

**ADJOURNED SESSION  
COUNTY BOARD MEETING  
Tuesday, March 25, 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, Hert, Robl, Eichman, Kline, Tierney, Kramer, Schaidler, Finch, Farrey, Sievert, Arne, Diakoff, Brennand, Egan, Rankin and Rengstorf. Excused: Pech, Nielsen and O'Brien.

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

**COMMUNICATIONS, PETITIONS, ETC.**

The following resolutions from various counties were received and forwarded to the Legislative Committee:

- Dunn County - Resolution No. 31 (2003) – “supports federal legislation to change the Medicare payment formulas to stop the inequities in payments among states”
- Dunn County - Resolution 32 (2003) - "supports federal legislation to raise the limit on mileage reimbursement for volunteers to the level permitted for business use"
- Dunn County - Resolution 33 (2003) - "encourages physicians, hospitals, clinics, dentists, schools and public health agencies and departments to phase out the purchase and use of mercury-containing products where feasible, effective alternatives are possible"
- Marathon County - Resolution #R-33-03 - "Supporting Legislation to Increase Additional Page Fees for Register of Deeds Documents"
- Marathon County - Resolution #R-34-03 - "Reinstatement of State Funding Supporting Education and Regulatory Administration of Wisconsin Fairs"
- Monroe County - Resolution No. 3-Q3-2 – “In Support of Federal Legislation to Subject Casein and Milk Protein Concentrates to Tariff Rate Quotas”
- Monroe County – “Supporting Continuation of Wisconsin Land Information Program Funding Mechanisms & the Combination of the Wisconsin Land Information Board and Wisconsin Land Council”
- Oneida County – Amended Resolution #07-2003 - "opposes any effort by the DNR to regulate nonconforming properties by revising the current NR 115 administrative code, without the counsel of Counties in which shoreland properties are affected by change in the administrative code"
- Rock County - "Supporting Senate Bill 15 Which Creates a Joint Survey Committee on State Mandates and Required Funding of State Mandates"
- Waushara County - Resolution 06-03-03 - "Resolution Supporting Legislation to Increase Additional Page Fees for Register of Deeds Documents"

Information about a meeting of the State of Wisconsin Historic Preservation Review Board was shared. At this meeting, a number of properties located in Winnebago County will be nominated to the State Register and the National Register of Historic Places. The meeting will be held on Friday, April 11 in Madison. Further information is available from the County Clerk's Office.

Petition for Zoning Amendment from Pete Vander Wielen, Town of Menasha, for zoning change from M-1 to M-2 for light industrial, a mini mall, warehouse and storage was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from John M. Haese (Winnebago County Highway Commissioner), Town of Neenah, for zoning change from A-2 to R-3 for Lots 1 & 2 and M-1 for Lot 3 and out lot was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Emerson Rieckmann, Town of Clayton, for zoning change from A-1 to A-2 for agriculture purposes was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Alan Davey, Town of Clayton, for zoning change from A-2 to R-2 for a single family development was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Robert Kettner, Town of Algoma, for zoning change from B-3 to R-2 for a family residence was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Deborah L. Noffke, Town of Omro, for zoning change from R-1 to A-2 for agriculture purposes was referred to the Planning & Zoning Committee.

Motion by Supervisor Lauson and seconded to approve the proceedings from the February 18, 2003 County Board meeting. CARRIED BY VOICE VOTE.

## COUNTY EXECUTIVE'S REPORT

Executive Van De Hey reminded the Board about the upcoming public issues forum being sponsored by the Oshkosh Rotary Club. The forum, entitled "The Future of Local Government," will be presented by Michael Best & Friedrich, LLP. It will be held on Monday, March 31 at the Oshkosh Pioneer Inn at 12 o'clock noon. The Board is invited to attend.

Executive Van De Hey announced that after 27 years of employment with Winnebago County, Keith Laux will retire in June as the head of the Human Services Department. She commended him on his years of dedicated service to Winnebago County.

Executive Van De Hey reported that at a recent meeting, county department heads were brought up-to-date on what the county has been doing to prepare for possible emergency situations. She explained that the appropriate county departments (Sheriff, Public Health, Emergency Government, etc.) are preparing for various types of emergency situations.

Executive Van De Hey reported that she is a member of the Board of Directors for the Oshkosh Junior Achievement group and that she finds the volunteer work she does for them at Merrill Elementary School very rewarding. She encouraged others, especially during these difficult times, to look into helping their community by volunteering for various organizations.

Executive Van De Hey asked for the Board's support of Resolution No. 176-32002, "Authority to Execute the Winnebago County Sick Leave Conversion Plan for Non-Represented Employees."

Executive Van De Hey reported that at the suggestion of Supervisor Patrick O'Brien, she and Toby Paltzer, Outagamie County Executive, are developing an ad hoc committee to determine what areas of emergency services the two counties can share. Members of this ad hoc committee will be county board supervisors and appropriate emergency services people from both counties. It is also anticipated that in the future, this ad hoc committee could tackle other issues of concern to both counties, such as transportation, solid waste, etc.

## CHAIRMAN'S REPORT

Chairman Maehl welcomed John Schaidler back and wished him well.

Chairman Maehl reported that the rally held in support of our military troops in Oshkosh on Saturday was very well attended. Siegfried Nielsen, the wife of deployed Supervisor Mark Nielsen, gave a very moving speech at the rally.

Chairman Maehl encouraged everyone to display their American flags.

Chairman Maehl extended "happy birthday" wishes to Supervisors Thompson, Schaidler and Griesbach and Executive Van De Hey.

Chairman Maehl reported that 24 scholarship applications have been received. He also thanked Supervisors Schaidler, Scoville and Sevenich for their donations to the scholarship fund.

## MASTER GARDENERS PROGRAM

Rosemary Eiden, Winnebago County Horticulturist, introduced Marilyn Miller, master gardener and past president of Winnebago County's Master Gardener program.

Ms. Miller described the master gardeners program and some of the projects in which they are involved.

The Winnebago County Master Gardeners program began in 1991 and is open to anyone interested in horticulture. Some of the projects they are involved or places where they have gardens are:

- Winnebago County Fair
- Butterfly garden at Merrill Elementary School
- Winnebago County Park
- Park View Health Center – vegetable garden, flower garden, prairie garden and flower arranging sessions
- Courthouse
- Tri-County Ice Arena Home and Garden Show
- Morgan House period garden
- Heckrodt Nature Area
- Annual plant sale at the Paine Art Center
- Various church gardens

Ms. Miller stated that the Master Gardeners also conducts workshops to help people with various gardening projects.

Ms. Miller invited the Board to attend their meetings, which are held on the 3<sup>rd</sup> Monday of the month.

## COMMITTEE REPORTS

Supervisor Koziczkowski reported that the ad hoc committee studying the county's various public health agencies has met three times and continues to look for more efficient and cost-effective ways to provide services. The people serving on this ad hoc committee include the mayors of the Cities of Menasha, Neenah and Oshkosh, the Oshkosh City Manager, the County Executive and Supervisors Barker and Koziczkowski.

Supervisor Koziczkowski commended Keith Laux on his years of service to the county, commenting on how instrumental he was in helping to establish Winnebago County's Human Services Department.

Supervisor Schaidler reported that there will be a Winn Tomorrow meeting on Thursday, March 27 starting at 5:00 p.m. at the Fox Valley Lanes in Neenah to continue the planning and development of the county's comprehensive land use plan. Everyone is invited to attend this important meeting.

Supervisor Jacobson congratulated the political reporters from the Oshkosh Northwestern who received "excellence in reporting awards" from their peers.

## PUBLIC HEARING

The following people spoke in support of Resolution No. 167-32002, "Change Name of Airport to Wittman Memorial Airport Oshkosh, Sport Aviation Capital of the World":

- Bill Schlapman, 6431 Paulson Road, Winneconne
- Bruce and Rae Botterman, 2855 Wyldewood Road, Oshkosh
- Jeremy Monnett, 2415 Plymouth Street, Oshkosh
- Gordon Doule, 1225 Summit Avenue, Oshkosh

## ZONING REPORTS & ORDINANCES

REPORT NO. 001. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant Warren Utecht, Martenson & Eisele, and property owner US Land Development LLC, Town of Clayton, for zoning change to R2. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 03-01-03. A request for zoning change from A-2 (General Farming) to R-2 (Single family subdivided). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – March 28, 2003)

REPORT NO. 002. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant Charles Howard Nelson and property owner Gerald Phillips, Town of Nekimi, for zoning change to M-2 for Lot 1 and A-2 for Lot 2. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 03-02-03. A request for zoning change from A-1/M-2 to M-2 for Lot 1 and A-2 for Lot 2. Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – March 28, 2003)

REPORT NO. 003. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant and property owner Robert Paananen, Town of Winneconne, for zoning change to A-2 with modified wetlands. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 03-03-03. A request for zoning change from A-2 with wetlands to A-2 with modified wetlands. Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – March 28, 2003)

REPORT NO. 004. A report from the Planning & Zoning Committee regarding a text amendment to Winnebago County Town/County Zoning Ordinance, Section 17.21 1.7, Floodplain Zoning, to adopt the Floodplain Insurance Study dated March 17, 2003 and the Flood Insurance Rate Maps dated March, 2003. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 03-04-03. A regarding a text amendment to Winnebago County Town/County Zoning Ordinance, Section 17.21 1.7, Floodplain Zoning, to adopt the Floodplain Insurance Study dated March 17, 2003 and the Flood Insurance Rate Maps dated March, 2003. Motion by Supervisor Sievert and seconded to approve. CARRIED BY VOICE VOTE. (Effective date – March 28, 2003)

AMENDATORY ORDINANCE NO. 5. A request from the Town of Vinland on behalf of James Clapper for zoning change from A-2 to R-2. Motion by Supervisor Farrey and seconded to adopt. Supervisor Farrey asked that the "Findings" comment on Page 2 of this ordinance be deleted. Vote on ordinance as amended - CARRIED BY VOICE VOTE. (Effective date – March 28, 2003)

AMENDATORY ORDINANCE NO. 6. A request from the Town of Rushford on behalf of the Albright Brothers for zoning change from A-1 to A-2. Motion by Supervisor Egan and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – March 28, 2003)

AMENDATORY ORDINANCE NO. 7. A request from the Town of Rushford on behalf of Jeffrey & Cindy Schuster for zoning change from A-2 to A-3. Motion by Supervisor Egan and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – March 28, 2003)

AMENDATORY ORDINANCE NO. 8. A request from the Town of Rushford on behalf of Robert & Jean Bruce for zoning change from A-1 to A-3. A motion by Supervisor Egan and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – March 28, 2003)

AMENDATORY ORDINANCE NO. 9. A request from the Town of Vinland on behalf of Lawrence Mehlberg for zoning change from A-2 to B-2/R-1. Motion by Supervisor Farrey and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – March 28, 2003)

AMENDATORY ORDINANCE NO. 10. A request from the Town of Utica on behalf of Bradbo Farms, Inc., for zoning change from A-1 to I & R (Institutional/Recreational). Motion by Supervisor Egan and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – March 28, 2003)

At approximately 7:17 p.m. Chairman Maehl called for a recess. At approximately 7:30 p.m. the Board reconvened.

### **RESOLUTIONS & ORDINANCES**

#### **RESOLUTION NO. 159-32003: Commendation for Shirley Kluge**

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

WHEREAS, Shirley Kluge 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 Shirley Kluge 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 Shirley Kluge.

Submitted by  
PERSONNEL AND FINANCE COMMITTEE

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

#### **RESOLUTION NO. 160-32003: Disallow Claim of Orion Flight Services, Inc.**

WHEREAS, your Personnel and Finance Committee has had the claim of Orion Flight Services, Inc. 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 Orion Flight Services, Inc. dated January 24, 2003, 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. 161-32003: Disallow Claim of SBC/Ameritech**

WHEREAS, your Personnel and Finance Committee has had the claim of SBC/Ameritech 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 SBC/Ameritech dated January 16, 2003, 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. 162-32003: Disallow Claim of Jerilyn L. Berger**

WHEREAS, your Personnel and Finance Committee has had the claim of Jerilyn L. Berger 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 Jerilyn L. Berger dated February 3, 2003, 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. 163-32003: Disallow Claim of Theresa Asleson**

WHEREAS, your Personnel and Finance Committee has had the claim of Theresa Asleson 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 Theresa Asleson dated December 6, 2003 and Addendum of February 10, 2003, 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. 164-32003: Oppose Reduction in Budgeted Funds to Wisconsin's Comprehensive Tobacco Control Program**

WHEREAS, Governor Doyle in the proposed budget for the next biennial budget proposed a base level funding of \$15 million for tobacco prevention and control; and

WHEREAS, such a reduction would occur between January 1 and June 30, 2003 in the current State of Wisconsin Budget; and

WHEREAS, this is roughly a 40% cut to the funding for the Wisconsin Tobacco Control Board; and

WHEREAS, the Budget to this Program was reduced over previous levels by 43% during the last legislative session; and

WHEREAS, 16% of all deaths in Wisconsin are attributable to cigarette smoking; and

WHEREAS, Wisconsin's tobacco-related health care costs are estimated to be \$1.6 Billion Dollars per year; and

WHEREAS, the State of Wisconsin's Comprehensive Tobacco Control Program has helped reduce teen smoking by 18% in the past three (3) years; and

WHEREAS, the State of Wisconsin's Comprehensive Tobacco Control Program has played an important role in reducing tobacco consumption by 5% in 2002, compared to the national rate of a 1% reduction in tobacco consumption; and

WHEREAS, your undersigned Supervisors believe that it is in the best interest of the citizens of Winnebago County and the State of Wisconsin that funding for Wisconsin's Comprehensive Tobacco Control Program remain

intact.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby voices its opposition to any reduction by the State of Wisconsin in the State Comprehensive Tobacco Control Program.

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

Submitted by:  
STEPHEN A. RANKIN, DIST. #36  
NANCY BARKER, DIST. #2  
COUNTY BOARD SUPERVISORS

Motion by Supervisor Rankin and seconded to adopt. Ayes: 26. Nays: 8 – Thompson, Madison, Wingren, Hert, Kline, Schaidler, Farrey and Arne. Abstain: 1 – Radewan. Excused: 3 – Pech, Nielsen and O'Brien. CARRIED.

**RESOLUTION NO. 165-32003: Support Continuance of Agricultural Chemical Clean Sweep Program**

WHEREAS, the State of Wisconsin's Agricultural Chemical Clean Sweep Program provides grants which play a critical role in helping counties collect dangerous chemicals from the agricultural community in a safe, convenient and efficient manner; and

WHEREAS, since 1990, Clean Sweep collections have grown to become frequent, multi-faceted events which have diverted over two million pounds of chemicals per year from Wisconsin landfills ; and

WHEREAS, even though a large range of chemicals are accepted at clean sweeps and only 10% of waste is pesticide-related, pesticide product registration fees have been the sole source of state grants for both the Department of Agriculture and Department of Natural Resources Household Hazardous Waste Grant Program; and

WHEREAS, there is a significant shortfall in the Department of Agricultural Management Program which presently places the Agricultural Clean Sweep grants to counties in jeopardy; and

WHEREAS, it is unlikely that most clean sweep programs will continue on a county-wide basis without the continuation of state grants.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby supports the continued funding of Agricultural Clean Sweep Grants by the State of Wisconsin through a combination of Recycling Fund surplus revenues, pesticide product fees and hazardous product surcharges.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it supports the combination and administration of the Agricultural Clean Sweep Program and the Household Hazardous Waste Program within the Department of Agriculture to achieve a more efficient and succinct administration at both the state and local level.

Submitted by:  
NANCY BARKER, DISTRICT #2  
STEPHEN A. RANKIN, DISTRICT #36  
COUNTY BOARD SUPERVISORS

Motion by Supervisor Barker and seconded to adopt. Ayes: 31. Nays: 4 – Thompson, Wingren, Hert and Schaidler. Excused: 3 – Pech, Nielsen and O'Brien. CARRIED.

**RESOLUTION NO. 166-32003: Impose Moratorium on Zoning Applications and Amendments in Specific Sections of the Town of Clayton**

WHEREAS, on or about February 24, 2003, the Town of Clayton Board of Supervisors requested that a moratorium be imposed in the Town of Clayton through February 29, 2004 for the purpose of prohibiting various applications, conditional use permit applications, parcel split to create new lots whether by certified survey map or plat, temporary use permit applications, permits for new principal structures if outside of an existing plat, permits for new detached accessory structures and permits for new detached accessory structures within Sections 14, 15, 16, 17, 19, 20, 21, 22 and 23 in the Town of Clayton; and

WHEREAS, within said restricted area, the Town of Clayton would consider zoning change applications in relationship to said moratorium for requests to change from an A-1 classification to an A-2 classification within Sections 19, 20, 21, 22 and 23; and

WHEREAS, the issuance of permits for a new principle structure in existing plats, the issuance of permits for building replacements and the issuance of permits for additions to existing structures, including attached garages would be allowed during said moratorium; and

WHEREAS, during said moratorium, minor exceptions to the moratorium could be made by the Town if, within the discretion of the Town Board, the intent of the moratorium would be maintained; and

WHEREAS, the purpose of the proposed moratorium is to allow for the East Central Regional Planning Commission, in conjunction with the Clayton Town Board, to obtain the services of an independent company to evaluate the capability of various areas within the Town to support sewer extensions and the subsequent potential for a large industrial park within the referenced area.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby places a moratorium through February 29, 2004 upon any applications for a zoning variance or conditional use permit, for the splitting of parcels to create a new lot whether by certified survey map or plat, for temporary use permits, for the issuance of permits for new principle structures if outside of an existing plat and the issuance of permits for new detached accessory structures in the following Sections of the Town of Clayton: Section 14, 15, 16, 17, 19, 20, 21, 22 and 23.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that zoning amendment applications shall be considered in Sections 19, 20, 21, 22 and 23 of the Town of Clayton for a request for a zoning change from an A-1 to an A-2 district during the term of said moratorium.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that during the term of said moratorium, permits for new principle structures in existing plats, permits for building replacements and permits for additions to existing structures, including attached garages, would be issued within the Town of Clayton.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Town of Clayton Board of Supervisors may approve zoning matters involving minor exceptions to the moratorium within its discretion if the intent of the moratorium will be maintained.

Submitted by:  
PLANNING & ZONING COMMITTEE

Motion by Supervisor Sievert and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3 – Pech, Nielsen and O'Brien. CARRIED.

**RESOLUTION NO. 167-32003: Change Name of Airport to Wittman Memorial Airport-Oshkosh, Sport Aviation Capital of the World**

WHEREAS, the Aviation Committee has recommended that the name of the Airport be changed to Wittman Memorial Airport-Oshkosh with the subtitle "Sport Aviation Capital of the World".

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the official name of the Winnebago County Airport is hereby amended to "Wittman Memorial Airport-Oshkosh" with the subtitle "Sport Aviation Capital of the World".

Submitted by:  
AVIATION COMMITTEE

Motion by Supervisor Kline and seconded to adopt. Motion by Supervisor Arne and seconded to amend the resolution by deleting, "with the subtitle 'Sport Aviation Capital of the World'" from Lines 10 and 15. Ayes: 20. Nays: 15 – Sevenich, Barker, Griesbach, Hotynski, Maehl, Albrecht, Steineke, Madison, Radewan, Hert, Robl, Eichman, Diakoff, Rankin and Rengstorf. Excused: 3 – Pech, Nielsen and O'Brien. CARRIED.

Motion by Supervisor Sundquist and seconded to delete the word "Memorial" from Lines 10 and 14. LOST BY VOICE VOTE.

Motion by Supervisor Sevenich and seconded to refer back to committee. CARRIED BY VOICE VOTE.

**RESOLUTION NO. 168-32003: Authorize Transfer of \$32,500 to Professional Fees Account (Payment to Wisconsin Counties Association for Lobbying Work in Relationship to Intergovernmental Transfer Program Funding for County Nursing Homes)**

WHEREAS, the Wisconsin Counties Association has continued to provide lobbying services in relationship to Intergovernmental Transfer Program Funding for county nursing homes; and

WHEREAS, Winnebago County has no contract with the Wisconsin Counties Association to perform this service nor any contractual obligation to the Wisconsin Counties Association to pay for this service; and

WHEREAS, despite the fact that Winnebago County has no contractual obligation to the Wisconsin Counties Association in relationship to this service, Winnebago County has benefited greatly financially in relationship to the amount of funds received in Medical Assistance dollars by Park View Health Center as a result of this Program; and

WHEREAS, the Personnel and Finance Committee is recommending that Winnebago County make a flat fee payment as a contribution for services provided by the Wisconsin Counties Association to that entity in the amount of \$32,500; and

WHEREAS, said payment would be a one-time payment and Winnebago County would not be contractually or otherwise obligated to pay for said services in the future as a result of said payment.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes a budget transfer of \$25,000 from the Contracted Services-County Executive Budget Fund and \$7,500 from the Per Diem-Elected Officials Fund to the Professional Fees Fund for the purpose of making a one-time payment to the Wisconsin Counties Association for lobbying services provided in relationship to the Intergovernmental Transfer Program Funding for county nursing homes.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that said payment shall not act as an authorization for further payment to the Wisconsin Counties Association nor for further services from the Wisconsin Counties Association in relationship to said program in the future.

Submitted by:  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Widener and seconded to adopt. Supervisor Albrecht stated that the resolution should be corrected to show that these funds will come out of the Contingency Fund, not the "Contracted Services-County Executive Budget Fund" or the "Per Diem-Elected Officials Fund" as stated in the resolution.

Vote on Resolution as corrected - Ayes: 31. Nays: 4 – Radewan, Wingren, Hert and Eichman. Excused: 3 – Pech, Nielsen and O'Brien. CARRIED.

**RESOLUTION NO. 169-32003:                    Transfer funds to cover budget overruns from 2002 – Departments requiring transfers from the General Fund to cover overages**

WHEREAS, The Winnebago County Budget is adopted at the following four category levels; labor, travel, capital and other, and

WHEREAS, The attached list of departments had budget overruns in individual categories, and

WHEREAS, these departments do not have sufficient funds remaining in other categories to cover the overages, and

WHEREAS, funds to cover the overages have been advanced from the General Fund to finish out the year 2002.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves transfers from the General Fund Undesignated fund balance to the individual departments' budgets per the list attached to cover the overages for 2002.

Submitted by:  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3 – Pech, Nielsen and O'Brien. CARRIED.

**RESOLUTION NO. 170-32003:                    Transfer funds to cover budget overruns from 2002 – Departments having sufficient funds to cover overages.**

WHEREAS, The Winnebago County Budget is adopted at the following four category levels; labor, travel, capital and other, and

WHEREAS, The attached list of departments had budget overruns in individual categories, and

WHEREAS, these departments had sufficient funds remaining in other categories to cover the overages, and

WHEREAS, since these departments had sufficient funds in other categories, they needed no additional funds from the General Fund to finish out the year 2002.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves transfers from within the departments budgets to cover the overages for 2002.

Submitted by:  
**PERSONNEL & FINANCE COMMITTEE**

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 34. Nays: 0. Absent: 1 – Robl. Excused: 3 – Pech, Nielsen and O'Brien. CARRIED.

**RESOLUTION NO. 171-32003: Authorize Appropriation of Federal Emergency Management Grant**

WHEREAS, Winnebago County has received a Domestic Preparedness Program Subgrant in the amount of \$84,713; and

WHEREAS, it is necessary to appropriate said grant for the purpose of purchasing equipment for local emergency response teams.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the appropriation of \$84,713 received in the form of a Domestic Preparedness Emergency Management Grant from the federal government to the Small Equipment Fund of the Emergency Management Department.

Submitted by:  
**EMERGENCY MANAGEMENT COMMITTEE  
PERSONNEL & FINANCE COMMITTEE**

Motion by Supervisor Griesbach and seconded to adopt. Ayes: 34. Nays: 0. Absent: 1 – Schaidler. Excused: 3 – Pech, Nielsen and O'Brien. CARRIED.

**RESOLUTION NO. 172-32003: Authorize Appropriation of Federal Emergency Management Grant of \$27,694 for Planning Services in Relationship to Terrorism**

WHEREAS, Winnebago County has received a grant in the amount of \$26,309 to be used for supplemental funding in relationship to the threat of terrorism; and

WHEREAS, it is necessary to appropriate said money in order to enable its expenditure.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the budget transfer of \$26,309 from the Emergency Management Grant Fund and \$1,385 from the Indirect Cost Reimbursement Fund to the following funds within the Emergency Management Department in relationship to planning with regard to terrorism threats:

Professional Services.....	\$24,448
Regular Pay.....	\$ 586
Fringe Benefits.....	\$ 226
Printing.....	\$ 1,049
Fund Balance.....	\$ 1,385

Submitted by:  
**EMERGENCY MANAGEMENT COMMITTEE  
PERSONNEL & FINANCE COMMITTEE**

Motion by Supervisor Griesbach and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3 – Pech, Nielsen and O'Brien. CARRIED.

**RESOLUTION NO. 173-32003: Authorize Transfer of \$22,500 from Contingency Fund to Printing Fund of Emergency Management Department (Printing Costs)**

WHEREAS, the local Emergency Management Committee has recommended the printing of a brochure entitled "Residential Guide to Emergency Preparedness" to be made available and distributed among citizens of Winnebago County; and

WHEREAS, the cost of printing said document is estimated to be approximately \$22,500; and

WHEREAS, your undersigned Committees believe that printing of such a brochure is in the best interest of the citizens of Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the appropriation of \$22,500 from the General Contingency Fund to the Printing Fund of the Emergency Management Department for the purpose of printing a brochure entitled "Residential Guide to Emergency Preparedness" to be distributed among citizens of Winnebago County.

Submitted by:  
EMERGENCY MANAGEMENT COMMITTEE  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Griesbach and seconded to adopt. Ayes: 33. Nays: 2 – Albrecht & Madison. Excused: 3 – Pech, Nielsen and O'Brien. CARRIED.

**RESOLUTION NO. 174-32003: Authorize Transfer of \$23,450 to Small Equipment Fund (Purchase Gas Masks)**

WHEREAS, Winnebago County is expected to receive a grant of \$23,450 from the Domestic Preparedness Equipment Support Program; and

WHEREAS, said funds would be used to purchase gas masks for fire departments and police departments in Winnebago County; and

WHEREAS, a transfer of said grant funds to the Emergency Management Department's Small Equipment Fund is necessary to accomplish this purpose.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$23,450 from the Emergency Management Department's Grant Fund to the Small Equipment Fund of said department for the purpose of purchasing gas masks to be distributed among fire departments and police departments within Winnebago County.

Submitted by:  
EMERGENCY MANAGEMENT  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Griesbach and seconded to adopt. Motion by Supervisor Farrey and seconded to refer back to committee. LOST BY VOICE VOTE.

Motion by Supervisor Wingren and seconded to amend the resolution by deleting the following from Lines 12, 13 and 21: "fire departments and police departments", and inserting, "public safety officials." CARRIED BY VOICE VOTE.

Vote on Resolution as amended: Ayes: 35. Nays: 0. Excused: 3 – Pech, Nielsen and O'Brien. CARRIED.

**RESOLUTION NO. 175-32003: Approve Acceptance of Focus on Energy Grant from the State of Wisconsin**

WHEREAS, the Facilities and Property Management Department has applied for and been provided notice that Winnebago County has been approved to receive a \$15,000 grant from the State of Wisconsin's Focus on Energy Program; and

WHEREAS, acceptance of said grant is contingent upon approval of said acceptance by the Winnebago County Board of Supervisors and the Winnebago County Executive; and

WHEREAS, said grant funds would be used to pay a consultant for review of energy usage by the Facilities and Property Management Department at its Knapp Street facility; and

WHEREAS, said grant was awarded on February 14, 2003 and approval of said grant by the Winnebago County Board of Supervisors and County Executive is required no later than March 31, 2003; and

WHEREAS, your undersigned Committee recommends that said grant be accepted by Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Facilities and Property Management Department to accept a \$15,000 grant from the State of Wisconsin's Focus on Energy Program.

Submitted by:  
FACILITIES & PROPERTY MANAGEMENT COMMITTEE

Motion by Supervisor Egan and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3 – Pech, Nielsen and O'Brien. CARRIED.

**RESOLUTION NO. 176-32003:**

**Authority to Execute the Winnebago County Sick Leave Conversion Plan for Non-Represented Employees**

WHEREAS, a recent tax ruling by the Internal Revenue Service has made it possible for a public employer to reduce or eliminate certain tax liabilities for both the employer and its terminating employees via a qualifying sick leave conversion plan that provides for the post-termination payment of group health premiums for eligible employees in place of a direct sick leave payout to the employee via the payroll; and

WHEREAS, Winnebago County and its terminating non-represented employees would stand to gain substantial tax savings if a qualifying sick leave conversion plan were adopted by the Winnebago County Board of Supervisors; and

WHEREAS, non-represented employees likely to be affected by such a plan within the next ten years and their department heads have been polled as to their opinion regarding the establishment of such a plan and the poll results indicate widespread employee support for the adoption of such a plan.

NOW THEREFORE, 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 the sick leave conversion plan described in the attached document, entitled: "Winnebago County Nonrepresented Employees' Sick Leave Conversion Plan."

Submitted by,  
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3 – Pech, Nielsen and O'Brien. CARRIED.

Motion by Supervisor Robl and seconded to adjourn until 6:00 p.m. on Tuesday, April 15, 2003. CARRIED BY VOICE VOTE.

The meeting was adjourned at 9:10 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 March 25, 2003.

Susan T. Ertmer  
Winnebago County Clerk