

**WINNEBAGO COUNTY BOARD OF SUPERVISORS MEETING
TUESDAY, DECEMBER 18, 2012**

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 Gabert. In her invocation, Supervisor Gabert called for a moment of silence in remembrance of Supervisor Kathy Lennon who passed away on December 11.

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

Motion by Supervisor Robl and seconded to adopt the agenda. CARRIED BY VOICE VOTE.

PUBLIC HEARING

No one addressed the Board.

COMMUNICATIONS, PETITIONS, ETC.

Notice of Claim from AT&T for damage done to a pedestal and cable on or about August 10, 2012 near 2025 Rabbit Trail Road caused by a county employee was referred to the Personnel & Finance Committee.

Notice of Claim from AT&T for damage done to a buried cable on or about October 29, 2012 near 1201 Knapp Street caused by a county employee was referred to the Personnel & Finance Committee.

- Brown County – “Resolution Asking the State Legislature to Amend Wisconsin’s Open Records Law, Chapter 19, To Permit an Authority to Impose Fees for Actual Expenses Incurred in Accommodating Open Records Requests to Inspect and/or Hand Count Election Ballots” was referred to the Legislative Committee.
- Sheboygan County – Resolution No. 14 (2012/13), “Supporting Position Papers on Legislative Issues” was referred to the Legislative Committee.

Petition for Zoning Amendment from Michael Elder, Town of Omro, for a zoning change for tax parcel nos. 016-0372-01 and 016-0372 from A-2, R-1 to M-1 for Lot 1 and A-2, B-2, B-3, R-1 to A-2 for Lot 2 for light industrial was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Mary Lou Jones, Town of Nekimi, for a zoning change for tax parcel nos. 012-0277-02 and 012-0271 from A-1 to M-1 for a Wisconsin Department of Transportation salt shed was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Bonnie P. Kontos, Town of Winneconne, for a zoning change for tax parcel no. 030-1547 from R-2 Residential to R-2 with amended wetland delineation zoning for a residential home was referred to the Planning & Zoning Committee.

Petition for Zoning Amendment from Eric Gilbert, Town of Menasha, for a zoning change for tax parcel no. 008-0101-04 from I-2/M-2 to I-1/M-1 for mini-storage was referred to the Planning & Zoning Committee

REPORTS FROM COMMITTEES, COMMISSIONS AND BOARDS

Supervisor Robl gave an updated report on the Eureka bridge project that should start in April of 2013. He also discussed and recommended passage of Resolution No. 122-122012, “Request that the US Highway 10/Wis 441 Interchange Project Not be Delayed in Winnebago County.” Supervisor Robl stated that Ernie Winters, Winnebago County Highway Commissioner, is working with Outagamie and Calumet Counties on a joint resolution pertaining to the same issue that should come to the County Board in January.

Supervisor Finch reported on the Winnebago County Parks Department’s “5 Year Comprehensive Outdoor Recreation Plan Survey”. He encouraged members of the public to fill out the survey. It can be done on-line in the Parks Department’s section of the Winnebago County’s website.

Supervisor Snider commended the Winneconne Area School District, its teachers and students, on achieving national certification as a Project Lead the Way (PLTW) Pathway to Engineering program.

Supervisor Barker reported that the Menasha Senior Center collects old greeting cards and uses them to make Christmas trees for residents at the Veterans Hospital in King, Wisconsin. She asked that people donate their old greeting cards to the Menasha Senior Center for this project. Cards can be dropped off at the Menasha Senior Center or at the County Clerk’s Office in Oshkosh.

Supervisor Norton thanked the East Central Wisconsin Regional Planning Commission for their help in developing the Parks Department’s 5 Year Comprehensive Outdoor Recreation Plan Survey. He also encouraged the Board and their constituents to attend one of the three scheduled public meetings on the county’s outdoor recreation plan. Information on where and when the meetings are going to be held will be announced soon.

Motion by Supervisor Robl and seconded to approve the proceedings from the November 13, 2012 meeting.
CARRIED BY VOICE VOTE.

COUNTY EXECUTIVE'S REPORT

Executive Harris announced that all the tax bills have been distributed to the municipalities' treasurers.

Executive Harris explained Resolution No. 102-102012, "Authority to Execute 2013 Labor Agreement with the Public Safety Professional Dispatchers Association" is on tonight's agenda even though the Association has not yet recertified their union. Executive Harris explained that the Board could insert language in the Resolution making the Board's approval contingent on the recertification, if they want to vote on the contract resolution this evening.

Executive Harris explained that the Public Safety Professional Dispatchers Association was the only bargaining group in the county that didn't have dental insurance. The 2013 Labor Agreement does include dental insurance for this Association. The total cost of this benefit for these employees is \$13,694.52.

Executive Harris also encouraged the Board's passage of Resolution No. 122-122012, "Request that the US Highway 10/Wis 441 Interchange Project Not Be Delayed in Winnebago County."

Executive Harris then discussed the Tri-County Ice Arena. He stated that he has received an offer to purchase the ice arena for \$1.00, but because the county is still in a contract with the Tri-County Recreation Association it's not the right time to consider an offer for the arena.

Executive Harris stated that the county's contract with the Association expires in June 2013 and that the Board will need to decide what to do with the facility prior to the contract expiring.

Executive Harris explained some of the options the county has to ensure that hockey and skating continue at the arena:

- Sell the facility for a small amount to the Tri-County Recreation Association
- Sell it to the Youth Hockey Association
- Continue the county's partnership with either the Tri-County Recreation Association or the Youth Hockey Association

Executive Harris also explained that it would be appropriate to rename the ice arena since there has never been three counties involved in the operation of the arena. This opens up the possibility of selling naming rights if a substantial amount of money could be raised to fund capital improvements at the facility.

Executive Harris then discussed the possibility of creating a sinking fund for the ice arena. Each year the county would put a reasonable, fixed amount of money in this fund. The operators of the arena would then be able to use these funds for capital improvements or to apply to debt service on debt incurred to do capital improvements. This would allow the county to limit its financial involvement in the arena, while still allowing for necessary capital improvements.

Executive Harris asked that the Board to consider these options and make a decision on the ice arena prior to June 2013. He then took questions from the Board.

COUNTY EXECUTIVE'S APPOINTMENTS

Veterans Service Commission

Executive Harris asked for approval of his appointments of Supervisors Robert Warnke and Tom Snider and Mr. Jim Romnek to the Veterans Service Commission. Mr. Romnek replaces Robert Wipf and Supervisor Snider replaces Supervisor Stan Kline, whose terms expire on December 31, 2012. These are three-year terms of office that will expire on December 31, 2015. Motion by Supervisor Robl and seconded to approve. CARRIED BY VOICE VOTE.

Human Services Board

Executive Harris asked for approval of his appointments of Supervisors Jerry Finch, Larry Lautenschlager and Tom Widener; and Jim Kozickowski, Robert Paterson, Ron Kuehl and Donna Lohry to the Human Services Board.

Mr. Kuehl, Mrs. Lohry and Mr. Paterson will service one year terms that will expire on December 31, 2013. Supervisors Finch, Lautenschlager, Widener and Mr. Kozickowski will serve three year terms that will expire on December 31, 2015. Motion by Supervisor Robl and seconded to approve. CARRIED BY VOICE VOTE.

Local Emergency Planning Commission

Executive Harris asked for approval of his appointments of Peter Running, Mike Sipin, Doug Gieryn, Brett Losey, Nick Austin and Supervisor Larry Smith to the Local Emergency Planning Commission. Mr. Losey replaces Paula Biewer whose term expires on December 31, 2012. These are all three year terms that will expire on December 31, 2015. Motion by Supervisor Robl and seconded to approve. CARRIED BY VOICE VOTE.

Winnefox Library System Board of Trustees

Executive Harris asked for approval of his appointments to Lurton Blassingame, Gary Wilner and Theo Knigge to the Winnefox Library System Board of Trustees. Mrs. Knigge replaces Sue Davies whose term has expired. These are all three year terms that will expire on December 31, 2015. Motion by Supervisor Finch and seconded to approve. CARRIED BY VOICE VOTE.

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Albrecht reported that Supervisors Hardy, Reynolds and Sievert are excused from tonight's meeting. Supervisor Sievert is still recuperating and should be attending Board meetings again in the near future.

Chairman Albrecht also reported that beginning January 1, 2013, the mileage rate goes from \$.555 per mile to \$.565 per mile.

ZONING REPORTS & ORDINANCES

REPORT NO. 001. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant Mark Luebke; and property owners, Mark Luebke, Rena Luebke, Steven Julius and Rosanne Keller; Town of Clayton, for a zoning change to R-1 for tax parcel nos. 006-0561(p) and 006-0566(p). Motion by Supervisor Brennand and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 12-01-12. A requested zoning change from A-2 (General Farming) to R-1 (Single Family non-subdivided). Motion by Supervisor Brennand and seconded to adopt. CARRIED BY VOICE VOTE. Supervisor Brennand abstained. (Effective date – January 8, 2013)

RESOLUTIONS AND ORDINANCES

RESOLUTION NO. 102-102012:: Authority to Execute 2013 Labor Agreement with the Public Safety Professional Dispatchers Association

BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive and the Winnebago County Clerk to execute a one-year agreement on behalf of Winnebago County and the Public Safety Professional Dispatchers Association for the 2013 calendar year, effective January 1, 2013, through December 31, 2013, which agreement shall provide the following major changes from the previous agreement:

- 1) WAGES: 1.50% across-the-board (atb) wage increase effective January 1, 2013.

Submitted by:

PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Kline and seconded to adopt. Supervisor Kline amended the Resolution by adding: "This agreement is contingent on the Public Safety Professional Dispatchers Association certifying as a union." CARRIED BY VOICE VOTE. Supervisor Hegg abstained.

Vote on Resolution as amended – CARRIED BY VOICE VOTE. Supervisors Hegg and Eisen abstained.

RESOLUTION NO. 115-122012: Commendation for Lori Allison

WHEREAS, Lori Allison has been employed with the Park View Health Center for the past thirty-three (33) years, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Lori Allison 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 Lori Allison 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 Lori Allison.

Submitted by:

PERSONNEL AND FINANCE COMMITTEE

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

RESOLUTION NO. 116-122012: Commendation for Judy A. Raddatz

WHEREAS, Judy A. Raddatz has been employed with the Winnebago County Child Support Agency for the past twenty-five (25) years, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Judy A. Raddatz 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 Judy A. Raddatz 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 Judy A. Raddatz.

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

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

RESOLUTION NO. 117-122012: Commendation for Daniel J. Magnuson

WHEREAS, Daniel J. Magnuson has been employed with the Winnebago County Highway Department for the past twenty-eight (28) years, and during that time has been a most conscientious and devoted County employee; and

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

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

BE IT FURTHER RESOLVED that the Winnebago County Clerk send a copy of this Resolution to Daniel J. Magnuson.

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

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

RESOLUTION NO. 118-122012: Disallow Claim of Eric Chosa

WHEREAS, your Personnel and Finance Committee has had the claim of Eric Chosa 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 Eric Chosa, filed with the County Clerk on November 12, 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 Kline and seconded to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 119-122012: Disallow Claim of Farmer's Insurance Group on Behalf of Amy Hix

WHEREAS, your Personnel and Finance Committee has had the claim of Farmer's Insurance Group on Behalf of Amy Hix 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 Farmer's Insurance Group on Behalf of Amy Hix, filed with the County Clerk on November 8, 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 Kline and seconded to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 120-122012: Disallow Claim of Charter Communications

WHEREAS, your Personnel and Finance Committee has had the claim of Charter Communications 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 Charter Communications, filed with the County Clerk on November 1, 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 Kline and seconded to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 121-122012: Approval for Wisconsin Public Service Corporation to be Granted Utility Easements Within the Community Park to Facilitate Replacement of Two 35-Year-Old Underground Electric Lines Presently Servicing the Park

WHEREAS, several shelter buildings within the Community Park are presently being serviced by 35-year-old underground electric lines that are beginning to break with increasing frequency; and

WHEREAS, it is no longer feasible to continue to dedicate funds towards the repair of said electric lines that are both compromised and becoming increasingly unreliable; and

WHEREAS, in order to address the Community Park electric line problems, it will be necessary to engage the resources of Wisconsin Public Service Corporation (WPS) for purposes of installing new electric services that will replace the existing underground network going to Shelter 2, Shelter 3, and the Soccer Shelter; and

WHEREAS, to facilitate this project it will be necessary for Winnebago County to convey to WPS easement routes that take into account the site developments that have occurred within the park over the past several decades; and

WHEREAS, in conjunction with the installation of underground electric lines, WPS will assume responsibility for ensuring that the affected property along the easement routes is fully restored to an acceptable manner as determined by the Winnebago County Parks Department; and

WHEREAS, your undersigned Committee believes that it would be in the best interests of Winnebago County to proceed in approving the aforementioned Community Park easements recognizing WPS's right to engage in electric service upgrades as well as WPS's acceptance of future maintenance responsibilities for the lines in perpetuity.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive to proceed with granting permanent easements to WPS in accordance with the attached easement documents for the purpose of installing and maintaining two new underground lines capable of servicing a sizeable portion of the Community Park's electrical needs.

Submitted by:
PARKS AND RECREATION COMMITTEE

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

RESOLUTION NO. 122-122012: Request that the US Highway 10/WIS 441 Interchange Project Not be Delayed in Winnebago County

WHEREAS, there is an imminent need for a full interchange and additional lanes for the US Highway 10/ WIS 441 and WIS 41 interchange; and

WHEREAS, this project consists of the construction of a second parallel bridge over Little Lake Butte Des Morts. Reconstruction of Highway 10/441 from County Highway CB to Oneida Street to incorporate additional lanes, and reconstruction of the interchange of Highways 10/441 and 41 will provide for a larger volume of traffic with safer movement; and

WHEREAS, this project is vital to Winnebago County and the State of Wisconsin to ensure safe and convenient traffic flow; and

WHEREAS, the lack of a full interchange has delayed development that will create greater property values with resulting increased tax revenue for Winnebago County; and

WHEREAS, new development would create new jobs that would directly benefit Winnebago County and the State of Wisconsin; and

WHEREAS, the safety and accessibility of emergency vehicles and personnel to serve the 441 Bridge is impaired by the significant backup of traffic and lack of emergency lanes; and

WHEREAS, this section of 441 experiences a higher-than-average number of accidents; and

WHEREAS, backups of traffic on US 41 in Winnebago County are frequent as a result of accidents and traffic restrictions on Wisconsin Highway 441; and

WHEREAS, the recent proposal to delay this project by the Wisconsin Department of Transportation would endanger the safety of citizens and emergency personnel, and delay increased economic development and job creation in Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby supports and requests that the State of Wisconsin fund the US Highway 10/Wis 441 interchange project as originally scheduled.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that upon its passage, the Winnebago County Clerk shall forward a copy of this Resolution to the Governor of the State of Wisconsin, to the Wisconsin Counties' Association, and to all legislators representing constituents within Winnebago County.

Submitted by:

JERRY FINCH, District # 28

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

RESOLUTION NO. 123-122012: Authorize the Transfer of \$15,000 from the 2012 General Contingency Fund to the Facilities Department Capital Improvements Fund in the 2012 Budget to Complete Office Space Remodeling to Meet the District Attorney's Department Changing Needs.

WHEREAS, Day Report Center personnel are being relocated to the District Attorney's Office because they provide services to that Department and need the space to manage and conduct programs; and

WHEREAS, offices are needed to accommodate these changes to the Department's operations; and

WHEREAS, the Winnebago County District Attorney's Department's offices on the third floor of the Orrin King Building need to be remodeled to accommodate four new office spaces; and

WHEREAS, two offices are needed immediately and it is anticipated that two additional offices will be needed in the near future; and

WHEREAS, the Facilities Department has determined that it would be most cost effective to create all four offices at the same time; and

WHEREAS, it would be in the best interests of Winnebago County to make these improvements to the District Attorney's Department's office space.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes a transfer of \$15,000 from the 2012 General Contingency Fund to the Facilities Department's 2012 Capital Improvements Account for the purpose of doing the remodeling.

BE IT FURTHER RESOLVED that due to the timing of this, part of the project funds will be carried forward to 2013 in order to complete the remodeling project.

Fiscal Impact: The balance in the General Contingency Fund will be reduced by \$15,000. The General Contingency Fund balance prior to this transfer was \$442,434.

Submitted by:

JUDICIARY AND PUBLIC SAFETY COMMITTEE

FACILITIES AND PROPERTY MANAGEMENT COMMITTEE

PERSONNEL AND FINANCE COMMITTEE

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

RESOLUTION NO. 124-122012: Record Budgets for Animal Waste Hauling and Pepsi Products for Events and Record Program Revenues that Offset Expenses.

WHEREAS, the Parks Department provides animal waste hauling during Expo events, and customers reimburse the Department for said costs; and

WHEREAS, the Parks Department has a contract to supply Pepsi products for events, and the related costs and revenues need to be recorded; and

WHEREAS, in 2012, animal waste hauling revenues and expenses were \$5,382 and Pepsi product costs and revenues for events were \$26,000 for a total of \$31,382.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the following accounts in the Winnebago County Parks' Department's 2012 Budget be adjusted to reflect the costs and revenues associated with the programs as outlined below:

Account	Impact	Amount
Rental revenue (part of fees charged to customers)	Increase	\$ 5,382
Grounds maintenance (animal waste hauling)	Increase	\$ 5,382
Concession revenue	Increase	\$ 26,000
Recreation supplies (product purchases for resale)	Increase	\$ 26,000
Total revenue increases		\$ 31,382
Total expense increases		\$ 31,382

Submitted by:
PARKS AND RECREATION COMMITTEE
PERSONNEL AND FINANCE COMMITTEE

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

RESOLUTION NO. 125-122012: Reauthorization of the Winnebago County Self-Funded Workers' Compensation Insurance Program

WHEREAS, Winnebago County is a qualified political subdivision of the State of Wisconsin; and

WHEREAS, the Wisconsin Worker's Compensation Act ("Act") provides that employers covered by the Act either insure their liability with workers' compensation insurance carriers authorized to do business in the State of Wisconsin, or be exempted (self-insured) from insuring liabilities with a carrier and, thereby, assuming the responsibility for its own worker's compensation risk and payment; and

WHEREAS, the State of Wisconsin and its political subdivisions may self-insure workers' compensation without a special order from the Department of Workforce Development ("Department") if they agree to faithfully report all compensable injuries and agree to comply with the Act and rules of the Department; and

WHEREAS, at its December 6, 2012, meeting, the Personnel and Finance Committee approved the continuation of the self-insured workers' compensation program in compliance with Wis Admin Code DWD 80.60(3).

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

- (1) That the self-insured workers' compensation program that is currently in effect be continued.
- (2) That the Winnebago County Clerk forward a certified copy of this Resolution to the Workers' Compensation Division of the Wisconsin Department of Workforce Development.

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

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

RESOLUTION NO. 126-122012: Support Legislation Requiring Online-Only Retailers to Collect and Remit Wisconsin Sales Tax

WHEREAS, under current law, many online-only retailers are refusing to collect and remit sales taxes in states where they do not have a physical presence; and

WHEREAS, this creates an unfair price advantage for online-only retailers over traditional brick-and-mortar Wisconsin businesses that provide Wisconsin-based jobs; and

WHEREAS, as the amount of unpaid taxes by some individuals grows, more revenue needs to be collected from everyone else to compensate; and

WHEREAS, Wisconsin state and local sales tax revenue is estimated between \$100 and \$200 million annually; and

WHEREAS, sale tax revenues are an important component of state and local government budgets.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby supports legislation requiring online retailers with subsidiaries or affiliates located in Wisconsin to collect and remit Wisconsin state and local tax.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby directs the Winnebago County Clerk to transmit a copy of this Resolution to the Governor of the State of Wisconsin, to legislators representing Winnebago County constituents, and to the Wisconsin Counties' Association.

Submitted by:
LEGISLATIVE COMMITTEE

Motion by Supervisor Kline and seconded to adopt. Ayes: 24. Nays: 4 – Gabert, Norton, Hegg and Kriescher. Abstain: 4 – Ramos, Roh, Farrey and Brennand. Excused: 3 – Hardy, Reynolds and Sievert. CARRIED.

RESOLUTION NO. 127-122012: Authorize Airport Facilities Use Agreement Between Winnebago County and Oshkosh Corporation (Wittman Regional Airport)

WHEREAS, Oshkosh Corporation wishes to enter into a Facilities Use Agreement so as to be permitted to use certain taxiways, as designated in the proposed Agreement, for purposes of motor vehicle testing; and

WHEREAS, said Agreement shall be for the period from November 1, 2012, through October 31, 2015; and

WHEREAS, Oshkosh Corporation shall pay Winnebago County the fee of \$150 per vehicle test hour for each vehicle tested; and

WHEREAS, parties to this Agreement have executed similar agreements in the past.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes and approves the Airport Facilities Use Agreement between Winnebago County and Oshkosh Corporation for the limited purpose of testing large motor vehicles at Wittman Regional Airport pursuant to those terms contained within the Agreement. (A copy of the Agreement may be obtained upon request to the Airport Director.)

Submitted by:
AVIATION COMMITTEE

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

RESOLUTION NO. 128-122012: Authorize Execution of Ground Lease Between Winnebago County and Lee Beverage Company (Wittman Regional Airport)

WHEREAS, Lee Beverage Company desires to lease 4,000 square feet at Wittman Regional Airport for the term commencing November 1, 2012, and ending on October 31, 2017, with the lessee having an option to renew the lease for three additional terms of five years each; and

WHEREAS, such grounds shall be leased, during the initial term, at a rate of \$.15 per square foot per year, or \$600, whichever is greater; and

WHEREAS, primary use of the premises shall be for aircraft storage; and

WHEREAS, said lease is similar to other airport storage leases executed in relationship to Wittman Regional Airport.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the execution of a lease agreement between Lee Beverage Company and Winnebago County at Wittman Regional Airport for an additional five year term, commencing on November 1, 2012, and ending on October 31, 2017, pursuant to those terms stated above. (A copy of the lease may be obtained upon request to the Airport Director.)

Submitted by:
AVIATION COMMITTEE

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

Motion by Supervisor Robl and seconded to adjourn until Tuesday, January 8, 2013. CARRIED BY VOICE VOTE. The meeting was adjourned at 6:55 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 December 18, 2012.

Susan T. Ertmer
Winnebago County Clerk