

**WINNEBAGO COUNTY BOARD MEETING
TUESDAY, OCTOBER 17, 2017**

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 Locke.

The following Supervisors were present: Konetzke, Brunn, Eisen, Powell, Roh, Smith, Long, Scherck, Albrecht, Gabert, Binder, Thompson, Wojciechowski, Gordon, Lautenschlager, Norton, Warnke, Robl, Singstock, Brooks, Powers, Locke, Hegg, Finch, Youngquist, Farrey, Rasmussen, Keller, Egan, Ellis and Kriescher. Excused: Harpt, Ramos, Wingren and Snider. There is one vacancy on the Board.

Motion by Supervisor Robl and seconded by Supervisor Konetzke to adopt the agenda with one amendment, Resolution No. 207-102017 will be brought forward before Resolution No. 200-102017. CARRIED BY VOICE VOTE.

PUBLIC HEARING

No one from the public addressed the board.

COMMUNICATIONS AND PETITIONS

The following correspondence was presented to the board by Sue Ertmer, County Clerk:

- Thank you note from Rylee Mory for the 2017 Winnebago County Scholarship she received. She will be studying mechanical engineering at St. Thomas University.
- Notices of Claim:
 - Notice of Claim from John A. Kurth for damage to his mailbox caused by a County Highway Department vehicle was referred to the Personnel and Finance Committee.
- Resolutions from Other Counties:
 - Monroe County – Resolution No. 08-17-08, “Resolution requesting a nonpartisan procedure for the preparation of Legislative and Congressional Redistricting Plans” was referred to the Legislative Committee.
 - Outagamie County – Resolution No. 46—2017-18, “...oppose any Legislation that automatically revokes a person’s probation if that person is charged with a crime” was referred to the Legislative Committee.
 - Sauk County – Resolution No. 86-2017, “Resolution to Create a Nonpartisan Procedure for the Preparation of Legislative and Congressional Redistricting Plans” was referred to the Legislative Committee.
 - Trempealeau County – Resolution # 2017-09-03, “Creating a Nonpartisan Procedure for the Preparation of Legislative and Congressional Redistricting Plans” was referred to the Legislative Committee.
 - Vernon County – Resolution #2017-30, “Fair Maps – Redistricting Resolution” was referred to the Legislative Committee
- Petitions for Zoning Amendments:
 - No. 001 – A zoning request from Lee Bartelt, Town of Omro, for tax parcel no. 016-0687 to change from R-1 to A-2 General Ag and Single Family Residential was referred to the Planning and Zoning Committee.
 - No. 002 – A zoning request from Craig Jones, AF Group, Town of Algoma, for tax parcel no. 002-0028-19(P) to change from A2/R-1 to R2 for a single family residence was referred to the Planning and Zoning Committee.
 - No. 003 – A zoning request from Harrison Sturgis, Jr., Town of Neenah, for tax parcel no. 010-0199(P) to change from A2 to R-2 for additional lawn was referred to the Planning and Zoning Committee.
 - No. 004 – A zoning request from Douglas and Linda Miller, Town of Nekimi, for tax parcel nos. 012-0524(P); 012-0526; 012-0527(P); 012-0527-02(P); 012-0529 and 012-0530(P) to change from R-1 to A-2 for hobby farming was referred to the Planning and Zoning Committee.
 - No. 005 – A zoning request from David J. Juedes, Town of Nekimi, for tax parcel no. 012-0573 to change from Farm Preservation to A-2 for personal residence, dog boarding business and general agriculture was referred to the Planning and Zoning Committee.

REPORTS FROM COMMITTEES, COMMISSIONS AND BOARDS

Supervisor Farrey reported on an organizational meeting held in Fond du Lac regarding the tri-county agreement for the Land and Water Conservation Committee. This meeting will be to elect officers and discuss the rules of operation. Supervisor Farrey will keep the board posted as things move forward.

Supervisor Egan reported that there will be a Legislative Committee meeting on October 23, 2017 at 8:30 a.m. at the James P. Coughlin building. The agenda and supporting resolutions were placed on the Committee members' desks.

Supervisor Norton reported on his attendance to the WCA Annual Conference in Wisconsin Dells. He was impressed with the presentation from the Atty. Andrew Phillips, regarding the opiate problem in the State. He hopes to bring a resolution to the entire board regarding this problem.

Motion by Supervisor Robl and seconded by Supervisor Konetzke to approve the proceedings from the September 5 and 19, 2017 county board meeting. CARRIED BY VOICE VOTE.

COUNTY EXECUTIVE'S REPORT

Executive Mark Harris spoke in support of the following resolutions:

- Resolution No. 207-102017 – "Award the Sale of \$9,860,000 General Obligation Promissory Notes"
- Resolution No. 206-102017 – "Appropriate an Additional \$150,000 to the "Payout Wages" Account of the Miscellaneous Unclassified Cost Center to Cover the Overage and Additional Cost of Sick Leave Payouts Through the End of 2017 with Funds to be Transferred from the General Fund Undesignated Fund Balance Account"

COUNTY EXECUTIVE'S APPOINTMENTS

Property Assessed Clean Energy (PACE) Commission

Executive Harris asked for the Board's approval of his appointment of Mark L. Harris, to the Property Assessed Clean Energy (PACE) Commission.

Motion by Supervisor Ellis and seconded by Supervisor Konetzke to approve. CARRIED BY VOICE VOTE.
NAYES: 2 – Hegg and Albrecht.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Albrecht reported that Supervisors' Ramos, Harpt, Wingren and Snider are excused from this evening's meeting.

Chairman Albrecht reported that District 15 Supervisor's position has been filled.

COUNTY BOARD CHAIRMAN'S APPOINTMENTS

SUPERVISOR DISTRICT NO. 15

Chairman Albrecht asked for the Board's approval of his appointment of Vicki Schorse, 1224 Algoma Boulevard, Oshkosh, to Supervisor District 15. Ms. Schorse will complete the unexpired term of Kenn Olson, who resigned from the Board. Ms. Schorse's term will begin immediately and end on April 17, 2018.

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

FOXCMM FISCAL ADVISORY BOARD

Chairman Albrecht asked for the Board's approval of his appointment of Supervisor Michael Brunn, District 2, to the FoxComm Fiscal Advisory Board. Supervisor Brunn will replace Kenn Olson who has resigned from the County Board of Supervisors.

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

AVIATION COMMITTEE

Chairman Albrecht asked for the Board's approval of his appointment of Supervisor George Scherck, District 10, to the Aviation Committee. Supervisor Scherck will replace Kenn Olson who has resigned from the County Board of Supervisors.

Motion by Supervisor Brooks and seconded by Supervisor Ellis to approve. CARRIED BY VOICE VOTE.
NAYES: 1 - Hegg

INFORMATION SYSTEMS COMMITTEE

Chairman Albrecht asked for the Board's approval of his appointment of Supervisor Michael Brunn, District 2, to the Information Systems Committee. Supervisor Brunn will replace Kenn Olson who has resigned from the County Board of Supervisors.

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

PRESENTATION OF 4-H KEY AWARD COMMENDATION TO ANNA CHAPIN AND KELSEY POTRATZ

Jodi Bezio, Interim 4-H Youth Development Educator; and Sarah Thompson, 4-H Youth and Science Educator; presented Anna Chapin and Kelsey Potratz with the Wisconsin Key Award. They informed the board of the many accomplishments and experiences that both girls have achieved while in 4-H.

Ms. Bezio and Ms. Thompson explained that this is the highest award that a 4-H member can achieve and what is required of the members to achieve this award. The Key Award has been sponsored by Wisconsin Farm Bureau and Rural Mutual Insurance for over twenty five years.

ZONING REPORTS & ORDINANCES

Report No. 001 – A report from the Planning and Zoning Committee regarding a requested zoning change from Alison Thompson, Town of Nekimi; to change from A-2 General Agriculture to A-2 General Agriculture for tax parcel no. 012-0450.

Motion by Supervisor Keller and seconded by Supervisor Gabert to accept. CARRIED BY VOICE VOTE.

Amendatory Ordinance No. 10/01/17 – A requested zoning change from A-2 General Agriculture to A-2 General Agriculture for tax parcel no. 012-0450. Motion by Supervisor Keller and seconded by Supervisor Gabert to adopt. CARRIED BY VOICE VOTE. (Effective Date: October 23, 2017)

Report No. 002 – A report from the Planning and Zoning Committee regarding a requested zoning change from Jeffrey and Laura Eagloski, Town of Wolf River; to change from A-2 General Agriculture, "Wetlands" to A-2 General Agriculture "Non-Wetlands" for tax parcel no. 032-0542-02-02. Motion by Supervisor Kriescher and seconded by Supervisor Gabert to accept. CARRIED BY VOICE VOTE.

Amendatory Ordinance No. 10/02/17 – A requested zoning change from A-2 General Agriculture with "Wetlands" to A-2 General Agriculture "without Wetlands" for tax parcel no. 032-0542-02-02. Motion by Supervisor Kriescher and seconded by Supervisor Gabert to adopt. CARRIED BY VOICE VOTE. (Effective Date: October 24, 2017)

Amendatory Ordinance No. 003 – A requested zoning change from the Town of Clayton on behalf of Jeffrey & Joan Gosz, to rezone from R-3 Two Family Residential to A-2 General Agriculture District for tax parcel no. 006-0520-02. Motion by Supervisor Farrey and seconded by Supervisor Gabert to adopt. CARRIED BY VOICE VOTE. (Effective Date: October 24, 2017)

Amendatory Ordinance No. 004 – A requested zoning change from the Town of Clayton on behalf of Delores Rubbert to rezone from A-1 Agribusiness District to A-2 General Agriculture District for tax parcel no. 006-0464-02. Motion by Supervisor Farrey and seconded by Supervisor Ellis to adopt. CARRIED BY VOICE VOTE. (Effective Date: October 24, 2017)

Amendatory Ordinance No. 005 – A requested zoning change from the Town of Vinland on behalf of Ron Jankowski to rezone from B-3 General Business District to M-2 Heavy Industrial District for tax parcel no. 026-0490-05-04. Motion by Supervisor Farrey and seconded by Supervisor Gabert to adopt. CARRIED BY VOICE VOTE. (Effective Date: October 24, 2017)

Amendatory Ordinance No. 006 – A requested zoning change from the Town of Winneconne on behalf of DNN Investments to rezone from A-2 General Farming District to ~~R-4~~ R-1A Residential District for tax parcel no. 030-0105-01-01. Motion by Supervisor Kriescher and seconded by Supervisor Gabert to adopt. CARRIED BY VOICE VOTE. (Effective Date: October 24, 2017)

Amendatory Ordinance No. 007 – A requested zoning change from the Town of Winneconne on behalf of Ultimate Properties LLC to rezone from A-2 General Farming District to R-1/A-1 Residential District for tax parcel nos. 030-0083 and 030-0083-02. Motion by Supervisor Kriescher and seconded by Supervisor Gabert to adopt. CARRIED BY VOICE VOTE. (Effective Date: October 24, 2017)

RESOLUTIONS AND ORDINANCES

RESOLUTION NO. 207-102017: RESOLUTION AWARDDING THE SALE OF \$9,860,000 GENERAL OBLIGATION PROMISSORY NOTES

WHEREAS, on September 19, 2017, the County Board of Supervisors of Winnebago County, Wisconsin (the "County"), by a vote of at least 3/4 of the members-elect, adopted a resolution (the "Authorizing Resolution") authorizing the issuance and providing for the sale of general obligation promissory notes (the "Notes") in an amount not to exceed \$9,860,000 for the purpose of paying the cost of constructing, remodeling and improving roads, highways, bridges, buildings and sites, including projects at the University of Wisconsin - Fox Valley campus, and acquiring and installing furnishings, fixtures and equipment (collectively, the "Project");

WHEREAS, pursuant to the Authorizing Resolution, the County Board of Supervisors has directed Robert W. Baird & Co. Incorporated ("Baird") to take the steps necessary to sell the Notes to pay costs of the Project;

WHEREAS, Baird, in consultation with the officials of the County, prepared an Official Notice of Sale (a copy of which is attached hereto as Exhibit A and incorporated herein by this reference) setting forth the details of and the bid requirements for the Notes and indicating that the Notes would be offered for public sale on October 17, 2017;

WHEREAS, the County Clerk (in consultation with Baird) caused notice of the sale of the Notes to be published and/or announced and caused the Official Notice of Sale to be distributed to potential bidders offering the Notes for public sale;

WHEREAS, the County has duly received bids for the Notes as described on the Bid Tabulation attached hereto as Exhibit B and incorporated herein by this reference (the "Bid Tabulation"); and

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

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

Section 1. Ratification of the Official Notice of Sale and Offering Materials. The County Board of Supervisors of the County hereby ratifies and approves the details of the Notes set forth in Exhibit A attached hereto as and for the details of the Notes. The Official Notice of Sale and any other offering materials prepared and circulated by Baird are hereby ratified and approved in all respects. All actions taken by officers of the County and Baird in connection with the preparation and distribution of the Official Notice of Sale and any other offering materials are hereby ratified and approved in all respects.

Section IA. Award of the Notes. For the purpose of paying costs of the Project, there shall be borrowed pursuant to Section 67.12(12), Wisconsin Statutes, the principal sum of NINE MILLION EIGHT HUNDRED SIXTY THOUSAND DOLLARS (\$9,860,000) from the Purchaser in accordance with the terms and conditions of the Proposal. The Proposal of the Purchaser offering to purchase the Notes for the sum set forth on the Proposal, plus accrued interest to the date of delivery, is hereby accepted. The Chairperson and County Clerk or other appropriate officers of the County are authorized and directed to execute an acceptance of the Proposal on behalf of the County. The good faith deposit of the Purchaser shall be retained by the County Treasurer and applied in accordance with the Official Notice of Sale, and any good faith deposits submitted by unsuccessful bidders shall be promptly returned. The Notes shall bear interest at the rates set forth on the Proposal.

Section 2. Terms of the Notes. The Notes shall be designated "General Obligation Promissory Notes"; shall be issued in the aggregate principal amount of \$9,860,000; shall be dated November 7, 2017; shall be in the denomination of \$5,000 or any integral multiple thereof; shall be numbered R-1 and upward; and shall bear interest at the rates per annum and mature on April 1 of each year, in the years and principal amounts as set forth on the Pricing Summary attached hereto as Exhibit D-1 and incorporated herein by this reference. Interest shall be payable semi-annually on April 1 and October 1 of each year commencing on April 1, 2018. Interest shall be computed upon the basis of a 360-day year of twelve 30-day months and will be rounded pursuant to the rules of the Municipal Securities Rulemaking Board. The schedule of principal and interest payments due on the Notes is set forth on the Debt Service Schedule attached hereto as Exhibit D-2 and incorporated herein by this reference (the "Schedule").

Section 3. Redemption Provisions. The Notes maturing on April 1, 2025 and thereafter are subject to redemption prior to maturity, at the option of the Issuer, on April 1, 2024 or on any date thereafter. Said Notes are redeemable as a whole or in part, and if in part, from maturities selected by the Issuer, and within each maturity by lot, at the principal amount thereof, plus accrued interest to the date of redemption.

Section 4. Form of the Notes. The Notes shall be issued in registered form and shall be executed and delivered in substantially the form attached hereto as Exhibit E and incorporated herein by this reference.

Section 5. Tax Provisions.

(A) Direct Annual Irrepealable Tax Levy. For the purpose of paying the principal of and interest on the Notes as the same becomes due, the full faith, credit and resources of the County are hereby irrevocably pledged, and there is hereby levied upon all of the taxable property of the County a direct annual irrepealable tax in the years 2017 through 2026 for payments due in the years 2018 through 2027 in the amounts set forth on the Schedule.

(B) Tax Collection. So long as any part of the principal of or interest on the Notes remains unpaid, the County shall be and continue without power to repeal such levy or obstruct the collection of said tax until all such payments have been made or provided for. After the issuance of the Notes, said tax shall be, from year to year, carried onto the tax roll of the County and collected in addition to all other taxes and in the same manner and at the same time as other taxes of the County for said years are collected, except that the amount of tax carried onto the tax roll may be reduced in any year by the amount of any surplus money in the Debt Service Fund Account created below.

(C) Additional Funds. If at any time there shall be on hand insufficient funds from the aforesaid tax levy to meet principal and/or interest payments on said Notes when due, the requisite amounts shall be paid from other funds of the County then available, which sums shall be replaced upon the collection of the taxes herein levied.

Section 6. Segregated Debt Service Fund Account.

(A) Creation and Deposits. There be and there hereby is established in the treasury of the County, if one has not already been created, a debt service fund, separate and distinct from every other fund, which shall be maintained in accordance with generally accepted accounting principles. Debt service or sinking funds established for obligations previously issued by the County may be considered as separate and distinct accounts within the debt service fund.

Within the debt service fund, there hereby is established a separate and distinct account designated as the "Debt Service Fund Account for General Obligation Promissory Notes, dated November 7, 2017" (the "Debt Service Fund Account") and such account shall be maintained until the indebtedness evidenced by the Notes is fully paid or otherwise extinguished. The County Treasurer shall deposit in the Debt Service Fund Account (i) all accrued interest received by the County at the time of delivery of and payment for the Notes; (ii) any premium which may be received by the County above the par value of the Notes and accrued interest thereon; (iii) all money raised by the taxes herein levied and any amounts appropriated for the specific purpose of meeting principal of and interest on the Notes when due; (iv) such other sums as may be necessary at any time to pay principal of and interest on the Notes when due; (v) surplus monies in the Borrowed Money Fund as specified below; and (vi) such further deposits as may be required by Section 67.11, Wisconsin Statutes.

(B) Use and Investment. No money shall be withdrawn from the Debt Service Fund Account and appropriated for any purpose other than the payment of principal of and interest on the Notes until all such principal and interest has been paid in full and the Notes canceled; provided (i) the funds to provide for each payment of principal of and interest on the Notes prior to the scheduled receipt of taxes from the next succeeding tax collection may be invested in direct obligations of the United States of America maturing in time to make such payments when they are due or in other investments permitted by law; and (ii) any funds over and above the amount of such principal and interest payments on the Notes may be used to reduce the next succeeding tax levy, or may, at the option of the County, be invested by purchasing the Notes as permitted by and subject to Section 67.11(2)(a), Wisconsin Statutes, or in permitted municipal investments under the pertinent provisions of the Wisconsin Statutes ("Permitted Investments"), which investments shall continue to be a part of the Debt Service Fund Account. Any investment of the Debt Service Fund Account shall at all times conform with the provisions of the Internal Revenue Code of 1986, as amended (the "Code") and any applicable Treasury Regulations (the "Regulations").

(C) Remaining Monies. When all of the Notes have been paid in full and canceled, and all Permitted Investments disposed of, any money remaining in the Debt Service Fund Account shall be transferred and deposited in the general fund of the County, unless the County Board of Supervisors directs otherwise.

Section 7. Proceeds of the Notes; Segregated Borrowed Money Fund. The proceeds of the Notes (the "Note Proceeds") (other than any premium and accrued interest which must be paid at the time of the delivery of the Notes into the Debt Service Fund Account created above) shall be deposited into a special fund separate and distinct from all other funds of the County and disbursed solely for the purpose or purposes for which borrowed or for the payment of the principal of and the interest on the Notes. In no event shall monies in the Borrowed Money Fund be used to fund operating expenses of the general fund of the County or of any special revenue fund of the County that is supported by property taxes. Monies in the Borrowed Money Fund may be temporarily invested in Permitted Investments. Any monies, including any income from Permitted Investments, remaining in the Borrowed Money Fund after the purpose or purposes for which the Notes have been issued have been accomplished, and; at any time, any monies as are not needed and which obviously thereafter cannot be needed for such purpose(s) shall be deposited in the Debt Service Fund Account.

Section 8. No Arbitrage. All investments made pursuant to this Resolution shall be Permitted

Investments, but no such investment shall be made in such a manner as would cause the Notes to be "arbitrage bonds" within the meaning of Section 148 of the Code or the Regulations and an officer of the County; charged with the responsibility for issuing the Notes, shall certify as to facts, estimates, circumstances and reasonable expectations in existence on the date of delivery of the Notes to the Purchaser which will permit the conclusion that the Notes are not "arbitrage bonds," within the meaning of the Code or Regulations.

Section 9. Compliance with Federal Tax Laws. (a) The County represents and covenants that the projects financed by the Notes and the ownership, management and use of the projects will not cause the Notes to be "private activity bonds" within the meaning of Section 141 of the Code. The County further covenants that it shall comply with the provisions of the Code to the extent necessary to maintain the tax-exempt status of the interest on the Notes including, if applicable, the rebate requirements of Section 148(f) of the Code. The County further covenants that it will not take any action, omit to take any action or permit the taking or omission of any action within its control (including, without limitation, making or permitting any use of the proceeds of the Notes) if taking, permitting or omitting to take such action would cause any of the Notes to be an arbitrage bond or a private activity bond within the meaning of the Code or would otherwise cause interest on the Notes to be included in the gross income of the recipients thereof for federal income tax purposes. The County Clerk or other officer of the County charged with the responsibility of issuing the Notes shall provide an appropriate certificate of the County certifying that the County can and covenanting that it will comply with the provisions of the Code and Regulations.

(b) The County also covenants to use its best efforts to meet the requirements and restrictions of any different or additional federal legislation which may be made applicable to the Notes provided that in meeting such requirements the County will do so only to the extent consistent with the proceedings authorizing the Notes and the laws of the State of Wisconsin and to the extent that there is a reasonable period of time in which to comply.

Section 10. Designation as Qualified Tax-Exempt Obligations. The Notes are hereby designated as "qualified tax-exempt obligations" for purposes of Section 265 of the Code, relating to the ability of financial institutions to deduct from income for federal income tax purposes, interest expense that is allocable to carrying and acquiring tax-exempt obligations.

Section 11. Execution of the Notes; Closing; Professional Services. The Notes shall be issued in printed form, executed on behalf of the County by the manual or facsimile signatures of the Chairperson and County Clerk, authenticated, if required, by the Fiscal Agent (defined below), sealed with its official or corporate seal, if any, or a facsimile thereof, and delivered to the Purchaser upon payment to the County of the purchase price thereof, plus accrued interest to the date of delivery (the "Closing"). The facsimile signature of either of the officers executing the Notes may be imprinted on the Notes in lieu of the manual signature of the officer but, unless the County has contracted with a fiscal agent to authenticate the Notes, at least one of the signatures appearing on each Note shall be a manual signature. In the event that either of the officers whose signatures appear on the Notes shall cease to be such officers before the Closing, such signatures shall, nevertheless, be valid and sufficient for all purposes to the same extent as if they had remained in office until the Closing. The aforesaid officers are hereby authorized and directed to do all acts and execute and deliver the Notes and all such documents, certificates and acknowledgements as may be necessary and convenient to effectuate the Closing. The County hereby authorizes the officers and agents of the County to enter into, on its behalf, agreements and contracts in conjunction with the Notes, including but not limited to agreements and contracts for legal, trust, fiscal agency, disclosure and continuing disclosure, and rebate calculation services. Any such contract heretofore entered into in conjunction with the issuance of the Notes is hereby ratified and approved in all respects.

Section 12. Payment of the Notes; Fiscal Agent. The principal of and interest on the Notes shall be paid by the County Clerk or County Treasurer (the "Fiscal Agent").

Section 13. Persons Treated as Owners; Transfer of Notes. The County shall cause books for the registration and for the transfer of the Notes to be kept by the Fiscal Agent. The person in whose name any Note shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes and payment of either principal or interest on any Note shall be made only to the registered owner thereof. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Note to the extent of the sum or sums so paid.

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

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

Section 14. Record Date. The 15th day of the calendar month next preceding each interest payment date shall be the record date for the Notes (the "Record Date"). Payment of interest on the Notes on any interest payment date shall be made to the registered owners of the Notes as they appear on the registration book of the County at the close of business on the Record Date.

Section 15. Utilization of The Depository Trust Company Book-Entry-Only System. In order to make the Notes eligible for the services provided by The Depository Trust Company, New York, New York ("DTC"), the County agrees to the applicable provisions set forth in the Blanket Issuer Letter of Representations, which the County Clerk or other authorized representative of the County is authorized and directed to execute and deliver to DTC on behalf of the County to the extent an effective Blanket Issuer Letter of Representations is not presently on file in the County Clerk's office.

Section 16. Official Statement. The County Board of Supervisors hereby approves the Preliminary Official Statement with respect to the Notes and deems the Preliminary Official Statement as "final" as of its date for purposes of SEC Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities and Exchange Act of 1934 (the "Rule"). All actions taken by officers of the County in connection with the preparation of such Preliminary Official Statement and any addenda to it or final Official Statement are hereby ratified and approved. In connection with the Closing, the appropriate County official shall certify the Preliminary Official Statement and any addenda or final Official Statement. The County Clerk shall cause copies of the Preliminary Official Statement and any addenda or final Official Statement to be distributed to the Purchaser.

Section 17. Undertaking to Provide Continuing Disclosure. The County hereby covenants and agrees, for the benefit of the owners of the Notes, to enter into a written undertaking (the "Undertaking") if required by the Rule to provide continuing disclosure of certain financial information and operating data and timely notices of the occurrence of certain events in accordance with the Rule. The Undertaking shall be enforceable by the owners of the Notes or by the Purchaser on behalf of such owners (provided that the rights of the owners and the Purchaser to enforce the Undertaking shall be limited to a right to obtain specific performance of the obligations thereunder and any failure by the County to comply with the provisions of the Undertaking shall not be an event of default with respect to the Notes).

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

Section 18. Record Book. The County Clerk shall provide and keep the transcript of proceedings as a separate record book (the "Record Book") and shall record a full and correct statement of every step or proceeding had or taken in the course of authorizing and issuing the Notes in the Record Book.

Section 19. Bond Insurance. If the Purchaser determines to obtain municipal bond insurance with respect to the Notes, the officers of the County are authorized to take all actions necessary to obtain such municipal bond insurance. The Chairperson and County Clerk are authorized to agree to such additional provisions as the bond insurer may reasonably request and which are acceptable to the Chairperson and County Clerk including provisions regarding restrictions on investment of Note proceeds, the payment procedure under the municipal bond insurance policy, the rights of the bond insurer in the event of default and payment of the Notes by the bond insurer and notices to be given to the bond insurer. In addition, any reference required by the bond insurer to the municipal bond insurance policy shall be made in the form of Note provided herein.

Section 20. Conflicting Resolutions; Severability; Effective Date. All prior resolutions, rules or other actions of the County Board of Supervisors or any parts thereof in conflict with the provisions hereof shall be, and the same are, hereby rescinded insofar as the same may so conflict. In the event that any one or more provisions hereof shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The foregoing shall take effect immediately upon adoption and approval in the manner provided by law.

Adopted and recorded October 17, 2017.

Submitted by:

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Rasmussen and seconded by Supervisor Ellis to adopt. Vote on Resolution: AYES: 31; NAYES: 0; ABSTAIN: 0; ABSENT: 5 – Harpt, Ramos, Wingren, Snider and Schorse. CARRIED.

RESOLUTION NO. 200-102017: Commendation for Heidi Turner

WHEREAS, Heidi Turner has been employed with the Winnebago County Child Support Agency for the past thirty-two (32) years, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Heidi Turner 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 is hereby extended to Heidi Turner for the fine services she has rendered to Winnebago County.

BE IT FURTHER RESOLVED that the Winnebago County Clerk send a copy of this Resolution to Heidi Turner.

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

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

RESOLUTION NO. 201-102017: Disallow Claim of Trevor Krueger and Beth Krueger

WHEREAS, your Personnel and Finance Committee has had the claim of Trevor Krueger and Beth Krueger 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 Trevor Krueger and Beth Krueger, filed with the County Clerk on August 8, 2017, 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 Rasmussen and seconded by Supervisor Ellis to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 202-102017: Disallow Claim of Jon Treleven and Kirby Treleven

WHEREAS, your Personnel and Finance Committee has had the claim of Jon Treleven and Kirby Treleven 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 Jon Treleven and Kirby Treleven, filed with the County Clerk on August 8, 2017, 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 Rasmussen and seconded by Supervisor Ellis to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 203-102017: Authorize Execution of a Five (5)-Year Use Agreement between Winnebago County and Winnebagoland BMX, Inc.

WHEREAS, Winnebagoland BMX Inc desires to enter into a five (5)-year facility use agreement for property located on the exposition center grounds and recognized as the BMX track and clubhouse; and

WHEREAS, for more than thirty-two (32) years Winnebagoland BMX Inc has been a tenant in good standing with Winnebago County and over time has managed to greatly improve the quality and value of the facilities its utilizes while drawing very little material or financial support from Winnebago County; and

WHEREAS, Winnebagoland BMX Inc performs a tremendous service to the community by providing quality BMX biking opportunities to the youth of Winnebago County; and

WHEREAS, Winnebagoland BMX Inc plays a significant role in attracting visitors to the area through an ambitious schedule of BMX competitions and events, drawing interest from parties across the state and throughout the upper mid-west; and

WHEREAS, it is in the best interests of Winnebago County to help accommodate the long-range scheduling of said events by allowing Winnebagoland BMX Inc to secure essential programming agreements well ahead of time with various state, regional, and national sanctioning bodies.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive and the Winnebago County Clerk to enter into a five (5)-year use agreement with Winnebagoland BMX Inc so that the organization may continue to promote the wide-ranging physical and social benefits made available to area youth through BMX program activities

BE IT FURTHER RESOLVED that any individual wishing to review this agreement may do so by contacting either the Winnebago County Parks and Recreation Department or the Winnebago County Office of Corporation Counsel.

Submitted by:
PARKS AND RECREATION COMMITTEE

Motion by Supervisor Finch and seconded by Supervisor Norton to adopt. CARRIED BY VOICE VOTE.
NAYES: 1 – Gabert.

ORDINANCE NO. 204-102017: Amend Section 7.02 of the General Code of Winnebago County (Speed Limits on County Trunk Highways)

WHEREAS, the Winnebago County Board of Supervisors, pursuant to the authority vested upon it by the State of Wisconsin, may lower the speed limits on county trunk highways to speeds below 55 miles per hour, when the lowering of such speed limits is deemed to be in the best interests of the safety of the general public; and

WHEREAS, the Winnebago County Highway Committee believes that it would be in the best interests of drivers and pedestrians in Winnebago County to lower the speed limit on County Trunk Highway N in the Towns of Nekimi and Utica, from 55 mph to 45 mph, from its intersection with State Highway 26, westward to its intersection with State Highway 44.

NOW, THEREFORE, BE IT ORDAINED by the Winnebago County Board of Supervisors as follows:
That the following Subsections of Section 7.02 of the General Code of Winnebago County be amended as follows:

(a) That Subsections (14) – (19) are hereby renumbered chronologically to Subsections (15) – (20).

(b) That Subsection (14) is hereby amended to read as follows:

(14) COUNTY TRUNK HIGHWAY "N".

(a) Towns of Nekimi and Utica

1. 45 miles per hour from its intersection with USH 26 westerly to its intersection with USH 44.

BE IT FURTHER ORDAINED by the Winnebago County Board of Supervisors that this Ordinance shall take effect upon the latter of this Ordinance being published or this new speed limit being posted.

Submitted by:
HIGHWAY COMMITTEE

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

RESOLUTION NO. 205-102017: Authorize the Winnebago County Sheriff's Department to Enter into a Ten (10)-Year Contract With Motorola Solutions Inc to Provide Software and Equipment Support for the County-Wide P1 Computer Aided Dispatch and Law Records Management System

WHEREAS, the Winnebago County Sheriff's Department provides a county-wide Computer Aided Dispatch and Law Records Management System for all law enforcement, fire, and emergency medical services within Winnebago County; and

WHEREAS, the current maintenance and support agreement with Motorola Solutions Inc provided through FoxComm will terminate with the dissolution of FoxComm in or around June 2018; and

WHEREAS, the P1 Computer Aided Dispatch and Law Records Management System is necessary to provide first responders with dispatch and records management services; and

WHEREAS, after reviewing proposals submitted by a number of companies, the Winnebago County Sheriff is recommending Winnebago County contract with Motorola Solutions Inc to provide software and equipment support for the county-wide P1 Computer Aided Dispatch and Law Records Management System; and

WHEREAS, Motorola Solutions Inc will be responsible for maintenance and repair services including software and equipment support, 24-hour technical support, equipment repair or replacement, and installation; and

WHEREAS, Motorola Solutions Inc will include hardware refresh in year six of the agreement, three software version upgrades, and regularly-scheduled software patch upgrades during the term of the agreement; and

WHEREAS, no additional funding is necessary as the cost to operate and maintain the P1 Computer Aided Dispatch and Law Records Management System has been budgeted within the Winnebago County Sheriff's Department's budget.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive and the Winnebago County Clerk to enter into a ten (10)-year contract with Motorola Solutions Inc to provide support on software and equipment for the P1 Computer Aided Dispatch and Law Records Management System at an annual rate of \$331,266.00.

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

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

RESOLUTION NO. 206-102017: Appropriate an Additional \$150,000 to the "Payout Wages" Account of the Miscellaneous Unclassified Cost Center to Cover the Overage and Additional Cost of Sick Leave Payouts Through the End of 2017 with Balance Account

WHEREAS, the County has a sick leave payout provision that was frozen in 2005; and

WHEREAS, the provision allowed accumulated sick leave to either be paid out at retirement or used to purchase post-retirement health insurance; and

WHEREAS, employees with 20+ years of experience were to receive a payout equal to 65% of their unused sick leave balance, and employees with less than 20 years' experience were to receive 35% of their unused sick leave balance; and

WHEREAS, in 2017, there have been significantly more retirements than anticipated when the budget was prepared; and

WHEREAS, the cost of sick leave payouts through September 2017 has already exceeded the budgeted amount by approximately \$92,000; and

WHEREAS, it is estimated that funding necessary to cover the overage and any additional payouts through the end of 2017 will be approximately \$150,000.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes a transfer of \$150,000 from the General Fund Undesignated Fund Balance to the payout Wages Account of the Miscellaneous Unclassified Cost Center to cover the overage and balance of sick leave payouts through the end of 2017.

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Rasmussen and seconded by Supervisor Brooks to adopt.

Vote on Resolution: AYES: 31; NAYES: 0; ABSTAIN: 0; ABSENT: 5 – Harpt, Ramos, Schorse, Wingren and Snider.

Motion by Supervisor Robl and seconded by Supervisor Konetzke to adjourn until the November 6, 2017 budget meeting at 6:00 p.m. The meeting was adjourned at 6:40 p.m.

Submitted by:
Julie A. Barthels
Winnebago County Deputy Clerk

State of Wisconsin)
County of Winnebago) ss

I, Julie A. Barthels, 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 October 17, 2017.

Julie A. Barthels
Winnebago County Deputy Clerk