

**WINNEBAGO COUNTY BOARD MEETING
TUESDAY, JUNE 16, 2009**

Chairman David Albrecht 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 Lennon.

The following Supervisors were present: Konezke, Barker, Griesbach, Eisen, Ramos, Roh, Koziczowski, Smith, Widener, Hamblin, Albrecht, Gabert, Riste, Thompson, Hall, Wingren, Jacobson, Norton, Warnke, Robl, Schmuhl, Kline, Locke, Nelson, Finch, Farrey, Diakoff, Brennand, Egan, Ellis, Rengstorf, Reinert Lennon and Sievert. Excused: Gearhart and Eichman.

Motion by Supervisor Robl and seconded to adopt tonight's agenda with the change of order of the resolutions so that No. 242-62009 follows No. 222-62009. CARRIED BY VOICE VOTE.

PUBLIC HEARING

Jay Schroeder, 1295 North Lake Street, Neenah, expressed his concern about Resolution No. 241-62009, "Appropriate \$10.8 Million for the Remodeling of the Pleasant Acres Building to House Various County Departments and the Second Chance Program".

COMMUNICATION, PETITIONS, ETC.

Notice of Claim from AT & T for damage to some of their equipment on County Trunk K caused by a county mower was referred to the Personnel & Finance Committee.

Notice of Claim from Badgerland Express, LLC for payment of medical bills relating to an incident at the County Landfill on March 24, 2009 involving their employee Craig Hill was referred to the Personnel & Finance Committee.

Notice of Claim from Attorney Brian Williams for John and Ann Terzynski for injuries sustained in a fall at the Safety Building was referred to the Personnel & Finance Committee.

Notice of Claim from Jared Pelski for damage to his vehicle caused by Highway Department equipment was referred to the Personnel & Finance Committee.

Notice of Claim from Attorney Raymond Edelstein for Christie Pattie, Jade Petri, Samuel Petri and Elijah Ferrell for damages resulting from alleged negligence on the part of the Winnebago County's Human Services Department was referred to the Personnel & Finance Committee.

The County Clerk brought supervisor's attention to 2 pieces of correspondence in their packet. One was a letter received from State Senator Michael Ellis and the other an e-mail received from Sheila and Doug Schoenfeldt. Since supervisors have received each of them public reading of those two pieces of correspondence was not necessary.

The following resolutions were received from various counties:

- Brown County – Resolution re: "Opposition to the Governor's Proposal to Require the Observation and Recordation of Racial Information Obtained Through Traffic Stops" was referred to the Legislative Committee.
- Grant County – "Opposition to S.149 'Weekend Voting Act' and '2009 Assembly Joint Resolution 2'" was referred to the Legislative Committee.
- Milwaukee County – Resolution to "raise the statutory cap on the fee charged by the County Clerk for waiving the 5-day waiting period for a marriage license from \$10 to \$25" was referred to the Legislative Committee.
- Milwaukee County – Resolution to "eliminate the requirement that the County Clerk provide a 'pamphlet' on the causes and affects of fetal alcohol syndrome and replace it with a requirement to provide 'information' on the causes and affects of fetal alcohol syndrome" was referred to the Legislative Committee.
- Outagamie County – Resolution that "opposes reducing the interest rate on delinquent property taxes" was referred to the Personnel & Finance Committee.
- Wood County – Resolution "To support changing the Register of Deed's recording fees from a 'per page' to a 'flat fee'" was referred to the Judiciary & Public Safety Committee.

The following duplicate resolutions were received from multiple counties:

- "Opposition to the Governors' Proposed Policy Changes to the Farmland Preservation Program in the Governor's Budget Bill" received from Columbia County and Langlade County.
- "Opposing Proposed Changes to Wisconsin's Prevailing Wage Law" received from Dodge County, Grant County and Trempeleau County.
- "Opposing the Governor's Proposed Changed to Insurance Laws and 2009 Senate Bill 20" received from Dodge County and Grant County.

- “Opposing the Governor’s proposed changes to Insurance Laws” received from Outagamie County and Portage County.
 - “Opposing 2009 State Assembly Bill 149 Proposing Interest Rate Reduction on Tax Delinquent Properties” received from Jackson County and Monroe County
- All of these resolutions were referred to the Legislative Committee.

Petition for Zoning Amendment from Earl C. and Diana L. Dougherty, Town of Algoma for zoning change for tax parcel nos. 002-0234, 002-0239-10, 002-0239-10-01, 002-0241, 002-0241-01 from A-2 to P-1 and R-1 to A-2 for development of a Nursing Home Facility was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from the Winnebago County Planning and Zoning Committee to delete and recreate Section 17.36 as “Renewable Energy”; to delete and recreate Section 17.37 as “Historic Structures/Sites”; and to create section 17.38 as “Definitions” was referred to the Planning & Zoning Committee.

REPORTS FROM COMMITTEES, COMMISSIONS AND BOARDS

Supervisor Finch reported on the Parks & Recreation Committee’s annual tour of the county’s recreational properties on June 2. He stated that everyone should be proud of the recreational sites and facilities that Winnebago County has to offer.

Supervisor Koziczkowski reported that the Human Services Department will be holding the following 2010 budget public hearings: June 24, 6:00 p.m. to 7:00 p.m., Oshkosh Public Library; and June 25, 8:30 a.m. to 9:30 a.m. at the Neenah Human Services Building. Everyone is welcome to attend.

Supervisor Barker asked that the Board members look over the information she placed on their desks from Glacierland RC&D (newsletter) and the “2009 Farm Fresh Atlas of Northeastern Wisconsin”.

Supervisor Sievert congratulated Mary Jo Turner, Public Health Nurse Coordinator, on receiving the Nightingale Award for her outstanding service as a public health nurse.

Supervisor Sievert thanked the Board for the cards and balloons they sent her after her recent surgery.

Supervisor Griesbach reported that the Facilities and Property Management Committee will be holding a meeting tomorrow at the Facilities Department on Knapp Street at 10:30 a.m. to discuss the Oshkosh B’Gosh-Carter Company building.

Supervisor Kline stated that this month’s Legislative Committee meeting has been cancelled. Their next meeting will be held on July 27.

Supervisor Norton stated that he thought the highlight of the Parks & Recreation Committee’s annual tour was when they were on the WIOUWASH Trail where scenes from the movie “Public Enemies” was filmed last spring. Supervisor Norton said that plans are being made to put some type of informational marker on the WIOUWASH Trail where the film was shot.

Motion by Supervisor Finch and seconded to approve the proceedings from the May 5 & 19, 2009 County Board meeting. CARRIED BY VOICE VOTE.

COUNTY EXECUTIVE’S REPORT

Executive Harris discussed the impact of the state’s budget on Winnebago County. He explained that there were changes made to the budget that are favorable to the county. The changes include increases in Certified Public Expenditure (CPE) funds of \$400,000 for Park View Health Center and additional funds for administration of various Human Services programs. Mr. Harris stated that based on these and other proposed changes to the state’s budget, the reduction in funds to Winnebago County should be less than \$1 Million. Although this is still a significant amount of money, it is definitely “less threatening” than what had been anticipated.

Executive Harris reported that the Facilities Department has determined that the asking price for the facilities building on Knapp Street would be \$1.2 Million. The Oshkosh Area School District cannot make any purchases over \$1 Million without it going to a referendum for approval. Mr. Harris told the school district that they are welcome to make an offer for the property and the county would consider it.

Executive Harris discussed the Oshkosh B’Gosh-Carter Company’s offer to sell their office facilities to the county. He explained that he will continue to look into acquiring the property and if attractive terms are reached, he will bring that information back to the appropriate committees so they, and then the Board as a whole, can consider those terms. Executive Harris stated that he feels Oshkosh B’Gosh-Carter Company’s facilities would meet all the same goals that the county is looking to achieve with the renovation of the Pleasant Acres building, but for approximately \$5 Million less.

COUNTY EXECUTIVE'S APPOINTMENT

Board of Adjustment

Executive Harris asked for the Board's approval of his re-appointments of Mary Mathwig, Tom Versteegen, Pete Fleischman and Carla Koller to the Board of Adjustment. These are three-year terms that will expire June 30, 2012. Motion by Supervisor Widener and seconded to approve. CARRIED BY VOICE VOTE.

Grievance Review Board

Executive Harris asked for the Board's approval of his re-appointment of John Nichols to the Grievance Review Board. Mr. Nichols' term will expire December 31, 2013. Motion by Supervisor Robl and seconded to approve. CARRIED BY VOICE VOTE.

PRESENTATION OF 2009 COUNTY SCHOLARSHIPS

Supervisor Widener presented Winnebago County's 2009 Scholarships to the following students: Kaiser Behnke, Neenah High School; Jon DeWitt, Oshkosh West High School; Clare Englebert, St. Mary High School, Menasha; Jason Giltner, Oshkosh West High School; Benjamin Irvine, Neenah High School; Amy Knoll, home school; Elizabeth Rasmussen, Oshkosh West High School; and Jacob Riederer, Menasha High School. Nick Schapels of Winneconne High School was also a scholarship recipient, but he was not at the meeting so his materials were mailed to him. The Board recognized the students with a round of applause.

Supervisor Widener thanked Rene' Mehlberg and staff in the UW-Extension Office for their assistance with the county's scholarship program.

Supervisor Widener then recognized Supervisor Jerry Finch for his role in the success of the county's scholarship program. The Board recognized Supervisor Finch with a round of applause.

TIM COOK, CLARITY CARE EXECUTIVE DIRECTOR PRESENTATION OF FINAL PAYMENT AND UPDATE ON CLARITY CARE

Supervisor Kline explained that in November of 2004, the County Board approved a debt repayment plan with Clarity Care so they could pay their \$600,000+ debt to the county and keep them from having to file for bankruptcy. Supervisor Kline was happy to inform the Board that Clarity Care has met their obligations and paid back the county. Supervisor Kline said that "on-going contact" between all parties involved since 2004 made this possible. The total amount paid by Clarity Care in principle and interest was over \$1.3 Million and they are six months ahead of the schedule. Supervisor Kline congratulated Clarity Care for their accomplishment and the Board for their willingness to work with Clarity Care so they could get to this point.

Tim Koch, Clarity Care Executive Director, explained that Clarity Care is a non-profit organization that was established in 1972 to provide the elderly and disabled of northeast Wisconsin with services that would allow them to live independently. Clarity Care currently has over 550 employees, 270 of them who live in Winnebago County. Mr. Koch explained that because of the county's help and the internal changes Clarity Care made to their organization, they were able to continue to provide quality care and services to their clients and pay back their debt.

Mr. Koch explained the progress and success that Clarity Care has made over the last five years as they met their obligations to the County. He thanked the county and other organizations for their assistance to Clarity Care. Mr. Koch introduced and thanked various members of Clarity Care's staff. Mr. Koch also extended thanks to the county board members and county staff who have worked with Clarity Care over the years and helped them through this financial situation.

ZONING REPORTS & ORDINANCES

REPORT NO. 001. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant Lawrence Kriescher and property owner Wayne Noffke, Town of Poygan, for zoning change to A-2/R-1 for tax parcel nos. 020-0098-02 and 020-0098-03. Motion by Supervisor Brennand and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 06-01-09. A requested zoning change from A-2/B-2/R-1 (General farming/Community Business Dist./Single Family non-subdivided) to A-2/R-1 (General Farming/Single Family non-subdivided). Motion by Supervisor Brennand and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – June 21, 2009)

REPORT NO. 002. A report from the Planning & Zoning Committee regarding a requested zoning change from applicants and property owners, Thomas Teckam and Cynthia Webb, Town of Algoma, for a zoning change to R-1 for tax parcel no. 002-0015. Motion by Supervisor Brennand and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 06-02-09. A requested zoning change from A-2 (General Farming) to R-1 (Single Family Non-subdivided). Motion by Supervisor Brennand and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – June 21, 2009)

REPORT NO. 003. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant Daniel Gloyd and property owner AL-N-RAE Farms Inc., Town of Nepeuskun, for zoning change to R-1 for tax parcel nos. 014-0655, 014-0656 and 014-0655-01. Motion by Supervisor Brennand and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 06-03-09. A requested zoning change from A-2 (General Farming) to R-1 (Single Family non-subdivided). Motion by Supervisor Brennand and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – June 21, 2009)

REPORT NO. 004. A report from the Planning & Zoning Committee regarding a requested zoning change from applicants Brian and Carrie Chappa and property owners Brian and Carrie Chappa and Omro Dairy LLC, Town of Omro, for zoning change to R-1 for tax parcel nos. 016-0527-02 and 016-0521(p). Motion by Supervisor Brennand and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 06-04-09. A requested zoning change from A-2 (General Farming) to R-1 (Single Family non-subdivided). Motion by Supervisor Brennand and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – June 21, 2009)

REPORT NO. 005. A report from the Planning & Zoning Committee regarding a requested zoning change from applicants Christopher and Lisa Schmid and property owners Anthony and Mary Voulgaris, Town of Black Wolf, for zoning change to R-1 for tax parcel no. 004-0497-04. Motion by Supervisor Brennand and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 06-05-09. A requested zoning change from A-2 (General Farming) to R-1 (Single Family non-subdivided). Motion by Supervisor Brennand and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – June 21, 2009).

AMENDATORY ORDINANCE 6. A requested zoning change from Town of Vinland on behalf of the following property owners to change zoning from A-1 (Agri-Business District) to A-2 (General Farming District) for the following tax parcel nos.:

- Sherman W. Brazee, Trust, for parcel nos. 026-0034-01, 026-0034-02, 026-0035, 026-0038, 026-0039, 026-0218 & 026-0224
- Francis J. Zeller, Jr., for parcel nos. 026-0069, 026-0073, 026-0075, 026-0079 & 026-0114
- John Zeller, for parcel nos. 026-0071 & 026-0076
- Gene A. Tipler, et al, for parcel nos. 026-0081 & 026-0112
- Tipler Brothers, Inc., for parcel no. 026-0095-01
- Cross Farms Real Estate LLP, for parcel nos. 026-0104, 026-0108-01, 026-0110-01, 026-0130, 026-0131 & 026-0170
- Allen Farms, Inc., for parcel nos. 026-0172, 026-0178, 026-0179, 026-0190, 026-0192, 026-0193, 026-0194, 026-0194-01, 026-0206, 026-0207, 026-0358, 026-0361, 026-0363, 026-0365, 026-0367
- Brazee Ridge, Inc., for parcel nos. 026-0221, 026-0228, 026-0229, 026-0230-03 & 026-0236
- Sherman W. Brazee, for parcel nos. 026-0225, 026-0226-01 & 026-0227
- William H. Overton, for parcel nos. 026-0404, 026-0405, 026-0406, 026-0407, 026-0408, 026-0410, 026-0420 & 026-0423

Motion by Supervisor Farrey and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – June 21, 2009)

RESOLUTIONS AND ORDINANCES

RESOLUTION NO. 204-52009: Oppose Elimination of Spring Elections for Nonpartisan Offices

WHEREAS, a proposed constitutional amendment has been submitted to the Wisconsin Legislature to eliminate the spring election for nonpartisan offices so that all regularly scheduled elections will be held in November; and

WHEREAS, the proposed constitutional amendment further prescribes special shortened terms for nonpartisan officers who are elected after the effective date of the amendment; and

WHEREAS, the Legislative Committee of the Winnebago County Board is opposed to the passage of said constitutional amendment.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby opposes a proposed constitutional amendment to eliminate spring elections for nonpartisan offices and to shorten the terms for nonpartisan officers who are elected after the effective date of said amendment, should it be passed.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby directs the Winnebago County Clerk to forward a copy of this resolution to the office of Governor James Doyle; to all legislators

representing Winnebago County constituents within the Wisconsin Legislature; and to the Wisconsin Counties Association.

Submitted by:
LEGISLATIVE COMMITTEE

Supervisor Kline withdrew this resolution.

RESOLUTION NO. 222-52009: Authorize Intergovernmental Cooperative Agreement Between Neenah Joint School District and Winnebago County, Wisconsin

WHEREAS, several years ago Winnebago County installed a fiber optic network for its own use and allowed the school districts and other governmental units to extend that network for their own purposes, provided that they pay any costs related to their specific use of the network; and

WHEREAS, the Neenah Joint School District is requesting that it be allowed to partner with Winnebago County with regard to the use of said network; and

WHEREAS, the Neenah School District shall install its own fiber optic wires and pay for any costs related to their use of the network; and

WHEREAS, your undersigned Committee has reviewed the Agreement, which is herewith attached and has approved it and recommends its approval by the Winnebago County Board of Supervisors.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the Intergovernmental Cooperation Agreement between the Neenah Joint School District and Winnebago County related to the attachment of fiber optic network to WE Energies poles for the benefit of the Neenah Joint School District. A copy of said Agreement is herewith attached and made a part of this Resolution by reference.

Submitted by:
INFORMATION SYSTEMS COMMITTEE

Motion by Supervisor Hall and seconded to adopt. Ayes: 34. Nays: 0. Excused: 2 – Gearhart and Eichman. CARRIED.

RESOLUTION NO. 242-62009: Authorize Commitment to Partner with the Town of Menasha to Add Fiber Optic Cable from the Fairview Tower to the Menasha Police Department and Appropriate the Cost to Winnebago County of \$303,000 to the Project.

WHEREAS, the Town of Menasha will be installing fiber optic cable to their current system; and

WHEREAS, Winnebago County would like to have fiber optic cable installed to the Fairview Tower to convert this tower from a microwave tower to fiber optic; and

WHEREAS, if this project is done in conjunction with the Town of Menasha the County can have the engineering and construction cost split by the Town and the County and this project could benefit both municipalities; and

WHEREAS, the Winnebago County Sheriff department could then utilize the building at the Fairview Tower location for an office location at the north end of the county; and

WHEREAS, the Town of Menasha will incur their own costs related to the project of \$219,000 exclusive of the costs to be incurred by Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$303,000 from the General Fund to the "Fiber Optic Cable Fairview Tower" capital project fund for the purpose of running fiber optic cable from the Fairview Tower to the City of Menasha Police Department.

BE IT FURTHER RESOLVED, that the general fund will be reimbursed from a subsequent bond issue.

Submitted by:
INFORMATION SYSTEMS COMMITTEE
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Hall and seconded to adopt. Supervisor Farrey moved and it was seconded to change the word "split" on line 17 to "shared". CARRIED BY VOICE VOTE. Vote on resolution as amended. Ayes: 34. Nays: 0. Excused: 2 – Gearhart and Eichman. CARRIED.

RESOLUTION NO. 224-62009: Authorize Funding Needed to Begin the Roadway Design for the CTH I Project from CTH N to the City of Oshkosh.

WHEREAS, the Winnebago County Board of Supervisors supports the design and reconstruction of CTH I from CTH N to the City of Oshkosh; and

WHEREAS, the project will begin at the intersection of CTH I and CTH N and continue north to the City of Oshkosh limits, a distance of approximately 1.50 miles; and

WHEREAS, the project has been in the Winnebago County Five year Capital Improvement Plan since 1998; and

WHEREAS, the design project will include a 4 lane urban section of roadway with curb and gutter, storm sewer, and the possibility of constructing a roundabout at the intersection of CTH N; and

WHEREAS, the completed design will allow the Winnebago County Highway Commission time to plan, apply for and secure funding from state and federal sources for the eventual reconstruction of CTH I; and

WHEREAS, the project design needs to begin at this time in order to meet the timeline associated with the possibility of securing federal funds for construction of the project in 2011; and

WHEREAS, the estimated cost of the design contract is \$160,000.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates the sum of \$160,000 from the General Fund of Winnebago County for the purpose of paying said costs.

BE IT FURTHER RESOLVED, by the Winnebago County Board of Supervisors that the General Fund will be reimbursed from a subsequent bond issue.

Submitted by:
HIGHWAY COMMITTEE
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Ayes: 25. Nays: 9 – Eisen, Smith, Widener, Gabert, Riste, Nelson, Farrey Ellis and Rengstorf. Excused: 2 – Gearhart and Eichman. LOST.

RESOLUTION NO. 225-62009: Authorize Project Expenditures For The Design Of A Highway Department Satellite Facility To Be Located On North Hansen Road At The STH 45 Interchange In The Town of Winchester.

WHEREAS, the Winnebago County Board of Supervisors supports the construction of a satellite facility for use by the Winnebago County Highway Department, which will be located in the southeast quadrant of the STH 45 and CTH II interchange; and

WHEREAS, the design process must be undertaken at this time in order to proceed with the project in 2010, which may allow Winnebago County to obtain lower costs associated with construction of the facility; and

WHEREAS, the Wisconsin Department of Transportation has agreed to deed the right of way needed for construction of the facility to Winnebago County at no cost; and

WHEREAS, the new facility is needed to provide storage of maintenance equipment that will be used to respond to routine maintenance and emergency situations on existing and future state highways, as well as county and local roads; and

WHEREAS, the estimated cost of the design for the facility is approximately \$15,000; and

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates the sum of \$15,000 from the General Fund of Winnebago County in order to begin the design process for a satellite facility at the STH 45 interchange.

BE IT FURTHER RESOLVED, by the Winnebago County Board of Supervisors that funds to pay for said project are hereby appropriated from the General Fund of Winnebago County, with said fund being reimbursed from a subsequent bond issue of \$15,000.

Submitted by:
HIGHWAY COMMITTEE
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Ayes: 30. Nays: 4 – Widener, Gabert, Brennand and Reinert. Excused: 2 – Gearhart and Eichman. CARRIED.

RESOLUTION NO. 226-62009: Authorize Project Expenditures for the Acquisition of Right-of-Way for the CTH A Project, Which Begins at Indian Point Road in the Town of Vinland and Terminates at the South Limits of the City of Neenah

WHEREAS, the Winnebago County Board of Supervisors supports the reconstruction of CTH A from Indian Point Road to the City of Neenah; and

WHEREAS, the project will consist of a two lane rural segment of highway with a recreational trail that will be constructed on the Westside of CTH A; and

WHEREAS, additional right of way will need to be acquired to allow the reconstruction project to proceed in the future; and

WHEREAS, the project design will be completed in August of 2009 and the right of way for the project can begin to be acquired at that time; and

WHEREAS, the estimated cost of purchasing the additional right of way is approximately \$276,000.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates the sum of \$276,000 from the General Fund of Winnebago County in order to purchase right of way for the CTH A project.

BE IT FURTHER RESOLVED, by the Winnebago County Board of Supervisors that funds to pay for said project are hereby appropriated from the General Fund of Winnebago County, with said fund being reimbursed from a subsequent bond issue of \$276,000.

Submitted by:
HIGHWAY COMMITTEE
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Ayes: 33. Nays: 1 – Widener. Excused: 2 – Gearhart and Eichman. CARRIED.

RESOLUTION NO. 227-62009: Authorize Project Expenditures for the Acquisition of Right-of-Way for the CTH T Project, Which Begins at the Intersection of CTH Y and CTH T in the Town of Oshkosh and Continues North to the Intersection of CTH T and CTH G in the Town of Vinland

WHEREAS, the Winnebago County Board of Supervisors supports the reconstruction of CTH T from CTH Y to CTH G; and

WHEREAS, the project will consist of a two lane rural segment of highway except for that area from CTH Y north to Roberts Lane, which will include a two lane urban section with curb, gutter and storm sewer; and

WHEREAS, two roundabouts will be constructed as part of the project, one at the intersection of CTH GG and CTH T and the other at the intersection of CTH Y and CTH T; and

WHEREAS, additional right of way will need to be acquired to allow the reconstruction project to proceed as scheduled in 2012; and

WHEREAS, the project design will be completed in 2009; and

WHEREAS, the estimated cost of purchasing the additional right of way is approximately \$330,000.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates the sum of \$330,000 from the General Fund of Winnebago County in order to purchase right of way for the CTH T project.

BE IT FURTHER RESOLVED, by the Winnebago County Board of Supervisors that funds to pay for said project are hereby appropriated from the General Fund of Winnebago County, with said fund being reimbursed from a subsequent bond issue of \$330,000.

Submitted by:
HIGHWAY COMMITTEE
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Ayes: 34. Nays: 0. Excused: 2 – Gearhart and Eichman. CARRIED.

RESOLUTION NO. 228-62009: Authorize the Land and Water Conservation Department to Make Position Title Changes to Re-Align Them with Current Programs and Position Duties

WHEREAS, over time the Conservation Practices, Services and Duties provided and performed by the Land and Water Conservation Department (LWCD) have evolved; and

WHEREAS, there is a need to re-align the Position Titles with Current and Future Requirements and Duties; and

WHEREAS, these Position Title changes are solely for clarification and will have no fiscal impact for the LWCD or Winnebago County; and

WHEREAS, this process has been done with guidance from the Director of the Human Resources Department.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors that the Land and Water Conservation Department is hereby authorized to change the Position Titles as described on the attachment to this resolution and said changes shall be effective January 1, 2010.

Submitted by:
LAND CONSERVATION COMMITTEE
PERSONNEL & FINANCE COMMITTEE

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

RESOLUTION NO. 229-62009: Approve Filling of Summit House Nurse Position in the Human Services Department Which was Approved in the 2009 Budget But Was Not Filled Within Ninety (90) Days of January 1, 2009

BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the Summit House Nurse position was added to the table of organization for the Human Services Department in the 2009 budget process and the associated costs for this position were included in the approved departmental budget.

BE IT FURTHER RESOLVED, that even though more than ninety (90) days have passed since January 1, 2009 when this position was created; it can be filled at this time.

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

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

RESOLUTION NO. 230-62009: Adopt Modification Effective As Of July 1, 2009 To The Winnebago County 2009 Unclassified Position Pay Schedule For Public Health

BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the Winnebago County 2009 Unclassified Positions Pay Schedule be revised for the period of July 1, 2009 through December 31, 2009, to change the position under Public Health which is currently titled "Graduate Student Intern" with a hourly rate of \$10.00/hour to be re-titled "Student Intern" with a hourly rate of \$9.00 - \$13.00/hour.

BE IT FURTHER RESOLVED, that the necessary funds to cover the costs resulting from the adoption of this one modification to the 2009 Winnebago County Unclassified Positions Pay Schedule will be made available from funds budgeted for this purpose.

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Sievert and seconded to adopt. Supervisor Roh asked that Line 13 be amended by changing "\$10.00" to "\$10.00-\$15.00". Vote on amendment: Ayes: 31. Nays: 3 – Eisen, Rengstorf and Reinert. Excused: 2 – Gearhart and Eichman. CARRIED.

Vote on resolution as amended: Ayes: 33. Nays: 1 – Reinert. Excused: 2 – Gearhart and Eichman. CARRIED.

RESOLUTION NO. 231-62009: Remove All Unfilled Positions From Departments' Tables of Organization That Have Not Been Filled Within 90 Days of Authorization of Being Vacated

BE IT RESOLVED, by the Winnebago County Board of Supervisors, that effective immediately all unfilled positions in Departments' Table of Organization that have not been filled within 90 days of authorization or being vacated shall be removed; and

BE IT FURTHER RESOLVED, that these positions can be reinstated if approved by the Personnel & Finance Committee and the Winnebago County Board of Supervisors.

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Kline and seconded to adopt. Ayes: 17. Nay: 17 – Konetzke, Barker, Griesbach, Ramos, Koziczowski, Widener, Riste, Hall, Norton, Warnke, Nelson, Finch, Sievert, Farrey, Egan, Ellis and Rengstorf. Excused: 2 – Gearhart and Eichman. LOST

RESOLUTION NO. 232-62009: Commendation for James H. Backus

WHEREAS, Jim Backus has been employed with the Winnebago County Information Systems Department, for the past twenty-nine years, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Jim Backus 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 Jim Backus 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 Jim Backus.

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

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

RESOLUTION NO. 234-62009: Commendation for Judith Starke

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

WHEREAS, Judith Starke 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 Judith Starke 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 Judith Starke.

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

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

RESOLUTION NO. 233-62009: Commendation for Barbara Luchinski

WHEREAS, Barbara Luchinski has been employed with the Winnebago County Department of Human Services, for the past thirty years, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Barbara Luchinski 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 Barbara Luchinski 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 Barbara Luchinski.

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

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

RESOLUTION NO. 235-62009: Disallow Claim of Karen Kieper

WHEREAS, your Personnel and Finance Committee has had the claim of Karen Kieper 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 Karen Kieper dated April 23, 2009, 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 Kline and seconded to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 237-62009: Disallow Claim of Paul Robinson

WHEREAS, your Personnel and Finance Committee has had the claim of Paul Robinson 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 Paul Robinson dated April 13, 2009, 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 Kline and seconded to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 236-62009: Disallow Claim of Charles Kasuboski

WHEREAS, your Personnel and Finance Committee has had the claim of Charles Kasuboski 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 Charles Kasuboski dated May 1, 2009, 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 Kline and seconded to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 238-62009: Disallow Claim of Kurt Louis Kofnetka

WHEREAS, your Personnel and Finance Committee has had the claim of Kurt Louis Kofnetka 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 Kurt Louis Kofnetka dated May 5, 2009, 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 Kline and seconded to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 239-62009: Approve Addition of Full-Time Position of Public Health Aide – WIC Program in the Winnebago County Public Health Department as of July 1, 2009

WHEREAS, the Winnebago County Public Health Department has received additional grant money for the WIC Program, and increased applicant traffic has created the need for an additional full-time position of Public Health Aide – WIC Program in the Winnebago County Public Health Department; and

WHEREAS, this position is in Pay Range 2 of the Winnebago County Courthouse Employees' Association Labor Agreement and will exist only as long as grant funds continue to cover the costs of the position;

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that an additional full-time position of Public Health Aide – WIC Program be added to the Winnebago County Department of Public Health effective July 1, 2009.

BE IT FURTHER RESOLVED, that funds to cover the cost of this new position will be fully covered by the grant.

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

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

RESOLUTION NO. 240-62009: Authorization to Commit Funds from the Oshkosh Area Community Foundation's Community Park Disc Golf Course Account

WHEREAS, the Parks Department has previously installed 15 holes of what may someday be a 36 hole disc golf course within the Community Park; and

WHEREAS, in order to further minimize the financial impact of building the Community Park Disc Golf Course, Winnebago County recently worked with the Oshkosh Area Community Foundation to create an endowment fund to which donors may make gifts to benefit the facility; and

WHEREAS, at present there is \$3,500 available in the Oshkosh Area Community Foundation's Community Park Disc Golf Course Account, donated by the Oshkosh Convention and Visitor Bureau, that the Parks Department would like to commit towards purchasing three (7) additional disc golf baskets.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Parks Director to proceed in utilizing \$3,500 of the available funds within the Oshkosh Area Community Foundation's Community Park Disc Golf Course Account for the purpose of purchasing three (7) disc golf baskets.

Submitted by,
PARKS & RECREATION COMMITTEE
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Finch and seconded to adopt. Supervisor Jacobson noted that the resolution needed to be corrected by changing "three (7)" to "seven (7)" where it appears in the resolution. Vote on Resolution as corrected - CARRIED BY VOICE VOTE.

RESOLUTION NO. 241-62009: Appropriate \$10.8 Million for the Remodeling of the Pleasant Acres Building to House Various County Departments and the Second Chance Program.

WHEREAS, the Pleasant Acres building is vacant as a result of Park View moving into a new building; and

WHEREAS, the Pleasant Acres building is suitable for remodeling for office space and for relocation of the Public Health Department and Second Chance program and other administrative departments currently located in the Orrin King Building; and

WHEREAS, the need to relocate the Public Health Department, Second Chance and Information Systems equipment from the old Pavilion building is critical; and

WHEREAS, it is the recommendation of the Facilities and Property Management Committee the next phase of the project is to hire an architect and proceed with the design and bidding; and

WHEREAS, the total project estimated cost is \$10.8 million including about \$1 million for architectural and design work.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates \$10.8 million to the remodeling of the Pleasant Acres building project capital project fund and authorizes the county administration to go ahead and start the project by hiring architects.

BE IT FURTHER RESOLVED that funds to pay for said project costs be transferred from the General Fund of Winnebago County to the capital project fund to remodel the Pleasant Acres building with the General Fund being reimbursed from subsequent bond issues.

Submitted by:
FACILITIES & PROPERTY MANAGEMENT COMMITTEE

Supervisor Griesbach withdrew this resolution.

RESOLUTION NO. 243-62009: Declare June 19 and 20, 2009 Winnebago County Relay for Life Days

WHEREAS, the American Cancer Society Relay for Life of Winnebago County is a unique fund-raising event in which teams of participants take turns walking the track overnight in an effort to fight cancer; and

WHEREAS, this year will be the 25th anniversary of said event; and

WHEREAS, it is hoped that persons throughout Winnebago County will support this effort at Oshkosh West High School's track.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby declares June 19 and 20, 2009 as Winnebago County Relay for Life Days.

Submitted by:
DAVID ALBRECHT, DIST. 11
COUNTY BOARD SUPERVISOR

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

Motion by Supervisor Robl and seconded to adjourn until 6:00 p.m. on Tuesday, July 21, 2009. CARRIED BY VOICE VOTE.

The meeting was adjourned at 7:50 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 June 16, 2009.

Susan T. Ertmer
Winnebago County Clerk