

Proceedings

of the County Board of Supervisors of Winnebago County Wisconsin

ORGANIZATIONAL SESSION

Tuesday, April 19, 1994

ADJOURNED SESSION

Tuesday, April 26, 1994

May 17, 1994

SPECIAL ORDERS OF BUSINESS SESSION

Tuesday, June 7, 1994

ADJOURNED SESSION

Tuesday, June 21, 1994

Tuesday, July 19, 1994

Tuesday, August 16, 1994

SPECIAL ORDERS OF BUSINESS SESSION

Tuesday, September 6, 1994

ADJOURNED SESSION

Tuesday, September 20, 1994

Tuesday, October 11, 1994

ANNUAL SESSION

Monday, October 24, 1994

Tuesday, October 25, 1994

Wednesday, October 26, 1994

ADJOURNED SESSION

Tuesday, November 1, 1994

Tuesday, November 22, 1994

Tuesday, December 20, 1994

SPECIAL ORDERS OF BUSINESS SESSION

Tuesday, January 3, 1995

ADJOURNED SESSION

Tuesday, January 17, 1995

Monday, February 20, 1995

SPECIAL ORDERS OF BUSINESS SESSION

Tuesday, March 7, 1995

ADJOURNED SESSION

Tuesday, March 21, 1995

PRINTED BY AUTHORITY OF THE COUNTY BOARD

Joe Maehl, Chairman

Linda Wolfe, County Clerk

Rogers Publishing Inc.

Proceedings
of the
Board of Supervisors
of
Winnebago County

**ORGANIZATIONAL SESSION
COUNTY BOARD MEETING
TUESDAY, APRIL 19, 1994**

County Clerk Linda Wolfe called the meeting to order at 6:00 P.M. in the Supervisors' Room, Fourth Floor, Courthouse, Oshkosh, Wisconsin.

The meeting was opened with the Pledge of Allegiance and an Invocation by Supervisor Wagner.

Roll Call: All present except Supervisor Arne who was excused.

County Clerk Wolfe introduced the 8 new supervisors: Donald Griesbach, Robert Klitzke, Mary Jo Widener, Burton Schmidt, Patrick Brennand, Bernard Egan, Harvey Rengstorf and David Metzig.

County Executive Steinhilber congratulated the supervisors on their election to the board and introduced the department heads and elected officials. Circuit Court Judges Thomas Williams, William Carver, William Crane, Robert Hawley and Bruce Schmidt were introduced, and Judge Williams administered the oath of office for the supervisors. The benediction was given by Supervisor Wagner, followed by a short recess.

ELECTION OF COUNTY BOARD CHAIRMAN

Supervisor Robl moved and it was seconded to nominate Joseph Maehl as Chairman. Supervisor Wagner moved and it was seconded to cast a unanimous ballot for Joseph Maehl as Chairman and David Albrecht as Vice-Chairman. Corporation Counsel Bodnar ruled that the election of Chairman and Vice-Chairman must be done separately. Supervisor Crowley moved and it was seconded to close nominations and cast a unanimous vote for Joseph Maehl as Chairman. **CARRIED BY UNANIMOUS VOICE VOTE.**

ELECTION OF COUNTY BOARD VICE-CHAIRMAN

Chairman Maehl asked for nominations for Vice-Chairman. Supervisor Finch moved and it was seconded to nominate Supervisor James

Lauson. Supervisor Lauson declined the nomination. Supervisor Kramer moved and it was seconded to nominate Supervisor David Albrecht. There being no other nominations, Supervisor Albrecht was elected Vice-Chairman by unanimous voice vote.

PUBLIC HEARING

There were no comments from the public.

Supervisor Putzer moved and it was seconded to accept the minutes of March 1 and March 15, 1994. **CARRIED BY VOICE VOTE.**

Supervisor Planalp moved and it was seconded to adopt the agenda. **CARRIED BY VOICE VOTE.**

COMMITTEE REPORTS

Supervisor Diakoff stated the Neenah Public Library report was very thorough and would like similar reports from other libraries in the county. Supervisor Planalp requested that portions of the packet be duplicated for the next County Board meeting. Supervisor Gose asked supervisors to retain their Clerk of Courts report from the packet until May when the Auditor's report will be given.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl reminded supervisors that the per diem increases to \$60.00 for a full day and \$40.00 for a half day meeting beginning today. Since all committee assignments ended, Chairman Maehl declared that the former members of committees may conduct meetings that are scheduled during the next week. He also declared this meeting as an emergency meeting of the Judiciary & Public Safety Committee under Rule 3.14.

APPOINTMENTS TO COMMITTEE ON COMMITTEES

Chairman Maehl appointed the following supervisors to serve with him on the Committee on Committees:

Kenneth Robl
Patrick O'Brien
David Albrecht
John Planalp

REPORTS, RESOLUTIONS & ORDINANCES

MOTION NO. 1-494 - Adoption of Proposed Rules of the Winnebago County Board of Supervisors

Your undersigned Supervisors as former members of the Judiciary and Public Safety Committee of the Winnebago County Board of Supervisors hereby move the Winnebago County Board of Supervisors to adopt the proposed Rules of the Winnebago County Board of Super-

visors which are herewith attached and made a part of this Motion by reference.

Submitted by:

RAYMOND GOSE, DIST. #12
JOHN PLANALP, DIST. #18
JACQUELYN WAGNER, DIST. #19
ALAN SHUTE, DIST. #13
RON MONTGOMERY, DIST. #15

Motion by Supervisor Gose and seconded to adopt. Supervisor Gose presented the proposed rules and explained the changes as proposed. Supervisor Gose moved and it was seconded to suspend Rule 1.1251 to allow the Chairman and Vice-Chairman to participate in the debate. CARRIED BY VOICE VOTE. NAYS: 1—Schaidler.

Discussion held on the terminology to be used for Chairman. Vote on using the word "Chair": Ayes 13—Rengstorf, Gose, Hue, King, Metzger, Schaidler, Schwartz, Widener, Shute, Sievert, Winters, Brennan, Albrecht. Nays: 24. Excused: 1—Arne. CARRIED. It was moved and seconded that the word "Chairman" and "Vice-Chairman" be used throughout the rules. CARRIED BY VOICE VOTE.

The various sections of the rules were debated and the final rules as adopted are as follows:

1994-1996 RULES OF THE WINNEBAGO COUNTY BOARD OF SUPERVISORS

1.0 TIME AND MEETING PLACE

1.1 The meetings of the County Board shall be held in the Board of Supervisors' Room at 6:00 p.m. on the third Tuesday of the month. When an election falls on the third Tuesday of the month, the County Board meeting shall be held on the fourth Tuesday of the month.

1.2 The Board shall be in continuous session from day to day until adjournment to a day certain or sine die.

2.0 ORIENTATION MEETING

2.1 The Chair shall present an orientation program with an explanation of the work of the Board and the manner in which it functions, the appointment of committee membership, the projects of various departments, long range planning, and the status of various projects of the Board. He may ask for the help of the committee chairs or department heads in making such explanation.

2.2 The County Clerk shall make an explanation of procedure and the manner in which votes are taken and in particular the method of use of the electronic voting machine.

2.3 The Corporation Counsel shall also address the Board on the functions of his office.

2.4 The Personnel Director will explain the personnel forms required by that office.

2.5 The Chairman of the Judiciary & Public Safety Committee will explain the County Board rules.

2.6 All newly-elected supervisors who attend the Orientation Session prior to the Organizational Meeting shall be entitled to a half-day per diem at the existing rate.

3.0 ORGANIZATION MEETING

3.1 At the statutory Organization Meeting to be held in April of even-numbered years, it shall be the duty of the County Clerk to call the County Board to order. The Clerk shall call the roll and establish presence of a quorum and proceed with the preliminary ceremonies.

3.2 No resolutions or ordinances shall be considered at the Organization Meeting, except those relating to new rules and rule changes passed during the last term.

3.3 A quorum being present, the Board shall proceed to the election of a Chairman and Vice Chairman.

3.4 The Chairman shall appoint a Committee on Committees to advise the Chairman in the selection of committee members. The Committee on Committees shall consist of five Board members.

3.5 The proposed rules of the new Board shall be made available to the Board membership prior to the Organization Meeting.

3.6 There shall be an explanation of the present and proposed rules of the County Board.

3.7 The proposed rules of the Board shall be presented and rules adopted at the Organization Meeting of even-numbered years by a majority vote.

3.8 The Rules of the Board shall be amended during the two-year period only by a two-thirds vote of those present at a meeting, except at the Annual Organization Meeting, at which time a majority of those present shall rule.

3.9 After the adoption of the Rules of the Board and other activities as noted in 3.0 through 3.8, the Board shall recess that Organization Meeting to the following Tuesday.

3.10 The Board, as the first order of business at the recessed meeting of the Organization Meeting shall officially approve all committee members by a majority vote of those present.

3.11 At the first regular session following the Organization Meeting, all members of each committee shall then meet for one-half hour to select committee officers and then report the results of such elections to the Board as a whole.

3.12 Any committee may, if the Committee membership so decides, postpone election of committee officers for not more than one month.

3.13 Between Organization meetings, should a vacancy occur, or the need arises to adjust a standing committee, then the County Board Chairman shall make appointments to fill the vacancy.

3.14 Between the Organization Meeting and the first regular session, the Chairman shall be authorized to conduct an emergency committee meeting with any of the former members of that committee.

4.0 BUDGET SESSION

4.1 The procedures to be followed during the budget session and calendar year (except as stated in 4.2, 4.3 and 4.4 shall be):

1. Open each meeting during the budget session with time allowed for a public hearing.
2. No vote will be taken on any resolution or amendment until it has had a public hearing.

4.2 The first public hearing, as required by law, on the proposed annual budget shall be held at 7:00 p.m. on the date selected.

4.3 The Finance Director shall report to the Board any errors in the budget. The corrections shall be made prior to the presentation of any amendments. The Board shall by a majority vote accept the report of the Finance Director to correct the errors in the Budget.

4.4 For the purpose of budget deliberations the following resolution shall be presented:

BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the Annual County Budget, a copy of which is incorporated herein by reference, be and the same is hereby adopted.

4.5 Proposed changes in the Annual Budget shall be submitted in the form of amendments to the resolution as stated in 4.4.

5.0 POWERS OF CHAIRMAN AND VICE-CHAIRMAN

5.1 The Chairman of the County Board, or in his/her absence the Vice-Chairman, shall take the Chair at the hour to which the Board may from time to time stand adjourned, or recessed, or continued, call the Board to order and direct the calling of the roll by the Clerk.

5.2 In absence of both the Chairman and Vice-Chairman, the County Clerk shall preside until a Chairman Pro-Tem is elected.

5.3 The Chairman shall be responsible for the preparation and order of the written agenda of the County Board as assisted by the County Clerk and Corporation Counsel.

5.4 The Chairman shall act as ex officio member of all committees of the County Board and, as ex officio committee member, shall have power to vote in such committee only in the absence of one or more committee members. The Chairman may delegate this power to the Vice-Chairman.

5.5 The Chairman shall receive an additional \$1,500 per year.

5.6 The Chairman shall receive all requests and communications not specifically addressed to any committee or official of the County and refer such matter to the appropriate committee or official.

5.7 The Chairman shall be entitled to vote on all questions before the Board.

5.8 When the Chairman wishes to participate in the debate on a matter before the Board, the Chairman shall relinquish the Chair to the Vice Chairman (if the Vice Chairman has or wishes to participate in the debate, then any Supervisor not participating in the debate shall

be selected, by the Chairman, to act as Chairman until the matter is resolved by the Board) prior to participating in the debate, except at the Organizational meeting.

5.9 The County Board Chairman shall advise, by mail, all members of the Board of the Chairman's recommendations for Committee membership.

5.10 The Chairman's appointment to fill a County Board vacancy shall be listed in the written agenda.

5.11 The Chairman's appointment to fill a County Board vacancy shall be made not later than 60 days after the vacancy occurs.

5.12 The Chairman shall review policy issues and recommend appropriate policy goals and legislative action to be taken by the County Board relating to the County Auditor. The Chairman will also review the budget of the County Auditor.

6.0 ORDER OF BUSINESS

6.1 The Order of Business shall be as follows:

- A. Call to Order
- B. Roll Call
- C. Pledge of Allegiance to the Flag
- D. Prayer
- E. Approval and correction of minutes of the previous meeting.
- F. Communications, Petitions, Memorials, Accounts, Etc.
- G. Reports of Committee, Commissions and Boards.
- H. Adopt Written Agenda
- I. Public Comments.
- J. Report of the County Executive (at his option).
- K. Confirmation of County Executive and County Board Chairman appointments.
- L. County Board Chairman's Report
- M. Presentation of Resolutions and Ordinances previously tabled or laid over to a day certain, and disposition of same.
- N. Presentation of new Resolutions and Ordinances and disposition of same.
- O. Consideration of miscellaneous business.
- P. Adjournment.

6.2 The Roll Call shall be made by use of the voting machine, or in the event of malfunction, by roll call of the County Clerk.

6.3 Monthly Reports of Committees, Commissions and Boards of the County Board may be made in writing, said reports to be included in the agenda packet mailed, or otherwise delivered, to each Board Member.

6.4 Public comments will be heard by the Board at the appropriate time in the Agenda, but in any case shall begin no earlier than 15 minutes after the Call to Order and no later than 60 minutes after the Call to Order.

6.5 Public comments will be heard by the Board only on those Resolutions and Ordinances on the adopted agenda for that meeting.

7.0 HANDLING OF RESOLUTIONS AND ORDINANCES

7.1 Every written resolution shall be prepared in block form and shall be as concise as possible and shall have attached to it the name of the Committee, Commission or Board and/or the names of the Supervisors introducing it.

7.2 All resolutions that come from Committees, Commissions or Boards shall show the vote of that Committee, Commission or Board.

7.3 All items to be acted upon by the Board which are included on the adopted agenda may be referred to by the title and number and need not be read by the Clerk unless requested by a Supervisor.

7.4 Every motion or amendment shall be reduced to writing if requested by a Supervisor.

7.5 Every resolution having monetary implications must have a fiscal note attached or included.

7.6 Any resolution referred by the County Board to a Committee, Commission or Board shall include a date for return to the County Board.

7.7 Any Committee of Jurisdiction may submit to the County Board a request which has been rejected by Personnel and Finance Committee. However, this request resolution must have a two-thirds affirmative vote of the County Board membership for adoption except at the County Board Annual Budget Session.

8.0 WRITTEN AGENDA

8.1 Under the direction of the County Board Chairman, the County Clerk, with the help of the Corporation Counsel, is hereby authorized and instructed to prepare a written Agenda for each meeting of the County Board.

8.2 For an item to be printed on the agenda, it must be presented to the County Clerk's office no later than noon on the Wednesday prior to the meeting of the County Board.

8.3 This Agenda, along with appropriate attachments, shall be mailed or otherwise delivered to each Supervisor at least five days before the meeting.

8.4 This Agenda and attachments shall be furnished to any person so requesting it from the County Clerk.

8.5 A copy of the agenda shall also be mailed to all Town Clerks, Village Clerks and City Clerks, and Mayors.

8.6 All matters not appearing on the written Agenda or not delivered with the Agenda shall be out of order and shall not be considered by the Board at the particular meeting.

8.7 Any item on the Agenda for consideration by the Board may be withdrawn at any time before action is taken on it, but only by its sponsor or if sponsored by a committee, the Committee Chairman or a designated alternate in his/her absence.

8.8 In the event of withdrawal of any item as per 8.7, the Chairman will announce the withdrawal and the name of the sponsor or Committee Chairman withdrawing it. Co-sponsored resolutions may only be withdrawn upon the concurrence of all sponsors or Committee Chairmen.

8.9 Special orders of business may be scheduled by the County Board Chairman for presentation to the County Board on the 1st Tuesday of the months of January, March, June and September. Announcement of these special meetings shall be made by the County Board Chairman at the regularly scheduled County Board Meetings held the 3rd Tuesdays of the months of December, February, May and August.

8.10 Any capital expenditure (improvement project) to be considered by the County Board at any session other than at the budget session, the estimated cost of which is in excess of \$100,000.00, shall require

a special orders of business meeting of the County Board prior to consideration of any appropriation resolution by the Board relating to such capital expenditure.

9.0 DEFINITIONS

9.1 **Agenda:** The formal listing of Resolutions and Ordinances to be considered at a meeting of the County Board.

9.2 **Memorials:** Something in a speech, ceremony or written document that commemorates recognition of a person, place or occurrence.

9.3 **Motion:** The formal mode in which a member submits a proposed measure or resolution for the consideration and action of the committee, commission or board.

9.4 **Resolution:** A written, proposed matter for the consideration and action of the County Board. Upon approval, a resolution is a decision made by the County Board for a definite purpose.

9.5 **Ordinance:** A law set forth by a governmental authority, a municipal regulation.

9.6 **Petition:** A formal written document embodying a request of action to be taken by the Winnebago County Board or one of its agencies or departments.

9.7 **Policy:** As used in these Rules, a policy is a general principle established by the Winnebago County Board of Supervisors to guide the management of Winnebago County government.

9.8 **Meeting:** A meeting is a single official gathering of the members of the Winnebago County Board of Supervisors to transact business for a length of time during which there is no cessation of proceedings and the members do not separate, unless for a recess, and may last from a few minutes to several hours.

9.9 **Session:** A session of the Winnebago County Board of Supervisors is a meeting or series of connected meetings devoted to a single order of business, program, agenda or announced purpose, in which, when there is more than one meeting each succeeding meeting is scheduled with a view towards continuing business at the point where it was left off at the previous meeting.

9.10 Recess: A recess is a short intermission within a meeting which does not end the meeting or destroy its continuity as a single gathering of the Winnebago County Board of Supervisors and after which proceedings are immediately resumed at the point where they were interrupted.

9.11 Veto: The refusal of assent by the County Executive to a resolution or ordinance passed by the County Board.

9.12 Partial Veto: The refusal of assent by the County Executive to any portion of a resolution or ordinance passed by the County Board which contains an appropriation.

9.13 Veto Over-Ride: A vote by two-thirds of the members elect (38) to pass a resolution or ordinance, or part thereof, which has been vetoed or partially vetoed by the County Executive and has been reconsidered by the County Board.

10.0 PRIVILEGE OF SPEAKING

10.1 Every member previous to speaking shall be recognized by the Chairman. When two or more members desire to speak, the Chairman shall designate the order of speaking.

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

11.0 VOTING AND ROLL CALL

11.1 A vote on every question shall be taken by ayes, nays, or abstentions, and shall be recorded in the records of the proceedings.

11.2 A unanimous oral vote shall be considered and recorded as an affirmative unanimous roll call vote.

11.3 A tie vote on any question shall indicate that question is lost.

11.4 The Chairman shall direct the County Clerk as to when a roll call vote is to be taken. After the Chairman so directs the Clerk and the Clerk begins the roll call, no more debate shall be allowed on the question.

11.5 A voting error shall be brought to the attention of the Chairman before a vote is called on the next item before the Board or no corrective action will be taken.

12.0 MOTIONS

12.1 When a motion is under consideration, no other motion shall be entertained except:

- A. To adjourn.
- B. To lay on the table.
- C. For the previous question.
- D. To postpone to a day certain.
- E. To commit to a committee.
- F. To amend or to substitute.
- G. To postpone indefinitely.

These motions shall take precedence in the order in which they stand in this section.

12.2 A motion to adjourn, to lay on the table, and for the previous question shall be decided without debate.

12.3 A motion to postpone indefinitely or to a day certain or commit shall not again be entertained on the same day or in the same stage of the proposition.

12.4 A substitute shall be open to amendment the same as the original proposition.

12.5 If an amendment or substitute is lost, another substantially the same shall not be entertained.

12.6 The previous question (a motion to end debate) may be moved by any member and shall require two-thirds affirmative vote of the members present for passage.

12.7 When a motion or question has once been determined, any member with the prevailing side may move for reconsideration of the vote, but such motion shall be made and acted upon at the same or next succeeding adjourned (business) meeting and shall not thereafter be made except by unanimous consent.

12.8 A motion to reconsider a resolution which has been partially vetoed by the County Executive will be in order at the same meeting during which the County Board acts on the County Executive's partial veto.

13.0 SUSPENSION OF RULES

13.1 Any of the Rules may be suspended by two-thirds vote of the members present, except Rules Number 3.8, 7.5, 11.0-11.7, 12.7, 13.1 which are not suspendable.

14.0 ROBERT'S RULES

14.1 The rules of parliamentary practice included in the latest edition of "Robert's Rules of Order" so far as they remain in common use and are practicable and applicable and consistent herewith, shall govern the Board.

15.0 PUBLICATION OF REPORTS

15.1 Reports presented to the Board shall be kept on file by the County Clerk for reference purposes but not published in their entirety in the official proceedings unless so ordered by the Board by a majority vote.

16.0 QUORUM AND VOTE REQUIRED ON BUDGET TRANSFERS

16.1 Wisconsin Statutes, Sec. 59.02(3), gives the general rule requiring a majority of supervisors to be present in order to have a quorum for the transaction of business.

16.2 Under Wisconsin Statutes, Sec. 59.02(3), all questions before the Board are determined by a majority of the supervisors present unless otherwise provided.

16.3 Wisconsin Statutes, Sec. 65.90(5), has some additional requirements for changes in the budget after it has once been adopted. Changes in the amounts appropriated and changes in the purposes for which amounts are appropriated may not be made after adoption of the budget except by a two-thirds vote of the membership of the Board.

16.4 There is an exception, however, within this Statute, to-wit: The County Board hereby authorizes its standing Personnel & Finance Committee to transfer funds between items within a department or office if these items are separately appropriated, and further authorizes the Personnel & Finance Committee to supplement appropriations for a particular office, department or activity by a transfer from the Contingency Fund. Additional funding for unbudgeted funding requests

shall be made from the General Fund undesignated fund balance or in the case of a self-supporting proprietary fund, the funds would come from their own fund balance.

16.5 Personnel & Finance Committee transfers from the Contingency Fund shall not exceed the amount set up in the Contingency Fund as adopted in the annual budget, nor aggregate in the case of an individual office, department or activity in excess of 10 per cent of the funds originally provided for such office, department or activity in such annual budget. The publication provisions of Sec. 65.90 (5)(a) and (b), Wis. Stats., shall apply to all committee transfers from the Contingency Fund.

17.0 TENTATIVE MEETING DATES

17.1 The tentative daily time schedule and calendar are as follows:

1994 TENTATIVE MEETING DATES

January 4	Special Orders	6:00 p.m.
January 18	Business	6:00 p.m.
February 15	Business	6:00 p.m.
March 1	Special Orders	6:00 p.m.
March 15	Business	6:00 p.m.
April 19	Organizational	6:00 p.m.
April 26	Business	6:00 p.m.
May 16	County Board Tour	9:00 a.m.
May 17	Business	6:00 p.m.
June 7	Special Orders	6:00 p.m.
June 21	Business	6:00 p.m.
July 19	Business	6:00 p.m.
August 16	Business	6:00 p.m.
September 6	Special Orders	6:00 p.m.
September 11-14	WCA Convention (Green Bay)	
September 22	Business	6:00 p.m.
October 11	(Budget Book) Business	6:00 p.m.
October 24	(Annual Meeting) Budget	6:00 p.m.
October 25	Budget	8:30 a.m.
October 26	Budget	8:30 a.m.
November 1	Adopt Budget	6:00 p.m.
November 22	Business	6:00 p.m.
December 19	Christmas Party	6:00 p.m.
December 20	Business	6:00 p.m.

1995 TENTATIVE MEETING DATES

January 3	Special Orders	6:00 p.m.
January 17	Business	6:00 p.m.
February 21	Business	6:00 p.m.
March 7	Special Orders	6:00 p.m.
March 21	Business	6:00 p.m.
April 18	Business	6:00 p.m.
May 15	County Board Tour	9:00 a.m.
May 16	Business	6:00 p.m.
June 6	Special Orders	6:00 p.m.
June 20	Business	6:00 p.m.
July 18	Business	6:00 p.m.
August 15	Business	6:00 p.m.
September 5	Special Orders	6:00 p.m.
September 17-20	WCA Convention (Milwaukee)	
September 26	Business	6:00 p.m.
October 17	(Budget Book) Business	6:00 p.m.
November 6	(Annual Meeting) Budget	6:00 p.m.
November 7	Budget	8:30 a.m.
November 8	Budget	8:30 a.m.
November 14	Adopt Budget	6:00 p.m.
November 21	Business	6:00 p.m.
December 18	Christmas Party	6:00 p.m.
December 19	Business	6:00 p.m.

18.0 GENERAL DUTIES OF THE COUNTY BOARD**18.1 COMMITTEES, COMMISSIONS, BOARDS**

18.2 The County Board shall be the Board of Jurisdiction for all County Board standing committees.

18.3 Any decision of any Standing Committee may be appealed to the Board by any Supervisor at any regular or special Board meeting.

18.4 Any County Board Member may attend, without voting privileges, any open or closed meeting of any County Board Committee, Commission or Board.

18.5 The public may attend any open meetings of the County Board, and/or its Committees, Commissions, or Boards.

19.0 ANNUAL TOUR

19.1 The County Board shall make an annual inspection of County owned properties and facilities during the month of May.

19.2 The agenda for this tour shall be compiled by the County Board Chairman.

20.0 PER DIEM, MILEAGE, EXPENSES

20.1 Each Board Member shall be responsible for compiling his own expense sheet for payment by the County of per diem, mileage and other expenses.

20.2 Such expense sheets must be submitted to the Personnel Office no later than the 7th of each month.

20.3 Any and all expenses and other items listed on a Supervisor's expense sheet shall be paid by the County except those which are in excess of sums permitted by County Resolution or Ordinance, or State Statute, in which case the legal limit shall be paid upon approval by the County Board Chairman.

20.4 Pursuant to the County Ordinance, attendance at meetings, conferences or educational seminars that were not identified specifically at the time the budget was adopted must first be approved by the County Board Chairman as a condition precedent to expense reimbursement.

20.5 No Supervisor shall submit for payment any item of expense or per diem which said Supervisor has not actually made or earned.

20.6 Per diem and expenses shall be reimbursed while attending meetings for the Winnebago County Board as follows:

Per Diem:

1/2 day meeting	\$40.00
Full day meeting	\$60.00
Monthly County Board meeting	\$60.00

Maximum allowable per diem

per day	\$60.00
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Mileage: 28 cents per mile

Lodging and meals (maximum):

Overnight Lodging	Single room cost
Supper	\$13.00
Lunch	\$ 6.50
Breakfast	\$ 4.50
Supper, Breakfast, Lunch	\$24.00

All claims for reimbursement of expenses incurred for lodging per the foregoing schedule shall be accompanied by a receipt, and no claim for reimbursement shall be paid unless accompanied by such receipt.

21.0 ACCESS

21.1 All County Board Members shall have reasonable access during normal business hours to departments or offices of Winnebago County not prohibited by State Statutes or Federal Regulations.

22.0 COMMITTEE MEETINGS

22.1 All Committee, Board and Commission meetings shall be held in the County Courthouse or on public property if possible. Meetings held on private property must be accessible to the public.

22.2 The County Clerk is to be notified of all meetings prior to the time of the meeting so that public notice can be given by the County Clerk.

22.3 Public notice of all meetings shall be given as soon as the members of the Committee, Board or Commission are notified of such meeting and not less than 24 hours before the meeting except as hereinafter provided.

22.4 In emergencies, when a meeting must be held with less than 24 hours notice, the County Clerk shall notify the press as soon as possible.

22.5 Minutes of each meeting, as required by State Statutes, shall be filed with the County Clerk within ten days of the meeting except for closed meetings.

22.6 Minutes of closed meetings shall be kept and shall be filed with the County Clerk when no reason exists for such minutes to be kept private.

22.7 Minutes of each meeting shall be kept by the secretary of the Committee, Commission or Board, or other person so designated by the Committee, Commission or Board Chairman.

22.8 Meetings shall be held at the call of the Committee, Commission or Board Chairman, or at the call of a majority of its members.

22.9 Officers shall be elected during the Organization meeting and shall serve a term corresponding to the Supervisor's term except as otherwise provided in these rules.

22.10 Any Committee, by majority vote, may elect new officers after one year or when a vacancy exists for any officer's position in that Committee.

23.0 STANDING COMMITTEES

23.1 Standing Committees of the County Board and their membership shall be:

- A. University of Wisconsin Education, Extension & Agriculture Committee
5 County Board Members
- B. Aviation Committee
5 County Board Members
- C. Property Management & Maintenance Committee
5 County Board Members
- D. Planning & Zoning Committee
5 County Board Members
- E. Judiciary and Public Safety Committee
5 County Board Members
- F. Parks and Recreation Committee
5 County Board Members
- G. Park View Health Center Committee
5 County Board Members, who are serving on
Community Programs Board
- H. Personnel & Finance Committee
5 County Board Members
- I. Highway Committee
5 County Board Members
- J. Health Committee
5 County Board Members who also serve on Social
Services Board

23.2 Citizen Involved Commissions and Boards

- 1. Advocap Board
- 2. Affirmative Action Commission
- 3. Board of Adjustment
- 4. Committee on Aging
- 5. Communications & Information Systems Advisory Committee

6. Community Programs Board
7. Comprehensive Planning Citizens Advisory Committee
8. County Security Committee
9. East Wisconsin Railroad Consortium
10. Elderly & Disabled Transportation Coordination Committee
11. Emergency Government Committee
12. Family Support Advisory Board
13. G.I.S. Executive Committee
14. Grievance Review Board
15. Highway Safety Commission
16. Historic Preservation Task Force
17. Housing Authority
18. Industrial Development Board
19. Land Conservation Committee
20. Land Records Committee
21. Local Emergency Planning Committee
22. Long Term Support Planning/Advisory Committee
23. Public Safety Building Board
24. Social Services Board
25. Solid Waste Management Board
26. Solid Waste Management Board New Landfill Siting Subcommittee
27. Solid Waste Management Board Recycling Advisory Committee
28. Tri-County Recreation Association Board
29. Veterans Service Commission
30. Winne-Fond Lake Consortium
31. Winne-Fox Federated Library System

24.0 DUTIES OF COUNTY EXECUTIVE

24.1 ADMINISTRATIVE AND MANAGEMENT FUNCTIONS

24.2 The County Executive shall coordinate and direct all administrative and management functions of the County Government not otherwise vested by law in Boards or Commissions, or other elected officers.

24.3 The County Executive shall appoint the heads of all departments except those elected by the people and except where the law provides that the appointment shall be made by a board or commission or by other elected officers, but he shall also appoint all department heads where the law provides that the appointment shall be made

by the Board Chairman or the County Board. Such appointments shall require the confirmation of the County Board (Wis. Stats., Sec. 59.031).

24.4 The County Executive may file charges for the removal, discharge, or suspension of any persons so appointed, said charges to be filed with the County Board.

24.5 Appoint the members of all boards and commissions where the law provides that such appointment shall be made by the County Board or the Chairman of the County Board. All appointments to boards and commissions by the County Executive shall be subject to the confirmation of the County Board.

24.6 The County Executive shall, annually and otherwise as necessary, communicate to the County Board of Supervisors the condition of the County, and recommend such matters to them for their consideration as he deems expedient. Notwithstanding any other provisions of the law, he shall be responsible for the submission of the annual budget to the County Board and may exercise the power to veto any increases or decreases in the budget as provided for in Wis. Stats., Sec. 59.032(6).

24.7 The County Executive is charged with the responsibility to examine, settle and allow all general accounts against the county and to cause to have issued County orders therefore, except any account where payment is otherwise specifically provided for by rule or statute.

25.0 GENERAL DUTIES OF STANDING COMMITTEES

26.0 UNIVERSITY OF WISCONSIN EDUCATION, EXTENSION & AGRICULTURE COMMITTEE

This committee shall be composed of five County Board supervisors and shall be the "Committee on Agriculture and Extension Education" as referred to in Sec. 59.87, Wis. Statutes. The Committee shall review policy issues relating to the County University Extension program, County Library Services, and Winnebago County Fair and advise and recommend appropriate policy goals and legislative action to be taken by the County Board.

The members of the committee shall also be members of the Winnebago County Land Conservation Committee. Two members of this committee shall function as Winnebago County members of the Board of Trustees of the University of Wisconsin—Fox Valley campus.

27.0 AVIATION COMMITTEE

This committee shall be composed of five County Board Supervisors. The committee shall review policy issues relating to Wittman Field Airport and other aviation matters of concern to Winnebago County and advise and recommend appropriate policy goals and legislative action to be taken by the County Board.

28.0 PROPERTY MANAGEMENT & MAINTENANCE COMMITTEE

This committee shall be composed of five County Board supervisors. The committee shall review policy issues relating to Winnebago County buildings, grounds and office equipment, furniture and fixtures in all county owned or leased facilities including long-range development plans for buildings and office space and advise and recommend appropriate policy goals and legislative action to be taken by the County Board.

29.0 COUNTY PLANNING AND ZONING COMMITTEE

29.1 This committee shall be composed of five County Board Supervisors and shall be the "county zoning agency" as referred to in Sec. 59.97 (2)(a)1, Wis. Stats. Committee members shall include at least one, but not more than two, County Board Supervisors from an incorporated area. All members shall be appointed by the County Board.

As provided in Sec. 59.95 (2) (bm), the county zoning agency shall be a policy-making body determining the broad outlines and principles governing the administrative powers and duties specified in Sec. 59.97, Wis Stats. and shall be a quasi-judicial body with decision-making power including, but not limited to conditional use, planned unit development and rezoning.

In addition, the committee responsibilities shall be as follows:

1. Responsibility for all matters of procedure relating to the Winnebago County Zoning Ordinance (this would include basic zoning provisions, floodplain/shoreland provisions and airport zoning provisions), except those designated to Board of Adjustment's jurisdiction.
2. Creation and maintenance of the County development plan.
3. Committee of Jurisdiction for the County Planning Department.

The Committee shall review policy issues relating to the County Zoning Department and County Planning Department and advise and recommend appropriate policy goals and legislative action to be taken by the County Board.

30.0 HEALTH COMMITTEE AND SOCIAL SERVICES BOARD

The Winnebago County Health Committee shall be composed of five County Board Supervisors, who also serve on the Social Services Board.

As provided in Sec. 46.22 (1m)(b)2, Wis. Stats., the Social Services Board shall be a policy making body determining the broad outlines and principles governing the administration of social services programs under Sec. 46.22, Wis. Stats.

More particularly, as provided in Sec. 46.22 (2g), Wis. Stats., the Board shall:

1. At the first meeting of the County Social Services Board, elect from their number, a chairman, a secretary, and other officers as deemed necessary. Vacancies in these offices shall be filled for the unexpired terms. The Chairman presides at all meetings when present, and countersigns all action taken by the County Social Services Board. In case of the absence of the chairman for any meeting the members present shall choose a temporary chairman.
2. Appoint committees consisting of residents of the county to advise the County Social Services Board as it deems necessary. Members of such committees shall serve without compensation.
3. Recommend program priorities, identify unmet service needs and prepare short-term and long-term plans and budgets for meeting such priorities and needs.
4. Prepare, with the assistance of the County Social Services Director...a proposed budget for submission to the County Executive...and to the Wisconsin Department of Health and Social Services in accordance with Sec. 46.031 (1) for authorized services.
5. Advise the County Social Services Director...regarding purchasing and providing services and the selection of

purchase of service vendors, and make recommendations to the County Executive...regarding modifications in such purchasing, providing, and selection.

6. Develop County Social Service Board operating procedures.
7. Comply with state requirements.
8. Assist in arranging cooperative working agreements with persons providing health, education, vocational or welfare services related to services provided under this section.

The board shall review policy issues relating to the Social Services programs under Sec. 46.22, Wis. Stats., and advise and recommend appropriate policy goals and legislative action to be taken by the County Board.

The members of this Board shall also be the members of the "County Health Committee" referred to in Sec. 141.01 (10), Wis Stats. This committee shall be a policy-making body determining the broad outlines and principles governing the administration of county health programs as provided in Sec. 141.01 (3)(a)(2), Wis. Stats. This committee shall review policy issues relating to the county health programs and advise and recommend appropriate policy goals and legislative action to be taken by the County Board.

31.0 JUDICIARY & PUBLIC SAFETY COMMITTEE

This committee shall be composed of five County Board supervisors. The committee shall review policy issues and advise and recommend appropriate policy goals and legislative action to be taken by the County Board relating to the following departments or activities:

Clerk of Courts, Sheriff, District Attorney, Coroner, Corporation Counsel, Family Court Commissioner, Veterans Services, Register of Deeds, County Clerk, Court Commissioner Law Library, Emergency Government, Child Support Agency and Juvenile Intake Office.

In addition, the duties and responsibilities of this committee shall be:

1. Submit recommendations for County Board rules to be considered at the County Board organization meeting or at other County Board meetings.
2. Submit recommendations for apportionment of supervisory districts in Winnebago County.

This committee shall serve as the County Emergency Government Committee as referred to in Sec. 166.03 (4)(c), Wis. Stats.

32.0 PARKS AND RECREATION COMMITTEE

The Parks Committee shall consist of five members. The County Board, through its Committee on Committees in accordance with Rule 3.4, shall appoint the standing committee.

It shall be responsible for obtaining maintenance, operation and development of all Winnebago County parks and recreation areas, including boat landings, recreational travel areas, associated programs and wildlife preservation areas.

It shall recommend to the County Board from time to time for its action, the necessary rules and regulations for all Winnebago County owned recreational areas.

33.0 LAND CONSERVATION COMMITTEE

This committee shall be composed of seven members appointed by the County Board pursuant to Sec. 92.06(1)(b), Wis. Stats., as follows:

Five persons who are members of the Committee on Agriculture and Extension Education; one person who is chairperson of the Winnebago County USDA Agricultural Stabilization and Conservation Committee or other such committee member designated by such chairperson, and one person who is a citizen member.

The primary duties and responsibilities of such committee shall be as follows:

1. It shall be the committee of jurisdiction for the Land and Water Conservation Department.
2. It shall develop and adopt standards and specifications for management practices to control erosion, sedimentation and nonpoint source water pollution throughout the county.
3. It shall distribute and allocate federal, state and county funds made available to the committee for cost sharing programs or other incentive programs for improvements and practices relating to soil and water conservation on private or public lands.

4. It shall carry out preventive and control measures and works of improvement for flood prevention and for conservation, development, utilization and control of water within the county. These preventive and control measures and works of improvement may be carried out on lands owned or controlled by this state or any of its agencies, with the cooperation of the agency administering and having jurisdiction of the land, and on any other lands within the county upon obtaining the consent of the landowner or the necessary rights or interests in the land.
5. It shall prepare long-range plans which include inventories of natural resources in the county, a description of present natural resource uses and a projection of future trends, an assessment of resource conservation problems in relation to use practices and actions necessary to correct those problems including specific goals and provisions for the development, management and conservation of soil, water and related natural resources.

This committee shall be a policy-making body determining the broad outlines and principles governing administration of Winnebago County soil and water conservation.

The committee shall review policy issues relating to the Winnebago County soil and water conservation programs and advise and recommend appropriate policy goals and legislative action to be taken by the County Board pursuant to Secs. 92.06 and 92.07, Wis. Stats.

34.0 COMMUNITY PROGRAMS BOARD AND DEVELOPMENTAL DISABILITIES SERVICES BOARD (UNIFIED BOARD)

The Winnebago County Unified Board consisting of Community Programs Board (Sec. 51.42(4), Wis. Stats.) and Developmental Disabilities Services Board (Sec. 51.437(7), Wis. Stats.) shall be composed of nine members, not more than five of whom shall be County Board Supervisors. All members are appointed by the County Executive. All such appointments are subject to County Board confirmation.

As provided in Secs. 51.42(4)(a)2 and 51.437(7)(a)2, Wis. Stats., this board shall be a policy-making body determining the broad outlines and principles governing the administration of programs under Secs. 51.42 and 51.437, Wis. Stats., relating to community programs, the board shall:

1. At the first meeting of the Community Programs Board, elect from their number, a chairman, a secretary, and other officers as deemed necessary. Vacancies in these offices shall be filled for the unexpired terms. The Chairman presides at all meetings when present, and countersigns all action taken by the Community Programs Board. In case of the absence of the chairman for any meeting the members present shall choose a temporary chairman.
2. Appoint committees consisting of residents of the county to advise the County Community Programs Board as it deems necessary.
3. Recommend program priorities, identify unmet service needs and prepare short-term and long-term plans and budgets for meeting such priorities and needs.
4. Prepare, with the assistance of the County Community Programs Director, a proposed budget for submission to the County Executive and the Department of Health and Social Services in accordance with Sec. 46.031(1) for authorized services.
5. Advise the County Community Programs Director regarding purchasing and providing services and the selection of purchase of service vendors, and make recommendations to the County Executive regarding modifications in such purchasing, providing and selection.
6. Develop County Community Programs Board operation procedures.
7. Comply with state requirements.

8. Assist in arranging cooperative working agreements with persons providing health, education, vocational, or welfare services related to services provided under this section.
9. Advise the County Community Programs Director regarding coordination of local services and continuity of care.

As provided in Sec. 51.437(9b), Wis. Stats., relating to developmental disabilities services, the board shall:

1. Appoint committees consisting of residents of the county to advise the board as it deems necessary.
2. Prepare a local plan which includes an inventory of all existing resources and services and contains a plan for meeting the needs of developmentally disabled individuals based upon the services designated under Sec. 51.437(1), Wis. Stats.
3. Recommend program priorities, identify unmet service needs and prepare short-term and long-term plans and budgets for meeting such priorities and needs.
4. Prepare with the assistance of the County Developmental Disabilities Director a proposed budget for submission to the County Executive and the Department of Health and Social Services under Sec. 46.031(1) for authorized services.
5. Advise the County Developmental Disabilities Service Director regarding purchasing and providing services and the selection of purchase of service vendors, and make recommendations to the County Executive or County Administrator regarding modifications in such purchasing, providing, and selection.
6. Develop County Developmental Disabilities Services Board operating procedures.
7. Comply with state requirements.

8. Assist in arranging cooperative working agreements with persons providing health, education, vocational or welfare services related to services provided under this section.
9. Advise the County Developmental Disabilities Services Director regarding coordination of local services and continuity of care.

This board shall review issues relating to the community programs under Sec. 51.42, Wis. Stats., and the developmental disabilities services programs under Sec. 51.437, Wis. Stats. and advise and recommend appropriate policy goals and legislative action to be taken by the County Board.

35.0 PARK VIEW HEALTH CENTER COMMITTEE

The Park View Health Center Committee shall be composed of five members of the Winnebago County Board appointed by the Chairman of the County Board. This committee shall be a policy-making body determining the broad outlines and principles governing the administration of nursing home services provided at the Park View Health Center consisting of the Park View Rehabilitation Pavilion and the Pleasant Acres Nursing Home. This committee shall review policy issues relating to the Park View Health Center and advise and recommend appropriate policy goals and legislative action to be taken by the County Board.

36.0 PERSONNEL & FINANCE COMMITTEE

This committee shall be composed of five County Board supervisors. The committee shall review policy issues and advise and recommend appropriate policy goals and legislative action to be taken by the County Board relating to the following departments: County Treasurer, Finance Department, Data Processing Department, Personnel Department, Purchasing/Risk Management Department, General Services and Microfilm Department.

The duties and responsibilities of this committee shall be:

1. Receive all personnel requests from Committees and Boards of Jurisdiction for study and recommendation.
2. Review proposed personnel policies and amendments as submitted by the Personnel Director and County Executive and submit recommendations to the County Board for consideration and legislative action.

3. Review personnel actions in all county departments as reported by the Personnel Director.
4. Recommend to the County Board, prior to the earliest time for filing nomination papers, a salary schedule for elected officials, appointed officials and other employees of Winnebago County unless otherwise determined by agreement or law.
5. Authorize budgetary alterations as permitted in Sec. 65.90(5), Wis. Stats. in either of the following situations:
 - A. A transfer of funds between budgeted items of an individual County Department if such budgeted items have been separately appropriated, and
 - B. Supplementation of appropriations for a particular office or department by transfer from the Contingency Fund. The limitation on the dollar amount set aside in the budgetary alteration shall be the amount set aside in the Contingency Fund or the sum of \$3,000.00, whichever is the lesser sum.

This committee may refuse to authorize a budgetary alteration in whole or in part or may grant any such alteration conditionally as it deems appropriate.

6. Review all financial reports submitted to the County Board by the County Executive, by County officials and by auditors retained by the County. (The County Executive is charged with the responsibility to examine, settle and allow all general accounts against the County and to have issued County orders therefore.)
7. Advise the County Treasurer and County Executive in the matter of investment of county funds and report to the County Board from time to time regarding county finances.
8. Examine all claims filed against the County for illegal taxes of any kind and shall make a report and recommend to the County Board on all matters pertaining to illegal taxes.
9. Perform such responsibilities as are indicated in Sec. 3.03 of the General Code of County Ordinances concerning properties taken by the county on tax deeds.
10. Advise with the County Insurance Administrator and County Executive in the matter of establishing appropriate insurance coverages for Winnebago County.

11. Review all claims filed against Winnebago County pursuant to Secs. 59.76 and Sec. 893.80, Wis. Stats. and submit its recommendation to the County Board for consideration and legislative action. Submit an annual report on the disposition of all claims.
12. Review and adopt affirmative action plans submitted by the Affirmative Action Committee.

37.0 BOARD OF ADJUSTMENT

The Board of Adjustment shall consist of five citizen members. All members of the Board of Adjustment must be from the unincorporated areas of Winnebago County. No two members of the Board of Adjustment may be from the same Township. All members shall have a term of three years except initially the term of one citizen member shall commence with the date of appointment and confirmation by the County Board and end the third Tuesday in April, 1981; the term of the two citizen members shall commence with appointment and confirmation by the County Board and end the third Tuesday in April, 1982; and the term of two citizen members shall commence with appointment and confirmation by the County Board and end the third Tuesday in April 1983. Thereafter, all terms shall be three (3) years. All members of the Board of Adjustment shall be appointed by the County Executive subject to confirmation by the County Board.

The Board shall function as the Board of Adjustment with such duties as are outlined in Wis. Stats., Sec. 59.99.

38.0 HIGHWAY COMMITTEE

This committee shall be composed of five County Board supervisors.

As provided in Sec, 83.015(2)(b), Wis. Stats., this committee shall be a policy-making body determining the broad outlines and principles governing administration of County Highway programs.

The committee shall review policy issues relating to the Winnebago County Highway Department and other highway matters of concern to Winnebago County and advise and recommend appropriate policy goals and legislative action to be taken by the County Board.

39.0 SOLID WASTE MANAGEMENT BOARD

The Winnebago County Solid Waste Management Board shall be composed of nine members, five of whom shall be County Board supervisors. All members of the board shall be selected on a geographical basis as indicated in the Ordinance establishing the board.

As provided in Sec. 59.031(2)(br), Wis. Stats., this board shall perform advisory or policy-making functions authorized by Sec. 59.07(135), Wis. Stats. or any County ordinance adopted pursuant hereto.

The board shall review policy issues relating to the Winnebago County Solid Waste Management Program and advise and recommend appropriate policy goals and legislative action to be taken by the County Board.

40.0 AFFIRMATIVE ACTION COMMISSION

40.1 This Commission shall have five members.

40.2 Not less than two members shall be women; one member shall be an employee of Winnebago County; and not more than three County Board Supervisors shall be members, one of whom shall be a member of the Personnel and Finance Committee.

40.3 The underlying principle of the Affirmative Action Program is to improve the equitable treatment and redress of any inequalities that may exist in recruiting, hiring, classifying, referring, assigning, training and retraining, fringe benefits, promotion, transfer, compensation, extending or assigning use of facilities, firing, lay-off, recall, and disciplinary action and any other terms, conditions or privileges of employment for all persons in the employ of Winnebago County.

40.4 Furthermore, the Affirmative Action Program is designed to assure that there will be no discrimination in Winnebago County employment on the basis of race, color, religion, national origin, or sex.

41.0 WINNEBAGO COUNTY HOUSING AUTHORITY

41.1 This Commission shall have five citizen members.

41.2 Wis. Stats., Sec. 59.07(5), permits the creation of County Housing Authorities.

41.3 Pursuant to such authority, Winnebago County did on April 23, 1974, by Resolution #2, recognize the need for a Housing Authority to function in Winnebago County. The powers and duties of the Winnebago County Housing Authority can be found in Wis. Stats., Sec. 66.40 to Sec. 66.404.

41.4 The purpose of the County Housing Authority is to make certain determinations concerning the housing conditions for low income persons within the County.

41.5 If such determinations indicate a need for improved dwelling accommodations for persons of low income, then, the Housing Authority may authorize the expenditure of public funds made available by the U.S. Department of Housing and Urban Development to improve the dwelling accommodations for low income persons in Winnebago County.

42.0 ADVOCAP BOARD

42.1 Six Winnebago County Board Supervisors serve on the Board of Directors of ADVOCAP.

42.2 On May 17, 1972, by Resolution #2, the Winnebago County Board of Supervisors did designate ADVOCAP, Inc., as the community action program to serve Winnebago County.

42.3 The U.S. Economic Opportunity Action of 1964 authorizes the establishment and funding of community action agencies and programs to stimulate a better focusing of all available local, state, private and federal resources upon the goal of enabling low-income families, and low-income individuals of all ages, in rural and urban areas, to attain skills, knowledge and motivations and secure the opportunities needed for them to become self-sufficient.

43.0 COMMITTEE ON AGING

43.1 The Winnebago County Committee on Aging shall consist of nine members who are appointed by the County Board Chairman and confirmed by the County Board.

43.2 At least six of its members shall be aged sixty or over.

43.3 No more than two members shall be County Board Supervisors.

43.4 The Federal Older Americans Act of 1965 authorizes the establishment and funding for County-based Aging Units.

43.5 The State of Wisconsin Department of Health and Social Services Administrative Rules of 1979 mandate an Aging Unit in each County and Tribe in Wisconsin.

43.6 The Winnebago County Board of Supervisors did on May 21, 1974, by Resolution #4, create the Winnebago County Committee on Aging.

43.7 The purpose of the Committee is to represent the views, interests, and concerns of older adults in county decisions, especially those which affect services and program needs. A further part of its purpose is to develop plans and coordinate services which allow older people to realize their full potential in participation and access for all facets of community life. Also, it shall be the purpose of the committee to coordinate the flow of funding available for such services and programs.

The main goal of the committee is to enable older adults to live a meaningful, dignified, independent life, by developing options and alternatives for them to continue to be active, vital parts of the communities in which they reside.

44.0 TRI-COUNTY RECREATION ASSOCIATION BOARD OF DIRECTORS

44.1 Three members of the Winnebago County Board of Supervisors shall represent Winnebago County on the Tri-County Recreation Association Board of Directors.

44.2 The Board of Directors shall be responsible for the supervision, maintenance, operation and development of the Ice Arena.

SPECIAL MEETING OF ANY BOARD

Wisconsin Statute 59.04(2) states: A special meeting of any board shall be held:

(a) Upon a written request of a majority of the supervisors delivered to the clerk, specifying the time and place of meeting. The time shall be not less than 48 hours from the delivery of the request. Upon receiving the request the clerk shall forthwith mail to each supervisor notice of the time and place of the meeting. Any special meeting may be adjourned by a vote of a majority of all the supervisors. The county board by ordinance may establish a separate procedure for convening the county board in a "declared emergency" as defined by county ordinance.

(b) For the purpose and in the manner described in Sec. 31.06, with the right to adjourn the special meeting from time to time by a vote of a majority of all the supervisors entitled to a seat. The clerk shall mail written notice of the special meeting, specifying the time, place, and purpose thereof, to each supervisor not less than 2 weeks before the day set for such a meeting.

Supervisor Wagner was thanked for the flowers she provided to the board members. The new Judiciary & Public Safety Committee will be asked to look into the bidding procedures and committee involvement. Supervisor King moved and it was seconded to adjourn to April 26, 1994 at 6:00 P.M. CARRIED BY VOICE VOTE. Meeting adjourned at 10:00 P.M.

Respectfully submitted,
Linda Wolfe
Winnebago County Clerk

State of Wisconsin)
County of Winnebago)ss

I, Linda Wolfe, Winnebago County Clerk, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their adjourned meeting held April 19, 1994.

Linda Wolfe
Winnebago County Clerk

P r o c e e d i n g s
of the
B o a r d o f S u p e r v i s o r s
of
W i n n e b a g o C o u n t y

**ADJOURNED SESSION
COUNTY BOARD MEETING
TUESDAY, APRIL 26, 1994**

Chairman Joseph Maehl called the meeting to order at 6:00 P.M. in the Supervisors' Room, Fourth Floor, Courthouse, Oshkosh, Wisconsin.

The meeting was opened with the Pledge of Allegiance and an Invocation by Supervisor Wagner.

Roll Call: 37 present. Excused: 1—Finch.

Supervisor Planalp moved and it was seconded to adopt the agenda, but to consider Resolution 19-494 first. **CARRIED BY VOICE VOTE.**

COMMUNICATIONS, PETITIONS, ETC.

Notice of Great Lakes Council of Counties Conference to be held August 25-27 was read and placed on file. Notice of Wisconsin Counties Association District Meeting to be held May 3rd in Fond du Lac was read and placed on file. Notice of County Board Supervisors Workshops to be held in ten locations in the state was read and placed on file. Reservations may be placed with the County Clerk. 1994 Public hearings by the Social Services Department and Community Programs Department on May 3rd and May 5th were announced. Notice of mini-conference on "Managing the Land for Improved Water Quality" to be held April 29th was read and placed on file. Notice from Senator Feingold on meeting with constituents on May 2nd at 10:30 A.M. at Oshkosh City Hall was announced. Letter from East Central Wis. Regional Planning Commission regarding a meeting to be held April 29th to discuss 60-day moratorium on "flexible" sewer service area amendments was read and placed on file. Letters from Senator Michael Ellis and Representative Gregg Underheim were read and placed on file. The deadline for submitting resolutions to be considered at the Wisconsin Counties Association is June 24th. Supervisor Orrin King was congratulated on being inducted into the Wall of Fame in the Omro School District.

Petition for Zoning Amendment from Rick Billington for change from B-1 to B-3 for antiques and second-hand goods store was referred to Planning & Zoning Committee. Petition for Zoning Amendment from Neal S. Pisarski for change from A-1 to R-5 for existing clustered single-family dwellings was referred to Planning & Zoning Committee.

COMMITTEE REPORTS

Supervisor Hue highly recommended the University of Wisconsin-Extension County Board Workshops to be held this spring. Supervisor Sievert announced a public hearing will be held on May 5, 1994 at 7 P.M. in the Courthouse Lounge Room on billboards. Supervisor Gose reported the Governor vetoed the seventh judge for Winnebago County, even though the County Board voted 32-0 to endorse a seventh judge. Supervisor Putzer advised he will bring a resolution to the board next month to put Court Commissioners on the state payroll. Supervisor Lawson invited everyone to attend Steve Wittman's 90th Birthday Party at Wittman Field Airport on May 7th, with an Open House from Noon to 4 P.M. at the terminal building, and many special activities planned for the afternoon.

Representative Carol Owens said good-bye to her fellow supervisors and said she was sorry to have missed the last County Board meeting. Judge William Crane thanked the board for providing the Media Room with the audio/video equipment so the press can view trials without disrupting the courtrooms. He urged the board to continue to support a seventh court.

COUNTY EXECUTIVE'S REPORT

County Executive Steinhilber stated he looks forward to a year of progress in Winnebago County. He supports Resolution 13-494 to authorize the firm of Dana Larson Roubal (formerly Sauter-Seaborne) for design and construction of the Huber facility. If approved, he will meet tomorrow with them to discuss construction. He is nearing completion on a contract with Outagamie County relating to contracting for detention of juveniles in their Justice Center. He supports Resolution 16-494—authorizing the sale of property at the intersection of South Commercial and Bell Streets in the City of Neenah. On the Human Services Building, the Negotiations Committee received a revised offer from Mr. Wyngard representing Wisconsin National Life and they have withdrawn the offer of the Oshkosh Office Center due to problems and concerns with that building. He has received Phase I and Phase II reports on the soil tests at the Radford site, but is awaiting a third report by the end of the week. He will give his final recommendation in May. Governor Thompson vetoed the bill for 11 new

judges, including one for Winnebago County. He feels there is a serious disagreement over the need for another judge, especially since we just added a 6th Circuit Judge two years ago. He feels more study is needed on the judicial workload needs. Supervisor Wagner asked how many juveniles will be housed in Outagamie County, and Mr. Steinhilber stated that we will contract for 8 juveniles and no juveniles will be housed in the Winnebago County Jail.

**COUNTY EXECUTIVE'S APPOINTMENTS
SOCIAL SERVICES BOARD**

Muriel Crowley
Raymond Gose
James Koziczkowski
Helen Savas
Mary Jo Widener

Two-year terms, coinciding with their County Board terms.

AFFIRMATIVE ACTION COMMISSION

Supervisor Orrin King—term expires 4-15-97
Supervisor David Metzsig—term expires 4-18-95
(filling the unexpired term of Robert Lacey)

PUBLIC SAFETY BUILDING BOARD

Supervisor John Planalp—term expires 4-16-96
Supervisor Burton Schmidt—term expires 4-16-96

SOLID WASTE MANAGEMENT BOARD

Supervisor Herbert Kramer—term expires 4-15-97
Supervisor Patrick O'Brien—term expires 4-15-97
John Wilke (citizen)—term expires 4-15-97
Supervisor Robert Putzer—term expires 4-16-96
(filling the unexpired term of James Bahr)

ADVOCAP BOARD

Supervisor David Kollath—term expires 4-16-96
Supervisor Mary Jo Widener—term expires 4-16-96

EAST WISCONSIN COUNTIES RAILROAD CONSORTIUM

Supervisor Kenneth Robl
Supervisor Herbert Kramer

Two-year terms coinciding with their County Board terms

**TRI-COUNTY RECREATION ASSOCIATION
BOARD OF DIRECTORS**

Supervisor Muriel Crowley

Supervisor Jerold Finch

Two-year terms coinciding with their County Board terms

UW-FOX VALLEY CENTER BOARD OF TRUSTEES

Supervisor Joseph Maehl

Supervisor John Hue

WINNEFOND LAKE CONSORTIUM POLICY BOARD

Supervisor Eugene Troxell

Supervisor Donald Arne

Supervisor Anne Lawson

Two-year terms coinciding with their County Board terms

WINNEBAGO COUNTY HOUSING AUTHORITY

Charles W. Buck

782 Elm Street

Neenah, WI 54956

Five-year term—expiring 4-20-99

**EAST CENTRAL WIS. REGIONAL
PLANNING COMMISSION**

Jack Steinhilber, County Executive

Joseph Maehl, County Board Chairman

Marigen Carpenter, Mayor, City of Neenah

Richard Wollangk, Mayor, City of Oshkosh

Two-year terms

OMRO LIBRARY BOARD

Supervisor Stephen Rankin—term expires 6-30-97

(replacing former Supervisor Carol Owens)

WINNECONNE LIBRARY BOARD

Supervisor Harvey Rengstorf—term expires 6-30-95

(replacing former Supervisor William Breister)

INDUSTRIAL DEVELOPMENT BOARD

County Board Chairman Joseph Maehl
County Executive Jack Steinhilber
Corporation Counsel John Bodnar
County Board Auditor Gary Mayer
Supervisor Orrin King
Supervisor Anne Lawson
Supervisor John Hue
Supervisor James Lauson
Supervisor Paul Sundquist
Raymond Hoeft, Mayor of Omro
Douglas Pearson, Director, Chamco, Inc.
Thom Ciske, Fox Cities Chamber
Two-year terms

COMMUNITY PROGRAMS BOARD

Supervisor David Metzgi—term expires 4-15-97
Supervisor Joanne Sievert—term expires 4-15-97
Supervisor Robert Klitzke—term expires 4-16-96
(filling the unexpired term of Jerold Finch)
Sharon Fiedler (citizen)—term expires 4-15-97

Supervisor Lauson moved, Supervisor Sundquist seconded to confirm the County Executive's appointments. Ayes: 37. Nays: 0. Excused: 1—Finch. CARRIED.

PUBLIC HEARING

There were no comments from the public.

COUNTY BOARD CHAIRMAN'S REPORT

County Board Chairman Maehl urged supervisors to attend the May 16 Annual County Board Tour. He reported the DNR is proposing to purchase 90.65 acres in the Town of Nepeuskun and 47.5 acres in the Town of Omro. He reported that Winnebago County received a total of \$213,000,000 in grants and assistance from other sources. This year, 328,000 trees will be planted in Winnebago County. He introduced Corliss Ehlenberger of the Department of Social Services and presented her with the "Social Worker of the Year" award from the Foster Parents Association, and her name will now be entered into a national contest.

COUNTY BOARD CHAIRMAN'S APPOINTMENTS**COMMITTEE ON AGING**

Patty Maehl—term expires 4-15-97
Muriel Crowley—term expires 4-15-97
Mary Jo Widener—term expires 4-15-97

1996 WISCONSIN COUNTIES CONVENTION COMMITTEE

David Metzig

**APPOINTMENTS TO ELDERLY & DISABLED
TRANSPORTATION COORDINATING COMMITTEE**

Doris Albee—term expires 5-1-95
904 Nicolet Avenue
Oshkosh, WI 54901

Jack Meyer—term expires 5-1-95
6434 Paynes Point Road
Neenah, WI 54956

Supervisor Joanne Sievert—term expires 5-1-95
Supervisor Helen Savas—term expires 5-1-95

Carol Kasimor—term expires 5-1-95
211 Walnut Street
Neenah, WI 54956

Sue Ruck—term expires 5-1-95
Winnebago County Nutrition Program
2929 Harrison Street
Oshkosh, WI 54901

Donna Larsen—term expires 5-1-95
Social Services Department

Don Davies—term expires 5-1-95
Oshkosh City Cab Company
124 N. Main Street
Oshkosh, WI 54901

Steve Rosenbaum—term expires 5-1-95
Medi-Vans, Inc.
N8870 Oneida Street
Menasha, WI 54952

Supervisor Robl moved and it was seconded to approve the County Board Chairman's appointments. Ayes: 36. Nays: 0. Excused: 2—Winters and Finch. CARRIED.

COMMITTEE ASSIGNMENTS & OFFICERS

AVIATION COMMITTEE

David Albrecht—Chairman
Eugene Troxell—Vice-Chairman
John Hue—Secretary
Don Arne
Anne Lawson

HEALTH COMMITTEE

Jim Koziczkowski—Chairman
Mary Jo Widener—Vice-Chairman
Helen Savas—Secretary
Muriel Crowley
Ray Gose

HIGHWAY COMMITTEE

Ken Robl—Chairman
Robert Putzer—Vice-Chairman
Burt Schmidt—Secretary
Herb Kramer
Bernard Egan

JUDICIARY & PUBLIC SAFETY COMMITTEE

Ray Gose—Chairman
John Planalp—Vice-Chairman
Jacquelyn Wagner—Secretary
Harvey Rengstorf
Donald Griesbach

EMERGENCY GOVERNMENT COMMITTEE

Ray Gose—Chairman
John Planalp—Vice-Chairman
Jacquelyn Wagner—Secretary
Harvey Rengstorf
Donald Griesbach

PARK VIEW HEALTH CENTER COMMITTEE

Ron Montgomery—Chairman
Robert Klitzke—Vice-Chairman
Dorothy Schwartz—Secretary
Joanne Sievert
David Metzsig

PARKS & RECREATION COMMITTEE

James Lauson—Chairman
Paul Sundquist—Vice-Chairman
Patrick O'Brien—Secretary
Alan Shute
Jerold Finch

PERSONNEL & FINANCE COMMITTEE

Jeanette Diakoff—Chairman
Orrin King—Vice-Chairman
David Kollath—Secretary
David Albrecht
Robert Putzer

PLANNING & ZONING COMMITTEE

Joanne Sievert—Chairman
Jeanette Diakoff—Vice-Chairman
Eugene Troxell—Secretary
John Planalp
John Schaidler

**PROPERTY MANAGEMENT &
MAINTENANCE COMMITTEE**

Jacquelyn Wagner—Chairman
Orrin King—Vice-Chairman
Jim Koziczkowski—Secretary
Patrick Brennand
Stephen Rankin

**UNIVERSITY OF WISCONSIN EDUCATION,
EXTENSION & AGRICULTURE COMMITTEE**

Joseph Maehl—Chairman
Nancy Barker—Vice-Chairman
Kristi Winters—Secretary
John Hue
Stephen Rankin

LAND CONSERVATION COMMITTEE

Joseph Maehl—Chairman
Nancy Barker—Vice-Chairman
Kristi Winters—Secretary
John Hue
Stephen Rankin
Ken Neubauer (ASCS)
Joe Olson (Citizen)

Motion by Supervisor Robl and seconded to approve the Committee on Committee appointments. Supervisor Wagner stated she attended the committee meeting and commended the members on their hard work. Vote on appointments: Ayes: 36. Nays: 1—Montgomery. Excused: 1—Finch. CARRIED. A short recess was taken so the committee officers could be chosen and are as listed above.

AUDIT REPORT—HEALTH DEPARTMENT

Supervisor Arne moved and it was seconded to discuss the Audit Report on the Health Department at the June Special Orders of Business meeting. CARRIED BY VOICE VOTE.

EMERGENCY GOVERNMENT REPORT

Don Kujawa, Emergency Government Director, asked all supervisors to get new Emergency Government identification cards. He would like the supervisors to be volunteers in the event of a disaster. He asked for support of Resolution 15-494—to purchase a Doppler radar system. He said the price will increase by \$8,000 next year. The Neenah radar system will close in March, 1995. Don Sleik, Supervisor of the 911 Center, Sheriff's Department, also spoke on the need for a new radar system. Bob Kujawa, Emergency Government volunteer, explained the components of the new system. If approved, they hope to have it installed in the next few months.

ZONING REPORTS & ORDINANCES

REPORT. NO. 001. A report from Planning & Zoning Committee re: rezoning to R-1 for four single-family lots. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 04-01-94. A request from Mike and Sandy Miller for change from A-2 (General Farming District) to R-1 (Rural Residential Dist., Single-Family, Non-Subdivided). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 002. A report from Planning & Zoning Committee re: change to R-2 for lot addition to adjacent residential lots. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 04-02-94. A request from Bradley J. Reitzner for zoning change from M-1 (Light Industrial & Office District) to R-2 (Suburban Residential District, single-family, subdivided). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 003. A report from Planning & Zoning Committee re: rezoning to M-2 for commercial development and to make zoning identical to zoning on north, south and east. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 04-03-94. A request from William Sund - Re/Max of the Tri County for zoning change from B-2 (Community Business District) to M-2 (Heavy Industrial District). Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORT NO. 004. A report from Planning & Zoning Committee re: rezoning to R-1 (single family) for home construction on an existing lot. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE 04-04-94. A request from Linda Smith for zoning change from A-1 (Agri-Business District) to R-1 (Rural Residential Dist., single-family, non-subdivided). Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORT NO. 005. A report from Planning & Zoning Committee re: rezoning to R-1 (single family) for creation of a single-family lot. Report withdrawn on advice of Corporation Counsel because it was not properly noticed on the agenda

AMENDATORY ORDINANCE NO. 04-05-94. A request from Elizabeth Sitterly/Dempsey, Magnusen, et al for zoning change from A-1 (Agri-Business District) to R-1 (Rural Residential Dist., single-family, non-subdivided). Ordinance withdrawn on advice of Corporation Counsel because it was not properly noticed on the agenda.

REPORTS, RESOLUTIONS & ORDINANCES

RESOLUTION NO. 2-494 - Authorize Acceptance of Donation of the Use of Two Jet Boats For Winnebago County Sheriff's Water Patrol Program

WHEREAS, Ed's Boat Sales, Inc., has expressed a desire to donate the use of two jet boats to the Winnebago County Sheriff's Department, Water Patrol Program, for use during the 1994 boating season; and

WHEREAS, the County would be obligated to maintain the boats during the usage by the Sheriff's Department and to insure the boats, with the boats to be returned to Ed's Boat Sales, Inc. at the end of the boating season, normal wear and tear accepted.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Sheriff's Department to accept the donation of the use of two jet boats from Ed's Boat Sales, Inc. for use by the Winnebago County Sheriff's Water Patrol Program during the 1994 boating season.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 36. Nay: 1—Crowley. Excused: 1—Finch. **CARRIED.**

RESOLUTION NO. 3-494 - Convert Part-time Position of Jail Nurse Practitioner to Full-time Position: Public Health Department

WHEREAS, because of the high inmate population in the Winnebago County Jail and because of expanded inmate health care standards, the need for health services in the Jail have increased; and

WHEREAS, the most cost-effective means of providing increased health services to Jail inmates is through an increase in regular hours of the nurse practitioner currently assigned by the Public Health Department to the Jail from thirty hours per week to thirty-seven and one half hours per week; and

WHEREAS, funds to cover the cost of such increased hours are available from within the budget of the Sheriff's Department.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the part-time position of Nurse Practitioner in the Public Health Department and assigned to the County Jail be converted to a full-time position; and

BE IT FURTHER RESOLVED, that funds to cover the cost of the additional hours to be worked in the position be made available from funds budgeted for such purpose within the budget of the Sheriff's Department.

Submitted by,

**PERSONNEL AND FINANCE COMMITTEE AND
HEALTH COMMITTEE**

Motion by Supervisor Koziczowski and seconded to adopt. Supervisor O'Brien moved and it was seconded to postpone until the May meeting and have someone from the Health Department there to explain it. MOTION TO POSTPONE CARRIED BY VOICE VOTE.

RESOLUTION NO. 4-494 - Create Two Full-time Positions of Case Manager: Child Support Department

WHEREAS, current staffing within the Child Support Department is insufficient to meet the case review mandates set forth in the Family Support Act of 1988; and

WHEREAS, in order to meet the case review mandates, two additional full-time positions of Case Manager are needed; and

WHEREAS, funding from the State of Wisconsin has been made available to the Winnebago County Child Support Department in the amount of \$79,200 for the year 1994, in order to offset the cost of additional collection efforts, including increased staffing.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that two new full-time positions of Case Manager are hereby created within the table of organization of the Winnebago County Child Support Department; and

BE IT FURTHER RESOLVED, that funds to cover all costs related to the creation and continuation of such positions be made available from grant funds provided by the State of Wisconsin; and

BE IT FURTHER RESOLVED, that these new positions shall continue only as long as grant funding is made available from the State of Wisconsin to offset the full costs of continuing them.

Submitted by,

**JUDICIARY AND PUBLIC SAFETY COMMITTEE AND
PERSONNEL AND FINANCE COMMITTEE**

Motion by Supervisor Gose and seconded to adopt. Doris Martin, Child Support Director, explained the resolution and the need for the positions. Two-thirds vote required. Vote: Ayes: 23 Rengstorf, Schmidt, Barker, Crowley, Diakoff, Gose, Hue, King, Lauson, Kollath, Planalp, O'Brien, Metzger, Savas, Schwartz, Widener, Shute, Wagner, Winters, Koziczkowski, Brennand, Albrecht, Maehl. Nays: 13—Kramer, Klitzke, Montgomery, Egan, Griesbach, Putzer, Schaidler, Robl, Sundquist, Rankin, Troxell, Sievert, Arne. Excused: 2—Finch and Lawson. LOST.

RESOLUTION NO. 5-494 - Commendation to James Bahr

WHEREAS, James Bahr has served the citizens of Winnebago County for seven years as a member of the Winnebago County Board of Supervisors; and

WHEREAS, during that time, Mr. Bahr has distinguished himself as a most conscientious and dedicated supervisor; and

WHEREAS, Mr. Bahr has recently completed his services as a member of the Board.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that sincere appreciation and commendation be and it hereby is extended to James Bahr for the fine services that he has rendered to the citizens of his District and to all the citizens of Winnebago County.

BE IT FURTHER RESOLVED, that the County Clerk send a copy of this Resolution to James Bahr.

Submitted by,

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor O'Brien and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE.

RESOLUTION NO. 6-494 Commendation to William Breister

WHEREAS, William Breister has served the citizens of Winnebago County for the past two years as a member of the Winnebago County Board of Supervisors; and

WHEREAS, during that time, Mr. Breister has distinguished himself as a most conscientious and dedicated supervisor; and

WHEREAS, Mr. Breister has recently completed his services as a member of the Board.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that sincere appreciation and commendation be and it hereby is extended to William Breister for the fine services that he has rendered to the citizens of his District and to all the citizens of Winnebago County.

BE IT FURTHER RESOLVED, that the County Clerk send a copy of this Resolution to William Breister.

Submitted by,

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor O'Brien and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE.

RESOLUTION NO. 7-494 - Commendation to Geneva Laabs

WHEREAS, Geneva Laabs has served the citizens of Winnebago County for the past twelve years as a member of the Winnebago County Board of Supervisors; and

WHEREAS, during that time, Ms. Laabs has distinguished herself as a most conscientious and dedicated supervisor; and

WHEREAS, Ms. Laabs has recently completed her services as a member of the Board.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that sincere appreciation and commendation be and it hereby is extended to Geneva Laabs for the fine services that she has rendered to the citizens of her District and to all the citizens of Winnebago County.

BE IT FURTHER RESOLVED, that the County Clerk send a copy of this Resolution to Geneva Laabs.

Submitted by,

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor O'Brien and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE.

RESOLUTION NO. 8-494 - Commendation to Carol Owens

WHEREAS, Carol Owens has served the citizens of Winnebago County for the past twelve years as a member of the Winnebago County Board of Supervisors; and

WHEREAS, during that time, Ms. Owens has distinguished herself as a most conscientious and dedicated supervisor; and

WHEREAS, Ms. Owens has recently completed her services as a member of the Board.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that sincere appreciation and commendation be and it hereby is extended to Carol Owens for the fine services that she has rendered to the citizens of her District and to all the citizens of Winnebago County.

BE IT FURTHER RESOLVED, that the County Clerk send a copy of this Resolution to Carol Owens.

Submitted by,

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor O'Brien and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE.

RESOLUTION NO. 9-494 - Commendation to John Pawlowski

WHEREAS, John Pawlowski has served the citizens of Winnebago County for the past thirty-four years as a member of the Winnebago County Board of Supervisors; and

WHEREAS, during that time, Mr. Pawlowski has distinguished himself as a most conscientious and dedicated supervisor; and

WHEREAS, Mr. Pawlowski has recently completed his services as a member of the Board.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that sincere appreciation and commendation be and it hereby is extended to John Pawlowski for the fine services that he has rendered to the citizens of his District and to all the citizens of Winnebago County.

BE IT FURTHER RESOLVED, that the County Clerk send a copy of this Resolution to John Pawlowski.

Submitted by,

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor O'Brien and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE.

RESOLUTION NO. 10-494 - Commendation to Don Steber

WHEREAS, Don Steber has served the citizens of Winnebago County for the past ten years as a member of the Winnebago County Board of Supervisors; and

WHEREAS, during that time, Mr. Steber has distinguished himself as a most conscientious and dedicated supervisor; and

WHEREAS, Mr. Steber has recently completed his services as a member of the Board.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that sincere appreciation and commendation be and it hereby is extended to Don Steber for the fine services that he has rendered to the citizens of his District and to all the citizens of Winnebago County.

BE IT FURTHER RESOLVED, that the County Clerk send a copy of this Resolution to Don Steber.

Submitted by,

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor O'Brien and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE.

RESOLUTION NO. 11-494 - Commendation to Miriam Haebig

WHEREAS, Miriam Haebig has been employed with Park View Health Center of Winnebago County, for the past twenty-nine years and six months, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Miriam Haebig 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 Miriam Haebig for the fine services she has rendered to Winnebago County.

BE IT FURTHER RESOLVED, that the County Clerk send a copy of this Resolution to Miriam Haebig.

Submitted by,

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor O'Brien and seconded to adopt. CARRIED BY UNANIMOUS VOICE VOTE.

RESOLUTION NO. 12-494 - Authorize Audit of Canteen Service and Huber Fund: Winnebago County Jail

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Auditor to audit the Canteen Service Fund and Huber Fund at the Winnebago County Jail, as managed by the Winnebago County Sheriff's Department.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2—Finch and Schaidler. CARRIED.

RESOLUTION NO. 13-494 - Authorize Contract With Architectural Firm Of Dana Larson Roubal For Design And Construction Of Huber Facility

WHEREAS, the County Executive and several County Board Supervisors have interviewed three architectural/engineering firms for the purpose of making a recommendation to the full County Board of Supervisors as to contracting for architectural services for the proposed Winnebago County Huber Facility; and

WHEREAS, those County Board Supervisors interviewing the architectural/engineering firms and the County Executive have made a recommendation that the firm of Dana Larson Roubal be contracted with for architectural services in connection with the construction of a Winnebago County Huber Facility based upon their prior experience in constructing correctional facilities and their competitive fee; and

WHEREAS, your Property Management and Maintenance Committee has reviewed and approved the recommendation of the interviewers that Winnebago County contract with Dana Larson Roubal for architectural services in connection with the construction of the Winnebago County Huber Facility.

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 a contract retaining the architectural firm of Dana Larson Roubal to provide architectural/engineering services to Winnebago County in connection with the construction of the proposed Winnebago County Huber Facility, with the fees of said firm not to exceed \$135,700 for design and \$3,900 for reimbursable expenses.

Submitted by:

PROPERTY MANAGEMENT AND MAINTENANCE
COMMITTEE AND JUDICIARY AND PUBLIC SAFETY
COMMITTEE

Motion by Supervisor Wagner and seconded to adopt. Ayes: 35. Nays: 1—Schmidt. Excused: 2—Finch, Schaidler. CARRIED.

RESOLUTION NO. 14-494 - Name County Depositories

WHEREAS, pursuant to Section 59.74, Wisconsin Statutes, the Winnebago County Board of Supervisors must name those banking institutions which serve as depositories for County funds; and

WHEREAS, such a resolution was last passed by the Winnebago County Board of Supervisors in 1981; and

WHEREAS, the names of most banks which were named as depositories in 1981 have changed since that date, necessitating that a revised resolution be passed by the Winnebago County Board of Supervisors.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the following named financial institutions and the State Investment Pool be designated as County depositories of Winnebago County as provided in Section 59.74, Statutes, and shall so remain as duly named depositories until such time as amended by the action of this Board:

Valley Bank—Oshkosh
Firststar Bank—Menasha
F & M Bank—Omro
M & I Central State Bank—Pickett
M & I Western State Bank—Oshkosh
Bank One—Larsen
Firststar Bank—Oshkosh
Bank One—Oshkosh
Associated Bank—Neenah
Bank One—Neenah
First National Bank—Fox Valley
Bank One—Valley Fair

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Firststar Bank of Oshkosh shall be designated as the primary working bank for Winnebago County.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the funds of the County be distributed among those banks named above as provided for in Section 59.74, Statutes, unless otherwise directed by the Winnebago County Board of Supervisors or any Committee designated with such power by the Winnebago County Board of Supervisors.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 37.
Nays: 0. Excused: 1—Finch. CARRIED.

RESOLUTION NO. 15-494 - Authorize Transfer of \$33,000 From Contingency Fund To Other Equipment Fund of Emergency Government Department (Purchase Doppler Radar System)

WHEREAS, the Emergency Government Director has recommended to your undersigned Committees that Winnebago County purchase a new Doppler Radar System in order that the Emergency Government Department can provide early warning of severe weather situa-

tions, such as tornados, to persons residing within Winnebago County and the surrounding area, so as to provide those persons with increased safety; and

WHEREAS, such a system would provide a possible 20 to 30 minute additional advance warning of tornado and severe weather activity to occupants of Winnebago County prior to such notification being provided by the National Weather Service. Such a system would also allow tornado spotters to be direct to the most severe area of storm appearing on radar; to locate potential flash flood areas by accumulated precipitation; and to allow other governmental agencies to download information with a personal computer and modem for advance notice of possible severe weather conditions; and

WHEREAS, present equipment is unable to utilize all information now available from new Doppler radar, with the present system now being 12 years old and receiving information pursuant to technology that is approximately 40 to 50 years old; and

WHEREAS, your undersigned Committee members believe that it is in the best interests of persons residing within Winnebago County and the adjacent area that such a Doppler radar system be purchased to so as to safeguard the lives and property of said citizens.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$33,000 from the Contingency Fund of the Winnebago County General Budget to the Other Equipment Account of the Emergency Government Department Fund for the purpose of purchasing a Kavouras Radac 2100 Doppler Radar System.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE
& PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 37. Nays: 0. Excused: 1—Finch. CARRIED.

RESOLUTION NO. 16-494 - Authorize Sale Of Property At Intersection Of South Commercial Street And Bell Street In The City Of Neenah

WHEREAS, Winnebago County has received an Offer to sell property located at the intersection of South Commercial Street and Bell Street in the City of Neenah to Joseph Verhagen for the price of \$13,500.00, said property consisting of approximately 1.825 acres upon said site; and

WHEREAS, your undersigned Committee recommends the acceptance of said Offer, in that said Offer would result in the dismissal of a lawsuit against Winnebago County with regard to the ownership of said parcel of property; and

WHEREAS, your undersigned Committee members believe that said Offer is reasonable under the circumstances.

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 accept the Offer of Joseph Verhagen for the purchase of property located at the intersection of South Commercial Street and Bell Street in the City of Neenah, Winnebago County, Wisconsin, which is more specifically described as follows:

That part of the SE1/4 of the SE1/4 of Section 33 and that part of the SW1/4 of the SW1/4 of Section 34, all in T20N, R17E, Town of Neenah, Winnebago County, Wisconsin, which is bounded and described as follows:

Commencing at the Southwest corner of said Section 34; thence N01o42'57"W along the West line of the SW1/4 of Section 34 a distance of 563.43 feet to the point of beginning; thence continuing N01o42'57"W along aforesaid line 11.86 feet; thence northwesterly 256.06 feet along the arc of a 987.93 foot radius curve concave to the East, said curve being the Easterly line of Block 3, "Southview" Plat, and having a chord which bears N09o08'27.5"W 255.34 feet; thence N01o42'57"W (Recorded as N0o12'E) along the East line of said Block 3 a distance of 457.98 feet to the Northeast corner thereof; thence Southeasterly 308.33 feet along the arc of a 1.949.36 foot radius curve concave to the Northeast, said curve being the Westerly line of CTH "A" (Commercial Street) and having a chord which bears S11o06'09"E 308.00 feet; thence S15o37'57"E along the Westerly line of aforesaid CTH "A" a distance of 648.02 feet; thence S11o04'19"E along the Westerly line of aforesaid CTH "A", a distance of 226.53 feet; thence N31o34'57"W along the former Westerly line of CTH "A", a distance of 224.20 feet; thence Northwesterly 259.10 feet along the arc of a 988.40 foot radius curve concave to the Northeast said curve being the former Westerly line of CTH "A" and having a chord which bears N24o04'22"W 258.36 feet to the point of beginning containing 1.825 acres of land more or less and being subject to and having the rights of easements, restrictions, covenants, and agreements of record, if any.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that upon payment of the sum of \$13,500.00, the Winnebago County Executive and Winnebago County Clerk are authorized to transfer the title to said property by Warranty Deed to Joseph Verhagen, pursuant to the terms of the Offer made by him for the purchase of said parcel of property.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that acceptance of said Offer is subject to Lyle Dorow, Mae Huberty, Janice Breaker and Elda Skalmoski providing, prior to closing, a Stipulation agreeing to the dismissal of the pending litigation with prejudice against Winnebago County, Circuit Court Case No. 93 CV 351 and that no costs be assessed to any party in relationship to said litigation.

Submitted by:

HIGHWAY COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Ayes: 37. Nays: 0. Excused: 1—Finch. CARRIED.

RESOLUTION NO. 17-494 - Accept State Soil And Water Resource Management Program Funds

WHEREAS, the Wisconsin Department of Agriculture, Trade and Consumer Protection has approved the 1994 Soil and Water Resource Management Program (Sec. 92.14) funding in the amount of \$53,487 for land and water resource management programs in Winnebago County; and

WHEREAS, the Winnebago County Board of Supervisors must authorize acceptance of said funds.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that acceptance of Soil and Water Resource Management Program funding in the amount of \$53,487 from the Wisconsin Department of Agriculture, Trade and Consumer Protection be and hereby is authorized.

Submitted by:

LAND CONSERVATION COMMITTEE

Motion by Supervisor Barker and seconded to adopt. Ayes: 37. Nays: 0. Excused: 1—Finch. CARRIED.

RESOLUTION NO. 18-494 - Freeze 1995 Budget At \$96,337,036.00 Or Less

WHEREAS, because of the growth and increase in property taxes within Winnebago County over the years your undersigned supervisors are asking that no increase in spending should be approved for the 1995 budget year; and

WHEREAS, Resolution 181-393, dated March 16, 1993 was introduced to establish a goal of not increasing tax mileage rate for the 1994 budget and was passed 34-0, it is appropriate that this resolution be considered, and that this County Board of Supervisors seeking to obtain tax relief by addressing increases in spending, realizing spending and taxes go hand in hand, do set a goal that in addition to freez-

ing tax rate increases, that through a review of present spending levels, any cuts, duplication of services, efficiency, etc., does propose budget control.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the 1995 Budget be set at \$96,337,036.00 or less.

Submitted by:

JOHN PLANALP, DIST. #18
EUGENE TROXELL, DIST. #22
ROBERT PUTZER, DIST. #20
JOANNE SIEVERT, DIST. #31
JOHN HUE, DIST. #30
DONALD ARNE, DIST. #32

Motion by Supervisor Planalp and seconded to adopt. Supervisor Planalp suggested controlling spending by paying off the unfunded liabilities and saving interest, revising the Hay Plan, and giving pay increases every 18 months instead of 12 months. Supervisor Crowley suggested finding more efficient ways of budgeting rather than line budgeting. Supervisor Schmidt moved to amend line 18 to add after "less" "and the tax rate to be set at \$5.35 per \$1,000 of equalized value or less". No second. Supervisor Arne spoke on the increases in County taxes in the Town of Oshkosh during the past 3 years. Vote on resolution: Ayes: 13—Lawson, Hue, Klitzke, Montgomery, Planalp, Griesbach, Metzgi, Putzer, Schaidler, Robl, Troxell, Sievert, Arne. Nays: 24—Rengstorf, Schmidt, Barker, Crowley, Diakoff, Gose, Kramer, King, Lauson, Kollath, O'Brien, Egan, Savas, Schwartz, Widener, Shute, Sundquist, Rankin, Wagner, Winters, Koziczkowski, Brennand, Albrecht, Maehl. Excused: 1 - Finch. LOST.

RESOLUTION NO. 19-494 - Congratulations To Jessica Laatsch, Miss Teen Oshkosh And Heather Tuttle, Miss Teen Winnebago County

WHEREAS, Jessica Laatsch, a sophomore at Oshkosh West High School, was selected as Miss Teen Oshkosh earlier this year and Heather Tuttle, a junior at Oshkosh West High School, was selected as Miss Teen Winnebago County; and

WHEREAS, Jessica Laatsch represented the City of Oshkosh and Heather Tuttle represented Winnebago County in the Miss Teen Wisconsin Pageant in Racine on April 9, 1994; and

WHEREAS, Jessica Laatsch was selected to be one of the seven finalists out of a field of nineteen contestants, and was then chosen Third Runner-Up to Miss Teen Wisconsin.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that sincere congratulations be extend-

ed to Jessica Laatsch for representing the City of Oshkosh and for achieving the position of Third Runner-Up to Miss Teen Wisconsin and to Heather Tuttle for representing Winnebago County in the Miss Teen Wisconsin Pageant.

Submitted by:

BURTON C. SCHMIDT, DIST. #21

JEANETTE DIAKOFF, DIST. #33

COUNTY BOARD SUPERVISORS

Motion by Supervisor Schmidt, seconded by Supervisor Diakoff to adopt. Jessica Laatsch and Heather Tuttle were introduced to the board and congratulated. Vote on resolution: CARRIED BY UNANIMOUS VOICE VOTE.

RESOLUTION NO. 20-494 - Amend County Board Resolution #305-190 (Establishing A County Land Information Office)

WHEREAS, on January 16, 1990, the County Board adopted Resolution #305-190 that established a County Land Information Office (Sec. 59.88) (3) Wisconsin Statutes; and

WHEREAS, Sec. 59.89(5) Wisconsin Statutes also states that the County Register of Deeds receives \$4.00 for the first page for certain documents that are recorded. A county that establishes a land information office may use the retained funds for various activities related to land records modernization; and

WHEREAS, the Planning and Zoning Office is the County Land Information Office, and the Planning and Zoning Committee is the Committee of Jurisdiction (Resolution #305-190); and

WHEREAS, the Planning and Zoning Committee would like to expend some of the retained funds for land records modernization in Winnebago County; and

WHEREAS, such funds would be expended to study document imaging as it relates to land records, the WINGS project, the Register of Deeds, County Clerk and other ongoing projects; and

WHEREAS, the Planning and Zoning Committee will report back to the County Board its findings before expending additional funds; and

WHEREAS, County Board approval is necessary before the County Land Information Office can expend funds retained for land records modernization.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors does hereby allow the County Land Information Office and the Planning and Zoning Committee to expend retained funds for land records modernization efforts.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that all other provisions of Resolution #305-190 remain intact.

Submitted by:

PLANNING AND ZONING COMMITTEE

Motion by Supervisor Sievert and seconded to adopt. County Planner Dave Schmidt noted the money could also be used to offset the cost of the WINGS Project. Vote on resolution: Ayes: 33. Nays: 3—Koziczkowski, Klitzke, Arne. Excused: 2—Finch and Schwartz. CARRIED.

RESOLUTION NO. 21-494 - Direct County Auditor To Maintain A Record Of Job Positions Subject To Sunset Clauses

WHEREAS, a number of job positions within Winnebago County have been created subject to the continuation of their funding by sources other than through the County tax levy; and

WHEREAS, the continuance of said positions is contingent upon the continuation of non-tax levy funding from year to year; and

WHEREAS, your undersigned Supervisors believe that it is imperative that funding for said positions continued to be monitored by the Winnebago County Board of Supervisors.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes and directs the Winnebago County Auditor to maintain a record of all Winnebago County positions which have been created and maintained subject to the continuation of funding from non-tax levy sources and that the Winnebago County Auditor advise the Winnebago County Board of Supervisors at its August, 1994 meeting as to the status of said positions.

Submitted by:

PAUL SUNDQUIST, DIST. #17

JACQUELYN WAGNER, DIST. #19

STEPHEN RANKIN, DIST. #36

RON MONTGOMERY, DIST. #15

COUNTY BOARD SUPERVISORS

Motion by Supervisor Sundquist and seconded to adopt. Supervisor Sundquist moved and it was seconded to amend line 20 to delete "August, 1994" and insert "yearly in August". AMENDMENT CARRIED BY VOICE VOTE. Vote on resolution as amended: Ayes: 36. Nays: 0. Excused: 2—Finch and Schwartz. CARRIED.

RESOLUTION NO. 22-494 - Authorize Granting Of Easement To Ameritech, Inc. For Construction Of Telecommunications Facility

WHEREAS, Ameritech, Inc., has approached the Winnebago County Solid Waste Management Board with regard to the need to construct a telecommunications building and connected equipment upon property owned by Winnebago County adjacent to the Winnebago County Landfill for the purpose of furthering telecommunications within Winnebago County; and

WHEREAS, your undersigned Solid Waste Management Board recommends that said easement be granted to Ameritech, Inc. for the sum of Five Thousand Dollars and No/100 (\$5,000) for a period not to extend beyond twenty (20) years from the date that said easement is granted.

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 grant an easement to Ameritech, Inc. for the purpose of placing and maintaining a building to house telecommunications equipment and pertinent equipment upon County-owned land adjacent to the Winnebago County Landfill, upon payment of the sum of Five Thousand Dollars and no/100 (\$5,000) to Winnebago County, for a period not to extend beyond twenty (20) years, with said parcel of property described as follows:

Situated along Sunnyview Road, being that part of the S.E. 1/4 of Section 26, T19N, R16E, City of Oshkosh, Winnebago County, Wisconsin, which is bounded and described as follows: Commencing at the S.E. corner of said Section, thence North 90o00'00" West along the South line of said 1/4 Section 873.39 ft., thence North 00o00'00" East 33.00 ft. to a point on the North line of Sunnyview Road and the point of beginning of the easement to be described, thence continuing North 00o00'00" East 35.00 ft., thence North 90o00'00" West 60.00 ft., thence South 00o00'00" West 35.00 ft. to a point on the North line of Sunnyview Road, thence South 90o00'00" East along said line 60.00 ft. to the point of beginning. Said easement contains 2,100 square feet and is subject to all existing easements and restrictions of record.

A copy of said proposed Easement is attached hereto and is incorporated as a part of this Resolution.

Submitted by:

SOLID WASTE MANAGEMENT BOARD

Motion by Supervisor O'Brien and seconded to adopt. An Amended Easement was placed on supervisors desk which had paragraph 5 added. Vote to amend the easement by including paragraph 5: CARRIED BY VOICE VOTE. Vote on Resolution: Ayes: 36. Nays: 0. Excused: 2 - Finch and Schwartz. CARRIED.

Supervisor Robl moved and it was seconded to adjourn until May 17, 1994 at 6:00 P.M. CARRIED BY VOICE VOTE. Meeting adjourned at 9:30 P.M.

Respectfully submitted,
Linda Wolfe
Winnebago County Clerk

State of Wisconsin)
County of Winnebago)ss

I, Linda Wolfe, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their Adjourned meeting held April 26, 1994.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

**ADJOURNED SESSION COUNTY BOARD MEETING
TUESDAY, MAY 17, 1994**

Chairman Joseph Maehl called the meeting to order at 6:00 P.M. in the Supervisors' Room, Fourth Floor, Courthouse, Oshkosh, Wisconsin.

The meeting was opened with the Pledge of Allegiance and an Invocation by Supervisor Wagner.

Roll Call: 37 present. Excused: 1—King.

Supervisor Lawson moved and it was seconded to accept the minutes of the April 19 & 26, 1994, County Board Meetings. **CARRIED BY VOICE VOTE.**

Supervisor Planalp moved and it was seconded to adopt the agenda. **CARRIED BY VOICE VOTE.**

COMMUNICATIONS, PETITIONS, ETC.

Notice of Claim from Dennis Meszaros re: damage to vehicle by Highway Department snowplow was referred to Personnel and Finance Committee. Notice of Claim from Steven L. Weiland re: alleged damages due to problems during incarceration was referred to Personnel & Finance Committee. Notice of Claim from Sandra Wendt re: damage to vehicle in accident allegedly "due to stop sign being down" was referred to Personnel & Finance Committee. Petitions from residents of Oregon Street Road objecting to the renaming of the road to Schultz Road were received and placed on file.

Petition for Zoning Amendment from Patterson, Jensen, Wylie, Silton & Siefert, S.C. for Conroy Price for change from M-1 to B-3 for mobile home repairs, office and sale of parts/accessories was referred to Planning & Zoning Committee. Petition for Zoning Amendment from James R. Watters for change from A-2 to B-5 for office buildings and road was referred to Planning & Zoning Committee.

Petition for Zoning Amendment from **Harold R. Koehnke** for change from A-1 to A-2 for two building parcels was referred to Planning & Zoning Committee.

COMMITTEE REPORTS

Supervisor **Albrecht** reported on the success **Basler Airlines, Basler Flight Service and Basler Turbo Conversions** has enjoyed over the past 37 years. Supervisor **Rankin** commented on the passage of Assembly Bill 818 and its impact on the City of **Omro**. Assembly Bill 818 allows municipalities to impose impact fees on land developers.

COUNTY EXECUTIVE'S REPORT

County Executive **Steinhilber** told the Board that on May 10 he attended a public hearing with the State Supreme Court in Madison on courtroom security measures. **WCA** representatives and other county executives were in attendance. They all stressed that the Court should make security recommendations, but not mandates. He is currently working with **Chuck Orenstein, Finance Director**, on the 1995 Executive Bonding Proposal for capital improvements. Mr. **Steinhilber** asked the Board to consider postponing the enactment of the Land Records Ordinance. He has been contacted by a number of attorneys, realtors and title companies who are concerned about this ordinance. Mr. **Steinhilber** recommended to the Board that they approve Resolution 23-594, which would designate the control module/booking clerk in the Sheriff's Department as a full-time equivalent employee. He also recommended acceptance of Resolution 25-594, which would replace a temporary full-time position with a regular full-time position in the Register of Deeds Office; and Motion 34-594, which would allow for reconsideration of Resolution 4-494, which would create two full-time positions of Case Manager in the Child Support Agency. In addition, he recommends acceptance of Resolution 38-594, authorizing Lake Butte des Morts Priority Watershed Project application; and Resolution 37-594, authorizing a county-wide Land Records Modernization Study.

PUBLIC HEARING

Marjorie Dahms, Register of Deeds, 824 Starboard Court, Oshkosh, Wisconsin, spoke in support of Resolution 25-594, which would replace one temporary full-time position with one regular full-time position in her office. Other people who spoke in support of Resolution 25-594 and commended Nancy Nebl, Tract Index Recorder, for her outstanding service in that office, were: Sherri Stine-Doemel, Assurance Title & Abstract, Oshkosh, Wisconsin; Greg Kargus, Kargus Appraisals, Inc., Oshkosh, Wisconsin; Mike Skoglund, Schmitt Title & Escrow Corporation, Oshkosh, Wisconsin; and Dave Schmalz, McMahon Associates, Inc., Menasha, Wisconsin. Nancy Nebl, 2618 Shorewood Drive, Oshkosh, Wisconsin, also spoke in support of Resolution 25-594. Mike Skoglund and Dave Schmalz also spoke in support of Resolution 37-594, which would authorize a county-wide Land Records Modernization Study. Supervisor Schmidt asked if the Register of Deeds revenue account could be increased to offset the cost of the position in Resolution 25-594 and Finance Director Orenstein stated it could. Jeff Christensen, Parks Director and Jeff Pagels, D.N.R., spoke in support of Resolution 36-594 - Agreement with D.N.R. for Recreation Trail Extension.

COUNTY BOARD CHAIRMAN'S REPORT

County Board Chairman Maehl expressed his gratification that 31 Supervisors went on the Annual County Board Tour on May 16. He was happy to hear how impressed the Supervisors were with the many facilities they toured. Chairman Maehl explained the reason for the subtracted amount on per diem checks for April. This was caused by the increase in per diem, which didn't go into effect until the middle of April. He reminded the Supervisors of the success of the 1982 Farm Progress Days that was held in Winnebago County. Because of that success, the University of Wisconsin Extension Department was able to establish a scholarship fund. In 1993, they distributed \$2,500 in scholarships to various groups in Winnebago County. Chairman Maehl asked that the Supervisors sign the Emergency Government ID cards that were distributed. Chairman Maehl presented James Vroman, Park View Health Center Buildings & Grounds Manager, and Susan Ertmer, Deputy County Clerk, savings bonds from the County's Employees Suggestions Award Committee. These bonds were given in recognition of the suggestions they submitted and that were implemented by the County.

COUNTY BOARD CHAIRMAN'S APPOINTMENTS

County Board Chairman Maehl asked the Board to confirm the appointment of Marge Neshek, 237 Lake Street, Menasha, to the Committee on Aging. She fills the vacancy left by the resignation of Paul Rippl. Her term of office will begin immediately and end on April 18, 1995.

GOLDEN EARTH AWARD

Barb Grant, Recycling Manager, presented the Town of Algoma with the Golden Earth Award in recognition of Earth Day 1994. Supervisor Diakoff, who is also the Chairman of the Town of Algoma, accepted the award on behalf of its citizens. The Town of Algoma received this award because they had the highest recycling rate per person in the County.

ZONING REPORTS & ORDINANCES

REPORT. NO. 001. A report from Planning & Zoning Committee re: rezoning to R-1 for creation of a single-family lot. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 04-05-94. A request from Elizabeth Sitterly/Dempsey, Magnusen for change from A-1 (Agri-Business District) to R-1 (Rural Residential Dist., Single-Family, Non-Subdivided). Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORT NO. 002. A report from Planning & Zoning Committee re: change to B-3 for antique business. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 05-02-94. A request from Caught-InTime, Inc./Rick Billington for zoning change from B-1 (Local Services District) to B-3 (General Business District). Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORT NO. 003. A report from Planning & Zoning Committee re: rezoning to R-5 for an existing residential development. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 05-03-94. A request from Neal S. Pisarski for zoning change from A-2 (General Farming District) to R-5 (Planned Residential District). Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORT NO. 004. A report from Planning & Zoning Committee re: rezoning to M-2 Heavy Industrial) for construction of a batch plant. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE (NAY-LAUSON).**

AMENDATORY ORDINANCE 05-04-94. A request from Michels Pipeline for zoning change from A-1 (Agri-Business District) to M-2 (Heavy Industrial District). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE (NAY-LAUSON).

AMENDATORY ORDINANCE NO. 5. A request from Town of Vinland on behalf of Robert J. Albright for zoning change to B-3. Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 6. A request from Town of Vinland on behalf of Robert J. Albright for zoning change to B-3. Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

REPORTS, RESOLUTIONS & ORDINANCES

RESOLUTION 23-594: Designate the Position of Control Module/Booking Clerk as a Full-time Equivalent Position: Sheriff's Department

WHEREAS, an analysis of scheduling and staffing of Control Module/Booking Clerks in the Winnebago County Jail has indicated that staffing costs can be reduced by modifying the work schedule in the Jail and converting two full-time positions into three parttime positions; and

WHEREAS, in order to implement modified work schedules for Control Module/Booking Clerks, it is necessary to establish flexibility in the Table of Organization of the Sheriff's Department by defining these positions in terms of full-time equivalents rather than in terms of a fixed number of full-time and part-time positions.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the Table of Organization of the Sheriff's Department be modified to show a staffing authorization for the position of Control Module/Booking Clerk of ten full-time equivalent positions.

Submitted by,

JUDICIARY AND PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 36. Nays: 1—Schaidler. Excused: 1—King. CARRIED

RESOLUTION 24-594: Convert the Part-time Position of Jail Registered Nurse to a Full-time Position Public Health Department

WHEREAS, because of the increased inmate population in the Winnebago County Jail and because of expanded inmate health care standards, the need for health services in the Jail have increased; and,

WHEREAS, the most cost-effective means of providing increased health services to Jail inmates is through an increase in regular hours of the Registered Nurse currently assigned by the Public Health Department to the Jail from thirty hours per week to thirty-seven and one half hours per week; and

WHEREAS, funds to cover the cost of such increased hours are available from within the budget of the Sheriff's Department.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the part-time position of Registered Nurse in the Public Health Department and assigned to the County Jail be converted to a full-time position; and

BE IT FURTHER RESOLVED, that funds to cover the cost of the additional hours to be worked in the position be made available from funds budgeted for such purpose within the budget of the Sheriff's Department.

Submitted by,
PERSONNEL AND FINANCE COMMITTEE
and HEALTH COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Motion by Supervisor Arne and seconded to table. Ayes: 13—Finch, Kramer, Hue, Klitzke, Montgomery, Egan, Metzger, Putzer, Schaidler, Robl, Troxell, Sievert and Arne. Nays: 24. Excused: 1—King. MOTION TO TABLE LOST. Motion by Supervisor Rankin and seconded to adopt. Ayes: 28. Nays: 9—Finch, Montgomery, Putzer, Schaidler, Robl, Widener, Troxell, Sievert and Arne. Excused: 1—King. CARRIED.

RESOLUTION 25-594: Replace One Temporary Full-time Position with One Regular Full-time Position of Records Clerk: Register of Deeds Office

WHEREAS, the workload in the Register of Deeds Office has increased substantially in recent years, resulting in the extensive use of overtime and temporary help in order to maintain all records on a timely basis; and

WHEREAS, in the case of temporary help, one position has been continually staffed on a full-time basis for an extended period of time and will be needed indefinitely into the future on a continuing full-time basis; and

WHEREAS, in order to treat long term employees in temporary positions equitably and to maintain a good faith relationship with the collective bargaining unit that presently represents regular employees of the Register of Deeds Office, it is necessary to limit the tenure of temporary positions and/or incumbents and to eventually convert any continuing positions to regular positions within the Table of Organization; and

WHEREAS, the increased number of filings in the Register of Deeds Office that has produced the increased workload that has caused the temporary position in the Register of Deeds Office to be staffed on a long term continuing basis, has also produced a revenue surplus that is substantially larger than is necessary to cover all costs associated with the creation of a regular full-time position.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that a new full-time position of Records Clerk be and hereby is created within the Table of Organization of the Office of Register of Deeds as a replacement for one temporary position; and

BE IT FURTHER RESOLVED, that funds to cover the cost of this position be made available from within the budget of the Register of Deeds and from the Contingency Fund, as indicated below.

Submitted by,
JUDICIARY AND PUBLIC SAFETY COMMITTEE
and PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 33. Nays: 4—Schmidt, Putzer, Schaidler and Arne. Excused: 1—King.
CARRIED.

RESOLUTION 26-594: Establish Salaries for County Elected Positions

BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the annual salary rates for elected positions of Winnebago County for terms commencing after January 1, 1995, shall be as follows:

OFFICE	ANNUAL SALARY 1995	ANNUAL SALARY 1996
Clerk of Courts	\$ 38,368	\$ 39,519
Coroner	\$ 38,368	\$ 39,519
County Clerk	\$ 38,368	\$ 39,519
Register of Deeds	\$ 38,368	\$ 39,519
Sheriff	\$ 53,818	\$ 55,433
Treasurer	\$ 38,368	\$ 39,519

BE IT FURTHER RESOLVED, that the above positions be provided with County paid fringe benefits at the same level as is provided to the County's appointed department heads.

BE IT FURTHER RESOLVED, that funds to cover the cost of this action be included as part of the 1995 and 1996 County budgets.

Submitted by,
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 34. Nays: 2—Rengstorf and Planalp. Abstain: 1—Schmidt. Excused: 1—King. CARRIED

RESOLUTION 27-594: Commendation to Marjorie Buelow

WHEREAS, Marjorie Buelow has been employed with the Family Court Commissioner of Winnebago County, for the past twenty-four years, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Marjorie Buelow 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 Marjorie Buelow for the fine services she has rendered to Winnebago County.

BE IT FURTHER RESOLVED, that the County Clerk send a copy of this Resolution to Marjorie Buelow.

Submitted by,
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 37.
Nays: 0. Excused: 1—King. CARRIED.

RESOLUTION 28-594: Commendation to Gerald Putman

WHEREAS, Gerald Putman has been employed with the Department of Social Services of Winnebago County, for the past twenty-eight years and ten months, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Gerald Putman has now retired from those duties, and it is appropriate for the Winnebago County Board of Supervisors to acknowledge his years of service.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that sincere appreciation and commendation be and it hereby is extended to Gerald Putman for the fine services he has rendered to Winnebago County.

BE IT FURTHER RESOLVED, that the County Clerk send a copy of this Resolution to Gerald Putman.

Submitted by,
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 37.
Nays: 0. Excused: 1—King. CARRIED.

RESOLUTION 29-594: Commendation to Helen Troxell

WHEREAS, Helen Troxell has been employed with the Veterans Service Office of Winnebago County, for the past twenty-seven years and four months, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Helen Troxell 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 Helen Troxell for the fine services she has rendered to Winnebago County.

BE IT FURTHER RESOLVED, that the County Clerk send a copy of this Resolution to Helen Troxell.

Submitted by,
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 37.
Nays: 0. Excused: 1—King. CARRIED.

RESOLUTION 30-594: Commendation to Virginia Wendland

WHEREAS, Virginia Wendland has been employed with Park View Health Center of Winnebago County, for the past twenty-nine years and seven months, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Virginia Wendland 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 Virginia Wendland for the fine services she has rendered to Winnebago County.

BE IT FURTHER RESOLVED, that the County Clerk send a copy of this Resolution to Virginia Wendland.

Submitted by,
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 37.
Nays: 0. Excused: 1—King. CARRIED.

RESOLUTION 31-594: Commendation to Robert Lace

WHEREAS, Robert Lace has served the citizens of Winnebago County for the past one year and eleven months as a member of the Winnebago County Board of Supervisors; and

WHEREAS, during that time, Mr. Lace has distinguished himself as a most conscientious and dedicated supervisor; and

WHEREAS, Mr. Lace has recently completed his services as a member of the Board.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that sincere appreciation and commendation be and it hereby is extended to Robert Lace for the fine services that he has rendered to the citizens of his District and to all the citizens of Winnebago County.

BE IT FURTHER RESOLVED, that the County Clerk send a copy of this Resolution to Robert Lace.

Submitted by,
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 37.
Nays: 0. Excused: 1—King. CARRIED.

RESOLUTION 32-594: Commendation to Rosalind Webster

WHEREAS, Rosalind Webster has served the citizens of Winnebago County for the past two years as a member of the Winnebago County Board of Supervisors; and

WHEREAS, during that time, Ms. Webster has distinguished herself as a most conscientious and dedicated supervisor; and

WHEREAS, Ms. Webster has recently completed her services as a member of the Board.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that sincere appreciation and commendation be and it hereby is extended to Rosalind Webster for the fine services that she has rendered to the citizens of her District and to all the citizens of Winnebago County.

BE IT FURTHER RESOLVED, that the County Clerk send a copy of this Resolution to Rosalind Webster.

Submitted by,
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 37.
Nays: 0. Excused: 1—King. CARRIED.

RESOLUTION 33-594: Accept Bid of Oshkosh Northwestern Company: Publish County Board Proceedings

BE IT RESOLVED by the Winnebago County Board of Supervisors that the following bid be accepted and contract executed:

Bid of Oshkosh Northwestern Company, Oshkosh, Wisconsin to publish the proceedings of the Winnebago County Board shortly after each session in the Oshkosh Northwestern in accordance with Chapter 985, Wisconsin Statutes, and as certified by the Wisconsin Department of Administration, for 9 pt. Corona with Bold Type, the same to be for the period April 1, 1994 through March 31, 1995.

STRAIGHT MATTER
65.20 per line single Column
134.05 per line Double Column

TABULATED MATTER
83.83 per line Single Column
172.80 per line Double Column

DISPLAY OR BLOCK
\$12.00 per Column Inch, Daily
\$12.65 per Column Inch, Sunday

Submitted by:
JUDICIARY AND PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 35. Nays: 1—Montgomery. Excused: 2—King and O'Brien. CARRIED.

MOTION 34-594: Reconsider Resolution #4-494: Create Two Full-Time Positions of Case Manager: Child Support Department

Your undersigned Supervisor, having voted on the prevailing side with regard to the attached Resolution, hereby moves the Winnebago County Board of Supervisors to reconsider Resolution 4-494: Create Two Full-Time Positions of Case Manager: Child Support Department.

Submitted by:
DONALD J. GRIESBACH
DISTRICT #3
COUNTY BOARD SUPERVISOR

Motion by Supervisor Griesbach and seconded to accept the Motion. CARRIED BY UNANIMOUS VOICE VOTE.

Resolution 4-494: Create Two Full-time Positions of Case Manager: Child Support Department

WHEREAS, current staffing within the Child Support Department is insufficient to meet the case review mandates set forth in the Family Support Act of 1988; and

WHEREAS, in order to meet the case review mandates, two additional full-time positions of Case Manager are needed; and

WHEREAS, funding from the State of Wisconsin has been made available to the Winnebago County Child Support Department in the

amount of \$79,200 for the year 1994, in order to offset the cost of additional collection efforts, including increased staffing.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that two new full-time positions of Case Manager are hereby created within the table of organization of the Winnebago County Child Support Department; and

BE IT FURTHER RESOLVED, that funds to cover all costs related to the creation and continuation of such positions be made available from grant funds provided by the State of Wisconsin; and

BE IT FURTHER RESOLVED, that these new positions shall continue only as long as grant funding is made available from the State of Wisconsin to offset the full costs of continuing them.

Submitted by,
**JUDICIARY AND PUBLIC SAFETY and
 PERSONNEL AND FINANCE COMMITTEE COMMITTEE**

Motion by Supervisor Griesbach and seconded to adopt Resolution 4-494. Motion by Supervisor Schaidler and seconded to refer back to Committee. Ayes: 5—Putzer, Schaidler, Troxell, Sievert and Arne. Nays: 32. Excused: 1—King. LOST. Motion by Supervisor Finch and seconded to amend by adding the word “temporary” before the word “full-time” on Lines 9 and 15, and before the word “new” on Line 21; and creating Line 24 by adding “and their removal from the Table of Organization.” Ayes: 21. Nays: 16—Barker, Crowley, Gose, Kramer, Lawson, Hue, Kollath, O’Brien, Griesbach, Metzsig, Savas, Schwartz, Widener, Wagner, Koziczkowski and Brennand. Excused: 1—King. CARRIED. Motion by Supervisor Griesbach and seconded to adopt as amended. Ayes: 35. Nays: 2 - Putzer and Schaidler. Excused: 1—King. CARRIED AS AMENDED.

RESOLUTION 35-594: Approve Department of Transportation State Trunk Highway Change Order No. 806

WHEREAS, the Wisconsin Department of Transportation (DOT) has completed a study to determine the new location of the State Trunk Highway, designated USH 10, in Winnebago County, a new roadway between USH 45 and USH 41; and

WHEREAS, during the lengthy preparation process the State published notice of Public Hearing and conducted such hearing in the Clayton Elementary School on October 29, 1992; and

WHEREAS, the input of local governments affected by the proposed changes was obtained by the DOT; and

WHEREAS, the DOT has issued State Trunk Highway Change No. 806 to approve the new location of USH 10 within Winnebago County; and

WHEREAS, Wis. Stats. 84.02(3) requires such change orders to be referred to and approved by the appropriate County Board when the change exceeds 2 1/2 miles; and

WHEREAS, approximately 3.48 additional miles of expanded highway shall be created as a result of the project, with a goal of improving the transportation system within this County and State; and

WHEREAS, the existing route of USH 10 between USH 45 and USH 41 in Outagamie County will remain on the State Trunk Highway System as a different highway number.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that State Trunk Highway Change No. 806, which is herewith attached and incorporated by reference, as proposed by DOT, be and hereby is approved.

Submitted by:
HIGHWAY COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Ayes: 37. Nays: 0. Excused: 1—King. CARRIED.

RESOLUTION 36-594: Authorize A Memorandum Of Agreement (MOA) With The Department Of Natural Resources To Extend The WIOUWASH Recreation Trail From Oshkosh South To Fond du Lac County Border And Connect To The Wild Goose State Trail

WHEREAS, certain rail line(s) between the City of Oshkosh and the City of Fond du Lac are slated for abandonment in the future; and

WHEREAS, the Department of Natural Resources is interested in working with Winnebago County to create an extension of the WIOUWASH Trail south to Fond du lac County linking it with the State Wild Goose Trail; and

WHEREAS, the Wisconsin Department of Natural Resources, by MOA, would acquire the right-of-way necessary for such a trail extension and Winnebago County would develop, maintain and operate the right-of-way as a multipurpose recreation trail, with the Wisconsin Department of Natural Resources incurring acquisition costs and Winnebago County incurring development and maintenance costs; and

WHEREAS, the extension of the WIOUWASH trail will enhance tourism and local opportunities for outdoor recreation in Winnebago and Fond du Lac Counties as well as having statewide significance as a major recreation trail.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that said Board does authorize a letter of intent to the Wisconsin Department of Natural Resources, requesting the State of Wisconsin to purchase the railroad right-of-way(s) within Winnebago County with the understanding that Winnebago County will develop and operate the right-of-way as a multipurpose recreation trail.

BE IT FURTHER RESOLVED that the Winnebago County Executive be and he hereby is authorized on behalf of Winnebago County, to enter into a Memorandum of Agreement with the Department of Natural Resources, a copy of said proposed agreement being attached hereto, and to submit applications on behalf of Winnebago County to various agencies, for such funding aids as may be available to assist in completion of the aforementioned trail extension project.

Submitted by:
PARKS AND RECREATION COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes: 37.
Nays: 0. Excused: 1—King. CARRIED.

RESOLUTION 37-594: Authorization To Conduct A Countywide Land Record Modernization Study

WHEREAS, Winnebago County Departments record and file hundreds of documents of multiple pages each day; and

WHEREAS, said documents are duplicated and stored in various manners and formats in each department; and

WHEREAS, many county, city, public and private businesses, i.e. title companies, abstractors and realtors, use said documents to conduct their business; and

WHEREAS, in many cases to complete a business transaction a user of land records has to go to several offices to search and retrieve necessary documents; and

WHEREAS, Resolution-20-494 allows the Planning and Zoning Committee to expend funds for land records modernization; and

WHEREAS, your Planning and Zoning Committee desires to complete a countywide land records study which will examine reducing costs of land record storage and retrieval, improve customer service

(both internal and external), increase productivity and save labor, save and better utilize space and integrate records stored on a variety of media and formats.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the expenditure of \$51,667 of retained funds from deed researching fees for land records modernization for the purpose of completing a countywide land records modernization study.

Submitted by:
PLANNING AND ZONING COMMITTEE

Motion by Supervisor Sievert and seconded to adopt. Ayes: 37. Nays: 0. Excused 1—King. CARRIED.

RESOLUTION 38-594: Authorize Lake Butte Des Morts Priority Watershed Project Application

WHEREAS, polluted runoff from agricultural and urban lands continues to contribute to water quality degradation in the lakes, rivers, and streams of Winnebago County; and

WHEREAS, your County Board has demonstrated a commitment toward protecting and improving the quality of our unique surface water resources by: 1) supporting the Winnebago Comprehensive Management Plan (1989), and 2) by authorizing your Land & Water Conservation Department to administer the Arrowhead River/Rat River/Daggets Creek Priority Watershed Project through the Wisconsin Nonpoint Source Water Pollution Abatement Program (1990); and

WHEREAS, the Secretary of the Wisconsin Department of Natural Resources recognizes the importance of clean water to the citizens and economy of northeast Wisconsin and, as such, has directed DNR staff to develop a Fox-Wolf Nonpoint Source Pollution Abatement Initiative; and

WHEREAS, your Land Conservation Committee and the County Executive have received notification from the Department of Natural Resources that Winnebago County has one or more watershed areas that are ranked as high priority for management and possible selection in a five year schedule of watershed projects; and

WHEREAS, based on objectives of the Winnebago Comprehensive Management Plan, documentation and ranking of water quality problems and the anticipated extent of water quality improvements to be obtained, your Land Conservation Committee recommends that an application for the Lake Butte des Morts Watershed be submitted for consideration in the Wisconsin Priority Watershed Program.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the Land Conservation Committee be and hereby is authorized, on behalf of Winnebago County, to submit an application to the Wisconsin Priority Watershed Program for the Lake Butte des Morts Watershed Project.

Submitted by:
LAND CONSERVATION COMMITTEE

Motion by Supervisor Barker and seconded to adopt. Ayes: 37. Nays: 0. Excused: 1—King. CARRIED.

RESOLUTION 39-594: Authorize Application For 1995 Soil And Water Resource Management Program Grant

WHEREAS, pursuant to Sec. 92.14 Wis. Stats., the Wisconsin Department of Agriculture, Trade and Consumer Protection is accepting Soil and Water Resource Management Program Grant applications for county soil and water resource management programs in 1995; and

WHEREAS, a grant application in the amount of \$45,000 has been prepared by the Winnebago County Land and Water Conservation Committee; and

WHEREAS, the County Board must authorize the submittal of said application.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the Land Conservation Committee Chairman, as specified in the grant application, be and he hereby is authorized, on behalf of Winnebago County, to apply for a Soil and Water Resource Management Grant from the Wisconsin Department of Agriculture, Trade and Consumer Protection in or near the amount of \$45,000.

Submitted by:
LAND CONSERVATION COMMITTEE

Motion by Supervisor Barker and seconded to adopt. Ayes: 37. Nays: 0. Excused: 1—King. CARRIED.

RESOLUTION 40-594: Authorize Support For Legislation To Reimburse Counties For Full Cost Associated With Jailing Criminals On Probation Hold

WHEREAS, under current law, the Department of Corrections (DOC) is responsible for supervising persons placed on probation or

parole. If a person who is placed on probation or parole violates the terms of probation or parole, he or she may be detained while DOC conducts proceedings to revoke the person's probation or parole. Current law requires DOC to reimburse a county for the cost of keeping, in that county's jail or in a tribal jail in which the county houses its inmates, a person who has been detained for a violation of probation or parole and is awaiting the disposition of revocation proceedings. The person must be in jail only as a result of the probation or parole violation and must be on probation or parole for a felony conviction. DOC reimburses counties at a rate of \$40 per day, except that the amount of reimbursement may be prorated if there are insufficient funds to pay all counties entitled to reimbursement in full; and

WHEREAS, County jails are currently overcrowded. Oftentimes, in order to make room for new violators, counties must transfer prisoners from their jail to a jail located in another county. The county transferring the prisoner pays the county who accepted the prisoner. The county also spends additional dollars transporting prisoners to other facilities.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that upon recommendation of the Judiciary and Public Safety Committee, it supports legislation which requires DOC to reimburse a county for the actual cost that the county incurs if the county has to transfer one of its inmates to another county's jail or to a tribal jail in order to make room in its jail for a person who has been detained for a probation or parole violation and is awaiting the disposition of revocation proceedings.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Winnebago County Clerk is hereby authorized and directed to transmit a copy of this Resolution to all Wisconsin State Legislative Representatives having constituents within Winnebago County, to the Wisconsin Counties Association, and to the Office of the Governor.

Submitted by:
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 37. Nays: 0. Excused: 1—King. CARRIED.

RESOLUTION 41-594: Authorize Transfer of \$6,056.00 From The General Contingency Fund To The Temporary Employees Account Of The Planning And Zoning Department Fund (Hire Temporary Employees)

WHEREAS, on April 29, 1994, the Secretary in the Zoning Department left that office to take another job within the County; and

WHEREAS, the replacement for the Secretary referred to in the preceding paragraph will require assistance, because of her unfamiliarity with the Zoning Department and because of the increased workload in that office during the summer, due to housing starts and building improvements, in order to allow her to keep up with the workload within that office; and

WHEREAS, the Zoning Department is requesting that a temporary employee be added to serve as secretary in that Department fulltime for a thirty (30) day period and half-time until the end of the year; and

WHEREAS, approximately 1263 permits were issued by the Zoning Department in 1993, which is an increase of 14% over 1992; and

WHEREAS, the Secretary in the Zoning Department handles approximately 50 telephone calls a day from citizens within Winnebago County and approximately 25 walk-in customers each day.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$6,056.00 from the General Contingency Fund of the 1994 Winnebago County General Budget to the Temporary Employee and Fringe Benefit Accounts of the Planning and Zoning Department Fund for the purpose of hiring a temporary employee to serve as a secretary in the Zoning Department on a full-time basis for thirty (30) days subsequent to the date of the secretary's hiring and on a half-time basis until December 31, 1994.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Table of Organization be amended by the Personnel Department to reflect the addition of said temporary employee through the 1994 budget year.

Submitted by:

**PLANNING & ZONING COMMITTEE AND
PERSONNEL & FINANCE COMMITTEE**

Motion by Supervisor Sievert and seconded to adopt. Ayes: 30. Nays: 7—Rengstorf, Schmidt, Hue, Putzer, Arne, Koziackowski and Brennand. Excused: 1—King. CARRIED.

RESOLUTION 42-594: Authorize Transfer Of \$3800.00 From Solid Waste Management Board Fund Balance To Solid Waste Management Board Capital Outlay (Purchase Computer Network System)

WHEREAS, the Winnebago County Solid Waste Management Board originally approved \$23,630.00 for the purchase of a computer and network system for the Solid Waste Management Department; and

WHEREAS, due to a Finance administrative oversight, only \$16,024.00 was budgeted by the Winnebago County Board of Supervisors for said purchase; and

WHEREAS, an additional \$3800.00 is needed to complete said purchase of computer and computer network equipment.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$3800.00 from the Solid Waste Management Board Fund balance to the Solid Waste Management Board Capital Outlay Fund for the purpose of purchasing a computer and computer network system for the Winnebago County Solid Waste Management Department.

Submitted by:

**SOLID WASTE MANAGEMENT BOARD AND PERSONNEL
& FINANCE COMMITTEE**

Motion by Supervisor O'Brien and seconded to adopt. Ayes: 37.
Nays: 0. Excused: 1—King. CARRIED.

RESOLUTION 43-594: Support Legislation To Amend Children's Code To Delete A Right To Jury Trials In Juvenile Matters

WHEREAS, under current Wisconsin Law, a child, parent, guardian or legal custodian of a child have the right, under the Children's Code, to a trial by jury at a fact-finding hearing assigned to exercise jurisdiction under the Children's Code (Juvenile Court); and

WHEREAS, a trial by jury may be demanded with regard to a petition alleging that a child is delinquent, in need of protection or services, or has violated a civil law or municipal ordinance, or on a petition to terminate parental rights; and

WHEREAS, circuit court branches throughout Wisconsin are backlogged with cases involving juveniles; and

WHEREAS, jury trials for juveniles are costly and time consuming and are often used as a bargaining chip for exacting a plea bargain from prosecuting attorneys; and

WHEREAS, a right to a jury trial in a juvenile proceeding is a statutory, and not a constitutional right, with regard to termination

of parental rights proceedings and proceedings involving children in need of protection or services, as well as with regard to municipal ordinance violations.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby supports legislation which would eliminate the right to a jury trial in juvenile court proceedings where such a right is statutory and not constitutional in nature.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Winnebago County Clerk is hereby authorized and directed to transmit a copy of this Resolution to all Wisconsin State Legislative Representatives having constituents within Winnebago County, to the Wisconsin Counties Association, and to the Office of the Governor.

Submitted by:
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 12 Crowley, Lauson, Klitzke, Montgomery, Planalp, Griesbach, Robl, Savas, Sundquist, Rankin, Sievert and Winters. Nays; 25 Excused: 1—Kings. LOST.

RESOLUTION 44-594: Support Legislation To Limit Term Of Incarceration In Winnebago County Jail

WHEREAS, under Wisconsin Statute, if an individual is sentenced to incarceration on a criminal offense for less than one year, the place of incarceration is the County Jail, with incarceration for a period of more than one year being to a Wisconsin State Prison; and

WHEREAS, if an individual is sentence to incarceration for a period of exactly one year, the place of imprisonment may be either the County Jail or the Wisconsin State Prison; and

WHEREAS, Wisconsin's County Jails are overcrowded, as a result of an increase in crime, and it is likely that such an overcrowding problem will only grow worse, forcing counties to build new jails or expand the capacity of current jails.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby supports legislation which specifies that individuals sentenced to six months incarceration or less for violation of a criminal offense shall be incarcerated in the County Jail and individuals sentenced to a term greater than six months be sentenced to spend their period of incarceration in the State Prison System.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby supports the introduction of legislation before the State Legislature to provide that if an offender is sentenced to serve consecutive terms for crimes and the total time of imprisonment for all crimes combined is one year or greater, that the offender shall be incarcerated in the State Prison.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Winnebago County Clerk is hereby authorized and directed to transmit a copy of this Resolution to all Wisconsin State Legislative Representatives having constituents within Winnebago County, to the Wisconsin Counties Association, and to the Office of the Governor.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 17 Rengstorf, Schmidt, Hue, Lauson, Kollath, Klitzke, Montgomery, Planalp, Egan, Metzgi, Schaidler, Robl, Rankin, Troxell, Sievert, Winters and Arne. Nays: 17—Barker, Diakoff, Finch, Gose, Kramer, Lawson, Griesbach, Putzer, Savas, Widener, Shute, Sundquist, Wagner, Koziczkowski, Brennand, Albrecht and Maehl. Abstained: 1 - Crowley. Excused: 1—King. LOST.

Supervisor Robl moved and it was seconded to adjourn until the Special Orders of Business meeting on June 7, 1994 at 6:00 P.M. CARRIED BY VOICE VOTE. Meeting adjourned at 9:38 p.m.

Respectfully submitted,
Linda Wolfe
Winnebago County Clerk

State of Wisconsin)
County of Winnebago)ss

I, Linda Wolfe, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their Adjourned meeting held May 17, 1994.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board Of Supervisors
of
Winnebago County

SPECIAL ORDERS OF BUSINESS SESSION
COUNTY BOARD MEETING
TUESDAY, JUNE 7, 1994

Chairman Joseph Maehl called the meeting to order at 6:00 P.M. in the Supervisors' Room, Fourth Floor, Courthouse, Oshkosh, Wisconsin.

The meeting was opened with the Pledge of Allegiance and an Invocation by Supervisor Wagner.

Roll Call: 35 present. Excused: 3—Winters, Sundquist, O'Brien.

Supervisor Planalp moved and it was seconded to adopt the agenda. CARRIED BY VOICE VOTE.

COMMUNICATIONS, PETITIONS, ETC.

Letter from Wisconsin Counties Association regarding NACo Steering Committee Nominations which are due by June 24, 1994 and Wisconsin Counties Association Steering Committee nominations which are due by August 26, 1994 was read and placed on file. Letter from Governor Tommy Thompson regarding reimbursement to counties for the full costs associated with jails was read and placed on file. Notice of Claim from Fluor Bros. Construction Co. regarding a claim against T. P. Stevens, the prime contractor, in the amount of \$24,154.40 for the furnishing of equipment modifications to the improvement located at 105 W. County Road Y (Landfill) was referred to the Personnel & Finance Committee. Notice of Claim from Annette Sloboda regarding damage to her car from newly-tarred road by the Winnebago County Highway Department was referred to the Personnel & Finance Committee. Letter from Department of Veterans Affairs announcing the approval of a \$5,000 County Veterans Service Grant for 1994 was read and placed on file.

COMMITTEE REPORTS

Supervisor Montgomery thanked Fair Manager John Hoeft and the Fair Association Board for engaging quality entertainment for the 1994 County Fair. Supervisor Robl explained the map which the supervisor's received regarding the West Side Arterial Highway.

PUBLIC HEARING

William Castle, 828 Washington Avenue, Oshkosh, Wis. asked the board to delay the decision on the Wisconsin National Life building until July due to the Oshkosh Public Museum fire and the possibility of the City needing the WNL building to house the museum. Robert Lace, Jr., 765 Oak Street, Neenah, Wis., spoke in support of Resolution 45-694—Purchase of Wisconsin National Life properties. Keith Laux, Director of the Department of Community Programs, stated his department would require private offices if moved to the Wisconsin National Life building for client confidentiality.

COUNTY EXECUTIVE'S REPORT

County Executive Steinhilber stated he toured the new Human Services Building in Neenah today. The Health Department, Veterans Service and Winne-Fond Lake Consortium will move in soon. Later this month the old building will be demolished and the parking lot and landscaping will be done. The new building has ample space for future growth.

The Radford property underwent soil testing and 3 out of 4 tests were clean. The fourth test showed some contamination requiring further testing. The Property Management & Maintenance Committee decided not to proceed with additional tests, but has decided to recommend the purchase of the Wisconsin National Life properties.

He feels the Wisconsin National Life building is a bargain and is an exceptional office building which can be used without extensive remodeling. He stated it could be used for some human services offices and some administrative offices. In deciding which offices to move, they will consider the following: 1) the convenience to the public; 2) the efficiency of the operations; 3) daily operations 4) special requirements and 5) contacts with other county offices. He feels the entire Community Programs Department should be transferred to the WNL building to eliminate the \$50,000 in rent presently being paid. Social Services' Income Maintenance Department could be transferred, with the Winne-Fond Lake Consortium and Job Service leasing space in the building, and the Public Health Department's WIC Program could be located there. Administrative offices, such as the Finance Department, Personnel Department, and Corporation Counsel could also be there. Committee meeting rooms will be available in the WNL building.

He stated the building can be acquired by utilizing the General Fund now and the General Fund can be replenished by combining the bond issue with the Huber project. He did not recommend postponing the purchase until July.

Supervisor Crowley addressed the board at this time and stated the original plan was to combine human services departments for efficiency and convenience of the clients. She felt the Social Services Department should not be split up, and would prefer their remaining in the crowded building than being fragmented. She suggested an addition to the Social Services building as being preferable.

The Huber facility planning is underway and preliminary sketches have been presented. The new Highway building will be included in the Capital Improvements Program which will be presented at a later date.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Joseph Maehl spoke about the 50th anniversary of D-Day and stated former Supervisor Don Steber and Mr. Ed Krause of Neenah are veterans who were at D-Day. He welcomed former Supervisor Alfred Luebke who attended the meeting. He reminded everyone to fly their flags on June 14, Flag Day.

REPORTS, RESOLUTIONS & ORDINANCES

RESOLUTION NO. 45-694: - Authorize Offer To Purchase Wisconsin National Life Building Properties

WHEREAS, the Wisconsin National Life Company has expressed an interest in selling to Winnebago County the Wisconsin National Life Building, located at 220 Washington Avenue, City of Oshkosh; a 40-car parking lot located at 219 Washington Avenue, City of Oshkosh, also known as Tax Parcel 2-91; and dwelling structures located at 218 Northwestern Avenue and 229 Northwestern Avenue, City of Oshkosh, Winnebago County, Wisconsin; for the purpose of using the Wisconsin National Life Building and said surrounding property for the purpose of office space for Winnebago County employees and for automobile parking appurtenant thereto; and

WHEREAS, the Wisconsin National Life Company has indicated that conveyance of the said buildings would contain the following personal property in an "as is" condition:

- A. Office partitions and chairs located in the Wisconsin National Life Building
- B. Phone stations and electronic switches located in the Wisconsin National Life Building

- C. A Leibert auxiliary air conditioning system; and
- D. An emergency standby electric generator; and

WHEREAS, your undersigned Committee believes that it would be in the best interests of Winnebago County and its taxpayers to make an offer to the Wisconsin National Life Company to purchase said properties.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Clerk and the Winnebago County Executive to make a written purchase offer to the Wisconsin National Life Company to purchase those properties owned by the Wisconsin National Life Company, as referred to above, and the personal property described above contained therein for a total price of \$2,280,000.00, with said purchase offer to include such conditions as the Winnebago County Executive, upon conference with legal counsel, deems to be advisable.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Winnebago County Executive shall immediately report to the Winnebago County Board of Supervisors as to whether this offer is accepted or countered by the Wisconsin National Life Company.

BE IT FURTHER RESOLVED that should said offer be accepted, that funds to pay for said purchase are hereby appropriated from the General Fund of Winnebago County, with said fund to be reimbursed from a subsequent bond issued to pay for said purchase.

Submitted by:

PROPERTY MANAGEMENT AND
MAINTENANCE COMMITTEE

Motion by Supervisor Wagner and seconded to adopt. Discussion held on the merits of the building and the county offices that would be housed here. Supervisor Wagner stated an addition could be made to the Social Services building to keep the Social Services Department together. Two-thirds vote of membership required. Ayes: 31. Nays: 4—Shute, Schwartz, Montgomery, Crowley, Excused: 3 Winters, O'Brien, Sundquist. CARRIED.

RESOLUTION NO. 46-694: - Authorize The Borrowing Of \$2,280,000.00 And Provide For The Issuance And Sale Of General Obligation Bonds, Series 1994A

BE IT RESOLVED by the Winnebago County Board of Supervisors of Winnebago County, Wisconsin (the "County") that there shall be issued, to such banks and financial institutions as may be named (the

“Purchasers”) pursuant to the provisions of Section 67.04(2)(a), Wisconsin Statutes, General Obligation Bonds (the “Bonds”) in an amount not to exceed \$2,280,000.00 upon such terms and conditions as are approved by subsequent resolution of the Winnebago County Board of Supervisors for the purpose of paying for the costs of acquisition of the Wisconsin National Life Building, located at 220 Washington Avenue, City of Oshkosh, Winnebago County, Wisconsin; a 40-car parking lot located at 219 Washington Avenue, City of Oshkosh, Winnebago County, Wisconsin; and properties located at 218 Northwestern Avenue and 229 Northwestern Avenue, City of Oshkosh, Winnebago County, Wisconsin; (collectively known as the “Wisconsin National Life Building Properties”) in connection with using said Properties for the purpose of locating Winnebago County offices upon said properties and for automobile parking appurtenant thereto.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that Firstar Bank Milwaukee, NA, be and hereby is authorized to prepare and distribute an official statement and other offering materials with respect to the bonds.

Submitted by:

PROPERTY MANAGEMENT AND
MAINTENANCE COMMITTEE

Motion by Supervisor Wagner and seconded to adopt. Vote required: Three-fourths of membership. Ayes: 30. Nays: 5—Shute, Schwartz, Montgomery, Crowley, Klitzke. Excused: 3—Winters, O’Brien, Sundquist. CARRIED.

COUNTY COLLECTIONS

Mr. Tom McGrath of Transworld Systems, Inc. made a presentation to the board regarding his company’s work in the area of collections. They charge less than \$10.00 per account to help aid in collecting amounts owed to the county. It is a pre-paid program and the money is paid up front. They guarantee the investment by at least a 2-1 return. Winnebago County is currently using their services for the Child Support Agency. They are endorsed by the Wisconsin Counties Association, and represent 15 counties in the state. They have a 90-day activity level where they try to collect the amounts owed by sending dunning/demand letters. If they do not collect, the account returns to the county for further action by the Corporation Counsel, District Attorney and/or courts. He stated 77% of child support

payments are not being collected. If a debtor pays within the 90 days, the county keeps the total amount. If the case goes to court, it is split 50-50. They are involved in civil collections only, but will assist in collecting bad checks to relieve the District Attorney's office of that task. They also aid in collecting guardian ad litem fees, and collected 70% of those due in Dodge County.

HEALTH DEPARTMENT AUDIT REPORT

Gary Mayer, County Auditor, presented his audit report on the Health Department. He met with the Towns Association recently to discuss the report. Supervisor Wagner commended him on preparing a very good report. The Health Department presently has 5 vehicles and he recommended that they obtain high quality patrol cars. He stated the administrative expenses are not broken down and he will do a follow-up in a few months to see how these can be broken down. The various programs must be allocated more of the administrative expenses. Supervisor Finch observed that page 12 of the report says "citizens residing in cities were not turned away". Supervisor Kollath suggested consolidating the health departments from the cities into one countywide health department. Mr. Mayer volunteered to help with a study to accomplish this. Supervisor Koziczowski felt the city health departments were not interested in consolidation because they provide a higher level of service than the county provides. Supervisor Sievert questioned the chart which showed Winnebago County has the highest number of staff and cost per citizen. Supervisor Widener suggested that part of the higher costs are due to travel to the townships to serve their clients. Mr. Mayer estimated 2.7 hours are spent for each client contact and he felt that was high. Supervisor Rengstorf asked if it is possible to identify what township the clients are from and Mr. Mayer felt that would be possible. Under "Grants" on page 5, it states a program was discontinued, and Mr. Mayer was uncertain which program was discontinued. Supervisor Gose moved and it was seconded to approve the report. CARRIED BY VOICE VOTE.

EXPO CENTER EXPANSION & NEW SUNNYVIEW COMPLEX BUILDING

Supervisor Lauson explained the background of the Expo Center Expansion and new Sunnyview Complex Building, and introduced Parks Director Jeff Christensen. Mr. Christensen explained the Expo Center Expansion is on the Capital Improvements Program, but they feel it should be moved up on the time schedule to be included in the 1995 budget. Additions of 7,000 square feet each would be added to

the west and to the south of the Expo Center. He said the rent for the current Expo Center will be increased by 5-10% in the near future. Rent could be increased to \$1,000-\$1,200/day if the building was enlarged. The Oshkosh Convention & Tourism Bureau supports the expansion.

Ron Hansche, HGM Architects, presented the Space Needs Study for the Sunnyview Complex. One of the major problems with the present building is that it does not comply with the Americans with Disabilities Act. It is a 14,800 square foot building, but only 7,700 is usable space and the building is extremely crowded. He recommended a new facility of 19,000 square feet and 3,500 square feet of cold storage/vehicle storage on the east side of the Expo Center land and the old building should be razed. Supervisor Hue urged the board to move the Expo Center and Sunnyview Complex up on the Capital Improvements Program schedule.

WISCONSIN BOND COMMISSION REPORT

Supervisor Planalp reported that Mr. Mark O'Connell of Wisconsin Counties Association will be invited to attend the June 21, 1994 meeting of the board to give an update on the Wisconsin Bond Commission.

Supervisor King moved and it was seconded to adjourn until June 21, 1994 at 6:00 P.M. CARRIED BY VOICE VOTE. Meeting adjourned at 9:10 P.M.

Respectfully submitted,

Linda Wolfe
Winnebago County Clerk

State of Wisconsin)
County of Winnebago)ss

I, Linda Wolfe, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their Special Orders of Business meeting held June 7, 1994.

Linda Wolfe
Winnebago County Clerk

P r o c e e d i n g s
of the
B o a r d o f S u p e r v i s o r s
of
W i n n e b a g o C o u n t y

**ADJOURNED SESSION
COUNTY BOARD MEETING
TUESDAY, JUNE 21, 1994**

Chairman Joseph Maehl called the meeting to order at 5:30 P.M. in the Supervisors' Room, Fourth Floor, Courthouse, Oshkosh, Wisconsin.

The meeting was opened with the Pledge of Allegiance and an Invocation by Supervisor Wagner.

Roll Call: 35 present. Excused: 3—Shute, Schwartz and Diakoff.

Supervisor Lauson moved and it was seconded to accept the minutes of the May 17, 1994 meeting. **CARRIED BY VOICE VOTE.**

Supervisor Planalp moved and it was seconded to adopt the agenda. **CARRIED BY VOICE VOTE.**

COMMUNICATIONS, PETITIONS, ETC.

Notice of Claim from Vincent and Kitty Caporale re: damages arising out of a Zoning Variance and Conditional Use Permit granted by Winnebago County was referred to Personnel and Finance Committee. Notice of Claim from Arlene Stierna re: damages to furniture by MEG Unit was referred to Personnel & Finance Committee. Agricultural Impact Statement regarding Wittman Regional Airport, dated June 13, 1994 was received and placed on file. Letters from Representative Carol Owens and Senator Michael Ellis regarding authorizing support for legislation to reimburse counties for full costs associated with jailing criminals on probation hold was read and placed on file. Letter from Oshkosh Concerned Taxpayers Alliance regarding Resolution 18-494 was distributed and placed on file. Notice of meeting from Wisconsin Counties Association regarding WCA Environmental Liability Feasibility Study was read and placed on file. Notice of Meeting from Wisconsin Counties Association regarding

Open Government—Openly Arrived At was read and placed on file. A thank you letter from the family of Herb Metzger was read and placed on file.

Petition for Zoning Amendment from Thomas N. Rusch for change from A-2 to B-3 for construction of company garage and office was referred to Planning & Zoning Committee. Petition for Zoning Amendment from John A. Zeinert for change from A-1 to A-2 for residential development lots was referred to Planning & Zoning Committee. Petition for Zoning Amendment from Harrison Sturgis, Jr. for change from R-3 to B-1 to permit breeding, raising and training of owners' show dog was referred to Planning & Zoning Committee. Petition for Zoning Amendment from Pansiewood Farms, Inc. for change from A-1 to A-2 for farmette was referred to Planning & Zoning Committee.

COMMITTEE REPORTS

Supervisor Albrecht reported the U.S. Senate passed a bill that would give the Secretary of Transportation authority to allow small community airline flights to and from O'Hare airport without regard to slot controls which would help Wittman Airport. The bill now goes to a Conference Committee and could be signed into law by the end of June. They are hoping to ultimately eliminate the slot system at large airports. The Airport Director conducted a meeting with local bankers, Chamco and several potential tenants of a proposed "Oshkosh Aviation Marketplace" specialty aviation service development. The Airport Director has been asked by an aviation business to lease 4,000 square feet for an aircraft maintenance facility at the airport's industrial park. Bids were received on 3 houses located on airport property for a total of \$11,126. The houses will be removed this fall. In May, there were 790 enplanements at Wittman Airport, compared to 608 in 1993. The FAA conducted an annual inspection of airport operations and facilities. One area requiring immediate attention is airport fire protection. County Executive Steinhilber has contacted the City of Oshkosh regarding the staffing requirements necessary. EAA plans to build two 40,000 square foot exhibit/hangar buildings in August at a cost of \$1.5 million.

Supervisor Barker urged supervisors to attend the meeting on June 29th in Green Bay on coastal management.

PUBLIC HEARING

Robert Lace, Jr., 765 Oak Street, Neenah, Wis. spoke in support of resolutions 55-694 and 62-694. Frank Korponai, Town of Black Wolf, asked the county for assistance with erosion problems and problems with an abandoned fire lane since he has not received help from the town. His request was referred to Supervisor Sievert, Chairman of the Planning & Zoning Committee.

COUNTY EXECUTIVE'S REPORT

County Executive Steinhilber told the Board that he supports Resolutions 49-694, 50-694, 62-694, 68-694 and 69-694. He asked that the County Executive be added to Resolutions 51-694 and 52-694 for administrative purposes or return them for revisions to the Highway Committee or Personnel & Finance Committee. Supervisor Montgomery asked if the ankle bracelet program can be applied to juveniles and Mr. Steinhilber replied it could be possible. Supervisor Wagner asked about the policy on bottled water. Mr. Steinhilber stated the county has been furnishing bottle water to some offices, while others are paying for it personally. He changed the policy to make it fair to all concerned. Supervisor Wagner asked if the third floor of Pleasant Acres was being closed and offices placed there.

APPOINTMENTS

BOARD OF ADJUSTMENT

County Executive Steinhilber asked for confirmation for the reappointment of Andrew Welsch, 9589 Welsch Road, Winneconne, WI 54986 and Carita Williams, 1648 South Park Drive, Neenah, WI 54956 for terms beginning July 1, 1994 and ending June 30, 1997. Motion by Supervisor Lauson and seconded to adopt. CARRIED BY VOICE VOTE.

WINNEBAGO COUNTY HOUSING AUTHORITY

County Executive Steinhilber appointed Gregory G. Malkowsky to the Housing Authority for a term to begin immediately and end April 22, 1997. Motion by Supervisor Lauson and seconded to adopt. CARRIED BY VOICE VOTE.

OSHKOSH LIBRARY BOARD

County Executive Steinhilber appointed Supervisor Ron Montgomery to another three-year term on the City of Oshkosh Library Board, beginning July 1, 1994 and ending June 30, 1997. Motion by Supervisor Lauson and seconded to adopt. CARRIED BY VOICE VOTE.

WINNE-FOND LAKE PRIVATE INDUSTRY COUNCIL

County Executive Steinhilber appointed Supervisor Dorothy Schwartz to another two-year term on the Winne-Fond Lake Private Industry Council beginning July 1, 1994 and ending June 30, 1996. Motion by Supervisor Lauson and seconded to adopt. CARRIED BY VOICE VOTE.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl made suggestion award presentations of \$100 savings bonds to Ron Kranzusch, Information Systems Department, for his suggestion on recycling ink cartridges for computer printers, Dorothy Nienhaus, Social Services Department, for her suggestion to change the floor plan for better utilization of space, and Diane Fremgen, Clerk of Courts, for her suggestion to utilize a two-part form for easier retrieval of documents. He urged supervisors to read the Advocap annual report. He praised Auditor Gary Mayer for his fine reports, and asked that Committee Chairmen and Department Heads take the responsibility to implement the recommendations in the audit reports. He reported Supervisor Dorothy Schwartz broke her hip and wished her a speedy recovery. He is one of 21 county representatives invited to a Milwaukee Brewers game and will throw out the first ball at the Brewers-Toronto game next Tuesday.

**COUNTY BOARD CHAIRMAN'S APPOINTMENT
LONG TERM SUPPORT ADVISORY COMMITTEE**

County Board Chairman Maehl asked the Board to confirm the appointment of Supervisor James Koziczowski, Supervisor Dorothy Schwartz, Supervisor Helen Savas and Cathleen Poeschl to the Long Term Support Advisory Committee. Motion by Supervisor O'Brien and seconded to adopt. CARRIED BY VOICE VOTE.

**REVIEW & RECOMMENDATIONS RE: ADMINISTRATIVE
SALARY PLAN AND BENEFITS PROGRAM**

Mr. Charles Carlson of David M. Griffith & Associates, Ltd. gave an overview of the study he conducted regarding the administrative salary plan and benefits program. He analyzed the current compensation structure, the staff compensation survey results, the market position, the administrative pay practices and made recommendations in policy and practices. He recommended to continue to adjust the pay plan periodically to adjust to changes in the market conditions, continue the annual performance measurement, but to make it more detail-

ed and specific; and reconstitute the market basket by including the private sector, internal union comparables, area public sector employers (schools, State, etc.). He also recommended establishing a market policy, testing the validity of the job evaluation system and strengthening the reclassification process. His final recommendations were to tighten the reclassification request process and addressing as many employee compensation dissatisfaction concerns as possible.

AUDIT REPORT—FINE & FEE RETENTION

County Auditor Gary Mayer reviewed the Audit Report on Retention of Fees and Fines he prepared. He answered questions and stated the report did not have recommendations for correction as most of his other report have. The report was informational and pointed out that counties are absorbing more expenses due to legislative actions in Madison.

ZONING REPORTS & ORDINANCES

REPORT. NO. 001. A report from Planning & Zoning Committee re: rezoning to A-2 for creation of two lots. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 06-21-94. A request from Harold R. Koehnke for change from R-2 to A-2 (General Agriculture). Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORT NO. 002. A report from Planning & Zoning Committee re: change to B-3 for mobile home sales and service. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 06-21-94. A request from Richard J. Carolson for zoning change from M-1 (M-3) Light Industrial & Office District/Extraction or Landfill District (Overlay)(By Conditional Use Only) to B-3 General Business District. Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORTS, RESOLUTIONS & ORDINANCES

RESOLUTION NO. 47-694 - Commendation To Theda Clark Regional Medical Center

WHEREAS, Theda Clark Regional Medical Center was recently awarded the distinction of one of the "Top 100 hospitals in the U.S.", as named by HCIA, Inc. and Mercer Management Consulting; and

WHEREAS, the Winnebago County Board of Supervisors takes this opportunity to recognize those physicians and employees of Theda Clark Regional Medical Center for their diligent work and earning such a distinction; and

WHEREAS, Governor Tommy G. Thompson presented Theda Clark Regional Medical Center with its award as one of the "Top 100 Hospitals in the U.S." on May 14, 1994.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby commends and congratulates Theda Clark Regional Medical Center for recently being recognized as one of the top 100 hospitals in the U.S.

Submitted by:

HELEN SAVAS

DISTRICT #5

COUNTY BOARD SUPERVISOR

Motion by Supervisor Savas and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3—Diakoff, Schwartz and Shute. CARRIED.

RESOLUTION NO. 48-694 - Authorize Payment For Excess Days of Attendance By Winnebago County Board Supervisors

WHEREAS, the following County Supervisors have days of attendance at County Board meetings and County Board committee meetings in excess of the statutory limit and in excess of those previously allowed by resolution of the County Board, to-wit:

John Hue	3.0
Ron Montgomery5
John Planalp	6.5
Kenneth Robl	5.0
Eugene Troxell	10.5
Jacquelyn Wagner	14.0

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the County Board Supervisors hereinbefore named shall be paid for the excess committee days as above described.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor King and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3—Diakoff, Schwartz and Shute. CARRIED.

RESOLUTION NO. 49-694 - Authorize Amendment To Lease Agreement Between Wittman Regional Airport and C.R. Meyer and Sons Company

WHEREAS, C.R. Meyer and Sons Company has entered into a Ground Lease Agreement with Winnebago County dated April 29, 1988 for premises at Wittman Regional Airport; and

WHEREAS, the parties to said agreement are desirous of an amendment to said agreement.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that authorization is hereby provided to the County Executive and the County Clerk to enter into the amended Ground Lease Agreement between Winnebago County and C. R. Meyer and Sons Company, a copy of which is attached to this Resolution and made a part thereof.

Submitted by:

AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Supervisor Albrecht moved and it was seconded to amend the Ground Lease at 1. Paragraph (2) and change 32,000 square feet to 16,000 square feet and 101,350 to 81,300 square feet. Ayes: 35. Nays: 0. Excused: 3—Diakoff, Shute and Schwartz. CARRIED. Vote on resolution as amended: Ayes: 35. Nays: 0. Excused: 3—Diakoff, Schwartz and Shute. CARRIED.

RESOLUTION NO. 50-694 - Authorize Contribution Of \$4,000 For The Fox Locks Abandonment Study

WHEREAS, the Fox River Project, including 17 locks, two guard locks, nine dams and various navigational features along the Lower Fox River, is managed by the U.S. Army Corps of Engineers; and

WHEREAS, the Corps of Engineers is interested in maintaining the nine dams for water regulation but recommends abandonment and disposal of the remaining water navigational features including the entire lock system; and

WHEREAS, the Corps of Engineers has developed a Draft Disposition Report, Fox River Project that describes two alternatives for abandonment and disposal of the water navigational features including the lock system; and

WHEREAS, community leaders and citizens in Brown, Outagamie and Winnebago counties have expressed concerns about the impacts

from the proposed Corps of Engineers methods of abandonment and disposition of the locks; and

WHEREAS, in response to concerns that have been expressed about the methods of abandonment the Fox Cities Chamber of Commerce and Industry has contracted with Mead & Hunt Inc., an engineering firm, to conduct a Fox Locks Abandonment Study; and

WHEREAS, the study is intended to prepare an independent analysis of the Fox Lock system abandonment, including input from local communities and agencies, with a recommended "preferred" alternative and a plan to implement that alternative; and

WHEREAS, the estimated cost of the Fox Locks Abandonment study and subsequent information sessions is \$89,500; and

WHEREAS, contributions toward the study have been made by the City of Appleton, City of DePere, City of Kaukauna, City of Menasha, Brown County, Outagamie County, Village of Kimberly, Kaukauna Electric & Water, Village of Little Chute, Repap, and the Fox Cities Convention & Visitors Bureau.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes a contribution of \$4,000 to the Fox Cities Chamber of Commerce and Industry for the Fox Locks Abandonment Study. Said contribution shall be made available from the General Fund of the Winnebago County Budget.

Submitted by:

LAND CONSERVATION COMMITTEE

It was moved by Supervisor Barker and seconded to adopt. Supervisor Gose suggested using county planners to do the study. Vote on resolution: Ayes: 35. Nays: 0. Excused: 3—Diakoff, Schwartz and Shute. CARRIED.

RESOLUTION NO. 51-694 - Establish Policy For Budgeting Of Capital Outlays Within The Highway Department

WHEREAS, your undersigned Committee believes that the present capital outlay policy, as applied to the Winnebago County Highway Department is inflexible in that it discourages the purchase of improved equipment or innovations which are available at the time of acquisition, but were not available at the time of budgeting; does not take into account emergency conditions, such as unforeseen severe weather and major equipment failures which may result in a need for the adjustment of capital outlays throughout the budget year; and does not allow timely amendment of the Capital Outlay Budget so as to suitably meet the needs of the Highway Department; and

WHEREAS, an amendment to the capital outlay budgetary process, so as to maintain the integrity of the Winnebago County Budget, but so as to allow greater discretion to the Winnebago County Highway Commissioner and Winnebago County Highway Committee with regard to meeting the needs of the Winnebago County Highway Department, could be successfully implemented.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends Winnebago County's capital outlay policy with regard to the Winnebago County Highway Department so as to allow the Winnebago County Highway Department to exceed the costs of individual items budgeted within its Capital Outlay Budget, without approval of the Winnebago County Board of Supervisors or the Winnebago County Personnel and Finance Committee, provided that the following contingencies are met:

1. That the total costs of all combined capital outlay items purchased during the budget year may not exceed the total budget for capital outlays for the Winnebago County Highway Department absent prior approval of the Winnebago County Board of Supervisors, pursuant to the procedure which is provided in Section 65.90, Wisconsin Statutes.
2. That all purchases by the Winnebago County Highway Department in excess of the estimated costs of the individual item budgeted for capital outlay shall be approved, in advance, by the Highway Committee of the Winnebago County Board of Supervisors.
3. That any deletions, additions or substitutions of capital outlay items to the Winnebago County Highway Department's Budget must be approved, in advance, by the Winnebago County Highway Committee.

Submitted by:

HIGHWAY COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Supervisor Schmidt moved to amend by removing the word "Highway" and leaving "Departments" throughout the resolution and to include the County Executive on line 36. Supervisor Robl moved to table the resolution. Ayes: 29. Nays: 6—Schmidt, Crowley, Lauson, Kollath, Planalp, Savas. Excused: 3—Diakoff, Schwartz and Shute. TABLED.

ORDINANCE NO. 52-694 - Create Section 3.07(3)(g), General Code of Winnebago County Competitive Purchasing Exemptions: Highway Department

WHEREAS, the Capital Outlay Budget for the Winnebago County Highway Department is of a significant amount for each budget year; and

WHEREAS, to allow the Winnebago County Highway Department to purchase used equipment at County auctions or from used equipment vendor lots will allow the County Highway Department in certain instances to save considerable amounts over purchasing such equipment through a competitive purchasing process; and

WHEREAS, the competitive purchasing process is not compatible with the purchase of used equipment for the Winnebago County Highway Department.

NOW, THEREFORE, the County Board of Supervisors of the County of Winnebago County does ordain as follows:

The creation of Section 3.07(3)(g) of the General Code of Winnebago County which shall read as follows:

(3) **Exemptions.** The following procurements may be made without compliance with the competitive purchasing requirements of this Section of the Code:

(g) The purchase of used equipment by the Winnebago County Highway Department at auctions or from vendors when, in the discretion of the Winnebago County Highway Commissioner, the purchase of said used equipment will result in considerable savings to the County, taking into account the condition and age of the used equipment and considering the cost of the purchase of similar new equipment.

Said Ordinance shall take effect on the date following its publication.

Submitted by:

HIGHWAY COMMITTEE

Motion by Supervisor Robl to table. CARRIED BY VOICE VOTE.

AMENDED ORDINANCE NO. 53-694 - Create Section 3.10 Of The General Code Of Winnebago County: Delegation Of Investment Authority

WHEREAS, Section 59.07(101), Wisconsin Statutes, provides authority to the Winnebago County Board of Supervisors to delegate by Ordinance to any office or employee of Winnebago County any authority assigned by law to the County Board to invest County funds; and

WHEREAS, the authority to invest County funds has previously been delegated to the County Treasurer by the Winnebago County Board of Supervisors; and

WHEREAS, the liquid assets of Winnebago County continue to increase with the growth of Winnebago County, with those assets contained within all Winnebago County Accounts, at the present time, exceeding approximately Thirty Million Dollars (\$30,000,000.00); and

WHEREAS, given the amount of the County's assets it is imperative that there be a continuity insured with regard to the County's investment strategies and that the office or employee charged with such responsibilities and authority have a suitable background in the field of municipal finance; and

WHEREAS, the Winnebago County Board of Supervisors believes that it would be most appropriate to assign such investment authority to the person employed as Finance Director for Winnebago County.

NOW, THEREFORE, the County Board of Supervisors of the County of Winnebago does ordain as follows:

The creation of Section 3.10 of the General Code of Winnebago County which shall read as follows:

3.10 Investment Authority Delegation.

- (1) This Ordinance is created pursuant to that authority delegated by Section 59.07(101), Section 66.04(2) and Section 59.025, Wisconsin Statutes.
- (2) That that person employed as the Department Head of the Winnebago County Finance Department (the Winnebago County Finance Director) is hereby delegated any authority assigned by law to the Winnebago County Board of Supervisors to invest County funds.
- (3) That the Winnebago County Finance Director shall be bonded in an amount of not less than \$500,000.00 in relationship to the authority delegated by this Ordinance.
- (4) That the Winnebago County Finance Director may invest any funds of Winnebago County not immediately needed in any manner allowed pursuant to Section 66.04(2) Wisconsin Statutes.
- (5) That the Winnebago County Finance Director shall report to the Personnel and Finance Committee of the Winnebago County Board of Supervisors as to the status of County investments on a monthly basis.
- (6) That this Ordinance shall become effective on January 1, 1996.

Submitted by:
PERSONNEL & FINANCE
COMMITTEE

Motion by Supervisor King and seconded to adopt. Supervisor Arne moved and it was seconded to delete lines 24, 25 and 26. Ayes: 10—Rengstorf, Putzer, Robl, Savas, Sundquist, Rankin, Troxell, Sievert, Arne, Brennand. Nays: 25. Excused: 3—Diakoff, Shute and Schwartz. Amendment lost. Vote on resolution: Ayes: 4—Kollath, Montgomery, Winters and Albrecht. Nays: 31. Excused: 3—Diakoff, Schwartz and Shute. LOST.

ORDINANCE NO. 54-694 - Amend Section 5.02(6) Of The General Code Of Winnebago County (Reserve Sheriffs Deputies Fee Schedule)

WHEREAS, the Winnebago County Board of Supervisors believes that the current fee schedule for the use of Winnebago County Reserve Deputies for the purpose of providing traffic control or crowd control places the costs of such service outside the range which many Winnebago County organizations are able to afford; and

WHEREAS, a lowering of the fee schedule charge for crowd control and traffic control for Winnebago County Reserve Deputies shall make that service more affordable to many organizations within Winnebago County.

NOW, THEREFORE, the County Board of Supervisors of the County of Winnebago does ordain as follows:

That Section 5.02(6)(a) of the General Code of Winnebago County be amended to read as follows:

5.02(6) Fee Schedule.

- a) Winnebago County shall charge a fee of \$10.05 per hour to any entity to which a reserve deputy is assigned, upon that entity's request, for the purpose of providing traffic control or crowd control.

This amendment to the Ordinance shall take effect upon the date after its publication.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 34. Nays: 1—King. Excused: 3—Diakoff, Schwartz and Shute. CARRIED.

RESOLUTION NO. 55-694 - Petition Congressional Delegation For Introduction Of Legislation Amending Constitution With Regard To Desecration Of The United States Flag

WHEREAS, the United States Supreme Court has ruled that the desecration of the United States flag is protected by the First Amendment of the United States Constitution as an expression of free speech; and

WHEREAS, many persons, such as your undersigned Board member, who have served in the United States Armed Forces and jeopardized their lives on behalf of this Country, believe that the desecration of the United States flag should be prohibited as an expression of free speech.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby petitions Congressman Thomas Petri and United States Senators Russell Feingold and Herbert Kohl to introduce Legislation before the United States Congress for the purpose of creating an amendment to the United States Constitution prohibiting the desecration of the United States flag as an expression of free speech.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that a copy of this resolution be transmitted by the Winnebago County Clerk to Congressman Thomas Petri and United States Senators Russell Feingold and Herbert Kohl.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that a copy of this resolution be transmitted to all Wisconsin State Legislators having constituents within Winnebago County and to the Office of Governor Tommy Thompson by the Winnebago County Clerk.

Submitted by:

JOSEPH MAEHL, DIST. #6
COUNTY BOARD SUPERVISOR
AND THE ENTIRE COUNTY BOARD

Motion by Supervisor Maehl and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3—Diakoff, Schwartz and Shute. CARRIED.

Motion by Supervisor Maehl and seconded to adopt. Motion by Supervisor Montgomery and seconded to amend at line 22: "BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby petitions all Wisconsin State Legislators having

constituents in Winnebago County to introduce legislation in the State Legislature calling for such a constitutional amendment. CARRIED BY VOICE VOTE. Vote on resolution: Ayes: 35. Nays: 0. Excused: 3 - Diakoff, Schwartz and Shute. CARRIED.

RESOLUTION NO. 56-694 - Posthumous Commendation To Eugene G. Williams

WHEREAS, Eugene G. Williams passed away on May 5, 1994 in Oshkosh, Wisconsin at the age of 91; and

WHEREAS, Eugene G. Williams proudly served on the Winnebago County Board of Supervisors from 1968 through 1972; and

WHEREAS, Mr. Williams was a practicing attorney in Winnebago County from 1926 through 1985; served as past President of the Winnebago County Bar Association and the Oshkosh Junior Chamber of Commerce; was active in many other civic organizations and served upon many other public committees and boards within Winnebago County and, as such, was an active and important member of the Winnebago County community.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it posthumously commends Eugene G. Williams for his many years of service to Winnebago County as a County Board Supervisor, a practicing attorney and as an active member of the Winnebago County community.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that a copy of this resolution be transmitted by the Winnebago County Clerk to the surviving children of Eugene G. Williams.

Submitted by:

JOSEPH MAEHL

COUNTY BOARD CHAIRMAN

Motion by Supervisor Maehl and seconded by adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 57-694 - Disallow Claim of Fluor Brothers Construction Co.

WHEREAS, your Personnel and Finance Committee has had the claim of Fluor Brothers Construction Co. referred to it for attention; and

WHEREAS, your Committee has investigated the claim and recommends disallowance of same by Winnebago County.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claim of Fluor Brothers Construction Co. dated June 2, 1994, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor King and seconded to adopt. Motion by Supervisor Lauson and seconded to refer to the Solid Waste Management Board. Motion to refer carried by VOICE VOTE.

RESOLUTION NO. 58-694 - Disallow Claim of Dennis Meszaros

WHEREAS, your Personnel and Finance Committee has had the claim of Dennis Meszaros referred to it for attention; and

WHEREAS, your Committee has investigated the claim and recommends disallowance of same by Winnebago County.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claim of Dennis Meszaros dated March 7, 1994, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor King and seconded to adopt. Ayes: 34. Nays: 1—Montgomery. Excused: 3—Diakoff, Schwartz and Shute. CARRIED

RESOLUTION NO. 59-694 - Disallow Claim of Annette Sloboda

WHEREAS, your Personnel and Finance Committee has had the claim of Annette Sloboda referred to it for attention; and

WHEREAS, your Committee has investigated the claim and recommends disallowance of same by Winnebago County.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claim of Annette Sloboda dated June 1, 1994, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor King and seconded to adopt. Ayes: 34. Nays: 1—Montgomery. Excused: 3—Diakoff, Schwartz and Shute. CARRIED.

RESOLUTION NO. 60-694 - Disallow Claim of Steven Weiland

WHEREAS, your Personnel and Finance Committee has had the claim of Steven Weiland referred to it for attention; and

WHEREAS, your Committee has investigated the claim and recommends disallowance of same by Winnebago County.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claim of Steven Weiland dated April 8, 1994, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor King and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3—Diakoff, Schwartz and Shute. CARRIED.

RESOLUTION NO. 61-694 - Disallow Claim of American Family Insurance (Sandra Wendt)

WHEREAS, your Personnel and Finance Committee has had the claim of American Family Insurance (Sandra Wendt) referred to it for attention; and

WHEREAS, your Committee has investigated the claim and recommends disallowance of same by Winnebago County.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claim of American Family Insurance (Sandra Wendt) dated March 14, 1994, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor King and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3—Diakoff, Schwartz and Shute. CARRIED.

RESOLUTION NO. 62-694 - Approve Secure Juvenile Detention Center Agreement Between Winnebago County And Outagamie County

WHEREAS, the Winnebago County Board of Supervisors previously authorized the Winnebago County Executive to negotiate an agreement between Winnebago County and Outagamie County as to Outagamie County providing secure juvenile detention facility services to Winnebago County; and

WHEREAS, the Winnebago County Executive and Outagamie County Executive have negotiated such agreement, a final draft of which is herewith attached and incorporated by reference as a part of this resolution; and

WHEREFORE, your undersigned Committee believes that it would be in the best interest of Winnebago County to execute such an agreement.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the attached agreement between Winnebago County and Outagamie County authorizing Outagamie County to provide secure juvenile detention facility services to Winnebago County.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes its County Clerk and County Executive to execute said agreement.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4—Diakoff, Finch, Schwartz and Shute. CARRIED.

RESOLUTION NO. 63-694 - Authorize Acceptance Of Easement From Experimental Aircraft Association (Construction Of Fire Road: Wittman Regional Airport)

WHEREAS, your undersigned Committee believes that it is necessary to construct and maintain a fire road through property presently owned by the Experimental Aircraft Association so as to provide quick ingress and egress from area roads to Wittman Regional Airport in the case of an accident or an emergency; and

WHEREAS, the Experimental Aircraft Association has agreed to provide an easement to Winnebago County for the purpose of constructing and maintaining a gravel fire road through Experimental Aircraft Association property to Wittman Regional Airport for such purpose.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the purchase of an easement from the Experimental Aircraft Association for the price of One Dollar and no/100 (\$1.00), and authorizes the Winnebago County Executive and Winnebago County Clerk to execute the attached Easement Agreement, a copy of which is herewith attached and incorporated as a part of this resolution.

Submitted by:

AVIATION COMMITTEE

WITHDRAWN by Supervisor Albrecht.

RESOLUTION NO. 64-694 - Adopting The Overall Economic Development Program, 1994 Annual Report Prepared By The East Central Regional Planning Commission

WHEREAS, the East Central Wisconsin Regional Planning Commission has prepared an Overall Economic Development Program (OEDP) which analyzes the economy of the region and sets forth certain strategies to encourage economic development; and

WHEREAS, the Winnebago County Board of Supervisors has previously adopted the OEDP to enable designation of the region as an Economic Development District and continues to support the ongoing District Overall Economic Development Program of the Commission; and

WHEREAS, this program requires annual updating to maintain a current perspective on the economic development issues of the County and the Region; and

WHEREAS, the annual update maintains eligibility for Economic Development Administration funding of economic development projects and supports local development projects for other federal and state programs; and

WHEREAS, the County and its municipalities have participated in the OEDP planning process.

NOW, THEREFORE, BE IT RESOLVED that the Winnebago County Board of Supervisors hereby adopts the Overall Economic Development Program 1994 Annual Report prepared by the East Central Wisconsin Regional Planning Commission.

Submitted by:

INDUSTRIAL DEVELOPMENT BOARD

Motion by Supervisor Lauson and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3—Diakoff, Schwartz and Shute. CARRIED.

RESOLUTION NO. 65-694 - Posthumous Commendation To Herbert Metzig

WHEREAS, Herbert Metzig, a former County Board Supervisor, recently passed away unexpectedly; and

WHEREAS, Herbert Metzig proudly served as a Winnebago County Board of Supervisors member from 1985 through 1992 and, in addition to serving on the Winnebago County Board of Supervisors, was a civic minded individual who was a member of many other organizations, boards and committees that had as their principal purpose the betterment of the community; and

WHEREAS, the loss of Herbert Metzig will be deeply felt by the Winnebago County community.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it posthumously commends Herbert Metzig for his service as a member of the Winnebago County Board of Supervisors.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that a copy of this resolution be transmitted by the Winnebago County Clerk to the next of kin of Herbert Metzig.

Submitted by:

JOSEPH MAEHL

COUNTY BOARD CHAIRMAN

Motion by Supervisor Maehl and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3—Diakoff, Schwartz and Shute. CARRIED.

RESOLUTION NO. 66-694 - Authorize Transfer of \$4,000 From Contingency Fund To Capital Outlay Account Of Sheriff's Department (Provide Security Locks On Park View Storage Building)

WHEREAS, the storage building used by the Winnebago County Sheriff's Department at Park View Health Center lacks a security locking system; and

WHEREAS, this building is shared as a storage building by the Sheriff's Department, Emergency Government Department and Maintenance Department; and

WHEREAS, the Maintenance Department has indicated that the cost of providing a security locking system for said building would be approximately \$4,000.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$4,000 from the Contingency Fund of the Winnebago County

Budget to the Capital Outlay Account of the Sheriff's Department Fund for the purpose of providing a security locking system for the storage building used by the Sheriff's Department at Park View Health Center.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3—Diakoff, Schwartz & Shute. CARRIED.

RESOLUTION NO. 67-694 - Authorize Transfer Of \$2,000 From Contingency Fund To Sheriff's Department (Program and Install Seven (7) Mobile Data Terminals In County-owned Vehicles)

WHEREAS, the Winnebago County Sheriff's Department has indicated to your undersigned Committee that it is important the seven (7) mobile data terminals be programmed and installed in County-owned Sheriff's vehicles; and

WHEREAS, at the time that the 1994 Winnebago County Budget was prepared, it was the understanding of the Winnebago County Sheriff that the programming and installation of said terminals was included within the quote used for preparation of the Budget, which the Sheriff later found was not the case; and

WHEREAS, an additional \$2,000 is necessary to complete the programming and installation of said terminals.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the amount of \$2,000 is hereby authorized transferred from the Contingency Fund of the Winnebago County Budget to the Capital Outlay Account of the Sheriff's Department Fund for the purpose of programming and installing seven (7) mobile data terminals in County-owned Sheriff's vehicles.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

WITHDRAWN by Supervisor King.

RESOLUTION NO. 68-694 - Authorize Granting Of Easement To City of Oshkosh (Construction Of Sewer Line Through Winnebago County Park)

WHEREAS, the City of Oshkosh has requested that Winnebago County grant an easement to the City of Oshkosh for the construction of a sanitary sewer line through the Winnebago County Park located adjacent to Park View Health Center; and

WHEREAS, your undersigned Committee believes that it would be in the best interest of the citizens of Winnebago County that said easement be granted.

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 grant an easement to the City of Oshkosh for the construction of a sanitary sewer through a tract of land described as follows:

A part of the SE 1/4 of the NW 1/4 of Section 36, T19N, R16E, 15th Ward, City of Oshkosh, Winnebago County, Wisconsin, described as follows: Commencing at the NW corner of the SE 1/4 of the NW 1/4 of Section 36; thence S 00° 17'05" W along the west line of the SE 1/4 of the NW 1/4 of said Section 36, 138.19 feet to the point of beginning; thence continuing S 00° 17'05" W 21.81 feet along said west line; thence N 66° 45'E 230 feet; thence N 23° 15' W 20.00 feet; thence S 66° 45' W 221.29 feet to said west line and to the point of beginning and containing 4513 square feet more or less.

A copy of the proposed easement agreement is herewith attached and incorporated as a part of this resolution.

Submitted by:

PARKS AND RECREATION COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes: 30. Nays: 4—Montgomery, Metzsig, Sievert and Arne. Excused: 4 Diakoff, Schwartz, Shute and Winters. CARRIED.

CLOSED SESSION

Supervisor Albrecht moved and it was seconded to convene in Closed Session, pursuant to the exemption provided by Section 19.85(1)(e), Statutes, for the purpose of deliberating as to the purchase of public properties, in that competitive and bargaining reasons require such a closed session, with regard to the acquisition of property in relationship to the operation of Wittman Regional Airport. Ayes: 29—Rengstorf, Schmidt, Barker, Lawson, Hue, King, Lauson, Kollath, Montgomery, Planalp, O'Brien, Egan, Griesbach, Metzsig, Putzer, Schaidler, Robl, Savas, Widener, Sundquist, Rankin, Wagner, Troxell, Sievert, Arne, Koziczkowski, Brennand, Albrecht, Maehl. Nays: 5—Crowley, Finch, Gose, Kramer, Klitzke. Excused: 4—Diakoff, Schwartz, Shute, Winters. CARRIED. The meeting went into closed session at 9:56 P.M. At 10:15 P.M., Supervisor Albrecht moved and it was seconded to reconvene in open session. Ayes: 31—Rengstorf,

Schmidt, Barker, Crowley, Kramer, Lawson, Hue, King, Lauson, Kollath, Montgomery, Planalp, O'Brien, Egan, Griesbach, Metzigg, Putzer, Schaidler, Robl, Savas, Widener, Sundquist, Rankin, Wagner, Troxell, Sievert, Arne, Koziczkowski, Brennand, Albrecht, Maehl. Nays: 0. Abstention: 1—Gose. Excused: 6—Diakoff, Finch, Klitzke, Schwartz, Shute, Winters. CARRIED. Meeting reconvened in open session.

RESOLUTION NO. 69-694 - Authorize Advance Land Acquisition Loan from State of Wisconsin (Land Acquisition - Wittman Regional Airport)

WHEREAS, it was deemed to be in the interest of Winnebago County to apply for a state loan to acquire certain land or interests in certain land located in the Town of Algoma for the purpose of making improvements to Wittman Regional Airport; and

WHEREAS, a loan for the acquisition of said land may be obtained from the State of Wisconsin through the Wisconsin Department of Transportation, Bureau of Aeronautics.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the Winnebago County Executive and the Winnebago County Clerk are hereby authorized to execute any or all necessary loan agreement documents and associated agency agreements on behalf of Winnebago County, and to file with the Secretary of Transportation an application for such loan; and that said application in the following form is hereby approved, to wit:

"APPLICATION FOR LAND ACQUISITION LOAN"

By Winnebago County, Wisconsin.

TO THE SECRETARY OF TRANSPORTATION:

(In care of Wisconsin Department of Transportation, Bureau of Aeronautics.)

The applicant, desiring to acquire land or interests in land in advance of implementation of a Federal and/or State Aid Project, respectfully represents and states:

1. The land to be acquired in fee simple or encumbered by easement is within the recommended minimum property limits shown in a Department approved airport layout plan.
2. The land is needed for planned airport improvements and/or approach clearance, or protection from encroachment, for the safety of aircraft using the airport.
3. The descriptions of the land and property interests are as follows:
2848 Knapp Street Road. The South One Hundred (100) feet

of the North Two Hundred (200) feet of the West Two Hundred Seventy-Five (275) feet of the following described track of land, viz: - The West 3/4 of the West 1/2 of the South West 1/4 of Section Thirty-five (35) Township Eighteen (18) North, of Range Sixteen (16) East, excepting therefrom the North Twenty (20) acres thereof, Town of Algoma.

4. The requested loan is to cover up to 80% of the total cost of the acquisition, including necessary project plans, environmental studies, land surveys, relocation costs, and all other costs incidental to the land acquisition process and cost documentation.
5. The maximum amount of property acquisition costs to be incurred shall be \$150,000 and the maximum amount of the proposed loan is \$120,000 based on an estimate of value. If actual costs incurred exceed the estimate and the established maximum is inadequate, the loan amount may be adjusted up to 80% of a revised assessment of value by supplemental agreement between the Secretary of Transportation and the County when duly authorized by resolution of the County Board.
6. Simple interest at the rate of four percent per annum will be paid annually by the County on the unpaid balance of the loan.
7. The amount of the loan, plus interest, will be repaid to the State in full within five years. Repayment may be made by annual budget appropriations, or project appropriations of the County, State and FAA, or a combination of both methods acceptable to the Secretary of Transportation and the applicant.

THEREFORE, you are requested to take such action as may be deemed necessary by the facts presented.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Winnebago County Clerk and Winnebago County Executive, upon acceptance by the State of Wisconsin said loan application, are hereby authorized to Execute the attached Responsibility and Performance Note, which is made a part of this resolution by reference.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Winnebago County Executive and Winnebago County Clerk are hereby authorized to purchase and accept a deed for the parcel of land described above, upon such terms as they deem reasonable, with total purchase price, including any relocation costs, not to exceed \$150,000.

Submitted by:

AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 31. Nays: 1—Crowley. Excused: 6—Diakoff, Finch, Klitzke, Schwartz, Shute and Winters. CARRIED.

Supervisor King moved and it was seconded to adjourn to Tuesday, July 19, 1994 at 6:00 P.M. CARRIED BY VOICE VOTE. Meeting adjourned at 10:30 p.m.

Respectfully submitted,
Linda Wolfe
Winnebago County Clerk

State of Wisconsin)
County of Winnebago)ss

I, Linda Wolfe, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their Adjourned meeting held June 21, 1994.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

**ADJOURNED SESSION
COUNTY BOARD MEETING
TUESDAY, JULY 19, 1994**

Chairman Joseph N. Maehl called the meeting to order at 6:00 P.M. in the Supervisors' Room, Fourth Floor, Courthouse, Oshkosh, Wisconsin.

The meeting was opened with the Pledge of Allegiance and an Invocation by Supervisor Wagner.

Roll Call: All present except Supervisor Metzig.

Supervisor Griesbach moved and it was seconded to accept the minutes of June 7 and June 21, 1994. **CARRIED BY VOICE VOTE.**

Supervisor Planalp moved and it was seconded to approve the agenda with a change of order of the resolutions, acting on Resolution No. 90-794 first. **CARRIED BY VOICE VOTE.**

COMMUNICATIONS, PETITIONS, ETC.

A thank you note was read from Supervisor Schwartz for flowers sent to her by the Board after her recent surgery. A letter from the Wisconsin Department of Transportation, attached to the "Final Environmental Assessment Report for Wittman Regional Airport", was read and placed on file in the County Clerk's Office. Letters from Senator Michael Ellis and Representative Carol Owens in support of No. Resolution 55-694, "Petition Congressional Delegation for Introduction of Legislation Amending Constitution with Regard to Desecration of the United States Flag" were read and placed on file in the County Clerk's Office. A letter from Robert Braun, Zoning Administrator, regarding "Nonmetallic Mining Reclamation—AB 498 (1993 Wisconsin Act 464)" was read and placed on file in the County Clerk's Office. A letter from Stephen Dedow, 7411 Oregon Street Road, Oshkosh, Wisconsin, expressing his objection to changing the name of Oregon Street Road, was read and placed on file in the County Clerk's Office.

COMMITTEE REPORTS

Supervisor Hue invited the Board to attend a tour of the new Oshkosh Public Library on August 11, 1994, at 1:00 p.m. If interested, Supervisors should contact Linda Wolfe, County Clerk.

PUBLIC HEARING

Walter Chrapla, 721 Mitchell Street, Neenah, Wisconsin, addressed the Board regarding Resolutions No. 90-794 (Huber Facility) and No. 86-794 (Village of Winneconne IDB Loan Extension) and Ordinance No. 72-794 (Amending Capital Outlay Policy). He also questioned the membership of the Industrial Development Board and if the County Executive, Corporation Counsel and County Auditor have voting privileges. John Bodnar, Corporation Counsel, informed Mr. Chrapla that state statutes sets the membership for this board and that those three positions having voting privileges.

James Coughlin, 211 South Second Street, Winneconne, Wisconsin, addressed the Board regarding Resolution No. 86-794, which authorizes extending the IDB loan to the Village of Winneconne. He asked that they vote to adopt this resolution.

COUNTY EXECUTIVE'S REPORT

County Executive Jack Steinhilber presented plaques to David Loy and Mildred Krueger on their retirement as Commissioners of the Winnebago County Housing Authority. Mr. Loy represented the City of Oshkosh and had been a commissioner for 14 years. Ms. Krueger represented the Winneconne area and had been a commissioner for 10 years. Executive Steinhilber extended his thanks to all the citizen members that serve on the various County commissions, boards and committees.

Executive Steinhilber told the Board that on Monday, July 25, 1994, at 5:00 p.m. in the Lounge Room, he will be holding a public hearing on his "Six-Year Capital Improvement Plan". Everyone is welcome to attend and give their input on the plan. He told the Board that Winnebago County does not have considerable debt. We have a bonded debt of \$19,000,000, which is only 8.2% of our \$250,000,000 debt limit. Our per capita debt for county services is \$8.83. This compares to \$10.18/capita for Fond du Lac County residents, \$19.04/capita for Brown County residents and \$44.58/capita for Outagamie County residents. He told the Board that Winnebago County had received a "AA" Moody Bond Rating, which puts the County in the top 15 percent in the country.

Executive Steinhilber recommended passage of Resolutions No. 73-794, "Create Section 3.07(3)(g), General Code of Winnebago County (Competitive Purchasing Exemptions: Heavy Equipment Purchases)"; No. 74-794, "Create Section 11.06 to 11.09 of the General Code of Winnebago County (Create County Health Board)"; and No. 80-794, "Authorize Space Study: Sunnyview Offices Complex".

Executive Steinhilber informed the Board that Outagamie County's juvenile facility will open in November, 1994. We will be able to house some of our juveniles there, giving us more space in our jail for adult prisoners. We will also be able to bring back some of our Huber prisoners that are housed in other counties. Our jails capacity is 86 prisoners, but we currently have 107 adults (includes 7 women), 10 juveniles and 27 prisoners who are boarded out. Eighty of these prisoners have Huber privileges.

Executive Steinhilber explained that because of a decrease in the number of residents at Park View Health Center, we have been able to consolidate four residents' floors into three. This consolidation will reduce staff and costs. The third floor will now be used for staff offices and storage.

COUNTY EXECUTIVE APPOINTMENT

Executive Steinhilber presented his appointment of Victoria Bahr to the Winnebago County Housing Authority. She will fill the unexpired term of Mildred Krueger. This term would begin immediately and expire April 16, 1996. A motion was made by Supervisor Robl and seconded to accept this appointment. CARRIED BY VOICE VOTE.

COUNTY BOARD CHAIRMAN REPORT

Chairman Maehl told the Board that the "Comprehensive Annual Financial Report" will be discussed at the September 6, 1994, meeting. He thanked the Supervisors for supporting and signing Resolution No. 55-694, "Petition Congressional Delegation for Introduction of Legislation Amending Constitution with Regard to Desecration of the United States Flag". Chairman Maehl said he had received many calls supporting this resolution and people asking to be included. He is glad to see such strong support from the Governor, Senator Ellis and others in Madison. This is a historical undertaking and he is proud that Wisconsin is one of the first states involved in encouraging Congress to amend the Constitution regarding desecration of the United States flag.

Chairman Maehl was proud to announce that he had been chosen by the Milwaukee Brewers to take part in their effort to thank the State of Wisconsin. As one of the selected twenty county board chairmen from around the state, Chairman Maehl was invited to throw out the first pitch at the Milwaukee Brewers' game on June 28. He shared his pictures from that evening with the Board.

HUBER FACILITY

Tom Martin of Hoffman Corporation, and Jim Conley of Dana, Larson, Roubal and Associates presented the site and floor plans for the proposed Huber Facility. Construction costs show an increase from the original proposal, because of the decision to change from a 96 bed facility to a 144 bed facility. There is also room for additional expansion in the future. Construction could begin in September or October, depending upon approval of contracts and bids. The communications link that will be established for the Huber Facility will also be beneficial to other County offices, such as: the landfill, Park View Health Center and the Sunnyview Complex.

Sheriff Kraus reported that approximately 80 prisoners could be transferred from the Jail to the Huber Facility. These prisoners could qualify for Huber privileges, if jobs can be found for them. The room that would then be available in the jail, would be used by prisoners we have housed in other counties. Staffing requirements for the new facility, as set by the State Jail Inspector's guidelines, are two officers per shift. Sheriff Kraus will be able to determine, at a later date, if this is sufficient staffing.

COUNTY AUDITOR'S REPORTS

Gary Mayer presented the audit reports for the Sheriff's Department Canteen Service & Huber Fund and the Winnebago Conflict Resolution Center. A motion was made by Supervisor Gose and seconded to accept these two audit reports. **CARRIED BY VOICE VOTE.**

ZONING REPORTS & ORDINANCES

REPORT NO. 001. A report from Planning & Zoning Committee re: zoning change to A-2 for development of farmette lots. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 07-01-94. A request from Pansiewood Farms for zoning change from A-1 (Agri-Business District) to A-2 (General Farming District). Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORT NO. 002. A report from Planning & Zoning Committee re: zoning change to B-3 for construction of company. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 07-02-94. A request from Thomas N. Rusch for zoning change from A-2 (General Farming District) to B-3 (General Business District). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 004. A report from Planning & Zoning Committee re: zoning change to B-1 for a kennel. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 07-04-94. A request from Susan A. Bletzinger for zoning change from R-3 (Two-Family Residential District) to B-1 (Local Service District). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 5. A request from Town of Wolf River on behalf of Aaron Bartel for zoning change from A-2 (Exclusive Agri-Business District) to A-4 (Other Farming District). Motion by Supervisor Brennand and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 6. A request from Town of Vinland on behalf of Mary Erdman, et al., for zoning change from A-2 (Agricultural) to R-1 (Rural Residential). Motion by Supervisor Hue and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 7. A request from Town of Wolf River on behalf of Pacific Cellular, Inc., for zoning change from Agriculture-2 (Exclusive Agri-Business District) to A-4 (Other Farming District). Motion by Supervisor Brennand and seconded to adopt. CARRIED BY VOICE VOTE.

REPORTS, RESOLUTIONS & ORDINANCES

RESOLUTION NO. 70-794: - STATE FUNDING: CHILD SUPPORT AGENCY

WHEREAS, Additional funding from the State of Wisconsin has been made available to the Winnebago County Child Support Agency in the amount of \$79,200.00 for the year 1994; and

WHEREAS, the Winnebago County Board of Supervisors previously approved the appropriation of \$28,406.00 from said funds for the purpose of hiring two temporary full-time positions of case manager in the Winnebago County Child Support Agency; and

WHEREAS, an additional \$50,794.00 has been made available to the Winnebago County Child Support Agency from the State of Wisconsin, which has not been appropriated; and

WHEREAS, your undersigned Committee believes that it would be in the best interests of Winnebago County to budget said additional funding as indicated in this Resolution.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the budgeting and the expenditure of \$50,794.00 of State enhancement funding for the Winnebago County Child Support Agency as follows:

Labor-related expenses	\$35,610.00
Capital Outlay (Detail attached)	13,749.00
Non-capital expenses	1,435.00
TOTAL	\$50,794.00

Respectfully submitted by:
JUDICIARY AND PUBLIC SAFETY COMMITTEE
PERSONNEL AND FINANCE COMMITTEE
(Co-Sponsor)

Motion by Supervisor Gose and seconded to adopt. Ayes: 36. Nays: 1—Schaider. Excused: 1—Metzig. CARRIED.

RESOLUTION NO. 71-794: - URGE PASSAGE OF AJR-98 BY WISCONSIN LEGISLATURE: DECLARE ENGLISH THE OFFICIAL LANGUAGE OF WISCONSIN

WHEREAS, by the State Constitution, Statutes, or general laws, as of November 1992, eighteen states have designated English as their official language; and

WHEREAS, these states include Alabama, Arizona, Arkansas, Hawaii, Illinois, Indiana, Kentucky, Mississippi, Nebraska, North Carolina, North Dakota, South Carolina, Tennessee, and Virginia; and

WHEREAS, under Wisconsin Law, publication in the English language is required for all official notices published by the State (see Section 35.35(3), Wisconsin Statutes), as well as City Council proceedings, public notices of second- and third-class cities, as well as requiring that all Writs, process, proceedings, and records in any Court in this State must use the English language; and

WHEREAS, Wisconsin requires public schools to provide bilingual/bi-cultural education when the district contains a certain number of limited English-speaking pupils, with the ultimate objective being to provide a proficiency in the English language.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby indicates its support for passage of AJR-98 by the Wisconsin Legislature, declaring English to be the official language of the State of Wisconsin.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that a copy of this Resolution be transmitted by the Winnebago County Clerk to all legislators representing constituents within Winnebago County in the Wisconsin State Legislature, to the Wisconsin Counties Association, and to the Office of the Governor.

Respectfully submitted by:
ANNE LAWSON, District 25
JOSEPH MAEHL, District 6
JOHN HUE, District 30
HELEN SAVAS, District 5
HERB KRAMER, District 27
EUGENE TROXELL, District 22
ROBERT PUTZER, District 20
KENNETH ROBL, District 23

Motion by Supervisor Lawson and seconded to adopt. Supervisor Widener informed the Board that she is not a sponsor of this Resolution and that her name should be removed. Vote on Resolution: Ayes: 33. Nays: 4—Gose, Kollath, Widener and Winters. Excused: 1—Metzig. CARRIED.

**ORDINANCE NO. 72-794: - AMEND SECTION 3.01(4)(a)(4),
GENERAL CODE FOR WINNEBAGO COUNTY (CAPITAL
OUTLAY POLICY)**

WHEREAS, your undersigned Committee believes that the present Capital Outlay Policy, as applied to various Winnebago County departments, is inflexible in that it discourages the purchase of improved equipment or innovations which are available at the time of acquisition, but were not available at the time of budgeting; does not take into account emergency conditions, such as unforeseen severe weather and major equipment failures which may result in the need for the adjustment of Capital Outlay throughout the budget year; and does not allow timely amendment of the Capital Outlay budget so as to suitably meet the needs of the various departments; and

WHEREAS, an amendment to the Capital Outlay budgetary process, so as to maintain the integrity of the Winnebago County budget, but to allow greater discretion to department heads with regard to meeting the needs of various Winnebago County departments could be successfully implemented.

NOW, THEREFORE, the Board of Supervisors of the County of Winnebago does ordain as follows: That Section 3.01(4)(a)(4) of the General Code of Winnebago County be amended to read as follows:

“The total cost of all combined Capital Outlay items purchased by a County department during the budget year may not exceed the total budget for Capital Outlays for that department absent prior approval of the Winnebago County Board of Supervisors, pursuant to the procedure which is provided in Section 65.90, Wisconsin Statutes. Purchases by a department in excess of the estimated costs of an individual item budgeted for a Capital Outlay shall be approved, in advance, by the Winnebago County Executive and the Committee of the Winnebago County Board of Supervisors having jurisdiction over that department. Any additions, deletions, or substitutions of Capital Outlay items to a department’s budget during the course of a budget year must be approved, in advance, by the Winnebago County Executive and the Committee of the Winnebago County Board of Supervisors having jurisdiction over that department.”

Submitted by:
HIGHWAY COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Motion by Supervisor Diakoff and seconded to amend Resolution on Line 33, after “department”, by adding: “and that department give a report to the County Board at budget time.” AMENDMENT CARRIED BY VOICE VOTE. Vote on Resolution as amended: Ayes: 19—Schmidt, Barker, Diakoff, Finch, Kramer, Lawson, Lauson, Kollath, Klitzke, O’Brien, Egan, Griesbach, Putzer, Robl, Savas, Sundquist, Arne, Koziczkowski and Albrecht. Nays: 18—Rengstorf, Crowley, Gose, Hue, King, Montgomery, Planalp, Schaidler, Schwartz, Widener, Shute, Rankin, Wagner, Troxell, Sievert, Winters, Brennand and Maehl. Excused: 1 -Metzig. CARRIED.

ORDINANCE NO. 73-794: - CREATE SECTION 3.07(3)(g), GENERAL CODE OF WINNEBAGO COUNTY (COMPETITIVE PURCHASING EXEMPTIONS: HEAVY EQUIPMENT PURCHASES)

WHEREAS, the Winnebago County Highway Department, Winnebago County Solid Waste Management Board, Winnebago County Parks Department, and Winnebago County Airport often purchase heavy equipment, specifically road graders, dual-tandem axle trucks, bulldozers, tractors, etc., during the budget year; and

WHEREAS, to allow those departments to purchase used equipment at governmental auctions or from used equipment vendor lots will allow those departments, in certain instances, to save considerable sums as opposed to purchasing such equipment through a competitive purchasing process; and

WHEREAS, the competitive purchasing process, as presently established, is not compatible with the purchase of used heavy equipment by those departments listed above:

NOW, THEREFORE, the Board of Supervisors for the County of Winnebago does ordain as follow: the creation of Section 3.07(3)(g) of the General Code of Winnebago County, which will read as follows:

(3) Exemptions. The following procurements may be made without compliance with the competitive purchasing requirements of this Section of the Code: . . .

g. The purchase of used heavy vehicular equipment by the Winnebago County Highway Department, Winnebago County Solid Waste Management Board, Winnebago County Parks Department, or the Winnebago County Airport at auctions or from vendors when, in the discretion of that department's respective head, the purchase of said used equipment will result in considerable savings to Winnebago County, taking into account the condition and age of the used equipment and considering the cost of the purchase of similar new equipment. For the purpose of this Ordinance, the term "used heavy vehicular equipment" shall be defined as "Vehicles, usually powered by an internal combustion engine, which are specifically designed for the purpose of earth moving or grading, snow removal, ground maintenance, or a similar function and include, but are not limited to, such vehicles as earth graders, bulldozers, dual-tandem axle trucks, and large tractors."

This Ordinance shall take effect on the date following its publication.

Submitted by:
HIGHWAY COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Motion by Supervisor Lauson and seconded to amend Resolution on Line 44, after "tractors", by adding, "and that department give a report to the County Board at budget time." AMENDMENT CARRIED BY VOICE

VOTE. Motion by Supervisor Lauson to amend Resolution by adding, "Purchases by a department in excess of the estimated costs of an individual item budgeted for a Capital Outlay shall be approved, in advance, by the Winnebago County Executive and the Committee of the Winnebago County Board of Supervisors having jurisdiction over that department." AMENDMENT WITHDRAWN. Vote on Resolution as amended: Ayes: 36. Nays: 1—King. Excused: 1—Metzig. CARRIED.

ORDINANCE NO. 74-794: - CREATE SECTION 11.06 TO 11.09 OF THE GENERAL CODE OF WINNEBAGO COUNTY (CREATE COUNTY HEALTH BOARD)

WHEREAS, the passage of 1993 Wisconsin Act 27 by the Wisconsin Legislature resulted in a number of major changes to laws relating to the operation of local health departments and their officials; and

WHEREAS, Section 251.04, Wisconsin Statutes, which was created by 1993 Wisconsin Act 27, requires that local health departments be governed by a city or county board of health; and

WHEREAS, prior to the passage of 1993 Wisconsin Act 27, the Winnebago County Health Department was not governed by a local board of health, but reported to the County Executive and the Winnebago County Board of Supervisor's Health Committee; and

WHEREAS, as a result of the Statutory change cited above, it is now necessary that Winnebago County create a local board of health.

NOW, THEREFORE, the Board of Supervisors of the County of Winnebago does ordain as follows: The creation of Section 11.06 of the General Code of Winnebago County, which shall read as follows:

11.06 COUNTY BOARD OF HEALTH (1) Pursuant to Section 251.04(1), Wisconsin Statutes, there is established a Winnebago County Board of Health for the purpose of governing the Winnebago County Health Department and assuring the enforcement of State public health Statutes and public health rules of the Department as is prescribed for a Level I local health department. The Winnebago County Board of Health shall have those powers and duties as are prescribed in Section 251.04, Wisconsin Statutes.

(2) **MEMBERSHIP.** (a) The Winnebago County Board of Health shall consist of eight members. Three of the members shall be persons who are not elected officials or employees of Winnebago County and who have a demonstrated interest or competence in the field of public health or community health.

(b) Of those members of the Health Board who are not elected officials or employees, a good-faith effort shall be made to appoint a registered nurse and a physician.

(c) The Winnebago County Board of Health shall reflect the diversity of the community served by the Winnebago County Health Department.

(d) Five of the persons appointed to the Winnebago County Board of Health shall be elected Winnebago County Board Supervisors. Of those five elected supervisors, a minimum of two of the supervisors shall represent unincorporated areas of Winnebago County, the Village of Winneconne or the City of Omro.

(3) APPOINTMENT. (a) Appointment to the Winnebago County Board of Health shall be made by the Winnebago County Executive, subject to confirmation by the Winnebago County Board of Supervisors.

(4) TERMS. (a) All members of the Winnebago County Board of Health shall serve a term of two years.

(b) Of the five elected Winnebago County Board Supervisors appointed to the Winnebago County Board of Health, their term on the Winnebago County Health Board shall run concurrent with their term of office as a Winnebago County Board Supervisor. Said supervisors shall initially be appointed to the Winnebago County Health Board for a term to end in April 1996. Thereafter, said supervisors shall be appointed to the Winnebago County Board of Health for a term of two years.

1. Should a Winnebago County Board Supervisor who is also a member of the Winnebago County Board of Health resign or be removed from his or her office as a Winnebago County Board Supervisor, said supervisor's term as a member of the Winnebago County Board of Health shall also automatically terminate.

(c) Of those members of the Winnebago County Board of Health who are not members of the Winnebago County Board of Supervisors, two persons shall be appointed to terms which shall run through July 31, 1995. A third person shall be appointed to a term which shall run through July 31, 1996. All members of the Winnebago County Board of Health who are not members of the Winnebago County Board of Supervisors, thereafter, shall be appointed for a term of two years.

(5) ORGANIZATION. (a) The Winnebago County Board of Health shall elect a chairman and a vice-chairman to preside over meetings of the Board. The position of chairman of the Winnebago County Board of Health shall only be filled by a person who is a member of the Winnebago County Board of Supervisors.

(6) **MEETINGS.** (a) The Winnebago County Board of Health shall meet at least quarterly. The Winnebago County Board of Health shall report to the Wisconsin Department of Health and Social Services as is required by Administrative Rule.

11.07 COUNTY HEALTH DEPARTMENT (1) There is hereby established a Winnebago County Health Department which shall meet those requirements as are set forth in Chapter 251, Wisconsin Statutes (1993), and as may be subsequently amended.

(2) **LEVELS OF SERVICE AND DUTIES.** (a) The Winnebago County Health Department shall provide, on a County-wide basis, those services required of a local health department pursuant to Chapter 251, Wisconsin Statutes (1993), except in those cities which have elected not to participate.

11.08 COUNTY HEALTH OFFICER. (1) **APPOINTMENT.** (a) A County Health Officer possessing the qualifications set forth in Section 251.06, Wisconsin Statutes (1993), shall be appointed by the Winnebago County Executive pursuant to Sections 59.031(2)(br) and Section 251.03(2), Wisconsin Statutes, subject to confirmation by the Winnebago County Board of Supervisors. The County Health Officer shall serve at the pleasure of the County Executive.

(2) **DUTIES AND RESPONSIBILITIES.** (a) The duties and responsibilities set forth in Section 251.06(3), Wisconsin Statutes (1993), shall be performed by the Winnebago County Health Officer, and he/she shall administer the policies, programs, and services of the Winnebago County Health Department.

11.09 COUNTY BOARD APPROPRIATIONS. (1) The Winnebago County Board of Supervisors, as is required by Section 251.10, Wisconsin Statutes (1993), shall appropriate funds for the operation of the Winnebago County Health Department, and it shall determine the compensation of County Health Department employees. (a) The Winnebago County Board of Health shall prepare a budget annually indicating proposed expenditures of the Winnebago County Health Department for the ensuing fiscal year for the submission to the Winnebago County Executive.

These ordinances shall become effective on the date following publication.

Respectfully submitted by:
HEALTH COMMITTEE and
JUDICIARY AND PUBLIC SAFETY COMMITTEE

Motion by Supervisor Koziczkowski and seconded to adopt. Motion by Supervisor Sievert and seconded to amend Resolution on Line 41, changing, "minimum of two of the supervisors" to "minimum of three supervisors". AMENDMENT CARRIED by voice vote. Vote on Resolution: Ayes: 33. Nays: 4—Rengstorf, Montgomery, O'Brien and Wagner. Excused: 1—Metzig. CARRIED.

RESOLUTION NO. 75-794: - DECLARE WEEK OF AUGUST 14-20, 1994, AS "WINNEBAGO COUNTY RIDE PUBLIC TRANSPORTATION WEEK."

WHEREAS, public transportation reduces the consumption of scarce fossil fuels, air pollution, traffic congestion, urban sprawl, and the need for large areas of paved parking space; and

WHEREAS, it is desirable to take advantage of the public transportation service being provided by Oshkosh Transit Company and Valley Transit Company, in that approximately eighty percent of the budget of each is supported by tax dollars; and

WHEREAS, fares received by those companies reduce the tax burden upon the general populace.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it joins with Outagamie County in recognizing the benefits of public transportation and declares the week of August 14-20, 1994, as "Winnebago County Ride Public Transportation Week."

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that all employers in Winnebago County are asked to urge their employees to use public transportation whenever it is available to them.

Submitted by:

JOHN E. HUE, District 30

COUNTY BOARD SUPERVISOR

Motion by Supervisor Hue and seconded to adopt. Ayes: 35. Nays: 2—Crowley and Finch. Excused: 1—Metzig. CARRIED.

ORDINANCE NO. 76-794: - CREATE SECTION 7.02(11)(b)(1), GENERAL CODE OF WINNEBAGO COUNTY (SPEED LIMIT— COUNTY TRUNK M)

WHEREAS, the Winnebago County Highway Committee has received a request from residents living in the Town of Winneconne for the speed limit on County Trunk Highway M between State Highway 116 and County Trunk Highway G to be reduced; and

WHEREAS, your undersigned Highway Committee and those persons owning property adjacent thereto believe that it promotes the safety of those using County Trunk Highway M that the speed limit on said Highway M should be reduced to 45 miles per hour between State Highway 116 and Lasley Point Road.

NOW, THEREFORE, the Board of Supervisors for the County of Winnebago does ordain as follows: The creation of Section 7.02(11)(b)(1) of the General Code for Winnebago County, which shall read as follows:

7.02 SPEED LIMIT REGULATIONS. A traffic and engineering investigation having been made on the following described highways, the maximum permissible speed at which vehicles may be operated on such highways, which speed is herewith established as reasonable and safe pursuant to Section 349.11, Wisconsin Statutes, shall be as set forth herein, subject to the approval of the Department of Transportation and upon erection of standard signs giving notice thereof:

(11) COUNTY TRUNK HIGHWAY "M". . .

(b) Town of Winneconne.

1. Forty-five (45) miles per hour for all vehicles from its intersection with State Highway 116 northerly to its intersection with Lasley Point Road.

This Ordinance shall take effect on the date following its publication.

Respectfully submitted by:
HIGHWAY COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Ayes: 37. Nays: 0. Excused: 1—Metzig. CARRIED.

RESOLUTION NO. 77-794: - COMMENDATION FOR JUNE KREIGEL

WHEREAS, June Kreigel is a volunteer for the Winnebago County Department of Social Services; and

WHEREAS, Ms. Kreigel has provided more than one hundred (100) hours of volunteer service to the Winnebago County Department of Social Services over the past year by helping an elderly blind man stay fit by accompanying him on long walks; and

WHEREAS, your undersigned supervisor believes that June Kreigel should be publicly commended for her volunteer efforts.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby commends June Kreigel

for the time and effort she has provided to the Winnebago County Department of Social Services' Volunteer Program over the past year.

Respectfully submitted by:
ANNE LAWSON, District 25
COUNTY BOARD SUPERVISOR

Motion by Supervisor Lawson and seconded to adopt. Ayes: 37.
Nays: 0. Excused: 1—Metzig. CARRIED.

RESOLUTION NO. 78-794: - ENCOURAGE LEGISLATION TO PROHIBIT CASINO GAMBLING FOR PERSONS BETWEEN THE AGES OF 18 AND 21

WHEREAS, persons between the ages of 18 and 21 may legally gamble in casinos within the State of Wisconsin; and

WHEREAS, your undersigned supervisor believes that gambling by young adults should be discouraged in that gambling can often become addictive, subsequently requiring treatment, and may result in debt; and

WHEREAS, young adults between the ages of 18 and 21 are prohibited from purchasing and drinking alcoholic beverages and from frequenting taverns.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby encourages the Wisconsin State Legislature to enact legislation which would prohibit young adults between the ages of 18 and 21 from gambling at casinos within the State of Wisconsin and from frequenting said casinos.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that a copy of this Resolution be transmitted by the Winnebago County Clerk to all legislators representing constituents within Winnebago County, to the Wisconsin Counties Association, and to the Office of the Governor.

Respectfully submitted by:
JACQUELYN WAGNER, District 19
COUNTY BOARD SUPERVISOR

Motion by Supervisor Wagner and seconded to adopt. Motion by Supervisor O'Brien and seconded to amend Resolution on Line 17 by deleting, "young adults between the ages of 18 and 21 from". Vote on Amendment: Ayes: 23. Nays: 14—Rengstorf, Diakoff, Kramer, Lawson, Egan, Schaidler, Savas, Widener, Wagner, Troxell, Sievert, Putzer, Winters and Koziczowski. Excused: 1—Metzig. AMENDMENT CARRIED. Supervisor Wagner withdrew the Resolution. WITHDRAWN.

RESOLUTION NO. 79-794: - Transfer Hours Between Two Positions within the Department of Community Programs

WHEREAS, workloads within the Department of Community Programs have changed to the extent that the regular hours assigned to a full-time position of Account Clerk should be reduced thereby making the position part-time in the future; and

WHEREAS, other shifts in workloads within the Department of Community Programs have created the need to increase the regular hours assigned to a part-time position of Records Clerk to the extent that the position be designated a full-time position in the future; and

WHEREAS, the net effect of the exchange of hours between these two positions will be an increase in needed services at a reduced overall cost.

NOW, THEREFORE BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the position of full-time Account Clerk in the Department of Community Programs be reduced to a part-time (50%) position and that the part-time (50%) position of Records Clerk in the Department of Community Programs be converted to a full-time position.

Submitted by,

PERSONNEL AND FINANCE COMMITTEE and
COMMUNITY PROGRAMS BOARD

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 37.
Nays: 0. Excused: 1—Metzig. CARRIED.

RESOLUTION NO. 80-794: - Authorize Space Study: Sunnyview Offices Complex

WHEREAS, a proposal is presently being considered as to the possibility of the construction of a new office building to house those offices presently situated at the Sunnyview Building Complex; and

WHEREAS, planning is presently underway for the construction of a new Winnebago County Highway Department; and

WHEREAS, an issue has arisen as to whether those offices located at the Sunnyview Building Complex and the Highway Department could be housed in one building constructed for such a purpose.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Auditor to conduct a space study as to the issue of whether those offices situated in the present Sunnyview Complex could be feasibly housed within a new building constructed for those offices

and the Winnebago County Highway Department, provided that such a structure was designed for such a dual purpose.

Submitted by:

JOSEPH MAEHL, DISTRICT #6
COUNTY BOARD SUPERVISOR

Motion by Supervisor Maehl and seconded to adopt. Ayes: 37. Nays: 0. Excused: 1—Metzig. CARRIED.

RESOLUTION NO. 81-794: - Support Legislation Limiting Public Access To Records By Inmates

WHEREAS, inmates within the Wisconsin Prison System and elsewhere frequently make demands on governmental bodies for access to public records for no legitimate purpose; and

WHEREAS, said demands are often made by inmates for the purpose of harassing public officials or for obtaining information with regard to public employees which may be later used to harass the employee or the employee's family or to intimidate or harm the employee; and

WHEREAS, the failure of a governmental body to adequately reply to a public records access demand by an inmate may result in a lawsuit against the governmental body, which may result in a substantial loss of time and money to that municipality in relationship to the defense of that lawsuit.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it supports the introduction of legislation which would deny inmates in the Wisconsin State Prison System or elsewhere or inmates in county jails access to public records, unless a showing is made by the inmate of good cause as to such a request.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the access of prison and jail inmates to public records be denied with regard to public records relating to another prisoner; to prisoner jail security; to administrative matters relating to prisoners or sheriffs' departments; and to administrative matters relating to the operation of prosecutorial offices.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it supports the introduction of legislation denying inmates the right of access to public school district records, except in relationship to an inmate's child.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that a copy of this Resolution be transmitted by the Winnebago County Clerk to all legislators representing constituents

within Winnebago County, the Wisconsin Counties Association, and the office of the Governor.

Submitted by:

JUDICIARY AND PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 36. Nays: 1—Winters. Excused: 1—Metzig. CARRIED.

RESOLUTION NO. 82-794: - Disallow Claim of Arlene Stierna

WHEREAS, your Personnel and Finance Committee has had the claim of Arlene Stierna referred to it for attention; and

WHEREAS, your Committee has investigated the claim and recommends disallowance of same by Winnebago County.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claim of Arlene Stierna dated June 20, 1994, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 35. Nays: 1—Sundquist. Excused: 2—Metzig and Schwartz. CARRIED.

RESOLUTION NO. 83-794: - Disallow Claim of Vincent Caporale and Kitty Caporale

WHEREAS, your Personnel and Finance Committee has had the claim of Vincent Caporale and Kitty Caporale referred to it for attention; and

WHEREAS, your Committee has investigated the claim and recommends disallowance of same by Winnebago County.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claim of Vincent Caporale and Kitty Caporale dated June 6, 1994, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2—Metzig and Schwartz. CARRIED.

RESOLUTION NO. 84-794: - Authorize Transfer Of \$4,000 From General Fund Contingency To Capital Outlay-General Construction Account Of The Emergency Government Department (Relocate Siren In The Town Of Algoma)

WHEREAS, it has become necessary to relocate an emergency warning siren from the property occupied by the Town of Algoma's Fire Department to Oakwood School due to construction of an addition upon the fire department building; and

WHEREAS, said construction project will begin on or about July 31, 1994; and

WHEREAS, the cost of relocating said siren will equal approximately \$4,000.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$4,000 from the County's General Fund Contingency to the Capital Outlay-General Construction Account of the Emergency Government Department Fund for the purpose of relocating an emergency warning siren from the Town of Algoma Fire Department building to Oakwood School.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

and

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2—Metzig and Schwartz. CARRIED.

RESOLUTION NO. 85-794: - Authorize Transfer Of \$11,835 From Miscellaneous Revenue Account To Maintenance Building-Service Account, Wittman Regional Airport (Abate Asbestos Pollution)

WHEREAS, it recently became necessary to abate asbestos at the control tower at Wittman Regional Airport which was exposed as a result of water leakage; and

WHEREAS, the cost of said abatement was \$11,835; and

WHEREAS, funds presently exist in the Miscellaneous Revenue Account to pay for the costs of said abatement as a result of the receipt of an overpayment refund from Wisconsin Public Service in the amount of \$139,000.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$11,835 from the Miscellaneous Revenue Account to the Maintenance Building Service Account of Wittman Regional Airport

for the purpose of paying for asbestos abatement in the control tower.

Submitted by:

AVIATION COMMITTEE and
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 36.
Nays: 0. Excused: 2—Metzig and Schwartz. CARRIED.

RESOLUTION NO. NO. 86-794: - Authorize Extension Of Industrial Development Board Loan To Village Of Winneconne

WHEREAS, on November 15, 1989, the Village of Winneconne accepted a loan from the Winnebago County Industrial Development Board in the amount of \$125,000 for the purpose of assisting the industrial development of a growing private enterprise in the Village of Winneconne; and

WHEREAS, the Village of Winneconne has made a request to the Winnebago County Industrial Development Board to extend the loan for an additional five (5) year period at the original interest rate of 5 1/4%, with said interest to be due and payable annually, and with the principal of said loan to be payable at the end of the term of the loan; and

WHEREAS, the Winnebago County Industrial Development Board believes that it would be in the best interest of the taxpayers of Winnebago County and the Village of Winneconne to extend said loan upon those terms stated above.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Industrial Development Board to extend a loan made on November 15, 1989 to the Village of Winneconne for an additional five (5) year period at an annual interest rate of 5 1/4%, with said interest to be paid annually upon the loan, with the principal of the loan being due and payable upon expiration of the term of the loan.

Submitted by:

INDUSTRIAL DEVELOPMENT BOARD

Motion by Supervisor Lawson and seconded to adopt. Ayes: 34.
Nays: 2—Crowley and Diakoff. Excused: 2—Metzig and Schwartz.
CARRIED.

RESOLUTION NO. 87-794: - Distribution Of Audit Report—Retention Of Fees And Fines To Various County And State Officials

WHEREAS, the above referenced report has been accepted by the Winnebago County Board of Supervisors; and

WHEREAS, your undersigned Committee believes that this information could be of value to other counties and officials in dealing with the rising drain of county funds for state use.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the above mentioned report be distributed to the following affected people:

Governor
Senate Majority Leader
Local State Senators
House Majority Leader
Local Representatives
County Board Chairpersons
Wisconsin Counties Association;

and the following Associations:

Sheriffs
County Clerks
Clerks of Court
Registers of Deed

Submitted by:
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2—Metzig and Schwartz. CARRIED.

RESOLUTION NO. 88-794: - Authorizing The Submission Of A State Grant Application For A Household Hazardous Waste Collection Program For Winnebago County Residents.

WHEREAS, the Winnebago County Board of Supervisors concurs with the Winnebago County Solid Waste Management Board, the designated legal governing board, in recognition of the benefits of a program to control the disposal and storage of potentially hazardous household waste; and

WHEREAS, the Solid Waste Management Board, in cooperation with various departments of the county and volunteers from the community at large, will carry out all activities described in the state grant application; and

WHEREAS, the Winnebago County Emergency Government, Winnebago County's UW-Extension, and other civic and environmental groups support such a program and encourage the County to get involved in such a program; and

WHEREAS, the County's Clean Sweep program is intended to offer education and assistance to citizens in the identification and proper handling and disposal of household hazardous waste, to distribute public information and educational materials regarding hazardous waste alternatives, and to assign a day for the collection and disposal of household hazardous waste; and

WHEREAS, the Winnebago County Solid Waste Management Board organized and conducted a Clean Sweep Day in 1986 and continues to educate citizens about household hazardous waste management and hazardous waste alternatives through schools, libraries, and community outreach programs; and

WHEREAS, the Winnebago County Solid Waste Management Board, with the support of the Winnebago County Board of Supervisors, set aside funding in the 1994 budget for a Clean Sweep; and

WHEREAS, in this and previous action the Winnebago County Solid Waste Management Board has declared its intent to pursue a permanent, regional solution to household hazardous waste programs, subject to public response and the appropriation of funding; and

WHEREAS, Winnebago County will allow employees from the Department of Natural Resources access to inspect the Clean Sweep Program site; and

WHEREAS, Winnebago County Solid Waste Management Board will maintain records documenting all expenditures made during the Clean Sweep Program; and

WHEREAS, Winnebago County Solid Waste Management Board will submit a final report to the Department describing all Clean Sweep Program activities, achievements and problems; will compare the actual program with the activities and objectives proposed in our application; will include samples of our information-education brochures; will provide data on participation rates and waste quantities collected; will document the project costs; and will include a section on recommendations; and

WHEREAS, the Winnebago County Solid Waste Management Board has unanimously authorized submission of a Household Hazardous Waste Program Grant application.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it supports the Solid Waste Management Board in their application for funding from the 1995 Household Hazardous Waste Grant Program.

Submitted by:

SOLID WASTE MANAGEMENT BOARD

Motion by Supervisor O'Brien and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2—Metzig and Schwartz. CARRIED.

RESOLUTION NO. 89-794: - Authorize Transfer Of \$3,480 From General Contingency Fund To Capital Outlay-Other Equipment Account, Park View Health Center (Purchase Food Processor)

WHEREAS, monies have been budgeted for this year for the purpose of purchasing an institutional size Waring Blender for the kitchen at Park View Health Center; and

WHEREAS, the purchase of a Robo Coup food processor would better serve the patients at Park View Health Center in that it would allow certain foods to be pureed, such as raw fruits and vegetables, bacon and cooked vegetables, which are very difficult to process to a smooth consistency in a blender. Some of the patients at Park View Health Center have difficulty safely swallowing any food which may have small, solid food particles within it; and

WHEREAS, Park View Health Center has experienced an extremely high rate of breakdown on the blenders which it presently owns. For example: a blender purchased in October, 1993 has already been required to be repaired; and

WHEREAS, the largest capacity industrial blender has a one gallon capacity, whereas a food processor would have a 2 1/2 gallon capacity and, thus, would require less usage resulting in less repairs; and

WHEREAS, \$820.00 has already been budgeted for the purchase of an institutional size blender by Park View Health Center, which could be applied to the cost of purchasing a food processor.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the amount of \$3,480.00 to be transferred from the General Contingency Fund to the Capital - Other Equipment Account at Park View Health Center for the purpose of purchasing an institutional sized food processor for the kitchen at that facility.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the amount of \$820.00 which had been previously budgeted for the purchase of an institutional size blender may be applied toward the purchase of said food processor.

Submitted by:

PARK VIEW HEALTH CENTER COMMITTEE

and

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3—Gose, Metzиг and Schwartz. CARRIED.

RESOLUTION NO. 90-794: - Authorize Construction Of Huber Facility At A Cost Not To Exceed \$3,634,000.00

WHEREAS, the Winnebago County Board of Supervisors has previously authorized plans for construction of a Huber Facility; and

WHEREAS, no budget had been previously established with regard to the construction of said facility; and

WHEREAS, subsequent to meetings with the architects and construction managers as to said project, your undersigned committees have arrived at an approximate cost of said project after reviewing plans and specifications for the construction thereof.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the construction of a Huber Law Facility at a cost not to exceed \$3,634,000.00.

Submitted by:

**PROPERTY MANAGEMENT AND MAINTENANCE
COMMITTEE and JUDICIARY & PUBLIC SAFETY
COMMITTEE**

Motion by Supervisor Gose and seconded to adopt. Ayes: 35. Nays: 1- Schmidt. Excused: 2—King and Metzиг. CARRIED.

Supervisor King moved and it was seconded to adjourn until August 16, 1994. Meeting adjourned at 9:35 P.M.

Respectfully submitted,
Linda Wolfe
Winnebago County Clerk

State of Wisconsin)
County of Winnebago)ss

I, Linda Wolfe, Winnebago County Clerk, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their adjourned meeting held July 19, 1994.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

**ADJOURNED SESSION
COUNTY BOARD MEETING**

TUESDAY, AUGUST 16, 1994

Chairman Joseph N. Maehl called the meeting to order at 6:00 P.M. in the Supervisors' Room, Fourth Floor, Courthouse, Oshkosh, Wisconsin.

The meeting was opened with the Pledge of Allegiance and an Invocation by Supervisor Wagner.

Roll Call: All present except Supervisors Winters, Shute, Finch and Egan.

Supervisor Hue moved and it was seconded to accept the minutes of July 19, 1994. **CARRIED BY VOICE VOTE.** Supervisor Gose questioned the legality of Resolution 72-794 and Corporation Counsel Bodnar stated it was a legal resolution. Chairman Maehl asked Supervisor Gose to meet with Mr. Bodnar to discuss this.

Supervisor Planalp moved and it was seconded to approve the agenda. **CARRIED BY VOICE VOTE.**

COMMUNICATIONS, PETITIONS, ETC.

Letter from Stephen M. Evans, Evans Title Companies, regarding the proposed Land Records Ordinance was referred to Planning & Zoning Committee. Notice of Claim from James A. Cotter regarding damage to vehicle due to negligence on the part of the Winnebago County Highway Department was referred to the Personnel and Finance Committee. Notice of Claim from Badger Highways regarding damage to vehicles when trailer disengaged due to bump in Highway 441 was referred to Personnel & Finance Committee. Notice of Claim from Robert J. Probst and Accord, Inc., regarding complaint against Community Programs Board not making referrals to Accord, Inc. for alcohol and drug abuse treatment was referred to Personnel & Finance Committee. Notice of Claim from Edward Mauthe regarding injuries in accident due to negligence on the part of the Win-

nebago County Highway Department was referred to Personnel & Finance Committee. Letter from Governor Thompson regarding county funds being used for state use was read and filed. Letters from Senator Herb Kohl and Governor Tommy Thompson concerning the resolution about desecration of the United States flag was read and filed. Letter from Senator Michael Ellis concerning the resolution on declaring English as the official language of the State of Wisconsin was read and filed. Notice from Wisconsin Counties Association of seminar on "Advanced Negotiations: The Next Generation" to be held August 29th in Stevens Point was read and filed. Notice from Wisconsin Counties Association regarding Steering Committee nominations was read and filed. The League of Women Voters will be holding Candidates' Forums for county offices on August 23 and 25 at 7 P.M. at Shapiro School.

Petition for Zoning Amendment from Robert E. Braun for amendment to Winnebago County Town/County Zoning Ordinance to add definitions of manufactured, modular and site-built homes was referred to Planning & Zoning Committee.

Petition for Zoning Amendment from Allen C. Schildt for zoning change from R-1 to P-1 and R-2 for a church and single-family subdivision wa referred to Planning & Zoning Committee. Petition for Zoning Amendment from Harrison Sturgis, Jr., Dyna-Kleen, Inc., for zoning change from B-2 & B-3 to R-3 for a duplex was referred to Planning & Zoning Committee. Petition for Zoning Amendment from Dennis A. Casey for zoning change from B-2 to M-2 for an auto auction site was referred to Planning & Zoning Committee. Petition for Zoning Amendment from Kenneth R. LaPlante for zoning change from B-2 to R-5 for condominium development was referred to Planning & Zoning Committee. Petition for Zoning Amendment from Patricia Stearns for zoning change from Agricultural to Single Family for single family homes was referred to Planning & Zoning Committee. Petition for Zoning Amendment from George A. Tipler for change from A-1/M-3 to R-1 for residential one-family dwelling was referred to Planning & Zoning Committee.

COMMITTEE REPORTS

Supervisor Planalp stated he heard favorable comments about publishing the County Board proceedings in larger print in the newspaper. Supervisor Planalp commended Supervisor Orrin King for his hard work in getting the county into the Wisconsin Counties Mutual Insurance Fund. Supervisor Montgomery stated he will vote against the County Health Board because he believes it is a precursor to more mandates in Madison. He announced that Park View Health

Center received \$1.5 million dollars in appeals money and federal financial participation funds, and \$500 from Bank One for fitness equipment. He asked people to participate in the "We Care" programs at Pick N' Save, Piggly Wiggly and Cub Foods whereby Park View Health Center can receive 1% of the money spent for qualifying foods. He submitted AJR-98 which explains the resolution passed regarding English as the state's official language. He thanked the Fair Board and Fair Association for providing a rock band at the fair this year. Supervisor Barker reported on the meeting she attended in Michigan as Chairman of the Green Bay Remedial Action Plan and stated we must look beyond our own area when dealing with environmental problems. Supervisor Lawson commended the Fair Association for a successful and enjoyable fair. Supervisor Wagner asked where the refund check from the Wis. Counties Mutual Insurance Corp. will go and was told it will be credited to the departments that paid the premiums.

Supervisor Albrecht reported the EAA Fly-In was a success and there were no serious injuries or fatalities for the fourth successive year. A group of business prospects from the Chicago area were hosted by the Industrial Development Board and welcomed by Governor Thompson. EAA broke ground for 2 new exhibit hangars. He thanked Senators Kohl and Feingold and Congressman Petri for their support in obtaining slot rule reform that will provide better access to O'Hare Airport from smaller communities like Oshkosh.

PUBLIC HEARING

Mr. John Zeinert, 9547 N. Clayton, Town of Clayton, spoke in support of Zoning Report No. 003.

COUNTY EXECUTIVE'S REPORT

County Executive Jack Steinhilber has been working with CableVision to have the County Board meetings televised in the northern part of the county, and it is being televised there tonight. He asked everyone to contact the Neenah and Menasha council members to encourage televising the board meetings in their areas. The Neenah Human Services building will be formally dedicated on September 19th at 9:30 A.M. A tour of the building will follow. We have accepted the counter offer of Wisconsin National Life and will soon close on the building. A public hearing was held on July 29th on the Capital Improvements Program. A formal presentation will be made to the County Board on September 6th. The budget hearings are continuing and going well. We received the equalized property values which increased by 7.2% (compared to 8.8% last year). He supports resolutions 92-894 and

95-894 and asked that Resolution 96-894 be returned to the committee. He announced the Governor presented a check for \$389,358 for airport improvement projects, which represents the federal and state share of 95% of the cost. He commended the EAA for a fine convention and the cleanliness of the area during and after the convention.

COUNTY EXECUTIVE'S APPOINTMENTS APPOINTMENT OF PUBLIC HEALTH DIRECTOR

Executive Steinhilber presented his appointment of Rosemary Roy as the Public Health Director. A motion was made by Supervisor Lauson and seconded to accept this appointment. **CARRIED BY VOICE VOTE.**

APPOINTMENT OF PUBLIC HEALTH BOARD

Executive Steinhilber appointed the following persons to the newly-created Winnebago County Public Health Board:

Supervisor James Koziczkowski
Supervisor Anne Lawson
Supervisor John Schaidler
Supervisor Joanne Sievert
Supervisor Stephen Rankin
Dr. Claire Meisenheimer, RN, PhD
Terri Hansen, Executive Director, Supportive Home Care
Dr. Govindaraju Subramani, MD

Motion by Supervisor O'Brien and seconded to adopt. **CARRIED BY VOICE VOTE.** One nay: Montgomery.

COUNTY BOARD CHAIRMAN REPORT

Chairman Maehl requested future zoning maps to contain more detail and Supervisor Sievert will look into that. He stated the NACo convention was very interesting and Governor Tommy Thompson received an excellent response from his speech. The Wisconsin Counties Convention will be held September 11-14 in Green Bay. Supervisors who are attending are encouraged to vote by absentee ballot since they will be in Green Bay on election day. The Special Orders of Business meeting will be September 6th, and agenda items to date are: Emergency Government report, University of Wisconsin-Extension Chancellor, Comprehensive Annual Financial Report and Huber Facility. The September County Board meeting will be September 20th. The EAA was a great success and the County Fair had very good attendance with a record number of 4-H exhibits.

**WISCONSIN COUNTY MUTUAL
INSURANCE CORPORATION PRESENTATION**

Mr. Dave Bisek, Claims Manager for the Wisconsin County Mutual Insurance Corporation, presented a refund check for \$2,246 to Chairman Maehl for the 1993 deductible fund. He congratulated Winnebago County for its loss control and risk management program.

ZONING REPORTS & ORDINANCES

REPORT NO. 001. A report from Planning & Zoning Committee re: amendment to Winnebago County Town/County Zoning Ordinance. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 08-01-94. A request from Planning & Zoning Committee for amendment to Winnebago County Town/County Zoning Ordinance to add definitions of manufactured, modular and site-built homes. Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORT NO. 002. A report from Planning & Zoning Committee re: zoning change to R-2 and P-1 for a single-family subdivision and a church. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 08-02-94. A request from Allen C. Schildt for zoning change from R-1 (Rural Residential District) to P-1 & R-2 (Institution & Recreational Park District/Suburban Residential District). Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORT NO. 003. A report from Planning & Zoning Committee re: change to A-2 for development of five-acre lots. Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 08-03-94. A request from John A. & Paul L. Zeinert and Carol Rosenberg for zoning change from A-1 (Agri-Business District) to A-2 (General Farming District). Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORT NO. 004. A report from Planning & Zoning Committee re: zoning change to R-3 (Duplex) for an existing duplex. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 08-04-94. A request from Harrison Sturgis, Jr./Dyna-Kleen, Inc. for zoning change from B-2/B-3 (Community Business District/General Business District) to R-3 (Two-Family Residential District). Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORT NO. 005. A report from Planning & Zoning Committee re: change to R-5 for development of residential condominium. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 08-05-94. A request from Kenneth R. LaPlante for zoning change from B-2/R-5 (Community Business District/Planned Residential District) to R-5 (Planned Residential District). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 6. A request from Town of Vinland on behalf of Virginia Bartlett for zoning change from A-2 (Agricultural) to R-1 (Rural Residential). Motion by Supervisor Hue and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 7. A request from Town of Wolf River on behalf of Kenneth Hahn for zoning change from A-2 to R-1. Motion by Supervisor Brennand and seconded to adopt. CARRIED BY VOICE VOTE.

REPORTS, RESOLUTIONS & ORDINANCES

RESOLUTION NO. 91-894 Commendation to Barbara O'Neil

WHEREAS, Barbara O'Neil has been employed with Park View Health Center of Winnebago County, for the past thirty years and two months, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Barbara O'Neil has now retired from those duties, and it is appropriate for the Winnebago County Board of Supervisors to acknowledge her years of service.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that sincere appreciation and commendation be and it hereby is extended to Barbara O'Neil for the fine services she has rendered to Winnebago County.

BE IT FURTHER RESOLVED, that the County Clerk send a copy of this Resolution to Barbara O'Neil.

Submitted by,

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4—Winters, Shute, Finch, Egan. CARRIED.

RESOLUTION NO. 92-894 - Authorize Transfer of \$16,500 From Miscellaneous Revenue Account To Maintenance And Grounds Account, Wittman Regional Airport

WHEREAS, the need presently exists to extend water and sewage services to new tenants on the east side of Wittman Regional Airport; and

WHEREAS, such an extension of service would include the addition of one fire hydrant on Airport grounds; and

WHEREAS, the cost of extending water and sewage service to the new tenants on the east side of Wittman Regional Airport will result in costs of approximately \$16,500; and

WHEREAS, Wittman Regional Airport received \$139,000 in unexpected revenue from Wisconsin Public Service as a refund for overpayment of utility bills, with such refund having been placed in the Miscellaneous Revenue Account of Wittman Regional Airport.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$16,500 from the Miscellaneous Revenue Account of Wittman Regional Airport to the Maintenance and Grounds (Service) Account at Wittman Regional Airport for the purpose of extending water and sewage services to the east side of Wittman Regional Airport.

Submitted by:

AVIATION COMMITTEE AND PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Supervisor Diakoff moved and it was seconded to amend line 9 to add: "Meyers Aviation and Monnett Hangar" and delete "new tenants". Ayes: 33. Nays: 1—Klitzke. Excused: 4—Winters, Finch, Egan and Shute. AMENDMENT CARRIED. Vote on resolution: Two-thirds vote required. Ayes: 33. Nays: 1—Klitzke. Excused: 4—Winters, Finch, Egan, Shute CARRIED.

ORDINANCE NO. 93-894 - Amend Section 7.02(4)(a)(1) Of The General Code Of Winnebago County (Speed Limit On County Trunk Highway BB)

WHEREAS, County Highway BB is a county-line road which runs between Outagamie County and Winnebago County, thus requiring that both counties pass a similar ordinance with regard to any speed limits upon said Highway; and

WHEREAS, the Outagamie County Highway Commissioner and the Wisconsin Department of Transportation have requested that the speed limit on County Trunk BB be lowered from 40 miles per hour to 35 miles per hour in that said highway has become very commercialized in recent years; and

WHEREAS, a traffic and engineering investigation has been made on County Highway BB as to the maximum permissible speed at which vehicles may be operated on said highway, and that the speed established pursuant to this amendment of the existing Ordinance is reasonable and safe pursuant to Sec. 349.11, Wisconsin Statutes and has been approved by the Wisconsin Department of Transportation.

NOW, THEREFORE, the County Board of Supervisors of the County of Winnebago does ordain as follows:

That Section 7.02(4)(a)(1) of the General Code of Winnebago County shall be amended to read as follows:

7.02 SPEED LIMIT REGULATIONS...

- (4) COUNTY TRUNK HIGHWAY "BB." (a) Town of Menasha
1. 35 Miles per hour for all vehicles from the point of its intersection with Seminole Drive in the City of Appleton westerly to the point of its intersection with Casaloma Drive.

BE IT FURTHER ORDAINED that this Ordinance shall take effect on the date following the date of its publication.

Submitted by:

HIGHWAY COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4—Winters, Shute, Egan and Finch. CARRIED.

RESOLUTION NO. 94-894 - Authorize Sale Of Real Estate Parcel In City Of Menasha To Goodwill Development Corporation (Remnant Parcel—Tri-County Highway Project)

WHEREAS, a remnant parcel of real estate in the City of Menasha, Winnebago County, Wisconsin, is presently owned by Winnebago County which was originally acquired for the purpose of constructing the Tri-County Highway Project; and

WHEREAS, Goodwill Development Corporation has accepted a counter-offer for the sale of said property to that Corporation for the price of \$5,000; and

WHEREAS, your undersigned Highway Committee believes that said price is fair and reasonable and that Winnebago County has no further need to retain ownership of said parcel of property.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the sale of a parcel of property located in the City of Menasha, Winnebago County, Wisconsin to Goodwill Development Corporation pursuant to a Warranty Deed for the price of \$5,000, said property being described as follows:

Part of the NE 1/4 of the SE 1/4, Section 2, T20N, R17E, City of Menasha, Winnebago County, Wisconsin, bounded and described as follows:

Commencing at the SE corner of said Section 2; thence N0°17'59"W along the East line of the SE 1/4 of said Section 2 A Distance of 1857.73 feet; thence S89°23'30"W, 191.17 feet to the point of beginning; thence S68°55'51"W 205.30 feet; thence S76°58'42"W 615.00 feet; thence S89°26'15"W 338.16 feet; thence N01°19'44"W 203.72 feet to the South line of Lot 2 of Certified Survey Map No. 1454 1133.70 feet to the point of beginning containing 3.647 Acres more or less and being subject to easements, covenants, and restrictions of record.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Clerk and the Winnebago County Executive to execute a Warranty Deed, pursuant to such terms as are deemed to be reasonable, to Goodwill Development Corporation transferring the ownership of said parcel of real estate to that Corporation upon payment of the sum of \$5,000 to Winnebago County.

Submitted by:

HIGHWAY COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Ayes: 30. Nays: 4—Klitzke, Montgomery, Schaidler, and Rankin. Excused: 4 -Winters, Egan, Shute, Finch. CARRIED.

RESOLUTION NO. 95-894 - Accept Grant Offer And Execute Grant Agreement: Wittman Regional Airport AIP 94-1-3-55-0061-14-94

WHEREAS, the Wisconsin Bureau of Aeronautics has accepted a grant offer from the Federal Aviation Administration, subject to the approval of the Winnebago County Board of Supervisors for allowable project costs up to a maximum of \$368,865.00 for the development of Project AIP 94-1-3-55-0061-14-94; and

WHEREAS, such funding will enable Winnebago County to purchase property now owned by the City of Oshkosh, Glen Schiefelbein and J & D Barton for the purpose of expanding Wittman Regional Airport; and

WHEREAS, your undersigned Committee recommends that said grant offer be accepted and that the attached Grant Agreement be executed.

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

SECTION I. That the County of Winnebago, Wisconsin, as Sponsor, ratifies the action of the Secretary of Transportation in entering into a Grant Agreement for the purpose of obtaining federal aid in the development of the Wittman Regional Airport, Oshkosh, Wisconsin, said Agreement being as set forth hereinbelow.

SECTION II. That the Board of Supervisors does hereby ratify and affirm the Agency Agreement between the Secretary of Transportation, and the County of Winnebago, Oshkosh, Wisconsin, dated January 31, 1992 in accordance with Section 114.32 and Section 114.33, Wisconsin Statutes, affecting this project.

SECTION III. That a copy of the Grant Agreement is attached hereto and made a part hereof.

SECTION IV. That the County of Winnebago does hereby ratify and adopt all statements, representations, warranties, covenants, and agreements contained in the "Application for Federal Assistance" executed June 21, 1994, the assurance made as required by Title 49 CFR, DOT Subtitle A, Office of the Secretary, Part 21, Nondiscrimination in the Federally Assisted Programs of the Department of Transportation, Subsection 21.7(a)(1) and the Assurance required by the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 on behalf of the County of Winnebago, Wisconsin, and does hereby ratify the action of the Secretary of Transportation in accepting said offer on June 29, 1994 and by such acceptance, the County agrees to all terms and conditions thereof.

Submitted by:

AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 31. Nays: 3—Crowley, Diakoff, Brennand. Excused: 4—Winters, Egan, Finch and Shute. CARRIED.

ORDINANCE NO. 96-894 - Amend Section 8.05(9)(b)(2) Of The General Code Of Winnebago County (County Land Records Ordinance)

WHEREAS, the Winnebago County Board of Supervisors, on December 26, 1993, adopted Section 8.05 of the General Code of Winnebago County, also known as the County Land Records Ordinance; and

WHEREAS, implementation of said Ordinance has been delayed due to concerns voiced by title companies, attorneys and realtors with regard to the recordable document section of the Ordinance; and

WHEREAS, the Winnebago County Planning and Zoning Department met with representatives of title companies, attorneys and realtors on June 14, 1994 in order to resolve concerns which the above had voiced with regard to the implementation of said Ordinance; and

WHEREAS, your undersigned Committee believes that the amendments to the Ordinance which are provided below shall rectify any concerns that those professionals dealing with the transfer of real pro-

perty have with regard to the implementation of said County Land Records Ordinance.

NOW, THEREFORE, the County Board of Supervisors of the County of Winnebago does ordain as follows:

That Section 8.05(9)(b)(2) of the General Code of Winnebago County shall be amended to read as follows:

8.05 LAND RECORDS ORDINANCE ...

(9) GENERAL PROVISIONS.

(b) Recordable documents:

2. Document Specifications.

a. Certified Survey Maps.

(1) A Certified Survey Map prepared and submitted for recording shall show on its face the following:

- a. Adjacent recorded CSM(s) and accompanying Document Number(s).
- b. Previous CSM number which is being replaced in part or in whole by a new CSM.
- c. Parcel Number(s) effected by the creation of a new CSM.
- d. Section, Town and Range.

(2) A point of beginning shall be referenced from **one** existing section corner or 1/4 corner and be displayed on the face of the CSM or referenced to a lot from a previous CSM or subdivision which was referenced to two government corners. If deemed necessary by the County, a reference to the point of beginning may be required as to two existing section or 1/4 corners.

(3) Figures for square footage and acreage shall be calculated to the nearest 1/100th of square footage and acreage. Figures shall be clearly displayed on the face of the CSM for each lot surveyed and mapped, including, as a separate entry, the area encompassed by the road right-of-way.

b. Subdivision Plats, County Plats, Replats, Condominium plats, Assessor Plats, Cemetery Plats.

- (1) When submitting the original plat for recording, a copy of the original shall also be submitted to the County Land Information Office on a mylar base or other base that is resistant to expansion and shrinkage.

- (2) Point of beginning shall be referenced from an existing section corner or 1/4 corner and be displayed on the face of the final plat.
 - (3) If 1/4 corner line(s) run directly along the boundary(s) of the platted area, then the 1/4 line(s) shall be referenced by distance and bearing and graphically shown on the face of the final plat.
 - (4) Each lot of the platted area shall clearly display an accurate square footage figure to the nearest 1/100th of square footage.
 - (5) Optional provisions: an ASCII file may be submitted with the final plat per the specifications of the County Land Information Office.
- c. Land Title Transfers of Existing Parcels by Recorded Document. The following information shall be included when presenting a document for recording:
- (1) A description by metes and bounds or by reference to the following:
 - (a) the number and lot of an existing CSM.
 - (b) the name, lot and block numbers of an existing subdivision.
 - (2) Square footage of the parcel involved calculated to the nearest 1/100th of square footage.
 - (3) Names of Grantor (seller) and Grantee (Buyer). Parcel address of property being transferred, if available, and Grantee's mailing address, if different than parcel address.
- d. Optional provision: digital transfer of records is allowed, however, format specifications of the Land Information Office shall be followed. Any data submitted digitally shall become public record.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that this Amendment to said Ordinance shall become effective on the date following the date of publication.

Submitted by:

PLANNING & ZONING COMMITTEE

Withdrawn by Supervisor Sievert.

RESOLUTION NO. 97-894 - Approve Amendment To Airport Operator's Agreement And Ground Lease Between Wittman Regional Airport And Basler Turbo Conversions, Inc.

WHEREAS, Basler Turbo Conversions, Inc. has purchased the selected assets of U-Fuel of Oshkosh, Incorporated, located at Wittman Regional Airport; and

WHEREAS, Basler Turbo Conversions, Inc. has requested that the land on which U-Fuel of Oshkosh, Incorporated's improvements are located within Wittman Regional Airport be included in an Amendment to their Lease dated September 22, 1993; and

WHEREAS, the Lease Agreement between Winnebago County and U-Fuel of Oshkosh, Inc. has been terminated.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves Amendment #1 to the Airport Operator's Agreement And Ground Lease between Wittman Regional Airport and Basler Turbo Conversions, Inc. originally dated September 22, 1993. A copy of said Amendment is herewith attached and incorporated as a part of this Agreement.

Submitted by:

AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4—Winters, Shute, Egan and Finch. CARRIED.

Supervisor King moved and it was seconded to adjourn until September 6, 1994. CARRIED BY VOICE VOTE. Meeting adjourned at 8:25 P.M.

Respectfully submitted,
Linda Wolfe
Winnebago County Clerk

State of Wisconsin)
County of Winnebago)ss

I, Linda Wolfe, Winnebago County Clerk, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their adjourned meeting held August 16, 1994.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

**SPECIAL ORDERS OF BUSINESS SESSION
COUNTY BOARD MEETING
TUESDAY, SEPTEMBER 6, 1994**

Chairman Joseph Maehl called the meeting to order at 6:00 P.M. in the Supervisors' Room, Fourth Floor, Courthouse, Oshkosh, Wisconsin.

The meeting was opened with the Pledge of Allegiance and an Invocation by Supervisor Wagner.

Roll Call: 35 present—3 excused: Finch, Widener and Putzer.

Supervisor Planalp moved and it was seconded to adopt the agenda. CARRIED BY VOICE VOTE.

COMMUNICATIONS, PETITIONS, ETC.

Letter from Kurt Johnson in support of a racetrack at the fairgrounds was referred to the Parks & Recreation Committee. A thank you note from Supervisor Putzer for the cards and visits during his recent hospitalization was read. Chairman Maehl read a letter he sent to Oshkosh City Manager Bill Frueh regarding televising County Board meetings on Channel 10.

PUBLIC HEARING

Dale Witzke, Winneconne, Wis., Clair Kentopp, 2453 Burnwood Drive, Oshkosh, Wis., Melanie Bloechl, 2388 Abbey Avenue, Oshkosh, Wis., Dale Johnson, Town of Nekimi, and Terry Friday, Town of Black Wolf, spoke in support of Resolution 99-994—Authorize Advisory Referendum: Race Track Facility: Sunnyview Exposition Center.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl extended sympathy to Supervisor Bernie Egan on the loss of his father, and to Chris Kniep, University Extension Office Chairperson on the recent loss of her mother. He also wished Supervisor Putzer a speedy recovery from his surgery.

UNIVERSITY OF WISCONSIN-EXTENSION REPORT

University of Wisconsin-Extension Chancellor Donald Hanna gave an explanation of the University of Wisconsin-Extension system. Some of the programs they offer are: family well being, youth behavior, youth development, lifelong education, small business assistance, economic development, water quality and management, hazardous waste, land use policies, agricultural education and other topics to meet the needs of a community. He stated changes for the future will be in the area of technology and alliances with other units of government. The State is proposing a 10% cutback in the UW-System and they are presently investigating how those cutbacks would affect the Extension system. Credits, in most cases, are transferable to any UW-System campus.

EMERGENCY GOVERNMENT PRESENTATION FOR INCIDENT COMMAND AND COMMUNICATION VEHICLE

Emergency Government Director Don Kujawa introduced Donald Cox, Fire Chief for the Town of Menasha, Captain James Younger, Neenah Police Department, and Lt. Donald Sleik, Sheriff's Department who each spoke on the need for a new incident command and communication vehicle to replace the 28-year old vehicle presently in use. Mr. Larry LaGuardia, Sales and Marketing Director of Lynch Display Vans, Inc. of Burlington, Wis. gave a slide presentation on the special service vehicles manufactured by his company for fire/rescue and commercial agencies. The cost for a fully equipped vehicle would be approximately \$235,000. It would be used for any emergency of 3-4 hours or more duration. Using the mobile command unit takes the radio traffic out of the Communications Center. Arson investigation could be done out of the mobile command unit. Wisconsin cities with mobile command units from Lynch Display Vans are: City of Waukesha, Milwaukee, Kenosha, Racine and New Berlin. Supervisor Schaidler suggested a multi-county vehicle might be considered.

UPDATE ON CHANGES AT PARK VIEW HEALTH CENTER

Charlene Lowe, Administrator at Park View Health Center, explained some of the changes occurring at Park View. She explained the Rehabilitation Pavilion is for emotionally disturbed or mentally ill people and more intense care is required. Pleasant Acres has changed from a regular nursing home to a facility with very acutely ill residents. She stated Pleasant Acres has been reducing in occupancy for the past four years. The national trend is for people to live in the community as long as possible. A resolution is being put together by the Social Services Board and Park View Committee to convert the 3rd Floor at Pleasant Acres to offices for better efficiency. The beds will be transferred to the State which can then release them to nursing homes (including Park View) in the future as needed. There is no shortage of nursing home beds now and there hasn't been for some time. Park View has 314 beds at present and there is no intent to close Park View Health Center.

At 8 P.M., a ten-minute recess was called by Chairman Maehl. Chairman Maehl asked the County Board to consider Resolution 99-994 at this time..

RESOLUTION NO. 99-994 - Authorize Advisory Referendum: Race Track Facility: Sunnyview Exposition Center

WHEREAS, the desire to hold organized, regularly scheduled vehicular racing events at the Sunnyview Exposition Center has been an item of discussion since the fairgrounds moved to its current location; and

WHEREAS, there has been an increased interest in and request made by the public recently for vehicular racing at the Sunnyview Exposition Center; and

WHEREAS, the Winnebago County Parks and Recreation Committee had racing feasibility and noise studies performed in 1990, with said studies determining that racing was economically feasible at the Exposition Center and that racing could serve to increase revenue generated at that site; and

WHEREAS, property west of the Sunnyview Exposition Center has been acquired for the purpose of improving the ingress/egress for the Sunnyview Exposition Center, and berms have been constructed both west and north of the grandstand for sound control purposes; and

WHEREAS, decimal level readings taken by the City of Oshkosh during existing racing events have determined that noise levels fall within acceptable limits; and

WHEREAS, your undersigned Committee has been in discussion with a race track operator who is interested in developing a racing program at the Sunnyview Exposition Center and assuming a majority of costs for development and maintenance of the track and support facilities; and

WHEREAS, the purpose of an advisory referendum on this issue would be to determine the level of public support in Winnebago County for pursuing this type of activity and allowing those in policy-making roles to learn the desires of the constituency.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that pursuant to Sec. 59.07(67), Wisconsin Statutes, hereby authorizes and approves the conducting of a county-wide referendum for advisory purposes for the purpose of placing the following question on the ballot for the November 8, 1994 general election:

“Shall Winnebago County construct and develop a race track facility at the Sunnyview Exposition Center for the racing of automobiles and other motorized vehicles?

YES _____ NO _____ “

Submitted by:

PARKS AND RECREATION COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Jeff Christensen, Parks Director, explained that a racetrack could be a potential source of revenue for Winnebago County and the new fairgrounds could handle a racetrack. They plan to work with a developer who will finance the majority of the cost of a racetrack. They will work to minimize the noise by building berms and through other means. Supervisor Kollath moved and it was seconded to amend line 36 to delete “construct and develop” and add “support the development”. Supervisor Sundquist asked Supervisor Kollath to change the word “support” to “encourage” and Supervisor Kollath agreed. Vote on amendment: Ayes: 8—Schmidt, Barker, Kollath, Klitzke, Montgomery, Metzgi, Sundquist, Arne. Nays: 27. Excused: 3 - Finch, Putzer and Widener. AMENDMENT LOST. Supervisor Schaidler moved and it was seconded to amend line 36 to “Shall Winnebago County expend an amount not to exceed \$200,000 to construct and develop a race track facility at the Sunnyview Exposition Center for the racing of automobiles and other motorized vehicles?” Vote on amendment: Ayes: 5—Montgomery, Planalp, Metzgi, Schaidler,

Sievert. Nays: 30. Excused: 3—Finch, Putzer and Widener. AMENDMENT LOST. Vote on resolution: Ayes: 13—Schmidt, Barker, Gose, King, Lauson, Kollath, Klitzke, O'Brien, Egan, Robl, Sundquist, Koziczowski, Brennand. Nays: 22—Rengstorf, Crowley, Diakoff, Kramer, Lawson, Hue, Montgomery, Planalp, Griesbach, Metzsig, Schaidler, Savas, Schwartz, Shute, Rankin, Wagner, Troxell, Sievert, Winters, Arne, Albrecht, Maehl. Excused: 3—Finch, Putzer and Widener. RESOLUTION LOST.

COUNTY EXECUTIVE'S REPORT

County Executive Steinhilber reported Air Wisconsin (operating as United Express) is cooperating with Winnebago County in arranging a transfer to a different carrier, Great Lakes Aviation (operating as United Express), whereby Wittman Field will have 4 flights to and from O'Hare daily (except week-ends).

HUBER FACILITY UPDATE

Mr. Steinhilber reported the Huber Facility has been renamed the "Winnebago County Work Release Center" and is scheduled for completion in mid-1995 at a cost of \$3,634,000. It will be paid for by bonds (\$3,139,000); Jail Assessment Fund (\$400,000); and \$95,000 is in the budget for furniture and furnishings.

WINNEBAGO COUNTY OFFICE CENTER—PHASE I

The closing for the Wisconsin National Life Building will be on September 13. By consolidating the WIC Office and Department of Community Programs into a county-owned building, the county will save \$72,000 in rents. The cost of the purchase and remodeling of the WNL building will be about one-half of what was originally planned. The Phase I plan includes: First Floor: Veterans Service Office, WIC Program and Department of Community Programs; Second Floor: Department of Community Programs and Social Services Financial Office. The cost of Phase I remodeling will be \$720,000. The Third Floor is in Phase II which will house the remainder of the Social Services Department. Phase III will include remodeling the present Social Services building for the Child Support, Personnel/Payroll, Finance, Planning/Zoning/GIS/Tax Lister, Corporation Counsel/Asst. Corporation Counsel, County Board Chairman and Emergency Government offices. Purchasing & Microfilming will move to the Courthouse basement with General Services. Branch III Judge's chambers will be expanded. The County Auditor will move to the Courthouse 2nd Floor; Juvenile Intake will move to the Courthouse 4th Floor and Clerk of

Courts will move to the Courthouse 1st Floor. Maintenance Department will be expanded in the basement. Tom Martin, Hoffman Corporation and Dan Krause, Dana, Larson, Rouble & Associates explained the plans and costs.

CAPITAL IMPROVEMENTS PROGRAM—1994-1999

County Executive Steinhilber explained items included in the Capital Improvements Program report which was distributed to members. A capital project is any acquisition and/or construction/repair to property or equipment that exceeds \$100,000 and whose benefit normally is expected to exceed a 5-year period. The 1994 bonding is \$3,000,000 for the Winnebago County Office Building and \$3,139,000 for the Huber Facility. Total bonding for 1995 is \$9,840,190 for the following projects: new Highway building; West Side Arterial; CTH AA Improvement; T-Hangars for General Aviation; Expo Building Expansion; Sunnyview Expansion and Recycling Facility Expansion. Not included in the projected bonding, but included in the proposed projects are: Airport Master Plan—Airside Portion and Landfill Gas—Pipeline.

RESOLUTION NO. 98-994 - Authorize Submission Of Application For Wisconsin Counties Association Convention

WHEREAS, the Wisconsin Counties Association has indicated that it is accepting applications for a site for its 1999 and 2000 conventions; and

WHEREAS, the Winnebago County Board of Supervisors has previously expressed an interest in hosting said conventions in the City of Oshkosh.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Clerk, on behalf of the Winnebago County Board of Supervisors, to submit applications to the Wisconsin Counties Association for the purpose of hosting the 1999 or 2000 Wisconsin Counties Association convention in the City of Oshkosh, Winnebago County, Wisconsin.

Submitted by:

DAVID ALBRECHT
COUNTY BOARD SUPERVISOR
DISTRICT #11

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5—Finch, Montgomery, Putzer, Schaidler, Widener. CARRIED.

At approximately 9:45 P.M., Supervisor Lauson moved, Supervisor Kollath seconded to go into closed session pursuant to Sec. 19.85(1)(g), Wisconsin Statutes, for the purpose of conferring with legal counsel for the Winnebago County Board of Supervisors who shall be rendering oral advice concerning strategy to adopt by the body with respect to litigation in which it is likely to become involved relating to pollution remediation with regard to underground storage tanks. Roll Call Vote: Ayes: 30—Rengstorf, Schmidt, Barker, Diakoff, Kramer, Lawson, Hue, King, Lauson, Kollath, Klitzke, Planalp, Egan, Griesbach, Metzgi, Robl, Savas, Schwartz, Shute, Sundquist, Rankin, Wagner, Troxell, Sievert, Winters, Arne, Koziczkowski, Brennand, Albrecht, Maehl. Nays: 1—Gose. Excused: 7—Crowley, Finch, Montgomery, O'Brien Putzer, Schaidler, Widener. CARRIED. The meeting went into closed session at approximately 9:50 P.M.

Supervisor Lauson moved, Supervisor Hue seconded to go back into open session at 10:35 P.M. Ayes: 29. Nays: 0. Excused: 9 Finch, Lawson, Klitzke, Montgomery, O'Brien, Putzer, Schaidler, Schwartz, Widener. CARRIED.

Supervisor King moved and it was seconded to adjourn until September 20, 1994 at 6 P.M. CARRIED BY VOICE VOTE. Meeting adjourned at 10:38 P.M.

Respectfully submitted,

Linda Wolfe
Winnebago County Clerk

State of Wisconsin)
County of Winnebago)ss

I, Linda Wolfe, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their Special Orders of Business meeting held September 6, 1994.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

**ADJOURNED SESSION
COUNTY BOARD MEETING
TUESDAY, SEPTEMBER 20, 1994**

Chairman Joseph N. Maehl called the meeting to order at 6:00 P.M. in the Supervisors' Room, Fourth Floor, Courthouse, Oshkosh, Wisconsin.

The meeting was opened with the Pledge of Allegiance and an Invocation by Supervisor Wagner.

Roll Call: All present except Supervisors Rankin and Putzer.

Supervisor Shute moved and it was seconded to accept the minutes of August 16, 1994. **CARRIED BY VOICE VOTE.**

Supervisor Planalp moved and it was seconded to approve the amended agenda, with the addition of Resolution 123-994, to consider Resolution 122-994 prior to 107-994, and to change the title of Resolution 111-994 to "Disallow Claim of Transportation Insurance Company". **CARRIED BY VOICE VOTE.**

COMMUNICATIONS, PETITIONS, ETC.

Notice of Claim from the Estate of Robert W. Watson regarding payment for work performed on new Human Services facility was referred to Personnel & Finance Committee. Notice of Claim from Carol O. Schaidler regarding losses incurred when items and animals were seized during an investigation and execution of search warrant in 1992 was referred to Personnel & Finance Committee. Letter from Heidi M. Hasse regarding the racetrack at the Expo Center was referred to the Parks & Recreation Committee. Letter of thanks from the Gerald Egan family was read and filed. Letter of thanks from the Lillian Jero family was read and filed. Environmental Impact Statement for the West Side Arterial was received and placed on file in the County Clerk's

Office. Letter from Representative Bonnie Ladwig regarding AJR 98 designating English as the official language of Wisconsin was read and filed. The cost allocation plan for 1993 from David M. Griffith & Associates was received and placed on file.

Petition for Zoning Amendment from John J. Baier for change from A-2/B-2 to R-3 for duplex was referred to Planning & Zoning Committee.

Petition for Zoning Amendment from Heartland Painting for zoning change from A-2 to R-1 for a single-family residence was referred to Planning & Zoning Committee.

Petition for Zoning Amendment from Robert J. Herrmann for zoning change from A-1 to R-1 for a single-family residence was referred to Planning & Zoning Committee.

Petition for Zoning Amendment from Steven Newlan for zoning change from R-1 & A-1 for a single-family residence was referred to Planning & Zoning Committee.

Petition for Zoning Amendment from Roger F. Seelow for zoning change from A-1 to R-1 for a single-family residence was referred to Planning & Zoning Committee.

Petition for Zoning Amendment from Rodney Wilson for zoning change from A-1 to B-3HB for a garden center, greenhouses and nurseries was referred to Planning & Zoning Committee.

Petition for Zoning Amendment from George L. Dearborn, Jr. for an amendment to the Winnebago County Town/County Zoning Ordinance to recreate Section 17.13-B(2)(n) to read: "(A) Restaurants" was referred to Planning & Zoning Committee.

COMMITTEE REPORTS

Supervisor Albrecht announced that Winnebago County will begin negotiating to acquire the James and Doris Barton property at 2906 Knapp Street Road, Oshkosh, and he will report the final negotiated price to the County Board at a later meeting. An appraisal, survey and environmental analysis have been completed; a relocation plan has been prepared and is awaiting State DILHR approval. The negotiations will be conducted by a consultant under the direction of the Wisconsin Department of Transportation, Bureau of Aeronautics, acting as our agent. The Aviation Committee is working on replacement airline service by Great Lakes Aviation which will provide 4 daily non-stop flights to Chicago. The Aviation Committee met with Congressman Petri and expressed their gratitude for his efforts in helping

Winnebago County to obtain more slots at O'Hare. Supervisor Planalp announced a program will be held on the evening of September 21 at Shapiro School by the League of Women Voters to discuss billboards in the county.

PUBLIC HEARING

Jeff Christensen, Parks Director, explained Resolutions 101-994 and 114-994 and asked for their support. Judge Robert Hawley spoke in support of Resolution 117-994.

COUNTY EXECUTIVE'S REPORT

County Executive Jack Steinhilber attended the dedication of the Neenah Human Services Building. He attended a meeting with Chairman Maehl and Supervisor Barker at the Fox Cities Chamber to discuss the Corps of Engineers' proposal to abandon the Fox Locks. The financial ramifications for towns, cities and counties are considerable. An abandonment study showed it would cost \$8-13 million to close the locks and \$1 million a year to maintain them. He will be working to try to get the State involved. He received a letter from United Airlines in support of the transfer from United Express to Great Lakes Aviation. He supports Resolutions 122-994, 123-994 and 107-994. He announced there will be a 10 cent reduction in the tax levy from \$5.35 per \$1,000 to \$5.25 per \$1,000 for 1995.

COUNTY EXECUTIVE'S APPOINTMENT

AFFIRMATIVE ACTION COMMISSION

County Executive Steinhilber appointed Mary Koepp, 1835 Indian Point Road, Oshkosh, WI 54901 to the Affirmative Action Commission to replace Theresa Jarapko who resigned. Ms. Koepp's term will begin immediately upon confirmation and expire April 18, 1995. Motion by Supervisor Lauson and seconded to confirm. **CARRIED BY VOICE VOTE.**

COUNTY BOARD CHAIRMAN REPORT

Chairman Maehl reported that former Supervisor Lillian Jero passed away this month. Supervisor Putzer is recuperating from his surgery and Supervisor Jim Lauson was briefly hospitalized. The October County Board meeting will be October 11th, and the Annual Budget Sessions will be at 6 P.M. on October 24th, and at 8:30 A.M. on Oc-

tober 25th and 26th. The County Board Christmas Party will be held at The Pioneer Inn on December 19th. He announced Winnebago County received a lottery credit of \$17,300. He reported the City of Oshkosh repaid the loan from the Industrial Development Board. He received positive responses from most legislators about the County Board resolution regarding prohibiting desecration of the flag, and also at the Wisconsin Counties Association convention.

APPOINTMENT TO LONG TERM SUPPORT ADVISORY COMMITTEE

Chairman Maehl appointed Mr. Ned J. Kline, 912 Leeward Court, Oshkosh, WI 54901 to the Long Term Support Advisory Committee to replace Dorothy Waite, who resigned. His term of office will begin immediately and end in April, 1996. Motion by Supervisor Lauson and seconded to confirm. CARRIED BY VOICE VOTE.

APPOINTMENT TO PROPERTY MANAGEMENT & MAINTENANCE COMMITTEE

Chairman Maehl appointed Supervisor Bernard Egan to the Property Management & Maintenance Committee to replace Supervisor Stephen Rankin, who resigned. His term of office will begin immediately and end in April, 1996. Motion by Supervisor Finch and seconded to adopt. CARRIED BY VOICE VOTE.

CHANGING THE WISCONSIN RETIREMENT SYSTEM

Supervisor Planalp introduced Mark O'Connell of the Wisconsin Counties Association who spoke in support of Resolution 100-994 which would request legislation to change the Wisconsin Retirement System from a defined benefit system to a defined contribution system. He explained a defined benefit system doesn't consider how much money anyone contributes into the system, just how many years the employee worked and what their three highest years of earnings were. A formula is then used to determine the benefits. A defined contribution system is calculated on the amount contributed in the employee's account. There is \$34.5 billion in assets in the Wisconsin Retirement System now. Winnebago County owes over \$6 million for unfunded liabilities at 8% interest. Under a defined contribution system, there is no unfunded liability. Current employees probably would not be included if legislation passes. Supervisor Diakoff asked who is on the Investment Board and Mr. O'Connell stated Secretary Klauser, legislators, Governor's appointees and others.

ZONING REPORT & ORDINANCES

REPORT NO. 001. A report from Planning & Zoning Committee re: zoning change to R-2 for a single-family residential lot. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 09-01-94. A request from Gene A. Tipler for change from A-1/M-3 (Agri-Business District/Extraction or Landfill District) to R-1 (Rural Residential District—Single family, non-subdivided). Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORT NO. 002. A report from Planning & Zoning Committee re: zoning change to R-2 for a single-family residential lots. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 09-02-94. A request from E. C. Leach and P. H. Stearns for zoning change from A-2 (General Farming District) to R-2 (Suburban Residential District). Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORTS, RESOLUTIONS & ORDINANCES**RESOLUTION NO. 100-994 - Authorize Changing The Wisconsin Retirement System From A Defined Benefit System To A Defined Contribution System**

WHEREAS, participation in the Wisconsin Retirement System (WRS) is mandatory for certain categories of employers including all counties (except Milwaukee); and

WHEREAS, the system is financed by employer contributions (paid as a percentage of payroll), employee contributions (paid as a percentage of payroll and often paid by the employer), investment interest earnings (as earned by the Wisconsin Investment Board), and prior service payments (unfunded liability paid by the employer); and

WHEREAS, the Wisconsin Retirement System is currently one of the most well-managed, well-funded retirement systems in the world; and

WHEREAS, the Wisconsin Retirement System currently operates as a "defined benefit" plan wherein the retirement benefit is a set amount of money based upon employment factors (the participant's three highest earning years, years of service and a specified multiplier) and is constant regardless of how much funding for the benefit is ac-

tually available in the participant's "retirement account" prior to retirement; and

WHEREAS, this type of system holds the employer responsible for ensuring that adequate funding is provided to pay the retirement benefit regardless of any statutorily enacted increases to the retirement benefit; and

WHEREAS, the funding of this defined benefit system as it is currently structured, is an extremely burdensome unfunded mandate to counties, manifested in an unfunded pension liability assessed to counties of over \$250 million; and

WHEREAS, unfunded liability exists in a defined benefit system due to statutorily enacted benefit increases made retroactive to participants; and

WHEREAS, a defined contribution plan would entail tracking of contributions made by or on behalf of a particular participant permitting, upon retirement, a retirement benefit to be provided to such participant in an amount based on that participant's tracked contributions; and

WHEREAS, a defined contribution system by definition does not include the concept or existence of unfunded liability.

NOW, THEREFORE, BE IT RESOLVED that the Winnebago County Board of Supervisors supports the change of the Wisconsin Retirement System from a defined benefit system to a defined contribution system, wherein a participant's retirement benefit is calculated on the basis of the level of annuity that can be purchased by the amount in the participant's account upon retirement.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that copies of this resolution be forwarded to all County Boards of Wisconsin, Governor Tommy G. Thompson, Secretary James Klauser, State Senators and Representatives, and the Wisconsin Counties Association.

Submitted by:

JOHN PLANALP

COUNTY BOARD SUPERVISOR

DISTRICT #18

Motion by Supervisor Planalp and seconded to adopt. Ayes: 33. Nays: 1—Schwartz. Abstention: 1—Koziczowski. Excused: 3 Putzer, Rankin and Kramer. CARRIED.

RESOLUTION NO. 101-994 - Adopt WIOUWASH State Recreation Trail Master Plan, Final Draft, June, 1994

WHEREAS, on November 5, 1991, the Winnebago County Board of Supervisors passed Resolution #319-1191 (copy attached), which requested that the Winnebago County portion of the WIOUWASH Trail be designated as a State recreation trail; and

WHEREAS, the other counties along the WIOUWASH trail have requested and approved that their sections of the trail be officially designated as a State recreation trail; and

WHEREAS, the Department of Natural Resources, with input from each county, has developed a master development plan for the orderly acquisition, development and maintenance of the WIOUWASH Trail; and

WHEREAS, approval of the plan by each county along the trail is necessary for the Department of Natural Resources to take the master plan to the DNR Board for approval and be eligible for various grant programs as may be applicable to development of the trail.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the WIOUWASH State Recreation Trail Master Plan, Final Draft, June 1994 which is attached hereto.

Submitted by:

PARKS AND RECREATION COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5—Kramer, King, Putzer, Rankin and Troxell. CARRIED.

ORDINANCE NO. 102-994 - Amend Section 5.01 Of The General Code Of Winnebago County (Huber Law Prisoners)

WHEREAS, the Winnebago County Sheriff's Department recently purchased software so as to allow the Department to compute those charges made to Huber Law prisoners for meals, room and board; and

WHEREAS, said computer software cannot be effectively operated utilizing a percentage of weekly take home pay basis for calculating the cost of room and board as is presently required by County Ordinance; and

WHEREAS, those costs presently imposed by Winnebago County, pursuant to its present Ordinance regarding Huber Law prisoners, are not in line with those charges being assessed by other counties.

NOW, THEREFORE, the County Board of Supervisors of the County of Winnebago does ordain as follows:

That Section 5.01 of the General Code of Winnebago County be amended to read as follows:

5.01 HUBER LAW PRISONERS.

(1) AUTHORITY.

This Ordinance is enacted pursuant to that authority provided by Section 303.08(4), Wisconsin Statutes.

(2) PER CAPITA DAILY COSTS.

(a) A per capita daily charge equal to the actual costs of meals, tax, plus \$5.00 is hereby established for all Huber Law prisoners. Each prisoner shall be charged for all meals served during each day incarcerated, regardless as to the prisoner actually consuming each meal.

(b) Exception. Notwithstanding subsection (2)(a) above, Huber Law prisoners earning gross wages of less than 30 times the Federal Minimum Hourly Wage per week shall be required to pay only the actual cost of meals per day, plus any tax, if applicable. For purposes of this Ordinance, each work week shall be deemed to begin on Sunday.

(3) TRANSFER FEES.

(a) Huber Law prisoners sentenced to the Winnebago County Jail who request a transfer to another County jail shall pay a fee of \$15.00 to Winnebago County prior to their actual transfer.

(b) Huber Law prisoners who transfer to the Winnebago County Jail from another County shall be assessed an additional \$2.00 fee for each day incarcerated at the Winnebago County Jail, in addition to all other fees assessed pursuant to this Ordinance.

BE IT FURTHER ORDAINED by the Winnebago County Board of Supervisors that this Amendment to this Ordinance shall take effect on the date following its publication.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5—Kramer, O'Brien, Putzer, Rankin, Troxell. CARRIED.

ORDINANCE NO. 103-994 - Create Section 5.03 Of The General Code Of Winnebago County (Medical Care To Prisoners)

WHEREAS, Section 302.38, Wisconsin Statutes, provides the County shall be responsible for the costs of all medical care provided to prisoners within the County Jail who are indigent; and

WHEREAS, it is presently necessary to establish a policy within Winnebago County for determining the indigency of prisoners within the County Jail; limiting the liability of Winnebago County for the medical services provided to prisoners to that rate set by medical assistance regulations; and to determine a subsequent collection policy of Winnebago County with regard to medical services provided to prisoners.

NOW, THEREFORE, the County Board of Supervisors of the County of Winnebago does ordain as follows:

The creation of Section 5.03 of the General Code of Winnebago County: Medical Care To Prisoners. Said Ordinance shall read as follows:

5.03 MEDICAL CARE TO PRISONERS

I. INDIGENCY STANDARD FOR MEDICAL TREATMENT WITHIN COUNTY JAIL. This Ordinance is adopted pursuant to the authority provided under Sections 59.025 and 302.38, Wisconsin Statutes.

II. LIMITATION ON LIABILITY. The maximum amount that Winnebago County shall pay for the cost of medical or hospital care provided to any prisoner housed at the Winnebago County Jail whom it is financially responsible for shall be limited to the amount payable by Medical Assistance under Sections 49.43 to 49.47, Wisconsin Statutes, except Section 49.468, Wisconsin Statutes, for care for which a Medical Assistance rate exists.

III. INABILITY OF PRISONER TO PAY FOR COST OF CARE. It shall be presumed that a prisoner is able to pay for the cost of medical care if his income and assets exceed the financial eligibility standards established by the State of Wisconsin for AFDC eligibility. In making a determination as to the financial ability of a prisoner to pay for the cost of his medical care, the income of a prisoner shall be counted for thirty days prior to the first date of medical treatment. Winnebago County shall not pay the cost of medical and hospital care provided to a prisoner outside of the Jail who exceeds such financial eligibility limit. For purposes of making a determination as to the financial ability

of a prisoner to pay for the cost of medical and hospital care, the Winnebago County Sheriff or an employee of Winnebago County may require a prisoner to complete an AFDC application form. In the absence of such a completed form, Winnebago County may rely on any other information which is available as to the prisoner's present income and assets, including, but not limited to, the prisoner's application for representation through the Wisconsin Public Defender's Office. This ordinance shall not diminish the rights of Winnebago County to collect any amount paid on behalf of the prisoner for medical or hospital care from the prisoner or his or her estate in the future.

IV. COLLECTION. Winnebago County shall make a diligent effort to collect the value of any medical or hospital care provided to a prisoner, both inside and outside the County Jail, or from the prisoner's estate as provided for in Section 49.08, Wisconsin Statutes. The Winnebago County Sheriff, in conjunction with the Winnebago County Finance Department, shall formulate a policy with regard to the collection of said monies.

V. SERVICE FEE. Any prisoner requesting sick call shall be charged a fee against his or her prisoner account of \$10.00 and a \$3.00 service fee for prescription medication. No person shall be denied benefit of medical care or medication as a result of having insufficient funds in their account.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that said Ordinance be effective on the date following its publication.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4—Kramer, O'Brien, Putzer and Rankin. CARRIED.

RESOLUTION NO. 104-994 - Authorize Audit Of Office Of Tax Lister

WHEREAS, towns within Winnebago County have expressed concern as to the lateness of receiving tax listings from Winnebago County during the past several years, this resulting in their Boards of Review not being able to meet in a timely fashion; and

WHEREAS, the State of Wisconsin has indicated that it will be assessing financial penalties against all towns that do not hold their boards of real estate tax review during the month of May; and

WHEREAS, your undersigned Supervisors believe that it would be in the best interest of Winnebago County that an audit be conducted as to the office of tax lister so as to determine what measures may be appropriately taken with regard to rectifying the apparent problem with the listing of real estate taxes within Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes an audit of the office of tax lister by the Winnebago County Auditor.

Submitted by:

PATRICK BRENNAND, DIST. #34

JOANNE SIEVERT, DIST. #31

STEPHEN RANKIN, DIST. #36

JEANETTE DIAKOFF, DIST. #33

JEROLD FINCH, DIST. #29

DONALD ARNE, DIST. #32

Motion by Supervisor Brennand and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3—O'Brien, Putzer, Rankin. CARRIED.

RESOLUTION NO. 105-994 - Authorize Selection Of Virchow Krause and Company To Perform Annual Audit Of Winnebago County Financial Records

WHEREAS, the Winnebago County Finance Director, in consultation with the Winnebago County Auditor, the Winnebago County Executive and the Chairman of your undersigned Committee have made requests for proposals for the provision of auditing service to Winnebago County for the purpose of performing annual audits as to Winnebago County's financial records; and

WHEREAS, the Winnebago County Finance Director, in conjunction with the Winnebago County Auditor and the Winnebago County Executive have recommended the selection of Virchow Krause and Company of Madison, Wisconsin to your undersigned Committee for the purpose of performing an annual audit upon the financial records of Winnebago County; and

WHEREAS, your undersigned Committee has approved the selection of Virchow Krause and Company for said purpose.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it does hereby authorize and approve the Winnebago County Executive and Winnebago County Clerk to enter into a contractual agreement with Virchow Krause and Company of Madison, Wisconsin for the purpose of providing auditing services to Winnebago County for those purposes stated above.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive and the Winnebago County Clerk to enter into a three year contract for said services with the costs of said services to be \$37,950.00 for the 1994 audit year; \$40,170.00 for the 1995 audit year and \$42,390.00 for the 1996 audit year. The County shall have an option to renew said contract, said subject negotiations between itself and Virchow Krause and Company for an additional two year period.

Submitted by:

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3—O'Brien, Putzer and Rankin. CARRIED.

RESOLUTION NO. 106-994 - Commendation to Dorothy Cline

WHEREAS, Dorothy Cline has been employed with the Clerk of Courts Office of Winnebago County for the past twenty-seven years and four months, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Dorothy Cline 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 Dorothy Cline for the fine services she has rendered to Winnebago County.

BE IT FURTHER RESOLVED that the County Clerk send a copy of this Resolution to Dorothy Cline.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3—O'Brien, Rankin and Putzer. CARRIED.

RESOLUTION NO. 107-994 - Resolution Authorizing the Borrowing of \$6,700,000; and Providing for the Issuance and Sale of General Obligation Promissory Notes, Series 1994 Therefor

WHEREAS, the County Board of Supervisors of Winnebago County, Wisconsin (the "County") hereby finds and determines that it is necessary, desirable and in the best interest of the County to raise funds for the purpose of paying the cost of acquiring, improving and renovating land and real property; constructing a new Huber Law Detention Facility; and acquiring equipment and furnishings (the "Project"), and there are insufficient funds on hand to pay said costs;

WHEREAS, the 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;

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 County Board of Supervisors of the County hereby finds and determines that general obligation promissory notes in the amount of \$6,700,000 should be issued, and it is now necessary and desirable to authorize their issuance and sale.

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

Section 1. Authorization of the Notes. For the purpose of paying the cost of the Project, there shall be borrowed pursuant to Section 67.12(12) of the Wisconsin Statutes, the principal sum of SIX MILLION SEVEN HUNDRED THOUSAND DOLLARS (\$6,700,000) from a purchaser to be determined by competitive sale (the "Purchaser").

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 to the Purchaser for, on behalf of and in the name of the County, general obligation promissory notes aggregating the principal amount of SIX MILLION SEVEN HUNDRED THOUSAND DOLLARS (\$6,700,000) (the "Notes"). The County shall offer the Notes for public sale on October 24, 1994.

Section 3. Notice of Sale. The County Clerk (in consultation with the County's financial advisor, Firststar Bank Milwaukee, N.A.) is hereby authorized and directed to cause a notice of sale, in substan-

tially the form attached hereto as Exhibit A and incorporated herein by this reference, to be published at least once in either the Oshkosh Northwestern, the official newspaper of the County, or in The Bond Buyer, a financial newspaper published in New York, New York, prior to the date set for the sale of the Notes.

Section 4. Official Notice of Sale. The County Clerk (in consultation with the County's financial advisor, Firststar Bank Milwaukee, N.A.) shall also cause an Official Notice of Sale to be prepared and distributed (in substantially the form attached hereto as Exhibit B and incorporated herein by this reference) and may prepare or cause to be prepared and distributed an Official Statement or other form of offering circular. The details of the Notes set forth in Exhibits A and B are hereby adopted and approved as and for the details of the Notes.

Section 5. Award of the Notes. Following receipt of bids for the Notes, the County Board of Supervisors shall consider taking further action to provide the details of the Notes; to award the Notes to the lowest responsible bidder therefor; and to levy a direct annual ir-repealable tax sufficient to pay the principal of and interest on the Notes as the same becomes due as required by law.

Section 6. Conflicting Resolutions; Severability; Effective Date. All prior resolutions, rules or other actions of the County Board of Supervisors or any parts thereof in conflict with the provisions hereof shall be, and the same are, hereby rescinded insofar as the same may so conflict. In the event that any one or more provisions hereof shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The foregoing shall take effect immediately upon adoption and approval in the manner provided by law.

Adopted and recorded this 20th day of September, 1994.

Joseph N. Maehl
Chairperson

ATTEST:

Linda Wolfe
County Clerk

Jack D. Steinhilber
County Executive

Motion by Supervisor Diakoff and seconded to adopt. Three-fourths vote of membership required. Ayes: 36. Nays: 0. Excused: 2 - Rankin and Putzer. CARRIED.

RESOLUTION NO. 108-994 - Disallow Claim of Jim Cotter

WHEREAS, your Personnel and Finance Committee has had the claim of Jim Cotter referred to it for attention; and

WHEREAS, your Committee has investigated the claim and recommends disallowance of same by Winnebago County.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claim of Jim Cotter dated August 16, 1994, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,

PERSONNEL & FINANCE COMMITTEE

It was moved by Supervisor Diakoff and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2—Putzer and Rankin. CARRIED.

RESOLUTION NO. 109-994 - Disallow Claim of Edward Mauthe

WHEREAS, your Personnel and Finance Committee has had the claim of Edward Mauthe referred to it for attention; and

WHEREAS, your Committee has investigated the claim and recommends disallowance of same by Winnebago County.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claim of Edward Mauthe dated July 22, 1994, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2—Putzer and Rankin. CARRIED.

RESOLUTION NO. 110-994 - Authorize Audit Of Alcohol And Drug Treatment Programs Of The Winnebago County Department Of Community Programs

WHEREAS, the County Auditor has developed an audit program designed to review alcohol and drug treatment services provided by the Department of Community Programs; and

WHEREAS, said audit program is designed similarly to a program used to audit the same type of programs in Multnomah County, Oregon; and

WHEREAS, savings have been derived by Multnomah County, Oregon as a result of said audit procedures in the amount of approximately \$455,000 annually; and

WHEREAS, your undersigned Committee believes that there is a potential for significant savings to Winnebago County as a result of conducting such an audit.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Auditor to conduct an audit review of alcohol and drug treatment service programs offered by the Winnebago County Department of Community Programs.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2—Putzer and Rankin. CARRIED.

RESOLUTION NO. 111-994 - Disallow Claim of Transportation Insurance Company

WHEREAS, your Personnel and Finance Committee has had the claim of Transportation Insurance Company referred to it for attention; and

WHEREAS, your Committee has investigated the claim and recommends disallowance of same by Winnebago County.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claim of Transportation Insurance Company dated August 5, 1994, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,

PERSONNEL & FINANCE COMMITTEE

It was moved by Supervisor Diakoff and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2—Putzer and Rankin. CARRIED.

RESOLUTION NO. 112-994 - Disallow Claims of Robert J. Probst

WHEREAS, your Personnel and Finance Committee has had the claims of Robert J. Probst referred to it for attention; and

WHEREAS, your Committee has investigated the claims and recommends disallowance of same by Winnebago County.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claims of Robert J. Probst dated August 2, August 17, August 18, August 19, August 22, August 23, August 24, August 25, August 26, August 29, August 30, August 31, September 1, September 2, and September 6, 1994, be and the same

are hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2—Rankin and Putzer.

RESOLUTION NO. 113-994 - Authorize Transfer Of \$7,860.00 From Salary Account Of Winnebago County Department Of Social Services Budget To Purchase Of Service Account

WHEREAS, the Winnebago County Department of Social Services has collaborated with school districts in Winnebago County as a partner in the Second Chance Program, an alternate school for youth in Winnebago County; and

WHEREAS, the Winnebago County Department of Social Services, as a part of its partnership with Winnebago County school districts, has funded a half-time social work position at the Second Chance Program; and

WHEREAS, the complexity of the problems of the youth attending the Second Chance Program and the number of youth attending said program has increased; and

WHEREAS, it appears that a full-time social work position is necessary within the Second Chance Program; and

WHEREAS, the Wisconsin Department of Public Instruction has indicated that it is willing to fund up to 50% of the salary of a certified school social worker in the Second Chance Program if said social worker is an employee of a public school district; and

WHEREAS, the Oshkosh School District is willing to hire a certified school social worker for the Second Chance Program and to apply for Department of Public Instruction monies for the purpose of funding said position; and

WHEREAS, the present half-time social work position within the Winnebago County Social Services Department relative to the Second Chance Program is presently vacant.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$7,860.00 from the Salary Fund of the Winnebago County Department of Social Services Budget to its Purchase of Service Account for the purpose of providing the Oshkosh School District with funding to hire a certified school social worker to work in the Second Chance Program, said funding representing a part of Winnebago County's con-

tribution to the partnership agreement between Winnebago County and the Oshkosh School District with regard to the Second Chance Program.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the Table of Organization as to county employment positions so as to delete the half-time social work position from the organization chart of the Winnebago County Social Services Department relative to the Second Chance Program.

Submitted by:

SOCIAL SERVICES BOARD

Withdrawn.

RESOLUTION NO. 114-994 - Authorize Recording Of Certified Survey Map And Conveyance Of Property To Northeast Asphalt Inc.

WHEREAS, Winnebago County, through its Parks Department, presently owns and maintains a recreation trail which runs from the north shore of Lake Butte Des Morts to the Outagamie County line south of Hortonville; and

WHEREAS, in 1993, the Winnebago County Parks Department discovered that Winnebago County and Northeast Asphalt Inc. were mutually encroaching upon each others property in relationship to said recreation trail; and

WHEREAS, the Winnebago County Parks Department has contracted with McMahan and Associates for the completion of a Certified Survey with regard to said area where such encroachments are occurring which is located in the Northwest 1/4 of the Northwest 1/4 and the Northeast 1/4 of the Northwest 1/4 of Section 20, Town 20 North, Range 15 East, Town of Clayton; and

WHEREAS, a certified survey was completed by David M. Schmalz of McMahan and Associates with regard to said property on June 16, 1994; and

WHEREAS, it is in the best interest of Winnebago County that said Certified Survey Map be recorded and that Outlots #1, #2 and #3 upon said Certified Survey Map be conveyed to Northeast Asphalt Inc. for the purpose of rectifying said encroachment problem.

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 execute and record the attached Certified Survey Map on behalf of Winnebago County, said map having been prepared on June 16, 1994 and relating to property located in the Northwest 1/4 of the Northwest 1/4 and the Nor-

theast 1/4 of the Northwest 1/4 of Section 20, Town 20 North, Range 16, East, Town of Clayton, Winnebago County, Wisconsin.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that upon recording of said Certified Survey Map, that the Winnebago County Clerk and the Winnebago County Executive are hereby authorized to convey Outlots #1, #2 and #3 of said Certified Survey Map to Northeast Asphalt, Inc., subject to the provision that Northeast Asphalt, Inc., covenants that said Outlots shall be combined with property of it adjacent thereto and shall not be sold separately without compliance with all local, state and county laws.

Submitted by:

PARKS & RECREATION COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2—Putzer and Rankin. CARRIED.

RESOLUTION NO. 115-994 - Authorize Conveyance Of Remnant Parcel, Tri-County Expressway, City Of Menasha To TIB, Incorporated

WHEREAS, Winnebago County presently owns a remnant parcel of realty in the City of Menasha as a result of the construction of the Tri-County Expressway, said parcel abutting Midway Road and consisting of approximately 9.78 acres of property; and

WHEREAS, TIB, Incorporated has made an offer to Winnebago County to purchase said property for the sum of \$181,000.00; and

WHEREAS, your Highway Committee believes that said offer is a fair one and should be accepted by the Winnebago County Board of Supervisors.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive to accept an offer from TIB, Incorporated for the purchase of the following described parcel of property in the City of Menasha for the price of \$181,000: All that part of the SW 1/4 and the SE 1/4 of the SW 1/4 of Section 2, T20N, R17E, City of Menasha, Winnebago County, Wisconsin, bounded and described as follows: Commencing at the southwest corner of said Section 2; thence N89°47'39"E along the south line of the SW 1/4 of said Section 2 a distance of 1273.36 feet to a point; thence N28°58'18"E 139.50 feet to the point of beginning; thence N66°38'14"W 188.62 feet; thence N06°22'17"E 536.44 feet; thence N19°11'30"E 286.15 feet; thence N50°27'19"E 246.93 feet; thence N65°27'20"E 246.93 feet; thence N76°3'33"E 277.89 feet; thence S28°58'18"W 1374.48 feet to the point

of beginning, containing 9.780 acres of land more or less and being subject to easements, covenants or restrictions of record.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive and the Winnebago County Clerk to convey said property to TIB, Incorporated upon the tender of \$181,000.00 subject to those provisions contained within the offer of TIB, Incorporated to purchase said property.

Submitted by:

HIGHWAY COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Supervisor Robl stated that since this offer was received, the Highway Committee received a verbal offer that is \$20,000 higher. Corporation Counsel Bodnar stated the County Board can approve, deny or make a counter offer, but the resolution cannot be withdrawn by the Highway Committee. An appraisal of the land several years ago was around \$200,000. Ayes: 19—Rengstorf, Finch, Gose, Hue, King, Lauson, Kollath, Planalp, O'Brien, Griesbach, Schwartz, Widener, Shute, Sundquist, Montgomery, Winters, Koziczkowski, Brennand, Maehl. Nays: 17—Schmidt, Barker, Crowley, Diakoff, Kramer, Lawson, Klitzke, Egan, Metzgi, Wagner, Schaidler, Robl, Savas, Troxell, Sievert, Arne, Albrecht. Excused: 2—Putzer and Rankin. CARRIED.

RESOLUTION NO. 116-994 - Authorize Social Services To Submit Application For Funds For Federal Family Preservation And Support Service Planning

WHEREAS, the Winnebago County Department of Social Services has received information regarding applications for Federal Family Preservation and Support Service Planning Funds; and

WHEREAS, said application was due on August 30, 1994 and an application was submitted by the Winnebago County Department of Social Services contingent upon subsequent approval of the Winnebago County Board of Supervisors; and

WHEREAS, Winnebago County could acquire up to \$90,000 in funding in relationship to a planning project for family preservation and support services; and

WHEREAS, The Oshkosh Foundation has written said plan and submitted the plan on behalf of Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the submission

of an application for Federal Family Preservation and Support Service Planning Funding.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that if said application is approved and funding is received, that the Winnebago County Department of Social Services is hereby authorized to accept said funds and to contract with the Oshkosh Foundation to carry out the planning for future use of said funds.

Submitted by:

SOCIAL SERVICES BOARD

Motion by Supervisor Crowley and seconded to adopt. Ayes: 31. Nays: 4—Klitzke, Montgomery, Wagner, Troxell. Excused: 3 Lawson, Putzer and Rankin. CARRIED.

RESOLUTION NO. 117-994 - Authorize Transfer of \$5200.00 From Legal Services Fund To Capital Outlay Fund Of Clerk of Courts Budget (Purchase Copy Machine)

WHEREAS, the photocopying machine in Branch IV of the Circuit Court for Winnebago County recently broke down and it appears that said machine is beyond the state of repair; and

WHEREAS, a necessity exists to replace said unit immediately.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$5200.00 from the Legal Services Fund of the Winnebago County Clerk of Courts Budget to the Capital Outlay Fund of said budget for the purpose of purchasing a photocopying machine for Branch IV of the Circuit Court of Winnebago County.

Submitted by:

**JUDICIARY & PUBLIC SAFETY COMMITTEE AND
PERSONNEL & FINANCE COMMITTEE**

Motion by Supervisor Gose and seconded to adopt. Supervisor Planalp moved, Supervisor Hue seconded to table the resolution. Vote to table: Ayes: 31. Nays: 5—Diakoff, Finch, Gose, Winters and Maehl. Excused: 2—Rankin and Putzer. TABLED.

RESOLUTION NO. 118-994 - Authorize Transfer Of \$8900.00 To WIC Program (Purchase Data Processing Equipment)

WHEREAS, the State Women Infants and Children Program (WIC) has service sites in Omro, Neenah and Oshkosh; and

WHEREAS, data processing equipment with regard to said program has been repeatedly moved, decreasing the life of the systems; and

WHEREAS, the State of Wisconsin has expressed a desire to purchase and provide additional electronic data processing equipment for the Winnebago County WIC Program as part of the 1994 funding period, including installation upgrades, maintenance and repairs.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the amount of \$8900.00 be transferred to the WIC Grant Fund of the Public Health Department budget for the purpose of upgrading that Program's electronic data processing system, and that said funds be transferred from the following accounts in the following amounts:

Telephone Fund of the Public Health Department Budget -\$621.00
Small Equipment Fund, Public Health Dept. Budget—\$940.00
Other Equipment Fund, Public Health Dept. Budget—\$3,000.00
General Fund Balance, Public Health Dept. Budget—\$4,339.00

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 34. Nays: 1—Arne. Excused: 3—Putzer, Rankin and Winters. CARRIED.

RESOLUTION NO. 119-994 - Authorize Transfer Of \$150,000.00 From Social Services Budget To Sheriff's Department Budget (Boarding Of Prisoners)

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$150,000 from the Prisoner Boarding Fund of the Winnebago County Department of Social Services Budget to the Prisoner Boarding Fund of the Winnebago County Sheriff's Department Budget.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Two-thirds vote required. Ayes: 36. Nays: 0. Excused: 2—Putzer and Rankin. CARRIED.

RESOLUTION NO. 120-994 - Approve Appraisals Of Tax Deeded Properties

WHEREAS, Section 3.03(1)(a), General Code of Winnebago County, requires that all tax deeded lands have their appraisal price deter-

mined by an appraisal committee consisting of the County Clerk, County Treasurer, supervisor of the ward, town or village in which said property is located, and upon approval by that committee, said appraisal price shall be approved by the Winnebago County Board of Supervisors; and

WHEREAS, appraisals of tax deeded property acquired as a result of delinquent real estate taxes as a consequence of an in rem action wherein judgment was rendered during this calendar year have been performed by Kargus Appraisals of Oshkosh, Wisconsin; and

WHEREAS, the parcel number, legal description and appraised value of said tax deeded properties is herewith attached to this resolution and incorporated as a part thereof; and

WHEREAS, the appraisal values of said properties as provided by Kargus Appraisals has been approved by the committee as is required by Section 3.03(1)(a) of the General Code of Winnebago County and is herewith submitted to the Winnebago County Board of Supervisors for approval.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the appraisals of those parcels of property as described in the attached sheet, which is incorporated as a part of this resolution, which were acquired by the Winnebago County Treasurer for tax delinquency pursuant to an in rem judgment entered during 1994.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Withdrawn by Supervisor Diakoff.

RESOLUTION NO. 121-994 - Authorize The Acceptance Of State Grant Monies For County Clean Sweep Programs

WHEREAS, the Winnebago County Board of Supervisors concurs with the Winnebago County Solid Waste Management Board, the designated legal governing board, in recognition of the benefits of a program to control the disposal and storage of potentially hazardous household and agricultural waste; and

WHEREAS, the Wisconsin Department of Natural Resources will provide funding of \$15,000 for a Household Clean Sweep and \$1,000 for an Agriculture Clean Sweep; and the Wisconsin Department of Agriculture, Trade and Consumer Protection will provide funding of \$35,000 for an Agriculture Clean Sweep; and

WHEREAS, the Solid Waste Management Board, in cooperation with various departments of the County and volunteers from the com-

munity at large, will carry out all activities described in the state grant application; and

WHEREAS, Winnebago County Emergency Government, Winnebago County's UW-Extension, and other civic and environmental groups support such a program and encourage the County to get involved in such a program; and

WHEREAS, the County's Clean Sweep Program is intended to offer education and assistance to citizens in the identification and proper handling and disposal of hazardous waste, to distribute public information and educational materials regarding hazardous waste alternatives, and to assign a day for the collection and disposal of hazardous household and agricultural waste; and

WHEREAS, the Winnebago County Solid Waste Management Board organized and conducted a Clean Sweep Day in 1986 and continues to educate citizens about hazardous waste management and hazardous waste alternatives through schools, libraries, and community outreach programs; and

WHEREAS, the Winnebago County Solid Waste Management Board, with the support of the Winnebago County Board of Supervisors, set aside funding in the 1994 budget for a Clean Sweep; and

WHEREAS, in this and previous action the Winnebago County Solid Waste Management Board has declared its intent to pursue a permanent, regional solution to hazardous waste problems, subject to public response and the appropriation of funding; and

WHEREAS, Winnebago County will allow employees from the Department of Natural Resources access to inspect the Clean Sweep Program site; and

WHEREAS, Winnebago County Solid Waste Management Board will maintain records documenting all expenditures made during the Clean Sweep Program; and

WHEREAS, Winnebago County Solid Waste Management Board will submit a final report to the Department describing all Clean Sweep Program activities, achievements and problems; will compare the actual program with the activities and objectives proposed in our application; will include samples of our information-education brochures; will provide data on participation rates and waste quantities collected; will document the project costs; and will include a section on recommendations; and

WHEREAS, the Winnebago Solid Waste Management Board has unanimously accepted state grant monies for County Clean Sweep Programs.

NOW, THEREFORE, BE IT RESOLVED that the Winnebago County Board of Supervisors support the Solid Waste Management Board in their acceptance of State funding for the 1995 Clean Sweep Program.

BE IT FURTHER RESOLVED that the County Executive and County Clerk be and hereby are authorized to accept this award on behalf of Winnebago County.

Submitted by:

SOLID WASTE MANAGEMENT COMMITTEE

Motion by Supervisor O'Brien and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2—Putzer and Rankin. CARRIED.

RESOLUTION NO. 122-994 - Adopt Phase I and Phase II Of Remodeling Plan For Wisconsin National Life Building

WHEREAS, the Winnebago County Board of Supervisors has previously authorized the purchase of the Wisconsin National Life Building by Winnebago County to utilize for purposes of an office building for employees of Winnebago County; and

WHEREAS, a Phase I and Phase II plan for remodeling said building has been presented to your undersigned Committee, which plan provides for the remodeling of said building for purposes of housing the offices of staff of the Winnebago County of Social Services and Winnebago County Department of Community Programs and the Women Infants and Childrens Program (WIC); and

WHEREAS, your undersigned Committee has approved said plans which, generally, are as indicated in the attached documents.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby adopts the preliminary Phase I and Phase II plans for the remodeling of the Wisconsin National Life Building as is shown in the attached documents at a price not to exceed \$1,211,000.00.

Submitted by:

PROPERTY MANAGEMENT AND
MAINTENANCE COMMITTEE

It was moved by Supervisor Wagner and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2—Putzer and Rankin. CARRIED.

RESOLUTION NO. 123-994 - Approve Changes to the Table of Organization of Park View Health Center

WHEREAS, after a thorough review of the volunteer and fund raising activities of Park View Health Center, it has been determined that a staffing modification in these areas would produce more effective volunteer services and the potential for more gift revenues

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors, that the full-time position of Public Relations/Fund Raising Coordinator be reduced to a part-time, 80% position and that a new part-time 50% position of Volunteer Coordinator be created; and

BE IT FURTHER RESOLVED, that excess funds realized from the hours reduction in the position of Public Relations/Fund Raising Coordinator and additional excess funds realized from the downward reclassification of other positions within Park View Health Center be used to cover the complete cost of the new part-time position of Volunteer Coordinator.

Submitted by:

**PARK VIEW HEALTH CENTER COMMITTEE AND
PERSONNEL & FINANCE COMMITTEE**

Motion by Supervisor Montgomery and seconded to adopt. Ayes: 35. Nays: 1—Planalp. Excused: 2—Putzer and Rankin. CARRIED.

Supervisor King moved and it was seconded to adjourn until October 11, 1994. CARRIED BY VOICE VOTE. Meeting adjourned at 8:45 P.M.

Respectfully submitted,
Linda Wolfe
Winnebago County Clerk

State of Wisconsin)
County of Winnebago)ss

I, Linda Wolfe, Winnebago County Clerk, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their adjourned meeting held September 20, 1994.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

**ADJOURNED SESSION
COUNTY BOARD MEETING
TUESDAY, OCTOBER 11, 1994**

Chairman Joseph N. Maehl called the meeting to order at 6:00 P.M. in the Supervisors' Room, Fourth Floor, Courthouse, Oshkosh, Wisconsin.

The meeting was opened with the Pledge of Allegiance and an Invocation by Supervisor Wagner.

Roll Call: All present except Supervisors Albrecht and Winters. Supervisor Winters arrived late.

Supervisor Shute moved and it was seconded to accept the minutes of September 6 and September 20, 1994. **CARRIED BY VOICE VOTE.**

Supervisor Planalp moved and it was seconded to approve the amended agenda, with the addition of Amended Resolution 136-1094. **CARRIED BY VOICE VOTE.**

COMMUNICATIONS, PETITIONS, ETC.

Notice of Claim from the Eugene Dadas regarding alleged negligence and carelessness on the part of the Winnebago County Sheriff's Department. Letter from Representative Gregg Underheim regarding resolution supporting proposed changes to the Wisconsin Retirement System was read and filed. Notice of meeting on "Working Effectively with the Media" from Wisconsin Counties Association to be held October 31, 1994 was read and filed. Letter from Wisconsin Counties Association regarding contributions to the Cora Jones Memorial Fund was read and filed.

Petition for Zoning Amendment from Thomas & Nancy Braun for change from Agriculture to Recreation District was referred to Planning & Zoning Committee.

Petition for Zoning Amendment from Robert Freimuth for zoning change to M-1 for an office and shop was referred to Planning & Zoning Committee.

Petition for Zoning Amendment from Town of Menasha for zoning change in the Winnebago County Town/County Zoning Ordinance was referred to Planning & Zoning Committee.

COMMITTEE REPORTS

There were no reports from any of the committees, commissions or boards.

PUBLIC HEARING

No one addressed the Board.

COUNTY EXECUTIVE'S REPORT

County Executive Jack Steinhilber reminded the Board that the ground breaking ceremony for the Work Release Center (Huber Facility) is Wednesday, October 12 at 1:30 p.m. He asked the Board to approve Resolution No. 136-1094, "Report Results of Public Works Bidding to County Board and Recommend Execution of Contracts with Successful Bidders (Winnebago County Huber Law Facility)". Executive Steinhilber read his budget message from the proposed 1995 Winnebago County Budget.

COUNTY EXECUTIVE'S APPOINTMENT

COMMUNITY PROGRAMS BOARD

County Executive Steinhilber appointed Supervisor Mary Jo Widener to the Community Programs Board to replace Supervisor Joanne Sievert who resigned. Ms. Widener's term will begin immediately upon confirmation and expire April 15, 1997. Motion by Supervisor Lauson and seconded to confirm. **CARRIED BY VOICE VOTE.**

COUNTY BOARD CHAIRMAN REPORT

Chairman Maehl reported that Winnebago County supervisors have been appointed to the Wisconsin Counties Association Steering Committees:

Judicial & Public Safety—John Planalp

Health & Human Services—Jim Koziczowski

Environment & Land Use—Jim Lauson, Chairman, Pat O'Brien and Steve Rankin

County Organization & Administration—Orrin King and Joe Maehl

Transportation & Public Works—Ken Robl.

The Annual Budget Sessions will be at 6 P.M. on October 24th, and at 8:30 A.M. on October 25th and 26th. County Government Day will be October 25, with a Noon Luncheon at the Legion on the Lake. Purchase tickets from the County Clerk's Office.

COUNTY AUDITOR'S REPORTS

County Auditor Gary Mayer informed the Board that the study on co-locating the Sunnyview and Highway offices should be ready in the very near future. He asked the Board if there were any questions on the three reports he submitted (1. Worker's Compensation Claims-Park View Health Center; 2. Audit and Inventory - Use of County Motor Vehicles; 3. Sunset Clause Positions). A motion was made by Supervisor Gose and seconded to accept these reports. **CARRIED BY VOICE VOTE.**

COUNTY CLERK'S ELECTION UPDATE

Linda Wolfe, County Clerk, reported the September election was one of the largest in years, with 65 candidates and 81 reporting units. The election night hotline received 464 calls for election results. She reported the average election costs are \$30,000-\$40,000 and rising. They are seeking ways to reduce costs. One way may be to go countywide on one election system. There is concern about the 1996 Presidential Election because the electronic machines currently being used cannot produce a bigger ballot than the one used in September. The state will not allow a 2-page ballot.

ZONING REPORT & ORDINANCES

REPORT NO. 001. A report from Planning & Zoning Committee re: zoning change for a single-family residence. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 10-01-94. A request from Roger Seelow for change from A-1 (Agri-Business District) to R-1 (Rural Residential District—Single family, non-subdivided). Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORT NO. 002. A report from Planning & Zoning Committee re: zoning change to R-3 for a duplex. Motion by Supervisor Sievert and seconded to deny. **CARRIED BY VOICE VOTE.**

REPORT NO. 003. A report from Planning & Zoning Committee re: zoning change to R-1 for single family residence. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 10-03-94. A request from Heartland Painting for zoning change from A-2 (General Farming) to R-2 (Rural Residential District, Single-Family, Non-Subdivided). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 004. A report from Planning & Zoning Committee re: zoning change to R-1 for construction of two single-family residences. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 10-04-94. A request from Steve Newlun for zoning change from R-1/A-1 (Rural Residential District/Agri-Business District) to R-1 (Rural Residential District, Single-Family, Non-Subdivided). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 005. A report from Planning & Zoning Committee re: zoning change to R-1 for single-family residence. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 10-05-94. A request from Robert J. Herrmann for zoning change from A-1 (Agri-Business District) to R-1 (Rural Residential District, Single-Family, Non-Subdivided). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 006. A report from Planning & Zoning Committee re: change in the Winnebago County Town/County Zoning Ordinance to allow drive-in restaurants in a B-5 district. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 10-06-94. A request from Town of Menasha for change in the Winnebago County Town/County Zoning Ordinance to amend Section 17.13-B(2)(u) to allow drive-in restaurants in a B-5 district. Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

REPORTS, RESOLUTIONS & ORDINANCES

RESOLUTION NO. 113-994: - Authorize Transfer Of \$7,860.00 From Salary Account Of Winnebago County Department Of Social Services Budget To Purchase Of Service Account

WHEREAS, the Winnebago County Department of Social Services has collaborated with school districts in Winnebago County as a part-

ner in the Second Chance Program, an alternate school for youth in Winnebago County; and

WHEREAS, the Winnebago County Department of Social Services, as a part of its partnership with Winnebago County school districts, has funded a half-time social work position at the Second Chance Program; and

WHEREAS, the complexity of the problems of the youth attending the Second Chance Program and the number of youth attending said program has increased; and

WHEREAS, it appears that a full-time social work position is necessary within the Second Chance Program; and

WHEREAS, the Wisconsin Department of Public Instruction has indicated that it is willing to fund up to 50% of the salary of a certified school social worker in the Second Chance Program if said social worker is an employee of a public school district; and

WHEREAS, the Oshkosh School District is willing to hire a certified school social worker for the Second Chance Program and to apply for Department of Public Instruction monies for the purpose of funding said position; and

WHEREAS, the present half-time social work position within the Winnebago County Social Services Department relative to the Second Chance Program is presently vacant.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$7,860.00 from the Salary Fund of the Winnebago County Department of Social Services Budget to its Purchase of Service Account for the purpose of providing the Oshkosh School District with funding to hire a certified school social worker to work in the Second Chance Program, said funding representing a part of Winnebago County's contribution to the partnership agreement between Winnebago County and the Oshkosh School District with regard to the Second Chance Program.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the Table of Organization as to county employment positions so as to delete the half-time social work position from the organization chart of the Winnebago County Social Services Department relative to the Second Chance Program.

Submitted by:

SOCIAL SERVICES BOARD

Motion by Supervisor Crowley and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2—Albrecht and Winters. CARRIED.

RESOLUTION NO. 117-994: - Authorize Transfer of \$5200.00 From Legal Services Fund To Capital Outlay Fund Of Clerk of Courts Budget (Purchase Copy Machine)

WHEREAS, the photocopying machine in Branch IV of the Circuit Court for Winnebago County recently broke down and it appears that said machine is beyond the state of repair; and

WHEREAS, a necessity exists to replace said unit immediately.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$5200.00 from the Legal Services Fund of the Winnebago County Clerk of Courts Budget to the Capital Outlay Fund of said budget for the purpose of purchasing a photocopying machine for Branch IV of the Circuit Court of Winnebago County.

Submitted by:

**JUDICIARY & PUBLIC SAFETY COMMITTEE &
PERSONNEL & FINANCE COMMITTEE**

Motion by Supervisor Gose and seconded to adopt. Motion by Supervisor Diakoff and seconded to amend resolution to read, "authorizes the transfer of cost of machine not to exceed \$5,200.00". Vote on Amendment—Ayes: 30. Nays: 6—Rengstorf, Kramer, Shute, Sundquist, Rankin and Wagner. Excused: 2—Albrecht and Winters. CARRIED. Vote on Resolution as amended—Ayes: 35. Nays: 1—Schaidler. Excused: 2—Albrecht and Winters. CARRIED.

RESOLUTION NO. 124-1094 - Disallow Claim of Estate of Robert W. Watson

WHEREAS, your Personnel and Finance Committee has had the claim of the estate of Robert W. Watson referred to it for attention; and

WHEREAS, your Committee has investigated the claim and recommends disallowance of same by Winnebago County.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claim of the Estate of Robert W. Watson dated April 28, 1994, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 36.
Nays: 0. Excused: 2—Albrecht and Winters. CARRIED.

RESOLUTION NO. 125-1094 - Disallow Claim of Carol O. Schaidler

WHEREAS, your Personnel and Finance Committee has had the claim of Carol O. Schaidler referred to it for attention; and

WHEREAS, your Committee has investigated the claim and recommends disallowance of same by Winnebago County.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claim of Carol O. Schaidler dated August 28, 1994, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 32.
Nays: 2—Gose and Montgomery. Abstained: 2—Kramer and Schaidler. Excused: 2—Albrecht and Winters. CARRIED.

RESOLUTION NO. 126-1094 - Disallow Claims of Robert J. Probst

WHEREAS, your Personnel and Finance Committee has had the claims of Robert J. Probst referred to it for attention; and

WHEREAS, your Committee has investigated the claims and recommends disallowance of same by Winnebago County.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claims of Robert J. Probst dated September 7, 9, 12, 15, 16, 19, 21, 22, 23, 26 and 27, 1994, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 36.
Nays: 0. Excused: 2—Albrecht and Winters. CARRIED

RESOLUTION NO. 127-1094 - Authority to Execute 1994-1996 Labor Agreement With the Park View Rehabilitation Pavilion and Pleasant Acres Employees Union Local 1280, AFSCME

BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the County Executive and the County Clerk be, and they hereby are authorized to execute a three-year Agreement on behalf of Winnebago County and the Park View Rehabilitation Pavilion and Pleasant Acres Employees Union, Local 1280, AFSCME for the years 1994, 1995 and 1996 effective January 1, 1994, which Agreement will provide the following major changes from the previous Agreement:

1) **WAGES:**

- 3% across-the-board effective 1-1-94
- 3% across-the-board effective 1-1-95
- 3% across-the-board effective 1-1-96

Persons in overrated positions, shall have their pay reduced by the full amount of any overrate effective January 1, 1994.

No retroactive wage adjustments are to be provided to individuals who terminate prior to October 1, 1994. This provision does not apply to any employees who retire or die.

2) **ARTICLE XII—OVERTIME**

Effective January 1, 1995, employees shall be paid overtime at the rate of time and one-half for all hours worked in excess of eight (8) in a day, unless the employee has agreed to work additional hours at straight time.

3.) **LONGEVITY**

Provide longevity pay to part-time on the same basis as that provided to full-time employees as follows:

- \$.03 per hour after 5 years of continuous service
- \$.06 per hour after 10 years of continuous service
- \$.09 per hour after 15 years of continuous service
- \$.12 per hour after 20 years of continuous service
- \$.14 per hour after 25 years of continuous service

In addition to the foregoing, the new agreement includes minor revisions to the preamble and articles covering holidays, group health program, wage schedule, duration and the appendices covering the pay

schedule. In addition, minor modifications were made to the appended letter of understanding covering the replacement of absent workers at shift changes.

Submitted by,

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 35. Nays: 1—Planalp. Excused: 2—Albrecht and Winters. CARRIED.

RESOLUTION NO. 128-1094 - Proclaim October 24, 1994 As United Nations Day In Winnebago County

WHEREAS, the United Nations was founded in 1945, and the anniversary of its founding is observed each year on October 24; and

WHEREAS, the fiftieth anniversary of the United Nations will be October 24, 1995; and

WHEREAS, the United Nations system has a commendable record of achievement and faces extraordinary challenges in preventing and resolving conflict, protecting the earth's environment, elevating standards of living through sustainable development, and promoting humane and democratic values; and

WHEREAS, the work of the United Nations has a direct impact on the people of the United States and all the world's peoples, directly affecting their security, health, economic well-being, and enjoyment of basic freedoms; and

WHEREAS, the immense challenges facing the United Nations require public support of the goals of the United Nations Charter; and

WHEREAS, the U.N. Secretary-General and the General Assembly have called upon all peoples to observe the organization's fiftieth anniversary and in the United States the United Nations Association of the USA and many other citizens organizations are marking the fiftieth anniversary; and

WHEREAS, it is imperative that all citizens and students in our community increase their awareness of the accomplishments of the United Nations and have the opportunity to express their support for its activities; and

WHEREAS, students involved in the UW-Oshkosh Model United Nations Organization study the United Nations, its activities, and its various bodies extensively; and

WHEREAS, the UW-Oshkosh Model United Nations Team has compiled an outstanding record in intercollegiate academic Model UN competitions; and

WHEREAS, the UW-Oshkosh Model United Nations Team completed a full decade of ranking as one of the 10 best collegiate Model UN Teams in the nation through receipt of 10 consecutive Outstanding Delegation Awards at the National Model United Nations, held at UN Headquarters in New York each spring; and

WHEREAS, Oshkosh civic organizations, lead by the League of Women Voters have decided to commemorate the 50th anniversary of the UN; and

WHEREAS, a community wide celebration of the 50th Anniversary of the United Nations, bringing together the city and the campus communities will be launched on Friday, October 21 at the Newman Center on the UW-Oshkosh campus under the sponsorship of the League of Women Voters and the UW-Oshkosh Model United Nations Organization.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it officially proclaims October 24, 1994 as United Nations Day in Winnebago County.

Submitted by:

DOROTHY SCHWARTZ
COUNTY BOARD SUPERVISOR
DISTRICT #14

Motion by Supervisor Schwartz and seconded to adopt. Ayes: 36.
Nays: 0. Excused: 2—Albrecht and Winters. CARRIED.

ORDINANCE NO. 129-1094: - Amend Section 3.03(1)(a) General Code Of Winnebago County

WHEREAS, Section 3.03(1)(a) of the General Code of Winnebago County presently requires that the appraisal prices of all taxdeeded lands shall be determined by committee consisting of the County Clerk, County Treasurer and the supervisor of the ward, town or village in which such property is located and then subsequently approved by the Winnebago County Board of Supervisors; and

WHEREAS, said procedure is cumbersome and unnecessary in that such Ordinance would require a separate committee meeting for each parcel of tax-deeded land which was in a different supervisory district, thus requiring that separate notices be provided under the Wisconsin Open Records Law; and

WHEREAS, approval of the appraisal prices for tax-deeded lands by the Personnel and Finance Committee of the Winnebago County Board of Supervisors would significantly streamline the aforesaid appraisal procedure.

NOW, THEREFORE, the County Board of Supervisors of the County of Winnebago does ordain as follows:

Section 3.03(1)(a) of the General Code of Winnebago County be amended to read as follows:

3.03 PROPERTY ACQUIRED IN THE ENFORCEMENT OF DELINQUENT TAX LIENS. (1) The following procedure shall govern the sale of tax-deeded lands other than by preference to former owners pursuant to Section 75.35(2)(a), Wisconsin Statutes: (a) The appraisal price of tax deeded lands shall be determined by the Personnel and Finance Committee of the Winnebago County Board of Supervisors and approved by the County Board.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that said amendment shall become effective as of October 4.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 35. Nays: 1—Montgomery. Excused: 2—Albrecht and Winters. CARRIED.

RESOLUTION NO. 130-1094: Approve Appraisals Of Tax Deeded Properties

WHEREAS, Section 3.03(1)(a), General Code of Winnebago County, requires that all tax deeded lands have their appraisal price determined by an appraisal committee consisting of the County Clerk, County Treasurer, supervisor of the ward, town or village in which said property is located, and upon approval by that committee, said appraisal price shall be approved by the Winnebago County Board of Supervisors; and

WHEREAS, appraisals of tax deeded property acquired as a result of delinquent real estate taxes as a consequence of an in rem action wherein judgment was rendered during this calendar year have been performed by Kargus Appraisals of Oshkosh, Wisconsin; and

WHEREAS, the parcel number, legal description and appraised value of said tax deeded properties is herewith attached to this resolution and incorporated as a part thereof; and

WHEREAS, the appraisal values of said properties as provided by Kargus Appraisals has been approved by the committee as is required by Section 3.03(1)(a) of the General Code of Winnebago County and is herewith submitted to the Winnebago County Board of Supervisors for approval.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the appraisals of those parcels of property as described in the attached sheet, which is incorporated as a part of this resolution, which were acquired by the Winnebago County Treasurer for tax delinquency pursuant to an in rem judgment entered during 1994.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2—Albrecht and Winters. CARRIED.

RESOLUTION NO. 131-1094: - Authorize Acceptance Of Grant From The Wisconsin Division Of Health And Appropriation Of Funds Therefrom

WHEREAS, the Center for Disease Control recently granted the Wisconsin Division of Health additional funds to expand immunization activities at the local level; and

WHEREAS, the Wisconsin Division of Health is strongly recommending the expenditure of grant monies for computerized data system upgrades and for expansion of outreach efforts; and

WHEREAS, Winnebago County was recently awarded \$12,935.00 of said funds from the Wisconsin Division of Health.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Health Department to accept a grant from the Wisconsin Division of Health in the amount of \$12,935.00 in relationship to the expansion of immunization activities within Winnebago County.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes that said grant monies be appropriated as follows within the 1994 Winnebago County Budget:

Labor	\$ 1,200.00
Fringe Benefits	\$ 360.00
Advertising	\$ 5,000.00
Computer Supplies	\$ 1,000.00
Office Supplies.....	\$ 1,000.00
Other operating expenses	\$ 750.00
Auto Allowance	\$ 400.00
TOTAL	\$12,935.00

Submitted by:

HEALTH COMMITTEE AND PERSONNEL &
FINANCE COMMITTEE

Motion by Supervisor Koziakowski and seconded to adopt. Ayes:
36. Nays: 0. Excused: 2—Albrecht and Winters. CARRIED

**RESOLUTION NO. 132-1094: - Authorize Closing Of 33 Beds At
Park View And Conversion Of Bed Slots To Community Integration
Program**

WHEREAS, the Pleasant Acres Pavilion at Park View Health Center has experienced a decrease in its population recently; and

WHEREAS, the Administration at Park View Health Center believes that 33 beds within the Pleasant Acres facility can be closed, effective October 1, 1994 without adversely affecting residents of Winnebago County; and

WHEREAS, the Community Integration Program II, is a program funded by the State of Wisconsin which allows for elderly and handicapped people to continue to reside within their own homes by providing funds for the purchase of services in relationship thereto; and

WHEREAS, the Winnebago County Department of Social Services receives Community Integration Program II funding for Winnebago County; and

WHEREAS, with the decertification of beds at Pleasant Acres, Winnebago County will receive State funding for 33 additional people through the Community Integration Program II.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the decertification of 33 beds at the Pleasant Acres Pavilion of Park View Health Center, effective October 1, 1994.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the 33 beds decertified at Park View Health Center be converted to Community Integration Program II funding slots for

Winnebago County, through the Winnebago County Department of Social Services, effective October 1, 1994.

Submitted by:

**SOCIAL SERVICES BOARD AND
PARK VIEW HEALTH CENTER COMMITTEE**

Motion by Supervisor Crowley and seconded to adopt. Ayes: 35. Nays: 1—Putzer. Excused: 2—Albrecht and Winters. CARRIED.

RESOLUTION NO. 133-1094: - Authorize Transfer Of \$15,000 From General Fund Balance, Solid Waste Management Board To Equipment Fund (Purchase Used 4-Wheel Drive Farm Tractor)

WHEREAS, a need presently exists to purchase a four-wheel drive farm tractor for the purpose of preparing soils for seeding at the two landfill sites and mowing seeded areas at the two landfill sites; and

WHEREAS, the purchase of a used four-wheel drive farm tractor would eliminate private sector rental fees of approximately \$8,000.00 annually.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Solid Waste Management Board to transfer \$15,000.00 from the Solid Waste Management Board General Fund balance to its Equipment Fund for purposes of purchasing a used four-wheel farm tractor to be used at that facility.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 35. Nays: 0. Abstain: 1—Kramer. Excused: 2—Albrecht and Winters. CARRIED.

ORDINANCE NO. 134-1094: - Create Section 7.04(5)(a)(14) Of The General Code Of Winnebago County

WHEREAS, the proposed west side arterial has been designated as County Trunk Highway "CB" by previous resolution of the Winnebago County Board of Supervisors; and

WHEREAS, the Winnebago County Highway Committee believes that it would be in the best interest of public safety to designate County Trunk Highway "CB" as a controlled access highway.

NOW, THEREFORE, the County Board of Supervisors of the County of Winnebago does ordain as follows:

That Section 7.04(5)(a)(14) of the General Code of Winnebago County be created to read as follows:

7.04 COUNTY TRUNK HIGHWAY CONTROLLED ACCESS.

(5) JURISDICTION. (a) These regulations shall apply to the following trunk highways in Winnebago County ... (14) County Highway "CB" from County Highway "JJ" to County Highway "BB".

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that this ordinance shall take effect on the date following the date of publication.

Submitted by:

HIGHWAY COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Ayes: 36. Nays: 0. Abstain: 1—Finch. Excused 1—Albrecht. CARRIED

RESOLUTION NO. 135-1094: - Support Continued Involvement Of County Clerk In Department Of Natural Resources Licensing Program

WHEREAS, the Wisconsin Department of Natural Resources (DNR) named a Task Force, which consisted primarily of State employees, to investigate the current methods being used to issue hunting and fishing licenses in the State of Wisconsin; and

WHEREAS, the Task Force has completed its work and issued a Report which includes the following recommendations:

1. Improve retail sales system (through automation).
2. Establish a direct relationship between retail vendors and DNR.
3. Redirect County Clerk's issuance fee to support the automated system.
4. Simplify number and types of licenses.

WHEREAS, there currently are approximately 2,800 retail vendors who sell DNR licenses through 72 County Clerk Office distribution centers; the issuance fee retained by County Clerks is approximately \$700,000 annually; and the issuance fee retained by retail vendors is approximately \$1,500,000 annually.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago

County Board of Supervisors that it supports the County Clerk's Office remaining as the agent, for the State of Wisconsin, for the sale of Department of Natural Resource licenses to the public.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that a copy of this resolution be transmitted by the Winnebago County Clerk to all state legislators representing constituents within Winnebago County and to the office of Governor Tommy G. Thompson.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 36. Nays: 1—Metzig. Excused: 1—Albrecht. CARRIED

AMENDED RESOLUTION NO. 136-1094: - Report Results Of Public Works Bidding To County Board And Recommend Execution Of Contracts With Successful Bidders (Winnebago County Huber Law Facility)

WHEREAS, bids were opened on October 4, 1994 with regard to the construction of the Winnebago County Huber Law Facility; and

WHEREAS, Section 8.01(3)(g) of the General Code of Winnebago County requires the Winnebago County Property Management and Maintenance Committee to report to the County Board the results of bidding for public works projects to the County and to recommend execution of contracts with successful bidders; and

WHEREAS, preliminary examination of said bids indicate that those companies listed below are the successful bidders for said project, said preliminary determination being subject to further review by the construction manager and your undersigned Committee for determination as to what is the lowest bid for said project subject to choice of alternative specifications by your undersigned Committee and the construction manager.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that execution of contracts is preliminarily recommended with the following bidders for public works relating to the construction of the Winnebago County Huber Law Facility:

WINNEBAGO COUNTY HUBER LAW FACILITY

<u>Division of Work</u>	<u>Bid Category</u>	<u>Bidder</u>	<u>Amount</u>
Div. 2 SITEWORK	Earthwork	Van Handel	\$ 71,600
Div. 3 CONCRETE	Concrete	De Coster	\$173,000
	Precast Concrete	Spancrete	\$ 20,525
Div. 4 MASONRY	Masonry	De Coster	\$557,000
Div. 5 STEEL	Steel & Metal Fab.	Breuer Metal	\$234,700
Div. 6 WOOD AND PLASTICS	Carpentry	De Coster	\$ 36,000
	Millwork & Casework	Discher Millwork	\$ 42,315
Div. 7 THERMAL & MOISTURE PROT.	EIFS	Cottrell	\$ 455
	Roofing	Woodruff	\$108,500
	Skylights	OMNI	\$ 14,410
	Joint		
	Selands	R.J. Jacques	\$ 26,200
Div. 8 DOORS & WINDOWS	Doors, Frames, Hdwr.	B & J Builders	\$ 56,100
	Aluminum	Tri-City Glass	\$ 38,230

Div. 9			
FINISHES			
	Gypsum Board		
	Assy.	Appleton Lathing	\$ 24,877
	Tile	HJ Martin	\$ 25,790
	Acoustical		
	Ceilings	Ver Halen	\$ 18,249
	Flooring	Gegare Tile	\$ 42,245
	Painting &		
	Ceiling	Davis Painting	\$ 48,287
Div. 10			
SPECIALTIES			
	Building		
	Specialties	Precision	\$ 13,980
	Flagpole	LaForce	\$ 1,569
	Directories	LaForce	\$ 455
	Metal Lockers	Storage Concepts	\$ 47,700
Div. 11			
EQUIPMENT			
	Detention	Wisconsin Det.	
	Equipment	Systems	\$ 96,900
	Food Service		
	Equipment	Streich	\$ 26,041
Div. 15			
MECHANICAL			
	Fire		
	Protection	Reeke-Marold	\$ 44,800
	Plumbing	Reeke-Marold	\$187,900
	HVAC	Vanasten Heating	\$341,000
Div. 16			
ELECTRICAL			
	Electrical	Town and Country	\$386,485
	Telecommu-	Communication	
	nications	Support	\$ 3,723

BE IT FURTHER RESOLVED that the total bids of \$3,505,306 without land costs be approved and that the estimated cost of said building shall not exceed \$3,634,000.

Submitted by:

PROPERTY MANAGEMENT AND MAINTENANCE
COMMITTEE & JUDICIARY & PUBLIC SAFETY
COMMITTEE

Motion by Supervisor Wagner and seconded to adopt. Ayes: 36. Nays: 1—Crowley. Excused: 1—Albrecht. CARRIED.

RESOLUTION NO. 137-1094: - Authorize Review By Auditor Of Financial Statutory Amendments

WHEREAS, the Winnebago County Clerk recently provided your undersigned supervisor with a list of recent amendments to Wisconsin Statutes relating to the finances of counties; and

WHEREAS, your undersigned supervisor desires that said statutory amendments be reviewed in order that any County ordinances or procedures may be amended so as to come into compliance with said statutory amendments.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Auditor to review those statutory amendments attached hereto and incorporated herein as a part of this resolution and to advise the Winnebago County Board of Supervisors and appropriate department heads as to what effects, if any, said changes shall have on existing ordinances and procedures.

Submitted by:

JOHN PLANALP, DIST. #18
COUNTY BOARD SUPERVISOR

Motion by Supervisor Planalp and seconded to adopt. Ayes: 27. Nays: 9—Schmidt, Barker, Kramer, Kollath, Putzer, Schaidler, Robl, Savas and Shute. Abstain: 1—Crowley. Excused: 1—Albrecht. CARRIED.

Supervisor King moved and it was seconded to adjourn until October 24, 1994. CARRIED BY VOICE VOTE. Meeting adjourned at 8:20 P.M.

Respectfully submitted,
Linda Wolfe
Winnebago County Clerk

State of Wisconsin)
County of Winnebago)ss

I, Linda Wolfe, Winnebago County Clerk, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their adjourned meeting held October 11, 1994.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

**ANNUAL SESSION
COUNTY BOARD MEETING
1994 ANNUAL BUDGET SESSION**

MONDAY, OCTOBER 24, 1994

Chairman Joseph N. Maehl called the meeting to order at 6:00 P.M. in the Supervisors' Room, Fourth Floor, Courthouse, Oshkosh, Wisconsin.

The meeting was opened with the Pledge of Allegiance and an Invocation by Supervisor Wagner.

Roll Call: All present.

Supervisor Planalp moved and it was seconded to adopt the agenda with the change of order of Resolutions 138-1094 and 151-1094. **CARRIED BY VOICE VOTE.**

COMMUNICATIONS, PETITIONS, ETC.

Letters received from Michael & Kay Hendrick, 1754 Oakridge Court, Menasha, WI; Donald and Mary Geurts, 1757 Oakridge Court, Menasha, WI; Russell Hildebrand, 1721 Oakridge Court, Menasha, WI; Paul and Karen Ziemer, 1731 Oakridge Court, Menasha, WI; Bill & Lee Behling, 1763 Oakridge Court, Menasha, WI; Kenneth E. Thomack, Executive Vice President, Planning Concepts, Appleton, WI; Robert J. Balza, 1758 Oakridge Court, Menasha opposing the proposed name change of Oakridge Court were referred to Planning & Zoning. A notice of meeting on "Joint Planning for Area Development" cosponsored by East Central Wis. Regional Planning Commission and UWExtension on October 28, 1994 in Appleton was read and filed. Notice of Claim from Edward Mauthe regarding injuries sustained in accident while sitting in Winnebago County squad car was referred to Personnel & Finance Committee.

PUBLIC HEARING

County Board Chairman Maehl asked that comments be limited to ten minutes. Mr. Tom Ziolkowski, Town of Vinland, spoke on the 1995 Budget and suggested the unfunded liabilities amount be shown in the budget. He also had recommendations for budget cuts and offered to share them with anyone by appointment. Mr. Russ Reff, attorney for Warehousing of Wisconsin, spoke in support of Resolution No. 145-1094. Mr. John Casper, Oshkosh Chamber of Commerce, explained the Chamber commissioned the Public Expenditure Survey to do a budget analysis of the 1995 budget. The results showed that overall, Winnebago County is under most every county in the state in expenditures and he commended the board and County Executive for that. They suggested a formal policy be set for the undesignated fund reserve; long-range planning be done to keep expenses consistent with the equalized growth; privatization of maintenance department; and incentives to departments to come in under budget at the end of the year.

Mr. Walt Chrapla, 721 Mitchell Street, Neenah, Wis. spoke on the PCB problem facing counties, suggested the proceeds of the sale of remnant properties be used to defray the costs of capital projects; suggested contracts be made between major users of the landfill and the county; questioned the difference between "Meals" and "Food" in the budget; questioned the steel picnic tables and folding steel picnic tables in the Sheriff's Budget; the lifeguard chairs in the Parks Budget; the 25 cents on phone bills for 911; the paper shredder in the District Attorney's budget and the paper shredders in the Park View budget; the carpeting for Branch VI and other items in the budget. Mr. David Langkau, City of Oshkosh, spoke in support of a new public address system at the Expo Center.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl reported Student Government Day will be October 25th, with a luncheon at the Legion on the Lake at noon. Rules for the budget proceedings were read. He asked supervisors to use the amendment form provided to them when submitting amendments to the budget. He reported 31 posters depicting the history of World War II are on display on the first floor of the Courthouse.

COMMITTEE REPORTS

There were no committee reports.

REPORTS, RESOLUTIONS & ORDINANCES**RESOLUTION NO. 139-1094: - Authorize Write-Off of Uncollectible Debts**

WHEREAS, the Finance Department has listed on its books a number of long overdue debts; and

WHEREAS, the Finance Department has made every effort to collect these accounts without success, said process consisting of sending out statements and past due notices for a period up to 120 days and then, subsequently, turning the accounts over to a collection agency for pursuant and initiation of lawsuit, if deemed to be potentially fruitful; and

WHEREAS, to write off such accounts as uncollectible is an accounting procedure which allows for proper adjustment of the County's books, and is not a procedural device which forgives such debts; and

WHEREAS, should Winnebago County receive information which indicates that any of said debts are collectible, the Winnebago County Finance Department shall pursue collection of said debts, despite the fact that they have been written off previously as being uncollectible.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes Winnebago County to write off those past due debts which are listed in the attached exhibit which is herewith incorporated as a part of this Resolution.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that in authorizing the write off of said debts, the Winnebago County Board of Supervisors is not forgiving said debts and that all debtors listed herein shall still be deemed to be liable for any unpaid balances owed, unless said debts have been discharged pursuant to bankruptcy proceedings.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Mr. Orenstein, Finance Director, explained if debts are outstanding over 120 days, they are turned over to a collection agency for 3-6 months. The collection agency makes a recommendation to write-off the debt if they determine it is uncollectible. Mr. Tom Werner, Family Court Counseling, explained that mediation costs will now be paid up front so these costs should be greatly reduced in the future. Ayes: 38. Nays: 0. Excused: 0. CARRIED.

RESOLUTION NO. 140-1094: - Authorize Cancellation of Outstanding County Checks

WHEREAS, the attached list of checks issued by Winnebago County have been outstanding for a minimum period of two full years; and

WHEREAS, the authorization of the County Board to cancel said checks will result in the checks being voided; the funds for said checks being reclassified to an Unclaimed Property Account with the funds being held by the County for a period of six years from the date of issuance, with said funds being turned over thereafter to the County General Fund; and

WHEREAS, by canceling said checks, Winnebago County will no longer have to maintain them on an outstanding check list when reconciliations are performed with the bank through which the checks were issued.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes cancellation of all checks contained on the accompanying list, which is made a part of this resolution by reference.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Supervisor Crowley suggested the names be published in the newspaper prior to cancellation of the checks. Ayes: 34. Nays: 4—Rengstorf, Crowley, Montgomery and Arne. Excused: 0. CARRIED.

RESOLUTION NO. 141-1094: - Authorize the Preparation of the 1995 Application and the County's Matching Share Regarding Specialized Transportation Services to the Elderly and Handicapped

WHEREAS, Section 85.21 of the Wisconsin Statutes authorizes the Wisconsin Department of Transportation to make grants to the counties of Wisconsin for the purpose of assisting them in providing specialized transportation services to the elderly and the handicapped; and

WHEREAS, each grant must be matched with a local share of not less than 20% of the amount of the grant; and

WHEREAS, this body considers that the provision of specialized transportation services would improve and promote the maintenance of human dignity and self-sufficiency of the elderly and the handicapped.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Winnebago County on this 24th day of October, 1994 authorizes the Winnebago County Department of Community Programs to prepare and submit to the Wisconsin Department of Transportation an application for assistance (anticipated to be \$141,940 during 1995 under Section 85.21 of the Wisconsin Statutes, in conformance with the requirements issued by that Department and also authorizes the obligation of county funds in the amount of \$28,388 in order to provide the required local match.

BE IT FURTHER RESOLVED that funds budgeted for this purpose and included in the 1995 Budget, be and the same are hereby made available to cover Winnebago County's share of this project.

BE IT FURTHER RESOLVED that the Winnebago County Board of Supervisors authorize Department of Community Programs to execute a state aid contract with the Wisconsin Department of Transportation under Section 85.21 of the Wisconsin Statutes on behalf of Winnebago County.

Submitted by:

COMMUNITY PROGRAMS BOARD

Motion by Supervisor Schwartz and seconded to adopt. Ayes: 38. Nays: 0. Excused: 0. CARRIED.

RESOLUTION NO. 142-1094: - Disallow Claim of Eugene Dadas and H. Joseph Hildebrand

WHEREAS, your Personnel and Finance Committee has had the claim of Eugene Dadas and H. Joseph Hildebrand referred to it for attention; and

WHEREAS, your Committee has investigated the claim and recommends disallowance of same by Winnebago County.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claim of Eugene Dadas and H. Joseph Hildebrand dated September 14, 1994, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 37. Nays: 1—Gose. Excused: 0. CARRIED.

RESOLUTION NO. 143-1094: - Disallow Claims of Robert Probst

WHEREAS, your Personnel and Finance Committee has had the claims of Robert Probst referred to it for attention; and

WHEREAS, your Committee has investigated the claim and recommends disallowance of same by Winnebago County.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claims of Robert Probst dated September 28 and September 29, 1994, be and the same are hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 38.
Nays: 0. Excused: 0. CARRIED.

RESOLUTION NO. 144-1094: - Commendation to Darrell Schilling

WHEREAS, Darrell Schilling has been employed with Park View Health Center of Winnebago County, for the past twenty-four years and three months, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Darrell Schilling has now resigned from those duties, and it is appropriate for the Winnebago County Board of Supervisors to acknowledge his years of service.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that sincere appreciation and commendation be and it hereby is extended to Darrell Schilling for the fine services he has rendered to Winnebago County.

BE IT FURTHER RESOLVED, that the County Clerk send a copy of this Resolution to Darrell Schilling.

Submitted by,

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 38.
Nays: 0. Excused: 0. CARRIED.

RESOLUTION NO. 145-1094: - Authorize Acceptance Of Offer From Wisconsin Warehousing, L.L.C. To Purchase Remnant Property, Tri-County Expressway

WHEREAS, Wisconsin Warehousing, L.L.C., has made an offer to your undersigned Committee to purchase approximately 13.235 acres of property located on County Highway P, as designated in Certified Survey map #2983, from Winnebago County for the price of \$215,000.00; and

WHEREAS, acceptance of said offer is subject to the approval of the Winnebago County Board of Supervisors.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the acceptance of the Vacant Land Offer to Purchase of Wisconsin Warehousing, L.L.C. to purchase approximately 13.235 acres of property owned by Winnebago County and located on County Highway P, as designated by Certified Survey Map #2983, a copy of which is herewith attached, for the price of \$215,000.00.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive and the Winnebago County Clerk to convey said property to Wisconsin Warehousing, L.L.C. by warranty deed upon tender by it of the amount of \$215,000.00 and the fulfillment of those conditions which are contained in the Vacant Land Offer to Purchase, a copy of which is herewith attached.

Submitted by:

HIGHWAY COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Ayes: 37. Nays: 0. Abstain: 1—Hue. Excused: 0. CARRIED.

RESOLUTION NO. 146-1094: - Petition State of Wisconsin to Assume Travel and Training Expenses for Attorneys in the District Attorney's Office

WHEREAS, a number of years ago the State of Wisconsin assumed responsibility for the cost of salaries and fringe benefits of district attorneys and their assistants with the intention that the full employment costs for these positions should be appropriately paid by the State; and

WHEREAS, the cost of travel and training expenses for district attorneys and their assistants are legitimate employment related expenses that were not assumed by the State of Wisconsin but should have been; and

WHEREAS, the 1995 budget of Winnebago County shows the cost for travel and training for the district attorney and his assistants to be in excess of \$22,000, which constitutes an undue burden upon the County property tax.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the State of Wisconsin be petitioned to assume responsibility for the full costs of travel and training for the position of district attorney and for all positions of assistant district attorney; and

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Wisconsin Counties' Association, to Governor Thompson and to the members of the Legislature who represent residents of Winnebago County.

Submitted by,
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 38.
Nays: 0. Excused: 0. CARRIED

RESOLUTION NO. 147-1094: - Authorize Execution Of Agreement With Oshkosh Savings Bank Re: Environmental Clean Up Koeller Road

WHEREAS, Winnebago County presently possesses title to the property underlying Koeller Road between Witzel Avenue and 9th Avenue in the City of Oshkosh; and

WHEREAS, during a recent construction project to enlarge the road by the City of Oshkosh, it was discovered that the ground underlying that portion of Koeller Road was contaminated by underground storage tanks which previously existed at a filling station which was located at the present site of the Oshkosh Savings Bank Building; and

WHEREAS, Oshkosh Savings Bank and Winnebago County have preliminarily agreed that they are jointly responsible for remediating said environmental clean-up; and

WHEREAS, the parties have reached a preliminary agreement, a copy of which is herewith attached, whereby the parties agree to share the costs of any said environmental clean-up; and

WHEREAS, it is believed that most of the costs of such an environmental clean-up will be reimbursed by the State of Wisconsin through its PECFA fund; and

WHEREAS, the sooner that said reimbursement is applied for from the PECFA fund, the sooner that reimbursement will be forthcoming from the State of Wisconsin.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive and the Winnebago County Clerk to enter into an agreement with the Oshkosh Savings Bank, a draft of which is herewith attached, for the purpose of sharing joint responsibility for management of the environmental clean-up of gasoline spillage located on Koeller Road between Witzel Avenue and 9th Avenue in the City of Oshkosh.

Submitted by:

JOSEPH N. MAEHL, DISTRICT #6
COUNTY BOARD SUPERVISOR

Motion by Supervisor Maehl and seconded to adopt. Ayes: 38. Nays: 0. Excused: 0. CARRIED.

RESOLUTION NO. 148-1094: - Authorize Transfer of \$14,251 From Labor Account, Department Of Community Programs To Contracted Data Processing Account

WHEREAS, Winnebago County was unsuccessful in 1994 in recruiting for a computer analyst/programmer position, which would be a shared position between the Departments of Community Programs, Social Services and Public Health; and

WHEREAS, a need still exists in the Department of Community Programs to have such work performed.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$14,251 from the Labor Account of the Winnebago County Department of Community Programs to the Contracted Data Processing Account of that same Department for the purpose of contracting with the software vendor to provide data processing services to that Department.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Two-thirds vote required. Ayes: 38. Nays: 0. Excused: 0. CARRIED.

RESOLUTION NO. 149-1094: - Authorize Lease Agreement For Silvercrest Group Home Between Winnebago County Housing Authority And Winnebago County Department Of Social Services

WHEREAS, the Silvercrest Group Home, which is located at 1021 Green Acres Lane, Neenah, Wisconsin, has been owned and operated for a substantial period of time by the King's Daughters Charity; and

WHEREAS, King's Daughters indicated to Winnebago County, approximately one year ago, that they no longer desire to own or maintain said home and desire to sell it; and

WHEREAS, the Winnebago County Housing Authority has agreed to purchase the Silvercrest Group Home from King's Daughters, contingent upon Winnebago County entering into a Lease Agreement, whereby Winnebago County would lease said property for a period of at least ten (10) years for the purpose of using the premises as a group home; and

WHEREAS, tentative lease agreement has been approved by your undersigned Board; and

WHEREAS, the purchase of said premises by the Winnebago County Housing Authority is contingent upon the Winnebago County Board of Supervisors approving said lease agreement.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the tentative lease agreement between Winnebago County and the Winnebago County Housing Authority for the rental of the Silvercrest Group Home from the Winnebago County Housing Authority, said group home being located at 1021 Green Acres Lane, Neenah, Wisconsin at a maximum annual rent of \$21,600.00, with said lease to run for a period of ten (10) years, with Winnebago County being provided the option to renew the lease for four (4) five (5) year terms, with the total lease renewal of twenty (20) years in addition to the original ten (10) year lease.

A copy of the proposed lease agreement is herewith attached and incorporated as a part of this resolution.

Submitted by:

SOCIAL SERVICES BOARD

Motion by Supervisor Crowley and seconded to adopt. Two-thirds vote required. Ayes: 38. Nays: 0. Excused: 0. CARRIED.

RESOLUTION NO. 150-1094: - Cancel Tax Certificate—Town of Winchester, Winnebago County, Wisconsin

WHEREAS, the parcel described below was conveyed to the State of Wisconsin on August 21, 1992 and should have been tax exempt for the tax years 1993 and all subsequent years.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that pursuant to Section 70.74(2), Wisconsin Statutes, it hereby cancels the tax certificate for the year 1993 and beyond for the following parcel of real estate:

Parcel No. 028-0088, Town of Winchester
Section 2, Town 20 North, Range 15 East
That part NW 1/4 NE 1/4 SE 1/4 lying south of Little Rat River.
(5 acres)

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 38.
Nays: 0. Excused: 0. CARRIED.

At this point in the meeting, Chairman Maehl called a ten minute break.

RESOLUTION NO. 151-1094: - RESOLUTION AWARDDING THE SALE OF \$6,700,000 GENERAL OBLIGATION PROMISSORY NOTES, SERIES 1994; LEVYING A TAX IN CONNECTION THEREWITH

WHEREAS, on September 20, 1994, the County Board of Supervisors of Winnebago County, Wisconsin (the "County") adopted a resolution entitled: "Resolution Authorizing the Borrowing of \$6,700,000; and Providing for the Issuance and Sale of General Obligation Promissory Notes, Series 1994 Therefor" (the Sale Resolution") authorizing the issuance and sale of general obligation promissory notes in an amount not to exceed \$6,700,000 for the purpose of paying the cost of acquiring, improving and renovating land and real property; constructing a new Huber Law Detention Facility; and acquiring equipment and furnishings (the "Project");

WHEREAS, pursuant to the Sale Resolution, the County Clerk (in consultation with the County's financial advisor, Firststar Bank Milwaukee, N.A.) caused the Notice of Sale to be published in the

Oshkosh Northwestern and/or *The Bond Buyer* offering the aforesaid general obligation promissory notes for public sale on October 24, 1994;

WHEREAS, the following sealed bid proposals were received:

BIDDER	NET INTEREST COST	TRUE INTEREST RATE
Firstar Bank	\$6,666,562.75	5.4570%

WHEREAS, it has been determined that the bid proposal submitted by Firstar Bank Milwaukee, N.A., Milwaukee, Wisconsin, fully complies with the bid requirements set forth in the Official Notice of Sale and is deemed to be the most advantageous to the County. A copy of said bid is attached hereto as Exhibit B and incorporated herein by this reference.

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

Section 1. Award of the Notes. The bid proposal of Firstar Bank Milwaukee, N.A., Milwaukee, Wisconsin (the "Purchaser") is hereby accepted, said proposal offering to purchase the \$6,700,000 Winnebago County General Obligation Promissory Notes, Series 1994 (the "Notes") for the sum of SIX MILLION SIX HUNDRED SIXTY-SIX THOUSAND FIVE HUNDRED SIXTY-TWO DOLLARS AND 75/100 (\$6,666,562.75), plus accrued interest to the date of delivery, resulting in a net interest cost of TWO MILLION TWO HUNDRED FIFTY-TWO THOUSAND EIGHT HUNDRED THIRTY-SEVEN DOLLARS AND 25/100 (\$2,252,837.25) and an average true interest rate of 5.4570%. The Notes bear interest as follows:

Year of Maturity	Principal Amount	Interest Rate
1995	\$ 600,000	4.875%
1996	525,000	4.90
1997	525,000	4.90
1998	500,000	5.00
1999	550,000	5.15
2000	575,000	5.20
2001	600,000	5.30
2002	825,000	5.40
2003	900,000	5.50
2004	1,100,000	5.60

Section 2. Terms of the Notes. The Notes shall be designated "General Obligation Promissory Notes, Series 1994"; shall be dated November 1, 1994; shall be in the denomination of \$5,000 or any integral multiple thereof; shall be numbered 1 and upward; and shall mature serially on November 1 of each year, in the years and principal amounts as set forth above. Interest is payable semiannually on May 1 and November 1 of each year commencing on May 1, 1995.

Section 3. Redemption Provisions. At the option of the County, the Notes maturing on November 1, 2000 and thereafter shall be subject to redemption prior to maturity on November 1, 1999 or on any interest payment date thereafter. Said Notes shall be 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.

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. 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 and in the amounts as follows:

<u>Levy Year</u>	<u>Amount</u>
1994	\$ 951,375.00
1995	847,125.00
1996	821,400.00
1997	770,675.00
1998	795,675.00
1999	792,350.00
2000	787,450.00
2001	980,650.00
2002	1,011,100.00
2003	1,161,600.00

The direct annual irrepealable tax hereby levied shall be carried onto the tax roll 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. So long as any part of the principal of or interest on the Notes remains unpaid, the tax hereinabove levied shall be and continues irrepealable except that the amount of tax carried onto the tax roll may be reduced in any year by the amount of any surplus in the Debt Service Fund Account created by Section 6 hereof.

Section 6. Debt Service Fund Account. There is hereby established in the County treasury a fund account separate and distinct from all other funds or accounts of the County designated "Debt Service Fund Account for \$6,700,000 Winnebago County General Obligation Promissory Notes, Series 1994 dated November 1, 1994", which fund account shall be used solely for the purpose of paying the principal of and interest on the Notes. There shall be deposited in said fund account all accrued interest paid on the Notes at the time the Notes are delivered to the Purchaser, any premium, all money raised by taxation pursuant to Section 5 hereof and all other sums as may be necessary to pay principal of and interest on the Notes as the same becomes due. Said fund account shall be used for the sole purpose of paying the principal of and interest on the Notes and shall be maintained for such purpose until such indebtedness is fully paid or otherwise extinguished.

Section 7. Borrowed Money Fund; Reimbursement. 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 an account separate and distinct from all other funds and disbursed solely for the purposes for which borrowed or for the payment of the principal of and the interest on the Notes.

The County declares its reasonable expectation to reimburse itself from the Note Proceeds for expenditures relating to the Project which it pays from other funds of the County no more than 60 days prior to receipt of the Note Proceeds or are preliminary expenditures relating to the Project (such as architectural, engineering, surveying, soil testing, costs of issuance and similar costs but not including land acquisition, site preparation and similar costs incident to the commencement of construction) which are in an amount which is less than 20% of the issue price of the Notes. Such Note Proceeds are hereby allocated to the reimbursement of such expenditures. This declaration and the Resolution of which it is a part, shall be publicly available in the official books, records or proceedings of the County Board of Supervisors.

Section 8. Arbitrage Covenant. The County shall not take any action with respect to the Note Proceeds which, if such action had been reasonably expected to have been taken, or had been deliberately and intentionally taken on the date of the delivery of and payment for the Notes (the "Closing"), would cause the Notes to be "arbitrage bonds" within the meaning of Section 148 of the Internal Revenue Code of 1986, as amended (the "Code") and any income tax regulations promulgated thereunder (the "Regulations").

The Note Proceeds may be temporarily invested in legal investments until needed, provided however, that the County hereby covenants and agrees that so long as the Notes remain out-standing, moneys on deposit in any fund or account created or maintained in connection with the Notes, whether such moneys were derived from the Note Proceeds or from any other source, will not be used or invested in a manner which would cause the Notes to be "arbitrage bonds" within the meaning of the Code or Regulations.

The County Clerk, or other officer of the County charged with responsibility for issuing the Notes, shall provide an appropriate certificate of the County, for inclusion in the transcript of proceedings, setting forth the reasonable expectations of the County regarding the amount and use of the Note Proceeds and the facts and estimates on which such expectations are based, all as of the Closing.

Section 9. Additional Tax Covenants; Two Year Expenditure Exemption from Rebate; Qualified Tax-Exempt Obligation Status.

The County hereby further covenants and agrees that it will take all necessary steps and perform all obligations required by the Code and Regulations (whether prior to or subsequent to the issuance of the Notes) to assure that the Notes are obligations described in Section 103(a) of the Code, the interest on which is excluded from gross income for federal income tax purposes, throughout their term. 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 as of the Closing, for inclusion in the transcript of proceedings, certifying that it can and covenanting that it will comply with the provisions of the Code and Regulations.

Further, it is the intent of the County to take all reasonable and lawful actions to comply with any new tax laws enacted so that the Notes will continue to be obligations described in Section 103(a) of the Code, the interest on which is excluded from gross income for federal income tax purposes.

The County covenants that at least 75% of the available construction proceeds of the Notes shall be used for construction expenditures

with respect to property owned by the County as provided in Section 148(f)(4)(C)(iv) of the Code. It is expected that at least 10% of the available construction proceeds of the Notes (including investment earnings thereon) will be expended for the governmental purposes of the issue within six months of the Closing; at least 45% will be expended for such purposes within one year; at least 75% will be expended for such purposes within eighteen months; and 100% will be expended for such purposes within two years. If for any reason the County did not qualify for the two year expenditure exemption or any other exemption from the rebate requirements of the Code, the County covenants that it would take all necessary steps to comply with such requirements.

The County Board of Supervisors hereby designates the Notes to be "qualified tax-exempt obligations" pursuant to the provisions of Section 265(b) (3) of the Code and in support of such designation, the County Clerk or other officer of the County charged with the responsibility for issuing the Notes, shall provide an appropriate certificate of the County, all as of the Closing.

Section 10. Execution of the Notes. The Notes shall be issued in typewritten or printed form, executed on behalf of the County by the manual or facsimile signatures of the Chairperson and County Clerk, authenticated by its fiscal agent, if any, 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. In the event that either of the officers whose signatures appear on the Notes shall cease to be such officers before the delivery of the Notes, such signatures shall, nevertheless, be valid and sufficient for all purposes to the same extent as if they had remained in office until such delivery. The aforesaid officers are hereby authorized to do all acts and execute and deliver all documents as may be necessary and convenient to effectuate the Closing.

Section 11. Payment of the Notes. The principal of and interest on the Notes shall be paid in lawful money of the United States of America by the County Clerk or County Treasurer.

Section 12. Persons Treated as Owners; Transfer of Notes. The County shall keep books for the registration and for the transfer of the Notes. 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 County Clerk, 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 County Clerk shall record the name of each transferee in the registration book. No registration shall be made to bearer. The County Clerk 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.

The fifteenth day of each calendar month next preceding each interest payment date shall be the record date for the Notes. 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 corresponding record date.

Section 13. 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 Letter of Representations on file in the County Clerk's office. The County Clerk or other authorized representative of the County is authorized and directed to execute such Letter of Representations and deliver it to DTC on behalf of the County.

Section 14. Conflicting Resolutions; Severability; Effective Date. All prior resolutions, rules or other actions of the County Board of Supervisors or any parts thereof in conflict with the provisions hereof shall be, and the same are, hereby rescinded insofar as the same may so conflict. In the event that any one or more provisions hereof shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The foregoing shall take effect immediately upon adoption and approval in the manner provided by law.

Adopted and recorded this 24th day of October, 1994.

Joseph N. Maehl
Chairperson

ATTEST:
Linda Wolfe
County Clerk

Jack D. Steinhilber
County Executive

Submitted by:
Personnel and Finance Committee

Motion by Supervisor Diakoff and seconded to adopt. Mr. Dave DeYoung, Firststar Bank, explained that 8 bidders representing 38 different firms submitted bids. The low bidder was Firststar, which he recommends. Three-fourths vote of membership required. Ayes: 38. Nays: 0. Excused: 0. CARRIED.

COUNTY EXECUTIVE'S PRESENTATION OF 1995 WINNEBAGO COUNTY BUDGET

At 8 P.M., County Executive Steinhilber began his presentation of the 1995 Winnebago County Budget. He announced a refund check was received from our property insurance carrier for \$46,269. Corrections to the budget were made as presented by the Finance Director. At 9 P.M., Supervisor King moved and it was seconded to adjourn until 8:30 A.M. on Tuesday, October 25, 1994. CARRIED BY VOICE VOTE.

TUESDAY, OCTOBER 25, 1994
SECOND DAY

Meeting convened at 8:30 A.M. with the Pledge of Allegiance.

Roll Call: All present except: Savas, Sievert, Crowley, Finch, Metz-
zig, Gose, Schwartz and Lauson.

PUBLIC HEARING

Mr. Bob Vitas, Town Administrator, Town of Menasha, reviewed concerns that the Town of Menasha has about the impact the Health Department has on the town. Thirty-three percent of the Health Department's budget is paid by the Town of Menasha. Attorney Bob Loomis, attorney for the Town of Menasha, asked the board to reduce the Health Department budget by \$70,000 due to what he felt were excessive increases from 1992 to 1995. Supervisor Schaidler invited Mr. Vitas and Mr. Loomis to attend any Health Board meetings. Health Department Director Rosemary Roy stated there was an increase of 53% in revenues for the WIC Program and other programs.

The County Executive continued presenting the 1995 budget. The meeting adjourned for lunch at 11:45 A.M.

AFTERNOON SESSION

The meeting resumed at 1:30 P.M. Students from area schools were in attendance for County Government Day.

Roll call: All present except Supervisors Crowley, Sievert, Winters, Sundquist and Robl.

County Board Chairman Maehl explained the County Board procedures to the students. A student from Oshkosh North High School presented an amendment to the budget to add a Command Post Vehicle to the Emergency Government budget and increase the budget from \$87,000 to \$277,000. A vote was taken and the results were: 13 ayes, 20 nays and 1 abstention. Amendment lost.

County Executive Steinhilber continued his presentation of the 1995 budget and concluded at 3:45 P.M. Supervisor O'Brien commended County Executive Steinhilber and Finance Director Chuck Orenstein on the good presentation of the budget.

Supervisor King moved and it was seconded to adjourn. **CARRIED BY VOICE VOTE.** Meeting adjourned at 3:50 P.M.

WEDNESDAY, OCTOBER 26, 1994
THIRD DAY

The meeting resumed at 8:30 A.M. with the Pledge of Allegiance.
Roll Call: All present except Supervisors Crowley, Winters, Shute and Finch.

PUBLIC HEARING

There were no comments from the public.

RESOLUTION NO. 138-1094: - Adopt 1995 Annual Budget

BE IT RESOLVED, by the Winnebago County Board of Supervisors that the 1994 Annual County Budget, a copy of which is incorporated herein by reference, be and same is hereby adopted.

Submitted by,

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt.

AMENDMENTS TO
RESOLUTION NO.138-1094

AMENDMENT (1): Increase Jail Assessments by \$75,000

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1995 Winnebago County General Budget so as to increase the Jail Assessments by \$75,000, Account #100-321-43231, as shown on Page 265 of the Winnebago County Budget Book.

Submitted by,

PERSONNEL & FINANCE COMMITTEE

Withdrawn by Supervisor Diakoff.

AMENDMENT (2): Increase Commercial Travel Account—District Attorney's Budget

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1995 Winnebago County General Budget so as to increase the District Attorney's Commercial Travel Account from \$4,050 to \$6,000, Account #100-210, as shown on Page 163 of the Winnebago County Budget Book.

Submitted by,

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 21. Nays: 9—Schmidt, Barker, Diakoff, Hue, Kollath, Montgomery, Putzer, Robl, Widener. Abstain: 1—Schaidler. Excused: 7 Crowley, Finch, Planalp, Savas, Schwartz, Shute and Winters. CARRIED.

AMENDMENT (3): Increase Sheriff's Department Revenues To \$150,000

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1995 Winnebago County General Budget so as to increase the revenues shown in the Sheriff's Department budget for Jail Assessments from \$100,000 to \$150,000, Account #100-321, as shown on Page 264 of the Winnebago County Budget Book.

Submitted by,
JUDICIARY & PUBLIC SAFETY COMMITTEE

Withdrawn by Supervisor Gose.

AMENDMENT (4): Increase Sheriff's Department Budget By \$8,000 For Renting And Leasing Of Snowmobiles

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1995 Winnebago County General Budget so as to create a line item for renting and leasing of snowmobiles and to increase the budget by the amount of \$8,000 for the purpose of leasing for snowmobiles, Account #100-318, as shown on Page 252 of the Winnebago County Budget Book.

Submitted by,
JUDICIARY & PUBLIC SAFETY COMMITTEE

Withdrawn by Supervisor Gose.

AMENDMENT (5): Increase Sheriff's Department Budget—Boat Patrol By \$28,500: Purchase Hovercraft

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1995 Winnebago County General Budget so as to increase the Capital Outlays for the Sheriff's Department Boat Patrol by \$28,500 for the purpose of purchasing a Hovercraft, Account #100-317, as shown on Page 249 of the Winnebago County Budget Book.

Submitted by,
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 29. Nays: 4—Schmidt, Metzsig, Schaidler and Troxell. Excused: 5 Crowley, Finch, Schwartz, Shute and Winters. CARRIED.

AMENDMENT (6): Increase Register Of Deeds Budget By \$5,800 - Purchase A Photocopy Machine

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1995 Winnebago County General Budget so as to increase the Capital Outlay Account of the Register of Deeds by \$5,800 for the purpose of purchasing a photocopy machine, Account #100-138, as shown on Page 469 of the Winnebago County Budget Book.

Submitted by,

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5—Crowley, Finch, Schwartz, Shute and Winters. CARRIED.

AMENDMENT (7): Add \$190,000 To Capital Outlays Budget—Emergency Government Department: Purchase Command Post Vehicle

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1995 Winnebago County General Budget so as to increase the amount funded for Capital Outlays in the Emergency Government Department from \$87,742.00 to \$277,742.00 for the purpose of purchasing an emergency command post vehicle, as is shown in Account #100-340, as shown on Page 281 of the Winnebago County Budget Book.

Submitted by,

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 11 Rengstorff, Barker, Diakoff, Gose, King, Lauson, Kollath, Planalp, O'Brien, Griesbach and Wagner. Nays: 23. Excused: 4—Crowley, Finch, Shute and Winters. LOST.

AMENDMENT (8): Delete \$7,000 From Miscellaneous Revenue Account - Winnebago County Sheriff's Budget—Boat Patrol

BE IT RESOLVED by the Winnebago County Board of Supervisors

that it hereby amends the 1995 Winnebago County General Budget so as to delete the amount of \$7,000 from Miscellaneous Revenues: Sheriff's Department—Boat Patrol, Account #100-317, as shown on Page 250 of the Winnebago County Budget Book.

Submitted by,
JUDICIARY & PUBLIC SAFETY COMMITTEE

Withdrawn by Supervisor Gose.

AMENDMENT (9): Increase District Attorney's Budget—Lodging Account To \$7500.00

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1995 Winnebago County General Budget so as to increase the Lodging Account of the District Attorney's Budget from \$7,000 to \$7,500, Account #100-210, as shown on Page 163 of the Winnebago County Budget Book.

Submitted by,
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 22. Nays: 11—Schmidt, Diakoff, Hue, Kollath, Klitzke, Montgomery, Putzer, Robl, Schwartz, Widener and Maehl. Abstain: 1—Schaidler. Excused: 4—Crowley, Finch, Shute and Winters. CARRIED.

AMENDMENT (10): - Decrease \$23,000 From Capital Outlays Account, Park View Health Center Maintenance Budget: Pick Up Truck/Plow

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1995 Winnebago County General Budget so as to delete the amount of \$23,000 from the Park View Health Center - Maintenance Budget for a pick up truck and plow, Account #530-000, as shown on Page 394 of the Winnebago County Budget Book.

Submitted by,
ROBERT KLITZKE, DIST: #8
COUNTY BOARD SUPERVISOR

Motion by Supervisor Klitzke and seconded. Ayes: 6—Lawson, Klitzke, Putzer, Troxell, Sievert and Arne. Nays: 28. Excused: 4 Crowley, Finch, Shute and Winters. LOST.

AMENDMENT (11): Increase Sheriff's Department Budget Detention By \$24,494: Add One Full-time Officer To Huber Center

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1995 Winnebago County General Budget so as to increase the permanent employees account of the Winnebago County Sheriff's Department Budget—Detention by \$17,118 and the fringe benefit account by \$7,376 for the purpose of adding one full-time corrections officer to the Huber Center Facility, as is shown in Account #100-320, as shown on Page 260 of the Winnebago County Budget Book.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Table of Organization with regard to the Sheriff's Department be amended accordingly to add one full-time corrections officer to the Sheriff's Department.

Submitted by,
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 7 - Rengstorf, Gose, Klitzke, Planalp, O'Brien, Griesbach and Wagner. Nays: 26. Abstain: 1—Arne. Excused: 4—Crowley, Finch, Shute and Winters. LOST.

AMENDMENT (12): Delete \$18,000 From Sheriff's Department Budget—Snow Patrol: Patrol Snowmobiles

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1995 Winnebago County General Budget so as to delete the amount of \$18,000 budgeted for patrol snowmobiles in the Sheriff's Department Budget—Snow Patrols, Account #100-318, as shown on Pages 252 and 254 of the Winnebago County Budget Book.

Submitted by,
JUDICIARY & PUBLIC SAFETY COMMITTEE

Withdrawn by Supervisor Gose.

AMENDMENT (13): Increase Ambulance Service Operating Grants \$25,000

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1995 Winnebago County General Budget so as to increase the operating grants for Ambulance Service \$25,000, Account #100-350, as shown on Page 285 of the Winnebago County Budget Book.

Submitted by,
RAYMOND GOSE, DISTRICT #12
COUNTY BOARD SUPERVISOR

Motion by Supervisor Gose and seconded to adopt. Ayes: 11 Rengstorf, Diakoff, Gose, King, Planalp, O'Brien, Schaidler, Wagner, Sievert, Arne, and Koziczowski. Nays: 23. Excused: 4 - Crowley, Finch, Shute and Winters. LOST.

AMENDMENT (14): Increase Table Of Organization In Tax Lister Office And Add \$24,071 To The Tax Lister Budget

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1995 Winnebago County General Budget so as to add to the Table of Organization a Clerk Typist II as shown on page 27 under Planning and Zoning Department (Tax Lister).

BE IT FURTHER RESOLVED that the Salary Account be increased from \$60,884 to \$76,016, the Fringe Benefit Account be increased from \$21,031 to \$26,600, the Telephone Account be increased from \$1,250 to \$2,050 as shown on Page 487 of the Winnebago County Budget Book and the Capital Outlay Account of the Tax Lister be increased \$2,570 for a computer terminal as shown on page 488 of the Winnebago County Budget Book.

Submitted by,

JEANETTE DIAKOFF, DISTRICT #33
 JOANNE SIEVERT, DISTRICT #31
 DAVID METZIG, DISTRICT #38
 JOHN SCHAIDLER, DISTRICT #28
 HARVEY RENGSTORF, DISTRICT #37
 PATRICK BRENNAND, DISTRICT #34
 BERNARD EGAN, DISTRICT #35
 JERROLD FINCH, DISTRICT #29
 STEPHEN RANKIN, DISTRICT #36
 DONALD ARNE, DISTRICT #32
 COUNTY BOARD SUPERVISORS

Motion by Supervisor Diakoff and seconded to adopt. Supervisor Diakoff corrected the amount to \$22,191. Ayes: 34. Nays: 0. Excused: 4—Crowley, Finch, Shute and Winters. CARRIED.

AMENDMENT (15): Decrease Library Budget By \$106,915

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1995 Winnebago County General Budget so as to decrease the Library Budget by \$106,915 as shown on Page 528 of the Winnebago County Budget Book.

Submitted by,

JEANETTE DIAKOFF, DISTRICT #33
 JOANNE SIEVERT, DISTRICT #31
 DAVID METZIG, DISTRICT #38
 JOHN SCHAIDLER, DISTRICT #28
 HARVEY RENGSTORF, DISTRICT #37
 PATRICK BRENNAND, DISTRICT #34
 BERNARD EGAN, DISTRICT #35
 JERROLD FINCH, DISTRICT #29
 COUNTY BOARD SUPERVISORS

Motion by Supervisor Diakoff and seconded to adopt. Supervisor Sievert requested a town representative be appointed to the Oshkosh Library Board. Ayes: 11—Rengstorf, Diakoff, Kramer, Klitzke, Egan, Metzsig, Schaidler, Rankin, Sievert, Arne and Brennand. Nays: 24. Excused: 3—Crowley, Finch and Winters. LOST.

AMENDMENT (16): Reclassify 80% Time Public Health Aide Position To Full-Time Clerk Typist II Position

WHEREAS, the 1995 Public Health Department Budget proposal submitted by that Department to the County Executive contained a request for professional automated charting system; and

WHEREAS, the 1995 Department Budget proposal submitted to the Winnebago County Executive eliminated a part-time Clerk Typist II position from the Table of Organization; and

WHEREAS, the 1995 Winnebago County Budget, as submitted by the Winnebago County Executive, eliminated the proposed professional automated charting system from the Winnebago County Public Health Budget; and

WHEREAS, the clerical work created within the Winnebago County Public Health Department cannot be reasonably performed, absent a professional automated charting system, under the present Table of Organization.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1995 Winnebago County General Budget so as to reclassify the 80% time Public Health Aide position to a full-time Clerk Typist II position, as shown on Page 320 of the Winnebago County Budget Book.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the amount of \$2426.00 be added to the Salary Account of the Winnebago County Public Health Department Budget and the amount of \$1806.00 be added to the Fringe Benefit Account of said Budget in relationship to said job reclassification.

Submitted by,
HEALTH COMMITTEE

Motion by Supervisor Koziczkowski and seconded to adopt. Personnel Director Wagner stated a study is being conducted on the Health Department staffing and would not recommend this position at this time. Ayes: 16—Gose, Lawson, King, Lauson, Kollath, O'Brien, Schaidler, Robl, Savas, Schwartz, Widener, Sundquist, Rankin, Koziczkowski, Brennand and Maehl. Nays: 19—Rengstorf, Schmidt, Barker, Diakoff, Kramer, Hue, Klitzke, Montgomery, Planalp, Egan, Griesbach, Metzsig, Putzer, Shute, Wagner, Troxell, Sievert, Arne and Albrecht. Excused: 3—Crowley, Finch and Winters. LOST.

AMENDMENT (17): Add Note To Page 531, Winnebago County Budget Book: Outstanding Indebtedness

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1995 Winnebago County General Budget so as to add the following note to Page 531:

Outstanding Indebtedness:

“(2) Does not address the Unfunded Liabilities of approximately 6.4 Million Dollars.”

Submitted by,
JOHN PLANALP, DISTRICT #18
COUNTY BOARD SUPERVISOR

Motion by Supervisor Planalp and seconded to adopt. Motion by Supervisor Kollath and seconded to amend “Page 531” to “Page 9”. Vote on amendment to the amendment: Carried by Voice Vote. Vote on amended amendment—Ayes: 35. Nays: 0. Excused: 3—Crowley, Finch and Winters. CARRIED.

AMENDMENT (18): - Delete \$12,810 From Capital Outlays Account: Emergency Government—Trailer, Lights And Generator

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1995 Winnebago County General Budget so as to delete \$12,810, Account #100-340, as shown on Page 291 of the Winnebago County Budget Book.

Submitted by,
DAVID KOLLATH, DISTRICT #1
COUNTY BOARD SUPERVISOR

Withdrawn by Supervisor Kollath.

AMENDMENT (19): Delete \$17,955 From Public Health Nurses Budget—Salaries and Overtime

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1995 Winnebago County General Budget so as to delete \$17,955 from Public Health Nurses Budget—Salaries

and Overtime, Account #100-511-513, as shown on Page 326 of the Winnebago County Budget Book.

Submitted by,
JERROLD FINCH, DISTRICT #29
JEANETTE DIAKOFF, DISTRICT #33
COUNTY BOARD SUPERVISORS

Withdrawn by Supervisor Diakoff.

AMENDMENT (20): Delete \$2,508 From Public Health Nurses Budget - Office Supplies

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1995 Winnebago County General Budget so as to delete \$2,508 from Public Health Nurses Budget—Office Supplies, Account #100-511-513, as shown on Page 326 of the Winnebago County Budget Book.

Submitted by,
JERROLD FINCH, DISTRICT #29
JEANETTE DIAKOFF, DISTRICT #33
COUNTY BOARD SUPERVISORS

Withdrawn by Supervisor Diakoff.

AMENDMENT (21): - Delete \$1,710 From Public Health Nurses Budget - Print and Duplicate

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1995 Winnebago County General Budget so as to delete \$1,710 from Public Health Nurses Budget—Print and Duplicate, Account #100-511-513, as shown on Page 326 of the Winnebago County Budget Book.

Submitted by,
JERROLD FINCH, DISTRICT #29
JEANETTE DIAKOFF, DISTRICT #33
COUNTY BOARD SUPERVISORS

Withdrawn by Supervisor Diakoff.

AMENDMENT (22): Delete \$7,361 From Public Health Nurses Budget - Postage and Box Rent

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1995 Winnebago County General Budget so as to delete \$7,361 from Public Health Nurses Budget—Postage and Box Rent, Account #100-511-513, as shown on Page 326 of the Winnebago County Budget Book.

Submitted by,
JERROLD FINCH, DISTRICT #29
JEANETTE DIAKOFF, DISTRICT #33
COUNTY BOARD SUPERVISORS

Withdrawn by Supervisor Diakoff.

AMENDMENT (23): Delete \$1,367 From Public Health Nurses Budget - Automobile Allowance

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1995 Winnebago County General Budget so as to delete \$1,367 from Public Health Nurses Budget—Automobile Allowance, Account #100-511-513, as shown on Page 326 of the Winnebago County Budget Book.

Submitted by,
JERROLD FINCH, DISTRICT #29
JEANETTE DIAKOFF, DISTRICT #33
COUNTY BOARD SUPERVISORS

Withdrawn by Supervisor Diakoff.

AMENDMENT (24): - Delete \$630 From Public Health Nurses Budget - Meals

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1995 Winnebago County General Budget so as to delete \$630 from Public Health Nurses Budget—Meals, Account #100-511-513, as shown on Page 326 of the Winnebago County Budget Book.

Submitted by,
JERROLD FINCH, DISTRICT #29
JEANETTE DIAKOFF, DISTRICT #33
COUNTY BOARD SUPERVISORS

Withdrawn by Supervisor Diakoff.

**AMENDMENT (25): Delete \$575 From Public Health Nurses Budget
- Lodging**

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1995 Winnebago County General Budget so as to delete \$575 from Public Health Nurses Budget—Lodging, Account #100-511-513, as shown on Page 326 of the Winnebago County Budget Book.

Submitted by,
JERROLD FINCH, DISTRICT #29
JEANETTE DIAKOFF, DISTRICT #33
COUNTY BOARD SUPERVISORS

Withdrawn by Supervisor Diakoff.

**AMENDMENT (26): - Delete \$1,003 From Public Health Nurses
Budget - Other Operating Supplies**

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1995 Winnebago County General Budget so as to delete \$1,003 from Public Health Nurses Budget—Other Operating Supplies, Account #100-511-513, as shown on Page 327 of the Winnebago County Budget Book.

Submitted by,
JERROLD FINCH, DISTRICT #29
JEANETTE DIAKOFF, DISTRICT #33
COUNTY BOARD SUPERVISORS

Withdrawn by Supervisor Diakoff.

AMENDMENT (27): Delete \$1,200 From Public Health Nurses Budget - Motor Fuel

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1995 Winnebago County General Budget so as to delete \$1,200 from Public Health Nurses Budget—Motor Fuel, Account #100-511-513, as shown on Page 327 of the Winnebago County Budget Book.

Submitted by,
JERROLD FINCH, DISTRICT #29
JEANETTE DIAKOFF, DISTRICT #33
COUNTY BOARD SUPERVISORS

Withdrawn by Supervisor Diakoff.

AMENDMENT (28): - Delete \$1,200 From Public Health Nurses Budget - Repair And Maintenance

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1995 Winnebago County General Budget so as to delete \$1,200 from Public Health Nurses Budget—Repair And Maintenance, Account #100-511-513, as shown on Page 327 of the Winnebago County Budget Book.

Submitted by,
JERROLD FINCH, DISTRICT #29
JEANETTE DIAKOFF, DISTRICT #33
COUNTY BOARD SUPERVISORS

Withdrawn by Supervisor Diakoff.

AMENDMENT (29): Delete \$500 From Public Health Nurses Budget - Vehicle Repairs

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1995 Winnebago County General Budget so as to delete \$500 from Public Health Nurses Budget—Vehicle Repairs, Account #100-511-513, as shown on Page 327 of the Winnebago County Budget Book.

Submitted by,
JERROLD FINCH, DISTRICT #29
JEANETTE DIAKOFF, DISTRICT #33
COUNTY BOARD SUPERVISORS

Withdrawn by Supervisor Diakoff.

AMENDMENT (30): - Delete \$34,346 From Public Health Nurses Budget—Other Contract Services

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1995 Winnebago County General Budget so as to delete \$34,346 from Public Health Nurses Budget—Other Contract Services, Account #100-511-513, as shown on Page 327 of the Winnebago County Budget Book.

Submitted by,
JERROLD FINCH, DISTRICT #29
JEANETTE DIAKOFF, DISTRICT #33
COUNTY BOARD SUPERVISORS

Withdrawn by Supervisor Diakoff.

AMENDMENT (31): Add \$8500 To Capital Outlays Account Maintenance Department (Americans With Disabilities Act Signage)

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the 1995 Winnebago County General Budget so as to add \$8500 To Capital Outlays Account of Maintenance Department for Americans With Disabilities Act Signage, Account #100-911, as shown on Page 122 of the Winnebago County Budget Book.

Submitted by,
MARY JO WIDENER, DISTRICT #9
COUNTY BOARD SUPERVISOR

Motion by Supervisor Widener and seconded to adopt. Ayes: 32. Nays: 2—Rengstorf and Klitzke. Excused: 4—Crowley, Finch, Savas and Winters. CARRIED.

Supervisor Wagner thanked Mr. Steinhilber and Chuck Orenstein for a good budget book and County Auditor Gary Mayer for his review of the budget and the Chamber for enlisting the Public Expenditure Survey's review of the budget.

Supervisor King moved and it was seconded to adjourn until Tuesday, November 1, 1994 at 6:00 P.M. CARRIED BY VOICE VOTE. Meeting adjourned at 11:30 A.M.

Respectfully submitted,
Linda Wolfe
Winnebago County Clerk

State of Wisconsin)
County of Winnebago)ss

I, Linda Wolfe, Winnebago County Clerk, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their annual meeting held October 24, 25 and 26, 1994.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

ADJOURNED SESSION
COUNTY BOARD MEETING

TUESDAY, NOVEMBER 1, 1994

Chairman Joseph N. Maehl called the meeting to order at 6:00 P.M. in the Supervisors' Room. Fourth Floor, Courthouse, Oshkosh, Wisconsin.

The meeting was opened with the Pledge of Allegiance and an Invocation by Supervisor Wagner.

Roll Call: All present except Supervisors Shute, Savas and Putzer, who were excused.

Supervisor Planalp moved and it was seconded to approve the amended agenda, with the addition of Amendment (32). **CARRIED BY VOICE VOTE.**

COMMUNICATIONS, PETITIONS, ETC.

Letter from Attorney Loomis representing the Town of Menasha concerning the Public Health Department was distributed to County Board members. The County Board meeting will be televised on Channel 10 on Saturday, November 5 at Noon.

COMMITTEE REPORTS

Supervisor Wagner advised there is a report on Gubernatorial Candidate Chuck Chvala who is proposing to increase the real estate transfer fee from \$3.00 to \$20.00, with the state to keep the \$17.00 revenue generated from the increase, increasing the sales tax and taxing other items. Chairman Maehl asked that the report be distributed to County Board members.

PUBLIC HEARING

There were no comments from the public.

COUNTY EXECUTIVE'S REPORT

County Executive Jack Steinhilber expressed his appreciation to the County Board on their expeditious handling of the 1995 budget. He supports Amendment (32) which corrects an error in the budget. He urged supervisors to attend a meeting of the Friends of the Fox on November 10, 1994 at 7 P.M. at the Valley Inn in Neenah. Supervisors Schaidler and Griesbach spoke in support of the Fox River Locks Corridor. Supervisor Hue questioned why the tax rates are different for the towns and the cities. Finance Director Orenstein explained the towns exclusively pay for the Health Department, the Tax Lister is apportioned based on parcel counts in each town, and not all the taxes are levied against all the towns and cities.

COUNTY BOARD CHAIRMAN REPORT

Chairman Maehl reported that he attended the Citizenship Day held at the Senior Center and took part in the ceremony where 38 people became U.S. citizens.

REPORTS, RESOLUTIONS & ORDINANCES

AMENDMENT (32) Eliminate Part-Time Position of Public Health Aide and Restore Deleted Position of Clerk Typist II as a Full-Time Position

WHEREAS, the 1995 Public Health Department Budget proposal submitted by that Department to the County Executive contained the deletion of a part-time position of Clerk Typist II; and,

WHEREAS, an organizational study of the Public Health Department indicates that it would be more appropriate to delete a part-time position of Public Health Aide instead and to increase the hours of the Clerk Typist II position to full-time hours; and

WHEREAS, the savings to be realized from the deletion of the Public Health Aide position will substantially offset the cost of restoring the Clerk Typist II position as a full-time position.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the part-time position of Public Health Aide in the Public Health Department be abolished; and

BE IT FURTHER RESOLVED, that the position of Clerk Typist II that was previously deleted from the 1995 Budget of the Public Health Department be restored and established as a full-time position.

BE IT FURTHER RESOLVED, that the amount of \$1,451 be added to the Salary Account of the Winnebago County Public Health Department Budget and the amount of \$532 be added to the Fringe Benefit Account of said Budget.

Submitted by:

JAMES KOZICZKOWSKI

Motion by Supervisor Koziczowski and seconded to adopt. Ayes: 34. Nays: 1—Finch. Excused: 3—Shute, Savas and Putzer. CARRIED.

RESOLUTION NO. 138-1094 Adopt 1995 Annual Budget

BE IT RESOLVED, by the Winnebago County Board of Supervisors that the 1995 Annual County Budget, a copy of which is incorporated herein by reference, be and same is hereby adopted.

Submitted by,
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 29. Nays: 5—Diakoff, Finch, Brennand, Sievert, Arne. Abstention: 1 Crowley. Excused: 3—Shute, Savas, Putzer. CARRIED.

WINNEBAGO COUNTY

1995 BUDGET REPORT SUMMARY

DIVISION	EXPENSE	REVENUE	ADJUST.	LEVY
Administration	5,589,139	2,991,251	(330,398)	2,267,490
Public Safety	12,362,099	2,073,076	163,000	10,452,023
Transportation	11,786,395	9,753,715	(607,327)	1,425,353
Health & Human Services	50,801,902	37,434,996	(364,826)	13,002,080
Education, Culture, & Recreation	2,776,067	926,814	0	1,849,253
Planning and Development	12,762,504	8,811,450	(3,305,586)	645,468
Divisional Total	96,078,106	61,991,302	(4,445,137)	29,641,667
OTHER	EXPENSE	REVENUE	ADJUST.	LEVY
Board of Supervisors	266,191	0	0	266,191
County Auditor	73,717	0	0	73,717
Safety Building Board	3,130	1,565	0	1,565
Concessions	2,000	2,500	500	0
Debt Service	2,641,921	0	0	2,641,921
Unclassified	2,190,458	4,601,572	(2,320,000)	(4,731,114)
Charitable & Penal Charges	(28,000)	0	0	(28,000)
Other Total	5,149,417	4,605,637	(2,319,500)	(1,775,720)
GRAND TOTAL	101,227,523	66,596,939	(6,764,637)	27,865,947

RESOLUTION NO. 152-1194 Authority to Execute 1994 Collective Bargaining Agreement with the Winnebago County Sheriff's Professional Police Association

BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the County Executive and the County Clerk be and they hereby are authorized to execute a one year Agreement on behalf of Winnebago County and the Winnebago County Sheriff's Professional Police Association for the year 1994 effective January 1, 1994, which Agreement will provide for a wage increase of 3.375% for all positions across-the-board effective January 1, 1994 and which will provide for no other significant changes from the Agreement covering the year 1993.

BE IT FURTHER RESOLVED, that the necessary funds to cover the costs resulting from the adoption of this Resolution shall be made available from funds budgeted for this purpose.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3—Shute, Savas, Putzer. CARRIED.

RESOLUTION NO. 153-1194 Support The Tenth Amendment—State Sovereignty

WHEREAS, the 10th Amendment to the Constitution of the United States reads as follows: "The powers not delegated to the United States by the Constitution, nor prohibited by it to the States, are reserved to the States respectively, or to the people", and

WHEREAS, the 10th Amendment defines the total scope of federal power as being that specifically granted by the United States and no more, and the scope of power defined by the 10th Amendment means that the federal government was created by the States specifically to be an agent of the states; and

WHEREAS, today in 1994, the States are demonstrably treated as agents of the federal government and many federal mandates are directly in violation of the 10th Amendment to the Constitution of the United States; and

WHEREAS, the United States Supreme Court has ruled in *New York v. United States*, 112 S. Ct. 2408 (1992) that Congress may not simply commandeer the legislative and regulatory processes of the states and State Representative Cloyd Porter intends to introduce a State Sovereignty Resolution for Wisconsin in the January 1995 Session.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors supports State Sovereignty and

1. That the State of Wisconsin, hereby claims sovereignty under the 10th Amendment to the Constitution of the United States over all powers not otherwise enumerated and granted to the federal government by the United States Constitution; and

2. That this serve as Notice and Demand to the federal government, as our agent, to cease and desist, effective immediately, mandates that are beyond the scope of its constitutionally delegated powers.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that copies of this resolution be forwarded to all County Boards of Wisconsin, Governor Tommy G. Thompson, Secretary James Klausner, State Senators and Representatives, the Wisconsin Counties Association and Wisconsin Taxpayers Network.

Submitted by:

JOHN PLANALP, DIST. #18

COUNTY BOARD SUPERVISOR

Motion by Supervisor Planalp and seconded to adopt. Ayes: 33. Nays: 2—Gose and Crowley. Excused: 3—Shute, Savas, Putzer. CARRIED.

CLOSED SESSION

At 6:55 p.m., Supervisor Lauson moved, Supervisor Finch seconded, to convene in Closed Session pursuant to Section 19.85(1)(g), Statutes, for the purpose of conferring with legal counsel for Winnebago County and the Winnebago County Board of supervisors with regard to oral advice concerning strategy to be adopted by the body with respect to litigation in which it is presently involved. Ayes: 33—Rengstorf, Schmidt, Barker, Diakoff, Finch, Kramer, Lawson, Hue, King, Lauson, Kollath, Klitzke, Montgomery, Planalp, O'Brien, Egan, Griesbach, Metzger, Schaidler, Robl, Schwartz, Widener, Sundquist, Rankin, Wagner, Troxell, Sievert, Winters, Arne, Koziackowski, Brennand, Albrecht, Maehl. Nay: 2—Gose and Crowley. Excused: 3—Savas, Shute and Putzer. CARRIED.

At 7 p.m., the meeting convened in closed session. At approximately 7:20 p.m., the meeting convened in open session.

RESOLUTION NO. 154-1194 Approve Settlement Agreement Re: Reichenberger, Gray And Chivington v. Winnebago County

WHEREAS, Lynn Reichenberger, Susan Gray and Heidi Chiv-

ington, employees of Winnebago County's Child Support Agency, have filed a civil action in Federal Court against Winnebago County alleging violations by Winnebago County of the Federal Equal Pay Act; and

WHEREAS, legal counsel for Winnebago County has reached a proposed Settlement Agreement with the Plaintiffs in said action, which is contingent upon the approval of the Winnebago County Board of Supervisors and the Winnebago County Executive; and

WHEREAS, legal counsel for Winnebago County has advised that Winnebago County that said Settlement Agreement, under the circumstances, is a fair and equitable resolution of the case presently pending before the court.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the proposed Settlement Agreement between Winnebago County and Lynn Reichenberger, Susan Gray and Heidi Chivington relating to Case No. 94-C-0245 presently pending before the United States District Court for the Eastern District of the State of Wisconsin. Said Settlement Agreement is incorporated as part of this Resolution by reference.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3—Schwartz, Savas and Putzer. CARRIED.

Supervisor King moved and it was seconded to adjourn until November 22, 1994. CARRIED BY VOICE VOTE. Meeting adjourned at 7:30 P.M.

Respectfully submitted,
Linda Wolfe
Winnebago County Clerk

State of Wisconsin)
County of Winnebago)ss

I, Linda Wolfe, Winnebago County Clerk, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their adjourned meeting held November 1, 1994.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

**ADJOURNED SESSION
COUNTY BOARD MEETING**

TUESDAY, NOVEMBER 22, 1994

Chairman Joseph N. Maehl called the meeting to order at 6:00 P.M. in the Supervisors' Room, Fourth Floor, Courthouse, Oshkosh, Wisconsin.

The meeting was opened with the Pledge of Allegiance and an Invocation by Supervisor Wagner.

Roll Call: All present except Supervisors Crowley, Koziczkowski, Shute, O'Brien and Putzer.

Supervisor Planalp moved and it was seconded to accept the minutes of October 11, 24, 25 and 26, 1994. **CARRIED BY VOICE VOTE.**

Supervisor Planalp moved and it was seconded to approve the agenda. **CARRIED BY VOICE VOTE.**

COMMUNICATIONS, PETITIONS, ETC.

Letter from Mark O'Connell from Wisconsin Counties Association was read and filed. Letter from the Board of Adjustment opposing a change in the Zoning Ordinance proposed by the Town of Menasha was read and filed. Letters from Senator Mike Ellis and Senator Alan Lasee regarding the state assuming travel and training costs associated with the District Attorney's office was read and filed. Notice of meeting on Sound Employment Practices to be held on December 5th in Stevens Point by Wisconsin Counties Association was read and filed. Letter from Representative Gregg Underheim regarding the County Board's support of the 10th Amendment was read and filed.

Petition for Zoning Amendment from Timothy Pack for change from M-1 to R-1 for single family homes was referred to Planning & Zoning Committee.

Petition for Zoning Amendment from Gerald O. Meyer for zoning

change from A-2 to R-1 for residential lawn and backyard was referred to Planning & Zoning Committee.

Petition for Zoning Amendment from Calvary Bible Church for zoning change from A-1 to P-1 for church and school expansion was referred to Planning & Zoning Committee.

Petition for Zoning Amendment from Steve Mrotek for zoning change from B-2/Floodplain to R-2 for a single-family residence was referred to Planning & Zoning Committee.

Petition for Zoning Amendment from James S. Esler for zoning change from A-1 & A-2 to P-1 for a golf driving range, pro shop and miniature golf was referred to Planning & Zoning Committee.

COMMITTEE REPORTS

Vice-Chairman Albrecht stated a press conference is scheduled for Monday to announce Great Lakes Aviation's new service at Wittman Field. He and County Executive Steinhilber went to Washington, D.C. last week and they were told by the Department of Transportation four prime-time slots would be restored to Wittman Field. He thanked Senators Kohl, Feingold and Representative Petri for their assistance. Wittman Field will purchase a property at 2848 Knapp Street Road tomorrow. The price and terms of the transaction will be made public after the closing. A public information meeting for citizens interested in the airport Master Plan implementation has been scheduled for November 30 at 7:30 P.M. at the Nekimi Town Hall. Information on land acquisition and construction schedules will be provided.

Supervisor Wagner gave a report on the Friends of the Fox meeting she attended. She urged supervisors to contact area legislators to keep the locks open. Chairman Maehl stated that Winnebago County would not be a part of destroying a national heritage.

PUBLIC HEARING

Lynn Wilson, 2540 Oakridge Road, Neenah, WI opposes Zoning Report No. 007, and asked that the land be rezoned to B-3. Barbara Archer, 2540 Oakridge Road, Neenah, WI supported Zoning Report No. 007 and opposes rezoning to B-3.

COUNTY EXECUTIVE'S REPORT

County Executive Jack Steinhilber announced Wittman Field will soon have 4 daily non-stop arrivals and departures with Great Lakes Aviation 19-passenger Beech aircraft. The Huber facility experience some delays, but the plans have now been approved and the schedule

should be maintained. Outagamie County will begin housing our juveniles on January 1, 1995. He supports Resolution 164-1194 Authorize Acceptance of Amended Phase I and Phase II Plan for the Remodeling of the Wisconsin National Life Building.

COUNTY EXECUTIVE'S APPOINTMENT

REAPPOINTMENT OF HIGHWAY COMMISSIONER

County Executive Steinhilber presented the re-appointment of Mr. Raymond Grigar as Highway Commissioner for a term from January 1, 1995 through December 31, 1996. Motion by Robl and seconded to confirm.

COUNTY BOARD CHAIRMAN REPORT

Chairman Maehl announced the resignation of Supervisor Alan Shute, District 13. Supervisor Rankin moved and it was seconded to accept his resignation with regret. **CARRIED BY UNANIMOUS VOICE VOTE.** He urged supervisors to attend a meeting on November 30th at 6:30 P.M. when the winners of the D.A.'s poster contest will be announced. He reported the Veterans Services Office provided \$26,000,000 in benefits in 1993, \$19,000,000 in home loans and \$682,000 in loans and grants to veterans in Winnebago County. He acquired a camera for the County Board for special occasions. He discussed the Oshkosh Northwestern editorial that stated the County Board is too large. Brown County has 24 supervisors and a budget of \$510,000; Winnebago County has 38 supervisors and a budget of \$211,000.

COUNTY AUDITOR'S REPORTS—CONSOLIDATION FEASIBILITY STUDY—SUNNYVIEW/HIGHWAY OFFICES AND TAX LISTER REPORT

County Auditor Gary Mayer presented his report on the Tax Lister. He feels the County Board's decision to add a position to the Tax Lister's office was warranted. He feels they should now be able to keep current. Discussion was held on the Sunnyview/Highway Office Consolidation Feasibility Study. Some supervisors felt they should not be combined because the two offices have nothing in common. The County Auditor listed a number of options the county could choose from. Supervisor Gose moved and it was seconded to accept the reports. **CARRIED BY VOICE VOTE.**

ZONING REPORT & ORDINANCES

AMENDATORY ORDINANCE NO. 1. A request from Town of Wolf River on behalf of Terry and Catherine Krenke for change from A-4 to R-1 Motion by Supervisor Metzsig and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5—Crowley, Shute, Koziczkowski, Putzer, O'Brien. **CARRIED.**

AMENDATORY ORDINANCE NO. 2. A request from Town of Omro on behalf of James Bleur for zoning change from A-2 (General Farming District) to Commercial. Motion by Supervisor Rankin and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5—Crowley, Shute, Koziczkowski, Putzer, O'Brien. **CARRIED.**

AMENDATORY ORDINANCE 3. A request from the Town of Omro on behalf of Wallace Schlagel for zoning change from A-2 to R-2. Motion by Supervisor Rankin and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5—Crowley, Shute, Koziczkowski, Putzer, O'Brien. **CARRIED.**

REPORT NO. 004. A report from Planning & Zoning Committee regarding zoning change for a wholesale auto auction business. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 11-04-94. A request from Dennis A. Casey for change from B-2 (Community Business District) to B-3 (General Business District). Motion by Supervisor Sievert and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5—Crowley, Shute, Koziczkowski, Putzer, O'Brien. **CARRIED.**

REPORT NO. 005. A report from Planning & Zoning Committee regarding zoning change for a golf driving range and pro shop. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 11-05-94. A request from Thomas and Nancy Braun (4X Corporation) for zoning change from R-1 (Rural Residential District, single-family, non-subdivided) to P-1 (Institution and Recreational Park District). Motion by Supervisor Sievert and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5 Crowley, Shute, Koziczkowski, Putzer, O'Brien. **CARRIED.**

REPORT NO. 006. A report from Planning & Zoning Committee regarding change in the Winnebago County Town/County Zoning Ordinance which will allow total accessory square footage in a R-2/MH-1 district to be the smaller of either 1,200 square feet or the total area of the principal structure. Motion by Supervisor Sievert and seconded to accept. Kathy Larson, Zoning Inspector, explained the present ordinance and felt it should not be changed. Vote to accept report: **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 11-06-94. A request from Town of Menasha Board of Supervisors for change to Winnebago County Town/County Zoning Ordinance. Motion by Supervisor Sievert and seconded to deny. Ayes: 30. Nays: 3—Finch, Gose, Montgomery. Excused: 5—Crowley, Shute, Koziczkowski, Putzer, O'Brien. CARRIED.

REPORT NO. 007. A report from Planning & Zoning Committee regarding zoning change for a landscaping business and garden center. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 11-07-94. A request from Rodney Wilson for change from A-2 (General Farming District) to B-3 (General Business District). Motion by Supervisor Sievert and seconded to adopt. Ayes: 16—Diakoff, Kramer, Lawson, Hue, King, Lauson, Kollath, Planalp, Schaidler, Robl, Savas, Schwartz, Sundquist, Rankin, Troxell, Albrecht. Nays: 17—Rengstorf, Schmidt, Barker, Finch, Gose, Klitzke, Montgomery, Egan, Griesbach, Metzsig, Widener, Wagner, Sievert, Winters, Arne, Brennand, Maehl. Excused 5, Crowley, Shute, Koziczkowski, Putzer, O'Brien. LOST.

REPORTS, RESOLUTIONS & ORDINANCES

RESOLUTION NO. 155-1194 Authorize Feasibility Study as to Establishment of Satellite Courthouse Service Site in Neenah Human Services Building

WHEREAS, the Neenah-Menasha Human Services Building was recently dedicated by Winnebago County; and

WHEREAS, that building contains a great amount of unused space, with most of the basement being unoccupied at the present time and a large part of the second floor also being unoccupied; and

WHEREAS, over 40% of the population of Winnebago County resides in the enclosed proximity to the Neenah-Menasha area; and

WHEREAS, the establishment of a satellite Courthouse service site at the Neenah-Menasha Human Services Building would allow the use of unoccupied County building space and, at the same time, assist the County in better serving the needs of its residents.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes and directs the Winnebago County Planning Department to conduct a feasibility study as to the establishment of a satellite Courthouse services site in the Neenah-Menasha Human Services Building.

BE IT FURTHER RESOLVED by the Winnebago County Board

of Supervisors that said feasibility study shall be completed no later than February 1, 1995 and that a report as to said study shall be submitted to the Winnebago County Board of Supervisors at its February, 1995 County Board meeting.

Submitted by:

ORRIN H. KING, DIST. #24
COUNTY BOARD SUPERVISOR

Motion by Supervisor King and seconded to adopt. Motion by Supervisor Schaidler to refer to Property Management and Maintenance Committee: Ayes: 13—Barker, Kramer, Lawson, Klitzke, Egan, Metz, Schaidler, Robl, Savas, Wagner, Troxell, Sievert, Arne. Nays: 19—Rengstorf, Schmidt, Diakoff, Finch, Gose, Hue, Lauson, Kollath, Montgomery, Planalp, Griesbach, Schwartz, Widener, Sundquist, Rankin, Winters, Brennand, Albrecht, Maehl. Excused: 6 - Crowley, King, Putzer, O'Brien, Shute, Koziczowski. LOST. Vote on resolution: Ayes: 28. Nays: 5—Schaidler, Robl, Savas, Wagner, Troxell. Excused 5—Crowley, O'Brien, Putzer, Shute, Koziczowski CARRIED.

RESOLUTION NO. 156-1194 Disallow Claim of Edward Mauthe

WHEREAS, your Personnel and Finance Committee has had the claim of Edward Mauthe referred to it for attention; and

WHEREAS, your Committee has investigated the claim and recommends disallowance of same by Winnebago County.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claim of Edward Mauthe dated October 31, 1994, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5—O'Brien, Koziczowski, Putzer, Shute, Crowley. CARRIED.

RESOLUTION NO. 157-1194 Replace Position of LPN with Position of Personnel Assistant: Park View Health Center

WHEREAS, a number of changes in employment laws, safety regulations, and nursing home administration procedures have resulted in the need for additional professional staffing in the personnel and training areas of Park View Health Center; and

WHEREAS, increased staffing in the personnel and training areas can be accomplished without adding to the Table of Organization of Park View Health Center through the elimination of one LPN position in the Table of Organization.

NOW, THEREFORE BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the full-time position of Personnel Assistant be, and hereby is created within the Table of Organization of Park View Health Center; and

BE IT FURTHER RESOLVED, that the Table of Organization of Park View Health Center be further modified to show the elimination of one full-time position of LPN; and

BE IT FURTHER RESOLVED, that funds to cover any additional cost resulting from this action be taken from wage and fringe benefit costs already appropriated within the budget of Park View Health Center.

Submitted by,
PARK VIEW HEALTH CENTER COMMITTEE
AND PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Montgomery and seconded to adopt. Ayes: 33. Nays: 0. Excused: 5—O'Brien, Koziczkowski, Putzer, Shute, Crowley. CARRIED.

RESOLUTION NO. 158-1194: Application For Aids From Wisconsin Department Of Natural Resources: Buoy Purchase Project, Lake Winneconne Park Improvement Projects, Boom Bay Boat Landing Harbor Dredging Project

WHEREAS, Winnebago County recognizes that properly marked waterways, safe harbors and well maintained boat launch facilities are necessary for safe recreational boating; and

WHEREAS, Winnebago County is involved in placing buoys for recreational boating and operates boat launch facilities on area lakes and rivers; and

WHEREAS, financial assistance is available from the Wisconsin Department of Natural Resources for purchasing buoys and improving boat launch facilities.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the County Executive be and he hereby is authorized to submit an application, on behalf of Winnebago County, to the Department of Natural Resources for such funding

aids as may be available and to take whatever action is necessary to complete the aforementioned projects.

BE IT FURTHER RESOLVED that Winnebago County will comply with state and federal rules relating to the projects; may perform force account work and will maintain the completed projects in a safe manner.

BE IT FURTHER RESOLVED that the Winnebago County share of the cost for this project be made available from funds budgeted in the 1995 budget.

Submitted by:

PARKS AND RECREATION COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes: 32. Nays: 0. Excused: 6—O'Brien, Koziczkowski, Putzer, Shute, Crowley and Finch. CARRIED.

RESOLUTION NO. 159-1194 Application For Aids From Wisconsin Department of Natural Resources: County Fish And Game Aids—Waukau Creek Property, Pond Shore Fishing Project

WHEREAS, the Legislature of the State of Wisconsin enacted legislation providing for allocation to the respective counties in the state on an acreage basis for the county fish and game projects on the condition that the counties match the state allocation; and

WHEREAS, Winnebago County desires to participate in county fish and game projects pursuant to provisions of section 23.09(12) of the Wisconsin Statutes; and

WHEREAS, Winnebago County has a project which meets the funding criteria.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the County Executive be and he hereby is authorized to submit an application, on behalf of Winnebago County, to the Department of Natural Resources for such funding aids as may be available and to take whatever action is necessary to complete the aforementioned Waukau Creek shore fishing project.

BE IT FURTHER RESOLVED that Winnebago County will comply with state and federal rules relating to the project, may perform force account work and will maintain the completed project in a safe manner.

BE IT FURTHER RESOLVED that the Winnebago County share of the cost for this project be made available from funds budgeted in the 1995 budget.

Submitted by:

PARKS AND RECREATION COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes: 32. Nays: 0. Excused: 6—O'Brien, Koziczkowski, Putzer, Shute, Crowley and Finch. CARRIED.

RESOLUTION NO. 160-1194 Authorize Execution Of Lease Agreement Between Winnebago County And Winnebago County Fair Association

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the County Executive and County Clerk be and they hereby are authorized to execute the lease agreement between Winnebago County and Winnebago County Fair Association for a term beginning December 1, 1994 and ending November 30, 2000. A copy of the lease agreement is attached hereto and incorporated herein by reference.

Submitted by:

PARKS & RECREATION COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes: 32. Nays: 0. Excused: 6—O'Brien, Koziczkowski, Putzer, Shute, Crowley and Finch. CARRIED.

ORDINANCE NO. 161-1194 Amend Section 21.05(3) And Section 21.05(7) Of The General Code of Winnebago County (Airport Land Rental Rates And Fuel Flowage Fees)

WHEREAS, your undersigned Committee has recently completed its review of the land rental rates and fuel flowage fees charged at Wittman Regional Airport; and

WHEREAS, your undersigned Committee believes that present economic conditions dictate that said land rental rates and fuel flowage fees be amended.

NOW, THEREFORE, the County Board of Supervisors of the County of Winnebago does ordain as follows:

That Sections 21.05(3) and 21.05(7) of the General Code of Winnebago County be amended to read as follows:

(3) LAND RENTAL RATES. Land to be rented on Wittman Regional Airport subject to approved developmental and use criteria shall be as follows:

(a) Land for hangars, aprons, taxiways, tie down areas \$.077/sq. ft/yr (annual minimum \$350) (less than 100,000 sq. ft.)

(b) Bare land for aeronautical purposes (unimproved land) \$.077/sq. ft/yr (annual minimum \$350) (less than 100,000 sq. ft.)

(c) Bare land for nonaeronautical purposes \$.275/sq. ft/yr

(d) Paved ramps or parking lots (improved land) \$.11/sq. ft/yr

(e) Land for unrestricted agricultural cultivation purposes \$44.00/acre/yr

(f) Land for restricted agricultural cultivation purposes \$33.00/acre/yr

(g) Land for hay purposes only \$22.00/acre/yr

Owners of private (non-commercial) hangars who are not subject to commercial minimum standards shall be assessed a premium of 30% of the annual land rental rate if they elect to utilize airport sanitary sewer and water facilities.

(7) FUEL FLOWAGE FEES. All commercial operators authorized to dispense aviation fuels at Wittman Regional Airport will collect and remit to the County the following fuel flowage fees:

(a) A fee of \$0.07 per gallon of aviation fuels dispensed (AVGAS, Jet, 80, and Autogas) to users at Wittman Regional Airport.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that said amended Ordinance shall become effective on January 1, 1995.

Submitted by:
AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 32. Nays: 0. Excused: 6—O'Brien, Koziczkowski, Putzer, Shute, Crowley and Finch. CARRIED.

RESOLUTION NO. 162-1194 Accept Grant Offer And Execute Grant Agreement—Wittman Regional Airport (AIP-3-55-0061-15)

WHEREAS, Winnebago County has submitted to the Federal Aviation Administration a project application dated September 20, 1994 for a grant of federal funds for a project at or associated with Wittman Regional Airport/Planning Area, which project application was approved by the Federal Aviation Administration; and

WHEREAS, the Federal Aviation Administration has approved the project for the Airport or Planning Area consisting of the following:

Acquire land for line of sight protection (approximately 80 acres);

Acquire land for approach protection (approximately 2.76 acres); and

WHEREAS, the Federal Aviation Administration has agreed to pay 90% of the allowable costs incurred in accomplishing that project.

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

Section I. That the County of Winnebago, as Sponsor, ratifies the action of the Secretary of Transportation in entering into a Grant Agreement for the purpose of obtaining federal aid in the development of the Wittman Regional Airport, Oshkosh, Wisconsin, said Agreement being as set forth hereinbelow.

Section II. That the Board of Supervisors does hereby ratify and affirm the Agency Agreement between the Secretary of Transportation, and the County of Winnebago, Oshkosh, Wisconsin dated January 31, 1992 in accordance with Section 114.32 and Section 114.33, Wisconsin Statutes, affecting this project.

Section III. That a copy of the Grant Agreement is attached hereto and made a part hereof.

Section IV. That the County of Winnebago does hereby ratify and adopt all statements, representations, warranties, covenants, and agreements contained in the "Application for Federal Assistance" executed September 20, 1994 the assurance made as required by Title 49 CFR, DOT Subtitle A, Office of the Secretary, Part 21, Non-discrimination in the Federally Assisted Programs of the Department of Transportation, Subsection 21.7(a)(1) and the Assurance required by the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 on behalf of the County of Winnebago, Wisconsin.

sin, and does hereby ratify the action of the Secretary of Transportation in accepting said offer on September 30, 1994 and by such acceptance, the County agrees to all terms and conditions thereof.

Submitted by:

AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 30. Nays: 2—Diakoff and Brennand. Excused: 6—O'Brien, Koziczkowski, Putzer, Shute, Crowley and Finch. CARRIED.

RESOLUTION NO. 163-1194 Authorize Transfer of \$99,440 From Landfill Undesignated Fund Balance (Pipeline Related Services)

WHEREAS, electricity is presently being generated at the old Winnebago County Landfill from natural gas created from the decomposition of materials within the landfill; and

WHEREAS, the amount of gas which is created by decomposition of materials in the old Winnebago County Landfill was overestimated at the time of planning with regard to electricity generation; and

WHEREAS, the purchase of additional natural gas from Wisconsin Public Service Company is necessary in order to insure the profitability of the electric generation facility.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$99,440 from the Landfill Undesignated Fund Balance with \$13,750 to be transferred to the other Contractual Services Account of the Landfill for the cost of having Wisconsin Public Service install a pipeline to the electric generation plant and with \$85,690 of said funds to be transferred to the Landfill Capital Outlay Account for improvements in the Landfill related to the costs of modification and connection of the gas line to the electric generation equipment.

Submitted by:

**PERSONNEL & FINANCE COMMITTEE AND
SOLID WASTE MANAGEMENT BOARD**

Motion by Supervisor Diakoff and seconded to adopt. Two-thirds vote required. Ayes: 31. Nays: 0. Excused: 7—Crowley, Finch, Planalp, O'Brien, Putzer, Shute, Koziczkowski. CARRIED.

RESOLUTION NO. 164-1194 Authorize Acceptance of Amended Phase I and Phase II Plan For The Remodeling Of The Wisconsin National Life Building

WHEREAS, in September, 1994, the Winnebago County Board of Supervisors adopted a resolution #122-994, approving the preliminary Phase I and Phase II Plans for the remodeling of the Wisconsin National Life Building at a price not to exceed \$1,211,000.00; and

WHEREAS, the architectural firm associated with said project, Dana Larson Roubal and Associates, at the request of your undersigned Committee, has made changes to said plans, subject to the approval of the Winnebago County Board of Supervisors.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby adopts an amended Phase I and Phase II Plan for the remodeling of the Wisconsin National Life Building as is shown in the attached documents at a price not to exceed \$1,555,000.00.

Submitted by:

**PROPERTY MANAGEMENT AND
MAINTENANCE COMMITTEE**

Motion by Supervisor Wagner and seconded to adopt. Ayes: 30. Nays: 0. Abstention: 1—Montgomery. Excused: 7—Crowley, Finch, Planalp, O'Brien, Putzer, Shute, Kozickowski. CARRIED.

Supervisor King moved and it was seconded to adjourn until December 20, 1994. CARRIED BY VOICE VOTE. Meeting adjourned at 9:10 P.M.

Respectfully submitted,
Linda Wolfe
Winnebago County Clerk

State of Wisconsin)
County of Winnebago)ss

I, Linda Wolfe, Winnebago County Clerk, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their adjourned meeting held November 22, 1994.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

**ADJOURNED SESSION
COUNTY BOARD MEETING
TUESDAY, DECEMBER 20, 1994**

County Board Chairman Maehl called the meeting to order at 6:00 P.M. in the Supervisors' Room, Fourth Floor, Courthouse, Oshkosh, Wisconsin.

The meeting was opened with the Pledge of Allegiance and an Invocation by Supervisor Wagner.

Roll Call: All present except Supervisors Finch and Lawson.

Supervisor Schmidt moved and it was seconded to accept the minutes of November 1 and 22, 1994. **CARRIED BY VOICE VOTE.**

Supervisor O'Brien moved and it was seconded to correct the minutes of the October 24, 1994 meeting, Page 218, by changing "Net Interest Cost" to "Purchase Price". **CARRIED BY VOICE VOTE.**

Supervisor Planalp moved and it was seconded to amend the agenda with the inclusion of Resolution No. 194-1294 and approve as amended. **CARRIED BY VOICE VOTE.**

COMMUNICATIONS, PETITIONS, ETC.

A notice of claim from Scott E. Hatch regarding injuries allegedly suffered resulting from police misconduct, malicious prosecution and illegal search and seizure, was read and forwarded to the Personnel & Finance Committee.

Petition for Zoning Amendment from Larry Kronberg for change from A-2 to R-1 for single family residence was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Ann Raddatz for change from A-1 to A-2 for one single family residential home was referred to the Planning & Zoning Committee.

A letter from Senator Michael Ellis pertaining to Winnebago County Resolution No. 153-1194, "Support the Tenth Amendment—State Sovereignty", was read and placed on file in the County Clerk's Office.

A letter from Representative Gregg Underheim in response to Linda Wolfe's letter regarding the statutory date requirement for swearing in county officers was read and placed on file in the County Clerk's Office.

COMMITTEE REPORTS

Supervisor Kollath reported that a "fair share payment formula" for library usage has been agreed upon with Calumet County.

Supervisor Albrecht told the Board about the ribbon cutting ceremony held at Wittman Regional Airport for Great Lakes Aviation. The ceremony was well attended and Great Lakes Aviation is doing very well.

SHERIFF DEPARTMENT AWARDS PRESENTATION

Sheriff Robert Kraus presented two of his officers with the "Distinguished Service Award". Officers Ky Rasmussen and Gordon Guetzkow received this award in recognition of the outstanding performance of their duties during the Gerald Oelerich incident in the Town of Black Wolf. Both officers received a standing ovation from the County Board.

SHERIFF'S REPORT

Sheriff Kraus came before the Board to give a final speech before his term comes to an end in January. He spoke to the Board about some of the accomplishments made in his department during his term in office. The new Work Release Center and national accreditation for health care in the jail, were just a few things mentioned. He told the Board that he included Sheriff-elect Michael Brooks in the 1995 budget process and is trying to make the transition for the new sheriff as smooth as possible. He thanked the Judiciary & Public Safety Committee and the whole County Board for their support during his term as Sheriff.

COUNTY EXECUTIVE'S REPORT

County Executive Steinhilber presented "Distinguished Service Awards" to: Marjorie Dahms, Register of Deeds, retiring; Ruth Bradley, County Treasurer, retiring; and Sheriff Robert Kraus. He also presented Sheriff Kraus with an award in recognition of his twenty-four years of service to Winnebago County in the Sheriff's Department.

County Executive Steinhilber informed the Board that the Governor's Executive Budget would not be available until after February 1, 1995. The costs of public education will be the big issue.

County Executive Steinhilber recommended approval of Resolution No. 182-1294, which authorizes the transfer of funds to cover the cost of emergency improvements and repairs made to the boilers at the airport terminal.

He told the Board that as of January 3, 1995, we will be able to board juveniles at the new Outagamie County juvenile facility. He also recommended approval of Resolution No. 185-1294, which authorizes the transfer of funds to cover the cost of boarding juveniles.

County Executive Steinhilber reported that Wisconsin Counties Mutual Insurance Corporation has issued Winnebago County a dividend check for \$18,544. This is 25% of our 1994 premium.

County Executive Steinhilber recommended to the Board that they not adopt Resolution No. 189-1294, which supports the creation of a seven circuit court.

COUNTY EXECUTIVE'S APPOINTMENTS VETERANS' SERVICES COMMISSION

County Executive Steinhilber re-appointed Richard Langan to another three-year term on the Veterans' Services Commission. The term to begin January 1, 1995 and expire December 31, 1997. Motion by Supervisor O'Brien and seconded to confirm. CARRIED BY VOICE VOTE.

GRIEVANCE REVIEW BOARD

County Executive Steinhilber re-appointed Donna Havemann (formerly Donna Richards) to another five-year term on the Grievance Review Board. The term to begin January 1, 1995 and expire on December 31, 1999. Motion by Supervisor Lauson and seconded to confirm. CARRIED BY VOICE VOTE.

CITY OF OSHKOSH TAX INCREMENT DISTRICT NO. 11

County Executive Steinhilber appointed Paul Sundquist to the City of Oshkosh Tax Increment District No. 11. Motion by Supervisor O'Brien and seconded to confirm. CARRIED BY VOICE VOTE.

WINNEFOX LIBRARY SYSTEM BOARD

County Executive Steinhilber re-appointed the following people to the Winnefox Library System Board:

City of Omro—Eileen Palecek

Village of Winneconne—Penny Ratchman

City of Oshkosh—Alberta Goff

These are three-year terms beginning January 1, 1995 and expiring on December 31, 1997. Motion by Supervisor O'Brien and seconded to confirm. CARRIED BY VOICE VOTE.

PUBLIC HEARING

Judge William Crane, Circuit Court Branch I, addressed the Board about the creation of a seventh circuit court. He confirmed the need for a seventh circuit court and recommended their approval of Resolution No. 189-1294, which supports the creation of a seventh circuit court.

Lynn Wilson, 2536 Oakridge Road, Neenah, Wisconsin, spoke in support of Amendatory Ordinance No. 11-07-94.

Jerry Frey, Town of Oshkosh Chairman, spoke against Resolution No. 194-1294, which authorizes initiating annexation procedures of the Park View Health Center property to the City of Oshkosh.

Judge Thomas Williams, Circuit Court Branch III, addressed the Board about the creation of a seventh circuit court. He also confirmed the need for a seventh circuit court and recommended their approval of Resolution No. 189-1294, which supports the creation of a seventh circuit court.

Barbara Archer, 2540 Oakridge Road, Neenah, Wisconsin, spoke against Amendatory Ordinance No. 11-07-94.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl reminded the Board that there will be a special orders meeting on January 3, 1995. The agenda will include: GIS; the 1995 Administrative Pay Plan; and Garry Blömberg, Community Development Resource Agent.

Chairman Maehl told the Board about a letter Iris Ost received from Aegis Insurance Company. They toured some of Winnebago County's facilities and commended us on our excellent loss control program.

Chairman Maehl met with executives of the Wisconsin Counties Association and discussed the resolution to petition Congress to introduce legislation amending the Constitution with regards to desecration of the United States flag. It passed unanimously and should pass statewide.

Chairman Maehl informed the Board that Dorothy Luebke, member of the Committee on Aging and wife of former supervisor Alfred Luebke, had passed away unexpectedly on December 15.

He also announced that Supervisor Winters would be getting married on December 23. He extended congratulations to her from himself and the Board.

Chairman Maehl told the Board that he would be conducting interviews for Supervisory District 21 next week. He was pleased with the number of people who have applied for this position.

Chairman Maehl read a letter from Paul and Sue Stevenson extending their wishes to the County Board for a happy holiday season.

COUNTY BOARD CHAIRMAN'S APPOINTMENT**SUPERVISORY DISTRICT NO. 21**

Chairman Maehl introduced Frank Frassetto and recommended his appointment to the County Board of Supervisors. He will fill the unexpired term of Al Shute, District No. 21, who resigned from the Board. Motion by Supervisor Montgomery and seconded to approve. **CARRIED BY VOICE VOTE.**

PARKS & RECREATION COMMITTEE

Chairman Maehl recommended Frank Frassetto to fill the unexpired term of Al Shute on the Parks & Recreation Committee. Motion by Supervisor Montgomery and seconded to approve. **CARRIED BY VOICE VOTE.**

FAIR MANAGER'S REPORT

John Hoeft introduced Tom Egan to the Board. Mr. Egan has just been re-elected to a three-year term as President of the Winnebago County Fair Association. Mr. Hoeft reported on the success of the 1994 Winnebago County Fair. Final figures indicate increases in almost every aspect of this year's fair, such as grandstand earnings, concessions, etc.

ZONING REPORTS & ORDINANCES

AMENDATORY ORDINANCE NO. 11-07-94. A request from Rodney Wilson for change from A-2 (General Farming District) to B-3 (General Business District). Motion by Supervisor Sievert and seconded to adopt amendment to the Ordinance. Ayes: 10—Schmidt, Klitzke, Montgomery, Egan, Metzger, Schwartz, Widener, Sievert, Winters and Arne. Nays: 25. Excused: 3—Finch, Lawson and Savas. **LOST.**

REPORT. NO. 001. A report from Planning & Zoning Committee re: rezoning to R-1 (single-family) to develop two existing lots as single family residential. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO. 12-01-94. A request from VPR Development (Timothy J. Pack) for change from M-1 (Light Industrial & Office District) to R-1 (Rural Residential District (Single-Family, Non-Subdivided)). Motion by Supervisor Sievert and seconded to adopt. **CARRIED BY VOICE VOTE.**

REPORT NO. 002. A report from Planning & Zoning Committee re: rezoning to R-1 (Single Family) to combine entire parcel into one zoning district. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 12-02-94. A request from Gerald O. Meyer for zoning change from A-2 (General Farming District) to R-1 (Rural Residential Dist., single-family, non-subdivided). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 003. A report from Planning & Zoning Committee re: rezoning to P-1 (Institutional & Recreational Park) for future church expansion. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 12-03-94. A request from Calvary Bible Church for zoning change from A-1 (Agri-Business District) to P-1 (Institutions & Recreational Park District). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 004. A report from Planning & Zoning Committee re: rezoning to remove floodplain classification from property. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 12-04-94. A request from Mark H. & Bonnie J. Huetten for zoning change from R-2 (Suburban Residential District—Floodplain) to R-2 (Suburban Residential District). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 5. A request from Town of Vinland on behalf of Richard Jorgenson & Brian Bradshaw for change from A-2 to R-1. Motion by Supervisor Hue and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 6. A request from Town of Vinland on behalf of Robert J. Albright for change from A-2 to M-2. Motion by Supervisor Hue and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 7. A request from the Town of Omro for a change to the Town Zoning Ordinance. Motion by Supervisor Rankin and seconded to adopt. CARRIED BY VOICE VOTE.

REPORTS, RESOLUTIONS & ORDINANCES

RESOLUTION NO. 165-1294: Designate Winnebago County Human Services Center-Oshkosh as a Smoke Free Environment

WHEREAS, it is widely known that tobacco smoke poses a health risk to smokers and to non-smokers who are exposed to it; and

WHEREAS, many governmental units, as a matter of public policy, have banned smoking within public buildings under their jurisdiction; and

WHEREAS, it is in the public interest that the recently acquired WNL building, which is to be remodeled into a County office building, to be known as the Winnebago County Human Services Center-Oshkosh, be designated as a smoke free environment.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the Winnebago County Human Services Center-Oshkosh, be, and hereby is designated as a smoke free environment.

Submitted by,

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Motion by Supervisor Wagner and seconded to refer to Property Management and Maintenance Committee. Ayes: 21. Nays: 14—Schmidt, Barker, Crowley, Kramer, King, Kollath, Putzer, Robl, Schwartz, Widener, Frassetto, Sundquist, Rankin and Albrecht. Excused: 3—Finch, Lawson and Savas. CARRIED.

RESOLUTION NO. 166-1294: Winnebago County Department of Social Services and Court To Provide Juvenile Intake Services

WHEREAS, Section 48.06(2)(a), Wisconsin Statutes, requires that the Board of Supervisors in counties having a population of less than 500,000 population authorize the County Department of Social Services or the Court or both to provide juvenile intake services and the staffing for said services; and

WHEREAS, both the Winnebago County Circuit Court and the Winnebago County Department of Social Services have been providing juvenile intake services to Winnebago County; and

WHEREAS, the records of the Winnebago County Board of Supervisors do not specifically indicate that a resolution was passed, after the enactment of the present Juvenile Code in 1977, authorizing both the Winnebago County Department of Social Services and the Court to provide juvenile intake services; and

WHEREAS, it is desirable that a formal resolution be passed so as to clarify the status of those persons providing juvenile intake services to the citizens of Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that pursuant to Sec. 48.06(2)(a), Wisconsin Statutes, it hereby authorizes the Winnebago County Circuit Court and the Winnebago County Department of Social Services to provide and staff juvenile intake services and the staff in relationship thereto within Winnebago County.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3—Finch, Lawson and Savas. CARRIED.

ORDINANCE NO. 167-1294: Create Section 9.15 Of The General Code Of Winnebago County: Regulation of Pawnbrokers, Secondhand Article Dealers and Secondhand Jewelry Dealers

WHEREAS, Section 134.71, Wisconsin Statutes, governs licensure and requirements for pawnbrokers, secondhand article dealers and secondhand jewelry dealers; and

WHEREAS, Section 134.71(14), Wisconsin Statutes, authorizes counties to enact an ordinance governing pawnbrokers, secondhand article dealers and secondhand jewelry dealers that is at least as stringent as that statutory section; and

WHEREAS, adoption of an ordinance by the Winnebago County Board of Supervisors pursuant to Section 134.71(14) would allow law enforcement officers within Winnebago County to issue ordinance citations for violations of provisions of Section 134.71, Statutes, as opposed to issuing state criminal charges against said violators.

NOW, THEREFORE, the County Board of Supervisors of the County of Winnebago does ordain as follows:

The adoption of Sec. 9.15 of the General Code of Winnebago County which shall read as follows:

9.15 REGULATION OF PAWNBROKERS AND SECONDHAND ARTICLE AND JEWELRY DEALERS

(1) AUTHORITY. This Section of the Code is adopted under the authority granted by Sec. 134.71(14), Wisconsin Statutes.

(2) **SECTION 134.71, WISCONSIN STATUTES, INCORPORATED BY REFERENCE.** Section 134.71, Wisconsin Statutes, to the extent such statutory section requires any act to be performed or prohibits any act is hereby adopted and by reference made a part of this section of the Code as if fully set forth herein. Any act required to be performed or prohibited by Section 134.71, Wisconsin Statutes, is required or prohibited by this section of the Code.

(3) **PENALTIES.** Penalties for violation of this section of the Code shall be assessed as set forth in Sec. 134.71(13), Wisconsin Statutes.

(4) **EFFECTIVE DATE.** This ordinance shall be in full force and effect as of January 1, 1995.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 34. Nays: 1—Schaidler. Excused: 3—Finch, Lawson and Savas. **CARRIED.**

ORDINANCE NO. 168-1294: Create Section 9.16, General Code Of Winnebago County: Littering

WHEREAS, Section 159.81, Wisconsin Statutes, prohibits littering; and

WHEREAS, the adoption of an ordinance incorporating the statutory language of Sec. 159.81, Wisconsin Statutes, by reference, would allow law enforcement officers within Winnebago County to issue ordinance citations for littering, as opposed to issuing state charges for violation of said statute.

NOW, THEREFORE, the County Board of Supervisors of the County of Winnebago does ordain as follows:

The creation of Section 9.16 of the General Code of Winnebago County which shall read as follows:

9.16 LITTERING.

(1) **AUTHORITY.** This section of the Code is adopted under the authority granted by Sec. 59.07(64) and Sec. 159.81, Wisconsin Statutes.

(2) **SECTION 159.81, WISCONSIN STATUTES, INCORPORATED BY REFERENCE.** Section 159.81, Wisconsin Statutes, to the extent such statutory section requires any act to be performed or prohibits any act is hereby adopted and by reference made a part of this sec-

tion of the Code as if fully set forth herein. Any act required to be performed or prohibited by Sec. 159.81, Wisconsin Statutes, is required or prohibited by this section of the Code.

(3) PENALTIES. Penalties for violation of this section of the Code shall be assessed as set forth in Sec. 159.81(2) and 159.97, Wisconsin Statutes.

(4) EFFECTIVE DATE. This ordinance shall be in full force and effect as of January 1, 1995.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

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

ORDINANCE NO. 169-1294: Create Sec. 9.17, General Code of Winnebago County: Possession Of Marijuana

WHEREAS, Section 161.41(3r), Wisconsin Statutes, prohibits any person from possessing or attempting to possess tetrahydrocannabinols, commonly referred to as marijuana; and

WHEREAS, the adoption of an ordinance incorporating Sec. 161.41(3r) into the General Code of Winnebago County, by reference, will allow law enforcement officers to issue an ordinance citation for the violation of said statutory section, as opposed to issuing criminal charges for violation of said statute.

NOW, THEREFORE, the County Board of Supervisors of the County of Winnebago does ordain as follows:

The creation of Sec. 9.17 of the General Code of Winnebago County, which shall read as follows:

9.17 POSSESSION OF MARIJUANA.

(1) AUTHORITY. This Section of the Code is adopted under the authority granted by Sec. 59.07(64) and Chapter 161, Wisconsin Statutes.

(2) SECTION 161.41(3r), WISCONSIN STATUTES, INCORPORATED BY REFERENCE. Section 161.41(3r), Wisconsin Statutes, to the extent such statutory section requires any act to be performed or prohibits any act is hereby adopted and by reference made a part of this section of the Code as if fully set forth herein. Any act required to be performed or prohibited by Sec. 161.41(3r), Wisconsin Statutes, is required or prohibited by this section of the Code.

(3) DEFINITIONS. Those definitions included within Chapter 161, Wisconsin Statutes, are hereby adopted and by reference made a part of this section of the Code as if fully set forth herein.

(4) PENALTIES. Penalties for violation of this section of the Code shall be assessed as set forth in Sec. 161.41(3r), Wisconsin Statutes.

(5) EFFECTIVE DATE. This ordinance shall be in full force and effect as of January 1, 1995.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

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

ORDINANCE NO. 170-1294: Create Section 9.18 Of The General Code Of Winnebago County: Possession Of Drug Paraphernalia

WHEREAS, Section 161.573, Wisconsin Statutes, prohibits the possession of drug paraphernalia; and

WHEREAS, the adoption of an ordinance incorporating Section 161.573, Statutes, into the General Code of Winnebago County shall allow law enforcement officers to issue ordinance citations for violation of that section of the Statute as opposed to issuing state criminal charges for violation of that Statute.

NOW, THEREFORE, the County Board of Supervisors of the County of Winnebago does ordain as follows:

The creation of Section 9.18 of the General Code of Winnebago County, which shall read as follows:

9.18 POSSESSION OF DRUG PARAPHERNALIA.

(1) AUTHORITY. This section of the Code is adopted under the authority granted by Sec. 59.07(64) and Chapter 161, Wisconsin Statutes.

(2) SECTION 161.573, WISCONSIN STATUTES, INCORPORATED BY REFERENCE. Section 161.573, Wisconsin Statutes, to the extent such statutory section requires any act to be performed or prohibits any act is hereby adopted and by reference made a part of this section of the Code as if fully set forth herein.

Any act required to be performed or prohibited by Sec. 161.573, Wisconsin Statutes, is required or prohibited by this section of the Code.

(3) **DEFINITIONS.** Those definitions as set forth in Chapter 161, Wisconsin Statutes, specifically as set forth in Section 161.01, Section 161.571, Wisconsin Statutes, are hereby adopted and by reference made a part of this section of the Code as if fully set forth herein.

(4) **PENALTIES.** Penalties for violation of this section of the Code shall be assessed as set forth in Sec. 161.573(1), Wisconsin Statutes.

(5) **EFFECTIVE DATE.** This ordinance shall be in full force and effect as of January 1, 1995.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

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

ORDINANCE NO. 171-1294: Create Section 9.19, General Code of Winnebago County: Penalties For Damage Caused By Dogs

WHEREAS, Section 174.02(2), Wisconsin Statutes, imposes forfeitures upon any person who owns a dog which causes injury to a person, property, livestock, deer and game birds; and

WHEREAS, the adoption of an ordinance incorporating Section 174.02(2), Statutes, by reference, into the General Code of Winnebago County would allow a state ordinance citation to be issued to owners of dogs causing such damage.

NOW, THEREFORE, the County Board of Supervisors of the County of Winnebago does ordain as follows:

The creation of Section 9.19 of the General Code of Winnebago County, which shall read as follows:

9.19 PENALTIES IMPOSED ON OWNER OF DOG CAUSING DAMAGE. (1) **AUTHORITY.** This section of the Code is adopted under the authority granted by Sec. 59.07(64) and Chapter 174, Wisconsin Statutes.

(2) **SECTION 174.02(2), WISCONSIN STATUTES, INCORPORATED BY REFERENCE.** Section 174.02(2), Wisconsin Statutes, to the extent such statutory section requires any act to be performed or prohibits any act is hereby adopted and by reference made a part of this section of the Code as if fully set forth herein. Any act required to be performed or prohibited by Section 174.02(2), Wisconsin Statutes is required or prohibited by this section of the Code.

(3) **DEFINITIONS.** Those definitions contained in Section 174.001, Wisconsin Statutes, are hereby adopted and by reference made a part of this section of the Code as if fully set forth herein.

(4) **PENALTIES.** Penalties for violation of this section of the Code shall be assessed as set forth in Section 174.02(2), Wisconsin Statutes.

(5) **EFFECTIVE DATE.** This ordinance shall be in full force and effect as of January 1, 1995.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Motion by Supervisor Arne and seconded to refer back to the Judiciary & Public Safety Committee. **MOTION TO REFER CARRIED BY VOICE VOTE.**

ORDINANCE NO. 172-1294: Create Section 9.20, General Code of Winnebago County: Dogs Running At Large

WHEREAS, Section 174.042, Wisconsin Statutes, imposes forfeitures upon any person who owns a dog which is allowed to run at large; and

WHEREAS, the adoption of an ordinance incorporating Section 174.042, Statutes, by reference, into the General Code of Winnebago County would allow a state ordinance citation to be issued to owners of dogs allowed to run at large.

NOW, THEREFORE, the County Board of Supervisors of the County of Winnebago does ordain as follows:

The creation of Section 9.20 of the General Code of Winnebago County, which shall read as follows:

9.20 PENALTIES IMPOSED ON OWNERS OF DOGS RUNNING AT LARGE.

(1) **AUTHORITY.** This section of the Code is adopted under the authority granted by Sec. 59.07(64) and Chapter 174, Wisconsin Statutes.

(2) **SECTION 174.042, WISCONSIN STATUTES, INCORPORATED BY REFERENCE.** Section 174.042, Wisconsin Statutes, to the extent such statutory section requires any act to be performed or prohibits any act is hereby adopted and by reference made a part of this section of the Code as if fully set forth herein. Any act required to be performed or prohibited by Section 174.02(2), Wisconsin Statutes is required or prohibited by this section of the Code.

(3) **DEFINITIONS.** Those definitions contained in Section 174.001, Wisconsin Statutes, are hereby adopted and by reference made a part of this section of the Code as if fully set forth herein.

(4) **PENALTIES.** Penalties for violation of this section of the Code shall be assessed as set forth in Section 174.042, Wisconsin Statutes.

(5) **EFFECTIVE DATE.** This ordinance shall be in full force and effect as of January 1, 1995.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 26. Nays: 9—Crowley, Diakoff, Putzer, Schaidler, Robl, Frassetto, Sundquist, Arne and Brenndand. Excused: 3—Finch, Lawson and Savas. **CARRIED.**

ORDINANCE NO. 173-1294: Create Section 9.21, General Code Of Winnebago County: Battery

WHEREAS, Section 940.19, Wisconsin Statutes, prohibits the causing of bodily harm to another; and

WHEREAS, the adoption of an ordinance incorporating Sec. 940.19, Wisconsin Statutes, into the General Code of Winnebago County would allow law enforcement officers to issue an ordinance citation for battery as opposed to issuing criminal charges for the violation of said statute.

NOW, THEREFORE, the County Board of Supervisors of the County of Winnebago does ordain as follows:

The creation of Section 9.21 of the General Code of Winnebago County, which shall read as follows:

9.21 BATTERY.

(1) **AUTHORITY.** This section of the Code is adopted pursuant to the authority granted by Sec. 59.07(64), Wisconsin Statutes.

(2) **SECTION 940.19, WISCONSIN STATUTES, INCORPORATED BY REFERENCE.** Section 940.19, Wisconsin Statutes, to the extent such statutory section requires any act to be performed or prohibits any act is hereby adopted and by reference made a part of this section of the Code as if fully set forth herein. Any act required to be performed or prohibited by Sec. 940.19, Wisconsin Statutes, is required or prohibited by this section of the Code.

(3) PENALTIES. Any person who violates any provision of this section of the Code shall be subject to the imposition of those penalties upon them as is provided in Section 25.04 of this Code and shall pay full restitution to the victim of the battery.

(4) EFFECTIVE DATE. This ordinance shall be in full force and effect as of January 1, 1995.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 33. Nays: 2—Putzer and Schaidler Excused: 3—Finch, Lawson and Savas. CARRIED.

ORDINANCE NO. 174-1294: Create Section 9.22, General Code of Winnebago County: Criminal Damage To Property Of Less Than \$250 In Value

WHEREAS, Section 943.01, Wisconsin Statutes, prohibits criminal damage to any physical property of another; and

WHEREAS, the passage of an ordinance incorporating Section 943.01, Wisconsin Statutes, into the General Code of Winnebago County, to the extent that damage to any physical property of another is less than \$250, shall allow law enforcement officers to issue an ordinance citation for violation of said statute as opposed to criminal charges for violating said statute.

NOW, THEREFORE, the County Board of Supervisors of the County of Winnebago does ordain as follows:

The creation of Section 9.22, General Code of Winnebago County, which shall read as follows:

9.22 CRIMINAL DAMAGE TO PHYSICAL PROPERTY OF ANOTHER OF LESS THAN \$250 IN VALUE.

(1) AUTHORITY. This Code is adopted under the authority granted by Section 59.07(64), Wisconsin Statutes.

(2) SECTION 943.01, WISCONSIN STATUTES, INCORPORATED BY REFERENCE. Section 943.01, Wisconsin Statutes, to the extent such statutory section requires any act to be performed or prohibits any act is hereby adopted and by reference made a part of this section of the Code as if fully set forth herein. Any act required to be performed or prohibited by Sec. 943.01, Wisconsin Statutes, is required or prohibited by this section of the Code.

(3) APPLICATION. This ordinance shall only be applicable to intentional damage to any physical property of another when said property damage is of less than \$250 in value.

(4) PENALTIES. Any person who violates any provision of this section of the Code shall pay full restitution for the costs of the damage to the physical property of the victim and shall be subject to the imposition of those penalties upon them as is provided in Sec. 25.04 of this Code.

(5) EFFECTIVE DATE. This ordinance shall be in full force and effect as of January 1, 1995.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 33. Nays: 2—Montgomery and Schaidler. Excused: 3—Finch, Lawson and Savas. CARRIED.

RESOLUTION NO. 175-1294: Authorize Destruction of Old Records in the Register of Deeds Office: Uniform Commercial Code Statements (1/1/85 to 8/31/87)

BE IT RESOLVED by the Winnebago County Board of Supervisors that pursuant to Sec. 59.51(14), Wisconsin Statutes, the Register of Deeds is hereby authorized to destroy the following old records:

Uniform Commercial Code Statements
Numbered 943639—960982 inclusive
covering the period 1/1/85 to 8/31/87

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4—Finch, Lawson, Savas and Schaidler. CARRIED.

RESOLUTION 176-1294: Name County Depositories

WHEREAS, pursuant to Section 59.74, Wisconsin Statutes, the Winnebago County Board of Supervisors must name those banking institutions which serve as depositories for County funds; and

WHEREAS, such a resolution was last passed by the Winnebago County Board of Supervisors in April, 1994; and

WHEREAS, the names of most banks which were named as depositories in April, 1994 have changed since that date, necessitating

that a revised resolution be passed by the Winnebago County Board of Supervisors.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the following named financial institutions and the State Investment Pool be designated as County depositories of Winnebago County as provided in Section 59.74, Statutes, and shall so remain as duly named depositories until such time as amended by the action of this Board:

M & I Bank—Oshkosh (was Valley Bank, Oshkosh)
Firstar Bank—Menasha
F & M Bank—Omro
M & I Central State Bank—Pickett
Associated Bank—Oshkosh (was M&I Western State Bank,
Oshkosh)
Bank One—Larsen
Firstar Bank—Oshkosh
Bank One—Oshkosh
Associated Bank—Neenah
Bank One—Neenah
First National Bank—Fox Valley
Bank One—Valley Fair

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Firstar Bank of Oshkosh shall be designated as the primary working bank for Winnebago County.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the funds of the County be distributed among those banks named above as provided for in Section 59.74, Statutes, unless otherwise directed by the Winnebago County Board of Supervisors or any Committee designated with such power by the Winnebago County Board of Supervisors.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4—Finch, Lawson, Savas and Winters. VOTE ON CORRECTED RESOLUTION CARRIED.

RESOLUTION NO. 177-1294: Authorize Audit of Winnebago County Board of Supervisors Per Diem and Expense Reports

BE IT RESOLVED by the Winnebago County Board of Supervisors

that it hereby authorizes the Winnebago County Auditor to perform an audit of the Winnebago County Board of Supervisors Per Diem and Expense Reports.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Motion by Supervisor O'Brien and seconded to table until the January 3, 1995, Special Orders Meeting. Ayes: 31. Nays: 3—Kollath, Schwartz and Widener. Abstained: 1—King. Excused: 3—Finch, Lawson and Savas. MOTION TO TABLE CARRIED.

RESOLUTION NO. 178-1294: Disallow Claim of Robert J. Probst and ACCORD, INC.

WHEREAS, your Personnel and Finance Committee has had the claim of Robert J. Probst and ACCORD, INC., referred to it for attention; and

WHEREAS, your Committee has investigated the claim and recommends disallowance of same by Winnebago County.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claim of Robert J. Probst and ACCORD, INC., dated November 28, 1994, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 34. Nays: 0. Excused: 4—Finch, Lawson, Robl and Savas. CARRIED.

ORDINANCE NO. 179-1294: Amend Section 19.24(2)(a) Of The Winnebago County General Code Relating To Fees And Charges: Winnebago County Community Park And Lake Winneconne Park Shelter Rental Fees

WHEREAS, the Winnebago County Board of Supervisors does ordain as follows:

That Section 19.24(2)(a) of the General Code of Winnebago County be amended to read as follows:

19.24(2)(a) FEES AND CHARGES

(2) The following fees shall apply for the reserved use of picnic shelter buildings at the Community Park and the Lake Winneconne Park.

(a) COMMUNITY PARK FEE SCHEDULE

Shelter	Group Size	Weekday Charge	Weekend Charge
1 & 2	Up to 150	\$25.00	\$35.00
	151-300	\$50.00	\$50.00
	301-1000	\$100.00	\$100.00
	Over 1000	Negotiated, minimum \$175	Negotiated minimum \$175
3 & 4	Up to 50	\$15.00	\$20.00
	Groups ► 50 persons will pay at the same rate as shelters 1 & 2		

LAKE WINNFCONNE PARK FEE SCHEDULE

Shelter	Group Size	Weekday Charge	Weekend Charge
1	Up to 150*	\$25.00	\$35.00
2	Up to 50	\$15.00	\$20.00
	51-150*	\$25.00	\$35.00
Hall	Up to 200	\$40.00	\$50.00
	201-1000	\$100.00	\$100.00
	Over 1000	Negotiated, minimum \$250.00	Negotiated minimum \$250.00

* If group size is over 150 charge will be the same as Shelter #1 & #2 in Community Park.

BE IT RESOLVED by the Winnebago County Board of Supervisors that the effective date of this ordinance shall be upon passage and publication.

Submitted by:
PARKS AND RECREATION COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3—Finch, Lawson and Savas. **CARRIED.**

RESOLUTION NO. 180-1294: Authorize Transfer of \$6,000 From Salary Contingency Account To Salaries Account In Veterans Office Fund

WHEREAS, the Winnebago County Veterans Office, due to the retirement of an employee, was unexpectedly required to pay out the amount of \$6,000 in retirement benefits from its Salaries Account this year; and

WHEREAS, the Salaries Account of the Veterans Office Fund will be without sufficient funds to meet the needs of Veterans Office employees during the remainder of the 1994 calendar year absent a transfer of funds as a result of said retirement payout.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$6,000 from the Salary Contingency Fund to the Salaries Account of the Veterans Office Fund.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE
AND PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 34. Nays: 1—Crowley. Excused: 3—Finch, Lawson and Savas. CARRIED.

RESOLUTION NO. 181-1294: Authorize Transfer Of \$14,000 From Salaries Contingency Fund To Elected Officials Account

WHEREAS, an increase in the per diem pay to County Board of Supervisors members took effect with the swearing in of the present Winnebago County Board of Supervisors; and

WHEREAS, insufficient funds were budgeted in the 1994 Winnebago County Board of Supervisors Budget to cover said per diem increase.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$14,000 from the Salaries Contingency Account to the Elected Officials Account of the 1994 Winnebago County Budget for the purpose of paying for additional expenses related to the increase in the per diem rate for attendance at County Board of Supervisors' meetings and committee meetings.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE AND
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 34
Nays: 0. Abstain: 1—Frassetto. Excused: 3—Finch, Lawson and Savas.
CARRIED.

**RESOLUTION NO. 182-1294: Authorize Transfer Of \$51,079 From
Miscellaneous Revenue Fund To Other Improvement Funds Of Witt-
man Regional Airport Budget (Emergency Improvements and Repair
Of Boilers In Terminal Building)**

WHEREAS, a necessity has developed for emergency repairs to the
boilers in the terminal building at Wittman Regional Airport; and

WHEREAS, a transfer from the Miscellaneous Revenue Fund of
Wittman Regional Airport in the amount of \$51,079 is necessary to
cover the costs of said improvements and repairs.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago
County Board of Supervisors that it hereby authorizes the transfer
of \$51,079 from the Miscellaneous Revenue Fund to the Capital
Fund—Other Improvements of Wittman Regional Airport's Budget
for the purpose of emergency repair, replacement and improvement
of boilers within the Wittman Regional Airport terminal building.

Submitted by:

AVIATION COMMITTEE AND PERSONNEL &
FINANCE COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 34.
Nays: 0. Abstain: 1—Kramer. Excused: 3—Finch, Lawson and Savas.
CARRIED.

**RESOLUTION NO. 183-1294: Authorize Transfer of \$25,000 From
General Contingency Fund To Jury And Witness Account—
Winnebago County District Attorney's Office**

WHEREAS, during the 1994 calendar year, the Winnebago County
District Attorney's Office experienced a tremendous increase in the
number of complex, high profile criminal cases which it was requested
to handle; and

WHEREAS, as a result of the increase in the number of criminal
cases, the District Attorney's Office has completely expended its Jury
and Witness Account.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago
County Board of Supervisors that it hereby authorizes the transfer
of \$25,000 from the General Contingency Fund of the 1994 Win-
nebago County Budget to the Jury And Witness Account of the Win-
nebago County District Attorney's Office.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE
AND PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 32. Nays: 0. Abstain: 3—Montgomery, Schaidler and Robl. Excused: 3 Finch, Lawson and Savas. CARRIED.

RESOLUTION NO. 184-1294: Authorize Transfer Of \$10,000 From Salaries—Contingency Fund To Employee Contribution Fund Of Winnebago County Parks Department

WHEREAS, as of October, 1994, the Winnebago County Parks Department had reached 100% of its budget for fringe benefits; and

WHEREAS, during the 1994 budgetary process, insufficient funds were placed in the Fringe Benefits Account of the Winnebago County Parks Department Budget to cover benefits for seasonal personnel.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$10,000 from the Salaries Contingency Account to the Employee Contribution Account of the Winnebago County Parks Department Budget for the purpose of covering fringe benefits costs for seasonal personnel.

Submitted by:

PARKS & RECREATION COMMITTEE AND
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3—Finch, Lawson and Savas. CARRIED.

RESOLUTION NO. 185-1294: Authorize Transfer Of \$150,000 From Boarding Prisoners Account Of Winnebago County Department Of Social Services Budget To Boarding Prisoners Account Of Winnebago County Sheriff's Department Budget

WHEREAS, funds were placed in the Winnebago County Department of Social Services Budget for the boarding of prisoners during the 1994 budget year in anticipation of a Secured Detention Facility being opened in Outagamie County prior to the end of year and monies for the housing of juveniles at said facility to be paid out of the Winnebago County Department of Social Services Budget; and

WHEREAS, the Juvenile Secured Detention Facility within Outagamie County will not be opened until approximately January 1, 1995; and

WHEREAS, the Winnebago County Sheriff's Department has continued to board juveniles within the secured detention facility housed within the Winnebago County Jail during the 1994 calendar year, despite the fact that no funds were appropriated within its budget to do so.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$150,000 from the Winnebago County Department of Social Services' Boarding Prisoners Fund to the Boarding Prisoners Fund of the Winnebago County Sheriff's Department Budget.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE AND
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3—Finch, Lawson and Savas. CARRIED.

RESOLUTION NO. 186-1294: Authorize Transfer Of \$13,700 From Jury And Witness Account To Automobile Allowance Account Of The Winnebago County Clerk of Courts Budget

WHEREAS, new federal and state grant requirements require the separate reporting of jury and witness fees and per diem and mileage costs in order to allow the counties to receive reimbursement through grant monies provided to the State of Wisconsin for said fees and costs; and

WHEREAS, said new reporting requirement requires that \$13,700 be transferred from the Jury and Witness Account of the Winnebago County Clerk of Courts Budget to the Automobile Allowance Account of said budget.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby transfers a total of \$13,700 from the Jury and Witness Account of the Winnebago County Clerk of Courts Budget to the Automobile Allowance Account of said Budget in relationship to those accounts shown on the attached Budget Transfer Form.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE
AND PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 34. Nays: 0. Abstain: 1—Montgomery. Excused: 3—Finch, Lawson and Savas. CARRIED.

RESOLUTION NO. 187-1294: Authorize Transfer of \$120,000 From Park View Health Center Labor Fund To Capital Fixed Equipment Fund (Purchase and Install Backup Propane Gas Standby System)

WHEREAS, state and federal regulations require that Park View Health Center must have a continuous supply of gas to operate its boilers so as to heat the facility appropriately for patients and staff; and

WHEREAS, pursuant to an optional billing system which Park View Health Center has chosen to be made a part of, Wisconsin Public Service Company may require Park View Health Center, to restrain or cut off its gas usage during gas peak days and gas constraint days; and

WHEREAS, during said gas peak days and gas constraint days, Park View Health Center must shut off its natural gas supply from Wisconsin Public Service Company and use a backup system to heat its boilers; and

WHEREAS, the present propane gas auxiliary system proved to be inadequate and unsafe during gas constraint days and gas peak days in 1993; and

WHEREAS, the existing propane gas auxiliary system, because of its age, is impossible to find replacement parts for; and

WHEREAS, monies are available within Park View Health Center's budget, as a result of savings in its labor fund during 1994, so as to fund a new propane gas system at Park View Health Center without requesting additional funding from the Contingency Fund or General Fund balance.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$120,000 from the Labor Fund of Park View Health Center to its Capital - Fixed Equipment Fund for the purpose of purchasing and installing an auxiliary propane gas standby system for the purpose of producing a continuous gas supply to operate boilers at Park View Health Center so as to heat that facility during gas peak days and gas constraint days as declared by the Wisconsin Public Service Company.

Submitted by:

**PARK VIEW HEALTH CENTER COMMITTEE AND
PERSONNEL & FINANCE COMMITTEE**

Motion by Supervisor Montgomery and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3—Finch, Lawson and Savas. CARRIED.

RESOLUTION NO. 188-1294: Authorize Transfer of \$7100.00 To Permanent Employees and Employer Contribution Fund Of Switchboard Department

WHEREAS, personnel from the General Services Department and Microfilming Department have acted as switchboard operators during the past budget year during periods when the switchboard operator was absent; and

WHEREAS, proper accounting procedure requires that transfers be made from the General Services Department and Microfilming Department to the Switchboard Department to cover the costs of labor and fringe benefits paid to these workers.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that a fund transfer in the amount of \$2600.00 be made from each of the permanent employees accounts of both the Winnebago County General Services Department and Winnebago County Microfilming Department to the Permanent Employees Fund of the Switchboard Department.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that budget transfers in the amount of \$950.00 be made from each Employer Contribution Fund of both the General Services Department and Winnebago County Microfilming Department to the Winnebago County Switchboard Department.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3—Finch, Lawson and Savas. CARRIED.

RESOLUTION NO. 189-1294: Support Creation of A Seventh Circuit Court In Winnebago County

WHEREAS, your undersigned Committee has been advised of the need for an additional circuit court in Winnebago County; and

WHEREAS, the Committee has reviewed the judgeship analysis report prepared by the District Court Administrator's Office of the Fourth Judicial District; and

WHEREAS, this information indicates substantial increases in all types of cases filed in Winnebago County and indicates the need for 8.1 judges in Winnebago County based upon the 1993 judicial case load; and

WHEREAS, it is reasonable to assume that increases in judicial case loads within the Winnebago County Circuit Court will continue in the future; and

WHEREAS, it may take a number of years to accomplish that which is necessary for the creation, establishment and staffing of a new court, including:

A. Wisconsin legislative action to create a new Seventh Circuit Court;

B. Action by the Winnebago County Board of Supervisors to finance, construct and staff a new court; and

C. The election of a new judge; and

WHEREAS, now is an appropriate time for Winnebago County to move forward with a request for Wisconsin legislative action to create a Seventh Winnebago County Circuit Court.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it does hereby support the need for an additional circuit court in Winnebago County and authorizes appropriate County officials to request that the State of Wisconsin take responsive action, legislative and otherwise, to create Winnebago County Circuit Court, Branch VII.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Winnebago County Planning Department, in studying for the long-range office space needs of Winnebago County, include provisions for a new circuit court to be created as determined by the Wisconsin Legislature.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that a copy of this resolution be transmitted by the Winnebago County Clerk to all Wisconsin Legislators representing constituents within Winnebago County and to the office of Governor Tommy Thompson.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 23. Nays: 12—Schmidt, Kramer, Hue, Putzer, Schaidler, Robl, Schwartz, Widener, Frassetto, Sundquist, Rankin and Winters. Excused: 3 Finch, Lawson and Savas. CARRIED.

RESOLUTION NO. 190-1294: Authorize Transfer of \$17,000 From General Fund To Capital Outlay and Computer Software Fund—County Clerk's Office (Purchase Tabulator/Voting Machines)

WHEREAS, a need presently exists within the County Clerk's Office for the purchase of two voting machines and tabulator software relating to the tabulation of votes during the electoral process; and

WHEREAS, the costs of said machines and software is in the amount of approximately \$17,000.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$17,000 from the General Fund of Winnebago County to the Computer Software Fund and Capital Outlay Fund of the Winnebago County Clerk's Office for the purpose of purchasing tabulator software.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE AND
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3—Finch, Lawson and Savas. CARRIED.

RESOLUTION NO. 191-1294: Authorize Appropriation Of \$94,000 From General Fund Of Winnebago County To Implement Voting Machine Loan Plan

WHEREAS, election costs have risen rapidly over the past five years; and

WHEREAS, Winnebago County is obligated to pay the entire cost of every September and November election and a portion of the costs of February and April elections; and

WHEREAS, some of the municipalities within Winnebago County are considering purchasing voting machines which will help reduce the election costs of printing and publishing newspaper notices; and

WHEREAS, due to the fact that the municipalities budgets are completed for 1995, it would be in the best interest of Winnebago County to create and implement a short term loan program to municipalities within Winnebago County for the purpose of allowing said municipalities to purchase new Accu-Vote voting machines.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes an appropriation of an amount not to exceed \$94,000 from the General Fund of Winnebago County for the purpose of implementing a loan program for the purpose of loaning money to municipalities within Winnebago County so as to allow the municipalities to purchase new Accu-Vote voting machines.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Winnebago County Executive and the Winnebago County Clerk, through the Winnebago County Finance Department and Winnebago County Corporation Counsel's Office, are authorized to make no interest loans to municipalities within Win-

nebago County for the purpose of purchasing new Accu-Vote voting machines from said appropriation pursuant to the following terms:

A. That loans shall be authorized in the amount of \$4,000 per voting machine with a trade-in or \$6,000 per voting machine without a trade-in;

B. That the term of any loan made shall not exceed 3 years;

C. That the municipality shall make an annual payment on the principal of each loan in the amount of \$2,000 per voting machine;

D. That the municipality shall pledge their tax levying authority as security with regard to any loan received;

E. That no loan shall be made pursuant to this appropriation subsequent to December 31, 1995;

F. That the borrowing municipality shall comply with all state statutes and regulations in relationship to authorizing the borrowing of funds pursuant to this plan; and

G. That loans made from this appropriation shall be made on a first-come, first serve basis.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE AND
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Motion by Supervisor Diakoff and seconded to amend "\$94,000" to "90,000", because the Town of Algoma will not need to borrow \$4,000. Ayes: 35. Nays: 0. Excused: 3—Finch, Lawson and Savas. RESOLUTION CARRIED AS AMENDED.

RESOLUTION NO. 192-1294: Authorize Transfer Of \$24,000 From Contingency Fund To Computer Software and Data Processing Service Fund Of Winnebago County Finance Department

WHEREAS, the Winnebago County Finance Director has indicated a need to purchase new fixed asset computer software and to modify the County's financial software, as is expressed in his memos of November 21, 1994 to the County Executive and your undersigned Committee, copies of which are herewith attached; and

WHEREAS, monies are available in the Contingency Fund to fund said purchases.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$14,000 from the Winnebago County Contingency Fund to the Computer Software Fund of the Winnebago County Finance Department.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$10,000 from the Winnebago County Contingency Fund to the Data Processing Services Fund of the Winnebago County Finance Department.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3—Finch, Lawson and Savas. CARRIED.

RESOLUTION NO. 193-1294: Authorize Transfer Of \$35,059 From Contingency Fund and Telephone Equipment Sale Fund For Maintenance Of Wisconsin National Life Building

WHEREAS, inappropriate sums have been budgeted to pay for the costs of heating and maintaining the Wisconsin National Life Building; and

WHEREAS, Winnebago County received proceeds in the amount of \$15,000 from the sale of telephone equipment within the Wisconsin National Life Building; and

WHEREAS, approximately \$35,000 is needed to cover the costs of maintenance of the building.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$15,000 from the fund established to hold the proceeds for the sale of telephone equipment from the Wisconsin National Life Building and \$20,059 from the Contingency Fund of Winnebago County to those accounts shown on the Budget Transfer Request Form, which is herewith attached, for the purpose of paying for the costs of maintenance of the Wisconsin National Life Building.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3—Finch, Lawson and Savas. CARRIED.

RESOLUTION NO. 194-1294: Authorize Winnebago County Executive To Initiate Procedures For Annexation Of Park View Health Center Property To The City of Oshkosh

WHEREAS, the property upon which the grounds of Park View Health Center lies is presently in the Town of Oshkosh; and

WHEREAS, Park View Health Center has had a growing need for a steady and reliable water source as well as a need for an expansion of its sewage system; and

WHEREAS, officials from the Town of Oshkosh have indicated to officials from Park View Health Center and Winnebago County that the Town of Oshkosh is unlikely to be able to meet the water and sewage needs of Park View Health Center in the future; and

WHEREAS, officials of the City of Oshkosh have indicated to Park View Health Center that the City of Oshkosh would be willing to annex the grounds of Park View Health Center to the City of Oshkosh; and

WHEREAS, your undersigned Committee believes that said annexation will serve the best interest of the patients at Park View Health Center and Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive to initiate procedures with the City of Oshkosh so as to effectuate the annexation of the grounds of Park View Health Center into the City of Oshkosh, and take whatever other subsequent action is necessary, including the signing of any documents, so as to promote said annexation procedure to occur.

Submitted by:

PARK VIEW HEALTH CENTER COMMITTEE

Motion by Supervisor Montgomery and seconded to adopt. Ayes: 31. Nays: 4—Rengstorf, Putzer, Schaidler and Arne. Excused: 3 Finch, Lawson and Savas. CARRIED.

Supervisor King moved and it was seconded to adjourn until Tuesday, January 3, 1995 at 6 P.M. CARRIED BY VOICE VOTE. Meeting adjourned at 10 P.M.

Respectfully submitted,

Linda Wolfe

Winnebago County Clerk

State of Wisconsin)
County of Winnebago)ss

I, Linda Wolfe, Winnebago County Clerk, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their adjourned meeting held December 20, 1994.

Linda Wolfe

Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

**SPECIAL ORDERS OF BUSINESS SESSION
COUNTY BOARD MEETING
TUESDAY, JANUARY 3, 1995**

Chairman Joseph Maehl called the meeting to order at 6:00 P.M. in the Supervisors' Room, Fourth Floor, Courthouse, Oshkosh, Wisconsin.

The meeting was opened with the Pledge of Allegiance and an Invocation by Supervisor Wagner.

Roll Call: 33 present. Excused: 4—O'Brien, Finch, Crowley, Planalp.

Supervisor Griesbach moved and it was seconded to adopt the agenda. **CARRIED BY VOICE VOTE.**

COMMUNICATIONS, PETITIONS, ETC.

Letter of thanks from Alfred Luebke was read and filed. Notice of Claim from Roberta Gregory-Hatch regarding alleged personal and business injuries sustained from police misconduct, malicious prosecution, illegal search and seizure was referred to Personnel and Finance Committee. Article in December, 1994 Wisconsin Counties magazine featured County Executive Steinhilber. Letter from Judge Thomas Williams in support of seventh circuit court was placed on file.

COMMITTEE REPORTS

Supervisor Albrecht reported that Great Lakes Aviation is doing better than expected during their first weeks of operation at Wittman Field. He stated Christmas in the Air held at the EAA Museum was attended by over 3,000 local people.

PUBLIC HEARING

Robert Lace, 765 Oak Street, Neenah, Wis. and Judge William Crane spoke in support of a seventh circuit court.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Joseph Maehl asked that the February County Board meeting be changed to Monday, February 20th because of the election on February 21st. Motion by Supervisor Lauson and seconded to change the February meeting to Monday, February 20. CARRIED BY VOICE VOTE. The County Clerk was asked to notify those absent of the date change.

COUNTY EXECUTIVE'S VETO MESSAGE

RE: COUNTY BOARD RESOLUTION 189-1294: SUPPORT CREATION OF A SEVENTH CIRCUIT COURT IN WINNEBAGO COUNTY

Pursuant to Section 59.031(6), Wisconsin Statutes, I am hereby returning to the Winnebago County Board of Supervisors, Resolution No. 189-1294 which was adopted at the December 20, 1994 County Board meeting.

Please be advised that I disapprove of and veto the above stated resolution for the reasons provided below:

This resolution was presented by the Judiciary and Public Safety Committee, upon prompting from our judicial branch, based upon the so-called "weighted caseload formula". Unfortunately, this system has flaws and produces surprising recommendations.

As you know, in 1992, a determination was made that Winnebago County needed **8.9 judges!** Now, based on 1993 statistics, this formula says we need **8.1 judges.**

The fact is, mere numbers of cases are not sufficient to determine whether a new court is needed. The present system does not take into account such factors as the use of court commissioners, mediators, and other administrative efficiencies in use here and elsewhere.

In addition, the Clerk of Courts caseload statistics for this County tell an entirely different story than the "substantial increases in all types of cases filed in Winnebago County", referred to in the resolution. Instead, there is a leveling or decline in most categories. With 1994 nearly over, there are actual **reductions** in the number of cases filed in civil matters, small claims, small claims garnishments, family, and even in traffic cases. (See chart, "Annual Comparison of Caseload", attached.)

We have no appreciable backlog of cases and our Sixth Circuit Court Judge took office in 1991.

A major argument advanced in favor of this resolution is that because of time lags of two or three years, we need to get our request in now. This might have merit, if: (1) there were any demonstrated need; (2) there were any prospects of any new judgeships being created at State expenses; and (3) there were not a budgetary crunch.

As I have mentioned, I have been reliably informed that there will be **no funding for any new courts in Wisconsin's next budget.**

We are facing times of tight budgeting on both the Federal and State level, and with the State attempting to fund two-thirds of all public school costs, there will be many difficult budget decisions to be made, reaching to the County level.

In Winnebago County, we are endeavoring to solve our problems not by adding more personnel to our payroll, but by working "smarter" with new ideas and greater efficiency. We take justifiable pride in our court system and the caliber of our judges.

As a former District Attorney, State Legislator, and as an attorney, I have always supported advances in the administration of justice. I am currently a member of the Wisconsin Juvenile Justice Study Committee which is completing six months of intensive work revising the Juvenile Delinquency Laws of this State. I intend to continue to support affordable improvements in our judicial system, as and when needed.

A few months ago, Governor Thompson vetoed a bill which would have created eleven (11) new judges, including one for this County. It was a tough but necessary decision. I feel compelled to follow this example of fiscal responsibility and, therefore, I am returning this resolution for your reconsideration.

Very truly yours,

Jack D. Steinhilber
Winnebago County Executive

Supervisor Gose moved and it was seconded to reconsider Resolution No. 189-1294. Ayes: 25. Nays: 8—King, Egan, Schaidler, Robl, Schwartz, Frassetto, Sundquist, Rankin. Excused: 4 -O'Brien, Finch, Crowley and Planalp. CARRIED.

**RECONSIDERATION OF
RESOLUTION 189-1294 - Support Creation of a Seventh Circuit
Court in Winnebago County**

WHEREAS, your undersigned Committee has been advised of the need for an additional circuit court in Winnebago County; and

WHEREAS, the Committee has reviewed the judgeship analysis report prepared by the District Court Administrator's Office of the Fourth Judicial District; and

WHEREAS, this information indicates substantial increases in all types of cases filed in Winnebago County and indicates the need for 8.1 judges in Winnebago County based upon the 1993 judicial case load; and

WHEREAS, it is reasonable to assume that increases in judicial case loads within the Winnebago County Circuit Court will continue in the future; and

WHEREAS, it may take a number of years to accomplish that which is necessary for the creation, establishment and staffing of a new court, including:

- A. Wisconsin legislative action to create a new Seventh Circuit Court;
- B. Action by the Winnebago County Board of Supervisors to finance, construct and staff a new court; and
- C. The election of a new judge; and

WHEREAS, now is an appropriate time for Winnebago County to move forward with a request for Wisconsin legislative action to create a Seventh Winnebago County Circuit Court.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it does hereby support the need for an additional circuit in Winnebago County and authorizes appropriate County officials to request that the State of Wisconsin take responsive action, legislative and otherwise, to create Winnebago County Circuit Court, Branch VII.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Winnebago County Planning Department, in studying for the long-range office space needs of Winnebago County, include provisions for a new circuit court to be created as determined by the Wisconsin Legislature.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that a copy of this resolution be transmitted by the Winnebago County Clerk to all Wisconsin Legislators representing constituents within Winnebago County and to the office of Governor Tommy Thompson.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Supervisor Gose moved and it was seconded to adopt. Two-thirds vote of membership required (25 votes): Ayes: 22. Nays: 11. Excused: 4—O'Brien, Planalp, Crowley and Finch. VETO SUSTAINED.

LEADERSHIP DOG SCHOOL REPORT

Supervisor Nancy Barker introduced her daughter, Kathy Barker, and her leader dog, Dolly. Kathy is training Dolly to be a leader dog for the blind. They have a special regimen to follow and the only commands she can give Dolly are "No", "Sit" and "Heel". If Dolly is accepted, she may be sent anywhere in the world. The only food that can be given is Purina, which is available worldwide. Dolly is the property of the Leader Dogs for the Blind, and if she is not accepted, Kathy would have first option to keep her. Dolly must be taken into a variety of situations, including the workplace, elevators, cars, etc. to train her for leading the blind.

1995 ADMINISTRATIVE PAY PLAN

Personnel Director William Wagner introduced Mr. Charles Carlson of D. W. Griffith & Associates who conducted an administrative pay plan review. Winnebago County has 288 employees in 150 position classification titles. He presented his recommendations as follows:

- * Formally adopt a set comparison of organizations including all of the traditional comparisons but dropping Dane County and Waukesha County from the pool; they are substantially larger counties than Winnebago and are on the higher economic end of the comparables.

- * Retain the current salary structure; however, change published pay grades to include a minimum, maximum, and published step size equal to 3% of range midpoint. This means that there will be more steps to reach maximum grade salary, assuming an employee is hired at the minimum, and fewer steps if hired toward the midpoint.

- * Exercise justifiable latitude in hiring staff between the minimum and the grade midpoint, based on qualifications.

- * Continue the policy of annually adjusting the salary structure by a percentage approximately equal to that negotiated with the collective bargaining units.

* Complete follow-up job evaluation analysis of the benchmark positions using DMG's Comprehensive Position Questionnaire and Point Factor Matrix Job Evaluation System to determine if current evaluation system is achieving internal pay equity.

* Communicate the value of its benefits package to staff, both in terms of content and dollar value, at every opportunity.

He stated Winnebago County's benefit package is comparable to other counties, but might be considered high compared to the private sector. He also stated another early retirement program for counties may be offered by the Governor.

OPPORTUNITIES AVAILABLE—COMMUNITY DEVELOPMENT RESOURCE AGENT

Garry Blomberg, Community Development Resource Agent, gave a presentation on resources available through the University Extension programs. He explained that Cooperative Extension is a partnership with the federal, state and county governments to provide education on local issues, situations and problems for which research is needed. Community Resource Development Agents work to strengthen the ability of citizens, community leaders and local officials to identify and resolve critical community needs and issues in three broad areas: communities (community revitalization, local government education, demographic information and community management); natural resources (land use, waste management, water quality and resource management); and economic development (small business, recreation and tourism, community economic analysis and energy). He has worked with Omro on community revitalization and facade development, and has worked with the Village of Winneconne. Leadership development will be addressed for the smaller communities. They hold ETN programs regularly, distribute informative brochures, and hold conferences on timely subjects. He is working on the Clean Sweep program to be held April 11, 1995, and has worked on water quality and water testing countywide.

ABSTENTION FROM VOTING

Supervisor John Hue's report was not given at this time. He will clarify some items and give a report at a later date.

PER DIEM AND EXPENSE REPORTS

County Board Chairman Maehl requested supervisors to put their names on expense sheets, and explained the proper way to fill out an expense report. If anyone has any questions about what is allowable and what is not, they should call the Chairman for clarification. He didn't feel the County Auditor could answer those questions because there are always "grey" areas that come up. Supervisor Diakoff suggested a special expense sheet be used to list items other than committee meetings (e.g., seminars, attendance at meetings other than the ones assigned to a member). Supervisor Troxell suggested a special column on the present expense sheet be added to list those items other than committee meetings.

He encouraged County Board members to be enlightened and learn more about the County and its operations by attending seminars, meetings of other committees, etc. He encouraged members to speak to civic groups and explain the operations of the county. He reviews all expense sheets monthly and commended the board members on the fine job they are doing.

Supervisor King moved and it was seconded to adjourn until January 17, 1995 at 6:00 P.M. CARRIED BY VOICE VOTE. Meeting adjourned at 8:40 P.M.

Respectfully submitted,

Linda Wolfe
Winnebago County Clerk

State of Wisconsin)
County of Winnebago)ss

I, Linda Wolfe, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their Special Orders of Business meeting held January 3, 1995.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

ADJOURNED SESSION
COUNTY BOARD MEETING
TUESDAY, JANUARY 17, 1995

Chairman Joseph N. Maehl called the meeting to order at 6:00 P.M. in the Supervisors' Room, Fourth Floor, Courthouse, Oshkosh, Wisconsin.

The meeting was opened with the Pledge of Allegiance and an Invocation by Supervisor Wagner.

Roll Call: All present except Supervisor Crowley.

Supervisor Arne moved and it was seconded to accept the minutes of December 20, 1994. **CARRIED BY VOICE VOTE.**

Supervisor Arne asked that his vote on Resolution 189-1294, "Support Creation of a Seventh Circuit Court in Winnebago County", be changed from "aye" to "nay".

Supervisor Planalp moved and it was seconded to approve the agenda. **CARRIED BY VOICE VOTE.**

COMMUNICATIONS, PETITIONS, ETC.

Notice of claim from Peter Baroun regarding expenses incurred in an accident with a Winnebago County Sheriff's Department vehicle was referred to Personnel and Finance Committee. Anonymous letter from Winnebago County employees who smoke asking the County Board to allow smoking at the new Oshkosh Human Services Building was read and placed on file. Notice of meeting on Mandatory Drug and Alcohol Testing from the Wisconsin Counties Association was read and filed. Notice of meeting on Protecting Agricultural Land from East Central Wis. Regional Planning Commission and UW-Extension Offices was read and filed. Letters from Senator Mike Ellis, Senator Alan Lasee and Representative Mike Heusch on supporting the state sovereignty were read and filed.

Petition for Zoning Amendment from Steve E. Lee for change from B-1 to M-1 for mini-storage was referred to Planning & Zoning Committee.

Petition for Zoning Amendment from Richard Halbrook for zoning change from R-4 to M-1 for mini-warehousing was referred to Planning & Zoning Committee.

COMMITTEE REPORTS

Supervisor Koziczkowski told the Board that the steps recommended in a study of the Health Department conducted by the Personnel Department will be implemented and monitored.

Supervisor Albrecht reported that revenues at Wittman Regional Airport are up and expenditures are down. He encouraged the Supervisors to read the airport financial report that was distributed to them.

Supervisor Gose reported that the Judiciary & Public Safety and Property Management & Maintenance Committees toured the Huber facility site. The facility will be ready by June, 1995.

Supervisor Barker reported that she attended a meeting with the DNR regarding Fox River pollution. She is available to speak to other groups about the Fox River pollution problem.

PUBLIC HEARING

No one addressed the Board.

COUNTY EXECUTIVE'S REPORT

County Executive Jack Steinhilber reported to the Board that there will be massive changes in governmental services. Executive Steinhilber told the Board that many governmental services will be provided at the local level instead of by federal and state agencies. He said that the State of Wisconsin will provide two-thirds of the funding for public education, giving Wisconsin citizens some property tax relief. Money for funding public schools will not come from higher taxes, but from changes in programs and their administration.

Executive Steinhilber asked that department heads report on unfunded mandates that affect their departments, so that we can work for changes.

He received a letter from Rep. Carol Owens supporting Resolution No. 153-1194, "Support the Tenth Amendment—State Sovereignty".

Executive Steinhilber reported that the County sale held last week was very successful. The County made over \$3,000 from the sale of old and obsolete items. Dishes from Park View Health Center were donated to Father Carr and The Place To Be. Picnic tables were given to the Oshkosh Senior Center, where they will be refurbished and then donated to the Oshkosh Boys and Girls Club.

Executive Steinhilber reported that a task force is being organized to determine whether there is a feasible way to keep the Fox Locks open.

Executive Steinhilber told the Board that the Highway Committee will be working with the Property Management & Maintenance Committee to get the highway garage and office project under way.

Executive Steinhilber asked the Board to support the following resolutions: Resolution No. 201-195, "Adopt 1995 Revisions to the

Winnebago County Administrative Salary Schedule and Rules for Administration"; Resolution No. 202-195, "Authorization to Implement Phase III of the Winnebago County Space Allocation Plan Utilization of the Former Department of Social Services Building, Oshkosh"; Resolution No. 206-195, "Authorize the Name of the Building at 220 Washington Avenue to be Changed to the Winnebago County Human Services Center-Oshkosh"; Resolution No. 209-195, "Authorize Payment of \$7,799 to Wisconsin Counties Association Re: Intergovernmental Transfer Program (Park View Health Center)".

COUNTY EXECUTIVE'S APPOINTMENT

PUBLIC SAFETY BUILDING BOARD

County Executive Steinhilber appointed Supervisor Paul Sundquist to the Public Safety Building Board to replace Supervisor Burton Schmidt who resigned from the Board. His term would begin immediately and expire on April 16, 1996. Motion by Supervisor Montgomery and seconded to confirm. CARRIED BY VOICE VOTE.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl received a letter from Rep. Cloyd Porter, District 66, supporting Resolution No. 153-1194, "Support the Tenth Amendment—State Sovereignty". Thirty-nine Wisconsin counties and 27 states have ratified similar resolutions.

Chairman Maehl reported that Supervisor Crowley is recuperating after hip surgery and appreciated the flowers sent to her by the Board.

Chairman Maehl shared with the Board a letter Dennis Wendt, Social Services Director, received from Town of Menasha Police Chief William Weiss. The Town of Menasha Police Department has recently been accredited by the Commission on Law Enforcement Accreditation, Inc. Winnebago County's program that assigns a social worker to law enforcement agencies was highly praised by this organization and specifically mentioned Ann Kemmeter & Dale Drake of the Social Services Department.

Chairman Maehl stated that the DNR feels that it may be necessary to remove PCB's from the Fox River.

Chairman Maehl stated that the task force being formed to study the Fox Locks will be looking at costs and other aspects of keeping the locks open. The task force will be asking the State of Wisconsin for assistance, and possibly attempting to make the Fox Locks a national corridor. They will be coming to the County Board to get funding to start this study.

COUNTY BOARD CHAIRMAN'S APPOINTMENTS**APPOINTMENT OF COUNTY SUPERVISOR, DISTRICT 21**

Chairman Maehl presented his appointment of Mr. Terry Footit, 1808 McCurdy Street, Oshkosh, WI 54901 to County Supervisory District 21 to replace former Supervisor Burton Schmidt. Motion by Supervisor Lauson and seconded to accept. **CARRIED BY VOICE VOTE.** Mr. Footit was given his Oath of Office and seated.

APPOINTMENT TO PARKS & RECREATION COMMITTEE

Chairman Maehl presented his appointment of Supervisor Terry Footit to the Parks & Recreation Committee to replace Supervisor Paul Sundquist, who resigned from the committee. Motion by Supervisor Lauson and seconded to accept. **CARRIED BY VOICE VOTE.**

APPOINTMENT TO THE HIGHWAY COMMITTEE

Chairman Maehl presented his appointment of Supervisor Terry Footit to the Highway Committee to replace former Supervisor Burton Schmidt. Motion by Supervisor Lauson and seconded to accept. **CARRIED BY VOICE VOTE.**

ZONING REPORT & ORDINANCES

REPORT NO. 001. A report from Planning & Zoning Committee for change from R-1/A-2 Rural Residential District (Single-Family, non-subdivided)/General Farming District to R-1 Rural Residential District (Single-Family, non-subdivided). Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

AMENDATORY ORDINANCE NO.01-01-95. A request from Lillie Kronberg Estate c/o Larry Kronberg for rezoning to R-1 (single family) to place lots within one zoning district. Motion by Supervisor Sievert and seconded to accept. **CARRIED BY VOICE VOTE.**

REPORTS, RESOLUTIONS & ORDINANCES**RESOLUTION NO. 195-195:—Oppose ILHR 83 Code Revision (Governing Private Sewage Disposal)**

WHEREAS, the Department of Industry, Labor and Human Relations has proposed dramatic changes to the Administrative Code ILHR 83 which would have many negative impacts on counties and their citizens; and

WHEREAS, the proposed changed would:

- a) Allow the disposal of partially treated wastes to the surface of the ground and to surface waters of the State by "high-tech" systems with performance standards that have not yet been proven in Wisconsin climatic conditions.

- b) Overturn County's authority to prohibit holding tank use for new construction.
- c) Allow individuals to install holding tanks for new construction regardless of the availability of suitable alternative subsurface soil treatment systems.
- d) Provide management and accountability of holding tanks wastes and "high-tech" system maintenance by third party entities that have yet to be defined; and

WHEREAS, it is anticipated that these proposals would place significant additional responsibilities and encumbrances on local authorities; substantially increase expense to individuals, including taxpayers; and most significantly, cause adverse and irreparable change to the environment of the State of Wisconsin; and

WHEREAS, Winnebago County is opposed to these changes in the proposed working draft for Administrative Code ILHR 83 because of said adverse environmental and economical impacts.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that this Board go on record strongly opposing the Department of Industry, Labor and Human Relations' proposed changes to the Administrative Code ILHR 83.

BE IT FURTHER RESOLVED that copies of this resolution be furnished to State Legislators representing Winnebago County, to the Senate Legislative Committee on Urban Affairs, Financial Institutions and Environmental Resources; to the Assembly Legislative Committee on Environmental Resources; to the Department of Industry, Labor and Human Relations; to the Department of Natural Resources; the Wisconsin Counties Association, State of Wisconsin County Boards; and to the Governor of the State of Wisconsin.

Submitted by:

PLANNING & ZONING COMMITTEE

Motion by Supervisor Sievert and seconded to adopt. Ayes: 36. Nays: 1—Lawson. Excused: 1—Crowley. CARRIED.

RESOLUTION NO. 196-195 - Commendation to Ruth Bradley

WHEREAS, Ruth Bradley has served the citizens of Winnebago County for the past fourteen years as Treasurer of Winnebago County; and

WHEREAS, prior to her election to the position of Treasurer, Ms. Bradley served the citizens of Winnebago County for ten years in various positions within the Treasurer's Office; and

WHEREAS, throughout her term of office, Ms. Bradley has distinguished herself as a most conscientious and dedicated public servant; and

WHEREAS, Ms. Bradley has recently completed her services to Winnebago County.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that sincere appreciation and commendation be and it hereby is extended to Ruth Bradley for the fine services that she has rendered to the citizens of Winnebago County.

BE IT FURTHER RESOLVED, that the County Clerk send a copy of this Resolution to Ruth Bradley.

Submitted by,

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 37. Nays: 0. Excused: 1—Crowley. CARRIED.

RESOLUTION NO. 197-195: - Commendation to Marjorie Dahms

WHEREAS, Marjorie Dahms has served the citizens of Winnebago County for the past fourteen years as Register of Deeds of Winnebago County; and

WHEREAS, during that time, Ms. Dahms has distinguished herself as a most conscientious and dedicated Register of Deeds; and

WHEREAS, Ms. Dahms has recently completed her services as Register of Deeds.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that sincere appreciation and commendation be and it hereby is extended to Marjorie Dahms for the fine services that she has rendered to the citizens of Winnebago County.

BE IT FURTHER RESOLVED, that the County Clerk send a copy of this Resolution to Marjorie Dahms.

Submitted by,

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 37. Nays: 0. Excused: 1—Crowley. CARRIED.

RESOLUTION NO. 198-195: - Commendation to Robert Kraus

WHEREAS, Robert Kraus has served the citizens of Winnebago County for the past two years as Sheriff of Winnebago County; and

WHEREAS, prior to his election to the position of Sheriff, Mr. Kraus served the citizens of Winnebago County for twenty-three years and seven months in the position of Deputy Sheriff; and

WHEREAS, throughout his term of service, Mr. Kraus has distinguished himself as a most conscientious and dedicated public servant; and

WHEREAS, Mr. Kraus has recently completed his service to Winnebago County.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that sincere appreciation and commendation be and it hereby is extended to Robert Kraus for the fine services that he has rendered to the citizens of Winnebago County.

BE IT FURTHER RESOLVED, that the County Clerk send a copy of this Resolution to Robert Kraus.

Submitted by,
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 37. Nays: 0. Excused: 1—Crowley. CARRIED.

RESOLUTION NO. 199-195: - Commendation to Patricia McKee

WHEREAS, Patricia McKee has been employed with Park View Health Center of Winnebago County, for the past twenty-two years and two months, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Patricia McKee 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 Patricia McKee for the fine services she has rendered to Winnebago County.

BE IT FURTHER RESOLVED, that the County Clerk send a copy of this Resolution to Patricia McKee.

Submitted by,
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 37. Nays: 0. Excused: 1—Crowley. CARRIED.

RESOLUTION NO. 200-195: - Designate Winnebago County Human Services Center-Oshkosh and Surrounding County-Owned Grounds as a Smoke-Free Environment

WHEREAS, it is widely known that tobacco smoke poses a health risk to smokers and to non-smokers who are exposed to it; and

WHEREAS, many governmental units, as a matter of public policy, have banned smoking within public buildings under their jurisdiction; and

WHEREAS, it is in the public interest that the recently acquired WNL building, which is to be remodeled into a County office building, to be known as the Winnebago County Human Services Center-Oshkosh and the County-owned grounds surrounding this building, be designated as a smoke-free environment.

NOW, THEREFORE BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the Winnebago County Human Services Center-Oshkosh and the County-owned grounds surrounding this building be, and hereby are designated as a smoke-free environment.

Submitted by,
PROPERTY MAINTENANCE AND MANAGEMENT
COMMITTEE

Motion by Supervisor Wagner and seconded to adopt. Motion by Supervisor Frassetto and seconded to amend by deleting on Lines 14 & 15 "and the County-owned grounds surrounding this building,". Motion by Supervisor Winters to delete Line 19 "and the County-owned grounds surrounding this building be, and hereby" and change "are" on Line 20 to "is". No second to Supervisor Winters's amendment. Supervisor Frassetto amended his original amendment to include Supervisor Winters's changes. A motion was made by Supervisor Arne and seconded to refer back to committee. Ayes: 16 - Rengstorf, Barker, Diakoff, Finch, Kramer, Lawson, Klitzke, Planalp, Egan, Griesbach, Metzsig, Putzer, Schaidler, Robl, Sievert and Arne. Nays: 21—Footit, Gose, Hue, King, Lauson, Kollath, Montgomery, O'Brien, Savas, Schwartz, Widener, Frassetto, Sundquist, Rankin, Wagner, Troxell, Winters, Koziczowski, Brennand, Albrecht and Maehl. Excused: 1—Crowley. ARNE MOTION LOST. Vote on Frassetto amendment—Ayes: 26. Nays: 11—Finch, Kramer, Lawson, Hue, King, Egan, Putzer, Schaidler, Robl, Savas and Brennand. Excused: 1—Crowley. FRASSETTO AMENDMENT CARRIED. Motion by Supervisor Troxell and seconded to amend resolution on Line 20 by adding, "except that a room be designated as a smoking area within the building." Ayes: 22. Nays: 15—Rengstorf, Footit, Barker, Kramer, King, Kollath, O'Brien, Griesbach, Schwartz, Widener, Frassetto, Sundquist, Koziczowski, Brennand and Albrecht. Excused: 1—Crowley. AMENDMENT CARRIED. Vote on Resolution as amended—Ayes: 26. Nays: 11—Rengstorf, Footit, Barker, Kramer, King, O'Brien, Griesbach, Schwartz, Widener, Brennand and Albrecht. Excused: 1—Crowley. CARRIED.

RESOLUTION 201-195: - Adopt 1995 Revisions to the Winnebago County Administrative Salary Schedule and Rules for Administration

BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the 1995 Revisions to the Winnebago County Administrative Salary Schedule and Rules for Administration, as set forth and described in the documents attached hereto, be, and they hereby are, adopted.

BE IT FURTHER RESOLVED, that the necessary funds to cover the costs resulting from the adoption of the 1995 Revisions to the Administrative Salary Schedule shall be made available from funds budgeted for this purpose.

Submitted by,
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 34. Nays: 3—Rengstorf, Montgomery and Planalp. Excused: 1—Crowley. CARRIED.

RESOLUTION NO. 202-195: - Authorization To Implement Phase III Of The Winnebago County Space Allocation Plan—Utilization Of The Former Department Of Social Services Building, Oshkosh

WHEREAS, the Winnebago County Board of Supervisors has approved the purchase and remodeling of the Wisconsin National Life Building (Winnebago County Human Services Center, Oshkosh); and

WHEREAS, the Department of Social Services staff will relocate to the remodeled Human Services Center at 220 Washington Street, Oshkosh; and

WHEREAS, the Social Services Building at 448 Algoma Blvd., Oshkosh, will be vacant; and

WHEREAS, the Winnebago County Executive would like to develop a plan for utilization of the vacant Social Services Building at 448 Algoma Blvd.; and

WHEREAS, said utilization plan would be presented to the County Board for approval.

NOW, THEREFORE, BE IT RESOLVED that the Winnebago County Board of Supervisors authorizes the County executive to retain the services of an architect to assist in developing a utilization plan for the Department of Social Services Building at a fee not to exceed \$16,100 from the Contingency Fund.

Submitted by:
PROPERTY MANAGEMENT & MAINTENANCE COMMITTEE AND PERSONNEL & FINANCE COMMITTEE

It was moved by Supervisor Wagner and seconded to adopt. Ayes: 37. Nays: 0. Excused: 1—Crowley. CARRIED.

RESOLUTION NO. 203-195: - Posthumous Commendation To Dorothy Luebke

WHEREAS, Dorothy Luebke, a former member of the Winnebago County Committee on Aging, recently passed away unexpectedly; and

WHEREAS, Dorothy Luebke proudly served as a Winnebago County Committee on Aging member from April, 1987 through December, 1994 and, in addition to serving on the Winnebago County Committee on Aging, was a civic minded individual who was a member of many other organizations, boards and committees that had as their principal purpose the betterment of the community; and

WHEREAS, the loss of Dorothy Luebke will be deeply felt by the Winnebago County community.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it posthumously commends Dorothy Luebke for her service as a member of the Winnebago County Committee on Aging.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that a copy of this resolution be transmitted by the Winnebago County Clerk to the next of kin of Dorothy Luebke.

Submitted by:

JOSEPH MAEHL
COUNTY BOARD CHAIRMAN

It was moved by Chairman Maehl and seconded to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 204-195: - Disallow Claim of Roberta Gregory-Hatch

WHEREAS, your Personnel and Finance Committee has had the claim of Roberta Gregory-Hatch referred to it for attention; and

WHEREAS, your Committee has investigated the claim and recommends disallowance of same by Winnebago County.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claim of Roberta Gregory-Hatch dated November 25, 1994, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 36. Nays: 1—Gose. Excused: 1—Crowley. CARRIED.

RESOLUTION NO. 205-195 - Disallow Claim of Scott Ellis-Hatch

WHEREAS, your Personnel and Finance Committee has had the claim of Scott Ellis-Hatch referred to it for attention; and

WHEREAS, your Committee has investigated the claim and recommends disallowance of same by Winnebago County.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claim of Scott Ellis-Hatch dated November 25, 1994, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,

PERSONNEL & FINANCE COMMITTEE

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

RESOLUTION NO. 206-195: - Authorize the Name of the Building at 220 Washington Avenue to be Changed to the Winnebago County Human Services Center-Oshkosh

BE IT RESOLVED by the Winnebago County Board of Supervisors that the building located at 220 Washington Avenue, City of Oshkosh, formerly known as the Wisconsin National Life Building, be hereinafter named and referred to as the Winnebago County Human Services Center-Oshkosh.

Submitted by:

PROPERTY MANAGEMENT AND MAINTENANCE COMMITTEE

Motion by Supervisor Wagner and seconded to adopt. Ayes: 37. Nays: 0. Excused: 1—Crowley. CARRIED.

RESOLUTION NO. 207-195: - Authorize Transfer of \$4,000 From Labor and Fringes Account to Other Expense Account of Winnebago County Coroner's Office

WHEREAS, due to an increased criminal case load during 1994, the Winnebago County Coroner exceeded her budget for non-labor related expenses by \$4,000; and

WHEREAS, money exists within the Labor Account of the Winnebago County Coroner's Budget which could be utilized to cover those additional unexpected non-labor related expenses which the Winnebago County Coroner's Office incurred during the 1994 budget year.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$4,000 from the Labor and Fringe Benefit Account of the Winnebago County Coroner's Budget to the Other Expense Account of the Winnebago County Coroner's Budget for the 1994 budget year.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE AND
PERSONNEL AND FINANCE COMMITTEE

It was moved by Supervisor Gose and seconded to adopt. Ayes: 37. Nays: 0. Excused: 1—Crowley. CARRIED.

RESOLUTION NO. 208-195: - Authorize Transfer of \$16,200 From Contingency Fund to Capital Outlays Account of Winnebago County Sheriff's Department Budget (Purchase New Police Squad Cars)

WHEREAS, bids received for 1995 police squad cars exceed that amount budgeted within the 1995 Winnebago County Sheriff's Department budget by approximately \$16,200; and

WHEREAS, the purchase of said squad cars is necessary given the mileage on the vehicles which any new squad cars purchased would replace.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$16,200 from the Contingency Fund of the 1995 Winnebago County Budget to the Capital Outlays Account of the Winnebago County Sheriff's Department Budget for the purpose of purchasing 1995 police squad cars.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE AND
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 37. Nays: 0. Excused: 1—Crowley. CARRIED.

RESOLUTION NO. 209-195: - Authorize Payment of \$7,799 To Wisconsin Counties Association Re: Intergovernmental Transfer Program (Park View Health Center)

WHEREAS, Resolution #130-1292, a copy of which is herewith attached, was approved by the County Board of Supervisors in December, 1992, supporting the Intergovernmental Transfer Program in Wisconsin and the Wisconsin Counties Association's efforts in regard thereto; and

WHEREAS, said Resolution specifically indicated that no Winnebago County funds were to be committed in support of the Wisconsin Counties Association's efforts in that regard at that time; and

WHEREAS, the Intergovernmental Transfer Program was subsequently instituted pursuant to Wisconsin Act 16 which resulted in a substantial financial benefit to Park View Health Center and to other county operated nursing homes within the State of Wisconsin; and

WHEREAS, your undersigned Committee, the Winnebago County Board Chairman and the Winnebago County Executive are of the opinion that payment of an additional amount of \$7,799 to the Wisconsin Counties Association would be in order to reimburse the Association for fees paid to the law firm of Stafford, Rosenbaum, Rieser and Hansen and the consulting firm of Susan White and Associates in relationship to the Association's efforts to affect the passage of Wisconsin Act 16.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the payment of \$7,799 to the Wisconsin Counties Association in relationship to expenses incurred by the Association in relationship to its lobbying efforts for the passage of Wisconsin Act 16 (the Intergovernmental Transfer Program).

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that payment of said money shall be made from the Professional Services Account of Park View Health Center's 1994 Budget and in that said payment is made to the Wisconsin Counties Association for professional services provided on behalf of Winnebago County and Park View Health Center, that said authorization does not constitute a budgetary transfer.

Submitted by:

PARK VIEW HEALTH CENTER COMMITTEE

Motion by Supervisor Montgomery and seconded to adopt. Motion by Supervisor Diakoff and seconded to refer back to Committee. Ayes: 19—Rengstorf, Footit, Barker, Diakoff, Finch, Gose, Kramer, Lawson, Hue, Egan, Griesbach, Metzger, Putzer, Schaidler, Robl, Wagner, Troxell, Sievert and Brennand. Nays: 16—King, Lauson, Kollath, Planalp, O'Brien, Savas, Schwartz, Widener, Frassetto, Sundquist, Rankin, Winters, Arne, Koziczkowski, Albrecht and Maehl. Abstained: 2—Klitzke and Montgomery. Excused: 1—Crowley. MOTION TO REFER BACK TO COMMITTEE CARRIED.

ORDINANCE NO. 210-195: - Amend Section 8.05 (Land Records Ordinance)

ORDINANCE WAS WITHDRAWN BY SUPERVISOR SIEVERT.

Supervisor O'Brien asked the Corporation Counsel for an opinion on Supervisors changing their votes.

Supervisor Schaidler moved and it was seconded to adjourn until February 20, 1995, at 6:00 p.m. CARRIED BY VOICE VOTE. Meeting adjourned at 8:00 P.M.

Respectfully submitted,
Linda Wolfe
Winnebago County Clerk

State of Wisconsin)
County of Winnebago)ss

I, Linda Wolfe, Winnebago County Clerk, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their adjourned meeting held January 17, 1995.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Realtors
of
Winnebago County

**ADJOURNED SESSION
COUNTY BOARD MEETING
MONDAY, FEBRUARY 20, 1995**

Chairman Joseph N. Maehl called the meeting to order at 6:00 P.M. in the Supervisors' Room, Fourth Floor, Courthouse, Oshkosh, Wisconsin.

The meeting was opened with the Pledge of Allegiance and an Invocation by Supervisor Wagner.

Roll Call: All present except Supervisors Finch and Lawson.

Supervisor King moved and it was seconded to accept the minutes of January 3, 1995 and January 17, 1995. **CARRIED BY VOICE VOTE.**

Supervisor Planalp moved and it was seconded to adopt the agenda, with the following changes: withdraw Resolutions No. 221-295, 224-295 and 228-295; and take action on Resolutions No. 229-295 and 230-295 first. Motion by Supervisor Diakoff and seconded to withdraw Resolutions No. 221-295 and 224-295. **CARRIED BY VOICE VOTE.** Motion by Supervisor Albrecht and seconded to withdraw Resolution No. 228-295. **CARRIED BY VOICE VOTE.** Vote on agenda as amended **CARRIED BY VOICE VOTE.**

COMMUNICATIONS, PETITIONS, ETC.

A "thank you" note from Supervisor Crowley to the Board for the bouquet sent to her after her recent surgery was read. A letter from WCA for an upcoming WCA Education Seminar entitled, "Effective Personnel Management" was read. The seminar will be held on March 27, 1995, in Stevens Point, Wisconsin. A letter from Sen. Joe Leean's aide, Nadine Schwab, acknowledging receipt of Resolution No. 153-1194, "Support the Tenth Amendment—State Sovereignty", was read. A letter from Rep. Underheim regarding Resolution No. 153-1194, "Support the Tenth Amendment—State Sovereignty" was read. A letter from Rep. Underheim regarding Resolution No. 195-195, "Op-

pose ILHR 83 Code Revision (Governing Private Sewage Disposal)" was read. He is forwarding a copy of this resolution to Secretary Carol Skornicka at DILHR. A letter from Sen. Lasee regarding Resolution No. 195-195, "Oppose ILHR 83 Code Revision (Governing Private Sewage Disposal)", was read. A letter from Sen. Ellis regarding Resolution No. 195-195, "Oppose ILHR 83 Code Revision (Governing Private Sewage Disposal)", was read. A letter from J.E. Schumacher, Executive Director of Protect Americans' Rights & Resources (PARR), urging Winnebago County to "considering filing for Intervention Status in the Menominee suit" was read.

Petition for Zoning Amendment from Roger Seelow for change from A-1 to A-2 for future construction of a single family dwelling was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Kevin and Suzanne Parman for change from B-3 to R-1 for a single family home was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Emerson Rieckmann for change from A-1 to A-2 for residential purposes was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from the Planning & Zoning Committee for an amendment to the Winnebago County Town/County Zoning Ordinance was referred to the Planning & Zoning Committee.

Notice of claim from Howard E. and Doris M. Kossel regarding damages suffered due to an advertising sign being removed and destroyed by Winnebago County employees was referred to the Personnel & Finance Committee. Notice of claim from LaToyia Yvette Dunigan, et al, regarding alleged negligent care of L. T. Vance while an inmate in the Winnebago County Jail, resulting in his death was referred to the Personnel and Finance Committee. Notice of claim from Russell Huebner regarding alleged damages suffered due to negligence on the part of the Social Services Department, District Attorney's Office, Family Court Office, Sheriff's Department and Oshkosh Police Department was referred to the Personnel & Finance Committee.

Public Notice from the U.S. Army Corps of Engineers for three public hearings to be held regarding Lake Winnebago and the Fox-Wolf River Drainage Basin was received. These hearings will be held at the Darboy Club in Appleton on March 14, at Ted's Grandview Supper Club in Fremont on March 15, and at Moraine Park Technical College in Fond du Lac on March 16. Notice of public hearing on the "Preliminary Supplemental Environmental Assessment (EA)" for Wittman Regional Airport, as well as a copy of this assessment, was received and is on file in the County Clerk's Office. The public hearing is scheduled for March 16, 1995, at 7:00 p.m., in Room 60 at the Winnebago County Courthouse, Oshkosh, Wisconsin. Between 4:00

and 5:30 p.m., an informational session will be held at the same location. The "Final Environmental Impact Statement" for Project I.D. 4619-02-00, CTH "CB" (West Side Arterial), Winnebago County, Wisconsin, submitted by the Wisconsin Department of Transportation, was received and is on file in the County Clerk's Office. The "Feasibility Report—North Site Sludge Landfill, Addendum No. 2" for the Wisconsin Tissue Mills, Inc., Menasha, Wisconsin, was received and is on file in the County Clerk's Office

COMMITTEE REPORTS

Supervisor Barker distributed copies of the "How To Be A Clean Bay Backer" booklet. The booklet includes information on improving water quality in the Fox and Wolf Rivers, Lake Winnebago and the bay of Green Bay. She also informed the Board that the Fox-Wolf River/Green Bay Remedial Action Plan Committee will be holding a meeting on March 17, 1995, at the Winnebago County Courthouse, Room 60, and she encouraged the Supervisors to attend. Supervisor Lauson called the Board's attention to the new Parks Department brochure. He told the Board it had been some time since the last Parks Department brochure had been updated, and that he was very happy with the new brochure. Supervisor Diakoff asked Linda Wolfe, County Clerk, to bring the Board up-to-date on the new election procedures that will be implemented in tomorrow's election (February 21, 1995). Mrs. Wolfe told the Board that all but seven municipalities will be using the new Accu-Vote voting machines for the February 21 Primary Election. This system uses a "mark sense" ballot and electronically counts the votes. This new system will be more costeffective and efficient. Winnebago County is the first county in Wisconsin that will have vote results relayed to the County Clerk via a telephone modum.

PUBLIC HEARING

No one addressed the Board.

COUNTY EXECUTIVE'S REPORT

Executive Steinhilber introduced Robert Bero, a state representative for the National Association on Disabilities. Mr. Bero was there to present a \$2,500 check and a plaque to Jennifer Olson and Lynn Klema of the Association for Retarded Citizens, Inc. Mr. Steinhilber presented Chuck Orenstein, Finance Director, with a "Certificate of Achievement for Excellence in Financial Reporting" from the Government Finance Officers Association. Executive Steinhilber asked that the Board adopt the following resolutions: No. 213-295, "Authorize New Highway Department Facility Construction"; No. 215-295, "Amend

Sec. 3.01(4) and Sec. 3.07, General Code of Winnebago County (Competitive Purchasing Ordinance)"; No. 222-295, "Transfer \$5,000 from Contingency Fund of 1995 Budget to Operating Grants Fund: Fox Locks Study".

COUNTY EXECUTIVE'S APPOINTMENT

WINNEFOX LIBRARY SYSTEM BOARD

Executive Steinhilber appointed Neil Lorge, 831 Washington Avenue, Oshkosh, Wisconsin, and James Zitzelsberger, 1112 Jackson Street, Oshkosh, Wisconsin, to the Winnefox Library System Board. Mr. Lorge will replace Mrs. Pat Kaprelian, who has resigned. His term will begin immediately and end on December 31, 1997. Mr. Zitzelsberger will replace Dr. Kenneth Viste, who has resigned. His term will begin immediately and end on December 31, 1995. A motion was made by Supervisor Lauson and seconded to confirm these two appointments. CARRIED BY VOICE VOTE.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl wished the Board a happy Presidents Day. He reminded the Board of the 50th anniversary of Iwo Jima that was celebrated on February 19. Chairman Maehl told the Board that Winne-Fond Lake is one of only three agencies in the state to be involved in the state's "Unemployment Insurance Profiling". This program identifies laid-off individuals who are likely to exhaust their unemployment benefits before they are able to find another job. Winne-Fond Lake holds re-employment workshops to help these people re-enter the work force. They also have a program called "Work First" that helps recipients and potential recipients of AFDC look for employment. Chairman Maehl told the Board that Wisconsin Counties Mutual Insurance informed us that they will be putting \$90,000 in a certificate of deposit in an Oshkosh bank. Chairman Maehl said that Governor Thompson announced he will endorse a proposal for state compensation for court costs incurred by counties. He told the Board that approximately a year ago, he met with the *Oshkosh Northwestern* and the *Post Crescent* and asked that they provide space in their papers for a section on the Winnebago County Board. Last month, the *Oshkosh Northwestern* provided such a section and called it "Winnebago County Board Action". Chairman Maehl thanked the *Oshkosh Northwestern* and said he hoped it would continue and that the *Post Crescent* would do the same. Chairman Maehl thanked the Parks Department for compiling such a wonderful brochure. Chairman Maehl informed the Board that the February, 1995, issue of the

American City and County magazine had a very nice article on Winnebago County's GIS program. Chairman Maehl told the Board that he has contacted John Nichols, Director of the Oshkosh Public Library, and asked him to send Winnefox Library Board minutes to all town chairman.

ZONING REPORTS & ORDINANCES

REPORT. NO. 001. A report from Planning & Zoning Committee re: rezoning to A-2 for construction of a single-family residence. Motion by Supervisor Diakoff and seconded to amend Report No. 001, by changing the word "DENIAL" TO "APPROVAL" in the first "NOW THEREFORE BE IT RESOLVED" paragraph, second line, last word. CARRIED BY VOICE VOTE. Motion by Supervisor Diakoff and seconded to correct the date on Reports 001, 002, and 003 from "February 21, 1995" to "February 20, 1995". CARRIED BY VOICE VOTE. Motion by Supervisor Diakoff and seconded to accept report as amended. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 02-01-95. A request from Freund Real Estate—Bob Oosterhouse for change from A-1 (Agri-Business District) to A-2 (General Farming District). Motion by Supervisor Diakoff and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 002. A report from Planning & Zoning Committee re: change to M-1 for mini warehouses. Motion by Supervisor Diakoff and seconded to accept recommendation to DENY. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 02-02-95. A request from Steven E. Lee for zoning change from B-2 (Community Business District) to M-1 (Light Industrial & Office District). Motion by Supervisor Diakoff and seconded to DENY. CARRIED BY VOICE VOTE.

REPORT NO. 003. A report from Planning & Zoning Committee re: rezoning to M-1 for mini warehouses. Motion Supervisor Diakoff and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 02-03-95. A request from Richard E. Halbrook for zoning change from R-4 (Multiple Family Residential District) to M-1 (Light Industrial & Office District). Motion by Supervisor Diakoff and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE 4. A request from Town of Omro on behalf of John Dodd for zoning change from A-1 (Agriculture) to R-1 (Residential). Motion by Supervisor Rankin and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE 5. A request from Town of Wolf River on behalf of Jeff Thomson for zoning change from A-2 (Agri-Business) to R-1 (Rural Residential District). Motion by Supervisor Metzgi and seconded to adopt. CARRIED BY VOICE VOTE.

REPORTS, RESOLUTIONS & ORDINANCES**ORDINANCE NO. 210-195:—Amend Section 8.05 (Land Records Ordinance)**

WHEREAS, the Winnebago County Board of Supervisors previously enacted Section 8.05 of the General Code of Winnebago County: the Winnebago County Land Records Ordinance; and

WHEREAS, after enactment of said Ordinance, numerous concerns with regard to the application of said Ordinance were voiced by area attorneys, title companies, realtors, surveyors and other persons dealing with the sale and transfer of real property; and

WHEREAS, your undersigned Committee has held numerous public meetings with regard to said concerns and pursuant to which is recommending the amendment of the Winnebago County Land Records Ordinance in the following form.

NOW, THEREFORE, the County Board of Supervisors of the County of Winnebago does ordain as follows:

That Section 8.05 of the General Code of Winnebago County (the Winnebago County Land Records Ordinance) be amended so as to read as follows:

8.05 LAND RECORDS

(1) **AUTHORITY.** The provisions of this ordinance are adopted by the Winnebago County Board of Supervisors pursuant to the authority granted in Sections 16.967, 59.07(6), 59.88, 59.97, Wis. Stats. and Wisconsin Administrative Code ILHR 83.

(2) **TITLE.** This ordinance shall be known as the "Winnebago County Land Records Ordinance."

(3) **PURPOSE.** This ordinance is adopted for the following purposes:

- (a) To promote the public health, safety and general welfare.
- (b) To provide for the orderly, precise and consistent conveyance of land records.
- (c) To provide accurate and uniform land records for inclusion in the Winnebago County Geographic Information System on a Countywide basis.

(4) **APPLICABILITY.** This ordinance shall be applicable to all lands within Winnebago County which are in unincorporated or areas or in areas where the County has property related permit-issuing or permit-reviewing authority, and shall be specifically applied to the following documents:

(a) Non-recordable documents:

1. Site plans prepared pursuant to the Winnebago County General Code such as the Winnebago County Town/County Zoning Ordinance, Sanitary Ordinance, Access Control Ordinance, and Uniform Addressing System Ordinance.

2. Non-recorded surveys conducted by registered land surveyors in accordance with Chapter AE7, Wis. Admin. Code, and filed with Winnebago County as required by Section 59.60(2), Wis. Stats, such as property, mortgage, floodplain and topographic surveys.

(b) Recordable documents:

1. Transfer of land title by recorded document, excluding creation and termination of tenancy.
2. Subdivisions and Certified Survey Maps prepared pursuant to Chapter 236, Wis. Stats. and Section 18, Winnebago County Land Division Ordinance.
3. Assessors Plats prepared pursuant to Section 70.27, Wis. Stats.
4. Condominium Plats prepared pursuant to Chapter 703, Wis. Stats.
5. Cemetery Plats prepared pursuant to Section 157.07, Wis. Stats.
6. All other recorded land surveys as defined in Section 443.01(4), Wis. Stats., and Chapter AE7, Wis. Admin. Code.

(5) **ABROGATION AND GREATER RESTRICTION.** It is not intended by this ordinance to repeal, abrogate, annul, impair or interfere with any existing easements, covenants, deed restrictions, agreements, regulations, ordinances, or permits previously adopted or issued pursuant to law. However, hereafter where this ordinance imposes greater restrictions, the provisions of this ordinance shall apply.

(6) **INTERPRETATION.** The provisions of this ordinance shall be held to the minimum requirements and shall be liberally construed in favor of this ordinance and Winnebago County. They shall not be deemed a limitation or repeal of any other power granted by the Wisconsin Statutes.

(7) **SEVERABILITY AND NONLIABILITY.** If any section, clause, provision, or portion of this ordinance is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of the ordinance shall not be affected thereby.

(8) **DEFINITIONS.**

- (a) **ASCII File.** A tabular computer file prepared in text form and based on the American Standard Code for Information Integration (ASCII). For the purposes of this ordinance, the file contains plat information, specifically, the subdivision name, block & lot numbers, square footages of each lot, distance/bearing/chord readings, and legal description.

- (b) Fixed Boundaries. Used to define the boundaries of a lot or parcel. Fixed boundaries are defined as "physical" or "described".
 - 1. Physical boundaries: includes public highways and roads, railroads, alleys, or navigable water bodies.
 - 2. Described boundaries: includes municipal boundaries (exception: for building purposes as detailed in paragraph (c)2 below), legal descriptions, surveys, and metes and bounds.
 - (c) Lot or Parcel: Consists of the following:
 - 1. An area of land with fixed boundaries, as defined in this ordinance. The fixed boundaries are identified and enclosed by a legal description within:
 - a. a recorded document, or;
 - b. other type of instrument, such as transfers of interest in land by will or pursuant to court order which are recorded with the County Register of Deeds office and are exempted by Chapter 236, Wis. Stats.
 - 2. For building purposes only, contiguous property under the same ownership crossing one or more municipal boundaries shall constitute one lot/parcel (although it may be considered as two or more lots for assessment purposes).
 - (d) Plot Plan or Site Plan: A plan, to scale, showing existing and proposed structures and uses for a parcel of land and prepared per the specifications of this ordinance and used as a decision-making tool for permit approval.
- (9) GENERAL PROVISIONS.
- (a) Non-recordable documents.
 - 1. Site Plans. Site plans detailed in (4)(a)1 under "Applicability" shall be drawn to scale on a mylar base (or other base that is resistant to expansion and shrinkage) and prepared according to the specifications detailed in this ordinance.
Procedure:
 - a. The property owner shall submit site plans to the County Land Information Office, located in the Winnebago County Courthouse, 415 Jackson Street, Oshkosh. The property owner has the option of preparing the site plan personally or to contract with a licensed engineer or surveyor. In any case, the site plan shall be prepared and submitted per the specifications of this ordinance.

- b. The site plan may be prepared on a plot plan drawing obtained from the County Land Information Office or by using a copy of a recorded Certified Survey Map (CSM) or other land survey meeting the minimum requirements of Chapter AE7, Wis. Admin. Code, and shall contain the following information:
- * (1) Tax parcel number and parcel address.
 - * (2) Location of recorded and/or officially mapped street right-of-way.
 - * (3) Contour lines shown at no greater than 2 foot intervals.
 - * (4) Location of physical characteristics such as rivers, lakes, streams, ponds, wetlands.
 - * (5) Parcel boundaries and dimensions.
 - (6) Scale of site plan (engineering scale).
 - (7) North direction arrow. North shall be orientated toward the top.
 - (8) Parcel acreage as shown on the recorded document or computed parcel acreage if acreage is not shown on the recorded document.
 - (9) Location, dimensions, and use of existing and proposed structures, structural additions, wells, sanitary systems, drainfields, and points of ingress and egress (note: existing and proposed structures shall include decks and accessory structures).
 - (10) Setback distances for existing and proposed structures shall be shown from the closest property line point and from other buildings and physical features on the property.
 - (11) Location, dimension and type of recorded easements.
 - (12) Any other information as required by County Departments or local or state ordinances/statutes.
 - * NOTE: Items labeled with an asterisk is information that is available from the Winnebago County Land Information Office.
2. Non-recorded surveys prepared pursuant to Chapter AE7, Wis. Admin. Code, shall follow the additional requirements of this ordinance for non-recordable documents and all other local and state ordinances.

- (b) Recordable Documents. In addition to state statutory requirements for certified survey maps, subdivision plats, replats, assessor's plats, condominium plats and other recordable documents, the following additional requirements shall be adhered to for the purposes of this ordinance:

1. Combining and Dividing Parcels.

- a. Upon the effective date of this ordinance, a Certified Survey Map (CSM) shall be prepared and submitted for all parcel divisions and combinations, regardless of acreage. This shall include property transferred as a result of resolutions of property line disputes. A survey of the entire parent parcel shall be required only where the parent parcel is not presently described as part of a CSM or subdivision plat. In addition, the following shall apply:

- (1) Exception for parcel combination: a CSM is not required for combining property provided the property owner verifies by recorded document that contiguous land under the same ownership is described as one parcel. In addition, the following shall apply:

- (a) The provisions of Sec. 8.05(9)(b)1.b., below, regarding unpaid and delinquent property taxes and special assessments shall apply.
(b) If contiguous land is verified and approved as one parcel, future division of said land shall be by CSM or subdivision plat per Ch. 236, Wis. Stats.

- (2) Combining of assessments shall not eliminate the parcels as shown on the County tax parcel map and on record with the County Register of Deeds Office.

- b. Parcel combination or division shall not be allowed under any circumstances if a property owner has unpaid or delinquent property taxes or special assessments for the parcel or parcels involved. The Town and/or County Treasurer shall make the determination on delinquent or unpaid property taxes or special assessments. Payment of special assessments and property taxes on the installment basis shall be acceptable provided it is agreeable to the Town and County Treasurers.

- c. Present zoning shall remain on a subdivided or combined parcel until a zoning change is applied for by the applicant and granted by the governing body of jurisdiction.
2. Document Specifications.
 - a. Certified Survey Maps.
 - (1) CSM's being prepared and submitted for recording shall show on its face the following: (a) Adjacent recorded CSM(s) and accompanying document number(s). (b) Previous CSM number which is being replaced in part or whole by a new CSM. (c) Parcel number(s) affected by the creation of a new CSM. (d) Section, town and range. (e) A statement commencing with the following language: "This CSM is contained wholly within the property described in the following recorded instruments:..."
 - (2) Point of beginning shall be referenced off one existing section corner or 1/4 corners and be displayed on the face of the CSM or referenced to a lot from a previous CSM or subdivision which was referenced to two government corners. Where the point of beginning cannot be determined by one existing section corner or quarter corner, two corners shall be used.
 - (3) Figures for square footage shall be calculated to the nearest 1/100th of square footage and figures for acreage shall be calculated to the nearest 1/1000th of acreage. Figures shall be clearly displayed on the face of the CSM for each lot surveyed and mapped, including, as a separate entry, the area encompassed by the road right-of-way.
 - b. Subdivision Plats, County Plats, Replats, Condominium Plats, Assessor Plats, Cemetery Plats.
 - (1) When submitting the original plat for recording, a copy of the original shall also be submitted to the County Land Information Office on a mylar base or other base that is resistant to expansion and shrinkage.
 - (2) Point of beginning shall be referenced from an existing section corner or 1/4 corner and be displayed on the face of the final plat.

- (3) If 1/4 corner line(s) run directly along the boundary(s) of the platted area, then the 1/4 line(s) shall be referenced by distance and bearing and graphically shown on the face of the final plat.
 - (4) Each lot of the platted area shall clearly display an accurate square footage figure to the nearest 1/100th of square footage.
 - (5) Optional provisions: an ASCII file may be submitted with the final plat per the specifications of the County Land Information Office.
- c. Land Title Transfers of Existing Parcels by Recorded Document. The following information, in a form satisfactory to the Land Records Office, shall be included when presenting a document for recording:
- (1) Parcel address of property being transferred, if available, and,
 - (2) Grantee's mailing address, if different than parcel address.
- d. Optional provision: Digital transfer of records is allowed, however, format specifications of the Land Information Office shall be followed. Any data submitted digitally shall become public record.
- (10) ADMINISTRATION AND ENFORCEMENT.
- (a) The provisions of this ordinance shall be administered and enforced by the Winnebago County Planning and Zoning Department.
 - (b) No permit requiring a site plan, as described in the Applicability section of this ordinance, shall be issued until all applicable provisions of this ordinance are adhered to.
 - (c) Recorded documents which have discrepancies or errors shall result in processing delays until correction and re-recording of the document occurs. Processing delays may include, but are not limited to: inclusion on the assessment roll; updating of tax bill information, determination of ownership for lottery credit purposes; and issuance of permits.
 - (d) Violations and Penalties. Any person who shall violate any provisions of this ordinance shall be subject to the penalty(s) as provided for in Section 25.04 of the General Code of Winnebago County, Wisconsin.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that said amended Ordinance shall become effective as of April 1, 1995.

Submitted by:

PLANNING & ZONING COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 35. Nays: 0. Excused 3—Finch, Lawson and Sievert. CARRIED.

RESOLUTION NO. 211-295:—Authorize Letter of Interest to Wisconsin Central Railroad Re: Possible Acquisition of Abandoned Railroad Corridor

WHEREAS, your Parks and Recreation Committee has reviewed the abandonment of the Wisconsin Central Railroad line between Harrison Street in the City of Oshkosh and Dixie Road in the Town of Vinland; and

WHEREAS, the railroad corridor runs from milepost 197.1 to milepost 201.9 and is approximately 4.8 miles in length; and

WHEREAS, this corridor has the potential to improve the County's recreation trail system by providing a much needed link between the City of Oshkosh and the City of Neenah; and

WHEREAS, acquisition of abandoned railroad corridors for recreation trail purposes is a component of the Winnebago County Parks and Recreation Plan, Fifth Edition, September, 1993; and

WHEREAS, your Parks and Recreation Committee feels it would be in the best interest of the County to investigate the acquisition of this abandonment.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the appropriate County officials take the necessary steps to submit a letter of interest to the Wisconsin Central Railroad indicating our desire to consider acquisition of the abandoned railroad corridor between Harrison Street and Dixie Road.

BE IT FURTHER RESOLVED that the Winnebago County Parks and Recreation Committee report to the County Board of Supervisors their findings and obtain permission from the Board prior to taking further action on the abandonment.

Submitted by:

PARKS AND RECREATION COMMITTEE

Motion by Supervisor Lawson and seconded to adopt. Ayes: 35. Nays 0. Excused: 3—Finch, Lawson and Sievert. CARRIED.

RESOLUTION NO. 212-295:—Accept Grant From State Of Wisconsin For Funding Of County Veterans' Service Officer Position

WHEREAS, the State of Wisconsin pursuant to Sec. 45.43(7), Wisconsin Statutes, invites applications on an annual basis by counties to the Wisconsin Department of Veterans Affairs for a grant for the improvement of service to former military personnel of the County through the County Veterans Service Office; and

WHEREAS, the Veterans Service Office of Winnebago County has submitted an application for a County Veterans Service Officer's Grant, pursuant to said statute, for funds since 1973; and

WHEREAS, the County Veterans Service Office have received and used such funds since 1973 to fund the employment of Veterans Service Officers within that agency.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it does hereby authorize the Veterans Service Office of Winnebago County to apply for and accept a grant from the Wisconsin Department of Veterans Affairs in the amount of \$5,000.00 for the purpose of improving service to former military personnel of the County through the County Veterans Service Office, as is provided pursuant to Section 45.43(7), Statutes.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Gose and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3—Finch, Lawson and Sievert. CARRIED.

RESOLUTION NO. 213-295:—Authorize New Highway Department Facility Construction

WHEREAS, the present Winnebago County Highway Department facility, which is located on Knapp Street in Oshkosh, has an acute shortage of warm and cold storage, which shall be compounded by the loss of 7200 square feet of a cold storage building in 1995 when the City of Oshkosh extends Osborn Avenue; and

WHEREAS, the present Highway Department facility was constructed in the early 1940's and said facility is antiquated, deteriorating and is of insufficient space. Moreover, said Highway facility has high utility costs and would require major refurbishing, if remodeled, to meet present codes and standards; and

WHEREAS, a new Highway Department facility located at the junction of U.S. Highway 45 and County Highway Y would better serve the County's road systems geographically with a substantial annual savings in portal to portal labor and machinery costs; and

WHEREAS, initial planning for the construction of a new Highway facility was completed in May, 1992 at a cost of \$150,000 and said project is included in the 1995 Capital Improvement Project with the approximate estimated cost of said building given at \$5,750,000; and

WHEREAS, time is of the essence for construction of such a facility in order to enable the Highway Department to move into said facility before the 1995-96 winter maintenance season begins.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the planning and construction of a new Winnebago County Highway Department facility at the junction of U.S. Highway 45 and County Highway Y at a cost not to exceed \$6,000,000.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that funds to pay for said project are hereby appropriated from the General Fund of Winnebago County, with said fund to be reimbursed from a subsequent bond issue to pay for said costs of planning and construction of said facility.

Submitted by:

**HIGHWAY COMMITTEE, PERSONNEL & FINANCE
COMMITTEE AND PROPERTY MANAGEMENT
& MAINTENANCE COMMITTEE**

Motion by Supervisor O'Brien and seconded to suspend County Board Rule No. 8.10. **CARRIED BY VOICE VOTE.** Motion by Supervisor Robl and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3—Finch, Lawson and Sievert. **CARRIED.**

RESOLUTION NO. 214-295:—Disallow Claim of Peter Baroun

WHEREAS, your Personnel and Finance Committee has had the claim of Peter Baroun referred to it for attention; and

WHEREAS, your Committee has investigated the claim and recommends disallowance of same by Winnebago County.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claim of Peter Baroun dated January 10, 1995, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 34. Nays: 1—Gose. Excused: 3—Finch, Lawson and Sievert. **CARRIED.**

ORDINANCE NO. 215-295:—Amend Sec. 3.01(4) and Sec. 3.07, General Code of Winnebago County (Competitive Purchasing Ordinance)

WHEREAS, the Winnebago County Executive and various Department Heads have requested that Sec. 3.01(4) and Sec. 3.07 of the General Code of Winnebago County, relating to the procedure for competitive purchasing by Winnebago County Departments, be streamlined so as to eliminate requirements which create unnecessary

paperwork and expenditure of time for various departments; and

WHEREAS, the amendment of Sec. 3.01(4) and Sec. 3.07 of the General Code of Winnebago County with regard to competitive purchasing by Winnebago County Departments, in the manner which is stated below, will allow a considerable savings in time and labor by Winnebago County Departments with regard to their purchasing procedure while still assuring that goods and services are competitively purchased.

NOW, THEREFORE, BE IT RESOLVED the County Board of Supervisors of the County of Winnebago does ordain as follows:

That Sec. 3.07 of the General Code of Winnebago County be amended to read as follows:

3.07 PROCEDURE FOR COMPETITIVE PURCHASING BY WINNEBAGO COUNTY DEPARTMENTS; DOCUMENTATION REQUIREMENTS: EXEMPTIONS. (1) PURPOSE. The purpose of this Ordinance is to establish a procedure whereby the purchase of goods and services by Winnebago County operating units costing in excess of \$10,000 shall be procured at competitive prices and to require certain documentation so as to ensure compliance with such procedure.

(2) **COMPETITIVE PURCHASING.** Except as hereinafter provided, any procurement of goods and services, including contracts for personal services of a professional nature, the cost of which exceeds \$10,000, by any department or other operating unit of Winnebago County, shall be obtained by competitive purchasing. For purposes of this ordinance, a procurement exceeds \$10,000 if it falls into any of the following categories; (a) A single item or goods priced at over \$10,000.

(b) A contract for services priced at over \$10,000.

(c) Two or more identical items with a unit price less than \$10,000 but with a combined price over \$10,000.

(d) A service priced on an hourly basis where the total price may reasonably be expected to exceed \$10,000.

(e) Two or more items of goods of identical functions with a unit price less than \$10,000 but with a combined price over \$10,000.

(f) Multiple deliveries at agreed unit cost where quantity depends on need and where the quantity as priced is reasonably expected to exceed \$10,000.

(3) **EXEMPTIONS.** The following procurement may be made without compliance with the competitive purchasing requirements of this section of the Code: (a) Purchases of natural gas, electricity, water and sewage connections from public utilities.

(b) Real estate transactions.

(c) Brand name, patented equipment, service or supplies available from only one source.

(d) Emergency purchases due to breakdown in machinery or as essential service; or when unforeseen circumstances arise, including delays by contractors, delays in transportation and unanticipated volume of work.

(e) Services of a nature requiring both professional education and professional experience.

(f) Telephone Services and Paging Services.

(g) The purchase of used heavy vehicular equipment by the Winnebago County Highway Department, Winnebago County Solid Waste Management Board, Winnebago County Parks Department, or the Winnebago County Airport at auctions or from vendors when, in the discretion of that department's respective head, the purchase of said used equipment will result in considerable savings to Winnebago County, taking into account the condition and age of the used equipment and considering the cost of the purchase of similar new equipment. For the purpose of this Ordinance, the term "used heavy vehicular equipment" shall be defined as "Vehicles, usually powered by an internal combustion engine, which are specifically designed for the purpose of earth moving or grading, snow removal, ground maintenance, or a similar function and include, but are not limited to, such vehicles as earth graders, bulldozers, dual-tandem axle trucks, and large tractors. That Department shall report to the County Board at budget time.

(4) TRANSMITTAL OF DOCUMENTATION FORM TO PURCHASING DEPARTMENT. The completed "Documentation of Competitive Pricing" form shall be transmitted to the Purchasing Department with the department's request that a Purchase Order be issued. The Purchasing Department shall not begin to process any Purchasing Order or otherwise begin to carry out a purchase until the Purchasing Department has received the completed "Documentation of Competitive Pricing" form.

(5) EMPLOYEE COMMENDATIONS. Periodic reviews of any individual employee of Winnebago County may include commendation of an employee upon the recommendation of the County Executive, the Director of the Finance Department, or the employee's supervisor, for exceptional results in successfully reducing procurement costs through competitive pricing.

(6) EFFECT ON OTHER PURCHASING PROCEDURES. This section of the Code shall not supersede other purchasing procedures established by the General Code of Winnebago County or required by Wisconsin Statutes. Procedures required herein, including completion of the "Documentation of Competitive Pricing" form, shall be in addition to such other purchasing procedures.

(7) EFFECTIVE DATE. This section of the Code shall take effect June 1, 1984.

BE IT FURTHER RESOLVED that the County Board of Supervisors of the County of Winnebago does ordain as follows:

That Sec. 3.01(4) of the General Code of Winnebago County be amended to read as follows:

3.01(4) CAPITAL OUTLAY. (a) Capital outlay, if the expenditure of funds is expected to exceed the sum of \$10,000.00, shall be subject to the Statement of Policy No. 74-1 as adopted by the Winnebago County Board of Supervisors on March 19, 1974.

1. The approval of this budget does not grant authority for the purchase of the requested individual items. It is only an indication of various departmental requests. Each request will be reviewed during the year.

2. All requests for capital purchases shall be made to the County Executive. If purchase is approved, County Executive will determine the method of purchase and the purchaser (Purchasing Agent or Department Head).

3. Specifications shall be prepared and bids taken for all items in excess of \$10,000.00. Informal bids shall be taken on items under \$10,000.00, but more than \$500.00. This rule may be waived by the County Executive under unusual circumstances.

4. The total cost of all combined Capital Outlay items purchased by a County department during the budget year may not exceed the total budget for Capital Outlays for that department absent prior approval of the Winnebago County Board of Supervisors, pursuant to the procedure which is provided in Section 65.90, Wisconsin Statutes. Purchases by a department in excess of the estimated costs of an individual item budgeted for a Capital Outlay shall be approved, in advance, by the Winnebago County Executive and the Committee of the Winnebago County Board of Supervisors having jurisdiction over that department. That Department shall report to the County Board at budget time. Any additions, deletions, or substitutions of Capital Outlay items to a department's budget during the course of a budget year must be approved, in advance, by the Winnebago County Executive and the Committee of the Winnebago County Board of Supervisors having jurisdiction over that department.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that said amended Ordinance, upon passage, shall take effect on the date following the date of its publication.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Motion by Supervisor Diakoff and seconded to amend the Resolution by deleting Lines 76-82. AMENDMENT CARRIED BY VOICE VOTE. Vote on Resolution as amended: Ayes: 34. Nays: 1—Rengstorf. Excused: 3—Finch, Lawson and Sievert. CARRIED.

RESOLUTION NO. 216-295:—Winnebago County Position Statement On Proposed WISDOT 1995-1997 Biennial Budget

WHEREAS, the Secretary of the Wisconsin Department of Transportation has submitted his proposed 1995-1997 biennial budget to the governor; and

WHEREAS, the budget submitted responds to a mandate of the governor's office that state agencies submit budget proposals without spending or revenue increases over the previous biennium; and

WHEREAS, under the proposed budget, General Transportation Assistance to counties would be cut significantly in each of the two years of the budget; and

WHEREAS, under the proposed budget, the Local Road Improvement Program would be continued at base levels; and

WHEREAS, the proposed budget would continue the state highway maintenance program at the base level for two more years, despite inflationary needs of \$10.2 million and workload related increases of \$3.3 million; and

WHEREAS, the Wisconsin County Highway Association has identified a need for an additional \$73.25 million in the level of funding to provide a safe and efficient county trunk highway system in the State of Wisconsin; and

WHEREAS, the proposed budget fails to recognize the funding needs as identified in TRANSLINKS 21 and in the Wisconsin County Highway Association study; and

WHEREAS, the proposed budget completely contradicts infrastructure funding needs as identified in TRANSLINKS 21 and as generally recognized by transportation officials.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it goes on record as being opposed to any Wisconsin Department of Transportation Budget that fails to restore General Transportation Assistance to counties to at least 1991 levels, that fails to provide increases in the Local Road Improvement Program, and fails to provide adequate funds for the maintenance of the state trunk highway system.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it goes on record as supporting highway user fee increases required to provide the necessary funds for county highways.

BE IT FURTHER RESOLVED that a copy of this document should be forwarded to the Governor of the State of Wisconsin, to the Secretary of the Wisconsin Department of Transportation, to the Secretary of the Department of Administration and to our representatives in the Wisconsin Legislature.

Submitted by:
KEN ROBL, DIST. #23
COUNTY BOARD SUPERVISOR

Motion by Supervisor Robl and seconded to adopt. Motion by Supervisor Planalp and seconded to refer back to the Highway Committee. Ayes: 9—Hue, Kollath, Klitzke, Montgomery, Planalp, Griesbach, Schwartz, Wagner and Troxell. Nays: 26. Excused: 3—Finch, Lawson and Sievert. MOTION TO REFER LOST. Motion by Supervisor Wagner and seconded to amend the Resolution by deleting Lines 37-39. Ayes: 19—Rengstorf, Footit, Barker, Diakoff, Gose, Hue, King, Lauson, Kollath, Klitzke, Montgomery, Planalp, Metzger, Frassetto, Wagner, Troxell, Winters, Albrecht and Maehl. Nays: 16—Crowley, Kramer, O'Brien, Egan, Griesbach, Putzer, Schaidler, Robl, Savas, Schwartz, Widener, Sundquist, Rankin, Arne, Koziczkowski and Brennan. Excused: 3—Finch, Lawson and Sievert. AMENDMENT CARRIED. Vote on Resolution as amended: Ayes: 32. Nays: 2—Kollath and Frassetto. Abstain: 1—Schwartz. Excused: 3 Finch, Lawson and Sievert. CARRIED AS AMENDED.

RESOLUTION NO. 217-295:—Authorize Audit Of Cash And Document Control And Security For The Winnebago County Register Of Deeds Office

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Auditor to perform an audit of cash and document control and security for the Winnebago County Register of Deeds Office.

Submitted by:
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 35. Nays: 0. Excused: 3—Finch, Lawson and Sievert. CARRIED.

RESOLUTION NO. 218-295:—Audit Park View Health Center and Solid Waste Management With Emphasis On Maximization Of Profit

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Auditor to perform

an audit of Park View Health Center and Solid Waste Management On Maximization Of Profit.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 35. Nays: 1—Gose. Excused: 2—Finch and Lawson. CARRIED.

RESOLUTION NO. 219-295:—Authorize Transfer of \$3386.00 To Other Reallocations Fund Of Winnebago County Coroner's Budget

WHEREAS, the Winnebago County Coroner experienced a significant increase in its caseload during the 1994 budget year, primarily, in the use of pathology services; and

WHEREAS, the Winnebago County Coroner's Budget, as a result of the increase in its caseload, exceeded its operating budget by \$3,386.00 during the 1994 budget year.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$2,000 from the Coroner's Office Labor Fund to its other Reallocations Fund and a transfer of \$1386.00 from the General Contingency Fund of the County Budget to the Other Reallocations Fund within the Coroner's budget for budget year 1994.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2—Finch and Lawson. CARRIED.

RESOLUTION NO. 220-295:—Authorize Transfer of \$4,152.00 To Labor Expense Budget Of Winnebago County Board of Supervisors For Budget Year 1994

WHEREAS, the Winnebago County Board of Supervisors exceeded the budgeted amount within its Labor and Fringe Benefit Fund for calendar year 1994 by \$4,152.00; and

WHEREAS, funds exist within other budgeted funds of the Winnebago County Board of Supervisors 1994 budget to cover such overage.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$2,076.00 from the Winnebago County Board of Supervisors Travel Budget Fund and a Transfer of \$2,076.00 from the Winnebago County Board of Supervisors Other Budget Reallocation Fund to the Labor

and Fringe Benefit Fund of the Winnebago County Board of Supervisors 1994 budget.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2—Finch and Lawson. CARRIED.

RESOLUTION NO. 221-295:—Authorize Transfer of \$1278.00 From Other Reallocation Fund To Travel Fund Of 1994 Information Systems Budget

WHEREAS, the Information Systems Department has exceeded its 1994 Travel Budget by \$1278.00.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the amount of \$1278.00 be transferred from the Other Reallocation Fund of the Information Systems Department to the Travel Fund of the Information Systems Department within the 1994 Winnebago County Budget.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

WITHDRAWN.

RESOLUTION NO. 222-295:—Transfer \$5,000 From Contingency Fund Of 1995 Budget To Operating Grants Fund: Fox Locks Study

WHEREAS, the Fox River Locks comprise an important part of the history of the Fox River Valley; and

WHEREAS, the United States Corps of Engineers has suggested that the Fox River Locks be closed; and

WHEREAS, your undersigned Committee believes that it is in the best interest of the residents of Winnebago County and residents of the Fox Valley that a study be conducted in relationship to the feasibility of keeping said locks open.

NOW, THEREFORE, BE IT RESOLVED that the Winnebago County Board of Supervisors hereby transfers the amount of \$5,000 from the 1995 Winnebago County General Contingency Fund to the Operating Grants Fund for the purpose of partially funding a study as to the feasibility of keeping the Fox River Locks open.

Submitted by:

LAND & CONSERVATION COMMITTEE AND

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Barker and seconded to adopt. Ayes: 35. Nays: 0. Abstain: 1—Gose. Excused: 2—Finch and Lawson. CARRIED.

RESOLUTION NO. 223-295:—Authorize Transfer of \$5201.00 To Travel Related Funds Of The Winnebago County Public Health Department Of The 1994 Winnebago County Health Department Budget

WHEREAS, the Winnebago County Public Health Department exceeded its budget for travel related costs and registration and tuition by the sum of \$5201.00 for the 1994 budget year; and

WHEREAS, said overage and expenditure in this area resulted from nurse practitioners being required to attend training due to an amendment of State law relating to the dispensing of medication; and

WHEREAS, additional automobile expenses were incurred by the Winnebago County Public Health Department during the 1994 budget year due to an increase in the number of clients served in more distant locations.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes a transfer, in total, of \$5201.00 from those accounts shown in the budget transfer form, which is herewith attached and made a part of this resolution, to those Travel and Registration/Tuition related accounts shown in said budget transfer form within the 1994 Winnebago County Budget.

Submitted by:

PERSONNEL & FINANCE COMMITTEE
AND HEALTH COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 36.
Nays: 0. Excused: 2—Finch and Lawson. CARRIED.

RESOLUTION NO. 224-295:—Authorize Transfer Of \$2905.00 To Labor And Fringe Benefit Account Of 1994 Winnebago County Treasurer's Office Budget

WHEREAS, the Winnebago County Treasurer's Office exceeded that amount budgeted for Labor and Fringe Benefits during the 1994 budget year by the amount of \$2905.00.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$2905.00 from the Other Budget Reallocation Account of the Winnebago County Treasurer's Office to the Labor and Fringe Benefit Account of said office within the 1994 Winnebago County Budget.

Submitted by:

PERSONNEL & FINANCE COMMITTEE
WITHDRAWN.

RESOLUTION NO. 225-295:—Transfer \$3793.00 From Contingency Fund To Other Equipment Fund Of Winnebago County Treasurer's Budget

WHEREAS, the Winnebago County Treasurer has requested a new computer, printer, monitor, table, printer stand and software for use within that office; and

WHEREAS, your undersigned Committee believes that said request is justified and necessary.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$3793.00 from the Contingency Fund of the 1995 Winnebago County Budget to the Other Equipment Fund of the budget of the Winnebago County Treasurer's Office for the purpose of purchasing a computer, printer, monitor, table, printer stand and software for that office.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2—Finch and Lawson. CARRIED.

RESOLUTION NO. 226-295:—Authorize Lease Between Winnebago County And Great Lakes Aviation, Ltd. (Wittman Regional Airport)

WHEREAS, Great Lakes Aviation, Ltd. has agreed to replace Air Wisconsin, Inc., as the United Express Commercial Airline Carrier at Wittman Regional Airport; and

WHEREAS, there has been a significant increase in the quantity of flights offered through Wittman Regional Airport by Great Lakes Aviation, Ltd. and an improvement in the convenience of the times when said flights are offered since the replacement of Air Wisconsin, Inc. at Wittman Regional Airport; and

WHEREAS, your undersigned Committee desires to enter into a Lease with Great Lakes Aviation, Ltd., for a period of twenty-four (24) months, commencing on December 14, 1994, in relationship to the use of Wittman Regional Airport in relationship to both landing and rental of space in the terminal building; and

WHEREAS, the proposed Lease with Great Lakes Aviation, Ltd., will be at the rate of \$.60 per 1000 pounds of maximum allowable gross landing weight of each aircraft in relationship to landing area charges; and

WHEREAS, said Lease will include the rent of 6580 square feet of terminal space to Great Lakes Aviation, Ltd., at a price of \$12.00 per square foot per year for the term of the Lease; and

WHEREAS, the most recent lease for commercial aviation space within the Wittman Regional Airport was for \$11.00 per square foot; and

WHEREAS, the most recent lease at Wittman Regional Airport for landing area charges was at the rate of \$.38 per 1000 pounds; and

WHEREAS, your undersigned Committee believes that the proposed Lease will generate approximately \$65,000 per year in revenue to Wittman Regional Airport and will be beneficial to both Winnebago County and Great Lakes Aviation, Ltd.

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 execute the proposed Lease between Great Lakes Aviation, Ltd. and Winnebago County with regard to the rental of space Wittman Regional Airport pursuant to those terms indicated above. The proposed Lease Agreement is incorporated by reference as part of this resolution. A complete copy of said Lease Agreement may be obtained through the Winnebago County Corporation Counsel's Office.

Submitted by:
AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 36. Nays: 0. Excused: 2—Finch and Lawson. CARRIED.

RESOLUTION NO. 227-295:—Petition The Secretary Of Transportation For Airport Improvement Aid

WHEREAS, Winnebago County, hereinafter referred to as the "Sponsor", being a municipal body corporate of the State of Wisconsin, is authorized by law (Sec. 114.11, Wisconsin Statute) to acquire, establish, construct, own, control, lease, equip, improve, maintain and operate an airport; and

WHEREAS, Winnebago County desires to develop or improve Wittman Regional Airport, Winnebago County, Wisconsin; and

WHEREAS, the foregoing proposal for Airport improvements has been referred to the County Planning Department for its consideration and report prior to the action of this County Board of Supervisors as is required by Sec. 62.23(5), Wisconsin Statutes; and

WHEREAS, Airport users have been consulted in formulation of the improvements included in this resolution; and

WHEREAS, a public hearing was held prior to the adoption of this Petition and in accordance with Sec. 114.33(2), Wisconsin Statutes, as amended, and a transcript of this hearing shall be transmitted with this Petition.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that a Petition for State and (or) State aid for Wittman Regional Airport, in the form which is herewith attached as "Exhibit A" is hereby approved.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Winnebago County Executive and the Winnebago County Clerk are hereby authorized to sign and execute said Petition, and any agency agreements, airport owner assurances and any other documents authorized by said resolution.

Submitted by:

AVIATION COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Ayes: 32. Nays: 4—Crowley, Diakoff, Savas and Brennand. Excused: 2—Finch and Lawson. CARRIED.

RESOLUTION NO. 228-295:—Authorize Advance Land Acquisition Loan: Wittman Regional Airport

WHEREAS, it is deemed to be in the best interest of Winnebago County to apply for an advance land acquisition loan under Section 114.37, Wisconsin Statutes, for the purpose of acquiring certain land or interest in land for the purpose of making improvements to Wittman Regional Airport; and

WHEREAS, a loan for the acquisition of said land may be obtained from the State of Wisconsin through the Wisconsin Department of Transportation, Bureau of Aeronautics.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that Winnebago County is hereby authorized to execute the necessary loan agreement documents and associated agency agreement on behalf of Winnebago County (hereinafter referred to as "Applicant") and to file with the Secretary of Transportation the loan application which is attached herewith as Exhibit A. Said Exhibit is incorporated herein by reference as a part of this resolution.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that a 20% down payment, not to exceed a maximum amount of \$199,880, shall be appropriated from the General Fund of Winnebago County and shall be repaid in full to the General Fund when the debt incurred pursuant to this loan agreement is retired.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that said loan is intended to be an interim loan until long term financing can be arranged. Said long term financing may be pursuant to a State and/or Federal airport grant for 80% to 95% of the land costs or pursuant to a bond supported by a tax incremen-

tal financing district.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Winnebago County Executive shall take care not to execute said loan until reasonable assurance of long term financing is attained.

Submitted by:
AVIATION COMMITTEE
WITHDRAWN.

RESOLUTION NO. 229-295:—Increase the Hours of the Part-Time Position of Clerk-Typist I to Full-Time: Solid Waste Management Department

WHEREAS, with the continuing growth in the operations of the Solid Waste Materials Recycling Facility the workload of the part-time position of Clerk-Typist I has increased to the point of being full-time work.

NOW, THEREFORE BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the position of Clerk-Typist I, in the Solid Waste Management Department, assigned to the Solid Waste Recycling Facility be, and hereby is, changed from part-time status to full-time status.

BE IT FURTHER RESOLVED, that funds to cover the cost of additional wages and fringe benefits be made available from the budget of the Solid Waste Management Department.

Submitted by,
SOLID WASTE MANAGEMENT BOARD AND
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor O'Brien and seconded to adopt. Ayes: 35.
Nays: 0. Excused: 3—Finch, Lawson and Sievert. CARRIED.

RESOLUTION NO. 230-295:—Create Three New Full-Time Positions In the Solid Waste Materials Recycling Facility: Solid Waste Management Department

WHEREAS, the increasing volume of materials through the Solid Waste Materials Recycling Facility has created the need to establish a second work shift, and

WHEREAS, in order to properly operate and manage a second work shift at the Facility, it is necessary to create two full-time positions of Recycling Facility Operator, and one full-time position of Shift Supervisor.

NOW, THEREFORE BE IT RESOLVED, by the Winnebago County Board of Supervisors, that two full-time positions of Recycling Facility Operator, and one full-time of the position of Shift Super-

visor, be, and hereby are created; and,

BE IT FURTHER RESOLVED, that funds to cover the cost of wages and fringe benefits for these positions be made available from the budget of the Solid Waste Management Department.

Submitted by,
SOLID WASTE MANAGEMENT BOARD AND
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor O'Brien and seconded to adopt. Ayes: 35.
Nays: 0. CARRIED.

RESOLUTION NO. 231-295:—Endorse Repeal of Wisconsin Statute 103.10: Family or Medical Leave

WHEREAS, several years ago, the Wisconsin State Legislature enacted SS 103.10, commonly known as the State Family and Medical Leave Law and

WHEREAS, shortly thereafter, the United States Congress enacted a similar measure, which provides more generous leave opportunities than the State Law, and which also provides important safeguards against the substitution, manipulation and abuse of paid sick leave benefits which are possible under the State Law; and

WHEREAS, the State Law constitutes an unfunded mandate for most County and municipal governments; and

WHEREAS, the cost of this mandate for Winnebago County in 1993 was approximately \$25,292, and in 1994 it was approximately \$30,364; and

WHEREAS, Representative Judy Klusman and other members of the State Legislature have shown an interest in modifying the State Law in order to harmonize it with the provisions of the Federal Law; and

WHEREAS, after careful review and consideration, it has been determined that the best interests of Winnebago County would be served if the State Family and Medical Leave Law were simply repealed.

NOW, THEREFORE BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the Wisconsin State Legislature be encouraged to draft and consider legislation that would result in the repeal of SS 103.10, commonly known as the Wisconsin Family and Medical Leave Law; and

BE IT FURTHER RESOLVED, that the Winnebago County Clerk forward a copy of this Resolution to the Wisconsin Counties' Association, to Governor Thompson, to Ms. Klusman, and to other area legislators.

Submitted by,
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 34.
Nays: 2—Gose and O'Brien. Excused: 2—Finch and Lawson.
CARRIED.

Supervisor King moved and it was seconded to adjourn to March
7, 1995 at 6:00 P.M. for a Special Orders of Business meeting. CAR-
RIED BY VOICE VOTE. Meeting adjourned at 9:15 P.M.

Respectfully submitted,
Linda Wolfe
Winnebago County Clerk

State of Wisconsin)
County of Winnebago)ss

I, Linda Wolfe, Winnebago County Clerk, do hereby certify that
the foregoing is a true and correct copy of the Journal of the Win-
nebago County Board of Supervisors for their adjourned meeting held
February 20, 1995.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

**SPECIAL ORDERS OF BUSINESS SESSION
COUNTY BOARD MEETING
TUESDAY, MARCH 7, 1995**

Chairman Joseph Maehl called the meeting to order at 6:00 P.M. in the Supervisors' Room, Fourth Floor, Courthouse, Oshkosh, Wisconsin.

The meeting was opened with the Pledge of Allegiance and an Invocation by Supervisor Wagner.

Roll Call: 36 present. Excused: 2—Barker and Winters.

Supervisor Planalp moved and it was seconded to adopt the agenda. **CARRIED BY VOICE VOTE.**

COMMUNICATIONS, PETITIONS, ETC.

Notice of Claim from Quintin Jackson regarding alleged injuries sustained while being transported in a state-owned van was referred to the Personnel & Finance Committee. Notice of Claim from Steven A. Johnson regarding alleged injuries sustained from foreign object in food served in the jail by Park View Health Center was referred to the Personnel & Finance Committee. Notice of Claim from James C. Baldwin regarding alleged injuries as a result of actions of agents and employees of the City of Appleton was referred to the Personnel & Finance Committee.

COMMITTEE REPORTS

Supervisor Brennand stated that he gave the Airside Concept Questionnaire Results to the Board for their information. This questionnaire was done by concerned citizens living near the Wittman Regional Airport. Supervisor Montgomery questioned accusations listed in the Airside Concept Questionnaire Results. He said that if the people who made these accusations have proof, they should present it. Supervisor

Lauson informed the Board that the Boom Bay project is almost complete. The dredging will be done this week. Supervisor Planalp said that he had been contacted by some concerned Winnebago County citizens asking if the County invests in derivatives. Chuck Orenstein, Finance Director, said that Winnebago County does not invest in derivatives. Supervisor Koziczowski told the Board that Rosemary Roy, Public Health Director, has submitted her resignation, effective March 29, 1995. She has accepted a position with Calumet County.

Supervisor Albrecht informed the Board that the subject of Resolution No. 227-295, "Petition the Secretary of Transportation for Airport Improvement Aid", did go through and was voted on by the Aviation Committee on November 2, 1994. There had been some concern at the February County Board meeting that this had not been acted on by the Aviation Committee prior to going to the County Board.

Supervisor Wagner questioned the procedures departments must now follow when requesting additional personnel or capital improvement projects. She wondered why department heads had been directed to take their requests directly to the County Executive, bypassing their committee of jurisdiction. John Bodnar, Corporation Counsel, said that these are administrative functions set by state statute under Home Rule and the county executive form of government. He also stated that committees of the County Board are responsible for policy changes and appropriations.

PUBLIC HEARING

No one addressed the Board.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Maehl reported that he had just returned from the NACO Legislative Conference in Washington, D.C. He stated how wonderful it is to be there representing Winnebago County, because we are so far ahead of other states with many of our programs. While at the conference, he attended the National Economic Development Committee with 64 other representatives. He met and spoke with area legislators and heard speeches given by Sen. Robert Dole and Sen. Pete Domenici.

PURCHASING/RISK MANAGER REPORT

Iris Ost, Purchasing/Risk Manager, reported to the Board on Assembly Bill 23. She stated that AB23 will give sales tax exemptions to contractors and sub-contractors on materials used in the construction of County facilities. She asked that the County Board support passage of Assembly Bill 23.

LEGISLATIVE REPORT—MARLENE MIELKE

Marlene Mielke, representative from Sen. Herb Kohl's office, gave a legislative update to the Board. She reported that Sen. Kohl supported and voted for the Balanced Budget Amendment that was defeated last week in the Senate. He feels that a balanced budget is in everyone's best interest. The Senator realizes that senior citizens are concerned that Social Security benefits may be affected by a balanced budget amendment. He is watching that issue very closely.

Ms. Mielke told the Board that the Unfunded Mandates Bill passed both the House and the Senate, but because the two bills were worded differently, they were sent to a conference committee for rewording. The final bill should come out of committee by the end of the week. She told the Board that Sen. Kohl supports the line item veto amendment and is hopeful that it will pass. Ms. Mielke said that Sen. Kohl supports welfare reform and has introduced a "work first" welfare program.

She told the Board that there are two issues coming up that are of special interest to Winnebago County's rural constituents. Congressman Steve Gunderson, 3rd Congressional District, is in a very powerful position. He is on the leading sub-committee on agriculture and can be influential on issues pertaining to milk marketing, milk subsidies, etc. Ms. Mielke said that Congressman Petri would be the person to take Winnebago County's concerns to Congressman Gunderson.

The second issue concerning rural constituents is the Family Farm Retirement Equity Act of 1995 that Sen. Kohl is introducing. This will allow retiring farmers to invest up to \$500,000 from the sale of their farms in an IRA-type account. This account can be drawn on for their retirement.

Ms. Mielke told the Board that since the change of majority in both the House and the Senate, Sen. Kohl no longer chairs the Juvenile Justice Committee. The committees that the Senator is on are: the Appropriations Committee, Health and Social Services Committee, Small Businesses Committee, and a special committee on aging. Supervisor Gose asked Ms. Mielke about the affect the unfunded mandates bill will have on administrative costs being passed on to state governments. Ms. Mielke said it hadn't been decided yet, but that it was unlikely. Supervisor Arne told Ms. Mielke how Winnebago County and others have unanimously passed resolutions asking for an amendment to the U.S. Constitution prohibiting desecration of the American flag. He stated that he hopes the House and the Senate will take up this issue and wondered what Senator Kohl's feelings are on this issue. Ms. Mielke said that the Senator is very cautious about making any constitutional amendments.

GIS (GEOGRAPHIC INFORMATION SYSTEM) DEMONSTRATION

David Schmidt, County Planner, and Larry Ellenbecker, GIS Department, gave a presentation on Winnebago County's GIS. Mr. Schmidt told the Board that in 1978, the Federal Government recommended that counties get involved in remonumentation programs and made grant money available for these programs. Only three counties in the entire country applied, and Winnebago County was one of them. Because of this foresight on the part of Winnebago County, the remonumentation program was completed by 1981 at approximately half the cost incurred by counties currently doing their remonumentation. Remonumentation made GIS a reality.

In 1989, GIS became operational. Many departments were involved in getting the system going—Planning & Zoning Departments, Sheriff's Department, Treasurer's Office, Register of Deeds Office, Highway Department, and others.

GIS is a computerized mapping system that allows maps to be generated with a wide range of information. Different types of information can be "layered" on one map. There are between 85 and 100 different layers of information that can be included on these maps. Some of the different layers of information are street names, sewer and water lines, voting districts, jurisdictional maps for police and fire departments, parcel numbers, soil types, flood plans, zoning districts, waterways, and many more. The maps can contain the whole county or be as specific as one piece of property in a city or township. Other types of information stored on GIS are: height restriction graphs for the airport area; a county-wide map, listing and photographs of billboards along Highway 41; a road network that allows you to pick a destination in the county and determine the quickest route there; certified survey maps; legal descriptions; aerial photographs; and much more. Mr. Schmidt stated that the County sells this information to many private companies.

Supervisor Lauson asked if the mobile data terminals used by police and fire departments are connected to GIS. Mr. Schmidt stated that they are not connected at this time. Supervisor Widener asked if road weight bearing restrictions were available. Mr. Schmidt stated that a layer containing that information was not available. Supervisor Crowley asked if selling GIS information has made GIS self-supporting. Mr. Schmidt stated that what we get for the information we sell now does not make the system self-supporting. However, he hopes to be self-supporting in about seven years. The cost for maps is determined by size and detail (layers). The cost of the map is figured at \$.25 per sq. mile and \$.25 per layer. A map can cost between \$2 and \$400.

Mr. Schmidt told the Board that the 911 Communication Center is not currently linked to GIS. However, they are looking at updating the 911 system and making it compatible with GIS. Supervisor Frassetto asked if outside access by modem was possible. Mr. Schmidt stated that it was, but that not many people take advantage of that option. The annual costs for the GIS Department, including system maintenance, updating and staffing, is approximately \$130,000. Supervisor Schaidler asked for a list of the available layers. Supervisor Sundquist asked if the plat book could eventually be done by GIS. Mr. Schmidt said that was a possibility. Mr. Schmidt told the Board that they plan to have a GIS computer terminal at the Oshkosh Public Library and at the Courthouse for public use.

After the GIS presentation, Chairman Maehl presented Mr. Schmidt with a plaque from the Southwest Regional Government Board in recognition of Winnebago County's GIS program.

FINES & FORFEITURES REPORT—JULIE PAGEL, CLERK OF COURTS

Julie Pagel, Clerk of Courts, presented her report on unpaid fines. She explained that many fines go uncollected because judges can impose alternatives to paying fines, such as jail time or license suspension. The results she presented to the Board were taken from a 1994 report of unpaid fines. Because of the sheer volume of the report and the number of cases involved, she used just a portion (20%) of the report making sure all types of cases were included, i.e.: felonies, misdemeanors, criminal traffic, traffic, ordinance and juvenile forfeitures. The total unpaid fines were \$252,426.91. Ms. Pagel said the main problem is determining which unpaid fines should actually be considered collectible. One option would be for the judges to not give alternatives to paying fines. Ms. Pagel said a payment plan system could be set up so that people could pay their fines. Another benefit to not imposing alternatives to paying fines, is that it would free up jail space. A copy of Ms. Pagel's report was distributed to the Board.

ABSTENTIONS FROM VOTING—SUPERVISOR HUE

Supervisor Hue presented information to the Board on the affect of abstaining from voting. Citing Robert's Rules of Order, County Board rules, and State Statutes, Supervisor Hue explained that abstaining to vote is permitted and even required in some instances. Abstaining is required if a supervisor has a personal interest in an issue coming up for a vote. However, in other cases, abstaining from voting has the same affect as a "no" vote. Supervisor Hue distributed information to the Board pertaining to abstentions from voting.

Supervisor King moved and it was seconded to adjourn until March 21, 1995, at 6:00 P.M. CARRIED BY VOICE VOTE. Meeting adjourned at 8:30 P.M.

Respectfully submitted,

Linda Wolfe
Winnebago County Clerk

State of Wisconsin)
County of Winnebago)ss

I, Linda Wolfe, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their Special Orders of Business meeting held March 7, 1995.

Linda Wolfe
Winnebago County Clerk

Proceedings
of the
Board of Supervisors
of
Winnebago County

**ADJOURNED SESSION
COUNTY BOARD MEETING
TUESDAY, MARCH 21, 1995**

Chairman Joseph N. Maehl called the meeting to order at 6:00 P.M. in the Supervisors' Room, Fourth Floor, Courthouse, Oshkosh, Wisconsin.

The meeting was opened with the Pledge of Allegiance and an Invocation by Supervisor Wagner.

Roll Call: All present except Supervisors O'Brien, Rankin, Widener and Winters.

Supervisor King moved and it was seconded to accept the minutes of February 21, 1995. **CARRIED BY VOICE VOTE.**

Supervisor Planalp moved and it was seconded that the agenda be amended to have Resolution No. 256-395 acted on ahead of Resolution No. 255-395. **CARRIED BY VOICE VOTE AS AMENDED.**

COMMUNICATIONS, PETITIONS, ETC.

Proclamation from County Executive Jack Steinhilber making the week of April 2-8, 1995, "County Government Week" was read. The **Analysis of 1995-1997 State Budget** from the Wisconsin Counties Association was distributed to the Board and the attached letter was read. A notice of an educational seminar from the Wisconsin Counties Association entitled, "Environmental Law Update" was read. A notice of claim from Sally Lyngen, mother and natural guardian of Tristan Lyngen, a minor, regarding injuries sustained at the RCDD Group home was referred to the Personnel & Finance Committee. Petition for Zoning Amendment from Jack J. Jensen for change from A-1 to A-2 for farm land and possible lots was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Eugene Becker for change from A-1 to A-2 for construction of a single family residence was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Carl G. Knox for changes from

M-1 and A-2 to P-1 for a golf driving range was referred to the Planning & Zoning Committee. Petition for Zoning Amendment from Dyna-Kleen, Inc. for change from B-1/B-3 and A-2 to A-2 and B-3, respectively, was referred to the Planning & Zoning Committee.

COMMITTEE REPORTS

Supervisor Wagner told the Board that the Property Management & Maintenance Committee will meet on April 4 at 1:00 p.m. to tour the Human Services Building—Oshkosh, and on April 12 at 1:00 to tour the Huber facility. She invited interested Board members to attend.

Supervisor Albrecht told the Board that Resolution No. 228-295, "Authorize Advance Land Acquisition Loan: Wittman Regional Airport", is part of the approved Airport Master Plan project and is included in the study of that project. Supervisor Hue also spoke to the Board on Resolution No. 228-295, emphasizing that this Resolution follows what the airport concept represents.

PUBLIC HEARING

Mick Salm, Chairman of the Town of Clayton, 3925 West Larsen Road, Oshkosh, spoke against the recommended denial of Amendatory Ordinance Nos. 03-01-95 and 03-03-95. Roger Seelow, 3476 Shady Lane, Neenah, spoke against the recommended denial of Amendatory Ordinance No. 03-01-95. Carl Sosnoski, 3040 Knapp Street Road, Oshkosh, spoke against Resolution No. 228-295, "Authorize Advance Land Acquisition Loan: Wittman Regional Airport". Paul Fowler, Oshkosh, spoke in support of Amendatory Ordinance 03-04-95, regarding billboards. John Juknialis and Fred Umland, Juvenile Intake Officers, spoke in support of Resolution No. 256-395, "Create Full-time Position of Juvenile Court Intake Worker and Full-time Position of Secretary—Juvenile Court Intake: Clerk of Courts Budget". Jeff Christensen, County Parks Director, spoke in support of Resolution No. 237-395, "Amend Section 19.24(3)(a) 1-3 of the Winnebago County General Code: Fees and Charges for Winnebago County Community Park Swimming Lake Fees" and Resolution No. 253-395, "Request Authority to Apply for Funds for Maintenance of County-owned Snowmobile Trails". James Savinski, 2763 Oakwood Circle, Oshkosh, spoke in support of Amendatory Ordinance 03-04-95, regarding billboards.

COUNTY EXECUTIVE'S REPORT

County Executive Steinhilber was not present at the meeting, but sent a letter to the Board expressing his concern on two Resolutions: No. 248-395, "Approve the Fox-Wolf Basin Agreement"; and No. 250-395, "Support State-wide Land Use Planning". He asked that these resolutions be referred back to their respective committees for further clarification.

Executive Steinhilber explained to the Board in his letter that he realizes the Juvenile Court Intake Office needs additional personnel. However, he recommended that they approve Resolution No. 255-395, "Create Part-time Position of Juvenile Court Intake Worker and Part-time Position of Secretary—Juvenile Court Intake: Clerk of Courts Budget", instead of Resolution No. 256-395, which would make these two positions full time.

COUNTY BOARD CHAIRMAN'S REPORT

County Board Chairman Maehl gave the following report:

"Our country has been noted for centuries as a nation of laws, and while our judicial system, on occasion, gets a rough going over, it is still the best system we have and is considered the best in the world. Everybody in our country, if they are accused of a crime, are innocent until proven guilty.

We have a situation where one of our supervisors was judged guilty of a felony, and Wisconsin Statutes state that anyone accused of a felony, while in elected office is automatically out of their office pending sentencing. An exception to that is if he resigns.

Mr. Gose has been accused and found guilty of a felony. Yesterday I visited him with Orrin King. We had an amiable, if not "different" type of meeting in our Jail. I did not go over there with a typewritten letter and ask him to sign it. I told him he would be doing himself, his family and the county a service if he would consider resigning.

With almost no hesitation, he wrote out his own resignation. I did not write out the comments from him. He wrote it from the heart. This was done and it was signed on March 20, 1995 and documented. We came back to the County Clerk and filed the resignation with her and the Corporation Counsel."

Mr. Gose's resignation letter was then read to the County Board:
"I regret to be sending my resignation into the County Board as of 03/20/95. While there is an appeal process, I want to make a clean break now so the county can get the full usage of my seat by someone who isn't distracted by other things.

I have no regrets about my record on the board. I have fought many battles with many supervisors, but always was the process of democracy. I will miss you all but no one is indispensable to the action of democracy.

R. Gose”

Witnessed: Joseph N. Maehl, Chair, County Board
Orrin H. King
3/20/95

Chairman Maehl stated he would entertain a motion from the board to accept Mr. Gose’s resignation. Supervisor King moved, Supervisor Hue seconded to accept Mr. Gose’s resignation. Ayes: 33. Nays: 0. Excused: 4—O’Brien, Rankin, Winters, Widener. CARRIED.

COUNTY BOARD CHAIRMAN APPOINTMENT

JUDICIARY & PUBLIC SAFETY COMMITTEE

Chairman Maehl asked that the Board confirm the appointment of Supervisor Patrick O’Brien to the Judiciary & Public Safety Committee to fill the vacancy created by the resignation of former Supervisor Ray Gose. Supervisor O’Brien’s term would begin upon confirmation and end on April 16, 1996. Motion was made by Supervisor Planalp and seconded to approve. CARRIED BY VOICE VOTE.

ZONING REPORTS & ORDINANCES

REPORT. NO. 001. A report from Planning & Zoning Committee re: rezoning to A-2 for future construction of a single-family dwelling. Motion by Supervisor Sievert and seconded to accept recommendation to deny. CARRIED BY VOICE VOTE TO DENY.

AMENDATORY ORDINANCE NO. 03-01-95. A request from Roger Seelow for change from A-1 (Agri-Business District) to A-2 (General Farming District). Motion by Supervisor Sievert and seconded to deny. Ayes: 17—Barker, Crowley, Diakoff, Kramer, Lawson, Hue, King, Lauson, Kollath, Schaidler, Robl, Savas, Schwartz, Troxell, Arne, Albrecht and Maehl. Nays: 15—Rengstorf, Footit, Finch, Klitzke, Montgomery, Egan, Griesbach, Metzger, Putzer, Frassetto, Sundquist, Wagner, Sievert, Koziackowski and Brennand. Excused: 5 Planalp, O’Brien, Rankin, Widener and Winters. MOTION TO DENY CARRIED.

REPORT NO. 002. A report from Planning & Zoning Committee re: change to R-1 to build a single family dwelling. Motion by Supervisor Sievert and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 03-02-95. A request from Kevin and Susanne Parman for zoning change from B-3 (General Business District) to R-1 (Rural Residential District, Single-family, nonsubdivided). Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

REPORT NO. 003. A report from Planning & Zoning Committee re: rezoning to A-2 for single family residential use. Motion by Supervisor Sievert and seconded to accept recommendation to deny. CARRIED BY VOICE VOTE TO DENY.

AMENDATORY ORDINANCE NO. 03-03-95. A request from Emerson G. Rieckmann for zoning change from A-1 (Agri-Business District Farmland Preservation) to A-2 (General Farming District). Motion by Supervisor Sievert and seconded to deny. Ayes: 21. Nays: 12 Rengstorf, Footit, Kramer, Klitzke, Montgomery, Egan, Griesbach, Metzig, Putzer, Wagner, Sievert and Brennand. Excused: 4—O'Brien, Rankin, Widener and Winters. MOTION TO DENY CARRIED.

REPORT NO. 004. A report from Planning & Zoning Committee re: amendment to Winnebago County Town/County Zoning Ordinance. Motion by Supervisor Sievert and seconded to adopt. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 03-04-95. A request from Planning & Zoning Committee for amendment to Winnebago County Town/County Zoning Ordinance to add Sec. 17.02(12), Fees; to delete & recreate Sec. 17.28, Signs; amend Adult Entertainment Overlay District (AEO), Sec. 17.13 (6)(b), Definitions; to amend Sec. 17.02(3)(a)(8), Zoning Permit. Motion by Supervisor Sievert and seconded to adopt. Motion by Supervisor Montgomery and seconded to amend Amendatory Ordinance No. 03-04-95, Line 60, by adding "(i) Signs in existence before the adoption of this ordinance which have been damaged or destroyed by vandalism or other malicious acts." AMENDMENT CARRIED BY VOICE VOTE. Motion by Supervisor Sievert and seconded to adopt as amended. Ayes: 32. Nays: 1—Metzig. Excused: 4—O'Brien, Rankin, Widener and Winters. CARRIED.

HIGHWAY PROJECT BOND ISSUE—RAY GRIGAR, HIGHWAY COMMISSIONER

Commissioner Grigar told the Board that plans and permits are in order for the various highway projects. The projects will be let out for bid by the end of April or the beginning of May.

REPORTS, RESOLUTIONS & ORDINANCES**RESOLUTION NO. 209-195: - Authorize Payment of \$7,799 To Wisconsin Counties Association Re: Intergovernmental Transfer Program (Park View Health Center)**

WHEREAS, Resolution #130-1292, a copy of which is herewith attached, was approved by the County Board of Supervisors in December, 1992, supporting the Intergovernmental Transfer Program in Wisconsin and the Wisconsin Counties Association's efforts in regard thereto; and

WHEREAS, said Resolution specifically indicated that no Winnebago County funds were to be committed in support of the Wisconsin Counties Association's efforts in that regard at that time; and

WHEREAS, the Intergovernmental Transfer Program was subsequently instituted pursuant to Wisconsin Act 16 which resulted in a substantial financial benefit to Park View Health Center and to other county operated nursing homes within the State of Wisconsin; and

WHEREAS, your undersigned Committee, the Winnebago County Board Chairman and the Winnebago County Executive are of the opinion that payment of an additional amount of \$7,799 to the Wisconsin Counties Association would be in order to reimburse the Association for fees paid to the law firm of Stafford, Rosenbaum, Rieser and Hansen and the consulting firm of Susan White and Associates in relationship to the Association's efforts to affect the passage of Wisconsin Act 16.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the payment of \$7,799 to the Wisconsin Counties Association in relationship to expenses incurred by the Association in relationship to its lobbying efforts for the passage of Wisconsin Act 16 (the Intergovernmental Transfer Program).

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that payment of said money shall be made from the Professional Services Account of Park View Health Center's 1994 Budget and in that said payment is made to the Wisconsin Counties Association for professional services provided on behalf of Winnebago County and Park View Health Center, that said authorization does not constitute a budgetary transfer.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that a copy of the resolution as well as the calculated figures/formula arrived at by Winnebago County to determine the actual dollars owed WCA based on this formula will be distributed to every county facility that participated in the ITP Program by the Winnebago County Clerk.

Submitted by:

PARK VIEW HEALTH CENTER COMMITTEE

Motion by Supervisor Montgomery and seconded to adopt. Ayes: 33. Nays: 0. Excused: 4—O'Brien, Rankin, Widener and Winters. CARRIED.

RESOLUTION NO. 228-295:—Authorize Advance Land Acquisition Loan: Wittman Regional Airport

WHEREAS, it is deemed to be in the best interest of Winnebago County to apply for an advance land acquisition loan under Section 114.37, Wisconsin Statutes, for the purpose of acquiring certain land or interest in land for the purpose of making improvements to Wittman Regional Airport; and

WHEREAS, a loan for the acquisition of said land may be obtained from the State of Wisconsin through the Wisconsin Department of Transportation, Bureau of Aeronautics and that said loan is intended to be an interim loan until long term financing can be arranged. Said long term financing may be pursuant to a State and/or Federal airport grant for 80% to 95% of the land costs or pursuant to a bond supported by a tax incremental financing district.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that Winnebago County is hereby authorized to execute the necessary loan agreement documents and associated agency agreement on behalf of Winnebago County (hereinafter referred to as "Applicant") and to file with the Secretary of Transportation the loan application which is attached herewith as Exhibit A. Said Exhibit is incorporated herein by reference as a part of this resolution.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that a 20% down payment, not to exceed a maximum amount of \$199,880, shall be appropriated from the General Fund of Winnebago County and shall be repaid in full to the General Fund when the debt incurred pursuant to this loan agreement is retired.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Winnebago County Executive shall take care not to execute said loan until assurance of long term financing is attained.

Submitted by:

AVIATION COMMITTEE AND PERSONNEL &
FINANCE COMMITTEE

Motion by Supervisor Albrecht and seconded to adopt. Supervisor Albrecht asked that Line 40 of the Resolution be corrected by change the Personnel & Finance Committee's vote from "4-0" to "3-1". Motion by Supervisor Diakoff and seconded to postpone this Resolution until the June 6, 1995, County Board Special Orders Meeting. Ayes: 19. Nays: 14—Rengstorf, Schmidt, Lawson, Hue, King, Kollath, Planalp, Frassetto, Sundquist, Wagner, Troxell, Arne, Albrecht and Maehl. Excused: 4—O'Brien, Rankin, Widener and Winters. MOTION TO POSTPONE CARRIED.

RESOLUTION NO. 232-395:—Replace One Position of Jail Corporal With One Position of Jail Sergeant: Sheriff's Department

WHEREAS, as part of the planning for the new Huber Facility, the Winnebago County Sheriff's Department proposed the replacement of one position of Jail Corporal with one position of Jail Sergeant as part of the 1995 budget; and

WHEREAS, this proposed replacement was endorsed by the Director of Personnel and approved by the County Executive for inclusion within the 1995 County budget; and

WHEREAS, in preparing the 1995 County budget, the substitution of positions was inadvertently omitted.

NOW, THEREFORE BE IT RESOLVED, by the Winnebago County Board of Supervisors, that one position of Jail Sergeant be created as a replacement for one position of Jail Corporal within the Table of Organization of the Winnebago County Sheriff's Department.

BE IT FURTHER RESOLVED, that funds to cover the cost of this action be made available from within the budget of the Sheriff's Department.

Submitted by,

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Supervisor Planalp recommended that the Committee of Jurisdiction be involved in any personnel requests. Ayes: 33. Nays: 0. Excused: 4—O'Brien, Rankin, Widener and Winters. CARRIED.

RESOLUTION NO. 233-395:—Convert the Part-time Position of WIC Public Health Nurse to a Full-time Position: Public Health Department

WHEREAS, because of the increasing number of clients in the Winnebago County Women's, Infants, and Children's Nutrition Program (WIC), the Federal government has increased its WIC funding for Winnebago County in order to provide for increased staffing hours in the position of Public Health Nurse.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the part-time position of Public Health Nurse in the WIC Program of the Public Health Department be converted from a part-time to a full-time position; and

BE IT FURTHER RESOLVED, that funds to cover the cost of the additional hours to be worked in the position be made available exclusively from the WIC grant; and

BE IT FURTHER RESOLVED, that the position of WIC Public Health Nurse continue to exist only so long as sufficient grant funding remains available to cover the full cost of the position.

Submitted by,

**PERSONNEL & FINANCE COMMITTEE AND
BOARD OF HEALTH**

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 29. Nays: 4—Klitzke, Montgomery, Wagner and Troxell. Excused: 4 - O'Brien, Rankin, Widener and Winters. CARRIED.

RESOLUTION NO. 234-395:—Disallow Claim of LaToyia Yvette Dunigan, Ledesha Renae Dunigan and Isaiah Nyman by their mother, Cynthia Nyman

WHEREAS, your Personnel and Finance Committee has had the claim of LaToyia Yvette Dunigan, Ledesha Dunigan and Isaiah Nyman by their mother, Cynthia Nyman referred to it for attention; and

WHEREAS, your Committee has investigated the claim and recommends disallowance of same by Winnebago County.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claim of LaToyia Yvette Dunigan, Ledesha Renae Dunigan and Isaiah Nyman, by their mother, Cynthia Nyman dated February 1, 1995, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 33. Nays: 0. Excused: 4—O'Brien, Rankin, Widener and Winters. CARRIED.

RESOLUTION NO. 235-395:—Disallow Claim of Russell Huebner

WHEREAS, your Personnel and Finance Committee has had the claim of Russell Huebner referred to it for attention; and

WHEREAS, your Committee has investigated the claim and recommends disallowance of same by Winnebago County.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claim of Russell Huebner dated January 24, 1995, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 33. Nays: 0. Excused: 4—O'Brien, Rankin, Widener and Winters. CARRIED.

RESOLUTION NO. 236-395:—Disallow Claim of Howard E. Kossel and Doris M. Kossel

WHEREAS, your Personnel and Finance Committee has had the claim of Howard E. Kossel and Doris M. Kossel referred to it for attention; and

WHEREAS, your Committee has investigated the claim and recommends disallowance of same by Winnebago County.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claim of Howard E. Kossel and Doris M. Kossel dated February 14, 1995, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 33. Nays: 0. Excused: 4—O'Brien, Rankin, Widener and Winters. CARRIED.

ORDINANCE NO. 237-395:—Amend Section 19.24(3)(a) 1-3 Of The Winnebago County General Code—Fees and Charges Winnebago County Community Park Swimming Lake Fees

NOW, THEREFORE, BE IT RESOLVED that the Winnebago County Board of Supervisors does ordain as follows:

That Section 19.24(3)(a)1-3 of the General Code of Winnebago County be amended to read as follows:

- 19.24 **FEEES AND CHARGES**
- (3) The following fees shall apply for the use of the permitted swimming facilities at Winnebago County Community Park:
 - (a) Community Park Swimming Lake
 - 1. Season Pass
 - Family\$30.00
 - Adult Pass (18 yrs. & over)\$15.00
 - Student Pass (13-17 yrs.)\$12.00
 - Child Pass (5-12 yrs.)\$ 7.00
 - 2. General Admission (Daily)
 - Adult (13 yrs & older)\$.95
 - Child (5-12 yrs.)\$.48
 - Child under 5FREE
 - 3. Swimming Lessons
 - Per Session\$5.00

Submitted by:
PARKS & RECREATION COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Motion by Supervisor Rengstorf and seconded to amend Line 26, "\$5.00", to "\$2.50". LOST BY VOICE VOTE. Motion by Supervisor Sievert and seconded to amend Line 26, "\$5.00", to "\$2.25". Ayes: 12 Rengstorf, Footit, Kramer, Klitzke, Montgomery, Egan, Putzer, Wagner, Troxell, Sievert, Albrecht and Maehl. Nays: 20. Excused: 5 - Finch, O'Brien, Rankin, Widener and Winters. AMENDMENT LOST. Vote on Ordinance—Ayes: 29. Nays: 3—Rengstorf, Kramer and Arne. Excused: 5—Finch, O'Brien, Rankin, Widener and Winters. CARRIED.

RESOLUTION NO. 238-395:—Support Assembly Bill 176 (Change Wisconsin's Current Property Tax System On Agricultural Production Land)

WHEREAS, the State of Wisconsin's current property tax system based on market value of property at its highest and best use puts Wisconsin farmers at a competitive disadvantage and contributes to urban sprawl; and

WHEREAS, the Department of Revenue report of October 1, 1993 recommends changing our system of assessing farmland from our current market value system to a use value system; and

WHEREAS, the State of Wisconsin is one of the few states in the nation that still uses market value rather than agricultural productivity or use value as the basis of their property tax system.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby supports Assembly Bill 176, which will change Wisconsin's current property tax system on agricultural production land to an use value assessment system.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that a copy of this resolution be transmitted by the Winnebago County Clerk to all State Assemblymen and State Senators having constituents within Winnebago County and to the office of Governor Tommy Thompson.

Submitted by:

PATRICK BRENNAND, DIST. #34
JOSEPH MAEHL, DIST. #6
COUNTY BOARD SUPERVISORS

Motion by Supervisor Brennand and seconded to adopt. Ayes: 31. Nays: 1—Montgomery. Excused: 5—Finch, O'Brien, Rankin, Widener and Winters. CARRIED.

RESOLUTION NO. 239-395:—Oppose Raising Of Fee For Birth Certificates

WHEREAS, Section 3343(Page 1172) of the Governor's proposed budget proposes amending Sec. 69.22(1)(c), Wisconsin Statutes so as to increase the charge for issuance of a copy of a birth certificate from \$10.00 to \$15.00 and to increase the portion of such charge to be forwarded to the State Treasurer from \$5.00 to \$7.50; and

WHEREAS, your undersigned Committee believes that the existing fee is already set at too high a level in that the actual cost to process, index, store, retrieve and make certified copies of a birth certificate is approximately \$5.00; and

WHEREAS, your undersigned Committee is of the opinion that half of the fee collected for the issuance of a birth certificate goes to the State as a hidden tax, as opposed to a charge, so as to fund programs other than the service requested; and

WHEREAS, virtually every citizen of the State of Wisconsin has a need to have a certified birth certificate issued at some point in their life; and

WHEREAS, the issuance of a birth certificate is a service provided by the local County Register of Deeds and not by the State of Wisconsin.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby expresses its opposition to the enactment of Sec. 3343 of the Governor's proposed budget bill.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby directs the Winnebago County Clerk to transmit a copy of this Resolution to all State representatives and Senators representing constituents within Winnebago County, to the Wisconsin Counties Association and to Governor Tommy Thompson.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Planalp and seconded to adopt. Motion by Supervisor Planalp and seconded to amend by deleting "as a hidden tax, as opposed to a charge, so as" on Lines 15 and 16. **VOTE ON AMENDMENT CARRIED BY VOICE VOTE.** Vote on Resolution as amended—Ayes: 31. Nays: 2—Crowley and Kramer. Excused: 4—O'Brien, Rankin, Widener and Winters. **CARRIED.**

ORDINANCE NO. 240-395:—Create Section 7.02(19) Of The General Code Of Winnebago County (Speed Limit—County Highway X—Town of Nekimi and Algoma)

WHEREAS, newly created S-curves on County Trunk Highway X in the Town of Nekimi and Algoma require that the speed limit be reduced upon said highway so as to ensure the safety of those utilizing said highway; and

WHEREAS, the Wisconsin Department of Transportation has approved a thirty-five (35) mile per hour speed limit for all vehicles upon the section of highway affected.

NOW, THEREFORE, the County Board of Supervisors of the County of Winnebago does ordain as follows:

The creation of Section 7.02(19) of the General Code of Winnebago County, which shall read as follows:

7.02 SPEED LIMIT REGULATIONS

A traffic and engineering investigation having been made on the following described highways, the maximum permissible speed at which vehicles may be operated on such highways which speed is herewith established as reasonable and safe pursuant to Sec. 349.11, Wisconsin Statutes, shall be set forth herein, subject to approval of the Department of Transportation and upon erection of standard signs giving notice thereof:

- ...(19) County Trunk Highway "X". (A) Towns of Nekimi and Algoma.
 1. Thirty-five (35) miles per hour for all vehicles from its intersection with State Highway 44 westerly for a distance of 0.312 of a mile.

BE IT FURTHER RESOLVED that said Ordinance shall take effect on the date following the date of publication.

Submitted by:
HIGHWAY COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Ayes: 33. Nays: 0. Excused: 4—O'Brien, Rankin, Widener and Winters. CARRIED.

RESOLUTION NO. 241-395:—Authorize County Highway "AA" Construction Project

WHEREAS, reconstruction of County Highway "AA" in the City of Oshkosh, between Libbey Avenue and North Shore Drive (County Trunk Highway "A") is a top priority in the Winnebago County Highway Department's Five-Year Road Improvement Program for the Oshkosh area; and

WHEREAS, it is presently planned that County Highway "AA" would be reconstructed for a .55 mile length so as to change the nature of the road from a rural two lane road to an urban four lane curb and gutter section within the City of Oshkosh; and

WHEREAS, attached to this resolution is a Capital Project Request form and map which are made a part of this resolution by reference; and

WHEREAS, the estimated cost for construction and engineering of said road totals approximately \$550,000; and

WHEREAS, time is of the essence for construction of said road improvement in that the construction season shall soon be upon us.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the reconstruction of County Highway "AA" between Libbey Avenue and North Shore Drive (County Highway "A") in the City of Oshkosh at a cost not to exceed \$550,000 as is set forth in the Capital Project Request which is herewith attached.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that funds to pay for said project are hereby appropriated from the General Fund of Winnebago County, with said fund to be reimbursed from a subsequent bond issue to pay for the costs of planning, engineering and construction of said road improvement.

Submitted by:
HIGHWAY COMMITTEE

WITHDRAWN BY SUPERVISOR ROBL.

RESOLUTION NO. 242-395:—Accept Bid of Rogers Publishing Company, Inc. For Printing and Binding County Board Proceedings

BE IT RESOLVED by the Winnebago County Board of Supervisors, that the following bid be accepted:

The bid of Rogers Publishing Company, Inc., Winneconne, Wisconsin, for printing and binding the County board proceedings for the period April 1, 1995 through March 31, 1996 at a cost of:

\$230.00 for 100 Monthly Proceedings Booklets
\$ 9.50 per additional page
\$1,725.00 for 100 Bound, Annual Composite Books of
Monthly Proceedings

Submitted by:
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Planalp and seconded to adopt. Ayes: 33.
Nays: 0. Excused: 4—O'Brien, Rankin, Widener and Winters.
CARRIED.

ORDINANCE NO. 243-395:—Amend Section 3.05(3)(a) and Create Sections 3.05(5)(a)(10) and (11), General Code of Winnebago County (Attendance at Meetings or Schools)

WHEREAS, Section 3.05 of the General Code of Winnebago County establishes an orderly procedure for authorization of travel or attendance at meetings, conferences or educational seminars on behalf of Winnebago County; and

WHEREAS, Sections 59.03 and 59.06, Wisconsin Statutes, establish a framework for the reimbursement of County Board Supervisors for attendance of meetings, conferences and seminars which they attend; and

WHEREAS, the General Code of Winnebago County and the Rules of the County Board of Supervisors presently fail to address or are silent as to certain factual situations relating to the attendance of County Board Supervisors at County Board meetings, committee meetings, board meetings, conferences, seminars, etc.

NOW, THEREFORE, the County Board of Supervisors of the County of Winnebago does ordain as follows:

That Section 3.05(3)(a) of the General Code of Winnebago County shall be amended to read as follows:

3.05(3)(a)

(a) Budget Approval. Adoption of the County budget constitutes approval of the department budget for known meetings, conferences and educational seminars as well as for the summarized cost estimate for other meetings, conferences, educational seminars and local travel. Attendance of employees and elected officials other than County Board Supervisors at meetings, conferences or educational seminars that were not identified specifically at the time that the department budget was submitted and considered shall require the advance approval of the County Executive. In the case of County Board Supervisors, advance approval by the County Board is required for attendance at meetings, conferences or educational seminars that were not identified specifically at the time that the budget was adopted, except as otherwise provided pursuant to the Rules of the Winnebago County Board of Supervisors.

NOW, THEREFORE, the County Board of Supervisors of the County of Winnebago do further ordain as follows:

That Section 3.05(5)(b)(10) and (11) be created so as to read as follows:

3.05(5)(a)

10. Where County employees or elected or appointed officials share transportation, only those persons actually providing the means of transportation or paying for the cost of the transportation shall be reimbursed.

11. County employees, officers and County Board Supervisors attending County Board meetings or any other authorized meeting or seminar who are not prohibited from claiming mileage expense, but to whom no other provision of this ordinance is applicable, shall be entitled to mileage reimbursement at a rate of \$.0001 per mile.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the above ordinances shall become effective on the date following the date of publication.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 33. Nays: 0. Excused: 4—O'Brien, Rankin, Widener and Winters. CARRIED.

RESOLUTION NO. 244-395:—Amend Section 20.0 Of The Rules Of The Winnebago County Board Of Supervisors (Per Diem, Mileage, Expenses)

WHEREAS, the present Rules of the Winnebago County Board of Supervisors and the present practice of the Winnebago County Board of Supervisors as to per diem, mileage and expense reimbursement is not entirely in compliance with State Statute or County Ordinance; and

WHEREAS, a need presently exists to amend said Rule so as to bring the practice of the Winnebago County Board of Supervisors in compliance with State Statute and County Ordinance.

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

That Section 20.0 Per Diem, Mileage, Expenses of the Rules of the Winnebago County Board of Supervisors be amended to read as follows:

20.0 PER DIEM, MILEAGE, EXPENSES

20.1 Each Board Member shall be responsible for compiling his own expense sheet for payment by the County of per diem, mileage and other expenses.

20.2 Such expense sheets must be submitted to the Personnel Office no later than the 7th of each month.

20.3 Any and all expenses and other items listed on a Supervisor's expense sheet shall be paid by the County upon the approval of the County Board Chairman pursuant to these Rules and State Statute, except for those expenses which are in excess of sums permitted by County Resolution, Ordinance or State Statute, in which case the legal limit shall be paid upon approval by the County Board Chairman.

20.4 County Board Supervisors attending meetings of the County Board and County Board Committees of which they are a member shall be entitled to a per diem and expense reimbursement. County Board members attending meetings of the following Boards of which they are a member shall also be entitled to a per diem and expense reimbursement: Community Programs Board; Solid Waste Management Board, Advocap Board, Tri-County Recreation Association Board; Health Board, Social Services Board; University of Wisconsin—Fox Valley Board of Trustees, Winne-Fox Federated Library System Board, and Public Safety Building Board.

20.5 Pursuant to Sec. 59.03 and 59.06, Wisconsin Statutes and County Ordinance Supervisors are directed and authorized to attend any meetings, conferences and seminars which they believe it is reasonable and necessary to attend in the furtherance of their duties as a supervisor which were not specifically identified and budgeted for and to receive a per diem, mileage and expenses for doing so provided that said attendance is approved by the County Board Chairman and provided that the County Board has appropriated sufficient funds for reimbursement for attending said miscellaneous meetings, conferences and seminars. This rule shall be subject to those limits set forth in Sec. 59.03(3)(j) and 59.06(2)(b), Stats.

20.06 No Supervisor shall submit for payment any item of expense or per diem which said Supervisor has not actually made or earned.

20.7	Per Diem.	
	1/2 day meeting	\$40.00
	Full day meeting	\$60.00
	Monthly County Board meeting	\$60.00
	Maximum allowable per diem per day	\$60.00

Automobile Mileage: 28 cents per mile (Provided that requirements imposed by County Ordinance are complied with).

Public Transportation: Actual cost, but not to exceed 28 cents per mile.

Other Means of Transportation: One one-hundredth cent per mile.

Lodging and meals (maximum)	
Overnight Lodging	Single Room Cost
Supper	\$13.00
Lunch	\$ 6.50
Breakfast	\$ 4.50
Supper, Breakfast, Lunch	\$24.00

All claims for reimbursement of expenses incurred for lodging, per the foregoing schedule shall be accompanied by a receipt, and no claim for reimbursement shall be paid unless accompanied by such receipt.

Submitted by:

JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Planalp and seconded to adopt. Motion by Supervisor Sundquist to add on Line 23, "to be paid the following month". No second to this motion. Ayes: 33. Nays: 0. Excused: 4 O'Brien, Rankin, Widener and Winters. CARRIED.

RESOLUTION NO. 245-395:—Disallow Claim of James C. Baldwin

WHEREAS, your Personnel and Finance Committee has had the claim of James C. Baldwin referred to it for attention; and

WHEREAS, your Committee has investigated the claim and recommends disallowance of same by Winnebago County.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claim of James C. Baldwin dated March 3, 1995, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 33. Nays: 0. Excused: 4—O'Brien, Rankin, Widener and Winters. CARRIED.

RESOLUTION NO. 246-395:—Disallow Claim of Quintin E. Jackson

WHEREAS, your Personnel and Finance Committee has had the claim of Quintin E. Jackson referred to it for attention; and

WHEREAS, your Committee has investigated the claim and recommends disallowance of same by Winnebago County.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claim of Quintin E. Jackson dated February 27, 1995, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 33. Nays: 0. Excused: 4—O'Brien, Rankin, Widener and Winters. CARRIED.

RESOLUTION NO. 247-395: Disallow Claim of Steven A. Johnson

WHEREAS, your Personnel and Finance Committee has had the claim of Steven A. Johnson referred to it for attention; and

WHEREAS, your Committee has investigated the claim and recommends disallowance of same by Winnebago County.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the claim of Steven A. Johnson dated March 6, 1995, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by,
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Ayes: 33. Nays: 0. Excused: 4—O'Brien, Rankin, Widener and Winters. CARRIED.

RESOLUTION NO. 248-395:—Approve The Fox-Wolf Basin Agreement

WHEREAS, the Fox-Wolf River Basin, including the Lower Green Bay, represents an extraordinary resource base encompassing over 6,400 square miles of farmland, forests, lakes, ponds, rivers, and streams, in addition to large and small communities active with commerce and industry; and

WHEREAS, the boundaries of the Basin include tributaries of the Wolf River, upper and lower Fox River, the Lake Winnebago "Pool", numerous other inland lakes, and portions of the political boundaries of two Indian Nations and 19 counties, including Winnebago County; and

WHEREAS, over one quarter million people reside in the FoxWolf Basin—many of whom depend upon the waters of the basin for drinking water, livelihoods, and recreation; and

WHEREAS, the economic, ecological and cultural strengths of the Basin continue to be threatened by destructive land use and land management activities that lead to water pollution and loss of strategic habitat; and

WHEREAS, it is recognized that a basin-wide, cooperative approach is needed to coordinate pollution abatement and habitat restoration efforts of agencies, units of government, and the citizens within the basin; and

WHEREAS, the Fox-Wolf Basin Agreement creates an alliance of governmental units, and other interest groups that have mutual interests in the protection of land and water resources of the basin and the Lower Green Bay; and

WHEREAS, your Land Conservation Committee supports and endorses the concept and purpose of the Fox-Wolf Basin Agreement.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that as part of an on going effort to help sustain and protect the natural resources of the region, Winnebago County does hereby approve and agree to be a signatory of the Fox-Wolf Basin Agreement, a copy of which is attached and included as a part of this resolution.

Submitted by:

LAND CONSERVATION COMMITTEE

Motion by Supervisor Barker and seconded to adopt. Motion by Supervisor Troxell and seconded to refer back to Committee and bring back to the County Board on June 6, 1995, at the Special Orders meeting. Motion to refer—Ayes: 21. Nays: 11—Rengstorf, Footit, Barker, Lawson, Hue, Lauson, Kollath, Planalp, Schwartz, Albrecht and Maehl. Abstain: 1—King. Excused: 4—O'Brien, Rankin, Widener and Winters. CARRIED.

RESOLUTION NO. 249-395:—Authorize Flood Plain Study Request Honey Creek Drainage Basin

WHEREAS, development pressures in the Town of Algoma within the Honey Creek drainage basin have produced flooding and drainage problems within that area; and

WHEREAS, no flood plain study presently exists for the preservation of the flood plain adjacent to Honey Creek; and

WHEREAS, the Wisconsin Department of Natural Resources has indicated an ability and willingness to perform a flood plain study as to the Honey Creek drainage basin if such a request is authorized by the Winnebago County Board of Supervisors.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes and directs the Winnebago County Zoning Department to request the Wisconsin Department of Natural Resources perform a flood plain study as to the Honey Creek drainage basin which is principally located in the Town of Algoma, Winnebago County.

Submitted by:

PLANNING & ZONING COMMITTEE

Motion by Supervisor Sievert and seconded to adopt. Ayes: 31. Nays: 0. Excused: 6—Crowley, Frassetto, O'Brien, Rankin, Widener and Winters. CARRIED.

RESOLUTION NO. 250-395:—Support State-wide Land Use Planning

WHEREAS, uncontrolled development is a pattern of development in which homes and businesses appear to be randomly scattered and a compacted form of development results when buildings are placed closer together during an orderly expansion of an existing community; and

WHEREAS, there is a need to encourage State planning that would limit uncontrolled development and encourage compact development that would protect farm and natural areas, reduce costs of public services, provide environmental protection and protect tourism, etc.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it supports State-wide land use planning to limit uncontrolled development and encourage compact development in towns, cities and villages.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that copies of this resolution be forwarded to all county boards of Wisconsin, Governor Tommy G. Thompson, Secretary James Klauser, the Wisconsin Counties Association, and all State Senators and representatives who represent constituents within Winnebago County.

Submitted by:

PLANNING & ZONING COMMITTEE

Motion by Supervisor Sievert and seconded to adopt. Ayes: 20. Nays: 13—Rengstorf, Diakoff, Finch, Hue, Montgomery, Egan, Griesbach, Metzsig, Frassetto, Sundquist, Wagner, Arne and Brennand. Excused: 4—O'Brien, Rankin, Widener and Winters. CARRIED.

RESOLUTION NO. 251-395:—Authorize Moratorium Upon Applications For Zoning Changes Adjacent To The Westside Arterial—Town of Menasha

WHEREAS, the Town of Menasha is currently in the process of updating its comprehensive plan relating to zoning throughout the Town of Menasha and, specifically, in relationship to the new traffic corridor established by the Westside Arterial/Parkway; and

WHEREAS, the Town of Menasha Board of Supervisors, at their meeting of February 13, 1995, adopted the resolution requesting that a moratorium be placed upon applications for zoning changes as to property located within 300 feet of the edges of the right-of-way of the Westside Arterial/Parkway within the next six months or until a comprehensive plan can be adopted by the Town of Menasha, whichever occurs sooner; and

WHEREAS, your Planning and Zoning Committee believes that it is in the best interest of Winnebago County to place a moratorium on applications for zoning changes upon property adjacent to the Westside Arterial/Parkway so as to encourage orderly planning and development with regard to property adjacent to said new roadway.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Zoning Department to place a moratorium upon acceptance of applications for zoning changes as to property located within 300 feet of the edge of the right-of-way of the Westside Arterial/Parkway.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that said moratorium shall continue for a six month period from the date upon which this resolution is approved by the County Executive, with the exception that said moratorium shall be terminated sooner if a comprehensive zoning plan is adopted by the Town of Menasha prior to the expiration of said six month period.

Submitted by:

PLANNING & ZONING COMMITTEE

Motion by Supervisor Sievert and seconded to adopt. Ayes: 33. Nays: 0. Excused: 4—O'Brien, Rankin, Widener and Winters. CARRIED.

ORDINANCE NO. 252-395:—Amend Sec. 16.12 of the General Code of Winnebago County (Sanitary Permit Fees)

WHEREAS, the current sanitary fee structure as set forth in Sec. 16.12 of the General Code of Winnebago County does not establish a fee for septic tank replacement, system repair or reconnections; and

WHEREAS, these activities require issuance of a permit and inspection; and

WHEREAS, staff of the Winnebago County Zoning Department has recommended that a fee of \$95.00 be established for such activities.

NOW, THEREFORE, the County Board of Supervisors of the County of Winnebago does ordain as follows:

That Sec. 16.12 of the General Code of Winnebago County be amended to read as follows:

16.12 **FEES**

Sanitary Permit Fees shall be as follows:

Type System	Fee
Mound Systems	\$200.00
At Grade Systems	200.00
In Ground Pressure Systems	125.00
Conventional Systems	140.00
Holding Tanks	165.00
Reconnection, septic tank/pump chamber replacement (excludes holding tanks), system repair	\$ 95.00

All of the above fees exclude the State Permit Fees. The new fees shall become effective May 1, 1995.

Submitted by:

PLANNING & ZONING COMMITTEE

Motion by Supervisor Sievert and seconded to adopt. Ayes: 33. Nays: 0. Excused: 4—O'Brien, Rankin, Widener and Winters. **CARRIED.**

RESOLUTION NO. 253-395:—Request Authority To Apply For Funds For Maintenance Of County-Owned Snowmobile Trails

WHEREAS, Winnebago County is interested in maintaining County owned and leased lands for public snowmobile trail use; and

WHEREAS, funds are available for snowmobile trail maintenance and snowmobile trail bridge maintenance through the Department of Natural Resources pursuant to Sec. 23.09(26), Wisconsin Statutes; and

WHEREAS, in order to participate in this project, it is necessary that the County Board authorize submission of an application for said funds.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the County Executive be and he hereby is authorized to make application on behalf of Winnebago County with the Department of Natural Resources, pursuant to Sec. 23.09(26), Wisconsin Statutes, for any financial aid that may be available for public snowmobile trail use and maintenance in Winnebago County.

Submitted by:

PARKS AND RECREATION COMMITTEE

Motion by Supervisor Lauson and seconded to adopt. Ayes: 33. Nays: 0. Excused: 4—O'Brien, Rankin, Widener and Winters. CARRIED.

RESOLUTION NO. 254-395:—Accept Bid of Oshkosh Northwestern Company: Publish County Board Proceedings

BE IT RESOLVED by the Winnebago County Board of Supervisors that the following bid be accepted and contract executed:

Bid of Oshkosh Northwestern Company, Oshkosh, Wisconsin, to publish the proceedings of the Winnebago County Board shortly after each session in the Oshkosh Northwestern in accordance with Chapter 985, Wisconsin Statutes, and as certified by the Wisconsin Department of Administration, the same to be for the period April 1, 1995 through March 31, 1996.

STRAIGHT MATTER

65.20c per line Single Column
134.05c per line Double Column

TABULATED MATTER

83.83c per line Single Column
172.80c per line Double Column

DISPLAY OR BLOCK

\$12.00 per Column Inch, Daily
\$12.65 per Column Inch, Sunday

Submitted by,
JUDICIARY & PUBLIC SAFETY COMMITTEE

Motion by Supervisor Planalp and seconded to adopt. Ayes: 33. Nays: 0. Excused: 4—O'Brien, Rankin, Widener and Winters. CARRIED.

RESOLUTION NO. 255-395:—Create Part-time Position of Juvenile Court Intake Worker and Part-time Position of Secretary—Juvenile Court Intake: Clerk of Courts Budget

WHEREAS, with the continuing growth in the caseload of the Juvenile Intake Office, it has been determined that an additional part-time (50%) position of Juvenile Court Intake Worker and an additional part-time (50%) position of Secretary are required; and

WHEREAS, with the upcoming relocation of the Juvenile Court Intake Office to the Winnebago County Human Services Building Oshkosh, adequate office space will be available to house such additional positions.

NOW, THEREFORE BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the part-time (50%) position of Juvenile Court Intake Worker and the part-time (50%) position of Secretary within the Juvenile Court Intake Office are hereby created within the Table of Organization of the Office of Juvenile Intake; and

BE IT FURTHER RESOLVED, that the creation of these positions shall take effect following the relocation of the Office of Juvenile Intake to the Winnebago County Human Services Building Oshkosh (approximately July 17, 1995); and

BE IT FURTHER RESOLVED, that funds necessary to cover the cost of wages and benefits for these positions shall be taken from the Salary Contingency Fund; and

BE IT FURTHER RESOLVED, that funds necessary to cover the cost of operating expenses related to the creation of these positions be transferred from the Contingency Fund.

Submitted by,
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Diakoff and seconded to adopt. Motion by Supervisor Frassetto and seconded to amend the Resolution on Line 2, by changing "Part-time" to "Full-Time", and on Lines 11 and 18 by changing "part-time (50%)" to "full-time (100%)". Vote on amendment—Ayes: 21. Nays: 12—Lawson, Hue, Montgomery, Putzer, Schaidler, Robl, Troxell, Sievert, Arne, Koziczkowski, Brennan and Albrecht. Excused: 4—O'Brien, Rankin, Widener and Winters. CARRIED. Vote on Resolution as amended—Ayes: 23. Nays: 10 Lawson, Hue, Montgomery, Putzer, Schaidler, Robl, Troxell, Sievert, Arne and Brennan. Excused: 4—O'Brien, Rankin, Widener and Winters. LOST—NEEDED TWO-THIRDS VOTE OF BOARD MEMBERSHIP.

RESOLUTION NO. 256-395:—Create Full-time Position of Juvenile Court Intake Worker and Full-time Position of Secretary—Juvenile Court Intake: Clerk of Courts Budget

WHEREAS, with the continuing growth in the caseload of the Juvenile Intake Office, it has been determined that an additional full-time position of Juvenile Court Intake Worker and an additional full-time position of Secretary are required; and

WHEREAS, with the upcoming relocation of the Juvenile Court Intake Office to the Winnebago County Human Services Building Oshkosh, adequate office space will be available to house such additional positions.

NOW, THEREFORE BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the full-time position of Juvenile Court Intake Worker and the full-time position of Secretary within the Juvenile Court Intake Office are hereby created within the Table of Organization of the Office of Juvenile Intake; and

BE IT FURTHER RESOLVED, that the creation of these positions shall take effect following the relocation of the Office of Juvenile Intake to the Winnebago County Human Services Building Oshkosh (approximately July 17, 1995); and

BE IT FURTHER RESOLVED, that funds necessary to cover the cost of wages and benefits for these positions shall be taken from the Salary Contingency Fund; and

BE IT FURTHER RESOLVED, that funds necessary to cover the cost of operating expenses related to the creation of these positions be transferred from the Contingency Fund.

Submitted by,
JUDICIARY AND PUBLIC SAFETY COMMITTEE

Motion by Supervisor Planalp and seconded to adopt. Ayes: 20. Nays: 13—Lawson, Hue, Montgomery, Metzsig, Putzer, Schaidler, Robl, Frassetto, Troxell, Sievert, Arne, Brennand and Albrecht. Excused: 4—O'Brien, Rankin, Widener and Winters. LOST—NEEDED TWO-THIRDS VOTE OF BOARD MEMBERSHIP. .

Supervisor King moved and it was seconded to adjourn until Tuesday, April 18, 1995. CARRIED BY VOICE VOTE. Meeting adjourned at 9:50 P.M.

Respectfully submitted,
Linda Wolfe
Winnebago County Clerk

State of Wisconsin)
County of Winnebago)ss

I, Linda Wolfe, Winnebago County Clerk, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their adjourned meeting held March 21, 1995.

Linda Wolfe
Winnebago County Clerk

INDEX

AMENDATORY ORDINANCES—ZONING

Amendatory Ordinance No. 04-01-94 (Miller)	43
Amendatory Ordinance No. 04-02-94 (Reitzner)	43
Amendatory Ordinance No. 04-03-94 (Sund-Re/Max of the Tri County)	44
Amendatory Ordinance No. 04-04-94 (Smith)	44
Amendatory Ordinance No. 04-05-94 (Sitterly/Dempsey, Magnusen, et al)	44
Amendatory Ordinance No. 04-05-94 (Sitterly/Dempsey, Magnusen)	63
Amendatory Ordinance No. 05-02-94 (Caught-In Time, Inc./Billington)	63
Amendatory Ordinance No. 05-03-94 (Pisarski)	63
Amendatory Ordinance No. 05-04-94 (Michels Pipeline)	64
Amendatory Ordinance No. 5 (Town of Vinland/Robert Albright)	64
Amendatory Ordinance No. 6 (Town of Vinland/Robert Albright)	64
Amendatory Ordinance No. 6-21-94 (Koehnke)	95
Amendatory Ordinance No. 6-21-94 (Carolson)	95
Amendatory Ordinance No. 7-01-94 (Pansiewood Farms)	118
Amendatory Ordinance No. 7-02-94 (Rusch)	119
Amendatory Ordinance No. 7-04-94 (Bletzinger)	119
Amendatory Ordinance No. 5 (Town of Wolf River/Bartel)	119
Amendatory Ordinance No. 6 (Town of Vinland/Erdman)	119
Amendatory Ordinance No. 7 (Town of Wolf River/Pacific Cellular, Inc.)	119
Amendatory Ordinance No. 08-01-94 (Planhing & Zoning Committee)	143
Amendatory Ordinance No. 08-02-94 (Schildt)	143
Amendatory Ordinance No. 08-03-94 (Zeinert & Rosenberg)	143
Amendatory Ordinance No. 08-04-94 (Sturgis/Dyna-Kleen, Inc)	143

Amendatory Ordinance No. 08-05-94 (LaPlante) .	144
Amendatory Ordinance No. 6 (Town of Vinland/Bartlett).....	144
Amendatory Ordinance No. 7 (Town of Wolf River/Hahn)	144
Amendatory Ordinance No. 09-01-94 (Tipler)....	165
Amendatory Ordinance No. 90-02-94 (Leach/Stearns)	165
Amendatory Ordinance No. 10-01-94 (Seelow) ...	189
Amendatory Ordinance No. 10-03-94 (Heartland Painting)	190
Amendatory Ordinance No. 10-04-94 (Newlun) ..	190
Amendatory Ordinance No. 10-05-94 (Herrmann)	190
Amendatory Ordinance No. 10-06-94 (Town of Menasha)	190
Amendatory Ordinance No. 1 (Town of Wolf River/Krenke).....	250
Amendatory Ordinance No. 2 (Town of Omro/Bleur)	250
Amendatory Ordinance No. 3 (Town of Omro/Schlagel)	250
Amendatory Ordinance No. 11-04-94 (Casey)....	250
Amendatory Ordinance No. 11-05-94 (Braun)....	250
Amendatory Ordinance No. 11-06-94 (Town of Menasha)	251
Amendatory Ordinance No. 11-07-94 (Wilson) ...	251
Amendatory Ordinance No. 11-07-94 (Wilson) ...	265
Amendatory Ordinance No. 12-01-94 (VPR Development/Timothy Pack)	265
Amendatory Ordinance No. 12-02-94 (Meyer) ...	266
Amendatory Ordinance No. 12-03-94 (Calvary Bible Church).....	266
Amendatory Ordinance No. 12-04-94 (Huetten) ..	266
Amendatory Ordinance No. 5 (Town of Vinland/Jorgenson/Bradshaw).....	266
Amendatory Ordinance No. 6 (Town of Vinland/Albright)	266
Amendatory Ordinance No. 7 (Town of Omro) ..	266
Amendatory Ordinance No. 01-01-95 (Kronberg) .	302
Amendatory Ordinance No. 02-01-95 (Freund Real Estate/Oosterhouse)	317
Amendatory Ordinance No. 02-02-95 (Lee).....	317
Amendatory Ordinance No. 02-03-95 (Halbrook) .	317
Amendatory Ordinance No. 4 (Town of Omro/Dodd)	317

Amendatory Ordinance No. 5 (Town of Wolf River/Thomson)	317
Amendatory Ordinance No. 03-01-95 (Seelow) ...	352
Amendatory Ordinance No. 03-02-95 (Parman) ..	353
Amendatory Ordinance No. 03-03-95 (Rieckmann)	353
Amendatory Ordinance No. 03-04-95 (Planning & Zoning Committee)	353

APPOINTMENTS

County Board Chairman's:

Committee on Committees (Robl, O'Brien, Albrecht, Planalp)	2
Committee on Aging (Maehl, Crowley, Widener)	40
1996 Wisconsin Counties Convention Committee (Metzig)	40
Elderly & Disabled Transportation Coordinating Committee (Albee, Meyer, Sievert, Savas, Kasimor, Ruck, Larsen, Davies, Rosenbaum) ..	40-41
Long Term Support Advisory Committee (Koziczkowski, Schwartz, Savas and Poeschl) ..	94
Long Term Support Advisory Committee (Kline)	164
Property Management & Maintenance Committee (Egan)	164
Wisconsin Counties Association Steering Committees (Planalp, Koziczkowski, Lauson, O'Brien, Rankin, King, Maehl & Robl)	188-189
Supervisory District No. 21 (Frassetto)	265
Parks & Recreation Committee (Frassetto)	265
County Supervisor, District 21 (Footit)	302
Parks & Recreation Committee (Footit)	302
Highway Committee (Footit)	302
Judiciary & Public Safety Committee (O'Brien)	352

County Executive:

Social Services Board (Crowley, Gose, Koziczkowski, Savas, Widener)	37
Affirmative Action Commission (King, Metzig)	37
Public Safety Building Board (Planalp, Schmidt)	37
Solid Waste Management Board (Kramer, O'Brien, Wilke, Putzer)	37
Advocap Board (Kollath, Widener)	37

East Wisconsin Counties Railroad Consortium (Robl, Kramer)	37
Tri-County Recreation Association Board of Directors (Crowley, Finch)	38
UW-Fox Valley Board of Trustees (Maehl, Hue)	38
Winne-Fond Lake Consortium Policy Board (Troxell, Arne, Lawson)	38
Winnebago County Housing Authority (Buck) .	38
East Central Wisconsin Regional Planning Commission (Steinhilber, Maehl, Carpenter, Wollangk)	38
Omro Library Board (Rankin)	38
Winneconne Library Board (Rengstorf)	38
Industrial Development Board (Maehl, Steinhilber, Bodnar, Mayer, King, Lawson, Hue Lauson, Sundquist, Hoeft, Pearson, Ciske)	39
Community Programs Board (Metzig, Sievert, Klitzke, Fiedler)	39
Board of Adjustment (Welsch and Williams) . .	93
Winnebago County Housing Authority (Malkowsky)	93
Oshkosh Library Board (Montgomery)	93
Winne-Fond Lake Private Industry Council (Schwartz)	94
Winnebago County Housing Authority (Bahr) .	117
Public Health Director (Roy)	142
Public Health Board (Koziczkowski, Lawson, Schaidler, Sievert, Rankin, Meisenheimer, Hansen, Subramani)	142
Affirmative Action Commission (Koepp)	163
Community Programs Board (Widener)	188
Reappointment of Highway Commissioner (Grigar)	249
Veterans' Services Commission (Langan)	263
Grievance Review Board (Havemann/formerly Richards)	263
City of Oshkosh Tax Increment District No. 11 (Sundquist)	263
Winnefox Library System Board (Palecek, Ratchman, Goff)	263
Public Safety Building Board (Sundquist)	301
Winnefox Library System Board (Lorge, Zitzelsberger)	316

AVIATION COMMITTEE

Resolution No. 49-694—Authorize Amendment to Lease Agreement Between Wittman Regional Airport and C.R. Meyer and Sons Company	97
Resolution No. 63-694—Authorize Acceptance of Easement from Experimental Aircraft Association (Construction of Fire Road: Wittman Regional Airport)	107-108
Resolution No. 69-694—Authorize Advance Land Acquisition Loan from State of Wisconsin (Land Acquisition—Wittman Regional Airport)	112-114
Resolution No. 85-794—Authorize Transfer of \$11,835 from Miscellaneous Revenue Account to Maintenance Building—Service Account, Wittman Regional Airport (Abate Asbestos Pollution)	133-134
Resolution No. 92-894—Authorize Transfer of \$16,500 from Miscellaneous Revenue Account to Maintenance and Grounds Account, Wittman Regional Airport	144-145
Resolution No. 95-894—Accept Grant Offer and Execute Grant Agreement: Wittman Regional Airport AIP 94-1-3-55-0061-14-94	147-148
Resolution No. 97-894—Approve Amendment to Airport Operator’s Agreement and Ground Lease Between Wittman Regional Airport and Basler Turbo Conversions, Inc	151
Ordinance No. 161-1194—Amend Section 21.05(3) and Section 21.05(7) of the General Code of Winnebago County (Airport Land Rental Rates and Fuel Flowage Fees)	255-257
Resolution No. 162-1194—Accept Grant Offer and Execute Grant Agreement—Wittman Regional Airport (AIP 3-55-0061-15).....	257-258

Resolution No. 182-1294—Authorize Transfer of \$51,079 from Miscellaneous Revenue Fund to Other Improvement Funds of Wittman Regional Airport Budget (Emergency Improvements and Repair of Boilers in Terminal Building)	281
Resolution No. 226-295—Authorize Lease Between Winnebago County and Great Lakes Aviation, Ltd. (Wittman Regional Airport)	336-337
Resolution No. 227-295—Petition the Secretary of Transportation for Airport Improvement Aid	337-338
Resolution No. 228-295—Authorize Advance Land Acquisition Loan: Wittman Regional Airport	338-339
Resolution No. 228-295—Authorize Advance Land Acquisition Loan: Wittman Regional Airport	355-356

COMMUNITY PROGRAMS BOARD

Resolution No. 79-794—Transfer Hours Between Two Positions within the Department of Community Programs	130
Resolution No. 141-1094—Authorize the Preparation of the 1995 Application and the County's Matching Share Regarding Specialized Transportation Services to the Elderly and Handicapped	210-211

COUNTY BOARD

Election of County Board Chairman	1
Election of County Board Vice Chairman	1
Motion No. 1-494—Adoption of Proposed Rules of the Winnebago County Board of Supervisors	2-34
Committee Assignments & Officers	41-43

Resolution No. 18-494—Freeze 1995 Budget at \$96,337,036.00 or Less	54-55
Resolution No. 19-494—Congratulations to Jessica Laatsch, Miss Teen Oshkosh and Heather Tuttle, Miss Teen Winnebago County	55-56
Resolution No. 21-494—Direct County Auditor to Maintain a Record of Job Positions Subject to Sunset Clauses	57
Committee Assignments & Officers	41-43
Motion 34-594—Reconsider Resolution No. 4-494: Create Two Full-time Positions of Case Manager: Child Support Department.....	71
Resolution No. 47-694—Commendation to Theda Clark Regional Medical Center	95-96
Resolution No. 55-694—Petition Congressional Delegation for Introduction of Legislation Amending Constitution with Regard to Desecration of the United States Flag	103-104
Resolution No. 56-694—Posthumous Commendation to Eugene G. Williams	104
Resolution No. 65-694—Posthumous Commendation to Herbert Metzsig	109
Resolution No. 71-794—Urge Passage of AJR-98 by Wisconsin Legislature: Declare English the Official Language of Wisconsin	120-121
Resolution No. 75-794—Declare Week of August 14-20, 1994, As “Winnebago county Ride Public Transportation Week.”	127
Resolution No. 77-794—Commendation for June Kreigel	128-129

Resolution No. 78-794—Encourage Legislation to Prohibit Casino Gambling for Persons Between the Ages of 18 and 21	129
Resolution No. 80-794—Authorize Space Study: Sunnyview Offices Complex	130-131
Resolution No. 98-994—Authorize Submission of Application for Wisconsin Counties Association Convention	158-159
Resolution No. 100-994—Authorize Changing the Wisconsin Retirement Systems from a Defined Benefit System to a Defined Contribution System	165-166
Resolution No. 104-994—Authorize Audit of Office of Tax Lister	170-171
Resolution No. 128-1094—Proclaim October 24, 1994 as United Nations Day in Winnebago County	195-196
Resolution No. 137-1094—Authorize Review by Auditor of Financial Statutory Amendments	205
Resolution No. 147-1094—Authorize Execution of Agreement with Oshkosh Savings Bank Re: Environmental Clean Up Koeller Road	214-215
Amendment (10)—Decrease \$23,000 from Capital Outlays Account, Park View Health Center Maintenance Budget: Pick Up Truck/Plow	229-230
Amendment (13)—Increase Ambulance Service Operating Grants \$25,000	231
Amendment (14)—Increase Table of Organization in Tax Lister Office and Add \$24,071 to the Tax Lister Budget	231-232
Amendment (15)—Decrease Library Budget by \$106,915	232

Amendment (17)—Add Note to Page 531, Winnebago County Budget Book: Outstanding Indebtedness	234
Amendment (18)—Delete \$12,810 from Capital Outlays Account: Emergency Government—Trailer, Lights and Generator	234
Amendment (19)—Delete \$17,955 From Public Health Nurses Budget— Salaries and Overtime ..	234-235
Amendment (20)—Delete \$2,508 from Public Health Nurses Budget—Office Supplies	235
Amendment (21)—Delete \$1,710 from Public Health Nurses Budget—Print and Duplicate	235
Amendment (22)—Delete \$7,361 from Public Health Nurses Budget—Postage and Box Rent.....	236
Amendment (23)—Delete \$1,367 from Public Health Nurses Budget—Automobile Allowance	236
Amendment (24)—Delete \$630 from Public Health Nurses Budget—Meals	236-237
Amendment (25)—Delete \$575 from Public Health Nurses Budget—Lodging.....	237
Amendment (26)—Delete \$1,003 from Public Health Nurses Budget—Other Operating Supplies	237
Amendment (27)—Delete \$1,200 from Public Health Nurses Budget—Motor Fuel.....	238
Amendment (28)—Delete \$1,200 from Public Health Nurses Budget—Repair and Maintenance.....	238
Amendment (29)—Delete \$500 from Public Health Nurses Budget—Vehicle Repairs	238-239

Amendment (30)—Delete \$34,346 from Public Health Nurses Budget—Other Contract Services .	239
Amendment (31)—Add \$8,500 to Capital Outlays Account Maintenance Department (Americans with Disabilities Act Signage)	239-240
Amendment (32)—Eliminate Part-Time Position of Public Health Aide and Restore Deleted Position of Clerk Typist II as a Full-Time Position.	242-243
Resolution No. 153-1194—Support the Tenth Amendment—State Sovereignty	244-245
Resolution No. 155-1194—Authorize Feasibility Study as to Establishment of Satellite Courthouse Service Site in Neenah Human Services Building.	251-252
Resolution No. 203-195—Posthumous Commendation to Dorothy Luebke	308
Ordinance No. 210-195—Amend Section 8.05 (Land Records Ordinance)	312
Resolution No. 216-295—Winnebago County Position Statement on Proposed WISDOT 1995-1997 Biennial Budget	331-332
Resolution No. 238-395—Support Assembly Bill 176 (Change Wisconsin's Current Property Tax System on Agricultural Production Land)	360

HEALTH COMMITTEE

Resolution No. 3-494—Convert Part-Time Position of Jail Nurse Practitioner to Full-time Position: Public Health Department	45
Resolution No. 24-594—Convert the Part-time Position of Jail Registered Nurse to a Full-time Position Public Health Department	65

Ordinance No. 74-794—Create Section 11.06 to 11.09 of the General Code of Winnebago County (Create County Health Board)	124-127
Resolution No. 131-1094—Authorize Acceptance of Grant from the Wisconsin Division of Health and Appropriation of Funds Therefrom	198-199
Amendment (16)—Reclassify 80% Time Public Health Aide Position to Full-Time Clerk Typist II Position	233
Resolution No. 223-295—Authorize Transfer of \$5,201.00 to Travel Related Funds of the Winnebago County Public Health Department of the 1994 Winnebago County Health Department Budget	335
Resolution No. 233-395—Convert the Part-time Position of WIC Public Health Nurse to a Full-time Position: Public Health Department	233

HIGHWAY COMMITTEE

Resolution No. 16-494—Authorize Sale of Property at Intersection of South commercial Street and Bell Street in the City of Neenah	52-54
Resolution No. 35-594—Approve Department of Transportation State Trunk Highway Change Order No. 806	72-73
Resolution No. 51-694—Establish Policy for Budgeting of Capital Outlays Within the Highway Department	98-99
Ordinance No. 52-694—Create Section 3.07(3)(g), General Code of Winnebago County Competitive Purchasing Exemptions: Highway Department...	100
Ordinance No. 72-794—Amend Section 3.01(4)(a)(4), General Code for Winnebago County (Capital Outlay Policy)	121-122

Ordinance No. 73-794—Create Section 3.07(3)(g), General Code of Winnebago County (Competitive Purchasing Exemptions: Heavy Equipment Pur- chases).....	122-124
Ordinance No. 76-794—Create Section 7.02(11)(b)(1), General Code of Winnebago County (Speed Limit— County Trunk M)	127-128
Ordinance No. 93-894—Amend Section 7.02(4)(a)(1) of the General Code of Winnebago County (Speed Limit on County Trunk Highway BB)	145-146
Resolution No. 94-894—Authorize Sale of Real Estate Parcel in City of Menasha To Goodwill Development Corporation (Remnant Parcel—Tri- County Highway Project)	146-147
Resolution No. 115-994—Authorize Conveyance of Remnant Parcel, Tri-County Expressway, City of Menasha to TIB, Incorporated	179-180
Ordinance No. 134-1094—Create Section 7.04(5)(a)(14) of the General Code of Winnebago County	200-201
Resolution No. 145-1094—Authorize Acceptance of Offer from Wisconsin Warehousing, L.L.C. to Pur- chase Remnant Property, Tri-County Expressway	213
Resolution No. 213-295—Authorize New Highway Department Facility Construction	326-327
Ordinance No. 240-395—Create Section 7.02(19) of the General Code of Winnebago County (Speed Limit—County Highway X—Town of Nekimi and Algoma)	361-362
Resolution No. 241-395—Authorize County Highway “AA” Construction Project	362-363

INDUSTRIAL DEVELOPMENT BOARD

Resolution No. 64-694—Adopting the Overall Economic Development Program, 1994 Annual Report Prepared by the East Central Regional Planning Commission 108

Resolution No. 86-794—Authorize Extension of Industrial Development Board Loan to Village of Winneconne 134

JUDICIARY & PUBLIC SAFETY COMMITTEE

Resolution No. 2-494—Authorize Acceptance of Donation of the Use of Two Jet Boats for Winnebago County Sheriff's Water Patrol Program 44-45

Resolution No. 4-494—Create Two Full-Time Positions of Case Manager: Child Support Department 45-46

Resolution No. 12-494—Authorize Audit of Canteen Service and Huber Fund: Winnebago County Jail 49-50

Resolution No. 13-494—Authorize Contract with Architectural Firm of Dana Larson Roubal for Design and Construction of Huber Facility 50

Resolution No. 15-494—Authorize Transfer of \$33,000 from Contingency Fund to Other Equipment Fund of Emergency Government Department (Purchase Doppler Radar System) 51-52

Resolution No. 23-594—Designate the Position of Control Module/Booking Clerk as a Full-time Equivalent Positions: Sheriff's Department 64

Resolution No. 25-594—Replace One Temporary Full-time Position with One Regular Full-time Position of Records Clerk: Register of Deeds Office.. 65-66

Resolution No. 33-594—Accept Bid of Oshkosh Northwestern Company: Publish County Board Proceedings..... 70-71

Resolution No. 4-494—Create Two Full-time Positions of Case Manager: Child Support Department	71-72
Resolution No. 40-594—Authorize Support for Legislation to Reimburse Counties for Full Cost Associated with Jail Criminals on Probation Hold	76-77
Resolution No. 43-594—Support Legislation to Amend Children’s Code to Delete a Right to Jury Trails in Juvenile Matters	79-80
Resolution No. 44-594—Support Legislation to Limit Term of Incarceration in Winnebago County Jail	80-81
Ordinance No. 54-694—Amend Section 5.02(6) of the General Code of Winnebago County (Reserve Sheriff’s Deputies Fee Schedule)	102
Resolution No. 62-694—Approve Secure Juvenile Detention Center Agreement Between Winnebago County and Outagamie County	107
Resolution No. 70-794—State Funding: Child Support Agency	119-120
Ordinance No. 74-794—Create Section 11.06 to 11.09 of the General Code of Winnebago County (Create County Health Board)	124-127
Resolution No. 81-794—Support Legislation Limiting Public Access to Records by Inmates . . .	131-132
Resolution No. 84-794—Authorize Transfer of \$4,000 from General Fund Contingency To Capital Outlay-General Construction Account of the Emergency Government Department (Relocate Sire in the Town of Algoma)	133
Resolution No. 87-794—Distribution of Audit Report—Retention of Fees and Fines To Various County and State Officials	135

Resolution No. 90-794—Authorize Construction of Huber Facility At A Cost Not To Exceed \$3,634,000.00	138
Ordinance No. 102-994—Amend Section 5.01 of the General Code of Winnebago County (Huber Law Prisoners)	167-168
Ordinance No. 103-994—Create Section 5.03 of the General Code of Winnebago County (Medical Care to Prisoners)	169-170
Resolution No. 117-994—Authorize Transfer of \$5,200.00 from Legal Services Fund to Capital Outlay Fund of Clerk of Courts Budget (Purchase Copy Machine).....	181
Resolution No. 117-994—Authorize Transfer of \$5,200.00 from Legal Services Fund to Capital Outlay Fund of Clerk of Courts Budget (Purchase Copy Machine).....	192
Ordinance No. 129-1094—Amend Section 3.03(1)(a) General Code of Winnebago County.....	196-197
Resolution No. 135-1094—Support Continued Involvement of County Clerk in Department of Natural Resources Licensing Program	201-202
Amended Resolution No. 136-1094—Report Results of Public Works Bidding to County Board and Recommend Execution of Contracts With Successful Bidders (Winnebago county Huber Law Facility) .	202-205
Amendment (2)—Increase Commercial Travel Account—District Attorney’s Budget	226-227
Amendment (3)—Increase Sheriff’s Department Revenues to \$150,000	227
Amendment (4)—Increase Sheriff’s Department Budget by \$8,000 for Renting and Leasing of Snowmobiles	227

Amendment (5)—Increase Sheriff's Department Budget—Boat Patrol by \$28,500: Purchase Hovercraft	227-228
Amendment (6)—Increase Register of Deeds Budget by \$5,800—Purchase a Photocopy Machine.....	228
Amendment (7)—Add \$190,000 to Capital Outlays Budget—Emergency Government Department: Purchase Command Post Vehicle	228
Amendment (8)—Delete \$7,000 from Miscellaneous Revenue Account - Winnebago County Sheriff's Budget—Boat Patrol	228-229
Amendment (9)—Increase District Attorney's Budget—Lodging Account to \$7,500.00	229
Amendment (11)—Increase Sheriff's Department Budget Detention by \$24,494: Add One Full-time Officer to Huber Center	230
Amendment (12)—Delete \$18,000 from Sheriff's Department Budget— Snow Patrol: Patrol Snowmobiles	230
Resolution No. 166-1294—Winnebago County Department of Social Services and Court to Provide Juvenile Intake Services	267-268
Ordinance No. 167-1294—Create Section 9.15 of the General Code of Winnebago County: Regulation of Pawnbrokers, Secondhand Article Dealers and Secondhand Jewelry Dealers.....	268-269
Ordinance No. 168-1294—Create Section 9.16, General Code of Winnebago County: Littering ..	269-270
Ordinance No. 169-1294—Create Sec. 9.17, General Code of Winnebago County: Possession of Marijuana.....	270-271

Ordinance No. 170-1294—Create Section 9.18 of the General Code of Winnebago County: Possession of Drug Paraphernalia	271-272
Ordinance No. 171-1294—Create Section 9.19, General Code of Winnebago County: Penalties for Damage Caused by Dogs	272-273
Ordinance No. 172-1294—Create Section 9.20, General Code of Winnebago County: Dogs Running at Large	273-274
Ordinance No. 173-1294—Create Section 9.21, General Code of Winnebago County: Battery ...	274-275
Ordinance No. 174-1294—Create Section 9.22, General Code of Winnebago County: Criminal Damage to Property of Less Than \$250 in Value	275-276
Resolution No. 175-1294—Authorize Destruction of Old Records in the Register of Deeds Office: Uniform Commercial Code Statements (1/1/85 to 8/31/87) .	276
Resolution No. 180-1294—Authorize Transfer of \$6,000 from Salary Contingency Account to Salaries Account in Veterans' Office Fund	280
Resolution No. 181-1294—Authorize Transfer of \$14,000 from Salaries Contingency Fund to Elected Officials Account	280-281
Resolution No. 183-1294—Authorize Transfer of \$25,000 from General Contingency Fund to Jury and Witness Account—Winnebago County District Attorney's Office	281-282
Resolution No. 185-1294—Authorize Transfer of \$150,000 from Boarding Prisoners Account of Winnebago County Department of Social Services Budget to Boarding Prisoners Account of Winnebago County Sheriff's Department Budget	282-283

Resolution No. 186-1294—Authorize Transfer of \$13,700 From Jury and Witness Account to Automobile Allowance Account of the Winnebago County Clerk of Courts Budget	283
Resolution No. 189-1294—Support Creation of a Seventh Circuit Court in Winnebago County	285-286
Resolution No. 190-1294—Authorize Transfer of \$17,000 from General Fund to Capital Outlay and Computer Software Fund—County Clerk’s Office (Purchase Tabulator/Voting Machines)	286-287
Resolution No. 191-1294—Authorize Appropriation of \$94,000 from General Fund of Winnebago County to Implement Voting Machine Loan Plan	287-288
Reconsideration of Resolution No. 189-1294—Support Creation of a Seventh Circuit Court in Winnebago County	294-295
Resolution No. 207-195—Authorize Transfer of \$4,000 from Labor and Fringes Account to Other Expense Account of Winnebago County Coroner’s Office	309-310
Resolution No. 208-195—Authorize Transfer of \$16,200 From Contingency Fund to Capital Outlays Account of Winnebago County Sheriff’s Department Budget (Purchase New Police Squad Cars)	310
Resolution No. 212-295—Accept Grant from State of Wisconsin for Funding of County Veterans’ Service Officer Position	325-326
Resolution No. 239-395—Oppose Raising of Fee for Birth Certificates	360-361
Resolution No. 242-395—Accept Bid of Rogers Publishing Company, Inc., for Printing and Binding County Board Proceedings	363

Resolution No. 244-395—Amend Section 20.0 of the Rules of the Winnebago County Board of Supervisors (Per Diem, Mileage, Expenses)	365-367
Resolution No. 254-395—Accept Bid of Oshkosh Northwestern Company: Publish County Board Proceedings	374
Resolution No. 256-395—Create Full-time Position of Juvenile Court Intake Worker and Full-time Position of Secretary—Juvenile Court Intake: Clerk of Courts Budget	375-376

LAND CONSERVATION COMMITTEE

Resolution No. 17-494—Accept State Soil and Water Resource Management Program Funds	54
Resolution No. 38-594—Authorize Lake Butte des Morts Priority Watershed Project Application ...	75-76
Resolution No. 39-594—Authorize Application for 1995 Soil and Water Resource Management Program Grant	76
Resolution No. 50-694—Authorize Contribution of \$4,000 for the Fox Locks Abandonment Study ..	97-98
Resolution No. 222-295—Transfer \$5,000 from Contingency Fund of 1995 Budget to Operating Grants Fund: Fox Locks Study	334
Resolution No. 248-395—Approve the Fox-Wolf Basin Agreement	369-370

PARK VIEW HEALTH CENTER COMMITTEE

Resolution No. 89-794—Authorize Transfer of \$3,480.00 from General Contingency Fund to Capital Outlay—Other Equipment Account, Park View Health Center (Purchase Food Processor) .	137-138
---	---------

Resolution No. 123-994—Approve Changes to the Table of Organization of Park View Health Center	186
Resolution No. 132-1094—Authorize Closing of 33 Beds at Park View and Conversion of Bed Slots to Community Integration Program	199-200
Resolution No. 157-1194—Replace Position of LPN with Position of Personnel Assistant: Park View health Center	252-253
Resolution No. 187-1294—Authorize Transfer of \$120,000 from Park View Health Center labor Fund to Capital Fixed Equipment Fund (Purchase and Install Backup Propane Gas Standby System)	284
Resolution No. 194-1294—Authorize Winnebago County Executive to Initiate Procedures for Annexation of Park View Health Center Property to the City of Oshkosh	289-290
Resolution No. 209-195—Authorize Payment of \$7,799 to Wisconsin Counties Association Re: Intergovernmental Transfer Program (Park View Health Center)	310-311
Resolution No. 209-195: Authorize Payment of \$7,799 to Wisconsin Counties Association Re: Intergovernmental Transfer Program (Park View Health Center)	354-355

PARKS & RECREATION COMMITTEE

Resolution No. 36-594—Authorize a Memorandum of Agreement (MIOA) With the Department of Natural Resources to Extend the WIOUWASH Recreation Trail from Oshkosh South to Fond du Lac County Border and Connect to the Wild Goose State Trail	73-74
Resolution No. 68-694—Authorize Granting of Easement to City of Oshkosh (Construction of Sewer Line Through Winnebago County Park)	110-111

Resolution No. 99-994—Authorize Advisory Referendum: Race Track Facility: Sunnyview Exposition Center	155-157
Resolution No. 101-994—Adopt WIOUWASH State Recreation Trail Master Plan, Final Draft, June, 1994	167
Resolution No. 114-994—Authorize Recording of Certified Survey Map and Conveyance of Property To Northeast Asphalt, Inc	178-179
Resolution No. 158-1194—Application for Aids from Wisconsin Department of Natural Resources: Buoy Purchase Project, Lake Winneconne Park Improvement Projects, Boom Bay Boat Landing Harbor Dredging Project	253-254
Resolution No. 159-1194—Application for Aids from Wisconsin Department of Natural Resources: County Fish and Game Aids—Waukau Creek Property, Pond Shore Fishing Project	254-255
Resolution No. 160-1194—Authorize Execution of Lease Agreement Between Winnebago County and Winnebago County Fair Association	255
Ordinance No. 179-1294—Amend Section 19.24(2)(a) of the Winnebago County General Code Relating to Fees and Charges: Winnebago County Community Park and Lake Winneconne Park Shelter Rental Fees	278-279
Resolution No. 184-1294—Authorize Transfer of \$10,000 from Salaries—Contingency Fund to Employee Contribution Fund of Winnebago County Parks Department	282
Resolution No. 211-295—Authorize Letter of Interest to Wisconsin Central Railroad Re: Possible Acquisition of Abandoned Railroad Corridor	325

Ordinance No. 237-395—Amend Section 19.24(3)(a) 1-3 of the Winnebago County General Code—Fees and Charges Winnebago County Community Park Swimming Lake Fees.....	359
Resolution No. 253-395—Request Authority to App- ly for Funds for Maintenance of County-Owned Snowmobile Trails	373-374

PERSONNEL & FINANCE COMMITTEE

Resolution No. 3-494—Convert Part-Time Position of Jail Nurse Practitioner to Full-time Position: Public Health Department	45
Resolution No. 4-494—Create Two Full-Time Posi- tions of Case Manager: Child Support Department	45-46
Resolution No. 5-494—Commendation to James Bahr	46
Resolution No. 6-494—Commendation to William Breister	46-47
Resolution No. 7-494—Commendation to Geneva Laabs.....	47
Resolution No. 8-494—Commendation to Carol Owens	47-48
Resolution No. 9-494—Commendation to John Pawlowski.....	48
Resolution No. 10-494—Commendation to Don Steber	48-49
Resolution No. 11-494—Commendation to Miriam Haebig	49
Resolution No. 14-494—Name County Depositories	50-51

Resolution No. 15-494—Authorize Transfer of \$33,000 from Contingency Fund to Other Equipment Fund of Emergency Government Department (Purchase Doppler Radar System)	51-52
Resolution No. 24-594—Convert the Part-time Position of Jail Registered Nurse to a Full-time Position Public Health Department	65
Resolution No. 25-594—Replace One Temporary Full-time Position with One Regular Full-time Position of Records Clerk: Register of Deeds Office ..	65-66
Resolution No. 26-594—Establish Salaries for County Elected Positions	67
Resolution No. 27-594—Commendation to Marjorie Buelow	67-68
Resolution No. 28-594—Commendation to Gerald Putman	68
Resolution No. 29-594—Commendation to Helen Troxell	68-69
Resolution No. 30-594—Commendation to Virginia Wendland	69
Resolution No. 31-594—Commendation to Robert Grace	69-70
Resolution No. 32-594—Commendation to Rosalind Webster	70
Resolution No. 4-494—Create Two Full-time Positions of Case Manager: Child Support Department	71-72
Resolution No. 41-594—Authorize Transfer of \$6,056.00 from the General Contingency Fund to the Temporary Employees Account of the Planning and Zoning Department Fund (Hire Temporary Employees)	78

Resolution No. 42-594—Authorize Transfer of \$3,800.00 from Solid Waste Management Board Fund Balance to Solid Waste Management Board Capital Outlay (Purchase Computer Network System)	79
Resolution No. 48-694—Authorize Payment for Excess Days of Attendance by Winnebago County Board Supervisors	96
Amended Ordinance No. 53-694—Create Section 3.10 of the General Code of Winnebago County: Delegation of Investment Authority	100-102
Resolution No. 57-694—Disallow Claim of Fluor Brothers Construction Co	104-105
Resolution No. 58-694—Disallow Claim of Dennis Meszaros	105
Resolution No. 59-694—Disallow Claim of Annette Sloboda	105-106
Resolution No. 60-694—Disallow Claim of Steven Weiland	106
Resolution No. 61-694—Disallow Claim of American Family Insurance (Sandra Wendt)	106
Resolution No. 66-694—Authorize Transfer of \$4,000 from Contingency Fund to Capital Outlay Account of Sheriff's Department (Provide Security Locks on Park View Storage Building)	109-110
Resolution No. 67-694—Authorize Transfer of \$2,000 from Contingency Fund to Sheriff's Department (Program and Install Seven (7) Mobile Data Terminals in County-Owned Vehicles).....	110
Resolution No. 70-794—State Funding: Child Support Agency	119-120

Resolution No. 79-794—Transfer Hours Between Two Positions within the Department of Community Programs	130
Resolution No. 82-794—Disallow Claim of Arlene Stierna.....	132
Resolution No. 83-794—Disallow Claim of Vincent Caporale and Kitty Caporale	132
Resolution No. 84-794—Authorize Transfer of \$4,000 from General Fund Contingency To Capital Outlay-General Construction Account of the Emergency Government Department (Relocate Siren in the Town of Algoma)	133
Resolution No. 85-794—Authorize Transfer of \$11,835 from Miscellaneous Revenue Account to Maintenance Building—Service Account, Wittman Regional Airport (Abate Asbestos Pollution)	133-134
Resolution No. 89-794—Authorize Transfer of \$3,480.00 from General Contingency Fund to Capital Outlay—Other Equipment Account, Park View Health Center (Purchase Food Processor) ..	137-138
Resolution No. 91-894—Commendation to Barbara O’Neil	144
Resolution No. 92-894—Authorize Transfer of \$16,500 from Miscellaneous Revenue Account to Maintenance and Grounds Account, Wittman Regional Airport	144-145
Resolution No. 105-994—Authorize Selection of Virchow Krause and Company to Perform Annual Audit of Winnebago County Financial Records..	171-172
Resolution No. 106-994—Commendation to Dorothy Cline	172

Resolution No. 107-994—Resolution Authorizing the Borrowing of \$6,700,000; and Providing for the Issuance and Sale of General Obligation Promissory Notes, Series 1994 Therefor	173-174
Resolution No. 108-994—Disallow Claim of Jim Cotter	175
Resolution No. 109-994—Disallow Claim of Edward Mauthe	175
Resolution No. 110-994—Authorize Audit of Alcohol and Drug Treatment Programs of the Winnebago County Department of Community Programs	175-176
Resolution No. 111-994—Disallow Claim of Transportation Insurance Company	176
Resolution No. 112-994—Disallow Claims of Robert J. Probst	176-177
Resolution No. 117-994—Authorize Transfer of \$5,200.00 from Legal Services Fund to Capital Outlay Fund of Clerk of Courts Budget (Purchase Copy Machine)	181
Resolution No. 118-994—Authorize Transfer of \$8,900.00 to WIC Program (Purchase Data Processing Equipment)	181-182
Resolution No. 119-994—Authorize Transfer of \$150,000.00 from Social Services Budget to Sheriff's Department Budget (Boarding of Prisoners	182
Resolution No. 120-994—Approve Appraisals of Tax Deeded Properties	182-183
Resolution No. 123-994—Approve Changes to the Table of Organization of Park View Health Center	186

Resolution No. 117-994—Authorize Transfer of \$5,200.00 from Legal Services Fund to Capital Outlay Fund of Clerk of Courts Budget (Purchase Copy Machine)	192
Resolution No. 124-1094—Disallow Claim of Estate of Robert W. Watson	192-193
Resolution No. 125-1094—Disallow Claim of Carol O. Schaidler	193
Resolution No. 126-1094—Disallow Claim of Robert J. Probst	193
Resolution No. 127-1094—Authority to Execute 1994-1996 Labor Agreement with the Park View Rehabilitation Pavilion and Pleasant Acres Employees Union Local 1280, AFSCME	194-195
Resolution No. 130-1094—Approve Appraisals of Tax Deeded Properties	197-198
Resolution No. 131-1094—Authorize Acceptance of Grant from the Wisconsin Division of Health and Appropriation of Funds Therefrom	198-199
Resolution No. 133-1094—Authorize Transfer of \$15,000 from General Fund Balance, Solid Waste Management Board to Equipment Fund (Purchase Used 4-Wheel Drive Farm Tractor)	200
Resolution No. 139-1094—Authorize Write-off of Uncollectible Debts	209
Resolution No. 140-1094—Authorize Cancellation of Outstanding County Checks	210
Resolution No. 142-1094—Disallow Claim of Eugene Dadas and H. Joseph Hildebrand	211
Resolution No. 143-1094—Disallow Claims of Robert Probst	212

Resolution No. 144-1094—Commendation to Darrell Schilling	212
Resolution No. 146-1094—Petition State of Wisconsin to Assume Travel and Training Expenses for Attorneys in the District Attorney’s Office	213-214
Resolution No. 148-1094—Authorize Transfer of \$14,251 from Labor Account, department of Community Programs to Contracted Data Processing Account	215
Resolution No. 150-1094—Cancel Tax Certificate—Town of Winchester, Winnebago County, Wisconsin	217
Resolution No. 151-1094—Resolution Awarding the Sale of \$6,700,000 General Obligation Promissory Notes, Series 1994; Levying a Tax in Connection Therewith	217-224
Resolution No. 138-1094—Adopt 1995 Annual Budget.....	226
Amendment (1) to Resolution No. 138-1094—Increase Jail Assessments by \$75,000	226
Resolution No. 138-1094—Adopt 1995 Annual Budget.....	243
Resolution No. 152-1194—Authority to Execute 1994 Collective Bargaining Agreement with the Winnebago County Sheriff’s Professional Police Association	244
Resolution No. 154-1194—Approve Settlement Agreement Re:Reichenberger, Gray and Chivington v. Winnebago County	245-246
Resolution No. 156-1194—Disallow Claim of Edward Mauthe	252

Resolution No. 157-1194—Replace Position of LPN with Position of Personnel Assistant: Park View health Center	252-253
Resolution No. 163-1194—Authorize Transfer of \$99,440 from Landfill Undesignated Fund Balance (Pipeline Related Services).....	258
Resolution No. 165-1294—Designate Winnebago County Human Services Center-Oshkosh as a Smoke Free Environment	267
Resolution No. 176-1294—Name County Depositories	276-277
Resolution No. 177-1294—Authorize Audit of Winnebago County Board of Supervisor Per Diem and Expense Reports	277-278
Resolution No. 178-1294—Disallow Claim of Robert J. Probst and ACCORD, INC	278
Resolution No. 180-1294—Authorize Transfer of \$6,000 from Salary Contingency Account to Salaries Account in Veterans' Office Fund.....	280
Resolution No. 181-1294—Authorize Transfer of \$14,000 from Salaries Contingency Fund to Elected Officials Account	280-281
Resolution No. 182-1294—Authorize Transfer of \$51,079 from Miscellaneous Revenue Fund to Other Improvement Funds of Wittman Regional Airport Budget (Emergency Improvements and Repair of Boilers in Terminal Building)	281
Resolution No. 183-1294—Authorize Transfer of \$25,000 from General Contingency Fund to Jury and Witness Account—Winnebago County District Attorney's Office	281-282

Resolution No. 184-1294—Authorize Transfer of \$10,000 from Salaries—Contingency Fund to Employee Contribution Fund of Winnebago County Parks Department	282
Resolution No. 185-1294—Authorize Transfer of \$150,000 from Boarding Prisoners Account of Winnebago County Department of Social Services Budget to Boarding Prisoners Account of Winnebago County Sheriff's Department Budget	282-283
Resolution No. 186-1294—Authorize Transfer of \$13,700 From Jury and Witness Account to Automobile Allowance Account of the Winnebago County Clerk of Courts Budget	283
Resolution No. 187-1294—Authorize Transfer of \$120,000 from Park View Health Center Labor Fund to Capital Fixed Equipment Fund (Purchase and Install Backup Propane Gas Standby System)	284
Resolution No. 188-1294—Authorize Transfer of \$7,100 to Permanent Employees and Employer Contribution Fund of Switchboard Department	285
Resolution No. 190-1294—Authorize Transfer of \$17,000 from General Fund to Capital Outlay and Computer Software Fund—County Clerk's Office (Purchase Tabulator/Voting Machines)	286-287
Resolution No. 191-1294—Authorize Appropriation of \$94,000 from General Fund of Winnebago County to Implement Voting Machine Loan Plan	287-288
Resolution No. 192-1294—Authorize Transfer of \$24,000 from Contingency Fund to Computer Software and Data Processing Service Fund of Winnebago County Finance Department	288-289
Resolution No. 193-1294—Authorize Transfer of \$35,059 from Contingency Fund and Telephone Equipment Sale Fund for Maintenance of Wisconsin National Life Building	289

Resolution No. 196-195—Commendation to Ruth Bradley	303-304
Resolution No. 197-195—Commendation to Marjorie Dahms	304
Resolution No. 198-195—Commendation to Robert Kraus	304-305
Resolution No. 199-195—Commendation to Patricia McKee	305
Resolution No. 201-195—Adopt 1995 Revisions to the Winnebago County Administrative Salary Schedule and Rules for Administration	306-307
Resolution No. 202-195—Authorization to Implement Phase III of the Winnebago County Space Allocation Plan—Utilization of the Former Department of Social Services Building, Oshkosh	307
Resolution No. 204-195—Disallow Claim of Roberta Gregory-Hatch	308
Resolution No. 205-195—Disallow Claim of Scott Ellis-Hatch	309
Resolution No. 207-195—Authorize Transfer of \$4,000 from Labor and Fringes Account to Other Expense Account of Winnebago County Coroner's Office	309-310
Resolution No. 208-195—Authorize Transfer of \$16,200 From Contingency Fund to Capital Outlays Account of Winnebago County Sheriff's Department Budget (Purchase New Police Squad Cars)	310
Resolution No. 213-295—Authorize New Highway Department Facility Construction	326-327
Resolution No. 214-295—Disallow Claim of Peter Baroun	327

Ordinance No. 215-295—Amend Sec. 3.01(4) and Sec. 3.07, General Code of Winnebago County (Competitive Purchasing Ordinance)	327-331
Resolution No. 217-295—Authorize Audit of Cash and Document Control and Security for the Winnebago County Register of Deeds Office.	332
Resolution No. 218-295—Audit Park View Health Center and Solid Waste Management with Emphasis on Maximization of Profit	332-333
Resolution No. 219-295—Authorize Transfer of \$3,386.00 to Other Reallocations Fund of Winnebago County Coroner’s Budget.	333
Resolution No. 220-295—Authorize Transfer of \$4,152.00 to Labor Expense Budget of Winnebago County Board of Supervisors for Budget Year 1994	333-334
Resolution No. 221-295—Authorize Transfer of \$1,278.00 from Other Reallocation Fund to Travel Fund of 1994 Information Systems Budget	334
Resolution No. 222-295—Transfer \$5,000 from Contingency Fund of 1995 Budget to Operating Grants Fund: Fox Locks Study	334
Resolution No. 223-295—Authorize Transfer of \$5,201.00 to Travel Related Funds of the Winnebago County Public Health Department of the 1994 Winnebago County Health Department Budget	335
Resolution No. 224-295—Authorize Transfer of \$2,905.00 to Labor and Fringe Benefit Account of 1994 Winnebago County Treasurer’s Office Budget	335
Resolution No. 225-295—Transfer \$3,793.00 from Contingency Fund to Other Equipment Fund of Winnebago County Treasurer’s Budget	336

Resolution No. 229-295—Increase the Hours of the Part-Time Position of Clerk-Typist I to Full-time: Solid Waste Management Department	339
Resolution No. 230-295—Create Three New Full-Time Positions in the Solid Waste Materials Recycling Facility: Solid Waste Management Department	339-340
Resolution No. 231-295—Endorse Repeal of Wisconsin Statute 103.10: Family or Medical Leave	340-341
Resolution No. 228-295—Authorize Advance Land Acquisition Loan: Wittman Regional Airport	355-356
Resolution No. 232-395—Replace One Position of Jail Corporal With One Position of Jail Sergeant: Sheriff's Department	356
Resolution No. 233-395—Convert the Part-time Position of WIC Public Health Nurse to a Full-time Position: Public Health Department	233
Resolution No. 234-395—Disallow Claim of LaToya Yvette Dunigan, Ledesha Renae Dunigan and Isaiah Nyman By Their Mother, Cynthia Nyman	357-358
Resolution No. 235-395—Disallow Claim of Russell Huebner	358
Resolution No. 236-395—Disallow Claim of Howard E. Kossel	358
Ordinance No. 243-395—Amend Section 3.05(3)(a) and Create Sections 3.05(5)(a)(10) and (11), General Code of Winnebago County (Attendance at Meetings or Schools)	364-365
Resolution No. 245-395—Disallow Claim of James C. Baldwin	367-368
Resolution No. 246-395—Disallow Claim of Quintin E. Jackson	368

Resolution No. 247-395—Disallow Claim of Steven A. Johnson	368-369
Resolution No. 255-395—Create Part-time Position of Juvenile Court Intake Worker and Part-time Position of Secretary—Juvenile Court Intake: Clerk of Courts Budget	374-375

PLANNING & ZONING COMMITTEE

Resolution No. 20-494—Amend County Board Resolution \$305-190 (Establishing A County Land Information Office)	56-57
Resolution No. 37-594—Authorization to Conduct a Countywide Land Record Modernization Study	74-75
Resolution No. 41-594—Authorize Transfer of \$6,056.00 from the General Contingency Fund to the Temporary Employees Account of the Planning and Zoning Department Fund (Hire Temporary Employees)	78
Ordinance No. 96-894—Amend Section 8.05(9)(b)(2) of the General Code of Winnebago County (County Land Records Ordinance)	148-150
Resolution No. 195-195—Oppose ILHR 83 Code Revision (Governing Private Sewage Disposal) ...	302-303
Ordinance No. 210-195—Amend Section 8.05 (Land Records Ordinance)	318-325
Resolution No. 249-395—Authorize Flood Plain Study Request Honey Creek Drainage Basin	370
Resolution No. 250-395—Support State-wide Land Use Planning	370-371
Resolution No. 251-395—Authorize Moratorium Upon Applications for Zoning Changes Adjacent To The Westside Arterial—Town of Menasha	371-372

Ordinance No. 252-395—Amend Sec. 16.12 of the General Code of Winnebago County (Sanitary Permit Fees)	372-373
---	---------

**PROPERTY MANAGEMENT AND
MAINTENANCE COMMITTEE**

Resolution No. 13-494—Authorize Contract with Architectural Firm of Dana Larson Roubal for Design and Construction of Huber Facility	50
Resolution No. 45-694—Authorize Offer to Purchase Wisconsin National Life Building Properties	85-86
Resolution No. 46-694—Authorize the Borrowing of \$2,280,000.00 and Provide for the Issuance and Sale of General Obligation Bonds, Series 1994A	86-87
Resolution No. 90-794—Authorize Construction of Huber Facility At A Cost Not To Exceed \$3,634,000.00	138
Resolution No. 122-994—Adopt Phase I and Phase II of Remodeling Plan for Wisconsin National Life Building	185
Amended Resolution No. 136-1094—Report Results of Public Works Bidding to County Board and Recommend Execution of Contracts With Successful Bidders (Winnebago County Huber Law Facility)	202-205
Resolution No. 164-1194—Authorize Acceptance of Amended Phase I and Phase II Plan for the Remodeling of the Wisconsin National Life Building	259
Resolution No. 200-195—Designate Winnebago County Human Services Center-Oshkosh and Surrounding County-Owned Grounds as a Smoke-Free Environment	305-306

Resolution No. 202-195—Authorization to Implement Phase III of the Winnebago County Space Allocation Plan—Utilization of the Former Department of Social Services Building, Oshkosh 307

Resolution No. 206-195—Authorize the Name of the Building at 220 Washington Avenue to be Changed to the Winnebago County Human Services Center—Oshkosh 309

Resolution No. 213-295—Authorize New Highway Department Facility Construction 326-327

SOCIAL SERVICES BOARD

Resolution No. 113-994—Authorize Transfer of \$7,860.00 from Salary Account of Winnebago County Department of Social Services Budget to Purchase of Service Account 177-178

Resolution No. 116-994—Authorize Social Services to Submit Application for Funds for Federal Family Preservation and Support Service Planning . . . 180-181

Resolution No. 113-994—Authorize Transfer of \$7,860.00 from Salary Account of Winnebago County Department of Social Services Budget to Purchase of Service Account 190-191

Resolution No. 132-1094—Authorize Closing of 33 Beds at Park View and Conversion of Bed Slots to Community Integration Program 199-200

Resolution No. 149-1094—Authorize Lease Agreement for Silvercrest Group Home Between Winnebago County Housing Authority and Winnebago County Department of Social Services 216

SOLID WASTE MANAGEMENT BOARD

Resolution No. 22-494—Authorize Granting of Easement to Ameritech, Inc. for Construction of Telecommunications Facility	58-59
Resolution No. 42-594—Authorize Transfer of \$3,800.00 from Solid Waste Management Board Fund Balance to Solid Waste Management Board Capital Outlay (Purchase Computer Network System)	79
Resolution No. 88-794—Authorizing The Submission of a State Grant Application for a Household Hazardous Waste Collection Program for Winnebago County Residents	135-137
Resolution No. 121-994—Authorize The Acceptance of State Grant Monies for County Clean Sweep Programs	183-185
Resolution No. 163-1194—Authorize Transfer of \$99,440 from Landfill Undesignated Fund Balance (Pipeline Related Services)	258
Resolution No. 229-295—Increase the Hours of the Part-Time Position of Clerk-Typist I to Full-time: Solid Waste Management Department	339
Resolution No. 230-295—Create Three New Full-Time Positions in the Solid Waste Materials Recycling Facility: Solid Waste Management Department	339-340