

**ADJOURNED SESSION
WINNEBAGO COUNTY BOARD OF SUPERVISORS MEETING
TUESDAY, OCTOBER 18, 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: 35 – Dowling, Nichols, Borchart, Eisen, Horan, Defferding, Ellenberger, Wise, Nussbaum, Stafford, Albrecht, Gabert, Binder, Swan, Robinson, Floam, Gordon, Ponzer, Norton, Hinz, Zellmer, Schellenger, Buck, Powers, Hanson, Cox, Gustafson, Youngquist, Farrey, Harrison, Zastera, Egan, Beem, Nelson and Miller; VACANT: 1

Motion by Supervisor Albrecht, seconded 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:

- Resolution No. 109-102022 – "Authorize Winnebago County to Accept the Second Tranche of State and Local Fiscal Recovery Funds Established by the American Rescue Plan Act (ARPA) in the Amount of \$16,695,459"
 - In Opposition – Phillip Walker, Oshkosh and Krystopher Driscoll, citizen

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

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

- Notice of Claim:
 - Notice of Claim from Sheri Gambsky for damage to her vehicle's tires caused by tar on the ramp to Racine Street in Menasha; was referred to the Personnel & Finance Committee
 - Notice of Claim from Heidi Krenke for damage to her vehicle caused by a pothole on Appleton Road, Menasha; was referred to the Personnel & Finance Committee.
- Resolution from Eau Claire County – Resolution R166-030 – "Requesting the State of Wisconsin Review and Revise the Entry Level Compensation Rate for Assistant District Attorneys" was referred to the Legislative Committee.

REPORTS FROM COMMITTEES, COMMISSIONS & BOARDS

Supervisor Gustafson reported that the Information Systems Committee met on October 13. Good discussions were held regarding storage of information. The Department has been renamed to Information Technology.

Supervisor Dowling reported on recent events that occurred at the Diversity Affairs Commission meeting.

Supervisor Defferding reported that the Wisconsin Counties Association Judicial and Public Safety Committee met to discuss drones and current state legislation regarding drone manufacturing; and current issues regarding public defenders' compensations. He also met with the National Association of Counties Justice and Public Safety Committee. They discussed the National Sheriff's Association Ignite Program.

Supervisor Powers commented on events that occurred at the Diversity Affairs Commission meeting.

Supervisor Stafford reported on the Judiciary and Public Safety (JPS) Committee meeting. He would like to see more discussions held at the committee level to be better prepared for County Board meetings. The next JPS meeting will be held on Monday, November 7, 2022 at 6:00 p.m. Discussing several draft resolutions; all-around rules – remote voting, clarification as to what a session is, what a meeting is, indefinite postponements; along with other rules.

Supervisor Horan commented on events that happened at the Diversity Affairs Commission.

Motion by Supervisor Cox and seconded by Supervisor Harrison to approve the proceedings from the September 6, 2022 Special Orders Session and the September 20, 2022 Adjourned Session for the Winnebago County Board of Supervisors. Supervisor Farrey had a correction for the September 20, 2022 proceedings. On page 68, Reports from Committees, Commissions and Boards, Supervisor Farrey's comments should state "voted 'no' on levy freeze", not "sales tax." CARRIED BY VOICE VOTE.

COUNTY EXECUTIVE'S REPORT

Executive Doemel reported on the following topics:

- Resolution No. 105-092022 – Executive Doemel considered vetoing this resolution. He is concerned that this resolution would make the two-minute rule mandatory, not the chairman's discretion. He encouraged Supervisors to reach out to the County Executive's office, the Director of Administration, department heads

and committee members to have questions answered before the county board meetings to shorten the length of the meetings. Executive Doemel feels trust is also an issue for the length of the meetings.

- Executive Budget – Executive Doemel thanked the board for their questions and engagement to date. The budget is focused on the people employed by Winnebago County and the people we serve. Executive Doemel highlighted points of concern in the budget and how it would affect taxpayers. He is proposing two amendments: a building study for all buildings owned by Winnebago County; and a Deputy Health Director position.
- American Rescue Plan Act (ARPA) Commission – The commission voted 6 – 2 to present a resolution to the full board to claim the entire amount of the funds as lost public sector revenue. He explained the concerns that he has regarding why it will be beneficial to adopt this resolution. (Resolution No. 110-102022)

COUNTY EXECUTIVE APPOINTMENTS

Director of Finance

Executive Doemel asked for the board's approval of his appointment of Paul J. Kaiser, CPA, MBA; as Director of Finance. Motion by Supervisor Farrey, seconded by Supervisor Norton to accept. CARRIED BY VOICE VOTE.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Egan asked the Director of Administration, Mike Collard, to explain the process for the budget session and procedures to follow for submitting amendments to the budget. Mr. Collard noted that Department Heads have been asked to answer any questions that supervisors may have regarding the budget.

Chairman Egan asked for the board's opinion for when to vote on the amendments. After discussion, Chairman Egan asked the board to vote on continuing the budget session to vote on amendments directly after the County Executive has finished presenting his budget. This carried by voice vote.

COUNTY BOARD CHAIRMAN'S APPOINTMENT

Supervisor, District No. 19

Chairman Egan asked for the board's approval of his appointment of Dr. Joshua Belville to Supervisor District No. 19. Dr. Belville will complete the unexpired term of Bob Poeschl who resigned from the board. His term will begin immediately and end on April 16, 2024. Motion by Supervisor Cox, seconded by Supervisor Norton, to accept. CARRIED BY VOICE VOTE.

Chairman Egan administered the oath of office to Dr. Belville and he was seated as Winnebago County Board Supervisor District 19.

American Rescue Plan Act (ARPA) Commission

Chairman Egan asked for the board's approval of his appointment of Supervisor Andy Buck to the American Rescue Plan Act (ARPA) Commission. Supervisor Buck will replace Bob Poeschl who resigned from the board. Motion by Supervisor Farrey, seconded by Supervisor Norton to accept. CARRIED BY VOICE VOTE.

Information Technology Committee

Chairman Egan asked for the board's approval of his appointment of Supervisor Jacob Floam to the Information Technology Committee. Supervisor Floam will complete the unexpired term of Bob Poeschl who resigned from the board. His term will begin immediately and end on April 16, 2024. Motion by Supervisor Norton, seconded by Supervisor Gustafson to accept. CARRIED BY VOICE VOTE.

Park View Health Center Committee

Chairman Egan asked for the board's approval of his appointment of Supervisor Jim Ponzer to the Park View Health Center Committee. Supervisor Ponzer will complete the unexpired term of Bob Poeschl who resigned from the board. His term will begin immediately and end on April 16, 2024. Motion by Supervisor Norton, seconded by Supervisor Gordon to accept. CARRIED BY VOICE VOTE.

ZONING REPORTS AND ORDINANCES

- Amendatory Ordinance No. 10/01/22 – A request from the Town of Black Wolf on behalf of Justin & Kayla Pucker for a zoning change from A-2 (General Farming) to R-1 (Rural Residential) for tax parcel no. 004-0203-02. Motion by Supervisor Zastera, seconded by Supervisor Floam to adopt. CARRIED BY VOICE VOTE. (Effective Date: October 31, 2022)
- Amendatory Ordinance No. 10/02/22 – A request from the Town of Black Wolf on behalf of Victoria Paul for a zoning change from A-2 (General Farming) to R-1 (Rural Residential) for tax parcel no. 004-0320-07. Motion by Supervisor Zastera, seconded by Supervisor Floam to adopt. CARRIED BY VOICE VOTE. (Effective Date: October 31, 2022)

- Amending Ordinance No. 10/03/22 – A request from the Town of Black Wolf on behalf of Fred Werner for a zoning change from A-2 (General Farming) to R-1 (Rural Residential) for tax parcel no. 004-0320-06. Motion by Supervisor Zastera, seconded by Supervisor Floam to adopt. CARRIED BY VOICE VOTE. (Effective Date: October 31, 2022)
- Amending Ordinance No. 10/04/22 – A request from the Town of Black Wolf on behalf of Storage in Black Wolf, LLC for a zoning change from B-2 (Community Business) to B-3 (General Business) for tax parcel no. 004-0045-02. Motion by Supervisor Zastera, seconded by Supervisor Floam to adopt. CARRIED BY VOICE VOTE. (Effective Date: October 31, 2022)

RESOLUTIONS AND ORDINANCES

RESOLUTION NO. 107-102022: Disallow Claim of Brian Kumbier

WHEREAS, your Personnel and Finance Committee has had the claim of Brian Kumbier 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 Brian Kumbier, filed with the County Clerk on Brian Kumbier, 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. 108-102022: Awarding the Sale of \$6,000,000 General Obligation Promissory Notes

WHEREAS, on September 20, 2022, the County Board of Supervisors of Winnebago County, Wisconsin (the "County"), by a vote of at least 3/4ths of the members-elect, adopted an initial resolution (the "Initial Resolution") authorizing the issuance of general obligation promissory notes (the "Notes") in an amount not to exceed \$6,000,000 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 (the "Project"); and

WHEREAS, none of the proceeds of the Notes shall be used to fund the operating expenses of the general fund of the County or to fund the operating expenses of any special revenue fund of the County that is supported by the property taxes; and

WHEREAS, it is the finding of the County Board of Supervisors that it is necessary, desirable and in the best interest of the County to sell the Notes to Robert W. Baird & Co. Incorporated (the "Purchaser"), pursuant to the terms and conditions of its note purchase agreement attached hereto as Exhibit A and incorporated herein by this reference (the "Proposal").

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

Section 1. Sale of the Notes. For the purpose of paying the cost of the Project, there shall be borrowed pursuant to Section 67.12(12), Wisconsin Statutes and the Initial Resolution, the principal sum of SIX MILLION DOLLARS (\$6,000,000) from the Purchaser in accordance with the terms and conditions of the Proposal. The Proposal is hereby accepted and 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. To evidence the obligation of the County, the Chairperson and County Clerk are hereby authorized, empowered and directed to make, execute, issue and sell to the Purchaser for, on behalf of and in the name of the County, the Notes aggregating the principal amount of SIX MILLION DOLLARS (\$6,000,000) for the sum set forth on the Proposal, plus accrued interest to the date of delivery.

Section 2. Terms of the Notes. The Notes shall be designated "General Obligation Promissory Notes"; shall be issued in the aggregate principal amount of \$6,000,000; shall be dated November 10, 2022; 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 B-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, 2023. 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 B-2 and incorporated herein by this reference (the "Schedule").

Section 3. Redemption Provisions. The Notes maturing on April 1, 2030 and thereafter are subject to redemption prior to maturity, at the option of the County, on October 1, 2029 or on any date thereafter. Said Notes are redeemable as a whole or in part, and if in part, from maturities selected by the County, and within each maturity by lot, at the principal amount thereof, plus accrued interest to the date of redemption.

If the Proposal specifies that any of the Notes are subject to mandatory redemption, the terms of such mandatory redemption shall be set forth on an attachment hereto as Exhibit MRP and incorporated herein by this reference. Upon the optional redemption of any of the Notes subject to mandatory redemption, the principal amount of such Notes so redeemed shall be credited against the mandatory redemption payments established in Exhibit MRP for such Notes in such manner as the County shall direct.

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 C 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 2022 through 2031 for the payments due in the years 2023 through 2032 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 shall 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 10, 2022" (the "Debt Service Fund Account") and such account shall be maintained until the indebtedness evidenced by the Notes is fully paid or otherwise extinguished. There shall be deposited into 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 (the "Borrowed Money Fund") separate and distinct from all other funds of the County and disbursed solely for the purpose or purposes for which borrowed. 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 the 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.

Submitted by:
PERSONNEL & FINANCE COMMITTEE

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

RESOLUTION NO. 109-102022: Authorize Winnebago County to Accept the Second Tranche of State and Local Fiscal Recovery Funds Established by the American Rescue Plan Act (ARPA) in the Amount of \$16,695,459

WHEREAS, in order to support the pandemic response, bring back jobs, and lay the groundwork for a strong and equitable recovery, the American Rescue Plan Act of 2021 (ARPA) established State and Local Fiscal Recovery Funds, designed to deliver \$350 billion to state, local, territorial, and tribal governments to bolster their response to the COVID-19 emergency and its economic impacts; and

WHEREAS, of the \$350 billion earmarked, Winnebago County was allocated \$33,390,918, to be disbursed in two tranches of \$16,695,459 each. The first tranche was received by the County on May 19, 2021, and was accepted by the Board through Resolution 196-082021, adopted on August 17, 2021; and

WHEREAS, the second tranche of \$16,695,459 was received by the County on July 11, 2022.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes Winnebago County to accept the second tranche of State and Local Fiscal Recovery Funds established by the American Rescue Plan Act in the amount of \$16,695,459, with expenditures to be appropriated at a later time.

Submitted by:
ARPA STRATEGY AND OUTCOMES COMMISSION

Motion by Supervisor Farrey, seconded by Supervisor Ellenberger to adopt. Per Corporation Counsel, Mary Anne Mueller, this resolution requires a Majority Vote not two-thirds of full membership as noted on the agenda. Vote on Resolution: AYES: 27; NAYES: 9 – Horan, Defferding, Nussbaum, Stafford, Robinson, Floam, Hinz, Hanson & Gustafson; ABSTAIN: 0; ABSENT: 0. PASSED.

RESOLUTION NO. 110-102022: Recognizing State and Local Fiscal Recovery Funds Established by the American Rescue Plan Act (ARPA) in the Amount of \$33,390,918 as Replacement of Lost Public Sector Revenue, Identifying General Government Expenditures as Having Been Funded by this Revenue

WHEREAS, in order to support the pandemic response, bring back jobs, and lay the groundwork for a strong and equitable recovery, the American Rescue Plan Act of 2021 (ARPA) established State and Local Fiscal Recovery Funds, designed to deliver \$350 billion to state, local, territorial, and tribal governments to bolster their response to the COVID-19 emergency and its economic impacts; and

WHEREAS, one of the allowable uses of these funds is to replace lost public sector revenue, and regulations promulgated by the U.S. Treasury Department provide a formula which may be used to determine a presumed amount of revenue lost by the governmental entity as a result of the pandemic; and

WHEREAS, application of this formula shows that Winnebago County's entire allocation of \$33,390,918 may be claimed as recovery of lost revenue resulting from the pandemic; and

WHEREAS, with certain exceptions, ARPA funds which represent replacement of lost revenue may be used for general government services performed after March 3, 2021.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it recognizes State and Local Fiscal Recovery Funds in the amount of \$33,390,918 as replacement of lost public sector revenue for Winnebago County.

BE IT FURTHER RESOLVED that Winnebago County hereby identifies expenses incurred and paid in the form of regular wages incurred between March 4, 2021 and September 30, 2022 in the following general fund departments: Sheriff, Coroner, Emergency Management, Parks, Information Systems, and Facilities and Property Management, and in Park View Health Center, as general government services which have been funded through the use of ARPA SLFRF funds, and recognizes revenue in those departments in amounts totaling \$33,390,918 in 2022.

BE IT FURTHER RESOLVED that the eventual use of the fund balances created by recognition of this revenue will await further action by the Board.

Submitted by:
ARPA STRATEGY AND OUTCOMES COMMISSION

Motion by Supervisor Farrey, seconded by Supervisor Ellenberger to adopt. Per Corporation Counsel, Mary Anne Mueller, this resolution requires a Majority Vote not two-thirds of full membership as noted on the agenda.

After discussion, motion by Supervisor Eisen, seconded by Supervisor Cox to refer this resolution back to the ARPA Commission to allow the newly appointed Director of Finance be included with discussions and decisions. Vote on Referring Back: AYES: 6 – Nichols, Eisen, Wise, Stafford, Albrecht and Buck; NAYES: 30; ABSTAIN: 0; ABSENT: 0. FAILED.

After discussion, motion by Supervisor Nichols, seconded by Supervisor Norton to amend this resolution on line 31 to read as follows: "revenue will await further action by the Board upon recommendations from the ARPA Strategies Outcomes and Commission." Vote on Amendment: FAILED BY VOICE VOTE.

Vote on Resolution: AYES: 27; NAYES: 7 – Nichols, Eisen, Defferding, Albrecht, Binder, Norton, and Schellenger; ABSTAIN: 2 – Nussbaum and Robinson; ABSENT: 0. PASSED.

RESOLUTION NO. 111-102022: Approve Airport Hangar Lease Amendment between NewView Technologies, Inc. and Winnebago County

WHEREAS, NewView Technologies, Inc. and airport staff desires to amend the airport hangar lease for hangar K-819, dated July 1, 2017; and

WHEREAS, NewView Technologies, Inc. has historically ground leased 10,250 sq. ft. of bare land next to its leased hangar. NewView Technologies no longer wishes to lease a portion of this land and is also relinquishing the first right to refusal of 9,500 sq. ft. of bare land; and

WHEREAS, the remaining 5,750 sq. ft. of bare land will be categorized as paved apron to accurately reflect the use; and

WHEREAS, NewView Technologies, Inc. agrees to pay Winnebago County ~~\$950.56~~ \$969.73 per month for Hangar K819 and adjoining paved apron, with a 3% increase annually for the hangar on the anniversary of the agreement; 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 Hangar Lease Amendment between NewView Technologies, Inc. and Winnebago County for the purpose of conducting avionics and airframe & powerplant repairs.

Submitted by:
AVIATION COMMITTEE
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Gabert, seconded by Supervisor Horan to adopt. Supervisor Gabert offered a friendly amendment to change the dollar amounts on Line 17 from \$950.56 to \$969.73 and the fiscal impact revenue will increase from \$88.00 to \$318.00. CARRIED BY VOICE VOTE.

RESOLUTION NO. 112-102022: Authorize Winnebago County to Grant a Perpetual Easement to American Transmission Company (ATC) for the Q-43 Transmission Line Located at 1221 Knapp Street, Oshkosh, WI

WHEREAS, the American Transmission Company (ATC) has requested that Winnebago County grant it a perpetual easement for the operation and maintenance of the Q-43 Transmission Line located at the Maintenance Facility property at 1221 Knapp Street, Oshkosh, WI; and

WHEREAS, the American Transmission Company has operated and maintained the Q-43 Transmission line for more than 25 years; and

WHEREAS, no formal easement, aside from the prescriptive right to maintain the existing transmission line, exists on the property; and

WHEREAS, the American Transmission Company has obtained an appraisal for the value of the land to be encumbered by the easement and is offering \$7,100.00 as compensation for the diminished value of .788 acres affected by the easement; and

WHEREAS, the Facilities and Property Management Committee believes that granting said easement is appropriate and necessary to provide operations and maintenance to the Q-43 Transmission Line;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes execution of a Perpetual Easement Agreement between Winnebago County and the American Transmission Company on that property described within the Agreement for the purpose of operating and maintaining the Q-43 Transmission Line. Said Agreement is attached hereto and made a part of this Resolution herein by reference.

Submitted by:
FACILITIES & PROPERTY MANAGEMENT COMMITTEE

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

RESOLUTION NO. 113-102022: Approve a Budget Transfer in the Amount of \$87,924 for Replacement of Three Water Heaters at Park View Health Center

WHEREAS, the three facility water heaters at Park View Health Center require replacement; and
WHEREAS, the water heaters are critical to functioning at Park View Health Center in order to adequately care and provide services to the residents; and
WHEREAS, two of the three water heaters are original to the building, dating back to 2008 and have reached the end of their life expectancy; and
WHEREAS, one water heater is non-functioning; and
WHEREAS, JDR Engineering recommendation is to replace all three water heaters as replacement parts are no longer available coupled with the fact that new heaters will be more efficient.
NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it approves a budget transfer of \$87,924 for replacement of three water heaters at Park View Health Center.

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

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

RESOLUTION NO. 114-102022: Approve a Budget Transfer in the Amount of \$29,600 for Replacement of an Industrial Dishwasher at Park View Health Center Due to Price Increases Since the Original Quote was Given

WHEREAS, the industrial dishwasher in the Park View Health Center main kitchen requires replacement; and
WHEREAS, this dishwasher is critical to functioning at Park View Health Center since water temperatures need to be regulated to avoid potential risk of food borne illness coupled with potential citations; and
WHEREAS, for the fiscal year 2022, Park View budgeted for replacement of its industrial dishwasher but the price of the dishwasher has increased since the original quote by \$29,600.
NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it approves a budget transfer of \$29,600 for replacement of an industrial dishwasher at Park View Health Center due to price increases since the original quote was given.

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

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

RESOLUTION NO. 115-102022: Authorize a Capital Improvements Project and a Budget Transfer in the Amount of \$12,000.00 for a Feasibility Study to Determine Appropriate Funding for Renovation of the Projection System at the Barlow Planetarium and Other Requests Identified in a Pre-Study

WHEREAS, the Barlow Planetarium serves 30,000 visitors per year; and
WHEREAS, the Barlow Planetarium is the most attended and highest admission revenue generating planetarium in the University of Wisconsin system; and
WHEREAS, the current projection system is running on technology and parts that are no longer available to support the existing system; and
WHEREAS, parts are scarce and becoming difficult to obtain, suggesting that a renovation of the planetarium is a pressing issue and critical to its future; and
WHEREAS, a pre-study of renovations to the Barlow Planetarium has identified the following wish list:

- increase visitor capacity and comfort
- design a lobby that enhances guest flow
- ensure the HVAC system can meet the needs of new equipment
- convert Curler Gallery to a light lock and install automated doors
- refresh interior finishes
- install railing replacement
- install step lighting
- install security console

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves a capital improvements project and a budget transfer of \$12,000.00 for a feasibility study to determine appropriate funding for renovation of the projection system at the UWO-Fox Cities Barlow Planetarium and other requests identified in a pre-study.

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

Motion by Supervisor Buck, seconded by Supervisor Gordon to adopt. Vote on Resolution: AYES: 29; NAYES: 6 – Dowling, Defferding, Nussbaum, Hanson, Farrey and Zastera; ABSTAIN: 0; ABSENT: 1 - Stafford. PASSED.

RESOLUTION NO. 116-102022: Approve a Capital Improvements Project and a Budget Transfer in the Amount of \$80,000.00 for the UWO-Fox Cities Main Entrance and Parking Lot Repair

WHEREAS, the main entrance and adjoining parking lot for the UWO-Fox Cities Campus needs to be resurfaced and restriped due to amount of daily traffic both during the academic calendar year and non-academic calendar year; and
WHEREAS, the parking lot requires more than crack filling and sealing due to its current condition; and
WHEREAS, uneven pavement, from utility work in recent years, is a tripping hazard and creates potential liability.
NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves a capital improvements project and a budget transfer of \$80,000.00 for the repair of UWO- Fox Cities main entrance and parking lot.

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

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

RESOLUTION NO. 117-102022: Approval of a Capital Improvements Project and a Budget Transfer in the Amount of \$43,000.00 for the UWO- Fox Cities Engineering and North Parking Lots Maintenance Work

WHEREAS, the parking lot of the Engineering Building and the two North parking lots on the UWO- Fox Cities campus needs to be crack filled, seal coated and re-striped; and
WHEREAS, maintenance is required to avoid more extensive repair or replacement.
NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes a capital improvements project and a budget transfer of \$43,000.00 for the maintenance of the Engineering and two North Parking lots on the UWO- Fox Cities campus.

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

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

RESOLUTION NO. 118-102022: Authorize Transfer of Jurisdiction and Maintenance of One Segment of County Highway to the Town of Clayton, and Accepting One Segment of Town Road to Winnebago County

WHEREAS, the Winnebago County Highway Department has determined that the public interest is best served by transferring jurisdiction and maintenance of a portion of CTH "T" from Pioneer Road to County Highway "II" for a distance of 5,122 linear feet and accepting the transfer of jurisdiction and maintenance of a portion of Pioneer Road from County Road "II" to County Road "T" for a distance of 4,171 linear feet from the Town of Clayton; and

WHEREAS, the Town of Clayton must also pass a resolution accepting jurisdiction of the aforementioned roadway segments; and

WHEREAS, the Wisconsin Department of Transportation must record the jurisdictional transfers in the state records; and

WHEREAS, §83.025, Wisconsin Statutes, allows changes to be made in the county trunk system; and

WHEREAS, §83.025, Wisconsin Statute enables Winnebago County and the Town of Clayton to enter into a jurisdictional transfer agreement, thereby facilitating the changes in the highway and town system.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it approves the removal and acceptance from the County highway system and Town road system of the roadway segments described as follows:

Removal of an existing segment of County Highway "T" beginning at County Highway "II" to E. Grandview Road for a total distance of 5,122 linear feet.

Acceptance of an existing segment of Pioneer Road beginning at County Highway "II" to County Road "T" for a distance of 4,171 linear feet.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the jurisdiction and maintenance responsibility of an existing segment of County Highway "T" beginning at County Highway "II" to E.

Grandview Road be transferred to the Town of Clayton pursuant to this Resolution and shall become effective upon the passage of a Resolution by the Town of Clayton accepting jurisdiction and maintenance.

Submitted by:
HIGHWAY COMMITTEE

This resolution was pulled from the agenda by Highway Committee Chairman David Albrecht.

RESOLUTION NO. 119-102022: Authorize the Winnebago County Parks Department to Submit a Letter of Intent to the Wisconsin Department of Transportation to Acquire a Wisconsin Department of Transportation Parcel Located Adjacent to the WIOUWASH TRAIL

WHEREAS, Winnebago County Parks Department was approached by the Town of Oshkosh in 2021 in regards to parking and access issues for Lake Butte des Morts; and

WHEREAS, Lake Butte des Morts and the WIOUWASH Trail are utilized by both residents across Winnebago County and non-residents alike; and

WHEREAS, the Winnebago County Parks Department proposes acquiring a remnant parcel from the Wisconsin Department of Transportation along Lake Buttes des Morts drive for the purpose of constructing a parking lot to provide greater access to the WIOUWASH Trail and Lake Butte des Morts.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Parks Department to submit a letter of intent to the Wisconsin Department of Transportation to acquire the parcel located adjacent to the WIOUWASH Trail within the Town of Oshkosh for the purpose of constructing a parking lot to provide greater access to the WIOUWASH trail and Lake Butte des Morts.

Submitted by:
PARKS & RECREATION COMMITTEE
PERSONNEL & FINANCE COMMITTEE

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

RESOLUTION NO. 120-102022: Authorize 5 Year Renewal Agreement between the Winnebagoland BMX Inc. and Winnebago County

WHEREAS, Winnebago County has been approached by Winnebagoland BMX Inc. 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-seven (37) years Winnebagoland BMX has been a tenant in good standing with the County and over time has managed to greatly improve the quality and value of the facilities it occupies while drawing very little material or financial support from the County; and

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

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

WHEREAS, it is in the best interest of Winnebago County to help accommodate the long-range scheduling of said events by allowing Winnebagoland BMX to secure essential programming agreements well ahead of time with the 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 Parks Department to enter into a five (5) year use agreement with Winnebagoland BMX so that the organization may continue to promote the wide ranging physical and social benefits made available to area youth through BMX program activities.

Submitted by:
PARKS & RECREATION COMMITTEE
PERSONNEL & FINANCE COMMITTEE

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

RESOLUTION NO. 121-102022: Authorize the Sheriff's Office to Accept a \$113,209.00 Local Law Enforcement Agency Initiative Grant from the State of Wisconsin to be Used for Specialized Training, Equipment, and Recruitment Incentives

WHEREAS, In March of 2022 the Governor of Wisconsin announced grant funding totaling \$19 million allocated to every local and tribal law enforcement agency across the state; and

WHEREAS, the mechanism for receiving the funding first became available on August 16, 2022; and
WHEREAS, the program is intended to provide law enforcement agencies with additional resources to help offset specific costs; and
WHEREAS, the funds for this program have specific uses to reimburse the costs of providing specialized training; and
WHEREAS, the funds for this program have specific uses equipping law enforcement officers, jail personnel and dispatchers; and
WHEREAS, the program provides funding for recruitment incentives for hiring law enforcement officers, jail personnel, and dispatchers; and
WHEREAS, the Winnebago County Sheriff's Office total allocation is \$113,209; and
WHEREAS, the Winnebago County Sheriff's Office will designate \$34,000 of the total allocation towards recruitment incentives; and
WHEREAS, all grant funds must be used before June 30, 2023.
NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Sheriff's Office to accept a \$113,209.00 Local Law Enforcement Agency Initiative Grant from the State of Wisconsin.

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

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

RESOLUTION NO. 122-102022: Authorize the Sheriff's Office to Re-accept a \$15,250.00 Aligned Law Enforcement Response Teams Special Weapons and Tactics (ALERT SWAT) Grant from the Department of Homeland Security for a February 2022 SWAT Commander Course that was Originally Approved Under Resolution No. 235-112021

WHEREAS, the Winnebago County Sheriff's Office was awarded an ALERT SWAT grant from the Department of Homeland Security in the amount of \$15,250 in November 2021; and
WHEREAS, this grant was used to host the National Tactical Officer Association Commander 1 Course in February 2022; and
WHEREAS, the funds from this grant were not carried over from 2021 to 2022; and
NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Sheriff's Office to re-accept an ALERT SWAT grant from the State of Wisconsin Emergency Management, Department of Homeland Security in the amount of \$15,250, and appropriate the funds to for the SWAT Commander 1 course held in February 2022.

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

Motion by Supervisor Stafford, seconded by Supervisor Gustafson to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 123-102022: Accept Grant Funding of \$10,575 and Approve Budget Amendment to Study the Implications of Transportation Access to and from School in Oshkosh

WHEREAS, lack of affordable transportation emerged as an issue facing many Oshkosh middle and high school students in 2013; and
WHEREAS, in February 2020, the city of Oshkosh, Oshkosh Area School District, and private funders approved a two-year pilot program to provide rides to students in Oshkosh public and private k-12 schools free of charge on GO Transit, a public transit service; and
WHEREAS, due to the impact of COVID-19 and resulting school closures, the pilot program was extended for 1 year; and
WHEREAS, the pilot program is set to expire on May 31, 2023 unless a funding agreement can be reached; and
WHEREAS, funds will be used to pay a consultant and student intern to develop, conduct, and analyze surveys from focus groups to learn about transportation access experiences from students and parents; and
WHEREAS, a focus of this project will be to study how utilizing public transit has impacted overall well-being for students and families along with resulting financial implications.
NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby accepts grant funding of \$10,575 and approves a budget amendment to authorize the expenditure of these funds to study the implications of transportation access to and from school in Oshkosh.

Submitted by:
BOARD OF HEALTH
PERSONNEL & FINANCE COMMITTEE

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

RESOLUTION NO. 124-102022: Approve the Extension of Current Project Employees Working for the Winnebago County Health Department Past Their Two-year Limit and the Previous 12/30/2022 Extension

WHEREAS, during the COVID-19 pandemic the Winnebago County Health Department found a need to hire temporary staff to assist with its response. Duties included: contact tracing, disease and outbreak management, communications, data analytics, planning for testing and vaccination efforts, administration of vaccines and much more; and

WHEREAS, the longevity of the pandemic resulted in the continual utilization of this staff and warranted their conversion from temporary staff to project employee status after 26 weeks; and

WHEREAS, Winnebago County Human Resource handbook states project employees 'may be used for a maximum of two years.' That provision is in place to assure that if a department is truly in need of an employee for that long, the employee be reclassified as a regular employee; and

WHEREAS, given the tenacity of the pandemic a request to extend project employees past the two-year limit was made in April 2022 for a limited number of project employees and this request was approved with a deadline of December 30, 2022; and

WHEREAS, COVID-19 continues to be an issue especially for our most vulnerable populations (those residing in long term care settings such as nursing homes, daycares, etc.); and

WHEREAS, the Winnebago County Health Department is managing outbreaks in those settings with the assistance of project employees. Furthermore, the Winnebago County Health Department continues to provide multiple access points for vaccines. The Winnebago County Health Department is anticipating a surge in vaccine seekers as a new bivalent COVID-19 vaccine will be available soon. Finally, some project employees are assisting with the monkeypox outbreak; and

WHEREAS, Projects employees not only allow for the Winnebago County Health Department to respond promptly to the situations outlined above but also allow our permanent employees to transition back to their regular job responsibilities, much of which was put on hold due to the pandemic; and

WHEREAS, the Winnebago County Health Department has funding from various sources to continue to support the COVID-19 response and the extension of project employees past their two-year limit. An extension past 12/30/2022 will not result in any budgetary issues. Funding for COVID-19 currently has a deadline of October 2024.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the extension of current project employees working for the Winnebago County Health Department past their two-year limit and the previous 12/30/2022 extension.

Submitted by:
BOARD OF HEALTH
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Youngquist, seconded by Supervisor Norton to adopt. Vote on Resolution: AYES: 23; NAYES: 13 – Dowling, Defferding, Nussbaum, Stafford, Gabert, Swan, Robinson, Floam, Belville, Hinz, Hanson, Gustafson and Zastera; ABSTAIN: 0; ABSENT: 0. PASSED.

ORDINANCE NO. 125-102022: Amend Winnebago County General Code Section 1.12 (10) to Provide Per Diem Payment and Expense Reimbursements to Non-Supervisors who are not Acting Within the Scope of Their Employment or Office in So Doing

WHEREAS, Winnebago County General Code section 1.12 sets forth procedures relating to collecting per diem and mileage expenses while attending to county business; and

WHEREAS, Winnebago County General Code 1.12(10) states that "Non-supervisors who are duly appointed to serve on the following committees, boards, and commissions who are not acting within the scope of their employment or office in so doing, shall be eligible for the same per diem payments and expense reimbursements as supervisors:

- (a) Board of Adjustment
- (b) Land Conservation Committee
- (c) Solid Waste Management Board
- (d) Committee on Aging
- (e) Health Board
- (f) Public Safety Building Board- Members at Large
- (g) Information Systems Committee
- (h) Grievance Review Board

(i) Veteran Service Commission

(j) Housing Authority

WHEREAS, Winnebago County General Code 1.12 (11) states " This ordinance shall be effective as of September 1, 2001; and

WHEREAS, the Diversity Affairs Commission and the American Rescue Plan Act Commission were created after 9/1/2001; and

WHEREAS, it is just and equitable for all non-supervisors who are duly appointed to serve on Winnebago County committees, board and commissions who are not acting within the scope of their employment or office to receive the same compensation; and

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it ordains that section 1.12 (10) of the Winnebago County General Code is hereby amended and should read as follows: "Non-supervisors who are duly appointed to serve on committees, boards, and commissions who are not acting within the scope of the employment or office in so doing, shall be eligible for the same per diem payments and expense reimbursements as supervisors, to be effective January 1, 2023.

Submitted by:

STEVEN BINDER, DISTRICT 13

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Binder, seconded by Supervisor Horan to adopt. Supervisor Binder offered a friendly amendment to start this ordinance effective January 1, 2023.

After discussion, motion by Supervisor Eisen and second, to call the question. Vote on Call the Question: AYES: 30; NAYES 6 – Horan, Floam, Schellenger, Hanson, Gustafson and Zastera; ABSTAIN: 0; ABSENT: 0. PASSED.

Vote on Resolution: CARRIED BY VOICE VOTE.

Motion by Supervisor Albrecht, seconded by Supervisor Hinz to adjourn until the October 31, 2022 budget meeting at 6:00 p.m. The meeting was adjourned at 9:30 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 18, 2022.

Julie A. Barthels

Winnebago County Deputy Clerk