

**WINNEBAGO COUNTY BOARD MEETING  
TUESDAY, FEBRUARY 23, 2010**

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

Motion by Supervisor Robl and seconded to adopt tonight's amended agenda with the order of the Resolutions being changed as follows: No. 373-22010, No. 378-22010, No. 379-22010, No. 360-22010, No. 372-22010 and No. 359-22010 will follow Resolution No. 351-22010. CARRIED BY VOICE VOTE.

**PUBLIC HEARING**

Jay Schroeder, 1295 North Lake Street, Neenah expressed his concerns about costs associated with Resolution No. 365-22010.

**COMMUNICATION, PETITIONS, ETC.**

Notice of Claim from Greg and Linda Wisnefske for damage to their vehicle that occurred when they struck a metal object laying in the south bound lane of U.S. Highway 41 was referred to the Personnel & Finance Committee.

Notice of Claim from Fox Valley Cab and Transportation, Inc. for damage to their vehicle that occurred when they struck a metal object laying in the road near the intersection of U.S. Highway 41 and Main Street in the City of Neenah was referred to the Personnel & Finance Committee..

Petition for amendment from Kay Lettau, Trustee for the Lettau Family Trust, zoning change for tax parcel nos. 006-0557 & 006-0560 from A-2 to A-1 for agricultural purposes was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Bruce Bondow, Town of Clayton, for zoning change for tax parcel nos. 006-0446 & 006-0442 from A-2 to A-1 for agricultural purposes was referred to the Planning & Zoning Committee.

A resolution was received from the Wisconsin County Planning Directors, "Supporting the Delayed Implementation of Farmland Preservation Rezoning Conversion Fee to the Wisconsin Counties Association." This resolution was referred to the Planning & Zoning Committee.

The following resolutions were received from various counties:

- Columbia County – "Resolution Supporting Delayed Implementation of the Farmland Preservation Conversion Fee" was referred to the Planning & Zoning Committee
- Dodge County – "A Resolution in Opposition to AB634 Making the Classification of Protective Occupation Participant Status a Mandatory Subject of Collective Bargaining" was referred to the Legislative Committee
- Door County – "Supporting Delayed Implementation of the Farmland Preservation Conversion Fee" was referred to the Planning & Zoning Committee
- Eau Claire County – "Resolution Supporting Language in Assembly Substitute Amendment 1 to AB447 to Restrict Predatory Lending Practices in Wisconsin" was referred to the Legislative Committee
- Florence County – "Resolution Opposing Assembly Bill 634" was referred to the Legislative Committee
- Florence County – "Opposition to WI Department of Revenue's County Assessment Proposal" was referred to the Personnel & Finance Committee
- Langlade County – "To Oppose Senate Bill SB-466 Pertaining to Regulation by the Wisconsin Office of the Commissioner of Insurance (OCI) of all Government Sponsored Self-Insured Health Plans" referred to the Legislative Committee
- Langlade County – "Support 2009 Wisconsin Assembly Bill 392 to End Predatory Lending in Wisconsin" was referred to the Legislative Committee
- Langlade County – "Support of Federal Funding for Welfare Fraud Investigation" referred to Legislative Committee
- Langlade County – "Oppose Legislation Allowing Counties to Prohibit Name Searches to the General Public" was referred to the Legislative Committee
- Langlade County – "Oppose Legislation Requiring Custody Study Reports Prior to Hearing" was referred to the Judiciary & Public Safety Committee
- Langlade County – "To Oppose DOR County Assessment Proposal" was referred to the Personnel & Finance Committee
- Langlade County – "Supporting Delayed Implementation of the Farmland Preservation Rezoning Conversion Fee" was referred to the Planning & Zoning Committee
- Lincoln County – "Opposition to S.149 'Weekend Voting Act' and 2009 Assembly Joint Resolution 2" was referred to the Legislative Committee

- Oconto County – “Opposing Assembly Bill 634” was referred to the Legislative Committee
- Outagamie County – “Support proposed language repealing s. 79.07, WI stats, thus restoring the authority of local elected officials to set spending priorities for the city, village, town or county” was referred to the Legislative Committee
- Pepin County – “Supporting the Restoration of the State Tax Reciprocity Agreement Between Wisconsin and Minnesota” was referred to the Personnel & Finance Committee
- Portage County – “Opposition to AB634 Making the Classification of Protective Occupation Participant Status a Mandatory Subject of Collective Bargaining” was referred to the Legislative Committee
- Portage County – “Opposition to Legislation 2009 Assembly Bill 644 Establishing a Presumption for Employment-Connected Communicable Diseases for Fire Fighters, Emergency Medical Service Providers, Law Enforcement Officers and Certain Correctional Employees” was referred to the Personnel & Finance Committee
- Portage County – “...Support of Federal Funding for Welfare Fraud Investigation” referred to Legislative Committee
- Portage County – “Opposition to 2009 Senate Bill 466 Relating to Regulation by the Office of the Commissioner of Insurance of Self-Insured Health Plans Offered by a City, Town, Village, County or School District” was referred to the Legislative Committee
- Price County – “Opposition to 2009 Senate Bill 466 Relating to Regulation by the Office of the Commissioner of Insurance of Self-Insured Health Plans Offered by a City, Town, Village, County or School District” was referred to the Legislative Committee
- Racine County – “Resolution by the Executive Committee Calling Upon the Governor and Legislature of Wisconsin to Ensure the Integrity of the Wisconsin Shares Child Care Subsidy Program by Enacting Legislation and Adopting Regulations to Prevent Fraud” was referred to the Legislative Committee
- St. Croix County – “Resolution Supporting Delayed Implementation of Farmland Preservation Rezoning Conversion Fee” was referred to the Planning & Zoning Committee
- Washburn County – “Resolution Opposing the Establishment of a Presumption for Infectious Diseases in Proceedings Regarding Protective Status” was referred to the Personnel & Finance Committee
- Washington County – “Opposition to 2009 Assembly Bill 634 – Protective Status for Correction Officers Under the Wisconsin Retirement System” was referred to the Legislative Committee

## **REPORTS FROM COMMITTEES, COMMISSIONS AND BOARDS**

Supervisor Koziczkowski reported that the Aging and Disabilities Resource Center is now open and providing the public with various counseling and assistance services. The center's phone number is 877-886-2372. Supervisor Koziczkowski thanked everyone involved for their efforts in getting the center up and running.

Supervisor Barker distributed Census 2010 information to the Board that explained the purpose and importance of the census. Supervisor Barker asked that everyone fill out the census questionnaire that they will be receiving through the mail sometime in March.

Motion by Supervisor Robl and seconded to approve the proceedings from the January 5 & 19, 2010 County Board meetings. Supervisor Farrey asked that his vote be corrected to “nay” on Resolution No. 335-12010. The County Clerk will correct the minutes on file in her office. Motion to approve the proceedings as corrected—**CARRIED BY VOICE VOTE.**

## **COUNTY EXECUTIVE'S REPORT**

Executive Harris spoke to the Board about Resolution No. 376-22010, “Authority to Executive 2010-2012 Labor Agreement with the Park View Rehabilitation Pavilion and Pleasant Acres Employees’ Union, Local 1280. AFSCME, AFL-CIO”. Executive Harris stated that he feels it is a very fair contract that was well negotiated. Executive Harris encouraged the Board to support this resolution.

Executive Harris responded to a question that was raised early in the meeting regarding Resolution No. 378-22010, “Maintain Buoy 100 During Winter Months Pending Future County Board Action on the Status of the Marker”. He stated that the county leaves Buoy 100 lit in the winter, even though they classify it as a summer navigational aid, because it is permanently moored in Lake Winnebago. Executive Harris explained that part of the power source for the light is solar and in the winter months there isn't enough solar power to charge the battery and the battery freezes. Because the marker is usually surrounded by open water even in the winter months, repairs on this buoy are also difficult. Executive Harris explained that the buoy is now operational. Resolution No. 378-22010 will allow the Parks & Recreation Committee to examine what the county's long term policy should be in regards to this buoy.

## **COUNTY EXECUTIVE'S APPOINTMENTS**

### **W-2 Steering Committee**

Executive Harris asked for the Board's approval of his appointment of Melissa R. Kohn, Fox Valley Technical College, 150 North Campbell Road, Oshkosh to the W-2 Steering Committee. Ms Kohn will fill the unexpired term of Robert Kline, who resigned from the Committee. There is no set expiration date for her term. Motion by Supervisor Farrey and seconded to approve. CARRIED BY VOICE VOTE

### **Winnefox Library System Board of Trustees**

Executive Harris asked for the Board's approval of his appointment of Sue Davies, 220 South Second Avenue, Winneconne, to the Winnefox Library System Board of Trustees. Ms. Davies replaces Debra Clark whose term has expired. Ms. Davies' term will expire December 31, 2012. Motion by Supervisor Farrey and seconded to approve. CARRIED BY VOICE VOTE

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

Chairman Albrecht reported that Supervisors Widener and Thompson are excused from tonight's meeting.

Chairman Albrecht asked that the Board read the reports that were in their packet from Supervisors Eisen and Norton. Supervisor Eisen's report describes his attendance at the Wisconsin Counties Association's Counties Ambassador Program held on Wednesday, January 20 in Madison. Supervisor Norton's report describes his attendance at the Wisconsin Counties Associations Legislative Exchange held in Madison on February 9 & 10.

### **CENTRAL DICTATION SYSTEM – PATTY FRANCOUR, INFORMATION SYSTEMS DIRECTOR**

Patty Francour, Information Systems Director, explained the purpose and function of the proposed network-wide digital dictation system:

- Network-wide digital dictation system will eliminate the need for different types of systems that are used in various county departments
  - Departments that use a dictation system are Park View Health Center, Human Services Department and the Sheriff's Office. Approximately 89 employees use the dictation system.
- Network-wide digital dictation system will be supported by the Information Systems Department
- Network-wide digital dictation system will allow the Information Systems Department to store, backup and provide instant access to the data on the dictation system.
- The system currently being used--analog recordings—is obsolete.
- The anticipated cost of \$98,000 will likely be reduced to \$88,000.

Ms. Francour took questions from the Board.

### **UW-FOX VALLEY PARKING LOT RESURFACING – JIM EAGON, ASSISTANT CAMPUS DEAN, ADMINISTRATIVE SERVICES**

Jim Eagon, Assistant Campus Dean, reported that this is a 2010 capital project to replace the asphalt on the north parking lot. This parking lot was constructed in 1990 as a flat surface and doesn't allow for adequate drainage, so it is in very poor condition. The new lot will be constructed to allow for proper drainage.

Mr. Eagon explained that the total cost for the project is approximately \$322,000, which will be shared between Winnebago and Outagamie County--each county will pay \$161,000. Mr. Eagon stated that the project will be completed this summer.

Mr. Eagon took questions from the Board.

### **HUMAN RESOURCES/PAYROLL SOFTWARE REPLACEMENT PROJECT – DOUG PETRASZAK, ASSISTANT FINANCE DIRECTOR**

Doug Petraszak, Assistant Finance Director, presented information on this project which replaces the current PeopleSoft financial, human resources and payroll software system. Mr. Petraszak explained that the last upgrade to the current PeopleSoft system was in 2000. Because of the high cost of additional upgrades to PeopleSoft after 2000, the county opted not to do any additional upgrading to the system.

Mr. Petraszak explained the reasons why the county is looking to purchase a new software system:

- improved functionality which will result in more users
- it will have needed applications for various reports and functions
- better integration between financial systems will eliminate the need for duplicate data entry and redundant or un-retrievable data
- improve the integration between the financial and payroll systems and the capital assets system and other financial systems; better integration with the current human resource and finance system with imaged

documents

- it will have a budget preparation module

Mr. Petraszak explained that this project is split between two budget years—2010 and 2011—and will cost approximately \$1 Million. Three vendors are being looked at and an on-site demonstration is scheduled for April. Mr. Petraszak then took questions from the Board.

### **ZONING REPORTS & ORDINANCES**

REPORT NO. 001. A report from the Planning & Zoning Committee regarding a requested amendment to the County Land Use Plan. Motion by Supervisor Brennand and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 02-01-10. Requested Amendment # 09-LUPA-001 to the County Land Use Plan in order to adopt updated land use maps for the Towns of Algoma, Black Wolf, Clayton, Neenah, Nepeuskun, Omro, Poygan, Rushford, Utica and Winchester and the Village of Winneconne. Motion by Supervisor Brennand and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – March 1, 2010)

REPORT NO. 002. A report from the Planning & Zoning Committee regarding a requested text amendment Section 07(1) of the Winnebago County Construction Site Erosion Control and Stormwater Management Ordinance. Motion by Supervisor Brennand and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 02-02-10. Requested Zoning Amendment # 10-ZC-002 to give administering authority to the Land and Water Conservation Department for issuance of all erosion control/stormwater permits and subsequent enforcement for compliance with ordinance. Motion by Supervisor Brennand and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – March 1, 2010)

REPORT NO. 003. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant and property owner, Kay Mark, Town of Algoma, for a zoning change to R-5 for tax parcel no. 002-0007-02. Motion by Supervisor Brennand and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 02-03-10. A requested zoning change from R-1 (Single Family non-subdivided) to R-5 (Planned Residential District). Motion by Supervisor Brennand and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – March 1, 2010)

REPORT NO. 004. A report from the Planning & Zoning Committee regarding a requested zoning change from applicants and property owners, Tom and Mary Ann Foth, Town of Neenah, for a zoning change to R-1 for tax parcel no. 010-0325. Motion by Supervisor Brennand and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 02-04-10. A requested zoning change from B-2 (Community Business) to R-1 (Single Family non-subdivided). Motion by Supervisor Brennand and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date – March 1, 2010)

### **RESOLUTIONS AND ORDINANCES**

#### **RESOLUTION NO. 349-22010: Commendation for Susan L. Clark**

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

WHEREAS, Susan Clark 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 Susan Clark 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 Susan Clark.

Submitted by,  
PERSONNEL AND FINANCE COMMITTEE

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

#### **RESOLUTION NO. 350-22010: Commendation for Barbara A. Johnson**

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

WHEREAS, Barbara Johnson 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 Johnson 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 Johnson.

Submitted by,  
PERSONNEL AND FINANCE COMMITTEE

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

**RESOLUTION NO. 351-22010: Commendation for John Rosenkranz**

WHEREAS, John Rosenkranz has been employed with the Winnebago County Highway Department, for the past twenty-three years, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, John Rosenkranz 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 John Rosenkranz 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 John Rosenkranz.

Submitted by,  
PERSONNEL AND FINANCE COMMITTEE

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

**RESOLUTION NO. 373-22010: Approve Project and the Issuance of Health Care Facilities Revenue Bonds by the Housing Authority of the County of Winnebago, Wisconsin (Lutheran Homes of Oshkosh, Inc. Project)**

WHEREAS, the Housing Authority of the County of Winnebago, Wisconsin (the "Authority"), proposes to issue its Health Care Facilities Revenue Bonds (Lutheran Homes of Oshkosh, Inc. Project), Series 2010 (the "Bonds"), to provide financing for a project (the "Project") consisting of the acquisition and construction of 50 units of health care facilities, including related equipment, furnishings and site improvements, to serve elderly residents of the County of Winnebago and to assist in the fulfillment of the purposes and policies of the Housing Authority (the "County"); and

WHEREAS, the Project is to be undertaken by Lutheran Homes of Oshkosh, Inc. and Lutheran Homes of Oshkosh Rehabilitation Center and Green Houses, Inc., each a Wisconsin nonprofit corporation (referred to individually and collectively as the "Corporation"), pursuant to the terms and conditions of a Project Contract to be entered into between the Authority and the Corporation (the "Project Contract"), and, pursuant to the Project Contract, the Corporation would agree, among other things, to complete the Project and to make Basic Payments at time and in amounts sufficient to provide for payment of the Bonds when due; and

WHEREAS, the Project is located at 3151 Eden Court, 3140 Eden Lane, and 3170 Eden Lane in the Town of Algoma, County of Winnebago, Wisconsin (the "Project"); and

WHEREAS, notice of a public hearing on the issuance by the Authority of the Bonds (the "Notice") was published on January 29, 2010 in the Oshkosh Northwestern, the official newspaper of the Authority and a newspaper of general circulation in the locality of the Project; and

WHEREAS, not fewer than 14 days following publication of the Notice, the Authority held a public hearing at the time and place specified in the Notice, at a special meeting of the Authority, duly called and held on February 16, 2010; and

WHEREAS, following the public hearing, the Authority adopted a final resolution giving approval to the project and the issuance of the Bonds (the "Bond Resolution"); and

WHEREAS, the Project has been approved by the Planning Commission of any and each affected locality with jurisdiction over the Project; and

WHEREAS, Wisconsin Statutes, Section 59.53, subd. 22, Section 66.1213, and Sections 66.1201 to 66.1211, as amended (the "Act") provide that this body shall approve any housing project to be undertaken by the Authority; and

WHEREAS, Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code"), requires that, as a condition to the issuance of the Bonds, the applicable elected representative give approval thereto; and

WHEREAS, this body is the elected legislative body of the County; and

WHEREAS, the Bonds shall not constitute an indebtedness of the Authority or the County, within the meaning of any state constitutional provision or statutory limitation, and shall not constitute or give rise to a pecuniary liability, direct or contingent, of any kind or degree whatsoever, of the County or a charge against its general credit or taxing powers.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that for all purposes of the Act and of Section 147(f) of the Code, the Board of Supervisors hereby approves the Project and the issuance of the Bonds, all further described above and in the Bond Resolution.

Submitted by:  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Kline and seconded to adopt.

Motion by Supervisor Eisen to table. No second to motion to table.

Supervisor Ramos pointed out that some of the language on the first page of the resolution has been duplicated on the second page of the resolution. Motion by Supervisor Ramos and seconded to correct the Resolution by removing Line 54 on the first page of the Resolution and Lines 38 through 53 on the second page of the Resolution. Ayes: 33. Nays: 1 – Eisen. Excused: 2 – Widener and Thompson. CARRIED.

Vote on Resolution as amended: Ayes: 33. Nays: 1 – Eisen. Excused: 2 – Widener and Thompson. CARRIED.

**RESOLUTION NO. 378-22010: Maintain Buoy 100 During Winter Months Pending Future County Board Action on the Status of the Marker**

WHEREAS, Buoy 100, near the north end of Lake Winnebago is part of the Navigation Aids Program; and WHEREAS, requests have been made to the Parks Department to maintain Buoy 100 during the winter months; and;

WHEREAS, the Winnebago County Parks Committee deems that it would be appropriate to recommend to the Winnebago County Board of Supervisors that the County Parks Department shall make a reasonable effort to maintain Buoy 100 for the remainder of this winter pending future County Board action on the status of the marker.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors that it recommends that the Winnebago County Parks Department shall make a reasonable effort to maintain Buoy 100 throughout the remainder of the winter of 2009-2010 pending future County Board action on the status of the marker.

Submitted by,  
PARKS & RECREATION COMMITTEE

Motion by Supervisor Finch and seconded to adopt.

Motion by Supervisor Jacobson to delete the words, "make a reasonable effort to" from the third and fourth paragraphs of the Resolution. No second.

Vote on Resolution: Ayes: 26. Nays: 7 – Smith, Jacobson, Eichman, Nelson, Brennand, Rengstorf and Reinert. Abstained: 1 – Griesbach. Excused: 2 – Widener and Thompson. CARRIED.

**RESOLUTION NO. 379-22010: Formation of a Special Committee to Develop Recommendations on Future Programming of the Winnebago County Navigational Aids**

WHEREAS, Winnebago County currently maintains the most extensive system of municipally sponsored boater navigation aids within the State;

WHEREAS, a degree of public sentiment has arisen regarding the necessity of having Winnebago County provide winter navigation aids on the Winnebago Waterways; and

WHEREAS, the Winnebago County Parks Committee deems that it would be productive to form a special committee to both research and recommend to the Winnebago County Parks Committee an appropriate course of action to take in the way of future programming of Winnebago County's Navigation Aids Program.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors that a special committee be formed to develop recommendations to be given to the Winnebago County Parks Committee by August 31, 2010 on the future programming of the Winnebago County's Navigation Aids Program.

BE IT FURTHER RESOLVED, that the membership of the special committee consist of nine individuals recommended by the Winnebago County Parks Committee Chairman and duly appointed by the Winnebago County Board Chairman:

Submitted by,  
PARKS & RECREATION COMMITTEE

Motion by Supervisor Finch and seconded to adopt. Ayes: 31. Nays: 3 – Griesbach, Rengstorf and Reinert. Excused: 2 – Widener and Thompson. CARRIED.

**RESOLUTION NO. 360-22010: Authorize the Emergency Management Department to Accept a \$3,500 Pass Through Grant and Apply it Towards the Purchase of a \$4,894 Dual Band Radio for the Sheriff's Department**

WHEREAS, the Emergency Management Department has been awarded a pass through grant of \$3,500 to purchase equipment for the Sheriff's Department; and

WHEREAS, the Sheriff's Department would like to accept the grant and apply it to the purchase of a dual band radio; and

WHEREAS, this radio will enable the Winnebago County Sheriff's Department to communicate with agencies not on the same frequency band; and

WHEREAS, the cost of the radio will be \$4,894; and

WHEREAS, there are sufficient funds within the Sheriff's Department's small equipment account to make up the difference.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Emergency Management Department to accept a \$3,500 pass through grant and use it to purchase a dual band radio for the Sheriff's Department with the Sheriff Department using \$1,394 of savings in its other accounts to pay for the costs of the radio not covered by the Grant.

Submitted by:  
EMERGENCY MANAGEMENT COMMITTEE  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Ellis and seconded to adopt. Supervisor Ellis asked that the Resolution be corrected by changing the amount from "\$4,894" to "\$4,984" wherever it occurs in the Resolution. Ayes: 34. Nays: 0. Excused: 2 – Widener and Thompson. CARRIED.

**RESOLUTION NO. 372-22010: Authorize the Emergency Management Department to Accept a Grant of \$19,746 to Perform an Evaluation With Regard to Hazardous Commodities Being Transported through Winnebago County**

WHEREAS, the Emergency Management Department has been awarded a grant of \$19,746 to carry out a study of hazardous commodities being transported through Winnebago, Outagamie and Calumet counties; and

WHEREAS, the study will evaluate and analyze the hazardous materials being transported by road, rail, and pipeline through these three counties; and

WHEREAS, your Emergency Management Department recommends this study in light of the number of hazardous commodities being transported presently and in light of past spills and their impact on communities.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Emergency Management Department to accept a grant of \$19,746 and appropriates the funds to expense accounts to carry out a study regarding the transportation of hazardous commodities.

Submitted by:  
EMERGENCY MANAGEMENT COMMITTEE  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Ellis and seconded to adopt. Ayes: 33. Nays: 0. Abstain: 1 – Reinert. Excused: 2 – Widener and Thompson. CARRIED

**RESOLUTION NO. 359-22010: Authorize the District Attorney's Office to Accept a Safe Streets Misdemeanor Drug Diversion Program Grant of \$80,000 and Apply Funds Plus \$50,000 of Fee Revenue to Various Expense Accounts of District Attorney's Office and Human Services Department's 2010 Budgets to Carry Out the Programs Objectives**

WHEREAS, the District Attorneys office has been awarded a Safe Streets Misdemeanor Drug Diversion grant of \$80,000 to carry out a drug diversion program; and

WHEREAS, the program is expected to generate \$50,000 in fee revenues; and

WHEREAS, a Wisconsin Drug Threat Assessment performed in 2002 revealed that there is an increased availability and use of drugs in Wisconsin; and

WHEREAS, the drug arrest rate is higher in Wisconsin than the national average; and

WHEREAS, Winnebago County has seen an influx of drug-related activity over the past 7 years; and

WHEREAS, a recent report from the Lake Winnebago Area Metropolitan Enforcement Group (MEG) has demonstrated an increase in drug-related activity; and

WHEREAS, the District Attorney's office will be contracting with the Human Services Department to assist in carrying out the objectives of the Safe Streets Program.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the District Attorney's Office to accept an \$80,000 Safe Streets Misdemeanor Drug Diversion Grant, and appropriates the funds along with expected fee revenues of \$50,000 to expense accounts in the District Attorney and Human Services 2010 budgets to carry out the programs objectives (see attached budget transfer form for line items affected).

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

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 34. Nays: 0. Excused: 2 – Widener and Thompson. CARRIED.

**RESOLUTION NO. 352-22010: Add .5 FTE grant-funded AODA Counselor position to the Organization Chart of Human Services Department as outlined in the Safe Streets Misdemeanor Drug Diversion Program**

WHEREAS, the Winnebago County District Attorney's Office has received a Safe Streets Misdemeanor Drug Diversion Program Grant, which is a three-year grant; and

WHEREAS, there is the need for a half-time AODA Counselor within the Winnebago County Human Services Department; and

WHEREAS, the newly created half-time grant-funded AODA Counselor position will be added to the organization chart of Winnebago County Human Services Department, of which 100% of all associated costs will be covered by the grant monies. This half-time grant-funded position will exist 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 a half-time position of AODA Counselor be, and hereby is created within the Winnebago County Human Services Department; and

BE IT FURTHER RESOLVED, by the Winnebago County Board of Supervisors that funds to cover the cost of this new half-time position will be fully covered by grant monies.

Submitted by,  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Koziczkowski and seconded to adopt. Ayes: 33. Nays: 0. Excused: 2 – Widener and Thompson. Absent: 1 – Smith. CARRIED.

**RESOLUTION NO. 353-22010: Add .5 FTE grant-funded Legal Secretary position to the Organization Chart of the District Attorney's Office as Outlined in the Safe Streets Misdemeanor Drug Diversion Program**

WHEREAS, the Winnebago County District Attorney's Office has received a Safe Streets Misdemeanor Drug Diversion Program Grant, which is a three-year grant; and

WHEREAS, there is the need for a half-time Legal Secretary within the Winnebago County District Attorney's Office; and

WHEREAS, there currently exists a half-time Legal Secretary position within the District Attorney's Office; and

WHEREAS, the newly created half-time grant-funded Legal Secretary position will be added onto the existing half-time Legal Secretary position resulting in one (1) full-time Legal Secretary position, of which 50% of all associated costs will be covered by the grant monies. The additional half-time grant-funded position will exist 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 a half-time position of Legal Secretary be, and hereby is created within the District Attorney's Office; and

BE IT FURTHER RESOLVED, by the Winnebago County Board of Supervisors that funds to cover the cost of this new half-time position will be fully covered by grant monies.

Submitted by,  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Kline and seconded to adopt. Ayes: 34. Nays: 0. Excused: 2 – Widener and Thompson. CARRIED.

**RESOLUTION NO. 354-22010: Amend the Table of Organization for Winnebago County Public Health Department**

WHEREAS, the current Table of Organization for the Winnebago County Public Health Department identifies six (6) full-time (100%) Public Health Nurse positions; and

WHEREAS, the client population needs served by these positions have changed requiring greater flexibility in scheduling to the point of splitting one full-time (100%) position into two (2) half-time (50%) positions to allow the Public Health Department to meet current client needs; and



WHEREAS, the Director of Public Health desires to make this change to a currently vacant full-time (100%) Public Health Nurse position in order to better serve the needs of the clients of the Winnebago County Public Health Department in Winnebago County;

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the Table of Organization for the Winnebago County Public Health Department is amended to change one (1) full-time (100%) Public Health Nurse position to be two (2) half-time (50%) Public Health Nurse positions. The position description is attached hereto and is made a part of this resolution by reference.

Submitted by,  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Sievert and seconded to adopt. Ayes: 32. Nays: 0. Abstain: 1 – Griesbach. Excused: 2 – Widener and Thompson. Absent: 1 – Farrey. CARRIED.

**RESOLUTION NO. 355-22010: Amend the Table of Organization for Winnebago County Human Services - Elimination of a Full-Time Non-Represented Manager Position and Combine the Duties of that Position into a Presently Existing Position**

WHEREAS, on January 4, 2010, the Manager Position of Clerical Support Coordinator within the Administrative Services Division of the Winnebago County Department of Human Services became vacant as a result of the retirement of the incumbent; and

WHEREAS, the Winnebago County Department of Human Services desires to eliminate that vacated position through reorganization, combining that position's duties and responsibilities with those of other existing full-time administrative services supervisors; and

WHEREAS, the Winnebago County Department of Human Services has requested that the position of Medical Claims Collection Supervisor as listed within the County's Table of Organization, be amended to that of Office Systems and Confidential Records Supervisor to better reflect the transfer of duties from the aforesaid vacated position to that position; and

WHEREAS, the Department of Human Services anticipates a 2010 labor cost savings resulting from the elimination of the Clerical Support Coordinator Supervisor position of \$51,979 in salary plus an additional \$23,910 in fringe benefits.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the Table of Organization for the Winnebago County Human Services Department be amended so as to eliminate one full-time Clerical Support Coordinator Supervisor position in the Administrative Services Division of that Department.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the position of Medical Claims and Collections Supervisor is hereby re-titled to "Office Systems and Confidential Records Supervisor".

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that said amendments to the Table of Organization shall take place immediately.

Submitted by:  
PERSONNEL & FINANCE COMMITTEE

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

**RESOLUTION NO. 356-22010: Disallow Claim of Adam David Cook**

WHEREAS, your Personnel and Finance Committee has had the claim of Adam David Cook 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 Adam David Cook dated December 24, 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. 357-22010: Disallow Claim of American Family Insurance for Gerald Voelker**

WHEREAS, your Personnel and Finance Committee has had the claim of American Family Insurance for Gerald Voelker 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 American Family Insurance for Gerald Voelker dated December 10, 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. 358-22010: Appropriate \$3,216,000 to a Capital Project Fund for the Resurfacing of CTH E from STH 116 to the Fond du Lac County Line**

WHEREAS, CTH E from STH 116 south to the Fond du Lac County line is in need of resurfacing; and

WHEREAS, segments of the road have not been resurfaced since 1967; and

WHEREAS, there is severe longitudinal, transverse and block cracking, loss of crown and wheel rutting on the entire 12 mile segment of roadway; and

WHEREAS, further deterioration will eventually cause the roadway to fail and the highway will need to be reconstructed; and

WHEREAS, resurfacing of this road is included in the County Executive 5-Year Capital Improvements Program and is scheduled for 2010.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates \$3,216,000 to a Capital Project Fund to resurface CTH E with funding as follows:

BE IT FURTHER RESOLVED that funds to pay for said improvements be advanced from the General Fund of Winnebago County with the General Fund being reimbursed from the other funding sources listed above and a subsequent bond issue.

Project cost	\$ 3,216,000
<b>Funding sources</b>	
State highway grants	200,000
Transfers from Winnebago County - County Road Maintenance cost center	100,000
General fund advances to be reimbursed from a subsequent bonding	2,916,000
Total	\$ 3,216,000

Submitted by:  
HIGHWAY COMMITTEE  
PERSONNEL & FINANCE COMMITTEE

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

**RESOLUTION NO. 361-22010: Accept Donation of \$5,000 from the John J. and Ethel D. Keller Fund within the Community Foundation for the Fox Valley Region, Inc. and Apply to Expenses to Meet Resident Needs**

WHEREAS, the John J. and Ethel D. Keller Fund within the Community Foundation for the Fox Valley Region has made a 5-year annual commitment of \$5,000 to Park View to help meet resident needs; and

WHEREAS, this is the fourth year of that commitment; and

WHEREAS, the funds if approved, will be deposited to the Resident Account – Agency Fund and apply to expenses to meet resident needs as they arise.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes Park View Health Center to accept the \$5,000 donation and deposit the funds to the Resident Account – Agency Fund and use the funds to meet resident needs as they arise.

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

Motion by Supervisor Wingren and seconded to adopt. CARRIED BY VOICE VOTE. (Supervisor Hall abstained).

**RESOLUTION NO. 362-22010: Authorize Appropriation of \$204,000 of Unanticipated Revenue Within Park View’s 2009 Budget to Unanticipated Expenses Incurred During 2009**

WHEREAS, Park View Health Center incurred higher than expected bed taxes during 2009; and  
 WHEREAS, the facility also incurred additional costs for smoke dampers and sprinklers, which were not required when the facility was built; and  
 WHEREAS, additional professional service costs were incurred for higher than anticipated therapy expenses due to increased Medicare resident days; and  
 WHEREAS, the facility realized more revenue from Medicaid and Medicare Advantage than was anticipated when the 2009 budget was prepared.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates excess revenues of \$204,000 from Medicaid and Medicare Advantage to unanticipated expenses in the following accounts:

Professional services	50,000
Building repairs	78,000
Taxes & assessments	76,000
Total	<u>\$ 204,000</u>
<b>Cover with excess:</b>	
Medicaid revenues	50,000
Medicare Advantage revenue	154,000
Total	<u>\$ 204,000</u>

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

Motion by Supervisor Wingren and seconded to adopt. Ayes: 34. Nays: 0. Excused: 2 – Wingren and Thompson. CARRIED.

**RESOLUTION NO. 363-22010: Transfer \$200,450 from Self-Funded Property & Liability Insurance Fund to Regular Pay and Claims Expense to Cover Overages in 2009**

WHEREAS, labor costs in the Self-Funded Property and Liability Insurance Fund exceeded budget during 2009 by \$450; and

WHEREAS, claims expense exceeded budget during 2009 by \$200,000; and

WHEREAS, the year 2009 saw several large claims that caused the fund to exceed the amount we normally spend paying claims; and

WHEREAS, claims expense is budgeted by looking at historical costs to determine an approximate amount we normally spend in a given year; and

WHEREAS, there are sufficient funds within the fund balance of the Self-Funded Property and Liability Insurance Fund to cover the overages.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates \$200,450 from the Undesignated Fund Balance of the Self-Funded Property and Liability Insurance Fund to the wage expense and claims expense accounts within that fund of the 2009 budget to cover the budget overages.

Submitted by:  
PERSONNEL & FINANCE COMMITTEE

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

At 7:55 p.m., Chairman Albrecht called for a brief recess. The Board reconvened at 8:05 p.m.

**RESOLUTION NO. 364-22010: Authorize Public Health Department to Accept an Emergency Preparedness Grant of \$73,746, and Appropriate the Funds to Expense Accounts to Carry Out the Grant Program**

WHEREAS, the Public Health Department has been awarded an emergency preparedness grant of \$73,746; and

WHEREAS, the grant funds will be primarily distributed to the Wisconsin Hospital Emergency Preparedness Program – Region 6; and

WHEREAS, the primary objectives of the program are to better prepare hospitals, community health centers and tribal health clinics in Region 6 to manage a mass casualty incident through participation in the Wisconsin Hospital Emergency Preparedness Program; and

WHEREAS, Winnebago County will receive \$3,000 for acting as the programs fiscal agent.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Public Health Department to accept an emergency preparedness grant of \$73,746 and appropriates the funds to operating expenses as listed on the attached budget transfer form to carry out the grant program.

Submitted by:  
BOARD OF HEALTH  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Sievert and seconded to adopt. Ayes: 33. Nays: 0. Excused: 2 – Widener and Thompson. Absent: 1 – Brennand. CARRIED.

**RESOLUTION NO. 365-22010: Authorize the Razing of the Pavilion Building and Issue \$700,000 in General Obligation Promissory Note to Pay for the Cost**

WHEREAS, the Pavilion building of Park View Health Center has been nearly vacant since the nursing home occupied its new building; and

WHEREAS, it has been determined that there is no other use for the Pavilion Building; and

WHEREAS, it has been determined that the cost of remodeling or renovating the building for other uses cannot be cost-justified; and

WHEREAS, the building is costing roughly \$91,000 per year to maintain in a mothballed state (utilities and maintenance); and

WHEREAS, it would be in the best interest of Winnebago County to demolish the building after occupying departments and an information systems hub are relocated.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates \$700,000 from the General Fund Undesignated Fund balance of Winnebago County to a capital project fund to be established for the razing of the Park View Health Center Pavilion Building.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that funds to pay for said project be transferred from the General Fund of Winnebago County with the General Fund to be reimbursed from a subsequent bond issue.

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

Motion by Supervisor Griesbach and seconded to adopt. Ayes: 34. Nays: 0. Excused: 2 – Widener and Thompson. CARRIED.

**RESOLUTION NO. 366-22010: Authorize the Razing of the Pleasant Acres Building and Issue \$700,000 in General Obligation Promissory Note to Pay for the Cost**

WHEREAS, the Pleasant Acres building of Park View Health Center has been vacant since the nursing home occupied its new building; and

WHEREAS, it has been determined that there is no other use for the Pleasant Acres Building; and

WHEREAS, it has been determined that the cost of remodeling or renovating the building for other uses cannot be cost-justified; and

WHEREAS, the building is costing roughly \$91,000 per year to maintain in a mothballed state (utilities and maintenance); and

WHEREAS, it would be in the best interest of Winnebago County to demolish the building.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates \$700,000 from the General Fund Undesignated Fund balance of Winnebago County to a capital project fund to be established for the razing of the Park View Health Center Pleasant Acres Building.

BE IT FURTHER RESOLVED that funds to pay for said project be transferred from the General Fund of Winnebago County with the General Fund to be reimbursed from a subsequent bond issue.

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

Motion by Supervisor Griesbach and seconded to adopt. Ayes: 32. Nays: 2 – Farrey and Rengstorf. Excused: 2 – Widener and Thompson. CARRIED.

**RESOLUTION NO. 367-22010: Transfer \$7,800 of Funds to the Register of Deeds Office 2009 Budget to Cover Expense Overage in Labor.**

WHEREAS, the Register of Deeds Department exceeded its labor budget during 2009 by \$7,800; and  
WHEREAS, these overages are due to estimating procedures used in developing labor budgets during the budget preparation process; and

WHEREAS, there are insufficient funds in other categories within the Department's budget to cover the overage.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates \$5,222 from the contingency fund and \$2,578 from General Fund Undesignated Fund Balance to the "Regular Pay" account of the Register of Deeds 2009 budget to cover an overage in the wage account in its 2009 Budget.

Submitted by:  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Kline and seconded to adopt. Ayes: 34. Nays: 0. Excused: 2 – Widener and Thompson. CARRIED.

**RESOLUTION NO. 368-22010: Appropriate \$19,200 from Undesignated Fund Balance of the Self - Funded Dental Insurance Fund to Cover Excess Claim Expenses Incurred During 2009**

WHEREAS, dental insurance claims exceeded budget during 2009 by \$19,200 or roughly 3.5%; and

WHEREAS, dental claims can vary each year and can be very difficult to forecast; and

WHEREAS, there are sufficient funds available in the Dental Fund, Fund Balance to cover the overage.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates \$19,200 from the undesignated fund balance of the self funded dental insurance fund to the claims expense account of the Dental Fund to cover the excess claims incurred during 2009.

Submitted by:  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Kline and seconded to adopt. Ayes: 34. Nays: 0. Excused: 2 – Widener and Thompson. CARRIED.

**RESOLUTION NO. 369-22010: Apply \$6,000 of Excess Interest on Taxes Revenue in the Treasurer’s Office to Line Items in the “Other Operating Expense” Category of the 2009 Budget to Cover Expense Overages**

WHEREAS, the Treasurer’s office exceeded its budget in the “other operating expense” category of the 2009 budget; and

WHEREAS, line items with overages included “tax deed expense” and “accounting & auditing expense”; and

WHEREAS, there were sufficient excess revenues received from interest on delinquent taxes to cover those overages.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates \$6,000 of excess interest on delinquent taxes earnings in the Treasurers Office to the following expense accounts that exceeded their 2009 budgets:

	Tax deed expense	4,400	
	Accounting & auditing	1,600	
	Total - apply from interest income on taxes	\$ 6,000	

Submitted by:  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Kline and seconded to adopt. Ayes: 34. Nays: 0. Excused: 2 – Widener and Thompson. CARRIED.

**RESOLUTION NO. 370-22010: Transfer \$6,950 from the Contingency Fund to the Wages Account of the Child Support Agency’s 2009 Budget to Cover Overage in Wages**

WHEREAS, wages in the Child Support Agency’s 2009 budget were underestimated by 1.1%; and  
WHEREAS, when considering estimates used to budget labor costs, a 1.1% variance from budget is very small; and

WHEREAS, it is necessary to have the Winnebago County Board to transfer funds to cover the overage; and

WHEREAS, there are no funds available anywhere else in the Child Support Agency’s 2009 budget to cover the overage.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves a transfer of \$6,950 from the contingency fund to the wages account of the Child Support Agency’s 2009 budget to cover its labor overage.

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

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 33. Nays: 1 - Hamblin. Excused: 2 – Widener and Thompson. CARRIED.

**RESOLUTION NO. 371-22010: Apply \$10,550 of Excess Revenue in the Coroner’s 2009 Budget to Cost Overruns in Labor and Auto Allowance**

WHEREAS, the Coroner’s office has exceeded it 2009 budget in the labor and travel expense categories; and  
WHEREAS, the department realized \$10,550 in revenue in excess of the amount expected and budgeted for 2009; and

WHEREAS, these excess revenues can be applied to cover the overage in the expense accounts.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates \$10,550 in excess 2009 revenues to expense accounts in 2009 as follows:

Regular pay	3,500
Auto allowance	7,050
Total - apply from interest income on taxes	<u>\$ 10,550</u>
<b>To be funded with excess revenues in:</b>	
Fees and costs	<u>10,550</u>

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

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 32. Nays: 1 - Finch. Abstain: 1 – Brennand. Excused: 2 – Widener and Thompson. CARRIED.

**RESOLUTION NO. 374-22010:                   Appropriate \$215,000 to Move the Information Systems Hub from the Pavilion Building to a New Location and Finance with a 2010 Bond Issue.**

WHEREAS, there currently is a hub in the Pavilion building where much of the fiber optic cable (component of the County’s computer network) concentrates; and  
 WHEREAS, there is a pending project to tear down the building; and  
 WHEREAS, the hub must be moved to a new location prior to demolition to maintain the County’s computer network; and  
 WHEREAS, there is a closet in the James Coughlin building that would be a suitable location for the new hub; and  
 WHEREAS, vacating the Pavilion building as soon as possible will result in operational cost savings of roughly \$91,000 per year when the facility is razed.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates \$215,000 from the General Fund Undesignated Fund balance to a project fund to account for the costs of relocating the hub to a new location.

BE IT FURTHER RESOLVED that funds to pay for said improvements be transferred from the General Fund of Winnebago County with the General Fund being reimbursed from a subsequent bond issue.

Submitted by:  
 INFORMATION SYSTEMS COMMITTEE  
 PERSONNEL & FINANCE COMMITTEE

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

**RESOLUTION NO. 375-22010:                   Appropriate \$50,000 from Airport Fund Balance to Install Fencing Around Portions of the Airport Perimeter**

WHEREAS, Wittman Airport has been renting land on the airport grounds to the Federal government for storing vehicles being manufactured and/or refurbished by Oshkosh Corporation; and  
 WHEREAS, portions of the airport perimeter, primarily adjacent to private property at Red Oak Court, need fencing where none has previously existed and/or has been compromised, both to secure the airport per Federal Aviation Administration (FAA) recommendations, and to protect against potential vandalism to the stored vehicles per U.S. Government directives through Oshkosh Corporation; and  
 WHEREAS, the lease agreement with the government has been providing Wittman Airport with a significant amount of revenue and will continue to do so for some time.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates \$50,000 from the airport fund balance to replace or install fencing around various portions of the airport grounds as described above.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the perimeter fence be installed at a minimum of ten feet off the property line adjacent to the residential Red Oak Court properties.

Submitted by:  
AVIATION COMMITTEE  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Lennon and seconded to adopt.

Motion by Supervisor Warnke and seconded to delete Lines 22 – 24. Ayes: 9 – Hamblin, Albrecht, Lennon, Jacobson, Warnke, Eichman, Nelson, Sievert and Farrey. Nays: 24. Abstain: 1 – Gabert. Excused: 2 – Widener and Thompson. LOST.

Vote on Resolution as presented: Ayes: 31. Nays: 3 - Albrecht, Riste and Farrey. Excused: 2 – Widener and Thompson. CARRIED.

**RESOLUTION NO. 376-22010: Authority to Execute 2010-2012 Labor Agreement with the Park View Rehabilitation Pavilion and Pleasant Acres Employees' Union, Local 1280, AFSCME, AFL-CIO**

BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the County Executive and the County Clerk be, and they hereby are, authorized to execute a three-year Agreement on behalf of Winnebago County and the Park View Rehabilitation Pavilion and Pleasant Acres Employees' Union, Local 1280, AFSCME, AFL-CIO, for the years 2010, 2011 and 2012, effective January 1, 2010, which Agreement will provide the following major changes from the previous Agreement:

- 1) WAGES  
Effective January 1, 2011, a 1.00% across-the-board increase  
Effective January 1, 2012, a 1.00% across-the-board increase  
Effective October 1, 2012, a .5% across-the-board increase
- 2) ARTICLE XXI – GROUP HEALTH PROGRAM  
Effective for the October 1, 2010 premium the County will contribute 85% of the monthly premium amount of Plan 2 in either the Network Health Plan Insurance Plan or the UMR Health Insurance Plan toward each employee's monthly health insurance premium. If an employee and their spouse complete an annual Health-Risk assessment on or before September 1 of each year, the County will contribute 90% of the monthly premium amount of Plan 2 in either the Network Health Plan Insurance Plan or the UMR Health Insurance Plan toward each employee's monthly health insurance premium.
- 3) ARTICLE XIX LEAVE OF ABSENCE  
Currently employees are required to use their sick leave and vacation prior to starting an unpaid leave of absence (FMLA or otherwise), but not their floating holidays. This is unique to the Park View bargaining unit. Effective 3/1/2010 Employees who are off work on any unpaid leave must use floating holidays as indicated below:  
Employees returning to work on or before June 30 will be allowed to not exhaust 2 floating holidays, if they desire.  
Employees returning to work on or before September 30 will be allowed to not exhaust 1 floating holiday, if they desire.  
Employees returning to work after September 30 must exhaust all floating holiday pay.  
This shall be pro-rated for part-time employees.

In addition to the foregoing, the new agreement provides for modifications to the Preamble, Attendance Policy, Sick Leave, and renews a long-standing Side Letter of Understanding regarding sale/transfer of operations of the facility.

Submitted by,  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Kline and seconded to adopt.

Motion by Supervisor Eisen and seconded to amend Line 10 on Page 2 of the Resolution by adding "an additional Side Letter of Understanding regarding the County Board's procuring an alternative carrier for the health insurance plan." John Bodnar, Corporation Counsel, informed the Board that Supervisor Eisen's motion is out of order because you can not make amendments to a two-party agreement. Mr. Bodnar explained that the Resolution can only be referred back to committee or voted on.



Motion by Supervisor Eisen to refer the Resolution back to the Personnel & Finance Committee with instructions to consider a Side Letter of Understanding that gives the County Board flexibility in procuring alternate insurance carriers. No second to Supervisor Eisen's motion.

Vote on Resolution as presented: Ayes: 32. Nays: 2 – Eisen and Reinert. CARRIED.

Chairman Albrecht corrected his vote on Resolution No. 375-22010 from “aye” to “nay”.

**RESOLUTION NO. 377-22010: Amend the Table of Organization for Winnebago County Sheriff's Department**

WHEREAS, the current Table of Organization for the Winnebago County Sheriff's Department identifies one (1) full-time Huber Coordinator position, which will become vacant in April 2010 due to a retirement; and

WHEREAS, the Sheriff desires to re-classify one (1) full-time Huber Coordinator position [Hourly paid position, Administrative Salary Plan Pay Range H-5 (\$17.06 to \$24.26 per hour)] to be one (1) full-time Work Release Unit Supervisor position [Salaried position, Administrative Salary Plan Pay Range 5 (\$41,153 to \$64,472 annually with a control point of \$54,870)] to better serve the needs of the Sheriff's Office and the citizens of Winnebago County; and

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the Table of Organization for the Winnebago County Sheriff's Department is amended to change one (1) full-time Huber Coordinator position to be one (1) full-time Work Release Unit Supervisor position. The job descriptions for both positions are attached hereto and are made a part of this resolution by reference.

Submitted by,  
PERSONNEL AND FINANCE COMMITTEE

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

**RESOLUTION NO. 380-22010: Authorize Transfer of Funds of \$127,100 within the Sheriff Department's 2009 Budget to Cover Overages in Labor and Travel Expense Accounts.**

WHEREAS, the Sheriff's Department exceeded its budget in various expense account lines of the 2009 budget; and

WHEREAS, there are sufficient funds available within other accounts of the Sheriff Department's 2009 budget to cover the overages so that no fund transfer is being requested from general fund undesignated fund balance; and

WHEREAS, the following events took place that resulted in overtime above and beyond the amount budgeted: The Department was not fully staffed for longer than expected periods of time because of illness and retirements. Training four (4) new employees who were not available until September and December 2009 required the use of overtime.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes account transfers as listed in the following table to cover category expense overages within the Sheriff Department's 2009 budget.

	Increase	Decrease
Overtime	113,000	
Motor fuel		113,000
Registration and tuition	4,000	
Auto allowance	2,400	
Commercial travel	1,000	
Lodging	5,500	
Other travel expenses	1,200	
Professional supplies		14,100
	127,100	127,100

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

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 33. Nays: 1 – Sievert. Excused: 2 – Widener and Thompson. CARRIED.

**RESOLUTION NO. 381-22010: Authorize Execution of Airport Lease Between Janie Gee Aviation, Incorporated and Winnebago County**

WHEREAS, Janie Gee Aviation, Incorporated desires to lease Building L 809-C at the Winnebago County Airport for a three (3) year period, with rent to be established at \$337.84 per month plus sales tax during the first year of the lease; \$347.98 plus sales tax during the second year of the lease and \$358.42 plus sales tax during the third year of the lease; and

WHEREAS, said lease would run from February 1, 2010 through January 30, 2013; and

WHEREAS, the Aviation Committee believes that said lease is in the best interest of Winnebago County and has approved said lease.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves a three (3) year lease between Winnebago County and Janie Gee Aviation, Incorporated for Building L 809-C at the Winnebago County Airport pursuant to those terms as stated above. A complete copy of said lease is available upon request from the Wittman Regional Airport Manager and is incorporated, by reference, as part of this resolution..

Submitted by:  
AVIATION COMMITTEE

Motion by Supervisor Lennon and seconded to adopt. Ayes: 34. Nays: 0. Excused: 2 – Widener and Thompson. CARRIED.

**RESOLUTION NO. 382-22010: Support Legislation to Allow Counties to Borrow Funds for the Purpose of Purchasing Delinquent Taxes**

WHEREAS, as a result of the recession, the amount of delinquent property taxes owed to Winnebago County has grown; and

WHEREAS, Winnebago County is required to purchase delinquent property taxes from municipalities, school districts and vocational districts within its borders; and

WHEREAS, only approximately 20% of delinquent property taxes are actually owed to Winnebago County; and

WHEREAS, the impact to counties of making underlying taxing jurisdictions whole on delinquent taxes can be used by change to state laws which would allow counties to borrow funds for the purpose of purchasing delinquent taxes.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby does request that an exemption be made to state law to allow counties to borrow funds for the purpose of purchasing delinquent taxes from other municipalities.

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 Winnebago County in the Wisconsin State Legislature; to the Wisconsin Counties Association; and to the Office of Governor James Doyle.

Submitted by:  
LEGISLATIVE COMMITTEE

Motion by Supervisor Kline and seconded to adopt. CARRIED BY VOICE VOTE. (Supervisor Farrey voted nay.)

Motion by Supervisor Robl and seconded to adjourn until Tuesday, March 2, 2010 at 6:00 p.m. CARRIED BY VOICE VOTE.

The meeting was adjourned at 9:05 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 February 23, 2010.

Susan T. Ertmer  
Winnebago County Clerk