

**WINNEBAGO COUNTY BOARD MEETING  
TUESDAY, MAY 20, 2008**

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 Lennon.

The following Supervisors were present: Koneczke, Barker, Griesbach, Eisen, Ramos, Roh, Koziczowski, Smith, Widener, Hamblin, Albrecht, Gabert, Riste, Lennon, Hall, Wingren, Jacobson, Norton, Warnke, Robl, Kline, Locke, Nelson, Finch, Sievert, Farrey, Diakoff, Brennand, Egan, Ellis, Rengstorf and Reinert. Excused: Thompson, Wright and Schmuhl. Absent: Gilchrist.

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

**COMMUNICATIONS, PETITIONS, ETC.**

Letters were received from the following Winnebago County residents expressing their concerns about a west-side arterial west and south of the City of Oshkosh:

- Vernon and Mary DeWitt, Town of Nekimi
- James, Anna and Erica Kedzierski, Town of Nekimi
- Bridget Palecek, Town of Nekimi
- Larry D. Buehring, Town of Nekimi
- Ronald W. Meier, Town of Utica

The following resolutions were received from various counties and referred to the appropriate committees:

- Brown County, "Resolution Requesting Placement of Wireless Emergency 911 Surcharges into the Budget Repair Bill", was referred to the Judiciary & Public Safety Committee
- Calumet County, Resolution No. 2007-40, "Resolution Opposing the Proposal by the Wisconsin Office of Justice Assistance to retain Monies from the Public Safety Interoperable Communications Grant Program and Not Pass-Through 80% of the Funding to Local Agencies", was referred to the Judiciary & Public Safety Committee
- Florence County, No. 08-17, "Relating to the opposition of S. 1870 and H.R. 2421, a bill to amend the Federal Water Pollution Control Act to clarify the jurisdiction of the United States over waters of the United States," was referred to the Land Conservation Committee
- Kewaunee County, Resolution No. 53-4-08, "Resolution Requesting Governor and State Legislators Enact Legislation to Re-emphasize the Transportation User Fee Concept Thus Segregating Fuel Tax Revenues and Vehicle Registration Fees Specifically for the Transportation Fund," was referred to the Highway Committee
- Langlade County, Resolution # 26-2008, "Resolution Opposing the Wisconsin Office of Justice Administration Proposal to Utilize the Federal Assistance Allocation to Fund a Statewide VHR Digital Trunking System, " referred to the Judiciary & Public Safety Committee
- Langlade County, Resolution # 15-2008, "Resolution Requesting that the State of Wisconsin Department of Corrections Increase Reimbursement Payments for State Probation and Parole Prisoners Held in the Langlade County Jail" was referred to the Judiciary & Public Safety Committee
- Langlade County, Resolution # 14-2008, "Support of Assembly Bill 509 Reducing the Reimbursement by the County for 51.42 Services" was referred to the Human Services Board
- Langlade County, Resolution # 13-2008, "Support for 2007 Assembly Bill 187B One Day Fishing License," was referred to the Legislative Committee
- Langlade County, Resolution # 12-2008, "Oppose the Wisconsin Department of Natural Resources Fishing Tournament Regulations and Fees," was referred to the Parks & Recreation Committee
- Price County, Resolution # 34-08, "Appointment of Consumer Representatives to Long-Term Care District Governing Board," was referred to the Human Services Board
- Price County, Resolution # 32-08, "Creation of a Long-Term Care District," was referred to the Human Services Board
- St. Croix County, Resolution No. 19(2008), "Resolution Requesting that the State of Wisconsin To Increase Reimbursement Payments Made by the Department of Corrections for State Probation and Parole Prisoners Held in County Jails" was referred to the Judiciary & Public Safety Committee
- Vilas County, Resolution 2008-34, "Opposition to H.R. 2421, the Clean Water Restoration Act of 2007," was referred to the Land Conservation Committee

Petition for zoning amendment from Betty Johnson, Town of Nekimi, for zoning change for tax parcel no. 012-0275 from B-3 & A-1 to A-2 & M-2 for general agriculture and heavy industrial was referred to the Planning & Zoning Committee.

Petition for zoning amendment from Thomas Rusch, Town of Black Wolf, for zoning change for tax parcel nos.004-0984 & 004-0985 from R-2 to R-5 for residential development was referred to the Planning & Zoning Committee.

Petition for zoning amendment from Paul Gilbertson, Town of Neenah, for zoning change for tax parcel nos. 010-0149 & 010-0150 from P-1 to M-1 for an industrial park was referred to the Planning & Zoning Committee.

### **COMMITTEE REPORTS**

Supervisor Barker reported that the 2<sup>nd</sup> annual Shoreline Exhibit will be held on May 31 from 9:00 a.m. until 5:00 p.m. at the Expo Center. There will be information on a wide variety of things including: designing and installing a rain garden, shoreline evaluations, door prizes, native plant sales, information on establishing bird and animal habitats, learning about composting, etc.

Supervisor Lennon reported that the next Aviation Committee meeting will be held June 4. Items on the agenda for that meeting include the control tower and runway #927.

Supervisor Eisen reported that, in conjunction with Town of Menasha Supervisor Dale Youngquist, he will be holding two listening sessions for their constituents on Monday, June 16. The first session will be held at the Menasha Senior Center, 116 Main Street, from 1:30 p.m. until 2:30 p.m. and the second session will be held at the Town of Menasha Community Center, 1000 Valley Road from 6:00 p.m. to 7:00 p.m.

Supervisor Farrey informed the Board that Amendatory Ordinance 4 from the April 22 meeting that he had laid over until the May 20 meeting was inadvertently left off tonight's agenda by the County Clerk, so it will be carried over until the June 17 meeting.

Motion by Supervisor Kline and seconded to approve the proceedings from the April 15 & April 22, 2008 County Board meetings. CARRIED BY VOICE VOTE.

### **COUNTY EXECUTIVE'S REPORT**

Executive Harris reported that he attended a Health and Family Services meeting in Madison today and learned that the state is changing their computation for Medicaid reimbursement for nursing homes, which will increase those reimbursements. Some of the criteria they are setting, however, will exclude Park View Health Center from these new computations. Mr. Harris explained that even though Park View Health Center may be excluded from these increases, they will benefit from another change the State of Wisconsin is making and that is an increased maximum level of property allowance reimbursement. Winnebago County could see an additional \$66,000 annually as a result of this change.

Executive Harris stated that after examining the 2008 year-to-date payroll report, it appears that the county may come in under the estimated payroll amounts for 2008, which would be helpful for the 2009 budget.

### **COUNTY EXECUTIVE'S APPOINTMENTS**

Executive Harris explained that when he made his appointments, he took into consideration those supervisors who didn't receive committee appointments from the Committee on Committees. He explained that he also took into consideration returning supervisors and their continuing terms on these commissions and boards, as well as which supervisors didn't return and what their appointments had been.

Executive Harris corrected his appointment to the UW-Fox Valley Board of Trustees, noting that Mr. Widener is replacing Joseph Maehl on that Board, not Nancy Barker, who will be re-appointed to that Board at next month's County Board meeting. He also explained that Supervisor Jerry Finch's appointment to the Solid Waste Management Board was missed and will be on next month's County Board meeting agenda.

#### **Advocap Board of Directors**

Executive Harris asked for approval of his appointment of Supervisor Christopher Wright and his re-appointments of Supervisors Jim Koziczowski, Tom Widener and Mike Norton to the Advocap Board of Directors. Mr. Wright will replace Donna Lohry, whose term will expire on April 21, 2009. The others are two-year terms that will expire on April 20, 2010. Motion by Supervisor Ramos and seconded to approve. CARRIED BY VOICE VOTE.

#### **Affirmative Action Commission**

Executive Harris asked for approval of his appointment of Supervisor Tena Riste to the Affirmative Action Commission. Ms. Riste will replace Donna Lohry, whose term has expired. This is a three-year term that will expire on April 19, 2011. Motion by Supervisor Finch and seconded to approve. CARRIED BY VOICE VOTE.

### **East Wisconsin Counties Railroad Consortium**

Executive Harris asked for approval of his re-appointments of Supervisors Stan Kline and Jef Hall to the East Wisconsin Counties Railroad Consortium. These are two-year terms that will expire on April 20, 2010. Motion by Supervisor Finch and seconded to approve. CARRIED BY VOICE VOTE.

### **Board of Health**

Executive Harris asked for approval of his appointments of Supervisors Thomas Egan and Thomas Ellis and his re-appointments of Supervisors Joanne Sievert, James Koziczkowski and Shiloh Ramos to the Board of Health. Supervisor Egan will replace Steve Arne and Supervisor Ellis will replace Bernie Egan, whose terms had expired. These are two-year terms that will expire on April 20, 2010. Motion by Supervisor Norton and seconded to approve. CARRIED BY VOICE VOTE.

### **Winnebago County Housing Authority**

Executive Harris asked for approval of his re-appointment of Rebecca Hackett, 1618 Sheridan Street, Oshkosh, to the Winnebago County Housing Authority. This is a five-year term that will expire on April 16, 2013. Motion by Supervisor Finch and seconded to adopt. CARRIED BY VOICE VOTE.

### **Human Services Board**

Executive Harris asked for approval of his appointment of Supervisor Jef Hall to replace Steve Arne and Donna Lohry, 511 West Bent Avenue, Oshkosh, to replace Sharon Fiedler on the Human Services Board. Supervisor Hall's term will begin immediately and expire on December 31, 2009. Ms. Lohry's term will begin immediately and expire on December 31, 2010. Motion by Supervisor Finch and seconded to approve. CARRIED BY VOICE VOTE.

### **Local Emergency Planning Commission**

Executive Harris asked for approval of the following alternate appointments to the Local Emergency Planning Commission:

Jeff Phillips, alternate for Doug Gieryn  
Kevin Axon, alternate for Paula Biewer  
Susan Phillips, alternate for Keith Kiesow  
Ann Lagario, alternate for Greg Gibbons  
Tony Pudlo, alternate for Scott Jones  
Joel Rasmussen, alternate for Bill Demler  
Paul Olson, alternate for Peter Running  
Dave Oakly, alternate for Todd Foerster

Don Merz, alternate for Brent Wojnowski  
Todd Schaller, alternate for Barti Omarou  
Bill Curtis, alternate for Linda Kollmann  
Tim Franz, alternate for Rick Krumenauer  
Frank Bell, alternate for Corrina Peterson  
Len VanderWyst, alternate for Mike Sipin  
John Zimmerman, alternate for Kathy Biggar  
Supervisor Larry Smith

Supervisor Smith replaces Joe Hotynski, whose term expires on December 31, 2008. The other appointments are for three-year terms that expire on April 19, 2011. Motion by Supervisor Finch and seconded to approve. CARRIED BY VOICE VOTE.

### **Tri-County Recreation Association Board of Directors**

Executive Harris asked for approval of his appointment of Supervisor John Gilchrist and his re-appointment of Supervisor Susan Locke to the Tri-County Recreation Association Board of Directors. Supervisor Gilchrist replaces John Schaidler whose term has expired. These are two-year terms that will expire on April 20, 2010. Motion by Supervisor Finch and seconded to approve. CARRIED BY VOICE VOTE.

### **Industrial Development Board**

Executive Harris asked for approval of his appointment of Supervisor Ken Robl and his re-appointment of Supervisor Kathleen Lennon to the Industrial Development Board. Supervisor Robl replaces Patrick O'Brien whose term has expired. These are two-year terms that will expire on April 20, 2010. Motion by Supervisor Finch and seconded to approve. CARRIED BY VOICE VOTE.

### **UW-Fox Valley Board of Trustees**

Executive Harris asked for approval of his appointments of Supervisors Tom Widener and Susan Locke to the UW-Fox Valley Board of Trustees with the following correction to his appointment letter: Supervisor Widener replaces Joseph Maehl, whose term has expired; Supervisor Locke is being appointed as an alternate member; and Supervisor Nancy Barker is being re-appointed to this body. Motion by Supervisor Ramos and seconded to accept Executive Harris' amendments to this appointment and approve as amended. CARRIED BY VOICE VOTE.

## **Veterans Services Commission**

Executive Harris asked for approval of his appointment of Supervisor Robert Warnke to the Veterans Services Commission. Supervisor Warnke replaces Joseph Maehl whose term has expired. Supervisor Warnke's term will expire on December 31, 2009. Motion by Supervisor Finch and seconded to approve. CARRIED BY VOICE VOTE.

## **COUNTY BOARD CHAIRMAN'S REPORT**

Chairman Albrecht reported that Supervisors Wright, Schmuhl and Thompson are excused from tonight's meeting. Chairman Albrecht stated that Supervisor Thompson's wife is extremely ill and he asked that everyone keep them in their prayers.

## **NOAA RADIO PRESENTATION – LINDA KOLLMANN, WINNEBAGO COUNTY EMERGENCY MANAGEMENT DIRECTOR AND GARY AUSTIN OF THE NATIONAL WEATHER SERVICE IN GREEN BAY, WISCONSIN**

Linda Kollmann, Winnebago County Emergency Management Director, introduced Gary Austin, who is the meteorologist in charge of the National Weather Service in Green Bay. Mr. Austin gave a PowerPoint presentation explaining what the National Weather Service does and what NOAA weather radios provide:

- National Weather Service (NWS) is an agency of the Federal Government under NOAA (National Oceanic and Atmospheric Administration). NOAA is under the U.S. Department of Commerce.
- "NOAA conducts research and gathers data about the global oceans, atmosphere, space and sun and applies this knowledge to science and service that touch the lives of all Americans."
- NWS, "is responsible for issuing forecasts and warnings for the protection of life and property and the enhancement of the national economy." Mr. Austin explained that this is the reason they are under the direction of the Department of Commerce.
- There are 122 NWS offices across the United States. There are five offices in Wisconsin. The Green Bay office covers 24 counties in central/northeastern Wisconsin.
- NWS provides a variety of weather "products" and makes those products available in a variety of ways: over the internet, via NOAA weather wire service and over the NOAA Weather Radio All Hazards Network.
  - NOAA weather radios broadcast weather information 24 hours a day, 365 days a year.
  - NOAA weather radios can be purchased by the public in electronic stores, on-line vendors and through a number of county Emergency Management offices.
  - NOAA weather radios relay messages from the NWS and alert the public about hazardous weather conditions.
  - Emergency Alert System (EAS) messages (these emergency messages are both weather and non-weather related) are also broadcast through NWS and are broadcast over many NOAA weather radios.

Mr. Austin stressed the importance of every home having a NOAA weather radio. He said having a NOAA weather radio is like, "a smoke alarm for hazards and severe weather information" and should be as common in a home as a smoke detector. Mr. Austin stated that NOAA weather radios should also be used at outdoor events, when you travel, camp or boat. Mr. Austin presented information that showed 26% of severe weather events happen from 10:00 p.m. until 6:00 a.m., which is why it is important to have a NOAA weather radio in your bedroom as well.

Mr. Austin took questions from the Board.

Ms. Kollmann stated that the mission of the Emergency Management Department, "is to develop an emergency management program that lessens the impact of natural and man-made disasters and large scale emergencies on the citizens of Winnebago County." She explained that they do this in a number of ways: through outreach to citizens; by speaking to senior citizen groups, working with the school districts; obtaining grants to purchase equipment for first responders; disaster exercises; and emergency operation plans.

Ms. Kollmann explained that one of their "tiers" of preparation is making sure citizens get notification of severe weather. One way citizens are notified of severe weather is through the county's siren system. But, as Ms. Kollmann explained, this siren system is not meant as a notification system for people inside their homes. If someone lives near a siren, they most likely will hear it in their homes, but for the majority of the county's citizens, they would not. She also explained that in the near future, severe weather alerts will no longer be broadcast on most cable and satellite channels.

Ms. Kollmann explained that this is why a NOAA weather radio is so important and why she is recommending that the county implement a program to sell NOAA weather radios to the public. The NOAA weather radios that they are hoping to sell is the Midland radio—it is easy to install, program and use; it's portable—take it in your camper, car or boat.

Ms. Kollmann stated that the program to sell NOAA weather radios in other counties has been very successful. In Dane County, they sold 2,700 radios last year and this year they have ordered an additional 6,000 radios. Ms. Kollmann explained that it "fulfills the mission of Emergency Management that is protecting citizens."

She explained that the purpose of this program is to promote the importance of owning a weather radio. It's not important that they buy the radio from the county, the message is that it's just important that they buy one from somewhere and have it in their homes because they do save lives.

Ms. Kollmann took questions from the Board.

### **EXPOSITION CENTER HVAC AND DOOR/DOOR FRAME REPLACEMENT CAPITAL PROJECT ROB WAY, WINNEBAGO COUNTY PARKS DIRECTOR**

Rob Way, Winnebago County Parks Director and Expo Manager, reported that the heating, venting and air-conditioning units (HVAC ) and various doors at the Expo Center need to be replaced. He explained that at a future meeting, the Parks & Recreation Committee will be requesting \$20,000 to hire a consultant to look at the situation and develop the specifications, make recommendations and put the bid package together for the HVAC project.

Mr. Way explained the current situation and the problems and issues they are having:

- **HVAC:** There are 15 roof-mounted units on the Expo Building—4 on the west wing, 6 on Stevenson Hall, 5 on the south wing.
  - The 6 units on Stevenson Hall are 20 years old and have reached the end of their service life.
  - The units on the west and south wings are 10 years old.
  - The units need to be replaced because of high maintenance costs on the old units and it's difficult to get replacement parts. Because these units are on the roof, there are also problems with hornets building nests in the motors.
  - It is being proposed that new units not be mounted on the roof, but be placed on the ground.
  - It is recommended that the system be automated so that the units run more efficiently.
- **Parks Workshop:** There are problems with the outdated heating unit in the maintenance garage. This heating unit is 30 years old and it is difficult to get replacement parts. They hope to replace the unit with a radiant heat system. The consultant will also be asked to look into this issue as well.
- **Doors:** There are approximately 19 Industrial-style doors at the Expo Center that need to be replaced. These doors vary from single doors to double steel barn doors. These doors are over 20 years old and the door frames are rusting out. Some of the doors & door frames have been replaced, but they are getting out of alignment and can no longer be adjusted properly. This causes them to not open or close properly. Contractors who have examined them are recommending that they be replaced.

Mr. Way said that the estimated costs for replacing the HVAC units will be between \$500,000-\$750,000. The cost for replacing the doors will be approximately \$150,000.

Mr. Way took questions from the Board.

### **ZONING REPORTS & ORDINANCES**

REPORT NO. 001. A report from the Planning & Zoning Committee regarding a requested zoning change from applicant and property owner Robert J. Jones, Sr., Town of Nekimi, for zoning change to A-2 for tax parcel nos. 012-0340, 012-0355, 012-0338-04, 012-0343, 012-0342, 012-0354, 012-0338 & 012-0338-02. Motion by Supervisor Brennand and seconded to accept. CARRIED BY VOICE VOTE.

AMENDATORY ORDINANCE NO. 05-01-08. A requested zoning change from A-1 (Exclusive Agriculture) to A-2 (General Agriculture). Motion by Supervisor Brennand and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date: May 28, 2008)

AMENDATORY ORDINANCE 2. A requested zoning change from Town of Black Wolf on behalf of Thomas Rusch for zoning change from R-2 to R-5 for tax parcel nos. 004-0984 & 004-0985. Motion by Supervisor Brennand and seconded to adopt. CARRIED BY VOICE VOTE. (Effective date: May 28, 2008)

### **RESOLUTIONS AND ORDINANCES**

**RESOLUTION NO. 17-52008: Authorize Emergency Management Department to Accept a Grant of \$26,229 and Apply to Professional Services Account of Emergency Management's 2008 Budget.**

WHEREAS, the Emergency Management Department has been awarded a grant of \$29,229; and  
WHEREAS, these grant funds are for the purpose of conducting table top and full scale emergency response exercises during 2008 and early 2009; and

WHEREAS, such exercises will be held in conjunction with the Menasha Police Department and Menasha School District and other response agencies within Winnebago County; and

WHEREAS, it would be in the best interest for Winnebago County to accept and appropriate these funds for this purpose.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Emergency Management Department to accept a \$26,229 emergency exercise grant and appropriates the funds to the Professional Services Account of the Emergency Management Department's 2008 budget for the purpose of carrying out those exercises described above.

Submitted by:  
EMERGENCY MANAGEMENT COMMITTEE  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Ellis and seconded to adopt. Ayes: 32. Nays: 0. Excused: 3 - Thompson, Wright and Schmuhl. Absent: 1 - Gilchrist. CARRIED.

**RESOLUTION NO. 18-52008: Authorize Bulk Purchase and Sale of All Hazard Radios**

WHEREAS, Winnebago County uses the combination of methods for alerting the public as to when severe weather threatens the area; and

WHEREAS, the National Oceanic and Atmospheric Administration (NOAA) through the National Weather Service provides an all hazards radio network as a timely and reliable component of the weather alert system; and

WHEREAS, the NOAA all hazards radio system is a means of providing direct warning to the public for natural and man-made hazards and provides a viable warning alternative to the public when siren coverage is not available; and

WHEREAS, the Winnebago County Emergency Management Department has proposed the bulk purchase of between 120 and 140 all hazard radios with the intent of re-selling these radios to residents of Winnebago County, at cost; and

WHEREAS, the Winnebago County Emergency Management Department, through a bulk purchase of said radios, will be able to obtain those radios for residents who desire to purchase them at a much cheaper cost than if the radios were purchased individually; and

WHEREAS, the Winnebago County Emergency Management Department presently has funds budgeted for said purpose.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the bulk purchase of between 120 to 140 NOAA all hazards radios and the resale to residents of Winnebago County, at cost.

Submitted by:  
EMERGENCY MANAGEMENT COMMITTEE

Motion by Supervisor Ellis and seconded to adopt. Ayes: 27. Nays: 5 – Roh, Smith, Wingren, Nelson and Reinert. Excused: 3 - Thompson, Wright and Schmuhl. Absent: 1 - Gilchrist. CARRIED.

**RESOLUTION NO. 19-52008: Authorize Project Funding for Pavement Resurfacing CTH G from STH 45 to CTH M in the Town of Winneconne.**

WHEREAS, CTH G from STH 45 to CTH M in the Town of Winneconne was last paved with hot mix asphalt in 1967; and

WHEREAS, the Winnebago County Board of Supervisors supports maintaining existing infrastructure in order to provide a safe and efficient mode of transportation that is vital for the continued economic growth of Winnebago County; and

WHEREAS, CTH G has been the subject of several maintenance projects including crack sealing and chip sealing applied to the surface of the aforementioned segment of roadway since the initial asphalt paving project was completed in order to preserve the pavement; and

WHEREAS, the current condition of the roadway is continuing to deteriorate and has severe wheel rutting, "flushing" of the roadway surface and pavement cracks; and

WHEREAS, the project is in the Five Year Capital Improvement Project Plan; and

WHEREAS, this is the last segment of CTH G that needs to be milled and repaved in that all of CTH G east of STH 45 had a new surface of hot mix asphalt applied in 2001; and

WHEREAS, the estimated cost to fund this project is approximately \$190,000.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates the sum of \$190,000 from the General Fund of Winnebago County for the resurfacing of CTH G from STH 45 to CTH M in the Town of Winneconne for the purpose of paying said costs.

BE IT FURTHER RESOLVED, by the Winnebago County Board of Supervisors that funds to pay for said project are hereby appropriated from the General Fund of Winnebago County, with said fund to be reimbursed from a subsequent bond issue of \$190,000 in order to pay for the project costs.

Submitted by:  
HIGHWAY COMMITTEE  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Ayes: 32. Nays: 0. Excused: 3 - Thompson, Wright and Schmuhl. Absent: 1 - Gilchrist. CARRIED.

**RESOLUTION NO. 20-52008: Authorize the Transfer of \$200,000 from the Highway Department Fund Balance to the County Road Maintenance "Winter Maintenance" Account of the 2008 Budget.**

WHEREAS, the winter of 2007 / 2008 was unusually harsh; and  
WHEREAS, the need for winter road maintenance has far exceeded the average need over the last several years; and

WHEREAS, the unusually harsh winter and its affect on the Highway Department's budget could not be anticipated when the 2008 budget was prepared; and

WHEREAS, there are insufficient funds remaining in the winter maintenance account of the 2008 budget to cover the average snowfall that can be expected in November and December of 2008; and

WHEREAS, there are sufficient funds available in the Highway Department fund balance to cover this cost without transferring additional funds from the County's General Fund.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby appropriates \$200,000 from the Highway Department's fund balance to the Winter Maintenance account of the County Road Maintenance Department's 2008 budget to cover projected snow removal costs for the remainder of 2008.

Submitted by:  
HIGHWAY COMMITTEE  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Robl and seconded to adopt. Ayes: 32. Nays: 0. Excused: 3 - Thompson, Wright and Schmuhl. Absent: 1 - Gilchrist. CARRIED.

**RESOLUTION NO. 21-52008: Commendation for Robert Braun**

WHEREAS, Robert Braun has been employed with the Winnebago County Zoning Department, for the past twenty years, and during that time has been a most conscientious and devoted County employee; and

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

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

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

Submitted by,  
PERSONNEL AND FINANCE COMMITTEE

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

**RESOLUTION NO. 22-52008: Commendation for Lillian Fahrenkrug**

WHEREAS, Lillian Fahrenkrug has been employed with the Winnebago County Department of Family Court Services, for the past twenty-seven years, and during that time has been a most conscientious and devoted County employee; and

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

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

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

Submitted by,  
PERSONNEL AND FINANCE COMMITTEE

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

**RESOLUTION NO. 23-52008: Commendation for Craig Lautenschlager**

WHEREAS, Craig Lautenschlager has been employed with the Sheriff's Office of Winnebago County, for the past twenty-five years, and during that time has been a most conscientious and devoted County employee; and

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

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

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

Submitted by,  
PERSONNEL AND FINANCE COMMITTEE

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

**RESOLUTION NO. 24-52008: Disallow Claim of Lori Busch**

WHEREAS, your Personnel and Finance Committee has had the claim of Lori Busch 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 Lori Busch dated February 7, 2008, 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. 25-52008: Disallow Claim of Jason D. Welty**

WHEREAS, your Personnel and Finance Committee has had the claim of Jason D. Welty 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 Jason D. Welty dated March 28, 2008, 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. 26-52008: Authorize Destruction of Old Records in the Register of Deeds Office: Uniform Commercial Code Statements (1/1/93 through 12/31/98)**

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that pursuant to Section 59.43(12), Wisconsin Statutes, the Register of Deeds is hereby authorized to destroy the following old records:

Uniform Commercial Code Statements  
Numbered 987919 – 1006867 inclusive  
Covering the period 1/1/93 to 12/31/98

Submitted by:



JUDICIARY & PUBLIC SAFETY COMMITTEE

WITHDRAWN by Supervisor Rengstorf.

**RESOLUTION NO. 27-52008: Amend the Table of Organization For Winnebago County Public Health**

WHEREAS, the current Table of Organization for the Winnebago County Public Health Department identifies one (1) full-time Tobacco Prevention Specialist position, which is a grant-funded position; and

WHEREAS, the Director of Public Health desires to re-title and modify one (1) full-time Tobacco Prevention Specialist position to be called a Health Educator, which will continue to be a totally grant-funded position with no budget impact for 2008.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the Table of Organization for the Winnebago County Public Health Department is amended to re-title one (1) full-time Tobacco Prevention Specialist position to a Health Educator position as long as grant funding is received to cover the costs of this position.

Submitted by:  
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Sievert and seconded to adopt. Ayes: 31. Nays: 1 – Reinert. Excused: 3 - Thompson, Wright and Schmuhl. Absent: 1 - Gilchrist. CARRIED.

**RESOLUTION NO. 28-52008: Amend the Table of Organization for Winnebago County Human Services**

WHEREAS, the current Table of Organization for the Winnebago County Human Services Department identifies one (1) full-time Economic Support Specialist-Program Integrity position; and

WHEREAS, the Director of Human Services desires to re-title and modify one (1) full-time Economic Support Specialist-Program Integrity position to be called Economic Support Specialist-Quality Assurance with no budget impact.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors, that the Table of Organization for the Winnebago County Human Services Department is amended to re-title one (1) full-time Economic Support Specialist-Program Integrity position to one (1) full-time Economic Support Specialist-Quality Assurance position.

Submitted by:  
HUMAN SERVICES BOARD  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Koziczkowski and seconded to adopt. Ayes: 25. Nays: 6 – Eisen, Smith, Gabert, Riste, Nelson and Reinert. Excused: 3 - Thompson, Wright and Schmuhl. Absent: 2 – Gilchrist & Locke. CARRIED BY VOICE VOTE.

At 7:25 p.m., Chairman Albrecht called for a brief recess. The meeting reconvened at 7:39 p.m.

**RESOLUTION NO. 29-52008: Re-class and Title Change Request: (Re-class Five Secretary II (Court Back-up Clerk) Positions from Range 3A to Range 4 and Update the Job Titles to Court Assistant)**

WHEREAS, the Winnebago County Clerk of Court supports the re-classification request of five Secretary II (Court Back-up Clerk) positions in the Winnebago County Clerk of Courts Office; and

WHEREAS, funding for said re-classification request was approved in the 2008 Winnebago County Budget but no formal change has yet been made to re-classify the positions from Range 3A to Range 4; and

WHEREAS, a request has been made to update the job title is to change the following five positions: Secretary II/Branch 1 & IV; Secretary II/Branch II & V; Secretary II/Branch III & VI; Secretary II/Floater and Secretary II/Court commissioner to the title of Court Assistant; and

WHEREAS, a request has been made to move the positions from the Range 3A and slot the salary range incumbents into Range 4 at a Step in Range 4 that will place the incumbents at a rate of pay closest to a \$1.00/hr. increase, but not to exceed \$1.00/hr; and

WHEREAS, your undersigned Committees have approved said re-classification request at the present time; and

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby re-classifies the incumbents in the five Secretary II (Court Back-up Clerk) positions from Range 3A into Range 4 at a Step in Range 4 that will move the incumbent employees to a rate of pay closest to a \$1.000/hr. increase, but not to exceed \$1.000/hr. and that the titles of the five incumbents in the Secretary II (Court Back-up Clerk) positions be updated to correctly reflect the title of "Court Assistant".

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

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 25. Nays: 7 – Eisen, Albrecht, Gabert, Riste, Sievert, Farrey and Reinert. Excused: 3 - Thompson, Wright and Schmuhl. Absent: 1 - Gilchrist. CARRIED.

**RESOLUTION NO. 30-52008:                    Transfer \$30,098 from General Fund Undesignated Fund Balance to the Professional Services Account of the Information Systems 2008 Budget for the Purpose of Paying the Costs to Move Fiber Optic Cable Along a Portion of CTH A being Reconstructed in 2008.**

WHEREAS, the City of Neenah has undertaken a road reconstruction project along a portion of CTH A; and  
WHEREAS, Winnebago County has fiber optic cable buried along this route; and  
WHEREAS, the cable must be moved in conjunction with the road project; and  
WHEREAS, the Information Systems Department was not made aware of the project when the 2008 County budget was being prepared; and  
WHEREAS, there are no other funds available in the Information Systems Department to pay the costs of this project.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$30,098 from the General Fund Undesignated Fund Balance to the Professional Services Account of the Information Systems Department's 2008 budget to cover the costs of moving the fiber optic cable.

Submitted by:  
INFORMATION SYSTEMS COMMITTEE  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Hall and seconded to adopt. Ayes: 32. Nays: 0. Excused: 3 - Thompson, Wright and Schmuhl. Absent: 1 - Gilchrist. CARRIED.

**RESOLUTION NO. 31-52008:                    Transfer \$15,359 from General Fund Balance to the Regular Pay of the Court's Department 2007 Budget to Cover a Labor Cost Overage During 2007.**

WHEREAS, the Clerk of Courts and Courts department exceeded its labor budget for 2007 by \$15,359; and

WHEREAS, the overage is due to under-estimating labor costs during preparation of the 2007 budget.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$15,359 from the general fund balance to the labor account of the Clerk of Court's & Court's Department 2007 budget.

Submitted by:  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Kline and seconded to adopt. Ayes: 32. Nays: 0. Excused: 3 - Thompson, Wright and Schmuhl. Absent: 1 - Gilchrist. CARRIED.

**RESOLUTION NO. 32-52008:                    Authorize the Appropriation of \$200,000 for the Purchase and Installation of an Elevator at the Property Recently Purchased Adjacent to the UW Fox Valley Campus, the Cost to be Split 50-50 Between Winnebago and Outagamie Counties.**

WHEREAS, Winnebago and Outagamie Counties recently purchased a property adjacent to the UW Fox Valley campus; and

WHEREAS, the purpose of this purchase was to provide for more office and classroom space for the University; and

WHEREAS, the Americans with Disabilities Act (ADA) requires that the building now must meet code in order to be used; and

WHEREAS, the current building codes require that the facility have a working elevator; and

WHEREAS, the cost of the elevator is \$200,000 and will be split evenly between Winnebago and Outagamie Counties.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the expenditure of \$200,000 for the installation of an elevator in the property recently purchased and adjacent to the UW Fox Valley campus.

BE IT FURTHER RESOLVED that funds to pay for said project be advanced from the General Fund of Winnebago County with said fund being reimbursed from a subsequent bond issue of \$100,000.

BE IT FURTHER RESOLVED that said appropriation shall be contingent upon a similar resolution being approved by Outagamie County and reimbursement to Winnebago County of Outagamie County's share of the costs of this project.

BE IT FURTHER RESOLVED that carrying out the provisions of this resolution is contingent on Outagamie County passing a similar resolution and agreeing to fund ½ of the project cost.

Submitted by:  
PERSONNEL & FINANCE COMMITTEE

WITHDRAWN by Supervisor Kline.

**RESOLUTION NO. 33-52008:                    Transfer \$29,225 from the Information Systems Small Equipment Account to the Capital Outlay Account of the 2007 Budget to Properly Account for Capital Purchases Made During 2007.**

WHEREAS, the Information Systems – Technology Replacement Cost Center has all of its purchases budgeted as Small Equipment in the 2007 budget; and

WHEREAS, the budget is prepared in this manner because of uncertainties as to whether specific purchases will be classified as capital outlay or small equipment; and

WHEREAS, there are sufficient funds in that Department's accounts to transfer the funds from small equipment to capital outlay; and

WHEREAS, purchases were made by the Information Systems Department in 2007 which were of appropriate significance to classify as "Capital Outlay"; and

WHEREAS, no additional funding is being requested.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$29,225 from the Small Equipment Account to the Capital Outlay Account of the Information Systems 2007 budget.

Submitted by:  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Kline and seconded to adopt. Ayes: 32. Nays: 0. Excused: 3 - Thompson, Wright and Schmuhl. Absent: 1 - Gilchrist. CARRIED.

**RESOLUTION NO. 34-52008:                    Authorize Finance Director to Transfer Funds from Salary Contingency Fund to Departments to Cover Sick Leave Termination Payouts Without Seeking Individual Approvals.**

WHEREAS, it is difficult to predict retirements and other terminations when the annual budget is prepared; and

WHEREAS, in an effort to avoid having all departments budget for sick leave payouts and to prevent over budgeting in this regard, it is recommended by the Finance Director that a lump sum for all sick leave termination payouts be budgeted in the Salary Contingency Fund in the annual budget; and

WHEREAS, it is recommended that the Finance Director be allowed to assign funds from the Salary Contingency Fund to the individual departments to cover sick leave payouts as they occur; and

WHEREAS, the Finance Director will provide a monthly detailed report to the Board outlining the departments and amounts transferred to cover sick leave termination payouts; and

WHEREAS, this course of action should prevent all departments from trying to budget for this unpredictable item and thus budgeting excess funds.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the Finance Director to make transfers of funds from the Salary Contingency Fund to individual departments that had sick leave termination payouts with the approval of the County Executive.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the Finance Director shall provide a written report of such transfers to the County Board each month.

Submitted by:  
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Kline and seconded to adopt. Ayes: 30. Nays: 2 – Farrey and Rengstorf. Excused: 3 - Thompson, Wright and Schmuhl. Absent: 1 - Gilchrist. CARRIED.

**RESOLUTION NO. 35-52008: Allow a Half-time Position to Work as Full-time for the Remainder of the Year in the Clerk of Courts Office and Transfer \$7,000 from General Fund Balance to the Wage and Fringe Accounts of the Clerk of Courts 2008 Budget.**

WHEREAS, the Clerk of Courts office is in the process of migrating to imaging from paper files as a storage media for records; and

WHEREAS, imaging eliminates the need to purchase file cabinets and build shelves for storage and shortens retrieval time when staff need to pull files; and

WHEREAS, there is currently a part-time employee performing imaging transfer but is unable to keep up with the workload; and

WHEREAS, temporarily increasing that employee's hours to full-time would allow the person to catch up with the workload; and

WHEREAS, the Clerk of Courts plans to evaluate this process and determine during the 2009 budget preparation whether to request that this position be made a full-time position.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves of temporarily authorizing the imaging clerk as a full time position for the remainder of 2008 in the Clerk of Courts office and appropriates \$7,000 from the General Fund balance to the Labor Accounts of the Clerk of Courts 2008 budget for the purpose of paying said wages.

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

Motion by Supervisor Rengstorf and seconded to adopt. Ayes: 28. Nays: 4 – Eisen, Roh, Albrecht and Riste. Excused: 3 - Thompson, Wright and Schmuhl. Absent: 1 - Gilchrist. CARRIED.

**RESOLUTION NO. 36-52008: Oppose HR 2421, the Clean Water Restoration Act of 2007**

WHEREAS, HR 2421, Clean Water Restoration Act of 2007, would amend the Federal Water Pollution Control Act as it relates to the jurisdiction of the United States over the waters of the United States; and

WHEREAS, said Bill would amend the definition of "waters of the United States" so as to make said law applicable to all waters within the United States, rather than it being applicable only to navigable waters; and

WHEREAS, the Bill represents an unprecedented expansion of federal regulation to include waters that have not traditionally been subject to Section 404 of the Clean Water Act, including, such water as roadside drainage ditches, prairie potholes and man-made impoundments and any "activities affecting those waters"; and

WHEREAS, numerous groups such as the American Farm Bureau, National Association of Counties, National Association of Home Builders and the Associated General Contractors have formally registered their opposition to said Bill; and

WHEREAS, HR 2421 would invalidate two recent U.S. Supreme Court rulings that favored land owners and ruled that Federal agencies exceeded the authority granted to them under the Clean Water Act.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby voices its opposition to the passage of HR 2421 as well as to the concept of Federal control over all land and water as well as to the concept of total Federal land use control.

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 U.S. Senators Feingold and Kohl; to all Congressmen representing Wisconsin constituents in the U.S. House of Representatives; to Governor James Doyle; and to the Wisconsin Counties Association .

Submitted by:

LEGISLATIVE COMMITTEE  
PLANNING & ZONING COMMITTEE

Motion by Supervisor Kline and seconded to adopt. Motion by Supervisor Eisen and seconded to amend Line 39 by adding, "and to the National Association of Counties (NACo)." CARRIED BY VOICE VOTE.  
Vote on Resolution as amended – Ayes: 31. Nays: 1 – Hall. Excused: 3 - Thompson, Wright and Schmuhl. Absent: 1 - Gilchrist. CARRIED.

**RESOLUTION NO. 37-52008:                    Establish Compensation Plan For County Executive to be Elected in Spring, 2009**

WHEREAS, the compensation for the position of County Executive must be set by the County Board prior to the first date for the circulation of nomination papers for election to fill the position for the upcoming term; and WHEREAS, the first date for the circulation of nomination papers for election to the position of County Executive for the term of office commencing in April of 2009 is December 1, 2008.

NOW THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors, that the salary established for the position of County Executive for the term commencing the third Tuesday in April, 2009 shall be as follows:

**ANNUAL**

First Full Year of Term (4/09 – 4/10).....	\$ 95,055
Second Full Year of Term (4/10 – 4/11).....	\$ 97,907
Third Full Year of Term (4/11 – 4/12).....	\$100,844
Fourth Full Year of Term (4/12 – 4/13).....	\$103,869

BE IT FURTHER RESOLVED, that insurance fringe benefits be provided to the position in accordance with County policy for Winnebago County Department Heads.

Submitted by,  
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Kline and seconded to adopt. Motion by Supervisor Ramos and seconded to amend the resolution by reducing the initial increase in 2009 to \$7,000, plus 3% instead of the proposed \$10,000, plus 3%.

Motion by Supervisor Wingren and seconded to table. Ayes: 19. Nays: 13 – Barker, Griesbach, Ramos, Roh, Koziczkowski, Widener, Hamblin, Norton, Robl, Finch, Diakoff, Brennand and Rengstorf. Excused: 3 - Thompson, Wright and Schmuhl. Absent: 1 - Gilchrist. CARRIED.

Motion by Supervisor Finch and seconded to take this Resolution off the table. Ayes: 18. Nays: 13 – Griesbach, Eisen, Smith, Albrecht, Hall, Wingren, Kline, Locke, Sievert, Farrey, Ellis, Rengstorf and Reinert. Excused: 3 - Thompson, Wright and Schmuhl. Absent: 2 – Lennon and Gilchrist. CARRIED.

Motion by Supervisor Finch and seconded to refer back to the Personnel & Finance Committee. Ayes: 28. Nays: 3 – Widener, Hall and Brennand. Excused: 3 - Thompson, Wright and Schmuhl. Absent: 2 – Lennon and Gilchrist. CARRIED.

**RESOLUTION NO. 38-52008:                    Establish Salaries for Constitutional Offices of Winnebago County**

BE IT RESOLVED, by the Winnebago County Board of Supervisors that the annual salary rates for the following constitutional offices of Winnebago County for the term commencing after January 1, 2009 shall be as follows:

	Annual Salary <u>2009</u>	Annual Salary <u>2010</u>	Annual Salary <u>2011</u>	Annual Salary <u>2012</u>
County Clerk	\$ 62,346	\$ 64,216	\$ 66,142	\$ 68,126
Register of Deeds	\$ 62,346	\$ 64,216	\$ 66,142	\$ 68,126
Treasurer	\$ 62,346	\$ 64,216	\$ 66,142	\$ 68,126

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

BE IT FURTHER RESOLVED, that funds to cover the cost of this action be included as part of the budgets for the respective years.

Submitted by,  
PERSONNEL AND FINANCE COMMITTEE

Motion by Supervisor Kline and seconded to adopt. Ayes: 30. Nays: 1 – Jacobson. Excused: 3 - Thompson, Wright and Schmuhl. Absent: 2 – Lennon and Gilchrist. CARRIED.

Motion by Supervisor Robl and seconded to adjourn until 6:00 p.m. on Tuesday, June 17, 2008. CARRIED BY VOICE VOTE.

The meeting was adjourned at approximately 8:30 p.m.

Respectfully submitted,  
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 May 20, 2008.

Susan T. Ertmer  
Winnebago County Clerk