

**WINNEBAGO COUNTY BOARD MEETING
TUESDAY, JUNE 18, 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, Miller, Roh, Smith, Widener, Hamblin, Albrecht, Gabert, Tews, Thompson, Olson, Reynolds, Wingren, Lautenschlager, Norton, Warnke, Robl, Singstock, Neubauer, Turner, Locke, Hegg, Finch, Youngquist, Farrey, Rasmussen, Brennand, Egan, Ellis and Kriescher. Excused: Ramos, Hardy and Snider.

Motion by Supervisor Robl and seconded to adopt the amended agenda with the change of order of the resolutions so that No. 233-62013 is acted on prior to No. 230-62013. CARRIED BY VOICE VOTE.

PUBLIC HEARING

Allan Davis, Area Community Development Director for the City of Oshkosh, spoke in support of Ordinance No. 232-62013, "Amend Chapter 24 of the General Code of Winnebago County: Wittman Regional Airport Zoning Code."

COMMUNICATIONS, PETITIONS, ETC.

Notice of Claim from Kreilkamp Trucking, Inc., for damage to one of their truck's tarp motor and tarp arm from an incident at the Winnebago County Landfill on March 29, 2013 was referred to the Personnel & Finance Committee

Notice of Claim from Kreilkamp Trucking, Inc., for damage to one of their truck's tarp and tarp poles from an incident at the Winnebago County Landfill on May 17, 2013 was referred to the Personnel & Finance Committee

Notice of Claim from Wayne Young, for damage to his mail box when it was hit by a Sheriff's Department vehicle on February 21, 2013 was referred to the Personnel & Finance Committee

The Board of Supervisors were given copies of the following resolutions that were received from other counties:

- Door County – Resolution No. 2013-29, "Supporting Efforts to Maintain the Tax-Exempt Status of Municipal Bonds"
- Langlade County – Resolution # 34-2013, "Intent: Opposition to Increasing Acreage of Alien Ownership"
- Manitowoc County – No. 2013/2014 – 13, "Resolution Opposing AB 85 and SB 95"
- Oconto County – Resolution No. 31 – 2013, "Resolution to Support Modification of Recount Procedures to Allow Either Hand Count or the Use of Automated Tabulating Equipment"
- Oconto County – Resolution No. 32-2013, "Resolution to Oppose Set Hours for Obtaining Absentee Ballots"
- Outagamie County – Resolution No. 8-2013-14 regarding support of legislation that would amend Sec. 843.025, Wisconsin Statutes
- Outagamie County – Resolution No. 9-2013-14 regarding their opposition to eliminating or limiting the tax-exempt status of municipal bonds
- Portage County – Resolution Number 155-2012-2014, "Re: Resolution in Support of Amending State Law to Permit a Multi Vendor Student Information System for Wisconsin School Districts by 2013 Assembly Bill 60 and 2013 Senate Bill 54"
- Vernon County – Resolution #13 2013, "Resolution in Opposition to Increasing Acreage of Alien Land Ownership"
- Waushara County – Resolution No. 16-04-13, "Resolution Opposing the Provisions of Assembly Bill 85 and Senate Bill 95 that Seek to Control the Percentage of Local Property Tax Dollars Allotted to Specific County Departments"

REPORTS FROM COMMITTEES, COMMISSIONS AND BOARDS

Supervisor Wingren reminded the Board that Sheriff Matz will be reading the Declaration of Independence on the front steps of the courthouse at 8:00 a.m. on Thursday, July 4. He encouraged everyone to attend.

Supervisor Hegg reported on his attendance at the Wisconsin Department of Transportation meeting on the WIS 441 Tri-County Project. He stated that this project will begin in 2016.

Supervisor Hegg stated that he spoke with Chairman Dale Youngquist, Town of Menasha, about his suggestion to form a committee to study the Tri-County Ice Arena. Up to this point, only one county board supervisor has expressed interest in serving on this committee. Supervisor Hegg encouraged other supervisors to contact Chairman Youngquist or himself about serving on this committee.

Supervisor Hamblin reported that the Wisconsin Department of Transportation will be re-decking the Highway 41 bridges on County Roads G, GG and Y. At this time, there is no designated detour route for County Road Y.

Motion by Supervisor Robl and seconded to approve the minutes from the May 7, 2013 Board meeting. CARRIED BY VOICE VOTE.

Motion by Supervisor Robl and seconded to approve the minutes from the May 21, 2013 Board meeting. Supervisor Roh requested that the minutes be corrected to show that Resolution No. 223-52013 "LOST". Motion to approve minutes as corrected – CARRIED BY VOICE VOTE.

COUNTY EXECUTIVE'S REPORT

Executive Harris asked for the Board's support of Resolution No. 229-62013, "Authorize the Human Services Department to Accept Funding of \$322,129 and Apply to Expenses to Handle Winnebago County's Responsibility in Implementing the Affordable Care Act"; and Resolution No. 233-62013, "Amend the Table of Organization for Winnebago County Human Services Department".

COUNTY EXECUTIVE'S APPOINTMENTS

Advocap Board of Directors

Executive Harris asked for the Board's approval of his re-appointment of Supervisor Lautenschlager to the Advocap Board of Directors. This is a two-year term that will expire on April 21, 2015.

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

Governing Board of East Central Wisconsin Regional Loan Fund, Inc.

Executive Harris asked for the Board's approval of his appointment to the Governing Board of East Central Wisconsin Regional Loan Fund, Inc. Executive Harris explained that this is a new organization that initially requires the appointment of the county's highest elected official to the board, who can then appoint someone else to fill a position on the loan committee. Executive Harris stated that at a future date he will be submitting Jerry Bougie, County Planner, as his appointment to the loan committee.

Motion by Supervisor Robl and seconded to approve Executive Harris' appointment to the Governing Board of East Central Wisconsin Regional Loan Fund, Inc. CARRIED BY VOICE VOTE. (Supervisor Hegg abstained.)

Winnefox Library Board of Trustees

Executive Harris asked for the Board's approval of his appointment of Carol Codner, 1349 Wedgewood Lane, Neenah; to the Winnefox Library Board of Trustees. Ms. Codner will replace Lisa Hemes, whose term will expire on December 31, 2013.

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

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Albrecht reported that Supervisors Ramos and Snider are excused from tonight's meeting. Chairman Albrecht thanked those members of the board who sent him cards while he was recovering.

PRESENTATION OF 2013 WINNEBAGO COUNTY BOARD SCHOLARSHIPS

Chairman Albrecht presented the 2013 Winnebago County Scholarships to the following high school seniors: Brendan Adolf, Winneconne High School; Brinnae Bent, Neenah High School; Sarah Boneske, Neenah High School; Andrew Elbe, Neenah High School; Morgan Harm, Neenah High School; Nathan Schroeder, Neenah High School; Nathan Jack, St. Mary Central High School; and Lucas Unruh, St. Mary Central High School.

The students were presented with a \$500 check, a certificate and the book In this Century, which gives the history of Winnebago County. Each student announced where they will be going on to college and what they will be studying.

Chairman Albrecht announced that Karl Niendorf, Oshkosh North High School, will be presented with his scholarship at the Board's July 16, 2013 meeting.

AIRPORT ECONOMIC DEVELOPMENT STUDY

Peter Moll, Wittman Regional Airport Director; and Catherine Neiswender, Community Development Educator; presented the Airport Economic Development Study.

Mr. Moll explained that even though Wittman Regional Airport doesn't have airline service, it doesn't mean they are not an active airport. Wittman Regional Airport is ranked as Wisconsin's third busiest airport, with just under 200 take-offs and landings daily. Mr. Moll stated that there are 161 based aircraft and 10+ commercial operations at the airport.

Ms. Neiswender explained that in 1998, 2002, 2007 and 2012 they have studied the economic impact of Wittman Regional Airport on Winnebago County. In 2012, they added a business climate survey to the economic

impact analysis. This part of the study, surveyed the businesses located at the airport to see how they are doing and what plans they have for the future.

Ms. Neiswender explained that the initial purpose of the study was to focus on how many jobs and how much income businesses at Wittman Regional Airport generate for the local economy. Ms. Neiswender stated that now their focus is more on how we can support the economic development that the airport is generating.

Ms. Neiswender explained that the economic impact study is based on a concept called the “multiplier effect.”

The results of the study are:

- 548 jobs at businesses located at Wittman Regional Airport
- \$23.6 Million in wages
- \$750,040 in tax revenue
- \$1.5 Million in lease payments

When you figure in the multiplier effect--ripple effect caused by the taxes generated, jobs created and wages paid—the airport is indirectly responsible for an additional:

- 308 jobs
- \$12 Million in wages
- \$2.88 Million in non-direct tax revenue

In her PowerPoint presentation, Ms. Neiswender showed the Board graphs and charts that explained these numbers in more detail. She also pointed out that since the surveys began in 1998, they have seen a stable and slightly increasing trend in the number of jobs and wages throughout the area.

Kim Biedermann, Community Development Educator, spoke about the fiscal impact that the airport has on the area based on the real estate and personal property taxes that businesses at the airport paid. Ms. Biedermann explained that in 2012, these businesses paid \$750,040.00 in taxes. When you factor in the multiplier effect, there is an additional \$2.88 Million in taxes and \$1.5 Million in lease payments for a total fiscal impact of \$5.1 Million.

Ms. Biedermann then discussed the results of the business climate survey that was done with the businesses at the airport. She explained that 76% of the businesses state it is “very important” that they are located at Wittman Regional Airport. The other 24% stated that it was “important” that they are located at the airport.

The survey also asked the businesses to list their top reasons for being located at the airport. Those reasons include: facilities; proximity to suppliers; EAA; quality of life. Secondary reasons included: overall business climate; cost of doing business; trained workforce in the area.

Businesses were also asked what some of their concerns were about doing business at the airport. Reasons given included: need for more hangar space; need for more pilots; flooding; and need high-speed wireless internet.

Ms. Biedermann explained that when asked what general trends these businesses were anticipating, their responses included new products and expanding into new markets. None of the businesses are anticipating reducing their number of employees, while 29% of the businesses are looking to increase jobs.

The survey also asked the businesses what major constraints they have doing business at the airport. Sixty-five percent indicated that there are no major constraints. Thirty-five percent indicated two major constraints: access to customers and new markets; and business visibility and signage.

Jeremy Monnett of Sonex Aircraft, speaking on behalf of the businesses at the airport, updated the Board on how their businesses are doing. He explained that they have a “very active commercial tenant group” that meets regularly. He stated that Board members are welcome to attend these meetings.

Mr. Monnett congratulated the Board on their decision to purchase additional land at the airport for future development. Mr. Monnett will be chairing the Chamco committee that will be “fostering” growth and development at the airport.

Mr. Monnett explained that since 2008, the overall economic climate in the aviation industry has been “dismal.” Sonex Aircraft has seen a decrease in manufactured products, but being innovative has kept them going. Sonex Aircraft has added a T-flight transition training program. Mr. Monnett explained this is possible because of the incredible facilities at Wittman Regional Airport, which include the resurfaced runways and the new control tower.

Mr. Monnett invited the Board to attend Community Day at the airport, where they can come and have a pancake breakfast and talk about airplanes.

Ms. Neiswender completed their presentation by explaining the type of the jobs that are located at Wittman Regional Airport—Grey Hound Bus, Hertz Car Rental, Orion, Basler, aircraft repair and inspection businesses, flight training and testing, CR Meyer, Hilton Gardens.

Ms. Neiswender and the others then took questions from the Board.

COURTHOUSE SECURITY POWERPOINT PRESENTATION

Sheriff John Matz began his presentation by recognizing members of the Security and Facilities Committee: Judge Karen Seifert, Chairperson; Mike Elder, Facilities & Property Management Director; Bill Wingren, Chairman of the Judiciary & Public Safety Committee; David Albrecht, County Board Chairman.

The PowerPoint presentation that Sheriff Matz gave included videos of various courtroom/courthouse scenes involving inmates that needed to be restrained by court security, as well as, an active shooter situation.

Sheriff Matz explained that a lot of the people committing crimes in Winnebago County are involved in drug trafficking and are coming from large cities like Milwaukee and Chicago. These are more violent offenders, so there is an increased risk that we will have more security incidents in our courtrooms.

Sheriff Matz PowerPoint presentation included:

- A history of Courthouse Security Studies and who conducted them:
 - 1999 – Deputy Steve Herman, Crime Prevention Officer
 - October 2001 – Architectures Networks, Inc.
 - February 2002 – Stubenrauch Architecture
 - September 2004 – Joint Judiciary & Public Safety/Facilities & Property Management Committees
 - May 2009 – Mike Elder, Facilities & Property Management Director; Jerry Lang, Court Administrator; Diane Fremgen, Clerk of Court; Lt. Schaefer
 - April 2011 – Judiciary & Public Safety Committee toured the Courthouse
 - April and May 2012 – Study by Deputy Erica Geschrei, Winnebago Sheriff's Department/study by the United States Marshall Service

Sheriff Matz explained that the 2002 Stubenrauch Architecture study concluded that:

- the courthouse doesn't meet the courts' space needs
- an additional 27,853 square feet of office space is needed, in addition to a Welcome Center
- the county should remove non-court essential offices from the courthouse

Sheriff Matz explained that the 2012 Supreme Court Best Practices is the driving factor behind this current study of court security. These best practices are not a mandate, but it is what the Supreme Court has determined security should be like in Wisconsin's courthouses. Sheriff Matz then went through a synopsis of those best practices and the status of them in Winnebago County:

- Establish specific courthouse policies - in process
- Establish procedures for emergencies (manmade and natural) - in process
- Two sworn deputies per courtroom while in session - we don't do this—it would require an excessive number of officers
- Public entrance staffed by a minimum of one armed, sworn deputy
- One sworn deputy patrolling public areas - we have two deputies
- Duress alarms connected to law enforcement available in all courtrooms and office areas
- Public address system that reaches all areas of the building
- Establish screening area prior to entry with adequate signage of prohibited items
- Review security to the exterior building and enhance with lighting and electronic surveillance—identified vulnerabilities to building
- Establish barriers to the exterior of the building preventing vehicular access – our elevated steps meet this recommendation
- Restricted access entrance for judicial officers and designated personnel secured and separate from public entrance - design of our courthouse doesn't allow for this
- Entrances, other than public entrance, should be secured

Courts:

- Each should have a single, public entry that can accommodate a security checkpoint
- Entrance for judges and court staff are adjacent to bench - some court rooms are designed this way, others are not
- Entrance for jurors as close to jury box as possible
- A judge's bench is of size and height to deter physical attacks, has a bullet resistant barrier, and provides direct sight line to the single public entrance
- Court reporter and clerk station equipped with bullet resistant barriers
- Clear separation between spectator area and courtroom participants
- Each circuit court judge provided with separate courtroom
- Designated area for media with equipment unobtrusive to court proceedings - Room 60 in the basement can be used for this
- Courtrooms allow for confidential proceedings (juvenile)
- Jury deliberation room located where public cannot have contact with jury as they move to and from courtroom - not all our courtrooms are set up for this provision
- Establish a sectoring system that divides building into areas - this courthouse is not designed to allow for this
 - Public area where populace has relatively free access
 - Restricted access areas for judges/commissioners, jurors and designated personnel
 - Secure areas where only prisoners and law enforcement are permitted
 - Secure areas for victims/witnesses prior to courtroom appearance (child and adult victims and witnesses need to be separated from alleged offenders and their friends/families)

- Annual training for courthouse employees from the Sheriff's Office - Active shooter training in December 2012. Training sessions on other topics are planned for the future.

Sheriff Matz explained that the U.S. Marshalls Assessment recommendations:

- Consider building a new courthouse next to the Sheriff's Office - This is not an option.
- Screen all visitors and lock all but one entrance to building – Sheriff Matz explained that this is really the only proactive response option we have....everything else will be reactive.
- Consolidate all branches in one building - If visitor screening is implemented, then it would make sense to have all courts in one building, so you wouldn't have to duplicate the screen process in the safety building.
- Upgrade all cameras, public address system. Duress alarms in all courts and offices located in the courthouse
- Create secure judicial chambers
- Keep all courtrooms locked when not in use and rescreen all visitors prior to entering courtroom - Sheriff Matz felt that rescreening visitors might only be necessary in high profile cases, because all visitors would have been screened prior to entering the building.
- Two deputies in each courtroom
- Upgrade all courtrooms with ballistic panels for judicial benches
- Secure defense and prosecutor areas
- Create secure parking area for all judges - Because of vandalism, cameras have been installed in the parking lot.

Sheriff Matz explained what security measures have been taken in the county:

- Written and updated policies and safety procedures
- Trained courthouse personnel in active shooter training in December 2012
- Standardized door locks throughout the courthouse
- Increased ability to respond to disturbances
- Expanded intervention options
- Updated/modified Employee Emergency Response Manual
- Trained all patrol deputies in layout of the building
- Implemented new radio coverage in the building (near 100% coverage)
- Conducted active shooter exercise in January 2013. Lessons learned from this training:
 - Public address system is insufficient
 - Duress alarms are nonfunctional and obsolete
 - Camera system is outdated and lacks coverage
 - Weapon screening (absent)
 - Need to lockdown building except for one screen entrance
 - Address security of office doors in the building (some of this has been done)
 - Continue courthouse training
 - Court Commissioners do not have a secure exit to chambers
 - Building is not designed to keep prisoners separate from the general public

Sheriff Matz stated that the conclusion is that because of the design of the building, we can not meet the Supreme Court's guidelines entirely.

The county has spent a minimal amount of money on security at this point. Funds will be needed if the county decides to go ahead with any security measures. Sheriff Matz went through the county's options:

Option A:

- No additional change, just continue training and awareness – Pros:
 - There is no cost to this option
- No additional change, just continue training and awareness – Cons:
 - Security is not addressed
 - Supreme Court guidelines are not met
 - Increased liability
 - Public perception

Option B:

- Single Entrance with Screening – Pros:
 - Reduces likelihood of weapons entering the courthouse
 - Reduces liability
 - Increases secure environment for persons in the building
- Single Entrance with Screening – Cons:
 - Cost – screening equipment is \$6,500

- Four people to operate equipment. Cost for civil personnel would be between \$150,000 and \$168,000 annually. One sworn staff = \$75,000 annually. Total cost could be \$243,000 annually
- Two civilians and two deputies = \$235,000 annually
- Safety Building is not addressed
- Slows traffic flow into building
- Does not meet all Supreme Court guidelines

Option C:

- Technology Upgrade – Pros:
 - Greatly enhances emergency communication
 - Monitors courthouse activities
 - Enables timely response to incidents
 - Relays real time information to deputies
 - Documents incidents to be used as evidence
- Technology Upgrade – Cons:
 - Cost – cameras \$55,000; duress alarms \$150,000; PA System \$25,000; Personnel to monitor cameras \$50,000; Storage of videos - ?
 - Does not meet all Supreme Court guidelines

Option D:

- Construct Welcome Center – Pros:
 - Creates a buffer between secure and non-secure areas
 - Provides shelter during inclement weather
 - Allows reactionary area if weapon is introduced
 - Reduces liability
- Construct Welcome Center – Cons:
 - \$1 Million cost
 - Does not meet all Supreme Court guidelines

Option G:

- New Study Option
 - Estimate to complete new, in depth study to include:
 - Efficiency work flow
 - Security review with recommendations
 - Review and options for space needs
 - Technology upgrades
 - Reassessment of previous options and costs
 - Kimme Associates approximate cost for the study is \$150,000 to \$200,000
 - National Center for State Courts (NCSC) maximum cost to do the study would be \$68,000.
 - NCSC toured the building last week and said that an 80% solution to securing the building would be to have one screened entrance. Sheriff Matz stated that he was impressed with the NCSC representative and his knowledge of court security.

Sheriff Matz reported that Option E and Option F have been eliminated. Option E would require hiring 37 additional staff which is cost prohibitive. Option F is to build a new courthouse.

Recent incidents at the courthouse include:

- September 2012 – intimidation of a witness during a heroin drug trial
- May 2013 – father of heroin overdose victim searched prior to entry in courtroom had loaded magazines, two knives and handcuffs
- May 2013 – threats made to court and petitioner resulting in reactive response locking down courthouse

Sheriff Matz concluded his presentation with a video of a shooting at a courthouse in Arkansas and then took questions from the Board.

At 7:55 p.m., Chairman Albrecht called for a brief recess. The Board reconvened at 8:04 p.m.

ZONING REPORTS & ORDINANCES

REPORT NO. 001. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant and property owner, Janet Treleven; Town of Omro, for a zoning change to A-2 for tax parcel no. 016-0413 Motion by Supervisor Brennand and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 06-01-13. A requested zoning change from A-2, B-2 & R-1 to A-2 (General Agriculture District). Motion by Supervisor Brennand and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date: 05/31/2013)

AMENDATORY ORDINANCE NO. 2 – A requested zoning change from the Town of Vinland on behalf of numerous property owners for various types of zoning changes to the following tax parcels: 026-0259, 026-0266, 026-0267; 026-0004-01, 026-0034, 026-0039-01, 026-0077, 026-0080, 026-0083, 026-0084, 026-0091, 026-0091-05, 026-0092, 026-0094, 026-0095, 026-0096, 026-0097-04-02, 026-0115-01, 026-0132, 026-0138-01, 026-0141, 026-0144-02-01, 026-0154-01, 026-0162-02, 026-0163, 026-0196-01, 026-0196-02, 026-0197, 026-0197-01, 026-0208, 026-0209, 026-0210, 026-0211, 026-0212, 026-0213, 026-0215, 026-0226, 026-0230, 026-0231, 026-0259, 026-0266, 026-0267, 026-0308-02, 026-0310-08, 026-0310-09, 026-0315-01, 026-0325, 026-0325-01, 026-0330, 026-0331, 026-0331-01-01, 026-0331-01-02, 026-0339, 026-0340, 026-0350, 026-0353-01, 026-0356, 026-0356-01, 026-0366, 026-0366-01, 026-0381, 026-0381-01, 026-0384, 026-0384-01, 026-0393, 026-0396, 026-0401, 026-0419, 026-0421, 026-0450, 026-0452, 026-0454, 026-0466, 026-0476-01, 026-0477, 026-0478, 026-0479 & 026-0505. Motion by Supervisor Farrey and seconded to adopt. CARRIED BY VOICE VOTE.

RESOLUTIONS AND ORDINANCES

RESOLUTION NO. 224-62013: Commendation for Sue Bushman

WHEREAS, Sue Bushman has been employed with Park View Health Center for the past twenty-seven (27) years, and during that time has been a most conscientious and devoted County employee; and

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

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

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

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Roh and seconded to adopt.

Supervisor Wingren questioned why the “Vote Required for Passage” has been changed to read “Majority of Quorum” when in the past it read “Majority of Those Present.” Corporation Counsel Bodnar explained that he made this change based on wording in Sec. 59.02(2), Wisconsin Statutes. However, because the definition of that section of the statutes is not clear, he recommends that all the resolutions be changed back to “Majority of Those Present” until he has an opportunity to contact the state and get clarification on this issue.

Motion by Supervisor Wingren and seconded to amend all of tonight’s resolutions that say “Majority of Quorum” to “Majority of Those Present”. CARRIED BY VOICE VOTE.

Vote on Resolution No. 224-62013 – Supervisor Roh repeated his motion to adopt. Second. CARRIED BY VOICE VOTE.

RESOLUTION NO. 225-62013: Disallow Claim of Casualty Recovery Solutions on Behalf of TransPacC Solutions for Adam Griswold

WHEREAS, your Personnel and Finance Committee has had the claim of Casualty Recovery Solutions on Behalf of TransPaC Solutions for Adam Griswold 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 Casualty Recovery Solutions on behalf of TransPaC Solutions for Adam Griswold, filed with the County Clerk on April 2, 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 Roh and seconded to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 226-62013: Approve Request to Update a 1950 Easement for an ANR Pipeline Company Gas Pipeline Where it Crosses the WIOUWASH Recreational Trail

WHEREAS, in 1974 Winnebago County purchased the Chicago & Northwestern Railroad corridor with the intention of converting it into a recreational trail; and

WHEREAS, with the purchase of the railroad corridor, Winnebago County also assumed responsibility as a GRANTOR of a gas pipeline easement, which was established in 1950, and which is situated approximately 500 yards northwest of the Westwind Trail parking lot; and

WHEREAS, since the former railroad corridor was ultimately adapted to serve as a recreational trail, it was recently determined that it would be beneficial for both the ANR Pipeline Company and for Winnebago County to proceed with updating the original 1950 easement document such that the provisions are based on an up-to-date format similar to the gas pipeline easement granted along the Wiouwash Recreational Trail in May 2009; and

WHEREAS, your undersigned Committee believes that it would be in the best interests of Winnebago County to proceed with replacement of the outdated 1950 gas pipeline easement text with an updated document that accurately reflects the presence and operation of the pipeline crossing underneath the Wiouwash Recreational Trail.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive to replace the aforementioned 1950 gas pipeline easement document, labeled Document Number 3201, with the restructured narrative contained within the attached document, which accurately reflects the existence and operation of a gas pipeline where it intersects with the Wiouwash Recreational Trail.

Submitted by:
PARKS AND RECREATION COMMITTEE

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

RESOLUTION NO. 227-62013: Authorize a Print Media Licensing Agreement Between Winnebago County and Calumet Publishing Inc.

WHEREAS, Calumet Publishing Inc. is the publisher of a monthly newspaper, *The Scene*, which serves the Oshkosh and Fox Cities areas as well as Fond du Lac; and

WHEREAS, Calumet Publishing Inc. desires to enter into a media licensing agreement with Winnebago County whereby Calumet Publishing Inc. would become the print media provider of the Winnebago County Parks Department and would thereby be provided with exclusive rights to maintain a mutually favorable relationship with the Parks Department that would serve the marketing interests and efforts of both parties; and

WHEREAS, pursuant to this Agreement, Calumet Publishing Inc. would be granted rights allowing it to install up to three (3) advertising signs at specific locations included on a list of predetermined Parks Department properties; and

WHEREAS, pursuant to this agreement, Calumet Publishing Inc. would be granted rights allowing onsite presence during events at a predetermined location regardless of event sponsor, the ability to set up a display selling papers on predetermined sites, three (3) banners to be located at predetermined sites, flyers in kiosks at boat landings and trail heads, and their logo on the Parks Department web page with a link to the Calumet Publishing Inc. web page; and

WHEREAS, in exchange for both its financial and material support, Winnebago County will receive a minimum of six (6) one-half page minimum advertisements at half of the published rate card price and a monthly listing of calendar events for the Parks Department within the newspaper and on the Calumet Publishing Inc. website; and

WHEREAS, said agreement shall run through December 31, 2015, with Calumet Publishing Inc. being provided the first right to renegotiate said agreement for an additional term. A copy of said agreement may be obtained from the Winnebago County Parks Director or the Winnebago County Corporation Counsel's Office and is incorporated herein by reference as part of this Resolution.

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 Calumet Publishing Inc. for the exclusive right to maintain three (3) advertising signs on predetermined Parks Department properties, which shall run through December 31, 2015, and shall contain those major terms described above.

Submitted by:
PARKS AND RECREATION COMMITTEE

Motion by Supervisor Finch and seconded to adopt. CARRIED BY VOICE VOTE. (Supervisor Hegg voted nay.)

RESOLUTION NO. 228-62013: Appropriate \$315,000 for Repairs and Additions to Winnebago County Storage Facilities

WHEREAS, Winnebago County has a continuing need for storage of property and documents; and

WHEREAS, three (3) buildings that are primarily used for storage of equipment are presently in urgent need of repair; and

WHEREAS, the Director of Facilities and Property Management, at the request of the Facilities and Property Management Committee, requested an assessment of repairs needed to these buildings, which assessments were provided by KonText Architects LLC; and

WHEREAS, it appears that \$315,000 is the amount necessary to cover the cost of repairs to these storage facilities as outlined below:

Building 1: Fairgrounds West	\$ 100,000.00
Building 2: Fairgrounds East	140,000.00
Stormwater and Pavement Improvements for East and West Buildings	50,000.00
Building 3: Park Side Storage (Complete Historic Structures Report to Determine Project Scope)	25,000.00
TOTAL	<u>\$ 315,000.00</u>

and

WHEREAS, funds for said project are available in the Undesignated Fund Balance.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves and appropriation of \$315,000.00 for repair of those projects listed above, and an appropriation of funds in that amount from the Undesignated Fund Balance to the Facilities and Property Management Department for said purpose.

Submitted by:
SUPERVISOR CHUCK FARREY, DISTRICT 30

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

Motion by Supervisor Wingren and seconded to refer to the Facilities and Property Management Committee.

Ayes: 26. Nays: 7 – Miller, Widener, Gabert, Hegg, Finch, Farrey and Brennand. Excused: 3 – Ramos, Hardy and Snider. CARRIED.

RESOLUTION NO. 229-62013: Authorize the Human Services Department to Accept Funding of \$322,129 and Apply to Expenses to Handle Winnebago County's Responsibility in Implementing the Affordable Care Act

WHEREAS, the Human Services Department will see an influx of approximately 6,750 applicants during 2013 as a result of the new Affordable Care Act; and

WHEREAS, this will result in a dramatic increase in the Department's labor and other costs with the full impact expected to occur in October 2013; and

WHEREAS, duties of the Human Services Department are more fully explained in the attached document that explains the program; and

WHEREAS, funds to cover the increase in labor and other costs are included in the program funding from the State.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Human Services Department to accept the funding of \$322,129 and apply this amount to program costs as outlined in the attached Budget Transfer Form to carry out Winnebago County's responsibilities as they relate to the Affordable Care Act.

Submitted by:
HUMAN SERVICES BOARD
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Roh and seconded to adopt. Ayes: 29. Nays: 4 – Gabert, Olson, Turner and Hegg. Excused: 3 – Ramos, Hardy and Snider. CARRIED.

RESOLUTION NO. 233-62013: Amend the Table of Organization for Winnebago County Human Services Department

WHEREAS, the Winnebago County Department of Human Services will need to provide services for an estimated 6,750 individuals applying for health care coverage through the Affordable Care Act; and

WHEREAS, the Human Services Department can meet the new service needs for Affordable Care Act implementation in part by increasing hours for existing Economic Support Division staff but will also need to add two new full-time positions; and

WHEREAS, the State of Wisconsin has committed funding to the Human Services Department, THROUGH June 2015, for the implementation of the Affordable Care Act, which funding will be adequate to fully cover increased labor costs plus garner an additional 14.29% administration overhead revenue, which will go toward reducing the tax levy; and

WHEREAS, the funding ends in June 2015 and therefore, the positions will be scheduled to terminate unless the State commits ongoing funding to support the positions.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that two (2) full-time Family Case Manager positions be added to the Table of Organization for the Winnebago County Human Services Department, which will be eliminated from the Table of Organization on June 30, 2015, unless the State commits ongoing funding to support the positions beyond that date.

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Roh and seconded to adopt. Ayes: 27. Nays: 6 – Smith, Gabert, Olson, Neubauer, Hegg and Farrey. Excused: 3 – Ramos, Hardy and Snider. CARRIED.

RESOLUTION NO. 230-62013: Authorize the Wittman Airport to Purchase a New Tractor / Turf Mower at a Cost Not to Exceed \$140,000 and Fund the Purchase from the Airport's Undesignated Fund Balance.

WHEREAS, Wittman Airport has three large tractors/mowers for maintaining 1,400 acres of airport grounds; and

WHEREAS, two of the mowers are used on a regular basis, with the third being kept as a backup unit in the event one of the primary tractor/mower becomes inoperable for maintenance reasons; and

WHEREAS, the current backup unit is 29 years old and is in deteriorating condition, cannot be relied on when needed, and does not meet OSHA standards for allowable operator noise levels; and

WHEREAS, the objective is to purchase a new tractor/mower, dispose of the backup unit and move the older of the two remaining units into the backup role, with the new mower being one of the primary mowers; and

WHEREAS, a new tractor / turf mower can be purchased at a price of roughly \$140,000; and

WHEREAS, there are sufficient funds in the airports Undesignated Fund Balance to cover the purchase without the need to borrow.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes Wittman Airport to purchase a new tractor / turf mower at a cost not to exceed \$140,000.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that funds to pay for the purchase be appropriated from the Undesignated Fund Balance of the Airport Fund.

Submitted by:
AVIATION COMMITTEE
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Warnke and seconded to adopt. Ayes: 32. Nays: 1 – Thompson. Excused: 3 – Ramos, Hardy and Snider. CARRIED.

RESOLUTION NO. 231-62013: Authorize Payment of Excess Committee Days (April 1, 2012, through March 31, 2013)

WHEREAS, § 59.13(2)(b), Wis Stats, allows that in counties with a population of 25,000 persons or more, the Board of Supervisors may, by a two-thirds vote of the members present, increase the number of days for compensation and mileage that may be paid in any year and fix the compensation for each additional day; and

WHEREAS, your undersigned Committee recommends that a per diem payment be made for those committee members who have committee days in excess of 30 days for the period between April 1, 2012, and March 31, 2013.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves a per diem compensation for persons serving on committees for more than 30 days as is shown in the attached report, which is hereby made a part of this Resolution, for the period of April 1, 2012, through March 31, 2013.

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Roh and seconded to adopt. CARRIED BY VOICE VOTE. (Supervisors Wingren, Hegg and Turner voted nay.)

ORDINANCE NO. 232-62013: Amend Chapter 24 of the General Code of Winnebago County: Wittman Regional Airport Zoning Code

WHEREAS, Winnebago County owns and operates Wittman Regional Airport, which is recognized by the State of Wisconsin and the Federal Government as a public-use airport; and

WHEREAS, Winnebago County is authorized under § 114.136, Wis Stats, to adopt rules and regulations for regulating, restricting, and determining the use, location, height, number of stories, and size of buildings and structures and objects of natural growth in the vicinity of the airport; and

WHEREAS, Winnebago County has adopted Chapter 24 entitled "Wittman Regional Airport Zoning Code"; and

WHEREAS, the Winnebago County Board of Supervisors may amend Chapter 24 including any zoning maps from time to time pursuant to Section 24.6-5 of the Wittman Regional Airport Zoning Code;

WHEREAS, the City of Oshkosh is requesting an airport map amendment to change the boundary of the Aerial Approach/Departure (AIR-3) District and the Traffic Pattern (AIR-5) District; and

WHEREAS, the Winnebago County Parks Department manager is authorized under § 114.136(2) (a), Wis Stats, to formulate a tentative ordinance and hold a public hearing regarding the same; and

WHEREAS, the Aviation Committee approved the proposed map amendment in an advisory capacity by a vote of 5-0 at its May 1, 2013, meeting; and

WHEREAS, the Planning & Zoning Committee approved the map amendment in an advisory capacity by a vote of 4-0 at its May 10, 2013, meeting; and

WHEREAS, a public notice was published on May 8, 2013; May 15, 2013; and May 22, 2013, in the *Oshkosh Northwestern* pursuant to § 114.136(2)(a), Wis Stats, which requires the publication of a Class 3 notice in the area affected by the proposed ordinance; and

WHEREAS, all property owners located beneath and within 300 feet of the affected zones were notified by US Mail of the scheduled public hearing to consider the matter on May 29, 2013; and

WHEREAS, the Winnebago County Parks Department manager conducted a public hearing on May 29, 2013, at the Winnebago County Courthouse to accept public input regarding the proposed ordinance; and

WHEREAS, there were no objections regarding the proposed map amendment; and

WHEREAS, the Winnebago County Board of Supervisors considered the ordinance recommended by the Winnebago County Parks Department manager at its meeting on June 18, 2013.

NOW, THEREFORE, BE IT ORDAINED by the Winnebago County Board of Supervisors that it hereby ordains as follows:

The official zoning map of Chapter 24 of the General Code of Winnebago County, entitled "Wittman Regional Airport Zoning Map—Winnebago County, Wisconsin", shall be amended in accordance with attached map entitled "Wittman Regional Airport Proposed Air Zone Changes" attached hereto as Exhibit A.

Submitted by:
AVIATION COMMITTEE
PLANNING & ZONING COMMITTEE

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

Motion by Supervisor Robl and seconded to adjourn until Tuesday, July 16, 2013. CARRIED BY VOICE VOTE.

The meeting was adjourned at 8:45 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 June 18, 2013.

Susan T. Ertmer
Winnebago County Clerk