the purchase price thereof, plus accrued interest to the date of delivery. In the event that either of the officers whose signatures appear on the Notes shall cease to be such officers before the delivery of the Notes, such signatures shall, nevertheless, be valid and sufficient for all purposes to the same extent as if they had remained in office until such delivery. The aforesaid officers are hereby authorized to do all acts and execute and deliver all documents as may be necessary and convenient to effectuate the Closing.

Section 12. Payment of the Notes. The principal of and interest on the Notes shall be paid in lawful money of the United States of America by the County Clerk or County Treasurer.

Section 12A. Persons Treated as Owners; Transfer of Notes. The County shall keep books for the registration and for the transfer of the Notes. The person in whose name any Note shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes and payment of either principal or interest on any Note shall be made only to the registered owner thereof. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Note to the extent of the sum or sums so paid.

Any Note may be transferred by the registered owner thereof by surrender of the Note at the office of the County Clerk, duly endorsed for the transfer or accompanied by an assignment duly executed by the registered owner or his attorney duly authorized in writing. Upon such transfer, the Chairperson and County Clerk shall execute and deliver in the name of the transferee or transferees a new Note or Notes of a like aggregate principal amount, series and maturity and the County Clerk shall record the name of each transferee in the registration book. No registration shall be made to bearer. The County Clerk shall cancel any Note surrendered for transfer.

The County shall cooperate in any such transfer, and the Chairperson and County Clerk are authorized to execute any new Note or Notes necessary to effect any such transfer.

The fifteenth day of each calendar month next preceding each interest payment date shall be the record date for the Notes. Payment of interest on the Notes on any interest payment date shall be made to the registered owners of the Notes as they appear on the registration book of the County at the close of business on the corresponding record date.

Section 13. Utilization of The Depository Trust Company Book-Entry-Only System. In order to make the Notes eligible for the services provided by The Depository Trust Company, New York, New York ("DTC"), the County agrees to the applicable provisions set forth in the Blanket Issuer Letter of Representations previously executed on behalf of the County and on file in the County Clerk's office.

Section 14. Undertaking to Provide Continuing Disclosure. The County hereby covenants and agrees, for the benefit of the holders of the Notes, to enter into a written undertaking (the "Undertaking") required by SEC Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities and Exchange Act of 1934 (the "Rule") to provide continuing disclosure of certain financial information and operating data and timely notices of the occurrence of certain events in accordance with the Rule. The Undertaking shall be enforceable by the holders of the Notes or by the Purchaser on behalf of such holders (provided that the rights of the holders and the Purchaser to enforce the Undertaking shall be limited to a right to obtain specific performance of the obligations thereunder and any failure by the County to comply with the provisions of the Undertaking shall not be an event of default with respect to the Notes).

The County Clerk, or other officer of the County charged with the responsibility for issuing the Notes, shall provide a Continuing Disclosure Certificate for inclusion in the transcript of proceedings, setting forth the details and terms of the County's Undertaking.

Section 15. Bond Insurance. The Chairperson and County Clerk are authorized to agree to such additional provisions as any municipal bond insurer which makes a commitment accepted by the County to insure the Notes may reasonably request and which are acceptable to the Chairperson and County Clerk, including provisions regarding restrictions on investment of Note Proceeds, the payment procedure under the municipal bond insurance policy, the rights of the bond insurer in the event of default and payment of the Notes by the bond insurer and notices to be given to the bond insurer. In addition, appropriate reference to the municipal bond insurance policy shall be made in the form of Note provided herein

Section 16. 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.

Submitted by:
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2 - Hert and Pech.
CARRIED.

RESOLUTION NO. 287-112003: Commendation for Beverly Murphy

WHEREAS, Beverly Murphy has been employed with Park View Health Center, for the past twenty-five years, and during that time has been a most conscientious and devoted County employee; and

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

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

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

Submitted by,
PERSONNEL AND FINANCE COMMITTEE

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

RESOLUTION NO. 288-112003: Commendation for Brenda Coon

WHEREAS, Brenda Coon has been employed with Park View Health Center, for the past thirty-six years, and during that time has been a most conscientious and devoted County employee; and

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

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

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

Submitted by,
PERSONNEL AND FINANCE COMMITTEE

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

RESOLUTION NO. 289-112003: Commendation for Gene P. Dorschner

WHEREAS, Gene Dorschner has been employed with the Sheriff's Department of Winnebago County, for the past twenty-seven years, and during that time has been a most conscientious and devoted County employee; and

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

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

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

Submitted by,
PERSONNEL AND FINANCE COMMITTEE

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

RESOLUTION NO. 291-112003: Transfer \$12,700 from Salary Contingency Fund to Human Resources Labor Accounts to Cover Costs of a Retirement Payout

WHEREAS, The former Human Resources Director retired earlier this year, and

WHEREAS, the payout of his sick leave benefits will result in the department exceeding budget in the Labor expense category, and

WHEREAS, often these types of situations are not known at budget time, and

WHEREAS, the County budgets a salary contingency fund each year to cover these types of unknown expenses.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$12,700 from the Salary Contingency Fund to the Labor expense category of the Human Resources Department to cover the sick leave benefit payout of the Human Resources Director.

Submitted by,
PERSONNEL & FINANCE COMMITTEE

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

RESOLUTION NO. 292-112003: Transfer Funds from Human Services Professional Services and Small Equipment Accounts to Information Systems TCM Project Capital Outlay Account for Project Expenditures - \$35,000.

WHEREAS, TCM which stands for "The Client Manager" is a software package that was purchased for the Human Services Department and has been in the implementation process for several years now, and

WHEREAS, The implementation of this software project involves many customizations and modifications to meet the specific record keeping and reporting needs of the different programs within the Department and are needed to meet State reporting requirements, and

WHEREAS, Modifications are being done to the software to meet the requirements to each area one at a time, and

WHEREAS, The information Systems Department has been managing the TCM Project for the Human Services Department so the tracking of expenditures for the project has been done through the Information Systems Department, and

WHEREAS, the project is in need of funding in the area of software development/programming of customized functionality and report writing relative to long term support behavioral health, and integrated fiscal components.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorized the transfer of \$5,000 from the Small Equipment account and \$30,000 from the Small Equipment account, both from the Human Services Department to the TCM Project capital outlay account of the Information Systems Department...total of \$35,000 for the purpose of continuation of the TCM Project.

Submitted by:

HUMAN SERVICES COMMITTEE
PERSONNEL & FINANCE COMMITTEE
INFORMATION SYSTEMS COMMITTEE

Motion by Supervisor Koziczkowski and seconded to adopt. Ayes: 35. Nays: 0. Excused: 2 - Hert and Pech. Absent: 1 - Robl. CARRIED.

RESOLUTION NO. 293-112003 : Transfer \$19,400 from the Contingency Fund to the Professional Services Account of the Self Funded Health Insurance Fund for the Purpose of Joining the Oshkosh Business Coalition On Health (OBCOH)

WHEREAS, Employer health care costs continue to increase at a rate greatly exceeding the rate of inflation, and

WHEREAS, these skyrocketing health care costs are creating an excessive burden on businesses and government, and

WHEREAS, a coalition of business and local governments in the region has formed for the purpose of ensuring a high quality health care system which through monitoring and negotiations will help to control increases in health care costs as more fully outlined in the attached documentation, and

WHEREAS, it would be in the best interest of Winnebago County to join this coalition.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorized the transfer of \$19,400 from the Contingency Fund to the Professional Services Account of the Self Funded Health Insurance Plan Fund for the purpose of paying the cost to join the coalition.

Submitted by,
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2 - Hert and Pech. CARRIED.

RESOLUTION NO. 294-112003: Authorize Cancellation of Uncashed Outstanding Checks

WHEREAS, Winnebago County has issued a number of checks which have remained uncashed and are as shown on the attached list which is made a part of this resolution by reference, and

WHEREAS, all individuals in the list with checks greater than \$50.00 have been sent notices and have not responded, and

WHEREAS, all checks listed on the attached list have been issued at least more than one year ago, and

WHEREAS, once the cancellation of a check is approved, the check goes into an unclaimed property file where they are maintained for a statutory period of seven years. At the end of that period, the County places a series of public notices in the newspaper giving persons issued a check, a last opportunity to claim the funds. If the funds are not claimed after the notices are published, the amounts represented by the checks are transferred to the General Fund of Winnebago County, the County budgets a salary contingency fund each year to cover these types of expenses.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the cancellation of all outstanding checks as listed on the attached list which are made part of this resolution by reference.

Submitted by,
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2 - Hert and Pech. CARRIED.

RESOLUTION NO. 296-112003: Oppose Senate Bill 177

WHEREAS, Senate Bill 177 has been introduced in the Wisconsin State Legislature which would prohibit employers from requiring those employees who provide direct health care services to patients or residents or who

provide clinical or laboratory services to work more than their regular daily schedule or 40 hours per week without consent except in cases of unforeseeable emergency in which the health care facility has exhausted all other options. The Bill also prohibits retaliation against those employees who refuse to consent to work overtime; and

WHEREAS, Park View Health Center occasionally finds itself in situations where it must force health care workers to work additional hours in order to ensure the welfare of the patients at that facility and to meet state staffing requirements; and

WHEREAS, Senate Bill 177, if passed, is likely to lead to frequent litigation as to the legitimacy of whether unforeseeable emergency has exhausted all other options in relationship to staffing at Park View Health Center.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby indicates its opposition to the passage of Senate Bill 177.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that a copy of this Resolution be transmitted to the Office of Governor James Doyle, to all Legislators representing constituents within Winnebago County and to the Wisconsin Counties Association.

Submitted by,
LEGISLATIVE COMMITTEE

Motion by Supervisor Barker and seconded to adopt. Supervisor Widener asked that the word "patients" on Line 16 be changed to "residents". Vote on resolution as corrected. Ayes: 33. Nays: 3 - Madison, Farrey and Arne. Excused: 2 - Hert and Pech. CARRIED.

RESOLUTION NO. 297-112003: Oppose Adoption of Assembly Bill 338: New Restrictions on Termination of Older Workers

WHEREAS, Assembly Bill 338 has been introduced into the State Legislature; and

WHEREAS, this Bill would modify the employment at will doctrine which presently exists in Wisconsin law and would prohibit employers from terminating the employment of non-temporary employees age 40 and over without just cause; and

WHEREAS, the adoption of said Bill is likely to lead to frequent litigation any time a person over the age of 40 would be terminated from their employment, regardless of the legitimacy of the action taken by the employer; and

WHEREAS, your undersigned Committee believes that said legislation would negatively affect Winnebago County and employers operating in Winnebago County and would provide an incentive to corporate employers to transfer their operations outside the state of Wisconsin.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby expresses its opposition to the passage of Assembly Bill 338 by the Wisconsin State Legislature..

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that a copy of this Resolution be transmitted by the Winnebago County Clerk to all Legislators representing constituents within Winnebago County; to the Office of Governor James Doyle and to the Wisconsin Counties Association.

Submitted by:
LEGISLATIVE COMMITTEE

Motion by Supervisor Barker and seconded to adopt. Ayes: 31. Nays: 5 - Scoville, Steineke, Madison, Farrey and Arne. Excused: 2 - Hert and Pech. CARRIED.

RESOLUTION NO. 298-112003: Oppose Passage of Assembly Bill 318 and Senate Bill 130 (Compensatory and Punitive Damages Under State Anti-Discrimination Laws)

WHEREAS, Wisconsin law, unlike most federal anti-discrimination laws, presently provides no remedies to pain, suffering and other damages of the compensatory nature or for punitive damages; and

WHEREAS, Assembly Bill 318 and Senate Bill 130 would modify present state law to allow recovery of such damages; and

WHEREAS, said Bill would also modify present state law by allowing employees to bypass the hearing mechanisms of the Department of Workforce Development and file a claim under state law directly with the Circuit Court; and

WHEREAS, said Bill would also require the Circuit Court to order the employer to pay the Court in an amount equal to 10% of any compensatory and punitive damage award; and

WHEREAS, said Bill, if passed, would provide a major disincentive for employers to locate in Wisconsin and would likely increase discrimination litigation in Wisconsin as well as provide a disincentive for employers to legitimately contest unfounded discrimination claims.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby expresses its opposition to the passage of Assembly Bill 318 and Senate Bill 130..

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that a copy of this Resolution be transmitted by the Winnebago County Clerk to all Legislators representing constituents within Winnebago County, to the Office of Governor James Doyle and to the Wisconsin Counties Association.

Submitted by:
LEGISLATIVE COMMITTEE

Motion by Supervisor Barker and seconded to adopt. Ayes: 30. Nays: 6 - Scoville, Thompson, Madison, Schaidler, Finch and Arne. Excused: 2 - Hert and Pech. CARRIED.

RESOLUTION NO. 299-112003: Authorize Zoning Moratorium in the Town of Winchester

WHEREAS, on October 6, 2003, the Town of Winchester adopted a moratorium applicable to certified survey maps, subdivision petitions, zoning amendments and conditional use permits which shall be in effect until December 31, 2004, based upon the fact that it is presently developing a comprehensive plan for land use in that Town; and

WHEREAS, the Town of Winchester has asked Winnebago County to adopt an identical moratorium; and

WHEREAS, Winnebago County Zoning Department's staff has concurred with this request; and

WHEREAS, this request is similar to requests previously received from the Towns of Algoma, Black Wolf and Clayton.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby establishes a temporary moratorium on the approval of any applications for land divisions, subdivisions, conditional use permits and rezoning requests within the Town of Winchester.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that any preliminary plat, certified survey map, conditional use permit request or zoning request which has already been approved prior to the effective date of this resolution shall not be affected herein.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that this temporary moratorium shall expire on December 31, 2004, unless otherwise extended or repealed by the Winnebago County Board of Supervisors.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that this temporary moratorium shall not apply to emergency conditions that require a plat, certified survey map, conditional use permit or a zoning change in order to avoid irreparable harm to the property owner. Delay in the opportunity to develop land shall not be interpreted as constituting irreparable harm to the property owner.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that all provisions of resolutions and ordinances inconsistent with or contravening the provisions of this resolution as it applies to the Town of Winchester are hereby temporarily voided and shall have no legal force or effect during the period that this resolution is in effect.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that any part of this resolution which is adjudged to be unconstitutional, unlawful or invalid by a court of competent jurisdiction shall not serve to invalidate the remainder of this resolution.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that this resolution shall become effective upon the date following its publication.

Submitted by:
PLANNING & ZONING COMMITTEE

Motion by Supervisor Schaidler and seconded to adopt. Supervisor Schaidler asked that Lines 10 & 32 be corrected by changing "December 31, 2004" to "June 1, 2004". Vote on resolution with correction - Ayes: 36. Nays: 0. Excused: 2 - Hert and Pech. CARRIED.

At approximately 7:35 p.m., Chairman Maehl called for a 15-minute recess. The Board reconvened at approximately 7:45 p.m.

RESOLUTION NO. 300-112003: Establish Compensation for County Board

WHEREAS, Section 59.10(3)(f), Statutes provides that the County Board shall fix compensation to the Board members to be next elected; and

WHEREAS, said compensation must be fixed prior to December 1, 2003, the first day upon which a person seeking election to a County Board seat may take out nomination papers; and

WHEREAS, your undersigned Committee believes that a per diem rate of \$60 per day should be set and established for any supervisor attending a County Board meeting, committee meeting of which they are a member or attendance at any school, institute or meeting which the Board directs them to attend; and

WHEREAS, your Committee recommends that the distinction between a 1/2 per diem and a full per diem be abolished, so that any County Board member attending any authorized meeting shall receive the full per diem, regardless of the length of the meeting or the time involved in relationship thereto.;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that pursuant to Section 59.10(3)(f), Statutes and Section 59.13(2), Wisconsin Statutes, members of the Winnebago County Board of Supervisors for the next term to be elected, which commences on April 20, 2004, shall receive a per diem for all board meetings attended, committee meetings of which they are a member attended and any school, institute or meetings which they are authorized to attend a rate of \$60 per diem.

Submitted by:
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Motion by Supervisor Sievert to amend Line 15 by inserting "meetings that are less than 2 hours \$40.00, meetings more than 2 hours \$60.00". No second. Vote on resolution: Ayes: 21. Nays: 15 - Sevenich, Scoville, Widener, Thompson, Madison, Wingren, Jacobson, Norton, Nielsen, Robl, Kline, Sievert, Arne, Diakoff and Brennand. Excused: 2 - Hert and Pech. LOST. Needed 2/3 of membership.

ORDINANCE NO. 301-112003: Amend Section 3.05(4)(b) (1) & (3), General Code of Winnebago County (Lodging and Meal Expense)

WHEREAS, Section 3.05(4)(b) of the General Code of Winnebago County, which establishes the maximum reimbursement for lodging and meals, was last amended on July 28, 1998; and

WHEREAS, since that time the cost of meals and tips has increased; and

WHEREAS, your undersigned Committee believes that said ordinance should be amended to more accurately reflect present meal costs.

NOW, THEREFORE, BE IT ORDAINED by the County Board of Supervisors of the County of Winnebago as follows:

That Section 3.05(4)(b)(1) and (3) of the General Code of Winnebago County be amended to read as follows:

3.05 ATTENDANCE AT MEETINGS OR SCHOOLS

(4) EXPENSE REIMBURSEMENT. ...

(b) Lodging and Meal Expense

1. The following schedule consists of maximum reimbursement expenses for lodging and meals.

Overnight Lodging – Single Room Cost

Supper - \$18.00

Breakfast - \$ 7.50

Lunch - \$ 9.50

Supper, breakfast, lunch, no overnight lodging - \$35.00

3. Persons attending meals, conferences or educational seminars that extend for more than one full day may claim the daily meal allowance of \$35.00 instead of itemizing individual meal expenses. In the event that one or more meals is provided as part of the conference program and is prepaid, allowance and the claim for reimbursement shall be reduced by the maximum value of the meal(s) as set forth above.

BE IT FURTHER ORDAINED by the County Board of Supervisors of the County of Winnebago that this amendment shall take effect on January 1, 2004.

Submitted by:
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 28. Nays: 8 - Sevenich, Thompson, Madison, Jacobson, Nielsen, Robl, Sievert, and Diakoff. Excused: 2 - Hert and Pech. CARRIED.

RESOLUTION NO. 303-112003: Amend Zoning Office Fee Schedule

WHEREAS, the Winnebago County Planning and Zoning Committee has approved an amendment of the Zoning Office fee schedule, subject to the approval of the Winnebago County Board of Supervisors, which would take effect on January 1, 2004; and

WHEREAS, many of the changes in the fee schedule would reflect an ungoing policy of the Zoning Department to establish a 90% level of funding for Zoning Office permits and to reflect actual costs associated with the printing and copying of ordinances.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends its fee schedule, effective January 1, 2004, as is shown in the attached Fee Schedule, which is made a part of this Resolution by reference (Changes to the Fee Schedule are highlighted within.).

Submitted by:
PLANNING & ZONING COMMITTEE

Motion by Supervisor Schaidler and seconded to adopt. Ayes: 33. Nays: 3 - Finch, Farrey and Arne. Excused: 2 - Hert and Pech. CARRIED.

RESOLUTION NO. 304-112003: Approve Appraisal of Tax Deeded Property

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

WHEREAS, appraisals of tax deeded properties acquired as a result of delinquent real estate taxes as a consequence of an In Rem action wherein judgment was rendered during 2002 have been made; and

WHEREAS, the parcel number, legal description and appraised value of said tax deeded property is as follows:

Parcel No. 910-0704
213 Prospect St, Oshkosh WI 54901
PV WRIGHTS ADD
NE ¼ OF LOT 1 BLK 83
TENTH WARD
CITY OF OSHKOSH
\$20,000.00

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

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the appraisal of the parcel of property listed above, which were acquired by the Winnebago County Treasurer for tax delinquency pursuant to an In Rem judgment entered during 2002. The full appraisal report for each parcel shall be incorporated as a part of this resolution. (A copy of the appraisal report can be viewed in the Treasurer's Office).

Submitted by:
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2 - Hert and Pech.
CARRIED.

Because Resolution No. 300-112003, "Establish Compensation for County Board", was defeated, a motion to continue compensation at the current level needed to be made. Motion by Supervisor Madison to continue County Board compensation to be maintained at the current level. Ayes: 30. Nays: 6 - Hotynski, Lauson, Eichman, Tierney, Rankin and Rengstorf. Excused: 2 - Hert and Pech. CARRIED.

Chairman Maehl encouraged all the supervisors to attend the December 15, 2003 County Board Christmas Party.

Motion by Supervisor Robl and seconded to adjourn until 6:00 p.m. on Tuesday, December 16, 2003.
CARRIED BY VOICE VOTE.

The meeting was adjourned at approximately 7:55 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 November 18, 2003.

Susan T. Ertmer
Winnebago County Clerk