

**WINNEBAGO COUNTY BOARD MEETING
TUESDAY, DECEMBER 16, 2014**

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. Supervisor Locke presented the invocation.

The following Supervisors were present: Konetzke, Barker, Harpt, Eisen, Ramos, Kiel, Roh, Smith, Widener, Hamblin, Albrecht, Gabert, Schellenger, Thompson, Olson, Brewer, Hardy, Wingren, Lautenschlager, Norton, Warnke, Robl, Singstock, Neubauer, Locke, Hegg, Finch, Youngquist, Farrey, Rasmussen, Keller, Egan, Ellis, Snider and Kriescher. Excused: Turner

Motion by Supervisor Robl and seconded to approve tonight's agenda. CARRIED BY VOICE VOTE.

PUBLIC HEARING

No one from the public addressed the board.

COMMUNICATIONS, PETITIONS, ETC.

Notice of Claim from Teresa Miller for damage to her son's car that resulted in a flat tire, damage to rim and a hole in the muffler while driving across the 441 bridge was referred to the Personnel and Finance Committee.

Milwaukee County – File No. 14-669, "Requesting a response from the Wisconsin Department of Health Services to the questions posed by the Milwaukee County Aging and Disability Resource Center Governing Board on February 12, 2014" was referred to the Board of Health.

Price County – Resolution No. 64-14, "Supporting State Funding for County 911 Services / One Designated Public Service Answering Point per County" was referred to the Judiciary and Public Safety Committee and the Legislative Committee.

St. Croix County – Resolution No. 45(2014), "Supporting State Funding for County 911 Services / One Designated Public Service Answering Point per County" was referred to the Judiciary and Public Safety Committee and the Legislative Committee.

Taylor County – Resolution No. 19 – "Opposition to the Proposed Lapse in State Funding to the Wisconsin Circuit Court System" was referred to the Judiciary and Public Safety Committee and the Legislative Committee.

Petition for Zoning Amendment for Claude Foster in the Town of Menasha for tax parcel no. 008-0166-01(p) to change from A-2 to R-2 to be used for residential single family home was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment for Philip Rogge in the Town of Algoma for tax parcel no. 002-0170-01 to change from B-3 to I-1 for additional building for office space and showroom was referred to the Planning & Zoning Committee.

REPORTS FROM COMMITTEES, COMMISSIONS AND BOARDS

Supervisor Eisen reported on Monday, December 1, 2014, the Emergency Management Committee received a report from Doug Gieryn, Public Health Director regarding Ebola readiness. Reasonable and prudent steps have been taken to protect people's rights and the well being of citizens of Winnebago County. Supervisor Eisen is willing to answer any questions that might arise.

Supervisor Barker, the mother of four boys who played on the Menasha High School football team, would like to congratulate the Menasha High School football team for their victory at the State Tournament.

Supervisor Norton would like to make the public aware of a program broadcasted on public access by Re-Think Winnebago. It can be seen on CATV 2 and on You-Tube. Supervisor Norton noted all the times that it can be seen. He also placed posters on the Supervisors' desk regarding "Call 211 System". The Public Health Department is asking everyone to find a place to display the poster so that this system can be utilized.

Supervisor Finch stated that during the budget meetings some Supervisors requested that the Park's Department try to recoup some of their expenses. At their last meeting they spent an hour going over this; it will be placed on the January 5th agenda. Mr. Finch encourages anyone with ideas to attend this meeting. Items that were discussed were: Soccer, Rugby, Disc Golf and Dog Parks.

Supervisor Wingren reported that the Legislative Committee met for the first time on November 24, 2014. At this meeting, Supervisor Wingren was elected Chairman and Supervisor Finch was elected Vice-Chairman. Representative Schraa attended the November meeting. No meeting is scheduled for December. The next meeting will be January 26, 2015. Supervisor Wingren is hoping for a strong turn out from our local legislators to give updates and alert us to anything that we need to be concerned about.

Supervisor Olson reported he is a member of the FoxComm Committee. This is an integrated tri-county program that works hand-in-hand with the 911 system. They are having serious problems with the vendor. Supervisor Olson also commented on the Re-Think program and the many benefits it provides.

Supervisor Egan passed out the financial report from the Winnebago County Fair provided by Phillips Tax & Accounting.

Supervisor Hegg contacted Supervisors in the Menasha Joint School District to present a commendation to the Menasha High School football team. He read the commendation to the board. The team won the Division 2 State Championship Contest, the first championship in the Menasha High School's history. Supervisor Hegg commented on the gift that the Winnebago County Board of Supervisors gave to the citizens of Winnebago County of .33% unused levy capacity. The board did not use the entire amount of levy that was allotted. He stated that Winnebago County is in the top ten counties for food share recipients. Number of taxpayers is declining in Winnebago County. He is hoping that the board can do whatever is needed to help alleviate this problem.

Motion by Supervisor Robl and seconded to approve the November 18, 2014 proceedings. CARRIED BY VOICE VOTE.

COUNTY EXECUTIVE'S REPORT

Executive Harris addressed the Board in favor of the following resolution:

- Resolution No. 102-122014 – "Authorize a Transfer of \$55,000 from the General Contingency Fund to a Storm Water Mitigation Project Fund for Park View Health Center".

Executive Harris commented on confusion regarding property tax bills for 2014. New construction is part of the fraction that is considered when figuring the increase or decrease in property taxes. Mr. Harris went into detail as to how levies are arrived at.

COUNTY EXECUTIVE'S APPOINTMENTS

Winnefox Library System Board of Trustees

County Executive Mark Harris asked for approval of his appointment of Supervisor Tom Widener and Elizabeth M. Irish to the Winnefox Library System Board of Trustees. These are three-year terms which will expire on December 31, 2017. Motion by Supervisor Robl and seconded to approve. CARRIED BY VOICE VOTE.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Albrecht apologized for not having the commendation for the Menasha High School Football team on tonight's agenda.

Chairman Albrecht reported that the County Board Christmas Party went very well. A good time was had by all that attended.

911 PHONE SYSTEM REPLACEMENT PROJECT

Patty Francour, Director of Information Systems, along with Captain Mark Habeck, Winnebago County Sheriff's Department gave a report on the 911 phone system. Mrs. Francour defined the two parts of the phone system. One part is the administrative part which serves the entire county. The second part is the 911 system which is for the dispatchers only. Both parts need to be compatible with the County's network environment. Information Systems is looking for the safest plan to have continuity of service. The current plan is to complete the administration side first and then look into the 911 side. Mrs. Francour and Captain Habeck then took questions from the floor.

ZONING REPORTS & ORDINANCES

Amendatory Ordinance 3 – A report from the Planning and Zoning Committee regarding a requested zoning change for applicant and property owner Ross & Katie Thompson, Town of Clayton, to change from A-2 General Farming to R-1 Rural Residential for parcel no. 006-0296 (p). Motion by Supervisor Kriescher and seconded to approve. CARRIED BY VOICE VOTE. (Effective Date: December 19, 2014)

Amendatory Ordinance 4 – A report from the Planning and Zoning Committee regarding a requested zoning change from various owners in the Town of Utica to change from A-1 Agriculture – Farmland Preservation Plan to A-2 Agriculture – General Farming for the following parcel numbers:

024-0773, 024-0773-01, 027-0369, 024-0270-01, 024-0792-02, 024-0759, 024-0619, 024-0404, 024-0405, 024-0554, 024-0555, 024-0759-01, 024-0074, 024-0144-02, 024-0145, 024-0146-02, 024-0147, 024-0169, 024-0170, 024-0171, 024-0175, 024-0171-01, 024-0774, 024-0777-04, 024-0777-05, 024-0181-03, 024-0524, 024-0657, 024-0658, 024-0675, 024-0048, 024-0177-01, 024-0662, 024-0487, 024-0498, 024-0500, 024-0501, 024-0502, 024-0503, 024-0607-01, 024-

0029, 024-0584, 024-0585, 024-0587, 024-0590, 024-0594-02, 024-0596, 024-0776, 024-0246-03, 024-0250, 024-0341, 024-0639-01, 024-0321, 024-0327, 024-0465, 024-0163-01-01, 024-0509, 024-0770, 024-0095, 024-0614-01, 024-0100, 024-0274, 024-0284, 024-0061, 024-0759-02, 024-0784, 024-0793, 024-0338-01, 024-0063, 024-0066, 024-0598-04, 024-0339, 024-0345, 024-0346, 024-0613, 024-0343, 024-0612, 024-0792-01, 024-0786, 024-0787, 024-0789-05, 024-0795, 024-0310, 024-0314, 024-0307, 024-0311, 024-0711, 024-0712, 024-0714, 024-0716, 024-0549-02, 024-0549-01, 024-0263, 024-0516, 024-0518, 024-0545, 024-0546-03, 024-0548, 024-0429, 024-0448, 024-0189, 024-0189-01, 024-0189-02, 024-0042, 024-0045, 024-0167, 024-0168, 024-0179, 024-0185, 024-0187, 024-0193, 024-0201-01, 024-0231-01, 024-0277-04, 024-0280, 024-0001-03, 024-0003-01, 024-0183, 024-0186, 024-0225, 024-0227, 024-0230, 024-0232, 024-0233, 024-0234, 024-0235, 024-0237, 024-0762-01, 024-0763-01, 024-0769, 024-0775, 024-0006, 024-0221-01, 024-0225-01, 024-0232-01, 024-0256, 024-0258, 024-0792-03, 024-0554-01, 024-0340, 024-0366, 024-0370, 024-0772, 024-0164-02, 024-0797-01, 024-0797, 024-0792, 024-0743, 024-0383-01, 024-0255, 024-0262, 024-0264, 024-0265, 024-0342, 024-0559-01 and 024-0562-01. Motion by Supervisor Egan and seconded to approve. CARRIED BY VOICE VOTE. (Effective Date: December 19, 2014)

Amendatory Ordinance 5 – A report from the Planning and Zoning Committee regarding a requested zoning change for applicant and property owner, Robert and Janet Dahl, Town of Black Wolf, to change from A-2 General Farming to R-1 Rural Residential for parcel no. 004-0426-03. Motion by Supervisor Keller and seconded to approve. CARRIED BY VOICE VOTE. (Effective Date: December 19, 2014)

Amendatory Ordinance 6 – A report from the Planning and Zoning Committee regarding a requested zoning change for applicant and property owner, Rickey Kallas, Town of Poygan to change from A-2 to Rural Residential for parcel no. 020-0224-01. Motion by Supervisor Kriescher and seconded to approve. CARRIED BY VOICE VOTE. (Effective Date: December 19, 2014)

Amendatory Ordinance 7 – A report from the Planning and Zoning Committee regarding a requested zoning change for applicant and property owner, Marvin and Betty Bradley, Town of Utica to change from RR Rural Residential Recreational to R1 Rural Residential District – Nonsubdivided for parcel no. 024-0220-03. Motion by Supervisor Egan and seconded to approve. CARRIED BY VOICE VOTE. (Effective Date: December 19, 2014)

Amendatory Ordinance 8 – A report from the Planning and Zoning Committee regarding numerous amendments to Town of Utica zoning code by repealing the old Farmland Preservation Zoning and recreating the Farmland Preservation District regulations. Motion by Supervisor Egan and seconded to approve. CARRIED BY VOICE VOTE. (Effective Date: December 19, 2014)

RESOLUTIONS AND ORDINANCES

RESOLUTION 101-122014: Disallow Claim of Teresa Miller

WHEREAS, your Personnel and Finance Committee has had the claim of Teresa Miller 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 Teresa Miller, filed with the County Clerk on November 18, 2014, 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

This resolution was pulled from the agenda and will be presented to the Board at the January 20, 2015 meeting.

RESOLUTION 102-122014: Authorize a Transfer of \$55,000 from the General Contingency Fund to a Storm Water Mitigation Project Fund for Park View Health Center

WHEREAS, there have been significant water runoff problems causing flooding at the new Park View Health Center campus; and

WHEREAS, the Winnebago County Five-Year Capital Improvements Plan includes a project to address the water problems; and

WHEREAS, this Project will redirect storm water runoff from areas around Park View Health Center to a drainage swale by Snell Road; and

WHEREAS, redirecting the storm water runoff will increase the difference in drainage height and improve the flow of storm water away from the Park View Health Center campus.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes a transfer of \$55,000 from the General Contingency Fund to a Storm Water Mitigation Capital Project Fund for Park View Health Center for the purpose of redirecting storm water runoff away from the Park View Health Center campus.

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

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

RESOLUTION 103-122014: Authorize the Transfer of \$18,393 from UW Fox Valley Grounds Maintenance Project Funds and Savings on Other Capital Purchases to a Fund for the Purchase of Snow Removal Equipment to be Added to a Turf Mower that was Included in UW Fox Valley's 2014 Budget.

WHEREAS, UW Fox Valley had included the purchase of a turf mower as part of the 2014 budget; and
WHEREAS, it was determined that it would be beneficial to purchase snow removal equipment that can be attached to the turf mower in winter to assist with snow plowing; and
WHEREAS, UW Fox Valley saved \$12,847 on other capital purchases during 2014; and
WHEREAS, UW Fox Valley would like to defer a grounds maintenance project to a later year and use \$5,446 from that project to pay for the balance of snow removal equipment.
NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$18,393 with \$12,847 coming from savings from other capital outlay projects and \$5,446 coming from deferring a grounds maintenance project to a fund for the purchase of snow removal equipment that can be added to a turf mower that had been included in UW Fox Valley's 2014 Budget.
BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that this transfer is contingent upon Outagamie County passing a similar resolution.

Submitted by:
UW FOX VALLEY COMMITTEE
PERSONNEL AND FINANCE COMMITTEE

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

RESOLUTION 104-122014: Transfer \$170,000 from the 2014 CTH Y Mill and Pave Project to the CTH T Project to Cover Unanticipated Costs

WHEREAS, the CTH T Project, which included reconstructing CTH T from CTH GG to CTH G in the Town of Vinland, encountered problems with poor soil underneath the concrete which had to be removed costing well over the estimated amount; and
WHEREAS, due to its poor condition, the soil was removed and replaced with borrow and more supportive granular materials; and
WHEREAS, as a result of these unanticipated expenses, the project ran approximately \$170,000 over budget; and
WHEREAS, there are sufficient funds remaining in the CTH Y Mill and Pave Project to make a transfer directly from that Project.
NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes a transfer of \$170,000 from the CTH Y Mill and Pave Project to the CTH T Project to pay the additional costs incurred as a result of the poor soil conditions.

Submitted by:
HIGHWAY COMMITTEE
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Robl and seconded to approve. Vote on Resolution – AYES: 35; NAYES: 0; ABSTAIN: 0; ABSENT: 1 - Turner. MOTION CARRIED.

RESOLUTION 105-122014: Establish Policy for County Highway Weight Limits as Provided in 2013 ACT 377 and § 348.15(3)(g), Wis Stats

WHEREAS, The Wisconsin Legislature has adopted 2013 ACT 377, which amends the Wisconsin Statutes regarding operations of Implements of Husbandry and Agricultural Commercial Motor Vehicles on public roads; and

WHEREAS, a portion of this new law provides amendments to weight limitations, maximum lengths, and other operating guidelines and authorizes local Towns, Cities, and Villages, among other issues, limited discretion to establish less stringent weight limits on some roads within certain statutory limits; and

WHEREAS, after review by the Winnebago Highway Committee and upon that Committee's consultation with town officials within Winnebago County, the Highway Committee herein recommends that the Board adopt a policy accepting and instituting those weight limits, without amendment, which are set forth by the State Legislature in 2013 Act 377 and, specifically, in the chart attached to § 348.15(3)(g), Wis Stats, as the Committee finds those weight limits to be inherently reasonable and without need for amendment; and

WHEREAS, the aforementioned law requires the local authority having jurisdiction over each road's maintenance to create and issue "no-fee permits" to the agricultural community when requested and when appropriate. These permits are designed to be issued and renewed annually; and

WHEREAS, it appears to be in the best interests of Winnebago County residents and road users for the entire County to adopt and utilize the same policy and to work to assure consistent implementation of this policy across municipal boundaries.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby adopts a policy so as to implement those weight limits on county roads as is set forth in 2013 Wisconsin Act 377 and, more specifically, in § 348.15(3)(g), Wis Stats

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the County Highway Department to provide coordination services to the local municipalities regarding the administration and implementation of these new laws. These activities may require charges to be levied to the local municipalities for services rendered.

Submitted by:
HIGHWAY COMMITTEE

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

RESOLUTION 106-122014: Support State Funding for County 911 Services

WHEREAS, 911 emergency dispatch services are among the most vital services that counties provide; and
WHEREAS, Wisconsin residents expect the same level of excellent service throughout the state, regardless of where an emergency may occur; and

WHEREAS, in 2003 the State of Wisconsin established a fee on all wireless phones to fund grants to counties to pay for enhanced 911 services, including wireless call-locating software and equipment; and

WHEREAS, since 2009, the Wisconsin Counties Association, and the State's telecommunications providers, have advocated establishing a permanent grant program to fund equipment purchases and training for employees of county-designated Public Safety Answering Points (PSAPs), with each county to designate one PSAP per county by resolution, to be funded with a monthly fee of up to 75¢ on all devices capable of dialing 911; and

WHEREAS, since 2009, the Wisconsin Legislature and the Governor have redesignated funding for 911 emergency services as a 75¢ per month Police and Fire Protection Fee for all telephone calling devices and directed the revenue from the fee to fund the county and municipal aid (shared revenue) account to meet other state financial obligations; and

WHEREAS, presently, counties must rely almost entirely on property taxes to pay for equipment, training, and consolidation of municipal and county 911 services; and

WHEREAS, eliminating the Police and Fire Protection Fee, and restoring funding for 911 without replacing the lost revenue would result in an approximate \$50 million annual reduction in shared revenue payments to municipalities and counties; and

WHEREAS, under current law each county must individually contract with a telecommunications provider for telephone lines running into each county's 911 center. Counties must depend on a maximum 40¢ per month fee on only landline telephones to pay telecommunications providers for the cost of this service; and

WHEREAS, revenues from such fees are declining due to the decreased use of landline telephones and the increased use of cellular telephones.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors that it hereby urges the Wisconsin Legislature and Governor to support legislation and state budget action that accomplishes all of the following goals:

- Fully funds the County and Municipal Aid Program (shared revenue) with state General Purpose Revenue, rather than through the Police and Fire Protection Fee;
- Establishes a technology-neutral fee on all cellular telephones, landline telephones, and other devices capable of dialing 911;

- Uses the revenue from this fee to fund a grant program to pay for equipment purchases and training for one Public Safety Answering Point (911 center) per county, as designated by the county board of each county, and to develop financial incentives to encourage consolidation of 911 services; and
- Provides a sustainable source of funding for costs associated with providing all telephone lines (both landline and cellular) into one county Public Safety Answering Point;

BE IT FURTHER RESOLVED Winnebago County Board of Supervisors that it directs that a copy of this resolution be forwarded by the Winnebago County Clerk to the following:

- The Wisconsin Counties Association;
- All Legislators representing Winnebago County constituents;
- The Governor of the State of Wisconsin.

Submitted by:
LEGISLATIVE COMMITTEE

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

RESOLUTION 107-122014: Oppose Proposed Lapse in State Funding to Circuit Court System

WHEREAS, the 2013-2015 State Biennial Budget requires the Wisconsin court system to return a total of \$11.8 million to the state general fund over the next two-year period, resulting in budget cuts that could affect the circuit court system in Winnebago County; and

WHEREAS, if state budget cuts are made, the Winnebago County circuit court system will no longer receive state funding at its previous level in the form of circuit court payments, interpreter assistance, and guardian ad litem assistance; and

WHEREAS, the proposed reduction of funding and resulting budget cuts would create a significant financial challenge to Winnebago County, thus potentially resulting in an increased tax levy; and

WHEREAS, it is in the best interests of Winnebago County to oppose this proposed budget reduction.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it states its opposition to the lapse of funding for the Wisconsin court system over the next two-year period.

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 Winnebago County constituents; to the Office of Chief Justice Shirley Abrahamson of the Wisconsin Supreme Court; to the State Courts Director; to the Wisconsin Counties Association; and to the Office of Governor Scott Walker.

Submitted by:
LEGISLATIVE COMMITTEE

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

RESOLUTION 108-122014: Amend the Table of Organization for Winnebago County Department of Human Services

WHEREAS, the current Table of Organization for the Winnebago County Department of Human Services' Behavioral Health Division includes three (3) Psychiatric Nurse positions and seven (7) Team Case Manager positions; and

WHEREAS, one of the Psychiatric Nurse positions will soon become vacant due to a retirement; and

WHEREAS, the current and future workload demands of the Division place greater emphasis on providing comprehensive support services to persons with persistent and severe mental illnesses, which duties do not require nursing credentials, but are normally accomplished by a bachelor's degree-trained individual under the job title of Team Case Manager; and

WHEREAS, the established pay range for a Team Case Manager is slightly less than the pay range for a Psychiatric Nurse, so that the change made by this Resolution will result in a small savings to Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends the Table of Organization for the Winnebago County Department of Human Services by deleting one full-time Psychiatric Nurse position and adding one full-time Team Case Manager position.

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

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

Motion by Supervisor Robl and seconded to adjourn until Tuesday, January 5, 2015. CARRIED BY VOICE VOTE.

The meeting was adjourned at 6:52 p.m.

Submitted by,
Julie A. Barthels
Winnebago County Deputy Clerk

State of Wisconsin)
County of Winnebago) ss

I, Julie A. Barthels, Winnebago County Deputy 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 regular meeting held December 16, 2014.

Julie A. Barthels
Winnebago County Deputy Clerk