

**WINNEBAGO COUNTY BOARD OF SUPERVISORS
TUESDAY, DECEMBER 15, 2015**

There will be an Adjourned Meeting of the Winnebago County Board of Supervisors on Tuesday, December 15, 2015, at 6:00 p.m., in the Supervisors' Room, Fourth Floor, Winnebago County Courthouse, 415 Jackson Street, Oshkosh, Wisconsin. At this meeting, the following will be presented to the Board for its consideration:

- Roll Call
- Pledge of Allegiance
- Invocation
- Adopt agenda

***Time will be allowed for persons present to express their opinion on any
Resolution or Ordinance that appears on the agenda.***

- Communications, petitions, etc.
 - Resolutions from other counties:
 - Douglas County – #88-15, “Repeal Certain Provisions Enacted in the State of Wisconsin 2015-2017 Budget Concerning Shoreland Zoning Standards”
 - Racine County – #2015-80, “Resolution by the Individual Supervisors Supporting Paul Ryan in his New Position as Speaker of the U.S. House of Representatives”
 - St. Croix County – #22 (2015) – “Resolution to Repeal Paragraph 23 of Motion #520 to the State of Wisconsin 2015-2017 Budget Bill Relative to Shoreland Zoning Standards”
 - St. Croix County – Resolution No. 43 (2015), “Resolution to Repeal Statutory Provisions in the State of Wisconsin 2015-2017 Budget Relating to Shoreland Zoning Standards (Sections 1922AM-1922L of 2015 Wisconsin Act 55)”
 - St. Croix County – Resolution No. 45 (2015), “Resolution Opposing 2015 Senate Bill 294, Dismantling the Government Accountability Board”
 - Wood County – Resolution No. 15-11-9, “To support the implementation of the Achieving a Better Life Experience (ABLE) Act to reform the SSI asset limits in Wisconsin”
- Reports from Committees, Commissions & Boards
- Approval of the proceedings from the November 17, 2015 meeting (Being sent separately)
- County Executive's Report
- County Executive's Appointments:
 - Grievance Review Board – Ronald Lewis, 1855 White Swan Drive, Oshkosh
 - Local Emergency Planning Commission – Tracy Warren - Emergency Preparedness Coordinator Aurora Medical Center; Mike Sipin – Neenah-Menasha Fire Rescue; Emily Makowski – Oshkosh Community Services; Doug Gieryn – Winnebago County Health Department; and Larry Smith – Winnebago County Board
 - Veterans Service Commission – Robert Warnke, 426 W. 16th Avenue, Oshkosh; Jim Romnek, 809 Woodfield, Neenah; and Tom Snider, 6450 Breeze Street, Winneconne
 - Winnefox Library System Board of Trustees – Kim Molitor, 4364 Harbor Village Drive, Omro and Mary Biebel, 1120 Maricopa Drive, Oshkosh
- County Board Chairman's Report

ZONING REPORTS & ORDINANCES

Report No. 001 – Brian and Carrie Chappa; Town of Omro

Amendatory Ordinance No.12/01/15 – Rezoning to R-1 Rural Residential for tax parcel no. 016-0521(p)

Report No. 002 – Linda and Ronald Wachholz; Town of Nekimi

Amendatory Ordinance No. 12/02/15 – Rezoning to A-2 General Agriculture for tax parcel no. 012-0250-01

RESOLUTIONS AND ORDINANCES

RESOLUTION NO. 237-122015:

Authorize Execution of Lease Agreement Between Winnebago County and
Winnebago County Fair Association

Submitted by:

PARKS AND RECREATION COMMITTEE

- RESOLUTION NO. 238-122015: Approve Request of Updating of 1950 Easement Relating to ANR Pipeline Company's Gas Pipeline and its Crossing of the WIOUWASH Recreational Trail
Submitted by:
PARKS AND RECREATION COMMITTEE
- RESOLUTION NO. 239-122015: Authorize Execution of a Land Lease Between Winnebago County and the Army Corp of Engineers for the Purpose of Operating a Water Level Gauging Station at Lake Butte des Morts Boat Landing
Submitted by:
PARKS AND RECREATION COMMITTEE
- RESOLUTION NO. 240-122015: Amend the Table of Organization for Winnebago County Human Services Department
Submitted by:
PERSONNEL AND FINANCE COMMITTEE
- RESOLUTION NO. 241-122015: Authorize the Transfer of \$15,600 from the UW Extension Department's Small Equipment Account in its 2016 Budget to its Capital Outlay Account of the Department's 2016 Budget for the Purpose of Purchasing and Installing a Hearing Loop in the Coughlin Building's Large Conference Room
Submitted by:
UW EXTENSION COMMITTEE
PERSONNEL AND FINANCE COMMITTEE
- RESOLUTION NO. 242-122015: Authorize Naming the New Snell Road Landfill Conservation Park
Submitted by:
SOLID WASTE MANAGEMENT BOARD
- ORDINANCE NO. 243-122015: Amend Section 3.05 of the General Code of Winnebago County: Attendance at Meetings or Schools
Submitted by:
PERSONNEL AND FINANCE COMMITTEE

Respectfully submitted,
Susan T. Ertmer
Winnebago County Clerk

Upon request, provisions will be made for people with disabilities.
(Times provided are estimates. Any item on the agenda may be taken up by the Board after 6:00 P.M.)

MARK L. HARRIS
County Executive

112 OTTER AVE., P. O. BOX 2808
OSHKOSH, WISCONSIN 54903-2808



OSHKOSH (920) 232-3450
FOX CITIES (920) 727-2880
FAX (920) 232-3429

Winnebago County
Office of the County Executive

TO: Members of the Winnebago County Board
FROM: Mark L. Harris
DATE: December 15, 2015
SUBJECT: Appointment to the **GRIEVANCE REVIEW BOARD**

Subject to your approval, I am hereby making the following appointment to the **GRIEVANCE REVIEW BOARD**.

Ronald Lewis
1855 White Swan Dr.
Oshkosh, WI. 54901

Mr. Lewis will replace Bill Wagner whose term has expired.

This is a five (5) year term which will expire December 31, 2020

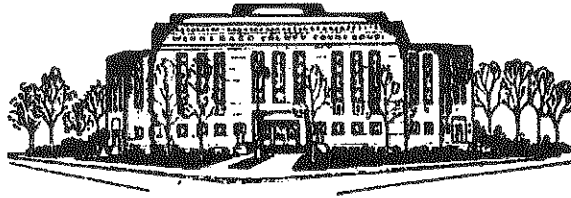
Thank you in advance for your favorable consideration of this appointment.


Mark L. Harris, County Executive

MLH/jpf
CC: County Clerk
Grievance Review Board

MARK L. HARRIS
County Executive

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OSHKOSH, WISCONSIN 54903-2808



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Winnebago County
Office of the County Executive

TO: Members of the Winnebago County Board

FROM: Mark L. Harris

DATE: December 15, 2015

SUBJECT: Appointment and re-appointments to the **LOCAL EMERGENCY PLANNING COMMISSION.**

Subject to your approval, I am hereby making the following appointment and re-appointments to the **LOCAL EMERGENCY PLANNING COMMISSION.**

Tracy Warren
Emergency Preparedness Coord.
Aurora Medical Center
855 N. Westhaven Dr.
Oshkosh, WI. 54904

Mike Sipin
Neenah-Menasha Fire Rescue
125 E. Columbian Ave.
Neenah, WI. 54956

Emily Makowski
Oshkosh Community Services
215 Church Ave.
Oshkosh, WI. 54901

Doug Gieryn
Winn. Cty. Health Dept.
112 Otter Ave.
Oshkosh, WI. 54903

Larry Smith
Winnebago County Board
216 Wright Ave.
Neenah, WI. 54956

Ms. Warren's term will expire December 31, 2017.

Mr. Sipin, Ms Makowski, Mr. Gieryn, and Mr. Smith's terms will expire December 31, 2018.

Thank you in advance for your favorable consideration of these appointments.


Mark L. Harris, County Executive

MLH/jpf
CC: County Clerk
Local Emergency Planning Commission

MARK L. HARRIS
County Executive

112 OTTER AVE., P. O. BOX 2808
OSHKOSH, WISCONSIN 54903-2808



OSHKOSH (920) 232-3450
FOX CITIES (920) 727-2880
FAX (920) 232-3429

Winnebago County
Office of the County Executive

TO: Members of the Winnebago County Board

FROM: Mark L. Harris

DATE: December 15, 2015

SUBJECT: Re-appointments to the **VETERANS SERVICE COMMISSION**

Subject to your approval, I am hereby making the following re-appointments to the **VETERANS SERVICE COMMISSION**.

Robert Warnke
426 W. 16th Ave.
Oshkosh, WI. 54902

Jim Romneck
809 Woodfield
Neenah, WI. 54956

Tom Snider
6450 Breeze St.
Winneconne, WI. 54986

These are three (3) year terms which will expire December 31, 2018.

Thank you in advance for your favorable consideration of these appointments.


Mark L. Harris, County Executive

MLH/jpf
CC: County Clerk
Veterans Service Commission

MARK L. HARRIS
County Executive

112 OTTER AVE., P. O. BOX 2808
OSHKOSH, WISCONSIN 54903-2808



Winnebago County
Office of the County Executive

OSHKOSH (920) 232-3450
FOX CITIES (920) 727-2880
FAX (920) 232-3429

TO: Members of the Winnebago County Board
FROM: Mark L. Harris
DATE: December 15, 2015
SUBJECT: Appointments to the **WINNEFOX LIBRARY SYSTEM BOARD OF TRUSTEES.**

Subject to your approval, I am hereby making the following appointments to the **WINNEFOX LIBRARY SYSTEM BOARD OF TRUSTEES.**

Kim Molitor
4364 Harbor Village Dr.
Omro, WI. 54963

Mary Biebel
1120 Maricopa Drive
Oshkosh, WI. 54904

These are three (3) year terms which will expire December 31, 2018.

Thank you in advance for your favorable consideration of these appointments.


Mark L. Harris, County Executive

MLH/jpf
CC: County Clerk
Winnefox Library System Board of Trustees

TO THE WINNEBAGO COUNTY BOARD SUPERVISORS

Your Planning and Zoning Committee begs leave to report:

WHEREAS, it has reviewed the Petition for Zoning Amendment 2015-ZC-3360 filed with the County Clerk by:

MS REAL ESTATE HOLDINGS LLC Town of OMRO and referred to the Planning and Zoning Committee on 10/20/2015 and

WHEREAS, a Public Hearing was held on 11/18/2015, pursuant to mailed and published notice as provided by as on the following:

PROPERTY INFORMATION			
<i>Owner(s) of Property:</i> MS REAL ESTATE HOLDINGS LLC		<i>Agent(s):</i> CHAPPA, BRIAN & CARRIE	
<i>Tax Parcel Number:</i> 016-0521 (p)		<i>Location of Premises Affected:</i> West of 6304 9th St Rd OMRO, WI 54963	
<i>Legal Description:</i> Being a part of the SE 1/4 of the SW 1/4, Section 21, Township 18 North, Range 15 East, Town of Omro, Winnebago County, Wisconsin.			
<i>Sewer District:</i> X Existing		Required	Municipal
			X Private System
<i>Overlay District:</i> Airport		SWDD	X Shoreland (not at site)
Microwave		Wetlands	Floodplain

WHEREAS,
Applicant is requesting a rezoning to R-1 Rural Residential,

And

WHEREAS, we received no notification from the Town of OMRO

And

WHEREAS, your Planning and Zoning Committee, being fully informed of the facts, and after full consideration of the matter, making the following findings:

1. The Town of Omro has not responded.
2. Town has right of approval or denial per terms of zoning ordinance.
3. There were no objections.
4. Proposed use is compatible with adjacent uses.
5. Zoning Map Amendment is required as a condition of CSM approval and will place development in appropriate zoning district.

Findings were made in consideration of Section 23.7-5(b)(1),(2), & (3) Town/County Zoning Code.

NOW THEREFORE BE IT RESOLVED, that this committee hereby reports our findings for your consideration and is hereby recommending Approval with an effective date to be upon the recording of the CSM, but in no case later than 6 months after the date of approval of the zoning map amendment by Winnebago County Board of Supervisors by a vote of 5-0

AND BE IT FURTHER RESOLVED, by the Winnebago County Board of Supervisors that the enclosed Ordinance is hereby [ADOPTED] OR [DENIED].

For the Planning and Zoning Committee

AMENDATORY ORDINANCE # 12/01/15

The Winnebago County Board of Supervisors do ordain Zoning Amendment # 2015-ZC-3360 as follows:

Being a part of the SE 1/4 of the SW 1/4, Section 21, Township 18 North, Range 15 East, Town of Omro, Winnebago County, Wisconsin.

FROM: A-2 General Agriculture

TO: R-1 Rural Residential

Adopted/ Denied this _____ day of _____, 20_____

David Albrecht, Chairperson

ATTEST:

Susan T. Ertmer, Clerk

APPROVED BY WINNEBAGO COUNTY EXECUTIVE THIS _____ DAY OF

_____, 20_____.

Mark Harris
County Executive

County Board Supervisory district 33

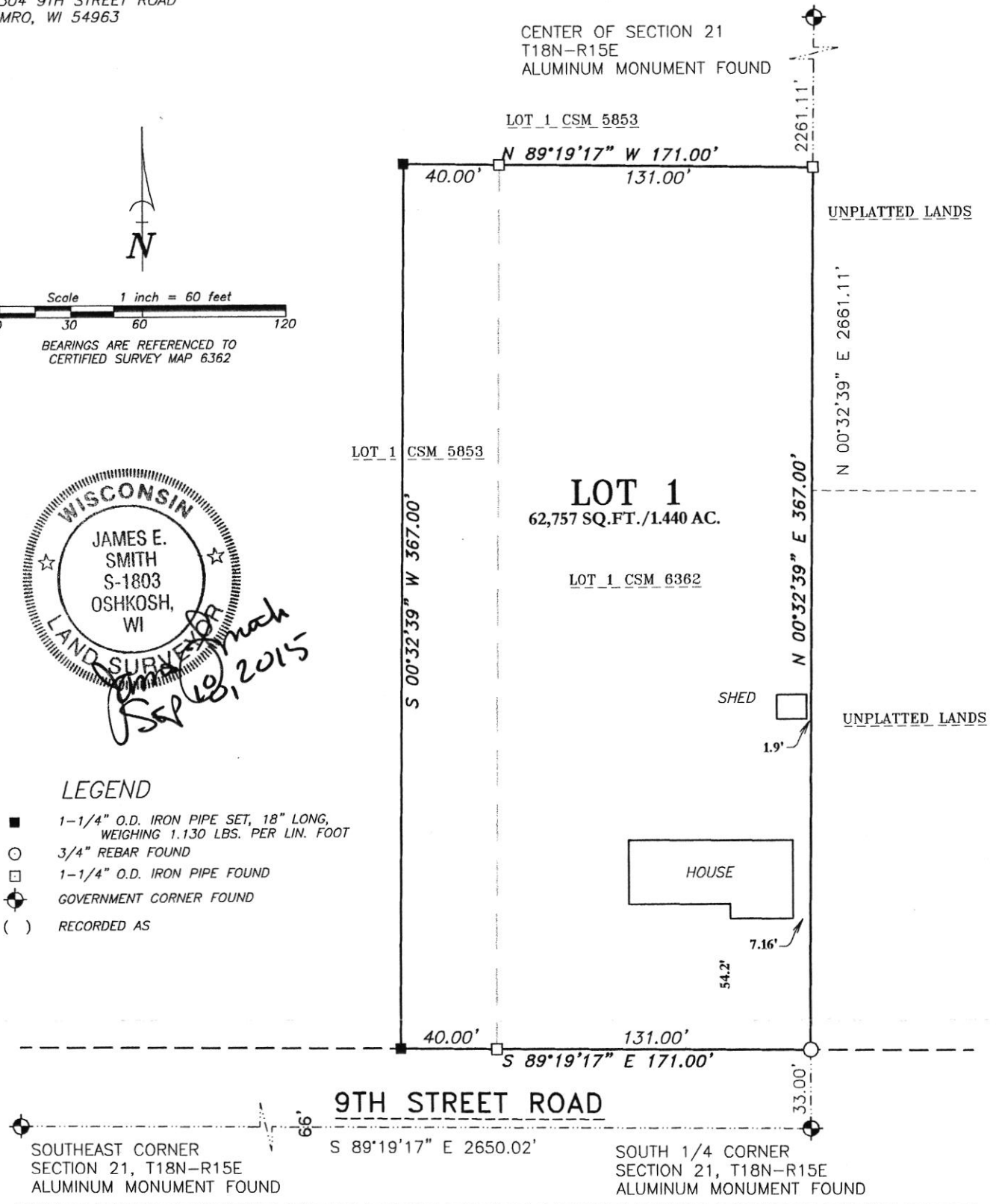
#5635
C. Rowe

ALL OF LOT 1 OF CERTIFIED SURVEY MAP 6362,
AND PART OF LOT 1 OF CERTIFIED SURVEY MAP
5853, ALL BEING PART OF THE SOUTHEAST 1/4 OF
THE SOUTHWEST 1/4 OF SECTION 21, TOWNSHIP 18
NORTH, RANGE 15 EAST, TOWN OF OMRO,
WINNEBAGO COUNTY, WISCONSIN.

CENTER OF SECTION 21
T18N-R15E
ALUMINUM MONUMENT FOUND



■ 1-1/4" O.D. IRON PIPE SET, 18" LONG,
 WEIGHING 1.130 LBS. PER LIN. FOOT
 ○ 3/4" REBAR FOUND
 □ 1-1/4" O.D. IRON PIPE FOUND
 ⊕ GOVERNMENT CORNER FOUND
 () RECORDED AS



Martenson & Eisele, Inc.

109 West Main Street
Omro, WI 54963
www.martenson-eisele.com
P 920.685.6240 F 920.685.6340

Planning
Environmental
Surveying
Engineering
Architecture

PROJECT NO. 0-1985-001
FILE 1985001CSM SHEET 1 OF 3
This instrument was drafted by: DSL

Application #15-ZC-3360

Date of Hearing:

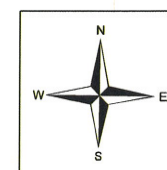
November 18, 2015

Owner(s):

MS Real Estate Holdings LLC
(Chappa - Applicant)

Subject Parcel(s):

0160521(Pt)



Winnebago County
WINGS Project

Scale

1 inch : 400 feet

0160521(Pt)
0.37 Ac.

9TH ST RD

County Zoning Districts

R-1	PDD	B-1
R-2	A-1	B-2
R-3	A-2	B-3
R-4	I-1	M-1
R-8	I-2	Town Zoning

Other Areas

City of Oshkosh Extraterritorial
Zoning Jurisdiction

Incorporated Area

○ = SITE

Application #15-ZC-3360

Date of Hearing:

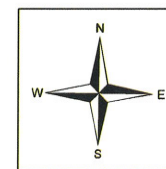
November 18, 2015

Owner(s):

MS Real Estate Holdings LLC
(Chappa - Applicant)

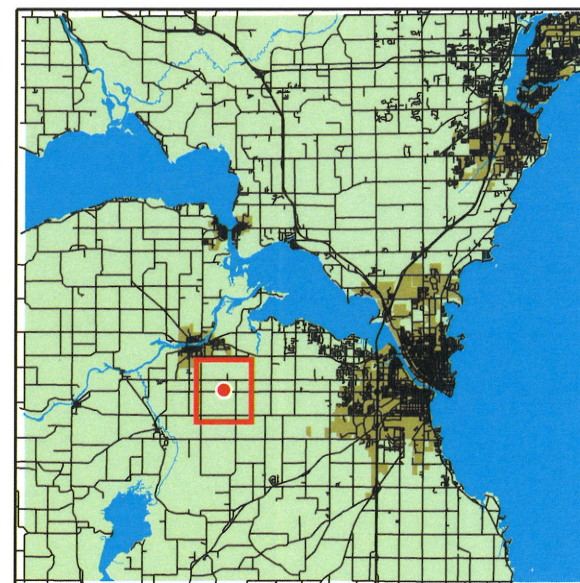
Subject Parcel(s):

0160521(Pt)

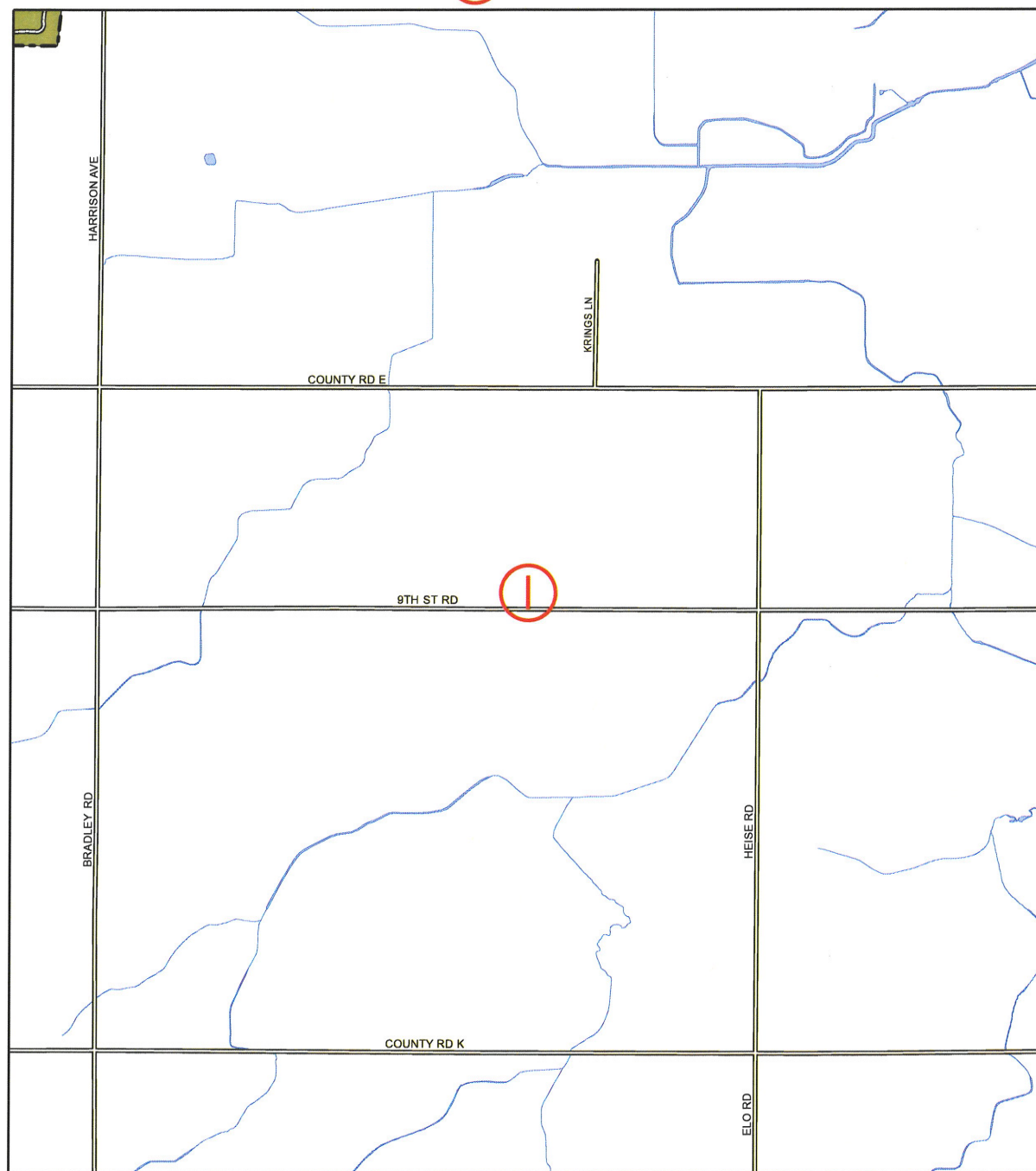


*Winnebago County
WINGS Project*

● = SITE



WINNEBAGO COUNTY



1 inch : 2,000 feet

TO THE WINNEBAGO COUNTY BOARD SUPERVISORS

Your Planning and Zoning Committee begs leave to report:

WHEREAS, it has reviewed the Petition for Zoning Amendment 2015-ZC-3380 filed with the County Clerk by:

WACHHOLZ, LINDA A; WACHHOLZ, RONALD Town of NEKIMI and referred to the Planning and Zoning Committee on 10/13/2015 and

WHEREAS, a Public Hearing was held on 11/18/2015, pursuant to mailed and published notice as provided by as on the following:

PROPERTY INFORMATION			
Owner(s) of Property: WACHHOLZ, LINDA A; WACHHOLZ, RONALD		Agent(s):	
Tax Parcel Number: 012-025001		Location of Premises Affected: West of 3528 NEKIMI AVE OSHKOSH, WI 54902	
Legal Description: Being a part of the SW 1/4 of the SW 1/4, Section 15, Township 17 North, Range 16 East, Town of Nekimi, Winnebago County, Wisconsin.			
Sewer District: Existing	X Required	Municipal	X Private System
Overlay District: Airport Microwave	SWDD Wetlands	Shoreland	Floodplain

WHEREAS,

Applicant is requesting a rezoning to A-2 General Agriculture,

And

WHEREAS, we received notification from the Town of NEKIMI recommending Approval

And

WHEREAS, your Planning and Zoning Committee, being fully informed of the facts, and after full consideration of the matter, making the following findings:

The Town of NEKIMI has Approved. Town has right of approval or denial per terms of zoning ordinance.

Town findings for Approval were as follows:

1. The Town does have an adopted land use plan.
2. The request does agree with the Town adopted Town plan.
3. The Town Board agrees with above.

County findings for Approval were as follows:

1. The Town of Nekimi has approved.
2. Town has right of approval or denial per terms of zoning ordinance.
3. The Town findings for approval were as follows:
 - a. The Town does have an adopted land use plan.
 - b. The request does agree with the Town adopted Town plan.
 - c. The Town Board agrees with above.
4. There were no objections
5. Proposed use is compatible with adjacent uses.

Findings were made in consideration of Section 23.7-5(b)(1),(2), & (3) Town/County Zoning Code.

NOW THEREFORE BE IT RESOLVED, that this committee hereby reports our findings for your consideration and is hereby recommending Approval by a vote of 5-0

AND BE IT FURTHER RESOLVED, by the Winnebago County Board of Supervisors that the enclosed Ordinance is hereby [ADOPTED] OR [DENIED].

For the Planning and Zoning Committee

AMENDATORY ORDINANCE #12/02/15

The Winnebago County Board of Supervisors do ordain Zoning Amendment # 2015-ZC-3380 as follows:

Being a part of the SW 1/4 of the SW 1/4, Section 15, Township 17 North, Range 16 East, Town of Nekimi, Winnebago County, Wisconsin.

FROM: I-1 Light Industrial

TO: A-2 General Agriculture

Adopted/ Denied this _____ day of _____, 20_____

David Albrecht, Chairperson

ATTEST:

Susan T. Ertmer, Clerk

APPROVED BY WINNEBAGO COUNTY EXECUTIVE THIS _____ DAY OF

_____, 20_____.

Mark Harris
County Executive

County Board Supervisory district 32

Application #15-ZC-3380

Date of Hearing:

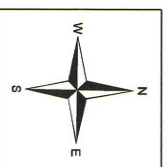
November 18, 2015

Owner(s):

Wachholz, Ronald & Linda

Subject Parcel(s):

012025001



Wynnebago County
WINGS Project

Scale

1 inch : 300 feet

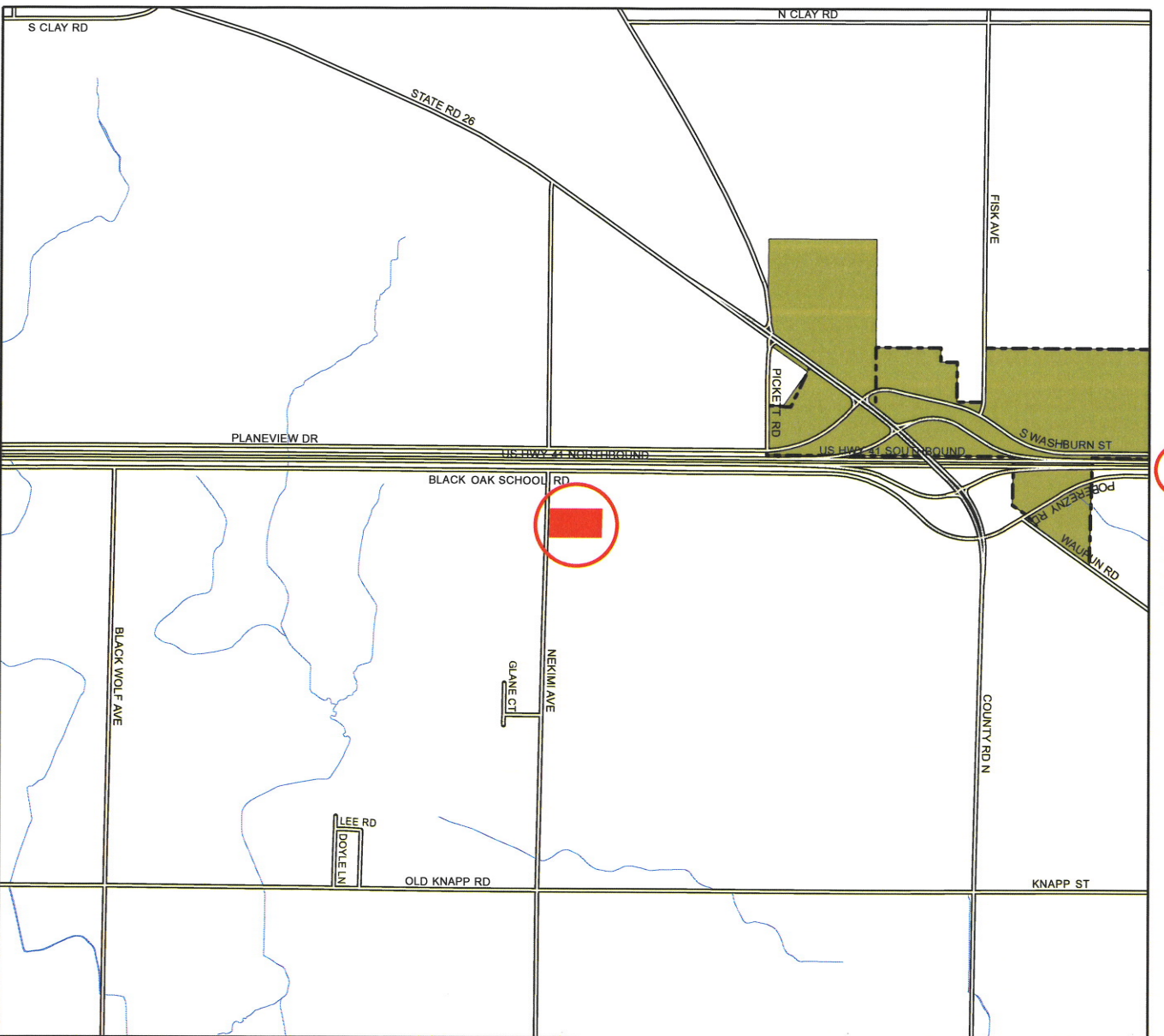
County Zoning Districts

R-1	PDD	B-1
R-2	A-1	B-2
R-3	A-2	B-3
R-4	I-1	M-1
R-8	I-2	Town Zoning

Other Areas



○ = SITE



Application #15-ZC-3380

Date of Hearing:

November 18, 2015

Owner(s):

Wachholz, Ronald & Linda

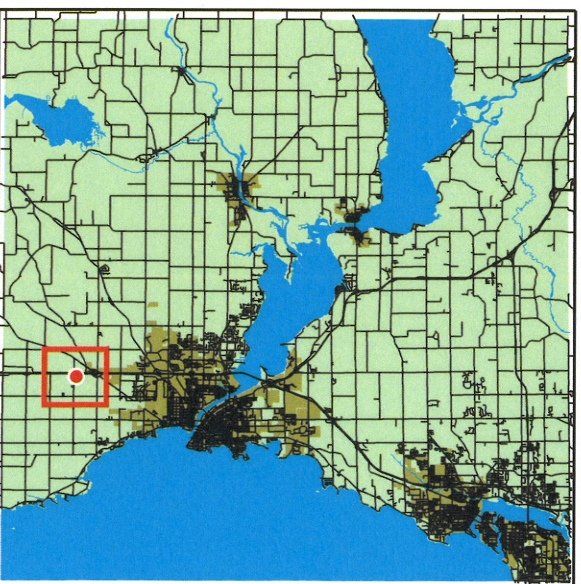
Subject Parcel(s):

012025001



*Winebago County
WINGS Project*

● = SITE



1 inch : 2,000 feet

WINNEBAGO COUNTY

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TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:

WHEREAS, the Winnebago County Fair Association wishes to continue organizing and managing the County Fair as an event that celebrates the cultural, educational, and recreational traditions of Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes that the Winnebago County Executive and the Winnebago County Clerk be and they hereby are authorized to execute the lease agreement between Winnebago County and the Winnebago County Fair Association for a term beginning January 1, 2016, and ending December 31, 2020. A copy of said Agreement may be obtained from the Winnebago County Parks Director or the Winnebago County Corporation Counsel, and is incorporated by reference and made a part of this Resolution.

PARKS AND RECREATION COMMITTEE

Vote Required for Passage: **Majority of Those Present**

Approved by the Winnebago County Executive this _____ day of _____, 2015.

Mark L Harris
Winnebago County Executive

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TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:

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

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

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

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors that it hereby authorizes the Winnebago County Executive to replace the aforementioned 1950 gas pipeline easement with the restructured narrative contained within the attached document which accurately reflects the existence and operation of a gas pipeline crossing in association with the WIOUWASH Recreation Trail. A copy of the proposed Easement is attached.

Respectfully submitted by:

PARKS AND RECREATION COMMITTEE

Committee Vote:

Vote Required for Passage: **Majority of Those Present**

Approved by the Winnebago County Executive this _____ day of _____, 2015.

Mark L Harris
Winnebago County Executive

Document Number
EASEMENT

THIS EASEMENT, made this ____ day of _____, 2015, by and between Winnebago County (hereinafter called Grantor), and ANR Pipeline Company, a Delaware Corporation, having its principal office at 717 Texas Street, Houston, Texas (hereinafter called Grantee). Whereas, the Grantee desires to place an underground gas pipeline under and across this fifty (50') foot wide easement located on the following described lands of the

WIOUWASH State Trail in Winnebago County, Wisconsin: the tract of land of GRANTOR, situated in the Town of Oshkosh, County of Winnebago, State of Wisconsin; and being the same land as described in that certain Deed dated the 4th day of April, 1974, and duly recorded as Document #448099 in the Register of Deeds Office of Winnebago County, State of Wisconsin. On a portion of land in the Northwest Quarter of the Southwest Quarter (NW1/4 SW1/4) of Section 3, T18N, R16E, crossing the WIOUWASH State Trail and as shown on plat to be attached hereto and made a part hereof.

NOW THEREFORE, for and in consideration of the sum of Ten Dollars (\$10), the Grantor hereby conveys to the Grantee, its successor and assigns, a non-exclusive easement to construct, maintain, inspect, operate, alter, change the size of, repair, remove and replace a single pipeline and all related equipment and appurtenances thereto (including but not limited to meters, fittings, ~~tie-overs, valves, cathodic protection equipment~~ and launchers and receivers) under and across the above described premises, for the transportation of gas under and across the above described premises.

The location of the subject easement is more particularly set forth on Exhibit "A" which is attached hereto and made a part hereof.

It is understood that:

1. All stumps and other debris resulting from the clearing of the right-of-way shall be disposed of by the Grantee in a manner acceptable to the Winnebago County Parks Director.
2. The Grantee may cut, trim and remove any brush, tress, logs, stumps or branches which by reason of their proximity may endanger or interfere with the said line or the operation thereof. Any such undertakings occurring after the initial installation shall be done with prior written approval of the Winnebago County Parks Director.
3. The title to the eased premises shall automatically revert to and revest in the Grantor without reentry upon the abandonment of the use of the same for underground gas transportation purposes or upon non-use of the same for a period of two years.
4. The Grantee shall hold the Grantor, its employees and agents harmless in the event the Grantor, its employees or agents cause any damage to said pipeline.
5. The Grantee assumes and agrees to protect, indemnify and save harmless the Grantor, agents, officers and employees from and against any and all claims, demands, suits, liability and expense by reason of loss or damage to any property or bodily injury including death, arising directly or indirectly:
 - a. Out of the construction, installation, maintenance, operation, repair, replacement and removal of the pipeline.
 - b. Out of any defect in the pipeline or failure thereof; and
 - c. Out of any act or omission of the Grantor, agents or employees.
6. The easement shall be non-exclusive and the Grantor may use the above described premises and shall have the right to lease or convey other easements to one or more other person(s), company(ies) or other entity(ies); provided that any such subsequent use, lease or conveyance shall not interfere with the Grantee's rights.
7. The Grantee is responsible for the location of any existing utility lines located within the easement area and for any and all damages, costs or liabilities that result from any damages to these lines caused by the Grantee.
8. The Grantee shall maintain the area of this easement in a decent, sanitary and safe condition during construction repair and maintenance, and at no time shall the Grantee allow its installation to cause a hazard or unsafe condition.
9. The Grantee shall contact the Winnebago County Parks Director prior to commencing any construction or maintenance work occurring after the initial installation.
10. The underground gas pipeline will be placed by means of boring an access hole such that the soil penetration provides a final pipe depth set at a minimum of 8 feet below top of trail grade. Thereafter Grantee shall install plastic "warning" signs above the underground gas pipeline to prevent accidental cutting.
11. The Grantee shall comply with all applicable federal, state and local laws and regulations in exercising any and all rights granted herein.
12. The Grantee shall allow continued public use of the WIOUWASH State Trail across this location.
13. Conveyance of this easement is subject to future restoration and reconstruction of the Right of Way for rail purposes

This space is reserved for recording data

Return to:

ANR Pipeline Company
Attn: Larry Huber
W3925 Pipeline Lane
Eden, WI 53019

consistent with Section 208 of the National Trails System Act Amendment of 1983, Publ. L. No. 98-11(16 U.S. C. 1247(d) and subject to reservations, exceptions and leases, agreements and permits authorized by the former railroad company of the Grantor prior to the execution of this easement.

14. Users of the WIOUWASH State Trail shall have the unrestricted Right of Way at all times.
15. Grantee shall make every effort possible to accommodate trail users and protect them from any hazards during any construction or maintenance process.
16. Relating to the trail portion:
 - a. The travel portion of the trail shall be restored to pre-maintenance or better condition using the same type and quality materials and approved by the Winnebago County Parks Director.
 - b. The maintenance and any future repair sites shall be adequately marked and barricaded with flashing lights and barricades and meet all safety conditions required by the Winnebago County Parks Director.
 - c. Any excavations on or near the trail shall be covered nightly and in no case shall construction obstruct or interfere with trail use over a weekend period.
 - d. Any trail closure lasting more than a single weekday must be done only with written permission of the Winnebago County Parks Director and such permission shall only be granted under the condition that the Grantee provide a temporary trail route that circumvents the affected construction area and provides users a safe path of ingress and egress.
 - e. The repair of any damage caused to the trail surface by the exercise of the Grantee's easement must be promptly repaired to pre-damage or better condition, using the same type and quality materials and approved by the Winnebago County Parks Director.
17. Any transfer of the rights herein conveyed to the Grantee under the terms of this easement shall be subject to the County's approval.
18. If required by law, the Grantee shall apply for any and all Chapter 30 and 31, Stats., licenses, permits or approvals necessary for implementing the rights granted to the Grantee pursuant to this easement.

END OF CONDITIONS

IN WITNESS WHEREOF the Grantor has caused this instrument to be executed on its behalf this ____ day _____, 2015.

By _____
Mark L. Harris, Winnebago County Executive

Personally came before me this ____ day of _____, 2015, the above named Mark L. Harris, Winnebago County Executive, to me known to be the person who executed the foregoing instrument and acknowledged that he/she executed and delivered the same as for the act and deed of said Winnebago County.

Notary Public, State of Wisconsin

_____(type/print)
My Commission (expires) (is) _____

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TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:

WHEREAS, during the time that the water level gauging station has been present at Boom Bay Boat Landing, Winnebago County has leased the 2' X 2' area to the Army Corp of Engineers without incident or impact on boaters using the launch facilities; and

WHEREAS, the Army Corp of Engineers wishes to further refine its ability to monitor and record water levels within the Lake Winnebago pool by installing another gauging station; and

WHEREAS, the Army Corp of Engineers has submitted a formal request asking that Winnebago County consider allowing the Corp to lease a 2' X 2' area at the Lake Butte des Morts Boat Landing in order to install and operate a solar-powered water level gauging station in the same manner as its Boom Bay Boat Landing water level gauging station; and

WHEREAS, your undersigned Committee believes that it would be in the best interests of Winnebago County to proceed with establishment of said lease for a fifteen (15) year term ending October 25, 2030.

NOW, THEREFORE, BE IT RESOLVED, by the Winnebago County Board of Supervisors that the Winnebago County Executive be and he hereby is authorized to execute on behalf of Winnebago County to the Army Corp of Engineers, Lease Number DACW35-5-16-3001 for operation of a water level gauging station at Lake Butte des Morts Boat Landing.

Respectfully submitted by:

PARKS AND RECREATION COMMITTEE

Committee Vote: 4-0

Vote Required for Passage: **Majority of Those Present**

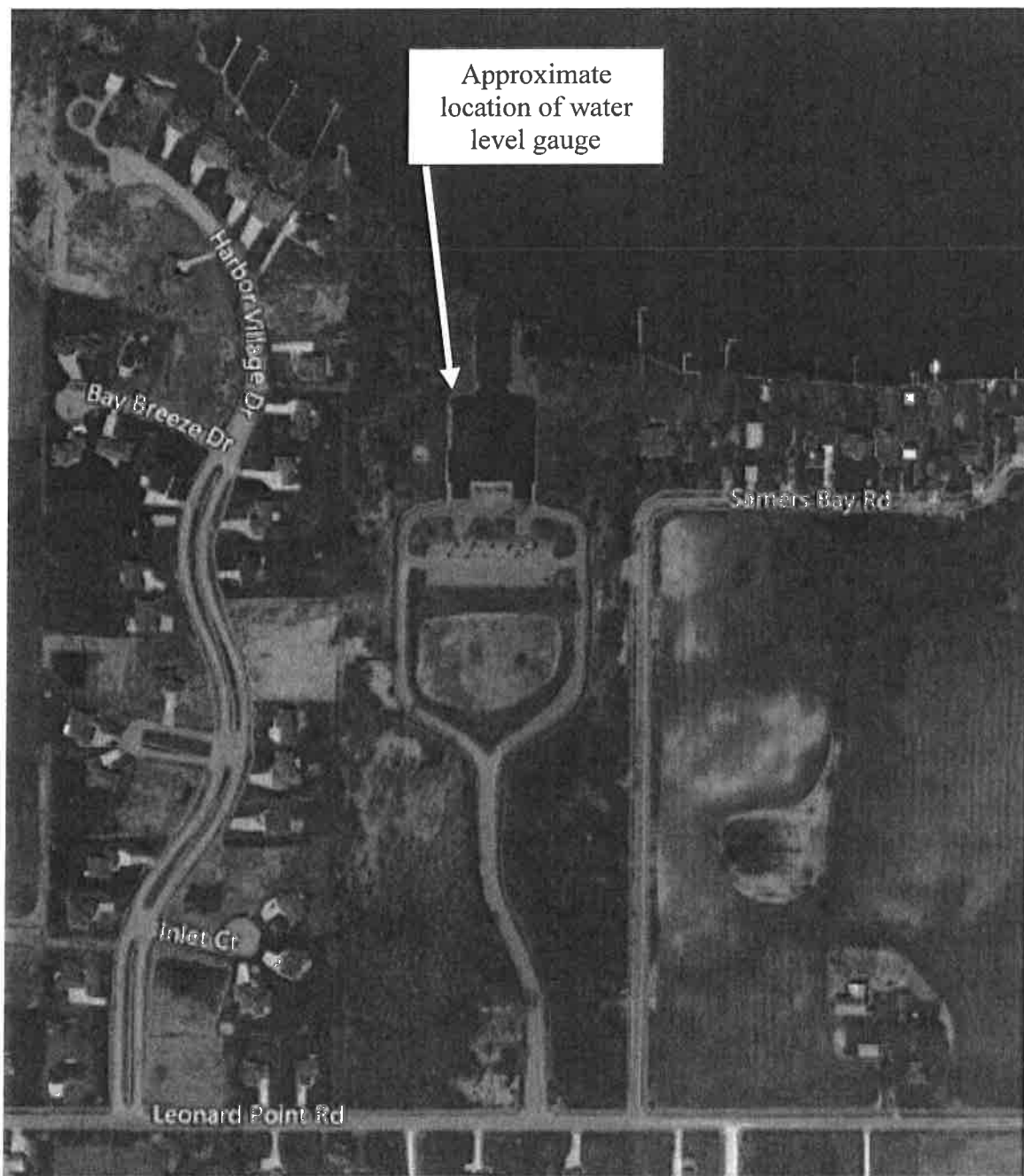
Approved by the Winnebago County Executive this _____ day of _____, 2015.

Mark L Harris
Winnebago County Executive

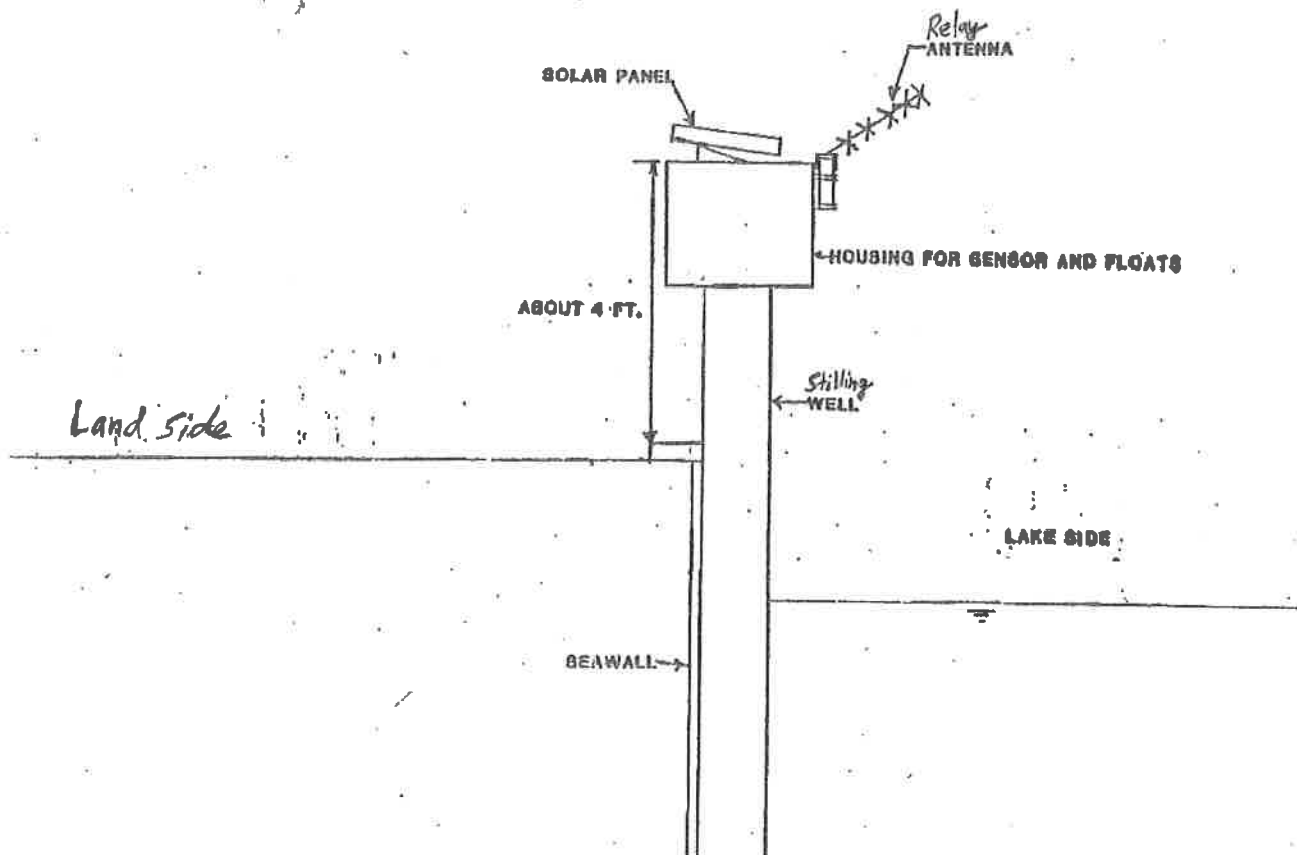
**U.S. Government
Lease for Real Property No.
DACW35-5-16-3001**

The **LESSOR** leases to the **UNITED STATES OF AMERICA**, hereinafter called the **GOVERNMENT**, the following described premises on the terms stated herein, including the General Provisions and Exhibits attached hereto.

1. **LOCATION OF LEASED PREMISES:** The Winnebago County Lake Butte des Morts Boat Landing located at 5316 Leonard Point Road, Omro, Wisconsin, 54963.
2. **DESCRIPTION OF LEASED PREMISES:** For the installation, operation, maintenance, repair, replacement, relocation, and removal of a water level gauge with its associated appurtenances on Winnebago County Parks Department property on a portion of land approximately 2 square feet in size.
3. **TERM:** To have and to hold for a term of fifteen (15) years beginning on 26 October 2015 and ending on 25 October 2030.
4. **TERMINATION:** The Government may terminate this lease at any time by giving at least thirty (30) days written notice to the Lessor. Said notice shall be computed commencing with the day after the date of mailing.
5. **RENTAL:** The consideration for this lease shall be the construction, operation, and maintenance of the water level gauge station for the benefit of the general public.
6. **SERVICES AND UTILITIES TO BE PROVIDED BY LESSOR AS PART OF THE LEASE:** Not applicable.
7. **SPECIAL OR OTHER PROVISIONS:**
 - a. The Government shall have the right of ingress and egress on lands of the Lessor not described herein for the installation, maintenance, and operation of the water level gauge and associated appurtenances.
 - b. It is expressly understood that no alterations, structures, or signs shall be made upon the premises without the prior written approval of the Lessor, except as necessary to maintain the water level gauge and associated appurtenances.
 - c. Any notice under the terms of this lease, given by the Lessor, shall be in writing, and addressed to the U.S. Army Corps of Engineers, Detroit District, ATTN: Real Estate Division, 477 Michigan Avenue, Detroit, Michigan, 48226.



Approximate location of the water level gauge at Winnebago County's
Lake Butte des Morts Boat Landing
(Aerial view- north is facing up)



Cross Section of a Typical Water Level Gauge
(Not to Scale)

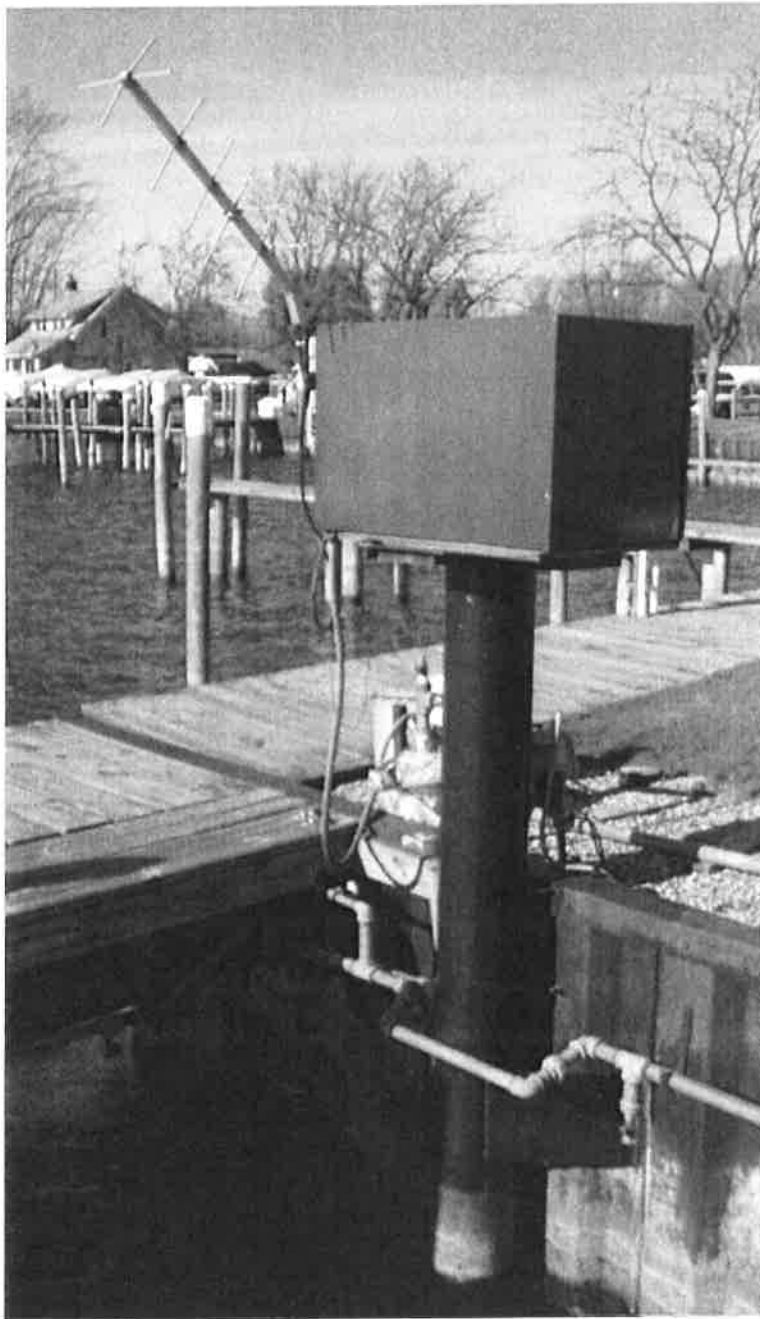


Photo of a Typical Water Level Gauge

1 **240-122015**

2 **RESOLUTION: Amend the Table of Organization for Winnebago County Human Services**
3 **Department**

6 **TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:**

7 **WHEREAS**, the 2016 Budget adopted by the Winnebago County Board of Supervisors adds one full-time
8 Psychotherapist position to the table of organization for the Human Services Department, effective January 1, 2016;
9 and

10 **WHEREAS**, the job duties for which the Human Services Department needs additional staffing are those that
11 fall under the current job title of "Family Services Therapist" rather than the job title of "Psychotherapist," but the
12 Department mistakenly used the wrong job title in its new position request; and

13 **WHEREAS**, the positions of Psychotherapist and Family Services Therapist have very similar qualifications
14 and are in the same pay grade, so the error was not easily observed, and correcting the error will not affect the
15 amounts budgeted for the new position;

17 **NOW, THEREFORE, BE IT RESOLVED**, by the Winnebago County Board of Supervisors, that it hereby
18 amends the Table of Organization for the Winnebago County Human Services Department, effective January 1,
19 2016, by deleting one full-time Psychotherapist position and adding one full-time Family Services Therapist position.

21 **Fiscal Note:** No fiscal impact.

23 Respectfully submitted by:
24 **PERSONNEL AND FINANCE COMMITTEE**

25 Committee Vote: **5-0**
26 Vote Required for Passage: **Majority of Those Present**

28 Approved by the Winnebago County Executive this ____ day of _____, 2015.

31 _____
32 Mark L Harris
 Winnebago County Executive

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TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:

WHEREAS, the purchase and installment of said equipment will be a Capital Expenditure when the equipment is purchased and installed; and

WHEREAS, this misclassification was overlooked when the 2016 Budget was prepared.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby authorizes the transfer of \$15,600 from the Small Equipment Account to the Capital Outlay Account of the UW Extension Department's 2016 Budget.

UW EXTENSION COMMITTEE

Respectfully submitted by:

PERSONNEL AND FINANCE COMMITTEE

Vote Required for Passage: **Two-Thirds of Membership**

Approved by the Winnebago County Executive this _____ day of _____, 2015.

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TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:

WHEREAS, Ken Robl has served as a member of the Winnebago County Solid Waste Management Board for 35 years; and

WHEREAS, Ken Robl's knowledge and wisdom as a Winnebago County Board member and as a member of Winnebago County Solid Waste Management Board have been extremely beneficial to the development and growth of Winnebago County over the past 35 years; and

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby intends naming the new conservation park to be developed at the site of the Snell Road Landfill be named “Ken Conservation Park.”

SOLID WASTE MANAGEMENT BOARD

Vote Required for Passage: **Majority of Those Present**

Mark L Harris
Winnebago County Executive

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TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:

WHEREAS, your undersigned Committee did review the recommended changes as outlined in the attached document summary and markup of the current Ordinance.

Submitted by:

Committee Vote: **5-0**

Vote Required for Passage: **Majority of Those Present**

Approved by the Winnebago County Executive this _____ day of _____, 2015.

Mark L Harris
Winnebago County Executive

(Explanation)
Recommended Changes to the County Travel Ordinance
December 2015

Here is a summary of the changes recommended by the Personnel & Finance Committee at meetings in November and December 2015:

- Deadlines have been recommended for submission of travel expense reimbursement. Should be turned in every three months if not monthly. In order for expenses to qualify for reimbursement they must be turned in by June 30th of the succeeding year. **Any expense reimbursement request received after June 30th of the succeeding year will not qualify for reimbursement.**
- The mileage reimbursement rate is always at the Federal rate (as previously approved by the Board). The Ordinance will no longer list out rates for multiple years.
- The mileage reimbursement will be from the employee, County Board member, etc will be reimbursed from the persons residence to the conference, meeting location and back to their residence even if they live outside of Winnebago County. The terms “within Winnebago County” are being removed. Primarily because, as stated, not all employees, etc., live within the County.
- The allowable meal reimbursement rates have been increased and now include the tip amount. These are the maximum reimbursement amounts. **Expenses submitted for meals that exceed these totals will NOT be reimbursed.** One cannot use an amount under for breakfast to cover an overage for lunch. Each meal stands alone.
- There will no longer be an allowable “daily meal allowance” for trips that extend more than one full day. Each meal stands alone.
- Detailed receipts will **now be required for all meals.** Expense reimbursement requests for meals that are not supported by detailed receipts will not be reimbursed.
- **Restated:** Meal reimbursement amounts (including tips) will not be reimbursed if they exceed the individual meal amount limits (outlined earlier in the Ordinance).

- The paragraph explaining the maximum tip percent is being removed. The tip is up to the individual and must fit within the individual meal allowance amount totals outlined earlier in the Ordinance.
- If the County Board Chairman and Personnel and Finance Chairman are one in the same person, then the County Board Chairman can have any other member of the Personnel & Finance Committee sign off on their expense reimbursement reports.

The full travel ordinance follows this page.

**SECTION 3.05 OF THE GENERAL
CODE OF WINNEBAGO COUNTY
ATTENDANCE AT MEETINGS OR SCHOOLS**

(1) GENERAL:

(a) The purpose of this Ordinance is the establishment of an orderly procedure for the authorization of travel or attendance at meetings, conferences, or educational seminars, on behalf of Winnebago County and for the reimbursement of legitimate expenses incurred as a result of such attendance.

(b) The intent of this Ordinance is that of restricting the reimbursement of travel expenses to only those items which are properly authorized and which are essential to the conduct of Winnebago County business or training off-site. As such, persons claiming reimbursement for travel expenses should make every reasonable effort to minimize the cost impact of their travel on behalf of Winnebago County.

(c) The provisions of this Ordinance shall not apply to volunteer drivers.

(2) BUDGETING PROCEDURE: Known and planned meetings, conferences, and educational seminars should be budgeted as part of the annual department budget. The annual department budget should also contain a summarized cost estimate for other meetings, conferences, educational seminars, and incidental travel that may reasonably be expected to occur during the fiscal year.

(3) APPROVAL:

(a) Budget Approval: Adoption of the County budget constitutes approval of the department budget for known meetings, conferences, and educational seminars as well as for the summarized cost estimate for other meetings, conferences, educational seminars, and local travel. Attendance of employees and elected officials other than County Board Supervisors at meetings, conferences, or educational seminars that were not identified specifically at the time that the department budget was submitted and considered shall require the advance approval of the County Executive. In the case of County Board Supervisors, advance approval by the County Board Chairman is required for attendance at meetings, conferences, or educational seminars that were not identified specifically at the time that the budget was adopted, except as otherwise provided pursuant to the Rules of the Winnebago County Board of Supervisors.

(b) Expense Voucher Approval: The County Executive or his designee shall be responsible for reviewing and authorizing the payment of expense reimbursements submitted by employees and elected officials other than County Board Supervisors. The Chairman of the County Board shall be responsible for reviewing and authorizing the payment of expense reimbursements submitted by County Board Supervisors. For purposes of this Ordinance, the County Executive or his designee

and the County Board Chairman shall be known as the Authorizing Agent with respect to various required approvals specified herein.

(c) Deadlines for Submission of Expense Reimbursement Reports: It is recommended that expense reimbursement reports be submitted at least quarterly so that the departments travel expenses on the Winnebago County Income Statement are reasonably up to date for budget monitoring. Expense reimbursement reports must be submitted no later than February 10 of the succeeding year to be recorded in the current year. Those submitted after that will be posted to the succeeding year. Expense reimbursement reports turned in after June 30 of the succeeding year will not be eligible for reimbursement at all.

(4) EXPENSE REIMBURSEMENT:

(a) Automobile Mileage Expense:

1. Automobile mileage shall be reimbursed at the current federal (Internal Revenue Service) mileage rate established for employees utilizing their vehicles for business purposes. ~~The current rate follows below.~~

- ~~1/1/07 – 12/31/07 .485 per mile (48.5 cents)~~
- ~~1/1/08 – 6/30/08 .505 per mile (50.5 cents)~~
- ~~7/1/08 – 12/31/08 .585 per mile (58.5 cents)~~
- ~~1/1/09 – 12/31/09 .550 per mile (55.0 cents)~~
- ~~1/1/10 – 12/31/10 .500 per mile (50.0 cents)~~
- ~~1/1/11 – 12/31/11 .510 per mile (51.0 cents)~~
- ~~1/1/12 – 12/31/12 .555 per mile (55.5 cents)~~
- ~~1/1/13 – 12/31/13 .565 per mile (56.5 cents)~~

2. No employees or elected officials of Winnebago County shall operate a privately-owned motor vehicle on County business unless they meet the County's minimum automobile liability insurance requirements which are set forth as follows:

- \$100,000.00 for each person for bodily injury.
- \$300,000.00 for each occurrence for bodily injury.
- \$ 50,000.00 for each occurrence for property damage.

3.

- a. All Winnebago County employees and elected officials who drive a privately-owned motor vehicle on County business shall produce evidence of insurance coverage to the person responsible for approving their expense reports upon request.
- b. No automobile mileage shall be reimbursed to Winnebago County employees or elected officials of Winnebago County who operate a motor vehicle in violation of this section of this Ordinance.

4. All travel shall be by the most direct route with an allowance to be made for reasonable variations due to route conditions. Mileage shall be paid to the person whose private motor vehicle is used. Where a number of persons are making the same trip, travel shall be in the fewest necessary number of motor vehicles.

5. Employees and elected officials other than County Board Supervisors shall not be paid for travel between their place of residence and their regular work locations.

6. Travel in one's personal automobile between County facilities in the course of business is eligible for mileage reimbursement.

- a. Mileage reimbursement paid to employees and Winnebago County Board members and members of duly appointed Winnebago County committees, boards, and commissions for attendance at duly noticed meetings shall not exceed the mileage between the site of the meeting and the permanent residence ***within Winnebago County*** of the employee, board, committee, or commission members.

(b) Lodging and Meals Expense:

1. The following schedule consists of maximum reimbursable expenses for lodging and meals.

Overnight Lodging - Single room cost.

\$ ~~7.50~~ **10.00** – Breakfast

\$ ~~9.50~~ **12.00** – Lunch

\$ ~~18.00~~ **23.00** – Supper

~~Supper, Breakfast, Lunch, no overnight lodging – \$35.00~~

These are the maximum amounts that Winnebago County will reimburse for meals including tips. Meal costs incurred above these limits will not be reimbursed. Submission of meal receipts is required for all meals.

2. Persons attending meetings, conferences or educational seminars that extend for a full day or a partial day may claim necessary meal expenses per meal as set forth herein. No reimbursement shall be claimed for meals that could have reasonably been consumed prior to departure or following return.

~~3. Persons attending meetings, conferences or educational seminars that extend for more than a full day may claim the daily meal allowance of \$35.00 instead of itemizing individual meal expenses. In the event that one or more meals is provided as part of the conference program and is prepaid, allowance and the claim for reimbursement shall be reduced by the maximum value of the meal(s) as set forth above.~~

~~4. In the event that the cost of a meal consumed by a County employee or elected official while attending a meeting, conference or educational seminar exceeds the amount~~

~~allowed herein, said employee or elected official shall be reimbursed the amount of excess meal expense approved as reasonable as determined by the Authorizing Agent and provided that an itemized receipt for the meal is submitted as part of the reimbursement claim.~~

5 3. Meals consumed by employees and elected officials as part of a business breakfast, luncheon, or dinner are eligible for reimbursement in accordance with the foregoing schedule subject to the approval of the Authorizing Agent.

6 4. Lodging costs will not be reimbursed for any site within 50 miles of the Winnebago County Courthouse unless approved in advance by the Authorizing Agent.

7 5. In order to be reimbursed for lodging costs for the night prior to the beginning of a meeting, conference, or educational seminar, the site of the meeting, conference or educational seminar must be at least 100 miles from the Winnebago County Courthouse and the starting time must be no later than 9:30 a.m. Normally, reimbursement for lodging costs for the night at the end of a meeting, conference, or educational seminar shall not be paid unless the meeting, conference, or educational seminar is located more than 100 miles from the Winnebago County Courthouse and the meeting, conference, or educational seminar ends later than 8:30 p.m. Exceptions to these provisions may be made by the Authorizing Agent based upon weather conditions or other reasonable considerations.

8 6. In that Winnebago County is exempt from state and local taxes in Wisconsin, persons seeking lodging expense reimbursement shall arrange in advance with the lodging facility to exempt reimbursed room and meal charges from state and local taxes.

(5) GENERAL ITEMS OR EXPENSE:

(a) Public Transportation:

1. Travel by plane or train shall be at coach rates.

2. Since most trips are pre-planned, airline tickets shall be purchased far enough in advance so as to achieve the lowest possible fares. If a fare requires additional nights of lodging and additional meals, these extra expenses and the value of lost work time shall be weighed against the airfare and the most economical choice shall be made. In the event that extenuating circumstances prevent the most economical choice from being made, advance approval of the Authorizing Agent shall be secured.

3. Educational seminars that are offered in more than one location shall normally be selected on the basis of the closest site to Winnebago County. Exceptions to this provision require the advance approval of the Authorizing Agent.

4. Incidental expenses for taxi fares, limousine fares, busses, or other forms of land transportation between the airport, or terminal, and the place of lodging and/or the meeting, conference, or seminar site are reimbursable under this Ordinance.

5. Tips (other than meal tips) for alcoholic beverages, barber or beautician costs, in-room movies, maid service, health club fees, and all sundry items not specifically addressed in this Ordinance are not reimbursable.

6. Auto rentals shall be made only if less expensive than other forms of land transportation or if other forms of transportation would prove unreasonable from a time/use perspective.

~~7. The cost of tips from 15% of meal expenses or gratuities of up to 15% included as part of the meal bill are reimbursable expenses for meal expense reimbursement only when claimed on a per-meal basis under this Ordinance. Also, reimbursement of up to \$0.50 per bag for porter services are reimbursable expenses under this Ordinance.~~

8 7. Disbursements made in foreign currency must be converted to U.S. currency when preparing the expense report.

9 8. Where County employees or elected or appointed officials share transportation, only those persons actually providing the means of transportation or paying for the cost of the transportation shall be reimbursed.

~~10 9.~~

(a) County employees, officers, and County Board Supervisors attending County Board meetings or any other authorized meeting or seminar who are not prohibited from claiming mileage expense, but to whom no other provision of this Ordinance is applicable, shall be entitled to mileage reimbursement at a rate of \$.0001 per mile.

(b) Telephone: Employees, officers, and elected officials shall be eligible for reimbursement of personal telephone expenses for calls between their place of lodging and their home not to exceed an average of \$3.50 per day for each night of lodging away from home.

(c) Registration or Conference Fees:

1. Registration or conference fees are reimbursable by Winnebago County upon proof of payment or they may be prepared upon advance billing. In the event that prepayment of registration or conference fees has been made and the individual scheduled to attend cannot attend, the person who made the original arrangements is responsible for providing a suitable substitute or for seeking a refund of the registration or conference fee.

(6) **ADVANCES:** The Authorizing Agent may authorize the payment of travel advances to employees and elected officials engaged in travel on County business.

(7) **ENFORCEMENT:**

(a) The County Board Chairman shall be responsible for the enforcement of and compliance with the provisions of this Ordinance with regard to Winnebago County Board Supervisors. The County Executive or his or her designee(s) shall be responsible for enforcement of and compliance

with the provisions of this Ordinance with regard to employees of Winnebago County and elected officers other than County Board Supervisors. The Chairman of the Personnel and Finance Committee shall be responsible to review expense reimbursement requests of the County Board Chairman and County Executive for purposes of compliance with this Ordinance. ***If the County Board Chairman and Personnel and Finance Committee Chairman are one and the same, then any other member of the Personnel and Finance Committee may review and approve expense reimbursement requests of the County Board Chairman.***