

**WINNEBAGO COUNTY BOARD MEETING
TUESDAY, FEBRUARY 26, 2013**

Chairman David Albrecht called the meeting to order at 6:00 p.m. in the County Board Room, Fourth Floor, Courthouse, 415 Jackson Street, Oshkosh, Wisconsin.

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

The following Supervisors were present: Konetzke, Barker, Englebert, Eisen, Ramos, Miller, Roh, Smith, Widener, Albrecht, Gabert, Tews, Thompson, Olson, Reynolds, Hardy, Wingren, Lautenschlager, Norton, Warnke, Singstock, Neubauer, Turner, Locke, Hegg, Finch, Rasmussen, Brennand, Egan, Ellis, Snider and Kriescher.

Excused: Hamblin, Robl and Farrey. (Supervisor Joanne Sievert has resigned from the Board.)

Motion by Supervisor Finch and seconded to adopt the agenda with the change of order of the resolutions so that Resolution No. 174-22013 is acted on prior to Resolution No. 155-22013. CARRIED BY VOICE VOTE.

PUBLIC HEARING

George Dearborn, Town of Menasha Community Development Director, spoke in support of Resolution No. 174-22013, "Accept Town of Menasha Zoning Ordinance." Mr. Dearborn expressed his and the Town of Menasha's thanks for the positive relationship that they have with Winnebago County.

Elizabeth Hartman, CEO of Chamco, 120 Jackson Street, Oshkosh, spoke in support of Resolution Nos. 155-22013, "Authorize Purchase of 33.525 Acres of Land for Wittman Regional Airport"; 156-22013, "Authorize Purchase of 13.068 Acres of Land for Wittman Regional Airport"; and 157-22013, "Authorize Winnebago County to Formally Co-Apply for an Economic Development Administration (EDA) Section 11.300 Public Works Grant in Cooperation with the City of Oshkosh and to Execute any Necessary Agreements in Relationship Thereto".

Kathryn Ahlquist, Economic Development Planner for the East Central Wisconsin Regional Planning Commission, expressed her support of Resolution No. 157-22013, "Authorize Winnebago County to Formally Co-Apply for an Economic Development Administration (EDA) Section 11.300 Public Works Grant in Cooperation with the City of Oshkosh and to Execute any Necessary Agreements in Relationship Thereto".

Larry Last, 3827 Red Oak Court, Town of Nekimi, expressed his concerns about and opposition to Resolution Nos. 155-22013, "Authorize Purchase of 33.525 Acres of Land for Wittman Regional Airport"; 156-22013, "Authorize Purchase of 13.068 Acres of Land for Wittman Regional Airport"; and 157-22013, "Authorize Winnebago County to Formally Co-Apply for an Economic Development Administration (EDA) Section 11.300 Public Works Grant in Cooperation with the City of Oshkosh and to Execute any Necessary Agreements in Relationship Thereto".

COMMUNICATIONS, PETITIONS, ETC.

Town of Algoma's Resolution No. 2013-01, "Resolution Respecting Adoption of Winnebago County Zoning Ordinance" was filed with the County Clerk on February 25, 2013.

Notice of Claim from Acuity Insurance for Daniel Doyle for damage to his vehicle when it was hit by a county snowplow was referred to the Personnel & Finance Committee.

Notice of Claim from American Family Insurance for Fred Sonnenberg for damage to his vehicle when it was hit by a county snowplow was referred to the Personnel & Finance Committee.

Notice of Claim from Heather Drew for damage to her vehicle when it hit a pot hole on US Highway 41 was referred to the Personnel & Finance Committee.

Notice of Claim from Bruce Kasuboski for damage to his vehicle when it hit a pot hole on US Highway 41 was referred to the Personnel & Finance Committee.

Notice of Claim from Menn Law Firm for Bruce Osenroth on behalf of Sandra Osenroth for injuries Sandra sustained in a fall at a Cerebral Palsy facility in Oshkosh was referred to the Personnel & Finance Committee.

Notice of Claim from Eduardo Morales for personal property that was lost while he was an inmate in the county jail was referred to the Personnel & Finance Committee.

Notice of Claim from Secura Insurance on behalf of the Neenah Joint School District and William Bauer, Sr., for injuries sustained when Mr. Bauer fell in the Tri-County Ice Arena parking lot was referred to the Personnel & Finance Committee.

Notice of Claim from State Farm Insurance and William Mundy for damage to Mr. Mundy's car when he hit a pothole on US Highway 41 was referred to the Personnel & Finance Committee.

Resolutions from the following counties were received and given to the supervisors:

- Burnett County – Resolution No. 2013-03 – "Wisconsin's National Forest Management"
- LaCrosse County – Resolution #69-2/13 – "Resolution Supporting Same Day Voter Registration"
- Price County – Resolution 10-13, "Petition Wisconsin Legislature to Reconsider Requirement for Counties to Set Constitutional Officer Salaries for Their Entire Four-year Term"
- Price County – Resolution 7-13, "Urging State Legislators to Vote in Favor of Transportation Dollars for Transportation"

- Rusk County – Resolution – “Supporting Same Day Voter Registration”
- Waupaca County – Resolution No. 30 (2012-2013) – “Supporting Same Day Voter Registration”

Copies of correspondence from Governor Scott Walker, Senator Michael Ellis, Senator Rick Gudex, Rep. Dean Kaufert and Rep. Michael Schraa were given to the supervisors.

Petition for Zoning Amendment from George Sturm, Town of Clayton, for a zoning change for tax parcel nos. 006-0877-00(p) and 006-0876-00(p) from A-2 to P-1 for an airport was referred to the Planning & Zoning Committee.

REPORTS FROM COMMITTEES, COMMISSIONS AND BOARDS

Supervisor Norton reported on his attendance at the WCA's Legislative Exchange, where he attended a presentation by the Office of Homeland Security and heard Governor Walker speak on mental health issues.

Supervisor Hegg thanked the board for the flowers that were sent for his mother's funeral.

Motion by Supervisor Finch and seconded to approve the proceedings from the January 8 and January 22, 2013 board meetings. CARRIED BY VOICE VOTE.

COUNTY EXECUTIVE'S REPORT

Executive Harris expressed his support of Resolution Nos. 155-22013, 156-22013, and 157-22013, all of which pertain to Wittman Regional Airport. He explained that the money to purchase the properties described in Resolution Nos. 155-22013 and 156-22013 was approved in the 2013 budget. Chamco acted as the county's agent and made offers to the property owners for the county to purchase these properties, which were accepted. Executive Harris explained that the properties have been annexed into the city and are in the process of being rezoned. Because of this annexation, the county hopes to be a co-applicant (Resolution No. 157-22013) with the City of Oshkosh to receive a public works grant that will help fund the installation of roads and utilities on this property.

Executive Harris explained that once green fields and sanitary and storm sewers have been installed on this property, the county will be able to attract aviation-related businesses to this area. The growth of businesses at the airport will be a benefit to all of Winnebago County.

Executive Harris answered various questions raised during the Public Hearing portion of the meeting and then took questions from the Board.

COUNTY EXECUTIVE'S APPOINTMENTS

Aging & Disability Resource Center Committee

Executive Harris asked for approval of his appointment of Eileen Lienweber, 1863 Crown Drive, Oshkosh to the Aging & Disability Resource Center Committee. This is a three-year term that will expire on August 31, 2015. Motion by Supervisor Finch and seconded to approve. CARRIED BY VOICE VOTE.

Board of Health

Executive Harris asked for approval of his appointment of Supervisor Mike Norton to the Board of Health. Supervisor Norton will fill the unexpired term of Stan Kline who has resigned from the Board. His term will expire on July 1, 2013. Motion by Supervisor Finch and seconded to approve. CARRIED BY VOICE VOTE.

East Wisconsin Counties Railroad Consortium

Executive Harris asked for approval of his appointment of Supervisor Ron Hardy to the East Wisconsin Counties Railroad Consortium. Supervisor Hardy will fill the unexpired term of Stan Kline who has resigned from the Board. His term will expire on April 17, 2014. Motion by Supervisor Finch and seconded to approve. CARRIED BY VOICE VOTE.

Fox Valley Workforce Development Board, Inc.

Executive Harris asked for approval of his appointments of Supervisor Larry Lautenschlager, Michael E. Skahan, Margaret Winn and Jonathan Bartz to the Fox Valley Workforce Development Board, Inc. These are three year appointments that will expire on June 30, 2015. Motion by Supervisor Finch and seconded to approve. (Supervisor Hegg voted no.) CARRIED BY VOICE VOTE.

Industrial Development Board

Executive Harris asked for approval of his appointment of Supervisor Donald Miller to the Industrial Development Board. Supervisor Miller will fill the unexpired term of Kathleen Lennon who passed away. His term will expire on April 15, 2014. Motion by Supervisor Konetzke and seconded to approve. CARRIED BY VOICE VOTE.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Albrecht reported that Supervisors Hamblin, Robl and Farrey are excused from tonight's meeting. Chairman Albrecht then read a letter of resignation from Supervisor Joanne Sievert. Her resignation is effective immediately.

COUNTY BOARD CHAIRMAN'S APPOINTMENTS

Supervisor District No. 25

Chairman Albrecht asked for approval of his appointment of Andy Turner, 2400 Nicole Court, Oshkosh as County Board Supervisor in District 25. Mr. Turner will complete the term of Stan Kline, who has resigned from the Board. Mr. Turner's term will expires on April 15, 2014. Motion by Supervisor Widener and seconded to approve. CARRIED BY VOICE VOTE.

Chairman Albrecht administered the Oath of Office to Supervisor Turner.

Aviation Committee

Chairman Albrecht asked for approval of his appointment of Supervisor Kenn Olson to the Aviation Committee. Supervisor Olson will replace Supervisor Stan Kline. Motion by Supervisor Konetzke and seconded to approve. (Supervisor Hegg voted no.) CARRIED BY VOICE VOTE.

Personnel & Finance Committee

Chairman Albrecht asked for approval of his appointment of Supervisor Joel Rasmussen to the Personnel & Finance Committee. Supervisor Rasmussen will replace Stan Kline. Motion by Supervisor Konetzke and seconded to approve. (Supervisors Hegg and Finch voted no.) CARRIED BY VOICE VOTE.

2013 CAPITAL IMPROVEMENT PROJECT - COMMUNITY PARK TENNIS COURT REHAB PROJECT

Rob Way, Winnebago County Parks Director, explained that in 2003 the county closed the six tennis courts at the Community Park because of the poor quality of the courts' surfaces. At that time, the demand for the use of the courts had fallen off and the county deemed that the \$90,000 it would cost to repair the courts was prohibitive.

Mr. Way explained that this project will reconstruct the three southern courts using a hard plastic modular sports court material. These courts can then be used for tennis, pickle ball and basketball. Mr. Way passed around a piece of the court material for the supervisors to inspect. He stated that using this type of material will eliminate the need for the county to spend approximately \$30,000 every four years to reseal the courts.

Mr. Way stated that the three northern courts will be demolished and seeded with turf grass.

The estimated cost for this project is \$186,000 and should be completed by this summer.

Mr. Way then took questions from the Board.

ZONING REPORTS & ORDINANCES

REPORT NO. 001. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant and property owner, LuVern Kienast, Town of Oshkosh, for a zoning change to M-2 for tax parcel no. 018-0067. Motion by Supervisor Brennand and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 02-01-13. A requested zoning change from M-1 (Light Industrial & Office District) to B-3 (General Business). Supervisor Brennand explained that the Town of Oshkosh did not want this parcel zoned M-2, so they down zoned the request to B-3. Motion by Supervisor Brennand and seconded to adopt the rezoning to B-3. CARRIED BY VOICE VOTE. (Effective date: 03/05/2013)

RESOLUTIONS AND ORDINANCES

RESOLUTION NO. 174-22013: Accept Town of Menasha Zoning Ordinance

WHEREAS, on March 20, 2012, Winnebago County adopted a comprehensive revision of the Town/County Zoning Ordinance, with an effective date of April 29, 2012; and

WHEREAS, pursuant to § 60.62, Wis Stats, towns exercising village powers have the authority to adopt zoning ordinances upon failure by the town to approve the comprehensive revision and upon the expiration of one year following the county's comprehensive revision; and

WHEREAS, the Town of Menasha has notified Winnebago County that the Town of Menasha will not approve Winnebago County's comprehensive revision of the Town/County Ordinance that became effective April 29, 2012; and

WHEREAS, the Town of Menasha has drafted a local Zoning Ordinance specific to the Town of Menasha; and

WHEREAS, the Town of Menasha Planning Commission and the Town of Menasha Board have held the required public hearings to present the proposed Town of Menasha Zoning Ordinance to its citizens; and

WHEREAS, on November 14, 2012, the Town of Menasha Planning Commission voted to approve the proposed Town of Menasha Zoning Ordinance and send it to the Town of Menasha Board; and

WHEREAS, on December 17, 2012, the Town of Menasha Board voted to approve the proposed Town of Menasha Zoning Ordinance and request that the Winnebago County Board pass a resolution approving the Town of Menasha Zoning Ordinance; and

WHEREAS, the Winnebago County Planning and Zoning Committee has recommended that the Winnebago County Board of Supervisors approve the Town of Menasha's proposed comprehensive zoning ordinance, which is posted at the Town's electronic website and is available upon request from the Town of Menasha or from the Winnebago County Zoning Department, and which is incorporated herein by reference.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the comprehensive Zoning Ordinance for the Town of Menasha.

Submitted by:
PLANNING AND ZONING COMMITTEE

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

RESOLUTION NO. 155-22013: Authorize Purchase of 33.525 Acres of Land for Wittman Regional Airport

WHEREAS, Chamco Incorporated, as an agent for Winnebago County, has made an offer to the George T. Brennand and Kathaleen A. Brennand Revocable Trust to purchase 33.525 acres of property owned by said trust, which is adjacent to Wittman Regional Airport in the Town of Nekimi, Winnebago County, for the price of Eight Hundred Seven Thousand Four Hundred Sixty and 00/100 Dollars (\$807,460.00); and

WHEREAS, said property is largely undeveloped and is zoned Agricultural (A-1) at this time; and

WHEREAS, it is the intent of Winnebago County to purchase said land for development in relationship to aeronautical-related purposes; and

WHEREAS, your undersigned Aviation Committee believes that the purchase of said property for the above-described price is reasonable and in the best interests of Winnebago County.

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 the purchase of 33.525 acres of property from the George T. Brennand and Kathaleen A. Brennand Revocable Trust, that property being adjacent to Wittman Regional Airport, in the Town of Nekimi, Winnebago County, and more specifically described as follows:

A PART OF THE WEST ½ OF THE NORTHEAST ¼ OF SECTION 11, TOWNSHIP 17, NORTH, RANGE 16 EAST, TOWN OF NEKIMI, WINNEBAGO COUNTY, WISCONSIN, CONTAINING 33.525 ACRES OF LAND BEING MORE FULLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTH ¼ CORNER OF SAID SECTION 11; THENCE S89°27'34"E, 773.98 FEET ALONG THE NORTH LINE OF SAID NORTHEAST ¼; THENCE S00°19'29"W, 596.47 FEET TO THE START OF A 270.00 FOOT RADIUS CURVE TO THE RIGHT; THENCE 138.67 FEET ALONG THE ARC OF SAID CURVE HAVING A 137.16 FOOT CHORD WHICH BEARS S15°02'19"W; THENCE S29°45'09"W, 145.48 FEET TO THE START OF A 330.00 FOOT RADIUS CURVE TO THE LEFT; THENCE 169.49 FEET ALONG THE ARC OF SAID CURVE HAVING A 167.63 FOOT CHORD WHICH BEARS S15°02'19"W; THENCE S00°19'29"W, 379.22 FEET TO THE START OF A 330.00 FOOT RADIUS CURVE TO THE LEFT; THENCE 314.71 FEET ALONG THE ARC OF SAID CURVE HAVING A 302.92 FOOT CHORD WHICH BEARS S26°59'46"E; THENCE S54°19'02"E, 212.76 FEET TO THE START OF A 120.00 FOOT RADIUS CURVE TO THE RIGHT; THENCE 155.63 FEET ALONG THE ARC OF SAID CURVE HAVING A 144.95 FOOT CHORD WHICH BEARS S17°09'44"E; THENCE S19°59'33"W, 55.14 FEET TO THE NORTH LINE OF THE SOUTH ½ OF THE SOUTHWEST ¼ OF

SAID NORTHEAST ¼; THENCE N89°16'44"W, 962.78 FEET ALONG SAID NORTH LINE; THENCE N00°19'43"E, 1975.88 FEET ALONG THE WEST LINE OF SAID NORTHEAST ¼ TO THE POINT OF BEGINNING.

Submitted by:
AVIATION COMMITTEE

Motion by Supervisor Warnke and seconded to adopt. Motion by Supervisor Singstock and seconded to amend the resolution by adding, "that the funds to pay for the land will come from the Undesignated Fund Balance of the General Fund." CARRIED BY VOICE VOTE. (Supervisor Hegg voted no.)

Supervisor Ramos asked if this purchase should have been brought before the board at a Special Orders Meeting as directed in Sec. 8.11 of the Rules of the Winnebago County Board. John Bodnar, Winnebago County Corporation Counsel, explained that this purchases had been before the Board at various meetings for discussion, so it does not have to be brought before the board at another Special Orders meeting before it can be voted on.

Vote on Resolution as amended – Ayes: 25. Nays: 5 – Roh, Singstock, Neubauer, Hegg and Finch. Excused: 4 – Hamblin, Robl, Farrey and Brennand. Abstained: 1 – Turner. CARRIED.

RESOLUTION NO. 156-22013: Authorize Purchase of 13.068 Acres of Land for Wittman Regional Airport

WHEREAS, Chamco Incorporated, as an agent for Winnebago County, has made an offer to William T. Brennand Revocable Trust to purchase 13.068 acres of property owned by said trust, which is adjacent to Wittman Regional Airport in the Town of Nekimi, Winnebago County, for the price of One Hundred Ninety Two Thousand Five Hundred Forty and 00/100 Dollars (\$192,540.00); and

WHEREAS, said property is largely undeveloped and is zoned Agricultural (A-1) at this time; and

WHEREAS, it is the intent of Winnebago County to purchase said land for development in relationship to aeronautical-related purposes; and

WHEREAS, your undersigned Aviation Committee believes that the purchase of said property for the above-described price is reasonable and in the best interests of Winnebago County.

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 the purchase of 13.068 acres of property from the William T. Brennand Revocable Trust, that property being adjacent to Wittman Regional Airport, in the Town of Nekimi, Winnebago County, and more specifically described as follows:

A PART OF THE WEST ½ OF THE NORTHEAST ¼ OF SECTION 11, TOWNSHIP 17, NORTH, RANGE 16 EAST, TOWN OF NEKIMI, WINNEBAGO COUNTY, WISCONSIN, CONTAINING 13.068 ACRES OF LAND BEING MORE FULLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTH ¼ CORNER OF SAID SECTION 11; THENCE S89°27'34"E, 773.98 FEET ALONG THE NORTH LINE OF SAID NORTHEAST ¼; THENCE S00°19'29"W, 596.47 FEET TO THE START OF A 270.00 FOOT RADIUS CURVE TO THE RIGHT; THENCE 138.67 FEET ALONG THE ARC OF SAID CURVE HAVING A 137.16 FOOT CHORD WHICH BEARS S15°02'19"W; THENCE S29°45'09"W, 145.48 FEET TO THE START OF A 330.00 FOOT RADIUS CURVE TO THE LEFT; THENCE 169.49 FEET ALONG THE ARC OF SAID CURVE HAVING A 167.63 FOOT CHORD WHICH BEARS S15°02'19"W; THENCE S00°19'29"W, 379.22 FEET TO THE START OF A 330.00 FOOT RADIUS CURVE TO THE LEFT; THENCE 314.71 FEET ALONG THE ARC OF SAID CURVE HAVING A 302.92 FOOT CHORD WHICH BEARS S26°59'46"E; THENCE S54°19'02"E, 212.76 FEET TO THE START OF A 120.00 FOOT RADIUS CURVE TO THE RIGHT; THENCE 155.63 FEET ALONG THE ARC OF SAID CURVE HAVING A 144.95 FOOT CHORD WHICH BEARS S17°09'44"E; THENCE S19°59'33"W, 55.14 FEET TO THE NORTH LINE OF THE SOUTH ½ OF THE SOUTHWEST ¼ OF SAID NORTHEAST ¼ AND THE POINT OF BEGINNING; THENCE S19°59'33"W, 374.38 FEET TO THE START OF A 630.00 FOOT RADIUS CURVE TO THE LEFT; THENCE 212.35 FEET ALONG THE ARC OF SAID CURVE HAVING A 211.35 FOOT CHORD WHICH BEARS S10°20'11"W; THENCE S00°40'48"W, 149.74 FEET TO THE SOUTH LINE OF SAID NORTHEAST ¼; THENCE N89°13'07"W, 817.72 FEET ALONG SAID SOUTH LINE TO THE CENTER OF SAID SECTION 16; THENCE N00°19'43"E, 658.63 FEET ALONG THE WEST LINE OF SAID NORTHEAST ¼ TO THE NORTH LINE OF THE SOUTH ½ OF THE SOUTHWEST ¼ OF SAID NORTHEAST ¼; THENCE S89°16'44"E, 962.78 FEET TO THE POINT OF BEGINNING.

Submitted by:
AVIATION COMMITTEE

Motion by Supervisor Warnke and seconded to adopt. Motion by Supervisor Singstock and seconded to amend the resolution by adding, "that the funds to pay for the land will come from the Undesignated Fund Balance of the General Fund." CARRIED BY VOICE VOTE. (Supervisor Hegg voted no.)

Vote on Resolution as amended – Ayes: 25. Nays: 5 – Roh, Singstock, Neubauer, Hegg and Finch. Excused: 4 – Hamblin, Robl, Farrey and Brennand. Abstained: 1 – Turner. CARRIED.

RESOLUTION NO. 157-22013: Authorize Winnebago County to Formally Co-Apply for an Economic Development Administration (EDA) Section 11.300 Public Works Grant in Cooperation with the City of Oshkosh and to Execute any Necessary Agreements in Relationship Thereto

WHEREAS, the Public Works and Economic Development Act of 1965, Title III, establishes a Public Works and Economic Development Facilities Program for the funding of economic development infrastructure investments by state and local governments and non-profits; and

WHEREAS, Winnebago County (the “County”) and the City of Oshkosh (the “City”), are authorized by the Federal Economic Development Administration (EDA) under the Public Works and Economic Development Act of 1965 to submit an application for a Public Facilities Grant under said Act for economic development activities; and

WHEREAS, Winnebago County recognizes the need for an *Oshkosh Aviation Business Park* that would benefit the City and the County; and

WHEREAS, the City and the County have participated in its district Comprehensive Economic Development Strategy (CEDS) process which has been submitted to the EDA; and

WHEREAS, the City of Oshkosh is authorized to submit grant applications to apply for a Public Works Grant and to accept an EDA award; and

WHEREAS, Winnebago County has agreed to partner with the City of Oshkosh to ensure provision of the required local share, which is readily available for the sole use of the project.

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

1. That Winnebago County be authorized to make application to the Economic Development Administration for a Public Works Grant as a co-applicant, requesting \$2,000,000 in federal funds, which the City of Oshkosh will match 50 percent, totaling an estimate \$2,000,000 minimum match resulting in an estimated total project cost of \$4,000,000, in order to create an *Oshkosh Aviation Business Park* at Wittman Regional Airport; and
2. That Winnebago County authorizes the City of Oshkosh to enter into the necessary agreements to carry out the purposes of a Public Works Grant from the Economic Development Administration.

Submitted by:
AVIATION COMMITTEE

Motion by Supervisor Warnke and seconded to adopt. Ayes: 28. Nays: 2 – Roh and Singstock. Excused: 4 – Hamblin, Robl, Farrey and Brennand. Abstained: 1 – Turner. CARRIED.

RESOLUTION NO. 158-22013: Apply Excess Revenues in the Airport Fund to Cover Overages in Labor and Other Operating Expenses in Their 2012 Budget: Total Amount of \$163,000

WHEREAS, The Airport Fund exceeded its 2012 Budget in Labor and Other Operating Expenses by roughly \$163,000; and

WHEREAS, The Airport Fund received revenues in excess of budget during 2012 in amounts sufficient to cover the overages so that no fund balance needs to be applied; and

WHEREAS, the overage in Other Operating Expenses was due to Depreciation Expense being under estimated when the 2012 Budget was prepared.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates an additional \$8,000 to the Labor Accounts and \$155,000 to the “Other Operating Expense” group, specifically, Depreciation Expense, and appropriates \$163,000 of excess revenues received from Land Rental to cover those expenses.

Submitted by:
AVIATION COMMITTEE
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Warnke and seconded to approve. Ayes: 28. Nays: 2 – Miller and Finch. Excused: 3 – Hamblin, Robl and Farrey. Abstained: 2 – Roh and Hegg. CARRIED.

RESOLUTION NO. 159-22013: Authorize Wittman Regional Airport to Purchase an Oshkosh® Runway Snow Blower at a Cost of \$710,000 to be Funded by Airport Unrestricted Fund Balance of \$710,000

WHEREAS, the runway blower currently operated by the Airport has aged beyond its economic useful life; and
WHEREAS, the original equipment manufacturer was absorbed by another manufacturer which no longer offers technical support for the vehicle; and

WHEREAS, continuing mechanical issues due to its age and unavailability of parts make it difficult to keep the snow blower vehicle in a full operational state which, at times, may result in up to four (4) weeks of vehicle downtime; and

WHEREAS, the current snow blower vehicle has been determined to have no trade-in value, but may have an estimated public auction value of \$10,000 to \$15,000; and

WHEREAS, a new snow blower vehicle will be more fuel efficient and provide greater operating efficiencies because of advanced technologies in manufacturing and blower design; and

WHEREAS, the new snow blower vehicle will share commonality of parts with the runway broom purchased in 2012, thereby, reducing the number of spare parts to be stocked.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates \$710,000 to the purchase of a new Oshkosh® Runway Snow Blower for Wittman Regional Airport.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that funds to pay for said new snow blower vehicle shall come from the Undesignated Fund Balance of the Airport Enterprise Fund.

Submitted by:
AVIATION COMMITTEE
PERSONNEL AND FINANCE COMMITTEE

WITHDRAWN by Supervisor Warnke.

RESOLUTION NO. 160-22013: Request Authority to Apply For Funds For Maintenance of County-Owned and Leased Snowmobile Trails

WHEREAS, Winnebago County is interested in maintaining County-owned and leased lands for public snowmobile trail use; and

WHEREAS, pursuant to § 23.09(26), Wis Stats funds are available through the Department of Natural Resources for snowmobile trail maintenance and snowmobile trail bridge building and repair; and

WHEREAS, in order to participate in this project, it is necessary that the Winnebago County Board of Supervisors authorize the Winnebago County Executive and the Winnebago County Clerk to submit an application for said funds.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes that, pursuant to § 23.09(26), Wis Stats, the Winnebago County Executive and the Winnebago County Clerk submit an application, on behalf of Winnebago County, to the Department of Natural Resources, for any financial aid that may be available for the maintenance and trail bridge building and repair of snowmobile trails in Winnebago County.

Submitted by:
PARKS AND RECREATION COMMITTEE

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

RESOLUTION NO. 161-22013: Approve Picnic Point Land Management Plan as an Instrument for Guiding Future Stewardship of both the Picnic Point and Asylum Point Park Properties

WHEREAS, area representatives of the Wisconsin Department of Natural Resources (DNR), Wildlife and Glacial Habitat Division, and the Winnebago County Parks Department Staff, have worked together to develop a plan, known as the Picnic Point Land Management Plan, which is intended to act as a guide for future recreational development and stewardship of the properties recognized as Picnic Point and Asylum Point Park in Winnebago County; and

WHEREAS, the Picnic Point Land Management Plan will serve as the framework under which the DNR and the Winnebago County Parks Staff can work together to coordinate efforts and allocate resources towards improving the natural habitat of the properties, and to integrate recreational opportunities that become available on the two properties; and

WHEREAS, the existence of a land management plan for the Picnic Point and Asylum Point Park properties, and the official recognition of such a plan by the Winnebago County Board of Supervisors, will enhance the abilities of

both the DNR and the Winnebago County Parks Department Staff to obtain grant funding to be directed towards site improvements.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes use of the Picnic Point Land Management Plan as an instrument to guide the DNR and Winnebago County activities in the future development of the natural habitat and recreational opportunities unique to the Picnic Point and Asylum Point Park properties.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive to act in authenticating Winnebago County's recognition of the Picnic Point Land Management Plan and the guidelines expounded upon to encourage the spirit of cooperation between the DNR and Winnebago County in conducting future improvements at the Picnic Point and Asylum Point Park properties. A copy of said Plan is herewith attached and made a part of this Resolution by reference.

Submitted by:
PARKS AND RECREATION COMMITTEE

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

RESOLUTION NO. 162-22013: Authorize Application for Funding Aid from Wisconsin Department of Natural Resources to Assist in the Installation of an Asphalt Topcoat Over the Lake Poygan Boat Landing Parking Lot

WHEREAS, Winnebago County is responsible for maintaining seven (7) launch facilities that enable citizens to operate boats on area lakes and rivers; and

WHEREAS, Winnebago County recognizes that properly-maintained launch facilities are necessary for safe recreational boating; and

WHEREAS, financial assistance, often in the form of matching grant funds, is available from the Wisconsin Department of Natural Resources (DNR) for help in improving and maintaining Winnebago County's launch facilities; and

WHEREAS, it has been determined that it would be beneficial to upgrade the parking facilities at the Lake Poygan Boat Landing by installing a 5,640 square foot asphalt topcoat over the existing gravel parking lot; and

WHEREAS, Winnebago County has a balance in excess of \$150,000 available in its Boat Trailer Parking Permit Fee Program; and

WHEREAS, with the cost of the Lake Poygan Boat Landing Parking Lot Improvement Project estimated at \$44,950, it is appropriate to utilize the Boat Trailer Parking Permit Fee Program as the funding source in meeting Winnebago County's obligation for providing the \$22,475 in matching funds needed for this project.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive to submit an application on behalf of Winnebago County to the Department of Natural Resources for such funding aids as may be available to assist in the installation of an asphalt topcoat over the Lake Poygan Boat Landing Parking Lot.

Submitted by:
PARKS AND RECREATION COMMITTEE

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

RESOLUTION NO. 163-22013: Authorize Application for Funding Aid from Wisconsin Department of Natural Resources to Assist in Seawall Repairs at Asylum Point Boat Landing

WHEREAS, Winnebago County is responsible for maintaining seven (7) launch facilities that enable citizens to operate boats on area lakes and rivers; and

WHEREAS, Winnebago County recognizes that properly-maintained launch facilities are necessary for safe recreational boating; and

WHEREAS, financial assistance, often in the form of matching grant funds, is available from the Wisconsin Department of Natural Resources (DNR) for help in improving and maintaining Winnebago County's launch facilities; and

WHEREAS, it has been determined that there is a need to replace the entire 140 foot length of seawall that makes up the launch area at the Asylum Point Boat Landing; and

WHEREAS, Winnebago County has a balance in excess of \$125,000 available in its Boat Trailer Parking Permit Fee Program; and

WHEREAS, with the cost of the Asylum Point Boat Landing Seawall Repair Project estimated at \$48,300, it is appropriate to utilize the Boat Trailer Parking Permit Fee Program as the funding source in meeting Winnebago County's obligation for providing the \$24,150 in matching funds needed for this project.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive to submit an application on behalf of Winnebago County to the Department of Natural Resources for such funding aids as may be available to assist in seawall repairs at the Asylum Point Boat Landing.

Submitted by:
PARKS AND RECREATION COMMITTEE

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

RESOLUTION NO. 164-22013: Appropriate \$1,600,000 for a Project to Reconstruct CTH M from STH 44 in Pickett South to the County Line in the Town of Utica

WHEREAS, CTH M from STH 44 in Pickett south to the County Line in the Town of Utica is narrow, has substandard hills and curves, has restricted vision in some locations, and shows signs of significant pavement deterioration; and

WHEREAS, this stretch of CTH M is in need of reconstruction in order to extend and protect the original investment in the facility; and

WHEREAS, in 2005 the Highway Department hired a consultant engineering firm to provide design services and a right-of-way acquisition firm to purchase the needed right of way; and

WHEREAS, as of 2008, this project is fully designed and all rights of way have been purchased in anticipation of constructing this project; and

WHEREAS, this has been identified for a number of years on the Highway Department's Capital Improvement Program and, like other highway projects, is part of the ongoing process to maintain Winnebago County's investment in the County's highway system and support County transportation; and

WHEREAS, in 2012 the Winnebago County Highway Department was approached by the Fond du Lac County Highway Department with the idea of completing the Winnebago County and Fond du Lac County projects on CTH M jointly; and

WHEREAS, completing the CTH M project jointly with Fond du Lac County should yield a lower bid from a contractor and will see some savings through the sharing of project management and construction oversight during the project.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates \$1,600,000 to a Capital Improvement Project to fund the reconstruction of CTH M, from STH 44 in Pickett south to the County Line in the Town of Utica.

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

Submitted by:
HIGHWAY COMMITTEE
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Warnke and seconded to adopt. Ayes: 31. Nays: 1 – Widener. Excused: 3 – Hamblin, Robl and Farrey. CARRIED.

RESOLUTION NO. 165-22013: That the Winnebago County Board of Supervisors Approve the Increase in Expense and Revenue in the 2012 Highway Fund Budget in the Amount of \$895,000 for Materials Provided Through County Force Work on Capital Highway Projects

WHEREAS, the Winnebago County Highway Department paved over 25 miles of County highways in 2012 as part of the 2012 Capital Improvement Program for the Highway Department; and

WHEREAS, typically the Highway Fund budget reflects both revenues and expenses for asphalt and other materials to allow for the purchase and proper accounting of materials utilized in the performance of this work; and

WHEREAS, in 2012, the Department underestimated and, therefore, under budgeted the funding amounts for materials' costs which would be made available from the Capital borrowing, shown as revenues and, ultimately, expenses in the Highway Fund budget; and

WHEREAS, this action results in no additional funding as it is strictly an accounting entry to keep the revenues and expenses in the Highway Fund from going over budget.

NOW, THEREFORE BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves the increase of expense and revenue in the 2012 Highway Fund Budget in the amount of \$895,000 to address and correct the error in estimating and accounting; and

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that no additional Capital Funding or operating funds are necessary to complete this Resolution.

Submitted by:
HIGHWAY COMMITTEE
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Warnke and seconded to adopt. Ayes: 32. Nays: 0. Excused: 3 – Hamblin, Robl and Farrey. CARRIED.

RESOLUTION NO. 166-22013: Authorize Sheriff Department to Accept a Homeland Security Grant of \$5,000 and Apply Funds to the Purchase of Security Alert SWAT Equipment

WHEREAS, The Department of Homeland Security has made available a grant in the amount of \$5,000 for the Winnebago County Sheriffs Department to purchase security alert SWAT equipment; and

WHEREAS, this equipment would be beneficial to the SWAT Team and make it safer for the Team to conduct operations; and

WHEREAS, it would be in the best interests of Winnebago County to accept this grant funding.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Sheriffs Department to accept the \$5,000 Homeland Security Grant and appropriate the funds to security alert equipment for the SWAT Team.

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

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

RESOLUTION NO. 167-22013: Approve Changes to the Winnebago County Investment Policy

WHEREAS, there is inconsistent language in the Winnebago County Investment Policy relative to length of duration of Federal agency instruments such as Fannie Mae and Freddie Mac securities; and

WHEREAS, the language currently states that as long as a security can be "tendered for purchase," it can be extended for five years in duration; and

WHEREAS, the term "tendered for purchase" has been interpreted to mean that a security can be sold within 3 or 5 years; and

WHEREAS, because of that language, Federal Agency securities have been purchased with seven (7) year durations because they can be tendered for purchase anytime after being purchased; and

WHEREAS, using seven (7) years as the maximum duration for Federal Agency securities has provided Winnebago County with additional earnings because of the longer duration; and

WHEREAS, Wisconsin Statutes actually place no length restrictions for Federal Agency securities, and

WHEREAS, to make the language in the policy less inconsistent, it is recommended that wherever a three (3) or five (5) year duration is mentioned in the policy, it be changed to seven (7) years to make the language more consistent and to proceed with the actual practice that has been followed for purchases.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby adopts the attached modified Winnebago County Investment Policy, which is incorporated herein by reference and made a part of this Resolution.

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

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

RESOLUTION NO. 168-22013: Appropriate \$93,450 from the General Contingency Fund to Replace Winnebago County's Voice Mail System.

WHEREAS, Winnebago County's voice mail system has reached the end of its supported life; and

WHEREAS, the manufacturer will no longer support the current system software by issuing patches and fixes; and

WHEREAS, the last update to the system was in 2007 and consolidated multiple stand alone PBX's into a single-server-based system; and

WHEREAS, Winnebago County has a large, existing Microsoft investment and this new system is Microsoft-based, and will integrate well with the County's e-mail system and provide benefits to all persons who call into Winnebago County; and

WHEREAS, moving to this system will require a minimum of hardware purchases in order to merge with Winnebago County's current environment, and separates voice mail from being tied to a proprietary phone system.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates \$93,450 from the General Contingency Fund to a project to replace the current voice mail system.

Submitted by:
INFORMATION SYSTEMS COMMITTEE
PERSONNEL AND FINANCE COMMITTEE

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

RESOLUTION NO. 169-22013: Amend the Table of Organization for the Winnebago County Public Health Department

WHEREAS, the current Table of Organization for the Winnebago County Public Health Department identifies ten (10) full-time Public Health Nurse positions and five (5) part-time Public Health Nurse positions; and

WHEREAS, one (1) of the full-time Public Health Nurse positions has recently become vacant due to a retirement; and

WHEREAS, the Director of Public Health desires to incorporate this position into several of the existing part-time positions within the Public Health Department to better meet the needs of clients in Winnebago County with no budget impact.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the Table of Organization for the Winnebago County Public Health Department to eliminate one (1) part-time Public Health Nurse position.

Submitted by:
PERSONNEL AND FINANCE COMMITTEE
BOARD OF HEALTH

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

RESOLUTION NO. 170-22013: Disallow Claim of James M. Zima

WHEREAS, your Personnel and Finance Committee has had the claim of James M Zima 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 M Zima, filed with the County Clerk on January 9, 2013, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

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

RESOLUTION NO. 171-22013: Disallow Claim of David R. Schmidt

WHEREAS, your Personnel and Finance Committee has had the claim of David R Schmidt 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 David R Schmidt, filed with the County Clerk on January 10, 2013, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

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

RESOLUTION NO. 172-22013: Disallow Claim of Kreilkamp Trucking Inc

WHEREAS, your Personnel and Finance Committee has had the claim of Kreilkamp Trucking 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 Kreilkamp Trucking Inc, filed with the County Clerk on December 26, 2012, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

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

RESOLUTION NO. 173-22013: Disallow Claim of Sladjana Daniels

WHEREAS, your Personnel and Finance Committee has had the claim of Sladjana Daniels 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 Sladjana Daniels, filed with the County Clerk on January 4, 2013, be and the same is hereby disallowed for the reason that there is no basis for liability on the part of Winnebago County.

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

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

Motion by Supervisor Finch and seconded to adjourn until Tuesday, March 19, 2013. CARRIED BY VOICE VOTE.

The meeting was adjourned at 7:43 p.m.

Submitted by,
Susan T. Ertmer
Winnebago County Clerk

State of Wisconsin)
County of Winnebago) ss

I, Susan T. Ertmer, do hereby certify that the foregoing is a true and correct copy of the Journal of the Winnebago County Board of Supervisors for their regular meeting held February 26, 2013.

Susan T. Ertmer
Winnebago County Clerk