

**ADJOURNED SESSION
WINNEBAGO COUNTY BOARD OF SUPERVISORS MEETING
TUESDAY, SEPTEMBER 20, 2022**

Chairman Thomas Egan called the meeting of the Winnebago County Board of Supervisors to order at 6:00 P.M. from the Winnebago County Courthouse, 415 Jackson Street, Oshkosh, Wisconsin and virtually by ZOOM.

The meeting was opened with the Pledge of Allegiance and the invocation by Supervisor Powers.

The following Supervisors were present: 32 – Dowling, Borchart, Eisen, Horan, Defferding, Ellenberger, Wise, Nussbaum, Stafford, Albrecht, Gabert, Binder, Swan, Floam, Gordon, Ponzer, Poeschl, Norton, Hinz, Zellmer, Buck, Powers, Hanson, Cox, Youngquist, Farrey, Harrison, Zastera, Egan, Beem, Nelson and Miller; ABSENT: 4 - Nichols, Robinson, Schellenger and Gustafson

Motion by Supervisor Albrecht, seconded by Supervisor Zellmer to adopt the agenda for tonight's meeting.
CARRIED BY VOICE VOTE.

PUBLIC HEARING

The following people spoke in support or against items of concern:

- Supporting Resolution No. 98-092022 – "Authorize the Addition of \$1,791,500 in Construction and Renovation Costs to the Grundman Boat Landing Capital Improvement Project, of which \$548,188 will be Funded with Either a Transfer from the Undesignated General Fund Balance, or with an Advance from the General Fund to be Reimbursed with a Subsequent Bond Issue" – David Kane
- Voiced concerns of comments made during a UW Education, Extension & Agriculture Committee Meeting – Tamar Mathwig

COMMUNICATIONS, PETITIONS, MEMORIALS, ACCOUNTS, COMMENDATIONS, ETC.

Julie Barthels, Deputy County Clerk, presented the following communications:

- Notice of Claim:
 - Notice of Claim from employee Brian Kumbier for damage to his eye glasses while working was referred to the Personnel and Finance Committee.
- Resolutions from Other Counties:
 - Kenosha County – Resolution No. 22 "Resolution to Conduct Countywide Advisory Referendum on making the State of Wisconsin a 2nd Amendment Sanctuary State" was referred to the Legislative Committee
 - Lincoln County – Resolution No. 2022-07-24 "Resolution for Advisory Referendum Regarding Private Funding of Election Administration" was referred to the Legislative Committee
 - Oneida County – Resolution No. 86-2022 "Resolution to Insist Upon the Prohibition of the Use of Private Donations for the Purpose of Election Administration" was referred to the Legislative Committee
 - Oneida County – Resolution No. 87-2022 "Resolution to Request the State of Wisconsin Revise the Current Real Estate Transfer Fees Revenue Sharing Formula" was referred to the Legislative Committee
 - Price County – Resolution No. 28-22 "Resolution for Advisory Referendum Regarding Private Funding of Election Administration" was referred to the Legislative Committee
 - Taylor County – Resolution No. 22 "Resolution Regarding Private Funding of Election Administration" was referred to the Legislative Committee
- Commendation for Elizabeth "Betty" DeHart

REPORTS FROM COMMITTEES, COMMISSIONS & BOARDS

Supervisor Farrey reported on his attendance at the Wisconsin Counties Association Conference held in Wisconsin Dells, September 18 – 20, 2022. He represented Winnebago County by voting on resolutions that were brought forward from counties and steering committees at the business meeting for this conference. Supervisor Farrey voted "no" on a resolution regarding levy freeze. He attended the General Session on Monday and mentioned the candidates that spoke regarding their positions for the upcoming November election.

Supervisor Binder reported that the Winnebago County 4-H Leaders will be making pizzas on November 5, 2022. Pizzas can be ordered thru October 11.

Supervisor Norton reported that there are two openings for citizen members on the Aging and Disability Resource Center Committee. Interested parties should contact the Winnebago County Executive's office. The committee meets the second Monday of every month at 3:00 p.m.

Supervisor Stafford gave a report from the Judiciary and Public Safety Committee meeting regarding Resolution No. 93-082022, that was referred to them at the August 16, 2022 County Board meeting. The committee vote was 0 – 5 in opposition of this resolution.

Supervisor Defferding reported that Jake Curtis, Atolles Law, gave a presentation regarding committee sizing at the Judiciary and Public Safety Committee meeting held on September 12, 2022.

Motion by Supervisor Albrecht and seconded by Supervisor Poeschl to approve the proceedings from the August 16, 2022 Winnebago County Board meeting. CARRIED BY VOICE VOTE.

COUNTY EXECUTIVE'S REPORT

Executive Doemel reported on the following topics:

- Wisconsin Counties Association Conference – Executive Doemel thanked the Supervisors that attended this conference. He highlighted different events that he attended.
- Neighborhood Improvement Grant – Executive Doemel has met and settled the sub-grants with all five partners. A report on the happenings will be coming soon.
- Employee Appreciation Event – Thank you to the board members that attended. The event was very successful. Attendance included 300 employees and 500 guests. The committee was able to stay within the budget that was granted.
- Youth Government Day – This event will be held on November 3, 2022. More information will be coming. An invitation will be sent to Supervisors to attend this event.
- Diversity Affairs Commission – Executive Doemel commented that the Diversity Affairs Commission and the UW Extension Committee have discussed eliminating the Diversity Affairs Commission. It has been a struggle to keep members on this commission. Executive Doemel would like to see political aspects left out of this commission and focus on the needs of the people that this commission is meant to help.
- Community Town Halls – Executive Doemel encouraged all Supervisors to allow the Public Health Department to visit your districts to give your citizens the opportunity to voice their comments and concerns regarding Covid.
- ARPA Commission Update – Meeting on September 27, 2022. They will have a strategic plan for this money. He will report on the projects that have been proposed to him. A resolution will be presented to the board to accept the second payment of these funds.
- 2023 Budget - Finishing the process of the budget book to be presented to the board. He commends the department heads for holding to their goal of reaching a zero percent increase in their budgets.

COUNTY EXECUTIVE APPOINTMENTS

Board of Adjustment

Executive Doemel asked for the board's approval of his appointment of Tom Versteegen to the Board of Adjustment. This term will expire June 30, 2025. Motion by Supervisor Farrey, seconded by Supervisor Defferding to accept. CARRIED BY VOICE VOTE.

Fox Valley Workforce Development Board

Executive Doemel asked for the board's approval of his re-appointment of Russ Haase, Aurora Health Care; Larry Lautenschlager, Winnebago Area Labor Council; and Jennifer Marks, Forward Services Corporation.

Motion by Supervisor Poeschl, seconded by Supervisor Ellenberger to accept. CARRIED BY VOICE VOTE.

Appointments of Kasey Borkenhagen, Oshkosh Corp.; and Rob Kleman, Oshkosh Chamber of Commerce, to the Fox Valley Workforce Development Board. These five terms will expire June 30, 2025. Motion by Supervisor Stafford, seconded by Supervisor Farrey to accept. CARRIED BY VOICE VOTE.

Omro Library Board

Executive Doemel asked for the board's approval of his appointment of Supervisor Jeffrey Beem to the Omro Library Board. This term will expire April 31, 2025. Motion by Supervisor Albrecht, seconded by Supervisor Horan to accept. CARRIED BY VOICE VOTE.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Egan reported that the resolutions sent out with the packet had a "DRAFT" watermark on them. The County Clerk's Office inquired if they should resend the resolutions, it was decided to not waste the paper.

Chairman Egan announced that Supervisors Robinson, Nichols, Gustafson and Schellenger were excused from this meeting.

Chairman Egan announced that Resolution #93-082022 "Amend Rule 8.3 to Require that All Materials for Winnebago County Board Meetings and All Commission, Board, and Committee Meetings only be Delivered Electronically by the Winnebago County Clerk's Office to Winnebago County Board Supervisors" was pulled from this evening's agenda.

ZONING REPORTS AND ORDINANCES

- Report No. 001 – A report from the Planning and Zoning Committee regarding a requested zoning change from Troy A. Dederig, Town of Neenah; for a zoning change from R-1 (Rural Residential) to A-2 (General Agriculture). Motion by Supervisor Farrey, seconded by Supervisor Nussbaum to accept. CARRIED BY VOICE VOTE.
 - Amendatory Ordinance No. 09/01/22 – A request to rezone from R-1 (Rural Residential) to A-2 (General Agriculture) for tax parcel nos. 010-0090-13. Motion by Supervisor Farrey, seconded by Supervisor Cox to adopt. CARRIED BY VOICE VOTE. (Effective Date: September 23, 2022)
- Report No. 002 – A report from the Planning and Zoning Committee regarding a requested zoning change from Teresa Blade, Town of Nepeuskun; for a zoning change from A-2 (General Agriculture) to R-1 (Rural Residential). Motion by Supervisor Hinz, seconded by Supervisor Horan to accept. CARRIED BY VOICE VOTE.
 - Amendatory Ordinance No. 09/02/22 – A request to rezone from A-2 (General Agriculture) to R-1 (Rural Residential) for tax parcel no. 014-0055-01-03. Motion by Supervisor Hinz, seconded by Supervisor Floam to adopt. CARRIED BY VOICE VOTE. (Effective Date: September 23, 2022)
- Amendatory Ordinance No. 09/03/22 – A request from the Town of Wolf River on behalf of Multiple Property Owners for a zoning change to rezone from A-1 (Agri-Business District) to A-2 (General Farming District) and A-3 (Small Farming District) for tax parcel nos. 032-0678-05, 032-0675, 032-0683, 032-0683-02, 032-0436, 032-0678-06, 032-0422, 032-0423-03, 032-0656, 032-0657, 032-0669-01, 032-0670, 032-0670-02, 032-0231, 032-0233, 032-0238, 032-0239, 032-0239-01, 032-0423-02, 032-0423-04, and 032-0678-02. Motion by Supervisor Miller, seconded by Supervisor Dowling to adopt. CARRIED BY VOICE VOTE. (Effective Date: September 23, 2022)
- Amendatory Ordinance No. 09/04/22 – A request from the Town of Nepeuskun on behalf of Teresa Blade for a zoning change from Farmland Preservation Overlay and A-2 (Agricultural District) tax parcel No. 014-0055-01-03 to Non-Farmland Preservation Overlay and R-1 (Rural Residential); and 014-0055-01-04 from Farmland Preservation Overlay and A-2 (Agricultural District) to Non-Farmland Preservation Overlay and A-2 (Agricultural District). Motion by Supervisor Hinz, seconded by Supervisor Dowling to adopt. CARRIED BY VOICE VOTE. (Effective Date: September 23, 2022)
- Amendatory Ordinance No. 09/05/22 – A request from the Town of Utica on behalf of Barb Rank Life Estate for a zoning change to rezone from A-2 (Agricultural District) to RR (Rural Residential Recreational Mixed Use) for tax parcel no. 024-0030. Motion by Supervisor Zastera, seconded by Supervisor Floam to adopt. CARRIED BY VOICE VOTE. (Effective Date: September 23, 2022)
- Amendatory Ordinance No. 09/06/22 – A request from the Town of Utica on behalf of Matt Ziegenhagen for a zoning change to rezone from A-2 (Agricultural District) to RR (Rural Residential Recreational Mixed Use) for tax parcel no. 024-0243. Motion by Supervisor Zastera, seconded by Supervisor Floam to adopt. CARRIED BY VOICE VOTE. (Effective Date: September 23, 2022)

RESOLUTIONS AND ORDINANCES

RESOLUTION NO. 93-082022: **Amend Rule 8.3 to require that all materials for Winnebago County Board Meetings and all commission, board, and committee meetings only be delivered electronically by the Winnebago County Clerk's Office to Winnebago County Board Supervisors.**

WHEREAS, Rule 8.3 currently reads: "This Agenda, along with appropriate attachments, shall be sent, mailed or made available, electronically posted and accessible, emailed or otherwise deposited for delivery at least seven (7) days before the Board meeting and must provide the supervisors with all necessary access information to attend remotely if the remote option is invoked for said meeting."

WHEREAS, there is significant time and cost incurred by the Winnebago County Clerk's office to mail all materials to Winnebago County Board Supervisors for Winnebago County Board meetings and commission, committee and board meetings; and

WHEREAS, Rule 8.3 shall read:

8.3 This Agenda, along with appropriate attachments, shall be sent, ~~mailed or made available,~~ to all supervisors electronically and with use of their Winnebago County iPad. It shall be electronically posted and made accessible, emailed or otherwise deposited for delivery at least seven (7) days before the Board meeting and must provide the supervisors with all necessary access information to attend remotely if the remote option is invoked for said meeting. All materials for County Board meetings and all commissions, boards, and committees meetings shall only be delivered electronically to supervisors by the Winnebago County Clerk's office but can be mailed to citizen members.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends Rule 8.3 of the Winnebago County Rules to read as follows:

8.3 This Agenda, along with appropriate attachments, shall be sent to all supervisors electronically and with use of their Winnebago County IPad. It shall be electronically posted and made accessible, emailed or otherwise deposited for delivery at least seven (7) days before the Board meeting and must provide the supervisors with all necessary access information to attend remotely if the remote option is invoked for said meeting. All materials for County Board meetings and all commission, board, and committee meetings shall only be delivered electronically to supervisors by the Winnebago County Clerk's Office but can be mailed to citizen members.

Submitted by:
MIKE NORTON, DISTRICT 20
Considered by:
JUDICIARY & PUBLIC SAFETY COMMITTEE

WITHDRAWN. This resolution was pulled from the agenda. It was received after the deadline for submitting resolutions to be placed on the agenda--County Board Rule 8.2 – For an item to be printed on the agenda, it must be presented to the County Clerk's Office no later than Monday noon of the week prior to the Board meeting. This includes communications and details on if the meeting will utilize a remote option, such as, by way of example, online meetings.

RESOLUTION NO. 95-092022: Commendation for Elizabeth "Betty" DeHart

WHEREAS, Elizabeth "Betty" DeHart has been employed with the Winnebago County Department of Facilities & Property Management, for the past twenty-one years, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Elizabeth "Betty" DeHart 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 Elizabeth "Betty" DeHart for the fine services she has rendered to Winnebago County.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the County Clerk send a copy of this Resolution to Elizabeth "Betty" DeHart.

Submitted by:
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Cox, seconded by Supervisor Poeschl to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 96-092022: Disallow Claim of Mark Morgan

WHEREAS, your Personnel and Finance Committee has had the claim of Mark Morgan referred to it for review; and

WHEREAS, your Committee has investigated the claim and recommends it be disallowed by Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the claim of Mark Morgan, filed with the County Clerk on Mark Morgan, is hereby disallowed since there is no basis for liability on the part of Winnebago County.

Submitted by:
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Cox, seconded by Supervisor Horan to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 97-092022: Authorizing the Borrowing of an Amount not to Exceed \$6,000,000; and Authorizing the Issuance and Sale of General Obligation Promissory Notes Therefor

WHEREAS, the Winnebago County Board of Supervisors hereby finds and determines that it is necessary, desirable and in the best interest of Winnebago County to raise funds for the purpose of paying the cost of constructing, replacing, demolishing and improving roads and highways and airport hangar projects, including associated aprons and taxiways (collectively, the "Project"), and there are insufficient funds on hand to pay said costs; and

WHEREAS, the Winnebago County Board of Supervisors hereby finds and determines that the Project is within the County's power to undertake and therefore serves a "public purpose" as that term is defined in Section 67.04(1)(b) of the Wisconsin Statutes; and

WHEREAS, counties are authorized by the provisions of Section 67.12(12) of the Wisconsin Statutes to borrow money and to issue general obligation promissory notes for such public purposes; and

WHEREAS, the Winnebago County Board of Supervisors hereby finds and determines that general obligation promissory notes in the aggregate amount of not to exceed \$6,000,000 should be issued, and it is now necessary and desirable to authorize their issuance and sale.

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

Section 1. Authorization of the Notes. For the purpose of paying costs of the Project, there shall be borrowed pursuant to Section 67.12(12) of the Wisconsin Statutes, a principal sum not to exceed SIX MILLION DOLLARS (\$6,000,000).

Section 2. Sale of the Notes. To evidence such indebtedness, the Chairperson and County Clerk are hereby authorized, empowered and directed to make, execute, issue and sell, on behalf of and in the name of the County, general obligation promissory notes aggregating a principal amount not to exceed SIX MILLION DOLLARS (\$6,000,000) (the "Notes"). The sale of the Notes shall be negotiated with Robert W. Baird & Co. Incorporated ("Baird"), and the terms of the Notes, including the dating, interest rates, maturity schedule and other details with respect to the Notes, shall be subject to approval by subsequent resolution of the Winnebago County Board of Supervisors. There be and there hereby is levied on all the taxable property in the County a direct, annual tax in such years and in such amounts as are sufficient to pay when due the principal and interest on the Notes.

Section 3. Official Statement. The County Clerk shall cause an Official Statement concerning this issue to be prepared by Baird. The appropriate County officials shall determine when the Official Statement is final for purposes of Securities and Exchange Commission Rule 15c2-12 and shall certify said Statement, such certification to constitute full authorization of such Statement under this Resolution.

Section 4. Conflicting Resolutions; Severability; Effective Date. All prior resolutions, rules or other actions of the Winnebago 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 this 20th day of September, 2022.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Cox, seconded by Supervisor Beem to adopt. The vote required for this resolution was changed from three-fourths of members present to three-fourths of members elect according to Wisconsin State Statutes. Vote on Resolution: AYES: 27; NAYES: 5 – Dowling, Defferding, Stafford, Ponzer and Powers; ABSTAIN: 0; ABSENT: 4 – Nichols, Robinson, Schellenger and Gustafson. CARRIED.

RESOLUTION NO. 98-092022: Authorize the addition of \$1,791,500 in construction and renovation costs to the Grundman Boat Landing Capital Improvement Project, of which \$548,188 will be funded with either a transfer from the undesignated general fund balance, or with an advance from the general fund to be reimbursed with a subsequent bond issue.

WHEREAS, improvements and renovations to the Grundman Boat Landing seek to address limited parking space, site safety, security and lack of amenities; and

WHEREAS, the Winnebago County Parks Department 2022 – 2026 Capital Improvement Plan calls for renovations and improvements to the Grundman Boat Landing in 2023; and

WHEREAS, the Winnebago County Board has previously approved a capital improvement project with \$185,000 in planning, design, and permitting costs for the Grundman Boat Landing improvements; and

WHEREAS, Winnebago County Parks Department now requests the approval of construction and renovation expenses in the amount of \$1,791,500 to be added to the Grundman Boat Landing project; and

WHEREAS, the Winnebago County Parks Departments received grant funds in the amount of \$400,000 from the Fox River/Green Bay Natural Resource Trustee Council and \$843,312 from the Wisconsin Department of Natural Resources.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the addition of \$1,791,500 in construction and renovation costs to the Grundman Boat Landing Capital Improvement Project, of which \$548,188 will be funded with either a transfer from the undesignated general fund balance, or with an advance from the general fund to be reimbursed with a subsequent bond issue, with the remainder to be funded through outside sources.

Submitted by:

PARKS & RECREATION COMMITTEE

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Norton, seconded by Supervisor Dowling to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 99-092022: Authorize Consecutive Beverage Pouring Rights Agreement between Winnebago County and Pepsi Bottling Group, LLC

WHEREAS, Pepsi Bottling Group, LLC (hereinafter referred to as "Pepsi") desires to enter into a consecutive beverage pouring rights agreement with Winnebago County whereby Pepsi would to be the

official beverage of the Winnebago County Parks Department as has previously been the case since 2006 and would thereby be provided with exclusive sales and advertising rights at predetermined Parks properties; and

WHEREAS, pursuant to this agreement, Lessees of Parks properties would agree to sell exclusively Pepsi beverage products at events which they sponsor; and

WHEREAS, pursuant to this agreement, Pepsi would be granted rights allowing it to install and maintain soda vending machines at predetermined Parks properties; and

WHEREAS, in exchange for both its financial and material support, Winnebago County would extend to Pepsi certain promotional privileges including the right to post specified advertising related materials at predetermined Parks properties; and

WHEREAS, in conjunction with this agreement, Pepsi would annually pay Winnebago County a support payment of \$2,000.00, as well as a compensatory sum based upon the total amount of beverage cases sold at Parks properties, multiplied by the beverage case commission rate applicable within any given year over the term of the agreement;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive and Winnebago County Clerk to enter into an agreement with Pepsi for beverage pouring rights at predetermined Parks properties which shall run through July 31, 2027 and shall contain those major terms described above. A copy of the aforementioned agreement is attached hereto and incorporated herein for reference.

Submitted by,
PARKS & RECREATION COMMITTEE

Motion by Supervisor Norton, seconded by Supervisor Dowling to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 100-092022: Approving a Winnebago County Parks Department Booking Policy for Winnebago County 4H Program Events

WHEREAS, Winnebago County Parks Department and Winnebago County 4H Program want to adopt a policy statement and fee structure in order to schedule events and programs at the Sunnyview Exposition Center; and

WHEREAS, Winnebago County recognizes the importance of the Winnebago County 4H Program and the benefit it provides to the residents and youth of Winnebago County; and

WHEREAS, this partnership is mutually beneficial for both parties, and the County wishes to accommodate booking of events by the 4H Program without booking fees and at discounted rates, within certain parameters as set out in the proposed policy.

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 approve the policy and fee structure for the use of the Sunnyview Exposition Center for Winnebago County 4H Programs and Events.

Submitted by:
PARKS & RECREATION COMMITTEE
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Norton, seconded by Supervisor Poeschl to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 101-092022: Approve Intergovernmental Agreement for Fire Protection Services at Wittman Regional Airport

WHEREAS, Winnebago County and the City of Oshkosh have mutually operated an Airport Fire Station since 1974; and

WHEREAS, the Agreement for Fire Station Manpower Services was last executed by both parties in 1987; and

WHEREAS, the Airport Fire Station has been operated under the terms of the 1987 agreement since that time; and

WHEREAS, both parties wish to modernize and reaffirm their commitment to operating the Airport Fire Station by executing a new Intergovernmental Agreement; and

WHEREAS, this Intergovernmental Agreement will be for an initial term of one (1) year with up to nine (9) renewal periods of one (1) year per renewal period; and

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves execution by the Winnebago County Executive and Winnebago County Clerk of the attached Intergovernmental Agreement for Fire Protection Services at Wittman Regional Airport between the City of Oshkosh and Winnebago County.

Submitted by:
AVIATION COMMITTEE

Motion by Supervisor Gabert, seconded by Supervisor Horan to adopt. CARRIED BY VOICE VOTE.

ORDINANCE 102-092022: Approve Amendments to Winnebago County General Code Chapter 21 – Airport Ordinance

WHEREAS, The Aviation Committee has reviewed and recommends approval of amendments made to Chapter 21 of the General Code; and

WHEREAS, the amendments include changes to terms that reflect current FAA terminology, grammar and spelling changes, fines and penalties changes, the addition of a new rate for commercial land leases, an increase in rates and charges for land leases and hangar rentals; and

WHEREAS, Airport staff have used the increase in CPI-U between 2016 and 2022 and an airport rates comparison survey conducted by the Wisconsin Department of Transportation to determine the new rates.

NOW, THEREFORE, THE COUNTY BOARD OF SUPERVISORS OF THE COUNTY OF WINNEBAGO DOES ORDAIN AS FOLLOWS: That Chapter 21 of the General Code of Winnebago County be revised to update terminology, fines and penalties, add a commercial land lease rate, and increase land lease and t-hangar rates to account for inflation.

BE IT FURTHER ORDAINED by the County Board of Supervisors of the County of Winnebago that said amendment to the General Code of Winnebago County shall become effective on the date following the date of the publication.

Submitted by:
AVIATION COMMITTEE
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Gabert, seconded by Supervisor Floam to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 103-092022: Request authorization to accept grant funds in the amount of \$10,000.00 from the Fox Wolf Watershed Alliance to enroll 100 acres of cropland into soil health conservation systems with farmers and approve attached budget transfer.

WHEREAS, the Fox-Wolf Watershed Alliance applied for "The Fund for Lake Michigan and National Fish and Wildlife Foundation Grant" (here in referred to as "the Grant") and was awarded \$10,000.00; and

WHEREAS, the Grant provides funds to enroll 100 acres of cropland into soil health conservation systems with farmers by implementing cover crops and no-till. This system would result in a reduction of phosphorus and sediment runoff entering the Winnebago system; and

WHEREAS, a Memorandum of Understanding between the Fox-Wolf Watershed Alliance and the Winnebago County Land & Water Conservation Department is attached outlining the technical assistance program for regenerative agriculture practices in the Fox-Wolf Basin; and

WHEREAS, the Winnebago County Land Conservation Department will pay farmers to implement this system and will be reimbursed by the Fox-Wolf Watershed Alliance for all costs associated with the farmers installing these systems. Additionally, the Winnebago County Land and Water Conservation Department will be paid \$10 per acre for 2 years for every acre enrolled in the Grant.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it authorizes the Winnebago County Land and Water Conservation Department to accept \$10,000.00 in grant funds from the Fox-Wolf Watershed Alliance to enroll 100 acres of cropland into soil health conservation systems with farmers, and approves the budget transfer attached.

Submitted by:
LAND CONSERVATION COMMITTEE
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Farrey, seconded by Supervisor Gordon to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 104-092022: Create Rule 18.8 of the Winnebago County Board of Supervisors to allow any member of any committee, commission or board to vote remotely except for any meeting involving the Winnebago County Board of Supervisors (e.g. Organizational, Business, Budget, Special Orders).

WHEREAS, Resolution 81-062022 amended Rules 11.6 and 9.15 of the Winnebago County Board of Supervisors to require the physical presence of Winnebago County Board Supervisors in the officially designated County Board/Committee Meeting physical space to cast votes; and

WHEREAS, a number of supervisors have expressed concern over the amended rules as they pertain to committee, commission, and board meetings (other than the Winnebago County Board of Supervisors meetings); and

WHEREAS, Rule 18.8 is hereby put forth as a new rule to address any concern created by amended rules 11.6 and 9.15; and

WHEREAS, Rule 18.8 of the Winnebago County Board of Supervisors shall read:

"Any member of any committee, commission or board may fully participate in a meeting and vote either remotely or in person but for any meeting involving the Winnebago County Board of Supervisors (e.g. Organizational, Business, Budget, Special Orders). The chair of the meeting must be physically present if the meeting is held in a hybrid form."

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it creates Rule 18.8 of the Winnebago County Rule to read as follows:

Rule 18.8 Any member of any committee, commission or board may fully participate in a meeting and vote either remotely or in person except for any meeting involving the Winnebago County Board of Supervisors (e.g. Organizational, Business, Budget, Special Orders). The chair of the meeting must be physically present if the meeting is held in a hybrid form.

Submitted by:

MIKE NORTON, District 20

CHUCK FARREY, District 30

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Norton, seconded by Supervisor Gordon to adopt.

Motion by Supervisor Powers to amend the resolution on Line 26 to read as follows: "either remotely or in person if live image can be seen, not just name or photo image thru remote means...". No second to this motion.

After discussion, motion by Supervisor Poeschl, seconded by Supervisor Norton, to refer this resolution to the Judiciary & Public Safety Committee. Vote to Refer: AYES: 13 – Borchart, Ellenberger, Wise, Binder, Floam, Poeschl, Norton, Hinz, Buck, Powers, Cox, Nelson and Miller; NAYES: 19; ABSTAIN: 0; ABSENT: 4 – Nichols, Robinson, Schellenger and Gustafson. FAILED.

Motion by Supervisor Poeschl, seconded by Supervisor Norton to amend the resolution to include providing committee members with the opportunity to vote virtually, by determination of that committee to allow that choice. Corporation Counsel, Mary Anne Mueller shared language that she feels will work for this resolution. Line 25 would read as follows: "With unanimous consent of a committee, commission or board, a member may fully participate in a meeting and vote either remotely or in person...."

Motion by Supervisor Stafford, seconded by Supervisor Floam to call the question. Vote on Call the Question for the Amendment: AYES: 26; NAYES: 6 – Eisen, Albrecht, Gabert, Poeschl, Buck and Egan; ABSTAIN: 0; ABSENT: 4 – Nichols, Robinson, Schellenger and Gustafson. CARRIED.

Vote on Supervisor Poeschl's Amendment: AYES: 16 – Borchart, Defferding, Wise, Binder, Gordon, Ponzer, Poeschl, Norton, Hinz, Zellmer, Buck, Powers, Cox, Farrey, Beem and Nelson; NAYES: 16 – Dowling, Eisen, Horan, Ellenberger, Nussbaum, Stafford, Albrecht, Gabert, Swan, Floam, Hanson, Youngquist, Harrison, Zastara, Egan and Miller; ABSTAIN: 0; ABSENT: 4 – Nichols, Robinson, Schellenger and Gustafson. FAILED.

Motion by Supervisor Eisen, seconded by Supervisor Wise to postpone this resolution indefinitely.

Motion by Supervisor Floam, seconded by Supervisor Dowling to Call the Question on Postponing this Resolution. Vote on Calling the Question: AYES: 22; NAYES: 10 – Horan, Binder, Swan, Ponzer, Poeschl, Norton, Zellmer, Buck, Powers and Cox; ABSTAIN: 0; ABSENT: 4 – Nichols, Robinson, Schellenger and Gustafson. CARRIED.

Vote to Postpone Indefinitely: AYES: 12 – Dowling, Eisen, Horan, Defferding, Wise, Stafford, Albrecht, Gabert, Floam, Hinz, Cox and Egan; NAYES: 20; ABSTAIN: 0; ABSENT: 4 – Nichols, Robinson, Schellenger and Gustafson. FAILED.

Motion by Supervisor Norton to amend line 25 by adding the word "citizen" after the word "Any". No second to this motion.

A friendly amendment was offered by Supervisor Horan and seconded by Supervisor Zastera to substitute the word "except" for the word "but" on Line 26.

Vote on Resolution as Corrected with the Friendly Amendment: AYES: 16 – Borchart, Ellenberger, Wise, Binder, Swan, Gordon, Ponzer, Poeschl, Norton, Zellmer, Buck, Powers, Youngquist, Farrey, Beem and Nelson; NAYS: 16 – Dowling, Eisen, Horan, Defferding, Nussbaum, Stafford, Albrecht, Gabert, Floam, Hinz, Hanson, Cox, Harrison, Zastara, Egan and Miller; ABSTAIN: 0; ABSENT: 4 – Nichols, Robinson, Schellenger and Gustafson. FAILED. (Required 2/3 vote to pass)

RESOLUTION NO. 105-092022: Amend Rule 10.2 of the Winnebago County Board of Supervisors to limit the time supervisors may speak on a subject.

WHEREAS, Rule 10.2 of the Winnebago County Board of Supervisors limits members from speaking more than twice on the same question without leave of the Board, except to answer questions from the Chair or the Floor; and

WHEREAS, Rule 10.2 of the Winnebago County Board of Supervisors currently reads:

"10.2 No member shall speak more than twice on the same question without leave of the Board, except to answer questions from the Chair or the Floor. The Chair must enforce this rule when a violation is called to the attention of the Chair."

WHEREAS, the Winnebago County Board Chair solicited recommendations from members as to ways to *shorten the length of Board meetings due to the length of the meetings and the attention span of the average adult.*

- On April 19, 2022, the Winnebago County Board of Supervisors meeting ran 5 hours 52 minutes.
- On April 26, 2022, the Winnebago County Board of Supervisors meeting ran 3 hours 40 minutes.

- On May 3, 2022, the Winnebago County Board of Supervisors meeting ran 4 hours 30 minutes.
- On May 17, 2022, the Winnebago County Board of Supervisors meeting ran 4 hours 42 minutes.
- On June 21, 2022, the Winnebago County Board of Supervisors meeting ran 6 hours 16 minutes.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends Rule 10.2 to read as follows:

No member shall speak more than 2 minutes AND twice on the same question (a total of 4 minutes per question) without leave of the Board, except to answer questions from the Chair or the Floor. The Chair must enforce this rule when a violation is called to the attention of the Chair.

Submitted by:
 THOMAS EGAN, District 33
 JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Stafford, seconded by Supervisor Hinz to adopt.

Motion by Supervisor Powers, seconded by Supervisor Norton, to amend the amount of time that supervisors are allowed to speak regarding one resolution/subject. Change from two minutes to four minutes and to be allowed to speak twice (four minutes each) on one resolution/subject for a total of eight minutes.

Motion by Supervisor Eisen, seconded by Supervisor Poeschl, to postpone this resolution until after the budget meeting, and bring it back at the November 15, 2022 meeting.

Motion by Supervisor Farrey, seconded by Supervisor Cox to call the question. CARRIED BY VOICE VOTE.

Vote on Postponing until November 15, 2022: AYES: 8 – Borchert, Eisen, Wise, Ponzer, Buck, Powers, Egan and Nelson; NAYES: 24; ABSTAIN: 0; ABSENT: 4 – Nichols, Robinson, Schellenger and Gustafson. FAILED.

Vote on Supervisor Power's Amendment to Change to 4 Minutes: AYES: 15 – Dowling, Borchart, Eisen, Stafford, Binder, Floam, Gordon, Ponzer, Poeschl, Norton, Powers, Hanson, Harrison, Beem and Miller; NAYES: 17; ABSTAIN: 0; ABSENT: 4 – Nichols, Robinson, Schellenger and Gustafson. FAILED.

Motion by Supervisor Nussbaum, seconded by Supervisor Floam to call the question. CARRIED BY VOICE VOTE. NAYES: 1 – Norton.

Vote on Resolution: AYES: 22; NAYES: 10 – Eisen, Horan, Defferding, Stafford, Binder, Ponzer, Poeschl, Norton, Powers and Cox; ABSTAIN: 0; ABSENT: 4 – Nichols, Robinson, Schellenger and Gustafson. PASSED.

RESOLUTION NO. 106-092022: Supporting Operation Green Light for Veterans

WHEREAS, the residents of Winnebago County have great respect, admiration, and the utmost gratitude for all of the men and women who have selflessly served our country and this community in the Armed Forces; and

WHEREAS, the contributions and sacrifices of the men and women who served in the Armed Forces have been vital in maintaining the freedoms and way of life enjoyed by our citizens; and

WHEREAS, Winnebago County seeks to honor these individuals who have paid the high price for freedom by placing themselves in harm's way for the good of all; and

WHEREAS, Veterans continue to serve our community in the American Legion, Veterans of Foreign Wars, religious groups, civil service, and by functioning as County Veteran Service Officers in 29 states to help fellow former service members access more than \$52 billion in federal health, disability and compensation benefits each year; and

WHEREAS, approximately 200,000 service members transition to civilian communities annually; and

WHEREAS, an estimated 20 percent increase of service members will transition to civilian life in the near future; and

WHEREAS, studies indicate that 44-72 percent of service member experience high levels of stress during transition from military to civilian life; and

WHEREAS, Active Military Service Members transitioning from military service are at a high risk for suicide during their first year after military service; and

WHEREAS, the National Association of Counties encourages all counties, parishes and boroughs to recognize Operation Green Light for Veterans; and

WHEREAS, the Winnebago County appreciates the sacrifices of our United State Military Personnel and believes specific recognition should be granted.

NOW, THEREFORE, BE IT RESOLVED, with designation as a Green Light for Veterans County, Winnebago County hereby declares from October through Veterans Day, November 11th 2022 a time to salute and honor the service and sacrifice of our men and women in uniform transitioning from Active Service.

BE IT FURTHER RESOLVED that in observance of Operation Green Light, Winnebago County encourages its citizens in patriotic tradition to recognize the importance of honoring all those who made immeasurable sacrifices to preserve freedom by displaying a green light in a window of their place of business or residence.

Submitted by:
 VETERANS SERVICE COMMISSION
 MICHAEL NORTON, District 20

Motion by Supervisor Norton, seconded by Supervisor Poeschl to adopt. CARRIED BY VOICE VOTE.

Motion by Supervisor Albrecht, seconded by Supervisor Poeschl to adjourn until the October 18, 2022 meeting at 6:00 p.m. The meeting was adjourned at 8:55 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 September 20, 2022.

Julie A. Barthels
Winnebago County Deputy Clerk