

**ADJOURNED SESSION
WINNEBAGO COUNTY BOARD OF SUPERVISORS MEETING
TUESDAY, MARCH 21, 2023**

Chairman Thomas Egan called the meeting of the Winnebago County Board of Supervisors to order at 6:00 P.M. from the Winnebago County Courthouse, 415 Jackson Street, Oshkosh, Wisconsin and virtually by ZOOM.

The meeting was opened with the Pledge of Allegiance and the invocation by Supervisor Karen Powers. The following Supervisors were present: 32 – Dowling, Nichols, Eisen, Horan, Defferding, Wise, Nussbaum, Stafford, Albrecht, Gabert, Binder, Swan, Robinson, Floam, Gordon, Ponzer, Belville, Norton, Hinz, Zellmer, Schellenger, Powers, Hanson, Cox, Gustafson, Youngquist, Farrey, Harrison, Zastera, Egan, Nelson and Miller. Excused: 4 – Borchart, Ellenberger, Buck and Beem.

Motion by Supervisor Albrecht, seconded by Supervisor Stafford, to adopt the agenda for tonight's meeting. CARRIED BY VOICE VOTE.

PUBLIC HEARING

The following people spoke in favor of Resolution No. 203-032023: "Appropriating Funds in the Amount of \$145,000 for each Municipality or Town Primarily Located within Winnebago County":

- Bob Schmeichel, Town of Neenah Chairman & the Wisconsin Towns Association Winnebago County Units Chairman
- Brenda Kubasta, Village of Winneconne Trustee
- Jim Erdman, Town of Oshkosh Chairman
- Frank Frassetto, Town of Black Wolf Chairman

The following individual spoke in support of the amended Resolution No. 167-012023: "Creating a Special Revenue Fund Titled the Spirit Fund, and Transferring Surplus Funds from the General Fund and Park View Fund to the Spirit Fund" and Resolution No. 203-032023: "Appropriating Funds in the Amount of \$145,000 for each Municipality or Town Primarily Located within Winnebago County":

- Matt Olson, Town of Winchester Chairman

Bill Topel, Human Services Director, urged County Board Supervisors to please support the revisions to the Winnebago County Compensation Schedule for 2023. There have been sessions for employees to attend the past two weeks to receive information and understand what changes are being proposed and how it will affect them. The staff has expressed appreciation to Dr. Topel.

Eric Rasmussen, Emergency Management Director, spoke in favor of the amended Resolution No. 170-012023: Authorizing a transfer of ~~\$853,000~~ \$925,000 from the Spirit Fund to the General Fund for the Purpose of Funding Budgeted Expenses in the Facilities Department for Purchase and Installation of an Emergency Generator and Other Emergency Preparedness Needs at the Sunnyview Expo Center. He explained the need, benefits and how the approval of this resolution will affect the whole county.

COMMUNICATIONS, PETITIONS, MEMORIALS, ACCOUNTS, COMMENDATIONS, ETC.

Julie Barthels, Winnebago County Clerk, presented the following communications:

- Resolutions from Other Counties:
 - Crawford County – Resolution 3-0223 supporting "Request for Revision of §77.24 Wis.Stats. Regarding Division of Real Estate Transfer Fees" was referred to the Legislative Committee.
 - Green Lake County – Resolution 01-2023, "Requesting State to Revise the Current Real Estate Transfer Fees Revenue Sharing Formula" was referred to the Legislative Committee.
 - Green Lake County – Resolution No. 04-2023, "Requesting State of Wisconsin to Use a Portion of the 2023 Budgetary Surplus for the Maintenance, Repair and Replacement of County Trunk Highway System" was referred to the Legislative Committee.
 - Marathon County – Resolution No. R-7-23, "Requesting the State to Revise the Current Real Estate Transfer Fees Revenue Sharing Formula" was referred to the Legislative Committee.
 - Trempealeau County – Resolution No. 2023-02-01 - "Request State Revise the Current Real Estate Transfer Fees Revenue Sharing Formula" was referred to the Legislative Committee.
- Commendations:
 - Commendations for Valinda Applebee, Susan T. Ertmer and Pattie Quint
 - Commendation for Mary Krueger from the Wisconsin County Treasurer's Association

REPORTS FROM COMMITTEES, COMMISSIONS & BOARDS

Supervisor Farrey reported that there will be a Legislative Committee meeting on Monday, March 27, 2023 at 8:30 am. Materials for that meeting for members that are County Board Supervisors were placed on their desks.

Supervisor Horan reminded everyone that Winnebago County Scholarship applications are due by March 31, 2023. The scholarships are from the County Board in the amount of \$1,000. She is on a committee from the WCA related to the UW Extension. The first meeting we had was a meet and greet session that consisted about 11 people on zoom. The mission remains the same to meet the needs of the people of Wisconsin. The next meeting will be held in April. She also attended a WCA Legislative Conference on February 28 thru March 1, 2023, and gave a brief synopsis of issues that were discussed.

Supervisor Brian Defferding stated his NACO report included that the National Judicial Task Force was going to examine the State Courts Responses to Mental Illness. This includes what the State of Wisconsin can do along with what the counties can do to implement those recommendations. The National Chief Justice Summit will be held on April 21, 2023, in Madison on Mental Health. He will be attending this event. The Summit will feature local, state & national speakers on a range of mental health issues.

COUNTY EXECUTIVE'S REPORT

Executive Assistant Ethan Hollenberger read the County Executive's report that was provided to him by the County Executive that reported on the following topics:

- A moment of silence was taken for David and Jan Metzgi. David previously served on the County Board. Our hearts go out to the family during this difficult time.
- County Executive Doemel apologizes for not being here tonight but is taking the opportunity to spend time with his family.
- Executive Assistant Hollenberger spoke regarding the County Merit Structure and the inability to move along the pay grades. A resolution will be brought forward to the County Board tonight for a vote which will immediately address the in-range compression. This is the 1st step in moving forward in improving our total compensation plan. There will be more to follow focusing on the current merit pay and benefit packages. We have to be sure whatever we do, we can afford going forward.
- The Spirit Fund is also coming back tonight and apologized for not changing the name. Changing the name would have made it even more confusing. The ARPA Strategy and Outcomes Commission has reviewed the appropriate use of ARPA spending. They have ensured no future revenue will be jeopardized. It is still his belief that this is in the best interest of the county and for transparency that we create this fund. If the County Board decides to create the Spirit Fund tonight, he urges the County Board to pass the projects that will be presented and voted on tonight. The County Executive supports them all. It is time to start moving this process along.
- The Parks Department is in final negotiations with the Pyrotechnic Guild International (PGI) for the national conference. There will be two public viewing nights. Both the town and the city have approved the firework permits. They are working on a final layout and more information will be coming soon.
- On March 31, 2023, the courthouse will host the state student congress with participants from Neenah, Brookfield, Madison, Port Washington, West Bend, Sheboygan, and Milwaukee.
- The County Executive will declare April 2, 2023, "Autism Awareness Day".

COUNTY BOARD CHAIRMAN'S REPORT

Chairman Egan reported that Supervisor Borchart, Ellenberger, Buck and Beem are excused from tonight's meeting.

Chairman Egan stated he was also disappointed with the McGrath study. Hope we would consider different agencies or vendors in the future vs going with the same person/agency again.

Chairman Egan is also the co-chair of ARPA. The commission has put a lot of work into this and hopes everyone will support the resolutions that will be presented tonight and pass them so we can move this process along.

Chairman Egan is also on the Highway Committee. The Highway Department is having problems with their trucks, the tailgates if they dump, will fall off. He requested the Highway Committee to have this addressed at their next meeting. If we need parts to fix the trucks, we need to be able to do that in a timely manner.



CONSENT AGENDA

Consent Agenda Items are those items of a Routine Administrative Nature that are Voted on by the Winnebago County Board of Supervisors in a Single Roll Call Vote. Staff recommends Approval of all items. Any Winnebago County Board of Supervisor may Request that an item be Removed from the Consent Agenda for Discussion.

Motion by Supervisor Albrecht and seconded by Supervisor Stafford, to adopt the consent agenda excluding:

- Approval of Proceedings from the February 7, 2023 and February 28, 2023 board meetings. Supervisor Farrey requested that this item be pulled from the Consent Agenda.
- Report No. 001 – Divine Journey Home Buyers, LLC; Town of Winneconne Supervisor Nelson requested to have this item pulled from the Agenda and referred back to the Planning & Zoning Committee.
- Amendatory Ordinance No. 03/001/23 – Rezoning from R-1 to R-2 for tax parcel number 030-0239-06(p) Supervisor Nelson requested to have this item pulled from the Agenda and referred back to the Planning & Zoning Committee.
- Ordinance No. 200-032023: Amend Winnebago County General Code Chapter 7.02 "Speed Limit Regulations" to Include the Proposed Modifications Supervisor Gabert requested that this item be pulled from the Consent Agenda.
- Resolution No. 201-032023: Approval of a Budget Transfer in the Amount of \$65,000 for Operational Expenses of the Medical Examiner's Budget. Supervisor Farrey requested that this item be pulled from the Consent Agenda.

CARRIED BY VOICE VOTE.

County Board Chairman's Appointment:

Winnebago County Board of Supervisors Ad Hoc Task Force to Review Committee Structure - Supervisors Defferding, Eisen, Floam, Gabert, and Hanson

Winnebago County Board of Supervisors Ad Hoc Task Force on Per Diem Structure - Supervisors Binder, Ellenberger, Harrison, Powers, Schellenger, Wise and Zastera

ZONING REPORTS & ORDINANCES

Report No. 002 - Gregory Freer, et al; Town of Wolf River

Amendatory Ordinance No. 03/002/23 - Rezoning from A-2/R-1 to A-2/R-1/R-2 for tax parcel nos. 032-0683, 032-0683-01 and 032-0683-02 (Effective Date: April 5, 2023)

Amendatory Ordinance No. 03/003/23 - Town of Winchester on behalf of Multiple Property Owners, Rezoning from A-1 to A-2 (Effective Date: April 5, 2023)

The list of parcel numbers can be found at the following link: <https://www.co.winnebago.wi.us/county-clerk/tue-03212023-1800/winnebago-county-board-supervisors>

RESOLUTIONS & ORDINANCES

Resolution No. 195-032023: Commendation for Valinda Applebee

WHEREAS, Valinda Applebee has been employed with Park View Health Center, for the past twenty-three years, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Valinda Applebee 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 Valinda Applebee 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 Valinda Applebee.

Submitted by:

PERSONNEL & FINANCE COMMITTEE

Resolution No. 196-032023: Commendation for Susan T. Ertmer

WHEREAS, Susan T. Ertmer has served the citizens of Winnebago County for the past forty-three years as County Clerk of Winnebago County; and

WHEREAS, prior to her election to the position of County Clerk, Ms. Ertmer served the citizens of Winnebago County for nineteen years in various positions within the County Clerk's Office;

WHEREAS, throughout her term of office, Ms. Ertmer has distinguished herself as a most conscientious and dedicated public servant; and

WHEREAS, Ms. Ertmer has recently completed her services to Winnebago County.

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

BE IT FURTHER RESOLVED, that the County Clerk send a copy of this Resolution to Susan T. Ertmer.

Submitted by:
PERSONNEL & FINANCE COMMITTEE

Resolution No. 197-032023: Commendation for Pattie Quint

WHEREAS, Pattie Quint has been employed with Park View Health Center, for the past forty years, and during that time has been a most conscientious and devoted County employee; and

WHEREAS, Pattie Quint 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 Pattie Quint 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 Pattie Quint.

Submitted by:
PERSONNEL & FINANCE COMMITTEE

Resolution No. 198-032023: Disallow Claim of Wynonna Potter

WHEREAS, your Personnel and Finance Committee has had the claim of Wynonna Potter referred to it for review; and

WHEREAS, your Committee has investigated the claim and recommends it be disallowed by Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the claim of Wynonna Potter, filed with the County Clerk, is hereby disallowed since there is no basis for liability on the part of Winnebago County.

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

Resolution No. 199-032023: Disallow Claim of Christy Wolff

WHEREAS, your Personnel and Finance Committee has had the claim of Christy Wolff referred to it for review; and

WHEREAS, your Committee has investigated the claim and recommends it be disallowed by Winnebago County.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the claim of Christy Wolff, filed with the County Clerk, is hereby disallowed since there is no basis for liability on the part of Winnebago County.

Submitted by:
PERSONNEL AND FINANCE COMMITTEE

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Ordinance No. 200-032023: Amend Winnebago County General Code Chapter 7.02 "Speed Limit Regulations" to Include the Proposed Modifications

WHEREAS, the Highway Committee has reviewed and recommends approval of the following amendments to the Winnebago County General Code Chapter 7.02: Speed Limit Regulations as attached; and

WHEREAS, the amendments define and expand the speed limits in the Town of Winneconne on County Trunk Highway "G" to 45 miles per hour from its intersection with County Trunk Highway "M" easterly for a distance of 1.51 miles to the intersection with Cross Road; and

WHEREAS, the amendments define and expand the speed limits in the Town of Winneconne on County Trunk Highway "M" to 45 miles per hour from its intersection with County Trunk Highway "G" northerly for a distance of 1.85 miles to its intersection with Clark Point Road.

NOW, THEREFORE, THE WINNEBAGO COUNTY BOARD OF SUPERVISORS OF THE COUNTY OF WINNEBAGO DOES ORDAIN AS FOLLOWS:

(7) COUNTY TRUNK HIGHWAY "G"

(c) Town of Winneconne

1. 45 miles per hour from its intersection with County Trunk Highway "M" easterly for a distance of 1.51 miles to its intersection with Cross Road.

(13) COUNTY TRUNK HIGHWAY "M"

(b) Town of Winneconne

2. 45 miles per hour from its intersection with County Trunk Highway "G" northerly for a distance of 1.85 miles to its intersection with Clark Point Road.

BE IT FURTHER ORDAINED by the Winnebago County Board of Supervisors that said amendments to the General Code of Winnebago County shall become effective on the date following the date of publication.

Submitted by:
HIGHWAY COMMITTEE

Consent Agenda pulled item Ordinance No. No. 200-032023: Amend Winnebago County General Code Chapter 7.02 "Speed Limit Regulations" to Include the Proposed Modifications. Motion by Supervisor Albrecht, seconded by Supervisor Floam, to adopt. CARRIED BY VOICE VOTE.

Resolution No. 201-032023: Approval of a Budget Transfer in the Amount of \$65,000 for Operational Expenses of the Medical Examiner's Budget

WHEREAS, Operational Expenses for Medical Examiner's office were over budget in 2022 by \$63,830; and
WHEREAS, the overages in the Operational Expenses are due to multiple factors including increased autopsy and toxicology cases and lack of storage capacity leading to increased transportation costs and storage fees; and
WHEREAS, there has been an increase in overdose deaths in 2022 and the trend is continuing; and
WHEREAS, changes in operational procedures for pathology labs have increased costs. It is now routine for pathology labs to receive decedents on the day of autopsy resulting in increased storage costs and transportation costs; and

WHEREAS, operating expenses are an estimate and can fluctuate based on the amount and type of death investigations the Medical Examiner's office handles.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby approves a budget transfer in the amount of \$65,000 for Operational Expenses of the Medical Examiner's Budget.

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

Consent Agenda pulled item Resolution No. 201-032023: Approval of a Budget Transfer in the Amount of \$65,000 for Operational Expenses of the Medical Examiner's Budget. Motion by Supervisor Cox, seconded by Supervisor Hanson, to adopt. Vote on Resolution: AYES: 32; NAYES: 0; ABSENT: 4 – Borchart, Ellenberger, Buck and Beem. CARRIED.

RESOLUTIONS AND ORDINANCES

AMENDED

RESOLUTION NO. 167-012023: Creating a Special Revenue Fund Titled the Spirit Fund, and Transferring Surplus Funds from the General Fund and Park View Fund to the Spirit Fund

WHEREAS, Winnebago County has received funds totaling \$33,390,918 in State and Local Fiscal Recovery Funds (SLFRF) under the American Rescue Plan Act of 2021 (ARPA); and

WHEREAS, by Resolution No. 277-022022 the county board created a Winnebago County ARPA Strategy and Outcomes Commission, with the directive that "[a]ll ARPA spending and appropriation requests are to be submitted to the ARPA Strategy and Outcomes Commission for its recommendation prior to action by the full County Board"; and

WHEREAS, upon recommendation of the ARPA Strategy and Outcomes Commission and through Resolution No. 110-102022, the Winnebago County Board recognized State and Local Fiscal Recovery Funds in the amount of \$33,390,918 as replacement of public sector revenue for the County, and further identified expenses incurred and paid in the form of wages between March 4, 2021 and September 30, 2022, in general fund departments and at Park View Health Center, as general government services which had been funded through the use of such replacement of public sector revenue; and

WHEREAS, at the January 17, 2023, county board meeting, the Winnebago County Board referred this resolution, which established a special revenue fund, back to the ARPA Strategy and Outcomes Commission to review the surpluses caused by previous board action and explore any effects of establishing a special revenue fund under the January proposal; and

WHEREAS, the ARPA Strategy and Outcomes Commission, in consultation with the Director of Finance, has reviewed ARPA rules and recommends a similar action as the previous proposals and requests creation of a special revenue account to set aside surplus funds caused by this amended resolution, to be used for purposes specified herein so that the spent dollars can be reported to the county board and public at large and to ensure the funds are spent in the

spirit of ARPA and to improve resiliency in our community as has been permitted by the ARPA law and regulations of the United States Department of the Treasury; and

WHEREAS, this approach has been reviewed by the county's Finance Director, auditor, and outside financial consultant as legal without negative effects to the county;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that Resolution No. 110-102022 be superseded by this resolution to recognize all Winnebago County State and Local Recovery Funds as revenue replacement through the calculation under the United States Department of the Treasury Final Rule dated April 1, 2022, and the expenditure grant be allocated to wages in general fund departments in the amount of \$24,709,281 and Park View Health Center in the amount of \$8,681,638 as general government services from January 1, 2022, to March 31, 2023.

BE IT FURTHER RESOLVED that the surpluses resulting from this resolution shall be transferred to establish a separate special revenue fund titled the Spirit Fund, consisting of \$24,709,281 from the undesignated general fund and \$8,681,638 from the Park View Health Center fund, in total \$33,390,918, and that it is the intent of the Board that such funds be spent on projects which fall within authorized expenditures of the US Department of the Treasury's ARPA Final Rule, within any of the following categories, and within the framework document created by the ARPA Strategy and Outcomes Commission:

- (1) County Government Projects (25% 50% of funds)
- (2) Government Identified Community Projects (50% of funds)
- ~~(3) Non-Governmental Community Projects (25% of fund)~~

BE IT FURTHER RESOLVED that all interest accrued on the ARPA SLFRF funds before the enactment of this resolution shall also be transferred to the Spirit Fund and spent in the same manner as the principal amount.

BE IT FURTHER RESOLVED that the ARPA Strategy and Outcomes Commission will directly recommend all requests for spending and appropriation for uses of the special revenue Spirit Fund to the full County Board for final appropriation and passage.

BE IT FURTHER RESOLVED that the county administration shall develop a dashboard or other reporting mechanism posted to the county website which tracks the spending and allocation of the newly-created fund.

Submitted by:
ARPA STRATEGY AND OUTCOMES COMMISSION

Motion by Supervisor Cox, seconded by Supervisor Hanson to adopt.

Motion by Supervisor Dowling, seconded by Supervisor Hanson, to amend resolution. Remove 25% and replace with 50% on line 46 and strike line 48.

Vote on amendment. AYES: 21; NAYES: 11 – Nichols, Eisen, Wise, Swan, Gordon, Norton, Zellmer, Schellenger, Youngquist, Farrey, and Harrison; ABSTAIN: 0; ABSENT: 4 – Borchart, Ellenberger, Buck and Beem. PASSED.

Vote on Resolution as amended. CARRIED BY VOICE VOTE.

AMENDED

RESOLUTION NO. 168-012023: Authorizing a transfer of \$175,000 from the Spirit Fund to the General Fund for the Purpose of Funding Budgeted Expenses in the County Executive's Office for Assistance with Strategic Planning and Priority-based Budgeting

WHEREAS, by Resolution 143-112022, adopted by the Winnebago County Board of Supervisors on November 15, 2022, the Board transferred \$175,000 from the Undesignated General Fund Balance to the Other Contracted Services account in the County Executive's Office for use in obtaining assistance with strategic planning and priority-based budgeting; and

WHEREAS, in that same resolution the Board recognized that "funds allocated for these purposes from the undesignated general fund may be later replaced by resources made available through designated uses of ARPA funds"; and

WHEREAS, the Board has now created a fund known as the Spirit Fund, using resources made available through use of ARPA funds designated as replacement of lost revenue and used for general government services through Resolution No. 167-012023; and

WHEREAS, the County Executive has signed a contract with Resource X, a sole source provider of the priority-based budgeting tool which has been utilized by several counties and municipalities across the country and state, and is expected to launch the project this spring; and

WHEREAS, the County Executive is pursuing a local facilitator for portions of the strategic plan; and

WHEREAS, the \$175,000 appropriation for strategic planning and priority-based budgeting is an appropriate use of dollars from the Spirit Fund, and the Undesignated General Fund Balance, which was the original source of funding for this appropriation, should be replaced with dollars from the Spirit Fund;

WHEREAS, this project falls within the County Government Projects category identified by the ARPA Strategy and Outcomes Commission in their framework document and would preserve undesignated general fund balance for other uses.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it authorizes a transfer of \$175,000 from the Spirit Fund to the General Fund for the purpose of funding already-budgeted expenses in the County Executive's Office for assistance with strategic planning and priority-based budgeting.

Submitted by:
ARPA STRATEGY AND OUTCOMES COMMISSION

Motion by Supervisor Farrey, seconded by Supervisor Harrison, to adopt. CARRIED BY VOICE VOTE.

AMENDED

RESOLUTION NO. 169-012023: Authorizing a Capital Improvements Project for Purchase of Digital Subscriber Units (Radios) for County Departments, to Be Funded by a Transfer of ~~\$2,560,000~~ \$2,725,000 from the Spirit Fund

WHEREAS, digital subscriber units, commonly known as radios, were originally purchased for all public safety entities within Winnebago County beginning in 2011, as part of an eleven-million-dollar countywide upgrade including infrastructure; and

WHEREAS, the purchased radios had an expected life of 7 to 10 years, and have been out of warranty since 2015; and

WHEREAS, approximately 420 radios used by the Sheriff's Office as well as the Highway, Facilities, Public Health, Emergency Management, District Attorney, and Medical Examiner departments must be replaced to ensure mission-critical services can be provided; and

WHEREAS, this proposal includes a contingency of ten percent; and

~~WHEREAS, the \$2,560,000 in County funding for a capital improvements project to purchase digital subscriber units (radios) for County departments is an appropriate use of dollars from the Spirit Fund.~~

~~WHEREAS, this project falls within the County Government Projects category outlined by the ARPA Strategies and Outcomes as it will eliminate the need to borrow through the debt property tax levy or reduce the undesignated general fund balance.~~

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it authorizes a capital improvements project for purchase of digital subscriber units for County departments, to be funded with ~~\$2,560,000~~ \$2,725,000 from the Spirit Fund.

Submitted by:
ARPA STRATEGY AND OUTCOMES COMMISSION

Motion by Supervisor Farrey, seconded by Supervisor Gordon, to adopt.

A friendly amendment was requested to include the ARPA vote 7-0 on resolution.

Motion by Supervisor Zastera to amend the resolution to add the purchase of two smart radios. This motion dies for lack of a second.

Vote on Resolution. CARRIED BY VOICE VOTE.

AMENDED

RESOLUTION NO. 170-012023: Authorizing a transfer of ~~\$853,000~~ \$925,000 from the Spirit Fund to the General Fund for the Purpose of Funding Budgeted Expenses in the Facilities Department for Purchase and Installation of an Emergency Generator and Other Emergency Preparedness Needs at the Sunnyview Expo Center

WHEREAS, the Board has now created a special revenue fund known as the Spirit Fund, using resources made available through use of ARPA funds designated as replacement of lost revenue and used for general government services through Resolution No. 167-012023; and

WHEREAS, an amendment to the 2023 Executive Budget, which increased the capital outlay budget in the Facilities and Property Management Department for purposes of purchasing and installing an emergency generator ~~and other emergency preparedness needs~~ at the Sunnyview Expo Center, was passed by the Winnebago County Board of Supervisors and included in the 2023 Adopted Budget; and

WHEREAS, a \$925,000 appropriation for purchase and installation of an emergency generator ~~and other emergency preparedness needs~~ is an appropriate use of dollars from the Spirit Fund, and the Undesignated General Fund balance, which was the original source of funding for this appropriation, should be replaced with dollars from the Spirit Fund; and

~~WHEREAS, Sunnyview Expo Center is identified in numerous emergency plans across the county as a multi-purpose emergency venue and this building would not be viable and functional during a power outage; and~~

WHEREAS, twice this winter, Governor Tony Evers has issued an energy emergency due to potential power shortages and once energy users on the northside of the county were asked by the electric utility to turn down their thermostat to preserve energy; and

WHEREAS, the electrical components at Sunnyview Expo Center have exceeded their functional life expectancy and this project fills a critical need for a self-sustaining emergency operational facility to provide continuation of public services or public shelter and

WHEREAS, the IT infrastructure would not support County Operations in an emergency scenario where one or more County office buildings were unavailable; and

WHEREAS, the current facility does not allow for access to residents in a bariatric wheelchair; and

WHEREAS, these modifications to Sunnyview Expo Center will help to make Winnebago County a more prepared and resilient community; and

WHEREAS, the initial budget amendment did not include funds for design or contingency needed in the amount of \$72,000 resulting in the need to increase the project to a total of \$925,000; and

WHEREAS, this project falls within Government Identified Community Projects outlined by the ARPA Strategy and Outcomes Commission because numerous other local governments and organizations across the county use the building in their emergency response planning.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that the amount included in the 2023 budget for purchase and installation of an emergency generator at Sunnyview Expo Center be increased from \$853,000 to \$925,000, that these funds may be used for purchase and installation of an emergency generator and other emergency preparedness needs, and that this project be funded through a transfer of \$925,000 from the Spirit Fund.

Submitted by:
ARPA STRATEGY AND OUTCOMES COMMISSION

Motion by Supervisor Farrey, seconded by Supervisor Gordon, to adopt. CARRIED BY VOICE VOTE.

AMENDED

RESOLUTION NO. 172-012023: Authorizing a transfer of \$300,000 from the Spirit Fund to the General Fund for the Purpose of Funding Budgeted Expenses in the Facilities Department for a Facilities Condition Assessment Study

WHEREAS, the Board has now created a special revenue fund known as the Spirit Fund, using resources made available through use of ARPA funds designated as replacement of lost revenue and used for general government services through Resolution No. 167-012023; and

WHEREAS, an amendment to the 2023 Executive Budget, which increased the professional services budget in the Facilities and Property Management Department for purposes of conducting a County-wide facilities condition assessment study, was passed by the Winnebago County Board of Supervisors and included in the 2023 Adopted Budget; and

WHEREAS, the \$300,000 appropriation for a Facilities Condition Assessment study is an appropriate use of dollars from the Spirit Fund, and the Undesignated General Fund balance, which was the original source of funding for this appropriation, should be replaced with dollars from the Spirit Fund; and

WHEREAS, a request for proposal (RFP) was completed for this project and the Director of Facilities and Property Management is beginning negotiations with a selected firm with an anticipated start of early spring; and

WHEREAS, this project falls within the County Government Projects category outlined by the ARPA Strategy and Outcomes Commission in their framework document.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it authorizes a transfer of \$300,000 from the Spirit Fund to the General Fund for the purpose of funding already-budgeted expenses in the Facilities and Property Management Department for a Building Condition Assessment study.

Submitted by:
ARPA STRATEGY AND OUTCOMES COMMISSION

Motion by Supervisor Farrey, seconded by Supervisor Horan, to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 202-032023: Appropriating Funds in the Amount of \$3,030,300 for Land and Water Conservation Projects administered by the Land and Water Conservation Department (LWCD)

WHEREAS, the Board has now created a special revenue fund known as the Spirit Fund, using resources made available through use of ARPA funds designated as replacement of lost revenue and used for general government services through Resolution No. 167-012023; and

WHEREAS, about twenty-five percent of the land in Winnebago County is covered by water; and

WHEREAS, the Winnebago Lake System contains about seventeen percent of the state's inland water; and

WHEREAS, an infusion of capital will allow the LWCD to take the appropriate amount of time to determine the highest and best need for a multi-decade impact to preserve our land and water resources; and

WHEREAS, these funds will be used on legacy projects with the primary focus being to improve water quality in Winnebago County ensuring future generations benefit from these investments; and

WHEREAS, this allocation is within the Government Identified Community Projects category identified by the ARPA Strategy and Outcomes Commission in their framework document;

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that an appropriation of \$3,030,300 from the Spirit Fund for the Land and Water Conservation Department to implement conservation efforts to include but not be limited to Harvestable Buffer Programs, Soil Health Programs, Wetland Development and Restoration, Waterway Systems, Barnyard Runoff Control Systems, Manure Storage Closures, Off-Shore Breakwaters, Shoreline Habitat Restoration, Well Abandonments, Rain Gardens, and Management Plans.

BE IT FURTHER RESOLVED that a policy plan shall be established by the Land Conservation Committee (LCC) which shall contain or comply with the following:

- (1) A timeframe to expend the funds
- (2) Conservation practices and the estimated amounts within each practice
- (3) All practices shall consist of a cost-share of which the county share paid may not exceed 90%
- (4) All practices shall be tracked for success and subsequently reported the LCC
- (5) These funds may be used as a local match to secure other grant funding
- (6) The LWCD shall comply with all requests of county administration and Spirit Fund reporting requirements including a dashboard or other reporting mechanism on the county website

BE IT FURTHER RESOLVED that the LCC shall receive an annual report from the LWCD Director and may amend the policy plan as needed within the original timeline set by the LCC.

Submitted by:
ARPA STRATEGY AND OUTCOMES COMMISSION

Motion by Supervisor Farrey, seconded by Supervisor Gordon, to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 203-032023: Appropriating Funds in the Amount of \$145,000 for each Municipality or Town Primarily Located within Winnebago County

WHEREAS, the Board has now created a special revenue fund known as the Spirit Fund, using resources made available through use of ARPA funds designated as replacement of lost revenue and used for general government services through Resolution No. 167-012023; and

WHEREAS, twenty-one municipalities or towns are primarily located within Winnebago County which include the cities of Neenah, Menasha, Omro & Oshkosh, villages of Winneconne & Fox Crossing, and towns of Algoma, Black Wolf, Clayton, Neenah, Nekimi, Nepeuskun, Omro, Oshkosh, Poygan, Rushford, Utica, Vinland, Winchester, Winneconne & Wolf River; and

WHEREAS, the ARPA Strategy and Outcomes Commission has received requests from local government partners for the release of funds for radios, emergency response vehicles, park projects, and other needs; and

WHEREAS, the ARPA Strategy and Outcomes Commission created a framework document for the funds, which outlines the desire for spending to be geographically diverse and ensure all corners of the county receive funding for at least one project; and

WHEREAS, allocating an equal amount to each local government allows the county to fund the many project requests in an equitable manner; and

WHEREAS, this project falls within the Government Identified Community Projects category as outlined by the ARPA Strategies and Outcomes Commission.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that an allocation of \$145,000 for each municipality or town primarily within the county's boundaries is appropriated from the Spirit Fund in the total amount of \$3,045,000 subject to the administration of the Director of Finance, who is authorized to disburse funds in accordance with the requirements of this Resolution, and that it is the intent of the Board that such funds be spent on projects which fall within any of the categories authorized by the county's ARPA Strategy & Outcomes Commission or for ARPA SLFRF funds by U.S. Department of the Treasury regulations.

BE IT FURTHER RESOLVED that all municipalities or towns receiving an allocation shall comply with all of the following:

- (1) Identify by governing body vote the projects or projects on which the allocations are desired to be spent;
- (2) Provide a short narrative on how the project or projects follow the framework document created by the ARPA Strategy and Outcomes Commission which will serve as the request for the allocation;
- (3) Ensure all projects are completed within the boundaries of Winnebago County;
- (4) Provide documentation that all required local and federal procurement procedures are followed;
- (5) Provide documentation as required by county administration to comply with subsequent Spirit Fund reporting and auditing requirements;
- (6) Sign a standard agreement prepared by the county to ensure equal treatment;

(7) Spend the allocation by December 31, 2024.

BE IT FURTHER RESOLVED that municipalities or towns may request allocations be transferred to other municipalities or towns, and that the funds may be used only for a government purpose and shall not be sub-granted by the municipalities or towns.

Submitted by:
ARPA STRATEGY AND OUTCOMES COMMISSION

Motion by Supervisor Farrey, seconded by Supervisor Hanson, to adopt.

Motion by Supervisor Norton to amend the resolution to allocate \$3,045,000 to the 21 Winnebago County municipalities according to population based on 2020 census data. This motion dies for lack of a second.

Vote on Resolution. CARRIED BY VOICE VOTE.

ORDINANCE NO. 204-032023: Amend Section 11.11 of the General Code of Winnebago County (Amend Appendix A: Winnebago County Public Health Department Permit Fee Schedule)

WHEREAS, Section 11.11 of the General Code for Winnebago County specifically provides the Winnebago County Board of Supervisors with the authority to establish permit fees for the Winnebago County Public Health Department; and

WHEREAS, the Winnebago County Public Health Department annually reviews said Permit Fee Schedule and makes a recommendation to the Winnebago County Board of Health and to the Winnebago County Board of Supervisors regarding establishing fees for various Public Health Department permits so as to keep said fees reflective of the actual cost of issuing such permits and reflect changes in State law; and

WHEREAS, the Winnebago County Board of Health is recommending that Appendix A of Chapter 11 of the General Code for Winnebago County, authorized specifically by Subsection 11.11(7), be amended as reflected in the attached proposed Permit Fee Schedule.

NOW, THEREFORE, THE COUNTY BOARD OF SUPERVISORS OF THE COUNTY OF WINNEBAGO DOES ORDAIN AS FOLLOWS: that Appendix A of Chapter 11 of the General Code of Winnebago is hereby amended to read as indicated in the attached document, marked as Appendix A: Winnebago County Health Department 2023-2024 Permit Fee Schedule.

BE IT FURTHER ORDAINED by the County Board of Supervisors of the County of Winnebago that said amendment to Winnebago County's General Code shall become effective on the date following the date of publication.

Submitted by:
BOARD OF HEALTH

Motion by Supervisor Youngquist, seconded by Supervisor Gordon, to adopt. CARRIED BY VOICE VOTE.

RESOLUTION NO. 205-032023: Authorize Acceptance of \$100,000 Grant from N.E.W. Mental Health Connection to cover the costs of a Suicide Prevention Coordinator

WHEREAS, the Public Health Department employs a Suicide Prevention Coordinator; and

WHEREAS, in the past, this position has been supported by a combination of funds from a community partner and a grant from the Medical College of Wisconsin for which the Public Health Department is the fiscal agent; and

WHEREAS, the funding for this position is being taken over by N.E.W Mental Health Connection; and

WHEREAS, N.E.W. Mental Health Connection has agreed to provide \$100,000 to cover the cost of a Suicide Prevention Coordinator.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it authorizes approval to accept \$100,000 from N.E.W Mental Health Connection to cover the costs of the Suicide Prevention Coordinator.

Submitted by:
BOARD OF HEALTH
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Youngquist, seconded by Supervisor Norton, to adopt. CARRIED BY VOICE VOTE.

WHEREAS, in 2022 Winnebago County engaged the services of McGrath and Associates as compensation consultants to study the County's current pay structures and the labor markets, and make recommendations for changes which will help the County attract and retain employees in the rapidly changing labor market; and

WHEREAS, the results of the study identified that 33% of the positions surveyed appear to have slipped below the average market minimum and the recommended changes by the consultant would realign positions within the market; and

WHEREAS, in range compression was identified as a major issue in the study and causes problems in recruitment as the competitive hiring range is not available as current employees are in this part of the salary range; and

WHEREAS, an adjustment to current employees' rate of pay based on the table below, will significantly alleviate in-range compression; and

WHEREAS, the consultant identified the comp ratio as a comparison of the County's salary range to the market, in which the proposed Compensation Schedule would have the top of Range A as a 45% comp ratio; the top of Range B – the control point – as a 50% comp ratio; the top of Range C as a 60% comp ratio; and the top of Range D as a 74% comp ratio; and

WHEREAS, a salary contingency fund of \$2,000,000 was included in the 2023 Winnebago County adopted budget for the purpose of funding pay increases that were expected to be recommended by the compensation consultant; and

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby adopts the attached revised Winnebago County Compensation Schedule, which will supersede the previously-approved Compensation Schedule effective after the day of publication of this resolution: and

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the pay rate of each regular employee which currently falls below the minimum of the grade for that employee's position on the new Compensation Schedule may be increased to the minimum for that grade, effective as of a date to be determined by the Director of Human Resources; and

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the years of service in position for each employee may be determined as of December 31, 2023, and that the pay rate of each regular employee which falls below the target pay rate for that employee's position and years of service in that position, as determined by the table below, may be increased to the target pay rate, effective as of a date to be determined by the Director of Human Resources, as follows:

<u>Years in Position</u>	<u>Target Pay Rate</u>
3	45% of the comp ratio (top of range A)
1	42% of the comp ratio
2	44% of the comp ratio
3	46% of the comp ratio
4	48% of the comp ratio
5	50% of the comp ratio (top of range B – control point)
7	52.5% of the comp ratio
9	55% of the comp ratio
11	57.5% of the comp ratio
13	60% of the comp ratio (top of range C)
15	62% of the comp ratio
17	64% of the comp ratio
19	66% of the comp ratio
21	68% of the comp ratio
23	70% of the comp ratio ; and

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that the pay rate of each regular employee who was promoted to a higher-graded position after January 1, 2020 may be increased to the higher of: (1) the employee's pay rate as determined under the preceding provisions of this resolution, or (2) what the employee's pay rate would have been under the preceding provisions of this resolution if the employee had remained in the employee's previous position, plus a minimum promotional increase of 5%, effective as of a date to be determined by the Director of Human Resources.

Submitted by:
PERSONNEL & FINANCE COMMITTEE

Motion by Supervisor Cox, seconded by Supervisor Nussbaum, to adopt the resolution with the substitute amendment. Vote on Resolution. CARRIED BY VOICE VOTE.

Motion by Supervisor Farrey, seconded by Supervisor Dowling, to amend the attachment to the resolution; to move the County Executive's Assistant Position from pay grade 71 to pay grade 70.

Motion by Supervisor Hanson to suspend the amendment until the County Executive and the Executive Assistant are available to speak regarding this amendment. This motion was withdrawn.

Motion by Hanson, seconded by Supervisor Gordon, to call the question for Supervisor Farrey's amendment. CARRIED BY VOICE VOTE.

Vote on Supervisor Farrey's amendment; to move the County Executive's Assistant Position from pay grade 71 to pay grade 70. AYES: 28; NAYES: 3 – Eisen, Harrison and Nelson; ABSTAIN: 1 – Albrecht; ABSENT: 4 – Borchart, Ellenberger, Buck and Beem. PASSED.

Motion by Supervisor Eisen, seconded by Supervisor Nichols, to amend line 60 – "Be it further resolved to achieve retention and recruitment goals and to secure the blessings of financial prudence, this Winnebago County Board of Supervisors initiates a .5% sales tax to become effective July 1, 2023, for the purposes of funding employee excellence and other county financial needs. Of the 72 counties in Wisconsin, only 4 remain without a .5% sales tax. A .5% sales tax will generate \$15,000,000 a year of revenue for Winnebago County. Now is the time to act."

Motion by Gustafson, seconded by Supervisor Stafford, to call the question for Supervisor Eisen's amendment. CARRIED BY VOICE VOTE.

Vote on Supervisor Eisen's amendment. AYES: 3 – Eisen, Binder and Nelson; NAYES: 28; ABSTAIN: 1 – Nichols; ABSENT: 4 – Borchart, Ellenberger, Buck and Beem. FAILED.

Motion by Supervisor Gustafson, seconded by Supervisor Youngquist, to call the question. CARRIED BY VOICE VOTE.

Vote on Resolution No. 206-032023: Adopting Revisions to the Winnebago County Compensation Schedule for 2023 (Substitute Amendment) as amended. AYES: 32; NAYES: 0; ABSTAIN: 0; ABSENT: 4 – Borchart, Ellenberger, Buck and Beem. PASSED.

Motion by Supervisor Floam and seconded by Supervisor Nichols, to approve the February 7, 2023 Special Orders Session and February 28, 2023 Regular Session Board Proceedings for the Winnebago County Board of Supervisors as amended. CARRIED BY VOICE VOTE.

Supervisor Farrey requested to record his vote on Resolution No. 192-022023 on the February 28, 2023 proceedings to read as follows: Motion by Supervisor Cox, seconded by Supervisor Ellenberger to adopt. CARRIED BY VOICE VOTE.

ABSTAIN: FARREY

Supervisor Nussbaum requested to correct last bullet point on page 142 for Amendatory Ordinance No. 02/008/23 under Zoning Reports and Ordinances. Should read, "Amendatory Ordinance No. 02/008/23 – Town of Clayton on behalf of Cody Robel; rezone tax parcel no. 006-0034-01 from **R-1 and R-2 to R-1**."

Motion by Supervisor Albrecht, seconded by Supervisor Zellmer, to adjourn until the April 18, 2023 regular meeting at 6:00 p.m. The meeting was adjourned at 10:08 p.m.

Submitted by:
Cassie J. Smith-Gregor
Winnebago County Deputy Clerk

State of Wisconsin)
County of Winnebago) ss

I, Cassie J. Smith-Gregor, 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 March 21, 2023.

Cassie J. Smith-Gregor
Winnebago County Deputy Clerk